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JOHN A. STRIJK,
Acting Government Printer.

ENVIRONMENTAL PROTECTION

EP301

ENVIRONMENTAL PROTECTION ACT 1986**ENVIRONMENTAL PROTECTION AMENDMENT REGULATIONS
(No. 3) 1996**

Made by His Excellency the Governor in Executive Council on the recommendation of the Environmental Protection Authority.

Citation

1. These regulations may be cited as the *Environmental Protection Amendment Regulations (No. 3) 1996*.

Commencement

2. These regulations come into operation on 1 October 1996.

Principal regulations

3. In these regulations the *Environmental Protection Regulations 1987** are referred to as the principal regulations.

[* Reprinted as at 4 December 1995.]

Part headings inserted

4. The principal regulations are amended —
- (a) by inserting before regulation 1 the following Part heading —
“ **PART 1 — PRELIMINARY** ”;
 - (b) by inserting after regulation 2 the following Part heading —
“ **PART 2 — ADMINISTRATIVE MATTERS** ”;
 - (c) by inserting after regulation 3 the following Part heading —
“ **PART 3 — CONTROL OF POLLUTION GENERALLY** ”;
 - (d) by inserting before regulation 6 the following Part heading —
“ **PART 4 — AUDIBLE ALARMS** ”;
 - (e) by inserting after regulation 6 the following Part heading —
“ **PART 5 — APPEALS** ”;
 - (f) by inserting after regulation 9 the following Part heading —
“ **PART 6 — TYRES** ”;
 - (g) by inserting after regulation 15 the following Part heading —
“ **PART 7 — ANTI-FOULING PAINT** ”; and
 - (h) by inserting after regulation 16 the following Part heading —
“ **PART 8 — PETROL** ”.

Regulations 4 and 5 repealed and regulations substituted

5. Regulations 4 and 5 of the principal regulations are repealed and the following regulations are substituted —

“

Interpretation

4. (1) In this Part, unless the contrary intention appears —

“**category**” means a category of premises specified in Schedule 1;

“**licence**” means a licence under Part V of the Act.

(2) A reference in this Part to a kind of waste is a reference to both the type of waste and the nature of its discharge into the environment.

(3) A reference in this Part or a Schedule to a category followed by a designation is a reference to the category so designated in the first column of Schedule 1.

(4) A reference in Part 3 of Schedule 4 to the Swan Coastal Plain is a reference to the area defined in Schedule 1 to the *Environmental Protection (Swan Coastal Plain Lakes) Policy Approval Order 1992*.

(5) In this Part (other than regulation 5G) and in Schedules 3 and 4 fee amounts are expressed in units or fractions of a unit, one unit being equivalent to \$12.50.

Prescribed premises

5. The premises specified in Schedule 1 are prescribed premises for the purposes of Part V of the Act.

Occupier of certain prescribed premises may apply for registration

5A. (1) An occupier of premises specified in Part 2 of Schedule 1 may apply for registration of those premises under regulation 5B.

(2) An occupier who so applies does not commit an offence under section 56 of the Act in respect of those premises while the application is pending.

(3) If premises specified in Part 2 of Schedule 1 are registered under regulation 5B, section 56 of the Act does not apply to the occupier of those premises.

Registration of premises

5B. (1) An occupier of premises specified in Schedule 2 shall not operate the premises for the purposes described in that Schedule unless the premises are registered under this regulation.

Penalty: \$200.

(2) An application for registration is to be —

- (a) in a form approved by the Chief Executive Officer;
- (b) accompanied by a plan showing the boundaries of the land on which the premises are situated and the layout of the premises; and
- (c) accompanied by a fee of 24 units.

(3) The Chief Executive Officer is to grant an application made under subregulation (2) and enter details of the registered premises in a register kept for that purpose.

(4) A person who becomes the occupier of registered premises and who does not —

- (a) notify the Chief Executive Officer of that fact within 30 days of becoming the occupier; and
- (b) include with the notification a recording fee of 2 units,

commits an offence.

Penalty: \$200.

(5) On receipt of a notification and fee under subregulation (4), the Chief Executive Officer is to make the necessary alterations to the register.

(6) A person who immediately before the commencement of the *Environmental Protection Amendment Regulations (No. 3) 1996* was the holder of a licence in respect of premises to which subregulation (1) applies is not required to apply for registration of those premises until the expiry of that licence.

Works approval fee

5C. (1) The fee prescribed for the purposes of section 54 (1) (b) of the Act is the appropriate fee specified in Schedule 3 determined on the basis of the cost of the works that are the subject of the application.

(2) In determining the cost of works for the purposes of this regulation, no account is to be taken of —

- (a) the cost of land;
- (b) the cost of buildings to be used for purposes unrelated to the purposes in respect of which the premises are, or will become, prescribed premises; or
- (c) consultancy fees paid or to be paid in relation to those works.

Licence fee

5D. (1) Subject to regulation 5G, the fee prescribed for the purposes of section 57 (1) (b) of the Act comprises —

- (a) the amount specified in the third column of Part 1 of Schedule 4 corresponding to the relevant category, and, where applicable, the relevant production or design capacity, of the premises specified in the first and second columns of that Part;
- (b) in respect of premises within category 5, 6, 7, 8, 9, 12, 44, 46, 53, 70 or 80, where the operation of the premises involves the discharge of waste consisting of tailings or flyash, the amount specified in the second column of Part 2 of Schedule 4 corresponding to the relevant quantity of such waste specified in the first column of that Part that is permitted to be discharged from the premises; and
- (c) the appropriate amount under Part 3 of Schedule 4, as determined under regulation 5E, for each kind of waste to be discharged from the premises.

(2) If any premises occupied by the same person, as determined by the Chief Executive Officer, fall within more than one category specified in the first column of Part 1 of Schedule 4, the amount payable in respect of those premises under subregulation (1) (a) is that appropriate to the category in respect of which the higher or highest amount is payable.

Determination of amount under Part 3 of Schedule 4

5E. (1) Subject to this regulation, the amount payable under Part 3 of Schedule 4 in respect of a particular kind of waste is to be determined on the basis of the quantity of such waste that is permitted to be discharged from the premises during the period to which the application relates averaged over that period.

(2) If, in respect of an application for a licence, the Chief Executive Officer is satisfied that the quantity of a particular kind of waste discharged from the premises in the year immediately preceding the period to which the application relates has been accurately measured, the amount payable under Part 3 of Schedule 4 in respect of such waste may, at the discretion of the Chief Executive Officer, be determined on the basis of the quantity so measured averaged over a period of one year.

(3) If, in respect of an application for a licence, the Chief Executive Officer is satisfied that —

- (a) the applicant has put in place appropriate procedures for the accurate measurement of the quantity of a particular kind of waste to be discharged from the premises; and
- (b) the quantity of such waste to be discharged from the premises during the period to which the application relates has been accurately calculated,

the amount payable under Part 3 of Schedule 4 in respect of such waste may, at the discretion of the Chief Executive Officer, be determined on the basis of the quantity so calculated.

(4) If an approved policy specifies standards for the discharge of a particular kind of waste and those standards apply to premises which are the subject of an application for a licence, the amount payable under Part 3 of Schedule 4 in respect of such waste, as determined under subregulation (1), (2) or (3), is increased by 50% for those premises.

Amount payable for harmless discharge onto land

5F. (1) Despite regulation 5D (1) (c), an amount of 25 units may be paid in respect of waste to be discharged onto land instead of the appropriate amount specified in Table 2 of Part 3 of Schedule 4, if the Chief Executive Officer is satisfied that the method of discharge renders the waste harmless to the environment.

(2) For the purposes of regulation 5G, the amount of 25 units mentioned in subregulation (1) is to be regarded as an amount payable under Part 3 of Schedule 4.

Maximum fee

5G. The maximum fee payable in respect of a licence is —

- (a) if the total amount otherwise payable under Part 3 of Schedule 4 is predominantly attributable to the discharge of waste into air or onto land —
 - (i) \$165 000, in a case where that total amount or a component of that total amount is subject to the increase specified in regulation 5E (4); or
 - (ii) \$110 000, in any other case;
- (b) if the total amount otherwise payable under Part 3 of Schedule 4 is predominantly attributable to the discharge of waste into waters, \$200 000; or
- (c) if the total amount otherwise payable under Part 3 of Schedule 4 is equally attributable to the discharge of waste into air or onto land and the discharge of waste into waters, \$200 000.

Refunds

5H. (1) If an application for a licence is refused, the Chief Executive Officer is to —

- (a) deduct from the fee which accompanied the application such amount as the Chief Executive Officer considers reasonable to meet the administrative costs associated with determining the application; and
- (b) refund the balance of the fee to the applicant.

(2) If —

- (a) a fee paid in respect of a licence comprised an amount determined under regulation 5E (2) or (3); and
- (b) the Chief Executive Officer is satisfied that the quantity of waste discharged from the premises during the term of the licence (“the actual discharge”) is less than the quantity used as the basis for determining that amount,

the Chief Executive Officer is to refund to the licensee the difference between the fee that would have been payable if the amount under Part 3 of Schedule 4 had been determined on the basis of the actual discharge and the fee paid.

Certain matters to be determined by Chief Executive Officer

5I. For the purposes of determining the amount of a fee under this Part, any question relating to the cost of works, the production or design capacity of premises, or the kind or quantity of waste discharged or to be discharged from premises is to be determined by the Chief Executive Officer.

Transitional provision (reduced fees)

5J. Despite regulation 5D, the fee prescribed for the purposes of section 57 (1) (b) of the Act —

- (a) in respect of an application for a licence made within the first year after the commencement of the *Environmental Protection Amendment Regulations (No. 3) 1996*, is two fifths of the fee that would otherwise apply under this Part; and
- (b) in respect of an application for a licence made within the second year after the commencement of the *Environmental Protection Amendment Regulations (No. 3) 1996*, is two thirds of the fee that would otherwise apply under this Part.

Schedules 1, 2 and 3 repealed and Schedules substituted

6. Schedules 1, 2 and 3 to the principal regulations are repealed and the following Schedules are substituted —

“

SCHEDULE 1 — PRESCRIBED PREMISES

[regulation 5]

PART 1

<i>Category number</i>	<i>Description of category</i>	<i>Production or design capacity</i>
1	Cattle feedlot: premises on which the watering and feeding of cattle occurs, being premises —	500 animals or more
	(a) situated less than 100 metres from a watercourse; and	

<i>Category number</i>	<i>Description of category.</i>	<i>Production or design capacity</i>
	(b) on which the number of cattle per hectare exceeds 50.	
2	Intensive piggery: premises on which pigs are fed, watered and housed in pens.	1 000 animals or more
3	Aquaculture (ponds or tanks): premises on which —	Biomass 1 000 kilograms or more
	(a) marine, estuarine or freshwater fish or prawns are propagated or reared; and	
	(b) supplementary feeding occurs,	
	in ponds or tanks that discharge waste into waters or onto land.	
4	Aquaculture (natural waters): premises on which —	Not applicable
	(a) marine, estuarine or freshwater fish or prawns are propagated or reared; and	
	(b) supplementary feeding occurs,	
	in enclosures in naturally occurring waters.	
5	Processing or beneficiation of metallic or non-metallic ore: premises (other than premises within category 6 or 7) on which the crushing, grinding, milling or processing of metallic or non-metallic ore or the reprocessing of tailings occurs.	50 000 tonnes or more per year
6	Mine dewatering, tailings or residue disposal: premises on which —	50 000 tonnes or more per year
	(a) water is extracted and discharged into the environment to allow mining of ore; or	
	(b) mining or processing of ore occurs and tailings or residue are discharged into a containment cell or dam.	
7	Vat or <i>in situ</i> leaching of metal: premises on which metal is extracted from ore with a chemical solution.	5 000 tonnes or more per year
8	Mineral sands mining or processing: premises on which mineral sands ore is mined, screened, separated or otherwise processed.	5 000 tonnes or more per year
9	Coal mining: premises on which —	5 000 tonnes or more per year
	(a) water is extracted and discharged into the environment to allow coal mining; or	

<i>Category number</i>	<i>Description of category</i>	<i>Production or design capacity</i>
	(b) coal mining or processing occurs and tailings are discharged.	
10	Oil or gas production from wells: premises, whether on land or offshore, on which crude oil, natural gas or condensate is extracted from below the surface of the land or the seabed, as the case requires, and is treated or separated to produce stabilized crude oil, purified natural gas or liquefied hydrocarbon gases.	5 000 tonnes or more per year
11	Oil or gas production (other): premises (other than premises within category 10) on which the commercial production of oil or gas occurs (including the reforming of hydrocarbon gas).	5 000 tonnes or more per year
12	Screening, etc. of material: premises (other than premises within category 5 or 8) on which material extracted from the ground is screened, washed, crushed, ground, milled, sized or separated.	50 000 tonnes or more per year
13	Crushing of building material: premises on which waste building or demolition material (for example, bricks, stones or concrete) is crushed or cleaned.	1 000 tonnes or more per year
14	Solar salt manufacturing: premises on which salt is produced by solar evaporation.	Not applicable
15	Abattoir: premises on which animals are slaughtered.	1 000 tonnes or more per year
16	Rendering operations: premises on which substances from animal material are processed or extracted.	100 tonnes or more per year
17	Milk processing: premises on which — (a) milk is separated or evaporated (other than a farm); or (b) evaporated or condensed milk, butter, ice cream, cheese or any other dairy product is manufactured, and from which liquid waste is or is to be discharged onto land or into waters.	100 tonnes or more per year
18	Food processing: premises (other than premises within category 24) — (a) on which vegetables are, or fruit or meat is, preserved, cooked, dried, canned, bottled or processed; and	200 tonnes or more per year

<i>Category number</i>	<i>Description of category</i>	<i>Production or design capacity</i>
	(b) from which liquid waste is or is to be discharged onto land or into waters.	
19	Edible oil or fat processing: premises on which vegetable oil or oil seed or animal fat is processed and from which liquid waste is or is to be discharged onto land or into waters.	200 tonnes or more per year
20	Starch manufacturing: premises on which starch or gluten is manufactured and from which liquid waste is or is to be discharged onto land or into waters.	200 tonnes or more per year
21	Sugar milling or refining: premises on which sugar cane is crushed or sugar is refined.	1 000 tonnes or more per year
22	Seafood processing: premises (other than a fish wholesaler) on which fish or other seafood is processed and from which liquid waste is or is to be discharged onto land or into waters.	200 tonnes or more per year
23	Animal feed manufacturing: premises (other than premises within category 15 or 16) on which animal food is manufactured or processed.	1 000 tonnes or more per year
24	Non-alcoholic beverage manufacturing: premises on which a non-alcoholic beverage is manufactured and from which liquid waste is or is to be discharged onto land or into waters.	200 kilolitres or more per year
25	Alcoholic beverage manufacturing: premises on which an alcoholic beverage is manufactured and from which liquid waste is or is to be discharged onto land or into waters.	50 kilolitres or more per year
26	Textile operations: premises on which —	1 000 tonnes or more per year
	(a) carpet is manufactured;	
	(b) cotton ginning or milling occurs; or	
	(c) textiles are bleached, dyed or finished.	
27	Woolscouring: premises on which wool is scoured or cleaned.	1 000 tonnes or more per year
28	Wood board manufacturing: premises on which particleboard or chipboard is fabricated or manufactured.	500 tonnes or more per year
29	Timber preserving: premises on which timber is preserved for commercial purposes by the use of chemicals.	Not applicable

<i>Category number</i>	<i>Description of category</i>	<i>Production or design capacity</i>
30	Pulp, paper or paperboard manufacturing: premises on which paper pulp, wood pulp, kraft paper, kraft paperboard, cardboard, paper or paperboard is manufactured.	5 000 tonnes or more per year
31	Chemical manufacturing: premises (other than premises within category 32) on which chemical products are manufactured by a chemical process.	100 tonnes or more per year
32	Pesticides manufacturing: premises on which herbicides, insecticides or pesticides are manufactured by a chemical process.	Not applicable
33	Chemical blending or mixing: premises on which chemicals or chemical products are mixed, blended or packaged in a manner that causes or is likely to cause a discharge of waste into the environment.	500 tonnes or more per year
34	Oil or gas refining: premises on which crude oil, condensate or gas is refined or processed.	Not applicable
35	Asphalt manufacturing: premises on which hot or cold mix asphalt is produced using crushed or ground rock aggregates mixed with bituminous or asphaltic materials for use at places or premises other than those premises.	Not applicable
36	Bitumen manufacturing: premises on which bitumen is mixed or prepared for use at places or premises other than those premises.	Not applicable
37	Char manufacturing: premises on which wood, carbon material or coal is charred to produce a fuel or material of a carbonaceous nature or of enriched carbon content.	10 tonnes or more per year
38	Coke production: premises on which coke is produced, quenched, cut, crushed or graded from coal or petroleum.	100 tonnes or more per year
39	Chemical or oil recycling: premises on which waste liquid hydrocarbons or chemicals are refined, purified, reformed, separated or processed.	Not applicable
40	Glass or glass fibre manufacturing: premises on which glass or glass fibre is manufactured.	200 tonnes or more per year
41	Clay bricks or ceramic products manufacturing: premises on which refractory products, tiles, pipes or pottery are manufactured.	1 000 tonnes or more per year
42	Mineral wool or ceramic fibre manufacturing: premises on which mineral wool or ceramic fibre is manufactured.	Not applicable

<i>Category number</i>	<i>Description of category</i>	<i>Production or design capacity</i>
43	Cement or lime manufacturing: premises on which — (a) clay, limesand or limestone material is used in a furnace or kiln in the production of cement clinker or lime; or (b) cement clinker, clay, limestone or similar material is ground.	Not applicable
44	Metal smelting or refining: premises on which metal ore, metal ore concentrate or metal waste is smelted, fused, roasted, refined or processed.	1 000 tonnes or more per year
45	Metal melting or casting: premises on which metal or scrap metal is melted in furnaces or cast.	100 tonnes or more per year
46	Bauxite refining: premises (other than premises within paragraph (b) of category 6) on which alumina is produced from bauxite refining.	Not applicable
47	Scrap metal recovery: premises (other than premises within category 44) on which metal scrap is fragmented or melted, including premises on which lead acid batteries are reprocessed.	100 tonnes or more per year
48	Metal finishing: premises (other than premises within category 44) on which metals are chemically cleaned or metals, plastics or metal or plastic products are plated, electroplated, anodized, coloured or otherwise coated or finished.	Not applicable
49	Boat building and maintenance: premises on which — (a) vessels are commercially built or maintained; and (b) organotin compounds are used or removed from vessels.	Not applicable
50	Tannery: premises on which animal skins or hides are tanned, dressed, finished or dyed and from which liquid waste is or is to be discharged onto land or into waters.	1 000 skins or hides or more per year
51	Foam products manufacturing: premises on which resin is used to prepare or manufacture plastic foam or plastic foam products using MDI (diphenylmethane di-isocyanate) or TDI (toluene-2, 4-di-isocyanate).	1 tonne or more per year

<i>Category number</i>	<i>Description of category</i>	<i>Production or design capacity</i>
52	Electric power generation: premises (other than premises within category 53 or an emergency or standby power generating plant) on which electrical power is generated using a fuel.	20 megawatts or more in aggregate (using natural gas) 10 megawatts or more in aggregate (using a fuel other than natural gas)
53	Flyash disposal: premises on which flyash is disposed of.	1 000 tonnes or more per year
54	Sewage treatment facility: premises — (a) on which sewage is treated (excluding septic tanks); and (b) from which treated sewage is discharged onto land or into waters.	100 cubic metres or more per day
55	Livestock saleyard or holding pen: premises on which live animals are held pending their sale, shipment or slaughter.	10 000 animals or more per year
56	Used tyre storage (tyre fitting business): premises on which used tyres are stored in connection with a tyre fitting business.	500 tyres or more
57	Used tyre storage (general): premises (other than premises within category 56) on which used tyres are stored.	100 tyres or more
58	Bulk material loading or unloading: premises on which clinker, coal, ore, ore concentrate or any other bulk granular material is loaded onto or unloaded from vessels by an open materials loading system.	100 tonnes or more per day
59	Biomedical waste incineration: premises on which — (a) infectious or potentially infectious waste produced by health care establishments, or by pathology, dental, or veterinary practices, or by laboratories, is incinerated; (b) quarantine waste is incinerated; or (c) cytotoxic waste is destroyed, but not including premises on which there are only facilities used exclusively for human or animal cremation.	Not applicable
60	Incineration: premises (other than premises within category 59) on which waste, excluding clean paper and cardboard, is incinerated.	100 kilograms or more per hour

<i>Category number</i>	<i>Description of category</i>	<i>Production or design capacity</i>
61	Waste treatment facility: premises (other than premises within category 54) — (a) on which liquid waste produced on other premises is stored, reprocessed, treated or irrigated; or (b) from which waste, including septage or sewage treatment plant sludge, is discharged onto land.	100 tonnes or more per year
62	Waste depot: premises on which waste is stored, or sorted, pending final disposal or re-use.	500 tonnes or more per year
63	Inert landfill site: premises on which only inert waste (as determined by reference to the specifications set out in the document entitled "Landfill Waste Classification and Waste Definitions 1996", published by the Chief Executive Officer and as amended from time to time) is accepted for burial.	Not applicable
64	Putrescible landfill site: premises (other than premises within category 63) on which only one or more of the following kinds of waste (in each case as determined by reference to the specifications referred to in category 63) is or are accepted for burial — (a) inert waste; (b) putrescible waste; (c) low hazard waste (type 1); (d) special waste (type 1).	Not applicable
65	Secure landfill site: premises on which either or both of the following types of waste (in each case as determined by reference to the specifications referred to in category 63) is or are accepted for burial — (a) low hazard waste (type 2); (b) special waste (type 2).	Not applicable
66	Intractable landfill site: premises on which only intractable waste (as determined by reference to the specifications referred to in category 63) is accepted for burial.	Not applicable
67	Fuel burning: premises on which gaseous, liquid or solid fuel is burnt in a boiler for the supply of steam or in power generation equipment.	In aggregate 500 kilograms or more per hour (fuel with a sulphur content of 0.25% or more)

<i>Category number</i>	<i>Description of category</i>	<i>Production or design capacity</i>
		In aggregate 2 000 kilograms or more per hour (fuel with a sulphur content of less than 0.25%)

PART 2

<i>Category number</i>	<i>Description of category</i>	<i>Production or design capacity</i>
68	Cattle feedlot: premises on which the watering and feeding of cattle occurs, being premises — (a) situated 100 metres or more from a watercourse; and (b) on which the number of cattle per hectare exceeds 50.	500 animals or more
69	Intensive piggery: premises on which pigs are fed, watered and housed in pens.	More than 500 but less than 1 000 animals
70	Screening, etc. of material: premises on which material extracted from the ground is screened, washed, crushed, ground, milled, sized or separated.	More than 5 000 but less than 50 000 tonnes per year
71	Compost manufacturing: premises on which organic material (excluding silage) or waste is commercially stored, processed, mixed, dried or composted.	1 000 tonnes or more per year
72	Chemical manufacturing: premises on which chemical products are manufactured by a chemical process.	Not more than 100 tonnes per year
73	Bulk storage of chemicals, etc: premises on which acids, alkalis or chemicals that — (a) contain at least one carbon to carbon bond; and (b) are liquid at STP (standard temperature and pressure), are stored.	1 000 cubic metres in aggregate
74	Chemical blending or mixing causing discharge: premises on which chemicals or chemical products are mixed, blended or packaged in a manner that causes or is likely to cause a discharge of waste into the environment.	More than 50 but less than 500 tonnes per year
75	Chemical blending or mixing not causing discharge: premises on which chemicals or chemical products are mixed, blended or packaged in a manner that does not cause or is not likely to cause a discharge of waste into the environment.	5 000 tonnes or more per year

<i>Category number</i>	<i>Description of category</i>	<i>Production or design capacity</i>
76	Ceramic goods manufacturing: premises on which ceramic kitchen or table ware or other non-refractory ceramic products are manufactured.	200 tonnes or more per year
77	Concrete batching or cement products manufacturing: premises on which cement products or concrete are manufactured for use at places or premises other than those premises.	100 tonnes or more per year
78	Plaster manufacturing: premises on which plaster, plaster board, gyprock or other products comprised wholly or primarily of gypsum are manufactured.	500 tonnes or more per year
79	Carbon stripping: premises on which carbon granules from a gold extraction process located at another place or on other premises are reprocessed.	100 tonnes or more per year
80	Non-metallic mineral processing: premises on which non-metallic minerals are crushed, ground, milled or separated.	100 tonnes or more per year
81	Metal coating: premises on which metal products (excluding vehicles) are spray painted, powder coated or enamelled.	1 000 litres or more per year (paint or powder)
82	Boat building and maintenance: premises on which — (a) vessels are commercially built or maintained; and (b) organotin compounds are not used or removed from vessels.	Not applicable
83	Fellmongering: premises on which animal skins or hides are dried, cured or stored.	1 000 skins or hides or more per year
84	Electric power generation: premises (other than premises within category 53 or an emergency or standby power generating plant) on which electrical power is commercially generated using natural gas as a fuel.	More than 10 but less than 20 megawatts in aggregate
85	Sewage treatment facility: premises — (a) on which sewage is treated (excluding septic tanks); or (b) from which treated sewage is discharged onto land or into waters.	More than 20 but less than 100 cubic metres per day

<i>Category number</i>	<i>Description of category</i>	<i>Production or design capacity</i>
86	Bulk material loading or unloading: premises on which clinker, coal, ore, ore concentrate or any other bulk granular material is loaded onto or unloaded from vessels by a closed materials loading system.	100 tonnes or more per day
87	Fuel burning: premises on which gaseous, liquid or solid fuel with a sulphur content of less than 0.25% is burnt in a boiler for the supply of steam or in power generation equipment.	More than 500 but less than 2 000 kilograms per hour in aggregate

SCHEDULE 2 — PREMISES SUBJECT TO REGISTRATION

[regulation 5B]

<i>Description of premises</i>	<i>Production or design capacity</i>
1. Abattoir: premises on which animals are slaughtered.	More than 100 but less than 1 000 tonnes per year
2. Smoking, drying or curing operations: premises (other than a retail butcher shop or chicken outlet) on which meat or other edible products are smoked, dried or cured.	More than 200 tonnes per year
3. Fibreglass reinforced plastic manufacturing: premises on which resin is used to prepare or manufacture reinforced plastics or reinforced plastic products.	More than 1 tonne per year
4. Water treatment facility: premises on which water is treated for domestic use.	More than 1 megalitre per day
5. Abrasive blasting operations: premises on which metal or other material is cleaned or abraded by blasting with any abrasive blasting material or abrasive blasting equipment.	Not applicable

SCHEDULE 3 — WORKS APPROVAL FEE

[regulation 5C]

<i>Cost of works</i>	<i>Fee units</i>
Not more than \$10 000	15
More than \$10 000 but not more than \$50 000	15 plus 5 for every \$10 000 above \$10 000
More than \$50 000 but not more than \$500 000	35 plus 10 for every \$50 000 above \$50 000

<i>Cost of works</i>	<i>Fee units</i>
More than \$500 000 but not more than \$5 000 000	125 plus 20 for every \$500 000 above \$500 000
More than \$5 000 000 but not more than \$25 000 000	305 plus 100 for every \$5 000 000 above \$5 000 000
More than \$25 000 000 but not more than \$100 000 000	705 plus 50 for every \$5 000 000 above \$25 000 000
More than \$100 000 000	1405

SCHEDULE 4 — LICENCE FEE

[regulation 5D]

PART 1 — PREMISES COMPONENT

<i>Category</i>	<i>Production or design capacity</i>	<i>Fee units</i>
Categories 1 and 2	Less than 2 000 animals	50
	2 000 animals or more	100
Categories 3 and 4	Not applicable	20
Categories 5, 7, 8, 9, 12, 13, and 14	Not more than 50 000 tonnes per year	50
	More than 50 000 but not more than 100 000 tonnes per year	100
	More than 100 000 but not more than 500 000 tonnes per year	200
	More than 500 000 but not more than 5 000 000 tonnes per year	300
	More than 5 000 000 tonnes per year	450
Categories 6 and 53	Not more than 100 000 tonnes per year	30
	More than 100 000 but not more than 500 000 tonnes per year	50
	More than 500 000 tonnes per year	100
Categories 10, 11 and 34	Not more than 50 000 tonnes per year	75
	More than 50 000 but not more than 100 000 tonnes per year	150
	More than 100 000 but not more than 500 000 tonnes per year	
	More than 500 000 but not more than 2 000 000 tonnes per year	250

<i>Category</i>	<i>Production or design capacity</i>	<i>Fee units</i>
	More than 2 000 000 tonnes per year	400
		600
Category 15	Not more than 5 000 tonnes per year	75
	More than 5 000 but not more than 50 000 tonnes per year	150
	50 000 tonnes or more per year	200
Category 16	Not more than 2 000 tonnes per year	100
	More than 2 000 but not more than 10 000 tonnes per year	200
	More than 10 000 tonnes per year	300
Categories 17, 18, 19, 20, 22, 23, 24, 25 and 27	Not more than 2 000 tonnes per year	50
	More than 2 000 but not more than 10 000 tonnes per year	75
	More than 10 000 but not more than 100 000 tonnes per year	150
	More than 100 000 tonnes per year	200
Category 21	Not more than 10 000 tonnes per year	75
	More than 10 000 but not more than 100 000 tonnes per year	150
	More than 100 000 tonnes per year	250
Category 26	Not more than 10 000 tonnes per year	50
	More than 10 000 but not more than 100 000 tonnes per year	100
	More than 100 000 tonnes per year	150
Categories 28 and 29	Not more than 5 000 tonnes per year	50
	More than 5 000 but not more than 50 000 tonnes per year	150
	More than 50 000 tonnes per year	200

<i>Category</i>	<i>Production or design capacity</i>	<i>Fee units</i>
Category 30	Not more than 50 000 tonnes per year	100
	More than 50 000 but not more than 250 000 tonnes per year	150
	More than 250 000 but not more than 1 000 000 tonnes per year	200
	More than 1 000 000 tonnes per year	400
Categories 31 and 32	Not more than 2 000 tonnes per year	50
	More than 2 000 but not more than 10 000 tonnes per year	150
	More than 10 000 but not more than 50 000 tonnes per year	250
	More than 50 000 but not more than 100 000 tonnes per year	400
	More than 100 000 tonnes per year	600
Categories 33, 35, 36, 37, 38 and 39	Not more than 2 000 tonnes per year	50
	More than 2 000 but not more than 10 000 tonnes per year	100
	More than 10 000 but not more than 50 000 tonnes per year	200
	More than 50 000 tonnes per year	300
Categories 40, 42 and 43	Not more than 10 000 tonnes per year	100
	More than 10 000 but not more than 100 000 tonnes per year	200
	More than 100 000 tonnes per year	400
Category 41	Not more than 5 000 tonnes per year	50
	More than 5 000 but not more than 50 000 tonnes per year	100
	More than 50 000 but not more than 500 000 tonnes per year	250
	More than 500 000 tonnes per year	350

<i>Category</i>	<i>Production or design capacity</i>	<i>Fee units</i>
Category 44	Not more than 10 000 tonnes per year	75
	More than 10 000 but not more than 50 000 tonnes per year	150
	More than 50 000 but not more than 500 000 tonnes per year	300
	More than 500 000 tonnes per year	600
Category 45	Not more than 1 000 tonnes per year	50
	More than 1 000 but not more than 10 000 tonnes per year	100
	More than 10 000 but not more than 100 000 tonnes per year	200
	More than 100 000 tonnes per year	400
Category 46	Not more than 1 000 000 tonnes per year	250
	More than 1 000 000 tonnes per year	600
Category 47	Not more than 2 000 tonnes per year	20
	More than 2 000 but not more than 10 000 tonnes per year	50
	More than 10 000 tonnes per year	100
Category 48	Not more than 10 000 tonnes per year	100
	More than 10 000 tonnes per year	200
Category 49	Not applicable	50
Categories 50 and 51	Not applicable	50
Category 52	Not more than 20 megawatts	50
	More than 20 but not more than 100 megawatts	100
	More than 100 but not more than 200 megawatts	200
	More than 200 megawatts	500
Category 54	Not more than 200 cubic metres per day	20
	More than 200 but not more than 2 000 cubic metres per day	50

<i>Category</i>	<i>Production or design capacity</i>	<i>Fee units</i>
	More than 2 000 cubic metres per day	100
Category 55	Not applicable	50
Categories 56 and 57	Not applicable	20
Category 58	Not more than 5 000 tonnes per day	75
	More than 5 000 but not more than 10 000 tonnes per day	150
	More than 10 000 but not more than 50 000 tonnes per day	250
	More than 50 000 tonnes per day	350
Category 59	Not more than 100 kilograms per hour	50
	More than 100 kilograms per hour	100
Category 60	Not more than 500 kilograms per hour	50
	More than 500 kilograms per hour	100
Category 61	Not more than 100 tonnes per year	15
	More than 100 but not more than 10 000 tonnes per year	30
	More than 10 000 but not more than 100 000 tonnes per year	45
	More than 100 000 tonnes per year	60
Category 62	More than 500 but not more than 5 000 tonnes per year	8
	More than 5 000 tonnes per year	40
Category 63	Not more than 500 tonnes per year	Nil
	More than 500 but not more than 5 000 tonnes per year	8
	More than 5 000 but not more than 50 000 tonnes per year	40
	More than 50 000 but not more than 500 000 tonnes per year	80
	More than 500 000 tonnes per year	160

<i>Category</i>	<i>Production or design capacity</i>	<i>Fee units</i>
Category 64	Not more than 500 tonnes per year	Nil
	More than 500 but not more than 5 000 tonnes per year	40
	More than 5 000 but not more than 50 000 tonnes per year	160
	More than 50 000 but not more than 500 000 tonnes per year	320
	More than 500 000 tonnes per year	640
Category 65	Not applicable	655
Category 66	Not applicable	655
Category 67	Not applicable	15
Categories 68 to 87	Not applicable	24

PART 2 — TAILINGS OR FLYASH COMPONENT

<i>Discharge quantity</i>	<i>Fee units</i>
Not more than 10 000 tonnes per year	30
More than 10 000 but not more than 100 000 tonnes per year	70
More than 100 000 but not more than 500 000 tonnes per year	150
More than 500 000 but not more than 1 000 000 tonnes per year	200
More than 1 000 000 tonnes per year	400

PART 3 — DISCHARGE COMPONENT

Table 1 — Discharges into air

<i>Kind of waste</i>	<i>Fee units (for each gram per minute)</i>
1. Carbon monoxide	0.01
2. Oxides of nitrogen, sulphur oxides and particulates	0.1
3. Volatile organic compounds (being compounds not specified elsewhere in this Table that participate in atmospheric photochemical reactions) —	
(a) discharged from premises in the metropolitan region (within the meaning of the <i>Metropolitan Region Town Planning Scheme Act 1959</i>) or the Swan Coastal Plain	1
(b) discharged from premises in any other part of the State	0.1

	<i>Kind of waste</i>	<i>Fee units (for each gram per minute)</i>
4.	Inorganic fluoride	2.5
5.	Pesticides	2.5
6.	Aluminium, arsenic, chromium, cobalt, copper, lead, manganese, molybdenum, nickel, vanadium and zinc	2.5
7.	Vinyl chloride, hydrogen sulphide, benzene carbon oxysulphide, carbon disulphide and acrylates	10
8.	Beryllium, cadmium, mercury, TDI (toluene-2, 4-di-iso-cyanate), MDI (diphenyl-methane di-iso-cyanate)	100
9.	Other waste	1

Table 2 — Discharges onto land or into waters

	<i>Kind of waste</i>	<i>Fee units</i>
1.	Liquid waste that can potentially deprive receiving waters of oxygen (for each kilogram discharged per day) —	
	(a) biochemical oxygen demand (in the absence of chemical oxygen demand limit)	0.5
	(b) chemical oxygen demand (in the absence of total organic carbon limit)	1
	(c) total organic carbon	0.5
2.	Biostimulants (for each kilogram discharged per day) —	
	(a) phosphorus —	
	(i) Swan Coastal Plain	10
	(ii) elsewhere	2
	(b) total nitrogen —	
	(i) Swan Coastal Plain	10
	(ii) elsewhere	2
3.	Liquid waste that physically alters the characteristics of naturally occurring waters —	
	(a) total suspended solids (for each kilogram discharged per day)	0.5
	(b) surfactants (for each kilogram discharged per day)	10
	(c) colour alteration (for each platinum cobalt unit of colour above the ambient colour of the waters in each megalitre discharged per day)	0.05
	(d) temperature alteration (for each 1°C above the ambient temperature of the waters in each megalitre discharged per day) —	
	(i) in the sea south of the Tropic of Capricorn	0.05

	<i>Kind of waste</i>	<i>Fee units</i>
	(ii) in other waters	0.25
4.	Waste that can potentially accumulate in the environment or living tissue (for each kilogram discharged per day) —	
	(a) aluminium, arsenic, cadmium, chromium, cobalt, copper, lead, manganese, mercury, molybdenum, nickel, vanadium and zinc	100
	(b) pesticides	100
	(c) fish tainting wastes	100
5.	<i>E coli</i> bacteria as indicator species (in each megalitre discharged per day) —	
	(a) 1 000 to 5 000 organisms per 100 ml	5
	(b) 5 000 to 20 000 organisms per 100 ml	10
	(c) more than 20 000 organisms per 100 ml	15
6.	Other waste (per kilogram discharged per day) —	
	(a) oil and grease	0.05
	(b) total dissolved solids	0.05
	(c) fluoride	1
	(d) iron	1
	(e) total residual chlorine	10
	(f) other	1

Transitional

7. (1) The principal regulations as amended by these regulations do not apply to an existing landfill site until the expiration of the period of 6 months after the commencement of these regulations.

(2) In this regulation —

“existing landfill site” means a landfill site that, immediately before the commencement of these regulations, was operated as —

- (a) by a local government with the consent of the Governor under section 119 of the *Health Act 1911*; or
- (b) as a landfill site at which only inert waste (as determined by reference to the specifications set out in the document entitled “Landfill Waste Classification and Waste Definitions 1996”, published by the Chief Executive Officer and as amended from time to time) was accepted for burial.

Recommended by the Environmental Protection Authority.

R. K. STEEDMAN, Chairman.

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.

FAIR TRADING

FT401

CHARITABLE COLLECTIONS ACT 1946

I, Cheryl Edwardes, being the Minister administering the Charitable Collections Act 1946, acting in the exercise of the powers conferred by subsection (3) of section 12 of that Act, hereby give notice that I have revoked the licences of the organisation listed below—

- Darlington Retirement Accommodation Association Inc
- Family and Friends of Croydon Association
- Fremantle Legacy Club Inc
- Great Southern Shelter
- Narrogin Hospital Ladies Auxiliary
- Osborne Park Hospital Auxiliary
- Wanneroo Community Projects Association Inc
- York Child Health Association

Dated this 9th day of September 1996.

CHERYL EDWARDES, Minister for Fair Trading.

JUSTICE

JM301

SUPREME COURT ACT 1935

SUPREME COURT AMENDMENT RULES (No. 3) 1996

Made by the Judges of the Supreme Court.

Citation

1. These rules may be cited as the *Supreme Court Amendment Rules (No. 3) 1996*.

Commencement

2. These rules come into operation on the day on which the *Coroners Act 1996* comes into operation.

Order 37 amended

3. Order 37 Rule 6 (2) of the *Rules of the Supreme Court 1971** is amended by inserting after "interlocutory proceedings" the following —

“ or applications under the *Coroners Act 1996* ”.

[* *Reprinted as at 21 November 1994.*
For amendments to 29 July 1996 see 1995 Index to Legislation of Western Australia, Table 4, p. 268.]

Dated the 6th day of August 1996.

DAVID K. MALCOLM.
 Chief Justices's signature
 B. ROWLAND.
 E. M. FRANKLYN.
 TERENCE A. WALSH.
 D. A. IPP.
 HENRY WALLWORK.
 M. J. MURRAY.
 R. ANDERSON.
 N. J. OWEN.
 W. P. PIDGEON.
 K. WHITE.
 GRAEME SCOTT.
 C. D. STEYTLER.
 K. H. PARKER.
 D. C. HEENAN.
 Judges' signatures

JM302

PRISONS ACT 1981

PRISONS AMENDMENT REGULATIONS (No. 2) 1996

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Prisons Amendment Regulations (No. 2) 1996*.

Principal regulations

2. In these regulations the *Prisons Regulations 1982** are referred to as the principal regulations.

[* *Reprinted as at 20 May 1986. For amendments to 31 July 1996 see 1995 Index to Legislation of Western Australia, Table 4, pp. 226-27 and Gazette 19 March 1996.*]

Regulation 2 inserted

3. After regulation 1 of the principal regulations the following regulation is inserted in Part 1 —

“

Interpretation

2. In these regulations —

“**approved analysis agent**” means the organization approved from time to time under regulation 28A;

“**organization**” includes a person and a government department or agency.

”

Regulation 26 amended

4. (1) Regulation 26 (4) of the principal regulations is amended by deleting “(1) (b)” and substituting the following —

“ (1) (a) ”.

(2) Regulation 26 (5) of the principal regulations is amended —

(a) by deleting “(1) (b)” and substituting the following —

“ (1) (a) ”; and

(b) by deleting “Chemistry Centre (WA)” and substituting the following —

“ approved analysis agent ”.

Regulation 27 amended

5. Regulation 27 of the principal regulations is amended in subregulations (1) and (3) by deleting “at the Chemistry Centre (WA)” and substituting the following —

“ by the approved analysis agent ”.

Regulation 28A inserted

6. After regulation 28 of the principal regulations the following regulation is inserted —

“

Approval of analysis agent

28A. (1) The chief executive officer shall approve an organization as the organization whose employees are to carry out analysis of samples taken under regulation 26 (1) (a) or (1b) (a).

(2) The chief executive officer may, at any time, cancel the approval of an organization and approve another organization under subregulation (1).

(3) If at any time no organization is approved under subregulation (1), the Chemistry Centre (WA) shall be taken to be the approved analysis agent.

(4) If a sample has been delivered, under regulation 26 (5), to an organization which was, at the time of delivery, the approved analysis agent —

- (a) that organization shall ensure that the analysis of the sample is completed; and
- (b) the analyst employed by that organization who carries out the analysis shall make and forward a certificate in accordance with regulation 27 (1),

even if, after delivery of the sample, the approval of the organization as the approved analysis agent is cancelled.

”.

Schedule amended

7. The Schedule to the principal regulations is amended in Form 1 by deleting “Chemistry Centre (WA)” and substituting the following —

“ (Name of approved analysis agent) ”.

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.

JM401**NOTICE OF APPOINTMENT OF STIPENDIARY MAGISTRATES AS WARDENS OF MINES AND COMPENSATION MAGISTRATES**

His Excellency the Governor has been pleased to appoint:

Jacqueline Gay Musk;
Timothy Graham Schwass; and
Stephen Noel Vose,

to be wardens of mines under the Mining Act 1978, as from and including 13 August 1996.

His Excellency the Governor has been pleased to appoint:

Douglas Noel Jones;
Jacqueline Gay Musk;
Timothy Graham Schwass; and
Stephen Noel Vose,

to be compensation magistrates under the Workers' Compensation and Rehabilitation Act 1981, as from and including 13 August 1996.

M. McCALL, A/Director General, Ministry of Justice.

LAND ADMINISTRATION

LA101**ANNULMENT**

DOLA FILE: 687/1990 Vol 3

In the notice of resumption appearing on pages 3078 and 3079 respectively of the *Government Gazette* dated 28 June 1996 items 3 and 2 in the respective schedules are hereby annulled.

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

LA102

CORRECTION
SHIRE OF MUNDARING
(ROAD DEDICATION)

Department of Land Administration,
Midland, September 3, 1996.

DOLA FILE REF: 6732/1900

On page 3459 of the *Government Gazette* dated 19 July, 1996 after subheading Shire of Mundaring read—

“151”

in lieu of—

“15”

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

LA401

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960
DECLARATION OF CLOSURE OF STREETS

Made by the Minister for Lands
Under Section 288A

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

SCHEDULE

1. City of Belmont (DOLA File No. 2137/1995; Closure No. B1379).
 - a) The whole of Northey Street, Craig Street, William Street, Plant Street and Lee Street as shown delineated and coloured pink on Land Titles Office Plan 2635.
 - b) All that portion of Waterway Crescent, varying in width, starting from the prolongation south-westerly of the northeastern boundary of Lot 1 of Swan Location 33, as shown on Land Titles Office Diagram 21114, and extending generally northwesterly along the southwestern and southeastern boundaries of Lot 705, as shown on Diagram 91092, to the prolongation south-easterly of the westernmost southwestern boundary of that lot.
 - c) All that portion of Harold Street starting from the prolongation southeasterly of the westernmost southwestern boundary of Lot 705 of Swan Location 33, as shown on Land Titles Office Diagram 91092, and extending northwesterly along the southwestern boundary of Lot 7, as shown on Diagram 22463, and southwesterly along the southeastern boundaries of Lot 64, as shown on Diagram 1615, and Lots 234 and 233, as shown on Plan 2635, to the left bank of the Swan River.
 - d) All that portion of Golf Street starting from the northeastern side of Lee Street and extending northeasterly along the northwestern boundary of Lot 220 of Swan Location 33, as shown on Land Titles Office Plan 2635, to the closed road the subject of Road Closure Notice B1376 as promulgated in the *Government Gazette* dated 12 July, 1996 page 3364.
Public Plans: BG34(2) 16.26 and 17.26
2. City of Wanneroo (DOLA File No. 4809/1946 V3; Closure No. W1366).
All that portion of Military Road (Road No. 10149), being 40.23 metres wide, as shown delineated and coloured blue on Department of Land Administration Miscellaneous Diagram Number 577.
Public Plans: Moore River SE (25)
Yanchep NW (25)

3. Shire of Esperance (DOLA File No. 988/995; Closure No. E281).
All that portion of Stewart Street now comprising Esperance Lot 945 as shown bordered red on Crown Survey Diagram 92617.
Public Plan: CG29(2) 15.11.
4. Shire of Gingin (DOLA File No. 4809/1946 V3; Closure No. G814).
All that portion of Military Road (Road No. 10149), being 40.23 metres wide, as shown delineated and coloured blue on Department of Land Administration Miscellaneous Diagram Number 584.
Public Plan: Moore River SE (25)
5. Shire of Swan (DOLA File No. 2514/995; Closure No. S488).
All that portion of Devon Street now comprised in Swan Locations 12549 and 12550 as delineated and bordered green and red on Crown Survey Diagram 92766.
Public Plan: BG34(2) 21.31.
6. Shire of West Arthur (DOLA File No. 1300/1993; Closure No. W1365).
All that portion of unnamed road starting from the prolongation southerly of the western boundary of Lot 501 of Kojonup Location 5042, as shown on Land Titles Office Plan 20780, and extending easterly along the southern boundary of that lot to a northwestern side of Boyup Brook Arthur Road.
Public Plan: Hillman S.E 1;25,000.

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

LB401

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) 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 Schedule are now declared to be absolutely dedicated as a public street.

SCHEDULE

City of Wanneroo (DOLA File No. 2415/978) (Road Widening—Berriman Drive).

Road No. 18926. All those portions of land comprising Swan Locations 9938 and 10225 as delineated on Land Titles Office Plans 12575 and 13449 respectively.

Public Plans: BG35(2) 10.02 and 11.02.

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

LOCAL GOVERNMENT

LG301

DOG ACT 1976

Municipality of the City of Armadale

By-laws Relating to Dogs

In pursuance of the powers conferred upon it by the Dog Act 1976 and all other powers enabling it, the Council of the City of Armadale hereby records having resolved on the 29th day of April 1996 to make and submit for confirmation by the Governor the following amendments to the By-laws published in the *Government Gazette* on 7 October 1983 and amended in the *Government Gazette* of 31 October 1986, 16 April 1987, 4 November 1988, 8 February 1991, 13 May 1994 and 30 April 1996—

Delete the First Schedule and replace with—

For the seizure or impounding of a dog	\$50.00
For the maintenance and sustenance of dog in pound per day or part thereof.....	\$7.00
For the destruction of a dog	\$25.00
Approved Kennel Establishment Licence per annum	\$50.00

Dated this 2nd day of August 1996.

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

S. C. FOKKEMA, Mayor.
J. W. FLATOW, Chief Executive Officer.

Recommended—

PAUL D. OMODEI, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 10th day of September 1996.

J. PRITCHARD, Clerk of the Council.

LG302

LOCAL GOVERNMENT ACT 1960

Municipality of the City of Geraldton

Caravan Parks and Camping Grounds By-laws

In pursuance of the powers conferred upon it by the Local Government Act and of all other powers enabling it, the City hereby records having resolved on 13 September 1995, to make and submit for confirmation by the Governor the following amendment to the Caravan Parks and Camping Grounds By-laws.

By-law 9 is amended by deleting sub by-law (1) and substituting the following—

- (1) A person shall not—
 - (a) camp or erect a camp on any public reserve or in any public place; or
 - (b) occupy or permit a caravan to be occupied on any public reserve or in any public place.
- (2) With the consent of the Council a person may use a caravan—
 - (a) as a temporary dwelling during the period of construction of a dwelling on the same land; or
 - (b) where it is parked on the same land as a dwelling occupied by the owner of the caravan in conjunction with the dwelling itself or residence by one or more members of the family of the occupier of the dwelling.
- (3) The Council shall not consent to the use of a caravan under this By-law as a temporary dwelling or in conjunction with a dwelling for a period of more than six months at any one time but the Council may give its consent more than once, and may permit more than one caravan to be so used by an owner if that permission is authorised by an absolute majority of the Council.

The Common Seal of the City of Geraldton was hereunto affixed this 1st day of July 1996.

PHILLIP GRAHAM COOPER, Mayor.
GRAEME KEITH SIMPSON, Chief Executive Officer.

Recommended—

PAUL D. OMODEI, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 10th day of September 1996.

J. PRITCHARD, Clerk of the Council.

LG303

LOCAL GOVERNMENT ACT 1960
The Municipality of the City of Canning
By-law Relating to Fencing

In pursuance of the powers conferred upon it by the above mentioned Act and all other powers enabling it, the Council of the above mentioned Municipality hereby records having resolved on 24 October 1995 to make and submit for confirmation by the Governor, the following By-laws.

1. The By-laws Relating to Fencing published in the *Government Gazette* of 2nd August 1991, are hereby revoked.

INTERPRETATION

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

“Act” means the Local Government Act 1960;

“boundary” means the cadastral boundary of a lot or lots and includes any boundary on a strata title lot;

“build” means to erect or construct;

“Building Surveyor” means a Building Surveyor appointed by the Council;

“clause” means a clause of this By-law;

“Council” means the Council of the City of Canning;

“dangerous” in respect of a fence means a fence which presents a danger or risk of injury to persons and may include a fence which is perilous, hazardous, unsafe or potentially injurious; and without limiting the generality of the foregoing includes a fence which is likely to collapse or fall, by reason of its faulty design, location or construction, deterioration of materials, damage by termites, decay, changes in ground level or other cause whatsoever; but does not include an electric fence which is constructed in accordance with this By-law;

“District” means the municipal district of the City of Canning;

“dividing fence” means a fence that separates the lands of different owners whether the fence is on the common boundary of adjoining lands or on a line other than the common boundary;

“fence” includes a wall, fence, enclosure, barrier, free standing wall or retaining wall, abutting a street, or on or near a boundary;

“front setback area” means that portion of a lot situated within 6m of the street alignment, including a secondary street alignment;

“height” in relation to a fence means the vertical distance between—

(a) the top of the fence at any point; and

(b) the natural ground level as determined by Council or, where the ground levels on each side of the fence are not the same, the higher ground level, immediately below that point, as determined by the Council.

“Industrial and Commercial Zone” means the portions of the district classified in a Town Planning Scheme in the following zones: City Centre, Deferred City Centre, Mixed Business, Light Industry, General Industry, Shopping, Commercial, Highway Commercial, Industrial Service, and Service Station;

“Residential Zone” means the portions of the district classified in a Town Planning Scheme as a Residential zone;

“Rural Zone” means the portions of the District classified in a Town Planning Scheme in the following zones: Rural, Residential/Kennel and Special Rural;

“sheet” in relation to the materials used in the construction of fencing, means material in the form of panels such as fibre cement or pressed metal and includes the term “sheeting”, but is not restricted to such materials;

“street alignment” means the boundary between the land comprising a street and the land that abuts thereon, unless a new street alignment is prescribed under the provisions of a Town Planning Scheme or a By-law under the provisions of the Town Planning Act or a By-law under the provisions of the Local Government Act, in which case that new street alignment so prescribed prevails;

“town planning scheme” means a Town Planning Scheme, adopted pursuant to the Town Planning and Development Act 1928 and published in the *Government Gazette* and in force for the time being in the District.

Other words and expressions used in this By-law have the meanings given to them in and for the purposes of the Local Government Act 1960 unless the context otherwise requires.

OBJECTIVES

3. The objectives of this By-law are to—

(a) prescribe minimum standards for fencing within the District for the purposes of the Dividing Fences Act.

- (b) ensure that adequate standards of safety, structural sufficiency and amenity in relation to fencing are maintained throughout the District.

GENERAL

4. A fence which was erected and maintained lawfully under previous By-laws of the City shall not become unlawful merely by reason of the revocation of those By-laws.
5. This By-law shall apply to the District of the City of Canning.
6. Nothing in this By-law shall be deemed to interfere with the right of the Crown or any statutory authority or agency to carry out a power or duty authorised under an Act.

SUFFICIENT FENCE: MINIMUM STANDARD

7. For the purposes of the Dividing Fences Act 1961—
 - (a) A fence constructed in accordance with the specifications set out in the First Schedule is hereby prescribed as a sufficient fence within Residential Zones.
 - (b) A fence constructed in accordance with the specifications set out in the Second Schedule is hereby prescribed as a sufficient fence within the Industrial and Commercial Zones.
 - (c) A fence constructed in accordance with the specifications set out in the Third Schedule is hereby prescribed as a sufficient fence within the Rural Zones.
 - (d) a boundary fence between a Residential Zone and another zone shall comply with the standard prescribed for the Residential Zone in this By-law unless the Council has otherwise approved in writing;
 - (e) where a fence is erected on the boundary between Industrial or Commercial Zones, and Rural Zones, a sufficient fence shall comply with the specification contained in either the Second or Third Schedule as determined by Council;
8. A fence may be constructed to a higher specification than that prescribed for a sufficient fence in the relevant zone provided that the fence is constructed and maintained in accordance with this By-law.

DANGEROUS FENCES

9. An owner of land on which a fence is erected or in relation to which a boundary fence is erected shall not permit the erection or continued presence of a dangerous fence.

HEIGHT OF FENCING

10. In a Residential Zone a person shall not, without the consent of the Council erect—
 - (a) a fence higher than 750mm on the street alignment or within the front setback area;
 - (b) a dividing fence behind the front setback area, higher than 1.8m; or
 - (c) a fence adjoining a vehicular accessway onto any allotment exceeding 750mm in height for a distance of 1.8m, measured from the point of intersection of the accessway and street alignment as depicted in the diagram in the Fourth Schedule.
11. No person shall erect on land situated at the intersection of two streets a fence on or adjacent to the street alignment greater than 750mm in height, within 6m of that street intersection without the prior approval of the Council. Council shall not grant its approval under this clause unless it is satisfied that there are adequate sight lines for both pedestrians and vehicular traffic.
12. No person shall erect a fence of a height exceeding the height specified in Clause 10 and in the Schedule applicable to the zone in which the land is situated, without the approval of Council. Council shall not grant its approval under this by-law unless it is satisfied that the proposed fence will complement the streetscape and not detract from the amenity of the locality. In any case the maximum height of a fence within the front setback area in a residential area shall be 1.8m.

MATERIALS AND CONSTRUCTION

13. (1) A person shall not, without the prior approval of the Council, erect or commence to erect a fence—
 - (a) constructed of a material other than timber, fibre-cement, brick, concrete, masonry, wrought iron, tubular steel, colorbond, bound brushwood or any other material specified in the First, Second or Third Schedule, being whichever Schedule relates to the zone in which the fence is to be erected;
 - (b) constructed of pre-used material.
- (2) Notwithstanding sub-by-law 13(1)(a), a fence shall not be constructed of sheeting in a Rural Zone.
- (3) Council shall not grant its approval under this clause unless it is satisfied that the proposed fence will complement the streetscape and not detract from the amenity of the locality.
14. Sheet material shall not be used in the construction of front fencing unless it takes the form of infill panels between columns with a maximum spacing of 4 metres, and which otherwise accords with a form of fencing approved by the Council.

15. No person shall erect a fence wholly or partially constructed of barbed wire or other similar wire except—
- (a) on land in a Rural Zone other than a Special Rural or Residential/Kennel Zone; or
 - (b) on land in an Industrial Zone where such wire is at a height of not less than 1.8m.
16. No person shall erect an electric fence in the District unless—
- (a) it is on land within the Rural, Industrial or Commercial zones;
 - (b) the prior approval of Council has been granted if in the Industrial or Commercial Zone;
 - (c) any conditions imposed by the approval granted pursuant to (b) above have been complied with; and
 - (d) the fence is constructed and maintained in accordance with—
 - (i) AS 3129/1989;
 - (ii) AS3014 in the case of an electric fence on land in a Rural zone; or
 - (iii) AS3016 in the case of an electric fence on land in an Industrial or Commercial zone.

RETAINING WALLS

17. No person shall erect a retaining wall which forms part of a fence on or near a boundary of a lot without the approval of the Council.
18. (a) A person who wishes to erect a retaining wall of not less than one metre in height on or near a boundary of a lot shall apply to the Council in writing accompanied by two copies of plans and specifications of the retaining wall, and any other information requested by the Building Surveyor to demonstrate the structural adequacy of the proposed wall.
- (b) If a proposed retaining wall is to be greater than one metre in height and is to be situated on or near a boundary of a lot, an application shall be made to the Council for a building licence pursuant to the provisions of Part XV of the Act.
19. Any approval given by Council to an application pursuant to Clause 18 may be with or without conditions.

MAINTENANCE OF FENCES

20. The owner of land on which a fence is erected shall maintain the fence so as to prevent it from becoming dangerous, in need of repair, dilapidated, unsightly or in the opinion of Council, prejudicial to the amenity or value of property in the neighbourhood.

NOTICES TO OWNERS OR OCCUPIERS

21. The Council may give notice in writing to the owner of any land upon which is erected a fence which is—
- (a) in the opinion of the Council, dangerous, in need of repair, dilapidated; or
 - (b) in the opinion of the Council is unsightly or prejudicial to the amenity or value of property in the neighbourhood; or
 - (c) erected or maintained contrary to the provisions of this By-law;
- requiring the owner to repair, paint or otherwise maintain the fence within a time stipulated in the notice.
22. Where an owner of land has been given notice under Clause 21 of this By-law and the terms contained in the notice have not been complied with, the Council may enter upon the land and carry out the works specified in the notice and recover the costs and expenses incurred by the Council in doing so from the owner, in a court of competent jurisdiction.
23. Any notice required to be served under this By-law may be delivered personally to the person to whom it is directed, or sent by security post to the last known address of that person.

OFFENCES AND PENALTIES

24. A person who contravenes any provision of this By-law or any part thereof or fails to comply with a notice issued under this By-law commits an offence and shall upon conviction be liable to a penalty not exceeding five hundred dollars (\$500.00), and in addition, a penalty not exceeding fifty dollars (\$50.00) per day maximum daily penalty for each day during which the breach continues.

FIRST SCHEDULE

Residential Zone

For the purposes of the Dividing Fences Act 1961, a sufficient fence within a Residential Zone is a corrugated cement-fibre sheet fence erected as follows—

- (a) an above ground height of 1.8m behind the front setback area;
- (b) a minimum in-ground length of 25 percent of the total length of the sheet with a minimum in-ground length of 600mm;
- (c) the total height plus depth of the fence shall consist of a single corrugated cement-fibre sheet;
- (d) corrugated cement-fibre sheets are to be lapped, and capped with extruded "snap-fit" type capping in accordance with the manufacturer's specifications.

N.B. A dividing fence is not required within the front setback area.

SECOND SCHEDULE

Industrial and Commercial Zones

For the purposes of the Dividing Fences Act 1961, a sufficient fence within the Industrial or Commercial Zones shall accord with the following specifications—

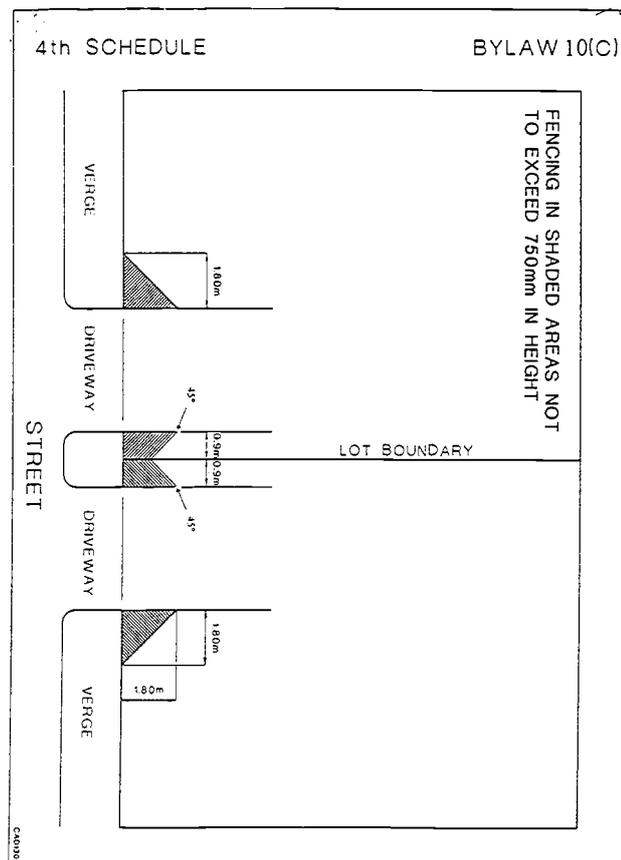
- (a) A fence consisting of railless link mesh to a height of 1.8m above finished ground level supported by galvanised steel posts and bracing stays encased in concrete footings. Specification of materials and construction in accordance with AS 1725-75.
- (b) Link mesh shall be poly vinyl chloride coated or galvanised 2.5mm wire, formed into a uniform 50mm mesh. The link mesh shall be strained and neatly secured and laced to supporting members in accordance with AS 1725-75.
- (c) Vehicle entry gates shall be covered with link mesh to match the fence and strained and neatly laced to the frame. The gates shall be constructed and fitted to gateposts in accordance with AS 1725-75 and restrained from opening by 16mm galvanised drop bolts in keepers set in concrete.

THIRD SCHEDULE

Rural Zones

For the purposes of the Dividing Fences Act 1961, a sufficient fence within the Rural Zones shall accord with the following specifications—

- (a) The fence shall be constructed of sawn, split or round wooden posts set not less than 600mm in the ground and spaced not more than 3600mm apart with strainer posts set 1000mm in the ground, suitably and securely strutted at all corners, gateways and fence-line angles. Wire shall be wrapped around the strainer and strained tight. Posts are to be threaded with not less than 5 plain galvanised wires through evenly spaced 12mm diameter holes.
- (b) Star pickets or concrete posts may be used instead of wooden posts. Installation shall be the same as for wooden posts.
- (c) The height of the fence shall be 1.2m above finished ground level.
- (d) The materials used must accord with the following specifications.
 - Wire shall be steel galvanised wire of not less than 2.5mm diameter.
 - Posts if of jam, white gum, jarrah or other indigenous timber, shall be cut not less than 1800mm long by 100mm diameter at the small end if round or 125mm x 50mm if split or sawn.
 - Strainer Posts to be not less than 2250mm long and 150mm diameter at the small end and shall be cut from indigenous timbers unless otherwise approved by the Building Surveyor.



Dated this 14th day of June 1996.

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

M. S. LEKIAS, Mayor.
I. F. KINNER, Town Clerk.

Recommended—

PAUL D. OMODEI, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 10th day of September 1996.

J. PRITCHARD, Clerk of the Council.

LG304

LOCAL GOVERNMENT ACT 1960

Municipality of the Shire of Broome

By-Laws Relating to Signs, Hoardings and Bill Posting

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the above-mentioned Municipality hereby records having resolved on 21st June 1994 to revoke the By-laws (Signs, Hoardings and Bill Posting) published in the *Government Gazette* on the 21 December 1979 and to make and submit for confirmation by the Governor, the following By-laws:

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 - 5.17 Signs on Fences
 - 5.18 Tower Signs

- 5.19 Verandah Signs
- 5.20 Vertical Signs

6. OFFENCES

7. REMOVAL AND DISPOSAL OF SIGNS UNLAWFULLY DISPLAYED

8. PENALTIES

9. BY-LAW APPLICATION

First Schedule—Application Forms and Licence Form

Second Schedule—Scale of Fees

1. Citation

These By-laws may be cited as the Shire of Broome Signs, Hoardings and Bill Posting By-laws.

2. Interpretation

In these By-laws, unless the context otherwise requires:

“**Act**” means the Local Government Act 1960 (as amended);

“**Advertising Device**” means any object, structure, building, wall or fence on which words or numbers or figures or drawings are written, placed, affixed, attached or painted for the purpose of advertising any business, function, operation, development, event undertaking or any product or thing whatsoever, and includes any vehicles or trailer or such other similar object or objects placed or located so as to serve the purpose of advertising any business, function, operation, development, event, undertaking or any product or thing whatsoever;

“**Bill Posting**” means the attaching, sticking, application, painting, stencilling or affixing of any bill, poster, placade, or advertisement on any building, structure, fence, wall, hoarding, sign post, pole, blind or awning, whether erected upon private property or in or upon a public place so as to be visible to any person in a street, public place, private property, reserve or other land;

“**Council**” means the Council of the Shire of Broome;

“**Commercial Area**” means an area where business or trade is conducted, to the exclusion of any purpose as classified by the Town Planning Scheme.

“**Development Sign**” means a sign or signs erected on an area of land which land has been approved for subdivision into a number of smaller lots, advertising such lots for sale but upon which land no building development has taken place at the time of approval of the sign or signs;

“**Display Home Sign**” means a sign erected on a lot on which lot a house or other residential building is erected or is to be erected which house or other residential building has been approved by the Council as a display home under the district Zoning Scheme of the Council.

“**Fly Posting**” without limiting the generality of the provisions of these By-laws relating to bill posting means advertising by means of more than one bill poster placed or placard attached, applied, painted, stencilled or affixed on fences, walls, buildings, structure, trees, rocks and any like places, or things without authority and “fly post” has a like meaning;

“**Hoarding**” means a detached or detachable structure including a poster panel, wall panel or an illuminated panel other than a pylon sign that is erected for the sole purpose of displaying a sign or signs but excluding hoardings referred to in Section 377 of the Act;

“**Horizontal Sign**” means a sign affixed or attached parallel to the wall of a building or a structure to which it is attached with its largest dimension, horizontal;

“**Illuminated Sign**” means a sign that is so arranged as to be capable of being lit either from within or from without the sign by artificial light provided, or mainly provided for that purpose;

“**Information Panel**” means a panel used for displaying Government and Local Authority notices, functional and dated announcements of a religious, educational, cultural, recreational or similar character, general information for the benefit of the public and travellers and general commercial advertising;

“**Institutional Sign**” means a sign erected or placed on any private property, public place or building used for or in connection with a medical or dental surgery clinic, hospital, rest home, home for the aged or other institution or place of a similar nature;

“**Industrial Area**” means an area classified as an industrial zone by Council’s Town Planning Scheme;

“**Licensee**” means the holder of a licence issued by the Council pursuant to these By-laws;

“**Lot**” shall have the same meaning given to it in and for the purposes of the Town Planning and Development Act, 1928 (as amended) and “allotment” has the same meaning;

"Portable Sign" means a sign not permanently attached to the ground or to a structure, wall, fence or building and including, but not limited to a sandwich board sign consisting of two sign boards attached to each other at the top or elsewhere by hinges or other means;

"Pylon Sign" means a sign supported by one or more piers and not attached to a building and includes a detached sign framework supported on one or more piers to which sign infill may be added;

"Residential Area" means an area classified as a residential zone by Council's Town Planning Scheme;

"Roof Sign" means a sign erected on the roof of a building;

"Sale Sign" means a sign indicating that the private property or premises whereon the sign is affixed, are for sale, for letting or to be auctioned;

"Semaphore Sign" means a sign attached or affixed to a structure or building which sign is affixed and supported at, or by, one of its ends only;

"Service Station Sign" means signs used solely for the purpose of advertising the price of petrol, diesel or other products sold from land used as a motor vehicle service station;

"Sign" includes a signboard, a portable sign, a bunting sign, a clock other than a clock which is built into a wall and does not project beyond the face of the wall, or flags, and bunting which carry no written message and every other type or style of sign defined or referred to in these By-laws;

"Sign Infill" means a panel which can be fitted into a pylon sign framework;

"Surveyor" means the Council's Building Surveyor appointed pursuant to the Act;

"Tower Sign" means a sign affixed to or placed on a chimney stack or an open structural mast or tower;

"Town Planning Scheme" means the Shire of Broome Town Planning Scheme No 2 published in the Government Gazette on the 29th June 1993 as amended from time to time or such other Town Planning Schemes or By-laws for the time being in force whereby the Shire of Broome or any part thereof is classified and zoned.

"Verandah" for the purpose of these By-laws, includes cantilever awnings, cantilever verandahs and balconies whether in, on or above a street, way, footpath, public place or private property;

"Verandah Signs" includes signs attached or affixed on or above verandah fascias and signs under verandahs;

"Vertical Sign" means a sign affixed or attached to the wall of a building or a structure, of which the vertical dimensions of the sign exceeds the horizontal dimension of the sign exclusive of the back projection of the sign;

"Wall Panel" means a panel used for displaying a bill poster or painted advertisement which panel is attached or affixed to the wall of a business premises or which panel erected in or about the forecourt of such business premises;

Where applicable, words and expressions used in By-law 2 hereof have the same respective meaning as is given to them in the Act.

3. Licences

3.1 Licences and Exemptions

3.1.1 Subject to Sub-Bylaw 3.1.2 and 3.6

- (a) No person shall erect, make, place or maintain a sign or advertising device except pursuant to a licence issued under the By-laws.
- (b) An owner or occupier of premises shall not suffer or permit a sign or advertising device to remain on those premises so as to be visible from a street, public reserve or other public place, except pursuant to a licence issued under these By-laws.

3.1.2 The following signs are exempt from the requirements of these By-laws.

- (a) a sign erected or maintained pursuant to any Act having operation within the State
- (b) a sale sign not exceeding 1 square metre in area
- (c) a plate not exceeding 0.2 square metres in area erected or affixed on the street alignment or between that alignment and the building line to indicate the name and occupation or profession of the occupier of the private property or premises
- (d) advertisement affixed to or painted on a shop window by the occupier thereof and relating to the business carried on therein
- (e) signs within a building unless such signs are deemed to be objectionable by the Council
- (f) signs not larger than 0.7 m x 0.9 m on advertising pillars or panels approved by or with the consent of the Council for the purpose of displaying public notices for information
- (g) building name signs on residential flats or home units when such signs are of a single line of letters not exceeding 300 mm in height, fixed to the facade of the building

- (h) signs for use solely for the direction and/or control of people, animals, and/or vehicles or to indicate the name and/or street numbers of a premises, providing the area of any such sign does not exceed 0.2 square metres and the sign is located wholly within the boundaries of a private property or premises owned by a person who erected or who has maintained the sign
- (i) signs that are required by the Builders Registration Board or other Government bodies or authorities on building sites, providing the area of any such sign does not exceed 1.5 square metres and no part of the sign is of a distance greater than 2 metres above the ground directly below it, and that any such sign is removed within seven (7) days of completion of the building works on the building site
- (j) signs or advertising devices erected, made or placed by the Council of the Shire of Broome on land under the care, control and management of the Council

3.1.3 Notwithstanding the provisions of Sub- Bylaw 3.1.1, the following signs are not required to have a licence issued under these By-laws, but are nevertheless to be erected and maintained so as to comply with the requirements of these By-laws and with Main Roads Department regulations relating to main roads under the control and management of the Main Roads Department.

- (a) home open, display centre directional signs, and
- (b) portable signs

3.1.4 Every licence that is granted pursuant to these By-laws shall exist subject only to the provisions of these By-laws.

3.1.5 Notwithstanding that a sign or advertising device complies with the provisions of these By- laws, the Council may refuse a licence if:

- (a) such sign or advertising device would, in its opinion, increase the number of variety of signs so as to become too numerous or various in the locality to be injurious to the amenity or natural beauty or safety of the locality, or
- (b) such sign or advertising device advertises goods, services or activities which are not produced, displayed or offered for sale or otherwise available to the public upon or from the premises where such sign or hoarding is erected, attached or affixed.

3.2 Revocation of Licences

The Council may, without limiting its power to prosecute for any breach of these By-laws or to recover any penalty arising therefrom, by notice in writing to the licensee revoke any licence granted by the Council pursuant to these By-laws where:

- (a) anything purporting to be done pursuant to a licence issued under these By-laws is not done in conformity with the licence or with these By laws or a sign or hoarding the subject of a licence is so altered that, in the opinion of the Council, it is objectionable or contravenes By-law 3.1.5, or
- (b) the licensee is guilty of an offence against these By-laws in respect to such licence

3.3 Inspection of Licences

3.3.1 A licensee shall, on demand by an officer of the Council produce for inspection a licence issued by the Council pursuant to these By-laws

3.3.2 Every sign or hoarding the subject of a licence issued by the Council pursuant to the By- laws shall bear on its face (bottom left hand corner as viewed) clearly legible figures (minimum 25 mm high) the number of the licence applicable to the said sign or hoarding as provided by Council.

3.4 Applications for Licences

3.4.1 An application to the Council for a licence pursuant to these By-laws shall be made in the form of an application set out in the First Schedule hereto.

3.4.2 An application for the first issue of a licence in respect to a sign or hoarding shall be accompanied by duplicate plans, drawn to a scale of not less than 1 to 50 showing the size, position, design and inscriptions to appear thereon, the method of construction and fixing of the sign or hoarding to a building or structure, setbacks of the sign or hoarding from a street, way, footpath or other public place, boundaries where applicable, together with such further information as Council may require.

3.4.3 An application for the first issue of a licence, in respect of a roof sign shall be accompanied by a certificate from a Structural Engineer certifying that the building and roof thereof upon which it is proposed to erect the roof sign is in all respects of sufficient strength to support the roof sign, under all conditions and that the roof sign is itself of structurally sound design.

3.4.4 Every applicant for a licence pursuant to these By-laws shall furnish in writing such further particulars as to the sign or hoarding the subject of a licence application as may be required by the Building Surveyor.

3.4.5 Subject to By-law 3.2 and except where otherwise provided in these By-laws, a licence issued pursuant to these By-laws remains valid until an alteration is proposed to be made to the structure or area of the sign or hoarding in respect of which a licence has been issued and in such event the licensee shall apply for a new licence.

3.4.6 The Council may impose any conditions it thinks fit to a licence issued pursuant to these By laws.

3.5 Licence Fees

A licence pursuant to these By-laws shall only be issued and valid upon payment of the appropriate fee as set out in the Second Schedule to these By-laws, but the prior payment of a licence fee pursuant to any By-laws that were in operation prior to the coming into operation of these By-laws shall be deemed to be a payment for the purpose of this by-law.

3.6 Special Permits

3.6.1 Notwithstanding anything contained or provided in these By-laws, the Council may, by written permit issued by the Building Surveyor, allow the display of:

- (a) advertisements at churches, theatres and other places of public entertainment, or of advertisements of meetings or other matters of public interest.
- (b) a sign or advertising device in the form of search lights, flood lights, pennants, flags, banners and the like used to call attention to, or for the purpose of advertising any service, business, function, operation, event or undertaking, upon such terms and for such period as the Council may in each case think fit.

3.6.2 Such terms and conditions imposed by the Council pursuant to By-law 3.6.1 hereof and the period of the permit shall be specified in the permit.

3.6.3 Council may revoke any such permit at any time without assigning any reason for such revocation.

3.6.4 Upon the expiration or revocation of a permit issued under this By-law, the persons to whom the permit was issued shall forthwith remove the advertisement sign or advertising device to which the permit relates and failure by the holder of the permit to remove the advertisement within a reasonable time shall be an offence.

4. General

4.1 Restrictions

A sign or advertising device shall not be erected, placed, or maintained:

- (a) (i) so as to obstruct or impede all or part of the view which may be enjoyed from a street, way, footpath, public place or private property of any place of feature or natural beauty;
- (ii) so as to obstruct or impede the sight lines required for the free and safe movement of traffic in, to, or from any street, way, footpath, public place or private property;
- (b) so as to be likely to be confused with or mistaken for an official traffic sign or so as to contravene the Main Roads Act 1982 or the Regulations made thereunder;
- (c) except with the approval of the Council on any ornamental tower, spire, dome or similar architectural feature or on a lift machinery room, bulkhead over stairs or other superstructure over the main roof of a building or structure;
- (d) on any land that is zoned in the District Zoning Scheme as residential or used for residential purposes other than a site of lawful non-conforming use other than residential, unless specifically permitted in these By-laws;
- (e) on or to any building or structure of which the stability of the building or structure is, in the opinion of the Building Surveyor, likely to be detrimentally affected by the sign or advertising device;
- (f) as a movable or portable sign upon a carriageway, dividing strip or traffic island, or other place that in the opinion of Council is dangerous to pedestrian and/or vehicular traffic;
- (g) on a light or power pole without the approval of the relevant authority responsible for the erection of that pole;
- (h) upon or inside a vehicle adapted and exhibited primarily to facilitate advertising;
- (i) in the form of balloons or blimps;
- (j) so as to have all or any part thereof projected, flashing, animated, moving or rotating;
- (k) in or at any site, location or position where, in the opinion of the Council, the advertisement will not be harmonious with the surroundings in the locality in which the advertisement is proposed to be sited, located or positioned or where Council considers it will be undesirable for reasons to be stated by the Council.

4.2 Inscriptions on Signs

Except in the case of a direction sign, sale sign, information panel and a development sign, signs attached or affixed to a premises, or building generally shall only display one or more of the following:

- (a) the name of one or more of the occupiers of the same premises or building;
- (b) details of the business or businesses carried on, in, or at the same premises or building;
- (c) details of the goods sold in or at the same premises or building to which it is affixed and nothing more;
- (d) any other matter approved by the Council.

4.3 Existing Signs

Where an existing sign fails to conform to the requirements of these By-laws, a person receiving a direction from the Council to remove the sign shall remove it immediately upon receiving the direction. A person receiving such a direction may within 14 days of his receipt thereof, appeal in writing to the Council.

4.4 Fixing of Signs

Every sign shall be securely fixed to the structure by which it is supported to the satisfaction of the Surveyor and shall be safely maintained.

4.5 Obstruction of Doors, etc

A sign shall not be erected or maintained so as to obstruct access to or from any door, fire escape or window, other than a window designed for the display of goods.

4.6 Glass in Signs

Glass shall not be used in any sign, except for the purpose of illumination of an illuminated sign.

4.7 Readily Combustible Material

Except in the case of posters securely affixed to a signboard or hoarding, readily combustible materials, including, but not exclusively paper, cardboard or cloth, shall not form part of or be attached to any sign.

4.8 Signs to be Kept Clean

Every sign shall be kept clean and free from unsightly matter and shall be maintained by the licensee or owner in good order free of dilapidation.

4.9 Bill Posting

A person shall not bill post within the district of the Shire of Broome except on a hoarding approved for the purpose by the Council.

4.10 Fly Posting

A person shall not fly post at any site, place or location within the district of the Shire of Broome.

4.11 Design Principles

Any sign or advertising device erected and maintained in accordance with these By-laws shall:

- (a) be simple and provide for instant recognition.
- (b) in design, colour and location be sympathetic and harmonious with the surrounding street, way, footpath, public place or private property and environment and the building or structure to which it is attached or affixed.
- (c) be placed and constructed so as not to endanger public safety.
- (d) have all sign writing, design work, lettering and colouring thereto carried out in a competent and professional manner.

4.12 Reserves Under the Care and Control of Council

4.12.1 Unless otherwise allowed pursuant to these By-laws or approved by Council, a sign or advertising device shall not be permitted to be erected or maintained on road reserves or other reserves under the care and control of Council.

4.12.2 The Council may grant approval for the erection of any sign or advertising device on road reserves or other reserves under the care and control of the Council and impose any such conditions or enter into any such contract or agreement with the owner of licence of the sign or advertising device as it sees fit to ensure the proper control and maintenance of any such sign or advertising device.

5. Requirements for Particular Signs

Subject to sub By-law 5.17, painted signs on any object, structure, building or wall shall where applicable conform to the provisions contained within sub By-laws 5.7 and 5.20 pertaining to horizontal and vertical signs respectively.

5.1 Clocks

A clock shall:

- (a) if suspended under a verandah or in an arcade, have its centre coinciding with the centre line of the footway, accessway or footpath thereunder;
- (b) comply as regards with the following table:

Height of bottom of clock above footway	Maximum diameter or width of clock face and depth of clock including lettering
2.75 m and under 4 m	300 mm
4 m and under 6 m	750 mm
6 m and under 12 m	1 m
12 m and over	1.5 m

- (c) be affixed or attached either parallel or at right angles to the wall to which it is affixed or attached;

- (d) not project from the wall to which it is affixed or attached;
 - (i) if parallel to the wall, more than 300 mm; or
 - (ii) if at right angles to the wall, more than 2 m;
- (e) afford a minimum headway of 2.75 m;
- (f) be maintained so as to show the correct time;
- (g) be illuminated from sunset to midnight; and
- (h) if fitted with chimes, not be permitted to strike between midnight and 7.00 am.

5.2 Development Signs

Development signs shall:

- (a) only be erected where more than 10 subdivisional lots are to be created in the development or in the stage of development being advertised;
- (b) only be erected in the ratio of 1 square metre of area per hectare of the total land to be subdivided, up to a maximum aggregate area of all development signs of 50 square metres with no individual sign exceeding 22 square metres in area;
- (c) be removed from the site within two years of the granting of a licence for the same or when 80 per cent of the lots by number in the subdivision or stage being advertised have been sold, whichever is the sooner.

5.3 Direction Signs on Street Poles

5.3.1 Approval is required for the erection of any directional sign on a street pole and such approval shall only be granted by the resolution of the Council and where approval has been so granted any directional sign on a street pole shall:

- (a) afford a minimum headway of 2.1 m;
- (b) not exceed 150 mm in depth or 750 mm in length;
- (c) be securely affixed to and supported by one or more columns of steel of sufficient size and strength to support the sign under all conditions;
- (d) be erected and maintained so as not to cause interference or hazard to vehicular traffic or cause any interference or hazard to or impede pedestrians.

5.3.2 Council may revoke any such approval at any time without assigning any reason for such revocation of approval.

5.4 Display Centre Directional Signs

Each display centre may have a maximum of four direction signs on the verge at any one time and any such sign shall:

- (a) only be displayed during the times the display centre to which the signs are directed, is open to the public;
- (b) be sited as not to create a hazard to vehicular or pedestrian traffic;
- (c) not have dimensions exceeding 600 mm x 450 mm and not have a height exceeding 600 mm.

5.5 Display Home Signs

Display home signs shall:

- (a) be provided in a ratio not exceeding 2 square metres per home in a centre with no individual sign exceeding 4 square metres, the overall height of the sign shall not exceed 4 m;
- (b) not be illuminated after 9.00 pm;
- (c) be approved for a period not exceeding 12 months at any one time.

5.6 Hoardings

5.6.1 Hoardings shall not:

- (a) be erected on land zoned "residential" pursuant to the District Zoning Scheme;
- (b) except with the approval of Council, be erected within 15 m of any street, way, footpath or public place and in any case, shall not be closer than its own height to a street, way, footpath or public place;
- (c) be of greater area than 22 square metres, Council may permit an increase of not more than 50 per cent of the area.

5.6.2 A licence issued in respect to a hoarding shall be valid for such period as determined by the Council, but not exceeding 10 years.

5.6.3 The licence fee for a hoarding is an annual licence fee and is payable annually for such period as the hoarding is erected or maintained with the approval of the Council.

5.7 Horizontal Signs

5.7.1 A horizontal sign shall:

- (a) afford a minimum headway of 2.75 m;
- (b) be affixed or attached parallel to the wall of the building or structure to which it is affixed or attached;

(c) conform as to depth to the following table:

Maximum distance of bottom of sign off the street level	Maximum depth of sign
Less than 4.5 m	600 mm
4.5 m to 7.5 m	750 mm
7.5 m to 12 m	1 m

Any sign greater than 12 m off the street level should be 150 mm in depth for each 300 mm in height to a maximum of 4.5 m. All horizontal signs behind the 9 m setback from the front boundary can be double the aforementioned approved depth of the sign providing the whole of the sign is within the fascia limits;

- (d) not project more than 600 mm from the wall to which it is affixed or attached; and
 (e) not be within 600 mm of either end of the wall to which it is attached, unless the end of the sign abuts against a brick, stone or cement corbel, pier or pilaster which is at least 25 mm in front of and 75 mm above and below the sign.

5.7.2 Notwithstanding the provisions of paragraph (c) of sub By-law 5.7.1, the Council may permit an increase of not more than 50 per cent of the depth therein mentioned in any part or parts of a sign to permit the inclusion therein of a motif or capital letter.

5.7.3 There shall be not more than one line of horizontal signs facing any one street, way, footpath, public place or private property on any building or structure.

5.7.4 The name of the building or structure, owner or occupier may be shown on the facade of a building or structure, but:

- (a) unless otherwise approved by the Council, only one such name shall be placed on any facade;
 (b) the letters of the name shall not exceed 1.2 m in height;
 (c) the letters shall be of metal or other non-combustible material; and
 (d) the letters shall not be lit or illuminated unless all illuminated lettering has been approved by the Council.

5.8 Illuminated Signs

Every illuminated sign shall:

- (a) be enclosed by boxing or casing which is constructed of non-combustible material;
 (b) have its electrical installation constructed and maintained to the satisfaction of the State Energy Commission or the appropriate electricity supply authority and in accordance with the SAA Code 3000 1976;
 (c) be maintained to operate as an illuminated sign; and
 (d) not have or produce light of such intensity or colour as to cause annoyance to the public and which shall not interfere with traffic control lights.

5.9 Information Panels

The Council may provide information panels of varying sizes.

5.10 Institutional Signs

Institutional signs shall not exceed 0.5 square metres in area, except with the approval of the Council, but in any case, no such sign shall exceed 2 square metres in area.

5.11 Portable Signs

5.11.1 A portable sign shall:

- (a) not exceed 750 mm in height;
 (b) not exceed 0.9 square metres double sided area (eg 750 mm x 600 mm each face);
 (c) not indicate or display any matter other than the name of the owner or occupier of the premises to which it relates and the nature of the business carried on therein;
 (d) be placed so as not to cause interference or be hazardous to vehicular traffic or cause any interference or hazard or impede pedestrians;
 (e) be of sound construction, maintained in good condition, neatly sign written and fixed in position to the satisfaction of the Surveyor;
 (f) be located wholly within the boundaries of land owned or occupied by the person who erected or who has maintained the sign; and not be erected in any position other than adjacent to the building to which the sign relates;
 (g) be removed from the land in the event of a cyclone threat.

5.11.2 A person shall not erect more than one portable sign in relation to a single shop or business unit..

5.11.3 A person who erects a portable sign shall remove the same at the close of business each day and shall not erect the same again until the commencement of business on the following or a subsequent trading day.

5.12 Pylon Signs

5.12.1 A pylon sign shall:

- (a) not have any part thereof less than 2.75 m or more than 6 m above the level of the ground immediately below it;

- (b) not exceed 2.6 m measured in any direction across the face of the sign or have a greater superficial area than 4 square metres;
- (c) not project over any adjacent street;
- (d) be supported on one or more piers or columns of brick, stone, concrete or steel of sufficient size, strength and construction to support the sign and to comply with the Wind Loading Code AS 1170.2;
- (e) where supported by two or more piers or columns, the space between the piers or columns not be wholly or partly filled in with any material below 2.75 m above ground level;
- (f) not be within 2 m of the side boundaries of the lot on which it is erected unless the lot on which the pylon sign is erected abuts an intersecting street or right of way, in which case the Council may authorise the erection of a sign at a lesser distance than 2 m;
- (g) not have any part thereof less than 6 m from any part of another sign erected on the same lot.

5.12.2 Where more than one pylon sign is proposed to be erected on a lot on which unit factories or small shops are erected, or are to be erected, Council may require all the pylon signs to be incorporated into one sign in which event:

- (a) initial approval shall be given to the pylon sign framework together with one or more sign infills;
- (b) an application is to be submitted and approval given for each additional infill;
- (c) all infills are to be an equal size and space is to be provided to the sign for one infill for each shop or unit on the lot;
- (d) the total area of the infill signs specified under sub By-law 5.12.1 (b) may be increased by up to a maximum of 10 square metres.

5.12.3 Notwithstanding the provisions of sub By-law 5.12.1 and 5.12.2, approval for the erection of a pylon sign that does not meet the requirements of these By laws may only be granted by the resolution of the Council.

5.13 Roof Signs

5.13.1 Approval for the erection of a sign on a roof of a building shall only be granted by resolution of the Council and where approval has been so granted, a roof sign shall:

- (a) not at any point extend above the ridge line of the roof;
- (b) not at any point be within 3 m of the ground;
- (c) not extend laterally beyond the external walls of the building;
- (d) comply as regards height above ground and height of sign with the following table:

Height of main building above ground level at point where sign is to be fixed	Maximum height of size
3 m and under 4 m	1.0 m
4 m and under 6 m	1.8 m
6 m and under 12 m	2.0 m
12 m and under 18 m	2.5 m
18 m and over	3.0 m

5.13.2 When ascertaining the height of the main building above ground level for the purpose of this By law, any part of the roof at the point where the sign is to be erected, that is provided solely for the purpose of architectural decoration, shall be disregarded.

5.14 Sale Signs

5.14.1 Any sale sign of any description shall be erected on the land to which it relates and not elsewhere.

5.14.2 A land sale sign advertising for sale lots created by a subdivision shall:

- (a) not exceed 2 square metres in area;
- (b) not be erected or maintained for a period exceeding six (6) months without the prior approval of the Council;
- (c) not be erected until:
 - (i) the plan of subdivision has been approved by the Ministry of Planning;
 - (ii) the land has been zoned for the appropriate use.

5.14.3 A sale sign advertising an auction shall:

- (a) not exceed 1 square metre in area;
- (b) not be erected more than 28 days before the proposed date of the auction;
- (c) be removed no later than 48 hours after the auction has been held.

5.14.4 A sale sign advertising that flats and dwelling units in a building erected, or to be erected, are, or will be available for letting or for purchase shall:

- (a) not exceed 1 square metre;

- (b) not be erected before the issue of a building licence for any such building;
- (c) not be erected or maintained for a period exceeding three (3) months following completion of any such building, without the prior approval of the Council.

5.15 Semaphore Signs

5.15.1 A semaphore sign shall:

- (a) afford a minimum headway of 2.75 m;
- (b) be affixed at right angles to the wall to which it is affixed or attached;
- (c) not project more than 1 m from the point of attachment nor be of greater height at any point above the bottom of the sign than 1 m;
- (d) be fixed over or adjacent to the entrance to a building; and
- (e) not be erected under or over any verandah.

5.15.2 Not more than one semaphore sign shall be fixed over or adjacent to any one entrance to a building.

5.16 Service Station Signs

5.16.1 A maximum of two (2) service station signs (located on the same supports) are permitted on service station sites, but only one sign shall relate the price of petroleum products. In addition to the aforementioned, a service station sign shall:

- (a) not exceed 0.8 square metres double sided area;
- (b) be located wholly within the boundaries of the site used as a service station;
- (c) be of sound construction, maintained in good condition, neatly sign written and fixed in position to the satisfaction of the Surveyor;
- (d) be located so as not to cause a traffic or safety hazard.

5.17 Signs on Fences

A sign may be painted or erected on the inside of a side or rear fence of a lot situated within a commercial area or an industrial area if the lot is occupied and used for business purposes. Any such sign shall not exceed 1,000 mm in height, not be within three metres of any street boundary, unless specific approval is granted from the Council. Signs may not be erected or painted on any fence, other than the areas specified above.

5.18 Tower Signs

A tower sign shall not, unless prior approval has been given by Council:

- (a) indicate or display any matter other than the name of the owner or occupier of the land or premises on which the mast, tower or chimney stack is erected;
- (b) if illuminated, be a flashing sign;
- (c) exceed in height one sixth of the height of the mast, tower or chimney stack on which it is placed;
- (d) exceed in width, the width or diameter of the mast, tower or chimney stack on which it is placed, or
- (e) extend laterally beyond any part of the mast, tower or chimney stack on which it is placed.

5.19 Verandah Signs

5.19.1 Signs above Verandah Fascias

Signs comprising free standing letters only, may be erected above the outer fascia of a verandah parallel to the kerb if the lettering does not exceed 400 mm in height and is mounted on a base of at least 75 mm in width.

5.19.2 Signs on Verandah Fascias

A sign fixed to the outer or return fascia of a verandah:

- (a) shall not exceed 600 mm in depth;
- (b) shall not project beyond the outer metal frame or surround of the fascia; and
- (c) if an illuminated sign, may be of changing colours, but shall not emit a flashing light.

5.19.3 Signs under Verandahs

A sign under a verandah shall:

- (a) afford a headway of at least 2.75 m or only 2.4 m when approved by the Council;
- (b) not exceed 2.4 m in length or 500 mm in depth;
- (c) not weigh more than 50 kg;
- (d) not, if it exceeds 300 mm in width, be within 1.4 m (or where it does not exceed 600 mm in width be within 1 m) of the side wall of the building to which the said sign is affixed or attached;
- (e) not, if it exceeds 300 mm in width, be within 2.75 m (or where it does not exceed 300 mm in width be within 1.75 m) of another sign under that same verandah;
- (f) be fixed at right angles to the front wall of the building to which it is erected except on a corner of a building at a street intersection where the sign may be placed at an angle to the walls so as to be visible from both streets;

- (g) be so placed that the centre of its base longitudinally is equidistant from the outer edge of the verandah and the vertical plane of the shop front directly opposite the end of such sign;
- (h) not be constructed of shatterable material.

5.20 Vertical Signs

5.20.1 A vertical sign shall:

- (a) afford a minimum headway of 2.75 m;
- (b) subject to sub By-law 5.20.2, not project more than 1 m from the face of the building to which it is affixed or attached;
- (c) subject to sub By-law 5.20.3, not be within 1.8 m of either end of the wall to which it is affixed or attached;
- (d) be of a height of at least twice its width;
- (e) not project more than 1 m above the top of the wall to which it is attached ;
- (f) not be within 4 m of another vertical sign on the same building;
- (g) not be placed on a corner of a building, except at a street intersection where the sign may be placed at an angle to the walls so as to be visible from both streets, and
- (h) except with prior approval of the Council, not exceed 1 m in width exclusive of the back projection.

5.20.2 Where a vertical sign is affixed to the face of a building that is set back beyond the face of another building, which is situated less than 3 m from the side wall of the first building, the sign may project 500 mm further than the distance prescribed by paragraph (b) of sub By-laws 5.20.1, or the distance by which the building to which it is affixed or attached is set back beyond the face of the other building, whichever distance is the lesser.

5.20.3 Where a building to which a vertical sign is affixed or attached is set back from the boundary or abuts intersecting streets or a right of way, the Council may approve the affixing of a vertical sign at a lesser distance from the end of the wall than that prescribed by paragraph (c) of sub By-law 5.20.1.

6. Offences

6.1 Every person who erects or authorises or permits to be erected a sign, or a hoarding which does not comply with, or erects or authorises or permits to be erected a sign or a hoarding in a manner contrary to the provisions of these By-laws, commits an offence.

6.2 Whereby these By-laws, it is required that a person obtain a licence to erect or maintain a sign or hoarding, every person who erects or maintains a sign or a hoarding without a licence or in respect of which the licence has expired or been cancelled, commits an offence.

6.3 Neither the owner nor the occupier of any land, building or premises shall permit a sign or hoarding to remain affixed or attached thereto, or thereon unless such sign or hoarding complies with these By-laws.

6.4 Without prejudice to the preceding provisions of these By-laws, the Council may serve on the owner or occupier of any land, building or premises on which a sign is erected, affixed, attached or maintained, contrary to these By-laws, notice to remove the sign within such time as may be specified in the Notice and a person neglecting or failing to comply with the terms of such a Notice served on him pursuant to this sub By-law, commits an offence.

7. Removal and Disposal of Signs Unlawfully Displayed

7.1 The Council may remove to a place appointed by the Council any sign, advertisement, advertising device, hoarding or signboard placed on or erected on any street, way, footpath or other public place under the care and control of Council, unless so placed or erected pursuant to these By-laws. The Council may without incurring any liability therefore, or be liable for damages or otherwise dispose of any sign, advertisement, advertising device, hoarding or signboard so removed and reinstate the street, way, footpath or public place under the care, control of Council, at the expense of the person or persons responsible for the placing or erecting of the same thereon or the injury thereto and recover the expense of the removal from him in a Court of competent jurisdiction.

7.2 The Council, or any person acting under the authority of the Council, may remove from private property to a place appointed by the Council any hoarding of any bill, placard or advertisement which is attached to, painted, stencilled, placed, stuck, pasted or affixed on a hoarding and which in the opinion of the Council is dangerous or objectionable at the expense of the owner or occupier who attached, painted, stencilled, placed, stuck, pasted or affixed the same and the Council may recover the expense of the removal from the owner or occupier of the property in a Court of competent jurisdiction.

8. Penalties

Any person who is guilty of an offence against these By-laws is liable to:

- (a) a penalty not exceeding five hundred dollars (\$500), and
- (b) a daily penalty, during the continuing breach, not exceeding fifty dollars (\$50).

9. Application

These By-laws shall apply to the whole of the district of the municipality of the Shire of Broome.

SHIRE OF BROOME
First Schedule
APPLICATION FOR LICENCE
SIGNS AND HOARDINGS

Application No: Date:
I hereby apply for a sign / illuminated sign / roof sign / pylon sign / semaphore sign /
direction sign / clock / hoarding as shown on the attached plan to be erected on the premises
known as
.....
subject to the By-laws of the Council.
Full name and address of the applicant:
.....
Exact position of the sign:
.....
Dimensions of the sign:
.....
Materials and construction of the sign and supports:
.....
Inscription of device on the sign:
.....
Fees Paid: Approved:
Receipt No:
Signature of Applicant:
Signature of Building Surveyor:

SHIRE OF BROOME
LICENCE
SIGNS AND HOARDINGS

Permit No: Date:
This licence is granted to:
on premises known as:
in accordance with Application No. and subject to the By-laws of the Council.
This licence shall remain valid unless any alteration is made to the sign. In such an event,
the licensee must apply for a new licence.
If this licence is issued in respect of a hoarding, the licence expires on the
.....
Building Surveyor

SHIRE OF BROOME
Second Schedule
FEES

- 1. A pylon sign \$50.00
2. An illuminated sign \$50.00
3. Any other sign \$40.00
4. A hoarding—per annum \$150.00

Dated this 27th day of May 1996.
The Common Seal of the Shire of Broome was duly affixed by authority of a Resolution of
Council in the presence of:
R. J. JOHNSTON, Shire President.
GREG POWELL, Shire Clerk.

Recommended—

PAUL D. OMODEI, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council. This 10th day of September 1996.

J. PRITCHARD, Clerk of the Council.

LG401

WATER BOARDS ACT 1904

Preliminaries to Construction

Notice of Intention

Notice is hereby given pursuant to Section 41(c) of the above Act, of the intention to undertake the construction of the following works within the Busselton Water Area—

Description and Locality of Proposed Works—

(i) The construction of a new 4.9 ML Storage Tank at the Boards No. 1 Plant (Kent Street). Plans and specifications may be inspected at the Boards Offices, Unit 1, 8-10 Prince Street, Busselton for one month on and after publication of this notice between the hours of 10.00 am and 4.00 pm.

D. G. McCUTCHEON, Executive Officer.

LG402

SHIRE OF CUE

It is hereby notified for public information that Mr Francis John Gow has been appointed Acting Chief Executive Officer of the Shire of Cue from 16 September 1996 to 11 October 1996 inclusive during the period the Chief Executive Officer is on Annual Leave.

I. W. HAMILTON, Shire President.

LG403

CITY OF MELVILLE

Rangers

It is hereby noted for public information that Gary Bruce Hill has been appointed as an Authorised Person of the City of Melville pursuant to the following—

(i) Local Government Act 1995

- Ranger
- Pound Keeper
- Parking Inspector

and as an Authorised Officer pursuant to the following—

(ii) Dog Act 1976 for the purposes of—

- Registering
- Seizing, Impounding, Detaining and Destroying of Dogs

(iii) Control of Vehicles (Off Road Area) Act 1978

(iv) Litter Act 1979

(v) Bush Fires Act 1954

and effecting General Ranger duties within the district.

The appointment of Leslie Charles Williams is hereby cancelled.

NEIL BOLTON, A/Chief Executive Officer.

LG404**DOG ACT 1976***Shire of Northam*

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

Registration Officers—

Shelly Lee Clarke
Robert Gordon Fraser
Peter Thomas Naylor
Bronwyn Elizabeth O'Shannessy
Lorraine Pemberton
Lisa Jayne Sewell

Authorised Persons—

Raymond Ernest Delle Coste
Robert Gordon Fraser
Michael Robert Littleton
Allan John Middleton
Herbert Edward Munyard
Peter Thomas Naylor
Ronald Henrik Van Welie

A. J. MIDDLETON, Chief Executive Officer.

LG405**DOG ACT 1976***Shire of Northampton*

It is hereby notified for public information that the following persons have been appointed under the provisions of the Dog Act 1976, for the Municipality of the Shire of Northampton—

Registration Officers

Mr G. L. Keeffe
Mr D. Long
Mrs J. Cockram
Mrs K. Burrell
Mrs L. Rowe
Mrs J. Rowe
Ms S. Brockwell
Mr R. Eberhardt
Ms K. L. Curic

Authorised Officers

Mr G. L. Keeffe
Mr D. Long
Mr I. Davidson
Mr R. Eberhardt

All other appointments are hereby cancelled.

G. L. KEEFFE, Chief Executive Officer.

LG406**BUSH FIRES ACT 1954***Shire of Northampton*

Notice is hereby given that the following persons have been appointed as Authorised Officers to exercise powers pursuant to the Bush Fires Act 1954—

Mr Garry Keeffe
Mr Darren Long
Mr Rolf Eberhardt
Mr Geoff Cripps
Mr Owen Simkin
Mr Bob Fraser
Mr Murray Carson
Mr Colin Reynolds

Mr Simon Drage
Mr Terry Ash
Mr Richard Allen
Mr Gary White
Mr Denis Box
Mr Chris Hasleby
Mr Ken Harris
Mr Simon Drage

All previous appointments are hereby cancelled.

G. L. KEEFFE, Chief Executive Officer.

LG407**LOCAL GOVERNMENT ACT 1960***Shire of Wyalkatchem***ANNUAL FEE REVIEW**

1996/97 Fees and Charges

At its June and August 1996 meetings, Council reviewed and set its fees and charges for the 1996/97 year in accordance with Section 191A of the Local Government Act 1960.

The fees and charges relate to—

Photocopying charges;
 Facsimile transmissions;
 Freedom of information charges;
 Dog Fees and charges;
 Cemetery charges;
 Recreation Facility charges;
 Hall Hire charges;
 Swimming Pool Charges;
 Private Works Hire rates;
 Caravan Park fees;
 Annual Sporting Club charges;

and are available for public inspection at the Shire Office during normal office hours.

BRUCE TAYLOR, Chief Executive Officer.

LG408**LOCAL GOVERNMENT ACT 1995***City of Nedlands***ANNUAL FEE REVIEW****TOWN PLANNING FEES AND CHARGES**

At its meeting on 30 July 1996 Council set the Town Planning Charges for the 1996/97 year, to take effect from 1 September 1996.

Details of the fees and charges adopted are available for public inspection at the Council Office during normal office hours.

N. G. LEACH, Chief Executive Officer.

LG501**LOCAL GOVERNMENT ACT 1995****HEALTH ACT 1911***Shire of Irwin***Memorandum of Imposing Rates and Charges**

To whom it may concern,

At meetings of the Irwin Shire Council on 31st July 1996 and 26th August 1996, it was resolved that the rates and charges specified hereunder should be imposed on all rateable property within the District of the Shire of Irwin, in accordance with the provisions of the Local Government Act 1995 and the Health Act 1911.

G. C. BASS, President.
 J. PICKERING, Chief Executive Officer.

Schedule of Rates**Unimproved Values—****General Rate—**

2.4 cents in the dollar

Minimum Rate—

\$365.00 per assessment on all rateable property

Differential Rates—Shire of Irwin, Valuation and Ratings Order No. 1 of 1987, *Government Gazette*, 12 June 1987, Order No. 1 of 1992, *Government Gazette* 15th May 1992 and Order No. 2 of 1992, *Government Gazette*, 26th June 1992.

Gross Rental Values—

Rate Category	Rate in Dollar (Cents)	Minimum Rate
DEVELOPED LAND		
Zones		
Residential: R2.5, R12.5, R30 & Special Residential	8.88	\$365
Special Rural	8.88	\$365
Commercial	8.46	\$365
Light & General Industry	8.46	\$365
Special Use	8.46	\$365
Residential R50	12.43	\$365
UNDEVELOPED LAND		
Zones		
All Zones except Residential R50 & Parks & Reserves (Irwin River)	22.0	\$365
Residential R50	12.43	\$365
Parks & Reserves (Irwin River)	12.43	No Minimum

Discount—A discount of 7.5 per cent of rates will be allowed on all rates paid in full by 8th October 1996.

Instalment Plan Interest Rate—A charge of 6.5% per annum calculated daily by simple interest will be applied to all rates paid by instalment as from 35 days of date of notice.

Payment of Rates Under Instalment Plan—Due dates of payments of Rates and Charges levied 1996/97—

- 4 Instalments
- 8th October 1996
- 31st December 1996
- 31st March 1997
- 30th June 1997

Late Payment Interest Rate—A charge of 13% calculated daily by simple interest will be applied to all rates unpaid after 8th October 1996 (Rubbish Charges and Deferred Pensioners excluded).

Rubbish Charges—

- Domestic—\$90.00 per annum for 240 litre bin, removed once weekly
- Commercial—\$95.00 per annum for one 240 litre Industrial bin, removed once weekly
- Bulk Bins—\$8.34 per cubic metre as assessed.

LG502**LOCAL GOVERNMENT ACT 1995***Shire of Murchison*

Memorandum of Imposing Rates

At a Meeting of the Murchison Shire Council held on 30th August 1996, it was resolved that rates and charges as specified hereunder be imposed on all rateable property within the district of the Local Government in accordance with the provisions of the Local Government Act 1995.

Schedule of Rates

General Rate—Unimproved Values—8.75 cents in the dollar.

Minimum Rate—\$150.00 per lot, location or lease.

Discount—Discount of 10% allowed on current rates paid in full within thirty five (35) days of the date of issue of the rate notice.

Late Payment Interest Rate—A charge of 13% per annum, simple interest calculated daily.

Instalment Plan Interest Rate—A charge of 6.5% per annum, calculated daily by simple interest.

Due Dates for Payment of Rates—

Four Instalment Plan	Two Instalment Plan
4th October, 1996	4th October, 1996
6th December, 1996	6th December, 1996
7th February, 1997	
4th April, 1997	

K. W. KEOGH, President.
RICHARD A. CHILD, Chief Executive Officer.

LG503**LOCAL GOVERNMENT ACT 1995****HEALTH ACT 1911***Shire of Shark Bay*

Memorandum of Imposing Rates and Charges 1996/97

At a meeting of the Shire of Shark Bay Council, held on 8 August 1996, it was resolved that the rates and charges specified hereunder should be imposed on all rateable properties within the district of the Shire of Shark Bay for the year 1 July 1996 to 30 June 1997, in accordance with the provisions of the Local Government Act 1995 and the Health Act 1911.

Dated 8 August, 1996.

L. R. MOSS, President.
A. R. BIGGS, Chief Executive Officer.

Schedule of Rates and Charges 1996/97

- General Rate: 7.3256 cents in the dollar on Gross Rental Valuations.
10.5310 cents in the dollar on Unimproved Valuations.
- Minimum Rate: \$232 per Gross Rental Valuation assessment.
\$221 per Unimproved Valuation assessment.
- Discount: Ten per cent (10%) on all current rate assessments which are fully paid and received at the Council office by 4.00 pm on Monday 16 September 1996.
- Penalty: Interest at a rate of 10% will apply for the late payment of a rate or service charge. The late payment penalty will accrue daily as follows—
- No instalment option taken—Interest shall begin to accrue on rates and/or charges that remain unpaid 3 months after the date of issue or at any other date as specified by the Council, whichever is the latter.
 - Instalment option taken—Interest shall begin to accrue daily on any instalment payment that remains unpaid after the due date of the instalment and continue to accrue until such time as the instalment is paid.
 - Arrears—Interest shall begin to accrue at 1 July on all rates and/or charges, including previous interest charges that remain in arrears.
- Instalments: The person liable for the payment of a rate or service may elect to make the payment by:
- | | |
|----------------------|---|
| (a) Single Payment | Due date—16 September 1996 |
| (b) Two Instalments | 1st due date—16 September 1996
2nd due date—20 January 1997 |
| (c) Four instalments | 1st due date—16 September 1996
2nd due date—18 November 1996
3rd due date—20 January 1997
4th due date—17 March 1997 |
- An administration charge of \$5.00 shall be levied on the second and subsequent instalment payments.
- Refuse Charge: Domestic service \$90.00 per annum
Commercial \$2.50 per cubic metre (\$90.00 minimum)

LG504**LOCAL GOVERNMENT ACT 1995****HEALTH ACT 1911***City of Nedlands*

Memorandum of Imposing Rates

At a special meeting of the Nedlands City Council held on Tuesday, 6th August, 1996 it was resolved that the rates and charges specified hereunder should be imposed on all rateable property within the City of Nedlands in accordance with the Local Government Act 1995 and the Health Act 1911.

Schedule of Rates and Charges Levied

General Rate—

6.220 cents in the dollar on Gross Rental Values on all rateable land within the district.

Minimum Rate—

A minimum rate of \$500.00 for each separate location, lot or piece of land within the district.

Rubbish and Recycling Charges—

Mobile Bins (240 litres)

—on the property line:	• for one service per week	\$120 per annum
	• for each additional service	\$120 per annum
—inside the property line:	• for one weekly service	\$155 per annum
	• for each additional service	\$155 per annum
Bulk Bins	• for once weekly service	\$1400 per annum

Instalment Plan Interest Rate—

A charge of 6.5% calculated daily at 0.0178% by simple interest as from 27 September 1996

Late Payment Interest Rate—

A charge of 13% calculated daily at 0.0356% by simple interest as from 23 October 1996.

Administration Fee—

A charge of \$5.00 per reminder notice for rates and services levy.

Due Dates for Payment of Rates and Services Levies 1996/97—

26 September 1996
 25 November 1996
 27 January 1997
 31 March 1997

Swimming Pool Inspection Charge—

A charge of \$35.00 per annum for the 1996/97 Swimming Pool Inspection Service be imposed upon all owners or occupiers of land containing a swimming pool within the Coastal Districts Ward.

Dated 6 August 1996.

C. E. BARNES, Mayor.
 N. G. LEACH, Chief Executive Officer.

LG601

BUSH FIRES ACT 1954*City of Geraldton*

Notice to All Owners and/or Occupiers of Land in the City of Geraldton

Pursuant to the powers contained in section 33 of the above Act, you are hereby required, on or before the 15th day of November 1996, or within 14 days of the date of your becoming owner or occupier should this be after the 15th day of November 1996, to remove from the land owned or occupied by you, all inflammable materials or to clear firebreaks in accordance with the following and thereafter to maintain the land or the firebreaks clear of inflammable material up to and including the 31st day of March 1997—

- (i) Where the area of the land is 0.202 hectares or less, all inflammable material on the land shall be removed from the whole of the land;
- (ii) Where the land exceeds 0.202 hectares in area, firebreaks at least 3 metres wide shall be cleared of all inflammable material immediately inside all external boundaries of the land and also immediately surrounding all buildings situated on the land.

If it is considered to be impracticable for any reason to clear firebreaks by this notice, you may apply to Council or its duly authorised officer, no later than 1st day of November 1996, 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 Council or its duly authorised officer, you are to comply with the requirements of this notice.

Inflammable material is defined for the purpose of this notice to include bush, timber, boxes, cartons, paper and like inflammable materials, rubbish and also any combustible matter, but does not include living trees, shrubs, growing bushes and plants under cultivation.

The penalty for failing to comply with this notice is either an \$80.00 infringement fine or a court fine to a maximum of \$1 000. A person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this notice if it is not carried out by the owner or occupier by the date required by this notice.

Burning of all rubbish or refuse is not permitted within the City of Geraldton without Council permission; therefore burning of vegetation for clearing purposes is not a permitted method, except in special circumstances approval may be authorised by the Manager of Health and Essential Services on receipt of a written application.

By Order of the Council,

G. K. SIMPSON, Chief Executive Officer.

LG602**BUSH FIRES ACT 1954***Shire of Northampton*

Notice to all owners and occupiers of land

Pursuant to the powers contained in Section 33 of the above Act, you are hereby required on or before the 1st day of October 1996 to plough, scarify, cultivate or otherwise clear and thereafter maintain free of all inflammable material until the 15th day of February 1997, firebreaks of not less than two metres in width in the following positions on the land owned or occupied by you.

Rural Land

- (a) Within 20 metres inside all external boundaries of the property, and where such lands are divided by or abut a trafficable road within 20 metres inside the land abutting that road.
- (b) In such positions as is necessary to divide all land under pasture in excess of 200 hectares into areas not exceeding 200 hectares each completely surrounded by a firebreak.
- (c) Within 20 metres of buildings, haystacks and fuel ramps situated on the land.

Townsite Land

- (a) Where the area of land is 2000 square metres or less, all inflammable materials on the land shall be removed from the whole of the land.
- (b) Where the land exceeds 2000 square metres in area, firebreaks at least two metres wide shall be cleared of all inflammable materials inside all external boundaries of the land and also immediately surrounding all buildings situated on the land.
- (c) Fuel Depots—In addition to any firebreaks required in paragraphs 1 and 2 herein, you shall clear of all inflammable material the whole of any land occupied by drums used for the storage of inflammable liquid, whether the drums contained inflammable liquid or not, including any land on which ramps for holding the drums are constructed and an area outside the land so occupied to a distance of not less than three metres.

If it is considered to be impracticable for any reason to clear firebreaks or to remove inflammable material from land as required by this notice, you may apply to the Council or its duly authorised Officer, not later than October 1st of each year for permission to provide firebreaks in alternative position or to take alternative action to abate fire hazards on the land. If permission is not granted by the Council or its duly authorised Officer, you shall comply with the requirements of this notice.

By order of the Council,

G. L. KEEFFE, Chief Executive Officer.

MAIN ROADS

MA401**LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

SALE OF LAND

MRWA 41-935-5

Notice is hereby given that the piece or parcel of land hereinafter described is no longer required for the purpose for which it was resumed and is available for sale under the provisions of Section 29(1) of the Land Acquisition and Public Works Act 1902.

A person who immediately prior to taking of the land referred to had an estate in fee simple in that land may, within three months after publication of this Notice in the *Gazette* and in accordance with the provisions of Section 29(3) of the Land Acquisition and Public Works Act 1902, may apply to the Minister for Transport at the Office of Main Roads for an option to purchase the land but such application shall be subject to the provisions of Section 29(3)(ca) of the Act.

LAND

Portion of Swan Location S and being Part of the land on Plan 7934 and being part of the land comprised in Certificate of Title Volume 2074 Folio 664 and more particularly coloured green on Plan MR96-57.

Dated this 13th day of September 1996.

R. D. GILES, Acting Director Corporate Services.

MA402**LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

SALE OF LAND

MRWA 41-39-2VE

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

LAND

Portion of Swan Location 71 and being Lot 507 on plan 2231 and being whole of the land contained in Certificate of Title Volume 1135 Folio 895 more particularly delineated and coloured green on Plan MR96-107.

Portion of Swan Location 71 and being Lot 508 on plan 2231 and being whole of the land contained in Certificate of Title Volume 1143 Folio 361 more particularly delineated and coloured green on Plan MR96-107.

Portion of Swan Location 71 and being Lot 509 on plan 2231 and being part of the land contained in Certificate of Title Volume 1406 Folio 551 more particularly delineated and coloured green on Plan MR96-107.

Portion of Swan Location 71 and being Lot 510 on plan 2231 and being part of the land contained in Certificate of Title Volume 1304 Folio 850 more particularly delineated and coloured green on Plan MR96-107.

Portion of Swan Location 71 and being Lot 511 on plan 2231 and being part of the land contained in Certificate of Title Volume 368 Folio 123 more particularly delineated and coloured green on Plan MR96-107.

Portion of Swan Location 71 and being Lot 512 on plan 2231 and being part of the land contained in Certificate of Title Volume 359 Folio 195 more particularly delineated and coloured green on Plan MR96-107.

Portion of Swan Location 71 and being Lots 513 and 514 on plan 2231 and being part of the land contained in Certificate of Title Volume 1221 Folio 893 more particularly delineated and coloured green on Plan MR96-107.

Dated this 13th day of September 1996.

R. D. GILES, Acting Director, Corporate Services.

MA403**LAND ACQUISITION AND PUBLIC WORKS ACT 1902**
SALE OF LAND

MRWA 41-363-28

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

LAND

Portion of Canning Location 7 and being Lot 21 on Diagram 73157 and being portion of land contained in Certificate of Title Volume 1792 Folio 669.

Dated this 13th day of September 1996.

D. R. WARNER, Director Corporate Services.

MA404**LAND ACQUISITION AND PUBLIC WORKS ACT 1902**
SALE OF LAND

MRWA 41-1352-2

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

LAND

Portion of Canning Location 292 and being part of Lot 55 on Plan 3217 and being part of the land comprised in Certificate of Title Volume 1721 Folio 359, more particularly delineated and coloured green on Plan MR96-108.

Dated this 13th day of September 1996.

D. R. WARNER, Director Corporate Services.

MA405

LAND ACQUISITION AND PUBLIC WORKS ACT 1902
SALE OF LAND

MRWA 41-84-255VC

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

LAND

Portion of Swan location 16 and being part of Lot 24 on Plan 3114 and being part of the land comprised in Certificate of Title Volume 1878 Folio 128, more particularly delineated and coloured green on Plan MR96-108.

Dated this 13th day of September 1996.

R. D. GILES, Acting Director Corporate Services.

MINERALS AND ENERGY

MN301

MINING ACT 1978
MINING AMENDMENT REGULATIONS 1996

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Mining Amendment Regulations 1996*.

Regulation 28A inserted

2. After regulation 28 of the *Mining Regulations 1981** the following regulation is inserted —

“

Additional rent for mining lease producing iron ore

28A. (1) In addition to the rent prescribed in the Second Schedule, a lessee shall pay rent calculated at the rate of 25 cents per tonne of all forms of iron ore obtained from the mining lease after the expiry of the period of 15 years from —

- (a) the day on which iron ore is or was first obtained from that mining lease by the lessee; or
- (b) the day on which the *Mining Amendment Regulations 1996* came into operation,

whichever is the later day.

(2) Despite regulation 93, the rent shall be paid to the Department at Perth within 30 days after the expiry of each quarterly period during which the iron ore was obtained from the mining lease.

(3) A lessee shall, on each occasion that rent is paid under this regulation, lodge a return, in a form approved by the Minister, showing in full the details required to calculate the rent.

”

[* Reprinted as at 18 March 1996.
For amendments to 24 July 1996 see Gazette 19 April 1996.]

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.

MN401

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.

K. M. BOOTHMAN, Warden.

To be heard in the Warden's Court, Kalgoorlie on the 1st day of November 1996.

BROAD ARROW MINERAL FIELD

24/2419 Croesus Mining NL
24/2420 Croesus Mining NL
24/2556 Croesus Mining NL
24/2557 Croesus Mining NL
24/2870 Kismet Oberon NL
24/2899 Sinclair Neil Wesley
24/2900 Sinclair Neil Wesley
24/2901 Sinclair Neil Wesley
24/2905 Sinclair Neil Wesley
24/2906 Sinclair Neil Wesley
24/2907 Sinclair Neil Wesley
24/2908 Sinclair Neil Wesley
24/2909 Sinclair Neil Wesley
24/2910 Sinclair Neil Wesley
24/2919 Merritt Mining NL
24/2920 Merritt Mining NL
24/2921 Merritt Mining NL
24/2922 Merritt Mining NL
24/2923 Merritt Mining NL
24/2924 Merritt Mining NL
24/3046 Reton Holdings Pty Ltd
24/3047 Reton Holdings Pty Ltd
24/3209 Strathmerton Pty Ltd
24/3353 Fargo Investments Pty Ltd; Hawks Graham Alfred
24/3453 Trythall William Thomas

EAST COOLGARDIE MINERAL FIELD

25/1192 EPIS Mario
25/1215 Bamboo Gold Mines NL
25/1217 Bamboo Gold Mines NL
25/1234 Bamboo Gold Mines NL
26/2358 Bamboo Gold Mines NL
26/2560 Broadmeadow
26/2601 Fargo Investments Pty Ltd; Hawks Graham Alfred
26/2605 Buchhorn, Ian James
26/2606 Belkner, Gunter Richard; Belkner, Meryl Elizabeth; Belkner, Ursula Diana; Mitchell, Christopher Alan

NORTH EAST COOLGARDIE

27/1126 Peko Exploration Ltd
27/1127 Peko Exploration Ltd
27/1128 Peko Exploration Ltd
27/1129 Peko Exploration Ltd
27/1130 Peko Exploration Ltd
27/1131 Peko Exploration Ltd
27/1132 Peko Exploration Ltd
27/1133 Peko Exploration Ltd
27/1134 Peko Exploration Ltd
27/1135 Peko Exploration Ltd
27/1136 Peko Exploration Ltd
27/1137 Peko Exploration Ltd
27/1138 Peko Exploration Ltd
27/1140 Peko Exploration Ltd
27/1142 Peko Exploration Ltd
27/1143 Peko Exploration Ltd
27/1155 Peko Exploration Ltd
27/1209 Richmond, William Robert
27/1217 Dalla-Costa, Melville Raymond
27/1242 Heron Resources NL
27/1248 Thompson, Charles Peter
28/745 Evans, Norman Lloyd
28/825 Artrayu Investments Pty Ltd; Harris, Clifford Burge
28/895 Grill, Stefan James

NORTH COOLGARDIE MINERAL FIELD

29/1322 Julia Gold Pty Ltd; Money Mining NL
29/1324 Julia Gold Pty Ltd; Money Mining NL
30/841 Consex Ltd
30/892 Mount Kersey Mining NL
31/1400 Kizon, George
31/1452 Hoddy, Donald Kenneth; White, Anthony Reginald
31/1495 Stidworthy, Gerald; Forrest, Ivan Stanley

MN402

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 Miscellaneous Licences are liable to forfeiture under the provisions of section 96 (1) (a) for breach of covenant, *viz.* non-payment of rent.

K. M. BOOTHMAN, Warden.

To be heard in the Warden's Court, Kalgoorlie on the 1st day of November 1996.

EAST COOLGARDIE MINERAL FIELD

26/191 Knowles and Trask Pty Ltd
26/192 Knowles and Trask Pty Ltd

MN403

MINING ACT 1978

Notice of Application for an Order for Forfeiture

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.

K. M. BOOTHMAN, Warden.

To be heard in the Warden's Court, Norseman on the 19th day of November 1996.

DUNDAS MINERAL FIELD

Prospecting Licences

P63/737 Dennis Radisich
P63/889 Navigator Pty Ltd
P63/890 Navigator Pty Ltd

MN404

MINING ACT 1978

NOTICE OF INTENTION TO FORFEIT

Department of Minerals & Energy,
Perth WA 6000.

In accordance with Regulation 50(b) of the Mining Act 1978, notice is hereby given that unless the rent due on the undermentioned licences and leases is paid on or before 3 October 1996 it is the intention of the Hon Minister for Mines under the provisions of sections 96A(1) and 97(1) of the Mining Act 1978, to forfeit such for breach covenant, *viz.* non-payment of rent.

K. R. PERRY, Director General.

Number—Holder—Mineral Field
Exploration Licences

04/899—Australian Consolidated Diamonds Pty Ltd—West Kimberley
 08/723—Prima Resources NL—Ashburton
 08/817—Colonmel Resources Pty Ltd—Ashburton
 09/650—Richmond Resources Pty Ltd—Gascoyne
 15/319—Horizon Mining NL—Coolgardie
 15/322—Cave Hill Mining NL—Coolgardie
 28/390—Megatta Pty Ltd—North East Coolgardie
 31/90—Gold Mineral Exploration NL—North Coolgardie
 36/235—Dalrymple Resources NL—East Murchison
 37/339—Wear Services Pty Ltd—Mt Margaret
 39/435—Imperial Mining NL—Mt Margaret
 39/438—Carpentaria Gold Pty Ltd—Mt Margaret
 40/72—Heron Resources NL—North Coolgardie
 45/1494—Australian Platinum Mines NL—Pilbara
 45/1501—Opal Trend Nominees Pty Ltd—Pilbara
 45/1568—Australian Platinum Mines NL—Pilbara
 46/282—Great Southern Mines NL—Pilbara
 59/369—Acanis Pty Ltd; Noranda Exploration Pty Ltd—Yalgoo
 69/543—Lynch, Michael John—Warburton
 70/463—Nexus Minerals NL—South West
 70/1355—Resolute Resources Ltd—South West
 77/474—Dorsett Haulage Pty Ltd—Yilgarn
 80/1368—Australian Kimberley Diamonds NL; Zephyr Minerals NL—Kimberley
 80/1754—Burdekin Resources NL—Kimberley
 80/1837—Striker Resources NL—Kimberley
 80/1844—Savanna Mineral Resources NL—Kimberley
 15/170—The Readymix Group (Australia) Ltd—Coolgardie
 15/657—Coen, Bertram Morley; Hewitt, Gregory Phillip—Coolgardie
 24/435—Cooke, Richard Henry; Sinclair, Neil Wesley—Broad Arrow
 29/107—Golden Deeps Ltd—North Coolgardie
 37/49—Bennett, Brian Garth; Evans, Thomas Daniel; Snell, Graeme Ross—Mt Margaret
 40/08—Money Mining NL—North Coolgardie
 45/225—Boral Contracting Pty Ltd—Pilbara
 46/155—Ruane, Michael—Pilbara
 47/135—Brenton, James Dall; North, Donald Edward—West Pilbara
 47/222—Dumpna Pty Ltd—West Pilbara
 47/226—Rocca, Guiseppe; Rocca, Pamela Margaret; Rocca, Steven Joseph—West Pilbara
 47/246—Dumpna Pty Ltd—West Pilbara
 47/293—Rocca, Guiseppe; Rocca, Pamela Margaret; Rocca, Steven Joseph—West Pilbara
 52/483—Curtin Mining NL; Workstar Pty Ltd—Peak Hill
 52/484—Curtin Mining NL; Workstar Pty Ltd—Peak Hill
 52/485—Curtin Mining NL; Workstar Pty Ltd—Peak Hill
 52/486—Curtin Mining NL; Workstar Pty Ltd—Peak Hill
 52/487—Curtin Mining NL; Workstar Pty Ltd—Peak Hill
 52/559—Enna, Nicholas Anthony—Peak Hill
 70/233—Tuma Holdings Pty Ltd—South West
 70/318—Bywater, Collin John; Leeson, Jerome William—South West
 70/631—Haggarty, Arnold Dickenson—South West
 70/768—Haggarty, Arnold Dickenson—South West
 70/804—Australian Chalk & Mineral Resources NL—South West
 70/897—Nicholls, Brian William; Nicholls, Mary; Raughan, Greg Edward; Raughan, John Leslie; Raughan, Murtel—South West
 77/682—Austfin Resources Pty Ltd; Close, Frank Archibald—Yilgarn

PARLIAMENT

PA401

PARLIAMENT OF WESTERN AUSTRALIA

Bill Assented To

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

Short Title of Bill	Date of Assent	Act No.
Listening Devices Amendment Act 1996	6 September 1996	31 of 1996

L. B. MARQUET, Clerk of the Parliaments.

PLANNING

PD401

METROPOLITAN REGION SCHEME—SECTION 33 AMENDMENT

North West Corridor Omnibus No. 2

Outcome of Submissions

Amendment No. 977/33

File: 809-2-1-36

The Western Australian Planning Commission has considered all the submissions received in respect of the amendment proposals for the "North West Corridor Omnibus No. 2" Amendment (No. 977/33). This proposal was first published in the *Government Gazette* on 15 March 1996. The Commission has recommended that the amendment proposal be modified.

The amendment has been presented to and approved by the Governor in accordance with the requirements of the Act. It will now be tabled in both Houses of Parliament, where it must remain for 12 sitting days before coming into effect.

The amendment is shown on Western Australian Planning Commission plan 1.3436/1, 1.3437/2, 1.3438/3, 1.3439/2 and 1.3440/1 (representing Metropolitan Region Scheme map sheet number's 3/15m, 7/45m, 11/53m, 12/56m, 15/57m and 16/148m).

Copies of the amendment as it was originally advertised, the modified version and the accompanying Report on Submissions are available for public inspection from Wednesday 18 September to Friday 1 November 1996 at the following locations—

1. Ministry for Planning
469-489 Wellington Street, Perth WA 6000
2. City of Perth
Westralia Square, 141 St George's Terrace, Perth WA 6000
3. City of Fremantle
8 William Street, Fremantle WA 6160
4. City of Wanneroo
Boas Avenue, Joondalup WA 6027
5. City of Stirling
Civic Place, Stirling WA 6021
6. Shire of Swan
Great Northern Highway, Middle Swan WA 6056
7. State Reference Library (J S Battye Library)
Alexander Library Building, Cultural Centre,
Francis Street, Northbridge WA 6000

Copies of the Report on Submissions are available upon request from these display locations.

PETER MELBIN, Secretary,
Western Australian Planning Commission.

PD402

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

BOARD OF VALUERS

Appointment of Members

File: 817-2-1-2.

Notice is hereby given that His Excellency the Governor has been pleased to appoint in accordance with the provisions of section 36B of the Metropolitan Region Town Planning Scheme Act 1959 for a period of two years expiring on 30 June 1998—

- (a) Bryan Douglas Mickle of 1/1 Queen Street, South Perth nominated by the Western Australian Planning Commission as a member and Chairman of the Board of Valuers.
- (b) (i) Alan Harry Jones of 31 Ulster Road, Floreat
(ii) David Stewart Liggins of 7 Geraldine Street, Cottesloe
(iii) John Martin of 33 Kincardine Crescent, Floreat
nominated by the Real Estate Institute of Western Australian (Inc.) As members of the Board of Valuers.
- (c) approve the payment of their remuneration for attendance at the meetings of the Board of Valuers.

RACING, GAMING AND LIQUOR**RA301****WESTERN AUSTRALIAN TROTTING ASSOCIATION
NOTICE OF AMENDMENT**

Notice is hereby given that at a meeting of the Committee of the Western Australian Trotting Association held at Gloucester Park, East Perth on the 2nd day of July 1996, it was resolved by an absolute majority of the members of the Committee that the Rules of Trotting be amended as follows.

Delete existing rule 514 (a) and insert rule 514 (a);

“514 (a) Every application for a licence to practise artificial breeding as an approved artificial breeding station or Artificial Breeding Technician lodged pursuant to these Rules by a stud or any individual shall be dealt with by the Controlling Body which shall decide each application on its merits and the Controlling Body may licence or refuse to licence without assigning any reason, or defer to licence or licence subject to such conditions or limitations it believes the circumstances required.”

Delete existing Rule 515 and its various parts and insert Rule 515 and its various parts;

“515. Without in any way limiting the right of the Committee of the Controlling Body to impose additional conditions or limitations any permission to practise artificial breeding shall provide that;

- (a) where necessary, the approval of the appropriate Government Department/s must first be obtained;
- (b) the technique of artificial breeding shall be performed entirely by a Veterinary Surgeon or Artificial Breeding Technician;
- (c) artificial breeding shall be permitted only on a stud farm licensed by the Controlling Body as an approved artificial breeding station;
- (d) the collection of semen from stallions to be used in an artificial breeding programme on a licensed artificial breeding station, or to be used in a semen transport programme elsewhere, shall only be carried out in the stud premises of an artificial breeding station licensed by the controlling body.
- (e) Semen, with the exception of that approved for transport purposes, shall be used immediately upon its collection. It shall be an offence to store, freeze or preserve semen. It shall also be an offence to transport other than fresh semen.
- (f) unless the Australian Harness Racing Council otherwise decides the maximum total number of mares to be served including free returns by any one stallion in any one breeding season either naturally or artificially or in combination shall be limited to a total number of 125 mares whilst such stallion is standing at stud in Australia.
- (g) the owner of the stallion shall keep accurate records of all mares served whether naturally or artificially and such records shall be produced for inspection when required by the Committee of the Controlling Body or by its properly authorised Officer.
- (h) the notification list of mares served by a stallion used in artificial breeding shall be accompanied by a certificate from the Veterinary Surgeon or Surgeons performing the technique of artificial breeding certifying that he or she wholly performed the technique of artificial insemination and stating the names of the mares that have been artificially inseminated and the dates of insemination thereof, excepting in the case of a mare inseminated by a licensed Artificial Breeding Technician, when the certificate as required herein shall be completed by the licensed Technician, on which he shall state the licence under which he or she operates.

Delete existing Rule 518 and insert Rule 518.

“518. The licence as described in Rule 514 paragraph (b) of these Rules shall state the basic conditions and/or limitations imposed by the Committee of the Controlling Body and shall be maintained on display on the premises and must be produced when requested by the owner of a brood mare, when requested by an official of the Controlling Body or any person authorised by the Controlling Body”

Delete existing Rule 527A and its various parts and insert Rule 527A and its various parts;

527(A) A foal which has been conceived by transported fresh or chilled semen may be registered provided the following Rules are observed.

- (a) That it not be the produce of frozen semen or semen transported from another country.
- (b) Transported semen can only be used if prior approval is obtained for the stallion and mare from the Controlling Body of the State where the semen is collected.
- (c) Specific application for registration of a sire for semen transportation use shall be made to the Controlling Body of the State where the stallion is located.
- (d) Each application shall be dealt with on its individual merits and the Controlling Body may impose such conditions in addition to these Rules as it deems fit and proper.

- (e) The collection of semen from the stallion shall be in accordance with the Rules for Artificial Insemination.
- (f) Transported semen shall only be sent from "accredited stud" to "accredited stud". In this instance "accredited stud" shall mean a stud to which prior approval has been given by the Controlling Body to carry out Semen Transportation procedures in accordance with these Rules.
- (g) Prior approval for each mare to be inseminated by semen transportation shall be obtained from the Controlling Body where the mare is located.
- (h) On granting approval the Controlling Body shall forward to the Studmaster of the stallion concerned a special Semen Transport Service Certificate in triplicate. The Certificate will be pre-printed with the names of the mare, stallion, owner of the mare. The Studmaster shall insert on the Certificate the date and time the semen was despatched and shall indicate thereon the number of "straws" and/or amount of semen despatched.
The original certificate shall be returned to the Controlling Body, the second copy shall be sent with the semen and the third copy shall be retained by the Studmaster.
- (i) The semen shall be transported in an approved sealed container.
- (j) The sealed container shall be forwarded to the Veterinary Surgeon carrying out the insemination, such person being authorised by the Controlling Body of that State to carry out Artificial Insemination procedures.
- (k) The service certificate accompanying the transported semen shall be completed by the Veterinary Surgeon by inserting the data and time of insemination together with the freeze brand as read from the neck of the mare at the time of insemination.
The same certificate must then be returned to the Controlling Body in accordance with its Rules.
- (l) All produce foaled as a result of insemination by transported semen and the dam thereof shall be DNA fingerprinted at the cost of the broodmare owner for parentage verification before such produce is named and/or recorded in the Stud Book.
- (m) For good reason the Controlling Body may order the whole or any number of the stock on a particular farm to be DNA fingerprinted for discovery or for parentage verification.
- (n) Where any breach of these Rules is detected the Controlling Body may fine and/or suspend and/or disqualify for any period any person in breach of these Rules and may also refuse to register all or any produce of a stallion or mare on any particular farm.

GARY PAPADOPOULOS, WATA President.

RA302

RULES OF TROTTING

Notice of Amendment

Notice is hereby given that at a meeting of the Committee of the Western Australia Trotting Association held at Gloucester Park, East Perth, on the 3rd day of September 1996, it was resolved by an absolute majority of the members of the Committee that the Rules of Trotting be amended as follows—

Delete existing Rule 501A.(1) and insert—

501A.(1) An owner or trainer or other person who—

- (a) has in his or her possession; or
- (b) is found in any place with any quantity of drug specified in Schedule 4 or Schedule 8 of the Poisons Act 1964,

commits an offence unless, upon the demand of an authorised officer, the person presents to the authorised officer a prescription for the drug that was issued—

- (i) within 12 months prior to the authorised officer's demand; and
- (ii) by a qualified veterinarian who prescribed the drug for a particular horse after personally examining that horse.

GARY PAPADOPOULOS, WATA President.

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			
1447/95	Graeme Leslie Stevens and Bonnie Irene Stevens	Application for the transfer of a Hotel Licence in respect of premises situated in Bridgetown and known as Bridgetown Hotel, from Raymond James Neil and Marlene Anne Cook.	18/9/96
1448/95	Kimberley Bruce Leunig	Application for the transfer of a Restaurant Licence in respect of premises situated in Booragoon and known as Eva's Garden Cafe, from George Florian Casotti.	20/9/96
1450/95	David Jobella Pty Ltd	Application for the transfer of a Restaurant Licence in respect of premises situated in Perth and known as Maxine's Dining Room, from Mohammed Rafe Maywand and Maxine Claire Maywand.	23/9/96
APPLICATIONS FOR THE GRANT OF A LICENCE			
896/95	Riccardo Letta	Application for the transfer of a Restaurant Licence in respect of premises situated in Northbridge and known as Uncle Vince's Pizza Bar Restaurant.	3/10/96
897/95	Seaview Imports Pty Ltd	Application for the grant of a Cabaret Licence in respect of premises situated in Mandurah.	4/10/96
898/95	Almove Pty Ltd	Application for the grant of a Special Facility Licence in respect of premises situated in Perth and known as Civic Theatre Restaurant.	4/10/96

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

G. B. AVES, Director of Liquor Licensing.

TRANSPORT**TR401****NAVIGABLE WATERS REGULATIONS**
WATER SKI AREAS
Barefoot Water Skiing
Barkers Bridge

Department of Transport,
Fremantle WA, 13 September 1996.

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 all that portion of the Swan River commencing at a Point 175 metres upstream of Barkers Bridge and extending for 750 metres upstream, for the purpose of barefoot water skiing, providing that this area is confined to members of the Australian Barefoot Water Ski Club (Western Australian Division (Inc.)) and will only apply between the hours of 0800 and 1700 hours on the dates listed hereunder.

Saturday 5 October 1996	Saturday 30 November 1996
Monday 21 October 1996	Sunday 1 December 1996
Tuesday 22 October 1996	Saturday 11 January 1997
Wednesday 23 October 1996	Saturday 22 February 1997
Thursday 24 October 1996	Saturday 15 March 1997
Friday 25 October 1996	Sunday 16 March 1997
Saturday 26 October 1996	Saturday 26 April 1997
Saturday 9 November 1996	Saturday 17 May 1997

CHRISTOPHER ROBERT WHITAKER, Acting Director General of Transport.

WATER

WA301

WATER AGENCIES (POWERS) ACT 1984**WATER AGENCIES (CHARGES) AMENDMENT BY-LAWS (No. 6) 1996**

Made by the Minister under section 34 (1) of the Act.

Citation

1. These by-laws may be cited as the *Water Agencies (Charges) Amendment By-laws (No. 6) 1996*.

Schedule 2 amended

2. Schedule 2 to the *Water Agencies (Charges) By-laws 1987** is amended in the Table to item 3 of Part 2 by inserting after the entry "WAGIN" the following entry —

" WALPOLE 12.000 12.000 ".

[* *Published in Gazette 14 July 1987, pp. 2658-72.*
For amendments to 30 August 1996 see 1995 Index to Legislation of Western Australia, Table 4, pp. 312-4, and Gazettes 21 May, 28 June, 5 and 19 July and 23 August 1996.]

R. K. NICHOLLS, Minister for Water Resources.

WA401

RIGHTS IN WATER AND IRRIGATION ACT 1914**NOTICE UNDER SECTION 13 OF THE ACT**

[Regulation 14(1)]

The applications in the following schedule have been received for a licence to divert, take and use water from the Warren-Donnelly River System.

Any owner or occupier of land within 4.8 kilometres of the applicants land and contiguous to the watercourse may object to that application.

Objections should be sent to reach me at the—Water & Rivers Commission, PO Box 261, Bunbury WA 6230 prior to September 27 1996 by certified mail.

W. F. TINGEY, Regional Manager,
South West Region.

Schedule

Occupier	Postal Address	Description of Land
R. H. Omodei & Sons	PO Box 15 Pemberton WA 6260	Nelson 9221

TENDERS**ZT201**

MAIN ROADS
WESTERN AUSTRALIA

Acceptance of Tenders

Contracts awarded from 4/9/96 to 10/9/96

Contract No.	Description	Successful Tenderer	Amount
			\$
469/95	Road Construction, Marble Bar Road, Gorge Creek Section, Pilbara Region.	CSR Limited	2 707 945.00
667/95	Wimbleton-Rupert Street Link noise walls.	Pinnacle Builders Pty Ltd ..	96 270.00
693/95	Bitumenous Sealing and Resealing of various sections on Great Northern Highway, Kimberley Region.	Boral Asphalt	941 504.06
12/96	Consultancy to carry out a Detailed Condition Survey on Nanutarra Bridge No. 878 over Ashburton River on NWCH.	Taywood Engineering Ltd ...	46 790.00
22/96	Provision of computing programming and maintenance within Road Strategies & Services.	Australasian Computing Services	
22/96	Provision of computing programming and maintenance within Road Strategies & Services.	Australian Technology Resources Pty Ltd	
22/96	Provision of computing programming and maintenance within Road Strategies & Services.	Computer Intelligence Pty Ltd	
22/96	Provision of computing programming and maintenance within Road Strategies & Services.	Computer Power Pty Ltd	
22/96	Provision of computing programming and maintenance within Road Strategies & Services.	Computing People Express Pty Ltd	
22/96	Provision of computing programming and maintenance within Road Strategies & Services.	Connect Computing Recruitment	
22/96	Provision of computing programming and maintenance within Road Strategies & Services.	DBR Group Pty Ltd	
22/96	Provision of computing programming and maintenance within Road Strategies & Services.	Execom Resources	
22/96	Provision of computing programming and maintenance within Road Strategies & Services.	Gryphon Consultants Pty Ltd	
22/96	Provision of computing programming and maintenance within Road Strategies & Services.	Talent International Pty Ltd	
26/96	Provision of materials testing and field investigation personnel, Goldfields-Esperance Region.	BSP Industries (1981) Pty Ltd	66 665.00
26/96	Provision of materials testing and field investigation personnel, Goldfields-Esperance Region.	Goldfields Soil Investigation & Backhoe	66 667.00
26/96	Provision of materials testing and field investigation personnel, Goldfields-Esperance Region.	Integrated Workforce—W.A.	66 667.00
26/96	Provision of materials testing and field investigation personnel, Goldfields-Esperance Region.	SRC Laboratories	66 667.00
26/96	Provision of materials testing and field investigation personnel, Goldfields-Esperance Region.	Strudwick HR	66 667.00

MAIN ROADS—*continued*
Acceptance of Tenders—*continued*

Contract No.	Description	Successful Tenderer	Amount
			\$
26/96	Provision of materials testing and field investigation personnel, Goldfields-Esperance Region.	Western Geotechnics Pty Ltd	66 667.00
43/96	Maintenance Grading on Unsealed Roads Kalgoorlie-Meekatharra Road.	Forestline Pty Ltd	232 483.60
46/96	Provision of Media Relations Services, Metro & Traffic Operations.	Seabirds WA Pty Ltd	70 000.00
55/96	Installation of camera systems for monitoring traffic on Kwinana Freeway, Causeway, Mitchell Freeway (James Street).	Data Line Visual Link Pty Ltd	262 609.00
120/96	Supply and delivery of three (3) two room and one (1) three (3) room transportable office in Goldfields-Esperance Region.	Fabco Pty Ltd	95 519.00
96D11	Purchase and removal of various items: MRWA 9442, 2142, 8790, A480, A482, 9989, A491, A927, 3312, 9590, 3557, D227, 6093.	Alan McKail	17 750.00
96D11	Purchase and removal of various items: MRWA 9442, 2142, 8790, A480, A482, 9989, A491, A927, 3312, 9590, 3557, D227, 6093.	BGC Contracting (Pth)	3 000.00
96D11	Purchase and removal of various items: MRWA 9442, 2142, 8790, A480, A482, 9989, A491, A927, 3312, 9590, 3557, D227, 6093.	D. W. Smith	9 550.00
96D11	Purchase and removal of various items: MRWA 9442, 2142, 8790, A480, A482, 9989, A491, A927, 3312, 9590, 3557, D227, 6093.	Global Machinery & Scrap Metal	2 900.00
96D11	Purchase and removal of various items: MRWA 9442, 2142, 8790, A480, A482, 9989, A491, A927, 3312, 9590, 3557, D227, 6093.	John Panara	1 195.00
96D11	Purchase and removal of various items: MRWA 9442, 2142, 8790, A480, A482, 9989, A491, A927, 3312, 9590, 3557, D227, 6093.	Machinery Supply Company	10 610.00
96D11	Purchase and removal of various items: MRWA 9442, 2142, 8790, A480, A482, 9989, A491, A927, 3312, 9590, 3557, D227, 6093.	Newway Contracting	7 630.50
96D14	Purchase and removal of a 1995 Holden Auto Utility, VS Commodore, MRWA F544 at MRWA Bunbury.	Kevin Davis Carworld	18 800.00

Director Corporate Services.

ZT301

DEPARTMENT OF CONTRACT AND MANAGEMENT SERVICES

Tenders Invited

Tender forms and full particulars of the Schedule hereunder may be obtained on application at the Tenders Office, 6th Floor, 2 Havelock Street, West Perth, WA 6005, or by contacting 222 5498 or 222 5005, Fax Nos. 222 5152 or 222 5150. Internet Address <http://www.wa.gov.au/contracts/>

Date of Advertising	Schedule No.	Description	Date of Closing
1996		<i>Supply and Delivery</i>	1996
September 6	528A1996	Supply of one (1) only Diesel Powered Track Type Bulldozer for the Department of Conservation and Land Management	September 17
September 6	529A1996	Supply and Delivery of One (1) only Ten Tonne Tray Top Diesel Powered Track Type Bulldozer for the Department of Conservation and Land Management	September 17

DEPARTMENT OF CONTRACT AND MANAGEMENT SERVICES—*continued**Tenders Invited—continued*

Tender forms and full particulars of the Schedule hereunder may be obtained on application at the Tenders Office, 6th Floor, 2 Havelock Street, West Perth, WA 6005, or by contacting 222 5498 or 222 5005, Fax Nos. 222 5152 or 222 5150. Internet Address <http://www.wa.gov.au/contracts/>

Date of Advertising	Schedule No.	Description	Date of Closing
1996			1996
<i>Supply and Delivery—continued</i>			
September 6	533A1996	Supply, Delivery, Installation and Commissioning of a Radar and Navigation Simulator on behalf of the South West College of TAFE—Fremantle	September 26
September 13	537A1996	Supply, Delivery, Installation and Commissioning of a New or Used Mobile Crane to the Port of Wyndham for the Department of Transport	October 1
<i>Request for Proposal</i>			
September 6	RFP 52/96	Senior's Card Discount Directory Sponsorship for the Office of Senior Interest	September 17
September 6	RFP 47/96	Management Services for the Operation of the Bicycle Hire Facility for the Rottnest Island Authority	September 19
<i>Expression of Interest</i>			
September 6	EOI 506/96	Building and Construction of the Kings Park and Botanic Garden, Lotteries Family Recreation Area, Cafe Building and Associated Infrastructure. Works include Building, Fitout, Patron Facilities and Associated Carpark and Services. All Works will be located within a Highly Sensitive Ecological Environment.	September 18
September 6	EOI 507/96	Landscape Construction of the Kings Park and Botanic Garden. Lotteries Family Recreation Area. Works include Hard and Soft Landscaping, Playground Structures and Equipment, Recreation Facilities together with Earthworks. All Works will be located within a Highly Sensitive Ecological Environment.	September 18
September 13	EOI 517/96	Brief Preparation, Design, Documentation and Contract Administration of a New Police Station in Murdoch—(Estimated Total: \$1.6M)	September 24
September 13	EOI 515/96	Architectural Service, including Forming and Leading a Team of Building Consultants to Design, Document and Provide Contract Administration Services for the New Mirrabooka District Police Complex	September 25
<i>Provision of Service</i>			
September 6	377A1996	Provision of Service for Waste Disposal, Environmental and Operations Management, Planning and Monitoring Issues in Relation to the Operation of the Mt Walton East Intractable Waste Disposal Facility for the Department of Environmental Protection	September 17
September 6	378A1996	Appointment of a Panel Contract for Consultants to participate in Various Projects for the Central Metropolitan College of TAFE	September 18
September 6	140A1996	Provision of General Road Freight Services from the Metropolitan Area to Nominated to Nominated Country Areas	September 19
September 6	191A1996	Provision of Ad-hoc Courier Services for the Western Australian Government	September 19
September 6	243A1996	Provision of Security Services for the Ministry of Justice	September 19
September 6	531A1996	Searching and Spraying of Skeleton Weeds for the Department of Agriculture	September 19
September 6	534A1996	Provision of a Consultant for Legal Services for the Department of Transport	September 19
September 6	535A1996	Provision of a Consultant for Financial Services for the Department of Transport	September 19

DEPARTMENT OF CONTRACT AND MANAGEMENT SERVICES—*continued**Tenders Invited—continued*

Tender forms and full particulars of the Schedule hereunder may be obtained on application at the Tenders Office, 6th Floor, 2 Havelock Street, West Perth, WA 6005, or by contacting 222 5498 or 222 5005, Fax Nos. 222 5152 or 222 5150. Internet Address <http://www.wa.gov.au/contracts/>

Date of Advertising	Schedule No.	Description	Date of Closing
1996			1996
		<i>Provision of Service—continued</i>	
September 13	536A1996	Provision of a Consultant for the Mapping of Vegetation Complexes in the South West Forest Region of Western Australia for the Department of Conservation and Land Management	September 20
September 6	365A1996	Servicing of Electronic Security Systems and Provision of Security Patrols at the Perth Concert Hall for the Perth Theatre Trust	September 26
September 6	370A1996	Industry Specific Training Courses for the Department of Training	September 26
September 6	381A1996	Provision of Service for the Maintenance of all Transperth Ticketing Machines for the Department of Transport	October 3
September 13	372A1996	Manufacture of eight (8) to ten (10), Fast Attack 4x4 Fire Appliances including Components for the Supply of: Cab Chassis; Pump; Fibreglass Construction; Stowage; and Body Buildup (Manufacturing and Fitting of Body Work), for the Bush Fires Board of WA. Submissions can be for one or all of the components	October 8
September 13	373A1996	Manufacture of eight (8) to ten (10), Diesel Powered 3000L Fire Appliances including Components for the Supply of: Cab Chassis; Pump; Fibreglass Construction; Stowage; and Body Buildup (Manufacturing and Fitting of Body Work), for the Bush Fires Board of WA. Submissions can be for one or all of the components	October 8
September 13	376A1996	Manufacture of eight (8) to ten (10), Diesel Powered 2000L Fire Appliances including Components for the Supply of: Cab Chassis; Pump; Fibreglass Construction; Stowage; and Body Buildup (Manufacturing and Fitting of Body Work), for the Bush Fires Board of WA. Submissions can be for one or all of the components	October 8

Tenders addressed to the Tenders Office, 6th floor, Dumas House, 2 Havelock Street, West Perth, WA 6005, before 2.30 pm W.S.T. on the nominated closing date.

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

ZT302*Accepted Tenders*

Schedule No.	Particulars	Contractor	Rate
	<i>Supply and Delivery</i>		
085A1996	Supply and Free Delivery of Ammunition to Various Government Departments	Various	Details on request
	<i>Provision of Service</i>		
511A1996	For a Consultancy to Develop an Employers Handbook, Student Guide and Logbook to Support National Transition Program Vocational Placement Infrastructure on behalf of the Western Australian Department of Training	Chris Barnett and Associates	\$27 500.00

DEPARTMENT OF CONTRACT AND MANAGEMENT SERVICES—*continued**Accepted Tenders—continued*

Schedule No.	Particulars	Contractor	Rate
<i>Request for Proposal</i>			
RFP51/96	Hire of a Fixed Wing Aircraft to Conduct Firebombing and other Related Operations for the 1996/97 Summer Fire Season for the Department of Conservation and Land Management	Tactical Aviation Australia	Details on request
RFP45/96	To Develop Regional Domestic Violence Plans in Various Country Locations for the Womens Policy Development Office	Various	Details of request

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 13th October 1996, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Armstrong, Cecil Laurance, late of 128 Rochdale Road, Mount Claremont, died 13/6/96 (DEC 293536 DP3).

Bailey, Vera, formerly of Rockingham Holiday Village, Dixon Road, Rockingham, late of Palm Beach Caravan Park, Fisher Street, Rockingham, died 24/7/96 (DEC 295617 DC4).

Chaplin, Ellen May, formerly of Salvation Army Hollywood Village, 31 Williams Road, Nedlands, late of 55/281 Cambridge Street, Wembley, died 24/4/96 (DEC 292643 DP4).

Christensen, Patricia Mary, late of 54 Myerick Street, Mandurah, died 23/7/96 (DEC 294674 DG3).

Christopher, Leslie Francis, late of 2 Waterford Street, Inglewood, died 1/9/96 (DEC 295591 DC2).

Clarke, Arthur John, late of 19B Rickmann Place, Marangaroo, died 23/6/96 (DEC 294452 DS4).

Clonzas, Aphrodite, late of Mount Hospital, Cloister Avenue, Como, died 26/1/86 (DEC 272428 DC2).

Coulson, Peter, late of Hopetoun Caravan Park, Hopetoun, died 4/6/96 (DEC 293217 DD3).

Darby, Alice, late of Amaroo Retirement Village, Hamilton Court, Gosnells, died 22/8/96 (DEC 295570 DG4).

Davies, Dulcie Alice Louisa, late of Lot 254 George Street, Mount Helena, died 1/7/96 (DEC 294629 DC4).

Donovan, Elizabeth Emily, late of Craigville Nursing Home, 1 French Road, Melville, died 20/8/96 (DEC 295698 DS4).

Forster, Beatrice, late of 4/411 Hector Street, Yokine, died 24/8/96 (DEC 295588 DS2).

Foster, Lionel, late of 4/3 Onyx Court, High Wycombe, died 28/7/96 (DEC 294715 DP3).

Howson, Ivy Dorothy, late of 18 Thelma Street, Mosman Park, died 30/7/96 (DEC 294962 DS2).

Janukiewicz, Olga, late of 250 Flamborough Street, Doubleview, died 6/5/96 (DEC 292478 DD2).

Jenks, Charlotte Gladys, late of Gracewood Nursing Home, 2 Westralia Gardens, Rockingham, died 16/8/96 (DEC 295594 DG3).

Lynch, Clare Tippet, late of 1/4 Scott Street, South Perth, died 18/8/96 (DEC 295652 DG4).

Martin, Jonathon Stewart, late of 47 Rusthall Way, Huntingdale, died 25/7/96 (DEC 294870 DP4).

Prater, Thelma Daisy Jean, formerly of 11/52 Sackville Terrace, Scarborough, late of Moline House, Jeanes Road, Karrinyup, died 14/8/96 (DEC 295430 DS2).

Robertson, Malcolm David, late of Unit 47, The Lodge, Parkland Villas, Leige Street, Woodlands, died 23/7/96 (DEC 295099 DL3).

Robins, Thelma Emily Alice, formerly of 7/17 Kerry Street, Dianella, late of Craigmont Nursing Home, Third Avenue, Maylands, died 23/8/96 (DEC 295577 DA2).

Rose, Alan William George, formerly of 36 Gilwell Avenue, Kelmscott, late of Hillview Nursing Home, 21 Angelo Street, Armadale, died 17/8/96 (DEC 295527 DL4).

Simpson, Julia Doreen, late of 20 Ozone Parade, Trigg, died 9/1/94 (DEC 266903 DP1).

Walker, Marjorie Isabel, late of Unit 303 Mavis Cleaver Court, Wootliffe Way, Swan Cottage Homes, Bentley, died 14/7/96 (DEC 294600 DP3).

Williams, Edward Ronald, late of Howard Solomon Nursing Home, Hybanthus Road, Ferndale, died 21/8/96 (DEC 295697 DA2).

Worth, Arthur James, late of 5B Wilson Place, Belmont, died 6/5/96 (DEC 292986 DA4).

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

ZZ201**TRUSTEES ACT 1962**

Notice to Creditors and Claimants

Ailsa Wilson Shaw late of 18 Hilltop Lodge, Rowethorpe, Hillview Terrace, Bentley, Western Australia died on 31 July 1996. Creditors and other persons having claims (to which Section 63 of the Act relates) in respect of this estate are required to send particulars of their claims to the trustee c/- Jackson McDonald, Solicitors, GPO Box M971, Perth WA 6001 (Ref: EJC) by 14 October 1996, after which date the assets of the estate may be conveyed or distributed having regard only to the claims of which the trustee then has notice.

JACKSON McDONALD.

ZZ202**TRUSTEES ACT 1962**

Creditors and other persons having claims (to which Section 63 of the Act relates) in respect of the estate of the undermentioned deceased persons, are required by Perpetual Trustees W.A. Ltd of 89 St Georges 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.

Dated this 11th day of September, 1996.

D. R. CLARK, State General Manager.

Bennett, Isla Mary, late of Karalta, Dandaragan WA 6507, Pre-Primary Aid, died 12/7/96.

Couzner, Olive Phoebe, late of Carinya Nursing Home, 41 Bristol Avenue, Bicton, WA 6157, Spinster, died 26/8/96.

Forbes, Dolly May, late of Craigville Nursing Home, French Road, Melville WA 6156, Widow, died 24/8/96.

Marlow, Joy, late of 60 Dutton Crescent, Hamersley WA 6022, Home Duties, died 12/8/96.

Randall, Robert Edward Gordon, late of 64 Pace Road, Medina WA 6167, Retired Foreman, died 28/7/96.

ZZ203**TRUSTEES ACT 1962**

To Creditors and Claimants

Laura May Henderson, late of 1 Purse Terrace, Boyup Brook in the State of Western Australia, Home Duties, deceased.

Creditors and other persons having claims (to which Section 63 of the Act relates) in respect of the estate of the deceased person, who died on the 19th day of May 1996 at 1 Purse Terrace, Boyup Brook in the said State are required by the trustee to send particulars of their claims to the trustee David Ian Miller c/- Peter J. Griffin & Co., Solicitors of 10 Edward Street, Bunbury (P.O. Box 677, Bunbury WA 6231) by the 31st day of October 1996, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice and the trustee shall not be liable to any person of whose claim he has no notice at the time of administration or distribution.

Dated this 27th day of August, 1996.

(Sgd). PETER J. GRIFFIN.

ZZ204

TRUSTEES ACT 1962

Creditors and other persons having claims (to which Section 63 of the Act relates) in respect of the estate of the undermentioned deceased person are required by the personal representatives of Care of Barker Gosling, Level 11, 2 Mill Street, Perth to send particulars of their claims to them by the 20th day of October 1996 after which date the personal representatives may convey or distribute the assets having regard only to the claims which they have notice.

Barbara Doris Iggo, late of 786A Canning Highway, Applecross. Died 18 June 1995.

**LEGISLATIVE ASSEMBLY
REPORTS OF THE SELECT
COMMITTEE INTO YOUTH AFFAIRS**

Copies are still available of the following:

Discussion Paper No.1 -

Health and Welfare. 19/9/91

Cost: \$5.00

Discussion Paper No.2 -

Education, Employment and Training. 28/11/91

Cost: \$5.00

Discussion Paper No.3 -

Youth and the Law. 18/3/92

Cost: \$6.50

Discussion Paper No.4 -

Recreation and Leisure. 13/5/92

Cost: \$5.00

Final Report

(incl. Recommendations) No.5 -

4/6/92

Cost: \$8.50

To purchase any of the above publications please contact -



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**10 William Street, Perth
Western Australia 6000**

Telephone: 321 7688

Fax: 321 7536

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