



**WESTERN  
AUSTRALIAN  
GOVERNMENT**  
**Gazette**



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### GOVERNMENT GAZETTE—EASTER 1997

Advertisers are advised to note the following changes to publication dates for Government Gazette over the Easter period 1997.

There will be no edition for TUESDAY 1 APRIL.

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**THURSDAY 27 MARCH** (Copy closes Tuesday 25 March at 12.00 noon)

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Any enquiries should be directed to John Thompson, Phone 426 0010

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**PROCLAMATIONS**


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AA101\*

**TRANSFER OF LAND ACT 1893**  
**TRANSFER OF LAND (REVESTMENT)**  
**PROCLAMATION**

WESTERNAUSTRALIA P. M. Jeffery, Governor. [L.S.]	}	By His Excellency Major General Phillip Michael Jeffery, Companion of the Order of Australia, Officer of the Order of Australia (Military Division), Military Cross, Governor of the State of Western Australia.
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DOLA File 5735/950V17.

Under Section 243 of the Transfer of Land Act 1893, I, the Governor acting with the advice and consent of the Executive Council, do hereby revest in Her Majesty as of her former estate, the land described in the Schedules to this Proclamation.

Schedule I			
DOLA File	Description of Land	Certificate of Title Volume	Folio
3421/978	Lot 57 on Diagram 75200 (now Quindalup Lot 34)	1850	74
3421/978	Lot 22 on Diagram 66564 (now Quindalup Lot 33)	1672	878
3421/978	Lot 58 on Diagram 86767 (now Quindalup Lot 40)	2001	468
3310/962	Lot 134 on Plan 19400 (now Broad Water Sub Lot 43)	1983	162
4009/940	Portion of Swan Location 11549 (now Swan Locations 11549, 11550 and 11551)	2019	971
2105/993	Portion of Moorumbine Agricultural Area Lot 108 (now Moorumbine Agricultural Area Lot 271)	2081	511
1899/996	Lot 226 on Plan 21269 (now Murray Location 2044)	2068	758
3277/977	Portion of Wellington Location 50A and being the land coloured blue and marked Drain Reserve on Diagram 53371 (now Harvey Lot 21)	1011	930
1673/968	Lot 345 on Plan 21005 (now Avon Location 29166)	2064	585
892/996	Lot 362 on Diagram 88054 (now Geraldton Lot 3025)	2047	999
552/994	Lot 58 on Plan 20794 (now Cockburn Sound Location 4241)	2056	312

Schedule II	
DOLA File	Description of Land
2067/996	Portion of Cockburn Sound Location 16 being the land coloured brown and marked Pedestrian Accessway on Plan 13672 and being part of the land comprised in Certificate of Title Volume 1610 Folio 401 (now Cockburn Sound Location 4299)

Given under my hand and the Seal of the State on 11 February 1997.

By His Excellency's Command,

D. J. SHAVE, Minister for Lands.

GOD SAVE THE QUEEN !

AA102\*

**LAND ACT 1933**  
**CLASSIFICATION OF RESERVED LANDS**  
**PROCLAMATION**

WESTERNAUSTRALIA P. M. Jeffery, Governor. [L.S.]	}	By His Excellency Major General Phillip Michael Jeffery, Companion of the Order of Australia, Officer of the Order of Australia (Military Division), Military Cross, Governor of the State of Western Australia.
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DOLA File 1673/968

Under Section 31(1)(a) of the Land Act 1933, I, the Governor acting with the advice and consent of the Executive Council, hereby classify as of Class "A" Reserve No. 44729 Comprising Avon Location 29166 with an area of 18.001 hectares for the designated purpose of "Conservation of Flora and Fauna"

Local Authority—Shire of Toodyay

Given under my hand and the Seal of the State on 11 February 1997.

By His Excellency's Command,

D. J. SHAVE, Minister for Lands.

GOD SAVE THE QUEEN !

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**AGRICULTURE**

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AG301

**PLANT DISEASES ACT 1914****PLANT DISEASES AMENDMENT REGULATIONS (No. 10) 1996**

Made by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Plant Diseases Amendment Regulations (No. 10) 1996*.

**Principal regulations**

2. In these regulations the *Plant Diseases Regulations 1989\** are referred to as the principal regulations.

[\* *Published in Gazette 30 June 1989, pp. 1980-93.*  
*For amendments to 19 November 1996 see 1995 Index to Legislation of Western Australia, Table 4, pp. 214-15, and Gazette 2 February, 7 June, 20 August and 3 September 1996.*]

**Part 4 Division 2 heading amended**

3. The heading to Division 2 of Part 4 of the principal regulations is amended by deleting "*sections 11 and 12 of the Act apply*" and substituting the following —

" *section 11 or 12 of the Act applies* ".

**Subdivision 5 inserted in Part 4 Division 2**

4. After regulation 19F of the principal regulations the following Subdivision is inserted —

"

*Subdivision 5 — Control of Anthracnose*

**Anthracnose**

**19FA.** (1) In this Subdivision —

"**lupin**" means the plant species *Lupinus albus*;

"**disease**" means the disease known as Anthracnose (*Colletotrichum gloeosporioides*).

(2) Where the disease is the subject of a notice under section 12 of the Act and an orchard is in the area defined in the notice, the owner or occupier of the orchard shall take the steps and measures specified in subregulations (3) and (5).

(3) The owner or occupier of an orchard to which subregulation (2) applies shall not grow or cultivate a lupin crop except with the approval of the Director General.

(4) Approval for the purposes of subregulation (3) may be given subject to such conditions as the Director General thinks fit.

(5) The owner or occupier of an orchard to which subregulation (2) applies shall —

(a) immediately report to an inspector the existence of any lupin plant or lupin seed at the orchard; and

- (b) cause any such lupin seed to be —
- (i) delivered, within an approved period and in an approved manner, to an approved grain storage facility for export from the State;
  - (ii) used for an approved purpose; or
  - (iii) destroyed in a manner directed by an inspector.

### Schedule 7 amended

5. Schedule 7 to the principal regulations is amended by inserting in the appropriate alphabetical position the following —

“ Anthracnose (*Colletotrichum gloeosporioides*) ”.

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.

### AG302

PLANT PESTS AND DISEASES (ERADICATION FUNDS) ACT 1974  
**PLANT PESTS AND DISEASES (DESIGNATION OF PLANT DISEASE  
 ANTHRACNOSE) NOTICE 1997**

Made by the Minister for Primary Industry under section 4 (2).

#### Citation

1. This notice may be cited as the *Plant Pests and Diseases (Designation of Plant Disease Anthracnose) Notice 1997*.

#### Commencement

2. This notice comes into operation on the day on which it is published in the *Gazette*.

#### Designation of disease anthracnose

3. The lupin attacking strain of the disease anthracnose *Colletotrichum gloeosporioides* is designated for the purposes of the definition of “plant disease” in section 4 (1) of the Act.

MONTY HOUSE, Minister for Primary Industry.

### AG303

PLANT PESTS AND DISEASES (ERADICATION FUNDS) ACT 1974  
**PLANT PESTS AND DISEASES (DECLARATION OF 1996/1997 CROP YEAR IN  
 RELATION TO LUPINS) NOTICE 1997**

Made by the Minister for Primary Industry under section 9 (2b).

#### Citation

1. This notice may be cited as the *Plant Pests and Diseases (Declaration of 1996/1997 Crop Year in relation to Lupins) Notice 1997*.

#### Commencement

2. This notice comes into operation on the day on which it is published in the *Gazette*.

#### Declaration of 1996-1997 crop year in relation to lupins

3. Lupin crops having been destroyed during the 1996-1997 crop year under powers exercised under the *Plant Diseases Act 1914* and the owners of those crops being in consequence entitled under section 13 of the Act to compensation, that crop year is declared to be a declared crop year in relation to lupins.

MONTY HOUSE, Minister for Primary Industry.

**AG401**

**AGRICULTURE PROTECTION BOARD ACT 1950**  
**AGRICULTURE PROTECTION BOARD OF WESTERN AUSTRALIA**  
 Appointment of Members Notice

Agriculture Western Australia  
 South Perth WA 6151.

I, the undersigned Minister for Primary Industry, being the Minister charged with the administration of the Agriculture Protection Board Act 1950, acting in accordance with Section 5 of the said Act, hereby appoint the following persons as members of the Agriculture Protection Board of Western Australia for a three-year term-of-office, expiring on 9 December 1999.

- Pursuant to Section 5 (2) (b) of the Act, the following person as a member—  
 Ms Maxinne Sclanders
- Pursuant to Section 5 (2) (c) of the Act, the following persons as members—  
 Mr Jay Simms  
 Mr Brian Young

Dated this 17th day of February 1997.

MONTY HOUSE, MLA, Minister for Primary Industry; Fisheries.

**AG402**

**MARKETING OF EGGS ACT 1945**

Agriculture Western Australia.

The Governor in Executive Council, is pleased to appoint pursuant to Section 7 (3) and 12 of the Marketing of Eggs Act 1945, Andrew Gilmour as a member of the Western Australian Egg Marketing Board for a term of office expiring on 3 February 2000.

G. A. ROBERTSON, Chief Executive Officer.

## EAST PERTH REDEVELOPMENT AUTHORITY

**EC401**

**EAST PERTH REDEVELOPMENT SCHEME AMENDMENT No. 4**  
**AVAILABLE FOR INSPECTION**

The Hon. Minister for Planning has granted approval to advertise for public comment Amendment No. 4 to the East Perth Redevelopment Scheme.

The purpose of the Amendment is to extend the Scheme over the remaining portion of the East Perth Redevelopment Area located north-east of the railway line to the Swan River, thereby creating Precincts 16, 17 and 18. The Precincts are to be named Summers Street South, Old Power Station and Transport Corridor respectively consistent with their localities. The Amendment also includes supporting Planning Policies for these Precincts.

Copies of the proposed Amendment and accompanying Policy are available for inspection at the offices of the Authority at 184 Bennett Street, East Perth between the hours of 8.30am and 5.00pm. Telephone 222 8000.

Written submissions on the proposed Amendment must be received by the Authority not later than close of business on 15 April 1997. The Authority may modify the proposed Amendment to give effect to any submissions received.

## EDUCATION

**ED401**

**UNIVERSITY OF WESTERN AUSTRALIA ACT 1911**

Office of the Minister for Education,  
 Perth 1997.

It is hereby notified for general information that the Governor in Executive Council has, in accordance with Section 10 (a) of the University of Western Australia Act 1911, approved the reappointment of Dr William Harold Clough AO OBE of Mosman as a member of The University of Western Australia Senate for a term expiring on 14 March 2003.

COLIN J. BARNETT, MLA, Minister for Education.  
 J. PRITCHARD, Clerk of the Council.

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**FISHERIES**

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FI401

**FISHERIES ADJUSTMENT SCHEMES ACT 1987**  
**SOUTH COAST SALMON MANAGED FISHERY VOLUNTARY FISHERIES**  
**ADJUSTMENT SCHEME NOTICE 1997**

FD 972/93 [132].

Made by the Minister for Fisheries under section 10B of the Act.

**Citation**

1. This notice may be cited as the South Coast Salmon Managed Fishery Voluntary Fisheries Adjustment Scheme Notice 1997.

**Interpretation**

2. In this notice—

- “authorization” means a managed fishery licence which authorises a person to fish for salmon in the South Coast Salmon Managed Fishery;
- “committee” means the “South Coast Salmon Managed Fishery Voluntary Fisheries Adjustment Scheme Committee of Management” established on 20 January 1997 under s.11 of the Act;
- “South Coast Salmon Managed Fishery” means the South Coast Salmon Managed Fishery as declared in the South Coast Salmon Management Plan 1982;
- “scheme” means the South Coast Salmon Managed Fishery Voluntary Fisheries Adjustment Scheme established in clause 3;

**Establishment of fisheries adjustment scheme**

3. There is established a fisheries adjustment scheme in respect of the South Coast Salmon Managed Fishery to be known as the South Coast Salmon Managed Fishery Voluntary Fisheries Adjustment Scheme.

**Objective**

4. The objective of the scheme is to reduce the area of the fishery by reducing the number of authorizations that authorise commercial salmon fishing in the Bremer Bay Beach area.

**The fishery to which this scheme applies**

5. The fishery to which this scheme applies is the South Coast Salmon Managed Fishery.

**Who may offer to surrender an authorization or part of an entitlement**

6. Any person who is the holder of an authorization which authorises the person to take salmon from the Bremer Bay Beach area is entitled to offer the surrender of the authorization.

**Manner of operation**

7. The manner of operation of the scheme shall be—

- (a) invitations for offers to surrender authorizations shall be made in accordance with section 10C(4) of the Act;
- (b) any offer shall be submitted to the committee assisting the Minister in the administration of the scheme in the form approved by that committee;
- (c) the committee shall forward any offers to the Minister as soon as practicable after the close of the period within which an offer may be made;
- (d) the committee may advise the Minister whether to accept or decline any offer or to make a counter offer;
- (e) the Minister shall respond to any offer in accordance with section 10(5) of the Act after considering any advice of the committee.

**Duration of scheme**

8. This scheme shall operate for the period from the date of commencement of this notice until 30 June 1997.

**Terms of the scheme**

9. The terms of the scheme are that—

- (a) provided that the objective specified in clause 4 will be attained, compensation in an amount agreed between the Minister and the holder of an authorization shall be paid for the surrender of an authorization; and
- (b) a person who surrenders an authorization as described in (a) shall retain any proprietary rights in the fishing boat and fishing gear to which the authorization relates.

Dated this 18th day of February 1997.

MONTY HOUSE, Minister for Fisheries.

**FI402****FISH RESOURCES MANAGEMENT ACT 1994****WEST COAST ROCK LOBSTER MANAGEMENT PLAN AMENDMENT 1997**

FD 822/96 [128].

Made by the Minister under section 54.

**Citation**

1. This instrument may be cited as the West Coast Rock Lobster Management Plan Amendment 1997.

**Principal Plan**

2. In this instrument the West Coast Rock Lobster Management Plan 1993\* is referred to as the principal Plan.

**Arrangement amended**

3. The arrangement in the principal Plan is amended by deleting item 21 and substituting the following—

“ 21. Labelling of packages of rock lobster ”.

**Clause 2 amended**

4. Clause 2 of the principal Plan is amended by inserting after the item commencing “registration number” the following—

“ “Regulations” means the Fish Resources Management Regulations 1995; ”.

**Clause 21 deleted and substituted**

5. Clause 21 of the principal Plan is deleted and the following clause substituted—

**“ Labelling of packages of rock lobster**

21. A person who is required under regulation 61(2) of the Regulations to attach a label to any rock lobster or package of rock lobster must also ensure that the label attached to any rock lobster or package of rock lobster landed north of 30°48' south latitude also specifies the details of—

(a) the place of landing those rock lobster; and

(b) the zone of the Fishery from which those rock lobster were taken. ”.

**Clause 21A amended**

6. The principal Plan is amended in paragraph (b) of clause 21A by deleting “clause 8” and substituting the following—

“ clause 8 or 20 ”.

[\*Published in the Gazette of 2 November 1993. For amendments to 20 September 1996 see Notice No. 684 published in the Gazette of 25 November 1994, Notice No. 688 published in the Gazette of 13 December 1994, Notice No. 706 published in the Gazette of 12 May 1995, Notice No. 731 published in the Gazette of 29 September 1995 and the West Coast Rock Lobster Management Plan Amendment 1996 published in the Gazette of 5 November 1996. See regulation 183 of the Fish Resources Management Regulations 1995 concerning the citation of notices in force under the Fisheries Act 1905 immediately before the commencement of those Regulations.]

Dated this 17th day of February 1997.

MONTY HOUSE, Minister for Fisheries.

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**FAIR TRADING**

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**FT401****ASSOCIATIONS INCORPORATION ACT 1987**

## Section 35

**ABORIGINAL BOOMERANG COUNCIL INC**

Notice is hereby given that the incorporation of the abovementioned association has been cancelled as from the date of this notice.

Dated this 17th day of February 1997.

R. MINEIF, Assistant Commissioner for Corporate Affairs.

**FT402****SUNDAY ENTERTAINMENTS ACT 1979**

## NOTICE

I, Doug Shave, Minister for Fair Trading, acting pursuant to section 3(2) of the Sunday Entertainments Act 1979 do hereby declare that the provisions of section 3(1) of the Act shall not apply to or in relation to any person who uses the Mandurah Little Theatre between 8.00pm and 12.00 midnight on Good Friday, 28 March 1997.

DOUG SHAVE, Minister for Lands; Fair Trading;  
Parliamentary and Electoral Affairs.



FT403

**ASSOCIATIONS INCORPORATION ACT 1987**

Section 35

BUSSELTON ADULT DAY CENTRE (INC)

Notice is hereby given that the incorporation of the abovementioned association has been cancelled as from the date of this notice.

Dated the 18th day of February 1997.

R. MINEIF, Assistant Commissioner for Corporate Affairs.

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**HEALTH**

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HE301

HEALTH ACT 1911

**HEALTH (MEAT INSPECTION AND BRANDING)  
AMENDMENT REGULATIONS 1997**

Made by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Health (Meat Inspection and Branding) Amendment Regulations 1997*.

**Schedule C amended**

2. Part 2 of Table 2 in Schedule C to the *Health (Meat Inspection and Branding) Regulations 1950\** is amended —

- (a) in the item for "Scale D" by inserting "City of Bunbury"; and
- (b) in the item for "Scale F" by deleting "City of Bunbury".

[\* *Reprinted as at 10 September 1992.  
For amendments to 20 January 1997 see 1995 Index to Legislation  
of Western Australia, Table 4, pp. 136-37 and Gazette 12 January,  
23 February, 16 April, 28 June, 12 July and 29 October 1996.*]

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.

HE302

RADIATION SAFETY ACT 1975

**RADIATION SAFETY (QUALIFICATIONS) AMENDMENT  
REGULATIONS 1997**

Made by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Radiation Safety (Qualifications) Amendment Regulations 1997*.

**Principal regulations**

2. In these regulations the *Radiation Safety (Qualifications) Regulations 1980\** are referred to as the principal regulations.

[\* *Published in Gazette 6 June 1980, pp. 1669-71.*  
*For amendments to 7 January 1997 see 1995 Index to Legislation of Western Australia, Table 4, p. 232 and Gazette 28 June 1996.*]

**Regulation 5 amended**

3. Regulation 5 of the principal regulations is amended —

(a) by inserting after the regulation designation “5.” the subregulation designation “(1)”; and

(b) by inserting the following subregulation —

“  
 (2) A list of standards, rules, codes and specifications referred to in item 9 of Schedule 1 is to be made available free of charge at the office of the Council.  
 ”.

**Schedule 1 amended**

4. Schedule 1 to the principal regulations is amended by deleting item 9 and substituting the following item —

“  
 9. Standards, rules, codes or specifications recognized by the Council for the purposes of regulation 5 (1).  
 ”.

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.

HE303

**POISONS ACT 1964****POISONS (SPECIFIED DRUGS) VARIATION ORDER 1997**

Made by His Excellency the Governor in Executive Council under section 22A of the *Poisons Act 1964*.

**Citation**

1. This order may be cited as the *Poisons (Specified Drugs) Variation Order 1997*.

**Schedule varied**

2. The Schedule to the *Poisons (Specified Drugs) Order (No. 2) 1989\** is varied in Part 1 by inserting in the appropriate alphabetical position the following —

“ KETAMINE ”.

[\* *Published in Gazette of 19 May 1989 at pp. 1490-91.*  
*For variations to 13 January 1997 see 1995 Index to Legislation of Western Australia, Table 4, p. 220 and Gazette 19 March 1996.*]

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.

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**JUSTICE**


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**JM401****CHILDREN'S COURT OF WESTERN AUSTRALIA ACT 1988**

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

Mrs Kaye Frances Unkovich of Marvel Loch Road, Southern Cross and Family & Childrens Services, 11 Antares Street, Southern Cross.

RICHARD FOSTER, Executive Director, Court Services.

**JM402****JUSTICES ACT 1902**

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

Mr Giulio D'Aurizio of 175 Grey Street (West), Albany

Mrs Veronica Guinness of 7 Myrtle Street, Bunbury

Mr Geoffrey Michael Kempthorne of Coolgardie Health Service, Hunt Street, Coolgardie

Mr Anthony Peter Maughan of 126 Stirling Terrace, Toodyay

Ms Sharon Diane Officer of 17 Wanliss Street, Jarrahdale and 2860 Albany Highway, Kelmscott

Mr James Michael Olynyk of 11 Waxberry Close, Halls Head and City of Mandurah, Mandurah Terrace, Mandurah

Mr George Phillip Sekulla of 35B Hammond Street, Kellerberrin and Kellerberrin District High School, James Street, Kellerberrin

Mrs Kaye Frances Unkovich of Marvel Loch Road, Southern Cross and Family & Childrens Services, 11 Antares Street, Southern Cross

to the office of Justice of the Peace for the State of Western Australia.

RICHARD FOSTER, Executive Director, Court Services.

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**LAND ADMINISTRATION**


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**LA101\****CORRECTION*

DOLA File 1324/989.

In the notice at page 113 of the *Government Gazette* dated 10 January 1997 in respect to Reserve No. 44300 the reference to Location 2945 is amended to read Location 2045

A. A. SKINNER, Chief Executive.

*CORRECTION*

DOLA File 1692/996.

In the Proclamation notice at page 6449 of the *Government Gazette* dated 15 November 1996 under Schedule I the reference to (now Koolyanobbing Lot 228) is amended to read (now Koolyanobbing Lot 226).

A. A. SKINNER, Chief Executive.

*CORRECTION*

DOLA File 1622/989.

In the notice at page 4726 of the *Government Gazette* dated 20 September 1996 in respect to Reserve No. 3023 the reference to 2271 square metres is amended to read 2217 square metres.

A. A. SKINNER, Chief Executive.

*CORRECTION*

DOLA File 3072/972.

1. In the Proclamation at page 6904 of the *Government Gazette* dated 13 December 1996 under schedule II, the reference to "Portion of Swan Location 2880 being Lot 95 on Diagram 40389 and being part of the land comprised in Certificate of Title Volume 1126 Folio 587 (now portion Swan Location 12596)" is deleted.

2. In the notice at page 6921 of the *Government Gazette* dated 13 December 1996 in respect to Reserve No. 33409—

- (i) the reference to Lot 95 on Diagram 40389 is deleted and
- (ii) the area amended to read 2646 square metres in lieu of 5474 square metres

A. A. SKINNER, Chief Executive.

*CORRECTION*

DOLA File 1091/976V2.

The notice at page 110 of the *Government Gazette* dated 12 January 1996 in respect to Reserve 38189 is deleted.

A. A. SKINNER, Chief Executive.

**LA201\***

**LAND ACT 1933**  
**ORDERS IN COUNCIL**  
 (Revocations of Vestings)

By the direction of His Excellency the Governor under Section 34B(1), the following Orders in Council and associated Vestings Orders are revoked.

DOLA File 3816/989.

Order in Council gazetted on 5 July 1912 vesting Reserve No. 9445 in the Honourable the Minister for Works for the designated purpose of "Water Supply".

Local Authority: Shire of Kent.

DOLA File 4388/897V2.

Order in Council gazetted on 29 March 1968 vesting Reserve No. 4091 in the Town of Kalgoorlie for the designated purpose of "Recreation."

DOLA File 10054/903.

Order in Council gazetted on 16 January 1987 vesting Reserve No. 8900 (Murray Location 1810) in the Shire of Murray for the designated purpose of "Recreation"

DOLA File 6586/914.

Order in Council gazetted on 12 August 1927 vesting Reserve No. 11331 in the Hon. Minister for Water Supply, Sewerage and Drainage for the designated purpose of "Water".

Local Authority—Shire of Kent.

DOLA File 6010/910.

Order in Council gazetted on 17 July 1914 vesting Reserve No. 13046 in the Honourable The Minister for Water Supply, Sewerage and Drainage for the designated purpose of "Water Supply"

Local Authority—Shire of Brookton.

DOLA File 8993/912.

Order in Council gazetted on 20 December 1991 vesting Reserve No. 14571 (Sussex Location 1374) jointly in the Shire of Busselton and the Water Authority of Western Australia for the designated purpose of "Water Supply and Recreation"

DOLA File 5923/911

Order in Council gazetted on 13 December 1996 vesting Reserve No. 16947 (Merredin Lots 344 and 144) in the Honourable Antony Kevin Royston Prince, M.L.A., Minister for Health for the time being and his successors in Office for "Health (Hospital and Allied Purposes)".

Local Authority—Shire of Merredin.

DOLA File 2821/996.

Order in Council gazetted on 12 December 1986 vesting Reserve No. 20234 (Gibson Lot 5) in the Shire of Esperance for "Fire Brigade Purposes."

DOLA File 3041/917.

Order in Council gazetted on 28 May 1937 vesting Reserve No. 21709 in the Broome Road Board for the designated purpose of "Water".

DOLA File 6709/902.

Order in Council gazetted on 28 October 1966 vesting Reserve No. 21837 in the Town of Kalgoorlie for the designated purpose of "Recreation."

DOLA File 4009/940V2.

Order in Council gazetted on 21 March 1941 vesting Reserve No. 22223 in the Gingin Road Board for the designated purpose of "Recreation".

DOLA File 1231/947v8.

Order in Council gazetted on 19 September 1995 vesting Reserve No. 22698 (Albany Lots 982 and 1419) in the Town of Albany for "Recreation and Associated Business Purposes"

DOLA File 1191/955V2.

Order in Council gazetted on 25 January 1974 vesting Reserve No. 24680 in the Minister of Water Supply, Sewerage and Drainage for the designated purpose of "Water Supply".

Local Authority—City of Geraldton.

DOLA File 482/960.

Order in Council gazetted on 19 November 1976 vesting Reserve No. 26075 in the Minister for Works for the designated purpose of "Water Supply."

DOLA File 2043/988.

Order in Council gazetted on 23 March 1990 vesting Reserve No. 26850 (Kununurra Lot 202) in the Commissioner of Police for the designated purpose of "Police".

Local Authority: Shire of Wyndham-East Kimberley.

DOLA File 3310/962.

Order in Council gazetted on 14 August 1981 vesting Reserve No. 27292 in the Shire of Busselton for the designated purpose of "Public Recreation".

DOLA File 887/969

Order in Council gazetted on 29 October 1996 vesting Reserve No. 31664 (Port Hedland Lots 1694 and 5954) in Pundulmurra College for the designated purpose of "School Site".

Local Authority—Town of Port Hedland.

DOLA File 646/970.

Order in Council gazetted on 26 July 1996 vesting Reserve No. 32219 (Cockburn Sound Location 2280 and Armadale Lot 25) in the City of Armadale for the designated purpose of "Public Recreation".

DOLA File 1604/972.

Order in Council gazetted on 5 July 1991 vesting Reserve No. 32374 (Karrinyup Lot 494) in the Metropolitan (Perth) Passenger Transport Trust for the designated purpose of "Parking".

DOLA File 4466/974.

Order in Council gazetted on 24 October 1980 vesting Reserve No. 34105 in the Karratha College for the designated purpose of "Karratha College".

Local Authority—Shire of Roebourne.

DOLA File 2264/976.

Order in Council gazetted on 1 April 1977 vesting Reserve No. 34673 in the Minister of Water Supply, Sewerage and Drainage for the designated purpose of "Sewerage Pumping Station Site".

Local Authority—City of Bunbury.

DOLA File 3592/978V2.

Order in Council gazetted on 15 August 1980 vesting Reserve No. 35935 in the Shire of Greenough for the designated purpose of "Public Recreation."

DOLA File 2095/990.

Order in Council gazetted on 27 February 1981 vesting Reserve No. 37085 in Karratha College for the designated purpose of "Park and Landscape".

Local Authority—Shire of Roebourne.

DOLA File 1998/979.

Order in Council gazetted on 17 September 1993 vesting Reserve No. 38571 (Port Hedland Lot 5838) in the Hedland College for the designated purpose of "Hedland College".

Local Authority—Town of Port Hedland.

DOLA File 2325/985.

Order in Council gazetted on 6 December 1985 vesting Reserve No. 39317 (Gibson Lots 6 and 7) in the Water Authority of Western Australia for the designated purpose of "Water Supply."

Local Authority—Shire of Esperance.

DOLA File 1415/970V2.

Order in Council gazetted on 28 March 1991 vesting Reserve No. 39378 (Wyndham Lot 1319) in the State Energy Commission of Western Australia for the designated purpose of "Power Station Site".

Local Authority—Shire of Wyndham-East Kimberley.

DOLA File 3088/987.

Order in Council gazetted on 4 August 1989 vesting Reserve No. 40410 (Newman Lot 2278) in the Hedland College for the designated purpose of "Student Accommodation—Newman College".

Local Authority—Shire of East Pilbara.

DOLA File 2074/982v2.

Order in Council gazetted on 2 April 1993 vesting Reserve No. 40411 (Newman Lots 1655, 1656 and 1910) in the Hedland College for the designated purpose of "Tertiary Education Site".

Local Authority—Shire of East Pilbara.

DOLA File 4267/989.

Order in Council gazetted on 3 October 1995 vesting Reserve No. 41243 (Mount Magnet Lot 592) jointly in the Water Authority of Western Australia and the Electricity Corporation for the designated purpose of "Services Corridor and Access".

Local Authority—Shire of Mount Magnet.

DOLA File 1204/994

Order in Council gazetted on 20 September 1994 vesting Reserve No. 43159 (Collie Lot 2814) in the Shire of Collie for the designated purpose of "Depot Site".

DOLA File 552/994

Order in Council gazetted on 8 August 1995 vesting Reserve No. 43365 (Cockburn Sound Location 4105) in the City of Cockburn for the designated purpose of "Public Recreation".

DOLA File 858/989.

Order in Council gazetted on 30 April 1996 vesting Reserve No. 44287 (Wellington Location 5752) in the Shire of Dardanup for the designated purpose of "Drainage".

JOHN PRICHARD, Clerk of the Council.

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**LA202\***

**LAND ACT 1933**  
**ORDERS IN COUNCIL**  
(Vesting of Reserves)

By the direction of His Excellency the Governor under Section 33(2), the following reserves have been vested.

DOLA File 2376/976.

Reserve No 1196 (Teano Location 31) vested in the Shire of Meekatharra for the designated purpose of "Water" subject also to the following conditions:

1. access to the reserve by the local aboriginal community will not be denied;
2. the use and management of the reserve by the vestee shall be in accordance with the requirements of the Aboriginal Heritage Act and;
3. the vestee shall take appropriate measures to discourage the illegal shooting of waterbirds on the reserve, including the erection of signs acceptable to the Department of Conservation and Land Management.

DOLA File 2375/976.

Reserve No 1197 (Teano Location 32) vested in the Shire of Meekatharra for the designated purpose of "Water" subject also to the following conditions:

1. access to the reserve by the local aboriginal community will not be denied;
2. the use and management of the reserve by the vestee shall be in accordance with the requirements of the Aboriginal Heritage Act and;
3. the vestee shall take appropriate measures to discourage the illegal shooting of waterbirds on the reserve, including the erection of signs acceptable to the Department of Conservation and Land Management.

DOLA File 2374/976.

Reserve No 1198 (Teano Location 34) vested in the Shire of Meekatharra for the designated purpose of "Water" subject also to the following conditions:

1. access to the reserve by the local aboriginal community will not be denied;
2. the use and management of the reserve by the vestee shall be in accordance with the requirements of the Aboriginal Heritage Act and;
3. the vestee shall take appropriate measures to discourage the illegal shooting of waterbirds on the reserve, including the erection of signs acceptable to the Department of Conservation and Land Management.

DOLA File 174/900V2.

Reserve No 7449 (Teano Location 33) vested in the Shire of Meekatharra for the designated purpose of "Water" subject also to the following conditions:

1. access to the reserve by the local aboriginal community will not be denied;

2. the use and management of the reserve by the vestee shall be in accordance with the requirements of the Aboriginal Heritage Act and;
3. the vestee shall take appropriate measures to discourage the illegal shooting of waterbirds on the reserve, including the erection of signs acceptable to the Department of Conservation and Land Management.

DOLA File 10054/903.

Reserve No 8900 (Murray Location 1810) vested in the Shire of Murray for the designated purpose of "Jetty Facilities, Parking and Boat Hire" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

DOLA File 3816/989.

Reserve No 9445 (Kojonup Location 9328) vested in the Water Corporation for the designated purpose of "Water".

Local Authority—Shire of Kent.

DOLA File 6586/914.

Reserve No 11331 (Kojonup Location 9326) vested in the Shire of Kent for the designated purpose of "Landscape Protection".

DOLA File 8993/912.

Reserve No 14571 (Sussex Location 1374) jointly vested in the Shire of Busselton and the Water Corporation for the designated purpose of "Water Supply and Recreation".

DOLA File 6010/910.

Reserve No 13046 (Avon Location 29187) vested in the Water Corporation for the designated purpose of "Water".

Local Authority—Shire of Brookton.

DOLA File 5923/911.

Reserve No 16947 (Merredin Lots 344 and 1440) vested in the Honourable Antony Kevin Royston Prince, M.L.A., Minister for Health for the time being and his successors in Office for "Health (Hospital and Allied Purposes)" with power, to lease the whole or any portion thereof for any term.

Local Authority—Shire of Merredin

DOLA File 346/921.

Reserve No 18395 (Bungulla Lot 51) vested in the Shire of Tammin for the designated purpose of "Historic Site—School".

DOLA File 2821/996.

Reserve No 20234 (Gibson Lot 130) vested in the Shire of Esperance for "Fire Brigade Purposes" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

DOLA File 3041/917.

Reserve No 21709 (Dampier Location 51) vested in the Shire of Broome for the designated purpose of "Camping Site".

DOLA File 6709/902.

Reserve No 21837 (Kalgoorlie Lot 4942) vested in the City of Kalgoorlie-Boulder for the designated purpose of "Recreation" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

DOLA File 3237/990.

Reserve No 22115 (Geraldton Lot 3018) vested in the City of Geraldton for "Municipal Purposes".

DOLA File 4009/940

Reserve No 22223 (Swan Locations 11396, 11549, 11550 and 11551) vested in the Shire of Gingin for the designated purpose of "Conservation and Recreation"

DOLA File 1231/947v8.

Reserve No 22698 (Albany Lots 982, 1419 and 1448) vested in the Town of Albany for "Recreation and Associated Business Purposes" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

DOLA File 1191/955V2.

Reserve No 24680 (Geraldton Lots 1477, 1478 and 3019) vested in the Water Corporation for the designated purpose of "Water Supply".

Local Authority—City of Geraldton.

DOLA File 482/960.

Reserve No 26075 (Eneabba Lots 75 and 371) vested in the Water Corporation for the designated purpose of "Water Supply."

Local Authority—Shire of Carnamah.

DOLA File 2058/960.

Reserve No 26849 (Kununurra Lot 2445) vested jointly in the Commissioner of Police and the Honourable Peter Gilbert Da Conceicao Foss, MLC Minister for Justice for the time being and his successors in Office for the designated purpose of "Police and Court House Site"

Local Authority—Shire of Wyndham-East Kimberley.

DOLA File 3310/962.

Reserve No 27292 (Broad Water Suburban Lots 40, 41 and 43) vested in the Shire of Busselton for the designated purpose of "Public Recreation".

DOLA File 1092/965.

Reserve No 27479 (Gascoyne Junction Lot 78) vested in the Minister for Education for the designated purpose of "School Site."

Local Authority—Shire of Upper Gascoyne.

DOLA File 887/969.

Reserve No 31664 (Port Hedland Lots 1694 and 5954) vested in the Minister for Training for the designated purpose of "School Site".

Local Authority—Town of Port Hedland.

DOLA File 646/970.

Reserve No 32219 (Armadale Lots 25, 26 and 27) vested in the City of Armadale for the designated purpose of "Public Recreation".

DOLA File 1604/972.

Reserve No 32374 (Karrinyup Lot 494) vested in the Minister for Transport for the designated purpose of "Parking" with power to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

Local Authority—City of Stirling.

DOLA File 4466/974.

Reserve No 34105 (Karratha Lot 2598) vested in the Minister for Training for the designated purpose of "Karratha College".

Local Authority—Shire of Roebourne.

DOLA File 957/976.

Reserve No 34392 (Leeman Lot 470) vested in the Minister for Education for the designated purpose of "Schoolsite (Leeman Primary)."

Local Authority—Shire of Coorow.

DOLA File 2264/976.

Reserve No 34673 (Wellington Location 5221 and Bunbury Lot 768) vested in the Water Corporation for the designated purpose of "Sewerage Pumping Station Site".

Local Authority—City of Bunbury.

DOLA File 2264/976.

Reserve No 34673 (Wellington Location 5221 and Bunbury Lot 768) vested in the Water Corporation for the designated purpose of "Sewerage Pumping Station Site".

Local Authority—City of Bunbury.

DOLA File 3592/978V2.

Reserve No 35935 (Victoria Locations 11343, 12120 and 12121) vested in the Shire of Greenough for the designated purpose of "Public Recreation."

DOLA File 3421/978.

Reserve No 36262 (Quindalup Lots 27, 33, 34 and 40) vested in the Shire of Busselton for the designated purpose of "Public Recreation".

DOLA File 2095/990.

Reserve No 37085 (Karratha Lot 2899) vested in the Minister for Training for the designated purpose of "Park and Landscape".

Local Authority—Shire of Roebourne.

DOLA File 1998/979.

Reserve No 38571 (Port Hedland Lot 5838) vested in the Minister for Training for the designated purpose of "Hedland College".

Local Authority—Town of Port Hedland.

DOLA File 2325/985.

Reserve No 39317 (Gibson Lot 129) vested in the Water Corporation for the designated purpose of "Water Supply."

Local Authority—Shire of Esperance.

DOLA File 3088/987

Reserve No 40410 (Newman Lot 2278) vested in the Minister for Training for the designated purpose of "Student Accommodation—Newman College".

Local Authority—Shire of East Pilbara.



DOLA File 2074/982v2.

Reserve No 40411 (Newman Lots 1655, 1656 and 1910) vested in the Minister for Training for the designated purpose of "Tertiary Education Site".

Local Authority—Shire of East Pilbara.

DOLA File 4267/989.

Reserve No 41243 (Mount Magnet Lot 592) vested jointly in the Water Corporation and the Electricity Corporation for the designated purpose of "Services Corridor and Access".

Local Authority—Shire of Mount Magnet.

DOLA File 552/994

Reserve No 43365 (Cockburn Sound Locations 4105 and 4241) vested in the City of Cockburn for the designated purpose of "Public Recreation"

DOLA File 858/989.

Reserve No 44287 (Wellington Location 5752) vested in the Water Corporation for the designated purpose of "Drainage".

Local Authority—Shire of Dardanup.

DOLA File 734/995.

Reserve No 44706 (North Greenbushes Lots 149 and 150) vested in the Shire of Bridgetown-Greenbushes for the designated purpose of "Recreation and Park".

DOLA File 689/988.

Reserve No 44716 (Tom Price Lot 258) vested in the Shire of Ashburton for the designated purpose of "Pedestrian Accessway".

DOLA File 690/988.

Reserve No 44717 (Tom Price Lots 305 and 306) vested in the Shire of Ashburton for the designated purpose of "Drainage".

DOLA File 2105/993.

Reserve No 44718 (Moorumbine Agricultural Area Lot 271) vested in the Minister for Western Australian Government Railways for the designated purpose of "Radio Mast Site".

Local Authority: Shire of Pingelly.

DOLA File 2067/996.

Reserve No 44722 (Cockburn Sound Location 4299) vested in the City of Mandurah for the designated purpose of "Public Utilities Services" subject to access being available to the Service Authorities at all times.

DOLA File 1899/996.

Reserve No 44733 (Murray Location 2044) vested in the City of Mandurah for the designated purpose of "Public Recreation".

DOLA File 1357/996.

Reserve No 44736 (Margaret River Lot 261) vested in the Shire of Augusta-Margaret River for the designated purpose of "Municipal Offices, Park and Recreation" subject to the condition that Council shall guarantee to maintain the integrity and character of the existing recreation trail.

DOLA File 2097/996.

Reserve No 44742 (Ashburton Location 174) vested in the Gas Corporation for the designated purpose of "Air Strip".

Local Authority—Shire of Roebourne.

DOLA File 1220/996.

Reserve No 44749 (Dwellingup Lot 346) vested in the Shire of Murray for the designated purpose of "Recreation and Landscape Protection".

DOLA File 2095/996.

Reserve No 44752 (Kalgoorlie Lot 4929) vested in the City of Kalgoorlie-Boulder for the designated purpose of "Drainage and Services Corridor."

DOLA File 2846/991.

Reserve No 44763 (Mauds Landing Lot 53) vested in the Shire of Carnarvon for the designated purpose of "Public Utilities Services."

DOLA File 2586/995.

Reserve No 44764 (Geraldton Lot 3022) vested in the Water Corporation for the designated purpose of "Sewerage Pumping Station."

Local Authority—City of Geraldton.

DOLA File 1050/974.

Reserve No 44767 (Laverton Lot 199) vested in the Water Corporation for the designated purpose of "Sewerage Pumping Station."

DOLA File 892/996.

Reserve No 44770 (Geraldton Lot 3025) vested in the City of Geraldton for the designated purpose of "Drainage".

JOHN PRITCHARD, Clerk of the Council.

**LA401\***

**LAND ACT 1933**  
**ORA BANDA TOWNSITE**  
**AMENDMENT OF BOUNDARIES**

DOLA File 12772/909V3.

His Excellency the Governor in Executive Council has been pleased to approve, under Section 10 of the Land Act 1933 of the amendment of the boundaries of Ora Banda Townsite to exclude the area described in the Schedule hereunder.

**SCHEDULE**

All that portion of land starting from the intersection of the prolongation northerly of the eastern boundary of Ora Banda Lot 89 (Reserve 13837) and the northern side of Turney Street a point on a present western boundary of Ora Banda Townsite and extending northerly, easterly, southerly and westerly along boundaries of that townsite to the prolongation southerly of the eastern side of French Street, thence northerly to and northerly along that side to the southern side of a road (as shown on Land Administration Diagram Perth 235) and; thence easterly along that side to the prolongation southerly of the southernmost western boundary of the northwestern severance of Lot 111; thence northerly to, northerly and westerly along boundaries of that severance to the starting point.

Public Plan: Ora Banda Townsite.

A. A. SKINNER, Chief Executive.

**LA402\***

**LAND ACT 1933**  
**NEWMAN TOWNSITE**  
**AMENDMENT OF BOUNDARIES**

DOLA File 2423/979V2.

His Excellency the Governor in Executive Council has been pleased to approve, under Section 10 of the Land Act 1933 of the amendment of the boundaries of Newman Townsite to include Lot 2347 as delineated on Land Administration Plan 18627

Public Plans: BN58 (10) 3.3 & Mt Whaleback SE (25)

A. A. SKINNER, Chief Executive.

**LA403\***

**LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

ORDER (Section 9M(2)(b))

**EXTENSION OF NOTICE OF INTENTION PERIOD**

The Minister for Works under Section 9M(2)(b) of the Land Acquisition and Public Works Act, has authorised the extension of the notice of intention for a period of 12 months from expiry of the original notice of intention period for the taking of the land described in the Schedule below:

Locality/Local Government/Region	Use/Purpose	Plan	Job Number/Reference	Original Gazettal Date
Ashburton (Shire)	Subdivisional development light industrial purposes.	L.A.W.A. 1115	915912 - 2609/1981	26/04/96
Ashburton (Shire)	Inclusion into Onslow Town Lot 385.	L.A.W.A. 1116	942015 - 2737/1994	26/04/96
Ashburton (Shire)	Inclusion into Onslow Town Lots 682 to 685 inclusive.	L.A.W.A. 1104	942519 - 2874/1994	26/04/96
Broome (Shire)	Subdivisional development residential purposes	L.A.W.A. 1133	961281 - 1473/1993	04/04/96
Broome (Shire)	Grant of special leases for horticultural purposes.	Plans 18623, 18624, 18625 & L.A.W.A. 1130	940257 - 852/1986	04/04/96
Broome (Shire)	Subdivisional development religious and other community purposes.	Plan 17483	917672 - 2931/1989	04/04/96

Locality/Local Government/Region	Use/Purpose	Plan	Job Number/Reference	Original Gazettal Date
Coolgardie (Shire)	Subdivisional development industrial and public purposes.	Diagram 91786 and Plan 18431	910148 - 1592/1992	04/04/96
Coolgardie (Shire)	1. Explosives reservation. 2. Solid Industrial Waste Disposal Site—Grant of freehold to Western Australia Land Authority.	L.A.W.A. 1134	910148 - 1592/1992	04/04/96
Esperance (Shire)	1. Inclusion into Esperance Location 338. 2. Extension of Barron Close.	Diagram 92228	952681 - 1984/1994	04/04/96
Esperance (Shire)	Grant of special lease (21 years) for the purpose of rifle range.	Misc Diagram 526	916368 - 1705/1897	04/04/96
Kalamunda (Shire)	Aged persons housing development.	Diagram 92237	914154 - 2951/1991	04/04/96
Kalgoorlie / Boulder (City)	Subdivisional development community and commercial purposes.	L.A.W.A. 1125	942443 - 1461/1994	04/04/96
Kalgoorlie / Boulder (City)	Subdivisional development light industrial purposes.	L.A.W.A. 1099	916384 - 2031/1987	04/04/96
Laverton (Shire)	Inclusion into Pastoral Lease 3114/990.	Diagram 15800	916882 - 1889/1904	26/04/96
Meekathara (Shire)	Paddocking Horses reservation.	L.A.W.A. 1110	941530 - 714/1995	26/04/96
Roebourne (Shire)	Subdivisional development community and commercial purposes.	L.A.W.A. 1123	915962 - 1185/1994	04/04/96
Roebourne (Shire)	Inclusion into Karratha Lots 3803 and 3804	L.A.W.A. 1131	955448 - 956/1987	04/04/96
Roebourne (Shire)	Grant of a special lease for rural residential purposes.	Diagram 92055	912925 - 1644/1993	04/04/96
Roebourne (Shire)	Extension of Miller Close (Road Number 16724)	Plan 18678	916563 - 1696/1995	08/03/96
Roebourne (Shire)	Sale for inclusion into Karratha Lot 3816	L.A.W.A. 1132	941861 - 956/1987	04/04/96
Roebourne (Shire)	1. Grant of a special lease for the purpose of wildlife park. 2. Create an Easement for power transmission line.	Diagram 92378	916003 - 1891/1993	04/04/96
Roebourne (Shire)	Recreation and Camping reservation.	Reserve Diagram 50	955009 - 3010/1892	08/03/96
Sandstone (Shire)	Grant a special lease for the purpose of grazing.	Diagram 1282	952988 - 3528/1990	26/04/96

Dated this 14th day of February 1997.

DOUG SHAVE MLA, Minister for Lands.

**LA701\***

**CONSERVATION AND LAND MANAGEMENT ACT 1984**  
**RESERVATION OF STATE FOREST ORDER**

CALM File 005653F1605

DOLA File 3983/927PF

Made by His Excellency the Governor under Section 8.

It is directed that the area described in the schedule be dedicated as an addition to State Forest No. 22.

**SCHEDULE**

The areas delineated and coloured blue on Land Administration Plan 18995.

AREA: 1.3384 hectares.

JOHN PRICHARD, Clerk of the Council.

**LA702\*****LAND ACT 1933**  
**RESERVATION NOTICES**

Made by His Excellency the Governor under Section 29.

The Crown Lands described below have been set apart as public reserves.

DOLA File 174/900V2.

Reserve No. 7449 comprising Teano Location 33 with an area of 28.3280 hectares on Land Administration Diagram 4186 for the designated purpose of "Water."

Public Plan: Peak Hill (250). Gascoyne River.

Local Authority—Shire of Meekatharra.

DOLA File 2794/995.

Reserve No. 44488 comprising Dunsborough Lot 326 with an area of 18 square metres on Land Administration Diagram 19011 for the designated purpose of "Use and Requirements of the Electricity Corporation".

Public Plan: BF30 (2) 10.01. Bird Crescent.

Local Authority—Shire of Busselton.

DOLA File 1318/996.

Reserve No. 44694 comprising Murray Location 2013 with an area of 6156 square metres on Land Administration Plan 19062 for the designated purpose of "Recreation".

Public Plan: BG 32 (2) 12.34. Pinjarrah Road.

Local Authority—Shire of Murray.

DOLA File 734/995.

Reserve No. 44706 comprising North Greenbushes Lots 149 and 150 with an area of 2024 square metres on Land Administration Plan Greenbushes 49/3 for the designated purpose of "Recreation and Park".

Public Plan: BG29 (2) 26.17. Throssell Street.

Local Authority—Shire of Bridgetown-Greenbushes.

DOLA File 689/988.

Reserve No. 44716 comprising Tom Price Lot 258 with an area of 406 square metres on Land Administration Plan 16902 for the designated purpose of "Pedestrian Accessway".

Public Plan: BK60 (2) 11.12. Allambi Way.

Local Authority—Shire of Ashburton.

DOLA File 690/988.

Reserve No. 44717 comprising Tom Price Lots 305 and 306 with an area of 277 square metres on Land Administration Plan 16902 for the designated purpose of "Drainage".

Public Plan: BK60(2) 11.12. Allambi Way.

Local Authority—Shire of Ashburton.

DOLA File 2105/993.

Reserve No. 44718 comprising Moorumbine Agricultural Area Lot 271 (formerly portion of Lot 108) with an area of 4758 square metres on Land Administration Diagram 91673 for the designated purpose of "Radio Mast Site".

Public Plan: Brookton SW (25). Beverley Road.

Local Authority—Shire of Pingelly.

DOLA File 2067/996.

Reserve No. 44722 comprising Cockburn Sound Location 4299 (formerly the area marked Pedestrian Accessway abutting Lots 91 and 100 on Plan 13672) with an area of 273 square metres for the designated purpose of "Public Utilities Services".

Public Plan: BG32 (2) 06.39. Elmore Way.

Local Authority—City of Mandurah.

DOLA File 1673/968

Reserve No. 44729 comprising Avon Location 29166 (formerly Lot 345 on Plan 21005) with an area of 18.001 hectares for the designated purpose of "Conservation of Flora and Fauna"

Section 20A

Public Plans: BH35 (5) 3.10 and Toodyay NE (25) Drummond Drive.

Local Authority—Shire of Toodyay

Reserve 44729 is automatically vested in the National Parks and Nature Conservation Authority pursuant to Section 7 of the CALM Act 1984.

DOLA File 1357/996.

Reserve No. 44736 comprising Margaret River Lot 261 with an area of 1.4238 hectares on Land Administration Diagram 92821 for the designated purpose of "Municipal Offices, Park and Recreation"

Public Plans: BF29 (2) 09.01 and 09.02. Railway Terrace and Wallcliffe Road.

Local Authority—Shire of Augusta-Margaret River.

DOLA File 1899/996.

Reserve No. 44733 comprising Murray Location 2044 (formerly Lot 226 on Plan 21269) with an area of 967 square metres for the designated purpose of "Public Recreation"

Section 20A.

Public Plan: BG32 (2) 05.40. San Marco Quays.

Local Authority—City of Mandurah.

DOLA File 551/991.

Reserve No. 44739 comprising Fitzroy Crossing Lot 288 with an area of 902 square metres on Land Administration Plan 17694 for the designated purpose of "Use and Requirements of the Government Employees Housing Authority"

Public Plan: CN72 (2) 10.27. McLarty Road.

Local Authority—Shire of Derby-West Kimberley.

DOLA File 2097/996.

Reserve No. 44742 comprising Ashburton Location 174 with an area of 5.8277 hectares on Land Administration Diagram 90732 for the designated purpose of "Air Strip".

Public Plan: Yarraloola (250). off North West Coastal Highway.

Local Authority—Shire of Roebourne.

DOLA File 1220/996.

Reserve No. 44749 comprising Dwellingup Lot 346 with an area of 1.0798 hectares on Land Administration Plan 19150 for the designated purpose of "Recreation and Landscape Protection".

Public Plans: BG32 (2) 26.20 and 26.21. Grevillia Road and Begonia Court.

Local Authority—Shire of Murray.

DOLA File 2095/996.

Reserve No. 44752 comprising Kalgoorlie Lot 4929 with an area of 783 square metres on Land Administration Diagram 92599 for the designated purpose of "Drainage and Services Corridor."

Public Plan: CF37 (2) 30.37. East Street.

Local Authority—City of Kalgoorlie-Boulder.

DOLA File 2846/991.

Reserve No. 44763 comprising Mauds Landing Lot 53 with an area of 4.1989 hectares on Land Administration Diagram 92523 for the designated purpose of "Public Utilities Services."

Public Plan: AN58 (10) 04.08. Sanctuary Road.

Local Authority—Shire of Carnarvon.

DOLA File 2586/995.

Reserve No. 44764 comprising Geraldton Lot 3022 with an area of 200 square metres on Land Administration Diagram 92622 for the designated purpose of "Sewerage Pumping Station."

Public Plan: BE43 (2) 15.20. Fuller Street.

Local Authority—City of Geraldton.

DOLA File 602/979.

Reserve No. 44766 comprising Morawa Lot 413 on Land Administration Diagram 72682 and Morawa Lots 448, 450 and 451 on Land Administration Diagram 92804 with an area of 1.7844 hectares for the designated purpose of "Use and Requirements of the Shire of Morawa."

Public Plan: BG42 (2) 20.08. Tilley and Valentine Streets.

Local Authority—Shire of Morawa.

DOLA File 1050/974.

Reserve No. 44767 comprising Laverton Lot 199 with an area of 1008 square metres on Land Administration Plan 13361 for the designated purpose of "Sewerage Pumping Station."

Public Plan: CH43 (2) 04.34. Weld Drive.

Local Authority—Shire of Laverton.

DOLA File 3745/990

Reserve No. 44768 comprising Beverley Lots 391, 392 and 393 with an area of 3100 square metres on Land Administration Diagram 90999 for the designated purpose of "Use and Requirements of the Minister for Works".

Public Plan: BH34 (2) 36.08 Queen Street.

Local Authority—Shire of Beverley.

DOLA File 892/996.

Reserve No. 44770 comprising Geraldton Lot 3025 (formerly Lot 362 on Diagram 88054) with an area of 278 square metres for the designated purpose of "Drainage".

Section 20A.

Public Plan: BE43 (2) 16.17. Begonia Court.

Local Authority—City of Geraldton.

**LA801\*****LAND ACT 1933****AMENDMENT OF CLASS 'A' RESERVE**

Made by His Excellency the Governor under Section 31(4).

The following reserve has been amended.

DOLA File 2985/985V2.

Reserve No 41886 (Doongan District) "Use and Benefit of Aboriginal Inhabitants" to comprise Location 23 as surveyed and shown bordered red on Land Administration Diagram 92912 and of its area being increased (recalculated) to 900.2847 hectares accordingly.

Public Plan: Ashton (250). near King Edward river.

Local Authority—Shire of Wyndham-East Kimberley.

A. A. SKINNER, Chief Executive.

**LA802\*****LAND ACT 1933****AMENDMENT OF RESERVES**

Made by His Excellency the Governor under Section 37.

The following reserves have been amended.

DOLA File 2376/976.

Reserve No 1196 (Teano District) "Water and stopping place" to comprise Location 31 as surveyed and shown on Land Administration Diagram 54/200 and of its area remaining unaltered.

Public Plan: Robinson Range (250). Gascoyne River.

Local Authority—Shire of Meekatharra.

DOLA File 2375/976.

Reserve No 1197 (Teano District) "Water and stopping place" to comprise Location 32 as surveyed and shown on Land Administration Diagram 54/195 and of its area remaining unaltered.

Public Plan: Peak Hill (250). Gascoyne River.

Local Authority—Shire of Meekatharra.

DOLA File 2374/976.

Reserve No 1198 (Teano District) "Water and stopping place" to comprise Location 34 as surveyed and shown on Land Administration Diagram 54/196 and of its area remaining unaltered.

Public Plan: Peak Hill (250). Gascoyne River.

Local Authority—Shire of Meekatharra.

DOLA File 11830/901.

Reserve No 8027 (Meckering Agricultural Area Lot 239) "Gravel" to exclude that area containing 329 square metres on Office of Titles Plan 19616 and of its area being reduced to 3988 square metres accordingly.

Public Plan: Cunderdin NW (25). Great Eastern Highway near Cunderdin

Local Authority—Shire of Cunderdin.

DOLA File 3816/989.

Reserve No 9445 (Kojonup District) "Water" to comprise Location 9328 on Land Administration Diagram 24421 and of its area remaining unaltered.

Public Plan: Nyabing NE (25). Nyabing Pingrup Road.

Local Authority—Shire of Kent.

DOLA File 6586/914.

Reserve No 11331 (Kojonup District) "Water" to comprise Location 9326 as surveyed and shown bordered red on Land Administration Diagram 92931 and of its area being increased to 23.8877 hectares accordingly.

Public Plan: Coyrecup NE (25). Warren Road.

Local Authority—Shire of Kent.

DOLA File 6010/910.

Reserve No 13046 (Avon District) "Water" to comprise Location 29187 on Land Administration Diagram 26422 and of its area remaining unaltered.

Public Plan: Brookton NE (25). Fulwood Road.

Local Authority—Shire of Brookton.

DOLA File 3707/914V2.

Reserve No 15867 (Dalwallinu Lots 104, 537 and 543) "Water" to exclude that portion surveyed and shown coloured mid brown on Land Administration Diagram 92413 and of its area being reduced to 53.6561 hectares accordingly.

Public Plan: BH39 (2) 20.11. Ellis Street.

Local Authority—Shire of Dalwallinu.

DOLA File 1176/929.

Reserve No 20127 (at Geraldton) "Recreation" to exclude that portion as surveyed and shown bordered red on Land Administration Diagram 92622 and of its area being reduced to about 17.6614 hectares accordingly.

Public Plan: BE43 (2) 15.18, 15.19 and 15.20. Kempton Street.

Local Authority—City of Geraldton.

DOLA File 2821/996.

Reserve No 20234 (at Gibson) "Fire Brigade Purposes" to comprise Lot 130 as surveyed and shown bordered red on Land Administration Plan 18377 in lieu of Lot 5 and of its area being increased to 1794 square metres accordingly.

Public Plan: CG29 (2) 11.36. Doust and Reynolds Streets.

Local Authority—Shire of Esperance.

DOLA File 3041/917.

Reserve No 21709 (Dampier District) "Water" to comprise Location 51 as shown delineated and bordered red on Land Administration Reserve Diagram 1398 and of its area remaining unaltered.

Public Plan—Broome (250) Barred Creek Road.

Local Authority—Shire of Broome.

DOLA File 6709/902.

Reserve No 21837 (at Kalgoorlie) "Recreation" to comprise Lot 4942 as surveyed and shown bordered red on Land Administration Diagram 92922 in lieu of Lot 1278 on of its area being increased to 4752 square metres accordingly.

Public Plan: CF37 (2) 29.38. Brookman Street and Outridge Terrace.

Local Authority—City of Kalgoorlie-Boulder.

DOLA File 3237/990.

Reserve No 22115 (at Geraldton) "Excepted from Sale" to comprise Lot 3018 as surveyed and shown bordered red on Land Administration Diagram 92490 in lieu of Lot 913 and of its area being reduced to 3336 square metres accordingly.

Public Plan: BE43 (2) 15.14. Wells Street.

Local Authority—City of Geraldton.

DOLA File 4009/940V2.

Reserve No 22223 (Swan District) "Recreation" to comprise Locations 11396, 11549, 11550 and 11551 as shown delineated and bordered red on Land Administration Reserve Plan 447 and of its area being reduced to about 96.5360 hectares accordingly.

Public Plan: Mindarra SW (25) Beermullah Lake Road.

Local Authority—Shire of Gingin

DOLA File 1231/947v8.

Reserve No 22698 (Albany Lots 982 and 1419) "Recreation and Associated Business Purposes" to—

i) include Lot 1448 on Land Administration Diagram 92973 and

ii) exclude that portion containing 281 square metres shown coloured mid brown on diagram and of its area being increased to 23.7243 hectares accordingly.

Public Plan: BK26 (2) 14.07. Mermaid Avenue.

Local Authority—Town of Albany.

DOLA File 1191/955V2.

Reserve No 24680 (Geraldton Lots 1477 and 1478) "Water Supply" to include Lot 3019 as surveyed and shown bordered red on Land Administration Diagram 92490 and of its area being increased to 1.2229 hectares accordingly.

Public Plan: BE43 (2) 15.14. Brede and Wells Streets.

Local Authority—City of Geraldton.

DOLA File 482/960.

Reserve No 26075 (Eneabba Lots 75 and 371) "Water Supply" to exclude that portion of Lot 75 now comprised in Lot 396 as surveyed and shown bordered red on Land Administration Diagram 91804 and of its area being reduced to 39.9124 hectares accordingly.

Public Plans: BF40 (2) 16.20 and Pt 16.21, (10) Pts 3.4, 3.5, 4.4 and 4.5. Mineral Sands Road.

Local Authority—Shire of Carnamah.

DOLA File 2739/952RD.

Reserve No 26670 (at Morawa) "Government Requirements-Main Roads Department" to comprise Lot 449 as surveyed and shown bordered red on Land Administration Diagram 92804 in lieu of Lot 272 and of its area being reduced to 6633 square metres accordingly.

Public Plan: BG42 (2) 20.08. Valentine Street.

Local Authority—Shire of Morawa.

DOLA File 2058/960.

Reserve No 26849 (at Kununurra) "Court House Site" to comprise Lot 2445 on Land Administration Diagram 92816 in lieu of Lot 203 and of its area being increased to 4173 square metres accordingly.

Public Plan: DH79 (2) 23.16. Messmate and Coolibah Drives.

Local Authority—Shire of Wyndham-East Kimberley.

DOLA File 3310/962.

Reserve No 27292 (Sussex District) "Public Recreation" to comprise Broad Water Suburban Lots 40 and 41 on Land Administration Diagram 92669 in lieu of Location 4394, and Lot 43 (formerly Lot 134 on Plan 19400) and of its area being increased to 7428 square metres accordingly.

Public Plans: BF29 (2) 20.34 and 20.35. Harnett Street and Bussell Highway.

Local Authority—Shire of Busselton.

DOLA File 1295/960V2.

Reserve No 27318 (Esperance Lots 874 and 915) "Recreation" to exclude that portion containing 2312 square metres now comprised in Lot 921 as surveyed and shown bordered red on Land Administration Diagram 91740 and of its area being reduced to 17.0360 hectares accordingly.

Public Plans: CG29 (2) 16.12, 16.13, 17.13, 17.14, 17.15, 17.16 and 18.16. The Esplanade.

Local Authority—Shire of Esperance.

DOLA File 1902/967v4.

Reserve No 30601 (Wellington Location 5072) "Recreation" to exclude that portion now comprised in Bunbury Lot 768 as surveyed and shown bordered red on Land Administration Diagram 92480 and of its area being reduced to 125.0041 hectares accordingly.

Public Plan: BG30 (2) 1.28. Parade Road.

Local Authority—City of Bunbury.

DOLA File 1862/970.

Reserve No 31519 (Kelmescott Lot 220) "School Site" to exclude those portions now included in Kelmescott Lot 261 and the land shown coloured mid brown on Land Administration Diagram 92690 and of its area being reduced 3.9970 hectares accordingly.

Public Plan: BG 34 (2) 23.07 Connell Avenue

Local Authority—City of Armadale.

DOLA File 646/970

Reserve No 32219 (at Armadale) "Public Recreation" to comprise of Armadale Lots 25, 26 and 27 in lieu of Cockburn Sound Location 2280 and of its area remaining unaltered.

Public Plan: BG 34 (2) 23.03 Carradine Road

Local Authority—City of Armadale

DOLA File 2264/976.

Reserve No 34673 (Wellington Location 5221) "Sewerage Pumping Station Site" to include Bunbury Lot 768 as shown surveyed and bordered red on Land Administration Diagram 92480 and of its area being increased to 4728 square metres accordingly.

Public Plan: BG30 (2) 1.28. Parade Road

Local Authority—City of Bunbury.

DOLA File 3592/978V2.

Reserve No 35935 (Victoria Location 11343) "Public Recreation" to include Locations 12120 and 12121 (formerly Lots 377 and 376 respectively on Plan 20728) and of its area being increased to 12.7301 hectares accordingly.

Public Plan: BE43 (2) 17.06. Rother Road.

Local Authority—Shire of Greenough.

DOLA File 3421/978.

Reserve No 36262 (Quindalup Lot 27) "Public Recreation" to include Lots 33, 34 and 40 (formerly Lots 22 on Diagram 66564, 57 on Diagram 75200 and 58 on Diagram 86767) and of its area being increased to 6741 square metres accordingly.

Public Plans: BF29 (2) 12.37, 12.38, 13.37 and 13.38. Geographe Close.

Local Authority—Shire of Busselton.

DOLA File 2325/985.

Reserve No 39317 (at Gibson) "Water Supply" to comprise Lot 129 as surveyed and shown bordered red on Land Administration Plan 18377 in lieu of Lots 6 and 7 and of its area being increased to 3635 square metres accordingly.

Public Plan: CG29 (2) 11.36. Doust and Reynolds Streets.

Local Authority—Shire of Esperance.

DOLA File 993/985V2

Reserve No 39689 (Margaret River Lots 204 and 221) "Park and Recreation" to exclude that portion of Lot 204 now comprised in Lot 261 as surveyed and shown bordered red on Land Administration Diagram 92821 and of its area being reduced to 26.1049 hectares accordingly.

Public Plans: BF29 (2) 09.01 and 09.02. Railway Terrace and Wallcliffe Road.

Local Authority—Shire of Augusta-Margaret River.

DOLA File 552/994

Reserve No 43365 (Cockburn Sound Location 4105) "Public Recreation" to include Location 4241 (formerly Lot 58 on Plan 20794) and of its area being increased to 3018 square metres accordingly.

Public Plan: BG 34 (2) 10.09 Phoenix Road.

Local Authority—City of Cockburn.



**LA901\*****LAND ACT 1933****CHANGE OF PURPOSE OF RESERVES**

Made by His Excellency the Governor under Section 37.

The purpose of the following reserves have been changed.

DOLA File 2376/976.

Reserve No 1196 (Teano Location 31) being changed from "Water and stopping place" to "Water".

Public Plan: Robinson Range (250). Gascoyne River.

Local Authority—Shire of Meekatharra.

DOLA File 2375/976.

Reserve No 1197 (Teano Location 32) being changed from "Water and stopping place" to "Water".

Public Plan: Peak Hill (250). Gascoyne River.

Local Authority—Shire of Meekatharra.

DOLA File 2374/976.

Reserve No 1198 (Teano Location 34) being changed from "Water and stopping place" to "Water".

Public Plan: Peak Hill (250). Gascoyne River.

Local Authority—Shire of Meekatharra.

DOLA File 10054/903.

Reserve No 8900 (Murray Location 1810) being changed from "Recreation" to "Jetty Facilities, Parking and Boat Hire".

Public Plan: BG 32 (2) 12.34. Pinjarrah Road.

Local Authority—Shire of Murray.

DOLA File 6586/914.

Reserve No 11331 (Kojonup Location 9326) being changed from "Water" to "Landscape Protection".

Public Plan: Coyrecup NE (25) Warren Road.

Local Authority—Shire of Kent.

DOLA File 9223/905

Reserve No 14300 (Williams Locations 6245 and 11397) being changed from "Timber (State Forest)" to "Conservation of Flora and Fauna".

Public Plan: Narrogin SW (25) Bradford Road.

Local Authority—Shire of Narrogin.

Reserve 14300 is automatically vested in the National Parks and Nature Conservation Authority pursuant to Section 7 CALM Act 1984.

DOLA File 346/921.

Reserve No 18395 (Bungulla Lot 51) being changed from "School Site" to "Historic Site—School"

Public Plan: Bungulla TS. Bungulla North Road.

Local Authority—Shire of Tammin.

DOLA File 3237/990.

Reserve No 22115 (Geraldton Lot 3018) being changed from "Excepted from Sale" to "Municipal Purposes".

Public Plan: BE43 (2) 15.14. Wells Street.

Local Authority—City of Geraldton.

DOLA File 4009/940V2.

Reserve No 22223 (Swan Locations 11396, 11549, 11550 and 11551) being changed from "Recreation" to "Conservation and Recreation".

Public Plan: Mindarra SW (25) Beermullah Lake Road.

Local Authority—Shire of Gingin.

DOLA File 2058/960.

Reserve No 26849 (Kununurra Lot 2445) being changed from "Court House Site" to "Police and Court House Site".

Public Plan: DH79 (2) 23.16. Messmate and Coolibah Drives

Local Authority—Shire of Wyndham-East Kimberley.

DOLA File 3041/917.

Reserve No 21709 (Dampier Location 51) being changed from "Water" to "Camping Site".

Public Plan: Broome (250) Barred Creek Road.

Local Authority—Shire of Broome.

A. A. SKINNER, Chief Executive.

**LB201\*****LAND ACT 1933****CANCELLATION OF RESERVES**

Made by His Excellency the Governor under Section 37.

The following reserves have been cancelled.

DOLA File 8913/896RD.

Reserve No 3591 (at Black Flag) "Racecourse."

Public Plan: 71/80.

Local Authority—City of Kalgoorlie-Boulder.

DOLA File 4388/897V2.

Reserve No 4091 (Kalgoorlie Lot 468) "Recreation."

Public Plan: CF37 (2) 29.38. Croesus Street and Outridge Terrace.

Local Authority—City of Kalgoorlie-Boulder.

DOLA File 1754/912.

Reserve No 14359 (Avon Location 19972) "School Site"

Public Plan: Burran Rock. Beurteaux Road.

Local Authority—Shire of Nungarin.

DOLA File 1654/913v2.

Reserve No 15297 (Collie Burn Lot 403) "Schoolsite"

Public Plan: Collie Cardiff Townsite. Bowers Street.

Local Authority—Shire of Collie.

DOLA File 4870/913.

Reserve No 15606 (Danberrin Lot 5) "Church Site (Congregational)"

Public Plan: Burran Rock. Beurteaux Road.

Local Authority—Shire of Nungarin.

DOLA File 510/916.

Reserve No 16371 (Burbidge Lot 44) "Workers Hall"

Public Plan: Burbidge TS. McDonnell Street.

Local Authority—Shire of Yilgarn.

DOLA File 1697/927.

Reserve No 19604 (Kojonup District) "Recreation"

Public Plan: Coyrecup NE (25). Warren Road.

Local Authority—Shire of Kent.

DOLA File 2043/988.

Reserve No 26850 (Kununurra Lot 202) "Police".

Public Plan: DH79 (2) 23.16. Messmate and Coolibah Drives.

Local Authority—Shire of Wyndham-East Kimberley.

DOLA File 3502/963

Reserve No 27291 (Swan Location 7829) "Use and Requirements of the City of Belmont"

Public Plans: BG 34 (2) 18.23 and 18.24 Gabriel Street

DOLA File 3497/989.

Reserve No 37514 (Dowerin Lot 281) "Housing (G.E.H.A.)".

Public Plan: Dowerin Townsite. Memorial Avenue.

Local Authority—Shire of Dowerin.

DOLA File 1415/970v2.

Reserve No 39378 (Wyndham Lot 1319) "Power Station Site".

Public Plan: Wyndham SW (25). Brooking Street.

Local Authority—Shire of Wyndham-East Kimberley.

DOLA File 447/996.

Reserve No 44097 (Cockburn Sound Location 4210) "Use and Requirements of the Minister for Works".

Public Plan: BG33 (2) 06.01. Forrest Street.

Local Authority—City of Mandurah.

DOLA File 2192/990.

Reserve No 44420 (Corrigin Lot 119) "Use and Requirements for Shire of Corrigin".

Public Plans: BK33 (2) 12.33 and 12.34. Goyder Street.

Local Authority—Shire of Corrigin.

DOLA File 1067/996

Reserve No 44504 (Wyndham Lot 932) "Use and Requirements of the Government Employees Housing Authority".

Public Plan: DG80 (2) 22.08 Dulverton Street.

Local Authority—Shire of Wyndham-East Kimberley.

DOLA File 550/991

Reserve No 44637 (Fitzroy Crossing Lot 287) "Use and Requirements of the Government Employees Housing Authority".

Public Plan: CN 72 (2) 10.27 McLarty Road.

Local Authority—Shire of Derby-West Kimberley.

A. A. SKINNER, Chief Executive.

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**LB301\***

**LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

**SALE OF LAND**

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

**LAND**

File No. 469-983

Swan Location 10397 comprising Reserve 38177 as is shown on DOLA Diagram 62559.

File No. 1399-990

Esperance Lot 887 comprising Reserve 19705 as is shown on DOLA Diagram 89603.

File No. 2615-996

Portion of Leschenault Location 26 and being Lot 1 on Diagram 14567 and being the whole of the land comprised in Certificate of Title Volume 1167 Folio 53.

File No. 2616-996

Portion of Wellington Location 41 and being Lot 164 on Plan 13790 and being the whole of the land comprised in Certificate of Title Volume 1618 Folio 969.

File No. 2617-996

Portion of Wellington Location 41 and being Lot 260 on Plan 11949 and being the whole of the Land comprised in Certificate of Title Volume 1463 Folio 30.

File No. 2618-996

Portion of Leschenault Location 26 and being Lot 36 on Diagram 50414 and being the whole of the Land held in Certificate of Title Volume 1443 Folio 951.

File No. 2619-996

Portion of Wellington Location 41 and being Lot 43 on Diagram 52823 and being the whole of the land comprised in Certificate of Title Volume 1477 Folio 574.

Dated this 11th day of February 1997.

A. A. SKINNER, Chief Executive.

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**LB302\***

**LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

**SALE OF LAND**

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

**LAND**

File No: 2467-996

Portion of Wellington Location 494 and being Lot 185 on Plan 6110 and being part of the land comprised in Certificate of Title Volume 1272 Folio 392.

File No: 2614-996

Portion of Wellington Location 290 and being Lot 149 on Plan 12253 and being the whole of the land comprised in Certificate of Title Volume 1489 Folio 523.

File No: 3433/917

Kojonup Location 8983, held as part of Reserve 21786 as is shown on LTO Diagram 17679.

File No: 3433/917

Notice is hereby given that His Excellency the Governor has approved under Section 29B(1)(a)(i) of the Land Acquisition and Public Works Act 1902 of the sale by public auction or private contract of the land hereinafter described, which was compulsorily taken or resumed under the Act for a public work,

namely Glenorchy School and has been used for that public work for a period of ten years or more and being no longer required for that work.

Kojonup Location 8515, held as part of Reserve as is shown on LTO Diagram 10364.

Dated this 11th day of February 1997.

A. A. SKINNER, Chief Executive.

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**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 portion of land specified in the Schedule is now declared to be absolutely dedicated as a public street.

**SCHEDULE**

City of Gosnells (DOLA File No. 463/1996) Road No. 18935. (Hinkler Street) (Road Widening).

All that land comprising 64 square metres shown coloured mid brown the subject of Crown Diagram 92961.

Public Plans: BG34(2) 21.15 and 21.16.

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

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**LB402\***

**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 is now declared to be closed.

**SCHEDULE**

1. City of Rockingham (DOLA File No. 1612/991; Closure No. R226).

All that portion of Port Kennedy Drive now comprised in Office of Titles Plan 20528.

Public Plan: BG33(10) 2.4, (2) 7.18.

2. City of Stirling (DOLA File No. 2172/992; Closure No. S492).

All that portion of Williamson Way now comprised in Trigg Lot 16 as shown on Crown Survey Diagram 92733.

Public Plan: BG34(2) 07.34.

3. Shire of Swan (DOLA File No. 1803/995; Closure No. S491).

All that portion of Malaga Road (Road No. 5805) situate southward of a southern side of Beringarra Avenue (Road No. 18923) extending along the western boundary of portion of Swan Location L and being Lot 88 on Diagram 71503 to its terminus at the southwestern corner of the said lot.

Public Plan: BG34(2) 15.34.

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

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**LOCAL GOVERNMENT**

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**LG301**

**LOCAL GOVERNMENT ACT 1995**

*Town of Vincent*

**TOWN OF VINCENT PARKING FACILITIES LOCAL LAW**

Amendment

In pursuance of the powers conferred upon it by Section 3.12 of the Local Government Act 1995, the above-mentioned Local Law and all other powers enabling it, the Council of the Municipality of the Town of Vincent hereby records having resolved on 10 February 1997

to make and submit for confirmation by the Governor the following amendments to the Town of Vincent Parking Facilities Local Law published in the *Government Gazette* on 30 December 1994.

That the Third Schedule relating to Parking Stations—Descriptions, Period and Fees be amended by the deletion of the contents of the existing Third Schedule and the inclusion of a new Third Schedule as follows—

- (a) by inserting in column 1, "Frame Court Parking Station, situated between Frame Court and Oxford Street, Leederville"  
by inserting in column 2, "Monday to Friday, 8.00am to 8.00pm and Saturday 8.00am to 12 noon"  
by inserting in column 3, "Not applicable"  
by inserting in column 4, "From 8.00am to 8.00pm Monday to Friday and 8.00am to 12 noon Saturday—50 cents per hour to a maximum of \$3.00"  
by inserting in column 5, "Not applicable"  
by inserting in column 6, "Not applicable"
- (b) by inserting in column 1, "Frame Court Parking Station, situated between Frame Court and Oxford Street, Leederville"  
by inserting in column 2, "8.00pm to 8.00am Monday to Sunday inclusive"  
by inserting in column 3, "Not applicable"  
by inserting in column 4, "From 8.00pm to 8.00am the next day, Night Parking Fee of 40 cents per hour to a maximum of \$2.00"  
by inserting in column 5, "Not applicable"  
by inserting in column 6, "Not applicable"
- (c) by inserting in column 1, "Brisbane Street Parking Station, situated in the area bounded by Greenway Street, Beaufort Street and Brisbane Street, Highgate"  
by inserting in column 2, "Monday to Friday, 8.00am to 8.00pm and Saturday 8.00am to 12 noon"  
by inserting in column 3, "Not applicable"  
by inserting in column 4, "From 8.00am to 8.00pm Monday to Friday and 8.00am to 12 noon Saturday—40 cents per hour to a maximum payment of \$2.00"  
by inserting in column 5, "Not applicable"  
by inserting in column 6, "Not applicable"
- (d) by inserting in column 1, "Brisbane Street Parking Station, situated in the area bounded by Greenway Street, Beaufort Street and Brisbane Street, Highgate"  
by inserting in column 2, "8.00pm to 8.00am Monday to Sunday inclusive"  
by inserting in column 3, "Not applicable"  
by inserting in column 4, "From 8.00pm to 8.00am the next day, Night Parking Fee of 40 cents per hour to a maximum of \$2.00"  
by inserting in column 5, "Not applicable"  
by inserting in column 6, "Not applicable"
- (e) by inserting in column 1, "That portion of The Avenue Parking Station situated in the area bounded by Aberdeen Street and Vincent Street, Leederville, shown at Appendix A attached to this schedule as long term parking area"  
by inserting in column 2, "Monday to Friday 8.00am to 8.00pm and Saturday 8.00am to 12 noon"  
by inserting in column 3, "Not applicable"  
by inserting in column 4, "From 8.00am to 8.00pm Monday to Friday and 8.00am to 12.00 noon Saturday—50 cents per hour to a maximum of \$3.00"  
by inserting in column 5, "Not applicable"  
by inserting in column 6, "Not applicable"
- (f) by inserting in column 1, "The Avenue Parking Station, situated in the area bounded by Aberdeen Street and Vincent Street, Leederville"  
by inserting in column 2, "8.00pm to 8.00am Monday to Sunday inclusive"  
by inserting in column 3, "Not applicable"  
by inserting in column 4, "From 8.00pm to 8.00am the next day, Night Parking Fee of 40 cents per hour to a maximum of \$2.00"  
by inserting in column 5, "Not applicable"  
by inserting in column 6, "Not applicable"
- (g) by inserting in column 1, "That portion of land, seven metres wide, on the west side of Raglan Road Parking Station adjacent to the Right of Way, as shown at Appendix B attached to this schedule"  
by inserting in column 2, "Monday to Friday, 8.00am to 8.00pm and Saturday 8.00am to 12 noon"  
by inserting in column 3, "Not applicable"  
by inserting in column 4, "From 8.00am to 8.00pm Monday to Friday and 8.00am to 12 noon Saturday—50 cents per hour to a maximum of \$3.00"

- by inserting in column 5, the words "Not applicable"  
 by inserting in column 6, the words "Not applicable"; and  
 (h) by inserting in column 1, "That portion of Chelmsford Road Parking Station, situated in the area bounded by Grosvenor Road and Chelmsford Road, Mount Lawley, shown at Appendix C attached to this schedule"  
 by inserting in column 2, "Monday to Friday, 8.00am to 8.00pm and Saturday 8.00am to 12 noon"  
 by inserting in column 3, "Not applicable"  
 by inserting in column 4, "From 8.00am to 8.00pm Monday to Friday and 8.00am to 12 noon Saturday—50 cents per hour to a maximum of \$3.00"  
 by inserting in column 5, "Not applicable"  
 by inserting in column 6, "Not applicable"

JOHN GIORGI, Chief Executive Officer.

#### LG401

### LOCAL GOVERNMENT ACT 1995

*Shire of Gnowangerup*

CHIEF EXECUTIVE OFFICER

It is notified for public information that Franco Basso Ludovico has been appointed as the Chief Executive Officer of the Gnowangerup Shire Council, effective from the 29th January 1997.

J. P. SAVAGE, JP, Shire President.

#### LG402

### LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960

*City of Stirling*

CLOSURE OF PRIVATE STREET

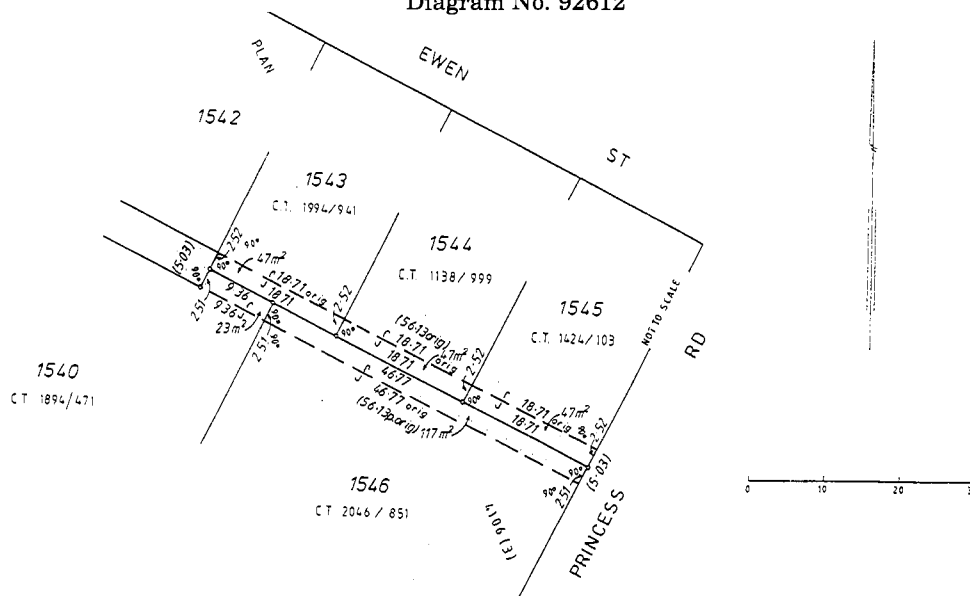
Department of Local Government  
 Perth 21 February 1997.

LG: ST4-12

It is hereby notified for public information that His Excellency the Governor has approved under section 297A of the *Local Government (Miscellaneous Provisions) Act, 1960*, the resolution passed by the City of Stirling that portion of the private street which is described as being portion of Swan Location 1296, portion of the land coloured brown on Plan 4106 and being part of the land contained in Certificate of Title Vol 49 Fol 386A be closed, and the land contained therein be amalgamated with the adjoining Lot 1540 Paramatta Road, and Lot 1546 Princess Road, and Lots 1543, 1544 and 1545 Ewen Street, Doubleview, as shown in the Schedule hereunder.

JOHN LYNCH, Executive Director, Department of Local Government.

Schedule  
 Diagram No. 92612



**LG403****TOWN OF EAST FREMANTLE**

Notice is hereby given for public information the following authorisations.

**1. Local Government Act 1995**

Pursuant to Section 9.10(1) the following persons have been appointed as "authorised person" for the purposes of the section appearing after their name.

Name	Section	
Gregory Sinclair	9.16	(issuing an infringement notice)
Frank Lohf	9.16	(issuing an infringement notice)
Katherine Stewart	9.16	(issuing an infringement notice)
Andrea Smith	9.16	(issuing an infringement notice)
Vic Andrich	9.19	(extension of time to pay)
Laurie Vicary	9.20	(withdrawal of infringement notice)
Janine May	9.17	(receive payment of modified penalty)
Laila Jha	9.17	(receive payment of modified penalty)
Ann Sedunary	9.17	(receive payment of modified penalty)
Holder of position of Receptionist/Clerk	9.17	(receive payment of modified penalty)

**2. Dog Act & Regulations**

Greg Sinclair	—	Authorised Officer
Frank Lohf	—	Authorised Officer
Katherine Stewart	—	Authorised Officer
Andrea Smith	—	Authorised Officer
Ann Sedunary	—	Registration Officer
Laila Jha	—	Registration Officer
Holder of position of Receptionist/Clerk	—	Registration Officer

**3. Bush Fire Act 1954; Litter Act 1979; East Fremantle Parking Facilities By-law; Uniform Parking By-laws relating to the Disabled Persons 1988; All Council Local Laws**

Greg Sinclair	—	Authorised Officer
Frank Lohf	—	Authorised Officer
Katherine Stewart	—	Authorised Officer
Andrea Smith	—	Authorised Officer

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**MINERALS AND ENERGY**


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**MN401****MINING ACT 1978**

Department of Minerals and Energy,  
East Perth WA 6000.

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

NORMAN MOORE, Minister for Mines.

Number	Holder	Mineral Field
<b>EXPLORATION LICENCES</b>		
04/897	Central Kimberley Diamonds Pty Ltd	West Kimberley
04/898	Australian Consolidated Diamonds Pty Ltd	West Kimberley
69/1064	Glendower Resources Pty Ltd	Warburton
70/1553	Blackburn, Geoffrey Vernell; Clemen, Alexander	South West
<b>MINING LEASE</b>		
74/42	Crocker, John Allan Hector Munro; Harding, Cyril Joseph; Ridley, Wayne Thomas	Phillips River

**MN402****MINING ACT 1978**

Department of Minerals and Energy,  
Perth WA 6000.

I hereby declare in accordance with the provisions of section 96A(1) of the Mining Act 1978 that the undermentioned mining tenement is forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions.

NORMAN MOORE, Minister for Mines.

Number	Holder	Mineral Field
		<b>EXPLORATION LICENCE</b>
28/525	Majestic Resources NL	North East Coolgardie

**MN403****MINING ACT 1978**

Department of Minerals and Energy,  
Perth WA 6000.

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

NORMAN MOORE, Minister for Mines.

<b>DUNDAS MINERAL FIELD</b>	
Gold Mining Lease 63/2319	Australis Mining NL A.U.R. NL Leeder, Stanley Frederick

**MN404****MINING ACT 1978**

Department of Minerals and Energy,  
Perth WA 6000.

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

NORMAN MOORE, Minister for Mines.

<b>PILBARA MINERAL FIELD</b>
Exploration Licence 45/1539—Anthony Edwin Hart

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**PLANNING**


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**PD401\*****TOWN PLANNING AND DEVELOPMENT ACT 1928****TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION**

*City of Belmont*

Town Planning Scheme No. 11—Amendment No. 95

Ref: 853/2/15/10, Pt 95.

Notice is hereby given that the local government of the City of Belmont has prepared the abovementioned scheme amendment for the purpose of including in the Scheme Text a new Clause 5.19 and provisions relating to heritage conservation and preservation.



Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 215 Wright Street, Cloverdale and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including April 4, 1997.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before April 4, 1997.

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

N. HARTLEY, A/Chief Executive Officer.

**PD402\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

**TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION**

*City of Belmont*

Town Planning Scheme No. 11—Amendment No. 104

Ref: 853/2/15/10, Pt 104.

Notice is hereby given that the local government of the City of Belmont has prepared the abovementioned scheme amendment for the purpose of adding a clause to the Scheme Text to ensure that development in the Town Centre Zone is in accordance with an adopted plan and modifying the Zoning Table to designate "Showroom" and "Service Station" as X uses in the Town Centre and designate all Town Centre Zone "P" and "SA" uses "AA".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 214 Wright Street, Cloverdale and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including April 4, 1997.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before April 4, 1997.

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

B. R. GENONI, Chief Executive Officer.

**PD405\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

**TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION**

*City of Rockingham*

Town Planning Scheme No. 1—Amendment No. 279

Ref: 853/2/28/1, Pt 279.

Notice is hereby given that the local government of the City of Rockingham has prepared the abovementioned scheme amendment for the purpose of:

1. rezoning portion of Lots 15 and 16 Dampier Drive, Golden Bay, from Special Rural Zone to Special Residential Zone.
2. Modifying table IV of Council's Scheme Text: "Special Rural Zones—Provisions Relating to specified Areas; Amendment 256 Area, Column (a) Locality"
3. modifying Table VIII of Council's Scheme Text: "Special Residential Zones—Provisions Relating to Specified Areas; No. 2—Golden Bay, Column (a) Locality"
4. modifying the Subdivision Guide Plan for the Amendment 256 Area, certified by the Town Clerk on 29/8/1996, in accordance with the Subdivision Guide Plan accompanying the documentation for Amendment 279; thereby facilitating the special residential subdivision of portion of Lots 15 and 16.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Civic Boulevard, Rockingham and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including April 4, 1997.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before April 4, 1997.

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

G. G. HOLLAND, Chief Executive Officer.

**PD403\*****TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION***City of Canning*

Town Planning Scheme No. 40—Amendment No. 61

Ref: 853/2/16/44, Pt 61.

Notice is hereby given that the local government of the City of Canning has prepared the abovementioned scheme amendment for the purpose of rezoning 1240-1250 Albany Highway (Lots Pt 6, Pt 5, Pt 4, Pt 3, Pt 2 and Pt 1) and 30 Hamilton Street (Lot 9), Cannington, from "Residential R17.5/R40" to "Highway Commercial".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 1317 Albany Highway, Cannington and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including April 4, 1997.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before April 4, 1997.

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

A. TORRANCE, A/Chief Executive Officer.

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

Town Planning Scheme No. 3—Amendment No. 152

Ref: 853/5/4/5, Pt 152.

Notice is hereby given that the local government of the Shire of Albany has prepared the abovementioned scheme amendment for the purpose of rezoning Lots 73 and 74 of Location 377 and Lot 1 of Location 390, Gladville Road, McKail from the Rural zone to the Special Residential zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Mercer Road, Albany and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including April 4, 1997.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before April 4, 1997.

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

R. GERAGHTY, Chief Executive Officer.

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

Town Planning Scheme No. 5—Amendment No. 412

Ref: 853/6/6/6, Pt 412.

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

1. modifying Appendix V of the Scheme Text specifically relating to Proposed Lot 500 being a portion of Lot 17 West Street, Busselton, by deleting the Restricted Use zone permitting "Single Residential, Group Residential, and Recreation & Drainage" uses and adding a new Restricted Use entry permitting the uses to facilitate a "Car Sales Premises".
2. deleting the "Residential Development Area" from within Proposed Lot 500.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Southern Drive, Busselton and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including April 4, 1997.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before April 4, 1997.

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

M. SWIFT, A/Chief Executive Officer.

PD404\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT  
*City of Gosnells*

Town Planning Scheme No. 1—Amendment No. 461

Ref: 853/2/25/1, Pt 461.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the City of Gosnells Town Planning Scheme Amendment on February 11, 1997 for the purpose of rezoning Lot 9 Canning Location 12 Phiel Court, Kenwick from "Residential A(R17.5)" to "Residential B (R30)" on the Scheme Maps.

N. J. SMITH, Mayor.  
G. WHITELEY, Chief Executive Officer.

PD408\*

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

Town Planning Scheme No. 5—Amendment No. 46

Ref: 853/3/4/5, Pt 46.

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

1. rezoning Locations M2083, M1591 and Part Loc M1471, Blue Plains Road, Chittering, from Rural 1—Landscape Protection Zone to Special Rural Zone.
2. adding to Schedule 5—Special Rural Zones provisions relating to the development criteria for this land.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Great Northern Highway, Bindoon and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including April 4, 1997.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before April 4, 1997.

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

R. P. HOOPER, Chief Executive Officer.

PD409\*

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

Town Planning Scheme No. 5—Amendment No. 48

Ref: 853/3/4/5, Pt 48.

Notice is hereby given that the local government of the Shire of Chittering has prepared the abovementioned scheme amendment for the purpose of rezoning Part Lot M1921, Reserve Road, Muchea, from Rural 2 Zone—General Farming to Rural 1 Zone—Landscape Protection.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Great Northern Highway, Bindoon and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including April 4, 1997.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before April 4, 1997.

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

R. P. HOOPER, Chief Executive Officer.

## PD410

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

## ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*Shire of Jerramungup*

## Town Planning Scheme No. 1—Amendment No. 6

Ref: 853/5/19/1, Pt 6 Vol. 2.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of Jerramungup Town Planning Scheme Amendment on February 3, 1997 for the purpose of:

- a) Rezoning of portion of Lots 109 and 110 between Mary Street and Bremer Road, Bremer Bay, from 'Rural' to 'Rural Residential' and Local Reserve 'Recreation' in accordance with the Scheme Amendment Map.
- b) i) Adding a new Rural Residential Zone to Schedule VI

**SCHEDULE VI—RURAL RESIDENTIAL ZONE—PROVISIONS FOR SPECIFIED AREAS**

Rural Residential Zone No 2—Portion Lots 109 and 110, Bremer Bay Road, Bremer Bay.

**PROVISIONS**

**1.0 Subdivision Guide Plan**

Subdivision of Rural Residential Zone No 2 is to be generally in accordance with the plan entitled "Subdivision Guide Plan—Rural Residential Zone No 2", as signed by the Shire Clerk.

**2.0 Minimum Lot Size and Setbacks**

2.1 Minimum lot sizes shall be as shown on the plan entitled "Subdivision Guide Plan—Rural Residential Zone No 2".

2.2 Minimum setbacks for building envelopes shall be 20 metres from road frontages and 15 metres from all other boundaries.

**3.0 Objective**

The objective of Rural Residential Zone No 2 is to create rural-residential retreats in an area where the protection of underground water sources require protection from urban development. Restricting uses, and development generally, within the zone will minimise the opportunity for pollutants to enter the underground water courses.

**4.0 Keeping of Stock and Intensive Agriculture**

4.1 The keeping of stock animals shall not be permitted.

4.2 Intensive agricultural pursuits shall not be permitted.

4.3 The keeping of horse(s) shall not be permitted.

**5.0 Building Envelopes**

5.1 All buildings on a lot shall be erected within the Building Envelope defined on the Subdivision Guide Plan. Notwithstanding this requirement:

(a) The Council may permit a variation of the Building Envelope if it is shown to the satisfaction of the Council that the proposed location of the Building Envelope will not be detrimental to the landscape or the environment.

(b) Building Envelopes as shown on the Subdivision Guide Plan shall be delineated on-site by landowners and approved by the Council prior to the commencement of any clearing whatsoever and the Council may require an alternative Building Envelope if it considers the Envelope delineated would be detrimental to the landscape or environment.

5.2 Building Envelopes shall satisfy the following requirements:

(a) Building Envelopes shall not exceed ten per cent (10%) of the lot area, or 3,000 square metres, whichever is the lesser.

(b) Building Envelopes shall be located having regard for the suitability of the soil for effluent disposal, wind protection and the objective to minimise erosion and the visual prominence of buildings.

**6.0 Landscape Protection**

6.1 Non reflective colours and materials sympathetic with the landscape, to the satisfaction of the Council, shall be used on the external roofs and external walls of all buildings.

6.2 Driveways shall be located and constructed to the satisfaction of the Council having regard for the objective to minimise drainage and runoff southwards towards the bore well heads.

**7.0 Landscaping Provisions**

7.1 Within each rural-residential lot, no indigenous trees or vegetation shall be felled or removed except where:

(a) the trees or vegetation are dead, diseased or dangerous;

(b) the vegetation is within an approved house site;

(c) the establishment of a firebreak is required under a regulation or by-law; or

- (d) a driveway is to be constructed in a location approved by the Council.
- 7.2 Removal of indigenous trees or substantial vegetation for any purposes other than the above exceptions, shall require the written consent of the Council and as a condition of granting consent, the Council may require the planting and maintenance, for a period of at least 3 years, of endemic native trees and shrubs of species and in locations approved by the Council.
- 7.3 The area delineated on the Subdivision Guide Plan for landscaping shall be planted and maintained, to the Council's satisfaction, with suitable indigenous vegetation.
- 7.4 Where vegetation is permitted to be felled or removed, the ground shall be minimally disturbed so that soil erosion is avoided.
- 8.0 Services
- 8.1 Water supply and effluent disposal for each lot are the responsibility of the lot purchaser(s).
- 8.2 Effluent disposal systems shall be located within the Building Envelope.
- 9.0 Signs
- 9.1 Prior to subdivision the subdividing owner shall erect advisory sign(s) to the satisfaction of the Council to inform future owners of the special conditions imposed on the land within Rural Residential Zone No 2.
- 9.2 No other signs shall be erected without the Council's prior written consent except for a lot and home owner identification sign no larger than 0.1 square metre in area.
- 10.0 Fences
- Boundary fences shall be constructed of post and rail type, to the Council's satisfaction.
- ii) Rezoning of portion of Lot 109 between Mary Street and Bremer Road, Bremer Bay, from 'Rural' to, 'Residential—R2', 'Light Industrial' and Local Reserve 'Recreation' in accordance with the Scheme Amendment Map.
- c) Rezoning portion of Location 1208 Mary Street, Bremer Bay, from 'Rural' to 'Light Industrial' and 'Residential—R2' in accordance with the Scheme Amendment Map.
- d) Rezoning portion of Crown Reserve 25216 Mary Street, Bremer Bay, from 'Rural' to 'Light Industrial' in accordance with the Scheme Amendment Map.
- e) Amending Sub-Clauses 5.7.3 (a) and 5.7.3 (b) by deleting 'R15' and inserting 'R30 unless otherwise stated'.

J. E. MUDIE, President.  
T. J. WILLISON, A/Chief Executive Officer.

## PD411

### TOWN PLANNING AND DEVELOPMENT ACT 1928

#### TOWN PLANNING SCHEME AMENDMENTS AVAILABLE FOR INSPECTION

##### *Shire of Murray*

##### Town Planning Scheme No. 4—Amendment Nos. 98, 99 and 116

Ref: 853/6/16/7, Pts 98, 99 and 116.

Notice is hereby given that the local government of the Shire of Murray has prepared the abovementioned scheme amendments for the purpose of:

##### AMENDMENT NO. 98

1. rezoning Pt Lot 235 Corio Road, Pinjarra, from "Rural" zone to "Farmlet" zone;
2. amending the Scheme Maps accordingly; and
3. adding to Schedule 8—"Farmlet" zone in the Scheme Text.

##### AMENDMENT NO. 99

rezoning Lot 6 and Pt Lot 64 Lloyd Avenue, Ravenswood from "Residential Development Zone" to "Caravan/Chalet Park" and "Residential R-10".

##### AMENDMENT NO. 116

rezoning Part Lot 11 (No. 656) Pinjarra Road, Barragup from "Special Rural" to "Caravan/Chalet Park" on the scheme Maps.

Plans and documents setting out and explaining the scheme amendments have been deposited at Council Offices, Pinjarra Road, Pinjarra and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including April 4, 1997.

Submissions on the scheme amendments may be made in writing on Form No. 4 and lodged with the undersigned on or before April 4, 1997.

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

D. A. McCLEMENTS, Chief Executive Officer.

**PD412**

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

*Shire of Swan*

Town Planning Scheme No. 9—Amendment No. 241

Ref: 853/2/21/10, Pt 241.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of Swan Town Planning Scheme Amendment on February 11, 1997 for the purpose of:

Locality	Street & Land Particulars	Additional or Restricted Uses and Conditions
Gidgegannup	Lot 1 Toodyay Road	1. The following uses are Additional Uses "AA" use: <ul style="list-style-type: none"> <li>• Real Estate</li> <li>• Financial Management</li> <li>• Second-hand furniture</li> <li>• Domestic Appliance Maintenance</li> <li>• Doctor</li> </ul> 2. The Additional Uses referred to in 1. (above) are restricted to the existing buildings as indicated on the site plan in the report for Amendment No. 241.

E. W. LUMSDEN, Chief Executive Officer.  
 A. C. FREWING, Executive Manager Management Services.

**PD413\***

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

*Shire of Wyndham-East Kimberley*

Town Planning Scheme No. 4—Amendment No. 36

Ref: 853/7/5/6, Pt 36.

Notice is hereby given that the local government of the Shire of Wyndham-East Kimberley has prepared the abovementioned scheme amendment for the purpose of:

1. rezoning Lot 2420 Casuarina Way, Lakeside Kununurra from 'Special Foreshore Reserve' to 'Special Site' Zone (Tourist Accommodation)
2. adding to Appendix 4—Special Sites
3. adding to Appendix 3—Interpretations a definition of Tourist Accommodation

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Coolibah Drive, Kununurra and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including April 4, 1997.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before April 4, 1997.

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

A. HAMMOND, Chief Executive Officer.

**PD414\***

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

*Town of Cambridge*

Town Planning Scheme—Amendment No. 2

Ref: 853/2/31/1, Pt 2.

Notice is hereby given that the local government of the Town of Cambridge has prepared the abovementioned scheme amendment for the purpose of including text within the Town Planning Scheme to enable Council to prepare Planning Policy under the scheme and to require Planning Approval for applications where a variation from a Planning Policy is sought.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 1 Bold Park Drive, Floreat and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including March 21, 1997.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before March 21, 1997.

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

G. D. PARTRIDGE, Chief Executive Officer.

**PD415**

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

**ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT**

*Town of Kwinana*

Town Planning Scheme No. 2—Amendment No. 43

Ref: 853/2/26/3, Pt 43.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Town of Kwinana Town Planning Scheme Amendment on February 11, 1997 for the purpose of:

1. Adding a new "Policy Area 22—Bertram" to cover the land bounded by Thomas Road, Mortimer/Bertram Road, the Freeway and the Tramway Reserve as depicted on the Scheme Amendment Plan,
2. To insert the following provisions into Part IV, Clause 4.3 of the Scheme after Area 21—Medina:

"Area 22—Bertram

Whereas Rural uses are established ranging from intensive to extensive agriculture and whereas the Bollard/Bullrush swamp has high landscape and conservation value and whereas the existing Kwinana Residential Area is established to the west and whereas a multiplicity of land holdings exist the following planning policy shall apply:

- (a) Council will support new residential and complimentary subdivision and development in accordance with a Structure Plan adopted by Council in order to co-ordinate the orderly development of the area;
  - (b) The Structure Plan for the area shall have regard to the multiplicity of landholdings, the need to accommodate regional, district and local drainage and ultimate severance of the area from the existing urban areas by the regional transit reserves;
  - (c) Subdivision for residential purposes should respond to water sensitive design criteria in accord with principles of catchment management in recognition of the area's location within the Peel/Harvey Estuarine system, and should include provision for a nutrient stripping detention basin/water feature in and adjacent to the Peel Main Drain;
  - (d) Council will support the use of agreements and co-operative mechanisms to ensure the orderly development of the Policy Area."
3. Amend the Policy Maps within the Scheme Text to reflect Policy Area 22.
  4. Introducing a new 'Development Area' category into the Scheme in the following manner:
    - (a) Retitling 'Part IV—Policies & Zones' to;
 

'Part IV—Policies, Zones & Development Areas'.
    - (b) Replacing Clauses 4.1 and 4.2 with the following:
 

'4.1 The Scheme Area is covered by;

      - Policy Areas;
      - Development Areas; and
      - Zones.

Each Policy Area is the subject of a Policy Statement which establishes broad land use objectives as a guide to future decisions concerning subdivision, development and zoning. The Development Areas are not zones but delineate land areas and include Scheme provisions in the 'Fourth Schedule' to ensure that co-ordinated, equitable and orderly development of the defined land area occurs.

Development Areas may cover existing and/or proposed Residential, Industrial or Commercial land areas which may or may not be presently zoned for this purpose.

- 4.2 Where, in the opinion of Council, a proposed rezoning is considered to be inconsistent with the Policy Statement for the Policy Area, the strategy for future development of the area, or the requirements of the 'Development Area' (where and if appropriate), the Council shall;
  - (a) not proceed with the rezoning on the grounds that it is inconsistent with established planning directions; or
  - (b) proceed with the rezoning after review of the implications and desirability of such action.'

- (c) Adding a new Clause 4.15 as follows:

“4.15 Development Areas

In considering the subdivision and/or development of large or strategic areas of land, Council may require the inclusion of these areas within an appropriate ‘Development Area’ category, to ensure provisions are included within the Scheme which assist in the co-ordinated, equitable and orderly development of the site. Such action may occur prior to, or as part of, the rezoning process.

Specific provisions relating to each ‘Development Area’ are included within the Schedules at the rear of the Scheme.

- (d) Adding a new fourth schedule to the Scheme as follows;

Fourth Schedule  
Residential Development Areas

Area Number and Locality	Special Provisions
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5. Including the following provisions within the new ‘Fourth Schedule’:

Area, Number and Locality	Special Provisions
1. Casuarina ment	<p>1. The Council, in considering any application for development or making recommendations to the Commission on applications for the subdivision of land, shall have regard to a Local Structure Plan which has been prepared and adopted in accordance with the provisions of the Fourth Schedule of the Scheme.</p> <p>2. A Structure Plan shall be lodged for Council approval as an Application for Planning Approval in accordance with Clause 2.1.1 of the Scheme and Council using discretionary powers available to it under the Scheme, may determine the matter in accordance with Clauses 2.4.1, 2.4.2, 2.4.4 and 2.4.5 of the Scheme.</p> <p>3. Prior to consideration and adoption a local structure plan shall be advertised in accordance with clauses 2.3.1, 2.3.3, 2.3.4 and 2.3.5 of the scheme except that submissions may be made to the Council within 42 days of the commencement of advertising.</p> <p>4. Council shall determine the application for planning approval of a local structure plan within 90 days of receipt of the application and the provisions of clauses 2.5.2 and 2.5.3 “Deemed Refusal” shall apply.</p> <p>5. Council’s determination of an application for planning approval of a local structure plan shall be subject to appeal rights under part V of the Act in accordance with clause 8.5 of the Scheme.</p>

6. Amending the Scheme Map legend to include a new category in addition to ‘Zones’ and ‘Reserves’, entitled ‘Development Areas’.

7. Rezoning the following land from ‘Rural A’ to ‘Residential (R20)’ and including it within the ‘Development Area—Residential’ category and be notated as ‘Area 1’ on the Scheme Map:

- Part Lot 11 Johnson Road
- Lot 2 Johnson Road
- Lot 3 Johnson Road
- Part Lot 10 & Lot 302 Bertram Road
- Lot 54 Johnson Road
- Lot 7 Bertram Road
- Lot 53 Johnson Road
- Lot 1 Johnson Road
- Part Lot 1 Mortimer Road
- Lot 150 Bertram Road
- Portion of Lot 9 Bertram Road
- Lot 8 Bertram Road
- Portion of Lot 12 Mortimer Road
- Portion of Lot 52 Orton Road
- Portion of Lot 200 Orton Road

8. Rezone the following land from ‘Rural A’ to ‘Commercial’ and include it within the ‘Development Area—Residential’ category and be notated as Area 1 on the Scheme Map:

- Portion of Lot 9 Bertram Road



9. Include the following land within the "Development Area—Residential" category, and be notated as "Area 1" on the Scheme Map:
- Lot 20 Orton Road
  - Lot 3 Johnson Road
  - Lot 4 Johnson Road
  - Location 1202 Durrant Ave
  - Location 1216 Durrant Ave
  - Location 1201 Durrant Ave
10. Add a new Policy Area boundary to the Scheme Maps for Area 22, in accordance with the Scheme Amendment Plan.

J. H. D. SLINGER, Mayor.  
F. EDWARDS, A/Chief Executive Officer.

**PD416****TOWN PLANNING AND DEVELOPMENT ACT 1928****ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT***Town of Kwinana*

Town Planning Scheme No. 2—Amendment No. 48

Ref: 853/2/26/3, Pt 48.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Town of Kwinana Town Planning Scheme Amendment on February 11, 1997 for the purpose of:

- Part 1) Rezoning Lot 1883 corner Burlington Street, Naval Base from Special Use/Service Station to Service Commercial on Scheme Map 2 and deleting the lot's listing from the Third Schedule.
- Part 2) Rezoning Lot 2 corner of Calista Avenue and Sayer Road, Calista from Special Use/Service Station to Service Commercial on Scheme Map 1 and deleting the lot's listing from the Third Schedule.
- Part 3) Rezoning Lot 13 corner Meares and Challenger Avenues, Kwinana Town Centre from Special Use/Service Station to Town Centre as Scheme Map 1 and delete the lot's listing from the Third Schedule.
- Part 4) Recoding Lot 380 corner of Gilmore Avenue and Pengilly Road, Orelia from Residential R20 to Residential R40 on Scheme Map 1.
- Part 5) Rezoning the Western portion of Lot 101 corner of Hennessy and Clarinda Avenues from Special Use/Aged Persons to Residential R20 Zone on Scheme Map 1.

J. H. D. SLINGER, Mayor.  
F. EDWARDS, A/Chief Executive Officer.

**PD701****TOWN PLANNING AND DEVELOPMENT ACT 1928****ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME***Shire of Boddington*

Town Planning Scheme No. 2

Ref: 853/6/15/2.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of Boddington Town Planning Scheme No. 2 on January 29, 1997—the Scheme Text of which is published as a Schedule annexed hereto.

J. A. NELSON, President.  
B. K. FISHER, A/Chief Executive Officer.

SCHEDULE  
THE SHIRE OF BODDINGTON  
TOWN PLANNING SCHEME NO. 2

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

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#### PART I—PRELIMINARY

##### 1.1 CITATION

This Town Planning Scheme may be cited as the Shire of Boddington Town Planning Scheme No. 2 (hereinafter called 'the Scheme') and shall come into operation on the publication of the Scheme in the Government Gazette.

##### 1.2 RESPONSIBLE AUTHORITY

The authority responsible for implementing the Scheme is the Council of the Shire of Boddington (hereinafter called 'the Council').

##### 1.3 SCHEME AREA

The Scheme applies to the municipal district of the Shire of Boddington as generally shown by the Scheme area boundary on the Scheme Map.

##### 1.4 CONTENTS OF SCHEME

The Scheme comprises:

- a) This Scheme Text
- b) The Scheme Map (Sheets 1-9)

##### 1.5 ARRANGEMENT OF SCHEME TEXT

The Scheme Text is divided into the following parts:

- Part I—Preliminary
- Part II—Reserves
- Part III—Zones
- Part IV—General Development Requirements
- Part V—Special Controls
- Part VI—Use and Development of Land
- Part VII—Non-Conforming Uses
- Part VIII—Administration

##### 1.6 SCHEME OBJECTIVES

1.6.1 To encourage and control quality and orderly development in the Scheme area so as to promote and protect the health, safety, and general economic and social well-being of the community, and the amenity of the area.

1.6.2 To provide guidance and controls for possible future residential, special residential, commercial, industrial, rural and special rural development within the Shire of Boddington.

1.6.3 To adopt a set of policies which will achieve the stated objectives.

##### 1.7 REVOCATION OF EXISTING SCHEME

The Shire of Boddington Town Planning Scheme No. 1, published in the Government Gazette on 8th of March 1983, and all amendments thereto, are hereby revoked.

##### 1.8 INTERPRETATION

1.8.1 Words and expressions used in the Scheme shall have the respective meanings given to them in Appendix 1 or elsewhere in the Scheme and the Residential Planning Codes.

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

1.8.3 Words and expressions used in the Scheme but not defined in Appendix 1, elsewhere in the Scheme or in the Residential Planning Codes shall have their normal and common meanings.

#### PART II—RESERVES

##### SCHEME RESERVES

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

- Main Road
- Public Purposes
- Parks and Recreation
- State Forest

#### PART III—ZONES

##### 3.1 CLASSIFICATION

3.1.1 There are hereby created the several zones set out hereunder:

- Residential
- Special Residential
- Rural
- Rural Residential
- Commercial

Industrial  
Special Use

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

3.1.3 The Scheme also contains a Rural Strategy Precinct within which Council will consider support for rural residential development and subdivision of rural land for small holdings and other forms of intensive rural use.

3.2 ZONING TABLE

Zone	Residential	Special Residential	Rural	Rural Residential	Commercial	Industrial	Special Use
Use Class							
1 Abattoir	X	X	SA	X	X	SA	
2 Amusement Facility	SA	X	AA	X	AA	AA	
3 Animal Husbandry	X	X	AA	SA	X	AA	
4 Aquaculture	X	X	AA	SA	X	X	
5 Betting Agency	X	X	SA	X	AA	X	
6 Builder's Storage Yard	X	X	AA	X	SA	P	
7 Camping Area	X	X	AA	X	X	X	
8 Caravan Park	SA	X	SA	X	X	X	
9 Caretaker's Dwelling	IP	IP	IP	IP	IP	IP	
10 Car Park	AA	X	AA	X	IP	IP	
11 Child Day Care Centre	SA	SA	AA	SA	SA	SA	
12 Child Family Care Centre	IP	IP	IP	IP	X	X	
13 Cinema/Theatre	SA	X	AA	X	SA	SA	
14 Civic Building	SA	SA	AA	X	AA	AA	
15 Civic Use	SA	SA	AA	X	AA	AA	
16 Club Premises	SA	X	AA	X	AA	AA	
17 Consulting Rooms	SA	X	X	SA	AA	X	
18 Convenience Store	SA	X	SA	X	P	X	
19 Dog Kennels	X	X	AA	SA	X	SA	
20 Dry Cleaning Premises	SA	X	X	X	AA	P	
21 Eating House	SA	X	SA	X	P	X	
22 Educational Establishment	SA	SA	SA	SA	AA	X	
23 Farm Stay	X	X	AA	AA	X	X	
24 Farm Supply Centre	X	X	AA	SA	SA	P	
25 Fuel Depot	X	X	AA	X	X	P	
26 Health Centre	SA	X	SA	SA	AA	X	
27 Hobby Farm	X	X	P	P	X	X	
28 Holiday Cottage	AA	X	AA	X	X	X	
29 Home Occupation	AA	AA	AA	AA	X	X	
30 Horse Stables	X	X	P	SA	X	X	
31 Hospital	SA	X	SA	X	SA	X	
32 Hotel	X	X	X	X	AA	X	
33 Industry - Cottage	P	P	P	P	IP	X	
34 Industry - Extractive	X	X	SA	X	X	X	
35 Industry - General	X	X	SA	X	X	P	
36 Industry - Hazardous	X	X	SA	X	X	SA	
37 Industry - Light	X	X	SA	X	X	P	
38 Industry - Noxious	X	X	SA	X	X	SA	
39 Industry - Rural	X	X	AA	X	X	P	
40 Industry - Service	X	X	SA	X	AA	P	
41 Intensive Agriculture	X	X	AA	X	X	X	
42 Liquor Store	X	X	SA	X	AA	SA	
43 Medical Centre	SA	X	X	SA	AA	X	
44 Milk Depot	X	X	AA	X	X	P	
45 Motel	SA	X	SA	X	P	X	
46 Motor Vehicles & Marine Sales Premises	X	X	SA	X	AA	AA	
47 Motor Vehicle Repair	X	X	AA	X	SA	AA	
48 Motor Vehicle Wrecking	X	X	SA	X	X	AA	
49 Nursing Home	SA	X	AA	X	X	X	
50 Office	SA	IP	IP	IP	P	IP	
51 Open Air Display	SA	X	SA	X	AA	AA	
52 Piggery	X	X	AA	X	X	X	
53 Poultry Farm	X	X	AA	X	X	X	
54 Public Worship - Place of	SA	X	AA	X	AA	X	
55 RESIDENTIAL BUILDING							
(a) single house	P	P	P	P	AA	X	
(b) grouped dwelling	SA	X	SA	X	X	X	
(c) multiple dwelling	SA	X	X	X	X	X	
56 Restaurant	X	X	SA	X	AA	X	
57 Roadhouse	X	X	AA	X	SA	SA	
58 Rural Pursuit	SA	SA	P	AA	X	X	

AS PER APPENDIX 4

Use Class	Zone	Residential	Special Residential	Rural	Rural Residential	Commercial	Industrial	Special Use
59 Salvage Yard		X	X	SA	X	X	AA	AS PER APPENDIX 4
60 Sawmill		X	X	AA	X	X	AA	
61 Service Station		X	X	SA	X	SA	AA	
62 Shop		SA	X	SA	X	P	AA	
63 Showroom		X	X	SA	X	AA	AA	
64 Take-Away Food Outlet		X	X	SA	X	P	AA	
65 Tavern		X	X	SA	X	SA	X	
66 Trade Display		X	X	SA	X	AA	AA	
67 Transport Depot		X	X	SA	X	SA	P	
68 Veterinary Clinic		X	AA	AA	AA	AA	X	
69 Veterinary Hospital		X	SA	AA	SA	AA	X	
70 Warehouse		X	X	SA	X	AA	P	

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

3.2.2 The symbols used in the cross reference in the Zoning Table have the following meanings:

- 'P' means that the use is permitted by the Scheme.
- 'AA' means that the use is not permitted unless the Council has granted planning approval.
- 'SA' means that the use is not permitted unless the Council has granted planning approval after giving notice in accordance with Clause 6.3.
- 'IP' means a use that is not permitted unless such use is incidental to the predominant use as decided and approved by Council.
- 'X' means a use that is not permitted by the Scheme.

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

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

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

- (a) determine that the use is consistent with the objectives and purposes of the particular zone and is therefore permitted; or
- (b) determine that the proposed use may be consistent with the objectives and purpose of the zone and thereafter follow the 'SA' procedures of Clause 6.3 in considering an application for planning approval; or
- (c) determine that the use is not consistent with the objectives and purposes of the particular zone and is therefore not permitted.

### 3.3 ADDITIONAL USES

Notwithstanding anything contained within the Zoning Table, the land specified in Appendix 3 may, subject to compliance with any condition specified in the appendix with respect to the land, be used for the purpose set against that land. The use so specified is in addition to the other uses permitted in the zone in which the land is situated unless any of those uses are excluded or modified by a condition specified in that appendix.

### 3.4 SPECIAL USE ZONES

No person shall use any land, or any building or structure thereon in a Special Use Zone, except for the purpose set against that land in Appendix 4 and subject to compliance with any conditions specified in the Appendix with respect of the land.

### 3.5 RURAL STRATEGY PRECINCT

3.5.1 Within the Rural Strategy Precinct, Council will:

- (a) consider further urban zonings, when appropriate, to allow for expansion for the Boddington and Ranford townsites;
- (b) consider the rezoning of land for rural residential purposes on the basis of submissions deemed satisfactory by Council;
- (c) consider giving support for subdivision for rural small holdings and lots for intensive agriculture;
- (d) support subdivision to a minimum lot size of 10ha within the Rural Smallholdings Policy area.

When considering proposals for the use, subdivision or development of land within the Rural Strategy Precinct, Council shall have regard for the provisions of the Shire of Boddington Limited Rural Strategy.

3.5.2 Within the viticulture policy area, the use, development and management of land shall be in accordance with the following criteria:

- (a) Viticulture policy areas 'A' and 'B' shown on the rural strategy plan may be subdivided in accordance with the structure plan under which the recommended minimum average lots sizes are as follows:
  - Area 'A'—Minimum average lot size—18ha;
  - Area 'B'—Minimum average lot size—8.5ha; orin accordance with any variation approved by the Western Australian Planning Commission.
- (b) Within the viticulture policy area, water allocation shall be managed under a legal agreement between the respective land owners, such legal agreement being subject to the Council's endorsement.

#### PART IV—GENERAL DEVELOPMENT REQUIREMENTS

##### 4.1 RESIDENTIAL PLANNING CODES

4.1.1 For the purpose of this Scheme, "Residential Planning Codes" means the Residential Planning Codes set out in Appendix 2 to Statement of Planning Policy No 1, together with any amendments thereto.

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

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

4.1.4 The Residential Planning Code density applicable to land within the Scheme Area shall be determined by reference to the Residential Planning Codes density number superimposed on the particular areas shown on the Scheme Maps as being contained within the solid black line borders or where such an area abuts another area having a Residential Planning Code density, as being contained within the centre-line of these borders.

##### 4.2 SITE AND DEVELOPMENT REQUIREMENTS

4.2.1 Except where otherwise stated in the Scheme, all site building and development requirements shall comply with the minimum standards set out in the SITE AND DEVELOPMENT REQUIREMENTS TABLE at Appendix 2.

4.2.2 The principal objective of the Site and Development Requirements Table is to encourage a conformity of good design, siting of buildings and land-use management.

Requirements for specific land-uses within the Zone(s) defined by the Scheme shall be determined by Council in accordance with the stated objective above, and Council may relax any minimum standard or requirement to achieve this objective and encourage quality development.

##### 4.3 RESTRICTIVE COVENANTS

4.3.1 Subject to the provisions of sub-clause 4.3.2, a restrictive covenant affecting any land in the Scheme area whereby, or the effect of which is that, the number of residential units that may be constructed on the land is limited or restricted to a number less than that permitted by the Scheme, is hereby extinguished or varied to the extent that it is consistent with the provisions of the Residential Planning Codes which apply under this Scheme.

4.3.2 Where sub-clause 4.3.1 operates to extinguish or vary a restrictive covenant, the Council shall not grant planning approval to the development of the land which would, but for the operation of sub-clause 4.3.1, have been prohibited unless the application has been dealt with as an 'SA' use and has complied with all of the advertising requirements of sub-clause 6.3.3.

##### 4.4 DISCRETION TO MODIFY DEVELOPMENT STANDARDS

Except for development in respect of which the Residential Planning Codes apply under this Scheme, if a development the subject of an application for planning approval does not comply with a standard prescribed by the Scheme with respect to minimum lot sizes, building height, setbacks, site coverage, car parking, landscaping and related matters, the Council may, notwithstanding that non-compliance, approve the application unconditionally or subject to such conditions as the Council thinks fit. The power conferred by this clause may only be exercised if the Council is satisfied that:

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

#### PART V—SPECIAL CONTROLS

##### 5.1 HERITAGE—PRECINCTS AND PLACES OF CULTURAL SIGNIFICANCE

###### 5.1.1 Purpose and Intent

5.1.1.1 The purpose and intent of the heritage provisions are:

- (a) to facilitate the conservation of places of heritage value;
- (b) to ensure as far as possible that development occurs with due regard to heritage values.

###### 5.1.2 Heritage List

5.1.2.1 The Council shall establish and maintain a Heritage List of places considered by the Council to be of heritage significance and worthy of conservation.

5.1.2.2 For the purposes of this Clause, the Heritage List means the Municipal Inventory, as amended from time to time, prepared by the Council pursuant to Section 45 of the Heritage of Western Australia Act 1990 (as amended), or such parts thereof as described in the Municipal Inventory.

5.1.2.3 The Council shall keep copies of the Heritage List (Appendix 12) with the Scheme documents for public inspection during normal office hours.

#### **5.1.3 Designation of Heritage Precincts**

5.1.3.1 The Council may designate an area of land to be a heritage precinct where, in the opinion of the Council, special planning control is needed to conserve and enhance the heritage values and character of the area.

5.1.3.2 The Council shall adopt for each heritage precinct a policy statement which shall comprise:

- (a) a map showing the boundaries of the precinct;
- (b) a list of places of heritage significance;
- (c) objectives and guidelines for the conservation of the precinct.

5.1.3.3 The Council shall keep a copy of the policy statement for any designated heritage precinct with the Scheme documents for public inspection during normal office hours.

5.1.3.4 The procedure to be followed by the Council in designating a heritage precinct shall be as follows:

- (a) the Council shall notify in writing each owner of land affected by the proposal;
- (b) the Council shall advertise the proposal by way of a notice in a newspaper circulating in the district, by the erection of a sign in a prominent location in the area affected by the designation, and by such other methods as the Council consider necessary to ensure widespread notice of the proposal, describing the area subject of the proposed designation and where the policy statement which applies to the precinct may be inspected;
- (c) the Council shall invite submissions on the proposal within 28 days of the date specified in the notice referred to immediately above;
- (d) the Council shall carry out such other consultations as it thinks fit;
- (e) the Council shall consider any submissions made and resolve to designate the heritage precinct with or without modification or reject the proposal after consideration of submissions;
- (f) the Council shall forward notice of its decision to the Heritage Council of WA and Western Australian Planning Commission.

5.1.3.5 The Council may modify or may cancel a heritage precinct or any policy statement which relates to it by following the procedure set out in sub-clause 5.1.3.4 above.

#### **5.1.4 Applications for Planning Approval**

5.1.4.1 The Council may, in considering any application that may affect a heritage precinct or individual entry on the Heritage List, solicit the views of the Heritage Council of WA and any other relevant bodies, and take those views into account when determining the application.

5.1.4.2 Notwithstanding any existing assessment on record, Council may require a heritage assessment to be carried out prior to the approval for any development proposed in a heritage precinct or individual entry listed on the Heritage List.

5.1.4.3 For the purposes of sub-clause 6.1.1 of the Scheme the term 'development' shall have the meaning as set out in the Town Planning and Development Act (as amended) but shall also include, in relation to any place entered in the Heritage List, or contained within a heritage precinct, any act or thing that is likely to significantly change the external character of the building, object, structure or place.

#### **5.1.5 Variations to Scheme Provisions**

5.1.5.1 Where desirable to facilitate the conservation of a heritage place or to enhance or preserve heritage values, the Council may vary any provision of the Scheme provided that, where in the Council's opinion the variation of a provision is likely to affect any owners or occupiers in the general locality or adjoining the site which is the subject of consideration for variation, the Council:

- (a) consult the affected parties by following one or more of the provisions dealing with advertising uses pursuant to clause 6.3; and
- (b) have regard to any expressed views prior to making its decision to grant the variation.

5.1.5.2 In granting variations under sub-clause 5.1.5.1 the Council may enter into a heritage agreement under Part 4 of the Heritage of Western Australia Act 1990 with an owner who would benefit from the variation. The agreement may specify the owner's obligations and contain memorials noted on relevant Certificates of Title.

## **5.2 CONTROL OF ADVERTISEMENTS**

### **5.2.1 Power to Control Advertisements**

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

5.2.1.2 Applications for Council's planning approval pursuant to this Part shall be submitted in accordance with the provisions of Clause 6.2 of the Scheme and shall be accompanied by a completed Additional Information Sheet in the form set out at Appendix 10 giving details of the advertisement(s) to be erected placed or displayed on the land.

### 5.2.2 Existing Advertisements

#### 5.2.2.1 Advertisements which:

- (a) were lawfully erected, placed or displayed prior to the approval of this Scheme; or
- (b) may be erected, placed or displayed pursuant to a licence or other approval granted by the Council prior to the approval of this Scheme:

hereinafter in this Clause referred to as 'existing advertisements', may, except as otherwise provided, continue to be displayed or to be erected and displayed in accordance with the licence or approval as appropriate.

#### 5.2.3 Consideration of Applications

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

#### 5.2.4 Exemptions from the Requirement to Obtain Planning Approval

Subject to the provisions of the Main Roads (Control of Signs) Regulations 1983 and notwithstanding the provisions of sub-clause 5.2.1.1, the Council's prior planning approval is not required in respect of those advertisements listed in Appendix 11 which for the purpose of this Clause are referred to as 'exempted advertisements'. The exemptions listed in Appendix 11 do not apply to land, buildings, objects, structures and places included on the Heritage List or within a heritage precinct established or designated under Clause 5.1 of the Scheme.

#### 5.2.5 Discontinuance

Notwithstanding the Scheme objectives and sub-clause 5.2.4, where the Council can demonstrate exceptional circumstances which cause an exempted or existing advertisement to seriously conflict with the objectives of this Clause, it may by notice in writing (giving clear reasons) require the advertiser to remove, relocate, adapt, or otherwise modify the advertisement within a period of time specified in the notice.

#### 5.2.6 Derelict or Poorly Maintained Signs

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

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

#### 5.2.7 Notices

5.2.7.1 'The advertiser' shall be interpreted as any one person or any group comprised of the landowner, occupier, licensee or other person having an interest in, or drawing benefit from, the display of an advertisement concerned.

5.2.7.2 Any notice served in exceptional circumstances pursuant to sub-clause 5.2.5 or 5.2.6 shall be served upon the advertiser and shall specify:

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

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

#### 5.2.8 Scheme to Prevail

Where the provisions of this Clause are found to be at variance with the provisions of the Council's Signs, Hoardings and Bill Posting By-Laws, the provisions of the Scheme shall prevail.

#### 5.2.9 Enforcement and Penalties

The offences and penalties specified in Clause 8.2 of the Scheme apply to the advertiser in this Clause.

## PART VI—USE AND DEVELOPMENT OF LAND

### 6.1 REQUIREMENT FOR PLANNING APPROVAL

6.1.1 In order to give full effect to the provisions and objectives of this Scheme, all development, including a change in the use of the land, except as otherwise provided, requires the prior approval of the Council in each case. Accordingly, no person shall commence or carry out any development, including a change in the use of any land, without first having applied for and obtained the planning approval of the Council pursuant to the provisions of this Part.

6.1.2 The planning approval of the Council is not required for the following development of land:

- (a) the use of land in a reserve, where such land is held by the Council or vested in a public authority;
  - (i) for the purpose for which the land is reserved under the Scheme; or



- (ii) in the case of land vested in a public authority, for any purpose for which such land may be lawfully used by that authority.
- (b) The use of land which is a permitted ('P') use in the zone in which that land is situated, provided it does not involve the carrying out of any building or other works.
- (c) The erection of a boundary fence except as otherwise required by the Scheme.
- (d) The erection on a lot of a single house, including ancillary outbuildings, in a zone where the proposed use is designated with the symbol 'P' in the cross-reference to that zone in the Zoning Table, except where otherwise provided by the Scheme.
- (e) The carrying out of any works on, in, over or under a street or road by a public authority acting pursuant to the provisions of any Act.
- (f) The carrying out of works for the maintenance, improvement or other alteration of any building, being works which affect only the interior of the building or which do not materially affect the external appearance of the building.
- (g) The carrying out of works urgently necessary in the public safety or for the safety or security of plant or equipment or for the maintenance of essential services.

6.1.3 Notwithstanding that a single house does not require the prior approval of the Council pursuant to the Scheme, any person who wishes Council to vary any particular provision of the R-Codes relating to the erection of a single house shall, at the time of lodging an application for a building licence or earlier, apply in writing to Council, seeking Council's approval for the variation.

The Council may approve the variation with or without conditions or may refuse to approve the variation. The Council shall, before granting its approval, satisfy itself that:

- (a) the variation requested is one which the Council has the power to approve; and
- (b) approval of that variation would not compromise the objectives of the R-Codes.

## 6.2 APPLICATION FOR PLANNING APPROVAL

6.2.1 Every application for planning approval shall be made in the form prescribed in Appendix 7 to the Scheme and shall be accompanied by such plans and other information as is required by the Scheme.

6.2.2 Unless Council waives any particular requirement, every application for planning approval shall be accompanied by:

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

## 6.3 ADVERTISING OF APPLICATIONS

6.3.1 Where an application is made for planning approval to commence or carry out development which involves an 'SA' use, the Council shall not grant approval to that application unless notice of the application is first given in accordance with the provisions of sub-clause 6.3.3.

6.3.2 Where an application is made for planning approval to commence or carry out development which involves an 'AA' use, or for any other development which requires the planning approval of the Council, the Council may give notice of the application in accordance with the provisions of sub-clause 6.3.3.

6.3.3 Where the Council is required or decides to give notice of an application for planning approval, the Council shall cause one or more of the following to be carried out:

- (a) notice of the proposed development to be served on the owners and occupiers as likely to be affected by the granting of planning approval, stating that submissions may be made to the Council within twenty-one days of the service of such notice;
- (b) notice of the proposed development to be published in a newspaper circulating in the Scheme area stating that submissions may be made to the Council within twenty-one days from the publication thereof;
- (c) a sign or signs displaying notice of the proposed development to be erected in a conspicuous position on the land for a period of twenty-one days from the date of publication of the notice referred to in paragraph (b) of this sub-clause.

6.3.4 the notice referred to in sub-clause 6.3.3(a) and (b) shall be in the form contained in Appendix 8 with such modifications as circumstances require.

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

#### 6.4 CONSULTATIONS WITH OTHER AUTHORITIES

6.4.1 In determining any application for planning approval the Council may consult with any other statutory, public or planning authority and with any other party it considers appropriate.

6.4.2 In the case of land reserved under the Scheme for the purposes of a public authority, the Council shall consult that authority before making its determination.

#### 6.5 MATTERS TO BE CONSIDERED BY COUNCIL

The Council, in considering an application for planning approval, shall have due regard to the following:

- (a) the provisions of this Scheme and any other relevant town planning scheme operating within the district;
- (b) any relevant proposed new town planning scheme of the Council, or amendment, insofar as they can be regarded as seriously entertained planning proposals;
- (c) any approved Statement of Planning Policy of the Commission;
- (d) any other policy of the Commission or any planning policy adopted by the Government of the State of Western Australia;
- (e) any planning policy, strategy or plan adopted by the Council under the provisions of clause 8.6 of this Scheme;
- (f) the preservation of any object or place of heritage significance;
- (g) the requirements of orderly and proper planning;
- (h) the preservation of the amenities of locality;
- (i) any other planning considerations which the Council considers relevant;
- (j) any relevant submissions or objectives received on the application.

#### 6.6 DETERMINATION OF APPLICATIONS 17.

6.6.1 In determining an application for planning approval the Council may:

- (a) grant its approval with or without conditions;
- (b) refuse to grant its approval.

6.6.2 The Council shall convey its decision to the applicant in the form prescribed in Appendix 9 to the Scheme.

6.6.3 Where the Council grants planning approval, that approval:

- (a) continues in force for two years, or such other period as specified in the approval, after the date on which the application is approved; and
- (b) lapses if the development has not substantially commenced before the expiration of that period.

6.6.4 Where the Council grants planning approval, the Council may impose conditions limiting the period of time for which the development is permitted.

#### 6.7 DEEMED REFUSAL

6.7.1 Subject to subclause 6.7.2, an application for planning approval shall be deemed to have been refused where a decision in respect of that application is not conveyed to the applicant by the Council within 60 days of the receipt of it by the Council, or within such further time as agreed in writing between the applicant and the Council.

6.7.2 An application for planning approval which is subject of a notice under subclause 6.3.3 shall be deemed refused where a decision in respect of that application is not conveyed to the applicant by the Council within 90 days of the receipt of it by the Council, or within such further time as agreed between the applicant and the Council.

6.7.3 Notwithstanding that an application for planning approval may be deemed to have been refused under subclauses 6.7.1 and 6.7.2, the Council may issue a decision in respect of the application at any time after the expiry of the 60 days or 90 day period specified in those clauses, and that decision shall be regarded as being valid.

#### 6.8 APPROVAL SUBJECT TO LATER APPROVAL OF DETAILS

6.8.1 Where an application is for a development that includes the carrying out of any buildings or works, the Council may grant approval subject to matters requiring the subsequent approval of the Council. These matters may include the siting, design and external appearance of the buildings, means of access or landscaping.

6.8.2 The Council may decline to deal with an application requiring later approval of details, or call for further details if it thinks fit.

6.8.3 Where the Council has granted approval subject to matters requiring the later approval of the Council, application for approval of those matters must be made not later than the expiration of two years beginning with the date of the first approval.

#### 6.9 APPROVAL OF EXISTING DEVELOPMENTS

6.9.1 The Council may grant approval to a development already commenced or carried out regardless of when it commenced or was carried out. Such approval shall have the same effect for all purposes as

if it had been given prior to the commencement or carrying out of the development, but provided that the development complies with the provisions of the Scheme, with or without the exercise of a discretion provided in the Scheme, as to all matters other than the provisions requiring Council's approval prior to the commencement of development.

6.9.2 The application to the Council for approval under sub-clause 6.9.1 shall be made on the form prescribed in Appendix 7.

6.9.3 A development which was not permissible under this Scheme at the time it was commenced or carried out may be approved if, at the time of approval under this clause, it is permissible.

## PART VII—NON-CONFORMING USES

### 7.1 NON-CONFORMING USE RIGHTS

Except as otherwise provided in this part, no provision of the Scheme shall prevent:

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

### 7.2 EXTENSION OF NON-CONFORMING USE

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

### 7.3 CHANGE OF NON-CONFORMING USE

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

### 7.4 DISCONTINUANCE OF NON-CONFORMING USE

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

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

### 7.5 DESTRUCTION OF BUILDINGS

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

## PART VIII—ADMINISTRATION

### 8.1 POWERS OF THE SCHEME

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

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

### 8.2 OFFENCES

8.2.1 No person shall depart from, or permit, or suffer any departure from, the requirements and provisions of the Scheme, nor shall any person use or suffer or permit the use of any land or building or undertake or suffer or permit the undertaking of any development within the Scheme Area:

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

8.2.2 Any person who fails to comply with any of the provisions of the Scheme is guilty of an offence and, without prejudice to any other remedy given herein, is liable to the penalties prescribed by Section 10 of the Act.

### 8.3 COMPENSATION

8.3.1 Except as otherwise provided, the time limit for the making of claims for compensation for injurious affection pursuant to Section 11 of the Act resultant from the making of, or the making of an amendment to, the Scheme is six (6) months from the date of publication of the Scheme, or the Scheme Amendment, in the Government Gazette.

8.3.2 Where, in respect of any application for planning approval to commence and carry out development on land reserved under this Scheme, the Council, or any appellate body thereafter, refuses or grants approval subject to conditions such that the effect of the decision is to permit the land to be used or developed for no purpose other than a public purpose, the owner of the land may, within six (6) months of the date of the relevant decision, claim compensation from the Council for injurious affection.

### 8.4 ELECTION TO PURCHASE AND VALUATION

8.4.1 Where compensation for injurious affection is claimed pursuant to either sub-clauses 8.3.1 or 8.3.2, the Council may, at its option elect to acquire the land so affected instead of paying compensation.

8.4.2 Where the Council elects to acquire the land in respect of which the claim for compensation for injurious affection is made, the Council shall give notice of that election to the claimant by notice in writing within three (3) months of the claim for compensation being made.

8.4.3 Where the Council elects to acquire land as provided in sub-clause 8.4.1, if the Council and the owner of the land are unable to agree as to the price to be paid for the land by the Council, the price at which the land may be acquired by the Council shall be the value of the land as determined in accordance with sub-clause 8.4.4.

8.4.4 The value of the land referred to in sub-clause 8.4.3 shall be the value thereof on the date that the Council elects to acquire the land and that value shall be determined:

- (a) by arbitration in accordance with the Commercial Arbitration Act 1985; or
- (b) by some other method agreed upon by the Council and the owner of the land,

and the value shall be determined without regard to any increase or decrease, if any, in value attributable wholly or in part to this Scheme.

8.4.5 The Council may deal with or dispose of land acquired for a Local Reserve or pursuant to the preceding sub-clause 8.4.4 upon such terms and conditions as it thinks fit provided the land is used for, or preserved for, a use compatible with the use for which it was reserved.

### 8.5 RIGHTS OF APPEAL

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

### 8.6 PLANNING POLICIES

8.6.1 The Council may prepare a planning policy (herein after called "a Policy") which may make a provision for any matter related to the planning or development of the Scheme area and which may be prepared so as to apply:

- (a) generally, or in a particular class of matter, or in particular classes of matters; and
- (b) throughout the Scheme area, or in one or more parts of the Scheme area;

and may amend, or add to, or rescind, a Policy so prepared.

8.6.2 A Policy shall become operative only after the following procedures have been completed:

- (a) The Council, having prepared and adopted a draft Policy, shall publish a notice once a week for two consecutive weeks in a local newspaper circulating within the Scheme area, giving details of where the draft Policy may be inspected, and, in what form, and during what period (being not less than 21 days) submissions may be made.
- (b) Policies which the Council considers may be inconsistent with other provisions of the Scheme or with State and regional planning policies are to be submitted to the Commission for consideration and advice.
- (c) The Council shall review the draft Policy in the light of any submissions made and advice received and shall then resolve either to finally adopt the draft Policy, with or without modification, or not to proceed with the draft Policy.
- (d) Following final adoption of a Policy, notification of the final adoption shall be published once in a newspaper circulating within the Scheme area.

8.6.3 The Council shall keep copies of any Policy with the Scheme documents for public inspection during normal office hours.

8.6.4 An amendment or addition to a Policy may be made after the Policy has become operative and shall be made in the same manner as provided for the making of a Policy in sub-clause 8.6.2.

8.6.5 A Policy may be rescinded by:

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

8.6.6 A Policy shall not bind the Council in respect of any application for planning approval but the Council shall have due regard to the provisions of the Policy and the objectives which the Policy is designed to achieve before making its decision.

8.6.7 Any Policy prepared under this clause shall be consistent with the Scheme and where any inconsistency arises the Scheme shall prevail.

#### 8.7 DELEGATION

8.7.1 The Council may, either generally or in a particular case, or cases, by resolution passed by an absolute majority of the Council, delegate to the following eligible persons the authority to deal with an application for Planning Approval made under this Scheme:

- (a) a member of the Council being the Chairman of the committee required at the direction of Council to consider and report upon all applications for planning approval within its municipal district, and being qualified by experience with the work of any such committee; and/or
- (b) that officer of the Council holding, or eligible to hold, a Municipal Town Planners Certificate, appointed to the position of Town Planner for the purpose of the Local Government Act with overall responsibility for the planning functions of the Council, or appointed by the Council to supervise the development control functions of the Council,

or those persons who from time to time occupy the positions referred to in (a) and (b) above.

8.7.2 Any delegation made under sub-clause 8.7.1 shall have effect for the period of twelve (12) months following the resolution unless the Council stipulates a lesser or greater period in the resolution.

8.7.3 A delegation of authority pursuant to the provisions of this clause has effect and may be exercised according to its tenor, but is revocable at the will of the Council and does not preclude the Council from exercising the power.

8.7.4 The performance of the function by a delegate under subclause 8.7.1 shall be deemed to be the performance of the function by the Council in all circumstances where the Council is able to delegate its powers.

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

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

8.7.7 An officer or member exercising the power delegated pursuant to the provisions of this clause shall comply with the provisions of the Scheme governing the exercise of the power by the Council, insofar as such provisions are reasonably applicable.

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

#### 8.8 AMENDMENTS TO THE SCHEME

8.8.1 The Council shall keep the Scheme under constant review and where appropriate carry out investigations and study with a view to maintaining the Scheme as an up-to-date and efficient means for pursuing community objectives regarding development and land use.

8.8.2 The Council may, from time to time, initiate an amendment to the Scheme in accordance with the Act and Regulations and shall give consideration to any application to have the Scheme amended.

8.8.3 In the case of a proposed amendment to the zoning of land other than requested by the owner, the Council shall, before initiating any amendment to the Scheme, invite comment from the owner of the land concerned.

8.8.4 Council shall take into consideration any comments or submissions received in respect of a proposed amendment to the Scheme and shall only proceed with the amendment where it is satisfied the amendment would be consistent with the objectives of the Scheme and would not be contrary to the public interest.

#### 8.9 NOTICE FOR REMOVAL OF CERTAIN BUILDINGS

8.9.1 Twenty eight (28) day written notice is hereby prescribed as the notice to be given pursuant to section 10 of the Act for the removal of certain buildings.

8.9.2 Council may recover expenses under section 10(2) of the Act in a court of competent jurisdiction.

### APPENDICES

#### APPENDIX 1

#### INTERPRETATIONS

**Abattoir:** means any land or building(s) used for the slaughter of animals for human consumption and the treatment of carcasses, offal and by-products.

**Absolute Majority:** has the same meaning as given to it in the Local Government Act 1960.

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

**Amenity:** means the quality of the environment as determined by the character of an area, its appearance and land use, which contribute to its pleasantness and harmony and to its better enjoyment.

**Amusement Facility:** means any land or building(s), open to the public, used for not more than two amusement machines where such use is incidental to the predominant use.

- Animal Husbandry:** means the use of land or building(s) for the rearing or keeping of animals for the purpose of sale of live animals, meat or skins for commercial gain.
- Ancillary Use:** means a use which is incidental to the predominant use of land and buildings.
- Appendix:** means an appendix to the Scheme.
- Aquaculture:** means any fish farming operation for which a fish farm licence issued pursuant of the provisions of Part V of the Fisheries Act 1905 (as amended) and the Fisheries Regulations 1938 (as amended) is required.
- Authorised Officer:** means an officer of the Council, authorised by the Council to exercise all or some of the powers of the Council under this Scheme.
- Battleaxe Lot:** means a lot having access to a public road by means of an access strip included in the Certificate of Title of that lot.
- Betting Agency:** means a building operated in accordance with the Totalisator Agency Betting Board Act 1960 (as amended).
- Builders Storage Yard:** means land and buildings used for the storage of building material, pipes, or other similar items related to any trade; and may include manufacture, assembly and dismantling processes incidental to the predominant use.
- Building:** any structure or an appurtenance whether fixed or movable, temporary or permanent, placed or erected upon land, and the term shall include dwellings and buildings appurtenant to dwellings such as carports, garages, verandahs and retaining walls, but shall exclude a boundary fence, pergolas, garden sheds and the like, and swimming pools where no part is more than 600mm above surrounding ground level.
- Building Envelope:** means an area of land within a lot marked on a plan within which all buildings on the lot must be contained.
- Building Line:** has the same meaning given to it in, and for the purposes of, the Act.
- Building Setback:** means the shortest horizontal distance between a boundary or other specified point and the position at which a building may be erected.
- Camping Area:** means any land used for the lodging of persons in tents or other temporary shelter.
- Caravan Park:** means an area of land specifically set aside for the parking of caravans and park homes or for the erection of camps on bays or tent sites allocated for that purpose.
- Caretaker's Dwelling:** means a building used as a dwelling by a person having the care of the building, plant, equipment or grounds associated with an industry, business, office or recreation area carried on or existing on the same site.
- Car Park:** means any land or building(s) used primarily for parking private cars or taxis, whether open to the public or not, but does not include any part of a public road used for parking or for a taxi rank, or any land or buildings in which cars are displayed for sale.
- Child Day Care Centre:** means any land or building(s) used for the daily or occasional care of children in accordance with the Child Care Regulations 1968 (as amended) but does not include a Child Family Care Centre.
- Child Family Care Centre:** means a Child Minding Centre conducted in a private dwelling where children are received for care but does not include a Child Day Care Centre.
- Cinema/Theatre:** means any land or building where the public may view a motion picture or theatrical production.
- Civic Building:** means a building designed, used or intended to be used by a Government Department, an instrumentality of the Crown, or the Council as offices, or for administrative or other like purpose.
- Civic Use:** means land or buildings used by a Government Department, an instrumentality of the Crown, or the Council, for administrative, recreational or other purpose.
- Club Premises:** means any land or building(s) used or designed for use by a legally constituted club or association or other body of persons united by a common interest, whether such building or premises be licensed under the provisions of the Liquor Licensing Act 1988 (as amended) or not, and which building or premises are not otherwise classified under the provisions of the Scheme.
- Commission:** means the Western Australian Planning Commission constituted under the Western Australian Planning Commission Act 1985.
- Conservation:** means, in relation to any place or heritage precinct, the management of that place or precinct in a manner that will:
- a. enable the cultural heritage significance of that place or precinct to be retained; and
  - b. yield the greatest sustainable benefit for the present community without diminishing the cultural heritage significance of that place or precinct, and may include the preservation, stabilisation, protection, restoration, reconstruction, adaptation and maintenance of that place or precinct in accordance with relevant professional standards, and the provision of an appropriate visual setting.
- Consulting Rooms:** means a building (other than a hospital or medical centre) used by no more than two practitioners who are legally qualified medical practitioners or dentists, physiotherapists, podiatrists, and persons ordinarily associated with a practitioner, in the prevention or treatment of physical or mental injuries or ailments, and the two practitioners may be of the one profession or any combination of professions or practices.
- Convenience Store:** means any land and/or building(s) used for the retail sale of convenience goods being those goods commonly sold in supermarkets, delicatessens and newsagents but including

the sale of petrol and operated during hours which include, but which may extend beyond, normal trading hours and providing associated parking. The buildings associated with a convenience store shall not exceed 300 m<sup>2</sup> gross leasable area.

**Council:** means an executive body of the Shire of Boddington.

**Cultural Heritage Significance:** means, in relation to a place or heritage precinct, the relative value which that place or precinct has in terms of its aesthetic, historic, scientific or social significance, for the present community and future generations.

**Development:** shall have the same meaning given to it in, and for the purposes of, the Act but shall also include:

“in relation to any building, object, structure or place entered in the Heritage List, or contained within a heritage precinct, any act or thing that:

- a. is likely to change the character of the place or the external appearance of any building; or
- b. would constitute an irreversible alteration to the fabric of any building”.

**District:** means the Municipal District of the Shire of Boddington.

**Dog Kennels:** means any land or building(s) used for the boarding and breeding of dogs where such premises are registered or required to be registered by the Council; and may include the sale of dogs where such use is incidental to the predominant use.

**Dry Cleaning Premises:** means any land or building(s) used for the cleaning of garments and other fabrics by chemical processes.

**Eating House:** means premises in which meals are served to the public for gain or reward, but does not include:

- a. premises in respect of which an hotel licence, tavern licence, limited hotel licence or wine house licence has been granted under the Liquor Licensing Act 1988;
- b. a boarding house, lodging house or hostel;
- c. a building or other structure used temporarily for serving meals to the public at a fair, show, military encampment, races or other public sports, games or amusements.

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

**Existing Use:** means use of any land or building for the purpose for which it was lawfully used immediately prior to the gazettal date of the Scheme, in accordance with the conditions set out in the Scheme.

**Farm Stay:** means buildings used for the short term accommodation of tourists and holiday makers and includes halls and other buildings for the amenity of the residents but does not include a hotel or a motel.

**Farm Supply Centre:** means the use of land and/or building(s) for the supply of vegetable seed, fertilisers, agricultural chemicals, stock foods, tractors, farm equipment, implements or components, or irrigation equipment.

**Frontage:** means the width of a lot at the average permissible front setback line, provided that in the case of battleaxe or other irregularly shaped lots, it shall be as determined by the Council.

**Fuel Depot:** means any land or building(s) used for the storage and sale in bulk of solid or liquid gaseous fuel, but does not include a service station and specifically excludes the sale by retail into the final user's vehicle of such fuel from the premises.

**Gazettal Date:** means the date on which notice of the approval of the Minister to this Scheme is published in the Government Gazette.

**Gross Floor Area (G.F.A.):** in relation to a building means the aggregate of the total floor area of each level of the building including the thickness of external walls but excluding the space set aside for car parking or access thereto.

**Gross Leasable Area (G.L.A.):** means the area of all floor space capable of being occupied by a tenant for exclusive use, and is measured from the centre lines of joining partitions or walls and from the outside faces of external walls or the building alignment, including shop front, basements, mezzanines and storage areas.

**Grouped Dwelling:** means a dwelling which is one of a group of two or more dwellings on the same lot such that no dwelling is placed wholly or partly vertically above another, except where special conditions of landscape or topography dictate otherwise.

**Health Centre:** means any building(s) used as a maternity or x-ray centre, a district clinic, a masseur's establishment, or a medical clinic and can include ancillary services such as pathologists, radiologists and paramedicals.

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

**Heritage List:** means the Municipal Inventory, as amended from time to time, prepared by the Council pursuant to Section 45 of the Heritage of Western Australia Act 1990 (as amended), or such parts thereof as described in the Heritage List.

**Hobby Farm:** means the use of land for the agistment of horses, the growing of vegetables, fruit and flowers and the keeping of domestic poultry for private use only and not for commercial purposes or sale and shall include any buildings normally associated therewith.

**Holiday Cottage:** means two or more detached dwellings on one lot let for holiday purposes, none of which is occupied by the same tenant for a continuous period of more than 4 months.

**Home Occupation:** means a business or activity carried out within a dwelling house or the curtilage of a house by a person resident therein or within a domestic outbuilding by a person resident in the dwelling house to which it is appurtenant that:

- a. entails the conduct of a business, office or workshop only, and does not entail the retail sale or display of goods of any nature;
- b. does not cause injury to, or prejudicially affect, the amenity of the neighbourhood;
- c. does not detract from the residential appearance of the dwelling house or domestic outbuilding;
- d. does not entail employment of any person not a member of the occupier's household;
- e. does not occupy an area greater than 20 m<sup>2</sup>;
- f. does not display a sign exceeding 0.2 m<sup>2</sup> in area;
- g. in the opinion of the Council is compatible with the principal uses to which land in the zone in which it is located may be put;
- h. will not result in the requirement for a greater number of parking facilities than normally reserved for a single dwelling, and will not result in a substantial increase in the amount of vehicular traffic in the vicinity;
- i. does not entail the presence, parking and garaging of a vehicle of more than two (2) tonnes tare weight;

**Horse Stables:** means any land, building(s) and appurtenances thereto used for the keeping and agistment of horses.

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

**Hotel:** means any land or building(s) providing accommodation for the public the subject of a hotel licence granted under the provisions of the Liquor Licensing Act 1988 and may include a betting agency operated in accordance with the Totalisator Agency Betting Board Act 1960, but does not include a motel, tavern or boarding house the subject of a limited hotel licence or other licence granted under that Act.

**Incidental Use:** means the use of land in conjunction with, and ancillary to, the main use on the land.

**Industry:** means the carrying out of any process in the course of trade or business for gain, for and incidental to one or more of the following:

- a. the winning, processing or treatment of minerals;
- b. the making, altering, repairing or ornamentation, painting, finishing, cleaning, packing or canning or adapting for sale, or the breaking up or demolition of any article or part of an article;
- c. the generation of electricity or the production of gas;
- d. the manufacture of edible goods;

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

- (i) the carrying out of agriculture;
- (ii) on-site work on buildings or land; and,
- (iii) in the case of edible goods the preparation of food for retail sale from the premises.

**Industry—Cottage:** means a business, professional service, trade or light industry producing arts and craft goods which cannot be carried out under the provisions relating to a "home occupation" and which, in the opinion of Council:

- a. does not cause injury to, or prejudicially affect the amenity of, the neighbourhood;
- b. where operated in a Residential Zone, does not entail the employment of any person other than a member of the occupier's household;
- c. is conducted in an out-building which is compatible with the principal uses to which land in the zone in which it is located may be put;
- d. does not occupy an area in excess of 50 m<sup>2</sup>;
- e. does not display a sign exceeding 0.2 m<sup>2</sup> in area.

**Industry—Extractive:** means an industry which involves:

- a. the extraction of sand, gravel, clay, turf, soil, rock, stone, minerals, or similar substance from the land, and also includes the management of products from any of those materials when the manufacture is carried out on the land from which any of the materials so used is extracted, or on land adjacent thereto, and the storage of such materials or products;
- b. the production of salt by the evaporation of salt water.

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

**Industry—Hazardous:** means an industry which, when in operation and when all measures proposed to minimise its impact on the locality have been employed (including measures to isolate the industry from existing or likely future development on other land in the locality), would pose a



significant risk in relation to the locality, to human health, life or property, or to the biophysical environment. Examples of such industry include oil refineries and chemical plants but would generally exclude light, rural or service industries.

**Industry—Light:** means an industry;

- a. in which the processes carried on, the machinery used, and the goods and commodities carried to and from the premises, will not cause any injury to, or will not adversely affect the amenity of, the locality by reason of the emission of light, noise, electrical interference, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water or other waste products; and
- b. the establishment of which will not, or the conduct of which does not, impose an undue load on any existing or proposed service for the supply or provision of water, gas, electricity, sewerage facilities, or any other like services.

**Industry—Noxious:** means an industry which is subject to licensing as “Prescribed Premises” under the Environmental Protection Act 1986 (as amended).

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

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

**Intensive Agriculture:** means the use of land for the purposes of trade, commercial reward or gain, including such buildings and earthworks normally associated with the following:

- a. the production of grapes, vegetables, flowers, exotic and native plants, fruit and nuts;
- b. the establishment and operation of plant and fruit nurseries;
- c. the development of land for irrigated fodder production and irrigated pasture (including turf farms);
- d. the development of land for the keeping, rearing or fattening of pigs, poultry (for either egg or meat production), rabbits (for either meat, or fur production), and other livestock in feedlots;
- e. dairy milking sheds;
- f. the development of land for the keeping, rearing or fattening of other livestock above those stocking rates recommended by the Department of Agriculture in consultation with surrounding farmers for the applicable pasture type;
- g. aquaculture.

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

**Liquor Store:** means any land or building(s) the subject of a Store Licence granted under the provisions of the Liquor Licensing Act 1988 (as amended).

**Lot:** shall have the same meaning given to the term in, and for the purposes of, the Act, and “allotment” has the same meaning.

**Medical Centre:** means a building (other than a hospital) that contains, or is designed to contain, facilities, not only for the practitioner or practitioners mentioned under the interpretations of consulting rooms, but also for ancillary services such as chemists, pathologists and radiologists.

**Milk Depot:** means any land or building(s) to which milk is delivered for distribution to consumers but in which milk is not processed or pasteurised.

**Minister:** means the Minister for Planning and Heritage, or the Minister of the Western Australian Government responsible for town planning.

**Motel:** means any land or building(s) used, or intended to be used, to accommodate patrons in a manner similar to a hotel but in which special provision is made for the accommodation of patrons with motor vehicles and to which a licence under the Liquor Licensing Act 1988 has been granted.

**Motor Vehicles and Marine Sales Premises:** means any land or building(s) used for the display and sale of new or second hand motor-cycles, cars, trucks, caravans and boats, or any one or more of them, and may include the servicing of motor vehicles sold from the site.

**Motor Vehicle Repair:** means any land or building(s) used for the mechanical repair and overhaul of motor vehicles including tyre recapping, retreading, panel beating, spray painting and chassis reshaping.

**Motor Vehicle Wrecking:** means any land or building(s) used for the storage, breaking up or dismantling of motor vehicles and includes the sale of second-hand motor vehicle accessories and spare parts.

**Multiple Dwelling:** means a dwelling in a group of more than one where any part of a dwelling is vertically above part of any other and may include apartments, flats, penthouses, maisonettes and the like.

**Non-Conforming Use:** means any use of land or building(s) which was lawful immediately prior to the coming into operation of this Scheme, but is not in conformity with the provisions of this Scheme.

**Nursing Home:** means any building used for the care and medical treatment of the aged or infirm, or the physically or mentally handicapped.

**Office:** means a building, or part of a building, used for the conduct of administration, the practise of a profession, the carrying on of agencies, a post office, bank, building society, insurance office, estate agency, typist and secretarial services, or services of a similar nature, and where not

conducted on the site thereof, the administration of, or the accounting in connection with, a commercial or industrial undertaking.

**Open Air Display:** means the use of land as a site for the display and/or sale of goods and equipment.

**Owner:** in relation to any land includes the Crown and every person who jointly or severally, whether at law or in equity:

- a. is entitled to the land for an estate in fee simple in possession; or
- b. is a person to whom the Crown has lawfully contracted to grant the fee simple of the land; or
- c. is a lessee or a licensee from the Crown; or
- d. is entitled to receive, or is in receipt of, or, if the land were let to a tenant, would be entitled to receive the rents and profits thereof, whether as a beneficial owner, trustee, mortgagee in possession, or otherwise.

**Piggery:** shall have the same meaning given to it in, and for the purposes of, the Health Act 1911 (as amended).

**Poultry Farm:** means any land or building(s) used for hatching, rearing or keeping of poultry for either egg or meat production which does not constitute an offensive trade within the meaning of the Health Act, 1911-1990 (as amended).

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

**Public Utility:** means any work or undertaking constructed or maintained by a public authority or the Council as may be required to provide water, sewerage, electricity, gas, drainage, communications or other similar services.

**Public Worship—Place of:** means any land or buildings used primarily for religious activities, but does not include an institution for primary, secondary, or higher education, or a residential training institution.

**Restaurant:** means a building wherein food is prepared for sale and consumption on the premises and the expression shall include a licensed restaurant.

**Roadhouse:** means land and buildings used for the predominant purpose of a service station but incidentally including a cafe, restaurant and/or shop.

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

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

but does not include intensive agriculture.

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

**Sawmill:** means any land or buildings where logs or large pieces of timber are sawn, but does not include a joinery works.

**Service Station:** means any land or building(s) used for the retail sale of petroleum products and motor vehicle accessories and for carrying out greasing, tyre repairs and minor mechanical repairs to motor vehicles, but does not include a transport depot, panel beating, spray painting, major repairs or wrecking.

**Shop:** means any building wherein goods are kept, exposed or offered for sale by retail, or within which services of a personal nature are provided (including a hairdresser, beauty therapist or manicurist) but does not include a showroom, fast food outlet or any other premises specifically defined elsewhere in this part.

**Showroom:** means any building or part of a building used, or intended for use, for the purpose of displaying or offering for sale, by wholesale or retail, automotive spare parts, carpets, large electrical appliances, furniture, hardware or goods of a bulky nature, but does not include the sale by retail of foodstuffs, liquor or beverages, items of clothing or apparel, magazines, newspapers, books or paper products, china, glassware or domestic hardware, or items of personal adornment.

**Sign:** means a notice, message or display by means of a freestanding or fixed sign or hoarding.

**Structure Plan:** means a plan which indicates broad land use options for the development and subdivision of an area and provides a policy framework for such future subdivision and development.

**Take-Away Food Outlet:** means any land or building(s) used for the preparation, sale and serving of food to customers in a form ready to be eaten without further preparation primarily off the premises.

**Tavern:** means any land or building(s) the subject of a Tavern Licence granted under the provision of the Liquor Licensing Act 1988.

**Trade Display:** means any land or building(s) used for the display of trade goods and equipment for the purposes of advertisement.

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









APPENDIX 5  
SHIRE OF BODDINGTON  
TOWN PLANNING SCHEME NO. 2  
SPECIAL RESIDENTIAL ZONES

<b>Description of Land Comprised in Special Residential Zone</b>	<b>Provisions Relating to Special Residential Zones</b>
<p>Lots 2 and 3 of Boddington Town, Lot 52, Lot 1 of Boddington Town, Lot 56, portion of Boddington Town Lot 56, and Boddington Town Lots 57, 58, 59, 60, 62 and 67 all of which are situated in Pollard Street;</p> <p>Boddington Town Lot 55 situated in Williams Street;</p> <p>Boddington Town Lot 54 situated in King Street;</p> <p>Am No. 3 GG 18.1.85</p> <p>Boddington Lots 53, 67, 70 and 71, Lot 1 of Boddington Town Lot 72 and portion of Boddington Town Lot 72 situated in Adam Street; Boddington Town Lots 73 and 74 situated in Hakea Street; Boddington Town Lots 51, 63, 65 and 66 situated in Farmers Avenue; and</p> <p>Am No. 5 GG 17.10.86</p> <p style="margin-left: 100px;">Part of Williams Location 7051 Adams Street</p>	<ol style="list-style-type: none"> <li>1. The minimum lot size is 2,000m<sup>2</sup></li> <li>2. Subdivision shall generally be in accordance with the approved Subdivision Guide Plan or any variation approved by the Western Australian Planning Commission.</li> <li>3. That Council's prior approval to commence development is required for all development including Residential Dwelling.</li> <li>4. That not more than one single dwelling house per lot shall be erected.</li> <li>5. A person shall not construct or erect or commence to construct or erect—             <ol style="list-style-type: none"> <li>(a) a building within 10m of any boundary of a lot unless, where the topography or shape of the lot or flora thereon require otherwise, the Council approves a lesser setback and if it does so a person shall not construct or erect or commence to construct or erect a building within the setback approved by the Council;</li> <li>(b) a dwelling house having an internal floor area of less than 45m<sup>2</sup>;</li> <li>(c) a building in a manner or of materials that would in the opinion of the Council injure the amenity of the area or not blend in with the landscape.</li> </ol> </li> <li>6. In order to prevent over-stocking and other practices detrimental to the amenity of the zone, intensive agriculture pursuits and the breeding or keeping of animals for commercial gain is not permitted without the prior written approval of the Council; and in granting approval under this paragraph the Council may impose limits of stocking or any other conditions it thinks fit.</li> <li>7. In order to conserve the natural beauty of the locality, all existing groups of trees shall be retained unless their removal is authorised by the Council.</li> <li>8. All new lots shall be connected to the Town of Boddington reticulated water supply.</li> </ol>

APPENDIX 6  
SHIRE OF BODDINGTON  
TOWN PLANNING SCHEME NO. 2  
RURAL RESIDENTIAL ZONES

<b>Description of Land Comprised in Rural Residential Zone</b>	<b>Provisions Relating to Rural Residential Zones</b>
<ol style="list-style-type: none"> <li>1) Lot 1 of Williams locations 9204 &amp; 5339, and Williams locations 9205, 5020 and 15508, and part of Williams location 3082.</li> <li>2)* Lot 210 Crossman Road Williams Location 5339 Certificate of Title Volume 1521 Folio 650 and 651.</li> </ol>	<ol style="list-style-type: none"> <li>1) Subdivision shall generally be in accordance with the approved Subdivision Guide Plan or any variation approved by the Western Australian Planning Commission.</li> <li>2) No more than one single dwelling house will be permitted per lot.</li> <li>3) No building shall be constructed on a lot outside the building envelope for that lot as shown on the Subdivisional Guideline Plan.</li> </ol>

\* No. 2 added by Am No. 10 GG 24/11/92

**Description of Land Comprised in Rural Residential Zone****Provisions Relating to Rural Residential Zones**

- 3)\* Williams location 15745 Newmarket Road, Boddington (Old Boddington Golf Course).
- 4) In the interest of landscape preservation the Subdivisional Guideline Plan identifies tree preservation areas. No tree or substantial vegetation shall be removed from a tree preservation area without approval of the Council. As a condition of development approval, Council may require the planting of trees to enhance the general character and visual amenity of the special rural zone.
  - 5) No building shall be constructed of materials or colour which in the opinion of Council are undesirable for the locality.
  - 6) No dwelling shall be constructed with an internal floor area of less than 45 square metres.
  - 7) With the intention of preventing overstocking and other practices detrimental to the amenity of the zone, intensive agricultural pursuits and the breeding or keeping of animals for commercial gain are not permitted without the prior written approval of the Council. In granting approval under this paragraph the Council may impose limits of stocking or any other conditions it considers fit.
  - 8) For lots of 2 hectares or more no dwelling shall be occupied unless a roof water tank of capacity of not less than 90,000 litres is incorporated in the approved plans, and no dwelling unit shall be considered fit for human habitation unless such a tank has been installed and is operating.  
This clause shall not apply where:
    - (i) The lots created within the zone are supplied by normal Water Supply Authority mains.
    - (ii) The developer has produced evidence from some competent professional authority which satisfies Council that an adequate potable on-site water supply is available.
- 1) The minimum lot size shall be 2ha and subdivision shall generally be in accordance with the approved Subdivision Guide Plan or any variation approved by the Western Australian Planning Commission.
  - 2) No more than one single dwelling house will be permitted on the lot.
  - 3) In the interest of landscape preservation, Tree Preservation Areas have been defined on the Subdivision Guide Plan. No trees or substantial vegetation shall be removed or felled except where:
    - trees are dead, diseased or dangerous;
    - access to a building site is required and approved;
    - an area up to one metre in width for the purpose of erecting and maintaining a fenceline is required and approved by Council.

The removal of trees or substantial vegetation for any purpose other than the above exceptions shall require the consent of Council. As a condition of granting consent, Council may require tree planting in locations approved by Council.

\* No. 3 added by Am No. 11



**Description of Land Comprised in Rural Residential Zone**

**Provisions Relating to Rural Residential Zones**

Lot 4 of Williams Pt Lot 5339 and 15642.  
Crossman Road, Boddington.

- 4) With the intention of preventing overstocking, erosion or any other practices detrimental to the amenity within that zone, intensive agricultural pursuits and the breeding or keeping of animals for commercial gain shall not be permitted. Stocking rates will be in line with those recommended by the Department of Agriculture. Council may impose fencing requirements as a condition of its approval to protect substantial vegetation in the Tree Preservation Areas as shown on the Subdivision Guide Plan. Provision of adequate water supply to the stock may also be required as a condition of approval.
- 5) Any building and effluent disposal system must be located within the Building Envelopes defined on the Subdivision Guide Plan.
- 6) No dwelling shall be constructed or approved for construction unless an approved method of effluent disposal and a minimum of 92,000 litres water storage tank have been incorporated into the approved plans. No dwelling shall be considered fit for human habitation unless such supply of water and method of effluent disposal has been installed and is operating. To ensure adequate catchment exists to collect rain water, Council shall require that each lot has a minimum of 120m<sup>2</sup> of roof catchment.
- 7) Strategic firebreaks, as nominated on the Subdivision Guide Plan, shall be provided as a condition of subdivision and constructed to a standard approved by the Bush Fires Board and Council. Council shall require that individual landowners are responsible for the maintenance of a Strategic Firebreak where it crosses the landowner's lot.
- 8) No building shall be constructed of materials or colours which in the opinion of Council are undesirable for the locality.
- 9) All fencing within the Rural Residential Zone shall retain the rural character of the area and the use of asbestos, metal sheeting or wooden pickets shall be prohibited.

- 1) Subdivision should generally be in accordance with the Subdivision Guide Plan adopted by Council and endorsed by the Shire Clerk or any variation approved by the Commission.
- 2) Buildings on a lot must be located within the building envelope for that lot shown on the Subdivision Guide Plan, except that Council may permit a variation of the building envelope if it is satisfied that for reasons of topography or landscape preservation, such variation will not adversely affect the amenity of the area.
- 3) No tree or substantial vegetation may be removed from a vegetation protection area shown on the Subdivision Guide Plan except;
  - for trees which are dead, dying or diseased, or which are, in the opinion of Council, unsafe;
  - for a firebreak, accessway or fenceline;

**Description of Land Comprised in Rural Residential Zone**

**Provisions Relating to Rural Residential Zones**

- with the approval of Council, for a building and a fire protection area surrounding it.
- 4) Flood prone areas along the Hotham River shall only be revegetated by the respective landowners where required by the Council in consultation with the Water and Rivers Commission.
- 5) Any effluent disposal system located within 100 metres of a watercourse or drainage line shall be an Alternative Treatment Unit approved by the Health Department of Western Australia.

APPENDIX 7

TOWN PLANNING AND DEVELOPMENT ACT, 1928 (AS AMENDED)

SHIRE OF BODDINGTON

APPLICATION FOR PLANNING APPROVAL

1. Surname of Applicant ..... Given Names .....

Full Address ..... Postcode .....

2. Surname of Land Owner (if different from above) ..... Given Names .....

3. Submitted by .....

4. Address for Correspondence ..... Tel. No ..... Fax No .....

5. Locality of Development .....

6. Title Details of Land .....

7. Name of Road Serving Property .....

8. Description of Development ..... Nature and size of all buildings proposed ..... Materials to be used on external surfaces of buildings ..... General treatment of open portions of the site ..... Details of car parking and landscaping proposals ..... Approximate cost of proposed development ..... Estimated time for completion .....

..... Signature of Owner ..... Signature of Applicant or Agent  
 (Both signatures are required if applicant is not the owner)

..... Date ..... Date

NOTE: This form should be completed and forwarded to the Council together with 2 copies of detailed plans showing complete details of the development including a site plan showing the relationship of the land to the area generally. In areas where close development exists, or is in the course of construction, plans should show the siting of buildings and uses of lots immediately adjoining the subject land.

APPENDIX 8  
SHIRE OF BODDINGTON  
TOWN PLANNING SCHEME NO. 2

Notice of Public Advertisement of Planning Proposal

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

LAND DESCRIPTION

LOT NO ..... STREET .....  
PROPOSAL .....

.....  
.....  
.....  
.....  
.....

Details of the proposal are available for inspection at the Council office.  
Comments on the proposal may be submitted to the Council in writing on or before the ..... day of ..... 19..... .

.....  
CHIEF EXECUTIVE OFFICER DATE

APPENDIX 9  
TOWN PLANNING AND DEVELOPMENT ACT, 1928 (AS AMENDED)  
SHIRE OF BODDINGTON  
DECISION ON APPLICATION FOR PLANNING APPROVAL

The Council having considered the application  
Dated .....  
Submitted by .....  
On behalf of .....

hereby advise that it has decided to:  
REFUSE/GRANT APPROVAL—TO COMMENCE DEVELOPMENT  
TO DISPLAY AN ADVERTISEMENT

subject to the following conditions/for the following reasons:  
.....  
.....  
.....  
.....

.....  
CHIEF EXECUTIVE OFFICER DATE

APPENDIX 10  
CONTROL OF ADVERTISEMENTS

ADDITIONAL INFORMATION SHEET FOR ADVERTISEMENT APPROVAL  
(to be completed in addition to Application for Planning Approval)

1. Name of Advertiser (if different from owner):  
.....
2. Address in full: .....  
.....
3. Description of property upon which advertisement is to be displayed including full details of its proposed position within that property:  
.....  
.....  
.....  
.....

4. Details of Proposed Sign:  
 Height:..... Width:..... Depth: .....  
 Colours to be used: .....  
 Height above ground level—(to top of advertisement): .....  
 (to underside): .....  
 Materials to be used: .....  
 Illuminated: Yes/No  
 If yes, state whether steady, moving, flashing, alternating,  
 digital, animated or scintillating, etc: .....  
 If yes, state intensity of light source: .....

5. State period of time for which advertisement is required: .....

6. Details of signs, if any, to be removed if this application is approved:  
 .....  
 .....  
 .....

N.B. This application should be supported by a photograph or photographs of the premises showing superimposed thereon the proposed position for the advertisement and those advertisements to be removed detailed in 6. above.

Signature of Advertiser(s): .....  
 (if different from land owners) DATE

APPENDIX 11

EXEMPTED ADVERTISEMENT SCHEDULE

LAND USE AND/OR DEVELOPMENT REQUIRING ADVERTISEMENT	EXEMPTED SIGN TYPE AND NUMBER (Includes the change of posters on poster signs and applies to non-illuminated signs unless otherwise stated).	MAXIMUM AREA OF EXEMPTED SIGN
Dwelling	One professional name-plate as appropriate.	0.2m <sup>2</sup>
Home Occupation	One advertisement describing the nature of the home occupation.	0.2m <sup>2</sup>
Places of Worship, Meeting Halls and Places of Public Assembly.	One advertisement detailing the function and/or the activities of the institution concerned.	0.2m <sup>2</sup>
Shops, Showrooms and other uses appropriate to a Shopping Area.	All advertisements affixed to the building below the top of the awning or, in the absence of an awning, below a line measured at 5 metres from the ground floor level of the building subject to a compliance with the requirements of the Sign Hoarding and Bill Posting By-laws.	Not applicable
Industrial and Warehouse Premises	A maximum of 4 advertisements applied to or affixed to the walls of the building but not including signs which project above the eaves or the ridge of the roof of the building, and excluding signs projecting from a building whether or not those signs are connected to a pole, wall or other building. A maximum of two free-standing advertisement signs not exceeding 5m in height above ground level.	Total area of any such advertisements shall not exceed 15m <sup>2</sup> .  Maximum permissible total area shall not exceed 10m <sup>2</sup> and individual advertisement signs shall not exceed 6m <sup>2</sup> .
Showroom, race courses, major racing tracks, sports stadia, major sporting grounds and complexes.	All signs provided that, in each case, the advertisement is not visible from outside the complex or facility concerned either from other private land or from public places and streets.	N/A
Public Places and Reserves	a) Advertisement signs (illuminated and non-illuminated) relating to the functions of government a public authority or council of a municipality excluding those of a promotional nature constructed or exhibited by, or on behalf of any such body, and	N/A

LAND USE AND/OR DEVELOPMENT REQUIRING ADVERTISEMENT	EXEMPTED SIGN TYPE AND NUMBER (Includes the change of posters on poster signs and applies to non-illuminated signs unless otherwise stated).	MAXIMUM AREA OF EXEMPTED SIGN
	b) Advertisement signs (illuminated and non-illuminated) required for the management or control of traffic on any public road, car park, cycleway, railway or waterway where such advertisement has been constructed or exhibited by or at the direction of a Government department, public authority or the council of a municipality, and	N/A
	c) Advertisement signs (illuminated and non-illuminated) required to be exhibited by or pursuant to any statute or regulation or the like made pursuant to powers contained within a Statute provided that any such advertisement is constructed and/or exhibited strictly in accordance with the requirements specified therein.	N/A
Advertisements within Buildings	All advertisements placed or displayed within buildings which cannot ordinarily be seen by a person outside of those buildings.	N/A
All classes of buildings other than single family dwellings.	One advertisement sign containing the name, number and address of the building, the purpose for which the building is used or the name and address of the managing agent thereof.	0.2m <sup>2</sup>

## APPENDIX 12

## SHIRE OF BODDINGTON HERITAGE LIST

NO.	LOCATION	DESCRIPTION
1.	Lots 28, 29 & 30 Bannister Road, Boddington.	Boddington Hotel (0166).
2.	Reserve No.14666, Lot 13 Johnston Street, Boddington.	Old Road Board Office, now used as Senior Citizens Centre (0167).
3.	Pinjarra—Williams Roads, Marradong.	Homestead (0168).
4.	Pinjarra—Williams Roads, Marradong.	Homestead (0169).
5.	Marradong.	Marradong Hall (0170).
6.	Pinjarra—Williams Roads, Marradong.	St. Alban's Church (0171).
7.	Long Gully Road—over the Murray River Quindanning.	Long Gully Curved Bridge (3088).
8.	Albany Highway—over the Collie River Crossman.	Road Bridge built 1928 (3398).
9.	Adjacent to the Boddington Cemetery.	Grave of the Aborigine Dilyan.
10.		
11.		
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18.		

## ADOPTION

Adopted by resolution of the Council of the Shire of Boddington at the Ordinary Meeting of the Council held on the 20th day of September 1995.

J. A. NELSON, President.  
B. E. JONES, Shire Clerk.

## FINAL APPROVAL

Adopted for final approval by resolution of the Shire of Boddington at the Special Meeting of the Council held on the 22nd day of January 1997.

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

J. A. NELSON, President.  
B. K. FISHER, Acting Chief Executive Officer.

Recommended/Submitted for Final Approval.

EUGENE FERRARO, for Chairperson of the Western Australian Planning Commission.

Dated 29 January 1997.

Final approval granted.

G. KIERATH, Hon. Minister for Planning.

Dated 29 January 1997.

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## POLICE

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### PE401

#### ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Car Rally by members/entrants of the West Australian Car Club Inc on April 11th to 13th, 1997 between the hours of (1700 on 11th) and (1800 on 13th) do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Kennedy, Allen, Reservoir, Firewood, Gorries, Hairpin Bend, Nockine, Nipper, Dale, Slavery Lane, Trew, Oak Gorge, Kempie, David, Qualen, Beraking Pool, Tableland, connecting tracks as per map in Mundaring.

All participants to wear approved head protection at all times.

Dated at Perth this 13th day of February 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

### PE402

#### ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by member/entrants of the Masters Cycling Council of WA Inc on March 9th and 23rd, 1997 between the hours of 0900 and 1300 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Circuit Birrale Park from Bates Rd, left Batrass Rd, left Shaw Rd, left Beatrice Rd, and finish Bates Rd, (closed for brief period at finish of events) Innaloo.

All participants to wear approved head protection at all times.

Dated at Perth this 12th day of February 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

#### ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race (Pre-season Criterium Series) by members/entrants of the Karratha Cycle Club Inc on March 2nd and April 6th, 1997 between the hours of 1500 and 1700 do

hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Commencing Radley Dve, left Stickney Way, left Baynton Dve, and finish left Radley Dve, Karratha.

All participants to wear approved head protection at all times.

Dated at Perth this 13th day of February 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

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#### ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race (Pre-season Criterium Series) by members/entrants of the Karratha Cycle Club Inc on March 9th, 1997 between the hours of 1500 and 1700 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Commence Malus Rd, left Angle St, left Legendre Rd, left Balmoral Rd, and left to finish circuit, Malus Rd, Karratha.

All participants to wear approved head protection at all times.

Dated at Perth this 13th day of February 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

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#### ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race (Pre-season Criterium Series) by members/entrants of the Karratha Cycle Club Inc on March 23rd, 1997 between the hours of 1500 and 1700 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Commencing Campbell Cres, left Featherby Way and finish circuit Campbell Cres, Karratha.

All participants to wear approved head protection at all times.

Dated at Perth this 13th day of February 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

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#### ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race (Pre-season Criterium Series) by members/entrants of the Karratha Cycle Club Inc on March 30th, 1997 between the hours of 1500 and 1700 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Commence Chirrata Rd, left King Way, left Orkney Rd and finish circuit left Chiratta Rd, Karratha.

All participants to wear approved head protection at all times.

Dated at Perth this 13th day of February 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

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#### PE403

#### ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Foot Race by members/entrants of the WA Marathon Club Inc on

April 20th, 1997 between the hours of 0700 and 0930 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the extreme right hand side of the carriageway on—Pine Tce, Owen Rd, Brook Road path, Harold St, Burkinshaw Rd, Tillbrook St, Glen Forrest Dve, Hardey Rd, Thomas Rd, Charles Rd, Jacoby St and return same route, Darlington to Mundaring.

Dated at Perth this 17th day of February 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

#### ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Foot Race by members/entrants of the WA Marathon Club Inc on August 17th, 1997 between the hours of 0730 and 1030 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the extreme right hand side of the carriageway on—Commencing at Helena Valley Primary School, Helena Valley gravel track parallel with Helena Valley Road to Mundaring Weir Rd and finish at Jacoby Park, Paulls Valley.

Dated at Perth this 17th day of February 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

#### PE404

#### ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Triathlon by members/entrants of the Katanning Tri-Sport Association Inc on March 8th and 9th, 1997 between the hours of (Saturday 1400 and 1800) and (Sunday 0630 and 1400) do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to—On Saturday, cycle/run—Park St (Adam to Daping). Sprints—Conroy St (from Clive to Bokarup). Sunday, Cycle—Conroy, Olive, Adam, Braeside, Van Zuilecom and return. Run—Park St on the closed sections, Katanning.

Dated at Perth this 18th day of February 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

#### ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Triathlon (swim-cycle-run) by members/entrants of the Triathlon WA on March 16th, 1997 between the hours of 0730 and 0930 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to—Running along cycle path for 2.5km and return. Cycle Whitfords Ave, Hepburn Ave, Marmion Ave, Flinders Ave and Whitfords Ave (two laps), Hillarys.

Dated at Perth this 18th day of February 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

#### ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Triathlon by members/entrants of the Womens Sport Foundation of WA on March 23rd, 1997 between the hours of 0830 and 1000 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to—James St, Jetty Rd car park, The Esplanade, Norseman Rd, turn at island prior to Norseman and Fisheries intersection and return to James St, Esperance.

Dated at Perth this 18th day of February 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).



**ROAD TRAFFIC ACT 1974**

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Triathlon (swim-cycle-run) by members/entrants of the Triathlon WA on April 6th, 1997 between the hours of 0730 and 0945 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to—Cycle—left hand side Challenger Pde, left West Coast Hwy (restricted by witches hats) left Oceanic Dve, right Fred Burton Way, and re-enter West Coast Hwy and return to access road from Surf Club car park, Floreat. Run—north from Transition area along cycle path.

All participants to wear approved head protection at all times.

Dated at Perth this 4th day of February 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

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**PREMIER AND CABINET**


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**PR401****RETENTION OF TITLE "HONOURABLE"**

It is hereby notified for public information that His Excellency the Governor, on behalf of Her Majesty the Queen, has approved of the retention of the title "Honourable" by the following persons—

- (a) who served as Members of the Executive Council of Western Australia for a period in excess of three years—

Hon. R. K. Nicholls MLA

Hon K. J. Minson MLA

Hon. R. L. Wiese MLA

Hon. R. K. Lewis

- (b) who served as Speaker of the Legislative Assembly for a period in excess of three years—

Hon. J. G. Clarko

M. C. WAUCHOPE, Chief Executive,  
Office of State Administration.

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**RACING, GAMING AND LIQUOR**


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**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
<b>APPLICATIONS FOR TRANSFER OF LICENCE</b>			
1580/96	Francois Joseph Marie Morvan	Application for the transfer of a Restaurant licence in respect of premises situated in Broome and known as Annelies Swiss Restaurant, from Paul Keller & Annelies Keller.	24/2/97
1581/96	Renaissance Australia Pty Ltd	Application for the transfer of a Hotel Restricted licence in respect of premises situated in Perth and known as The Sebel of Perth, from Wisecode Holdings Pty Ltd.	25/2/97
1582/96	Pacific Motel (WA) Pty Ltd	Application for the transfer of a Restaurant licence in respect of premises situated in Highgate and known as Blue Hawaii Restaurant, from Harold Norman D'Lemos.	24/2/97

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR TRANSFER OF LICENCE—<i>continued</i></b>			
1583/96	PJKN Enterprises Pty Ltd	Application for the transfer of a Liquor Store licence in respect of premises situated in Guilderton and known as Moore River Liquor Store, from Kim Ernest Gravenall (Anors).	25/2/97
1584/96	Wasil Nicholi Poliwka	Application for the transfer of a Hotel licence in respect of premises situated in Albany and known as Albany Hotel, from Shebo Nominees Pty Ltd (Anors).	25/2/97
1585/96	Chieftain Pty Ltd	Application for the transfer of a Liquor Store licence in respect of premises situated in Halls Head and known as Halls Head Liquor Store, from Kevin Charles Gregg & Leeann Gregg.	25/2/97
1586/96	Rymar Holdings Pty Ltd	Application for the transfer of a Liquor Store licence in respect of premises situated in Fremantle and known as Fremantle Liquor Warehouse, from Admetus Nominees Pty Ltd.	25/2/97
1587/96	David George Young & Am-Kathrin Young	Application for the transfer of a Hotel licence in respect of premises situated in Donnybrook and known as Railway Hotel, from Silknote Holdings Pty Ltd.	6/3/97
1588/96	Rafael Arias	Application for the transfer of a Restaurant licence in respect of premises situated in Mt Hawthorn and known as Locos Spanish Tapas Restaurant, from Rafael Arias & Claudio Romano.	26/2/97
1589/96	Hay Properties Pty Ltd	Application for the transfer of a Tavern licence in respect of premises situated in York and known as York Hotel, from Steve Slavko Zec.	26/2/97
1590/96	Ferry Holdings Pty Ltd	Application for the transfer of a Restaurant licence in respect of premises situated in Nedlands and known as Rocktons Cafe & Restaurant, from Talleris Pty Ltd.	26/2/97
1591/96	Haskin Pty Ltd	Application for the transfer of a Hotel licence in respect of premises situated in Katanning and known as Royal Exchange Hotel, from Louis Paul Rumenos & Catherine Rumenos.	27/2/97
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
997/96	Dial Sukiyaki Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Leederville and known as Banzai Sushi & Noodle Bar.	13/3/97

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

H. HIGHMAN, A/Director of Liquor Licensing.

## RAILWAYS

### RB401

#### WESTERN AUSTRALIAN GOVERNMENT RAILWAYS

Railways Working Account for quarter ended 11 January 1997 (as required by section 59 of the Government Railways Act).

1. Revenue and Expenditure	\$'000
Revenue .....	124 466
Expenditure .....	113 771
Surplus .....	10 695

2. Fixed Assets	\$'000
At cost less depreciation (as at 11 January 1997)	972 793

ROSS DRABBLE, Commissioner of Railways.

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## SALARIES AND ALLOWANCES TRIBUNAL

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**SD401**

**SALARIES AND ALLOWANCES ACT 1975**  
**SALARIES AND ALLOWANCES TRIBUNAL**  
Variation of the Determination dated 11 June 1996  
Second Schedule—Part 1

Insert—

**S LOTTERIES COMMISSION:**  
Chief Executive Officer—(S1)  
With effect from 8 October 1996

Vary—

**P PUBLIC SECTOR STANDARDS COMMISSION:**  
Commissioner—(S7)  
With effect from 25 March 1997

Dated at Perth this 4th day of February 1997.

R. H. C. TURNER, Chairman.  
J. A. S. MEWS, Member,  
Salaries and Allowances Tribunal.

**SD402**

**SALARIES AND ALLOWANCES ACT 1975**  
**SALARIES AND ALLOWANCES TRIBUNAL**  
Determination  
Second Schedule—Part 1

**S FISHERIES DEPARTMENT:**

Director—(S3)  
Dated at Perth this 27th day of November 1996.

B. J. COLLIER, Chairman.  
R. H. C. TURNER, Member.  
J. A. S. MEWS, Member,  
Salaries and Allowances Tribunal.

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## STATE REVENUE

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**SX301**

**DEBITS TAX ASSESSMENT ACT 1990**  
**DEBITS TAX ASSESSMENT REGULATIONS 1997**

Made by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Debits Tax Assessment Regulations 1997*.

**Exempt debits (s. 3 (1))****2. Where —**

- (a) as a result of —
- (i) the closure of a branch or the amalgamation of branches of a financial institution;
  - (ii) any conversion, updating or relocating of data processing systems within a financial institution; or
  - (iii) the loss of an account-holder's electronic banking card,
- an amount is debited to an account with a financial institution solely for the purpose of closing that account; and
- (b) a new account for that amount is established by that financial institution in the same account-holder's name,

the debit referred to in paragraph (a) is of a class prescribed for the purposes of paragraph (d) of the definition of "exempt debit" in section 3 (1) of the Act.

**Prescribed debits (s. 4 (2))**

3. (1) For the purposes of section 4 (2) of the Act a debit to an account held by an employer made solely for the purpose of the payment of wages is prescribed.

(2) In subregulation (1) "employer" and "wages" have the meanings given to them by section 3 (1) of the *Pay-roll Tax Assessment Act 1971*.

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.

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**TRANSPORT**


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TR401

**WESTERN AUSTRALIAN MARINE ACT 1982**

## NAVIGABLE WATERS REGULATIONS

## (A) Restricted Speed Areas—All Vessels

## (B) Water Ski Areas

## (C) Closure of Navigable Waters

Acting pursuant to the powers conferred under section 66(d) and 67 of the Western Australian Marine Act, the Department of Transport by this notice—

(A) Revokes paragraph (B)6 of the notice published in the *Government Gazette* of 25 October 1991 relating to the five (5) knot speed limit within the City of Bunbury, Lower Leschenault Inlet, providing however that such revocation is only applicable between the hours of 9.00am to 5.00pm Saturday 1 March 1997, 7.00am to 7.00pm Sunday 2 March 1997 and 10.00am to 7.00pm Monday 3 March 1997 and only applies to bona fide participants of the Peters Aqua Spectacular.

(B) Defines and sets aside all those navigable waters of the Lower Leschenault Inlet Bunbury downstream of Anglesea Island for the purpose of water skiing providing however that such use of the water for water skiing is restricted to those approved participants involved in the Peters Aqua Spectacular between the hours of 6.00pm and 7.00pm on Sunday 2 March and Monday 3 March 1997.

(C) Revokes paragraph a(7)(ii) of the notice published in the *Government Gazette* dated 27 January 1995 relating to the closure of navigable waters area within Koombana Bay Bunbury providing however that such revocation is only applicable between the hours of sunset on Friday 28 February 1997 and sunrise on Tuesday 4 March 1997.

CHRISTOPHER ROBERT WHITAKER, Director General of Transport.

**WATER****WA401****WATER BOARDS ACT 1904**

For the purpose of making an appointment to the Busselton Water Board His Excellency the Governor acting pursuant to the powers conferred by sections 10 and 10A of the Water Boards Act 1904 as amended and on the recommendation of the Minister for Water Resources has been pleased on the 11th day of February 1997 to appoint—

Mr Robert Tognela as Member to 31 May 1999

J. PRITCHARD, Clerk of the Council.

**TENDERS****ZT201**

MAIN ROADS  
WESTERN AUSTRALIA

*Tenders*

Advertised from 12/2/97 to 18/2/97

Tenders are invited for the following projects.

Information on these Tenders is available from the Contracts Officer, Supply Branch, Don Aitken Centre, Waterloo Crescent, East Perth.

Tender No.	Description	Closing Date
		1997
495/96	Road Construction, Marandoo-Great Northern Highway .....	18 March
557/96	Provision of Reception, Switchboard and Word Processing Services, Carlisle .....	4 March
567/96	Culvert Construction Marandoo-Great Northern Highway Mt Bruce Section .....	5 March
569/96	Provision of Cleaning Services for Main Roads Materials & Pavement Technology offices, Welshpool .....	28 February
96D50	Purchase & Removal of C/Cab Truck and Crane .....	28 February
96D51	Purchase & Removal of Road Broom, Crane, Trailer, Genset Skid, C/Cab T/Top Truck .....	28 February
96D52	1963 Roppa Office/Sleeper Caravan, 1980 Baravan 4 Berth Sleeper Caravan .....	4 March
96D53	Purchase & Removal of Pneumatic Breaker, Submersible Pumps, Genset, Concrete Saw, Concrete Mixer, Tandem Axle Trailer .....	4 March
96D54	Purchase & Removal of Isuzu C/Cab Tip Truck, T/Top Truck and Crane	5 March

**ZT202***Acceptance of Tenders*

Contracts Awarded from 12/2/97 to 18/2/97

Contract No.	Description	Successful Tenderer	Amount \$
672/95	Road and Bridge Construction, Stage 2, Roe Highway, Wimbledon Rupert Street Connection	Henry Walker Contracting Pty Ltd	19 548 721.99
174/96	Provision of Road Design Engineering Service, South West Region	WML Consultants .....	49 790.00
317/96	Road and Bridge Construction Bridge No. 1444 on Mills Road, Ord River Farm Project	JJ McDonald Engineering Pty Ltd	9 304 126.43
344/96	Supply and Delivery of Metal Sign Posts and Traffic Signal Posts	<ul style="list-style-type: none"> <li>• Advanced Metal Industries</li> <li>• Fencing Unlimited .....</li> <li>• Knox Engineering Services P/L .....</li> </ul>	5 130.00 76 734.00 32 953.32

MAIN ROADS—*continued*  
*Acceptance of Tenders—continued*  
 Contracts Awarded from 12/2/97 to 18/2/97

Contract No.	Description	Successful Tenderer	Amount \$
406/96	Provision of Services to Develop Road Strategies	<ul style="list-style-type: none"> <li>• ARRB Transport Research (WA)</li> <li>• Arthur Andersen</li> <li>• BSD Consultants</li> <li>• Barrington Consulting Group</li> <li>• Biostat</li> <li>• CMPS &amp; F Pty Ltd</li> <li>• CT &amp; A Consulting</li> <li>• Connell Wagner (WA) Pty Ltd</li> <li>• Croxon Management Solutions</li> <li>• Deakin Consulting Pty Ltd</li> <li>• Deloitte Touche Tohmatsu</li> <li>• Dept of Public Health, Road Accident &amp; Prevention</li> <li>• Dialogue Media P/L</li> <li>• Estill &amp; Associates</li> <li>• Goble-Garratt and Associates</li> <li>• Golder &amp; Associates</li> <li>• Gutteridge Haskins &amp; Davey Pty Ltd</li> <li>• Halpern Glick Maunsell Pty Ltd</li> <li>• Institute for Research in Safety &amp; Transport</li> <li>• John B Cox</li> <li>• Kinhill Engineers Pty Ltd</li> <li>• L Millar &amp; Associates</li> <li>• Liz Pattison Pty Ltd</li> <li>• Ove Arup &amp; Partners</li> <li>• Price Waterhouse Urwick</li> <li>• Sally Jetson and Associates Pty Ltd</li> <li>• Water &amp; Energy Savers</li> </ul>	Panel Contract
96D43	Disposal of Assorted Concrete Pipes, Other Concrete Products, Sections of Bridge Decking, Steel/Concrete Pylon	John Bradley .....	226.00
		Recycling Centre .....	45.00
96D44	Purchase, Dismantling and Removal of Shelves and Racks at Main Roads' ex-Carlisle Store	Aquip Machinery .....	3 300.00
		Colm O'Hagan .....	1 750.00

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
<i>Supply &amp; Delivery</i>			
February 14	RFT 126/97	Supply of Cleaning Products for the Disability Services Commission .....	March 6

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
<i>Registration of Interest</i>			
February 14	EOI 116/97	Future Use of Central Government Buildings Consultant firms with relevant experience are invited to register interest in undertaking this consultancy service. The scope of service includes: <ul style="list-style-type: none"> <li>• Preparation of a brief for calling of Expression of Interest for Future Use of the Central Government Buildings.</li> <li>• Investigate and document requirements relating to the precinct including heritage, planning and zoning issues.</li> </ul> Enquiries: Bob Allen, telephone: (09) 222 5485 .....	February 27
<i>Provision of Service</i>			
February 7	RFT 92/97	Provision of Journalistic Expertise on the Public Sector Magazine, 'Intersector' for the Public Sector Management Office .....	February 27
February 14	RFT 129/97	Consultancy for the Provision of a Cost Recovery Analysis of the Fisheries Department of Western Australia .....	February 27
February 14	RFT 114/97	Provision of a Financial Attest Audit of WA Department of Training TAFE College's Special Purpose Financial Statements .....	March 6
February 21	RFP 81/97	Provision of a Range of Contract Support Services including Electronic Commerce Management, CICS, MVS and Adabas Systems Programming, IMS and DB2 Database Support, JES2/JES3 Console Operations, Unix Systems Administration and Oracle Database Administration Support & Data Communications Support for the Bureau Services Branch of CAMS. Enquiries: Rex George, Manager Bureau Services, telephone: (09) 264 4962 .....	March 21

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.

February 12, 1997.

**ZT302***Accepted Tenders*

Schedule No.	Particulars	Contractor	Rate
<i>Supply &amp; Delivery</i>			
107A1996	Classroom Furniture, School Desks & Chairs	Para Quad Industries Sebel Furniture Ltd Toodyay Cabinet Works	Details on request
<i>Provision of Service</i>			
393A1996	Skills Training for the Aggression Control Programme on behalf of the Ministry of Justice	Centrecare Marriage & Family Services	Details on request

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**PUBLIC NOTICES**

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**ZZ101****PUBLIC TRUSTEE ACT 1941**

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

Dated at Perth the 14th day of February 1997.

K. E. BRADLEY, Public Trustee,  
565 Hay Street, Perth WA 6000.

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Name of Deceased; Address; Date of Death; Date Election Filed.

Cox, Eva; Bentley; 2nd January 1997; 6th February 1997.

Harris, Walter Ernest William; Nedlands; 5th October 1996; 6th February 1997.

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**ZZ102****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 21st March 1997, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Back, Eiluned, formerly of Unit 217 Tranby Units "Rowethorpe", Hillview Terrace, Bentley, late of Trinity Lodge "Rowethorpe", Hillview Terrace, Bentley, died 22/1/97. (DEC 298997 DA4)

Baker, Vera Margaret, late of Concorde Nursing Home, 25 Anstey Street, South Perth, died 13/1/97. (DEC 298713 DA3)

Bowra, Mervyn Charles, late of 18 Nestor Way, Silver Sands, died 11/1/97. (DEC 299010 DA2)

Brown, Ronald, late of 7 Harlow Place, Calista, died 2/12/96. (DEC 298194 DP3)

Buddee, Thomas, late of 10 Nicholl Street, Mundaring, died 5/7/96. (DEC 295051 DE2)

Burns, Francis McCartan, formerly of 12/8 Hewett Way, Balga, late of Leighton Nursing Home, 40 Florence Street, West Perth, died 7/1/97. (DEC 299127 DC4)

Dods, Archibald Frederick, late of 76 Cleveland Street, Dianella, died 13/1/97. (DEC 298714 DS3)

Evans, Rita Gwendoline, late of 89 Barrisdale Lodge, Kingsley, died 17/11/96. (DEC 289329 DG2)

Formby, Jean Catherine, late of 15 Pycombe Way, Balga, died 26/1/97. (DEC 299060 DS4)

Greenhouse, Nora Margery, late of 32 McKinlay Avenue, Padbury, died 27/1/97. (DEC 299013 DL4)

Grigson, Vera May, late of 15A Mandarin Court, Craigie, died 7/1/97. (DEC 299179 DP4)

Hosking, Enid Alice Valmai, formerly of 7/95 Matheson Road, Applecross, late of Carinya Nursing Home, 41 Bristol Avenue, Bicton, died 23/1/97. (DEC 299194 DC2)

Howlett, Kathleen Rose, late of Charles Jenkins Hospital, Rowethorpe, Bentley, died 2/2/97. (DEC 299161 DS4)

Keane, Alice Frances, formerly of 20 Rosebery Street, Bayswater, late of Sarah Hardey Nursing Home, 57 Monmouth Street, Mount Lawley, died 7/12/96. (DEC 299157 DG4)

Kelly, Raymond Douglas, late of 15/83 Rennie Crescent, Hilton, died 10/11/96. (DEC 297319 DE3)

McLean, Winifred, late of 25 Victoria Street, Mosman Park, died 30/1/97. (DEC 299223 DC4)

Ovey, Rita Lily Louisa, late of 37 Barbican Street, Shelley, died 30/1/97. (DEC 299028 DC2)

Pritchard, Mervyn Loylar, late of Brookton Nursing Home, 9 Lennard Street, Brookton, died 9/11/96. (DEC 297292 DD3)

Reading, Eric, late of 30 Hampton Street, Karrinyup, died 4/2/97. (DEC 299143 DA3)

Robinson, Nellie Myrtle, late of 32/50 Pollard Street, Glendalough, died 24/1/97. (DEC 299149 DL3)

Simonsohn, Erich, formerly of 23/26 Glyde Street, Mosman Park, late of 7/26 Glyde Street, Mosman Park, died 2/12/96. (DEC 297980 DA3)

Tomson, Margaret Jane Morrison, late of Home of Peace, Pioneer Drive, Edgewater, died 29/1/97. (DEC 299142 DG3)

Vaughan, Colin John, late of 19 Newby Street, Lancelin, died 27/1/97. (DEC 299026 DD1)



Warner, Gracie Kathleen, also known as Warner, Grace Kathleen, late of Room 2 Karri House, Geneff Village, 39 Hertha Road, Innaloo, died 29/1/96. (DEC 299004 DG3)

Williamson, Roy Edwin, late of 390A Coode Street, Dianella, died 22/1/97. (DEC 298971 DL4)

Wills, Mary Josephine, late of 67D Wellaton Street, Midvale, died 16/12/96. (DEC 298178 DA4)

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

**ZZ201****TRUSTEES ACT 1962**

In the estate of the late John Elgy Singleton of Carlisle Nursing Home, Carlisle previously of 280 George Street, Queens Park in the State of Western Australia Retired Registered Builder deceased 18 December 1996. Creditors and others persons having claim (to which section 63 of the Trustees Act 1962 relates) are required by the Solicitor for the Executrix Michael Rennie of PO Box 522 Victoria Park WA 6979 to send particulars of their claims to him by the 20 March 1997 after which date the Solicitor for the Executrix may convey or distribute the assets having regard only to the claims of which he then has notice.

**ZZ202****TRUSTEES ACT 1962**

In the estate of the late Audrie Eveline Hundgerford of Cygnet Lodge, Rowethorpe, Bentley previously of 61 Nicholson Road, Cannington in the State of Western Australia Home Duties deceased 10 September 1996. Creditors and others persons having claim (to which section 63 of the Trustees Act 1962 relates) are required by the Solicitor for the Executors Michael Rennie of PO Box 522 Victoria Park WA 6979 to send particulars of their claims to him by the 20 March 1997 after which date the Solicitor for the Executors may convey or distribute the assets having regard only to the claims of which he then has notice.

**ZZ203****TRUSTEES ACT 1962**

Creditors and other persons having claim (to which section 63 of the Trustees Act relates) in respect of the undermentioned deceased persons are required to send particulars of their claims to the Executors of care of Kott Gunning, 15 William Street, Perth by the 28th March 1997 after which date the Trustees may convey or distribute the assets having regard only to the claims of which notice has been given.

Surname, Given Names; Address; Occupation; Date of Death.

Vlahov, Rose; 372 Main Street, Balcatta; Home Duties; 21st May 1996.

Goulios, Steriani; Villa Terenzio, Cabrini Road, Marangaroo; Home Duties; 23rd November 1996.

Bonakey, Evangeline; 40 Milton Street, Yokine; Home Duties; 24th November 1996.

Batty, Stephen John; 39 Lofthouse Avenue, Eaton; Prison Officer; 16th December 1996.

Clark, Colin McKenzie; 3 Hubble Street, Carnarvon; Planter; 22nd December 1996.

Morley, Alfred William; 21 Moore Street, Kellerberrin; Farmer; 25th December 1996.

Magee, Stephen Bernard; 27 Lockwood Street, Yokine; Self-Employed; 18th January 1997.

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

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the Estate of the undermentioned deceased persons, are required by Perpetual Trustees W.A. Ltd of 89 St George's Terrace, Perth, to send particulars of their claims to the Company, by the undermentioned date, after which date the said Company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following expire one month after the date of publication hereof.

Clay, Thelma Maud, late of 82 Harborne Street, Wembley WA 6014, Femme Sole, died 21 January 1997.

Eggleston, Margery Helen Davenport, late of 1/2 Waroonga Road, Nedlands WA 6009, Widow, died 22 January 1997.

Howarth, Dennis Arnold, late of Portion 545, 15 Mile Sogeri Road, Port Moresby, PNG, Accountant, died 19 October 1992.

McBride, Ivy Rose, late of Unit 20, Halls Head Village, Hungerford Avenue, Halls Head WA 6210, Widow, died 12 January 1997.

Philp, David Morgan, late of 17 Victoria Street, St James WA 6102, Retired Mosaic Floor Tiler, died 22 January 1997.

Sewell, Frances Annie, late of McDougall Park Nursing Home, 18 Ley Street, Como WA 6152, Spinster, died 13 January 1997.

Sheridan, Lily May, late of Adelphi Nursing Home, 29 Neville Street, Bayswater WA 6053, Widow, died 28 January 1997.

White, Owen Leonard, late of 37 Woodchester Road, Nollamara WA 6061, Retired Clerk, died 2 February 1997.

Dated this 19th day of February 1997.

D. R. CLARK, State General Manager.

WESTERN AUSTRALIA

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