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JOHN A. STRIJK,
Government Printer.

AGRICULTURE

AG401

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976Agriculture Protection Board,
South Perth.

Acting pursuant to the powers granted by section 13 of the Agriculture and Related Resources Act 1976 and effective from the 1 July 1997, the Agriculture Protection Board hereby—

- (i) abolishes Zone 1A, prescribed as that portion of the State comprising of the Shires of Wyndham-East Kimberley and Halls Creek, and;
- (ii) abolishes Zone 1B, prescribed as that portion of the State comprising of the Shires of Broome and West Kimberley, and;
- (iii) constitutes that portion of the State comprising of the Shires of Wyndham-East Kimberley, Halls Creek, Broome and West Kimberley, a zone and assigns the prescribed zone the name 'Zone 1'.

Dated 29 April 1997.

KERYL ENRIGHT, Chairman,
Agriculture Protection Board.

AG402

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976Agriculture Protection Board,
South Perth.

Acting pursuant to the powers granted by section 15 and 16 of the Agriculture and Related Resources Act 1976, the Agriculture Protection Board hereby—

- (i) cancels the appointment of the following persons as members of the Zone Control Authority designated—
Stephen Tonkin (Zone 9)
William John Scott (Zone 3)
- (ii) appoints Mr William Fitzgerald to be a member of the Zone 3 Control Authority, designated to hold office until 1 August 1999.

Dated 29 April 1997.

K. ENRIGHT, Chairman,
Agriculture Protection Board.

BUSH FIRES BOARD

BU401

BUSH FIRES ACT 1954
APPOINTMENT OF BOARD MEMBERS
Section 8

Correspondence No. A1

It is hereby notified that His Excellency the Governor in Executive Council pursuant to the powers contained in section 8 of the Act has appointed the following Member and Deputy Member to the Bush Fires Board—

- Superintendent Robert Charles Kucera as Deputy Member representing the Western Australian Police for a term expiring on 10 May 1999.
- Councillor Lester Dickson as Member representing the Western Australian Municipal Association for a term expiring on 10 May 1999.

Dr C. J. BACK, Chief Executive Officer.

COMMERCE AND TRADE

CE301

**REGIONAL DEVELOPMENT COMMISSIONS ACT 1993
REGIONAL DEVELOPMENT COMMISSIONS AMENDMENT
REGULATIONS 1997**

Made by the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Regional Development Commissions Amendment Regulations 1997*.

Principal regulations

2. In these regulations the *Regional Development Commissions Regulations 1994** are referred to as the principal regulations.

[* *Published in Gazette 1 March 1994, p. 779-82.*]

Regulations 2 to 10 repealed and substituted and a transitional provision

3. (1) Regulations 2, 3, 4, 5, 6, 7, 8, 9 and 10 of the principal regulations are repealed and the following regulation is substituted —

“

Appointed members of Boards

2. For the purposes of section 15 (1) (b) of the Act, the board of management of a commission is to have 9 appointed members of whom —

- (a) 3 are to be persons who are resident in the commission's region and nominated in accordance with regulation 11;
- (b) 3 are nominated by local governments in that region in accordance with regulation 12; and
- (c) 3 are to be appointed at the Minister's discretion.

”

(2) From the commencement of these regulations until the 1 July 1997, the board of management of the Gascoyne Development Commission, the Great Southern Development Commission or the South West Development Commission is not to be taken to be improperly constituted due to the fact that it does not comply with regulation 2 of the principal regulations if it complies with regulation 2, 4 or 9 (whichever is relevant) of the principal regulations as in force before the commencement of these regulations.

Regulation 11 amended

4. Regulation 11 (1) of the principal regulations is amended by deleting “2 (b), 3 (b), 4 (b), 5 (b), 6 (b), 7 (b), 8 (b), 9 (b) and 10 (b)” and substituting the following —

“ 2 (a) ”.

Regulation 12 amended

5. (1) Regulation 12 (1) of the principal regulations is amended by deleting “2 (c), 3 (c), 4 (c), 5 (c), 6 (c), 7 (c), 8 (c), 9 (c) and 10 (c)” and substituting the following —

“ 2 (b) ”.

(2) Regulation 12 (1) (a) and (b) of the principal regulations is amended by deleting "government authorities or wards" and substituting in both places the following —

" governments ".

(3) Regulation 12 (1) (a) of the principal regulations is amended by deleting "authorities or wards" and substituting the following —

" local governments ".

(4) Regulation 12 (2) of the principal regulations is amended by deleting "government authorities and/or wards" and substituting the following —

" governments ".

(5) Regulation 12 (2) (i) of the principal regulations is amended by deleting "authorities or wards" and substituting the following —

" local governments ".

By Command of the Governor,

J. PRITCHARD, Clerk of the Executive Council.

LAND ADMINISTRATION

LB702

SCHEDULE No.: A17/1997
EXCO. No. 0362
DOLA 70/1997

TOWN PLANNING AND DEVELOPMENT ACT 1928
LAND ACQUISITION AND PUBLIC WORKS ACT 1902
NOTICE OF RESUMPTION OF LAND

For the purposes of the public work described in the Schedule, the land described in the Schedule ("the resumed land") has been set apart, taken or resumed. A plan and a more particular description of the resumed land may be inspected between 8.00 a.m. and 5.00 p.m. on working days at: Department of Land Administration, Midland Square, Midland.

The resumed land shall, by force of the Town Planning and Development Act 1928 and Land Acquisition and Public Works Act 1902, be vested in Her Majesty for an estate in fee simple (except those lands being under the Land Act or dedicated or reserved for a public purpose, which will be vested in Her Majesty absolutely) for the public work, freed and discharged of all trusts, mortgages, charges, obligations, estates, interest, right-of-way, or other easements whatsoever.

SCHEDULE

1. Public Work: Creation of public street, Seymour Boulevard (Road No. 18831). Road Number 18831 to extend through to Naturaliste Terrace.

Local Authority: Shire of Busselton

Plan/Diagram No. showing Land resumed: Diagram 92941

Council Resolution Date: 12 July, 1995. DOLA Ref: 1418/1983

| Owner or Reputed Owner | Occupier or Reputed Occupier | Description | Area (approx.) |
|---------------------------------|---------------------------------|--|--------------------|
| Camden Park Enterprises Pty Ltd | Camden Park Enterprises Pty Ltd | Part of Lot 129 on Diagram 64775 being part of the land contained in Certificate of Title Volume 1810 Folio 311. | 3246m ² |

Dated 15 April 1997.

DOUG SHAVE, Minister for Lands.

Dated 22 April 1997.

MICHAEL JEFFERY, Governor in Executive Council.

LB701

Schedule No. A21/1997
File No. 2562/1993
ExCo No. 0365

**SUBIACO REDEVELOPMENT ACT 1994
LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

LAND ACQUISITION

Redevelopment of Subiaco and the Construction of the Underground Railway at Subiaco

Notice is hereby given, and it is hereby declared, that the said piece or parcel of land described in the Schedule hereto, being all in the Swan District has, in pursuance of the written consent and approval under section 17(1) of the Land Acquisition and Public Works Act 1902 of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 22nd day of April 1997, been compulsorily taken and set apart for the purpose of the following public work, namely—Redevelopment of Subiaco and the Construction of the Underground Railway Line at Subiaco.

And further notice is hereby given that the said piece or parcel of land so taken and set apart is more particularly described in the Lease dated 30 March 1994 between Minister for Works as Lessor and Mark Adrian Vickery and Roger Lacy Fuss both trading as The Old Boiler Company as Lessees, which may be inspected at the office of the Subiaco Redevelopment Authority, Wembley. The additional information contained in the Schedule after the land description is to define the interest only and in no way derogate from the description contained in the said Lease.

And it is hereby directed that the said land shall vest in the Subiaco Redevelopment Authority for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.

Schedule

| Owner or Reputed Owner | Occupier or Reputed Occupier | Description | Area |
|---------------------------------------|---|--|-------------------|
| Subiaco Redevelopment Authority | Mark Adrian Vickery and Roger Lacy Fuss both trading as The Old Boiler Company as Lessees | The demised premises described in the Schedule to the said lease as the portion of the land bordered green on attached plan being approximately 186 square metres and known as Lot 31 Hay Street Subiaco adjacent to Hay Street Subway and including part of the land contained in the Crown Grant described in Certificate of Title Volume 2086 Folio 525. | 186m ² |

Certified correct this 15th day of April 1997.

DOUG SHAVE, Minister for Lands

Dated this 22nd day of April 1997.

MICHAEL JEFFERY, Governor in Executive Council.

LB703

SCHEDULE No.: A19/1997
EXCO. No. 0364
DOLA 70/1997

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960
LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

NOTICE OF RESUMPTION OF LAND

For the purposes of the public work described in the Schedule, the land described in the Schedule ("the resumed land") has been set apart, taken or resumed. A plan and a more particular description of the resumed land may be inspected between 8.00 a.m. and 5.00 p.m. on working days at: Department of Land Administration, Midland Square, Midland.

The resumed land shall, by force of the Land Acquisition and Public Works Act 1902 and Local Government (Miscellaneous Provisions) Act 1960, be vested in Her Majesty for an estate in fee simple

(except those lands being under the Land Act or dedicated or reserved for a public purpose, which will be vested in Her Majesty absolutely) for the public work, freed and discharged of all trusts, mortgages, charges, obligations, estates, interest, right-of-way, or other easements whatsoever.

SCHEDULE

1. Public Work: Widening of Victoria Road (Road No. 9525) and Beringarra Avenue (Road No. 18923).
Local Authority: Shire of Swan
Plan/Diagram No. showing Land resumed: Diagram 92955
Council Resolution Date: December, 1993. DOLA Ref: 2399/1996

| Owner or Reputed Owner | Occupier or Reputed Occupier | Description | Area (approx.) |
|------------------------|---|---|-------------------|
| Truganina Pty Ltd | Shire of Swan by virtue of Caveat G232712 | Part of Lot 305 on plan 3107 being part of the land contained in Certificate of Title Volume 728 Folio 156. | 998m ² |

2. Public Work: Deviation of Fawcett Street (Road No. 10320)
Local Authority: Shire of Murray
Plan/Diagram No. showing Land resumed: Diagram 92951
Council Resolution Date: 17 July, 1996. DOLA Ref: 2920/1995

| Owner or Reputed Owner | Occupier or Reputed Occupier | Description | Area (approx.) |
|---|---------------------------------|---|-------------------|
| John Leo Berry and Beverley Joyce Berry | J. L. and B. J. Berry | Portion of Coolup Lot 160 being part of the land contained in Certificate of Title Volume 1132 Folio 111. | 182m ² |
| Crown | Minister for Railways as vestee | Part of Coolup Lot 161 set aside as Reserve 10428 for the purpose of "Railway". | 283m ² |

3. Public Work: Extension of Sutcliffe Road (Road No. 18916).
Local Authority: Shire of Greenough
Plan/Diagram No. showing Land resumed: Diagram 92933
Council Resolution Date: March, 1996. DOLA Ref: 2840/1995

| Owner or Reputed Owner | Occupier or Reputed Occupier | Description | Area (approx.) |
|--------------------------|------------------------------|--|---------------------|
| Greyson Nominees Pty Ltd | Greyson Nominees Pty Ltd | Part of Lot 43 on Plan 20100 being part of the land contained in Certificate of Title Volume 2012 Folio 836. | 3 747m ² |

Dated 15 April 1997.

DOUG SHAVE, Minister for Lands.

Dated 22 April 1997.

MICHAEL JEFFERY, Governor in Executive Council.

ROAD DEDICATION

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

By Order of the Minister for Lands.

Dated this 29th day of April 1997.

A. A. SKINNER, Chief Executive.

LOCAL GOVERNMENT

LG301

LOCAL GOVERNMENT ACT 1995

**LOCAL GOVERNMENT ACT (SCHEDULE 3.1) AMENDMENT
REGULATIONS 1997**

Made by His Excellency the Governor in Executive Council under section 3.25 (2).

Citation

1. These regulations may be cited as the *Local Government Act (Schedule 3.1) Amendment Regulations 1997*.

Schedule 3.1 to the Act amended

2. Schedule 3.1 to the *Local Government Act 1995** is amended in Division 1 by inserting after item 5 the following item —

“

5A. (1) Ensure that overgrown vegetation, rubbish, or disused material, as specified, is removed from land that the local government considers to be untidy.

(2) In this item —

“**disused material**” includes disused motor vehicles, old motor vehicle bodies, and old machinery.

”

[* *Act No. 74 of 1995.*

For subsequent amendments see 1995 Index to Legislation of Western Australia, Table 1, p. 130, Act No. 14 of 1996 and Gazette of 24 June 1996 pp. 2861-2.]

By His Excellency's Command,

J. PRITCHARD, Clerk of the Executive Council.

LG302

LOCAL GOVERNMENT ACT 1995

**LOCAL GOVERNMENT (FUNCTIONS AND GENERAL) AMENDMENT
REGULATIONS 1997**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Local Government (Functions and General) Amendment Regulations 1997*.

Principal regulations

2. In these regulations the *Local Government (Functions and General) Regulations 1996** are referred to as the principal regulations.

[* *Published in Gazette 24 June 1996, p. 2771.*]

Regulation 11 amended

3. Regulation 11 (2) of the principal regulations is amended in paragraph (e) by inserting after "supplied by" the following —

" or obtained through ".

Regulation 28 amended

4. Regulation 28 (1) of the principal regulations is amended in paragraph (a) by deleting "regulation" and substituting the following —

" section ".

Regulation 29 amended

5. Regulation 29 (1) of the principal regulations is amended by deleting paragraph (b) and substituting the following paragraph —

"

(b) either —

(i) the presence of the goods —

(I) presents a hazard to public safety; or

(II) obstructs the lawful use of any place;

or

(ii) where the regulation or local law prohibits or regulates the placement of the goods, the goods are located in a place contrary to that regulation or local law.

"

By His Excellency's Command,

J. PRITCHARD, Clerk of the Executive Council.

LG401

LITTER ACT 1979

Shire of Manjimup

It is hereby notified for public information that Mr Eric N. Hoults has been appointed as an authorised officer pursuant to Section 26 (1) (c) of the Litter Act 1979.

This appointment applies only to the area of the Manjimup Refuse Disposal Site, being Reserve No. 25706.

GARY FITZGERALD, Chief Executive Officer.

LOTTERIES

LO301

LOTTERIES COMMISSION ACT 1990**LOTTERIES COMMISSION (OZ LOTTO) AMENDMENT RULES 1997**

Made by the Commission under section 28 (1).

Citation

1. These rules may be cited as the *Lotteries Commission (Oz Lotto) Amendment Rules 1997*.

Commencement

2. These rules come into operation on 5 May 1997.

Principal rules

3. In these rules the *Lotteries Commission (Oz Lotto) Rules 1995** are referred to as the principal rules.

[* *Published in Gazette 30 October 1995 pp. 5007 (1-19).*]

Rule 7 amended

4. Rule 7 (2) of the principal rules is amended in paragraph (a) (i) by deleting "5, 10 or 12" and substituting the following —

" 5, 12, 14 or 18 ".

Schedule 1 amended

5. Schedule 1 to the principal rules is amended by inserting the following items after the item relating to 12 games —

| | | | | | | |
|---|----|-------|-------|-------|--------|---|
| " | 14 | 14.80 | 29.55 | 72.15 | 144.30 | |
| | 18 | 19.00 | 37.95 | 92.75 | 185.50 | " |

Schedule 2 amended

6. Schedule 2 to the principal rules is amended by inserting the following items after the item relating to 12 games —

| | | | | | | |
|---|----|------|------|------|------|---|
| " | 14 | 0.80 | 1.55 | 2.15 | 4.30 | |
| | 18 | 1.00 | 1.95 | 2.75 | 5.50 | " |

Schedule 3 amended

7. Schedule 3 to the principal rules is amended in the item for six winning numbers by deleting "4" where it appears in the column for system 20 and substituting the following —

" 84 ".

Schedule 4 amended

8. Schedule 4 to the principal rules is amended by inserting the following items after the item "Entries per Coupon (maximum)" —

| | | | |
|---|----------------------------------|-----------------|---|
| " | Games per oral request | 5, 12, 14 or 18 | |
| | Systems entries per oral request | 1 | " |

Transitional

9. If a valid receipted ticket was issued to a subscriber in response to an oral request made before 5 May 1997 and is for 10 games to be entered in a number of Oz lotto draws some of which will occur after 5 May 1997, the ticket remains valid for 10 games in each of those draws despite the amendment to the principal rules effected by these rules.

The Common Seal of the Commission was affixed on 23 April 1997 by order and in the presence of—

LLOYD STEWART, Chairperson.
ANNE GRIFFITHS, Member.
DEBORAH McGEACH, Member.

LO302

LOTTERIES COMMISSION ACT 1990
LOTTERIES COMMISSION (SATURDAY LOTTO)
AMENDMENT RULES 1997

Made by the Commission under section 28 (1).

Citation

1. These rules may be cited as the *Lotteries Commission (Saturday Lotto) Amendment Rules 1997*.

Commencement

2. These rules come into operation on 5 May 1997.

Principal rules

3. In these rules the *Lotteries Commission (Saturday Lotto) Rules 1996** are referred to as the principal rules.

[* *Published in Gazette 15 November 1996, pp. 6529-52.*]

Rule 9 amended

4. (1) Rule 9 (1) of the principal rules is amended by inserting the following paragraph after paragraph (b) —

“ (ba) if the subscriber selects 6 selected numbers, whether the subscriber wishes the entry to be entered in 12, 14 or 18 games; ”.

(2) Rule 9 (2) (a) of the principal rules is amended by deleting “12 games;” and substituting the following —

“ 12, 14 or 18 games as requested under subrule (1) (ba); ”.

Schedule 1 amended

5. Schedule 1 to the principal rules is amended by inserting the following items after the item relating to 12 games —

“

| | | | | |
|----|------|-------|-------|-------|
| 14 | 5.60 | 11.20 | 28.00 | 56.00 |
| 18 | 7.20 | 14.40 | 36.00 | 72.00 |

”.

Schedule 3 amended

6. Schedule 3 to the principal rules is amended in the item “Games per oral request” by deleting “12” and substituting the following —

“ 12, 14 or 18 ”.

The Common Seal of the Commission was affixed on 23 April 1997 by order and in the presence of—

LLOYD STEWART, Chairperson.
 DEBORAH McGEOCH, Member.
 ANNE GRIFFITHS, Member.

LO303

LOTTERIES COMMISSION ACT 1990
LOTTERIES COMMISSION (SOCCER POOLS)
AMENDMENT RULES 1997

Made by the Commission under section 28 (1).

Citation

1. These rules may be cited as the *Lotteries Commission (Soccer Pools) Amendment Rules 1997*.

Commencement

2. These rules come into operation on 5 May 1997.

Principal rules

3. In these rules the *Lotteries Commission (Soccer Pools) Rules 1996** are referred to as the principal rules.

[* *Published in Gazette 13 September 1996, pp. 4615-46.*
For amendments to 9 April 1997 see Gazette 15 November 1996.]

Rule 14 amended

4. (1) Rule 14 (1) of the principal rules is amended by inserting the following paragraph after paragraph (b) —

“
 (c) if the subscriber selects 6 numbers, whether the subscriber wishes the entry to be entered in 12, 14 or 18 games;
 ”.

- (2) Rule 14 (2) (a) of the principal rules is amended by deleting “12 games;” and substituting the following —

“ 12, 14 or 18 games as requested under subrule (1) (c); ”.

Schedule 1 amended

5. Schedule 1 to the principal rules is amended by inserting the following items after the item relating to 12 games —

“

| | | | | |
|----|------|-------|-------|-------|
| 14 | 7.45 | 14.75 | 36.15 | 71.55 |
| 18 | 9.60 | 18.80 | 46.40 | 91.80 |

”.

Schedule 2 amended

6. Schedule 2 to the principal rules is amended by inserting the following items after the item relating to 12 games —

“

| | | | | |
|----|------|------|------|------|
| 14 | 0.45 | 0.75 | 1.15 | 1.55 |
| 18 | 0.60 | 0.80 | 1.40 | 1.80 |

”.

Schedule 4 amended

7. Schedule 4 to the principal rules is amended in the item "Games per oral request" by deleting "12" and substituting the following —

" 12, 14 or 18 ".

The Common Seal of the Commission was affixed on 23 April 1997 by order and in the presence of—

LLOYD STEWART, Chairperson.
DEBORAH McGEACH, Member.
ANNE GRIFFITHS, Member.

LO304

LOTTERIES COMMISSION ACT 1990

**LOTTERIES COMMISSION (POWERBALL LOTTO)
AMENDMENT RULES 1997**

Made by the Commission under section 28 (1).

Citation

1. These rules may be cited as the *Lotteries Commission (Powerball Lotto) Amendment Rules 1997*.

Commencement

2. These rules come into operation on 5 May 1997.

Principal rules

3. In these rules the *Lotteries Commission (Powerball Lotto) Rules 1996** are referred to as the principal rules.

[* *Published in Gazette 29 April 1996, pp. 1821-48.*
For amendments to 9 April 1997 see Gazette 15 November 1996.]

Rule 9 amended

4. (1) Rule 9 (1) of the principal rules is amended by inserting the following paragraph after paragraph (b) —

"
(c) if the subscriber selects 5 barrel A selections and a powerball selection, whether the subscriber wishes the entry to be entered in 12, 14 or 18 games;
".

(2) Rule 9 (2) (a) of the principal rules is amended by deleting "12 games;" and substituting the following —

" 12, 14 or 18 games as requested under subrule (1) (c); ".

Schedule 1 amended

5. Schedule 1 to the principal rules is amended by inserting the following items after the item relating to 12 games —

"

| | | | | |
|----|------|-------|-------|-------|
| 14 | 7.50 | 14.90 | 36.60 | 72.80 |
| 18 | 9.70 | 19.00 | 46.90 | 93.50 |

 "

Schedule 2 amended

6. Schedule 2 to the principal rules is amended by inserting the following items after the item relating to 12 games —

“

| | | | | |
|----|------|------|------|------|
| 14 | 0.50 | 0.90 | 1.60 | 2.80 |
| 18 | 0.70 | 1.00 | 1.90 | 3.50 |

”

Schedule 4 amended

7. Schedule 4 to the principal rules is amended in the item “Games per oral request” by deleting “12” and substituting the following —

“ 12, 14 or 18 ”.

The Common Seal of the Commission was affixed on 23 April 1997 by order and in the presence of—

LLOYD STEWART, Chairperson.
DEBORAH McGEACH, Member.
ANNE GRIFFITHS, Member.

MAIN ROADS

MA401

MRWA 42-20-E

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

The Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Land Acquisition and Public Works Act 1902, that it is intended to take or resume under section 17 (1) of that Act the pieces or parcels of land described in the Schedule hereto and being all in the Cunderdin District, for the purpose of the following public works namely, widening of the Great Eastern Highway (SLK Section 122.7-129.1) and that the said pieces or parcels of land are marked off on Land Titles Office Plans 20878, 20879 and 20880 which may be inspected at the office of the Commissioner of Main Roads, Waterloo Crescent, East Perth.

Schedule

| No. | Owner or Reputed Owner | Occupier or Reputed Occupier | Description | Area |
|-----|-------------------------|--|--|----------------------|
| 1. | Pearse Hillside Pty Ltd | Commissioner of Main Roads vide Caveat G221251 | Portion of Avon Location 24536 now contained in Plan 20878 and being part of the land comprised in Certificate of Title Volume 1119 Folio 49. | 6 636 m ² |
| 2. | Pearse Hillside Pty Ltd | Commissioner of Main Roads vide Caveat G221251 | Portion of Meckering Agricultural Area Lots 220, 252, 216, 249 and 219 now contained in Plan 20878 and being part of the land comprised in Certificate of Title Volume 1857 Folio 996. | 4.6439 ha |
| 3. | Wilfreida Pty Ltd | Wilfreida Pty Ltd | Portion of Meckering Agricultural Area Lots 221, 242, 240, 75 now contained in Plans 20878 and 20879 and being part of the land comprised in Certificate of Title Volume 1080 Folio 986. | 3.9830 ha |

Schedule—*continued*

| No. | Owner or Reputed Owner | Occupier or Reputed Occupier | Description | Area |
|-----|--|--|--|----------------------|
| 4. | Wilfreida Pty Ltd | Wilfreida Pty Ltd | Portion of Meckering Agricultural Area Lot 229 now contained in Plan 20879 and being part of the land comprised in Certificate of Title Volume 1115 Folio 575. | 4 222 m ² |
| 5. | Graham William Snooke and Darryl Robert Snooke in Equal Shares | Commissioner of Main Roads vide Caveat G274083 | Portion of Avon Locations 27054 and 3022 now contained in Plan 20878 and being part of the land comprised in Certificate of Title Volume 1233 Folio 164. | 1.1141 ha |
| 6. | Timothy Joseph Cullinane and Judy Anne Cullinane | T. J. & J. A. Cullinane | Portion of Meckering Agricultural Area Lot 225 now contained in Plan 20880 and being part of the land comprised in Certificate of Title Volume 1739 Folio 539. | 7 414 m ² |
| 7. | Relun Nominees Pty Ltd | Commissioner of Main Roads vide Caveat G255688 | Portion of Meckering Agricultural Area Lot 212 now contained in Plan 20880 and being part of the land comprised in Certificate of Title Volume 1348 Folio 577. | 1.5640 ha |

Dated this 22nd day of April 1997.

D. R. WARNER, Director Corporate Services.

MA402

MRWA 42-71-24

MAIN ROADS ACT 1930

LAND ACQUISITION AND PUBLIC WORKS ACT 1902

NOTICE OF INTENTION TO TAKE OR RESUME LAND

The Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Land Acquisition and Public Works Act 1902, that it is intended to take or resume under section 17 (1) of that Act the pieces or parcels of land described in the Schedule hereto and being all in the York District, for the purpose of the following public works namely, widening of the Chidlow-York Road (SLK Section 39.88-41.18) and that the said pieces or parcels of land are marked off on Land Titles Office Plan 20793 which may be inspected at the office of the Commissioner of Main Roads, Waterloo Crescent, East Perth.

Schedule

| No. | Owner or Reputed Owner | Occupier or Reputed Occupier | Description | Area |
|-----|---|---|--|--------------------|
| 1. | Nookadin Farms Pty Ltd & Jean Oliver Lawrance | Nookadin Farms Pty Ltd & J. O. Lawrance | Portion of Avon Location 1057 and being part of the land comprised in Certificate of Title Volume 2093 Folio 732. | 410 m ² |
| 2. | Donald Colin Russell and Joanne Ellen Russell | D. C. & J. E. Russell | Portion of Avon Location 332 now contained in Plan 20793 and being part of the land comprised in Certificate of Title Volume 1312 Folio 508. | 57 m ² |

Schedule—*continued*

| No. | Owner or Reputed Owner | Occupier or Reputed Occupier | Description | Area |
|-----|---|--|---|----------------------|
| 3. | Frank Laurie Davies | Commissioner of Main Roads vide Caveat G355179 | Portion of Avon Location 8331 now contained on Plan 20793 and being part of the land comprised in Certificate of Title Volume 1817 Folio 533. | 9 919 m ² |
| 4. | Robert Courthope Crowe & Leone Robyn Crowe | R. C. & L. R. Crowe | Portion of Avon Location 22009 and being part of Lot 101 now contained in Plan 20793 and part of the land comprised in Certificate of Title Volume 1802 Folio 881. | 231 m ² |

Dated this 22nd day of April 1997.

D. R. WARNER, Director Corporate Services.

PLANNING

PD401

TOWN PLANNING AND DEVELOPMENT ACT, 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF WANNEROO

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 731

Ref: 853/2/30/1 Pt 731

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the City of Wanneroo Town Planning Scheme Amendment on April 16, 1997 for the purpose of—

1. Deleting Clause 1.5 and substituting the following—
 - 1.5 Appeal

If an applicant or proponent is aggrieved by a determination of the Council in the exercise of a discretionary power under the provisions of the Scheme, or by a determination of the Commission under the provisions of Part 10 the applicant or proponent may appeal in respect of that determination pursuant to Part V of the Act.
2. Including in appropriate alphabetical order in Clause 1.8 the following interpretations—

“Agreed Structure Plan” means a Structure Plan adopted under the provisions of Part 10 of the Scheme.

“Proponent” means a person or body who is applying or has applied to the Council for Approval to Commence Development or an amendment to the Scheme, or who is applying or has applied to the Commission for approval to subdivide or amalgamate land. The term includes the Council proposing development or otherwise opting to initiate the preparation of a Structure Plan or a person or body who is submitting or has submitted a Structure Plan under Part 10 of the Scheme.

“Commission” means the Western Australian Planning Commission.

“Structure Plan” means a Structure Plan prepared or being prepared for the purpose of Part 10 and unless the context otherwise requires means a proposed, draft or modified Structure Plan which has not become an Agreed Structure Plan, and includes a Structure Plan dealing with the amendment of an Agreed Structure Plan.
3. Deleting the interpretation “Board” from Clause 1.8.
4. Inserting the following zones at the end of Clause 3.2—
 - (24) Centre Zone
 - (25) Urban Development Zone.
5. Add the following new paragraph to Clause 3.4—
 - (a) The Special Rural Zone, Marina Development Zone, Joondalup City Centre Zone, Centre Zone and Urban Development Zone are not listed in the Zoning Table and the permissibility of uses in those zones is to be determined by the provisions specifically applying to them in the Scheme.
 - (b) Amend the Zoning (Table No. 1) by deleting all reference to the Joondalup City Centre Zone.

6. Deleting Clause 5.42 and substituting—
- 5.42 Joondalup City Centre Zone
- (a) The Joondalup City Centre is an administrative, commercial, civic, cultural, educational and recreational complex with a range of activities to provide a multi-purpose focal point for the North West Corridor.
 - (b) The Joondalup City Centre Development Plan and the Joondalup City Centre Development Manual adopted by Council on 20 December 1995 shall be deemed to be an Agreed Structure Plan and may be changed, subject to such changes being approved under the provisions of Part 10 of the Scheme.
 - (c) All plans for development within the Joondalup City Centre shall be submitted to the Council for approval. The Council shall consult with LandCorp prior to considering granting such approval. The development plans shall incorporate the following principles—
 - (i) All land uses established within the Joondalup City Centre shall be compatible with and conducive to the role of the Centre in the North West Corridor as described in (a) above
 - (ii) The Joondalup City Centre shall be developed predominantly in stages in accordance with the approved Development Plan, and each element within the Centre shall be designed so as to be compatible with and conducive to the implementation of that Plan
 - (iii) Development within the Joondalup City Centre shall be in accordance with the design and site planning policies contained in the approved Development Manual.
7. Inserting the following new provisions in Part 5—
- 5.45 Centre Zone
- (a) The purpose of the Centre Zone is to provide for the co-ordinated planning and development of commercial or business centres or other planning precincts where the Council considers that an Agreed Structure Plan is necessary.
 - (b) No subdivision or other development should be commenced or carried out in a Centre Zone until a Structure Plan has been prepared and adopted under the provisions of Part 10 of the Scheme. No subdivision should be commenced or carried out, and no other development shall be commenced or carried out otherwise than in conformity with an Agreed Structure Plan.
 - (c) The permissibility of uses in the Centre Zone subject to sub-clauses 10.8.2 and 10.8.3 shall be determined in accordance with the provisions of the relevant Agreed Structure Plan.
- 5.46 Urban Development Zone
- (a) The purpose of the Urban Development Zone is to provide for the orderly planning of larger areas of land or districts in an integrated manner within a regional context whilst retaining flexibility to review planning with changing circumstances.
 - (b) No subdivision or other development should be commenced or carried out in an Urban Development Zone until a Structure Plan has been prepared and adopted under the provisions of Part 10 of the Scheme. No subdivision should be commenced or carried out, and no other development shall be commenced or carried out otherwise than in conformity with an Agreed Structure Plan.
 - (c) The permissibility of uses in the Urban Development Zone subject to sub-clauses 10.8.2 and 10.8.3 shall be determined in accordance with the provisions of the relevant Agreed Structure Plan.
9. Inserting a new Part 10 as follows—

PART 10.—STRUCTURE PLANS

10.1 Council May Require Structure Plan

10.1.1 The Council may require the preparation and presentation to it of a Structure Plan as a prerequisite to—

- (a) the Council's support for a proposal to rezone or reclassify land in the District;
- (b) the Council's support for an application to subdivide or amalgamate lots; or
- (c) the Council's consideration of an application for Approval to Commence Development.

10.1.2 To facilitate the efficient preparation of Structure Plans the Council may deal simultaneously with a number of Structure Plans in relation to the same area.

10.2 Determination of Structure Plan Area

The Council shall determine the area to be covered by a Structure Plan required under the provisions of clause 10.1 upon the application of any of the following criteria it considers appropriate—

- (a) the pattern of roads, bus routes and dual use paths both existing and proposed, in the surrounding area;
- (b) the pattern and type of existing subdivision in the surrounding area;
- (c) existing and proposed land uses on the subject land and in the surrounding area;
- (d) the land form, topography, vegetation, ground water, wetlands and other natural features of the subject land and the surrounding area;

- (e) the availability of necessary services;
- (f) relevant expressed desires and attitudes of landowners and inhabitants of the surrounding area;
- (g) any other matter the Council considers relevant in the circumstances of the case.

10.3 Matters To Be Included

A Structure Plan shall have regard to or include those matters listed in Schedule 9 that are appropriate. Without limiting the generality of Schedule 9 the Council may require any other matter to be included in a Structure Plan.

10.4 Submission of Structure Plan to Council

10.4.1 A Structure Plan shall be prepared by the proponent and, to the extent that it is practicable, should be prepared after discussion and consultation with the Council, the Commission, other relevant government agencies and the community. A Structure Plan shall be submitted to the Council in quadruplicate or such other quantity specified by the Council. The Council in the exercise of its discretion may do any of the following—

- (a) determine that the Structure Plan is satisfactory, send a copy to the Commission, and advertise it under the provisions of clause 10.5. Advertising of Structure Plans subject to minor modifications may be waived at the discretion of the Council;
- (b) determine that the Structure Plan should not be advertised until specified matters have been included in it or have otherwise been attended to by the proponent; or
- (c) determine that the Structure Plan should not be agreed to for stated reasons.

10.4.2 If within sixty (60) days of receiving a Structure Plan for agreement which accords with Clause 10.3 the Council has not made one of the determinations referred to in the preceding paragraphs, the proponent may deem that the Council has determined that the Structure Plan should not be agreed to.

10.5 Public Notice

10.5.1 Before a Structure Plan is considered under the provisions of clause 10.6, the Council shall ensure that adequate publicity is given. Such publicity shall be undertaken by the proponent and shall take any of the forms listed in clauses 3.10 to 3.16 inclusive as may be directed by the Council.

10.5.2 Any notice given under this clause shall be in such terms as will explain the scope and purpose of the Structure Plan and where and when it may be inspected, and shall invite submissions from all affected landowners, relevant Government agencies and the community.

10.6 Consideration of Structure Plan

10.6.1 The Council shall consider all submissions received and within sixty (60) days of the date or the latest date specified in the notice given under Clause 10.5 shall do one or other of the following—

- (a) refuse to adopt the Structure Plan;
- (b) resolve that the Structure Plan is satisfactory with or without modifications which the Council may require the proponent to make and submit three copies to the Commission for adoption and certification in the form illustrated in Schedule 10;

10.6.2 Where the Council in its opinion is not able to make a decision within the terms of either paragraph (a) or paragraph (b) of the preceding sub-clause within the sixty (60) day period by reason of the need to obtain more facts or information, the sixty (60) day period referred to in the preceding sub-clause may be extended for a maximum of a further sixty (60) days, and the sixty (60) day period for a deemed refusal under sub-clause 10.6.4 shall not begin to run until the second sixty (60) day period has expired or the Council has declared itself to be satisfied that it has sufficient information to make a determination, whichever occurs first.

10.6.3 (a) The Commission may adopt the Structure Plan with or without requiring any modifications or it may refuse to adopt the Structure Plan and should convey its decision to the Council within thirty (30) days of the date on which it receives the Structure Plan for adoption under paragraph 10.6.1(b).

- (b) If the Commission adopts the Structure Plan it should certify three copies of the Structure Plan in the manner illustrated in Schedule 10 and return two certified copies to the Council within fourteen (14) days of the date of the Commission's resolution.
- (c) If the Commission requires modifications to the Structure Plan the proponent shall make the modifications in consultation with the Council and resubmit the Structure Plan for consideration under Clause 10.4.
- (d) If the Commission refuses to adopt the Structure Plan and an appeal by the proponent is upheld, the proponent shall make any modifications that may be necessary for the Structure Plan to comply with the appeal determination and the Commission shall adopt and certify the Structure Plan pursuant to paragraphs (a) and (b) of this sub-clause.
- (e) If either the time limits in (a) and (b) is inadequate to allow the Commission to perform its functions in the case of any Structure Plan referred to it, the times shall be extended by such period as the Commission reasonably requires in order to perform its function under this sub-clause.

10.6.4 I If within the sixty (60) days period referred to in sub-clause 10.6.1 or the extended period referred to in sub-clause 10.6.2, the Council has not made a decision within the terms of either paragraph (a) or paragraph (b) of sub-clause 10.6.1, then at the option of the proponent approval of the Structure Plan may be deemed refused for the purpose of giving a right of appeal.

10.6.5 As soon as practicable after receiving the Structure Plan documents referred to in paragraph 10.6.3(b) the Council shall adopt, sign and seal the Structure Plan in the form illustrated in Schedule 10. The Council shall not be obliged to adopt a Structure Plan which is modified at the Commission's request unless it agrees with the modifications.

10.6.6 The Council shall provide a copy of the Agreed Structure Plan to the proponent and to any other appropriate person or statutory authority which the Council considers should receive a copy.

10.6.7 The Scheme Map shall be appropriately flagged, marked or annotated on the Council's copy to draw attention to the existence of the Agreed Structure Plan.

10.7 Amendment or Revocation of Agreed Structure Plan

An agreed Structure Plan may, subject to the approval of the Commission, be amended or revoked by the Council. Public Notice of the amendment or revocation shall be given in accordance with clause 10.5 but, in the case of an amendment the public notification may be waived when the amendment is considered by the Council to be of a minor nature such as not to materially alter the intent of the Agreed Structure Plan or cause any significant detriment to land within or abutting the Structure Plan area. Such of the provisions of clause 10.6 as the Council considers appropriate in the circumstances of any case may be applied to the amendment of an Agreed Structure Plan.

10.8 Operation of Agreed Structure Plan

10.8.1 An Agreed Structure Plan shall come into operation on the date it is adopted by the Commission pursuant to Clause 10.6.3.

10.8.2 Where an Agreed Structure Plan imposes a classification on the land included in it by reference to reserves, zones (including Special Zones) or Residential Density Codes, until it is replaced by an amendment to the Scheme imposing such classifications—

- (a) the provisions of the Agreed Structure Plan shall apply to the land within it as if its provisions were incorporated in this Scheme and it shall be binding and enforceable in the same way as corresponding provisions incorporated in the Scheme; and
- (b) provisions in the Scheme applicable to land in those classifications under the Scheme shall apply *mutatis mutandis* to the Agree Structure Plan area.

10.8.3 Without limiting the generality of the preceding sub-clause, under an Agreed Structure Plan—

- (a) in the areas designated as zones, the permissibility of uses shall be the same as set out in the Zoning Table as if those areas were zones under the Scheme, having the same designation;
- (b) the standards and requirements applicable to zones and R Codings under the Scheme shall apply *mutatis mutandis* to the areas having corresponding designations under the Agreed Structure Plan; and
- (c) the development control procedures including (without limitation) the procedures for approval of uses and developments under the Scheme shall apply as if the land was correspondingly zoned or reserved under the Scheme;
- (d) provisions duplicating or substantially to the same effect as any provisions of the Scheme shall have the same force and effect in regard to the land in the Structure Plan as if they were provisions of the Scheme;
- (e) where land is classified as a Local Authority Reservation, the rights, provisions and procedures, and the obligation of the Council in regard to compensation set out in clauses 2.8 to 2.11 inclusive shall apply as if the land was correspondingly reserved under the Scheme;
- (f) any other provision, standard or requirement in the Structure Plan shall be given the same force and effect as if it was a provision standard or requirement of this Scheme, but in the event of there being any inconsistency or conflict between any provision, requirement or standard of the Scheme and any provision requirement or standard of an Agreed Structure Plan, the provision requirement or standard of the Scheme shall prevail.
- (g) an Agreed Structure Plan may distinguish between provisions, requirements or standards which are intended to have effect as if included in the Scheme, and provisions, requirements or standards not so intended, and it is only the provisions so intended which have that effect. Any other provisions are for guidance or information only, or such other purpose as stipulated in the Agreed Structure Plan documents.

10.9 Compliance with Agreed Structure Plan

Where land is subject to any obligation or liability under an Agreed Structure Plan, the land shall not be subdivided or in any other way developed unless arrangements satisfactory to the Council have first been made for the discharge of that obligation or liability.

10.10 Copyright and Ownership

A proponent shall transfer to the Council in writing at no cost to the Council, all copyright ownership of Structure Plans together with all supporting documentation submitted to the Council, and Agreed Structure Plans adopted by the Council (whether in graphic, textual or digital form).

10.11 Expiry of Structure Plan

When it has become apparent to the Council by reason of the extent of development, or the firmness of proposals for development, within the area of an Agreed Structure Plan or part thereof, that the form of development in that area or part has become certain, then the Council may prepare at their own expense a zoning amendment to formalise as provisions of the Scheme the planning structures, including (but without limitation) zones and reservations, as indicated in the Agreed Structure Plan.

10.12 Development Prior to Adoption of Structure Plan

10.12.1 It is the intent of Clause 5.45 (b) and 5.46 (b) that no development or subdivision should occur on land in the Centre Zone or the Urban Development Zone until a Structure Plan in respect of this land has been prepared and adopted.

10.12.2 If, contrary to that intent the Council is required to consider an application in respect to consider an application in respect of a development or use proposal before a Structure Plan has been prepared and adopted, then the Council shall, in addition to any other matters required by this Scheme to be considered, have regard to the following considerations—

- (a) as an overriding consideration, the intent referred to in the preceding subclause;
- (b) the desirability from a planning point of view of having an Agreed Structure Plan in place before development or subdivision occurs; and
- (c) the interests of orderly and proper planning, and concern for the amenity of the relevant locality in the short, intermediate and long term.

10.13 Reconsideration and Appeal

10.13.1 If a proponent is dissatisfied by a requirement, or any decision or determination, of the Council under this Part, the proponent may within 14 days of the imposition of the requirement or the making of the decision or determination request a reconsideration. Such request shall be in writing delivered to the Council within the 14 day period.

10.13.2 The Council having been requested to reconsider under the preceding sub-clause shall endeavour to deal with the matter at the earliest possible opportunity after the request. A decision or determination made, or a requirement imposed, after reconsideration, shall be the decision, determination or requirement of the Council for all intents and purposes, if it is made or imposed within 35 days of the request, but otherwise the original decision, determination or requirement of the Council shall be the operative one for all purpose.

10.13.3 If the Council or the Commission makes a determination or decision or imposes a requirement in respect of a Structure Plan in the exercise of a power contained in this Part and the proponent of the Structure Plan is dissatisfied with such determination or decision, the proponent may appeal to the Minister against the decision, determination or requirement in accordance with Part V of the Act.

10.13.4 The rights of appeal conferred by the preceding sub-clause are additional to the rights arising under s.8A of the Act.

10.13.5 Where a request for reconsideration is made in accordance with sub-clause 10.13.1, the time for appealing shall run from the date of the later decision, determination or requirement if made or imposed within 35 days of the request for reconsideration, or from the expiration of the 35 day period if a decision, determination or requirement is not made or imposed within that time.

10.13.6 If, after an appeal has been determined, any requirement of the Council or the appeal body arising from the appeal remains to be complied with, that requirement shall be complied with before the process of preparation and adoption of the Structure Plan is continued.

10. Inserting a new Schedule 9 as follows—

SCHEDULE 9 (clause 10.3)

STRUCTURE PLANS—MATTERS TO BE INCLUDED

Structure Plans include plans and written texts and shall be accompanied by any other documents which the Council may require.

PART A—PLANS AND WRITTEN TEXTS

Plans shall be drawn to a scale clearly illustrating the intent of the Structure Plan. Structure Plans shall include any of the following matters that the Council considers appropriate in relation to the nature of the Structure Plan—

- (a) the area covered by the Structure Plan in relation to surrounding landholdings;
- (b) contours and main physical/natural features including the identification of areas of high conservation value;
- (c) land reserved by the Metropolitan Regional Scheme;
- (d) environmental considerations;

- (e) a comprehensive summary of the opportunities for an constraints to development;
- (f) proposed major land uses in particular residential areas, public open space, school sites, community purpose sites and commercial uses (including the location and hierarchy of centres and the gross leasable are for shops);
- (g) residential densities including estimates of future population and dwellings;
- (h) location of industrial and mixed business areas including estimates of future employment opportunities;
- (i) retail strategy and hierarchy of commercial centres together with estimates of retail floor space;
- (j) provision for major infrastructure including main drainage, sewerage, water supply and other key infrastructure services;
- (k) indicative lot patterns and general location of major buildings;
- (l) provision for emergency services including police, ambulance and fire services;
- (m) road network down to the level of local distributor roads, including any road widenings and proposed bus routes and the relationship to the surrounding area and surrounding roads;
- (n) public transport routes and corridors;
- (o) main bicycle and pedestrian networks;
- (p) estimates for the staging of development;
- (q) Structure Plans and policies of the Commission;
- (r) the objectives for the development and future use of the area covered by the plan;
- (s) justification for an explanation of the proposal;
- (t) the obligations of the parties involved including private/public funding responsibilities;
- (u) developer/proponent contributions towards the provision of infrastructure (including roads, drainage reserves, public open space and community purpose sites);
- (v) the time frame and an explanation of how the development will progress if it is staged;
- (w) special development control provisions;
- (x) the maximum gross leasable area to be developed.
- (y) provision for vehicular access and parking;
- (z) provision for the size, location, orientation and design of buildings and open spaces;
- (aa) provision for the design and location of signage, landscaping and street furniture.

PART B—OTHER DOCUMENTS

Other documents which the Council may require to be submitted with Structure Plans include—

- (a) letters received from consultation with servicing authorities;
- (b) letters from the owners of all land within the Structure Plan area indicating their agreement to the Structure Plan;
- (c) public submissions;
- (d) relevant extracts of minutes.

11. Inserting a new Schedule 10 as follows—

SCHEDULE 10 (clause 10.6)

CERTIFICATION OF AGREED STRUCTURE PLAN

Certified that agreed Structure Plan...../19.....

was adopted by

resolution of the Western Australian Planning Commission on

.....

Chairperson, Western Australian Planning Commission

and by

resolution of the Council of the City of Wanneroo on

.....

and the seal of the municipality was pursuant to the council's resolution hereunto affixed in the presence of—

Mayor, City of Wanneroo.
Chief Executive Officer, City of Wanneroo.

12. Amending the legend of the Scheme Map to provide for the Centre Zone and the Urban Development Zone.

A. V. DAMMERS, Mayor.
L. DELAHAUNTY, Chief Executive Officer.

PD402**TOWN PLANNING AND DEVELOPMENT ACT, 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF WANNEROO

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 739

Ref: 853/2/30/1 Pt 739

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the City of Wanneroo Town Planning Scheme Amendment on April 16, 1997 for the purpose of—

1. rezoning land at Alkimos and Eglinton from Rural zone to Urban Development, Centre and Private Recreation/Clubs zones as follows—
 - (a) portion Location M1503, portion Lot 11, portion Location M1482, portion Lot 102, portion of Part Lot 6, portion Lot 3 and portion Reserve 20561 to Urban Development Zone;
 - (b) portion Lot 102, portion Lot 3, portion Location M1482, portion Loc 6285, portion Reserve 22031, portion Reserve 31237 to Centre Zone;
 - (c) portion Lot 102 to Private Recreation/Clubs Zone;
2. listing the current provisions contained under Clause 5.27 relating to Protection of Coastal Areas as sub-clause 5.27 (a);
3. adding the following as sub-clause 5.27 (b)—

“In respect of Lot 11 Pipidinny Road, Eglinton, notwithstanding the western extent of the Urban Zone shown on the Metropolitan Region Scheme Map and the corresponding extent of the Urban Development Zone shown on the Scheme Map for that particular lot, in furtherance of the statement made in the Western Australian Planning Commission’s Report on Metropolitan Region Scheme Amendment No. 932/33 (Alkimos Eglinton) that—“If the golf course did not proceed then it was considered that the coastal foreshore may need to be modified to provide a more suitable boundary with conventional residential development”, this scheme provides that subdivision and development of any land within 200 metres of the western boundary of the subject lot for purposes other than a golf course should not proceed until a review of the coastal foreshore reserve has been undertaken and an appropriate Urban Development Zone boundary determined consistent with any revisions to the Parks and Recreation Reserve boundary in the Metropolitan Region Scheme.

A. V. DAMMERS, Mayor.
L. DELAHAUNTY, Chief Executive Officer.

PD403**TOWN PLANNING AND DEVELOPMENT ACT, 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF ALBANY

TOWN PLANNING SCHEME No. 3—AMENDMENT No. 119

Ref: 853/5/4/5 Pt 119

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the Shire of Albany Town Planning Scheme Amendment on April 16, 1997 for the purpose of—

1. Rezoning portion of Lots 2, 3 & 4 of Location 401 Chester Pass Road, King River from the Rural zone to the Special Industry zone, Special Use zone (rural-industry buffer) and the Parks and Recreation Reserve (non restricted).
2. Amending the Scheme Maps accordingly.
3. Inserting the following identification, permitted uses and special conditions that pertain to Special Use zones (rural-industry buffer) No. 5 to Schedule 3 of the Scheme—

SPECIAL USE ZONE (RURAL-INDUSTRY BUFFER)

| Code No. | Land Particulars | Permitted Uses | Special Conditions |
|----------|---|--|--|
| 5 | Portions of Lots 2, 3, & 4 of Location 401 Chester Pass Road, King River. | With the exception of the following uses which are not permitted, Council may approve any use classified in Table 1 of | 1. All use and development shall be subject to the issue of Planning Scheme Consent. |

| Code No. | Land Particulars | Permitted Uses | Special Conditions |
|----------|------------------|---|---|
| | | the Scheme as "P", "A" or "AA" under the Rural zone— | 2. All development shall be screened from Chester Pass and Wilyung Roads to the satisfaction of Council. |
| | | <ul style="list-style-type: none"> – Residential Dwelling – Duplex – Reformative Institution – Public Workshop – Shop – Tavern – Wine House – Professional Office – Institutional Home – Hotel – Health Centre – Funeral Parlour – Educational Establishment – Civic Building – Caretakers Flat – Caravan Park – Bed & Breakfast – Farmstay – Multiple-occupancy – Chalets. | 3. Clearing of remnant vegetation is prohibited and fencing shall be erected and maintained to Council's satisfaction to protect all remnant vegetation and revegetation areas from stock. |
| | | Permissible uses classified as "AA" within Table 1 of the Scheme shall be advertised in accord with Provision 3.3 of the Scheme. | 4. Council may request the Commission to impose a condition at the time of subdivision requiring— (a) the provision and maintenance of the tree planting and landscape areas shown on the Development Guide Plan to the satisfaction of Council; and (b) the construction of the strategic fire break shown on the development guide plan to the satisfaction of Council and the Bush Fires Board. |
| | | | 5. The strategic fire break shown on the Development Guide Plan shall be maintained to the satisfaction of Council and the Bush Fires Board. |

4. Incorporating the following provisions pertaining to the Elizabeth Street Special Industry Area within "Part 5—General Provisions" of the Scheme Text—

5.20 Elizabeth Street Special Industry Area

(a) The aim of the Special Industry zone is to provide sites for industries which—

- are adequately screened from view from major entrance roads and surrounding areas;
- are low impact and require large lots;
- do not require exposure to Chester Pass Road;
- are transport orientated, such as trucking depots and warehouses; and
- do not have significant effluent or waste disposal requirements.

A list of potentially suitable "A" uses and unsuitable uses that are not shown within the zoning table, is provided in Appendix A.

- (i) Subdivision of the Elizabeth Street Special Industry Zone shall be generally in accordance with the Development Guide Plan endorsed by the Chief Executive Officer.
- (ii) The minimum lot size should be no less than 4000m². Subdivision shall generally in accordance with the Development Guide Plan endorsed by the Chief Executive Officer. Council may vary the Development Guide Plan to accommodate a possible new heavy haulage road being investigated by Main Roads WA. Variations to accommodate this road shall be designed to minimise impacts on the visual character of the locality and to provide safe access onto the new road from the industrial area.
- (iii) Council shall not permit an industrial use unless it can be demonstrated to Council's satisfaction that the current relevant buffer area for such a use would be

accommodated wholly within the Special Industry Zone or Special Use Zone. In addition—

- Lots located in the “<200 metre” buffer precinct, as shown on the Development Guide Plan, shall be set aside for industries that require no more than a 200 metre buffer.
 - Lots located in the “200 metre to 500 metre” buffer precinct, as shown on the Development Guide Plan, shall be set aside for industries that have buffer requirements of between 200 metres and 500 metres.
 - Lots located in the “>500 metre” buffer precinct, as shown on the Development Guide Plan, shall be set aside for industries that require no more than a 500 metre buffer requirement.
 - Any change in use shall require the approval of Council.
- (iv) All buildings and structures shall be setback a minimum of 15m from the lot boundary abutting the primary road frontage and 5m from all other lot boundaries.
- (v) Notwithstanding (iv) above, where a lot includes a Landscape Area or Remnant Vegetation Retention Area, as shown on the approved Development Guide Plan, all buildings and structures shall be setback a minimum 5m from the internal lot boundary of the Landscape Area/Remnant Vegetation Retention Area.
- (vi) Prospective industries will be required to demonstrate that they can meet environmental guidelines in terms of industrial risk, hazard, noise, dust and emissions.
- (vii) Development proposals entailing additional residential dwelling construction on the balance of Lots 2, 3 and 4 of Location 401 and within the immediate vicinity of the Elizabeth Street Special Industry Zone, shall have due regard to the potential impacts of the Elizabeth Street Special Industry Zone on residential amenity, to Council’s satisfaction.
- (viii) The industrial estate shall be identified by two entry statements onto Chester Pass Road. All other signage and identification of uses within the estate shall be confined to internal subdivisional roads. Advertising signs for individual businesses shall not be permitted to be visible from Chester Pass Road.
- (ix) Prospective industries shall, within individual Development Applications, provide detailed information regarding all potential impacts associated with their operation, particularly in relation to the maintenance of Landscape Areas, Remnant Vegetation Retention Areas, any vegetation to be protected, noise levels, waste and effluent disposal, emissions, storage and management of hazardous materials and the provision of emergency access to the rear of lots. It shall be the responsibility of the proponent to demonstrate that there will be no detrimental impact to the environment of the function of surrounding industrial uses as a result of their location within the estate.
- (x) All stormwater runoff shall be contained within each lot and disposed of to Council’s specification and satisfaction. Pollutants such as oil, grease and suspended solids shall not be permitted to enter natural drainage systems. Runoff shall therefore be contained by a system of drains and directed to settling and/or evaporation ponds. Such ponds shall be sealed to ensure there is no seepage of contaminants into the water table.
- (xi) On site effluent disposal shall be by way of alternative treatment units unless the proponent can provide technical advice to the satisfaction of Council and Department of Health that soil conditions are suitable for septic tanks/leach drains.
- (xii) No direct vehicular access shall be permitted to Chester Pass Road.
- (xiii) The landowner shall prepare and implement an overall landscape plan for the Zone to the satisfaction of Council which shall include provision for—
- the retention of certain remnant vegetation;
 - adequate screening of the industrial area from view from Chester Pass Road, other public vantage points and surrounding properties;
 - the timing of planting to be undertaken within the proposed public open space, Landscape Areas and road reserves as shown on the Development Guide Plan.
- Council may request the Commission to impose a condition at the subdivision stage for the preparation and implementation of the landscape plan.
- (xiv) Landscape Areas/Remnant Vegetation Retention Areas as shown on the Development Guide Plan shall be managed and maintained by individual landowners to Council’s satisfaction. No vegetation shall be removed from within the Landscape Areas/Remnant Vegetation Retention Areas as without Council approval. No individual lot fencing shall be permitted within Landscape Areas/Remnant Vegetation Retention Areas. Where individual lot fencing is required, it shall be located on the internal boundary of Landscape Areas/Remnant Vegetation Retention Areas.

APPENDIX A

ELIZABETH STREET SPECIAL INDUSTRY AREA

List of Potentially Suitable and Unsuitable Industry

| Potentially Suitable | Unsuitable |
|---|-------------------------------|
| Abrasive Sand Blasting | Abattoirs |
| Bitumen Plant | Bone Mill/plant |
| Builders Yard | Brickworks |
| Cement Batching | Chemical Works |
| Electroplating | Cleaning Establishments |
| Farm Machinery & Heavy Industrial Machinery Sales | Dye Works |
| Fibreglass Production | Distillery |
| Industrial Hire Services | Fat Rendering Plant |
| Landscape Supplies | Fell Mongeries |
| Plant Nursery | Factories/Strata Titled Units |
| Public/Local Authority Depot | Flour Milling |
| Salvage/Wrecking Yard | Glue Factory |
| Storage Yard | Knackeries |
| Woodchip Production | Laundries |
| Transport Depot | Manure Works |
| | Meat Processing |
| | Pet Food Plant |
| | Pulp Manufacture |
| | Poultry Processing |
| | Rendering Plants |

5. Including an additional zone, Special Industry (Elizabeth Street), within Table No. 1 of the Scheme text with the following uses shown as IP, A and AA uses—

“IP” uses—car park, office, petrol filling station, trade display.

“A” uses—caretaker’s house/flat, fuel depot, Industry-General, Industry-Light, Industry-Special, Industry-Rural, Industry-Services, junk yard, motor repair station, public utility, rural storage yard, transport depot, warehouse.

“AA” uses—radio TV Installation.

All other uses listed in the Table shall be shown as “X” uses.

K. G. BEECK, President.
R. GERAGHTY, Chief Executive Officer.

PD404

TOWN PLANNING AND DEVELOPMENT ACT, 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF GREENOUGH

TOWN PLANNING SCHEME No. 4—AMENDMENT No. 67

Ref: 853/3/7/6 Pt 67

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the Shire of Greenough Town Planning Scheme Amendment on April 16, 1997 for the purpose of—

- (i) rezoning Lot Pt 4 of Victoria Location 1815; Victoria Locations Parts 2847, 2848, 2134 and Victoria Locations 2073 and 6524 Geraldton-Mt Magnet Road, Moonyoonooka from the General Farming zone to the Special Rural zone;
- (ii) adding to Appendix III Additional Requirements and Modifications of the Scheme Text the following—

AREA

Moonyoonooka: Lot Pt 4 of Victoria Location 1815; Part Victoria Locations 2134, 2847, 2848, and Victoria Locations 2073 and 6525 Geraldton-Mt Magnet Road, Moonyoonooka as shown on the Scheme Map.

ADDITIONAL REQUIREMENTS AND MODIFICATIONS TO THE PROVISIONS OF THE ZONING AND DEVELOPMENT TABLE

1. Outline Plan of Subdivision

When considering an application for subdivision Council will require that—

- 1.1 the subdivision of the land should accord with the Outline of Subdivision Plan and adopted by the Council for this location;
- 1.2 the minimum lot size should be 8 hectares;

2. Applications for Planning Consent

In addition to the requirements of Clause 6.1 of the Scheme all applications for planning consent are required to be accompanied by relevant plans and information that—

- 2.1 propose appropriate land management techniques to the satisfaction of the responsible authority to make good areas of degradation identified as such;
- 2.2 delineate areas of significant remnant vegetation, surface water and other waterbodies and significant topographical features;
- 2.3 delineate areas of stock grazing and proposed stock numbers;
- 2.4 delineate the proposed location of building envelopes;
- 2.5 delineate the location of existing and proposed effluent disposal systems;
- 2.6 delineate location of existing tracks and fences and proposed location of fences and driveways;
- 2.7 describe materials and colour of external cladding of all proposed buildings;

3. Land use

3.1 Intensive agriculture uses will be permitted subject to compliance with the relevant provisions of the Scheme and this part.

For the purposes of this part 'intensive agriculture' means—

the use of land for the purpose 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) dairy milking sheds;
- (e) the development of land for the keeping, rearing or fattening of livestock generally in accordance with stocking rates as recommended by the Department of Agriculture in consultation with surrounding farmers for the applicable pasture type;
- (f) aquaculture."

3.2 When considering applications for development approval (planning consent), the local authority may refer the application to the Water Corporation (WC), the Department of Environmental Protection Authority (DEP), Agriculture Western Australia (AWA) and any other responsible authority and relevant Government agency for comment and approval where appropriate;

3.3 Piggeries, feedlots and extractive industry are prohibited;

3.4 The subdividing owner of the land shall make arrangements satisfactory to the local authority to ensure that prospective purchasers are advised that preliminary advice should be sought from Agriculture Western Australia regarding the establishment within the subject land any proposed use that falls under the definition 'intensive agriculture' as described above.

4. Stocking Rates

4.1 The keeping of animals (other than domestic pets) shall accord with the following maximum stocking rates—

- 10 sheep/goats per hectare
- 1 cow/horse per hectare

Only one stock option or a combination equivalent of one option will be permitted unless it can be demonstrated that given—

- soil quality;
- pasture management;
- stabling, yarding and supplementary feeding

an increase in the maximum stocking rate would not result in the degradation of the land then such an increased rate is permitted.

4.2 Application for approval for an increased stocking rate is to be submitted to and determined by the local authority. The local authority in determining an application for an increase in the stocking rate may consult Agriculture Western Australia and affected surrounding land owners on desirable rates and applicable pasture type;

4.3 Where the keeping of animals (other than domestic pets) results in problems due to land degradation, nutrient enrichment/leaching, animal welfare or public nuisance, the local authority may require restriction of stocking rates to the above rate as described in part 4.1.

5. Water Resources

5.1 Where scheme water supply is unavailable a minimum of 92,000L rainwater storage facility for each residence or evidence from the proponent which is satisfactory to the local authority that an adequate on-site potable water source exists shall be provided;

5.2 A licence from the Water Corporation is required to draw groundwater from a well, bore, dam or any naturally occurring surface water body or watercourse, unless otherwise for domestic or stockwatering purposes;

5.3 as the area has not been surveyed for hydrological resources, the prior advice of the Water Corporation should be sought regarding the provision of a water supply for any proposed 'intensive agriculture' use and development;

5.4 All stormwater from structures or paved surfaces is to be contained within each lot;

5.5 No development or land use activity shall impede in any way the natural water flow along any creek line or water course;

6. Clearing of land

6.1 The clearing of land of an area greater than one hectare requires the prior approval of the Soil Commissioner of Agriculture Western Australia;

6.2 No removal of any remnant native vegetation (including any tree) is permitted without the prior approval of the local authority;

7. Location, siting and appearances of buildings

7.1 All residential and ancillary buildings shall be located and constructed within an approved building envelope for each proposed lot;

7.2 Notwithstanding (7.1) above, where by reason of the nature of material to be stored in a building it is considered that it would be undesirable that the buildings be clustered, the buildings may be separated by such distance as determined by the local authority;

7.3 No building shall be constructed in such a manner or of such materials that it would be in the opinion of the local authority, have a detrimental impact on the local amenity.

8. Effluent Disposal

Septic tanks shall be located at a minimum distance of 50 metres from drainage lines and any naturally occurring surface water body or watercourse and a minimum distance of 30 metres from any bore, well or dam.

A minimum 2 metres vertical separation is required between the base of the leach drain or soakwell and the highest known water table or bedrock.

9. Fencing

Prior to any stocking of land, all areas of remnant native vegetation, including vegetation along streamlines, shall be fenced with stock proof fencing to the specification and satisfaction of the local authority. All fences are to be maintained in a stock proof condition by the landowner to the satisfaction of the local authority.

10. Landscaping

10.1 All buildings and structures within any lot shall be suitably screened to the satisfaction of the local authority;

10.2 Prior to the commencement of any development on any lot, the local authority will require the preparation of a tree planting and maintenance program with the intent of rehabilitating and revegetating any areas of degraded land so identified but without restricting the operation of approved rural activities;

11. Fire Management

At the time of subdivision the following fire management controls should be imposed—

11.1 a strategic fire break for each lot will be installed in a manner acceptable to the local authority in consultation with the Bush Fires Board of Western Australia.

11.2 Provision of a suitable permanent water supply for fire-fighting purposes to be established in consultation with the local authority and the Bush Fires Board of Western Australia.

12. Advice to purchasers of lots

As a condition of any subdivision approval granted, the subdividing owner of the land is to advise, to the specifications and requirements of the Shire, prospective purchasers of any lot created within this location of all of the provisions contained herein.

13. Weed Control

The control of weeds on any of the created lots will be the responsibility of the landowner and must comply with the Agriculture and Related Resources Protection Act 1976 (as amended) and the requirements of the Agricultural Protection Board.

J. P. EDWARDS, President.
W. T. PERRY, Chief Executive Officer.

PD405*

TOWN PLANNING AND DEVELOPMENT ACT, 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF BAYSWATER
TOWN PLANNING SCHEME No. 21—AMENDMENT No. 60

Ref: 853/2/14/25 Pt 60

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the City of Bayswater Town Planning Scheme Amendment on April 18, 1997 for the purpose of rezoning Lot 10 Rosebery Street, Bedford from "Public Purposes—Carpark" to "Business".

J. D'ORAZIO, Mayor.
M. J. CAROSELLA, Chief Executive Officer.

PD406*

TOWN PLANNING AND DEVELOPMENT ACT, 1928
TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION
CITY OF GOSNELLS
TOWN PLANNING SCHEME No. 1—AMENDMENT No. 481

Ref: 853/2/25/1 Pt 481

Notice is hereby given that the local government of the City of Gosnells has prepared the abovementioned scheme amendment for the purpose of rezoning portion of Lots 5 & 6 Warton Road, Lots 1 & 7 Campbell Road and Lot 100 Canning Vale, from "Residential A" (R17.5) to "Residential B" (R30).

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 2120 Albany Highway, Gosnells 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 June 10, 1997.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before June 10, 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. WHITELEY, Chief Executive Officer.

PD407*

TOWN PLANNING AND DEVELOPMENT ACT, 1928
TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION
CITY OF ROCKINGHAM
TOWN PLANNING SCHEME No. 1—AMENDMENT No. 269

Ref: 853/2/28/1 Pt 269

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 Lot 9 Stakehill Road from "Rural" to "Special Rural".
2. Adding specific provisions to Table IV of the Scheme Text.

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 June 10, 1997.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before June 10, 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.

PD408*

TOWN PLANNING AND DEVELOPMENT ACT, 1928
TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION
CITY OF SOUTH PERTH
TOWN PLANNING SCHEME No. 5—AMENDMENT No. 97

Ref: 853/2/11/7 Pt 97

Notice is hereby given that the local government of the City of South Perth has prepared the abovementioned scheme amendment for the purpose of excising a portion of Reserve 34241, Kent Street, Karawara from "Park & Recreation Reserve" and including that land in the "Public Assembly" zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Sandgate Street, South Perth and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including June 10, 1997.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before June 10, 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.

L. L. METCALF, Chief Executive Officer.

PD409

TOWN PLANNING AND DEVELOPMENT ACT, 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
SHIRE OF ASHBURTON
TOWN PLANNING SCHEME No. 5—AMENDMENT No. 1

Ref: 853/10/3/5 Pt 1

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the Shire of Ashburton Town Planning Scheme Amendment on April 18, 1997 for the purpose of—

- (1) Deleting from the Scheme text clause 5.9.8. and
- (2) Substituting a new clause 5.9.8. as follows—

5.9.8 Airfield and Authorised Landing Area

In order to prevent the risk of obstacles in the airspace in the vicinity of the Onslow Airport which may endanger Aircraft, the Council and the Civil Aviation Authority must be consulted to establish acceptable building heights prior to—

- (a) the erection of any building or structure including tree planting, within 4kms of the Onslow Airport.
- (b) Erecting any wireless or television mast or other structure exceeding 15 metres in height within the scheme area.

Any building, structure or tree in the area referred to in subclause (a) that was established prior to the publication of this Scheme in the *Government Gazette* which penetrates into the designated airspace may be required to be modified, adapted or removed at the owners cost.

E. ROBBINS, President.
D. G. CAREY, Chief Executive Officer.

PD410*

TOWN PLANNING AND DEVELOPMENT ACT, 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
SHIRE OF SERPENTINE-JARRAHDAL
TOWN PLANNING SCHEME No. 2—AMENDMENT No. 62

Ref: 853/2/29/3 Pt 62

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the Shire of Serpentine-Jarrahdale Town Planning Scheme Amendment on April 18, 1997 for the purpose of—

1. Rezoning part of Lot 701 Beenyup Road from "Rural" to "Special Residential".
2. Amending Appendix 3 (1) "Special Residential" Zones, by adding the words "Lot 701 Beenyup Road" after the word "Road" and before the words "and Lot 555".
3. Amending the existing subdivisional guide plan and inserting a new subdivisional guide plan in its place.

N. D. FIMMANO, President.
C. H. RANKIN, Chief Executive Officer.

POLICE

PE701**POLICE ACT 1892****POLICE AUCTION**

Under the provisions of the Police Act 1892, unclaimed and stolen property will be sold by public auction at Karratha Police Station, Welcome Road, Karratha at 10.00am on 31st day of May, 1997.

Auction to be conducted by Judith Wright, Licensed Auctioneer.

R. FALCONER, Commissioner of Police.

RACING, GAMING AND LIQUOR

RA401**LIQUOR LICENSING ACT 1988****SUMMARY OF LIQUOR LICENSING APPLICATIONS**

The following is a summary of applications received under the Liquor Licensing Act 1988 and required to be advertised. Any person wishing to obtain more details about any application, or about the objection process, should contact the Liquor Licensing Division, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth (Telephone: 425 1888), or consult a solicitor or relevant industry organisation.

| App. No. | Applicant | Nature of Application | Last Date for Objections |
|---|--|---|--------------------------|
| APPLICATIONS FOR TRANSFER OF LICENCE | | | |
| 1641/96 | Jerbam Pty Ltd ATF Jerbam Unit Trust | Application for the transfer of a hotel licence in respect of premises situated in Midland and known as Midland Inn, from Zygmunt John Gorczynski. | 16/4/97 |
| 1642/96 | Zenora Pty Ltd | Application for the transfer of a restaurant licence in respect of premises situated in Broome and known as Feluccas Cafe, from Iain Gower. | 25/4/97 |
| 1643/96 | ANH Dung Phuong | Application for the transfer of a restaurant licence in respect of premises situated in Mount Pleasant and known as Prince of China Restaurant, from Kings Court Pty Ltd. | 24/4/97 |
| 1644/96 | Osamu Uchino & Rico Uchino | Application for the transfer of a restaurant licence in respect of premises situated in Mosman Park and known as Restaurant Sirocco, from Vexwood Pty Ltd. | 27/4/97 |
| 1645/96 | Goldfields Radiator Specialists Pty Ltd & Egas Fabrication Pty Ltd | Application for the transfer of a restaurant licence in respect of premises situated in Fremantle and known as Oreithya, from Goldfields Radiator Specialists Pty Ltd. | 25/4/97 |
| 1646/96 | Rosesand Nominees Pty Ltd | Application for the transfer of a restaurant licence in respect of premises situated in Port Hedland and known as Catherine's for Fine Dining, from Capa Enterprises Pty Ltd. | 27/4/97 |
| 1647/96 | Pac-Am Restaurants (WA) Pty Ltd | Application for the transfer of a restaurant licence in respect of premises situated in South Perth and known as Il Fiume, from Lauranne Pty Ltd. | 1/5/97 |
| 1648/96 | Kim Sandstrom, Garnett Skuthorp, David Edwards & F. Hagan | Application for the transfer of a restaurant licence in respect of premises situated in Karratha and known as Tuckers Country Restaurant, from Tudorbay Investments Pty Ltd, Francis Hagan & David Edwards. | 5/5/97 |

| App. No. | Applicant | Nature of Application | Last Date for Objections |
|--|---|---|--------------------------|
| 1649/96 | Gregorio Parra, Carmen Parra & Frederico Martinez | Application for the transfer of a restaurant licence in respect of premises situated in Northbridge and known as Costa Brava Restaurant from Gregory Parra, Gregorio Parra & Frederico Martinez. | 1/5/97 |
| 1651/96 | ML & MD Gould Pty Ltd | Application for the transfer of a restaurant licence in respect of premises situated in Witchcliffe and known as Marron Farm Cafe from Cheraldine Delfs, Catherine Berry & Peta Leider. | 8/5/97 |
| 1652/96 | Peppi Pty Ltd | Application for the transfer of a tavern licence in respect of premises situated in East Victoria Park and known as Franklins Pub Le Cafe from Vima Holdings Pty Ltd, Peppi Pty Ltd, SDP Plumbing (1988) Pty Ltd. | 1/5/97 |
| 1653/96 | Strive Pty Ltd | Application for the transfer of a hotel licence in respect of premises situated in Midland and known as Midland Inn from Zigmont John Gorczynski. | 2/5/97 |
| 1654/96 | Rapanui Nominees Pty Ltd & Paris Star Pty Ltd | Application for the transfer of a special facility licence in respect of premises situated in Broome and known as Broome's Last Resort from David Brett Gardiner & Julie Kaye Gardiner. | 2/5/97 |
| 1655/96 | Richard Jamie Clark | Application for the transfer of a tavern licence in respect of premises situated in Claremont and known as Astoria Bar & Cafe from Acqua Holdings Pty Ltd. | 5/5/97 |
| 1656/96 | Luvial Pty Ltd | Application for the transfer of a special facility licence in respect of premises situated in Dongara and known as The Priory Lodge from Melshore Pty Ltd. | 5/5/97 |
| APPLICATION FOR THE GRANT OF A LICENCE | | | |
| 1030/96 | Murray Sub-Branch RSL | Application for the grant of a licence in respect of premises situated in and known as Murray Sub-Branch RSL. | 26/5/97 |

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

G. B. AVES, Director of Liquor Licensing.

TENDERS

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 5201, Fax Nos. 222 5152 or 222 5150. Internet Address <http://www.wa.gov.au/contracts/>

| Date of Advertising | Schedule No. | Description | Date of Closing |
|--|--------------|---|-----------------|
| April 11 | RFT 253/97 | <i>Supply & Delivery</i> Supply of Cleaning, Gardening and Hardware Products for the Western Australian Police Service . | May 1 |
| A mandatory briefing session was held on Monday, 21 April 1997. | | | |

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

| Date of Advertising | Schedule No. | Description | Date of Closing |
|---|--------------|---|-----------------|
| April 11 | RFT 256/97 | Supply of 900 Litre Fast Attack 4WD Diesel Powered Single Cab Fire Appliances, for the Bush Fires Board of WA | May 1 |
| April 26 | RFT 371/97 | Supply of One (1) Diesel Powered Four Wheel Drive Agricultural Tractor for the Department of Conservation and Land Management | May 8 |
| <i>Provision of Service</i> | | | |
| April 11 | RFT 360/97 | Provision of Geographical Information Systems Software, Advice on Hardware Requirements and Installation and Training Services for the Water and Rivers Commission | April 29 |
| A briefing session was held on Tuesday, 22 April 1997. | | | |
| April 11 | RFT 278/97 | Provision of Telecommunication Services to Provide an Internet Service for Bureau Services, CAMS | May 1 |
| April 11 | RFT 359/97 | Provision of Training titled "Understanding and Responding to Domestic Violence" for the Women's Policy Development Office | May 1 |
| A mandatory briefing session was held on Thursday, 24 April 1997. | | | |
| April 18 | RFT 418/97 | Provision of Service to Write and Deliver a Competency Based Training Module on Managing Performance and Giving and Receiving Feedback for a Ministry Wide Performance Development System for the Ministry of Justice | May 8 |
| April 26 | RFP 451/97 | Provision of Systems Analysis and Design, and Software Development and Support Services for the Western Australian Police Service | May 14 |
| April 18 | RFT 53/97 | Provision of Temporary Clerical, Information Technology and Technical Personnel for Metropolitan Government Agencies by Preferred Providers | May 15 |
| April 18 | RFT 422/97 | Co-located Supreme and District Courts Consultancy for the Review of Operational Procedures for the Ministry of Justice | May 15 |
| A briefing session will be held at 11.00am Wednesday, 30 April, 1997 at the Executive Conference Room, Level 16, Westralia Square, 141 St George's Terrace, Perth. Please contact Mr Richard Foster on (09) 264 1138 to confirm your attendance before 4.00pm Monday, 28 April 1997. | | | |
| April 26 | RFT 341/97 | Provision of Professional Leasing Consultancy Services to Provide Assistance in the Procurement of Commercial Accommodation for the Government Property Office | May 15 |
| April 26 | RFT 425/97 | Provision of Stereoplotting Services for the Department of Land Administration | May 15 |
| April 26 | RFT 447/97 | Provision of Consultancy Services for an Environmental Site Assessment for the Department of Environmental Protection | May 15 |
| A briefing session will be held at 11.00am Monday, 5 May 1997, Conference Room 9.26, Level 9, Westralia Square, 141 St George's Terrace, Perth. Please contact Mr Trevor Naughton on (09) 222 7055 to confirm your attendance. | | | |
| April 26 | RFT 448/97 | Consultancy to Review and Evaluate Domestic Violence Regional Planning and Co-ordination for the Domestic Violence Prevention Unit | May 15 |
| A mandatory briefing session will be held at 10.00am Friday, 9 May 1997, 1st floor Conference Room, Womens Policy Development Office, 141 St George's Terrace, Perth. Please contact Mr Michael Martin on (09) 264 1913 to confirm your attendance before 4.00pm Thursday, 8 May 1997. | | | |

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

| Date of Advertising | Schedule No. | Description | Date of Closing |
|---|--------------|--|-----------------|
| April 26 | RFT 449/97 | Evaluation of the Young Offenders Act (1994), the Juvenile Justice Teams and Survey Police Perceptions of the Operation of the Young Offenders Act for the Ministry of Justice | May 29 |
| April 18 | RFT 351/97 | State Management and Co-ordination—Property Management Planning in Western Australia for Agriculture WA | May 30 |
| <i>Request for Proposal</i> | | | |
| April 11 | RFP 403/97 | Provision of a Leadership Development Program for the Department of Transport | May 6 |
| April 18 | RFP 437/97 | Consultancy to Develop the Building Condition Assessment Methodology for CAMS The Consultancy includes the development of methodology (rules and guidelines), ensuring consistency in Element Categorisation approach and determining the Maintenance Backlog rules | May 21 |
| A briefing session will be held at 10.00am Monday, 28 April, 1997 at the SGIO Theatre, 170 St Georges Terrace, Perth. Please contact Anne Fleck on (09) 222 5630 to confirm your attendance before 3.00pm Thursday, 24 April 1997. | | | |

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.

April 23, 1997.

ZT302*Accepted Tenders*

| Schedule No. | Particulars | Contractor | Rate |
|-----------------------------|--|---|--------------------|
| <i>Provision of Service</i> | | | |
| RFT 37/97 | Internal Audit Services for the Workers Compensation & Rehabilitation Commission. | Coopers & Lybrand | Details on Request |
| 565A1996 | Development of a Services Information System for the Disability Services Commission. | Elk Consultants Pty Ltd . | \$61,870 |
| 130A1996 | Gardening Services for the South Metropolitan College of TAFE—Peel Regional Campus | DGAF Lawnmowing & Gardening Services | Details on Request |
| RFT 258/97 | Supply and Installation of a Very Early Smoke Detection Apparatus (VESDA) Type Fire Warning System for the Art Gallery of W.A. | Fire Fighting Enterprises | \$62,281 |
| RFT 126/97 | Supply of Cleaning Products for the Disability Services Commission | Various | Details on Request |

April 23, 1997.

PUBLIC NOTICES

ZZ201**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.

Creek, Gladys Vera, late of The Homes of Peace, 125 Thomas Road, Subiaco WA 6008, Widow, died 5 April 1997.

Evans, Frank Alfred William, late of 89 Evandale Street, Floreat WA 6014, Retired Watchmaker, died 28 March 1997.

Francis, Robert Denis, late of Subiaco Nursing Home, 137 Heytesbury Road, Subiaco WA 6008, Retired Sales Consultant, died 6 April 1997.

Green, Joanne Arklay, late of 13 Owen Road, Safety Bay WA 6169, Retired Teacher, died 20 January 1997.

Leech, Ellen Parken known as Nellie Parken, late of St David's Nursing Home, 17-19 Lawley Crescent, Mt Lawley WA 6050, Widow, died 22 March 1997.

Powys, Richard Livingstone, late of 150 Lockhart Street, Como WA 6152, Clerk, died 17 August 1995.

Solomon, Muriel Doreen, late of St Michael's Nursing Home, Wasley Street, North Perth WA 6006, Retired Farmer/Bus Driver, died 21 January 1997.

Stratchan, Decima Mary Jane, late of 1/33 Baird Avenue, Nedlands WA 6009, Widow, died 27 March 1997.

Dated this 23rd day of April 1997.

P. J. HOLLAND, Senior Manager,
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