

WESTERN AUSTRALIAN GOVERNMENT Gazette

3619



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JOHN A. STRIJK,
Government Printer.

PROCLAMATIONS

AA101

LABOUR RELATIONS LEGISLATION AMENDMENT ACT 1997

(No. 3 of 1997)

PROCLAMATION

WESTERN AUSTRALIA P. M. Jeffery, Governor. [L.S.]	}	By His Excellency Major General Philip Michael Jeffery, Companion of the Order of Australia, Officer of the Order of Australia (Military Division), Military Cross, Governor of the State of Western Australia.
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I, the Governor, acting under section 2 (3) of the *Labour Relations Legislation Amendment Act 1997*, and with the advice and consent of the Executive Council, fix the day after the day on which this proclamation is published in the *Government Gazette* as the day on which Part 10 of that Act comes into operation.

Given under my hand and the Public Seal of the State on the 27th day of June 1997.

By Command of the Governor,

G. D. KIERATH, Minister for Labour Relations.

GOD SAVE THE QUEEN !

EDUCATION

ED401

MURDOCH UNIVERSITY ACT 1973

Office of the Minister for Education,
Perth, 1997.

It is hereby notified for general information that the Governor in Executive Council has, in accordance with section 12 (1) (i) of the Murdoch University Act 1973, approved the appointment of Mr John Chan Wan Kah of Winthrop as a member of the Murdoch University Senate for a three year term expiring on 24 July 2000.

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

FISHERIES

FI401

PEARLING ACT 1990

Section 23 (8)

The public is hereby notified that pursuant to section 23 of the Pearling Act 1990, I have granted an application for a pearl oyster farm lease to Blue Seas Pearling Company for an area of water between Powerful and Sir Frederick Islands in the Buccaneer Archipelago.

In accordance with section 33(1) the Pearling Act 1990 any person aggrieved by this decision may within 14 days after publication of this notice appeal against the decision by serving on the Minister for Fisheries a statement in writing of the grounds of that appeal.

P. P. ROGERS, Executive Director.

HEALTH

HE401**HEALTH ACT 1911****FOOD ADVISORY COMMITTEE APPOINTMENTS INSTRUMENT 1997**

Made by the Minister for Health under section 246H (2) of the Act.

Citation

1. This instrument may be cited as the Food Advisory Committee Appointments Instrument 1997.

Appointments of Members

2. Appoint the persons listed in the schedule below for the period ending 6 February 1999—

Section	Name
246H(2)(a)	Dr Paul Psaila-Savona
246H(2)(b)	Dr John Hosking
246H(2)(c)	Mr Kim Leighton
246H(2)(d)	Dr Timothy Inglis
246H(2)(e)	Ms Cathy Campbell
246H(2)(f)	Mr Philip Walsh

Dated this 12th day of February 1997.

KEVIN PRINCE, Minister for Health.

HE402**HEALTH ACT 1911**

Health Department of WA,
Perth, 3 July 1997.

6189/94.

The appointment of Dr Teresa B. Tierney as a Medical Officer of Health to the City of Bayswater effective 1 July 1997 is approved.

C. F. QUADROS, delegate of Executive Director, Public Health.

HE403**HEALTH ACT 1911**

Health Department of WA,
Perth, 30 June 1997.

The appointment of the following persons as Environmental Health Officers is approved.

Officer	Date Effective	Local Authority
Angus Ferguson Kerr	12 May 1997	Shire of Roebourne
Graham Leslie Merrick	3 June 1997	Eastern Districts Regional Health Scheme
Graeme John Bissett	7 July 1997	Shire of Jerramungup
Rebecca Louise Townsend	3 June 1997	Shire of York
Nigel Patrick Norman Hume	12 May 1997 to 27 June 1997	City of Armadale

The cancellation of the following persons as Environmental Health Officers is hereby notified.

Officer	Date Effective	Local Authority
Sydney William Cheverton	16 August 1994	City of Cockburn
George Colin Lister	18 November 1996	City of Cockburn

The appointment of the following persons as Environmental Health Officers (Meat) is approved.

Officer	Date Effective	Local Authority
Jerzy George Bieniawski	2 June 1997 to 18 July 1997	Shire of Northam
James Colin Hardie	19 June 1997	Shire of Greenough

The cancellation of the following persons as Environmental Health Officers (Meat) is hereby notified.

Officer	Date Effective	Local Authority
Rolf Willibald Nagel	23 June 1997	Shire of Greenough

BRIAN DEVINE, delegate of Executive Director, Public Health.

JUSTICE

JM101

CORRECTION TO REPRINT**GAMING COMMISSION REGULATIONS 1988**

The reprint, as at 6 June 1997, of the *Gaming Commission Regulations 1988* contained errors. The following Schedule 1 is issued in replacement for Schedule 1 appearing in the reprint.

SCHEDULE 1

Prescribed fees

Column 1 Provision	Column 2 Description	Column 3 Amount
		\$
50 (3)	Fee for —	
	(a) search of the register for an identified entry	5
	(b) copy of extract from register	10
47	Fee on application for a function permit for —	
	(a) an item of gaming equipment (regulation 18B (2) (a))	20
	(b) a class of gaming equipment (regulation 18B (2) (b))	40
47	Fee on application for a permit of a continuing nature for —	
	(a) a video lottery terminal (regulation 18AA (7))	20
	(b) an item of gaming equipment (regulation 18B (2) (a))	40
	(c) a class of gaming equipment (regulation 18B (2) (b))	80
47, 53	Fee on application for a function permit for —	
95	(a) bingo	10
96	(b) multiple bingo, for each premises	10
97	(c) simultaneous bingo, for each premises	10
104 (1) (a)	(d) a standard lottery —	
	(i) where the total retail value of prizes or prize money does not exceed \$5 000	20
	(ii) otherwise	50
104 (1) (b)	(e) a continuing lottery —	
	(i) where the total retail value of prizes or prize money does not exceed \$5 000	10
	(ii) otherwise	25
	(f) gaming (per day authorized) —	
	(i) 1 — 5 tables	150
	(ii) 6 — 10 tables	250
	(iii) over 10 tables	300
	(g) 2-up —	
80	(i) by a country race club	50
81	(ii) otherwise	150
47, 53	Fee on application for a permit of a continuing nature for —	
95	(a) bingo	20

Column 1 Provision	Column 2 Description	Column 3 Amount
		\$
96	(b) multiple bingo, for each premises	20
97	(c) simultaneous bingo, for each premises	20
104 (1) (a)	(d) a standard lottery, where the total retail value of prizes or prize money is —	
	(i) not more than \$5 000	30
	(ii) more than \$5 000 but not more than \$50 000	75
	(iii) more than \$50 000 but not more than \$100 000	150
	(iv) more than \$100 000 but not more than \$200 000	300
	(v) more than \$200 000	500
104 (1) (b)	(e) a continuing lottery —	
	(i) where the total retail value of prizes or prize money does not exceed \$5 000	30
	(ii) otherwise	75
	(f) gaming (per day authorized) —	
	(i) 1 — 5 tables	120
	(ii) 6 — 10 tables	220
	(iii) over 10 tables	270
	(g) 2-up —	
80	(i) by a country race club, per day authorized	40
81	(ii) otherwise, per day authorized	120
53, 55	Fee on application for approval of premises —	
	(a) for a specific function	5
	(b) for functions from time to time	25
	(c) for a permit of a continuing nature	25
92	Fee on the issue of a certificate relating to —	
96 (2) (c)	(a) multiple bingo	100
97 (2) (c)	(b) simultaneous bingo	100
98 (c)	(c) assisting in the conduct of bingo, for hire or reward	100
92	Fee for an approved operation's certificate	100
88 (5)	Fee on the issue of a certificate relating to —	
	(a) the sale or supply of bingo and lottery tokens	100
	(b) the sale, supply, maintenance or repair of —	
	(i) tables and equipment used in table games	150
	(ii) electronic gaming machines	200

LAND ADMINISTRATION

LA101*

CORRECTION

FILE NO. MRWA 41-380-6

DOLA FILE NO. 1539/1997

The Road Dedication on page 3005 of *Government Gazette* dated 24 June 1997 does not apply to the land resumption for "Road Construction—City Northern Bypass (East Parade to Great Eastern Highway Section)".

This notice hereby cancels the dedication of the above resumption.

A. A. SKINNER, Chief Executive Officer.

LA401COMMONWEALTH OF AUSTRALIA
TERRITORY OF CHRISTMAS ISLAND**LAND ACT 1933 (WA) (CI)**

VESTING OF RESERVES

By direction of the Minister for Lands under section 33(2) the following reserves have been vested.

DOLA File 01190-1996-01RO

Reserve No. 45026 (Christmas Location 379) vested in the Shire of Christmas Island for the designated purpose of "Cemetery (Chinese)".

DOLA File 01191-1996-01RO

Reserve No. 45027 (Christmas Location 380) vested in the Shire of Christmas Island for the designated purpose of "Cemetery (Christian)".

DOLA File 01192-1996-01RO

Reserve No. 45028 (Christmas Location 381) vested in the Shire of Christmas Island for the designated purpose of "Cemetery (Muslim)".

DOLA File 01682-1997-01RO

Reserve No. 45029 (Christmas Location 414) vested in the Shire of Christmas Island for the designated purpose of "Cemetery (Pioneer)".

A. A. SKINNER, Chief Executive.

LA701COMMONWEALTH OF AUSTRALIA
TERRITORY OF CHRISTMAS ISLAND**LAND ACT 1933 (WA) (CI)**

RESERVATION NOTICES

Made by The Honourable Minister for Lands under section 29.

The Crown Land described below has been set apart as public reserve.

DOLA File 01190-1996-01RO

Reserve No. 45026 comprising Christmas Location 379 with an area of 3.0367 hectares on Land Administration Plan 19061 for the designated purpose of "Cemetery (Chinese)".

Public Plan: ZK94 (2) 07.09, 08.09. Gaze Road.

Local Authority—Shire of Christmas Island.

DOLA File 01191-1996-01RO

Reserve No. 45027 comprising Christmas Location 380 with an area of 2575 square metres on Land Administration Plan 19061 for the designated purpose of "Cemetery (Christian)".

Public Plan: ZK94 (2) 07.09, 08.09. Gaze Road.

Local Authority—Shire of Christmas Island.

DOLA File 01192-1996-01RO

Reserve No. 45028 comprising Christmas Location 381 with an area of 4699 square metres on Land Administration Plan 19061 for the designated purpose of "Cemetery (Muslim)".

Public Plan: ZK94 (2) 07.09, 08.09. Gaze Road.

Local Authority—Shire of Christmas Island.

DOLA File 01682-1997-01RO

Reserve No. 45029 comprising Christmas Location 414 with an area of 916 square metres on Land Administration Diagram 92156 for the designated purpose of "Cemetery (Pioneer)".

Public Plan: ZK94 (2) 07.08.

Local Authority—Shire of Christmas Island.

A. A. SKINNER, Chief Executive.

LB701***LAND ACQUISITION AND PUBLIC WORKS ACT 1902**File No MRWA 42-125-A
DOLA File No. 2802/996

Ex Co No. 1438

LAND RESUMPTION
ROAD WIDENING—MILLS ROAD
(KUNUNURRA BYPASS ROAD)

NOTICE is hereby given, and it is hereby declared, that the piece or parcel of land described in the Schedule hereto, being in the Wyndham-East Kimberley District has, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 6th day of December 1996, been set apart, taken, or resumed for the purposes of the following public work, namely: Road Widening—Mills Road (Kununurra Bypass Road)—Shire of Wyndham-East Kimberley.

And further notice is hereby given that the said piece or parcel of land so set apart, taken, or resumed is marked off and more particularly described on the Plan specified in the Schedule, which may be inspected at Main Roads Western Australia, Waterloo Crescent East Perth. The additional information contained in the Schedule after the land description is to define locality only and in no way derogates from the Transfer of Land Act description.

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

Schedule

Plan MR No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
96-165	Darryl Ward Smith	D W Smith	Portion of King Location 567 now contained in Plan 21499 and being part of the land comprised in Certificate of Title Volume 2064 Folio 44	4.9330 ha

Certified correct this 19th day of November 1996.

ERIC CHARLTON, Minister for Transport.

Dated this 3rd day of December 1996.

MICHAEL JEFFERY, Governor in Executive Council.

LB702***LAND ACQUISITION AND PUBLIC WORKS ACT 1902**File No MRWA 42-33-J
DOLA File No. 2807/996

Ex Co No. 1439

LAND RESUMPTION
ROAD WIDENING—SOUTH WESTERN HIGHWAY
HESTERS HILL (82.27—84.97 SLK)

NOTICE is hereby given, and it is hereby declared, that the several pieces or parcels of land described in the Schedule hereto, being all in the Bridgetown-Greenbushes District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 3rd day of December 1996, been set apart, taken, or resumed for the purposes of the following public work, namely: Road Widening—South Western Highway, Hesters Hill—Shire of Bridgetown-Greenbushes.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on the Plans specified in the Schedule, which may be inspected at Main Roads Western Australia, Waterloo Crescent East Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description.

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

Schedule

Plan MR No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
96-103	Nathan Brian Beresford and Sarah Therese Horgan	N B Beresford and S T Horgan	Portion of Nelson Location 3636 now contained in Plan 21291 and being part of the land comprised in Certificate of Title Volume 1917 Folio 189	1.1091 ha

Schedule—*continued*

Plan MR No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
96-104	David Norman Jones and Penelope Jane Shaw	Commissioner of Main Roads vide Caveat G217663	Portion of each of Nelson Locations 115 and 293 and being Lot 4 on Diagram 55563 now contained in Plan 21291 and being part of the land comprised in Certificate of Title Volume 1576 Folio 148	2 443 m ²
96-105	Jamie Robert Doust and Susan Jane Doust	J R & S J Doust	Portion of each of Nelson Locations 115, 284 and 3595 and being Lot 60 on Diagram 83417 now contained in Plan 21291 and being part of the land comprised in Certificate of Title Volume 1952 Folio 733	584 m ²
96-106	Edgar Bruce Rixon	Commissioner of Main Roads vide Caveat G267377	Portion of Nelson Location 151 and being part of Lot 19 on Plan 3662 now contained in Diagram 90645 and being part of the land comprised in Certificate of Title Volume 1334 Folio 154	1 643 m ²
96-109	Vernon Grey Egerton Warburton	V G Egerton Warburton	Portion of Nelson Location 629 now contained in Diagram 90644 and being part of the land comprised in Certificate of Title Volume 1389 Folio 291	1 427 m ²

Certified correct this 25th day of November 1996.

ERIC CHARLTON, Minister for Transport.

Dated this 3rd day of December 1996.

MICHAEL JEFFERY, Governor in Executive Council.

LB703***LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

File No MRWA 42-614-5
DOLA File No. 2324/996

Ex Co No. 0868

LAND RESUMPTION**ROAD WIDENING—ROELANDS-LAKE KING ROAD
(SLK SECTION 188.0-193.0)**

NOTICE is hereby given, and it is hereby declared, that the several pieces or parcels of land described in the Schedule hereto, being all in the Dumbleyung District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 30 th day of July 1996, been set apart, taken, or resumed for the purposes of the following public work, namely: Road Widening Roelands-Lake King Road—Shire of Dumbleyung.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on the Plans specified in the Schedule, which may be inspected at Main Roads Western Australia, Waterloo Crescent East Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description.

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

Schedule

Plan MR No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
96-35 96-36 96-42 96-43 96-44 96-45 96-46	Veronica Hilary Bartram and Lance Geoffrey Bartram	V H & L G Bartram	Portion of each of Williams Locations 2777, 2806, 2941, 3978, 5626, 5658 and 7163 now contained in Plans 21248 and 21249 and being part of the land comprised in Certificate of Title Volume 1564 Folio 519	5.9567 ha
96-39 96-40 96-41	John David Richardson	J D Richardson	Portion of each of Williams Locations 5610, 5633 and 5634 now contained in Plan 21248 and being part of the land comprised in Certificate of Title Volume 1115 Folio 586	1.2672 ha
96-38	Warren Leslie Bairstow	W L Bairstow	Portion of Williams Location 5237 now contained in Plan 21248 and being part of the land comprised in Certificate of Title Volume 1563 Folio 050	6242 m ²
96-37	Warren Leslie Bairstow	W L Bairstow	Portion of Williams Location 4576 now contained in Plan 21248 and being part of the land comprised in Certificate of Title Volume 1157 Folio 495	8543 m ²

Certified correct this 22nd day of July 1996.

ERIC CHARLTON, Minister for Transport.

Dated this 30th day of July 1996.

MICHAEL JEFFERY, Governor in Executive Council.

LB704***LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

File No MRWA 42-624-2
DOLA File No. 705/997

Ex Co No. 0044

LAND RESUMPTION

RECONSTRUCTION OF THE INTERSECTION

Tammin-Wyalkatchem Road And Goomalling-Merredin Road

NOTICE is hereby given, and it is hereby declared, that the piece or parcel of land described in the Schedule hereto, being all in the Wyalkatchem District have, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 28th day of January 1997, been set apart, taken, or resumed for the purposes of the following public work, namely: Reconstruction of the intersection of Tammin-Wyalkatchem Road and Goomalling-Merredin Road (SLK 57.54).—Shire of Wyalkatchem.

And further notice is hereby given that the said piece or parcel of land so set apart, taken, or resumed are marked off and more particularly described on the Plans specified in the Schedule, which may be inspected at Main Roads Western Australia, Waterloo Crescent East Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description.

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

Schedule

Plan MR No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
96-126	Graham Laurence Bookham	G L Bookham	Portion of Avon Location 12843 now contained in Diagram 89406 and being part of the land comprised in Certificate of Title Volume 1019 Folio 882	4 562 m ²

Certified correct this 13th day of January 1997.

ERIC CHARLTON, Minister for Transport.

Dated this 28th day of January 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 11th day of July 1997

A. A. SKINNER, Chief Executive.

LB705*

SCHEDULE NO: A29/1997
Exco. No. 0669
DOLA 70/1997

GUILDFORD-GREENOUGH FLATS RAILWAY ACT 1886**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 Acquisitions and Public Works Act 1902 and Guildford-Greenough Flats Act 1886, 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: Midland Railway (Dongara-Walkaway Section)

Plan/Diagram No. showing Land resumed: LTO Plan 12745

DOLA Ref: 20048/1997

Owner or Reputed Owner	Occupier or Reputed Occupier	Description of Land	Area (approx.)
Albert Henry Lenane and Cababindi Nominees Pty Ltd	Westrail	That portion of Victoria Location 739 now contained in Plan 12745 being part of the land contained in Certificate of Title Volume 1778 Folio 13	2.4083ha

Dated 24 June 1997.

DOUG SHAVE, Minister for Lands.

Dated 27 June 1997.

MICHAEL JEFFERY, Governor in Executive Council.

LB706*

**ENERGY CORPORATIONS (POWERS) ACT 1979
LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

File No. 711/1993

LAND RESUMPTION

Ex. Co. No. 0671

AIRSTRIP TO SERVICE THE DAMPIER TO BUNBURY NATURAL GAS PIPELINE

NOTICE is hereby given, and it is hereby declared, that the piece or parcel of land described in the Schedule hereto, being all in the Murchison District has, in pursuance of the written approval and consent of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 27th day of June 1997, been set apart, taken or resumed for the purpose of the following public work, namely: Airstrip to Service the Dampier to Bunbury Natural Gas Pipeline.

And further notice is hereby given that the said piece or parcel of land so set apart, taken, or resumed are marked off and more particularly described on Crown Survey Diagram 90724 which may be inspected at the Office of the Department of Land Administration, Midland. The additional information contained in the Schedule after the land description is to define locality only and in no way derogates from the Transfer of Land Act description.

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

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
James Samuel Stephens and Maureen Jean Stephens	J S and M J Stephens	Portion of Murchison Location 235 being part of the land contained in Pastoral Lease 3114/1211 (C.L. 321/1988)	10.8056 ha
Bertram Oliver Bernoth and Valerie Elsie Bernoth	B O and V E Bernoth		

Certified correct this 20th day of June 1997.

DOUG SHAVE, Minister for Lands.

Dated this 27th day of June 1997.

MICHAEL JEFFERY, Governor in Executive Council.

LB707*

**LOCAL GOVERNMENT ACT 1995
LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

File No. 829/1996

NOTICE OF INTENTION TO TAKE OR RESUME AN EASEMENT

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 (as amended) that it is intended to take or resume under Section 17(1) of that Act, the right and liberty for the Shire of Swan ("the Shire" which expression extends to include the successors and assigns of the Shire of Swan) at any time and from time to time and the persons nominated by the Shire at any time and from time to time as having an interest in the open or piped drain (as hereinafter defined) by their respective servants contractors and agents from time to time and at all times hereafter with or without vehicles plant and equipment. The easement will provide rights;

- (a) to enter in, upon and across and occupy and use portion of the land described in the Schedule hereto such portion being shaded green and marked off on DOLA LAWA Plan 1192 having the area specified in the Schedule and being hereinafter called "the subject land" and to remain therein (so long as necessary) for all or any of the following purposes namely clearing, constructing, installing, modifying, altering, inspecting, adding to, repairing, maintaining, renewing and upgrading the subject land such open or piped drain and other necessary works and apparatus comprising a system of water drainage works ("the drain"), and to transmit water through the drain;
- (b) to go pass and repass through over and along the subject land,
- (c) to make surveys and take levels of the subject land.

A copy of a plan and more particular description of the Subject land may be inspected at the offices of the Department of Land Administration, Midland.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
Joseph Ozich	J Ozich	Part of Lot 6 on Plan 2173 being part of the land contained in Certificate of Title Volume 1753 Folio 726.	2021m ²

Dated this 20th day of June 1997.

DOUG SHAVE, Minister for Lands.

LB801*

**TOWN PLANNING AND DEVELOPMENT ACT 1928
LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

Schedule No. A27/1997
File No. 941/1997

LAND ACQUISITION

Ex. Co. No. 0668

TOWN PLANNING SCHEME NO. 17—CITY OF GOSNELLS

NOTICE is hereby given, and it is hereby declared, that the piece or parcel of land described in the Schedule hereto being all in the Canning District have, in pursuance of the written consent under the Town Planning and Development Act 1928 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 27 June 1997, been compulsorily taken and set apart for the purposes of the following public work, namely: Town Planning Scheme No. 17—City of Gosnells.

And further notice is hereby given that the said piece or parcel of land so taken and set apart are shown marked off on DOLA Diagram 93156 which may be inspected at the Department of Land Administration, Midland Square, Midland. the additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description.

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

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
Raffaello Farano, Carmino Nicolina Farano, John Cosmino Farano, Anthony Mike Farano and Angelina Farano	Raffaello Farano, Carmino Nicolina Farano, John Cosmino Farano, Anthony Mike Farano and Angelina Farano	Part of Lot 1354 on Plan 3314 being part of the land contained in Certificate of Title Volume 78 Folio 147 'A'	3451m ²

Certified correct this 20th day of June 1997.

DOUG SHAVE, Minister for Lands.

Dated this 27th day of June 1997.

MICHAEL JEFFERY, Governor in Executive Council.

LB802*

LOCAL GOVERNMENT ACT 1995
LAND ACQUISITION AND PUBLIC WORKS ACT 1902

Schedule No. A24/1997
File No. 1295/1996

LAND ACQUISITION

Ex. Co. No. 0667

RIGHTS OF WAY—CITY BAYSWATER

NOTICE is hereby given, and it is hereby declared, that the several pieces or parcels of land described in the Schedule hereto, being in the Swan District have, in pursuance of the written consent under the Local Government Act 1995 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 27th day of June 1997 been compulsorily taken and set apart, for the purposes of the following public work, namely: Rights of Way—City of Bayswater.

And further notice is hereby given that the said pieces or parcels of land so taken and set apart are shown marked off on LTO Plan 4978, which may be inspected at the Department of Land Administration, Midland. The additional information contained in the Schedule after the land description is to define the locality only and in no way derogates from the Transfer of Land Act description.

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

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
Whitfords Limited	Whitfords Limited	The land marked drain reserve and shown coloured blue on Plan 4978 being all of the land remaining in Certificate of Title Volume 1034 Folio 93.	3795m ²

Certified correct this 19th day of June 1997.

DOUG SHAVE, Minister for Lands.

Dated this 27th day of June 1997.

MICHAEL JEFFERY, Governor in Executive Council.

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

Shire of Roebourne

In pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the Local Government of the Shire of Roebourne hereby records having resolved on the 30th June 1997 to adopt the following amendments to the Local Law Relating to Hawkers, Stallholders and Trading in Public Places which was gazetted on 28th February 1997. The amendments are detailed as follows;

Amend the following Sections

1. Section 5 (1) by deleting the words "has the same meaning given to it in Section 217 of the Act" and substitute the following, after the word {Hawkers} "means a Hawker, pedlar or other person who travels and trades and goes from town to town or to other persons houses soliciting orders for the carrying to sell or exposing for sale any goods wares or merchandise.
2. Section 20 (2) by deleting the words "or imprisonment for a period not exceeding six (6) months.

Dated this 4th day of July 1997.

The Common Seal of the Shire of Roebourne was attached hereto in the presence of—

N. H. TURNER, President.
T. S. RULAND, Chief Executive Officer.

LG302***DOG ACT 1976***Shire of Roebourne*

In pursuance of the powers conferred upon it by the abovementioned Act and of all the powers enabling it, the Council of the Local Government of the Shire of Roebourne hereby records having resolved on the 30th June 1997 to adopt the following amendments to the Local Law Relating to Dogs which was gazetted on Friday 28th February 1997. The amendments are detailed as follows;

Delete

Part II Delegated Authority, by deleting the following wording including the heading and paragraph, in total;

PART II DELEGATED AUTHORITY

4. Council may by resolution passed by an absolute majority, delegate to the "CEO" as defined in this local law, the performance of any function of the Council in relation to this Local law. In this Local Law a reference to the Council having powers to do something in its discretion or a reference to the Council forming an opinion prior to the doing of anything shall be deemed to include a reference to any employee of the Local Government to whom the "CEO" has delegated the exercise of any of the "CEO's powers or the discharge of any of the "CEO's duties in relation to this Local Law.

Amend the following Sections

1. Section 19, by inserting the following words "over the age of 3 months" after the word {dogs}.
2. Section 33, by deleting the figure "\$5000.00" and substituting the following figure "\$2000.00".
3. Section 36 (5), by inserting the following word "has" after the word {penalty} and preceding the word {been}.

Dated this 4th day of July 1997.

The Common Seal of the Shire of Roebourne was attached hereto in the presence of—

N. H. TURNER, President.
T. S. RULAND, Chief Executive Officer.

LG401**SHIRE OF SANDSTONE**

It is hereby notified for public information that Ms Marilyn Davies has been appointed to the position of Chief Executive Officer from 25 June 1997. The appointment of Ms Marilyn Davies as Acting Chief Executive Officer is hereby revoked.

B. WALTON, Shire President.

LG402**SHIRE OF LAKE GRACE****Appointment of Authorised Officers**

It is hereby notified for public information that the following persons have been appointed as authorised officers by resolution of Council on the 25th June 1997, to exercise powers pursuant to the legislation indicated—

Local Government Act 1995—Section 3.24, 3.25 and 9.10

Joseph Kevin McEncroe
Donald Johnston
Peter Donald Gillis
Norman Joseph Forrest

J. K. McENCROE, Chief Executive Officer.

LG403**LOCAL GOVERNMENT ACT 1995***Shire of Laverton***ANNUAL FEE REVIEW**

1997/98 Fees and Charges

At its June 1997 meeting Council reviewed and set its fees and charges for the 1997/98 year in accordance with section 6.16 of the Local Government Act 1995.

The fees and charges relate to—

- Airport Landing Fees
- Cemetery Charges
- Dog Fees and Charges
- Facsimile Transmission
- Hall Hire Charges
- Housing Rents
- Lease Agreements
- Library Charges
- Photocopying
- Private Works Hire and Rates
- Tipping Fees
- Swimming Pool Admission Charges
- Rate Enquiries
- Oval Lights
- Santa Suit Hire

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

S. J. DECKERT, Chief Executive Officer.

LG404**LOCAL GOVERNMENT ACT 1995****HEALTH ACT 1911***Shire of Boyup Brook***MEMORANDUM OF IMPOSING RATES**

To whom it may concern.

At a meeting of the Boyup Brook Shire Council, held on 3 July 1997 it was resolved that the rates and charges specified hereunder should be imposed on all rateable property within the district of the Municipality in accordance with the provisions of the Local Government Act 1995 and the Health Act 1911.

Dated 7 July 1997.

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

- Residential: 10.8463 cents in \$ on GRV
- Industrial: 10.8463 cents in \$ on GRV
- Commercial: 10.8463 cents in \$ on GRV
- Rural: 0.6931 cents in \$ on UV
- Special Rural: 0.6932 cents in \$ on UV
- Special Rural: 10.8463 cents in \$ on GRV
- Outside Townsites: 0.6933 cents in \$ on UV

Minimum Rates—

- Residential: \$300.00 being for lot or other parcel of land
- Industrial: \$300.00 being for lot or other parcel of land
- Commercial: \$300.00 being for lot or other parcel of land
- Rural: \$310.00 being for lot or other parcel of land
- Special Rural: \$400.00 being for lot or other parcel of land
- Outside Rural Townsite: \$250.00 being for lot or other parcel of land

Rubbish Removal Rates—

- \$90.00 per annum for one collection per week of a 240 L Mobile Garbage Bin.

Instalment Plan Interest Rate—

- A charge of 6.5% per annum, calculated daily by simple interest as from 15 August 1997.

Late Payment Interest Rate—

A charge of 13% calculated daily by simple interest as from 16 November 1997.

Due Dates for Payments of Rates and Service Levies 1997/98—

15 August 1997, 17 October 1997, 19 December 1997, 13 February 1998.

Instalment Administration—

\$7.50 administration charge for rate instalments 2, 3 and 4.

D. I. MILLER, President.
P. R. WEBSTER, Chief Executive Officer.

MINERALS AND ENERGY

MN401**MINING ACT 1978**

Department of Minerals and Energy,
Perth WA 6000.

I hereby declare in accordance with the provisions of section 99(1)(a) of the Mining Act 1978 that the undermentioned mining leases are forfeited for breach of covenant, viz; non compliance with expenditure conditions, with prior right of application being granted to the plaintiff under section 100(2).

NORMAN MOORE, Minister for Mines.

Dundas Mineral Field

Mining Lease 63/261—Kempsey Securities Ltd

Mining Lease 63/278—Geological Resource Management Pty Ltd

MN402**MINING ACT 1978**

Department of Minerals and Energy,
Perth WA 6000.

I hereby declare in accordance with the provisions of section 99(1)(a) of the Mining Act 1978 that the undermentioned Exploration Licence is forfeited for breach of covenant, viz; non compliance with expenditure conditions, with prior right of application being granted to the plaintiff under section 100(2).

NORMAN MOORE, Minister for Mines.

Gascoyne Mineral Field

Exploration Licence 09/664—Austpac Asia Corporation Pty Ltd

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

Department of Minerals and Energy,
Perth WA 6004.

In accordance with Regulation 49(2)(c) of the Mining Act 1978, notice is hereby given that the licences are liable to forfeiture under the provisions of section 96(2)(b) for breach of covenant viz failure to comply with the conditions to which the mining tenement is subject.

K. H. BOOTHMAN, Warden.

To be heard in the Warden's Court, Kalgoorlie on the 8 August 1997.

NORTH COOLGARDIE—MINERAL FIELD

Prospecting Licence

29/1338—Goongarrie Gold Pty Ltd

MN404

MINING ACT 1978
NOTICE OF INTENTION TO FORFEIT

Department of Minerals and Energy,
Perth WA 6000.

In accordance with Regulation 50(b) of the Mining Act 1978, notice is hereby given that unless the rent due on the undermentioned licences and leases is paid on or before 29 July 1997 it is the intention of the Hon Minister for Mines under the provisions of sections 96A(1) and 97(1) of the Mining Act 1978 to forfeit such for breach covenant, viz, non-payment of rent.

L. C. RANFORD, A/G Director General.

Number	Holder	Mineral Field
EXPLORATION LICENCES		
16/116	G H K Mining Pty Ltd	Coolgardie
20/276	Solomon Pacific Resources NL	Murchison
30/167	Dalla-Costa, Melville Raymond	North Coolgardie
37/422	Mining Corporation of Australia Ltd	Mt Margaret
37/424	Mining Corporation of Australia Ltd	Mt Margaret
37/429	Mining Corporation of Australia Ltd	Mt Margaret
46/407	Warratah Equity Pty Ltd	Pilbara
47/765	Menzies Exploration Co Pty Ltd	West Pilbara
53/626	McKnight, Russell Geoffrey	East Murchison
53/628	Dalrymple Resources NL	East Murchison
58/140	Aarex Resources NL	Murchison
59/496	Goldfields Exploration Pty Ltd	Yalgoo
59/538	Archaean Gold NL	Yalgoo
MINING LEASES		
52/201	Horseshoe Gold Mine Pty Ltd; Roebuck Resources NL	Peak Hill
59/316	Mount Grace Gold Mining NL	Yalgoo
59/317	Adolphie Holdings Pty Ltd	Yalgoo
59/318	Adolphie Holdings Pty Ltd	Yalgoo
70/324	Yilgumba Nominees Pty Ltd	South West
77/342	Eclipse Ridge Pty Ltd; Jingellic Minerals NL	Yilgarn
77/365	Eclipse Ridge Pty Ltd; Jingellic Minerals NL	Yilgarn

PLANNING

PD401*

WESTERN AUSTRALIAN PLANNING COMMISSION
METROPOLITAN REGION SCHEME (SECTION 33 AMENDMENT)
NORTH-WEST DISTRICTS OMNIBUS (No. 3)
CALL FOR PUBLIC SUBMISSIONS

File No: 809-2-1-41

Amendment No: 987/33

The Western Australian Planning Commission intends to amend the Metropolitan Region Scheme for land in the Cities of Stirling and Wanneroo and is seeking public comment.

The purpose of this amendment is to implement recommendations for the rezoning and reservation of land. It proposes to transfer various portions of land between various regional zones and reservations as detailed in the Commissions *Amendment Report*.

The procedure for amending the Scheme, as set out in section 33 of the Metropolitan Region Town Planning Scheme Act, is to be used to advertise this proposal. Public submissions are invited and the

amendment will eventually be put to Parliament for final approval. In accordance with the procedure in section 33, the Hon Minister for Planning has approved the amendment for public display and for the calling of submissions.

Copies of the amending plans and detail plans showing the proposed changes to the zones and reservations of the Scheme, and the Commission's *Amendment Report* which explains the various proposals, will be available for public inspection from Monday 16 June 1997 to Friday 19 September 1997 at each of the following places:

- | | |
|---|--|
| (a) Ministry for Planning
1st floor
Albert Facey House
469 Wellington Street
PERTH WA | City of Wanneroo
Boas Avenue
JOONDALUP WA |
| (b) Council Offices of the municipalities of: | Town of Vincent
Vincent Street Cnr Loftus Street
LEEDERVILLE WA |
| City of Perth
Westralia Square
141 St George's Terrace
PERTH WA | (c) J S Batty Library
Alexander Library Building
Cultural Centre
Francis Street
NORTHBRIDGE WA |
| City of Fremantle
Corner Newman and William Streets
FREMANTLE WA | |
| City of Stirling
Civic Place
STIRLING WA | |

Any person who desires to make a submission either supporting or objecting to any provisions of the proposed amendment should do so on the Form 6A. This submission form is available on request from the display locations and is also contained in the explanatory *Amendment Report*.

Submissions must be lodged with the:

Secretary
Western Australian Planning Commission
469 Wellington Street
PERTH WA 6000

on or before 5.00pm Friday 19 September 1997. Late submissions will not be considered.

PETER MELBIN, Secretary,
Western Australian Planning Commission.

PD402*

TOWN PLANNING AND DEVELOPMENT ACT 1928

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

CITY OF CANNING

TOWN PLANNING SCHEME NO 40—AMENDMENT NO 69

Ref: 853/2/16/44 Pt 69.

Notice is hereby given that the local government of the City of Canning has prepared the abovementioned scheme amendment for the purpose of rezoning 7 Herald Avenue (Lot 194), Willetton, from "Residential R17.5" to permit "Additional Use—Health Centre for a maximum of four Medical Practitioners at any one time".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Albany Highway, Cannington and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including August 22, 1997.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before August 22, 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.

I. F. KINNER, Chief Executive Officer.

PD403*

TOWN PLANNING AND DEVELOPMENT ACT 1928
TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION
CITY OF COCKBURN

TOWN PLANNING SCHEME NO 2—AMENDMENT NO 166

Ref: 853/2/23/19 Pt 166.

Notice is hereby given that the local government of the City of Cockburn has prepared the abovementioned scheme amendment for the purpose of rezoning lots 30 and 201 Headland Street and lots 32 and 33 Healy Road, Hamilton Hill from "Residential R15" to "Residential R30".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Coleville Crescent, Spearwood 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 August 22, 1997.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before August 22, 1997.

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

R. W. BROWN, Chief Executive Officer.

PD404*

TOWN PLANNING AND DEVELOPMENT ACT 1928
TOWN PLANNING SCHEME AMENDMENTS AVAILABLE FOR INSPECTION
CITY OF ROCKINGHAM

TOWN PLANNING SCHEME NO 1—AMENDMENT NOS 283 & 287

Ref: 853/2/28/1 Pts 283 & 287.

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

AMENDMENT NO 283

1. Rezoning Lots 13, 100 and 101 Saint Albans Road, Baldivis from "Rural" to "Special Rural" and inserting specific provisions to control development.

AMENDMENT NO 287

1. Rezoning Lot 106 Powell Road, Baldivis from "Rural" to "Special Rural".
2. Incorporating a new table into Table IV Special Rural Zones—Provisions relating to Lot 106.

Plans and documents setting out and explaining the scheme amendments 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 August 22, 1997.

Submissions on the scheme amendments may be made in writing on Form No 4 and lodged with the undersigned on or before August 22, 1997.

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

G. G. HOLLAND, Chief Executive Officer.

POLICE

PE401

ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Bicycle Criterium by members/entrants of the W.A. Cycling Federation on 6 September 1997 between the hours of 0730 and 1800 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Brodie Hall Drive, Sarich Crt, Brodie Hall Drive, Bentley.

All participants to wear approved head protection at all times.

Dated at Perth this 8th day of July 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

PE402**ROAD TRAFFIC ACT 1974**

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Car Rally by members/entrants of the Automotive Events Management on 9 July 1997 between the hours of 1200 and 1600 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to—Smeaton Way, Beale Way, Pickard Ave and other unnamed roads, Rockingham. All participants to wear approved head protection at all times.

Dated at Perth this 8th day of July 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Car Rally by members/entrants of The West Australian Car Club on 9 August 1997 between the hours of 0500 and 2400 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Bigtree Rd, Fiore Rd, Canford Rd, Zeaheer Rd, Nigel Rd, Hadfield, Fobin Rd, Lancaster Rd, Dukes Rd, Stromlo Rd, Clarke Rd, Dupont Rd, Loadbrook Rd, Castile Rd, Rickety Bridge Rd, Tudor Ave, York Rd, Duchess Rd, Balmoral Rd, Castle Rd, Lex Rd, Queens Rd, Windsor Rd, Gouser Rd, Snowden Rd, Old Tallanalla Rd, Line Rd, Hill Rd, Blackbutt Rd, Harvey District.

All participants to wear approved head protection at all times.

Dated at Perth this 23rd day of June 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

PE403**ROAD TRAFFIC ACT 1974**

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Road Cycle Race by members/entrants of the Collie Cycle Club Inc on 27 July and 14 September 1997 between the hours of 0800 and 1400 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Start/finish: Federal Hotel, Thorssel St, Collie/Patterson, Preston Rd, Cardiff Rd, Muja Rd, Piavanini Rd, Coalfields Hwy, Gibbs Rd, Cameron Road Loop, Collie.

All participants to wear approved head protection at all times.

Dated at Perth this 8th day of July 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of Cycle Races by members/entrants of the Southern Districts Cycling Club on 10 August 1997 between the hours of 0900 and 1200 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Pickering Brook Rd, Bracken Rd, Forrest Rd, Repatriation Rd, Patterson Rd, Walnut Rd, Glen Isla Rd, Canning Rd, Pickering Brook.

All participants to wear approved head protection at all times.

Dated at Perth this 8th day of July 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

PE404**ROAD TRAFFIC ACT 1974**

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of the 1997 Port to Court Relay by members/entrants of the Athletics West on 12 October 1997 between the hours of 0900 and 0930 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to—Victoria Quay, Beach St, Riverside Rd, Jerrat Dve, Angove Lane, Durham Cres, Blackwall Beach Pde, Melville Beach Rd and Dual Use Path, The Strand, Canning Beach Rd, Kwinana Fwy Dual-Use Path, Riverside Drive Dual-Use Path, Victoria Ave, Terrace Rd, Perth.

Dated at Perth this 8th day of July 1997.

E. G. LIENERT, Commander (Traffic and Operation Support).

PREMIER AND CABINET

PR401**MINISTERIAL ACTING ARRANGEMENTS**

It is hereby notified for public information that His Excellency the Governor in accordance with section 52(1)(b) of the Interpretation Act 1984 has approved the following temporary appointment in the place of the Hon N. F. Moore MLC in the period 8 to 12 July 1997 inclusive—

Minister for Mines; Tourism; Sport and Recreation—Hon M. F. Board MLA

M. C. WAUCHOPE, Chief Executive.

PR402**MINISTERIAL ACTING ARRANGEMENTS**

It is hereby notified for public information that His Excellency the Governor in accordance with section 52(1)(b) of the Interpretation Act 1984 has approved the following temporary appointment in the place of the Hon H. J. Cowan MLA in the period 7 to 13 July 1997 inclusive—

Deputy Premier; Minister for Commerce and Trade; Small Business; Regional Development—
Hon M. F. Board MLA

M. C. WAUCHOPE, Chief Executive.

RACING, GAMING AND LIQUOR

RA401**THE WESTERN AUSTRALIAN TURF CLUB****Amendment of By-Laws**

I, Edward Van Heemst, the Chairman for the time being of The Western Australian Turf Club hereby certify that at a meeting of the Committee of the Club held on the 13th day of May 1997 the following resolution was passed unanimously by the members of the Committee amending the By-laws of the Club as follows:

1 in By-Law 24(e) by replacing the words:

“10a.m.”, with the words “5p.m.”;

2 in By-Law 25(b) by replacing the words:

“Forthwith upon” with the words “On the next working day after”;

3 by deleting By-Law 81 in its entirety and replacing it with:

“81 (a) Subject to By-law 81 (b), no person shall take any dog, on the said land, or any division or part thereof, or into any building thereon, and any dog found upon the said land may be destroyed by an Officer or servant of the Club.

81 (b) By-Law 81 (a) shall not apply to a dog that is either:

- (i) a guide dog as that term is defined in the Dog Act (WA) 1976 which;
 - (1) is accompanied by a person who is blind or partially blind; and
 - (2) is being used by that person as a guide dog; or
- (ii) a dog trained by a hearing dog training institution which;
 - (1) is accompanied by a person who is deaf or partially deaf; and
 - (2) is being used by that person as a hearing dog.”

Dated the 13th day of May 1997.

E. VAN HEEMST, Chairman.

(This amendment has not been disallowed and will come into effect on the date of publication in the *Government Gazette*).

Approved—

G. M. EVANS, Minister for Racing and Gaming.

RA402

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: (08) 9425 1888), or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR TRANSFER OF LICENCE			
1707/96	Omegastar Pty Ltd	Application for the transfer of a restaurant licence in respect of premises situated in Northbridge and known as Lake Street Cafe Restaurant, from Nexbian Pty Ltd.	17/7/97
1710/96	Rossi WA Pty Ltd	Application for the transfer of a tavern licence in respect of premises situated in Newman and known as Red Sands Tavern, from Lucca Holdings Pty Ltd.	22/7/97
1711/96	Gatti Investments Pty Ltd	Application for the transfer of a hotel licence in respect of premises situated in Bunbury and known as Parade Hotel, from Alloak Pty Ltd.	18/7/97
1712/96	Rojangi Pty Ltd	Application for the transfer of a special facility licence in respect of premises situated in Morley and known as Choices International Cuisine, from Sgroi Nominees Pty Ltd.	21/7/97
APPLICATIONS FOR THE GRANT OF A LICENCE			
1077/96	Siciliani Association of WA Inc	Application for the grant of a Club licence in respect of premises situated in Balcatta and known as Siciliani Association of WA Inc.	6/8/97
1083/96	High Wycombe Cricket Club Inc	Application for the grant of a Club Restricted licence in respect of premises situated in Maida Vale and known as High Wycombe Cricket Club Inc.	12/8/97

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

G. B. AVES, Director of Liquor Licensing.

RAILWAYS

RB401

GOVERNMENT RAILWAYS ACT 1904

**ALUMINA JUNCTION-DWELLINGUP TOURIST RAILWAY ORDER
1997**

Made by the Governor in Executive Council under section 66A.

Citation

1. This Order may be cited as the *Alumina Junction-Dwellingup Tourist Railway Order 1997*.

Declaration

2. It is declared that the portion of the railway which is the Alumina Junction to Dwellingup railway as described in Schedule 1, being no longer required for use by The Western Australian Government Railways Commission (in this Order referred to as "**the Commission**"), is not, while this Order remains in force, a Government railway for the purposes of the *Government Railways Act 1904*.

Grant

3. (1) The right to occupy the Railway (as defined in section 2 of the *Government Railways Act 1904*) on the lands described in Schedule 1 (in this Order referred to as "**the Tourist Railway**") for the purpose of managing, operating and maintaining a tourist railway service on those lands is granted to THE HOTHAM VALLEY TOURIST RAILWAY (W.A.) INC., an organisation incorporated in Western Australia and having its registered office at the second floor of the Commonwealth Bank Building, 86A Barrack Street, Perth, and its successors (in this Order referred to as "**the Operator**") upon the conditions set out in this Order.

(2) The right of occupancy granted by this Order is not capable of being assigned or re-assigned to any natural person or body corporate or incorporate without the prior written approval of the Minister for Transport.

(3) If the composition or the structure of the Operator is changed without the prior written approval of the Minister for Tourism, or if the Operator determines to liquidate or wind up the tourist railway service, this Order may be revoked.

Payment of fees, etc.

4. (1) The Operator must pay the Commission a yearly fee, by means of a lump sum payment for the 12 months period in advance, or proportionately for any portion of a year, for the right to occupy the Tourist Railway.

(2) The yearly fee payable under subclause (1) may be reviewed from time to time by the Commission at the Commission's discretion, but the fee in respect of the period of 12 months commencing from the date of the making of this Order is \$2 000.

(3) Nothing in this Order gives a proprietary interest in the Tourist Railway to the Operator, if the Operator goes into receivership or is wound up.

(4) Notwithstanding subclause (3), should the Operator construct any assets or significantly improve any separable and moveable parts of the Tourist Railway (the separation or partition of which would not alter the nature of the Tourist Railway) then those assets and improvements are, at the time of receivership or winding up, to be taken as the property of the Operator.

(5) Subject to subclause (4), if the license granted under clause 3 (1) is terminated or expires, or the Operator goes into receivership or is wound up, the Operator must return the Tourist Railway to the Commission in a condition to be determined by the Commission but, in any case, in no lesser condition than it was at the date of the making of this Order.

Conditions

5. The conditions set out in Schedule 2 apply.

SCHEDULE 1

ALUMINA JUNCTION-DWELLINGUP TOURIST RAILWAY LANDS

That section of railway and all necessary land appurtenant to the railway constructed under the authority of the *Pinjarra-Marrinup Railway Act 1907** excepting that portion of railway between Pinjarra and the Alumina Junction Station limits, a distance of about 1.7 kilometres from Pinjarra, and those portions of land at Dwellingup presently contained in Western Australian Government Railways Commission leases numbered 1672, 1864, 3312 and 3764.

[* Act No. 23 of 1907 (7 Edw. VII.)]

SCHEDULE 2

Conditions

Condition 1. Term of Occupation

- (1) The Operator shall have the right to occupy the Tourist Railway for a period of 25 years (referred to as "**the licence period**") from the date of the making of this Order, but nothing in this Order (except insofar as clause 4 (4) otherwise provides) shall be construed as demonstrating an intention to confer any right, title or interest in the lands, or the Tourist Railway, other than a licence to occupy the Tourist Railway and to manage, operate and maintain a tourist railway service for a period of 25 years (or in the event that this Order is revoked before the expiration of 25 years, for that lesser period).
- (2) The Operator shall not use or otherwise utilise the Tourist Railway for any other purpose than as a tourist railway service without the express written consent of the Commission.
- (3) Notwithstanding *condition* 1 (1), the Operator shall not operate any rail vehicle or tram or carry any fare paying passengers without having a certificate (in this Order referred to as a "**Commission's certificate**") obtained from the Commission which is valid and certifies that safe and satisfactory work systems have been adopted for the operation of the service.

Condition 2. Indemnities

- (1) The Operator shall indemnify and hold harmless the Commission from and against all actions, suits, proceedings, claims and demands whatsoever (whether arising, founded on, or based in, common law, contract, statute or otherwise or any combination of those foundations or bases) which may at any time be brought, maintained or made —
 - (a) against the Operator, the servants, contractors or subcontractors of the Operator; or

- (b) by a person other than the Operator, against the Commission or against any officer, servant, agent, contractor or subcontractor of the Commission,
- in respect of —
- (c) any loss, injury or damage (however caused) of any nature to, on, upon or about the Tourist Railway;
 - (d) any loss, injury or damage (however caused) of or to any property on, upon or about the Tourist Railway; and
 - (e) any death or injury sustained by any person or persons (whether a servant, officer, agent, contractor or subcontractor of the Commission or not), and however caused, while such person is on, upon or about the Tourist Railway.
- (2) The indemnity under *condition 2* (1) shall not, and shall not be deemed to, cover any action, suit, proceeding, claim or demand insofar as it arises from negligence on the part of the Commission or any officer, servant, agent, contractor or subcontractor of the Commission.

Condition 3. Insurance

- (1) The Operator shall insure against public risks by taking out a public liability insurance policy through reputable insurance brokers, in the joint names of the Operator and the Commission, for an indemnity limit of \$10 million (with such increases from time to time as the Commission may reasonably require) for any one claim.
- (2) The policy required by *condition 3* (1) shall —
 - (a) include a provision indemnifying the insured against the escape of fires from the Tourist Railway; and
 - (b) contain a cross-liability clause in which the insurer agrees to waive all rights of subrogation or action that the insurer may have or acquire against all or any of the persons comprising the insured and for the purpose of which the insurer accepts the term “insured” as applying to each of the persons comprising the insured as if a separate policy of insurance had been issued to each of them (subject to the overall sum insured not being increased thereby).
- (3) The Operator shall —
 - (a) submit a copy of the policy referred to in *condition 3* (1) to the Commission for approval before entering into a contract of insurance;
 - (b) keep the insurance policy referred to in *condition 3* (1) current while this Order remains in force; and
 - (c) obtain and forward a copy of the certificate of currency annually to the Commission.
- (4) The Operator shall not alter or vary the terms of any insurance policy entered into with respect to the Tourist Railway pursuant to this Order without first obtaining the approval of the Commission to do so.
- (5) The Operator shall be solely responsible for making payments of premiums on the policies of insurance taken out pursuant to this Order.

Condition 4. Appointment of Liaison Person

- (1) The Operator shall —
 - (a) within one month of the date of making this Order, appoint an officer with whom the Commission may liaise in regard to any matter concerning the Tourist Railway;
 - (b) thereafter from time to time appoint a replacement for that person so that the appointment is continuous;

- (c) within 7 days of making an appointment notify the Commission in writing of the full names and address and telephone number of the person appointed; and
- (d) forthwith advise the Commission in writing of any change or changes in such particulars.

Condition 5. Keeping of Accounts

- (1) The Operator shall keep proper books of account and shall at all times make its books and accounts available for inspection by the Commission, and by the Western Australian Tourism Commission.
- (2) If requested to do so by either party, the Operator shall provide to the Commission, and to the Western Australian Tourism Commission, the company's financial statements certified by an auditor registered under the Corporations Law.

Condition 6. Certificate to Operate a Service on the Tourist Railway

- (1) A Commission's certificate shall be valid for a period of 12 months from the date shown on the certificate and shall not be renewable.
- (2) Where the Operator wishes to operate a tourist railway service beyond the currency of a Commission's certificate, the Operator shall, not more than 11 months from the date shown on that certificate —
 - (a) arrange for the necessary inspections to be made and investigations to be carried out to facilitate the delivery to the Operator of the documents referred to in *condition 6 (3)*; and
 - (b) not less than 14 days before the Commission's certificate expires, lodge those documents with the Commission.
- (3) The Commission shall not issue the Commission's certificate until —
 - (a) it receives the documents set out in *condition 6 (4)*;
 - (b) the Operator has complied with all the provisions of *condition 3 (Insurance)*; and
 - (c) such further information or documentation as the Commission may reasonably require has been provided.
- (4) The following documents are required for the purposes of *condition 6 (3) (a)* —
 - (a) a certificate signed and dated by a qualified civil engineer, appointed or engaged by the Operator and previously approved of in writing by the Commission —
 - (i) certifying that, at the date shown on the certificate, the railway track intended for use for the tourist railway service was in a suitable condition for carrying passengers, using vehicles which the Operator is by this Order authorised to use, and that the railway track and structures intended for use for carrying passengers, if properly maintained, would continue to be suitable for that purpose for a period of 12 months from the date shown on the certificate; and
 - (ii) fixing the maximum speeds and classified axle load ratings at which each class of rolling-stock, including any locomotives and road/rail vehicles to be used, may travel on the railway track under varying climate conditions;
 - (b) a certificate signed and dated by a person appointed or engaged by the Operator, and previously approved of in writing by the Commission, certifying that, at the date shown on the certificate, the road traffic control warning devices, signs and signals installed to warn road users at level crossings were in good order and condition and (if properly maintained) would continue to be in good order and condition for a period of 12 months from the date shown in the certificate;

- (c) a certificate signed and dated by a person appointed or engaged by the Operator and previously approved of in writing by the Commission —
 - (i) certifying that, at the date shown on the certificate, the rolling-stock, including locomotives intended for use by the Operator, was safe and satisfactory for carrying passengers, and that any road/rail vehicles to be used to inspect the railway track would (if properly maintained) continue to be suitable for those purposes for a period of 12 months from the date shown on the certificate; and
 - (ii) certifying the maximum speeds allowed for each class of rolling-stock including locomotives and road/rail vehicles;
- (d) a current certificate issued by the Worksafe Western Australia Commissioner registering the equipment intended to be operated by the Operator on the Tourist Railway; and
- (e) a certificate signed and dated by a person appointed or engaged by the Operator and previously approved of in writing by the Commission —
 - (i) certifying that the Operator's train operations have been inspected and are safe and satisfactory both in regard to the safeworking system employed and the operating procedures adopted and are in accordance with systems and procedures previously approved of by the Commission; and
 - (ii) certifying that all personnel required to engage in the safeworking and operations of trains on the Tourist Railway during the currency of the certificate are competent to carry out their duties.
- (5) The person issuing a relevant certificate of a kind referred to in *condition* 6 (4) (e) shall not issue a certificate unless satisfied that the standards of competency exhibited are no less than those standards of competency which the Commission would insist upon for its employees if it were operating trains on the Alumina Junction-Dwellingup section.
- (6) Before any additional rolling-stock, including any locomotive or road/rail vehicle, is proposed to be used during the currency of the certificate, a further certificate certifying such rolling-stock for the balance remaining of the 12 month period shall be supplied to the Commission.

Condition 7. Employees — Training and Health

- (1) Notwithstanding anything contained in *condition* 6 (4) (e), the Operator shall ensure that all persons performing railway safety work are adequately trained, and of sufficient good health and fitness, to perform their duties.

Condition 8. Power to Charge Fares, Etc.

- (1) The Operator may demand and collect fares from passengers of the tourist railway service.
- (2) The Operator may charge for the services provided to persons using the facilities of the tourist railway service.
- (3) The Operator has complete discretion to determine the amounts to be paid by way of fares and charges.

Condition 9. Serving of Liquor

- (1) Subject to holding the relevant current liquor license to provide liquor, the Operator may serve alcoholic refreshments to passengers of the tourist railway service.

Condition 10. Compliance with Tourist Railway Rules and General Instructions

- (1) In addition to the Operator's obligation to comply at all times with any relevant Acts and Regulations, the Operator shall comply with *The Operating Rules and General Instructions issued for the operation of Alumina Junction-Dwellingup railway* as contained in the *Hotham Valley Tourist Railway Operating Rules and Regulations* document, a copy of which (as amended from time to time) is held by —

the Safeworking Manager,
The Western Australian Government Railways Commission,
4th Floor Westrail Centre,
West Parade,
EAST PERTH W A.

Condition 11. Speeds

- (1) Except where safety so requires or where any lesser maximum speed is fixed by the Commission or in any certificates issued under *condition 6 (4) (a) (ii) or (c) (ii)*, the following maximum speeds apply on the Tourist Railway —

Alumina Junction - 13 km	30 kph
13 km - Dwellingup	20 kph

Condition 12. Accidents on Tourist Railway

- (1) The Operator shall —
- (a) immediately inform the Minister for Transport and the Commission of any accident occurring on the Tourist Railway which involves loss of life; and
 - (b) within 7 days of such accident, forward to the Minister for Transport and the Commission a detailed written statement reporting the circumstances of the accident.
- (2) The Operator shall —
- (a) keep a written record of all accidents occurring on the Tourist Railway which result in the loss of life or personal injury to any person;
 - (b) make such record available to the Commission for inspection by its officers; and
 - (c) without delay give to the Commission such information in the possession of the Operator as the Commission may require regarding any such accident.
- (3) The Operator shall, within 7 days of the occurrence of any collision or derailment involving the Tourist Railway, forward to the Commission a detailed written statement reporting the circumstances of that collision or derailment.
- (4) The Operator shall forthwith give to the Commission full written particulars of every claim received by the Operator as a result of loss of life or personal injury to any person, or damage to any property, arising from the operation of the tourist railway service.

Condition 13. Passenger Vehicles — Number of Passengers

- (1) While a passenger vehicle is in motion, all passengers shall be seated in seats provided, except that any child under age 5 years may be seated on the lap of an adult (not more than one child per adult) and passenger numbers shall be limited accordingly.

Condition 14. Emergency Closure of Tourist Railway

- (1) The Commission may, in cases of emergency or where the likelihood that the safety of the persons managing, operating, maintaining or using the Tourist Railway will be endangered if the Tourist Railway is permitted to continue to operate, order the Operator immediately to cease operating the Tourist Railway for such period of time as the Commission in the interests of safety considers appropriate.
- (2) The Operator shall give effect to an order under *condition 14 (1)*.
- (3) The Commission shall, as soon as is reasonably possible after ordering the closure consult with the Operator and advise it on the necessary requirements for re-opening the Tourist Railway.

Condition 15. Fire Danger — Conservation

- (1) Subject to *condition 15 (2)*, the Operator shall at all times clear, and keep clear, the Tourist Railway of any fire hazards and, without limiting the generality of the provisions of *condition 20*, shall comply with —
 - (a) any notice or direction lawfully issued pursuant to the *Bush Fires Act 1954*; and
 - (b) the provisions of the *Wildlife Conservation Act 1950*.
- (2) Notwithstanding *condition 15 (1)*, the Operator shall preserve any flora declared to be "rare flora" (within the meaning of the *Wildlife Conservation Act 1950*) growing upon the lands.
- (3) A steam locomotive engine shall not proceed under its own power or be used on the Tourist Railway during the period 1 October to 1 May without the prior approval of the Bush Fires Board and the local government responsible for the area through which the Tourist Railway passes.

Condition 16. Preservation of Existing Assets

- (1) Subject to *condition 16 (2)*, the Operator shall not without the written consent of the Commission —
 - (a) remove from the lands, or alter, any building, fence, track or other structure of whatever kind, or any fixtures or fittings attached thereto, situated on the Tourist Railway; or
 - (b) carry out any excavation or earthworks on the Tourist Railway.
- (2) The provisions of *condition 16 (1)* shall not apply to anything necessarily done for the purposes of repair and maintenance or otherwise incidental to the daily routine operation of the Tourist Railway unless it would, in the opinion of the Commission, have a deleterious effect on preservation of the railway.
- (3) When commencing any excavations or earthworks, at any time or for any reason, the Operator shall —
 - (a) first make all necessary enquiries of the Commission and all other relevant statutory Corporations and Authorities about the location of underground services; and
 - (b) carry out any excavations or earthworks only in strict compliance with all stipulated requirements.
- (4) At the expiration or earlier determination of the licence period, the Operator shall remove from the Tourist Railway anything which the Operator has brought onto or constructed upon the Tourist Railway and which the Commission requires to be removed, the Operator making good, at the cost of the Operator, all damage occasioned by such removal.

Condition 17. Licence for Other Party's Services

- (1) Where any statutory body or other corporation, or natural person, has been or is lawfully authorised or empowered to enter upon the Tourist Railway in order to carry out works or for any other purpose, the Operator shall permit that statutory body or person to enter upon the lands for the purpose of carrying out works or for that other authorised purpose.

Condition 18. Maintenance and Repair

- (1) The Operator shall at all times, at the Operator's own expense, repair and maintain in good order and condition —
 - (a) all buildings, passenger facilities, embankments, cuttings, railway track, sleepers, bridges and all other works, equipment, fixtures, fittings and things under, upon and over the lands which are necessary for or associated with the operation of the tourist railway service;
 - (b) all existing railway drains constructed on the Tourist Railway;
 - (c) all culverts on the Tourist Railway;
 - (d) all level crossings on the Tourist Railway; and
 - (e) all road traffic control warning devices, signs and signals installed to control and warn road users at level crossings.

Condition 19. Vermin and Noxious Weeds

- (1) The Operator shall at all times, at the Operator's own expense, keep the Tourist Railway free of vermin and noxious weeds, as required by law and any local government law.

Condition 20. Compliance with Statutes

- (1) The Operator shall punctually comply with and observe, at the Operator's own expense, all present and future Statutes (State and Federal), regulations and by-laws, and all orders and requirements of any local government, or statutory, public, or other competent authority which relate to —
 - (a) the use and occupancy of the Tourist Railway by the Operator;
 - (b) all things done on the Tourist Railway by or for the Operator;
 - (c) plant, machinery, vehicles, equipment and other things of whatever kind already on or at any time brought onto the Tourist Railway or any part thereof by or for the Operator,and nothing in this Order shall, or shall be deemed to, exempt the Operator from such compliance.

Condition 21. Level Crossings

- (1) In this Order "level crossing" means any roadway where a public or private road or other right of way crosses the Tourist Railway on the level.
- (2) The Operator shall not, without the consent of the Commission, close or change or obstruct any level crossings, or create or permit the creation of any new level crossings, on or over the Tourist Railway
- (3) The Operator shall, at the Operator's own expense, be responsible for the repair and maintenance in a good and safe condition of all level crossings on the Tourist Railway and, without in any way limiting the generality of the foregoing, shall comply with the requirements of the Commission, including the clearing of vegetation which may obstruct the crossing or any warning signs, devices and signals.

- (4) The Operator shall be responsible for the safe crossing of the Operator's rail vehicles over level crossings and shall not allow the Rules referred to in *condition 10* (1) to be abrogated, waived or modified without the consent of the Commission.
- (5) The Operator shall maintain, at the Operator's own expense, all road traffic control warning devices, signs and signals, installed to control and warn road users at level crossings, in good order and condition and so as to comply at all times with standards required by the Commission.
- (6) The Operator shall, at the Operator's own expense, comply with all directions of the Commission, given from time to time, to alter or remove any of the existing warning devices, signs and signals, to install additional or modified devices, signs and signals, or to do both.
- (7) The Operator shall not alter or remove any of the existing devices, signs and signals, or install additional devices, signs and signals, without the prior approval of the Commission.
- (8) The Operator shall, during the licence period, permit the installation on the Tourist Railway of such further level crossings as the Commission may from time to time direct.

Condition 22. Service of Documents

- (1) The Commission and the Operator may each notify the other, in writing, of an address within the State of Western Australia for the service of notices and other communications given or made under this Order, and may from time to time, by notice in writing to the other, change such address to another address for service within the said State.
- (2) Any notice or other communication given or made under this Order shall be signed by the party giving it or by that party's representative and may be served by prepaid post addressed to the party for whom the notice or communication is intended at the address for service notified by that party under *condition 22* (1) and, until such notification, may be addressed as follows —

General Manager Infrastructure
Westrail
Westrail Centre
GPO Box S1422
PERTH WA 6845

The Operator
The Hotham Valley Tourist Railway (W.A.) Inc.
86A Barrack Street
PERTH WA 6000

Condition 23. Revocation of Order

- (1) This Order may be revoked —
 - (a) under clause 3 (3);
 - (b) if the Operator, or any servant or agent of the Operator fails to comply with the terms and conditions of this Order;
 - (c) the Operator fails, other than from matters or things intervening through no fault on the part of the Operator over which the Operator has no control, from and at all times after the expiration of 12 months from the date of commencement of this Order, to provide the following minimum passenger carrying services on the Tourist Railway; namely, 6 return services between Alumina Junction and Dwellingup each year throughout the Licence period;

- (d) the Operator fails, other than from matters or things intervening through no fault on the part of the Operator over which the Operator has no control, to provide accommodation for a minimum of 15 fare paying passengers on each and every service operated on the Tourist Railway;
- (e) if —
- (a) after the expiry of 24 months following the date of commencement of this Order; or
- (b) following the initial 24 month period, after the expiry of a period of 12 months notice, or such lesser period of notice as agreed by the Operator,
- the Minister for Transport declares that in the interests of the State the Tourist Railway is once more required as a transport corridor for use by the Commission; or
- (e) the Operator so requests.

By Command of the Governor,

J. PRITCHARD, Clerk of the Executive Council.

TRANSPORT

TR401

ESPERANCE PORT AUTHORITY ACT 1968

Office of the Minister for Transport,
Perth.

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

- The appointment of Mr Richard Thorp as a Member of the Esperance Port Authority for a period expiring on 31 December 1998.

This appointment is in accordance with the Esperance Port Authority Act 1968.

ERIC CHARLTON, Minister for Transport.

TR402

BUNBURY PORT AUTHORITY ACT 1909

Office of the Minister for Transport,
Perth.

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

- The reappointment of Mr John Sullivan as a Member of the Bunbury Port Authority for a period expiring on 30 June 1999;
- The reappointment of Mr Neville Eastman as a Member of the Bunbury Port Authority for a period expiring on 30 June 1999; and
- The appointment of Mr Wayne Osborn as a Member of the Bunbury Port Authority for a period expiring on 30 June 1998.

These appointments are in accordance with the Bunbury Port Authority Act 1909.

ERIC CHARLTON, Minister for Transport.

TREASURY

TY101*

*CORRECTION***FINANCIAL ADMINISTRATION AND AUDIT ACT 1985**The Treasury,
Perth, 11 July 1997.

The following Treasurer's Instructions previously gazetted 4 July 1997 are correctly titled as follows—

Treasurer's Instruction	Paragraph	Topic
203	1-7	Receipt of Moneys
209	1	Collections On Behalf of Other Departments and Statutory Authorities
212	1-4	Dishonoured Revenue Collections
215	1	Estimated Revenue Cash Flows
303	1-3	Estimated Expenditure Cash Flows and Governor's Warrants
310	1-12	Payment by Cheque or Direct Credit
315	1-6	Returned, Uncollected and Stale Cheques and Returned EFT Payments
513	1-6	Unclaimed Salaries Or Wages
816	1-2	Annual Estimates For Certain Trust Accounts Of Departments In Terms of Section 15A of The Act
1101A	1-4	Financial Reporting By Departments

TENDERS

ZT201

**MAIN ROADS
WESTERN AUSTRALIA***Tenders*

Tenders are invited for the following projects.

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

Tender No.	Description	Closing Date
		1997
770/96	Road Construction on Great Eastern Highway between Kellerberrin and Doodlakine	5 August
802/96	Provision of Quarterly Testing and Tagging Services for Electrical Appliances	21 July
27/97	Production of Education Kits on Roe Highway for Schools	24 July
29/97	Provision of Network Support Services for PC LAN, WAN and UNIX ...	18 July

ZT202

Acceptance of Tenders

Contract No.	Description	Successful Tenderer	Amount \$
557/96	Provision of Reception Switchboard and Word Processing Services, Carlisle	Superior Personnel	38 950.00
724/96	Laboratory Testing Services for Soil and Crushed Rock for 12 month period, Metropolitan	<ul style="list-style-type: none"> • BFP Geotechnical Mining & Geological Contractors • Kanga & Associates • Materials Consultants Pty Ltd • SRC Laboratories • South West Soil & Aggregate • Western Geotechnics Pty Ltd 	Panel Contract

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

Contract No.	Description	Successful Tenderer	Amount \$
757/96	Roadside Broadband Herbicide Spraying for Annual Winter Grasses, Great Southern Region	Prices Contracting	7 824.65
798/96	Development of a Graphical Transformation Index Application, Metropolitan	ESRI Australia Pty Ltd	15 000.00
910/96	Supply & Delivery of one (1) Skid Steer Loader, Welshpool	Houghton Tractors & Machinery Sales P/L	12 420.00
911/96	Demolition and Removal of Improvements at Lot 10 Great Northern Highway, Bindi Bindi	Hatton Deconstruction	67 154.00
941/96	Supply and Delivery of Target Boards, Visors, Straps, Brackets & Fastners for Traffic Signal Lanterns, Carlisle	<ul style="list-style-type: none"> • Aldridge Electrical Industries Pty Ltd • Federal Tinware Manufacturing Pty Ltd 	6 225.00 191 088.25

D. R. WARNER, Director Corporate Services.

ZT301

DEPARTMENT OF CONTRACT AND MANAGEMENT SERVICES

Accepted Tenders

Schedule No.	Particulars	Contractor	Rate
<i>Provision of Service</i>			
342E1996	Cleaning Service for Metropolitan College of TAFE—South Terrace	Dominant Property Services	\$39 888.45 p.a.

July 11, 1997.

PUBLIC NOTICES

ZZ101

TRUSTEES ACT 1962

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 11th August 1997 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Baker, Gladys Ellen, late of Glenn-Craig Nursing Home, Beaufort Road, Albany, died 24/6/97. (DEC 302474 DS3)

Boyle, Mary Veronica, late of Chrystal Halliday Nursing Home, Karrinyup, died 5/6/97. (DEC 302497 DS4)

Cox, Euphemia Murray, late of Unit 69c, Mertome Village, Winifred Road, Bayswater, died 22/6/97. (DEC 302539 DC2)

Curtis, Selma Merle, late of 92 Clancy Street, Boulder, died 17/4/97 (DEC 301936 DP3)

Elson, Amy Charlotte, late of Mount Henry Hospital, Cloister Avenue, Como, died 15/6/97. (DEC 302442 DP3)

Giorgi, Umberto Luigi, late of via Brunelleschi 2, Pisa 56100 Italy, died 6/5/93. (DEC 301615 DD3)

Golding, William Thomas Henry, late of 49 Jean Street, Beaconsfield, formerly of 2A Agnes Street, Beaconsfield, died 9/6/97. (DEC 302438 DL4)

Holmes, Ada Florence, late of Tuohy Nursing Home, 22 Morrison Road, Midland, died 9/5/97. (DEC 301346 DE2)

- Logan, James, late of Joseph Cooke Hostel, 2 Houtman Street, Rossmoyne, died 3/6/97. (DEC 301825 DG3)
- Miragliotta, Rosa, late of 208 South Terrace, South Fremantle, died 25/10/96. (DEC 302135 DD3)
- Namina, Nora, late of Mindi Rardi Community, Fitzroy Crossing, died 25/4/95. (DEC 301922 DE3)
- Niven, Constance Grace Louise, late of Lakeside Nursing Home, 68 Lyall Street, Redcliffe, died 14/6/97. (DEC 302325 DC2)
- Pritchard, Joy Laskey, late of 27 Banksia Road, Kelmscott, died 14/6/97. (DEC 302562 DG2)
- Quinn, Linda May, also known as Quinn, Linda Rose, late of Sandstrom Nursing Home, 44 Whatley Crescent, Mount Lawley, died 21/8/96. (DEC 296862 DE2)
- Riggs, Allen, late of RSL War Vetrans Home, 51 Alexander Drive, Mount Lawley, died 26/4/97. (DEC 301059 DA4)
- Rose, Peter Reginald George, late of 4/67 Carr Street, Leederville, died 22/12/96. (DEC 301479 DE3)
- Smith, Agnes Mary, late of Shoalwater Nursing Home, Fourth Avenue, Shoalwater, died 14/5/97. (DEC 302328 DA4)
- Tunbridge, Phyllis Ruby, late of Sherwin Lodge, Bull Creek Road, Rossmoyne, died 28/6/97. (DEC 302534 DC4)
- Vaughan, Kenneth Richard, late of 10/33 Fairlight Street, Mosman Park, died 26/2/97. (DEC 299746 DD3)
- Vysniauskas, Franas, Tuohy Nursing Home, 22 Morrison Road, Midland, died 1/4/97. (DEC 300653 DD3)
- Mills, Kenneth William, late of 41 Collins Street, Kalgoorlie, died 3/6/97. (DEC 302008 DS2)

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

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 the personal representatives of Care of Barker Gosling, Level 11, 2 Mill Street, Perth to send particulars of their claims to them by the 30th day of August 1997, after which date the personal representatives may convey or distribute the assets having regard only to the claims which they have notice.

Yagan Leo Millett, late of 55 Kingsway, Nedlands. Died 5 March 1997.

Alma Maud Iles, late of 20 Wattle Street, South Perth. Died 5 January 1997.

ZZ401**DISSOLUTION OF PARTNERSHIP**

I, Michael Waddell, give notice that as of 30th June 1997, I am no longer in partnership with Alex Vozzo. Therefore I accept no responsibility for any debts incurred by Alex Vozzo after that date.

New Report - Now Available!



**Standing Committee
on
Uniform Legislation
and Intergovernmental
Agreements**

**Twelfth Report
1996**

Competition Policy

In January 1996 the Standing Committee on Uniform Legislation and Intergovernmental Agreements reported on the implications for State law of the controversial Hilmer reforms, and said it would be unacceptable if the privatisation of former government business agencies left customers worse off.

This report is now available. The report calls for a comprehensive set of consumer safeguards to be introduced to privatised and corporatised governments agencies providing basic services to customers.

Cost: \$15.00

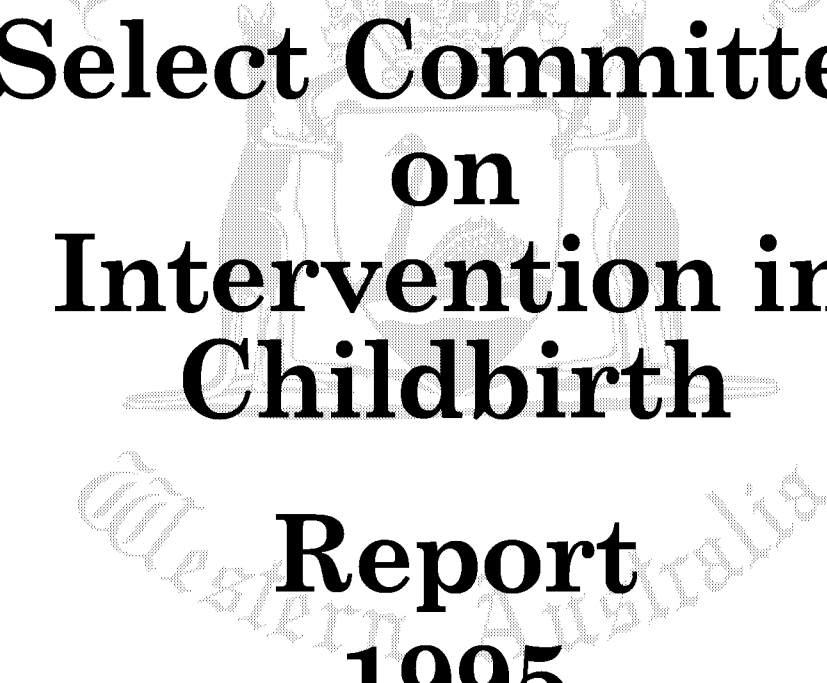
For further information please contact:

State Law Publisher

Telephone: 9321 7688

Facsimile: 9321 7536

New Report - Now Available!



Select Committee on Intervention in Childbirth Report 1995

In June 1994, the Legislative Assembly set up a Select Committee of Inquiry to investigate the high rate of intervention in childbirth in Western Australia.

This report is now available. The report contains many recommendations based on the Committee's findings and in addition, the Committee hopes that it will be used as a means of raising awareness and discussion about maternity services in the State.

Cost: \$21.50

For further information please contact:

State Law Publisher

Telephone: 9321 7688

Facsimile: 9321 7536

New Publication - Now Available!



**Election Statistics:
Legislative Assembly of
Western Australia
1890 - 1996**

David Black

assisted by Valerie Prescott

The Western Australian Parliamentary History Project conducted under the aegis of the Parliamentary History Advisory Committee was established in 1984 to coordinate the collection and dissemination of information about the history and functioning of the Parliament of Western Australia. Its initial objective was to produce a series of publications in time for the centenary of the proclamation of Western Australia as a self-governing colony and the establishment of its bicameral legislature.

This publication is part of the second objective set by the Committee to produce a new series of publications which further research the history of the Parliament of Western Australia.

Cost: \$20.00

For further information please contact:

State Law Publisher

Telephone: 9321 7688

Facsimile: 9321 7536

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