



WESTERN  
AUSTRALIAN  
GOVERNMENT

# Gazette

5063



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JOHN A. STRIJK,  
Government Printer.

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**COMMERCE AND TRADE**

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**CE401****PERTH INTERNATIONAL CENTRE FOR APPLICATION OF SOLAR ENERGY ACT 1994**

The following has been appointed as a board member to the Perth International Centre for Application of Solar Energy, in accordance with section 5(1)(b) of the Perth International Centre for Application of Solar Energy Act 1994, for a period expiring on 21 November 1997.

**PERTH INTERNATIONAL CENTRE FOR APPLICATION OF SOLAR ENERGY****Board of Management**

Appointed:

Mr Noshir Bharucha

To Replace:

Ms Wendy Fisher

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**FIRE AND RESCUE**

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**FB301****FIRE BRIGADES ACT 1942****FIRE BRIGADES AMENDMENT REGULATIONS 1997**

Made by the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Fire Brigades Amendment Regulations 1997*.

**Principal regulations**

2. In these regulations the *Fire Brigades Regulations 1943\** are referred to as the principal regulations.

[\* Reprinted as at 15 January 1991.  
For amendments to 30 July 1997 see 1996 Index to Legislation of  
Western Australia, Table 4, pp. 86-87.]

**Regulation 95 amended**

3. Regulation 95 (b) of the principal regulations is deleted.

**Regulation 141A repealed**

4. Regulation 141A of the principal regulations is repealed.

**Regulation 163 amended**

5. (1) Regulation 163 (1) (c) of the principal regulations is amended by deleting “, and not over the age of 45 years”.

(2) Regulation 163 (2) of the principal regulations is repealed and the following subregulation is substituted —

“

(2) Notwithstanding subregulation (1) (c), a person may be registered on the roll of a brigade as a Probationary Volunteer Fireman, where the person is over the age of 16 years but not over the age of 17 years provided that the person shall not be transferred to the active volunteer grade or reserve volunteer grade under regulation 167 unless —

(a) the written consent of a parent or guardian of the person to the transfer has been received by the Chief Officer;

- (b) the brigade Captain is of the opinion that the person is a suitable person to be an active member of the brigade; and
- (c) the person has successfully completed a fire fighter study programme approved by the Board.

### Regulation 165 repealed

6. Regulation 165 of the principal regulations is repealed.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

## HERITAGE COUNCIL

HR101

### CORRECTION

#### HERITAGE OF WESTERN AUSTRALIA ACT 1990

#### NOTICE OF ENTRY PLACES IN THE REGISTER OF HERITAGE PLACES

In the notice published in the *Government Gazette* dated September 2nd 1997, item HR401 on pages 4973-4976 inclusive, an error occurred and is hereby corrected as follows—

In "Schedule 1", page 4974, delete the whole of the reference to "Kent Street Weir", located at Kent Street, Wilson.

Dated this 9th day of September 1997.

IAN BAXTER, Director, Office of the Heritage Council.

## JUSTICE

JM401

#### DISTRICT COURT OF WESTERN AUSTRALIA ACT 1969

(Sittings and Winter Vacation for 1998)

Pursuant to the powers conferred by the District Court of Western Australia Act 1969 I hereby appoint the following sittings of the District Court for the year 1998.

#### Civil Sittings at Perth

1. Civil sittings of the District Court at Perth for the trial of causes and issues of fact shall commence on Tuesday 13 January and shall continue, except for the Easter and Winter Vacations and for Public Service holidays, until Tuesday 22 December. The Court will be held from 10.30 am on each day of sitting unless otherwise stated.

#### Criminal Sittings at Perth

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

Tuesday	13 January
Monday	2 February
Tuesday	3 March
Wednesday	1 April
Monday	4 May
Tuesday	2 June
Monday	13 July
Monday	3 August
Tuesday	1 September
Monday	5 October
Monday	2 November
Tuesday	1 December

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

**Civil and Criminal Sittings at Other Places**

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

Place	Jurisdiction	Commencing Day
Albany	Criminal	Tuesday 13 January
		Tuesday 3 March
		Monday 18 May
		Monday 27 July
		Monday 21 September
		Monday 30 November
Albany	Civil	Tuesday 27 January
		Tuesday 28 April
		Monday 17 August
		Monday 19 October
Bunbury	Criminal	Tuesday 13 January
		Monday 9 March
		Monday 18 May
		Monday 13 July
		Monday 14 September
		Monday 16 November
Bunbury	Civil	Monday 30 March
		Monday 8 June
		Monday 5 October
		Monday 7 December
Carnarvon	Criminal and Civil	Monday 2 February
		Monday 22 June
		Monday 26 October
		Monday 23 November
Esperance	Criminal and Civil	Monday 9 February
		Monday 18 May
		Monday 14 September
		Monday 16 November
Geraldton	Criminal	Tuesday 17 February
		Tuesday 21 April
		Tuesday 9 June
		Tuesday 18 August
		Tuesday 20 October
		Tuesday 8 December
Geraldton	Civil	Monday 16 February
		Monday 20 April
		Monday 8 June
		Monday 17 August
		Monday 19 October
		Monday 7 December
Kalgoorlie	Criminal	Monday 2 February
		Monday 6 April
		Tuesday 2 June
		Monday 24 August
		Monday 12 October
		Monday 30 November
Kalgoorlie	Civil	Monday 23 February
		Monday 13 July
		Tuesday 29 September
Broome Derby Karratha Kununurra Port Hedland	Criminal and Civil	Monday 2 February
		Monday 6 April
		Tuesday 2 June
		Monday 3 August
		Monday 5 October
		Monday 30 November

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

**Winter Vacation**

4. The Winter Vacation for 1998 shall commence on Monday 29 June and shall terminate on Sunday 12 July.

Dated the 25th day of August 1997.

KEVIN HAMMOND, Chief Judge.

## LAND ADMINISTRATION

LB901\*

### LAND ACQUISITION AND PUBLIC WORKS ACT 1902 NATIVE TITLE ACT 1993 (COMMONWEALTH) NOTICE OF INTENTION

To Take Land to Grant Estates, Interests and Rights Under Written Law

The Minister for Works gives notice in accordance with section 17(2) of the *Land Acquisition and Public Works Act* that it is intended compulsorily to take under section 17 (1) of that Act the land described in the Schedule ("land") to grant estates, interests and rights under written law. The intended action is authorised by an order of the Governor under section 33C of the *Land Acquisition and Public Works Act*.

#### SCHEDULE

Locality/Local Government/Region	Description of land affected	Interest holder/Registered native title claimant	Use/Purpose	Plan	Job Number/Reference
Derby/West Kimberley (Shire)	Fitzroy Location 281 being vacant Crown land (408.5995 hectares).	Crown	Recreation—Reservation with vesting in the Shire of Derby/West Kimberley with power to lease.	Reserve 1297	916560 2896/1994
Kondinin (Shire)	Portion Hyden Townsite being vacant Crown land (2.6606 hectares).	1. Crown. 2. GARLETT, Gregory L (WC96/103). 3. MORICH, Patricia M, COYNE, Dallas J, DEAN, Averil, WYNSLEY, Joyce M, MORICH, Noel, WOODS, Treasy, WILLIAMS, Jack, WOODS, Lisa, WILLIAMS, Lancel (WC96/105). 4. DEMPSTER, Rita & Others (WC96/109).	1. Subdivisional development including the provision of services (such as power, water, roads) and land for housing. 2. Sale of lots.	Diagram 92843	955287 2177/1968
Leonora (Shire)	1. Portion Leonora Townsite being vacant Crown land (4.4312 hectares). 2. Leonora Lot 944 set aside as Reserve 33508 for the purpose of "Parking" (2185 square metres). 3. Leonora Lot 971 set aside as Reserve 33509 for the purpose of "Recreation" (4.7545 hectares). 4. Leonora Lot 1274 being vacant Crown land (1.1088 hectares). 5. Leonora Lots 896 to 903 inc. being vacant Crown land (6385 square metres).	1. Crown. 2. Crown—Shire of Leonora as vestee. 3. TUCKER, Quinton Paul (WC95/32). 4. EVANS, Ted Coomanoo (WC95/1). 5. ASHWIN, Raymond (WC96/22). 6. PASSMORE, Thomasisha Lila (WC96/42). 7. BARNES, Cyril (WC96/58). 8. LYNCH, Aubrey (WC97/4). 9. HARRIS, Lawrence, HARRIS, Cecily, HARRIS, Gay (WC97/9). 10. BONNEY, Barron (WC97/10).	1. Subdivisional development including the provision of services (such as power, roads, water) and land for light industrial purposes. 2. Sale of lots.	Misc. Diagram 657	953170 1986/1984
Toodyay (Shire)	Portion Avon Location 2648 set aside as Reserve 21713 for the purpose of "Public Utility" (1.6363 hectares).	1. Crown 2. KICKETT Allan Russell (WC96/90). 3. GARLETT Gregory L. (WC96/103). 4. PHILLIPS, Neil Albert (WC97/5).	Sale for inclusion into Lot 344.	LAWA 1209	954489 3082/1989
Trayning (Shire)	Trayning Lots 164 and 167, being vacant Crown land (6061 square metres).	1. Crown. 2. KICKETT, Allan Russell (WC96/90). 3. GARLETT, Gregoary L (WC96/103). 4. PHILLIPS, Neil Albert (WC97/5).	Sale to the Shire of Trayning for Light Industrial purposes.	Diagram 74763	965467 1786/1976
Wyndham/East Kimberley (Shire)	Portion Wyndham Townsite being vacant Crown land and seabed. (about 2100 square metres).	Crown.	Grant of a Special Lease for the purpose of "Landing ramp and hardstand".	Misc. Diagram 653	962457 1392/1996

The plan(s) listed may be inspected at the Department of Land Administration, Midland Square, Midland 6936, telephone (08) 9273 7089.

**NATURE OF ACT:** The compulsory taking of the land to grant estates, interests and rights under written law for the purpose specified in the Schedule (and ancillary purposes).

**COMMENCEMENT OF ACT:** The taking of the land is subject to the procedural requirements of Part 2, Division 3, Subdivision B of the *Native Title Act 1993 (Commonwealth)* and section 17(2) of the *Land Acquisition and Public Works Act*. The taking of the land will proceed if:

- (1) there is no "native title party" (as defined by the *Native Title Act*) in relation to the taking of the land or, if there is a native title party, the taking may validly proceed under the *Native Title Act*; and

- (2) the Minister for Works decides to proceed with the taking upon completion of the procedures provided by section 17 (2) of the *Land Acquisition and Public Works Act*.

Native title parties—Any person who is a native title party in relation to the taking of the land or who becomes a native title party within two months of when notice of intention to take the land is given, is entitled to the negotiation and procedural rights provided in Part 2, Division 3, Subdivision B of the *Native Title Act*.

The two months within which persons must become a native title party will close on 12 November 1997.

The expression “native title party” is defined in sections 29, 30 and 253 of the *Native Title Act*. Enquiries regarding becoming a native title party should be directed to the National Native Title Tribunal, 1 Victoria Avenue, Perth, or GPO Box 9973, Perth WA 6001, telephone (08) 9268 7272.

Other interest holders—Persons having or claiming other interests in any of the land may under section 17(2) of the *Land Acquisition and Public Works Act*, lodge an objection in writing to the proposed taking with the Department of Land Administration, PO Box 2222, Midland 6936, no later than 12 November 1997. Objections must be in the Form of Objection, copies of which are available from the Department of Land Administration telephone (08) 9273 7089 or (08) 9273 7279.

TIME DURING WHICH THE ACT WILL CONTINUE TO BE DONE—Following the taking of the land estates or interests to accommodate the use/purpose (as more particularly described in the schedule) will be granted in relation to the land either by public auction, invitation of applications or tenders, private treaty or some other process.

KIND OF DISTURBANCE TO LAND—Disturbance to the land may thereafter be caused by the use and/or construction on the land consistent with the purpose(s) specified in the Schedule by the persons receiving the grants.

Enquiries relating to the proposed taking of the land may be directed to the Native Title Unit, Department of Land Administration, PO Box 2222, Midland 6936 (telephone (08) 9273 7089 or (08) 9273 7279).

Dated this 13th day of August 1997.

DOUG SHAVE, Minister for Lands.

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## LOCAL GOVERNMENT

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LG401

### JUSTICES ACT 1902

*City of Wanneroo*

It is hereby notified for public information that the belowmentioned officers, in accordance with the provisions of the Justices Act 1902, are authorised to make complaints and act under and enforce the various Acts, Regulations and Local Laws for the Municipality of the City of Wanneroo as detailed hereunder, effective from 27 August 1997—

Martin Nicholas Haddock	Robert Gregory Imms
Roger Darren Mansfield	David Charles Hoath
David Wayne Middleton	Callum Jon Arnold
Katherine Margaret Stewart	

Local Government Act 1995;  
 Control of Vehicles (Off Road Areas) Act 1978 and Regulations thereunder;  
 Dog Act 1976, Regulations and Local Laws thereunder;  
 Bush Fires Act 1954, Regulations and Local Laws thereunder;  
 Litter Act 1979 and Regulations thereunder;  
 Spearguns Control Act 1955 and Regulations thereunder;  
 Local Laws Relating to the Parking of Vehicles on Street Verges;  
 Local Laws Relating to Parking Facilities;  
 Local Government (Parking for Disabled Persons) Regulations 1988;  
 Local Laws Relating to Safety, Decency, Convenience and Comfort of Persons in respect of Bathing;  
 Local Laws Relating to Removal and Disposal of Obstructing Animals or Vehicles;  
 Local Laws Relating to Disused Motor Vehicles and Machinery;  
 Local Laws Relating to the Control and Management of Halls, Community Recreation Centres, Multi-Purpose Centres, Equipment and Property;  
 Local Laws Relating to Reserves and Foreshores;  
 Local Laws Relating to Street Lawns and Gardens.

LINDSAY DELAHAUNTY, Chief Executive Officer.

**LG402****SHIRE OF SHARK BAY**

It is hereby notified for public information that, effective from 1 August 1997, the following persons have been appointed Authorised Persons pursuant to Section 17(1) of the Caravan Parks and Camping Grounds Act 1995—

Alan Robert Biggs  
Peter John Brooks  
Barry William Kenning  
Ronald Sydney Kidd

Neville Anthony Hale  
Gordon Laurence Gosper  
Alan William Clark  
Leslie John Purcell

Darren Scott Isgar  
George William Christie  
Thomas Wayne Cross

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

**LG501****BUSH FIRES ACT 1954***Shire of Trayning*

To Owners and Occupiers of Land within the Shire of Trayning

**1. FIREBREAKS**

Pursuant to the powers contained in section 33 of the above Act, you are hereby required, on or before, the 1st day of November 1997, to plough, scarify, cultivate, or otherwise clear, and thereafter maintain free of all inflammable material, until the 30th day of April 1998 (inclusive), in the following positions and of the following dimensions on the land owned or occupied by you.

**2. FARM BUILDINGS AND HAYSTACKS**

Firebreaks at least three metres in width completely surrounding and not more than twenty metres (one chain) from the perimeter of any building, group of buildings or haystack. All inflammable material must be removed from an area two metres in width immediately surrounding the buildings.

**3. TOWN SITES**

On, or before the 1st day of November, 1997, all town lots within the town sites of Trayning, Kununoppin, and Yelbeni are required as follows—

- (a) Where the area of land is 0.2 hectares or less, remove all flammable material from the whole of the land.
- (b) Where the area of land exceeds 0.2 hectares, clear all inflammable material, firebreaks at least three metres wide immediately surrounding all buildings and/or haystacks situated on the land, and maintain free of such material until the 30th day of April 1998.

**4. FUEL DUMPS (FUEL DEPOTS)**

On, or before the 1st day of November 1997, all grass and similar material is to be cleared from areas where drum ramps are located and where drums, full or empty, are stored, and such areas are to be maintained and cleared of grass and similar inflammable material until the 30th day of April 1998.

**5. GENERAL PROVISIONS**

If, for any reason it is considered impractical to provide firebreaks in the positions required in this notice, an owner or occupier may make application in writing to the Council by 1st October 1997 for permission to vary this order. If permission is not granted by the Council or its duty authorised officer, you shall comply with the requirements of this order.

Dated this 20th day of August 1997.

By Order of the Council,

G. M. PEDDIE, Chief Executive Officer.

**LG502****BUSH FIRES ACT 1954***Shire of Greenough***BUSHFIRE CONTROL**

Notice to All Owners and/or Occupiers of Land in the Shire of Greenough

Pursuant to the powers contained in Section 33 of the above Act, you are required on or before the sixth (6) day of October 1997 and thereafter up to and including the first (1) day of May the following year for ALL land within the Shire of Greenough; or within 14 days of the date of your becoming an owner or occupier of land, to install a firebreak clear of all flammable material in accordance with the following—

1. Where the area of land is 0.2 hectares or less, all flammable material on the land shall be removed from the whole of the land or slashed to a height not exceeding 7.5 centimetres.



2. If a property is greater than 0.2 hectares firebreaks are required within 20 metres inside and along the whole of the external boundaries of the said lands owned or occupied by you.
3. Around and within 20 metres of the perimeter of each building, haystack, and any standing crop, on such lands so as to completely enclose thereof with such a firebreak.
4. When any of such lands adjoin a road such lands and along the common boundary of such lands and such roads.

Please note: Firebreaks must not be less than two point four (2.4) metres in width.

5. In addition to any firebreaks required in paragraphs (1), (2), (3) and (4) herein, you shall clear off all flammable material from the whole of the land occupied by drums used for the storage of flammable liquid, whether the drums contained flammable liquid or not, including any land on which ramps for holding the drums are constructed, and an area outside the land so occupied to a distance of not less than three (3) metres.

If it is considered impracticable for any reason to clear or remove flammable material from the land in Rural areas as required by the Notice, you may apply to the Council or its duly Authorised Officer, no later than 15th September 1997 for permission to provide firebreaks in alternative positions or to take alternative action to abate the fire hazards on the land. If permission is not granted by Council or its duly Authorised Officer, you are to comply with the requirements of the Notice.

Flammable material is defined for the purposes of this Notice to include bush, dry grasses, timber, boxes, cartons, paper and similar flammable materials, rubbish and also any combustible matters, but does not include green standing trees, or growing bushes and plants in gardens or lawns.

The penalty for failing to comply with this Notice is a fine not exceeding \$1,000 and a person in default is liable, whether prosecuted or not, to pay the cost of performing the work directed in this Notice if it is not carried out by the owner or occupier by the date required by this Notice. If the requirements of this Notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fires Act.

Firebreaks must be installed and maintained cleared of flammable materials up to and including 1 May.

By Order of Council,

28 August 1997.

W.T PERRY, Chief Executive Officer,  
PO Box 21, Geraldton WA 6531.

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## MAIN ROADS

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MA401

MRWA 42-148-D

**MAIN ROADS ACT 1930  
PUBLIC WORKS ACT 1902**

**NOTICE OF INTENTION TO TAKE OR RESUME LAND**

The Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Public Works Act 1902, that it is intended to take or resume under section 17 (1) of that Act the pieces or parcels of land described in the Schedule hereto and being all in the Greenough District, for the purpose of the following public works namely, realignment of the North West Coastal Highway—H7 (Chapman River Bridge) and that the said pieces or parcels of land are marked off on Land Titles Office Plan 21263, which may be inspected at the office of the Commissioner of Main Roads, Waterloo Crescent, East Perth.

Schedule

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
1.	Jean Serge Bancilhon	Commissioner of Main Roads vide Caveat No. G171479	Portion of Victoria Location 2658 and being that part of Lot 136 on Plan 7555 (Sheet 2) now contained in Plan 21263 and being part of the land comprised in Certificate of Title Volume 501 Folio 178A.	7 940 m <sup>2</sup>
2.	Peter John Weinert	Commissioner of Main Roads vide Caveat No. G261621	Portion of each of Victoria Locations 1795 and 2658 and being that part of Lot 137 on Plan 7555 (Sheet 2) now contained in Plan 21263 and being part of the land comprised in Certificate of Title Volume 1705 Folio 395.	1.5740 ha

Schedule—*continued*

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
3.	Hansell Pty Ltd and Central Coast Pty Ltd	Commissioner of Main Roads vide Caveat G273152	Portion of each of Victoria Location 1795 and being that part of Lot 139 on Plan 7555 (Sheet 3) now contained in Plan 21263 and being part of the land comprised in Certificate of Title Volume 1451 Folio 669.	5 380 m <sup>2</sup>
4.	Van Thanh Vo and Le Chi Vo	Commissioner of Main Roads vide Caveat G272033	Portion of each of Victoria Location 1795 and being that part of Lot 142 on Plan 7555 (Sheet 1) now contained in Plan 21263 and being part of the land comprised in Certificate of Title Volume 1594 Folio 600.	5 750 m <sup>2</sup>
5.	Barry Robert Kerr and Pamela Erica Kerr	B. R. Kerr & P. E. Kerr	Portion of Victoria Location 1795 and being that part of Lot 1 the subject of Diagram 58285 now contained in Plan 21263 and being part of the land comprised in Certificate of Title Volume 1895 Folio 271.	5 741 m <sup>2</sup>
6.	Brendan James Blechynden and Carol Mary Blechynden	B. J. Blechynden & C. M. Blechynden	Portion of Victoria Location 1795 and being that part of Lot 141 on Plan 7555 (Sheet 1) now contained in Plan 21263 and being part of the land comprised in Certificate of Title Volume 1700 Folio 891.	4 444 m <sup>2</sup>
7.	Stanley Cyril Glassford and Lilian Mary Glassford	S. C. Glassford & L. M. Glassford	Portion of Victoria Location 1795 and being that part of Lot 140 on Plan 7555 now contained in Plan 21263 and being part of the land comprised in Certificate of Title Volume 1275 Folio 281.	117 m <sup>2</sup>

Items 6 and 7 of this notice supersede Items 1 and 2 of the notice published in the *Government Gazette* of January 17 1997 (page 422).

Dated this 5th day of September 1997.

D. R. WARNER, Executive Director, Corporate Services.

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## PLANNING

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PD401\*

### TOWN PLANNING AND DEVELOPMENT ACT 1928

#### ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

#### CITY OF BELMONT

#### TOWN PLANNING SCHEME NO 11—AMENDMENT NO 103

Ref: 853/2/15/10 Pt 103.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Belmont Town Planning Scheme Amendment on August 30, 1997 for the purpose of amending the Scheme Map by rezoning Lot 161 and Lot 162, Great Eastern Highway, corner of Morrison Street, Redcliffe from "Residential A R20/R40" to "Business Enterprise".

P. PASSERI, Mayor.  
N. P. HARTLEY, A/Chief Executive Officer.

**PD402\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION**  
*CITY OF BELMONT*  
**TOWN PLANNING SCHEME NO 11—AMENDMENT NO 112**

Ref: 853/2/15/10 Pt 112.

Notice is hereby given that the local government of the City of Belmont has prepared the abovementioned scheme amendment for the purpose of rezoning Pt Swan Location 5530 (20) Surrey Road, Rivervale from "Residential A R20/40" to "Public Assembly".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 215 Wright Street, Cloverdale and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including October 21, 1997.

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

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

N. P. HARTLEY, A/Chief Executive Officer.

**PD403\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION**  
*CITY OF CANNING*  
**TOWN PLANNING SCHEME NO 21—AMENDMENT NO 23**

Ref: 853/2/16/22 Pt 23.

Notice is hereby given that the local government of the City of Canning has prepared the abovementioned scheme amendment for the purpose of amending Clause 26 in the Scheme Text to clarify Public Open Space obligations.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 1317 Albany Highway, Cannington and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including October 21, 1997.

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

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

I. F. KINNER, Chief Executive Officer.

**PD404\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT**  
*SHIRE OF AUGUSTA-MARGARET RIVER*  
**TOWN PLANNING SCHEME NO 11—AMENDMENT NO 86**

Ref: 853/6/3/8 Pt 86.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Shire of Augusta-Margaret River Town Planning Scheme Amendment on August 30, 1997 for the purpose of—

1. Modifying the Subdivision Guide Plan pertaining to Part Lot 16, 17 and Lot 19 of Sussex Location 481 Caves Road and Yates Road, Margaret River forming part of the scheme.
2. Amending the Scheme Text by adding the following provisions to Appendix No. 4—Additional use Right—

STREET	LAND PARTICULARS	ADDITIONAL PERMITTED USE
Yates Road and Caves Road, Margaret River	Proposed Lot 1 of Part Lot 16 of Sussex Location 481 as shown on the Subdivision Guide Plan.	On proposed Lot 1, a total of four (4) chalets and manager's residence or equivalent accommodation in the form of a guesthouse, subject to Council being satisfied with water supply, effluent disposal, landscaping and visual impact criteria.
Yates Road, Margaret River	Proposed Lot 3 of Lot 19 of Sussex Location 481 as shown on the Subdivision Guide Plan.	Two (2) chalets and manager's residence or equivalent, in the form of a guesthouse, subject to Council being satisfied with water supply, effluent disposal, landscaping and visual impact criteria.

3. Amend Clause 6 of the Special Rural Zone provisions in Schedule One that pertain to portion of Sussex Location 481, Caves Road, Margaret River to read;  
The disposal of liquid and solid waste shall be carried out by the installation of an individual, approved effluent disposal system for each lot, located no closer than 30 metres horizontally and 2 metres vertically from the wetlands and water courses shown on the Plans referred to in Clause One above. Onsite effluent disposal systems to be to the satisfaction of Council and the Health Department of Western Australia. Both authorities reserve the right to require alternative effluent disposal systems to ensure the protection of existing streamline and groundwater resources.
4. Amending Clause 5 of the Special Rural Zone provisions in Schedule One of the Scheme that relate to portion of Sussex Location 481, Caves Road, Margaret River so that it reads as follows;  
“At subdivision Council may, in those areas its deems necessary, request on a condition of subdivision, the subdivider to undertake a detailed rehabilitation and revegetation program (which addresses such matters as enhancement of existing wetlands, streamline protection, screening protection, screening of designated building envelopes and control of bracken and other weed species)”.

R. KNAPP, President.  
R. SMITH, Chief Executive Officer.

**PD405\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*SHIRE OF BUSSELTON*

TOWN PLANNING SCHEME NO 5—AMENDMENT NO 412

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

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Shire of Busselton Town Planning Scheme Amendment on August 22, 1997 for the purpose of:

- Rezoning a portion of Lot 17 West Street, Busselton being proposed Lot 500 from “Restricted Use—Residential to Restricted Use—Car Sales Premises”.
- Amending Appendix V—Restricted Use Zones—of the Scheme Text specifically relating to the existing entry pertaining to Lot 17 of portion of Sussex Location 5 West Street, Busselton FROM—

STREET	PARTICULARS OF LAND	ONLY USES PERMITTED
West Street	Portion Sussex Location 5 being Lot 17 on Plan 1717 Certificate of Title Vol 1082 Fol 916	Residential R20, Group Residential, Single Residential and Recreation and Drainage wherein: 1. Development on lots less than 600 sq.m in area shall be subject to the provisions of paragraph 4.8 of the Scheme.”

TO STREET	PARTICULARS OF LAND	ONLY USES PERMITTED
West Street	Portion Sussex Location 5 being Part of Lot 17 on Plan 1717 Certificate of Title Vol 1082 Fol 916	Residential R20, Group Residential, Single Residential and Recreation and Drainage wherein: 1. Development on lots less than 600 sq.m in area shall be subject to the provisions of paragraph 4.8 of the Scheme.”

- Adding the following to Appendix V—Restricted Use Zones—of the Scheme Text specifically relating to Proposed Lot 500 being a portion of Part Lot 17 West Street, Busselton.

STREET	PARTICULARS OF LAND	ONLY USES PERMITTED
West Street	Portion Sussex Location 5 being a Part of Lot 17 on Plan 1717 Certificate of Title Vol 1082 Fol 916 (Proposed Lot 500)	Car Sales Premises, and Other Incidental Uses such as: Servicing and Repair of Vehicles. and Related Ancillary Uses. wherein: 1. Development on the Proposed Lot shall be restricted to an overall single tenancy which is predominantly comprised of a single large floor space; and 2. All development and subdivision shall generally be in accordance with the attached Subdivision Guide Plan as endorsed by the Chief Executive Officer.

- Deleting the “Residential Development Area” from within Proposed Lot 500.

B. MORGAN, President.  
K. A. WHITE, A/Chief Executive Officer.

**PD406\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION**  
**TOWN OF ALBANY**  
**TOWN PLANNING SCHEME NO 1A—AMENDMENT NO 109**

Ref: 853/5/2/15 Pt 109.

Notice is hereby given that the local government of the Town of Albany has prepared the abovementioned scheme amendment for the purpose of rezoning Lots 1-15 of Location 221 Sydney Street, Yakamia from the Future Urban Zone to the Residential Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 221 York Street, Albany and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including October 21, 1997.

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

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

M. A. JORGENSEN, Chief Executive Officer.

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**POLICE**

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**PE401****ROAD TRAFFIC ACT 1974**

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a 1997 Classic Car Rally by members/entrants of the Automotive Events Management on September 13th, 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.

Rally to be confined to—New Industrial Area—Smeaton Way, Beale Way, Pickard Ave, Unnamed road, Rockingham.

Dated at Perth this 4th day of September 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 1997 Classic Car Rally by members/entrants of the Automotive Events Management on September 12th, 1997 between the hours of 1000 and 1600 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Rally to be confined to—Estuary Dve, Dawesville (between Tims Thickett Dve and Park Ridge Dve), Mandurah.

Dated at Perth this 4th day of September 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 1997 Classic Car Rally by members/entrants of the Automotive Events Management on September 12th, 1997 between the hours of 0800 and 1300 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Rally to be confined to—Unnamed Water Corporation and farm access road off Spur Rd (north), South Dandalup.

Dated at Perth this 4th day of September 1997.

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

**PE404****ROAD TRAFFIC ACT 1974**

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a 1997 Classic Car Rally by members/entrants of the Automotive Events Management on September 12th, 1997 between the hours of 0600 and 1100 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Rally to be confined to—Only the road within Wireless Hill Park, Ardross.

Dated at Perth this 4th day of September 1997.

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

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**PE405****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 1997 Classic Car Rally by members/entrants of the Automotive Events Management on September 13th, 1997 between the hours of 0700 and 1200 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Rally to be confined to—Car park and access road Cnr Gilba/Tindale Sts, Mandurah.

Dated at Perth this 4th day of September 1997.

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

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**PE406****ROAD TRAFFIC ACT 1974**

I, Edwin Graeme Lienert, Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Team—Timetrial by members/entrants of the Bunbury Cycle Club on September 21st, 1997 between the hours of 0800 and 1300 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Bussell Hwy (Rotary Park Gelorup) turn at Bussell Hwy/Stirling Rd, (Capel), finish opposite Rotary Park Gelorup.

All participants to wear approved head protection at all times.

Dated at Perth this 4th day of September 1997.

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

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**PE501****POLICE AUCTION**

Under the provisions of the Police Act 1892, Unclaimed Found and Stolen property and Bicycles will be sold by public auction at Ross's Auctioneers, 241 Railway Parade, Maylands on Saturday 13th of September 1997 at 9.00 am.

The Auction is to be conducted by Mr Frank Lee.

R. FALCONER, Commissioner of Police,  
West Australian Police Service.

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**PREMIER AND CABINET**

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**PR401****MINISTERIAL ACTING ARRANGEMENTS**

It is hereby notified for public information that 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 G. M. Evans MLC, in the period 19 September to 11 October 1997 inclusive:

Minister for Finance; Racing and Gaming      Hon N. F. Moore MLC

W. C. WAUCHOPE, Acting Director General.

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## TRANSPORT

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

Department of Transport,  
Fremantle WA, 9 September 1997.

Acting pursuant to the powers conferred by Regulation 48A of the Navigable Waters Regulations, the Department of Transport, by this notice defines and sets aside all that portion of the Swan River commencing at a point 175 metres upstream of Barkers Bridge and extending for 750 metres upstream, for the purpose of barefoot water skiing, providing that this area is confined to members of the Australian Barefoot Water Ski Club (Western Australian Division (Inc)) and will only apply between the hours of 0800 and 1800 hours on the dates listed hereunder:

Saturday 4 October 1997	Saturday 31 January 1998
Saturday 1 November 1997	Saturday 28 February 1998
Saturday 15 November 1997	Saturday 14 March 1998
Saturday 6 December 1997	Sunday 15 March 1998
Saturday 20 December 1997	Saturday 11 April 1998
Saturday 10 January 1998	Saturday 9 May 1998

CHRISTOPHER ROBERT WHITAKER, Director General of Transport.

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## WATER AND RIVERS

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**WA401****RIGHTS IN WATER AND IRRIGATION ACT 1914****NOTICE UNDER SECTION 13 OF THE ACT**

[Regulation 14(1)]

The applications in the following schedule have been received for a licence to divert, take and use water from Clarks Brook within the Logue Brook Dam Catchment.

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

Objections should be sent to reach me at the—Water & Rivers Commission, PO Box 261, Bunbury WA 6230 prior to 26th September 1997 by certified mail.

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

Schedule

Occupier	Postal Address	Description of Land
P&A Trouchet and Kroy Investments Pty Ltd	c/- PO Box 184 Harvey WA 6220	Wellington Location 3212 Lots 14 and 25, Logue Brook Dam Rd, Cookernup.

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## PUBLIC NOTICES

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**ZZ201****TRUSTEES ACT 1962****Notice to Creditors and Claimants**

In the matter of the Estate of Gwilym Ian Roberts, late of 16 Carew Street, Kalgoorlie, in the State of Western Australia Invalid Pensioner Deceased.

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the Estate of the Deceased who died on the 12th day of December 1996 are required by the Executrix, Dora Florence Roberts to send the particulars of their claim or claims to Messrs, D. S. McManus & Associates Solicitors of 42 Maritana Street, Kalgoorlie in the State of Western Australia by the 6th day of October 1997, after which date the said Executrix may convey or distribute the assets of the estate, having regard only to the claims of which she has then had notice.

Dated the 5th day of September 1997.

D. S. McMANUS & ASSOCIATES,  
Solicitors for the Executrix.

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