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AGRICULTURE

AG401

**STOCK DISEASES (REGULATIONS) ACT 1968
STOCK (IDENTIFICATION AND MOVEMENT) ACT 1970
AGRICULTURAL PRODUCTS ACT 1929
BEEKEEPERS ACT 1963**Agriculture Western Australia,
South Perth WA 6151.

Agric. 244/90 V1.

The Lieutenant-Governor and deputy of the Governor has been pleased to appoint pursuant to—

Section 8 of the Stock Diseases (Regulations) Act 1968
Section 37 of the Stock (Identification and Movement) Act 1970
Section 2A of the Agricultural Products Act 1929
Section 5 of the Beekeepers Act 1963

the following as Inspectors—

Valmae Jean Roche
Shirley Francis Fowler

MONTY HOUSE, Minister for Primary Industry; Fisheries.

CONSTRUCTION INDUSTRY PORTABLE PAID LSL BOARD

CE301

**CONSTRUCTION INDUSTRY PORTABLE PAID LONG SERVICE
LEAVE ACT 1985****CONSTRUCTION INDUSTRY PORTABLE PAID LONG SERVICE
LEAVE AMENDMENT REGULATIONS 1997**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Citation1. These regulations may be cited as the *Construction Industry Portable Paid Long Service Leave Amendment Regulations 1997*.**Commencement**

2. These regulations come into operation on 1 January 1998.

Regulation 8 amended3. Regulation 8 of the *Construction Industry Portable Paid Long Service Leave Regulations 1986** is amended by deleting "0.5%" and substituting the following —

" 0.25% ".

[* Reprinted as at 1 July 1997.]

By Command of the Lieutenant-Governor and deputy of the Governor,
M. C. WAUCHOPE, Clerk of the Executive Council.

CONSERVATION AND LAND MANAGEMENT

CM301

WILDLIFE CONSERVATION ACT 1950

WILDLIFE CONSERVATION (RARE FLORA) NOTICE 1997

Made by the Minister under section 23F of the Act.

Citation

1. This order may be cited as the *Wildlife Conservation (Rare Flora) Notice 1997*.

Interpretation

2. In this notice —

“**extant**” means known to be living in a wild state;

“**protected flora**” means any flora belonging to the classes of flora declared by the Minister under section 6 of the Act to be protected flora by notice published in *Gazette* 9 October 1987, p. 3855;

“**taxon**” includes any taxon that is described by a genus name or any other name or description.

Note: The plural form of “taxon” is “taxa”.

Rare flora

3. Subject to clause 4, protected flora —

- (a) specified in Schedule 1, being taxa that are extant and considered likely to become extinct or rare and therefore in need of special protection; and
- (b) specified in Schedule 2, being taxa that are presumed to be extinct in the wild and therefore in need of special protection,

are declared to be rare flora for the purposes of section 23F of the Act throughout the State.

Application

4. Clause 3 does not apply to those plants of a taxon of protected flora specified in Schedule 1 or 2 that have been planted for any purpose other than such plants that have been planted for the purpose of conservation of that taxon and in accordance with approval given by the Executive Director.

Revocation

5. The *Wildlife Conservation (Rare Flora) Notice 1996* is revoked.

SCHEDULE 1 — EXTANT TAXA

[Clause 3 (a)]

Division 1 — Spermatophyta (flowering plants, conifers and cycads)

1. *Acacia anomala*
2. *Acacia aphylla*
3. *Acacia aprica* ms

4. *Acacia auratiflora* ms
5. *Acacia awestoniana*
6. *Acacia brachypoda*
7. *Acacia cochlocarpa* subsp. *cochlocarpa*
8. *Acacia denticulosa*
9. *Acacia depressa*
10. *Acacia forrestiana*
11. *Acacia insolita* subsp. *recurva* ms
12. *Acacia lanuginophylla*
13. *Acacia leptalea* ms
14. *Acacia lobulata*
15. *Acacia pharangites*
16. *Acacia pygmaea* ms
17. *Acacia recurvata* ms
18. *Acacia rhamnophylla* ms
19. *Acacia semicircinalis*
20. *Acacia sciophanes*
21. *Acacia vassalii*
22. *Acacia volubilis*
23. *Acacia* sp. Dandaragan (S. van Leeuwen 269)
24. *Adenanthos cunninghamii*
25. *Adenanthos dobagi*
26. *Adenanthos ellipticus*
27. *Adenanthos eyrei*
28. *Adenanthos ileticos*
29. *Adenanthos pungens*
30. *Adenanthos velutinus*
31. *Allocasuarina fibrosa*
32. *Allocasuarina tortiramula*
33. *Andersonia axilliflora*
34. *Andersonia gracilis*
35. *Andersonia* sp. Two Peoples Bay (G. Keighery 8229)
36. *Anigozanthos bicolor* subsp. *minor*
37. *Anigozanthos humilis* subsp. *chrysanthus*
38. *Anigozanthos viridis* subsp. *terraspectans*
39. *Anthocercis gracilis*
40. *Apium prostratum* subsp. *phillipii* ms
41. *Aponogeton hexatepalus*
42. *Asterolasia grandiflora*
43. *Asterolasia nivea*
44. *Banksia brownii*
45. *Banksia cuneata*
46. *Banksia goodii*
47. *Banksia oligantha*
48. *Banksia sphaerocarpa* var. *dolichostyla*
49. *Banksia verticillata*
50. *Bentleya spinescens*
51. *Beyeria lepidopetala*
52. *Billardiera mollis*
53. *Boronia adamsiana*
54. *Boronia capitata* subsp. *capitata*
55. *Boronia exilis* ms
56. *Boronia revoluta*
57. *Brachysema modestum* ms
58. *Brachysema papilio* ms
59. *Caladenia bryceana*
60. *Caladenia busselliana* ms
61. *Caladenia caesarea* subsp. *maritima* ms
62. *Caladenia christineae* ms
63. *Caladenia dorrienii*
64. *Caladenia elegans* ms
65. *Caladenia excelsa* ms
66. *Caladenia exstans* ms
67. *Caladenia harringtoniae* ms
68. *Caladenia hoffmanii* ms
69. *Caladenia huegelii*
70. *Caladenia viridescens* ms
71. *Caladenia voigtii* ms
72. *Caladenia wanosa*
73. *Caladenia winfieldii* ms
74. *Calectasia arnoldii* ms
75. *Calytrix breviseta* subsp. *breviseta*
76. *Centrolepis caespitosa*
77. *Chamelaucium griffinii* ms

78. *Chamelaucium roycei* ms
79. *Chamelaucium* sp. Gingin (N. Marchant s.n. 4.11.88)
80. *Chorizema humile*
81. *Chorizema varium*
82. *Conospermum densiflorum* subsp. *unicephalatum*
83. *Conospermum undulatum*
84. *Conospermum toddii*
85. *Conostylis dielsii* subsp. *teres*
86. *Conostylis drummondii*
87. *Conostylis lepidospermoides*
88. *Conostylis micrantha*
89. *Conostylis misera*
90. *Conostylis rogeri*
91. *Conostylis seorsiflora* subsp. *trichophylla*
92. *Conostylis setigera* subsp. *dasy*
93. *Conostylis wonganensis*
94. *Coopernookia georgei*
95. *Corybas limpidus*
96. *Cyphanthera odgersii* subsp. *occidentalis*
97. *Darwinia acerosa*
98. *Darwinia apiculata*
99. *Darwinia carnea*
100. *Darwinia chapmaniana* ms
101. *Darwinia collina*
102. *Darwinia ferricola* ms
103. *Darwinia macrostegia*
104. *Darwinia masonii*
105. *Darwinia meeboldii*
106. *Darwinia oxylepis*
107. *Darwinia squarrosa*
108. *Darwinia wittwerorum*
109. *Darwinia* sp. Carnamah (J. Coleby-Williams 148)
110. *Darwinia* sp. Stirling Range (G.J. Keighery 5732)
111. *Darwinia* sp. Williamson (G.J. Keighery 12717)
112. *Daviesia bursarioides*
113. *Daviesia cunderdin* ms
114. *Daviesia euphorbioides*
115. *Daviesia megacalyx*
116. *Daviesia microcarpa*
117. *Daviesia pseudaphylla*
118. *Daviesia speciosa*
119. *Daviesia spiralis*
120. *Diuris drummondii*
121. *Diuris micrantha*
122. *Diuris purdiei*
123. *Drakaea concolor* ms
124. *Drakaea confluens* ms
125. *Drakaea elastica*
126. *Drakaea isolata* ms
127. *Drakaea micrantha* ms
128. *Drakonorchis barbarella* ms
129. *Drakonorchis drakeoides* ms
130. *Drosera fimbriata*
131. *Drummondita ericoides*
132. *Drummondita hassellii* var. *longifolia*
133. *Dryandra anatona*
134. *Dryandra aurantia*
135. *Dryandra ionthocarpa*
136. *Dryandra mimica*
137. *Dryandra montana*
138. *Dryandra nivea* subsp. *uliginosa*
139. *Dryandra serratuloides* subsp. *perissa*
140. *Dryandra serratuloides* subsp. *serratuloides*
141. *Dryandra squarrosa* subsp. *argillacea*
142. *Eleocharis keigheryi* ms
143. *Epiblema grandiflorum* var. *cyanea* ms
144. *Eremophila caerulea* subsp. *merrallii* ms
145. *Eremophila denticulata*
146. *Eremophila lactea*
147. *Eremophila microtheca*
148. *Eremophila nivea*
149. *Eremophila pinnatifida* ms
150. *Eremophila resinosa*
151. *Eremophila scaberula*

152. *Eremophila subteretifolia* ms
153. *Eremophila ternifolia*
154. *Eremophila veneta* ms
155. *Eremophila verticillata*
156. *Eremophila virens*
157. *Eremophila viscida*
158. *Eriostemon wonganensis*
159. *Eucalyptus absita*
160. *Eucalyptus argutifolia*
161. *Eucalyptus articulata*
162. *Eucalyptus balanites*
163. *Eucalyptus beardiana*
164. *Eucalyptus bennettiae*
165. *Eucalyptus blaxellii*
166. *Eucalyptus brevipes*
167. *Eucalyptus burdettiana*
168. *Eucalyptus ceracea*
169. *Eucalyptus cerasiformis*
170. *Eucalyptus coronata*
171. *Eucalyptus crispata*
172. *Eucalyptus crucis* subsp. *crucis*
173. *Eucalyptus crucis* subsp. *praecipua*
174. *Eucalyptus cuprea*
175. *Eucalyptus dolorosa*
176. *Eucalyptus goniantha* subsp. *goniantha*
177. *Eucalyptus graniticola* ms
178. *Eucalyptus impensa*
179. *Eucalyptus insularis*
180. *Eucalyptus johnsoniana*
181. *Eucalyptus lateritica*
182. *Eucalyptus leprophloia*
183. *Eucalyptus merrickiae*
184. *Eucalyptus mooreana*
185. *Eucalyptus olivacea* ms
186. *Eucalyptus phylacis*
187. *Eucalyptus platydisca* ms
188. *Eucalyptus pruiniramis*
189. *Eucalyptus rhodantha*
190. *Eucalyptus steedmanii*
191. *Eucalyptus suberea*
192. *Eucalyptus synandra*
193. *Gastrolobium appressum*
194. *Gastrolobium glaucum*
195. *Gastrolobium graniticum*
196. *Gastrolobium hamulosum*
197. *Glyceria drummondii*
198. *Grevillea althoferorum*
199. *Grevillea batrachioides*
200. *Grevillea calliantha*
201. *Grevillea christineae*
202. *Grevillea elongata*
203. *Grevillea dryandroides*
204. *Grevillea flexuosa*
205. *Grevillea humifusa*
206. *Grevillea inconspicua*
207. *Grevillea infundibularis*
208. *Grevillea involucrata*
209. *Grevillea maccutcheonii*
210. *Grevillea maxwellii*
211. *Grevillea murex*
212. *Grevillea pythara*
213. *Grevillea scapigera*
214. *Hakea aculeata*
215. *Hakea megalosperma*
216. *Halosarcia bulbosa*
217. *Hemiandra gardneri*
218. *Hemiandra rutilans*
219. *Hemiandra* sp. Watheroo (S. Hancocks 4)
220. *Hemigenia exilis*
221. *Hemigenia viscida*
222. *Hensmania chapmanii*
223. *Hibbertia* sp. Porongurups (R.D. Hoogland 12186)
224. *Hydatella dioica*
225. *Hydrocotyle lemnoides*

226. *Hypocalymma longifolium*
227. *Isopogon uncinatus*
228. *Jacksonia pungens* ms
229. *Jacksonia quairading* ms
230. *Kennedia becxiana*
231. *Kennedia glabrata*
232. *Kennedia macrophylla*
233. *Kunzea pauciflora*
234. *Lambertia echinata* subsp. *echinata*
235. *Lambertia echinata* subsp. *occidentalis*
236. *Lambertia fairallii*
237. *Lambertia orbifolia*
238. *Laxmannia jamesii*
239. *Lechenaultia chlorantha*
240. *Lechenaultia laricina*
241. *Lechenaultia pulvinaris*
242. *Lepidium catapycnon*
243. *Lepidosperma rostratum*
244. *Leptomeria dielsiana*
245. *Leucopogon gnaphalioides*
246. *Leucopogon marginatus*
247. *Leucopogon obtectus*
248. *Macarthuria keigheryii*
249. *Melaleuca sciotostyla*
250. *Menkea draboides*
251. *Meziella trifida*
252. *Microcorys eremophiloides*
253. *Microtis globula*
254. *Myoporum cordifolium*
255. *Myoporum turbinatum*
256. *Myriophyllum lapidicola*
257. *Myriophyllum petraeum*
258. *Orthrosanthus muelleri*
259. *Pandanus spiralis* var. *flammeus*
260. *Paracaleana dixonii* ms
261. *Patersonia spirifolia*
262. *Persoonia micranthera*
263. *Petrophile latericola* ms
264. *Phlegmatospermum drummondii*
265. *Pimelea rara*
266. *Pittosporum moluccanum*
267. *Pityrodia augustensis*
268. *Pityrodia scabra*
269. *Plectrachne bromoides*
270. *Prostanthera carrickiana*
271. *Pterostylis* sp. Northampton (S. D. Hopper 3349)
272. *Ptychosema pusillum*
273. *Pultenaea pauciflora*
274. *Restio abortivus*
275. *Restio chaunocoleus*
276. *Rhagodia acicularis*
277. *Rhizanthella gardneri*
278. *Ricinocarpos trichophorus*
279. *Roycea pycnophylloides*
280. *Rulingia* sp. Trigwell Bridge (R. Smith s.n. 20.6.89)
281. *Scaevola macrophylla*
282. *Schoenus natans*
283. *Sphenotoma drummondii*
284. *Spirogardnera rubescens*
285. *Stawellia dimorphantha*
286. *Stylidium coroniforme*
287. *Stylidium galioides*
288. *Stylidium merrallii*
289. *Symonanthus bancroftii*
290. *Tetralia australiensis*
291. *Tetralthea aphylla*
292. *Tetralthea deltoidea*
293. *Tetralthea harperi*
294. *Tetralthea paynterae*
295. *Thelymitra manginia* ms
296. *Thelymitra psammophila*
297. *Thelymitra stellata*
298. *Thomasia glabripetala*
299. *Thomasia montana*

- 300. *Thomasia* sp. Green Hill (S. Paust 1322)
- 301. *Thryptomene wittweri*
- 302. *Tribonanthes purpurea*
- 303. *Verticordia albida*
- 304. *Verticordia carinata*
- 305. *Verticordia crebra*
- 306. *Verticordia densiflora* var. *pedunculata*
- 307. *Verticordia fimbriolepis*
- 308. *Verticordia harveyi*
- 309. *Verticordia helichrysantha*
- 310. *Verticordia hughanii*
- 311. *Verticordia pityrhops*
- 312. *Verticordia plumosa* var. *ananeotes*
- 313. *Verticordia plumosa* var. *vassensis*
- 314. *Verticordia spicata* subsp. *squamosa*
- 315. *Verticordia staminosa*
- 316. *Villarsia calthifolia*
- 317. *Wurmbea calcicola*
- 318. *Wurmbea tubulosa*
- 319. *Xyris* sp. Stirling Range (G.J. Keighery 7951)

Division 2 — Pteridophyta (ferns and fern allies)

- 1. *Asplenium obtusatum*

Division 3 — Bryophyta (mosses and liverworts)

- 1. *Pleurophascum occidentale*

SCHEDULE 2 — TAXA PRESUMED TO BE EXTINCT

[Clause 3 (b)]

Spermatophyta (flowering plants, conifers and cycads)

- 1. *Acacia kingiana*
- 2. *Acacia prismifolia*
- 3. *Calothamnus accedens*
- 4. *Coleanthera virgata*
- 5. *Deyeuxia drummondii*
- 6. *Eremophila vernicosa* ms
- 7. *Eriostemon falcatus*
- 8. *Frankenia conferta*
- 9. *Frankenia decurrens*
- 10. *Frankenia parvula*
- 11. *Gyrostemon reticulatus*
- 12. *Haloragis platycarpa*
- 13. *Hydatella leptogyne*
- 14. *Lasiopetalum rotundifolium*
- 15. *Lepidium aschersonii*
- 16. *Lepidium drummondii*
- 17. *Leucopogon cryptanthus*
- 18. *Nemcia lehmannii*
- 19. *Opercularia acolytantha*
- 20. *Pseudanthus nematophorus*
- 21. *Ptilotus fasciculatus*
- 22. *Ptilotus pyramidatus*
- 23. *Taraxacum cygnorum*
- 24. *Tetratheca fasciculata*
- 25. *Thomasia gardneri*

CM302

WILDLIFE CONSERVATION ACT 1950

WILDLIFE CONSERVATION (SPECIALLY PROTECTED FAUNA)
NOTICE 1997

Made by the Minister under section 14 (2) (ba) of the Act.

Citation

1. This notice may be cited as the *Wildlife Conservation (Specially Protected Fauna) Notice 1997*.

Interpretation

2. In this notice —

“**taxon**” includes any taxon that is described by a family name or a genus name or any other name or description.

Note: The plural form of “taxon” is “taxa”.

Declaration of specially protected fauna

3. For the purposes of the Act, all taxa of the fauna —
 - (a) specified in Schedule 1, being fauna that is rare or likely to become extinct, are declared to be fauna that is in need of special protection;
 - (b) specified in Schedule 2, being fauna that is presumed to be extinct, are declared to be fauna that is in need of special protection;
 - (c) specified in Schedule 3, being birds that are subject to an agreement between the governments of Australia and Japan relating to the protection of migratory birds and birds in danger of extinction, are declared to be fauna that is in need of special protection; and
 - (d) specified in Schedule 4, are declared to be fauna that is in need of special protection otherwise than for the reasons mentioned in paragraphs (a), (b) and (c).

Revocation

4. The *Wildlife Conservation (Specially Protected Fauna) Notice 1996* is revoked.

**SCHEDULE 1 — FAUNA THAT IS RARE OR LIKELY TO
BECOME EXTINCT**

[Clause 3 (a)]

Division 1 — Mammals

1. *Balaenoptera borealis*, Sei Whale
2. *Balaenoptera musculus musculus*, Blue Whale
3. *Balaenoptera physalus*, Fin Whale
4. *Bettongia lesueur*, Burrowing Bettong or Boodie
5. *Dasyercus cristicauda*, Mulgara
6. *Dasyercus hillieri*, Ampurta
7. *Dasyurus geoffroii*, Chuditch or Western Quoll
8. *Eubalaena australis*, Southern Right Whale
9. *Isoodon auratus auratus*, Golden Bandicoot or Wintarru
10. *Isoodon obesulus fusciventer*, Southern Brown Bandicoot or Quenda

11. *Lagorchestes conspicillatus*, Spectacled Hare-wallaby or Wampana
12. *Lagorchestes hirsutus*, Rufous Hare-wallaby or Mala
13. *Lagostrophus fasciatus*, Banded Hare-Wallaby or Muning
14. *Leporillus conditor*, Greater Stick-nest Rat
15. *Macropus eugenii*, Tammar
16. *Macropus robustus isabellinus*, Barrow Island Euro
17. *Macrotis lagotis*, Dalgyte or Bilby or Ninu
18. *Megaptera novaeangliae*, Humpback Whale
19. *Mesembriomys gouldii gouldii*, Black-footed Tree-rat
20. *Myrmecobius fasciatus*, Numbat or Walpurti
21. *Notoryctes caurinus*, Northern Marsupial Mole or Kakarratul
22. *Notoryctes typhlops*, Southern Marsupial Mole or Itjaritjari
23. *Parantechinus apicalis*, Dibbler
24. *Perameles bougainville*, Western Barred Bandicoot
25. *Petrogale lateralis*, Black-footed Rock-wallaby or Warru
26. *Phascogale calura*, Red-tailed Phascogale
27. *Potorous tridactylus gilberti*, Gilbert's Potoroo
28. *Pseudocheirus occidentalis*, Western Ringtail Possum
29. *Pseudomys australis*, Plains Rat
30. *Pseudomys fieldi*, Shark Bay (or Alice Springs) Mouse
31. *Pseudomys occidentalis*, Western Mouse
32. *Pseudomys shortridgei*, Heath Rat
33. *Rhinonycteris aurantius*, Orange Horseshoe Bat
34. *Setonix brachyurus*, Quokka
35. *Sminthopsis psammophila*, Sandhill Dunnart
36. *Zyzomys pedunculatus*, Central Rock-rat or Antina

Division 2 — Birds

37. *Amytornis textilis textilis*, Thick-billed Grass-wren
38. *Anous tenuirostris melanops*, Lesser Noddy
39. *Atrichornis clamosus*, Noisy Scrub-bird or Tjimiluk
40. *Botaurus poiciloptilus*, Australasian Bittern
41. *Cacatua pastinator pastinator*, Western Long-billed Corella
42. *Calyptorhynchus baudinii*, Baudin's Cockatoo
43. *Calyptorhynchus latirostris*, Carnaby's Cockatoo
44. *Cereopsis novaehollandiae grisea*, Recherche Cape Barren Goose
45. *Cinclosoma alisteri*, Nullarbor Quail-thrush
46. *Conopophila whitei*, Grey Honeyeater
47. *Dasyornis longirostris*, Western Bristlebird
48. *Diomedea exulans chionoptera*, Wandering Albatross
49. *Erythrotriorchis radiatus*, Red Goshawk
50. *Erythrura gouldiae*, Gouldian Finch
51. *Falco hypoleucos*, Grey Falcon
52. *Falcunculus frontatus whitei*, Crested Shrike-tit (northern subspecies)
53. *Ixobrychus flavicollis gouldi*, Black Bittern
54. *Leipoa ocellata*, Malleefowl
55. *Lonchura flaviprymna*, Yellow-rumped Mannikin
56. *Malurus coronatus coronatus*, Purple-crowned Fairy-wren
57. *Malurus leucopterus edouardi*, Barrow Is Black and White Fairy-wren
58. *Malurus leucopterus leucopterus*, Dirk Hartog Black and White Fairy-wren
59. *Neophema splendida*, Scarlet-chested Parrot
60. *Petrophassa smithii smithii*, Partridge Pigeon
61. *Pezoporus occidentalis*, Night Parrot
62. *Pezoporus wallicus flaviventris*, Ground Parrot
63. *Polytelis alexandrae*, Princess or Alexandra's Parrot
64. *Psophodes nigrogularis*, Western Whipbird
65. *Stictonetta naevosa*, Freckled Duck
66. *Turnix varia scintillans*, Abrolhos Painted Button-quail
67. *Tyto longimembris*, Eastern Grass Owl

Division 3 — Reptiles

68. *Caretta caretta*, Loggerhead Turtle
69. *Ctenophorus yinnietharra*, Yinnietharra Rock-dragon
70. *Ctenotus angusticeps*, Airlie Island Ctenotus
71. *Ctenotus lanceolini*, Lancelin Island Skink
72. *Ctenotus zasticus*, Hamelin Ctenotus
73. *Dermochelys coriacea*, Leathery Turtle or Luth

- 74. *Egernia stokesii aethiops*, Baudin Island Spiny-tailed Skink
- 75. *Egernia stokesii badia*, Western Spiny-tailed Skink
- 76. *Morelia carinata*, Rough-scaled Python
- 77. *Morelia olivacea barroni*, Pilbara Olive Python
- 78. *Pseudemydura umbrina*, Western Swamp Tortoise

Division 4 — Frogs

- 79. *Geocrinia alba*, White-bellied Frog
- 80. *Geocrinia vitellina*, Yellow-bellied Frog
- 81. *Spicospina flammocaerulea*, Sunset Frog

Division 5 — Fish

- 82. *Ophisternon candidum*, Blind Cave Eel
- 83. *Milyeringa veritas*, Blind Gudgeon

Division 6 — Mollusc

- 84. *Austroassiminea lethae*, Cape Leeuwin Freshwater Snail

Division 7 — Arachnids

- 85. *Aganippe castellum*
- 86. *Austrarchaea mainae*, Archaeid spider
- 87. *Draculoides bramstokeri*
- 88. *Draculoides vinei*, Cape Range Schizomid Spider
- 89. *Hyella* sp. Nov. BES 1154.2525.2546.2554
- 90. *Idiosoma nigrum*, Shield-backed Trapdoor Spider
- 91. *Kwonkan eboracum*
- 92. *Moggridgea* sp. (BY Main 1990/24,25)
- 93. *Tartarus mullamullangensis*, Mullamullalang Cave Spider
- 94. *Teyl* sp. (BY Main 1953/2683, 1984/13)
- 95. *Troglodiplura lowryi*, Nullarbor Cave Trapdoor Spider

Division 8 — Crustaceans

- 96. *Abebaioscia troglodytes*
- 97. *Lasionectes exleyi*
- 98. *Stygioecaris lancifera*, Lance-Beaked Cave Shrimp

Division 9 — Millipedes

- 99. *Stygiochiropus isolatus*
- 100. *Stygiochiropus peculiaris*
- 101. *Stygiochiropus sympatricus*

Division 10 — Crickets

- 102. *Ixalodectes flectocercus*
- 103. *Psacadonotus seriatus*
- 104. *Throscodectes xederoides*

Division 11 — Native Bees

- 105. *Leioproctus contrarius*
- 106. *Leioproctus douglasiellus*
- 107. *Neopasiphe simplicior*

SCHEDULE 2 — FAUNA PRESUMED TO BE EXTINCT

[Clause 3 (b)]

Division 1 — Mammals

1. *Chaeropus ecaudatus*, Pig-footed Bandicoot or Kantjilpa
2. *Lagorchestes asomatus*, Central Hare-wallaby or Kuluwarri
3. *Leporillus apicalis*, Lesser Stick-nest Rat
4. *Macrotis leucura*, Lesser Bilby or Tjunpi
5. *Notomys amplus*, Short-tailed Hopping Mouse or Yoontoo
6. *Notomys longicaudatus*, Long-tailed Hopping-mouse
7. *Notomys macrotis*, Big-eared Hopping-mouse
8. *Onychogalea lunata*, Crescent Nailtail Wallaby or Tjawalpa
9. *Perameles eremiana*, Desert Bandicoot or Walilya
10. *Potorous platyops*, Broad-faced Potoroo

Division 2 — Birds

11. *Dasyornis broadbenti litoralis*, Rufous Bristlebird
12. *Rallus pectoralis clelandi*, Lewin's Water Rail

Division 3 — Insect

13. *Hesperocolletes douglasi*, (a Short tongued Native Bee)

SCHEDULE 3 — BIRDS PROTECTED UNDER AN INTERNATIONAL AGREEMENT

[Clause 3 (c)]

1. *Amytornis dorotheae*, Carpentarian Grass-wren
2. *Buteo buteo oshiroi*, Daito Island Buzzard
3. *Chalcophaps indica yamashinai*, Emerald Dove
4. *Cyanoramphus novaeseelandiae cookii*, Norfolk Island Parrot
5. *Cyclopsitta diophthalma coxeni*, Coxen's Fig Parrot
6. *Drymodes superciliaris colcloughi*, Northern Scrub-robin
7. *Fregata andrewsi*, Christmas Island Frigate-bird
8. *Haliaeetus albicilla albicilla*, White-tailed Sea Eagle
9. *Lichenostomus melanops cassidix*, Helmeted Honeyeater
10. *Lunda cirrhata*, Tufted Puffin
11. *Manorina flavigula melanotis*, Black-eared Miner
12. *Neophema chrysogaster*, Orange-bellied Parrot
13. *Ninox novaeseelandiae rayana*, Norfolk Island Boobook Owl
14. *Ninox squamipila natalis*, Christmas Island Owl
15. *Pardalotus quadragintus*, Forty-spotted Pardalote
16. *Pedionomas torquatus*, Plains Wanderer
17. *Phalacrocorax urile*, Red-faced Cormorant
18. *Pitta brachyura nympha*, Fairy Pitta
19. *Podargus ocellatus plumiferus*, Plumed Frogmouth
20. *Psephotus chrysopterygius*, Golden-shouldered Parrot
21. *Psephotus dissimilis*, Hooded Parrot
22. *Psephotus pulcherrimus*, Paradise Parrot
23. *Pterodroma leucoptera leucoptera*, Gould's Petrel
24. *Pterodroma solandri*, Providence Petrel
25. *Scolopax mira*, Amami Woodcock
26. *Strepera graculina crissalis*, Lord Howe Island Currawong
27. *Sula abbotti*, Abbot's Booby
28. *Tricholimnas sylvestris*, Lord Howe Island Woodhen
29. *Uria aalge inornata*, Common Murre, Guillemot
30. *Zosterops albogularis*, Norfolk Island Silveryeye

SCHEDULE 4 — OTHER SPECIALLY PROTECTED FAUNA

[Clause 3 (d)]

Division 1 — Mammals

1. *Arctocephalus forsteri*, New Zealand Fur-seal
2. *Dugong dugon*, Dugong
3. *Neophoca cinerea*, Australian Sealion

Division 2 — Birds

4. *Cacatua leadbeateri*, Pink or Major Mitchell's Cockatoo
5. *Falco peregrinus*, Peregrine Falcon
6. *Northiella haematogaster narethae*, Naretha Blue Bonnet
7. *Tadorna radjah*, Burdekin Duck or Radjah Shelduck

Division 3 — Reptiles

8. *Aspidites ramsayi*, Woma or Ramsay's Python
9. *Crocodylus johnstoni*, Australian Freshwater Crocodile
10. *Crocodylus porosus*, Saltwater Crocodile
11. *Morelia spilota imbricata*, Carpet Python

C. L. EDWARDES, Minister for the Environment.

EDUCATION

ED401**CURTIN UNIVERSITY OF TECHNOLOGY ACT 1966**

Office of the Minister for Education,
Perth 1997.

It is hereby notified that the Lieutenant-Governor and deputy of the Governor in Executive Council acting under the provisions of section 35 (1) of the Curtin University of Technology Act 1966 has approved the establishment of Statute No. 22 and Statute No. 23 as set out in the attached schedules.

COLIN J. BARNETT, Minister for Education.

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

CURTIN UNIVERSITY OF TECHNOLOGY ACT 1966

Curtin University of Technology,
Bentley, 19 June 1997.

The Council of the Curtin University of Technology has made the Statute set out in the Schedule hereunder by resolution dated 18 June 1997.

SCHEDULE
STATUTE 23

ELECTION OF STAFF AND STUDENT REPRESENTATIVES TO THE COUNCIL OF THE
KALGOORLIE CAMPUS OF THE UNIVERSITY

1. This Statute applies to elections of members of staff and students to the Kalgoorlie Campus Council of the University under Section 21M (1) (f), (g), (h), (i), of the Curtin University of Technology Act 1966 (the Act).

2. In this Statute unless the contrary intention appears—

“Council” means the Council of the University.

“Kalgoorlie Council” means the Kalgoorlie Campus Council as established under Section 21K of the Act.

“Kalgoorlie Campus” means the educational facility established under Section 21I of the Act and includes an entity known as the Western Australian School of Mines and such other facilities for the provision of higher education as determined by the Council and facilities for the provision of technical and further education.

“Higher education academic staff” means those members of the staff of the Kalgoorlie Campus who have been appointed full-time academic higher education staff.

“Technical and further education academic staff” means those members of the staff of the Kalgoorlie Campus who have been appointed full-time technical and further education staff.

“General staff” means those members of the full-time general staff of the Kalgoorlie Campus of the University other than the academic staff.

“Enrolled student” means an enrolled student of the Kalgoorlie Campus of the University.

“candidate” means a member of the full-time higher education academic staff, the full-time technical and further education academic staff, the full-time general staff or an enrolled student of the Kalgoorlie Campus, nominated for election to the Kalgoorlie Council in the manner prescribed for that purpose.

“elector” means a member of the full-time higher education academic staff, the full-time technical and further education academic staff, the full-time general staff or the enrolled students of the Kalgoorlie Campus as appropriate.

3. Separate rolls shall be kept of the names and mailing addresses of—
- (1) the higher education academic staff; and
 - (2) the technical and further education academic staff; and
 - (3) the general staff; and
 - (4) the enrolled students of the Kalgoorlie Campus.

For each election the certified roll of persons eligible to vote at that election shall be the roll as at 4.00 pm on the day on which nominations for that election close, provided that up to 5.00 pm on the day prior to the day appointed for the election, the Returning Officer may add to the roll the name of any person otherwise qualified to vote whose name has been inadvertently omitted from the roll.

4. Any member of the full-time higher education academic staff, the full-time technical and further education academic staff, the full-time general staff and the enrolled students of the Campus is eligible to—

- (a) nominate a candidate;
- (b) be nominated as a candidate;
- (c) vote;

in respect of elections to the appropriate category of Kalgoorlie Council membership under Section 21M (1) (f), (g), (h), (i) of the Curtin University of Technology Act 1966.

5. The Returning Officer for elections is the Secretary to the Kalgoorlie Council.

6. The Returning Officer shall send to each elector notice of an election not more than ten (10) weeks and not less than six (6) weeks before the expiry of the term of office of an elected member and shall include in the notice the conditions of nomination pursuant to Section 7.

7. (1) Nominations shall be in writing, signed by the proposer and the nominee and dated and lodged with the Returning Officer by the date specified for the close of nominations.

(2) A proposer shall not nominate a number of nominees greater than the number of vacancies to be filled.

(3) Nominations shall remain open for a period of at least seven (7) days.

8. If the number of candidates does not exceed the number of vacancies the Returning Officer shall declare each candidate elected in the manner provided in Section 18.

9. If the number of candidates exceeds the number of vacancies the election shall be by ballot.

10. Elections shall be held not less than seven (7) days and not more than twenty-one (21) days after the closing date for nominations.

11. Where a ballot is required, the Returning Officer shall not later than seven (7) days after the last day for receiving nominations, send to each elector—

- (1) A voting paper, containing the names of the candidates in an order determined by lot and an envelope marked “Voting Paper”.
- (2) Notice of the day appointed for the election.
- (3) An identification declaration.
- (4) Notice of the place where voting papers may be lodged and a return envelope.

12. Envelopes containing the declaration and envelope marked “Voting Paper” shall be opened from time to time as decided by the Returning Officer, and if there is any doubt as to the correctness of the declaration, the decision of the Returning Officer as to the acceptability of it and the voting paper shall be final.

13. The voter’s name appearing on the declaration shall be checked against the certified roll of persons eligible to vote at the election and, if in order, its receipt shall be indicated against the name on the roll and the envelope which is marked “Voting Paper” removed from the envelope and placed unopened in the Ballot Box set aside for this purpose.

14. The ballot closes at 2.00 pm on the day appointed for the election.

15. Each candidate may appoint one scrutineer from the electors by notification in writing addressed to the Returning Officer.

16. An election shall not be invalidated by inadvertent failure to give any person qualified to vote any notice required by this Statute.

17. The system of voting to be used shall be the optional preferential system and shall be conducted as follows—

- (1) Ballot papers shall be marked by placing the numeral 1 beside the name of the candidate for whom the voter wishes to vote. If a voter wishes to express a second or any subsequent preference the voter shall place the numeral 1 beside the candidate of the voter’s first preference and the numerals 2, 3, 4 and so on in numerical order beside the name or names of any candidate or candidates for whom the voter wishes to express a second or any subsequent preference. In an election to fill two or more vacancies, a voter shall express a preference for at least the same

number of candidates as there are vacancies to be filled, but subject thereto, a ballot paper shall not be invalid merely because the voter has not expressed a preference for all of the candidates.

- (2) As soon as practicable after the close of the ballot the Returning Officer shall, with the assistance of such other officers as the Returning Officer may appoint, scrutinise the ballot papers and eliminate any invalid votes. The Returning Officer shall then count and record the number of votes (other than second or subsequent preferences) expressed for each candidate.
- (3) In the case of an election at which only one vacancy is to be filled, the Returning Officer shall declare elected the candidate (if any) who has an absolute majority of votes. If no candidate has an absolute majority on the first count, the Returning Officer shall eliminate the candidate with the lowest number of votes and shall distribute these votes amongst the remaining candidates according to the next preferences (if any) expressed on the ballot paper.
This procedure shall be repeated until one candidate has an absolute majority whereupon that candidate shall be declared elected.
- (4) In the case of an election at which two or more vacancies are to be filled, the candidates receiving the lowest number of votes shall be progressively eliminated and their next available preference distributed until there remain only such number of candidates as there are vacancies to be filled.

18. Within the period of two days after the result of an election is known, the Returning Officer shall declare each successful candidate elected by giving notice to that effect in writing to the Director of the Kalgoorlie Campus and posting a copy of the notice on a prominent notice board outside the Kalgoorlie Campus Administration building.

The Common Seal of Curtin University of Technology was hereto affixed on the 20th day of June 1997 by the authority of the Council.

LESLEY PARKER, Acting Vice-Chancellor.
JOHN MEULEMAN, Acting Administrative Secretary.

ED402

EDITH COWAN UNIVERSITY ACT 1984

Office of the Minister for Education,
Perth 1997.

It is hereby notified that the Lieutenant-Governor and deputy of the Governor in Executive Council acting under the provisions of section 27 of the Edith Cowan University Act 1984 has approved Amending Statute No. 1 of 1997 as set out in the attached schedule.

COLIN J. BARNETT, Minister for Education.
M. C. WAUCHOPE, Clerk of the Council.

EDITH COWAN UNIVERSITY ACT 1984

Edith Cowan University
AMENDING STATUTE No. 1 of 1997

The following University Statute is amended:

Statute No. 26 Granting and Conferring of Degrees and Diplomas

Section 4.2 (b) is amended by—

- (a) adding the expression "Associate Degree," immediately before the word "Diploma" in the first sentence in the first paragraph in the Section,
- (b) adding the expression "Associate Degree and" immediately before the word "Diploma" in the second sentence in the first paragraph in the Section, and
- (c) deleting the word "logo" in the third sentence in the first paragraph in the Section and inserting the word "crest".

The Common Seal of the Edith Cowan University was hereto affixed by authority of a resolution of the Council of the University in the presence of—

Honorable Justice R. NICHOLSON, Chancellor.
Professor M. POOLE, Vice-Chancellor.

ENVIRONMENTAL PROTECTION

EP301

ENVIRONMENTAL PROTECTION ACT 1986

**ENVIRONMENTAL PROTECTION (BELVOIR AMPHITHEATRE)
EXEMPTION ORDER 1997**

Made by the Minister with the approval of His Excellency the Governor in Executive Council under section 6.

Citation

1. This order may be cited as the *Environmental Protection (Belvoir Amphitheatre) Exemption Order 1997*.

Interpretation

2. In this order —

“**Belvoir Amphitheatre**” means the venue of that name in the Shire of Swan and shown on the plan in Schedule 2;

“**concert**” means a musical, dance or vocal concert held at the Belvoir Amphitheatre and includes all set up, practice, sound checks and testing held in association with the concert;

“**Director**” means the Director of the Pollution Prevention Division of the Department of Environmental Protection, 141 St. George’s Terrace, Perth, Western Australia;

“ **L_{eq} octave band 5 min**” means the value of the sound pressure level, in each of the nine octave bands having centre frequencies from 31.5 Hertz to 8 000 Hertz, of a continuous steady sound that has the same mean square sound pressure as the sound which is being measured over a time period of five minutes and which is varying in level with respect to time;

“**nominated location**” means the noise measurement area near the crest of the Belvoir Amphitheatre marked on the plan in Schedule 2;

“**season**” means the period from 1 October of any year to 30 April of the following year;

“**venue operator**” means Jingle Holdings Pty Ltd (ACN 009 244 660).

Application

3. (1) Except as provided in subclause (2), this order applies to the emission of noise from concerts held at the Belvoir Amphitheatre.

(2) This order does not apply to events held as part of the “Spring in the Valley” Festivals organized by the Swan Valley Tourism Council.

Exemption

4. (1) Part V of the Act and the *Noise Abatement (Neighbourhood Annoyance) Regulations 1979* are declared not to be applicable to the emission of noise from concerts at the Belvoir Amphitheatre during the season.

(2) This declaration is subject to the conditions specified in Schedule 1.

(3) The venue operator is required to comply with the conditions specified in Schedule 1.

Review of this order

5. (1) The Minister is to carry out a review of the operation and effectiveness of this order after the expiration of 5 concert seasons from the commencement of the order.

(2) Nothing in subclause (1) affects the operation of section 6 (4) of the Act.

SCHEDULE 1 — CONDITIONS OF EXEMPTION

Number and frequency of concerts

1. The venue operator must ensure that concerts are programmed and held so that the following requirements are met —

- (a) not more than 16 concerts may be held during each season;
- (b) not more than 2 concerts may be held in any 14 day period; and
- (c) concerts must not be held on more than 2 consecutive days.

Noise levels at venue

2. (1) The venue operator must ensure that noise levels due to music and voice, when measured as $L_{eq \text{ octave band } 5 \text{ min}}$ at the nominated location —

- (a) at any concert, do not exceed the sound levels specified in the Table to this item for Category A concerts; and
- (b) do not exceed the sound levels specified in the Table to this item for Category B concerts at more than 8 concerts in a season.

TABLE

Octave band centre frequency	Maximum sound level Category A concerts	Maximum sound level Category B concerts
31.5 Hertz	85 dB $L_{eq \text{ octave band } 5 \text{ min}}$	75 dB $L_{eq \text{ octave band } 5 \text{ min}}$
63 Hertz	90 dB $L_{eq \text{ octave band } 5 \text{ min}}$	80 dB $L_{eq \text{ octave band } 5 \text{ min}}$
125 Hertz	85 dB $L_{eq \text{ octave band } 5 \text{ min}}$	75 dB $L_{eq \text{ octave band } 5 \text{ min}}$
250 Hertz	80 dB $L_{eq \text{ octave band } 5 \text{ min}}$	70 dB $L_{eq \text{ octave band } 5 \text{ min}}$
500 Hertz	80 dB $L_{eq \text{ octave band } 5 \text{ min}}$	70 dB $L_{eq \text{ octave band } 5 \text{ min}}$
1000 Hertz	80 dB $L_{eq \text{ octave band } 5 \text{ min}}$	70 dB $L_{eq \text{ octave band } 5 \text{ min}}$
2000 Hertz	75 dB $L_{eq \text{ octave band } 5 \text{ min}}$	65 dB $L_{eq \text{ octave band } 5 \text{ min}}$
4000 Hertz	70 dB $L_{eq \text{ octave band } 5 \text{ min}}$	60 dB $L_{eq \text{ octave band } 5 \text{ min}}$
8000 Hertz	65 dB $L_{eq \text{ octave band } 5 \text{ min}}$	55 dB $L_{eq \text{ octave band } 5 \text{ min}}$

Measurement of sound levels

3. The venue operator must ensure —
- (a) that a continuous display of the real time octave band sound pressure levels measured at the nominated location(s) can be seen at all times during a concert by the operator(s) of the sound mixing desk;
 - (b) that sound levels are continuously measured as $L_{eq \text{ octave band } 5 \text{ min}}$ at the nominated location throughout the period of any concert;
 - (c) that the results of the measurements referred to in paragraph (b) are recorded in a permanent form in a manner acceptable to the Director;
 - (d) that a copy of all records of results is retained at the office of the venue operator and is made available to the Director and the Shire of Swan on request; and
 - (e) that a report is provided to the Director and to the Shire of Swan not later than 31 May of each year showing the results of the sound level measurements carried out at each concert held during the season.

Time and duration of concerts

4. The venue operator must ensure that any concert —
- (a) does not start before 10.00 am;
 - (b) finishes at or before 11.00 pm, except a concert that commences on 31 December may continue until 2.00 am on 1 January; and
 - (c) does not exceed 2 hours in duration for set up, practice, sound checks and testing and 4 hours, including breaks, for the performance itself.

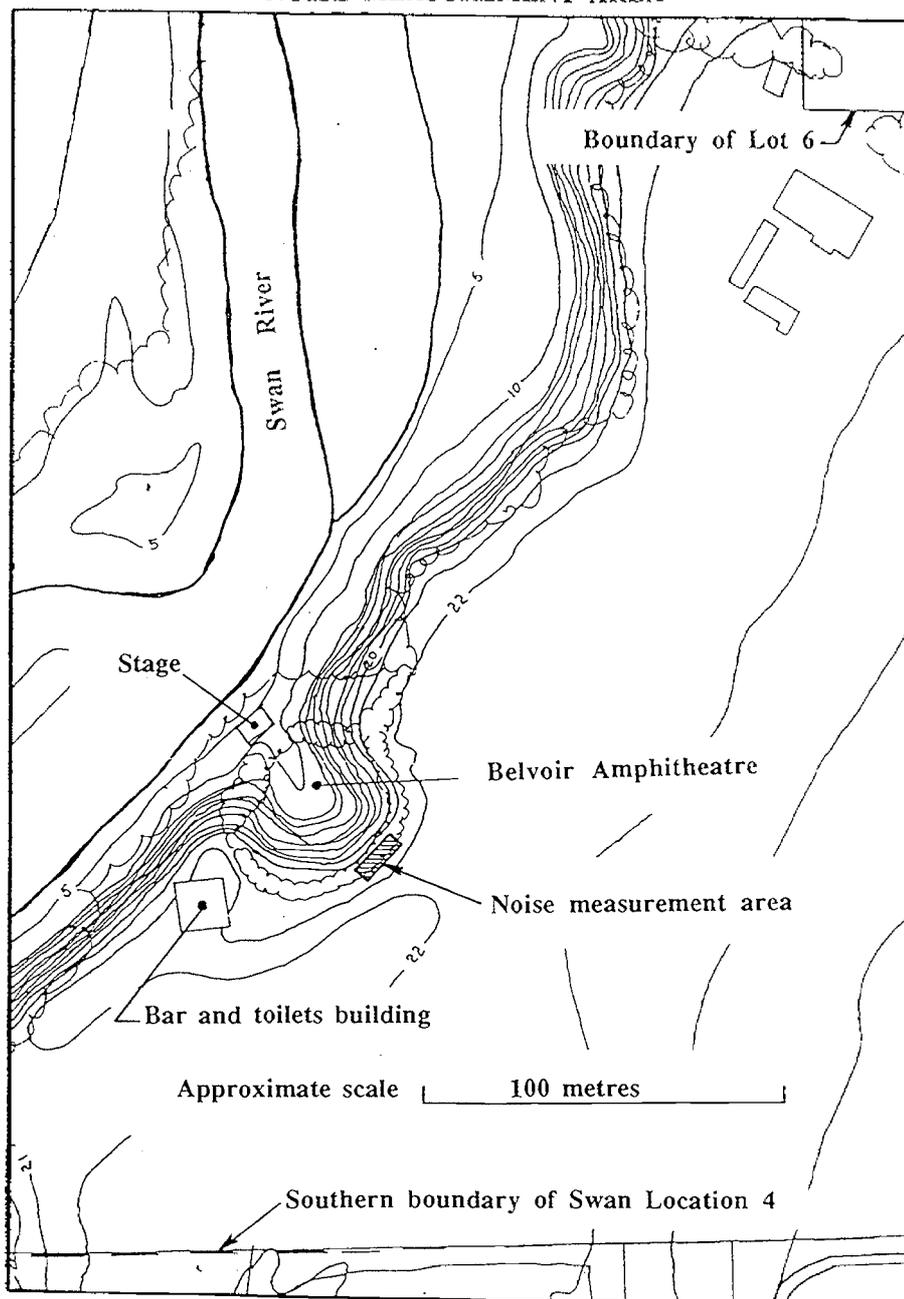
Advice to nearby residents

5. (1) The venue operator must provide to each household located within one kilometre of the stage of the Belvoir Amphitheatre —
- (a) written advice of the concert programme for each full season at least 14 days before the first concert of that season is to be held; and
 - (b) a statement that the advice gives the concert programme as it stands at the time and that all subsequent changes will be advertised in the Midland Gazette newspaper.
- (2) The venue operator must advertise any subsequent changes to the concert programme in the Midland Gazette newspaper at least one week before they occur.

Access for Department of Environmental Protection and local government inspectors

6. The venue operator must provide access to all areas of the venue, and car parking facilities, for Department of Environmental Protection and Shire of Swan Inspectors and their assistants who are engaged in monitoring sound levels during any concert.

**SCHEDULE 2 — PLAN
NOISE MEASUREMENT AREA**



CHERYL EDWARDES, Minister for the Environment.

Approved by His Excellency the Governor in Executive Council,

J. PRITCHARD, Clerk of the Council.

FISHERIES

FI401*

PEARLING ACT 1990

PEARLING (DECLARATION OF ZONES) AMENDMENT NOTICE 1997

FD 1/91.

Made by the Minister under section 5.

Citation

1. This notice may be cited as the Pearling (Declaration of Zones) Amendment Notice 1997.

Principal notice

2. In this notice the Pearling (Declaration of Zones) Notice 1995* is referred to as the principal notice.

Schedule amended

3. The schedule to the principal notice is amended—

(a) by deleting Item 1 and substituting the following item—

“Item 1

All Western Australian waters off the north coast of Western Australia bounded by a line commencing at the intersection of 119° 30' east longitude and the high water mark on the mainland; thence north to the intersection of 119° 30' east longitude and 18° 14' south latitude; thence west to the intersection of 119° east longitude and 18° 14' south latitude; thence north to the boundary of the Australian Fishing Zone; thence in a westerly direction along that boundary to where it intersects with 114° 10' east longitude; thence south to the intersection of 114° 10' east longitude and the high water mark on the mainland; thence in a generally north easterly direction along the high water mark, including the waters of Exmouth Gulf, back to the commencement point.”

(b) in Item 3 by inserting after “18° 14' south latitude” the following—

“, east of 119° east longitude”.

[*Published in the Gazette of 2 November 1995.]

Dated this 13th day of November 1997.

MONTY HOUSE, Minister for Fisheries.

FAIR TRADING

FT401

RETAIL TRADING HOURS ACT 1987

RETAIL TRADING HOURS (TOWN OF ALBANY) REVOCATION ORDER 1997

Made by the Minister under Section 13(3) of the Act.

Citation

1. This Order may be cited as the Retail Trading Hours (Town of Albany) Revocation Order 1997.

Commencement

2. This Order shall come into operation on the day on which the Order is published in the *Government Gazette*.

Revocation

3. The Retail Trading Hours (Town of Albany) Order 1988 [published in the *Government Gazette* of 2 September 1988 at p. 3461] is hereby revoked.

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

JUSTICE

JM401

DECLARATIONS AND ATTESTATIONS ACT 1913

It is hereby notified for public information that the Hon Attorney General has approved the appointment of the following persons as Commissioners for Declarations under the Declarations and Attestations Act 1913—

Ms Lynette Anne Hodges of 90A Todd Avenue, Como

Mr David Wayne Robertson of 21 Orion Way, Marangaroo

Mr Douglas Kenneth Scorer of 137 Portcullis Drive, Willetton

Reverend Michael Claude Vines of 64 Irwin Street, East Fremantle

RICHARD FOSTER, Executive Director, Court Services.

JM402**DECLARATIONS AND ATTESTATIONS ACT 1913**

It is hereby notified for public information that the Hon Attorney General has approved the appointment of the following persons as Commissioners for Declarations under the Declarations and Attestations Act 1913—

Mr Paul Glen Burke of 2/47 Adrian Street, Palmyra

Ms Lesley Eileen Cooper of 79 Boulton Street, Dianella

RICHARD FOSTER, Executive Director, Court Services.

JM403**EX OFFICIO JUSTICE OF THE PEACE**

It is hereby notified for public information that Norman Henry Turner of Lot 116 Point Sampson has been appointed under section 9 of the Justice Act 1902 to be a Justice of the Peace for the Magisterial District of Roebourne during his term of office as Shire President.

RICHARD FOSTER, Executive Director, Court Services.

LAND ADMINISTRATION

LA101**IMPORTANT NOTICE****CROWN LAND INFORMATION**

A loose insert accompanies this copy of the *Government Gazette*. It advises of a proposal by the Department of Land Administration (DOLA) to discontinue the inclusion in the *Gazette* of actions taken under the *Land Administration Act 1997* (eg., actions in relation to reserves, roads, townsite amendments and public works land acquisitions).

It is important to DOLA's planning, and clearly of vital importance to those of our customers who access Crown land information in the *Gazette*, that this insert be read and the questionnaire responded to by all interested readers.

Multiple users of single copies of the *Gazette* are encouraged to ensure all relevant colleagues are given a copy of this insert and the opportunity to respond to the associated questionnaire.

JOHN A. STRIJK, Government Printer.

LA102***CORRECTIONS**

In the notice at page 138 of the *Government Gazette* dated 19 January 1979 in respect to Reserve No. 35785, the area is amended to read 931 square metres.

(DOLA File 03090-1978-01RO)

In the notice at page 281 of the *Government Gazette* dated 31 January 1975 under the heading Reserves in respect to Reserve No. 33096, amend 8853 square metres to read 9013 square metres.

(DOLA File 07528-1896-02RO)

A. A. SKINNER, Chief Executive.

LA201*

LAND ACT 1933
ORDER IN COUNCIL
(VESTING OF RESERVE)

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

DOLA File: 02873-1988-01RO.

Reserve No 45090 (Kukerin Lot 184) vested in the Shire of Dumbleyung for the designated purpose of "Depot Site".

Local Authority: Shire of Dumbleyung.

M. C. WAUCHOPE, Clerk of the Council.

LA401*

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

Made by the Minister for Lands

Under Section 288A

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

SCHEDULE

1. City of Mandurah (DOLA File No 1710/1996; Closure No M1404)

All that portion of Mt John Road (Road No 13547) now comprised in Murray Location 2068 as delineated on Crown Survey Diagram 93208.

Public Plan: BG32 (10) 1.4

2. Shire of Mundaring (DOLA File No. 1102/992; Closure No. M1403) That portion of Liberton Road (Road No. 1785) as shown bordered blue on Crown Survey Plan 18523.

Public Plan: BG35 (2) 39.01

BG34 (10) 8.8

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

LA701*

LAND ACT 1933
RESERVATION NOTICE

Made by His Excellency the Governor under Section 29.

The Crown Land described below has been set apart as public reserves

DOLA File: 02873-1988-01RO.

Reserve No 45090 comprising Kukerin Lot 184 with an area of 6069 square metres on Land Administration Diagram 89117 for the designated purpose of "Depot Site"

Public Plan/s: Kukerin Townsite. Collier Street

Local Authority: Shire of Dumbleyung.

A. A. SKINNER, Chief Executive.

LA801*

LAND ACT 1933
AMENDMENT OF RESERVE

Made by His Excellency the Governor under Section 37.

The following reserve has been amended

DOLA File: 00998-1977-01RO.

Reserve No: 38117 (Canning District) "Public Recreation" to comprise Location 3588 as surveyed and shown bordered pink on Land Administration Plan 16850 in lieu of Location 3373 and of its area being increased to 1.3984 hectares accordingly.

Public Plan/s: BG 34 (2) 23.04 & 23.05 Paterson Road and Salter Road

Local Authority: City of Armadale.

A. A. SKINNER, Chief Executive.

LB201*

LAND ACT 1933
CANCELLATION OF RESERVE

Made by His Excellency the Governor under Section 37.

The following reserve has been cancelled.

DOLA File: 06058-1912-01RO.

Reserve No: 4492 (Mulgarrie Townsite) "School Site".

Public Plan/s: Mulgarrie Townsite Fielding and Oxley Streets

Local Authority: City of Kalgoorlie-Boulder.

A. A. SKINNER, Chief Executive.

LB701*

SCHEDULE NO: A52/1997

ExCo No.: 1216

DOLA File: 70/1997

LAND ACQUISITION AND PUBLIC WORKS ACT 1902

NOTICE OF RESUMPTION OF LAND

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

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

SCHEDULE

1. Public Work: Creation of public road, Albany Street.

Local Authority: Shire of Albany

Plan/Diagram No. showing Land resumed: LTO Plan 447

Council Resolution Date: 25 September, 1996. DOLA Ref: 1912/1996

Owner or Reputed Owner	Occupier or Reputed Occupier	Description of Land	Area (approx.)
Shire of Albany	Shire of Albany	Lot 9 on Plan 447 being the land comprised in Certificate of Title Volume 1246 Folio 116.	1821m ²

Dated 28 October 1997.

DOUG SHAVE, Minister for Lands.

Dated 4 November 1997.

MICHAEL JEFFERY, Governor in Executive Council.

LB702*

SCHEDULE NO: A59/1997

ExCo No.: 1273

DOLA File: 70/1997

LAND ACQUISITION AND PUBLIC WORKS ACT 1902

NOTICE OF RESUMPTION OF LAND

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

The resumed land shall, by force of the Land Acquisition and Public Works Act 1902, 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: Regional Campus of Murdoch University at Rockingham.

Land District: Cockburn Sound

Plan/Diagram No. showing Land resumed: Diagram 92812 DOLA Ref:878/1995

Owner or Reputed Owner	Occupier or Reputed Occupier	Description of Land	Area (approx.)
Crown	vacant	That portion of Dowling Street (Road No. 16326) now shown as part of Rockingham Lot 1604 on Diagram 92812.	294m ²

Dated 11 November 1997.

DOUG SHAVE, Minister for Lands.

Dated 18 November 1997.

DAVID K. MALCOLM, Lieutenant-Governor
and deputy of the Governor in Executive Council.

LB801*

Schedule No. A55/1997
File No. 745/1996
Ex. Co. No. 1218

LOCAL GOVERNMENT ACT 1995
LAND ACQUISITION AND PUBLIC WORKS ACT 1902

LAND ACQUISITION
RIGHTS OF WAY—CITY OF PERTH

NOTICE is hereby given, and it is hereby declared, that the piece or parcel of land described in the Schedule hereto being in the Perth Town District has, 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 4th day of November 1997, been compulsorily taken and set apart for the purposes of the following public work, namely:—Rights of Way—City of Perth.

And further notice is hereby given that the said piece or parcel of land so taken and set apart is shown marked off on LTO Plan 2168 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 the City of Perth 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.)
Robert Walker	City of Perth by Notice of Entry	The Rights of Way on Plan 2168 adjacent to Lots 117 to 128 (inclusive) being part of the land contained in Certificate of Title Volume 26 Folio 389.	887m ²

Certified correct this 28th day of October 1997.

DOUG SHAVE, Minister for Lands.

Dated this 4th day of November 1997.

MICHAEL JEFFERY, Governor in Executive Council.

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995*SHIRE OF ALBANY*

LOCAL LAW NO. 2 OF 1997

STANDING ORDERS AMENDMENT (NO. 1)

In pursuance of the powers conferred upon it by the above mentioned Act and all other powers enabling it, the Council of the Shire of Albany hereby records having resolved on the 5th day of November, 1997, to make the following Local Law.

1. SHORT TITLE

This Local Law may be cited as Standing Orders Local Law Amendment (No. 1) 1997.

2. COMMENCEMENT

This Local Law comes into effect 14 days after the date of its publication in the *Government Gazette*.

3. CONTENT AND INTENT**3.1 Content**

This Local Law provides for the amendment of the Shire of Albany Standing Orders Local Law 1997 which provides the rules and guidelines applying to the conduct of meetings of Council and Committees of Council.

3.2 Intent

This Local Law is intended to result in—

- a. Amendments to the Shire of Albany Standing Orders Local Law 1997;
- b. better decision making by Council;
- c. the orderly conduct of meetings dealing with Council business;
- d. the community understanding the process of conducting meetings dealing with the business of Council; and
- e. the more efficient and effective use of time at meetings.

4. INTERPRETATIONS

The following interpretations should be used in this Standing Orders Local Law Amendment (No. 1) 1997, unless the context requires otherwise—

“**Act**” means the Local Government Act, 1995, and amendments and successors;

“**Clause**” means a clause of the Shire of Albany Standing Orders Local Law 1997;

“**Sub-clause**” means a sub-clause of the Shire of Albany Standing Orders Local Law 1997;

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

“**President**” means the President of the Council elected by the Council and in the absence of the President, includes the Deputy President and any Councillor chosen by the Council to preside at any meeting of the Council, in the manner prescribed in the Act;

“**meeting**” includes any ordinary or special meeting of the Council or any other meeting held in accordance with the Act and properly convened as the Act requires.

5. AMENDMENT TO THE SHIRE OF ALBANY STANDING ORDERS LOCAL LAW 1997.

The Shire of Albany Local Law No. 1 of 1997 Standing Orders published in the *Government Gazette* on 30th May, 1997 are hereby amended in the following manner—

1. In Sub-clause 6.7.4, where it reads “*Sub-clause 2.7.2*” substitute the words “*Subclause 6.7.2*”.
2. In Sub-clause 10.1.1, where it reads “*The public is admitted to the Council Chamber on the basis that no expression of dissent or approval, conversation or interruption to the business of the Council shall take place*” substitute the words “*The public is admitted to the Council Chamber on the basis that no interruption to the business of the Council shall take place*”
3. In Clause 11.3, where it reads “*Clause 7.2*” substitute the words “*Clause 11.2*”
4. In Clause 14.14, where it reads “*No motion which has the same specific intent*” substitute the words “*No motion which in the opinion of the President is substantially the same in substance or intent*”.
5. In Clause 15.1, where it reads “*When Council has given consideration to a matter put before it, and has adopted a formal resolution in relation to that matter, then it shall not be reported back to Council for reconsideration within a period of six (6) months, other than in the following circumstances -*” substitute the words “*When Council has given consideration to a specific proposal, and has adopted a resolution in relation to that proposal, then it shall not be reconsidered by the Council within a period of six (6) months, other than in one or more of the following circumstances -*”

6. In Sub-clause 17.7.3, where it reads "Clause 12.7.2" substitute the words "Sub-clause 17.7.2".
7. In Sub-clause 20.8.3, where it reads "Clause 12.9" substitute the words "Clause 20.3".
8. In Clause 21.6, where it reads "No motion or amendment shall be proposed which is the same in substance" substitute the words "No motion or amendment shall be proposed which in the opinion of the President is substantially the same in substance and intent".
9. In Clause 21.18, where it reads "Clause 12.1" Substitute the words "Clause 17.1", and where it reads "Clause 16.19" substitutes the words "Clause 21.19".
10. In Clause 23.2, where it reads "Clause 2" substitute the words "Clause 6".
11. In Clause 14.6, where it reads "Clause 7.1" substitute the words "Clause 11.1"

Dated this 18th day of November, 1997.

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

Dated 18/11/97.

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

LG401

DOG ACT 1976

Town of Kwinana

Appointment of Authorised Persons and Registration Officers

It is hereby notified for public information that the following persons have been appointed as authorised officers pursuant to the Dog Act 1976—

Authorised Persons—

Raymond Frederick Sousa
John William Whinney
Claire Ruth Waudby
Alison Wells
Graham Thomas Evans

Registration Officers—

Mariene Carol Green
Anne Elizabeth Anderton
Josephine Alice Wilson
Sandra Woolley
Paula Jane Collier
Maria Paparella
Bernadett Mary Schiele

All previous appointments are hereby cancelled.

R. K. SMILLIE, Chief Executive Officer.

LG402

LOCAL GOVERNMENT OF THE SHIRE OF DONNYBROOK/BALINGUP

Notice requiring payment of rates prior to revestment

The registered proprietors or owners in fee simple, or persons who are noted on the Certificate of Title to the land described in the third column of the Appendix to this notice, as having an interest in the land whether by way of encumbrance or otherwise.

Take notice that—

1. Default has been made in the payment to Council of the abovenamed local government of a rate charged on the piece of land described in the third column of the Appendix to this notice; and the default has continued in respect of the land for a period greater than three years;
2. The total amount owing to the Council in respect of rates and other amounts charged on the land is shown in the second column of the Appendix set opposite the description of that piece of land;

3. Payment of these amounts representing rates and associated costs is hereby required; and
4. An objection to the revestment may be lodged, within thirty days of the date of this notice, at the Shire Office, Bentley Street, Donnybrook; and
5. In default of payment, the land will be revested in the crown, in right of the State after the expiration of thirty days from the date of service of this notice.

Dated the 24th day of November 1997.

J. R. ATTWOOD, Chief Executive Officer.

Appendix

Names of registered proprietors/owners and also all other persons having an Estate/Interest in the land	Amount owing showing rates and any other amounts owing	Description of the land referred to
James Francis Kelly	\$711.00 Rates \$77.56 Interest \$788.56	Noggerup Town Lot 12, being being certificate of title volume 551 folio 37

LG403

DOG ACT 1976

Shire of Albany

It is hereby notified for public information that the following person has been appointed a Registration Officer under the provisions of the Dog Act, 1976 for the Municipality of the Shire of Albany—

Rachel Gillam

The appointments of Denise Maree Lenson, Nadine Patricia Wellington and Jill Lockyer are hereby cancelled.

R. P. GERAGHTY, Chief Executive Officer,
Shire of Albany,
P.O. Box 809,
Albany, W.A. 6331.

MINERALS AND ENERGY

MN401

MINING ACT 1978

NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Minerals and Energy,
Meekatharra.

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 provision of section 96 (1) (a) for breach of covenant, viz. non-payment of rent.

J. R. PACKINGTON, Warden.

To be heard in the Warden's Court, Meekatharra on Thursday 22nd January 1998.

MURCIIISON MINERAL FIELD

P51/2050—Balde Exploration Consultants Pty Ltd and Desmond James Hockley

PEAK HILL MINERAL FIELD

P52/842—John Herbert Emmott and Neville Robert Ryan

MN402

MINING ACT 1978

NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Minerals and Energy.

In accordance with Regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that the licences are liable to forfeiture under the provisions of section 96 (1) (a) the breach of covenant, viz. non-payment of rent.

A. BLOEMAN, Warden.

To be heard in the Warden's Court, Marble Bar on the 19th December 1997.

WEST PILBARA MINERAL FIELD

P47/1046—Hutton, James Daniel

P47/1049—Ryan, Neville Robert

MN403

MINING ACT 1978

NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Minerals and Energy,
Norseman.

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 provision of section 96 (1) (a) for breach of covenant, viz. non-payment of rent.

N. L. ROBERTS, Warden.

To be heard in the Warden's Court, Norseman on Tuesday, 6th January 1998.

DUNDAS MINERAL FIELD

L63/48—Australasian Gold Mines NL

P63/740—Australasian Gold Mines NL

P63/741—Australasian Gold Mines NL

P63/806—Australasian Gold Mines NL

P63/807—Australasian Gold Mines NL

MN404

MINING ACT 1978

NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Minerals and Energy,
Mt Magnet, 28th October 1997.

In accordance with Regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that the licences are liable to forfeiture under the provisions of section 96 (1) (a) for breach of covenant, viz. non-payment of rent.

J. PACKINGTON, Warden.

To be heard in the Warden's Court, Mt Magnet on the 16th December 1997.

EAST MURCHISON MINERAL FIELD

Black Range District

P57/852—Brewer, Gerald Victor

P57/853—Brewer, Gerald Victor

P57/854—Brewer, Gerald Victor

MURCHISON MINERAL FIELD

Cue District

P20/1685—Richmond, William Robert

Mt Magnet District

P58/929—Nichols, Steven Jeremy Troup; Victory Gold Mines NL
 L58/25—Cottingham, Robert

Yalgoo Mineral Field

P59/1409—Richmond, William Robert; Ruane, Michael

MN405**MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Minerals and Energy,
 Kalgoorlie WA 6430.

In accordance with Regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that the Prospecting Licences are liable to forfeiture under the provisions of section 96 (1) (a) for breach of covenant, viz. non-payment of rent.

K. M. BOOTHMAN (SM), Warden.

To be heard in the Warden's Court, Kalgoorlie on the 9 January 1998.

BROAD ARROW MINERAL FIELD

P24/03529—Jaurdie Pty Ltd
 P24/02667—Vigen Pty Ltd
 P24/03209—Strathmerton Pty Ltd
 P24/02679—AMX Resources NL

EAST COOLGARDIE MINERAL FIELD

P25/01098—WMC Resources Ltd
 P25/01461—Manson, James Karl
 P25/01119—WMC Resources Ltd
 P26/02144—Homestake Gold of Australia Ltd; Kalgoorlie Lake View Pty Ltd
 P26/02420—Merritt Mining NL
 P26/02606—Belkner, Gunter Richard; Belkner, Meryl Elizabeth; Belkner, Ursula Diana
 P26/02656—Broadmeadow Pty Ltd

NORTH EAST COOLGARDIE MINERAL FIELD

P28/00911—Powell, Catherine Anne
 P28/00912—Powell, Catherine Anne

NORTH COOLGARDIE MINERAL FIELD

P29/01251—Hodges, Rodney Charles
 P29/01443—Manson, James Karl

MN406**MINING ACT 1978****NOTICE OF VARIATION OF INSTRUMENT OF EXEMPTION OF LAND**

Pursuant to section 19 (1) (b) of the Mining Act 1978, I hereby vary the exemption relating to the Instrument of Exemption of Land dated 10 July 1995 and published in the *Government Gazette* dated 21 July 1995, page 3103 by cancelling that portion of the exemption affecting the land described in the Schedule hereunder.

Schedule

Mineral Field: East Coolgardie

Locality: Bulong

Starting at the North West corner (Australian Map Grid Co-ordinates 6593686.511 North, 377203.81 East—Zone 51).

Thence 4786m @ 90°

Thence 3688m @ 180°

Thence 1595m @ 270°

Thence 1848m @ 0°

Thence 3190m @ 270°

Thence 1840m @ 0° Back to starting point.

Area: 1174.7912 hectares

Dated at Perth this 17th day of November 1997.

NORMAN MOORE, Minister for Mines.

MN407**MINING ACT 1978****NOTICE OF CANCELLATION OF EXEMPTION OF CROWN LAND**

Pursuant to section 19 (1) (b) of the Mining Act 1978 I hereby cancel the Exemption published at page 1589 in the *Government Gazette* on 21 March 1997 and described hereunder—

Yilgarn Mineral Field
Locality: Kims Bore

Primary Number	Schedule	Graticular Block
Perth: 1430:		u, z
1431:		l, q, v
1502:		e, k, p
1503:		a, f, l

Dated this 17th day of November 1997.

NORMAN MOORE, Minister for Mines.

MN408**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 Lease is forfeited for breach of covenant, viz; non-compliance with expenditure conditions with prior right of application being granted to the plaintiffs under section 100 (2).

NORMAN MOORE, Minister for Mines.

MURCHISON MINERAL FIELD

Mining Lease 21/50—Bellia, Antoine; Di Nunzio, Philip Liberato

MN409**MINING ACT 1978**

Department of Minerals and Energy,
Perth WA 6000.

I hereby declare in accordance with the provisions of section 97 (1) of the Mining Act 1978 that the undermentioned mining tenement is forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions.

NORMAN MOORE, Minister for Mines.

Number

Holder

Mineral Field

GOLD MINING LEASE

74/292

Hall, Joseph James

Phillips River

MN410**MINING ACT 1978**

Department of Minerals and Energy,
Perth WA 6000.

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

NORMAN MOORE, Minister for Mines.

Number	Holder	Mineral Field
EXPLORATION LICENCES		
08/716	Duda Pty Ltd; Shemmessian, Mihran	Ashburton
47/776	Opaltrend Nominees Pty Ltd	West Pilbara
53/515	Morgan, Andrew James Hugh; Rowles Pty Ltd	East Murchison
53/634	Madigan, Michael	East Murchison
53/635	Madigan, Michael	East Murchison
53/637	Madigan, Michael	East Murchison
70/1601	CSR Ltd	South West
70/1613	Melvin, Leslie; Ryding, Robert Sinclair	South West
MINING LEASES		
37/446	John L Rowe Consultants Pty Ltd	Mt Margaret
59/194	McMurdo, Raymond Vincent	Yalgoo

MN411**MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

In accordance with Regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that the licences are liable to forfeiture under the provisions of section 96 (1) (a) for breach of covenant, viz. non-payment of rent.

C. ROBERTS, Warden.

To be heard in the Warden's Court, Kununurra on the 14th January 1998.

KIMBERLEY MINERAL FIELD**Prospecting Licences**

80/1215—Carter, Barry William
 80/1317—Pinnacle Nominees P/L
 80/1303—Whirligig Pty Ltd
 80/1304—Whirligig Pty Ltd
 80/1305—Whirligig Pty Ltd
 80/1306—Whirligig Pty Ltd
 80/1307—Whirligig Pty Ltd

PARLIAMENT

PA401***PARLIAMENT OF WESTERN AUSTRALIA****Bills Assented To**

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

Short Title of Bill	Date of Assent	Act No
Western Australian Coastal Shipping Commission Amendment Bill 1997	19 November 1997	35 of 1997
Loan Bill 1997	19 November 1997	36 of 1997
Grain Marketing Amendment Bill 1997	19 November 1997	37 of 1997
Reserves Bill 1997	19 November 1997	38 of 1997

L. B. MARQUET, Clerk of the Parliaments.

November 24, 1997

PLANNING

PD401**TOWN PLANNING AND DEVELOPMENT ACT 1928****ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT****SHIRE OF DANDARAGAN****TOWN PLANNING SCHEME NO. 6—AMENDMENT NO. 14**

Ref: 853/3/6/7, Pt. 14.

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 Dandaragan Town Planning Scheme Amendment on November 12, 1997 for the purpose of—

1. Adding "Rural Development Zone" to Clause 2.1.1 of the scheme text.
2. Adding the following clause to the scheme text—
"2.7 Subdivision and development within the Rural Development Zone should generally be in accordance with the relevant Development Guide Plan and the provisions pertaining therewith as detailed in Appendix 7 of the Scheme.
The purpose of Rural Development Zone is to guide and manage subdivision and development of Rural properties where there is a range of potential uses and physical capabilities."
3. Adding "Rural Development Zone" to Clause 2.2.2 to the Zoning and Development Table;
4. Adding "Rural Development Zone" to the scheme maps; ,
5. Amending the scheme maps to rezone Victoria Location 10751 from "Rural" to "Rural Development"; and,
6. Adding Appendix 7 to the scheme text and including the following;

DEVELOPMENT GUIDE PLAN NO. 1**General**

The use and development of land within the Rural Development Zone encompassing that land currently or previously within Victoria Location 10751 shall be in accordance with the provisions of this development plan.

Notwithstanding the above the Council may recommend a variation to the Development Guide Plan but substantial modifications shall be deemed to be contrary to the scheme.

Development shall accord with the specified development criteria, however, Council shall generally be guided by the Statement of intent and relevant Precinct Policy Statements.

Statement of Intent

The objective of Development Guide Plan No. 1 is to guide subdivision and development in a manner which will maximise economic output of the land, facilitate a range of rural residential opportunities and other tourist and recreational uses but at all times having due regard for the relative capabilities of the land.

Development Criteria

The following subdivision and development criteria shall be applied to all land within Development Guide Plan No. 1.

1.0 LOCATION OF BUILDINGS AND STRUCTURES

1.1 All buildings in precinct 4 shall be located within a building envelope not exceeding 2000m² and in precincts 3 and 5 within a building envelope not exceeding 4000m². The location of building envelopes shall be determined on site by the landowner in conjunction with Council with the intention of protecting significant remnant vegetation, reducing the risk of soil erosion, and minimising the external and internal visual impact of dwellings, outbuildings and access arrangements.

1.2 All building envelopes and development on any lot shall be setback a minimum of 30 metres from front lot boundaries, 50 metres from rear lot boundaries and 15 metres from side lot boundaries.

1.3 Not more than one dwelling house may be constructed on any lot and all buildings shall be located within the designated building envelope as shown on the approved plan of building envelopes.

2.0 BUILDING DESIGN AND COLOUR

2.1 Buildings shall be designed and constructed of materials which allow them to blend into the landscape of the site. No materials or colours shall be used which the Council considers will have an undue impact on the visual amenity of the adjoining sites or the surrounding locality.

2.2 Dwellings and all ancillary buildings shall be restricted to a height of two storeys. However, the height of any building shall not exceed 7.5 metres which is measured vertically from the natural ground level.

2.3 The use of fibro cement, metal sheeting or wooden picket for boundary fencing will not be permitted. If fencing is utilised, it shall be of rural construction such as open post and rail or post and wire, to the satisfaction of Council.

3.0 VEGETATION AND REVEGETATION

3.1 If the Council considers a lot within the area requires tree cover improvement it may require the owner of the lot as a condition of development approval, to undertake a tree planting programme to its specifications. It may also require the owner to maintain these trees.

3.2 No clearing of trees or vegetation shall occur without the approval of Council, and where appropriate, Agriculture Western Australia, except for—

- (a) clearing to comply with the requirements of the Bush Fires Act 1954 (as amended);
- (b) clearing as may reasonably be required to construct an approved building and curtilage, including fences and on-site effluent disposal systems;
- (c) clearing to gain vehicular access to an approved development on the land;
- (d) trees which are dead, diseased or in a dangerous condition;
- (e) clearing required to establish and maintain a low fuel buffer.

3.3 Fences shall be erected to protect tree and other remnant vegetation by grazing livestock where required. Council may request the Commission to impose a condition at the time of subdivision for the fencing of remnant vegetation and revegetation areas.

4.0 EFFLUENT DISPOSAL

4.1 The disposal of liquid and/or solid wastes on the lots shall be carried out by way of an effluent system approved by the Council and the Health Department of Western Australia. Systems shall be designed and located to minimise nutrient export and/or release into any waterway or groundwater. Effluent disposal areas for development utilising conventional effluent disposal systems shall be setback a minimum of 100 metres from a natural permanent water course, water body or existing drain, and situated 2 metres above the highest known ground water level.

4.2 Council shall require the use of amended soil type effluent disposal systems, such as ECOMAX, Biocycle, Aquarius or other similar approved ATU Systems acceptable to the Health Department of Western Australia, in the following situations—

- where a 100 metre setback from a water course, water body or existing drain cannot be achieved;
- where soil conditions are not conducive to the retention of nutrients; and
- in low lying areas.

Separation from waterways and ground water shall be determined by Council in accordance with the Health Department of Western Australia and Department of Environmental Protection guidelines.

5.0 KEEPING OF STOCK

5.1 The keeping and rearing of livestock shall not be permitted in precincts 4 and 5 except for domestic purposes and in such case shall not exceed one horse or one cow or two sheep, and shall be restricted to an appropriate yard area within the building envelope.

5.2 Stock may be permitted in precincts 1, 2 & 3 to a maximum of 5 dry sheep equivalent (DSE) as defined by Agriculture Western Australia. Animal numbers shall not exceed the stocking rates recommended by Agriculture Western Australia in accordance with the pasture type.

5.3 The keeping of stock shall not result in the removal or damage of vegetation and trees or result in soil degradation and dust nuisance. Where in the opinion of Council and Agriculture Western Australia the continued presence of animals on any portion of land is likely to contribute, or is contributing to soil degradation, dust nuisance or significant additional nutrient application, notice may be served on the owner of the land, requiring immediate removal of those animals specified in the notice.

5.4 Where notice has been served on a landowner in accordance with this Clause the Council may also require the land to be rehabilitated to its satisfaction within three (3) months of serving the notice. In the event that such action is not undertaken, Council may carry out such works as are deemed necessary, with all costs being borne by the landowner.

6.0 BUSHFIRE MANAGEMENT & CONTROL

6.1 Council may request the Commission to impose a condition at the time of subdivision for the construction of strategic firebreaks to the satisfaction of the Council and the Bush Fires Board.

6.2 Strategic firebreaks shall be designed and constructed so as to avoid erosion impacts and to a standard suitable for all year access by heavy duty fire appliances and two wheel drive vehicles.

6.3 Low fuel buffers, at least 20 metres wide shall be established and maintained around each building.

6.4 Council may request the Commission to impose a condition at the time of subdivision for fire suppression and prevention measures and equipment to be provided in the locality. Council will facilitate discussions between the subdivider and the Bush Fires Board regarding such requirements.

6.5 The subdivider shall make arrangements to the satisfaction of Council to ensure prospective purchasers, in the transfer of lots, are made aware of the fire management guidelines of the Home owners Bushfire Survival Manual and the Australian Standard 3959-1991 Construction of Buildings in Bushfire Prone Areas.

7.0 WATER SUPPLY PROVISIONS

7.1 The subdivider shall make arrangements satisfactory to the Council to ensure that prospective purchasers of the lots are advised that no reticulated water supply can be provided by the Water Corporation and that the land is located within the Jurien Groundwater Groundwater area and that licensing of underground water usage applies in the area.

7.2 Each dwelling shall be provided with a supply of potable water comprising of not less than 120,000 litres of storage directly connected to the necessary roof catchment area to provide this supply.

8.0 ROAD UPGRADING, ACCESS AND DESIGN

8.1 Council may request the Commission to impose at the time of subdivision requirements for the upgrading of Canover Road.

9.0 NOTIFICATION OF PROSPECTIVE OWNERS

9.1 Provision shall be made to Council's satisfaction to ensure prospective purchasers of land within the area covered by Development Plan No. 1 are given a copy of these special provisions prior to entering into an agreement to acquire any property.

10.0 PROTECTION OF LANDSCAPE ELEMENTS

10.1 When subdividing the land the subdivider will be required to ensure that landscape values are not compromised in areas which are clearly visible from Hill River, the coastline and adjoining roads. This may entail—

- retaining remnant vegetation;
- providing larger lot sizes in sensitive areas;
- locating buildings away from ridge-tops;
- ensuring building design, materials and colour, complement surrounding landscape elements.

Precinct 1

Precinct Policy Statement

The objective for Precinct 1 is to achieve economic output by encouraging the use of small areas of cleared land available for land based agricultural use and, in the absence of such areas, attempting to diversify into non-land based agricultural or recreational uses.

Development Criteria

The following subdivision and development criteria shall apply to those lots within Precinct 1 only.

- (a) The minimum lot size within this precinct should be no less than 40ha.
- (b) Stocking of lots within this precinct will only be allowed up to a maximum of 5 dry sheep equivalent (DSE) as defined by the Department of Agriculture of Western Australia, for the quantity of cleared pasture available.
- (c) The following uses may be permitted subject to the explanation of symbols in Clause 2.2.2. of the scheme.

— Dog Kennel	-	“PS”
— Dwelling—Single Housing	-	“P”
— Industry Rural	-	“PS”
— Market Garden	-	“PS”
— Private Recreation	-	“PS”
— Retail Nursery	-	“PS”
— Rural Pursuit	-	“PS”

Precinct 2

Precinct Policy Statement

The objective for Precinct 2 is to achieve economic output by encouraging the use of small areas of cleared land available for land based agricultural use and, in the absence of such areas, attempting to diversify into non-land based agricultural or recreational uses.

Development Criteria

The following subdivision and development criteria shall apply to those lots within Precinct 2 only.

- (a) The minimum lot size within this precinct should be no less than 10.0ha.
- (b) Stocking of lots within this precinct will only be allowed up to a maximum of 5 dry sheep equivalent (DSE) as defined by the Department of Agriculture of Western Australia, for the quantity of cleared pasture available.
- (c) The following uses may be permitted subject to explanation of symbols in Clause 2.2.2 of the Scheme.

— Dog Kennel	-	“PS”
— Dwelling—Single House	-	“P”
— Industry Rural	-	“PS”
— Market Garden	-	“PS”
— Private Recreation	-	“PS”
— Retail Nursery	-	“PS”
— Rural Pursuit	-	“PS”

Precinct 3

Precinct Policy Statement

The objective for Precinct 3 is to facilitate the pursuit of agricultural activities, in particular, horticultural based uses.

Development Criteria

The following subdivision and development criteria shall apply to those lots within Precinct 3 only.

- (a) The minimum lot size within this Precinct should be no less than 4.0ha. Subdivision within this precinct shall be such as to ensure that each lot is provided with a minimum gross farming area of 4.0ha.
- (b) Stocking of lots within this precinct will only be allowed up to a maximum of 5 dry sheep equivalent (DSE) as defined by the Department of Agriculture of Western Australia, for the quantity of cleared pasture available.

- (c) The following uses may be permitted subject to the explanation of symbols given in Clause 2.2.2.

— Market Gardening	-	“PS”
— Dwelling—Single Housing	-	“P”
— Retail Nursery	-	“PS”
— Rural Pursuit	-	“PS”

Precinct 4

Precinct Policy Statement

The objective for Precinct 4 is to facilitate Rural Residential development and provide an alternative form of housing to that provided within the Jurien townsite.

Development Criteria

The following subdivision and development criteria shall apply to those lots within Precinct 4 only.

- (a) The minimum lot size within this precinct should be no less than 2.0ha.
- (b) Stocking of lots will only be permitted with the approval of Council and will generally require the applicant to demonstrate an appropriate source of imported feed and the restriction of stock to an appropriate yard area.
- (c) Development within this precinct shall only occur within the building envelope as designated on the approved Plan of Subdivision.
- (d) The following uses may be permitted subject to explanation of symbols in Clause 2.2.2.
- | | | |
|---------------------------|---|------|
| — Dwelling—Single Housing | - | “P” |
| — Home Occupation | - | “PS” |
| — Stable | - | “PS” |

Precinct 5

Precinct Policy Statement

The objective for Precinct 5 is to facilitate an alternative rural residential lifestyle to that offered in Precinct 4 and capitalise on the tourist and recreational development opportunities.

Development Criteria

The following subdivision and development criteria shall apply to those lots within Precinct 5 only.

- (a) The minimum lot size within this precinct should be no less than 10.0ha.
- (b) Stocking of lots will only be permitted with the approval of Council and will generally require the applicant to demonstrate an appropriate source of imported feed and the restriction of stock to an appropriate yard area.
- (c) Development within this precinct shall only occur within the building envelope as designated on the approved Plan of Subdivision.
- (d) The following uses may be permitted subject to explanation given in Clause 2.2.2.
- | | | |
|----------------------------------|---|------|
| — Cabins or Chalets | - | “PS” |
| — Dwelling—Single Housing | - | “P” |
| — Health Centre | - | “PS” |
| — Home Occupation | - | “PS” |
| — Lodging House or Hostel | - | “PS” |
| — Private Recreation | - | “PS” |
| — Public Recreation | - | “PS” |
| — Stable | - | “PS” |
| — Veterinary Clinic and Hospital | - | “PS” |

G. SNOOK, President.
B. J. GOLDING, Chief Executive Officer.

PD402

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF BAYSWATER

TOWN PLANNING SCHEME No. 21—AMENDMENT No. 67

Ref: 853/2/14/25, Pt. 67.

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 Bayswater Town Planning Scheme Amendment on November 22, 1997 for the purpose of—

1. Rezoning Lot 50 Walter Road West, corner Old Collier Road, Morley from “Hotel” to “Business”.
2. Rezoning Portion of Lot 210 Collier Road, Morley from “Service Station” to “Business”.

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

PD403

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF COCKBURN

TOWN PLANNING SCHEME No. 2—AMENDMENT No. 166

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

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 Cockburn Town Planning Scheme Amendment on November 22, 1997 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".

J. P. GRLJUSICH, Mayor.
R. W. BROWN, Chief Executive Officer.

PD404

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF GOSNELLS

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 468

Ref: 853/2/25/1, Pt. 468.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Gosnells Town Planning Scheme Amendment on November 22, 1997 for the purpose of—

1. Rezoning Lot 15, corner of Nicholson and Spencer Roads, Langford from "Service Station" to "Special Use Zone—Drive-Through Fast Food/Restaurant".
2. Amend Table 2 of the City of Gosnells Town Planning Scheme No. 1 to include the following—

Column 1	Column 2
39 Special Use-Drive-Through Fast Food/Restaurant	Blue with Black Letter "R"
3. Amending the Scheme Maps accordingly.

N. J. SMITH, Mayor.
S. HOLTBY, Chief Executive Officer.

PD405*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF ROCKINGHAM

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 286

Ref: 853/2/28/1, Pt 286.

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 Rockingham Town Planning Scheme Amendment on November 11, 1997 for the purpose of—

1. adding Clause 5.20 (xxxvii) to read as follows:
"Lot 127 Fletcher Road, Karnup for no purpose other than 'homestay accommodation' (not exceeding 15 bedrooms) or for the uses permitted in the subject Special Rural Zone under the Scheme."
2. inserting the following definition into Clause 1.12:
"'homestay accommodation' means building/s used for the short term accommodation of tourists and holiday makers and includes other buildings for the amenity of the residents, but does not include a Hotel or Motel."

C. S. ELLIOTT, Mayor.
J. GREEN, A/Chief Executive Officer.

PD406

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF SOUTH PERTH

TOWN PLANNING SCHEME No. 5—AMENDMENT No. 100

Ref: 853/2/11/7, Pt. 100.

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 South Perth Town Planning Scheme Amendment on November 22, 1997 for the purpose of—

1. Schedule C is amended by adding immediately after Item No. 98 a new Item No. 99 and by inserting in the respective columns specified below, immediately opposite that Item the following words and figures—

ITEM NO.	PARTICULARS OF LAND			LOCATION NO.	ADDED USE CLASS PERMITTED	MAXIMUM PLOT RATIO	DEVELOPMENT REQUIREMENTS REQUIREMENTS OTHER THAN PLOT RATIO
	STREET NAME	STREET NO.	LOT NO.				
99	LEY STREET	56	409	CANNING 37	SALE OF SHEET MUSIC AND ACOUSTIC CLASSICAL INSTRUMENTS, SALE OF BOOKS, EATING HOUSE, CONTROLLED USE OFFICES AND PROFESSIONAL OFFICES	0.4	MINIMUM NUMBER OF CAR PARKING SPACES: REFER TO TABLE NO. 5 OTHER REQUIREMENTS: REFER TO CLAUSE 50

2. Amending the Scheme Map accordingly.

J. E. HARDWICK, Mayor.
L. L. METCALF, Chief Executive Officer.

PD407

TOWN PLANNING AND DEVELOPMENT ACT 1928
TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION
SHIRE OF ALBANY

TOWN PLANNING SCHEME No. 3—AMENDMENT No. 170

Ref: 853/5/4/5, Pt 170.

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

- i) rezoning Location 80 McGonnell Road, McKail from the Rural zone to the Residential zone and Parks and Recreation (non restricted) reserve; and
- ii) the Scheme Maps are hereby amended accordingly.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Mercer Road, Albany and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including January 9, 1998.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before January 9, 1998.

This Amendment is being advertised for public inspection to provide an opportunity for comment. Advertising of this Amendment should not prejudice the Albany Ring Road Planning Study presently being undertaken by Main Roads Western Australia. Prior to final approval, this Amendment may need to be modified to reflect the outcome of this study. It should not be construed that this amendment will be granted final.

R GERAGHTY, Chief Executive Officer.

PD408*

TOWN PLANNING AND DEVELOPMENT ACT 1928
TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION
SHIRE OF DARDANUP

TOWN PLANNING SCHEME No. 3—AMENDMENT No. 83

Ref: 853/6/9/6, Pt 83.

Notice is hereby given that the local government of the Shire of Dardanup has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 1 of Collic Agricultural Area Lot 39 from "General Farming" to "General Industry".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Little Street, Dardanup 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 January 9, 1998.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before January 9, 1998.

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. CHESTER, Chief Executive Officer.

PD409*

TOWN PLANNING AND DEVELOPMENT ACT 1928

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

SHIRE OF NANNUP

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 20

Ref: 853/6/17/1, Pt 20.

Notice is hereby given that the local government of the Shire of Nannup has prepared the abovementioned scheme amendment for the purpose of deleting existing Clause 3.4.2(b) of the Scheme Text and replacing it with a new Clause 3.4.2(b).

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Adam Street, Nannup 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 January 9, 1998.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before January 9, 1998.

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 McCLYMONT, Chief Executive Officer.

PD410*

TOWN PLANNING AND DEVELOPMENT ACT 1928

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

SHIRE OF SWAN

TOWN PLANNING SCHEME No. 9—AMENDMENT No. 303

Ref: 853/2/21/10, Pt 303.

Notice is hereby given that the local government of the Shire of Swan has prepared the abovementioned scheme amendment for the purpose of including Restaurant as an additional "P" use on Lot 35 Haddrill Road Baskerville in "Appendix 6B—Additional or Restricted Uses".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Corner Great Northern Highway and Bishop Road 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 January 9, 1998.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before January 9, 1998.

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.

E. W. T. LUMSDEN, Chief Executive Officer.

PD411*

TOWN PLANNING AND DEVELOPMENT ACT 1928
TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION
SHIRE OF WANDERING
TOWN PLANNING SCHEME No. 2—AMENDMENT No. 2

Ref: 853/4/29/2, Pt 2.

Notice is hereby given that the local government of the Shire of Wandering has prepared the abovementioned scheme amendment for the purpose of rezoning Avon Locations 25878, 23756, 17695 and 23746 Moramocking Road, Wandering from Farming to Rural-Residential.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Watts Street, Wandering 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 January 9, 1998.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before January 9, 1998.

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. G. OLIVER, Chief Executive Officer.

PD412*

TOWN PLANNING AND DEVELOPMENT ACT 1928
TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION
TOWN OF CLAREMONT
TOWN PLANNING SCHEME No. 3—AMENDMENT No. 62

Ref: 853/2/2/3, Pt 62.

Notice is hereby given that the local government of the Town of Claremont has prepared the abovementioned scheme amendment for the purpose of inserting a new sub clause immediately after sub clause 51(2) as follows—

- (3) Notwithstanding the provision of sub clause (1) and (2) above, Council shall not approve of a building to be located within 3m of the Metropolitan Region Scheme Parks and Recreation Reservation boundary, other than a swimming pool or a fence.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Stirling Highway, Claremont 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 January 9, 1998.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before January 9, 1998.

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. J. STEWART, Chief Executive Officer.

PD413*

TOWN PLANNING AND DEVELOPMENT ACT 1928
TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION
TOWN OF EAST FREMANTLE
TOWN PLANNING SCHEME No. 2—AMENDMENT No. 35

Ref: 853/2/4/2, Pt 35.

Notice is hereby given that the local government of the Town of East Fremantle has prepared the abovementioned scheme amendment for the purpose of creating a new Policy Area (Area 10) and to modify the Development Table and Scheme Map to rezone the designated lot from Residential Area 3 and Additional Use Service Station to Residential Zone—Area 10.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Canning Highway, East Fremantle 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 January 2, 1998.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before January 2, 1998.

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

L. VICARY, Chief Executive Officer.

PD414*

WESTERN AUSTRALIAN PLANNING COMMISSION ACT 1985
NOTICE OF DELEGATION
OF DEVELOPMENT CONTROL POWERS
UNDER THE METROPOLITAN REGION SCHEME
TO LOCAL GOVERNMENT

File: 970-1-1-3.

Notice is hereby given that the Western Australian Planning Commission (*the Commission*) acting pursuant to the provisions of section 20 of the Western Australian Planning Commission Act 1985 has resolved to cancel delegations and to delegate its powers and functions with respect to the Metropolitan Region Scheme (*the MRS*) as set out in this notice.

1. Cancellation of Delegation

The delegation enacted by notice published in the *Government Gazette* on 2 December 1992, the corrigendum published in the *Government Gazette* on 18 December 1992, and amendments to delegation published in the *Government Gazette* on 25 May 1993 and 29 November 1994, relating to the determination of applications for approval to commence development by local governments, are hereby cancelled.

2. Notice of Delegation

The Commission has resolved, subject to the exceptions set out below and to conditions set out in Schedule 1 of this notice, to delegate to local governments and to members or officers thereof, its function as responsible authority in respect of the determination, in accordance with Part IV of the MRS, of applications for approval to commence and carry out development within respective local government districts—

- (a) on land zoned under Part III of the MRS—
 - (i) except where the land is subject to a resolution under Clause 32 of the MRS; or
 - (ii) except where the land is subject to the declaration of a planning control area under section 35C of the Metropolitan Region Town Planning Scheme Act 1959; or
 - (iii) except where that land is partly within the management area within the meaning of the Swan River Trust Act 1988 or is outside the management area but abuts waters within the management area; or
 - (iv) except where the Local government is of the opinion that the application should be determined by the Commission on the grounds that the proposal is of State or regional importance or is in the public interest, or
 - (v) except to the extent necessary to give effect to the provisions of clauses 3, 4, and 5 of this notice.
- (b) on land reserved or partly reserved under Part II of the MRS for the purposes of a highway or road to the extent necessary to give effect to the provisions of clause 3 of this notice.

3. Development On or Abutting Regional Road Reservations

[This clause relates to all regional road reservations in the MRS as amended from time to time. Western Australian Planning Commission plans SP 693 and SP 694 show the current regional roads under the responsibility of Main Roads WA (Plan SP 693) and the Commission (Plan SP 694). Plans SP 693 and SP 694 categorise the regional roads as—

Category 1—frontage access is not allowed (control of access).

Category 2—frontage access may be allowed subject to approval.

Category 3—road reservation not accurately defined or under review.

The regional road network changes from time to time with amendments to the MRS and the Ministry for Planning should be contacted with regard to new additions to the regional road network to ascertain the category and whether Main Roads WA or the Commission has responsibility.

The Ministry for Planning will provide local governments with comments and recommendations on applications for development on or abutting regional road reservations for which the Commission is responsible. Main Roads WA will provide local governments with comments and recommendations on applications for development on or abutting regional road reservations for which it is the responsible authority.

Copies of plans SP 693 and SP 694 are available from the office of the Commission, Albert Facey House, 469 Wellington Street, Perth.]

- (a) Category 1 and 2 roads

The following applications for development on land on or abutting regional road reservations classified as Category 1 or 2 shall be referred to Main Roads WA or the Ministry for Planning, as applicable, for comment and recommendation before being determined by the local government—

In respect of Category 1 roads

- applications for development, including earthworks and drainage, which encroaches upon the road reservation;
- applications which involve direct access between the subject land and the road reservation;
- applications with potential for a significant increase in traffic using any access, either directly or indirectly, onto the road reservation.

In respect of Category 2 roads

- applications for development, including earthworks and drainage, which encroaches upon the road reservation;
- applications which involve additional, relocated or new access between the subject land and the road reservation;
- applications with potential for a significant increase in traffic using any access, either directly or indirectly, onto the road reservation;
- applications which propose retention of an existing access between the subject land and the road reservation, where there is an alternative access to a local road;

Exceptions in respect of Category 1 and 2 roads:

Referral is not required where—

- (i) the local government first decides to refuse an application under the MRS; or
- (ii) the application is for a residential development of less than five dwellings without any development encroachment upon the road reservation; or
- (iii) the application is for an ancillary and incidental addition or modification to an existing authorised development which does not encroach upon the road reservation.

(b) Category 3 roads

All applications for development on land on or abutting regional road reservations classified as Category 3 shall be referred to Main Roads WA or the Ministry for Planning, as applicable, for comment and recommendation before being determined by the local government.

Exception:

Referral is not required where the local government first decides to refuse an application under the MRS.

The Ministry for Planning or Main Roads WA, as applicable, shall provide comment and recommendations, if any, within 30 days of receipt of the application. If no comment or recommendation is received within that 30 day period the local government may determine the application on the available information. Where a recommendation provided by the Ministry for Planning or Main Roads WA is not acceptable to the local government, the application shall be forwarded immediately to the Commission for its determination.

In determining applications under this delegation, local governments shall have regard for the Commission's Policy No. 5.1 "Regional Roads (Vehicular Access)".

4. Development Abutting Swan River Trust Management Area

Any application for development on land that is outside the management area but abutting land that is in the management area, or in the opinion of the local government is likely to affect waters in the management area, shall be referred to the Swan River Trust for comment and recommendation.

The Swan River Trust shall provide its comment and recommendation, if any, within 30 days of receipt of the application. If no comment or recommendation is received within that 30 day period the local government may determine the application on the available information. Where a recommendation provided by the Swan River Trust is not acceptable to the local government, the application shall be forwarded immediately to the Commission for its determination.

5. Development Abutting Other Reservations

Applications for development on land abutting land reserved in the MRS for purposes other than regional roads or Parks and Recreation (where the reservation corresponds with the Swan River Trust management area and is covered by clause 4 of this notice) shall be referred to the public authority responsible for that reserved land for comment and recommendation. In the case of land reserved for the purpose of Parks and Recreation which is not vested or owned by another public authority, the application shall be referred to the Ministry for Planning.

The Ministry for Planning or the public authority, as the case may be, shall provide comment and recommendation, if any, within 30 days of receipt of the application. If no comment or recommendation is received within that 30 day period the local government may determine the application on the available information. Where a recommendation provided by the relevant public authority is not acceptable to the local government, the application shall be forwarded immediately to the Commission for its determination.

Schedule 1

For the purpose of this notice, the powers delegated to a member or officer of a local government may only be exercised by a member or officer who has been delegated power from Council to consider and determine applications for approval to commence and carry out development within the local government district under the local government town planning scheme.

Interpretations

For the purposes of this notice the following terms have the meanings assigned to them—

"access" means both entry and exit from either a road or abutting development by a vehicle.

"local government" means a local government within the area covered by Scheme.

"local road" means a road other than a private road or a road subject of reservation under Part II of the MRS.

“regional road” means any road designated under the Scheme as follows—

- (a) land coloured red in the Scheme Map—Controlled Access Highway;
- (b) land coloured light red in the Scheme Map—Other Major Highway; and
- (c) land coloured dark blue in the Scheme Map—Important Regional Road.

“reserved land” means land reserved under Part II of the MRS.

“road reservation” means a reservation under Part II of the MRS, for the purposes of a highway or road.

PETER MELBIN, Secretary,
Western Australian Planning Commission.

PD415*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
METROPOLITAN REGION SCHEME
NOTICE OF RESOLUTION
CLAUSE 32 (No 52)
DEVELOPMENT IN THE ‘RURAL’ ZONE

File: 810-2-1-1; 810-2-1-4.

The Western Australian Planning Commission (the Commission) has resolved in accordance with the provisions of clause 32 of the Metropolitan Region Scheme (MRS) to require local governments in the area covered by the MRS to refer for determination by the Commission the following classes of applications made under clause 28 of the MRS for approval to commence and carry out development on land in the Rural zone in the MRS—

- (a) extractive industry—all applications;
- (b) poultry farms—all applications for new poultry farms or for any extension or addition in excess of 100 m² to the improvements of an existing poultry farm; and
- (c) any other use which in the opinion of the local government or the Commission may not be consistent with the Rural zone.

PETER MELBIN, Secretary,
Western Australian Planning Commission.

PD416*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
METROPOLITAN REGION SCHEME
NOTICE OF RESOLUTION
CLAUSE 32 (No 53)
DEVELOPMENT OF METROPOLITAN CENTRES

File: 810-2-1-1; 810-2-1-6.

The Western Australian Planning Commission (the Commission) acting pursuant to clause 32 of the Metropolitan Region Scheme (MRS) has resolved to—

- (a) require local governments in the area covered by the MRS to refer for determination by the Commission applications under clause 28 of the MRS for approval to commence and carry out development relating to a building or extensions to a building proposed to be used for shopping purposes, in the case of—
 - (i) regional centre developments, where approval would result in a net increase in the shopping floorspace of the centre of more than 5,000 m² net lettable area over that which has previously been approved by the Commission, unless the proposal accords with an approved centre plan or local commercial strategy which has been endorsed by the Commission;
 - (ii) district centre developments, where approval of the proposal would result in the shopping floorspace of the centre exceeding 20,000 m² net lettable area, unless the proposal accords with an approved local commercial strategy which has been endorsed by the Commission;
 - (iii) neighbourhood and local centre developments, where approval of the proposal would result in the shopping floorspace of the centre exceeding 5,000 m² net lettable area, unless the proposal accords with an approved commercial strategy which has been endorsed by the Commission.

- (b) declare that for the purposes of this requirement—

“district centre” means a centre listed as such in the Metropolitan Centres Policy or any local commercial strategy which has been endorsed by the Commission.

“Metropolitan Centres Policy” means the Metropolitan Centres Policy adopted by the Commission on 12 May 1991 together with any amendments and alterations thereto as may be published from time to time.

“neighbourhood centre” and “local centre” mean centres described as such in the Metropolitan Centres Policy or any local commercial strategy which has been endorsed by the Commission.

“net lettable area” means the area of all floors confined within the internal finished surfaces of permanent walls but excluding the following areas—

- (a) all stairs, toilets, cleaners cupboards, lift shafts and motor rooms, escalators, tea rooms and plant rooms, and other service areas;
- (b) lobbies between lifts facing other lifts serving the same floor;
- (c) areas set aside as public space or thoroughfares and not for the exclusive use of occupiers of the floor or building;
- (d) areas set aside for the provision of facilities or services to the floor or building where such facilities are not for the exclusive use of occupiers of the floor or the building.

In the case of subdivided floors, the measurement of net lettable area is taken from the centre line of any wall or partitions between tenancies.

“regional centre” includes strategic regional centre and other regional centres as designated in the Metropolitan Centres Policy.

“shopping purposes” means use for any of the purposes defined in appendix 2 of the Metropolitan Centres Policy, but excluding hotels, taverns, night clubs, and function and reception centres.

PETER MELBIN, Secretary,
Western Australian Planning Commission.

PD417*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
METROPOLITAN REGION SCHEME
NOTICE OF RESOLUTION
CLAUSE 32 (No 54)
DEVELOPMENT OF STATE OR REGIONAL SIGNIFICANCE

File: 810-2-1-1.

The Western Australian Planning Commission (the Commission) has resolved in accordance with the provisions of clause 32 of the Metropolitan Region Scheme (MRS) to require all local governments in the area covered by the MRS to refer for determination by the Commission all applications made under clause 28 of the MRS for approval to commence and carry out development that the Commission, by notice in writing in each case, advises the local government are of State or regional importance or in the public interest.

PETER MELBIN, Secretary,
Western Australian Planning Commission.

POLICE

PE401

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Melville Fremantle Cycle Club on December 2, 9, 16, 23, 1997 between the hours of 1730 and 1900 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—Near cnr Lyon/Bartram Rds, Atwell. Lyon Rd, Gaebler, Beenyup, Bartram (anti-clockwise).

All participants to wear approved head protection at all times.

Dated at Perth this 17th day of November 1997.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PE402**ROAD TRAFFIC ACT 1974**

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race (Teams Time Trial) by members/entrants of the Peel District Cycling Club Inc on January 6th, 13th, 20th, 27th, 1998 between the hours of 1700 and 1915 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: Paterson Rd, Pinjarra out and back from the north end.

All participants to wear approved head protection at all times.

Dated at Perth this 21st day of November 1997.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PE403**ROAD TRAFFIC ACT 1974**

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race (Time Trial) by members/entrants of the Peel District Cycling Club Inc on December 2nd, 9th, 16th, 1997 between the hours of 1700 and 1900 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: Paterson Rd, Pinjarra out and back from the north end.

All participants to wear approved head protection at all times.

Dated at Perth this 21st day of November 1997.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PE404**ROAD TRAFFIC ACT 1974**

I, Peter John Otway, A/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 Social Run by members/entrants of the WA Veterans Athletic Club on December 7th, 1997 between the hours of 0730 and 0900 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Running to be confined to: The cycleway from behind Mosman Park Tennis Club to North Fremantle (executing U/turn in front of the old soap factory) and return.

Dated at Perth this 11th day of November 1997.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PE405**ROAD TRAFFIC ACT 1974**

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Triathlon by members/entrants of the Esperance Triathlon Club on December 14th, 1997 between the hours of 0800 and 1130 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to: Start/finish—Esplanade James St car park, Esperance. James St, Dempster St, right Norseman Rd for 15kms and return.

Dated at Perth this 18th day of November 1997.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PREMIER AND CABINET

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 R. K. Parker MLA in the period 5 to 16 January 1998 inclusive—

Minister for Family and Children's Services; Seniors; Women's Interests—Hon J. H. D. Day MLA
M. C. WAUCHOPE, Director General.

RACING, GAMING AND LIQUOR

RA401**CASINO CONTROL ACT 1984****CASINO CONTROL (AUTHORIZED GAMES) AMENDMENT NOTICE 1997**

Given by the Gaming Commission of Western Australia under section 22 (1).

Citation

1. This notice may be cited as the *Casino Control (Authorized Games) Amendment Notice 1997*.

Principal notice amended

2. The *Casino Control (Authorized Games) Notice 1985** given under section 22 (1) of the *Casino Control Act 1984* is amended by inserting in the list of authorized games, in the appropriate alphabetical position, the following game—

“ Video Sic Bo ”.

[*Published in *Gazette 20 December 1985*, p. 4825.

For amendments to see 1996 Index to Legislation of Western Australia, Table 4, pp. 31-2.]

Dated 25 November 1997.

For the Gaming Commission of Western Australia.

D. I. HALGE, Chief Casino Officer.

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			
1829/97	Saen Morton Dunn and Lisa Ann Dunn	Application for the transfer of a restaurant licence in respect of premises situated in Perth and known as Cin Cin, from Ruse Nominees P/L and Woodland Joint Ventures.	2/12/97
1830/97	Diana Cullen	Application for the transfer of a Wine Producer's licence in respect of premises situated in Willyabrup and known as Cullen Wines, from Diana Cullen (S87).	14/12/97
1831/97	Geisha Holdings Pty Ltd	Application for the transfer of a restaurant licence in respect of premises situated in Warwick and known as Creations For Food, from Creations Management Pty Ltd.	5/12/97

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR TRANSFER OF LICENCE—<i>continued</i>			
1832/97	Wisdom Assets Pty Ltd	Application for the transfer of a tavern licence in respect of premises situated in West Perth and known as Union Bar & Cafe, from Matilda Bay Brewing Company.	7/12/97
1833/97	Thi Dicu Nhan & David Way Wen Au	Application for the transfer of a restaurant licence in respect of premises situated in Joondalup and known as Panda Garden Chinese Restaurant, from Kon Sin Wong & Nam Ly (S87).	10/12/97
1834/97	John M Buckley, Michael J Waters (Anors)	Application for the transfer of a restaurant licence in respect of premises situated in Mt Hawthorn and known as Locos Spanish Tapas Restaurant, from Arias Rafael.	8/12/97
APPLICATIONS FOR THE GRANT OF A LICENCE			
1202/97	The Gurney Club Incorporated	Application for the grant of a club restricted licence in respect of premises situated in East Victoria Park and known as The Gurney Club Incorporated.	23/12/97
1207/97	Action Industrial Catering Pty Ltd	Application for the grant of a special facility licence in respect of premises situated in Mt Hawthorn and known as Action Industrial Catering Pty Ltd.	23/12/97
1208/97	Coolbinia West Perth Cricket Club Inc	Application for the grant of a club licence in respect of premises situated in Yokine and known as Coolbinia West Perth Cricket Club Inc.	22/12/97
1209/97	Kirk Keizer & Lena Keizer	Application for the grant of a hotel restricted licence in respect of premises situated in Esperance and known as Bay of Isles Motel.	23/12/97

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

G. B. AVES, Director of Liquor Licensing.

STATE REVENUE

SX301

STAMP ACT 1921

STAMP AMENDMENT REGULATIONS (No. 4) 1997

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Stamp Amendment Regulations (No. 4) 1997*.

Regulation 8B amended

2. Regulation 8B of the *Stamp Regulations 1979** is amended by deleting "8%" and substituting the following —

" 6% ".

[* *Reprinted as at 10 March 1997.*

For amendments to 7 November 1997 see Gazette 18 July 1997.]

By Command of the Lieutenant-Governor and deputy of the Governor,

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

SX302**PAY-ROLL TAX ASSESSMENT ACT 1971****PAY-ROLL TAX ASSESSMENT AMENDMENT
REGULATIONS (No. 2) 1997**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Pay-roll Tax Assessment Amendment Regulations (No. 2) 1997*.

Regulation 11A amended

2. Regulation 11A of the *Pay-roll Tax Assessment Regulations 1971** is amended by deleting "8%" and substituting the following —

" 6% ".

[* *Published in Gazette 15 October 1971, pp. 4057-9.*

For amendments to 7 November 1997 see 1996 Index to Legislation of Western Australia, Table 4, p. 203 and Gazettes 18 July and 14 October 1997.]

By Command of the Lieutenant-Governor and deputy of the Governor,

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

SX303**LAND TAX ASSESSMENT ACT 1976****LAND TAX ASSESSMENT AMENDMENT REGULATIONS (No. 2) 1997**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Land Tax Assessment Amendment Regulations (No. 2) 1997*.

Regulation 7 amended

2. Regulation 7 of the *Land Tax Assessment Regulations 1976** is amended by deleting "8%" and substituting the following —

" 6% ".

[* *Published in Gazette 10 September 1976, p. 3343.*
For amendments to 7 November 1997 see 1996 Index to Legislation of Western Australia, Table 4, p. 164 and Gazette 13 May 1997.]

By Command of the Lieutenant-Governor and deputy of the Governor,

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

SX304

FINANCIAL INSTITUTIONS DUTY ACT 1983
FINANCIAL INSTITUTIONS DUTY AMENDMENT
REGULATIONS (No. 2) 1997

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Financial Institutions Duty Amendment Regulations (No. 2) 1997*.

Regulation 13 amended

2. Regulation 13 of the *Financial Institutions Duty Regulations 1984** is amended by deleting "8%" and substituting the following —

" 6% per annum ".

[* *Reprinted as at 25 June 1997.*
For amendments to 11 November 1997 see Gazette 5 August 1997.]

By Command of the Lieutenant-Governor and deputy of the Governor,

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

WATER AND RIVERS

WA401

RIGHTS IN WATER AND IRRIGATION ACT 1914

NOTICE UNDER SECTION 13 OF THE ACT

[Regulation 14(1)]

The Water and Rivers Commission has received the application listed below, from an applicant who wishes to take and use surface water for irrigation purposes.

Any owner or occupier of land within 4.8 km of the source and contiguous to the watercourse on which the source is located may lodge an objection to that application.

Any objections will be considered by the Water and Rivers Commission in determining whether a licence is issued.

Objections must be sent to the Swan Region of the Water and Rivers Commission at 207 Star Street, Welshpool 6106, prior to December 12 1997 by certified mail.

Any inquiries regarding this application should be referred to Mr Matt Viskovich on telephone 9362 0508, Water Resources Officer, Swan Region, Water and Rivers Commission.

APPLICATION

Applicant: N. S. & V. J. Borrello
 Property: Lot 343, 328 & 195 Cockram Road, Gingin.
 Watercourse: Lennard Brook

WA402

RIGHTS IN WATER AND IRRIGATION ACT 1914

NOTICE UNDER SECTION 13 OF THE ACT

[Regulation 14(1)]

The Water and Rivers Commission has received the applications listed below to take and use surface water.

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

Any objections will be considered by the Water and Rivers Commission in determining whether a licence is issued.

Objections should be sent to reach myself at the Water and Rivers Commission, PO Box 261, Bunbury WA 6230 prior to 12 December 1997 by certified mail.

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

Applicant: T W Petersen & L Brinkman
 Property: Location 8825 Roberts Road, Pemberton
 Watercourse: Treen Brook
 Applicant: J H Herriot
 Property: Location 11926 Graphite Road, Manjimup
 Watercourse: Ephram Gully
 Applicant: M Arif
 Property: Location 3810 Peppermint Grove Road, Manjimup
 Watercourse: Smith Brook

TENDERS

ZT201

MAIN ROADS
 WESTERN AUSTRALIA
Acceptance of Tenders

Contract No.	Description	Successful Tenderer	Amount \$
311C96	Provision of Negotiators for Panel Consultancy Services Associated with Land Acquisitions in the Metropolitan Area	Chesterton International DTZ Debenham International (WA) Pty Ltd Kevin Sullivan & Associates Metropolitan Independent Valuers	
173C97	Construction of Ranford Road Bridge 5157 City of Canning	Barclay Mowlem Constructions Ltd	1 533 264.00
285C97	Seal/Reseal Highways and Main Roads within Great Southern, South West and Wheatbelt South Regions	Boral Asphalt	2 065 861.00
420C97	Supply & Delivery of Guard Rail for Albany Highway	Forward Engineers Pty Ltd	29 372.00

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

Contract No.	Description	Successful Tenderer	Amount \$
97D31	Purchase & Removal of—		
	3 Roadside Emergency Telephone Pillars	J & P Metals	20.00
	Assortment of Lighting Fixtures		126.00
	Assorted Cables	Russell Lewis	705.00
	Assorted Traffic Signal Equipment		205.00
	Flexible Conduit and Cable Sleeving		35.00
	Lighting Control Gear		85.00
	Large Assortment of Incandescent and Fluorescent Lamps		555.00
	Fuses and Contactors		55.00
97D32	Disposal of Traffic Signal Models	Russell Lewis	50.00
97D33	Disposal of Automatic Telephone Exchange (PABX)	Efficient Communications Services P/L	2 601.00
97D34	Purchase & Removal of—		
	one complete lighting pole	Bendigo Metals	350.00
	assorted bases		800.00
	one complete lighting pole	J & P Metals	
	one complete lighting pole		161.00
	one complete lighting pole		151.00
	one half lighting pole		31.00
	one half lighting pole		31.00
	one half lighting pole		31.00
	one complete lighting pole	Roleystone Football Club Inc	150.00
	one complete lighting pole		150.00
	one complete lighting pole		150.00
	one complete lighting pole		150.00
	one complete lighting pole		150.00
	one complete lighting pole		150.00
	one complete lighting pole	Shire of Harvey	450.00
	one complete lighting pole		450.00
	one complete lighting pole		450.00
assorted outreach arms	Stork Electrical	200.00	

D. R. WARNER, Executive Director Corporate Services.

ZT301

DEPARTMENT OF CONTRACT AND MANAGEMENT SERVICES
Accepted Tenders

Schedule No.	Particulars	Contractor	Rate
<i>Provision of Service</i>			
RFP403/97	Leadership Development Program on behalf of the Department of Transport	Medford Marshall Management Consultants	Details on request
RFT680/97	Cleaning Services to Pundulmurra College	Prestige Property Services	\$55 259.88 pa
RFT840/97	Marketing Consultancy Services for the Central Metropolitan College of TAFE	Mr John Chadwick	\$52 000.00

PUBLIC NOTICES

ZZ201**TRUSTEES ACT 1962**

Notice to Creditors and Claimants

Claims against the estate of James Owen Willoughby Lance, late of Craiglea Park Nursing Home, Alday Street, St. James W.A. should be lodged with the Administrators c/- P.O. Box 485, Albany, W.A. before 19/12/97, after which date the assets will be distributed having regard only to the claims received.

HAYNES ROBINSON.

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 29th December 1997, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bateman, Leslie John, also known as Bateman, Jack, late of 1/27 Albemarle Street, Scarborough, died 20.11.97. (DEC 306097 DG3)

Bivoltsis, Fania, late of Lemnos Hospital, Lemnos Street, Shenton Park, died 20.9.97. (DEC 305275 DD2)

Evans, Ethel Maud, late of Silver Chain Cottage Homes, 21 Wright Street, Highgate, died 18.7.97. (DEC 303777 DE2)

Farrands, Rosa Winifred Mary, late of Midland Nursing Home, 44 John Street, Midland, formerly of 16 Croydon Street, Bellevue, died 1.11.97. (DEC 305979 DC2)

Fissioli, Shirley Ruth, late of 22 Stead Street, Maddington, died 23.8.97. (DEC 304938 DS3)

Harrison, Violet Emily Louisa, late of 201/31 Williams Road, Nedlands, died 19.11.97. (DEC 306172 DG2)

Head, Ronald Joseph, late of Carlisle Nursing Home, 110 Star Street, Carlisle, died 21.10.97. (DEC 305734 DS4)

Lavater, Louis Whidbourne, late of Moonya Nursing Home, Ipsen Street, Manjimup, died 4.10.97. (DEC 306048 DG4)

Lehmann, Kurt Jon, late of 47 Riverview Terrace, Mount Pleasant, died 25.8.97. (DEC 305873 DE3)

Mantell, Gwendoline, late of Unit 145/7 Harman Road, Sorrento, died 12.10.97. (DEC 306101 DS3)

Maxfield, Ivan Edward, late of Stan Reilly Lodge, 94 South Terrace, Fremantle, died 9.11.97. (DEC 305993 DP4)

Meikle, Doris Clarabelle, late of Hollywood Village Nursing Home, Monash Avenue, Nedlands, died 27.10.97. (DEC 306023 DC4)

Miller, Alice Martha, late of Sarah Hardey Nursing Home, 57 Monmouth Street, Mount Lawley, died 15.9.97. (DEC 306088 DD2)

Orloff, Dimitre, late of 388 Charles Street, North Perth, died 20.10.97. (DEC 305972 DP3)

Oxspring, John, late of 9 Toucan Way, Ballajura, formerly of 10 King Edward Drive, Heathridge, died 14.10.97. (DEC 305898 DP3)

Porter, William Dart, late of 52 Adamson Road, Parmelia, died 28.10.97. (DEC 306055 DG2)

Reddish, Joyce, late of Unit 16/12 Hefron Street, Rockingham, died 1.10.97. (DEC 305658 DD3)

Sims, Eric Ronald, late of 28A Leonard Street, Victoria Park, died 2.11.97. (DEC 306121 DA4)

Swint, Sara, late of 4 Leasham Court, Medina, died 24.10.97. (DEC 306053 DA2)

Van Der Straaten, Aelian Rodney, late of 4B Chesterton Road, Bassendean, died 23.9.97. (DEC 305621 DG2)

White, Gladys, late of Craigwood Nursing Home, Gardner Street, Como, formerly of 4/210 Swan Street, Yokine, died 6.8.97. (DEC 306186 DD2)

K. E. BRADLEY, Public Trustee,
Public Trust Office
565 Hay Street
Perth WA 6000
Telephone 9222 6777.

1997 Statutes

These Statutes were passed by Parliament during 1997.

1. Trustees Amendment Act
2. Metropolitan (Perth) Passenger Transport Trust Amendment Act
3. Labour Relations Legislation Amendment Act
4. Western Australian Sport Centre Trust Amendment Act
5. Acts Amendment (Marine Reserves) Act
6. Sea-Carriage Documents Act
7. Limitation Amendment Act
8. Bank Mergers Act
9. Bank Mergers (Taxing) Act
10. Iron and Steel (Mid West) Agreement Act
11. Treasurer's Advance Authorization Act
12. Revenue Laws Amendment (Taxation) Act
13. Revenue Laws Amendment (Assessment) Act
14. Appropriation (Consolidated Fund) Act (No. 1)
15. Appropriation (Consolidated Fund) Act (No. 2)
16. Regional Development Commissions Amendment Act
17. Curriculum Council Act
18. State Trading Concerns Amendment Act
19. Restraining Orders Act
20. Casino (Burswood Island) Agreement Amendment Act
21. Family Court (Orders of Registrars) Act
22. Professional Standards Act
23. Acts Amendment (Auxiliary Judges) Act
24. Turf Club Legislation Amendment Act
25. Human Tissue and Transplant Amendment Act
26. Appropriation (Consolidated Fund) Act (No. 4)
27. Cement Works (Cockburn Cement Ltd) Agreement Amendment Act
28. W.A. Land Authority Amendment Act
29. Acts Amendment (Legal Costs) Act
30. Land Administration Act
31. Acts Amendment (Land Administration) Act
32. Water Legislation Amendment Act
33. Water Services Coordination Amendment Act
34. Juries Amendment Act
35. W.A. Coastal Shipping Commission Amendment Act
36. Loan Act
37. Grain Marketing Amendment Act
38. Reserves Act
39. Fishing & Related Industries Compensation (Marine Reserves) Act
40. Family Court Act
41. Acts Amendment & Repeal (Family Court) Act
42. Equal Opportunity Amendment Act (No. 3)
43. Commercial Arbitration Amendment Act
44. Maritime Archaeology Amendment Act
45. Pay-Roll Tax Amendment Act

WESTERN AUSTRALIA

DISABILITY SERVICES ACT 1993

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Parliamentary Commissioner Act 1971

Firearms Act 1973

Bush Fires Act 1954

Financial Administration and Audit Act 1985

Constitution Acts Amendment Act 1899

Police Act 1892

Dairy Industry Act 1973

Spear-Guns Control Act 1955

Conservation and Land Management Act 1984

Criminal Injuries Compensation Act 1985

Betting Control Act 1954

Electricity Act 1945

Bail Act 1982

Fines, Penalties and Infringement Notices Enforcement Act 1994

Health Act 1911

Road Traffic Act 1974

Travel Agents Act 1985

Builders Registration Act 1939

Criminal Code Act Compilation Act 1913

Electoral Act 1907

Guardianship and Administration Act 1990

Gaming Commission Act 1987

Transfer of Land Act 1893

Minimum Conditions of Employment Act 1993

Justices Act 1902

Land Acquisition and Public Works Act 1902

Freedom of Information Act 1992

Industrial Relations Act 1979

Soil and Land Conservation Act 1945

State Trading Concerns Act 1916

Workplace Agreements Act 1997

Public Sector Management Act 1994

Transport Co-ordination Act 1966

WESTERN AUSTRALIA

YOUNG OFFENDERS ACT 1994

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Motor Vehicle Dealers Car Market Regulations 1981
Health (Pesticides) Regulations 1956
Prisons Regulations 1982
State Planning Commission Regulations 1962
Community Services (Child Care) Regulations 1988
Strata Titles General Regulations 1996
Electricity (Licensing) Regulations 1991
Stamp Regulations 1979
Veterinary Surgeons Regulations 1979
Motor Vehicle (Third Party) Insurance Regulations 1962
Metropolitan Water Supply Sewerage and Drainage By-laws 1981
Travel Agents Regulations 1986
Legal Practice Board Rules 1949
Gaming Commission Regulations 1988
Business Names Regulations 1962
Dangerous Goods Regulations 1992
Industrial Training (General Apprenticeship) Regulations 1981
Construction Industry Portable Paid Long Service Leave Regulations 1986
Dairy Industry Regulations 1977
Dental Board Rules 1973
Plant Diseases Regulations 1989
Bulk Handling Regulations 1967
Financial Institutions Duty Regulations 1984
Building Regulations 1989
W.A. Marine (Certificate of Competency and Safety Manning) Regulations 1983
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