



**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**



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CONTENTS

PART 1

	Page
Bush Fires Act 1954—Bush Fires (Infringements) Amendment Regulations 1999	5851
Conservation and Land Management Act 1984—Public Firewood Areas Order (No. 3) 1999.....	5847-9
East Perth Redevelopment Act 1991—East Perth Redevelopment (Transfer of Land) Order 1999	5849-50
Poisons Act 1964—Poisons (Authorized Possession of Substances) Order (No. 4) 1999	5851-52

PART 2

Fire and Emergency Services	5853
Health	5853-4
Local Government	5854
Parliament	5854
Planning	5855-6
Public Notices—Deceased Estates.....	5857
Water.....	5856-7
WorkSafe	5857

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JOHN A. STRIJK, Government Printer.

— PART 1 —

CONSERVATION & LAND MANAGEMENT

CM301*

Conservation and Land Management Act 1984

Public Firewood Areas Order (No. 3) 1999

Made by the Executive Director under regulation 98 of the *Forest Management Regulations 1993*.

1. Citation

This order may be cited as the *Public Firewood Areas Order (No. 3) 1999*.

2. Interpretation

- (1) References in this order to CALMAPS are to maps produced by the Department of Conservation and Land Management.
- (2) Copies of the maps are available for inspection by the public during normal office hours at the places referred to in clause 4.

3. Public firewood areas

- (1) The areas of State forest named in column 1 and described in column 3 of Schedule 1 are set aside for the purposes of the collection of firewood by members of the public.
- (2) The areas set aside under subclause (1) are delineated on the relevant CALMAPS referred to in column 2 of Schedule 1.
- (3) Regulation 100 of the *Forest Management Regulations 1993* applies to the areas described in Part 1 of Schedule 1.
- (4) No fees are payable in respect of the removal of firewood from the areas designated in Part 2 of Schedule 1.

4. Inspection of CALMAPS

A CALMAP referred to in Schedule 1 may be inspected at the following Department of Conservation and Land Management offices —

- (a) Dwellingup District Office, Banksiadale Road, Dwellingup;

- (b) Mundaring District Office, Weir Road, Mundaring;
- (c) Perth District Office, 5 Dundobar Road, Wanneroo;
- (d) State Operations Headquarters, 50 Hayman Road, Como; and
- (e) Swan Regional Office, Western Precinct Technology Park, Dick Perry Avenue, Kensington.

Schedule 1

[cl. 3]

Part 1 — Fee payable public firewood area

Swan region

Name of area	Name of CALMAP	Description
Canning (Kinsella Road)	Kelmscott	That part of State forest 22 bounded by a line commencing on the south-east corner of reference tree 3 at map reference BF 6997 on the Kelmscott CALMAP and extending — 3 730 metres on 117.5 degrees, then 2 730 metres on 171.5 degrees, then 410 metres on 233.5 degrees, then 600 metres on 271.5 degrees, then 3 560 metres on 288.5 degrees, then 3 560 metres on 10.5 degrees, to the starting point.

Part 2 — Free public firewood areas

Swan region

Name of area	Name of CALMAP	Description
Pinjar (Jacksonia Road)	Wanneroo	That part of State forest 65 bounded by a line commencing on the north-east corner of the road surface at the junction of Old Yanchep Road and Tomar Road and extending — 250 metres on 90 degrees, then 1 400 metres on 34 degrees, then 1 200 metres on 180 degrees, then 1 500 metres on 90 degrees, then 2 200 metres on 185 degrees, then 400 metres on 130 degrees, then 1 450 metres on 270 degrees, then 950 metres on 90 degrees, then 1 750 metres on 318 degrees, to the starting point.

Name of area	Name of CALMAP	Description
Gnangara (Tick Road)	Wanneroo	That part of State forest 65 bounded by a line commencing on the north-east corner of the road surface at the junction of Tick Road and Possum Road and extending — 750 metres on 2.5 degrees, then 2 300 metres on 90 degrees, then 1 200 metres on 170 degrees, then 720 metres on 207.5 degrees, then 2 000 metres on 268 degrees, then 960 metres on 339 degrees, to the starting point.

S. SHEA, Executive Director.

EAST PERTH REDEVELOPMENT AUTHORITY

EC301*

East Perth Redevelopment Act 1991

East Perth Redevelopment (Transfer of Land) Order 1999

Made by the Governor in Executive Council under section 22.

1. Citation

This order may be cited as the *East Perth Redevelopment (Transfer of Land) Order 1999*.

2. Police Headquarters site

In this order, the land described as the "Police Headquarters site" is the whole of the land shown as Police Headquarters in Volume 3062, Folio 680, being Perth Lot 831,, Reserve 31051 and vested in the Commissioner of Police.

3. Direction to transfer land

Upon being satisfied —

- (a) that the Police Headquarters site is required by the East Perth Redevelopment Authority for development or redevelopment under, or otherwise for the purposes of, the *East Perth Redevelopment Act 1991*; and
- (b) the entity holding the estate and interest over the Police Headquarters site is a “public authority” within the meaning of that term in section 3 of the *East Perth Redevelopment Act 1991*,

the Governor directs, under section 22 of the *East Perth Redevelopment Act 1991*, that public authority to transfer, to the East Perth Redevelopment Authority, all of the estate and interest over which the public authority has power of disposition, in the Police Headquarters site, subject to the following terms and conditions:

- (I) That the public authority in agreement with the Authority is to appoint a consultant to appraise the environmental status of the site and prepare an environmental management plan and determine the cost of its implementation. Similarly, the public authority is to appoint a consultant to review the cost of demolition and site clearance.
- (II) That, in the event of lack of agreement between the two parties on the scope and cost of works, the Valuer General can be asked to appoint a consultant.
- (III) With regard to the valuation of the site, that the public authority and the Authority each appoint an independent valuer and provide the valuer with the due diligence information and —
 - (i) if the valuations are within 10% of each other the sale price is the mid point between the valuations; or
 - (ii) if the valuations are more than 10% apart, the Valuer General is to be provided with the valuation advice and due diligence information and is to be asked to appoint a senior valuer for a further valuation.
- (IV) If the Valuer General’s Office valuation lies between the previous valuations then that is to become the sale price. If that valuation is outside of the previous values the middle of the values is to become the sale price.

By Command of the Governor,

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

FIRE AND RESCUE

FB301*

Bush Fires Act 1954

**Bush Fires (Infringements) Amendment
Regulations 1999**

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Bush Fires (Infringements) Amendment Regulations 1999*.

2. First Schedule amended

Item 21 of the First Schedule to the *Bush Fires (Infringements) Regulations 1978** is amended by deleting "80" and inserting instead —

“ 100 ”.

[* *Published in Gazette 10 March 1978, pp. 702-4.*
*For amendments to 15 June 1999 see 1998 Index to
Legislation of Western Australia, Table 4, p. 33.]*

By Command of the Governor,

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

HEALTH

HE301***POISONS ACT 1964****POISONS (AUTHORIZED POSSESSION OF SUBSTANCES)
ORDER (No. 4) 1999**

Made by the Governor in Executive Council under section 41 of the Act.

Citation

1. This order may be cited as the *Poisons (Authorized Possession of Substances) Order (No.4) 1999*.

Commencement

2. This order comes into operation on the 1 December 1999.

Interpretation**3. In this order—**

“**specified place**” means the premises occupied by St John of God Pathology (WA) at Monash Avenue, Nedlands;

“**specified substances**” means the amount of the substances included in Schedule 9 to the Act, possession of which is authorized under clause 4.

Possession of certain substance authorized

4. Subject to clause 5, the people listed in the table to this clause are authorized to together possess at the specified place, for analytical chemical analysis, not more than—

- (a) 2mg of heroin;
- (b) 2mg of N-Ethyl-alpha-Methyl-3,4, -(Methylenedioxy)Phenethylamine (N-Ethyl MDA);
- (c) 2mg of 3,4-Methylenedioxy-N, a-Dimethylphenylethylamine (MDMA);
- (d) 4mg of Phencyclidine (PCP);
- (e) 2mg of Tetrahydrocannabinols;
- (f) 2mg of Lysergide (LSD); and
- (g) 2mg of 3,4-Methylenedioxyamphetamine (MDA).

Table

John Alexander Bonar, Head of Chemistry Department, St John of God Pathology (WA), Nedlands.

Terry Chilvers, Scientist Pathology Department, St John of God Pathology (WA), Nedlands.

Conditions of authorized possession

5. The possession authorized under clause 4 is subject to the conditions that—

- (a) the specified substances, when not required for the purposes referred to in clause 4, are stored at the specified place in a secure manner, as directed by the Commissioner of Health;
- (b) written records relating to the specified substances are maintained by the persons mentioned in the table to clause 4 at the specified place, as directed by the Commissioner; and
- (c) if requested by the Commissioner of Health, any oral information or written report relating to the specified substances is given by the persons mentioned in the table to clause 4 to the Commissioner.

Expiry

6. This order expires on 30 September 2002.

By Command of the Governor,

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

— PART 2 —

FIRE AND EMERGENCY SERVICES

FB401*

BUSH FIRES ACT 1954

PROHIBITED BURNING PERIOD (Section 17)

RESTRICTED BURNING PERIOD (Section 18)

Fire and Emergency Services Authority,
Perth.

Correspondence No. 00111

PROHIBITED BURNING PERIODS

I, Kevin Prince, the Minister administering the Bush Fires Act 1954, hereby declare under Section 17 of that Act that it shall be unlawful to set fire to the bush in the Local Government districts of the City of Rockingham and the Shires of Gingin and Roebourne during the periods indicated in the schedule below. The declarations made under Section 17(1) of that Act, as published in the *Government Gazette* of 27 October 1995, are hereby revoked.

Schedule

<i>Local Government</i>	<i>Zone</i>	<i>Prohibited Burning Period</i>	<i>Special Comm. Date</i>
City of Rockingham	1	15 December—31 March	1 st December
Shire of Gingin	-	22 November—29 February
Shire of Roebourne	-	nil

RESTRICTED BURNING PERIODS

It is hereby notified that pursuant to the powers contained in Section 18 of the Bush Fires Act 1954 the Fire and Emergency Services Authority of Western Australia has declared the Restricted Burning Periods for the Local Government districts of the City of Rockingham and the Shire of Roebourne as specified in the schedule below. The respective declarations made under Section 18 of that Act, as published in the *Government Gazette* of 27 October 1995, are hereby revoked.

Schedule

<i>Local Government</i>	<i>Restricted Burning Period</i>
City of Rockingham	1 October to 31 May
Shire of Roebourne	1 July to 30 June

KEVIN PRINCE LL.B MLA, Minister for Emergency Services.

HEALTH

HE401*

HOSPITALS & HEALTH SERVICES ACT 1927

PATHCENTRE BOARD

(APPOINTMENT OF MEMBERS) INSTRUMENT 1999

Made by the Governor under section 7C of the *Hospitals & Health Services Act 1927*.

1. Citation

This instrument may be cited as the *Pathcentre Board (Appointment of Members) Instrument (No 2) 1999*.

2. Appointment of Members

The following persons listed are appointed to the Pathcentre Board for the period ending 30 June 2000:

Dr Robert Arthur DUNSTAN
 Dr David Gordon MASTERS
 Dr Keven James TURNER
 Mr Peter Douglas EASTWOOD

By Command of the Governor,

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

LOCAL GOVERNMENT

LG401**LOCAL GOVERNMENT ACT 1995**

City of Melville

AUTHORISED PERSON

It is hereby notified for public information that Vincent Thomas Anthony Lonergan has been appointed as an Authorised Person at the St John of God Parking Station No. 17 (as defined in the City of Melville Parking Facilities Local Laws) and as an Authorised Person for the purposes of Sections 9.10, 9.13 and 9.15 of the Local Government Act 1995.

JOHN McNALLY, Chief Executive Officer.

LG402**BUSH FIRES ACT 1954**

Shire of Perenjori

FIRE CONTROL OFFICERS

Notice is hereby given pursuant to Section 38 of the Bush Fires Act that the following is a list of Fire Control Officers appointment for their respective brigades, all other appointments are hereby cancelled.

Chief Fire Control Officer—B. T. Baxter

Perenjori—

B. R. Thompson
 P. Mason
 G. L. Pridham

Maya/Latham Town—R. Anderson

Maya/Latham—M. P. Harrington

Bowgada West—L. S. Sutherland

Bowgada East—B. T. Baxter

Perenjori West—I. F. West

Perenjori East—N. G. Hamilton

Caron West—H. G. James

Caron East—C. R. King

B. R. THOMPSON, Chief Executive Officer.

PARLIAMENT

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

It is hereby notified for public information that 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 Third Session of the Thirty-Fifth Parliament.

Short Title of Bill	Date of Assent	Act No
Acts Amendment (Fixed Odds Betting) Bill 1999	16 November 1999	40 of 1999
Totalisator Agency Board Betting Tax Amendment Bill 1999	16 November 1999	41 of 1999

Dated 18 November 1999.

L. B. MARQUET, Clerk of the Parliaments.

PLANNING

PD401**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF COCKBURN

DISTRICT ZONING SCHEME NO 2—AMENDMENT NO 186

Ref: 853/2/23/19 Pt 186

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the City of Cockburn Town Planning Scheme Amendment on 16 November, 1999 for the purpose of—

1. Amending Part 5 of the Scheme Text by adding Clause 5.12—Industry—Extractive and the following Sub-Clauses—

5.12.1 Planning Consent

No person shall commence an extractive industry on any land within the district without first having applied for and received the planning consent of the Council under Clause 3.2.2.

5.12.2 Application Requirements

- (a) Unless the Council waives any particular requirement each application for Planning Consent for an extractive industry shall include the following information in addition to the requirements of Clause 6.1—

- (i) a report detailing the existing physical environment including geology, soil profiles, surface and ground water hydrology, identified sites of historic/heritage or cultural significance, current land use, zoning, surrounding land use and potential external impacts;
- (ii) a flora and fauna report for the site prepared by a qualified botanist to the specifications and satisfaction of Council. The report is to include consideration of any declared rare flora or priority species and declared sites of environmental significance;
- (iii) a vehicle access plan detailing site ingress/egress, road haulage routes, frequency of vehicle movements and proposals for any vehicle maintenance and fuel storage facilities;
- (iv) a plan showing excavation stages, existing and final site levels together with cross-sections;
- (v) a management plan detailing the measures to be taken to control dust, noise, erosion, soil and groundwater pollution, fire and weeds, including demonstrated compliance with any relevant standard and the protection of any features of the land to be retained or preserved;
- (vi) a rehabilitation plan and implementation programme to either restore the land as close as possible to its condition prior to the extraction of materials or to provide for a future use appropriate to, and consistent with the zoning of the land;
- (vii) details of the proposed times of operation.

- (b) The information provided pursuant to Sub-Clause 5.1.2.2 (a) and Sub-Clause 6.1.2 shall, having due regard to Sub-Clauses 5.12.3 and 5.12.4 and Clause 6.1, form the basis of Council's determination of the application for Planning Consent.

5.12.3 Setbacks and Screening

- (a) A setback of not less than 40 metres wide to a road reserve or other public reserve and not less than 20 metres wide to all other boundaries to the lot shall be provided unless determined otherwise by the Council.
- (b) The setback shall comprise the existing vegetation which shall remain undisturbed except for—
 - (i) accessways for entering and leaving the extractive industry site;
 - (ii) firebreaks as may be required under the Bush Fires Act;
 - (iii) re-vegetation to reinstate or supplement the existing vegetation to provide an effective visual screen from adjoining and nearby public and private owned land.
 - (iv) public and private utility infrastructure.

5.12.4 Rehabilitation

- (a) Permanent rehabilitation of the site shall occur progressively at a similar rate as the extraction or at a time agreed between the quarry operator and the Council.
- (b) Soil profiles shall be reconstructed to facilitate rehabilitation of the site.
- (c) Revegetation shall be based on the planting of native flora typical of the locality with the species and plant density to be determined by the Council having regard to the rehabilitation plan submitted pursuant to Sub-Clause 5.12.2 (a) (vi).
- (d) The rehabilitation and stabilising of completed excavations are to be progressively implemented in accordance with the approved rehabilitation plan and shall be managed, maintained and monitored by the landowner for a minimum of 2 years to the Council's satisfaction.

J. DONALDSON, Chairman of Commissioners.
D. M. GREEN, for Chief Executive Officer.

PD402*

TOWN PLANNING AND DEVELOPMENT ACT 1928
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF WANNEROO
 TOWN PLANNING SCHEME NO 1—AMENDMENT NO 867

Ref: 853/2/34/1 Pt 867

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the City of Wanneroo Town Planning Scheme Amendment on 16 November, 1999 for the purpose of—

1. Including in Schedule 1 the following—

SCHEDULE 1			
<u>SPECIAL ZONES</u>			
SECTION 1 (CONTINUED)	SPECIAL ZONES (ADDITIONAL USE)		
Street/Locality	Amendment	Particulars of Land	Additional Use Permitted
Wanneroo Road, Woodvale	867	Lot 36 (No 529)	Restaurant, Production Winery and Winery Sales

C. ANSELL, Chairman of Commissioners.
 K. WHITE, Chief Executive Officer.

PD403*

TOWN PLANNING AND DEVELOPMENT ACT 1928
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
SHIRE OF GINGIN
 TOWN PLANNING SCHEME NO 8—AMENDMENT NO 74

Ref: 853/3/8/10 Pt 74

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the Shire of Gingin Town Planning Scheme Amendment on 16 November, 1999 for the purpose of including Lot 84 Atkinson Way and Lot 85 Miragliotta Street, Lancelin, within the "Public Use Reserve" (Aged Persons Accommodation).

G. MORTON, President.
 S. D. FRASER, Chief Executive Officer.

WATER

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 applications listed below to take and use surface water.

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

Objections should be sent to reach myself at the—Water & Rivers Commission, PO BOX 261, BUNBURY WA 6231 prior to 8th December by certified mail.

Any queries regarding this application should be referred to Craig Jaques on telephone 08 9721 0666, Water Resources Officer, South West Region, Water and Rivers Commission.

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

Schedule

- (1) Applicant: North East Equity Pty Ltd
Property: Nelson Location 5482 7 9187 Graphite Rd Manjimup
Watercourse: Ephram Gully & Record Brook
- (2) Applicant: Acvil Pty Ltd
Property: Nelson Location 9778 Appadene Rd Manjimup
Watercourse: Archie Owen Brook

WORKSAFE

WS401**OCCUPATIONAL SAFETY AND HEALTH ACT 1984**

OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996

EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13

(No. 9 of 1999)

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant an exemption to Otis Elevator Company Pty Ltd from the requirements of Regulation 4.56(1)(a) of the *Occupational Safety and Health Regulations 1996* in relation to a stretcher facility recess not being opposite the car entrance as required by Australian Standard *AS 1735.2-1993*, in Lift No. 4 (Registration No: L1377), at the National Australia Bank House subject to the following conditions—

- (i) the exemption applies only to Clause 23.27(a) of Australian Standard *AS 1735.2-1993-Lifts, escalators and moving walks-Part 2: Passenger and goods lifts-Electric*;
- (ii) the lift car is of sufficient size to accommodate a stretcher; and
- (iii) the required running clearances for the lift car are maintained as required by *AS 1735.2-1993*.

Dated this 17th day of November 1999.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia Commissioner.

PUBLIC NOTICES

ZZ201**TRUSTEES ACT 1962**

NOTICE TO CREDITORS

Alexander Davidson, late of Lot 741 Davidson Road, Pinjarra, Western Australia, Retired Farmer, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act, 1962 relates) in respect of the estate of the deceased, who died on the 11th day of November 1998, are required by the trustee Gregory John Davidson of care of Birman & Ride, Barristers & Solicitors, Level 3, 16 Irwin Street, Perth WA 6000 to send particulars of their claims to him by the date being one month from the publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.



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