



**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

2523



PERTH, FRIDAY, 26 MAY 2000 No. 96

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM

CONTENTS

PART 1

	Page
Settlement Agents Act 1981—	
Settlement Agents Amendment Regulations 2000	2525
Settlement Agents' Code of Conduct Amendment Rules 2000	2526-31

PART 2

Cemeteries	2532-5
East Perth Redevelopment	2536
Fair Trading	2536
Justice	2536
Land Administration	2537
Local Government	2537-9
Minerals and Energy	2539-41
Parliament	2542
Planning	2542-7
Public Notices—Deceased Persons	2548-50
Racing, Gaming and Liquor	2547
State Supply Commission	2548
Water	2548

IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Government Printer, State Law Publisher. Inquiries should be directed to the Manager Sales & Editorial, State Law Publisher, 10 William St, Perth 6000.

PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances (changes to this arrangement will be advertised beforehand on the inside cover).

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
- Copy should be received by the Manager (Sales and Editorial), State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Postal address:

State Law Publisher
P.O. Box 8448,
Perth Business Centre 6849

Delivery address:

State Law Publisher
Ground Floor,
10 William St. Perth, 6000
Telephone: 9321 7688 Fax: 9321 7536

- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

If it is necessary through isolation or urgency to fax copy, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 1999.

Deceased Estate notices, (per estate)—\$17.80

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$41.50

Other articles in Public Notices Section—\$41.50 (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices

Per Column Centimetre—\$8.20

Bulk Notices—\$154.00 per page

Clients who have an account will be invoiced for advertising charges.

Clients without an account will need to pay at time of lodging the notice.

PUBLISHING ALTERATIONS

Periodically the normal *Gazette* publishing times need to be altered to cater for disruption caused by public holidays.

- Easter and Christmas holidays cause disruption each year.
- Australia Day and Anzac Day cause disruption when they fall on a Tuesday or Friday.

In these instances, notices warning of the change are generally published on page 2 for approximately 4 weeks prior to the date.

Readers are urged to check *Gazettes* accordingly, prior to contacting State Law Publisher.

JOHN A. STRIJK, Government Printer.

— PART 1 —

FAIR TRADING

FT301*

Settlement Agents Act 1981

Settlement Agents Amendment Regulations 2000

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Settlement Agents Amendment Regulations 2000*.

2. Commencement

These regulations come into operation on the day on which the *Settlement Agents' Code of Conduct Amendment Rules 2000* come into operation.

3. Regulation 6AA inserted

After regulation 6 of the *Settlement Agents Regulations 1982** the following regulation is inserted —

“

6AA. Information to be included in agent's authority to act

For the purposes of section 43(2)(a) of the Act the information contained in Form 1 of the Schedule to the *Settlement Agents' Code of Conduct 1982* is prescribed.

”

[* Reprinted as at 12 December 1997.]

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

FT302*

Settlement Agents Act 1981

**Settlement Agents' Code of Conduct
Amendment Rules 2000**

Made by the Settlement Agents' Supervisory Board with the approval of the Minister.

1. Citation

These rules may be cited as the *Settlement Agents' Code of Conduct Amendment Rules 2000*.

2. Commencement

These rules come into operation on the day that is 3 months after the day on which they are published in the *Government Gazette*.

3. The rules amended

The amendments in these rules are to the *Settlement Agents' Code of Conduct 1982**.

[* *Published in Gazette 15 October 1982, pp. 4064-6.*

For amendments to 16 December 1999 see 1998 Index to Legislation of Western Australia, Table 4, p. 277.]

4. Rule 6A inserted

After rule 6 the following rule is inserted —

“

6A. Appointment to act

- (1) An appointment to act as a settlement agent required under section 43 of the Act (whether contained in a separate appointment document or in an offer to purchase or a contract for sale) is to be in the form of, or contain the information set forth in, Form 1 in the Schedule.
- (2) As soon as practicable after receipt of the appointment referred to in subrule (1) the appointed settlement agent shall either —
 - (a) if he or she is unable to accept the appointment, notify the vendor or purchaser, as the case requires, of that inability to act; or
 - (b) if he or she is able to act, sign the appointment and forward a true copy of the appointment document to his or her client.

”

5. Rule 8 amended

(1) Rule 8(1) is amended as follows:

- (a) by deleting “then, before the appointment required under section 43 of the Act is effected,” and inserting instead —

“

then, before the appointment to act as a settlement agent required under section 43 of the Act is signed,

”;

- (b) by deleting “to that person a notice in writing in the form of Form 1 in the Schedule to these rules.” and inserting instead —

“

or cause to be given to that person a notice in writing in the form of Form 2 in the Schedule (“**disclosure notice**”).

”.

(2) Rule 8 is amended by inserting after subrule (1) the following subrules —

“

(1a) Where —

- (a) a licensee has been appointed by a signed appointment under section 43 of the Act to act on behalf of a person (“**the client**”) in a transaction which has been negotiated by a person referred to in subrule (1)(a) or (b); and
- (b) the licensee is not the person who obtained the signature of the client referred to in paragraph (a) to the document in which the appointment is contained,

the licensee shall, before acting on behalf of the client in the transaction, ensure that the disclosure notice was given in accordance with subrule (1) before the appointment was signed by the client.

(1b) Where a person proposes to appoint a licensee to act on his or her behalf in a transaction in relation to which the finance has been provided or is proposed to be provided by a financial institution —

- (a) which is the same legal entity as the licensee;
- (b) in which the licensee has an interest, whether as a partner, director, substantial shareholder, unitholder or beneficiary of a trust; or
- (c) which has an interest, whether as a partner, director, substantial shareholder, unitholder or beneficiary of a trust, in the licensee,

then, before the appointment to act as a settlement agent required under section 43 of the Act is signed by

that person, the licensee shall give or cause to be given to the person a notice in writing in the form of Form 2 in the Schedule.

- (1c) A licensee shall retain a copy of the disclosure notice for 6 years after the date of acknowledgement of receipt of the notice by the vendor or purchaser, as the case requires.

”.

- (3) Rule 8 is amended by inserting after subrule (2) the following subrule —

“

- (3) In this rule —

“substantial shareholder” means a person who has a substantial shareholding within the meaning in Part 6.7 of the Corporations Law, in a body corporate as if the prescribed percentage for the purposes of that Part were 20%.

”.

6. Schedule amended

The Schedule is amended by deleting Form 1 and inserting the following forms instead —

“

Form 1

[r. 6A]

Appointment of Settlement Agent [Please read this document before appointing a settlement agent to act for you.]
<p><u>Your rights</u></p> <p>You have the right to appoint a settlement agent (or a solicitor) of your choice to act on your behalf and to change that appointment at any time before the settlement date.</p> <p>Should you wish to change your settlement agent prior to the settlement date, your first appointed settlement agent must accept your decision and is obliged to assist you with this change.</p> <p>A settlement agent may act for both the vendor and the purchaser where —</p> <ul style="list-style-type: none"> • both parties acknowledge in writing that they are aware the settlement agent proposes to do this; • both parties give prior consent to the settlement agent so acting; and • the settlement agent is able to provide all information and advice to both parties. <p>If a conflict of interest arises your settlement agent must not continue to act for you, and you should then appoint an unrelated settlement agent (or a solicitor) to represent you.</p> <p>There is a maximum scale of fees. You may negotiate a fee lower than the prescribed maximum before making an appointment of a settlement agent.</p>

Please be aware that if you change your settlement agent, your first appointed settlement agent may in some circumstances be entitled to a portion of the fees based on the work the settlement agent has undertaken on your behalf. However, the fees payable to the later settlement agent (or solicitor) should be reduced on account of reduced work being required.

Disclosure of interest

Where a settlement agent has a business or financial relationship with a real estate agent, real estate sales representative, developer or financial institution the settlement agent is required to inform a prospective client of that relationship because a conflict of interest may arise during the course of the settlement. When a settlement agent is so required to give this information it is to be contained in a Disclosure of Interest form.

A Disclosure of Interest Form in the prescribed form:

- (1)* Is not required
- (2)* Has been given to you

Appointment

Property/Business:

Vendor(s):

Purchaser(s):

To:

[Name and address of settlement agent]

I/We* being the vendor(s)/purchaser(s)* named above appoint you to represent me/us* in the settlement of the property referred to above and:

- (1) I/We* agree to pay the maximum prescribed fee or a lesser fee negotiated with you and all disbursements incurred by you.
- (2)* You may also act for each other party to the transaction if you advise me immediately should any conflict of interest arise between the parties.
OR
- (3)* You may not act for any other party to the transaction.

Acknowledgment of receipt of appointment form

I/We* hereby acknowledge and confirm that a true copy of this document was received.

Dated the day of (year)

Signature of

vendor(s)/

purchaser(s)*:

Acceptance of appointment

I accept the appointment to act as your settlement agent on the terms set out in this appointment.

Dated the day of (year)

Signature of

Settlement Agent:

* Please delete where not applicable



Form 2

[r. 8]

<p>Disclosure of Interest</p> <p>[Please read this document before appointing a settlement agent to act for you.]</p>
Name of proposed settlement agent:
Name of associated body or person:
Role of associated body or person: (e.g. Real estate agent, real estate sales representative, developer, financial institution.)
Property:
Vendor(s):
Purchaser(s):
<p>Take notice that there is a business or financial relationship between the proposed settlement agent and the associated body or person named. As a result the associated body or person may receive a financial benefit (by way of commission, interest, additional business etc.) if settlement of this transaction is effected.</p> <p>Because the associated body or person will generally only receive financial benefit if settlement of the transaction is effected, it is possible that the proposed settlement agent may be faced with a conflict of interest if, for instance, you choose to terminate the transaction before settlement or to seek advice about your right to do so.</p>
<p><u>Your settlement agent's responsibility to you</u></p> <p>The relationship between your settlement agent and you, as a client, must be one of utmost good faith. Your settlement agent must not put his/her duty to you in conflict, or likelihood of conflict, with his/her own interests or the interests of any other person or organization.</p>
<p><u>What is a conflict of interest?</u></p> <p>In general a conflict of interest may arise in 3 ways:</p> <ol style="list-style-type: none"> 1. When a settlement agent has a business or financial association with a person or body (e.g. a real estate agent, real estate sales representative, developer or financial institution) and therefore more than his or her interest as a settlement agent in the settlement being effected. 2. When a person or body (e.g. a real estate agent, real estate sales representative, developer or financial institution) has a business or financial association with a settlement agency and therefore an interest in settlement being effected.

3. When a settlement agent is acting for both the vendor and the purchaser of a real estate transaction or a business transaction. The *Settlement Agents Act 1981* and the *Settlement Agents' Code of Conduct 1982* provide that a settlement agent may not act for both parties (i.e. the vendor and the purchaser) unless —

- both parties acknowledge in writing that they are aware the settlement agent proposes to do this;
- both parties give prior consent to the settlement agent acting for the vendor and the purchaser; and
- the settlement agent is able to provide all information and advice to both parties.

If a conflict of interest arises each party must then become separately represented.

Your rights

You have the right to appoint a settlement agent (or a solicitor) of your choice to act on your behalf and to change that appointment at any time before the settlement date.

If a conflict of interest arises your settlement agent must not continue to act for you, and you should then appoint an unrelated settlement agent (or a solicitor) to represent you.

Should you wish to change your settlement agent prior to the settlement date, your first appointed settlement agent must accept your decision and is obliged to assist you with this change.

Please be aware that if you change your settlement agent your first appointed settlement agent may in some circumstances be entitled to a portion of the fees based on the work the settlement agent has undertaken on your behalf. However, the fees payable to the later settlement agent (or solicitor) should be reduced on account of reduced work being required.

Acknowledgment of receipt of disclosure statement

I/We* hereby acknowledge and confirm that a signed original of this document was received and that I/we* have read and understood the document prior to appointing a settlement agent to act for me/us on the day of (year)

Signature of vendor(s)/purchaser(s)*:

.....

* Please delete where not applicable.

GREG GAUNT, Chairman

DOUG SHAVE, Minister for Fair Trading

— PART 2 —

CEMETERIES

CC401*

CEMETERIES ACT 1986
METROPOLITAN CEMETERIES BOARD
SCHEDULE OF FEES

1 July 2000—30 June 2001

In pursuance of the powers conferred by section 53 of the Cemeteries Act 1986, the Metropolitan Cemeteries Board hereby records having resolved on 27 April 2000, to set the following fees effective from July 1st, 2000. The fees shall be payable upon application for services at Karrakatta, Pinnaroo, Midland and Guildford Cemeteries detailed hereunder.

(All Prices Shown Include GST at 10%)

Description	Cemetery			
	Karrakatta	Pinnaroo	Midland	Guildford
Burial				
Interment Fees:				
Adult Interment	650	650	650	650
Adult Interment Garden Chapel	650			
Child Interment (under 13 years)	415	415	415	415
Stillborn Baby (without service)	170		170	170
Entombment	650			
Grant of Right of Burial (25 Years):				
Gravesite/Grant	885	815	815	815
Family Estate Grave (Grant Fee will apply)	1,000			
Renewal of Expired Grant	885	815	815	815
Extension of Current Grant (25 years)	1,330	1,330	1,330	1,330
Jewish Orthodox Lawn Grave (includes Star of David)	935			
Jewish Orthodox Lawn (includes GRB, Inter, Plaque, Granite base)	1,900			
Jewish Granite Base Upgrade	450			
Mausoleum Crypt (Grant Fee may Apply)	Quote			
Vault Construction (Grant will apply)			4,950	
Children's Memorial Garden (CMG)	565			
CMG Extension of Grant	850			
Path—				
150mm (6 inch)	135		135	135
300mm (1 foot)	270		270	270
600mm (2 foot)	540		540	540
Transfer of Grant / Re-Issue / Refund / Admin	85	85	85	85
Service Fees:				
Selection of Grave	175	175	175	175
Saturday Funeral	300	300	300	300
Interment of Oversize Casket	160	160	160	160
Premium Land (Grant fee will apply)	Quote		Quote	Quote
Maintenance (applies if grant has expired and cannot be renewed)	110	110	110	110
Chapel or Condolence Lounge (1hour)	290			
Late Funeral Fee (after 10 minutes)	90	90	90	90
Hourly Service (Minimum)	130	130	130	130
Hourly Service Rate (in addition to minimum)	65	65	65	65
After Hours Funeral (minimum additional fee)	630	630	630	630
Additional Burial Services:				
Exhumation	1,300	1,300	1,300	1,300
Re-interment after exhumation	650	650	650	650
Lift & Deepen	650	650	650	650

(All Prices Shown Include GST at 10%)

Description	Cemetery			
	Karrakatta	Pinnaroo	Midland	Guildford
Cremation				
Cremation Fees:				
Adult Cremation—1 hour use of Chapel and Lounge	670	670		
Adult Cremation—Use of Garden Chapel or Direct Delivery	595	595		
Child Cremation (under 13 years)	415	415		
Stillborn Baby (without Service, Includes scattering of ashes)	105	105		
Stillborn Baby (includes Viewing Room or Norfolk Chapel 8:00am only)	130	130		
Service Fees:				
Saturday Funeral	300	300		
Extra Chapel/Lounge Time (1hour)	290	290		
Late Fee	90	90		
After Hours (minimum additional fee)	630	630		
Other Ashes Services:				
Preparation of Ashes for Collection	80	80	80	80
Collection of Ashes with 2 line Book entry	200	200	200	200
Postage—				
Within Australia	120	120	120	120
Overseas	220	220	220	220
Placement of ashes in Family Grave	165	165	165	165
Maintenance (Applies if grant has expired and cannot be renewed)	110	110	110	110
Scatter to the Winds	80	80	80	80
Scatter to the Winds with 2 line Book entry	200	200	200	200
Family Attending Placement of Ashes	90	90	90	90
Transfer of Ashes (plus new position fee)	80	80	80	80
Registration of Deceased (Non-MCB)	80	80	80	80
Holding Fee per month (after 6 months)	10	10	10	10
Ash Container	15	15	15	15
Display Urns	Quote	Quote	Quote	Quote
Memorials				
Burial Plaques:				
Bronze—380mm x 280mm	480	480		
Bronze—560mm x 305mm	650	650		
Bronze—Detachable Plate	170	170		
Bronze—Jewish Orthodox (including granite base)	615			
Bronze—Jewish Orthodox (including concrete base)	Quote			
Bronze—Religious Area	165			
Stillborn	110			
Book of Remembrance:				
Two Lines	155	155		
Each additional line (max 8 lines)	40	40		
Emblem (min 5 lines required)	110	110		
Personal Copy	140	140		
Memorial Plaques (25 Years):				
Family Shrub—				
First Inscription	1,900	1,900	1,900	1,900
Other Inscriptions	240	240	240	240
Granite Base—Small	150	150	150	150
Large Plaque Extra	215	215	215	215
Granite Base—Large	200	200	200	200
Garden of Remembrance	360			
Granite Boulder (includes 1st plaque)	Quote			
Detach Plate	175	175		
Niche Plaque	160	160		
Ground Plaque	455	455		

(All Prices Shown Include GST at 10%)

Description	Cemetery			
	Karrakatta	Pinnaroo	Midland	Guildford
Memorial Plaques (25 Years)—<i>continued</i>				
Granite Niche Wall—				
Single			380	
Double			645	
2nd Inscription			175	
Ground Niche Standard position	685	685	685	685
Ground Niche Special position	840	840		
Granite Base	200	200	200	200
Memorial Garden		360	360	360
Memorial Rock		Quote		
Memorial Seat—				
1st Inscription (includes any applicable plaque)	2,610	2,610		
Detach Plate or 2nd insc for Garden Bench @ PVMP	175	175		
Niche Plaque	160	160		
Ground Plaque	455	455		
Memorial Wall—				
Single	485			
Double	715			
2nd Inscription	175			
Niche Wall—				
Single	315	315		315
Double—Modern & Traditional	480	480		480
Columbarium Single	485			
Columbarium Double	715			
Military Niche (Single position only, no Plaque)	245	245		245
All Niche Walls 2nd Inscription	175	175		175
Reflection Wall (Green plaque only)		715		
Rose Memorial—				
1st Inscription	1,225		1,225	
Other Inscriptions	240		240	
Centenary Rose Garden—				
1st inscription	2,240			
Other inscriptions	465			
Special Memorials	Quote	Quote	Quote	Quote
Additional Plaque Services:				
Additional line	20	20	20	20
Emblem, size: A, B, C	30	30	30	30
Emblem, size: D	45	45	45	45
Restoration—				
By MCB	80	80	80	80
By Arrow	Quote	Quote	Quote	Quote
Diamond Shield Protectant/Polish	20	20	20	20
Additional Memorial Services:				
Transfer of Ashes (plus new position fee)	80	80	80	80
Attend Ashes Placement	90	90	90	90
Pre-need Services				
Interment Agreement:				
Adult Interment	725	725	725	725
Grant of Right of Burial (25 Years):				
Gravesite (*Restrictions at Karrakatta)	1,060	1,000	1,000	1,000
Extension of Grant (25 years)	1,330	1,330	1,330	1,330
Jewish Orthodox Lawn (*Restrictions)	1,100			
Cremation Agreement:				
Adult Cremation	735			
Memorial Agreement (25 Years):				
Reserve Memorial Position				

See Memorial Plaque Fees
(1st Inscription only—Plaque payable at time of
use, see below)

(All Prices Shown Include GST at 10%)

Description	Cemetery			
	Karrakatta	Pinnaroo	Midland	Guildford
Plaques for Pre-Need Memorials:				
Centenary Rose Garden	225			
Family Shrub—				
Small Plaque	155	155	155	155
Large Plaque	195	195	195	195
Garden of Remembrance—Bronze Plaque	Quote			
Garden of Remembrance—Chrome/Aluminium Plaque	135			
Granite Niche Wall—				
Single			125	
Double			250	
Ground Niche Standard Position	195	195	195	195
Ground Niche Special Position	195	195	195	195
Memorial Garden		160	160	160
Memorial Wall—				
Single	155			
Double	250			
Niche Wall—				
Single	125	125		125
Double	220	220		220
Columbarium Single	125			
Columbarium Double	250			
Rose Memorial	155		155	

ALL CHARGES SHOWN BELOW, EXCEPT WHERE OTHERWISE STATED,
ARE EXEMPT FROM GST

	Karrakatta	Pinnaroo	Midland	Guildford
RESEARCH SERVICES				
With Board Assistance:				
Location Query (up to 2 queries)	Free	Free	Free	Free
Location Query (after 2 queries)	5	5	5	5
Photocopy of Record—INCLUDING GST @ 10%	5	5	5	5
Surname Report (minimum)—INCLUDING GST @ 10%	20	20	20	20
Without Board Assistance:				
Microfiche (Alphabetical listing of all MCB Cemeteries)	110	110	110	110
Access to CRS or microfiche (per hour)	10			
PERMITS				
Monumental:				
New Headstone—No kerbing (Lawn or Park Type)	150	150	150	150
New Headstone—With kerbing	190	190	190	190
Mausoleum Inscription	90			
Additional Inscriptions/Renovation	75	75	75	75
Additional Monumental	90		90	90
Funeral:				
Single Funeral Permit	90	90	90	90
LICENCES				
Monumental Mason:				
Annual	245—Includes All Cemeteries			
Single Use (Permit fee also payable)	85	85	85	85
Funeral Director:				
Annual	495—Includes All Cemeteries			
Branch Account	150—Includes All Cemeteries			

EAST PERTH REDEVELOPMENT

EC401**EAST PERTH REDEVELOPMENT ACT 1991****EAST PERTH REDEVELOPMENT SCHEME
AMENDMENT NO. 11 AVAILABLE FOR INSPECTION**

It is hereby notified for public information that the Hon. Minister for Planning has granted consent for Amendment No. 11 to the East Perth Redevelopment Scheme to be advertised for public inspection.

The purpose of Amendment No. 11 is to introduce Scheme text and policy provisions to cover the precincts in the Northbridge Project Area.

Details of the proposed amendment are available for inspection at the offices of the East Perth Redevelopment Authority, 184 Bennett Street east Perth, during business hours of 8.30 am and 5.00 pm, Monday to Friday. Telephone: 9222 8000; Facsimile: 9325 5016.

Written submissions on the proposed amendment may be made by any person addressed to the—

A/Chief Executive Officer
East Perth Redevelopment Authority
PO Box 6828
East Perth 6892

and received by no later than 5.00 pm on Tuesday, 11 July 2000.

The Authority may modify the proposed amendment as it thinks fit to give effect to any submission/s it may receive.

FAIR TRADING

FT401**COMPANIES (CO-OPERATIVE) ACT 1943****COMMODITY MARKETING CO-OPERATIVE LIMITED**

Notice is hereby given that pursuant to Section 26(1) of the abovenamed Act, a Certificate of Incorporation, as a Limited Company, has this day been issued to Commodity Marketing Co-operative Limited.

Dated this 9th day of May 2000.

(Sgd.) A Person Authorised by the Commissioner
for Corporate Affairs in Western Australia.

Ministry of Fair Trading,
Perth WA 6000.

JUSTICE

JM401**JUSTICES ACT 1902**

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

Mr Lionel Arthur Rose of 35 Warner Road, Parmelia
to the office of Justice of the Peace for the State of Western Australia.

PAULINE PHILLIPS, A/Executive Director,
Court Services.

LAND ADMINISTRATION

LA401*

LAND ADMINISTRATION ACT 1997

INSTRUMENT OF DELEGATION

I, Douglas James Shave, MLA, Minister for Lands, acting in accordance with section 9 of the *Land Administration Act 1997*, hereby delegate to the Minister for the Environment and the Chief Executive Officer of the Botanic Gardens and Parks Authority ("the Authority") my powers and duties under section 18 of the *Land Administration Act 1997* subject to the following conditions:

A. Limited Extent of Delegation

- This delegation is limited to approving dealings over Crown land—
 - (i) which is "designated land" within the meaning of the *Botanic Gardens and Parks Authority Act 1998*;
 - (ii) to the extent of the Authority's statutory powers under the *Botanic Gardens and Parks Authority Act 1998* to create, grant or deal in interests in such land;
 - (iii) in accordance with any terms and conditions of any management order which may have been issued under section 46 of the *Land Administration Act 1997*, and associated policies and law.
- This delegation does not extend to transfers in fee simple; assignments of vesting or management to other parties; or to leases for terms exceeding any limits specified in the *Botanic Gardens and Parks Authority Act 1998* or in any management order issued in relation to the subject land.

B. Limited Term of Delegation

This delegation will only endure until—

- legislation is enacted to exclude or modify the application of section 18 of the *Land Administration Act 1997* in relation to any Crown land which is "designated land" within the meaning of the *Botanic Gardens and Parks Authority Act 1998*.
- Any existing management orders already issued in relation to the subject land is revoked and replaced by a management order issued under section 46 of the *Land Administration Act 1997*, excluding the need for the approval of the Minister for Lands to dealings in the subject land.

D. J. SHAVE, Minister for Lands.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995

Shire of Capel
(Basis of Rates)

Department of Local Government,
Perth, 26 May 2000.

LG: CP 5-4

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Minister for Local Government has determined that the method of valuing the land described in the schedules hereunder shall be gross rental values for the purposes of rating with effect from 1 July 2000.

JOHN LYNCH, Executive Director,
Department of Local Government.

Schedules

All those portions of land comprised in the schedules below:

SCHEDULE 'A'

Lots 404 to 409 inclusive of Wellington Location 41, as shown on Office of Titles Plan 23885 (sheet 2).

SCHEDULE 'B'

Lots 410 to 415 inclusive, Lot 441 and Lots 460 to 464 inclusive of Wellington Location 41, as shown on Office of Titles Plan 23887.

SCHEDULE 'C'

Lots 621 to 625 inclusive, Lots 631 to 636 inclusive, Lots 643 to 645 inclusive, Lots 657 and 658 of Wellington Location 41, as shown on Office of Titles Plan 23890.

SCHEDULE 'D'

Lot 618 of Wellington Location 41, as shown on Office of Titles Plan 23892.

SCHEDULE 'E'

The subject of Office of Titles Plans 23886, 23888, 23889 and 23891.

SCHEDULE 'F'

The subject of Office of Titles Plans 24083, 24084, 24085 and 24086.

LG402**LOCAL GOVERNMENT ACT 1995**

Town of Kwinana

(Basis of Rates)

Department of Local Government,
Perth, 26 May 2000.

LG: KW 5-4

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Minister for Local Government has determined that the method of valuing the land described in the schedules hereunder shall be gross rental values for the purposes of rating with effect from 1 July 2000.

JOHN LYNCH, Executive Director,
Department of Local Government.

SCHEDULE A

Peel Estate Lot 7 as shown on Certificate of Title Volume 1381 Folio 712.

SCHEDULE B

The subject of Office of Titles Plans 23827 and 23828.

LG501***BUSH FIRES ACT 1954**

Shire of Wandering

Notice to owners and occupiers of land with the Shire of Wandering

Pursuant to the powers contained in Section 33 of the Bush Fires Act, you are hereby required on or before the 31st day of October, 2000 or before such later date as the Council may, according to local conditions decide, to plough, cultivate, scarify or otherwise clear of all inflammable materials and thereafter maintain the firebreaks clear of all inflammable materials, up to and including the 15th day of April, 2001.

1. Clear firebreaks, not less than 2 metres (6' 6") wide, inside and within 20.1 metres (1 chain) of the entire boundary of all rural holdings with an area of 10 hectares or less.
2. For all rural holdings of area greater than 10 hectares (25 acres) satisfy at least one of the following conditions:
 - (i) Have on stand-by an operational fire-fighting unit of minimum 450 Litre (100 gallons) capacity. In cases of more than one such holding in the Shire of Wandering, a minimum of one unit is required for the total land holding.
 - (ii) Clear firebreaks of not less than 2 metres (6' 6") wide, inside and within 20.1 metres (1 chain) of the boundary of all rural land held.
3. Clear firebreaks not less than 2 metres (6' 6") within 20 metres (1 chain) of the perimeter of all buildings on the land and recommend that all flammable material be removed for a distance of 2 metres (6' 6") immediately adjacent to all buildings.
4. Clear firebreaks, not less than 20 metres wide, around the perimeter of any bush exceeding 10 hectares (25 acres) in area prior to carrying out a clearing burn.
5. Plantations (regarded as a clump of planted trees greater than 10 hectares or 25 acres in area):
 - (i) Clear firebreaks not less than 10 metres (½ chain) wide immediately inside all external boundaries of land.
 - (ii) Clear internal firebreaks not less than 10 metres (½ chain) wide surrounding compartments of maximum area of 100 hectares (250 acres).

6. Mobile Fire Fighting Units:

Throughout the above mentioned period during the conduct of the harvest of grain and seed an operational mobile fire fighting unit of minimum 450 Litre (100 gallons) capacity must be in close proximity to the harvest activities at all times.

If it is impracticable for any reason to clear firebreaks in the position required by this notice, the approval of the Council must be obtained to provide them in an alternative place. If for any reason it is found impracticable to construct firebreaks in accordance with the provisions of this notice by the set date, which is the 31st day of October, 2000, you are requested to notify the District Chief Fire Control Officer or the Chief Executive Officer of the circumstances.

Notes:

Ploughing of roadsides in the Shire of Wandering is prohibited. Burning on roadsides is only permitted outside the prohibited and restricted burning period and only in heaped piles - no strip burning.

Camp fires within the Shire of Wandering during the restricted and prohibited burning period are prohibited except between the hours of 6pm and 11pm and subject to the fire being extinguished by midnight.

Pursuant to the powers contained in Section 27 of the Bush Fires Act, the operation of a tractor towing a harvester or a self propelled harvester (including a straw baler), without a operational fire extinguisher as defined by the Act, is prohibited during the restricted and prohibited burning periods.

Pursuant to the powers contained in Regulation 39 a fire extinguisher together with a container of at least 450 Litres (100 gallons) of water is to be provided at the site of chaff cutting operations.

Dated this 18th day of May, 2000.

By Order of the Council.

M. G. OLIVER, Chief Executive Officer.

MINERALS AND ENERGY

MN401**MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Minerals and Energy,
Mt Magnet, 15th May 2000.

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.

S. WILSON, Warden.

To be heard in the Warden's Court at Mt Magnet on 28th June, 2000.

MURCHISON MINERAL FIELD*Cue District*

P20/1579—Castle Hill Resources NL

P20/1698—Gwilliam, Noel Lawrence; Radman Mining Pty Ltd

Day Dawn District

P21/531—Castle Hill Resources NL

P21/532—Castle Hill Resources NL

P21/594—Miley, Peter John William

Mt Magnet District

P58/1026—Auriferous Mining Pty Ltd; Circle 9 Mining Co Pty Ltd

P58/1027—Auriferous Mining Pty Ltd; Circle 9 Mining Co Pty Ltd

YALGOO MINERAL FEILD

P59/1433—Taylor, Douglas Ernest; Sumption, Paul

P59/1435—Treacy, Joy Jennifer; Treacy, Peter James

MN402**MINING ACT 1978**

NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Minerals and Energy,
Southern Cross.

In accordance with Regulation 49(2)(c) of the Mining Regulations, 1981 notice is hereby given that the following licences are liable to forfeiture under the provisions of Section 96(1)(a) of the Mining Act, 1978 for breach of covenant, viz. non-payment of rent.

F. CULLEN SM, Warden.

To be heard in the Wardens Court, Southern Cross on 11th July 2000.

YILGARN MINERAL FIELD

Prospecting Licence

77/3001—Cambrian Resources Ltd

77/3180—Tectonic Resources NL

77/3181—Tectonic Resources NL

77/3182—Tectonic Resources NL

77/3183—Tectonic Resources NL

77/3184—Tectonic Resources NL

MN403**MINING ACT 1978**

NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Minerals and Energy,
Meekatharra WA 6642.

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

S. WILSON (SM), Warden.

To be heard in the Warden's Court, Meekatharra on 20th July 2000.

MURCHISON MINERAL FIELD

Prospecting Licences

51/02232—Western Resources and Exploration Pty Ltd

51/02233—Western Resources and Exploration Pty Ltd

51/02234—Western Resources and Exploration Pty Ltd

51/02235—Western Resources and Exploration Pty Ltd

51/01726—Defiance Mining NL; Finders Gold NL

EAST MURCHISON MINERAL FIELD

Prospecting Licences

53/00866—Great Central Mines Limited

53/00879—Great Central Mines Limited

MN404**MINING ACT 1978**

NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Minerals and Energy,
Carnarvon.

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

S. WILSON (SM), Warden.

To be heard in the Warden's Court Carnarvon on Friday 30th June 2000.

ASHBURTON FUNERAL FIELD

P08/448—Steven Mark Strong & Emma Jane Strong

P08/457—Lena Kuniewski

GASCOYNE MINERAL FIELD

P09/360—Elizabeth Sharon Bartleet

P09/368—Robert Michael Baron & Robert Edward Ward

P09/373—Estelle Daphne Jones

P09/389—Rodney Laurence Bellotti; Barry John Bellotti & Roy James Bellotti

P09/390—Rodney Laurence Bellotti; Barry John Bellotti & Roy James Bellotti

P09/391—Rodney Laurence Bellotti; Barry John Bellotti & Roy James Bellotti

P09/392—Rodney Laurence Bellotti; Barry John Bellotti & Roy James Bellotti

P09/393—Rodney Laurence Bellotti; Barry John Bellotti & Roy James Bellotti

P09/394—Rodney Laurence Bellotti; Barry John Bellotti & Roy James Bellotti

MN405**MINING ACT 1978**Department of Minerals & 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 MLC, Minister for Mines.

MINERAL FIELD

Mt Magaret

38/275—Corry, Peter John; Farmer, David Ward; Harvey, Gregory Peter; Scott-Smith, Phillip Anthony

MN406**MINING ACT 1978**

INSTRUMENT OF EXEMPTION OF LAND

The Minister for Mines pursuant to the powers conferred on him by Section 19 of the Mining Act 1978, hereby exempts all areas of land described hereunder from Division 1-5 of Part IV of the Mining Act 1978.

DESCRIPTION

Those portions of land, not being private or land the subject of a mining tenement or application for a mining tenement, bordered yellow on the plan at page 25 of Minerals and Energy File 977/99 and designated "S19" on the Departmental Public Plan.

AREA: 6.58 SQUARE KILOMETRES

Dated this 10th day of May 2000.

N. F. MOORE, Minister for Mines.

MN407**MINING ACT 1978**

INSTRUMENT OF EXTENSION OF EXEMPTED LAND

Pursuant to Section 19(2c) of the Mining Act 1978, I hereby extend the period of exemption declared by me via an Instrument of Exemption dated 16 June 1998 and published in the *Government Gazette* 3 July 1998 at pages 3595 and 3596 for a period of 12 months expiring 15 June 2001.

Dated at Perth this 15th day of May 2000

N. F. MOORE, Minister for Mines.

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

Bills Assented To

It is hereby notified for public information that the Administrator 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 (Fines Enforcement) Bill 1999	19 May 2000	9 of 2000
Prisoners (International Transfer) Bill 1999	19 May 2000	10 of 2000
Crimes at Sea Bill 1999	19 May 2000	11 of 2000

L. B. MARQUET, Clerk of the Parliaments.

PLANNING

PD401

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF STIRLING

DISTRICT PLANNING SCHEME NO 2—AMENDMENT NO 364

Ref: 853/2/20/34 Pt 364

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 Stirling Town Planning Scheme Amendment on 8 May, 2000 for the purpose of—

1. Deleting Clause 2.2.5 SPECIAL DESIGN CONTROL AREA
2. Substituting Clause 2.2.3 CHARACTER PROTECTION AREAS with the following new clause—
“2.2.3 HERITAGE PROTECTION AREAS

2.2.3.1 Intent of the Heritage Protection Areas

It is the intention of the Council to ensure that any new development within a Heritage Protection Area is in harmony with and reflects—

- (a) the character of existing dwellings in the area; and
- (b) the local streetscape and existing pattern of development.

The land comprising the Heritage Protection Areas is depicted in Schedule 4 of the Scheme and is also delineated accordingly on the Scheme Map

2.2.3.2 Development Within a Heritage Protection Area

Development within a Heritage Protection Area shall comply with the following—

- (a) the intention of the Council under Clause 2.2.3.1 of Scheme;
- (b) unless otherwise approved by the Council, the conservation of architectural elements or features of an existing building or buildings which are considered to significantly contribute to the streetscape or character of the area; and
- (c) the Heritage Protection Area Design Guidelines adopted by the Council.

2.2.3.3 Application for Approval

In addition to the provisions of Clause 1.3.5, an application for a Building Licence or for the Council's prior approval to commence development, as the case may be, shall also include—

- (a) street, side and rear elevations, drawn to a scale of 1:100, showing the proposed development.
- (b) an internal floor plan, drawn to a scale of 1:100, of the proposed development.
- (c) In addition to a site plan, a plan of the proposed development site showing existing and proposed ground levels over the whole of the lot and the location, type and height of all existing vegetation exceeding two metres in height. Such a plan shall be drawn to the same scale as the site plan.
- (d) A detailed schedule of finishes, including type and colour of existing and new materials to be used in the proposed development.

2.2.3.4 Demolition Within a Heritage Protection Area

In addition to the provisions of Clause 1.3.5, an application to demolish a building in a Heritage Protection Area must be accompanied by an application for Council's prior approval to commence development for that site. The Council shall not issue a demolition licence for a site, if the application for Council's prior approval to commence development for that site has not been approved.

2.2.3.5 Granting of Approval

The Council in having regard for the Heritage Protection Area Design Guidelines may in respect of an application for a Building Licence or for its prior approval to commence development, as the case may be—

- (a) refuse to grant a Building Licence or its approval to commence development if it is of the opinion that the proposed development does not comply with the Design Guidelines.
 - (b) specify alterations to be made to the design of the proposed development.
 - (c) notwithstanding the schedule of finishes submitted, specify an alternative schedule of finishes to be used in the proposed development.
3. Amending Clause 1.3.5.1 by substituting the existing sub-clause (c) with the following—
“(c) Demolition of a building except where such a building is within a Heritage Protection Area or listed on the City of Stirling Municipal Inventory.”
4. Substituting the existing Schedule 4 with the new Schedule 4:
5. Amending the Scheme Map by—
- (a) Deleting the Character Protection Areas;
 - (b) Deleting the Mount Lawley Special Design Control Area;
 - (c) Delineating Mount Lawley, Inglewood and Menora as Heritage Protection Areas; and
 - (d) Rezoning part of Mount Lawley from R20 to R12.5 as illustrated on the maps.

D. C. VALLELONGA, Mayor.
M. J. WADSWORTH, Chief Executive Officer.

PD402

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF CHITTERING

TOWN PLANNING SCHEME NO 5—AMENDMENT NO 66

Ref: 853/3/4/5 Pt 66

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 Chittering Town Planning Scheme Amendment on 12 May, 2000 for the purpose of—

Rezoning Part Lot M 1394 and Lot 2, Maddern Road, Chittering, from Rural 1 Zone—Landscape Protection to Rural Living C—Group Farming /Multiple Occupancy Zone.

Adding to Schedule 5—Special Rural and Rural Living Zones in column (a) Part Lot 1394 and Lot 2 Maddern Road, Chittering and in column (b) uses and conditions opposite this Specified Area or Locality.

SCHEDULE 5

SPECIAL RURAL AND RURAL LIVING ZONES

Provisions Relating to Specified Areas

(a)	(b)
Specified Areas or Localities	Special Provisions to refer to Special Rural and Rural Living Zones
Part Lot 1394 and Lot 2 Maddern Road, Chittering	<p>(1) Development Plan</p> <p>Subdivision and development of land shall be generally in accordance with a Development Plan for the subject land.</p> <p>The Development Plan may be implemented upon it's adoption by the Council and the Western Australian Planning Commission subject to the plan being advertised by the Council for a period of 21 days and consideration of any submissions received.</p> <p>The Development Plan shall include details of—</p> <ol style="list-style-type: none"> (a) provisions relating to the use and development of land and to any ongoing management requirements associated with the development, and (b) The staging of development.

(a) Specified Areas or Localities	(b) Special Provisions to refer to Special Rural and Rural Living Zones
	<p>The Development Plan may be required to include land tenure arrangements.</p> <p>In it's consideration of the Development Plan, the Council shall have regard to any advice received from Agriculture Western Australia pertaining to remedial land care, drainage and earthworks.</p> <p>The Council shall also require a biological survey and a Jarrah dieback survey as supporting investigations and shall have regard for these in its consideration of the Development Plan.</p> <p>(2) Vegetation Protection Areas</p> <p>Vegetation Protection Areas shall be defined on the Development Plan.</p> <p>The Vegetation Protections Areas included in the Development Plan shall be set aside for protection in perpetuity. Land tenure for Vegetation Protection Areas shall be in accordance with any land tenure arrangements incorporated in the Development Plan.</p> <p>A management plan shall be adopted by the Council for Vegetation Protection Areas and implemented to the satisfaction of the Council. All owners of affected private land shall manage their properties in accordance with the management plan.</p> <p>Except where necessary to remove trees which are dead, diseased or dangerous or to permit access or the installation of essential services, no clearing of vegetation shall be permitted or undertaken within the Vegetation Protection Area unless approved in writing by the Council.</p> <p>The Council may require a landowner, as a condition of development approval, to undertake tree planting and land rehabilitation to its specification and to maintain any planted or rehabilitated areas.</p> <p>Within Vegetation protection Areas, only endemic species shall be used.</p> <p>(3) Rural Residential Development Precincts</p> <p>Rural Residential Development Precincts shall be depicted on the Development Plan and no rural residential or ancillary development shall be permitted or undertaken outside those precincts without the written approval of the Council.</p> <p>The Council may require the landowner to prepare standards and guidelines for all Rural Residential Development precincts for adoption by the Council. All developments shall comply with the adopted standards and guidelines</p> <p>The standard and guidelines shall be incorporated into the Development Plan.</p> <p>(4) Density of Rural Residential Development</p> <p>The density of rural residential development shall be in accordance with the local rural strategy adopted by the Council and approved by the Western Australian Planning Commission.</p> <p>(5) Domestic Water Supply</p> <p>All habitable buildings and facilities accessible or open to the public shall be provided with a potable water supply.</p> <p>Dwellings on lots below 2.0ha shall be serviced with reticulated water by a licensed water provider, or otherwise in accordance with the Western Australian Planning Commission policy.</p> <p>(6) Fencing</p> <p>No fencing shall be permitted or undertaken within a Vegetation Protection Area as depicted on the Development Plan unless approved in writing by the Council.</p> <p>The Council may determine the type, height, materials and extent of any fencing.</p>

(a) Specified Areas or Localities	(b) Special Provisions to refer to Special Rural and Rural Living Zones
--------------------------------------	--

(7) Land Management

Any remedial or new works for the purposes of conservation or catchment management, as depicted on the management plan, shall be implemented by the landowner in accordance with the Development Plan.

The Council may approve staging of the remedial works to coordinate with the staging of development within the development precincts.

The Council may require the landowner to undertake a replanting programme to the Council's satisfaction in any areas depicted on the Development Plan for regeneration of vegetation.

Outside Vegetation Protection Areas, use of endemic species is encouraged but nonendemic species may be used, provided these comply with any guidelines adopted by the Council.

All owners or occupiers shall maintain the land, including any watercourses or drainage swales, in a manner which prevents degradation of the land or any vegetation thereon.

A strata company, or an equivalent shall be responsible for the maintenance of any common property depicted on the Development Plan.

All earthworks and construction shall be carried out in a manner which minimises disturbance of vegetation, to control dust and noise emissions in accordance with Department of Environmental Protection guidelines, to minimise soil tillage and to employ stormwater management practices to the satisfaction of the Council.

(8) Dams and Watercourses

The construction of dams and the extraction of surface water may only be undertaken with the written approval of Council, determined in consultation with the Water and Rivers Commission.

(9) Fire Management

Council shall adopt a Bush Fire Management Plan for the subject land which shall be prepared in consultation with the Bush Fire Service of Western Australia. Council may amend the plan where it considers this to be necessary.

All owners of affected land shall manage their properties in accordance with the Fire Management Plan. Development which would conflict with or impede bush fire management in accordance with the plan shall not be permitted or undertaken.

(10) Effluent Disposal

Council may require the provision of high performance (nutrient stripping) effluent disposal systems or other measures to be determined by the Council in consultation with the Department of Environmental Protection and the Health Department of Western Australia.

Where the Council permits the use of conventional leach drain effluent disposal systems, these shall have a minimum vertical clearance of 2 metres above the highest known water table or bedrock and horizontal separation from any watercourse in accordance with the following Table 1;

Parameter	Conventional Systems		Alternative Systems	
	Sandy	Other	Sandy	Other
Receiving Soil Type				
Water Body	100 m	100 m	50 m	50 m
Permanent Watercourse	100 m	50 m	50 m	30 m
Seasonal Watercourse	100 m	30m	30m	30m
Specifi Event	100 m	30m	30m	10m

Other soils assume Phosphorus Retention Index >30

(a) Specified Areas or Localities	(b) Special Provisions to refer to Special Rural and Rural Living Zones
--------------------------------------	--

(11) Permitted Uses

Uses permitted on the subject land shall be in accordance with Table 3C of the Scheme Text. In addition, the following uses may be permitted where the Council exercises its discretion by granting its specific planning approval.

Arts and Crafts Workshop and Sales

Cooperage

Community Purpose

Convenience Store

Convention Centre

Entertainment facilities (inside and outside) including Restaurant

Market

Museum

Tourist Facilities

Tourist Accommodation

Winery

(12) Livestock Restrictions

With the intention of preventing overstocking or other practices detrimental to the amenity of the zone and to prevent land degradation and nutrient export, the keeping of livestock shall not be permitted without approval in writing from the Council.

In considering any applications for the keeping of livestock, the Council will have regard to advice from Agriculture Western Australia.

Notwithstanding the above, in cases where the keeping of livestock has been given but environmental or land degradation problems develop, the Council after consultation with Agriculture Western Australia, may take appropriate action to prohibit, restrict or reduce the number of animals kept on a property.

(13) Agricultural Activities

(a) Where a combination of rural residential development and commercial agriculture occurs within the same development, land tenure and management provisions may be required in the Development Plan and if included, shall be implemented to ensure a satisfactory standard of amenity for residents.

(b) Where commercial vineyards are established, the vineyard manager shall prepare a Vineyard Management Plan prior to the first stage development approval addressing the issues of dust, noise and spray management, fertiliser, irrigation and pest management together with surface water quality monitoring to the satisfaction of the Council in consultation with the Department of Environmental Protection.

T. S. JACKSON, President.
R. P. HOOPER, Chief Executive Officer.

PD403*

TOWN PLANNING AND DEVELOPMENT ACT 1928

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

CITY OF ARMADALE

TOWN PLANNING SCHEME NO 2—AMENDMENT NO 134

Ref: 853/2/22/4 Pt 134

Notice is hereby given that the local government of the City of Armadale has prepared the abovementioned Scheme Amendment for the purpose of rezoning Lot 1 Hilbert Road, Forrestdale from the Rural "X" Zone to the Residential Zone with the designation "Development Area".

Plans and documents setting out and explaining the Scheme Amendment and the Environmental Review have been deposited at Council Offices, 7 Orchard Avenue Armadale 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 7 July 2000.

Submissions on the Scheme Amendment may be made in writing on Form No 4 and lodged with the undersigned on or before 7 July 2000.

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.

A. F. MAXWELL, Chief Executive Officer.

RACING, GAMING AND LIQUOR

RA401

LIQUOR LICENSING ACT 1988

SUMMARY OF LIQUOR LICENSING APPLICATIONS

The following is a summary of applications received under the Liquor Licensing Act 1988 and required to be advertised. Any person wishing to obtain more details about any application, or about the objection process, should contact the Liquor Licensing Division, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
7779	Northern Wells Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Broome and known as Echo's Cafe of Broome.	25/6/00
7785	Myra Pty Ltd, Stephen P. M. Walsh and Irene H. J. Walsh	Application for the grant of a Restaurant licence in respect of premises situated in Dwellingup and known as Millhouse Cafe & Chocolates.	22/6/00
7787	Mackerel Islands Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Thevenard Island and known as Mackerel Islands Pty Ltd.	25/6/00
APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
4462	Ian Seaton and Irene Seaton	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Gracetown and known as Gracetown General Store.	9/6/00
4482	Klk Investments Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Narrogin and known as Duke Of York Hotel.	12/6/00
APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF A LICENCE			
111191	West Coast Hospitality Pty Ltd	Application to add, vary or cancel a condition of the Special Facility licence in respect of premises situated in Northbridge and known as Redheads.	5/6/00

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

HUGH HIGHMAN, Acting Director of Liquor Licensing.

STATE SUPPLY COMMISSION

SD401**STATE SUPPLY COMMISSION ACT 1991**

It is hereby notified for general information that, pursuant to section 28(3) of the State Supply Commission Act 1991, the State Supply Commission has re-issued the following amended supply policies, which are applicable to all public authorities—

- Open and Effective Competition
- Supporting Other Government Policies and Initiatives
- Managing Purchasing Conducted by Private Sector Providers

Dated this 15th day of May 2000.

DAVID MESSER, Chairman,
State Supply Commission.

WATER

WA401***RIGHTS IN WATER AND IRRIGATION ACT 1914**

NOTICE UNDER SECTION 13 OF THE ACT

[Regulation 14(1)]

The Water & Rivers Commission has received the application listed below to take and use surface water for irrigation purposes.

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

Objections should be sent to reach me at the Water & Rivers Commission, PO Box 261, Bunbury WA 6230 prior to 13th June 2000 by certified mail.

Any queries regarding this application should be referred to Ms Rachael Nickoll 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: | Alcoa World Alumina - Australia |
| | Property: | Wagerup Alumina Refinery |
| | Water Course: | 1) Yalup Brook
2) Samson South Diversion Drain |

PUBLIC NOTICES

ZZ102**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 26th June 2000, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Ball, Mary Rebecca, late of Kalgoorlie Nursing Home, Duggan Street, Kalgoorlie, formerly of 20 Dart Street, Boulder, died 27/4/2000. (DEC 327152 DC4)

Beesley, Ned Spike, late of 5/79 Kintail Road, Applecross, died 4/9/1999. (DEC 325492 DA3)

Bell, Harry Thomas, late of Freshwater Bay Nursing Home, 67 Palmerston Street, Mosman Park, died 18/5/2000. (DEC 327157 DL4)

Bingham, David, late of 25 Crossman Road, Boddington, died 20/8/1998. (DEC 325668 DP4)

Bozanich, Jean Alice, late of 27 Frederick Road, Hamilton Hill, died 21/4/2000. (DEC 327116 DG2)

- Craig, Anne Dorothy, late of 1 Cheviot Place, Dianella, died 11/3/2000. (DEC 327133 DS2)
- Dobson, Edward Ronald, late of Concord Nursing Home, 25 Anstey Street, South Perth, died 19/4/2000. (DEC 326846 DL4)
- Doutre, Edwin, late of Embleton Nursing Home, Broun Avenue, Embleton, formerly of Flat 106, Stirling Towers, Smith Street, Highgate, died 15/3/2000. (DEC 326179 DG4)
- Forbes, Edward Wainwright, late of Room 59, Block A, John Wesley Section, Rowethorpe, Hayman Road, Bentley, died 2/5/2000. (DEC 327090 DP4)
- Fuller, Rena Lila Dolly, late of 12 Medina Avenue, Medina, died 14/1/2000. (DEC 327085 DA2)
- Glaskin, Gerald Marcus, late of 10/12 Murray Avenue, Mosman Park, died 11/3/2000. (DEC 327050 DP1)
- Hill, Muriel Patricia, late of 9 Walter Street, Claremont, died 26/4/2000. (DEC 327168 DA1)
- Jordan, Alma Lorna, late of Rowethorpe Nursing Home, John Wesley Lodge, Hillview Terrace, Bentley, formerly of Unit 38,46 Rutland Avenue, Lathlain, died 7/4/2000. (DEC 326949 DL4)
- Logue, Jessie, late of Craiglea Park Nursing Home, Alday Street, St James, formerly of 113 West Road, Bassendean, died 21/7/1999. (DEC 326953 DP4)
- McCutcheon, Beryl, late of 2 Drysdale Street, Eden Hill, died 27/4/2000. (DEC 327065 DP2)
- Morecombe, Gordon William, late of Howard Solomon Nursing Home, 97 Hybanthus Road, Ferndale, died 22/4/2000. (DEC 327138 DA3)
- Russell, Harry, late of Brightwater Nursing Home, 2 Walter Road West, Inglewood, formerly of Unit 3, 130 Waterloo Street, Tuart Hill, died 20/3/2000. (DEC 326999 DL4)
- Russo, Gaetano, late of 94 Swan Street, Tuart Hill, died 23/4/2000. (DEC 327150 DS3)
- Timms, Audrey Rita Adell, late of 115A Widgee Road, Noranda, died 5/5/2000. (DEC 327114 DC2)
- Townsend, Raymond George, late of 4 Stokes Retreat, Clarkson, died 21/4/2000. (DEC 327047 DP3)
- Vos, Glenis June, late of Rockingham Nursing Home, 14 Langley Street, Rockingham, died 25/4/2000. (DEC 326907 DL4)
- Welsh, Margaret Anne, late of 3 Shelley Way, Munster, died 20/11/1999. (DEC 324006 DA2)

ANTONINA ROSE McLAREN, Public Trustee,
Public Trust Office,
565 Hay Street, Perth WA 6000.
Telephone 9222 6777.

ZZ101**PUBLIC TRUSTEE ACT 1941**

Notice is hereby given that pursuant to Section 14 of the Public Trustee Act, 1941 and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth the 22nd day of May 2000.

A. R. McLAREN, Public Trustee,
565 Hay Street, Perth WA 6000.

Name of Deceased	Address	Date of Death	Date Election Filed
Moss, Ethel (DEC 324624 DC4)	Rockingham	23/12/99	19/4/00
Green, Dorothy (DEC 326278 DP4)	Mandurah	18/3/00	26/4/00
Flynn, John Joseph (DEC 322168 DC4)	Malabar NSW	13/3/92	2/5/00
Lardi, Frances Marie (DEC 326583 DS4)	Jolimont	21/3/00	2/5/00
Eagar, Heatherbell Joy (DEC 326156 DP4)	Victoria Park	2/3/00	27/4/00
Ritchie, Charles William (DEC 326351 DG4)	Kingsley	9/3/00	8/5/00
Anning, Laura May (DEC 326570 DS4)	Joondalup	22/3/00	8/5/00
Green, William Dennis (DEC 322554 DL4)	Como	24/8/99	9/5/00
Whittaker, Thomas Stanley (DEC 326815 DL4)	Maylands	27/3/00	18/5/00

ZZ201**TRUSTEES ACT 1962**

NOTICE TO CREDITORS AND CLAIMANTS

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the undermentioned deceased person(s) are required to send particulars of their claims to the Executor(s) care of Mayberry, Hammond & Co., 85 Fitzgerald Street, Northam within one (1) calendar month from the date of publication of this Notice at the expiration of which time the Trustees may convey or distribute the assets having regard only to claims of which notice has been given.

DETAILS:

Bateman, Lewis William late of "Gumbanks Farm" East Beverley, Farmer. Date of Death: 4th day of July 1997.

Dated this 19th day of May 2000.

Messrs. Mayberry, Hammond & Co.,
85 Fitzgerald Street, Northam.
Solicitors for the Executor.

ZZ202**TRUSTEES ACT 1962**NOTICE TO CREDITORS
WESTERN AUSTRALIA

In the Supreme Court of Western Australia Probate jurisdiction

In the Matter of the will of Hilda May Gillespie late of Harper Road, Wooroloo in the State of Western Australia, Retired Farmer, deceased.

Notice is hereby given that all persons having claims or demands against the estate of the abovenamed deceased Hilda May Gillespie are requested to send particulars thereof in writing to the executrix, Valerie June Carter, of 500 Harper Road, Wooroloo in the said State, within one month from the date of this publication after which date the executrix will proceed to distribute the assets of the deceased among the persons entitled thereto having regard only to the claims and demands of which she shall then have notice.

SUMMERS PARTNERS.

Reprinted Statutes/Regulations

Individual Acts and Regulations are from time to time reprinted under the *Reprints Act 1984* incorporating all amendments up to a particular date.

This program is managed by Parliamentary Counsel's Office, Ministry of Justice.

A standing order for either Acts or Regulations may be placed with State Law Publisher for all Reprints that become available.

Invoices are despatched with the goods to enable clients to check the contents prior to returning with payment.

If a customer wishes to be placed on either or both mailing lists, send written notification to:

Manager, Sales & Editorial
State Law Publisher
10 William Street, Perth 6000

