

WESTERN AUSTRALIAN GOVERNMENT Gazette

3249



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ADVERTISING RATES AND PAYMENTS

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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 —

MINING

MN301*

Petroleum Pipelines Act 1969

Petroleum Pipelines Amendment Regulations (No. 2) 2000

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Petroleum Pipelines Amendment Regulations (No. 2) 2000*.

2. Commencement

These regulations come into operation on 1 July 2000.

3. Regulation 4B amended

Regulation 4B of the *Petroleum Pipelines Regulations 1970** is amended by deleting “\$80.00” and inserting instead —

“ \$88.00 ”.

[* *Published in Gazette 30 July 1970, pp. 2242-52.*

For amendments to 12 January 2000 see 1998 Index to Legislation of Western Australia, Table 4, pp. 231-2.]

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

MN302*

Petroleum Act 1967

Petroleum Amendment Regulations (No. 2) 2000

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Petroleum Amendment Regulations (No. 2) 2000*.

2. Commencement

These regulations come into operation on 1 July 2000.

3. The regulations amended

The amendments in these regulations are to the *Petroleum Regulations 1987**.

[* *Published in Gazette 23 October 1987, pp. 3971-2.*
For amendments to 12 January 2000 see 1998 Index to Legislation of Western Australia, Table 4, pp. 230-1.]

4. Regulation 3 amended

- (1) Regulation 3(6) is amended by deleting “\$50.00” and inserting instead —

“ \$55.00 ”.

- (2) Regulation 3(7) is amended by deleting “\$6 000.00” and inserting instead —

“ \$6 600.00 ”.

- (3) Regulation 3(8) is amended by deleting “\$18 000.00” and inserting instead —

“ \$19 800.00 ”.

5. Schedule 1 amended

Schedule 1 item 15 is amended by deleting “\$1 000” and inserting instead —

“ \$1 100 ”.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

MN303*

Petroleum (Submerged Lands) Act 1982

Petroleum (Submerged Lands) Amendment Regulations (No. 2) 2000

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Petroleum (Submerged Lands) Amendment Regulations (No. 2) 2000*.

2. Commencement

These regulations come into operation on 1 July 2000.

3. The regulations amended

The amendments in these regulations are to the *Petroleum (Submerged Lands) Regulations 1990**.

[* *Published in Gazette 28 September 1990, pp. 5105-8.*
*For amendments to 12 January 2000 see 1998 Index to
Legislation of Western Australia, Table 4, p. 232.*]

4. Regulation 3 amended

- (1) Regulation 3(6) is amended by deleting "\$1 000.00" and inserting instead —
“ \$1 100.00 ”.
- (2) Regulation 3(7) is amended by deleting "\$50.00" and inserting instead —
“ \$55.00 ”.
- (3) Regulation 3(8) is amended by deleting "\$6 000.00" and inserting instead —
“ \$6 600.00 ”.
- (4) Regulation 3(9) is amended by deleting "\$18 000.00" and inserting instead —
“ \$19 800.00 ”.

5. Schedule 1 amended

Schedule 1 item 18 is amended by deleting “\$80.00” and inserting instead —

“ \$88.00 ”.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

— PART 2 —

AGRICULTURE

AG401

CATTLE INDUSTRY COMPENSATION ACT 1965

Agriculture Western Australia,
South Perth WA 6151.

Our Ref. 881255

On behalf of the Minister for Primary Industry; Fisheries, I would like to announce the appointment of Mr Barry Bell as a member of the Cattle Industry Compensation Act—Research Advisory Committee for a term expiring on 23 June 2003.

G. A. ROBERTSON, Chief Executive Officer.

AG402

SOIL AND LAND CONSERVATION ACT 1945

Agriculture Western Australia,
South Perth WA 6151.

Agric. 301/91

The Governor has been pleased to appoint pursuant to Section 9 of the Soil and Land Conservation Act 1945, the following to the positions listed—

Name	Position	Representing	Section of the Act
C. Nicholson	Member	Environmental Protection Authority	Section 9 (2) (c)
R. Siewert	Member	Conservation Groups	Section 9 (2) (fa)
G. H. English	Deputy Chairman	Western Australian Farmers Federation	Section 9 (2) (e)
R. J. Delane	Member	Agriculture Western Australia	Section 9 (2) (b)
D. Hartley	Ex Officio	Commissioner	Section 9 (2) (a)
Dr D. McFarlane	Member	Waters and Rivers Commission	Section 9 (2) (c)

of the Soil and Land Conservation Council for a term of office expiring 31 May 2003.

MONTY HOUSE, Minister for Primary Industry; Fisheries.

AG403

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976

Agriculture Protection Board,
South Perth, 9 May 2000.

The Agriculture Protection Board of Western Australia, acting pursuant to Section 60 of the Agriculture and Related Resources Protection Act 1976 and with the approval of the Minister for Primary Industry, hereby imposes a rate of—

- (a) 8.00 cents in the dollar on the unimproved value of the land held in the area south of the Kimberley, and
- (b) 3.04 cents in the dollar on the unimproved value of the land in the Kimberley.

For the financial year commencing on the 1st day of July 2000.

The Common Seal of the Agriculture Protection Board of Western Australia was hereunto affixed in the presence of—

KERYL ENRIGHT, Chairman,
Agriculture Protection Board.

Approved—

MONTY HOUSE, Minister for Primary Industry.

CEMETERIES

CC101*

CORRECTION
FREMANTLE CEMETERY BOARD
Schedule of Fees
1st July 2000 to 30th June 2001

On page 2775 of the *Government Gazette* (No. 106, 9/6/2000) under the heading of Cremation Fees (line 6: Pre-need Cremation certificate) delete the sum \$715 and replace with the sum \$730.

MARK K. HOLT, Acting Chief Executive Officer.

HEALTH

HE401

HEALTH ACT 1911

Health Department of WA,
Perth, 31 May 2000.

In accordance with the provisions of section 28 of the Health Act 1911, the appointment of the following persons as Environmental Health Officers is approved.

Environmental Health Officer	Date Effective	Local Government
Andrew J. Hawthorne	22 March 2000-30 April 2000	City of Nedlands
Gregory Donald Reid	3 April 2000	City of Nedlands
Kathleen Ridgewell	29 March 2000	City of Melville
Simon Di Rosso	1 May 2000	Shire of Esperance
John Edwards	24 March 2000-20 March 2003	Shire of Donnybrook-Balingup
Shane Downes	10 April 2000	Shire of Dardanup
Amanda Julien	29 March 2000	City of Joondalup
Robert Biddiscombe	27 March 2000-30 June 2001	Town of Kwinana
David Rosling	17 April 2000	City of Swan
Mark Bishop	22 March 2000-31 March 2000	Shire of Swan
Mark Bishop	1 April 2000	City of Swan
John Erceg	1 April 2000	City of Swan
Peter David Male	1 April 2000	City of Swan
Tracy Lee Frayne	1 April 2000	City of Swan
Simon Clive Denniss	1 April 2000	City of Swan
Craig Willis	5 April 2000	Shire of Katanning
Amber Breeze	3 April 2000	City of Belmont
Emma Louise Mullinger	28 April 2000	City of Gosnells
Jonathan Palfreyman	3 May 2000	Town of Claremont
Lazos, Julie	3 May 2000-19 June 2000	Town of Cambridge
Nolan, Kim Paul	8 May 2000	Shire of Derby/West Kimberley
Williams, David	26 April 2000	Shire of Plantagenet

Environmental Health Officer	Date Effective	Local Government
Melville, Andrew	22 May 2000-30 June 2000 and 11 September 2000-31 October 2000	Town of East Fremantle
Dileti, Leo	22 May 2000-7 June 2000	Shire of Dandaragan
Rogers, Nathan	26 May 2000	City of Perth
Giles, Melanie	22 May 2000	Shire of Jerramungup
Morgan, Sarah	26 May 2000	City of Rockingham
Morgan, Sarah	22 May 2000	City of Mandurah

Dr PAUL PSAILA-SAVONA, Executive Director, Public Health.

LOCAL GOVERNMENT

LG401

BUSH FIRES ACT 1954

City of Armadale

Pursuant to the provisions of Section 38 of the Bush Fires Act 1954, notice is given that Council has made the following appointments for three (3) years commencing from 1 July 2000—

Chief Bush Fire Control Officer and Fire Weather Officer—Mr Noel Plowman

Deputy Chief Bush Fire Control Officer and Deputy Fire Weather Officer—Mr Lyall Cotterell

Council has made the following appointment for 2000/2001—

Bush Fire Control Officer—Mr Colin Hankinson

R. S. TAME, Chief Executive Officer.

LG402

CITY OF SWAN

Casual Parking Officer

It is hereby notified for public information that as of Friday, 23 June 2000, Ester White has been appointed Casual Parking Officer for the City of Swan, and is an authorised officer for the following Acts until termination of the appointment—

- (1) Local Government Act 1995
- (2) Dog Act 1976
- (3) Litter Act 1979
- (4) Off Road Vehicles Act 1978
- (5) Parking Local Laws 1960

and, for the purpose of control and supervision of any of the Local Laws of Council as required.

ERIC LUMSDEN, Chief Executive Officer.

MEDICAL BOARD

MH401

MEDICAL ACT 1894

IN THE MATTER OF AN INQUIRY WITH REFERENCE TO THE CONDUCT OF

DR ROBIN JOHN COOPER DOB: 18/07/48

BY ORDER OF THE MEDICAL BOARD OF WESTERN AUSTRALIA

At an Inquiry held on 19 May 2000 the Board having had the benefit of evidence available, accepted the plea of guilty to improper conduct in a professional respect, and gross carelessness. Charges were based on the lack of an appropriate standard of pre-operative and post-operative care provided by Dr Cooper in the case of a patient.

In view of the gravity of these charges the Board considered suspension, however in view of the passage of time, his guilty plea and the commencement of a reskilling and rehabilitation program, the Board decided to impose a fine and conditions on practice in lieu of suspension.

The Board therefore orders the following conditions of practice—

1. Dr Cooper give a written undertaking to be of good behaviour for a period of two years. For a nine month period from today the following conditions of practice are imposed.

The Board fines Dr Cooper \$ 10,000 and he will be required to pay the costs of the Inquiry.

A breach of any of these sanctions will lead to suspension from medical practice.

- a) That Dr Cooper does not administer general anaesthesia but may be permitted to undertake local regional and epidural anaesthesia.
- b) That during this period he undertake a programme of anaesthesia retraining approved by the Board, in a teaching hospital. Attention to pre-operative and post-operative assessment and record keeping is to be an integral part of such a programme.
- c) His return to general anaesthetic practice is conditional on receipt by the Board of a satisfactory written report by the appointed supervisor.
- d) That Dr Cooper provide the name of an acceptable general practitioner mentor who will monitor his workload and practice management and will provide three monthly reports to the Board for the nine month period.

SIMON M. HOOD, Registrar.

PLANNING

PD401*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF ALBANY

TOWN PLANNING SCHEME NO 3—AMENDMENT NO 144

Ref: 853/5/4/5, Pt 144.

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 Albany Town Planning Scheme Amendment on 16 June 2000 for the purpose of—

1. Rezoning Torbay Agricultural Area Lot 43 Torbay Beach Road from the "Rural" zone to the "Conservation" zone;
2. Amending the face of the Scheme Map accordingly; and
3. Incorporating within Schedule 5 to the Scheme, the following identification and provisions—

SCHEDULE 5

TOWN PLANNING SCHEME No. 3

Conservation Zones

Area	Locality	Lot	Location
3	Torbay	43	Torbay Agricultural Area
		Torbay Beach Road	

1.0 Plan of Subdivision

1.1 Subdivision of Conservation Zone Area 3 shall be generally in accordance with the Subdivision Guide Plan endorsed by the Chief Executive Officer.

1.2 Council will not recommend approval to the further breakdown of lots however, Council may recommend that the Western Australian Planning Commission approve minor variations to the Subdivision Guide Plan.

2.0 Objective of Conservation Zone Area 3

The objective of Conservation Zone Area 3 is to provide large lot bush retreat living opportunities—

- close to the beaches of Torbay;
- that address visual impact issues;
- that remove the land from rural use pressure;
- that address the area's location adjacent to one of the South Coast's premier National Parks; and
- that do not create or give rise to undue environmental impacts.

3.0 Landuse

3.1 Within Conservation Zone Area 3 the following uses are permitted—

- Residential Dwelling House.

3.2 The following uses may be permitted subject to the Special approval of Council—

- Home Occupation
- Keeping of Livestock, subject to Provision 5.1
- Cottage Industry
- Bed and Breakfast
- on Lots 1, 2, 6, 7 & 8, as shown on the Subdivision Guide Plan; Chalet where—
 - (i) development is restricted to a single chalet located within the lot's approved Development Area;
 - (ii) the use of alternative effluent treatment is mandatory for both the primary dwelling and chalet;
 - (iii) chalet floor area is not to exceed 130m² with a maximum of 2 bedrooms;
 - (iv) appropriate design, location and materials and other development components in accord with Provisions 4.0, 5.0, 6.0, 7.0, 9.0, 12.0, 13.0 and 15.0;
 - (v) length of stay is limited to three months from any twelve month period;
 - (vi) payment of a contribution to road maintenance in accord with Council's adopted policy;
 - (vii) parking and landscaping/screening to Council's satisfaction;
 - (viii) approval to a chalet use will not be considered justification for further subdivision;
 - (ix) potable water supplies are developed to comply with Council's policy for chalet development and the "Guidelines for Drinking Water Quality in Australia"; and
 - (x) fire safety requirements (including water supplies and equipment) are provided to comply with Council's policy for chalet development.

on Lot 5, as shown on the Subdivision Guide Plan;

Holiday Accommodation where—

- (i) no more than five (5) holiday accommodation/dwelling units will be permitted;
- (ii) development is restricted to the lot's approved Development Area;
- (iii) appropriate design, location and materials and other development components in accord with Provisions 4.0, 5.0, 6.0, 7.0, 9.0, 12.0, 13.0 & 15.0;
- (iv) potable water supplies are developed to comply with Council and Health Department of WA requirements and the "Guidelines for Drinking Water Quality in Australia"; and
- (v) fire safety requirements (including water supplies and equipment) are provided to comply with Council requirements.

Other incidental or non defined activities considered appropriate by Council which are consistent with the objectives of the zone.

4.0 Development Area

4.1 All development including dwellings, sheds, water storage and low fuel areas shall be confined to a Development Area selected on-site by individual landowners and approved by Council. Development Areas shall be—

- (a) located outside of the Landscape Protection Area shown on the Subdivision Guide Plan;
- (b) set back a minimum of 20 metres from any lot boundary;
- (c) a maximum of 2500m² in area for Lots 1, 2, 3, 4, 6, 7 & 8 or 1500m² for the five (5) strata lots within Lot 5.

4.2 Notwithstanding clause 4.1, bore siting and reticulation, spill over low fuel areas, a single lot access road and necessary underground electricity and telecommunications cabling may be located outside of the confines of the Development Area.

4.3 The Development Area shall be sited, in consultation with Council, so as to—

- minimise visual impact;
- ensure access roads to development areas can be achieved with minimal disturbance to vegetation and are not visually intrusive from within and outside the area; and
- address the cost of constructing access roads and providing services such as telecommunications and electricity.

4.4 No development or Development Area shall be permitted within the Landscape Protection Area, as shown on the Subdivision Guide Plan.

5.0 Keeping of Stock, Pets and/or Intensive Agriculture

5.1. Intensive agricultural pursuits such as piggeries, horticultural operations are not permitted. The keeping of livestock shall only be considered on Lots 1 & 2. The keeping of livestock on these lots shall be restricted to fenced pastured areas of the lot. The owner shall be responsible for the construction and maintenance of stock proof fencing to protect remnant vegetation and revegetation areas. Animal numbers shall not exceed the stocking rates recommended by Agriculture W.A. The keeping of animals shall not result in the removal or damage of endemic vegetation and trees or result in soil degradation and dust nuisance.

Where in the opinion of Council the continued presence of animals on any portion of land is likely to contribute, or is contributing to dust nuisance or soil degradation, notice may be served on the owner of the land, requiring immediate removal of those animals specified in the notice.

Where notice has been served on a landowner in accordance with this Clause, 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.

5.2 (a) Domestic pets which do not pose a threat to native flora and/or fauna, may be kept within the zone under the following circumstances. Cats and rabbits are considered to pose a threat to native flora and/or fauna.

- Domestic pets must be confined to Development Areas at all times unless accompanied by a responsible person.
- Domestic pets may be confined by means other than fencing, as long as restriction to the Development Area is assured.
- If fencing is erected as the means of confining domestic pets, the standard of fencing must be approved by Council and be sufficient to ensure containment of the pet/s.

(b) If a particular domestic pet is posing an identifiable nuisance or hazard to residents, wildlife, flora or landform, Council may take such measures as deemed necessary to eliminate adverse effect.

6.0 Location of Buildings and Structures

6.1 Buildings and structures shall only be located within approved Development Areas and where possible, shall be located in areas of existing clearing.

6.2 The minimum setback for structures from the internal boundary of any Development Area boundary shall be 5 metres.

7.0 Building Design, Materials and Colour

7.1 Dwellings and outbuildings shall be designed and constructed of materials which allow them to blend into the landscape of the site. Council will be supportive of walls and roofs with natural tonings in keeping with the amenity of the area, however Council shall refuse to approve walls and roofs constructed of reflective materials such as unpainted zincalume and off-white colours.

7.2 Dwelling houses shall not exceed 7.5 metres in height which is measured vertically from the natural ground level. The maximum height of all outbuildings will be at the discretion of Council in order to minimise the visual impacts of such buildings when viewed from Torbay Beach Road and from within the subdivision.

7.3 Cut and fill of the site shall be kept to a minimum with preference given to split level development and the breaking up of building mass.

7.4 Water tanks shall be painted or coloured an appropriate shade of brown or green or suitably screened with vegetation and shall be located within an approved Development Area, to the satisfaction of Council.

7.5 Lot access roads shall be designed to minimise visual impact and erosion by being aligned with the contours of the site. Stormwater shall be managed via local infiltration.

8.0 Vegetation and Habitat Protection

8.1 No clearing of vegetation shall occur except for—

- (a) clearing to comply with the requirements of the Bush Fires Act 1954 (as amended);
- (b) clearing within the approved Development Area as may reasonably be required to construct an approved building and curtilage;
- (c) trees that are dead, diseased or dangerous; .
- (d) clearing to gain vehicular access to an approved dwelling or any other clearing which may be approved by the Council;
- (e) clearing required to establish a strategic fire break, low fuel area and/or link.

8.2 Additional tree planting and revegetation may be required as a condition of development approval and/or the construction of access legs.

9.0 Water Supply

9.1 Each dwelling house or chalet shall be provided with a 92 000 litre potable water supply in accordance with the "Guidelines for Drinking Water Quality in Australia". This may be supplied from a rainwater catchment and storage system to the satisfaction of Council. Council advises that a roof catchment area of at least 150m² may be required to supply the required capacity.

9.2 Potable water storage shall be located within the Development Area.

9.3 The provision of water supplies for chalet fire safety shall comply with Council policy for chalet development.

10.0 Effluent Disposal

10.1 On-site effluent disposal shall be the responsibility of the individual landowner.

10.2 The disposal of liquid and/or solid wastes shall be carried out with an effluent disposal system approved by Council and the Health Department of WA. Systems shall be designed and located to minimise nutrient export and/or release into any waterway or ground water. Conventional effluent disposal areas for new dwellings shall be set back a minimum of 100 metres from the natural permanent watercourse and situated 2 metres above the highest known ground water level.

10.3 Council shall require the use of amended soil type effluent disposal systems, such as Ecomax/ATU Systems in the following situations.

- where a 100 metre setback from a creek line or water course 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 WA and Department of Environmental Protection guidelines.

10.4 No more than one effluent disposal system will be permitted per dwelling or chalet. Effluent disposal systems shall not be connected to outbuildings.

11.0 Bushfire Management and Control

11.1 The clearing of fire breaks other than for strategic fire break purposes, as indicated on the Subdivision Guide Plan, is not permitted. Existing boundary firebreaks shall be maintained by slashing.

11.2 Low Fuel Areas, not less than 20m wide surrounding all buildings, shall be constructed and maintained in a low fuel condition by individual landowners to the satisfaction of Council.

11.3 Dwellings shall be designed and constructed in accord with Australian Standard 3959.

11.4 Council may request the Commission to impose a condition at the time of subdivision for the provision of a standpipe and hardstand facility, to the satisfaction of Council and the Bush Fires Board.

11.5 Council may request the Commission to impose a condition at the time of subdivision for the construction of the strategic fire breaks as shown on the Subdivision Guide Plan to a standard suitable for year round emergency access by two wheel drive vehicles and heavy duty fire appliances.

11.6 For Lots 2 & 3 it shall be the responsibility of individual landowners to construct, at the development stage and maintain, to the satisfaction of Council, a strategic fire break link joining the lot driveway/dwelling curtilage to the zone strategic fire break.

11.7 Where a lot is traversed by a strategic fire break, the individual lot owner shall maintain same to the satisfaction of Council. Access along any strategic fire break shall remain available at all times. Fencing and/or gates across any strategic fire break shall only be permitted at the discretion of and to the satisfaction of Council.

11.8 Council may request the Commission to impose a condition at the time of subdivision for a contribution towards the provision of fire fighting facilities.

11.9 The subdivider shall make arrangements to the satisfaction of Council to ensure prospective purchasers are aware of the fire management guidelines of the Homeowners Bushfire Survival Manual and Australian Standard 3959.

12.0 Roads and Access

12.1 Council may request the Commission to impose a condition at the time of subdivision for a contribution to the upgrading of Torbay Beach Road.

12.2 Council may request the Commission to impose a condition at the time of subdivision requiring that existing tracks, where not utilised for roads, other access, strategic fire breaks or low fuel areas be blocked from vehicular use and allowed to regenerate.

12.3 Council may request the Commission to impose a condition at the time of subdivision requiring the construction of joint crossovers as shown on the Subdivision Guide Plan.

12.4 Where possible, vehicular access from roadways to Development Areas shall follow strategic fire break alignments for Lots 1, 3, 4 & 5. Other lot access roads shall be designed to minimise visual impact by, where possible, being aligned with the contours of the site. Storm water shall be managed onsite via local infiltration.

13.0 Fencing

13.1 Fencing of individual lot boundaries (other than public road frontages) shall not be permitted.

13.2 Fencing of the Development Area is permitted where such fencing is of rural post and strand construction or similar or, in the case of fencing to contain a domestic pet kept pursuant to Provision 5.0, an alternative approved by Council.

13.3 Individual lot owners may fence and gate public road frontages where such fencing is of rural construction (post and strand), to Council's satisfaction.

14.0 Information/Notification of Prospective Purchasers

14.1 Provision shall be made to Council's satisfaction to ensure prospective purchasers of land within Conservation Zone No 3 are given a copy of these Provisions prior to entering into an agreement to acquire any property.

14.2 Provision shall be made to Council's satisfaction to ensure, purchasers of land within Conservation Zone No 3 are given a copy of the management and use guidelines for the West Cape Howe National Park.

15.0 Applications for Development Approval

15.1 Within Conservation Zone Area No 3 the construction of buildings including associated site works and removal of vegetation, shall require Planning Scheme Consent.

15.2 Applications for Planning Scheme Consent shall require the submission of—

- (i) a completed "***Application for Grant of Planning Scheme Consent***" form.

- (ii) three copies of a Plan showing the precise location and size of all the buildings proposed and the parkland clearing and fire protection measures to be adopted;
- (iii) three scaled elevation plans showing the elevation of the buildings proposed and the materials and colour to be used.

A. E. GOODE, Mayor.
A. C. HAMMOND, Chief Executive Officer.

PD402*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF ALBANY
TOWN PLANNING SCHEME NO 3—AMENDMENT NO 176

Ref: 853/5/4/5, Pt 176.

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 Albany Town Planning Scheme Amendment on 16 June 2000 for the purpose of—

1. Rezoning Lots 104, 105, 106, 108 and part Location 384 Richard Street, Milpara from Residential zone to Light Industry zone.
2. Amending the Scheme Maps accordingly.

A. E. GOODE, Mayor.
A. C. HAMMOND, Chief Executive Officer.

PD403*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF MANDURAH
TOWN PLANNING SCHEME NO 3—AMENDMENT NO 2

Ref: 853/6/13/12, Pt 2.

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 Mandurah Town Planning Scheme Amendment on 20 June 2000 for the purpose of amending the Scheme Map by recoding Lots 4, 5 and 43 Pleasant Grove Circle and Lots 1, 2 and 3 Blue Rise Cove, Falcon from Residential R2.5 to Residential R5.

K. HOLMES, Mayor.
S. GOODE, Chief Executive Officer.

PD404*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF SWAN
TOWN PLANNING SCHEME NO 9—AMENDMENT NO 321

Ref: 853/2/21/10, Pt 321.

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 Swan Town Planning Scheme Amendment on 20 June 2000 for the purpose of—

Inserting the following, new clauses in Part VIII of the Scheme Text—

- 8.1.4 The Council may, in supporting subdivision of land, or approving an Outline Development Plan in a rural zone within the District, require that a Fire Management Plan be prepared by the proponent, in consultation with the Shire of Swan in accordance with Clause 8.3.7.

8.2.5 Rural Residential Zone

Delete paragraph j) of Subclause 8.2.5.4 which states—

“An assessment of the fire risk and the preparation of a fire management programme in accordance with guidelines issued by the Bush Fire Service, the Council and others to address the risk;”

and replace with the following paragraph—

8.2.5.4

- k) An assessment of the fire risk and the preparation of a Fire Management Plan in accordance with Clause 8.3.7, guidelines issued by the Bush Fire Service and the Western Australian Planning Commission's Policy DC3.4—Rural Land Use Planning.

Delete paragraph j) of Subclause 8.2.6.4 which states—

“An assessment of the fire risk and the preparation of a fire management programme in accordance with guidelines issued by the Bush Fire Service, the Council and others to address the risk;”

and replace with the following paragraph—

8.2.6 Landscape Zone

8.2.6.4

- j) An assessment of the fire risk and the preparation of a Fire Management Plan in accordance with Clause 8.3.7, guidelines issued by the Bush Fire Service and the Western Australian Planning Commission's Policy DC3.4—Rural Land Use Planning

8.3.7 Fire Management Plans

- 8.3.7.1 The purpose and intent of a Fire Management Plan is to reduce the threat to residents, fire fighters and property in the event of a bush fire within or near a site. It takes the form of documentation, available for inspection by land owners, which assesses the fire risks associated with a site and identifies measures required to be undertaken for fire protection.

- 8.3.7.2 A Fire Management Plan shall contain the following—

- a) A Fire Management Guide Plan
- b) Identification of Property Owner's Responsibilities
- b) Identification of Developer Responsibilities
- c) Identification of the Shire of Swan's Responsibilities
- d) Use of Domestic Water Supplies

It shall also include such of the following as are requested by the Council—

- a) An introduction and site location
- b) Site Details
- c) Statutory Conditions
- d) As assessment of the fire risk
- e) Estate Layout and Road Pattern
- f) Strategic Firebreak System
- g) Alternative Firebreaks
- h) Dwelling Construction guidelines
- i) Fire Fighting Facilities
- j) Design details of proposed gates

- 8.3.7.3 Where Council has approved a Fire Management Plan over land the subject of—

- (a) an Approved Outline Development Plan; or
- (b) a development approval issued or granted by the Council; or
- (c) an approval or certificate given by the Council in respect of any application under the Strata Titles Act 1985; or
- (d) an approval by the Western Australian Planning Commission of a subdivision application, an application to commence development, a strata plan of subdivision or survey strata plan of subdivision; or
- (e) any other approval for the development or use of land whatsoever

or a combination of any of the above, that land shall not be developed or used otherwise than in conformity with the Fire Management Plan.

- 8.3.7.4 The Council shall not take action for an alleged planning offence in respect of the failure to comply with a Fire Management Plan unless notice of the Fire Management Plan has been given through a notation on the Certificate of Title to the relevant land under section 70A of the Transfer of Land Act 1893 or unless the Council is aware that the person required to comply has been given notice of the terms of the Fire Management Plan, or has been notified of the availability of the Fire Management Plan for inspection at the Council offices.

- 8.3.7.5 An approved Fire Management Plan may be varied from time to time by the Council provided that the owner of any land affected by the variation is consulted in writing regarding the terms of the variation prior to the variation being effected.

- 8.3.7.6 To provide for the convenience of landowners whose land is subject to an existing Fire Management Plan, the provisions of clause 8.3.7 are to apply to all Fire Management Plans approved by Council whether approved prior to or following the adoption into the Scheme of Clause 8.3.7.

8.3.7.7 It is the responsibility of the developer or applicant to meet all costs involved in the preparation of a Fire Management Plan and site inspection.

8.3.8 Appeal

8.3.8.1 If an owner of any rural zoned land affected by a variation to a Fire Management Plan is aggrieved by a requirement of Council the owner may request the Council in writing for a reconsideration of this requirement, and shall not exercise the right of appeal hereinafter referred to before the expiration of thirty-five (35) days from the date of delivery to the Council of the request for re-consideration so as to allow an opportunity to the Council to consider the request at its next meeting.

8.3.8.2 An owner who is dissatisfied with a requirement whether it be the Council's original decision or the decision of the Council following a request for re-consideration under the preceding sub-paragraph, may appeal against the decision imposing the requirement in accordance with Part V of the Act and the Rules and Regulations made pursuant to the Act.

E. W. LUMSDEN, Chief Executive Officer.
A. C. FREWING, Executive Manager, Management Services.

PD405*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF BRIDGETOWN-GREENBUSHES

TOWN PLANNING SCHEME NO 3—AMENDMENT NO 36

Ref: 853/6/5/3, Pt 36.

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 Bridgetown-Greenbushes Town Planning Scheme Amendment on 20 June 2000 for the purpose of—

1. Rezoning of Portion Lot 874 Nelson Street, Bridgetown, from 'Rural' to 'Special Residential' Zone.
2. Rezoning of Portion Lot 874 Nelson Street, Bridgetown, from 'Rural' to 'Special Additional Use' Zone.
3. Amending the Scheme Text by adding to Schedule 3—Special Residential Zones as follows—
Lot 874 Nelson Street, Bridgetown
 1. The stocking of animals shall not be permitted except where Council considers that the introduction of grazing animals would assist in managing ground vegetation and would not constitute an erosion risk.
 2. The minimum vertical clearance between the underside of any leach drain and the highest known water table on any lot shall be 2.0 metres and shall not be within 50 metres of any dam or other waterbody.
 3. In respect to the remnant vineyard on portion of the lots the following shall apply—
 - (a) No mechanical cultivation shall be allowed. Weed growth shall be dealt with by either mowing or mulching.
 - (b) Spraying shall only be permitted where it is carried out with low volume, non-misting type spray equipment which will minimise or avoid any potential spray drift outside of the property.
 - (c) The vineyard shall be setback 2.5m from all boundaries to maintain service access around the property.
 - (d) Unmanaged vines may be required to be removed if a demonstrated nuisance persists.
 - (e) The use of mechanical bird scarers will not be permitted.
 - (f) All adjoining landowners are to be notified in writing prior to the use of any chemical sprays on viticulture.
 4. At the time of subdivision Council will request the Western Australian Planning Commission to impose a condition requiring the subdivider to plant screening vegetation and street trees as indicated on the subdivision guide plan.
 5. Access to the service corridor is restricted to Government agency service provider vehicles only. No domestic access to private land via this service corridor shall be permitted.
 6. At the time of subdivision a bushfire management plan will be prepared to the satisfaction of the Shire and the Bush Fire Service of WA.

7. At the time of subdivision the subdivider shall submit a plan that includes—
 - The areas of vineyard to be retained on each lot.
 - building envelopes on each lot; and
 - access to building envelopes.
 8. All native vegetation is to be retained except where services, firebreaks and buildings are to be located.
 9. At the time of subdivision Council will request the West Australian planning Commission to impose a condition requiring the subdivider to plant vegetation in the service corridor as indicated on the subdivision guide plan.
 10. At the time of subdivision a bushfire management plan will be prepared to the satisfaction of the Shire and the Bush Fire Services of WA.
4. Amending the Scheme Text by adding to Schedule 2—Section 1 Special Additional Use Zones as follows—
- | | |
|--|---|
| <p>Lot 874 Nelson Street,
Bridgetown</p> | <ol style="list-style-type: none"> 1. Permitted Uses <ul style="list-style-type: none"> Single Dwelling Holiday Accommodation (maximum of 6 chalets) Bed & Breakfast Accommodation Restaurant Reception Centre Cottage Industry Home Occupation 2. A Guide Development Plan shall be prepared for the land in accordance with the requirements of Clause 3.4 of the Scheme to the satisfaction of Council and endorsed by the Chief Executive Officer prior to Council granting its planning consent to any development on the land. Council will determine any development conditions at the time of consideration of planning consent. 3. Access to the service corridor is restricted to Government agency service provider vehicles only. No domestic access to private land via this service corridor shall be permitted. 4. The minimum vertical clearance between the underside of any leach drain and the highest known water table on any lot shall be 2.0 metres and shall not be within 50 metres of any dam or other water body. 5. All native vegetation is to be retained except where services, firebreaks and buildings are to be located. 6. At the time of subdivision Council will request the West Australian planning Commission to impose a condition requiring the subdivider to plant vegetation in the service corridor as indicated on the subdivision guide plan. 7. At the time of subdivision a bushfire management plan will be prepared to the satisfaction of the Shire and the Bush Fire Service of WA. |
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B. KAVANAGH, President.
A. MACNISH, Chief Executive Officer.

PD406*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF BRIDGETOWN-GREENBUSHES

TOWN PLANNING SCHEME NO 3—AMENDMENT NO 51

Ref: 853/6/5/3, Pt 51.

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 Bridgetown-Greenbushes Town Planning Scheme Amendment on 20 June 2000 for the purpose of:

1. Rezoning portion Lot 7 & 8 of Bridgetown Lot 645 from the Rural Zone to the Residential Zone;

2. Rezoning portions Lots 6, 7 & 8 of Bridgetown Lot 645 from the Rural Zone to the Public Purpose Reserve;
3. Rezoning portions Lots 1, 2, 3, 4, 5, 6 and 8 of Bridgetown Lot 645 from the Rural Zone to the Special Residential Zone;
4. Rezoning portion Lot 8 of Bridgetown Lot 645 and a portion road reserve from the Rural Zone to the Commercial Zone;
5. Rezoning Portion Lot 6 of Bridgetown Lot 645 from the Rural Zone to the Special Restricted Use Zone;
6. Rezoning Portions Lots 2, 3, 4, 5, 6, 7, and 8 of Bridgetown Lot 645 from the Rural Zone to the Park and Recreation Zone;
7. Rezoning portions of road reserve from the Rural Zone to the Park and Recreation Zone and Special Residential Zone;
8. Adding to Schedule 3—Special Residential Zones the following—

Schedule 3 Special Residential Zones

Site Description	Special Provisions
Portion Lots 1, 2, 3, 4, 5, 6 and 8 of Bridgetown Lot 645	<ol style="list-style-type: none"> 1. Subdivision is to be generally in accordance with the Subdivision Guide Plan No. 99059-03 dated August 1999 adopted by Council attached to the Scheme Amendment Report (Amendment No. 51) 2. At the time of subdivision Council will request the Western Australian Planning Commission that no further subdivision of the lots shown on the Subdivision Guide Plan be permitted. 3. No trees or other substantial vegetation shall be felled or removed from the site except where— <ol style="list-style-type: none"> (a) required for approved development works; (b) required for the establishment of a fire break as required by regulation or bylaw; or (c) as otherwise approved by Council. 4. Council shall request the Western Australian Planning Commission require the preparation of a Landscape Master Plan as a condition of subdivision approval. 5. As a condition of development approval Council shall require lot owners to plant and maintain 30 trees, in accordance with the recommended species and planting of the Landscape Master Plan. 6. At the time of subdivision Council will request the Western Australian Planning Commission to impose a condition requiring the subdivider to plant street trees in accordance with the recommended species and planting of the Landscape Master Plan. 7. On-site effluent disposal systems are to be provided to the satisfaction of Council and the Health Department of Western Australia. At the application for subdivision stage the subdivider shall provide further information into the need for alternative treatment units for effluent disposal in specific portions of the zone, as indicated in the soil assessment study of Amendment 51. 8. At the time of subdivision Council will request the Western Australian Planning Commission impose conditions relating to fencing of public open space, construction of dual use paths bridle trails, fire management plan and external road upgrading.
9. Adding to Schedule 2—Section 2 (Special Restricted Use Zone) the following—	

Schedule 2 Special Use zones

Section 2—Special Restricted Use Zones

Location	Permitted Uses and Conditions of Use
6. Portion Lot 6 of Bridgetown Lot 645	<p><u>Permitted Uses</u></p> <ul style="list-style-type: none"> Civic Buildings Educational Establishment Public Assembly Public Worship Public Utility <p><u>Conditions</u></p> <ol style="list-style-type: none"> 1. A Guide Development Plan shall be prepared for the land to the satisfaction of Council prior to any planning consent being granted for the development of land. 2. Development shall be connected to the reticulated sewerage system.

Location

Permitted Uses and Conditions of Use

3. A Landscaping Plan shall be submitted in conjunction with the Guide Development Plan.

B. KAVANAGH, President.
A. MACNISH, Chief Executive Officer.

POLICE

PE501

POLICE ACT 1892

POLICE AUCTION

Under the provisions of the Police Act 1892, unclaimed found and stolen property and bicycles will be sold by public auction at Smith Broughton & Sons, 1 Clayton Street, Midland on Saturday, 8 July 2000 at 9.00 am.

The auction is to be conducted by Mr Gary Silcock.

B. MATTHEWS, Commissioner of Police,
West Australian Police Service.

PREMIER AND CABINET

PR401

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Administrator in accordance with Section 52(1)(b) of the Interpretation Act 1984 has approved the following temporary appointments in the place of the Hon A. K. R. Prince MLA in the period 12 to 30 June 2000 inclusive—

Minister for Police; Emergency Services—Hon C. L. Edwardes MLA

M. C. WAUCHOPE, Director General,
Ministry of the Premier and Cabinet.

WATER

WA401*

COUNTRY AREAS WATER SUPPLY ACT 1947

COUNTRY WATER AREAS ORDER NUMBER 4 2000

Made by His Excellency the Administrator in Executive Council under section 8.

Citation

1. This order may be cited as the *Country Water Areas Order Number 4 2000*
2. The land described in the Schedule to this order is hereby amended.

Schedule (clause 2)

The following area of land is hereby constituted as indicated:

The area to be constituted is delineated by symbolised boundary _____

Laverton Country Water Area:

Water Corporation plan EP36-1-39-1

The existing Laverton Country Water Area, as constituted by the *Laverton Country Water Area and Rating Zone Order* published in the *Gazette* on 10 August 1962 p. 2213 and defined in the Schedule to that order, extended by an order published in the *Gazette* on 2 November 1973 p. 4100 by adding the area defined in the Schedule to that order ; and extended by an order published in the *Gazette* on 18 April 1975 p. 1150 by adding the area defined in the Schedule to that order is hereby abolished by this order.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

WA402*

WATER AGENCIES (POWERS) ACT 1984

Water Supply Improvements: City of Rockingham-Baldvis

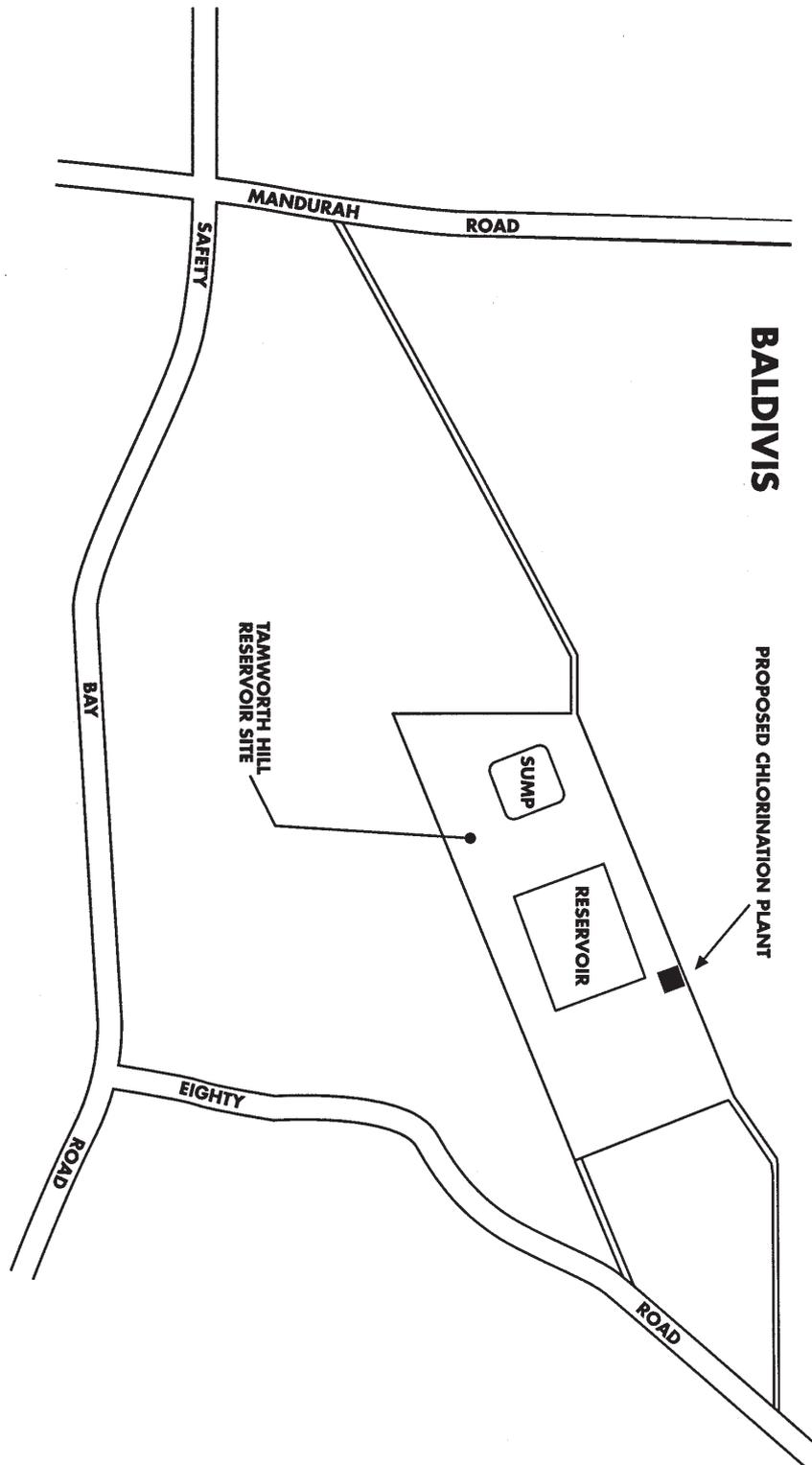
NOTICE OF AUTHORISATION TO CONSTRUCT A CHLORINATION PLANT

In accordance with the provisions of the Water Agencies (Powers) Act 1984, the Minister for Water Resources has authorised the Water Corporation to construct the following works:

- A chlorination plant in a brick building, complete with all ancillary equipment.

The location of the proposed works is at the Tamworth Hill Reservoir Site, within the City of Rockingham, as shown on the plan.

The works will protect the water quality in the Perth Metropolitan Area.



WA403*

WATER AGENCIES (POWERS) ACT 1984

Water Supply Improvements: Shire of Broome-Broome

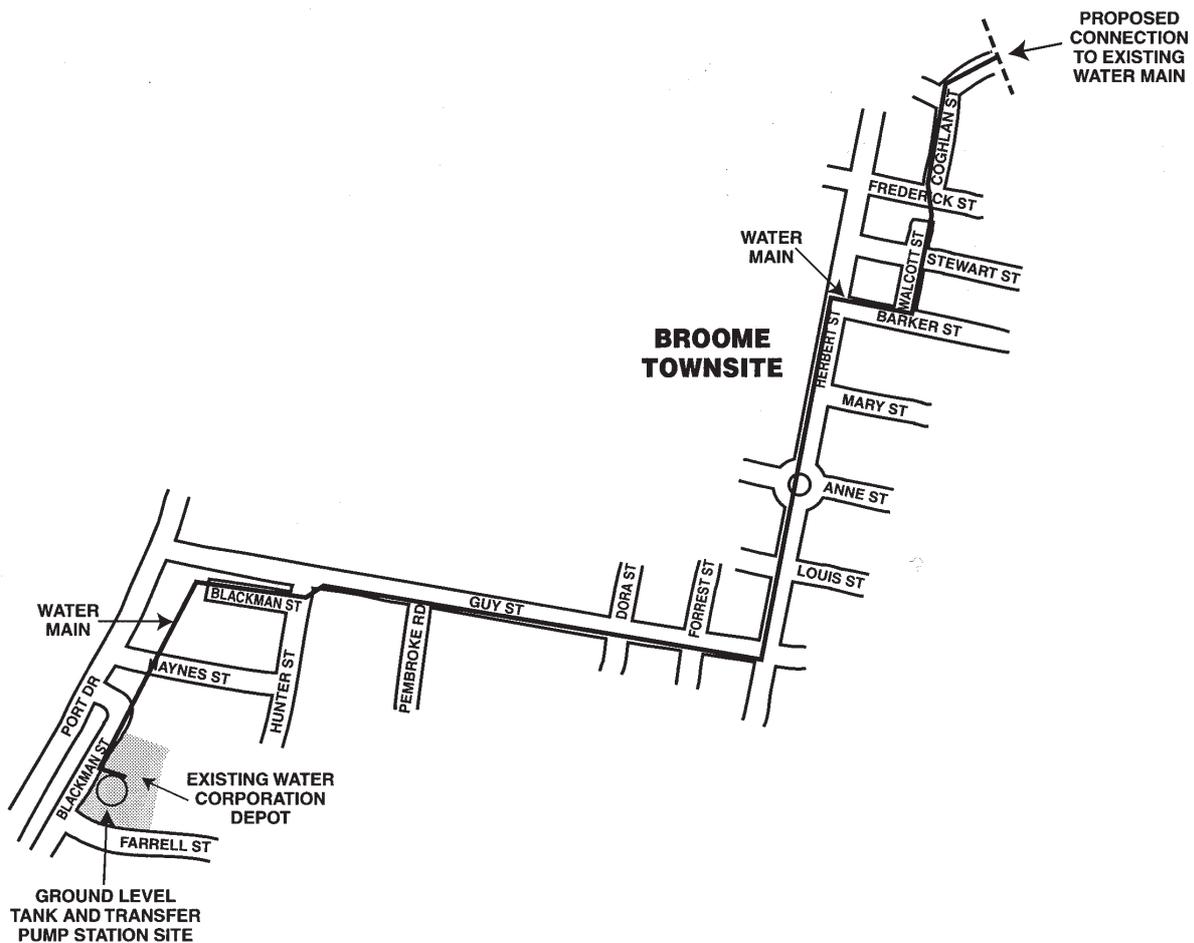
NOTICE OF AUTHORISATION TO CONSTRUCT A PUMP STATION, 15000m³ GROUND LEVEL TANK, 500mm & 400mm DIAMETER WATER MAINS

In accordance with the provisions of the Water Agencies (Powers) Act 1984, the Minister for Water Resources has authorised the Water Corporation to construct the following works:

- A reinforced concrete ground level water storage tank of approximately 15000 cubic metres capacity, 56.0 metres diameter and 6.5 metres wall height, with a metal sheeted roof of Zinalume finish.
- A transfer pump station comprising pumps, pipework and electrical equipment housed in a steel framed and brick clad structure with a metal sheeted roof of Zinalume finish.
- Associated fenced tank site with a 2000 cubic metre overflow storage sump, access road, transformer compound, pipework, valves, metres and pits.
- Water mains of 500mm nominal diameter approximately 3.6 kilometres in length and 400mm nominal diameter approximately 300 metres in length, complete with all fittings, valves and connections.

The location of the proposed works in the Shire of Broome as shown on the plan.

The works will improve Broome water supply.



WA404*

WATER AGENCIES (POWERS) ACT 1984

Water Supply Improvements: Shire of Wyndham/East Kimberley-Kununurra

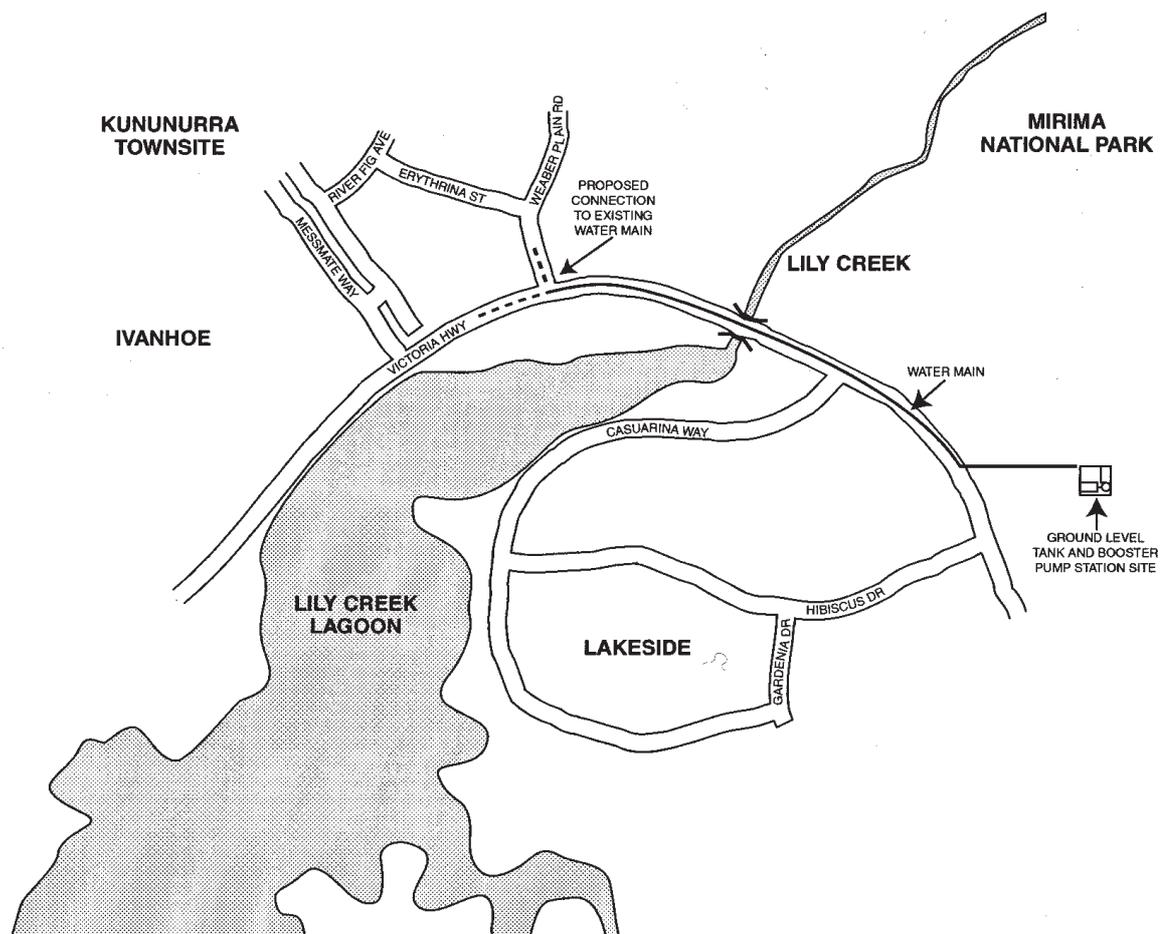
NOTICE OF AUTHORISATION TO CONSTRUCT A PUMP STATION, 6300m³ GROUND LEVEL TANK & A 250/375mm DIAMETER WATER MAIN

In accordance with the provisions of the Water Agencies (Powers) Act 1984, the Minister for Water Resources has authorised the Water Corporation to construct the following works:

- A reinforced concrete ground level water storage tank of approximately 6300 cubic metres capacity, 30.0 metres diameter and 9.3 metres wall height, with a metal sheeted roof. Tank wall and roof to be finished in a dull red oxide colour (similar to R42 of AS2700).
- A booster pump station comprising pumps, pipework and electrical equipment housed in a steel framed structure with a metal sheeted roof.
- Associated fenced tank site with a 1000 cubic metre overflow storage sump, access road, transformer compound, SCADA control equipment, pipework, valves, metres and pits. The site to be landscaped to provide a screen.
- A water main of 250mm & 375mm nominal diameter approximately 1700 metres in length, complete with all fittings, valves and connections.

The location of the proposed works is in the Shire of Wyndham-East Kimberley as shown on the plan.

The works will improve the Kununurra water supply.



PUBLIC NOTICES

ZZ201**TRUSTEES ACT 1962**

In the estate of Edmund Charles late of 57 Dawson Street, Armadale, Western Australia, Retired General Foreman deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act, 1962 relates) in respect of the estate of the abovenamed deceased who died on the 22nd day of May, 2000 are required by the personal representative Rosemary Verna Wheatley of care of Wheatley & Sons, 8/50 St Geroge's Terrace, Perth, Western Australia to send particulars of their claims to her by the 31st day of July 2000 after which date the personal representative may convey or distribute the assets having regard only to the claims of which she then have notice.

ZZ202**TRUSTEES ACT 1962****NOTICE TO CREDITORS AND CLAIMANTS**

Creditors and other persons having claims (to which Section 63 of the Trustees Act, 1962 relates) in respect of the estate of the undermentioned deceased persons, are required by Perpetual Trustees WA Limited of C/- 5th Floor 39 Hunter St, Sydney NSW, to send particulars of such claims to the Company by the undermentioned date, after which date the said Company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following expire one month after the date of publication hereof.

Estate late Arthur Victor Carter, late of Unit 24 The Kurrajongs, 7 Clifton Crescent, Mt Lawley WA 6050, Retired Grocer, died 11/4/2000.

NOEL JUGOVAC, Estate Manager,
Perpetual Trustees WA Limited.

Direct Phone: (02) 9229 9014.



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