

WESTERN AUSTRALIAN GOVERNMENT Gazette

5571



PERTH, TUESDAY, 3 OCTOBER 2000 No. 206

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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).

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- 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 2000 (Prices include GST).

Deceased Estate notices, (per estate)—\$19.91

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$46.53

Other articles in Public Notices Section—\$46.53 (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

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Per Column Centimetre—\$9.24

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

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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 —

PROCLAMATIONS

AA201*

CONSUMER CREDIT (WESTERN AUSTRALIA) AMENDMENT ACT 2000

PROCLAMATION

| | | |
|---|---|--|
| WESTERN AUSTRALIA John Sanderson, Governor. [L.S.] | } | By His Excellency Lieutenant General John Murray Sanderson, Companion of the Order of Australia, Governor of the State of Western Australia. |
|---|---|--|

I, the Governor, acting under section 2 of the *Consumer Credit (Western Australia) Amendment Act 2000* and with the advice and consent of the Executive Council, fix 28 October 2000 as the day on which that Act comes into operation.

Given under my hand and the Public Seal of the State on 19 September 2000.

By Command of the Governor,

DOUG SHAVE, Minister for Fair Trading.

GOD SAVE THE QUEEN !

FAIR TRADING

FT301*

New Tax System Price Exploitation Code (Western Australia) Act 1999

New Tax System Price Exploitation Code (Western Australia) Order 2000

Made by the Governor in Executive Council.

1. Citation

This order may be cited as the *New Tax System Price Exploitation Code (Western Australia) Order 2000*.

2. Interpretation

In this order —

“**Code text modification**” means the modification to the New Tax System Price Exploitation Code text made by the *A New Tax System (Trade Practices Amendment) Act 2000* of the Commonwealth.

3. Code text modification declared under section 5

The Code text modification is declared to be included in the operation of section 5 of the Act.

4. Date of application of Code text modification

The Code text modification applies on and from the day on which this order is published in the *Gazette*.

By Command of the Governor,

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

— PART 2 —

CONSERVATION AND LAND MANAGEMENT

CM401*

CONSERVATION AND LAND MANAGEMENT ACT 1984

(Section 14)

NOTICE OF PROPOSAL TO RESERVE WESTERN AUSTRALIAN WATERS PROPOSED JURIE BAY MARINE PARK

Notice is hereby given under section 14 of the *Conservation and Land Management Act 1984* (CALM Act) of a proposal to reserve Western Australian waters under section 13(1) of the CALM Act as a marine park in the Jurien Bay area. Notice is also given that it is proposed that the marine park will be classified as Class A.

Any person may make a written submission on this proposal.

Marine parks are created to protect natural features and aesthetic values while at the same time enabling recreational and commercial uses where these activities do not compromise conservation values (the statutory purpose of marine parks is provided in CALM Act section 13B(1)).

Subject to the intended exclusions listed below*, the proposed Jurien Bay Marine Park comprises the coastal waters of the State, including the airspace above those waters and sea-bed to a depth of 200 metres below those waters, bounded by a line commencing at the intersection of 30° 4' 11" south latitude and the high water mark (in the vicinity of Greenhead) and extending—

generally southerly along the high water mark to the intersection of 30° 50' 24" south latitude (in the vicinity of Wedge),

then westerly along 30° 50' 24" south latitude to the intersection of the seaward limit of the coastal waters of the State,

then generally northerly along the seaward limit of the coastal waters of the State to the intersection of 30° 4' 11" south latitude,

then easterly along 30° 4' 11" south latitude to the commencement point (in the vicinity of Greenhead).

* The proposed Jurien Bay Marine Park excludes the Jurien Bay Boat Harbour; the portion of any island nature reserve that extends to the low water mark; and the portion of any mainland reserve that extends to the low water mark.

An indicative management plan has been prepared outlining how the proposed Jurien Bay Marine Park would be managed. This plan includes a map and details of the proposed boundaries, zoning and management strategies for the proposed marine park.

The marine park's proposed management zones are intended to be classified under CALM Act section 62(1a) as general use areas, sanctuary areas and four categories of special purpose area for aquaculture, scientific reference, puerulus monitoring and shore-based activities.

Special purpose areas for the primary purpose of *aquaculture* are proposed. The following activities are considered to be incompatible with the purpose of these areas: recreational crabbing.

Special purpose areas for the primary purpose of *scientific reference* are proposed. The following activities are considered to be incompatible with the purpose of these areas: commercial abalone, gillnet, and wetline fishing, commercial aquarium or specimen collecting, charter vessel fishing, recreational abalone and line fishing, recreational netting, recreational crabbing, recreational specimen collecting and spearfishing.

A special purpose area for the primary purpose of *puerulus monitoring* is proposed. The following activities are considered to be incompatible with the purpose of these areas: commercial rock lobster, abalone, gillnet, and wetline fishing, commercial aquarium and specimen collecting, aquaculture, charter vessel fishing, recreational abalone and rock lobster fishing, recreational netting, crabbing and specimen collecting and spearfishing.

Special purpose areas for the primary purpose of *shore-based activities* are proposed. The following activities are considered to be incompatible with the purpose of these areas: commercial wetlining, commercial aquarium and specimen collecting, charter vessel fishing, recreational line fishing from a boat, recreational crabbing and specimen collecting and spearfishing.

Copies of the indicative management plan can be inspected at the offices and libraries of the Shires of Dandaragan and Coorow. Copies of the plan can also be inspected (or purchased for \$5.00) from the following CALM offices—

- State Operational Headquarters, 17 Dick Perry Avenue, Technology Park, Western Precinct, Kensington WA 6151
- WA Naturally, 47 Henry St Fremantle WA 6160
- Geraldton Regional Office, 193 Marine Terrace, Geraldton WA 6530

- Cervantes Office, Light Industrial Area, Cervantes WA 6511
- Moora District Office, The Arcade, Dandaragan St, Moora 6510

The plan can also be viewed on the CALM's Naturebase website at <http://www.naturebase.net>

Written submissions about the proposal should be directed to the Planning Coordinator, Proposed Jurien Bay Marine Park Indicative Management Plan, Marine Conservation Branch, Department of Conservation and Land Management, 47 Henry St, Fremantle WA 6160.

The closing date for submissions is 5 January 2001.

WALLY COX, Executive Director,
Department of C.A.L.M.

CM402***CONSERVATION AND LAND MANAGEMENT ACT 1984****MANAGEMENT PLAN FOR SHARK BAY TERRESTRIAL RESERVES**

The National Parks and Nature Conservation Authority advises that the management plan for the Shark Bay Terrestrial Reserves has been approved by the Hon Minister for the Environment.

The Shark Bay Terrestrial Reserves are located on the westernmost point of Australia and comprise the Bernier and Dorre Islands Nature Reserve, Francois Peron National Park, Shell Beach Conservation Park, Zuytdorp Nature Reserve and other island nature reserves. Collectively with the Shark Bay Marine Reserves, they comprise the Shark Bay World Heritage Area. The management plan was prepared in accordance with sections 53 to 61 of the Conservation and Land Management Act 1984, and was approved by the Hon Minister for the Environment on 21 June 2000. No modifications were made to the management plan under section 60(2) of the Act, and it comes into operation with this *Government Gazette* Notice.

Upon release, copies of the plan can be inspected at the Department of Conservation and Land Management's Woodvale library, and the offices and libraries of the Shires of Shark Bay and Carnarvon. Copies of the plan may be inspected (or purchased for \$11.00) from the following CALM offices—

- State Operations Headquarters, 17 Dick Perry Ave, Technology Park, Western Precinct, Kensington WA 6151
- WA Naturally, 47 Henry Street, Fremantle WA 6160
- Midwest Regional Office, 193 Marine Terrace, Geraldton WA 6530
- Gascoyne District Office, 67 Knight Terrace, Denham WA 6537

Dr WALLY COX, Executive Director,
Department of Conservation and Land Management.

TOM DAY, Chairman,
National Parks and Nature Conservation Authority.

CM403***CONSERVATION AND LAND MANAGEMENT ACT 1984****MANAGEMENT PLAN FOR SERPENTINE NATIONAL PARK**

The National Parks and Nature Conservation Authority advises that the management plan for the Serpentine National Park has been approved by the Hon Minister for the Environment.

The Serpentine National Park is located on the edge of the Darling Scarp 50 kilometres south-east of Perth in the Shire of Serpentine-Jarrahdale. The management plan was prepared in accordance with sections 53 to 61 of the Conservation and Land Management Act 1984, and was approved by the Hon Minister for the Environment on 21 June 2000. No modifications were made to the management plan under section 60(2) of the Act, and it comes into operation with this *Government Gazette* Notice.

Upon release, copies of the plan can be inspected at the Department of Conservation and Land Management's Woodvale library, and the office and library of the Shire of Serpentine-Jarrahdale. Copies of the plan can be inspected (or purchased for \$11.00) from the following CALM offices—

- State Operations Headquarters, 17 Dick Perry Avenue, Technology Park, Western Precinct, Kensington WA 6151
- WA Naturally, 47 Henry Street, Fremantle WA 6160
- Swan Regional Office, Dick Perry Avenue, Technology Park, Western Precinct, Kensington WA 6151

Dr WALLY COX, Executive Director,
Department of Conservation and Land Management.

TOM DAY, Chairman,
National Parks and Nature Conservation Authority.

JUSTICE

JM401**NOTICE OF APPOINTMENT**

The Governor has been pleased to appoint Julie Anne Wager—

- (a) to be a stipendiary magistrate under the *Stipendiary Magistrates Act 1957*;
- (b) to be a magistrate of the Children's Court of Western Australia under the *Children's Court of Western Australia Act 1988*;
- (c) to be a compensation magistrate under the *Workers' Compensation and Rehabilitation Act 1981*;
- (d) to the panel of magistrates for appeals under the *Firearms Act 1973*;
- (e) to be a referee of Small Claims Tribunals under the *Small Claims Tribunal Act 1974*; and
- (f) to be a warden of mines under the *Mining Act 1978*.

as from and including 3 October 2000.

Director General, Minister of Justice.

LAND ADMINISTRATION

LA401**LAND ACT 1933****FORFEITURES**

Department of Land Administration.

The following licences together with all rights, title and interest therein have this day been forfeited to the Crown under the Land Act 1933 for the reasons stated.

Dated: 27 September 2000.

A. A. SKINNER, Chief Executive Officer.

| Name | Licence | District | Reason | Corres. Number | Plan |
|--------------------------|-----------|--------------------------|-----------------------------------|----------------|---------------|
| Thompson, Arthur John | 345B/2531 | Dumberning AA Lot 252 | Non compliance with conditions | 1794-1995 | BJ31(2) 11.34 |

LOCAL GOVERNMENT

LG401***DOG ACT 1976***SHIRE OF BUSSELTON***DOG POUND**

It is hereby notified for public information that the Shire of Busselton Pound is located on Sussex Location 1840, Lot 1, Wells Road, Busselton. It is also notified for public information that Trevor and Marilyn Bennett have been authorised for the purposes of the Dog Act 1976, to act as Pound Keepers in accordance with the provisions of that Act.

MICHAEL SWIFT, Chief Executive Officer.

LG402***HEALTH ACT 1911****LOCAL GOVERNMENT ACT 1995***Shire of Yalgoo*

It is hereby notified for public information that the following persons have been appointed as Authorised Officers in accordance with the relevant Acts hereunder—

1. Health Act 1911
Trevor John Walker
William Vernon Atyeo

2. Local Government Act 1995
Trevor John Walker
William Vernon Atyeo

WARREN OLSEN, Chief Executive Officer.

LG403*

DOG ACT 1976

Town of Vincent

APPOINTMENT OF REGISTRATION OFFICERS

It is hereby notified for public information that pursuant to the provisions of the Dog Act 1976 the following Persons have been appointed as Registration Officers—

| | | |
|----------------------------|-----------------------|-------------------------|
| James Gregor MacLean | John McGee | Peter Michele Cicanese |
| Paul Ian O'Keefe | Peter Llewellyn Hoy | Eric John Ayers |
| Paul William Betts | Timothy Bryant | Clinton Guy Venables |
| Thomas Ruediger Zimmermann | Julie Neilson | Brian Christie McCahon |
| Rochelle Louise Grant | Audrey Bell | David Jonathan Brown |
| Marisa Carla Lombardi | Natasha Piner | Dominique Alice Mottier |
| Lisa Michelle Askey | Megan Kathleen Turner | |

All previous Authorisations for Registration Officers of the Town are hereby cancelled.

All previous Authorisations for Robert Forster are hereby cancelled.

JOHN GIORGI JP, Chief Executive Officer.

LG404*

LOCAL GOVERNMENT ACT 1995

Shire of Menzies

ACTING CHIEF EXECUTIVE OFFICER

It is hereby notified for public information that Brian Francis Harris has been appointed Acting CEO of the Shire of Menzies from 9 October 2000 until 3 November 2000.

K. M. FINLAYSON, Shire President.

LG405

BUSH FIRES ACT 1954

Shire of East Pilbara

AUTHORISED BUSH FIRE CONTROL OFFICERS

It is hereby notified for public information that the undermentioned person is authorised to be a Bush Fire Control Officer pursuant to section 38 of the Bush Fires Act 1954. The authorisation applies to the Municipality of the Shire of East Pilbara.

Graeme Edward Rogers
Bonney Downs Station

ALLEN COOPER, Chief Executive Officer.

26th September 2000.

LG406

DOG ACT 1976

Shire of East Pilbara

AUTHORISED DOG REGISTRATION OFFICER

It is hereby notified for public information that the undermentioned person is authorised to be a Dog Registration Officer pursuant to the Dog Act 1976. The authorisation applies to the Municipality of the Shire of East Pilbara.

Letitia Dianne Moyce
6/11 Armstrong Way, Newman, WA, 6753

The appointment of Mrs Suzanne Moira Bush and Mrs Shelly Fiori as a Dog Registration Officer is cancelled as from 26th September, 2000.

ALLEN COOPER, Chief Executive Officer.

26th September 2000.

LG407***DOG ACT 1976**

Shire of Boddington

It is hereby notified for public information that the following persons have been appointed as Registration Officers under the provisions of the Dog Act 1976—Braden Fisher, Wendy Teale, Janine Sherry, Melanie Waldock and Tanya Browning.

The following persons have been appointed as Authorised Persons under the provisions of the Dog Act 1976—James Andrews, Steven Friend, Braden Fisher, Greg Donhardt and Peter Bradbrook.

P. R. BRADBROOK, Chief Executive Officer.

LG501***BUSH FIRES ACT 1954***City of Bayswater***2000/2001 FIREBREAK NOTICE**

Notice to all Owners and/or Occupiers of Land within the City of Bayswater

Pursuant to the powers conferred in Section 33 of the Bush Fires Act 1954, notice is hereby given to all owners and/or occupiers of land within the City of Bayswater that Council has adopted the following requirements to prevent the outbreak or spread of a fire within the City.

All owners and/or the occupiers of land are required to carry out fire prevention work in accordance with this notice on land owned and/or occupied by you on or before the 30th November 2000 or within fourteen days of the date you becoming the owner or occupier should this be after the 30th day of November 2000. All work required by this Notice shall be maintained until the 30th day of April 2001.

1. Definitions

For the purpose of this Notice the following definitions apply—

“**Act**” means the Bush Fire Act 1954;

“**Council**” means the City of Bayswater;

“**District**” means the municipal district of the City of Bayswater established pursuant to the Local Government Act 1995;

“**Firebreak Period**” means the time between 30 November in any year until 30 April in the following year;

“**Inflammable Material**” includes all forms of vegetation both living and dead, and any other inflammable materials and combustible matter deemed by an authorised officer to be capable of combustion.

2. Firebreaks to be Cleared

All owners and/or occupiers of land within the City of Bayswater shall, prior to the commencement of the Firebreak Period clear all inflammable matter, on land owned and/or occupied by them in accordance with the following requirements—

2.1 All land which is 2000 m² or less in area;

Remove all inflammable matter from the whole of the land, except living trees and shrubs; plants under cultivation and lawn, by means of ploughing, cultivating or slashing to a height of no more than 50mm.

2.2 All other land within the City of Bayswater—

- (i) Firebreaks of a minimum width and height of 3 metres are to be cleared immediately inside all external boundaries of the land;
- (ii) Firebreaks of a minimum width of 3 metres and height of 3 metres are to be cleared immediately surrounding all buildings situated on the land; and any place where inflammable liquids and gas products are kept.
- (iii) In addition to the requirements in this clause Council may, by notice in writing require an owner and/or occupier to act as and when specified in the notice with respect to anything which is upon land and which in the opinion of Council is or is likely to be conducive to the outbreak of a bush fire or the spread or extension of a bush fire.

All firebreaks must be cleared on or before 30 November in any year and thereafter maintained clear of inflammable matter up to and including 30 April in the following year.

3. Variation to Fire Prevention Measures

If for any reason an owner and/or occupier considers it impractical to clear firebreaks or comply with other fire protection measures in accordance with this Notice, the owner and/or occupier may apply in writing to the Council no later than 31 October in any year for a variation. If permission is not granted in writing by Council or its authorised officer, the owner and/or occupier must comply with the requirements of this Notice. Any variation granted by Council will apply only for a single Firebreak Period. A variation granted by Council shall only remain in force until 30 April in the following year.

4. Powers of Council

Where an owner and/or occupier of land fails or neglects to comply with any requirements of this Notice within the time specified in this Notice, the Council may by its officers with such servants,

workmen and contractors, vehicles and machinery as the officers deem necessary enter upon the land and do all such things as are necessary pursuant to this Notice and may recover the costs and expenses of doing so in a Court of competent jurisdiction from the owner and/or occupier of the land pursuant to the Act, in addition to any penalty which might be imposed.

5. Offences

A person who fails to comply with any provision of this Notice commits an offence and shall, upon conviction, be liable to a penalty as prescribed in the Bush Fires Act 1954.

MARIO J. CAROSELLA, Chief Executive Officer.

LG502*

BUSH FIRES ACT 1954

Shire of Carnarvon

NOTICE TO ALL OWNERS AND/OR OCCUPIERS OF LAND IN THE SHIRE OF CARNARVON FIRE BREAK NOTICE 2000—2001

Pursuant to the powers contained in Section 33 of the Bush Fires Act 1954, owners or occupiers of land in the Shire of Carnarvon are hereby required to carry out firebreak work on land owned or occupied by you in accordance with provisions of this order.

“**FIRE BREAK**” means ground from which all flammable material has been removed and on which no flammable material is permitted during the fire break period.

“**FLAMMABLE MATERIAL**” defined for the purpose of this notice to include bush (as defined in the Bush Fires Act) boxes, cartons paper and the like flammable materials, rubbish and also any combustible matter but does not include green standing trees, or growing bushes or plants in gardens or lawn.

Owners or occupiers of land in the Shire of Carnarvon are required to have firebreaks constructed prior to the firebreak period which is FROM THE 1ST NOVEMBER 2000 TO THE 30TH APRIL 2001 INCLUSIVE.

Persons who fail to comply with requirements of this order may be issued with an Infringement notice PENALTY \$80 or prosecuted and face a fine of not more than \$1,000. Additionally Council may carry out the required work at cost to the owner or occupier.

If for any reason it is considered impracticable to comply with the provisions of this order, you may make a WRITTEN application for a variation to the order which must reach the Shire Council not less than FOURTEEN DAYS prior to the date by which the firebreak is to be established. Approval to any such variation will only be granted where the Bush Fire Control Officer for the area has first signified his approval to the variation by his signature on the written application. If the application is not approved by the Shire Council you shall comply with the requirements of this notice.

1. TOWNSITE LAND: In respect of land owned or occupied by you in the Townsite of Carnarvon.

- (a) Where the area of land is 2024 square metres or less, remove all flammable material on the land from the whole of the land.
- (b) Where the area of land exceeds 2024 square metres construct firebreaks at least two metres wide immediately inside all external boundaries of the land and also immediately surrounding all buildings situated on the land.
- (c) In respect of any land owned or occupied by you, which there is situated any containers/installation used for the storage of flammable liquid or gas fuel, you shall clear the land of all flammable material.

2. WATER PUMPING INSTALLATIONS, GASCOYNE RIVER AREA

All owners of water pumping installations with diesel or petrol driven engines for the pumping of water from the Gascoyne River or its bed are required to construct firebreaks six metres wide on all sides of such pumping installations.

3. RURAL LAND (other than townsite land and Pastoral Properties)

- (a) A firebreak shall be constructed not less than 3 metres in width immediately inside and along the whole of the external boundaries of the property or properties owned or occupied by you.
- (b) Where buildings are situated on the property, additional firebreaks not less than three metres in width must be provided within 100 metres of the perimeter of such buildings in such a manner as to completely encircle the building.

4. Pastoral Buildings

Firebreaks of not less than three metres in width must be provided within 100 metres of the perimeter of such buildings in such a manner as to completely encircle the building.

SPECIAL ORDERS—SECTION 33

The requirements of this order are considered to be the minimum standard of fire prevention work required to protect not only individual properties but the district generally. In addition to the requirements of this order, the Shire Council may issue separate special orders on owners or occupiers if hazard removal is considered necessary.

By Order of Council.

B. G. WALKER, Chief Executive Officer.

LG503*

BUSH FIRES ACT 1954
FIREBREAK ORDER

Notice to all owners and occupiers of land within the district of the Shire of Toodyay

Pursuant to the powers contained in Section 33 of the abovementioned Act, you are hereby required on or before the date specified hereunder in each year, or within 14 days of the date of you becoming the owner or occupier of land within the Shire of Toodyay should that be after the specified date in that year, to clear a firebreak clear of inflammable material on the land in the manner specified hereunder and thereafter to maintain that firebreak clear of inflammable material up to and including April 30 in the following year.

1. RURAL LAND

1.1 Rural land is all land other than land within the Toodyay townsite. Specified date: November 15.

1.2 Where the land does not exceed 20 hectares, a firebreak 2 metres wide shall be cleared and maintained inside and within 10 metres of the external boundaries of the land.

1.3 Where land exceeds 20 hectares but does not exceed 200 hectares, a firebreak 2 metres wide shall be cleared and maintained inside and within 100 metres of the external boundaries of the land.

1.4 Where land exceeds 200 hectares, a firebreak 2 metres wide shall be cleared and maintained in such a manner as to divide the land into an area not exceeding 200 hectares, each area being completely surrounded by a firebreak.

1.5 A firebreak 3 metres wide shall be cleared and maintained within 7 metres around all buildings, haystacks and fuel storage areas situated on the land (for the purposes of section 1.5 only, green standing trees, live garden plants, growing bushes or maintained lawns are acceptable as a firebreak). In addition, a 15 metre low fuel area with a maximum height of 75 millimetres is to be maintained to the satisfaction of Council's Authorised Officer. It shall not be necessary to remove live standing shrubs or trees with the exception of Dryandra, which must be removed.

1.6 A firebreak 3 metres wide shall be cleared and maintained immediately around a stationary motor (including electric motors) when the motor is operating.

1.7 A firebreak 20 metres wide shall be cleared and maintained immediately inside the external boundaries of all land which has been bulldozed, chained or prepared in any similar manner for clearing burning (whether it is intended to burn the bush or not) provided that where the bulldozing, chaining or other method of preparation for clearing is completed after November 15 in any year, the firebreak is required to be completed within 28 days of such completion.

1.8 On all land situated within the subdivisions known as "Majestic Heights" and "Majestic Waters" as designated in the Shire of Toodyay Town Planning Scheme No.3 a firebreak 15 metres wide shall be cleared and maintained immediately around all buildings on the land.

PLEASE NOTE:

It shall not be necessary to remove live standing trees when providing firebreaks required by this section.

NOTE—STRATEGIC FIREBREAKS

Land owners within the subdivisions known as "Majestic Heights", "Majestic Waters", "Toodyay Highlands", "Woodland Heights", "Vernon Hills", "Lozanda Heights" (with the exception of Lot 307) and "Park View" as designated by the Shire of Toodyay Town Planning Scheme No.3, and that portion of West Toodyay being Lots R1 to R36, R43 to R64, R69 to R74, Lots S102, 122, 123 and 124, **who have paid to the Shire the necessary payment specified hereunder on or before November 15** towards the maintenance of the Strategic Firebreak system constructed in their area will have fulfilled the requirements of Section 1.1 and 1.2 of this Order however they must still comply with the requirements of Sections 1.5, 1.6, 1.7 and 1.8 of this Order.

PAYMENTS

West Toodyay \$8.00 per lot per year and all other areas \$15.00 per lot per year.

2. TOWNSITE LAND

2.1 Townsite land is all land within the Toodyay townsite with the exception of lots S30 to S45, 159 to 161, and 15 Folewood Road and lots 156 to 158, S1, S24, S25 and 16 Nottingham Road. Specified date: November 15.

2.2 A firebreak is to be cleared and maintained on all townsite land. A townsite firebreak means the whole of the land is to be fire hazard reduced by—

(a) Removal of all inflammable material; OR

(b) By reduction of the fire hazard by grazing, slashing or spraying to a maximum height of 75 millimetres AND the slash material to be removed from the land to the satisfaction of Council's Authorised Officer.

NOTE—FIREBREAK VARIATIONS

If for any reason it is considered to be impracticable to clear firebreaks or remove inflammable material from land as required by this Order, you may apply in writing to the Council or its duly authorised officer on or before November 1 in any year, for permission to provide firebreaks in an alternative position. If such permission is granted, it shall be in writing and shall remain valid until such time as it is revoked by the Council or its duly authorised officer.

If such permission in writing is not granted by the Council or its duly authorised officer, you shall comply with the requirements of this Notice.

Any owner or occupier of land who fails or neglects to comply with the requirements of this Order is guilty of an offence under Section 33(3) of the Act and is liable to a penalty not exceeding \$1,000.00 and in addition to that penalty the Shire may enter upon the land and carry out the requisite works and recover the cost of doing so from the owner or occupier in a Court of competent jurisdiction.

If the requirements of this Notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fires Act.

LG504*

BUSH FIRES ACT 1954

Shire of Augusta-Margaret River

BUSH FIRE NOTICE AND REQUIREMENTS

Notice to all owners and/or occupiers of land in the Shire of Augusta-Margaret River.

In accordance with Section 33 of the Bush Fires Act 1954, you are required to carry out fire prevention work on land owned or occupied by you in accordance with the provisions of this order.

The penalty for non-compliance with this notice is a maximum fine of \$1000, and notwithstanding prosecution, Council may enter upon the land and carry out required works at the owners/occupiers expense.

TOWNSITES

Gracetown – Prevelly – Gnarabup

Compliance Date – 6th December 2000 to 12th April 2001

In respect of land owned or occupied within these townsites, or any area subdivided for other purposes, You shall:

1. Remove all flammable material (including ground fuel build-up) from the whole of the land except living standing trees, or
2. Construct a firebreak not less than 1.5 metres wide, immediately inside both side and rear boundaries, together with a firebreak not less than 3 metres in width around all buildings on the land. All residue material from the firebreak construction is to be removed from the land.

All Other Townsites, including Molloy Island

Compliance Date – 6th December 2000 to 12th April 2001

In respect of land owned or occupied within these townsites or any area subdivided for other purposes you shall:

1. Where the area of the land is up to and including 4,000 sqm, remove all flammable material from the land except living standing trees, and
2. Where the land exceeds 4,000sqm, clear the land of all flammable material, and install firebreaks at least 2metres wide, immediately inside all external boundaries of the land, and also immediately surrounding all buildings situated on the land.

SPECIAL NOTICE

If it is considered impractical for any reason, to clear firebreaks or reduce fire hazards from the land as required by this notice, you should make written application to the Shire Fire Control Officer no later than 15th. November, 2000 for permission to provide firebreaks in alternative positions or to take alternative action to abate fire hazards on your land. This application must be countersigned by the Fire Control Officer for your area, to signify his agreement to the variation.

If permission is not granted, you must comply with the requirements of this notice.

RURAL LAND

Compliance Date – 6th December 2000 to 12th April 2001

A firebreak not less than 2 metres wide must be constructed inside and within 100 metres of the boundary of each property where the boundary is adjacent to a road reserve. (Firebreaks constructed on road verges do not constitute legal firebreaks under the Bush Fires Act). In addition:

1. A firebreak not less than 2 metres wide must be constructed within a perimeter of 20 metres of all homesteads, buildings, haystacks and fuel storage areas on the land.
2. Where uncleared land abuts a boundary, a firebreak not less than 3 metres wide must be constructed inside and within 100 metres of all such boundaries.

*Note – All firebreaks must have a four metre vertical clearance.

Fuel and/or Gas Storage

In respect of land owned or occupied by you where there are containers normally used to contain liquid or gas fuels, including the land upon which a structure is used to hold or support such containers, you must maintain a perimeter firebreak cleared of all flammable materials, at least 2 metres wide.

Eucalypt/Pine Plantations

Compliance Date – 27th December 2000 to 12th April 2001

All plantations exceeding 3ha:

“Existing” Plantations (pre-1997) require a 10 metre firebreak. The outer 5 metres must be cleared of all flammable material (to bare earth). The remaining 5 metres must be maintained in a low fuel condition.

New Plantations (post 1997) require a 15 metre firebreak. The outer 10 metres must be cleared of all flammable material (to bare earth) with no overhanging branches for a vertical clearance of at least 10 metres. The remaining 5 metres must be maintained in a low fuel condition.

e.g., very short grass may be considered "low fuel".

Trees may not be planted closer than 15 metres from the outer edge of the firebreak.

Vineyards/Proteas

Firebreaks must be at least 5 metres in width, cleared of all flammable material (to bare earth) around the perimeter of the block.

SPECIAL RURAL LAND

Compliance Date – 6th. December 2000 to 12th April 2001

Pastureland Blocks

1. The owners of all existing rural holdings zoned "Special Rural" in Town Planning Schemes must construct a firebreak (to bare earth) not less than 2 metres wide and with a vertical clearance of 3 metres, immediately inside all boundaries. (Firebreaks constructed on road verges do not constitute legal firebreaks under the Bush Fires Act).
2. The land shall be grazed, slashed, or the fire hazard reduced by some other means, to the satisfaction of a duly appointed officer.
3. An area of 30 metres around the house and out-buildings must be cleared of hazardous material to create a fuel-free zone, defined as an area devoid of leaves, rubbish and dead timber. Trees are acceptable provided they are not heavily barked and do not overhang the buildings.

Bushland blocks

Same firebreak requirements as for Pastureland Blocks, with a vertical clearance of 4 metres. (Where trees occur close to boundaries, special permission may be granted by a duly appointed officer, to construct firebreaks up to 6 metres inside such boundaries). Firebreaks constructed on road reserves do not constitute legal firebreaks under the Bush Fires Act. Residents of "bush" blocks should be aware of the particular problems related their home environment. The annual build-up of leaf litter, branches, etc., rapidly leads to unacceptably dangerous fuel levels and periodic, low-intensity burns should be undertaken. Efficient "mosaic" burning should result in the owner not having to burn for periods of between 4-7 years, depending on the density of fuel levels and the rate of build-up. Your Shire Fire Control Officer can advise you, and your local Bush Fire Brigade, or W.A. Volunteer Urban Fire and Rescue Service can assist with your programme.

Note: "Bushland" is defined as pre-existing, native or "remnant" vegetation, and includes trees and understorey.

BUSH FIRE PRECAUTIONS

Prohibited Burning Times

The prohibited burning times which apply within the Shire, are: *22nd December 2000 to 28th. February 2001.*

Restricted Burning Times

The restricted burning times are: *9th November 2000 to 21st December 2000, and 1st March 2001 to 12th April 2001.*

These dates may be subject to slight variation according to seasonal conditions, but any alterations will be advertised locally.

M. T. EASTCOTT, Chief Executive Officer.

LG505*

BUSH FIRES ACT 1954

Shire of Moora

NOTICE TO OWNERS AND OCCUPIERS OF LAND WITHIN THE SHIRE OF MOORA

Pursuant to the powers contained in Section 33 of the above Act, you are hereby required: on or before the 28th day of October 2000 to plough, scarify, cultivate or otherwise clear and thereafter to maintain free of all inflammable material until the 24th day of March 2001 in the following positions and of the following dimensions on the land owned or occupied by you.

On or before October 28, 2000 you must have a two metre wide fire break clear of all flammable material around the inside boundaries of your property, and it MUST BE KEPT CLEAR up to and including the 24 March, 2001.

1. TOWNSITES

On or before October 28, 2000, all lots within the townships of Moora, Miling Watheroo, Bindi Bindi and Coomberdale are required to be treated as follows:

- a) Where the area of land is less than 3000 square metres, remove all flammable materials from the whole of the land.

- b) Where the area of land is 3000 square metres or more a firebreak must be provided not less than two metres in width inside and along the whole of the external boundaries of the properties owned or occupied by you and all inflammable material must be cleared two metres distance from all buildings and/ or haystacks situated on the land and maintained free of such material until March 24 2001.

2. FUEL PUMPS (FUEL DEPOTS)

On or before October 28, 2000 all grass and similar material is to be cleared from such areas where drum ramps are located and where drums, full or empty, are stored and such areas are to be maintained cleared of grass and similar inflammable material until March 24,2001.

INFRINGEMENT NOTICES WILL BE ISSUED TO OWNERS OR OCCUPIERS WHERE NO OR INSUFFICIENT FIRE BREAKS ARE PROVIDED.

3. FARM BUILDINGS AND UNATTENDED ELECTRIC MOTORS AND HAY STACKS

Fire breaks at least three metres in width completely surrounding and not more than twenty metres from the perimeter of any building, group of buildings or haystacks. All inflammable material must be removed from an area two metres in width immediately surrounding the building. All flammable material must be removed from an area three metres in width immediately surrounding an unattended electric motor site.

4. UNATTENDED FUEL OPERATED MOTORS

All inflammable material must be removed from an area three metres in width immediately surrounding an unattended fuel operated motor whether the motor is intended to be used or not.

5. RURAL LAND

Fire breaks not less than two metres in width inside and along the whole of the external boundaries of the properties owned or occupied by you, where this is not practicable the fire breaks must be provided as near as possible to, and within such boundaries.

6. BARBEQUES AND INCINERATORS

Gas and Electric barbeques are permitted at any time. Solid fuel barbeques and incinerators are PROHIBITED on days of VERY HIGH or EXTREME FIRE DANGER.

Residents of townsites throughout the Shire are reminded that incinerators for the burning of waste material should be of an approved type and be in good condition. Open drums are not acceptable.

7. PENALTY

The penalty for failing to comply with this notice is a fine of up to \$400.00 and a person in default is also liable, whether prosecuted or not, to pay the cost of performing the work in this notice, if it is not carried out by the Owner or Occupier by the date required by this notice.

Dated this 24 September 2000

By Order of the Council.

P.C. STUBBS, Chief Executive Officer.

NOTE. Attention of landowners is drawn to the fact that this order allows for provision of fire breaks in situations other than immediately within property boundaries subject to approval.

The Chief Fire Control Officer and appointed Fire Control Officers have been authorised to act for Council in this matter.

INFRINGEMENT NOTICES WILL BE ISSUED TO OWNERS OR OCCUPIERS WHERE NO OR INSUFFICIENT FIRE BREAKS ARE PROVIDED.

PLANNING

PD401*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF CANNING

TOWN PLANNING SCHEME NO 40—AMENDMENT NO 93

Ref: 853/2/16/44 Pt 93

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 Canning Town Planning Scheme Amendment on 26 September 2000 for the purpose of rezoning 73-75 Apsley Road/3-5 Woodpecker Avenue (Lot 1), Willetton, from Service Station to Shopping.

M. S. LEKIAS, Mayor.
I. F. KINNER, Chief Executive Officer.

PUBLIC NOTICES

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 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.

Anderson, Mark, late of 5 Princess Way, Balga, died 27/8/00

Baker, Gilbert Frank, late of Rockingham Nursing Home, 14 Langley Street, Rockingham, died 13/8/00

Chivers, Betty Madeline, late of 25 Meadowbank Promenade, Currabine, died 13/8/00

Cole, Terence Patrick, late of 75 McNeil Street, Dalwallinu, died 24/8/00

Day, William Eacott, late of 62 Summerton Road, Calista, died 24/8/00

Hamer, Hilda Marion, late of St Andrews Nursing Facility, Burwood Road, Balcatta, died 3/8/00

McDonald, Hugh Sharpe, late of Unit 3/1 Lion Street, Carlisle, died 18/8/00

McFarland, Phyllis Edna, late of 27 Newhaven Way, Nollamara, died 29/7/00

McSweeney, Katherine Mary, late of Leighton Nursing Home, 40 Florence Street, West Perth, died 26/8/00

Mullen, Ilma May, late of Rowethorpe Nursing Home, Hayman Road, Bentley, died 4/8/00

Penkethman, Francia May, late of Karri Lodge, 250 Baltimore Road, Merriwa, died 8/8/00

Pratt, Hilda, late of Templestowe Private Nursing Home, 50-52 Foote Street, Templestowe, died 15/7/00

Senuita, Olga, late of 10 Strelton Avenue, Strathmore, died 7/4/00

STEPHEN MAXWELL, Senior Estate Manager,
Perpetual Trustees WA Limited.
Direct Phone (02) 9229 3419

ZZ202**TRUSTEES ACT 1962**

AXA TRUSTEES LIMITED

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 Jennette Robinson, deceased late of Paraquad Centre, Selby Street, Shenton Park, are required by the executor AXA Trustees Limited (formerly known in the Will of the testator as National Mutual Trustees Limited) of 6th Floor, 111 St George's Terrace, Perth to send particulars of their claims to them on or before the expiration of one month from the date of publication of this notice, after which date the Company may convey or distribute the assets of the Estate having regard only to the claims of which it then has notice.

WESTERN AUSTRALIA

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(Reprinted as at 20 October 1999)

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STATE LAW PUBLISHER

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