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SPECIAL PUBLICATION NOTICE

GOVERNMENT GAZETTE—EASTER 2001

Advertisers are advised to note the following changes to publication dates for *Government Gazette* over the Easter period 2001.

EASTER ISSUES:

THURSDAY 12 APRIL (Copy closes Tuesday 10 April at 12.00 noon)

FRIDAY 20 APRIL (Copy closes Wednesday 18 April at 12.00 noon)

There will be no edition for TUESDAY 17 APRIL.

Any enquiries should be directed to John Thompson, Phone (08) 9426 0010

— PART 1 —

FISHERIES

FI301

Fish Resources Management Act 1994

Fish Resources Management Amendment Regulations (No. 2) 2001

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Fish Resources Management Amendment Regulations (No. 2) 2001*.

2. Commencement

These regulations come into operation on 31 March 2001.

3. Schedule 1 amended

Schedule 1 Part 3 of the *Fish Resources Management Regulations 1995** is amended as follows:

- (a) in item 3(1)(a) by deleting “25.10” and inserting instead —
“ 44.05 ”;
- (b) in item 3(1)(b) by deleting “25.10” and inserting instead —
“ 44.05 ”;
- (c) in item 3(1)(c) by deleting “9.05” and inserting instead —
“ 11.65 ”.

[* Reprinted as at 2 June 2000.

For amendments to 6 March 2001 see 1999 Index to Legislation of Western Australia, Table 4, pp. 89-91, and Gazette 25 August, 8 and 26 September, 6 and 24 October, 3 November, and 29 December 2000.]

By Command of the Governor,

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

LOCAL GOVERNMENT

LG301**LOCAL GOVERNMENT ACT 1995***Shire of Chapman Valley*ACTIVITIES ON THOROUGHFARES AND TRADING IN
THOROUGHFARES AND PUBLIC PLACES LOCAL LAW

Under the powers conferred by the *Local Government Act 1995* and all other powers enabling it, the Council of the Shire of Chapman Valley resolved on the 20th March 2001 to make the following amendments to the above Local Law gazetted on the 8th August 2000—

After the words—

- “(3) Activities on Thoroughfares and Trading in Thoroughfares and Public Places published in the *Government Gazette* by the Town of Mosman Park on the 15th March 2000 is adopted by the Shire of Chapman Valley with the following modifications—” insert the following—
‘Delete “Town of Mosman Park” wherever it appears in the local law and substitute it with “Shire of Chapman Valley”’.

Dated 21st March 2001.

NEIL EXTEN, Shire President.
MAURICE J. BATTILANA, Chief Executive Officer.

LG302*

SHIRE OF LAKE GRACE

BUSH FIRE BRIGADES LOCAL LAW

The Bush Fire Brigades Local Law of the Shire of Bridgetown-Greenbushes published in the *Government Gazette* of 20 October 2000, is adopted as a local law of the Shire of Lake Grace with the modifications which follow—

1. Preliminary

- 1.1 Wherever the “Shire of Bridgetown-Greenbushes” is mentioned in the local law substitute “Shire of Lake Grace”.
- 1.2 In clause 1.2 (2) delete paragraphs (a) to (h) and substitute—
(a) a Captain
(b) a Fire Control Officer
(c) an Equipment Officer
(d) a Secretary
(e) a Treasurer
(f) a Secretary/Treasurer combined, or
(g) any other position(s) deemed necessary for the effective management of Brigade activities.

2. Clause 1.3—Repeal

Delete clause 1.3 and substitute—“The Local Laws relating to Shire of Lake Grace published in the *Government Gazette* of 17 January 1992 are repealed.”.

3. First Schedule—Rules Governing The Operation of Bush Fire Brigades

- 3.1 Clause 2.2 (1) (c)
(a) in subclause
(ii) replace “First Lieutenant” with “Fire Control Officer”
(iii) delete
(b) renumber paragraphs (iv) to (ix), to (iii) to (viii)
(c) in paragraph (iii), replace “Lieutenants” with “Fire Control Officers”.
(d) insert clause 2.2.(1) (c) (viii) – “any other position(s) deemed necessary for the effective management of brigade activities”
- 3.2 Clause 2.4—Applications for membership
Delete “of that in Appendix 1” and substitute “determined by the local government from time to time.”.

- 3.3 Clause 2.9 – Existing liabilities to continue
In subclause (1) delete “2.6” and substitute “2.7”.
- 3.4 Delete Appendices I and II.

Dated this 9th day of March 2001.

The Common Seal of the Shire of Lake Grace was affixed in the presence of—

C. J. CONNOLLY, President.
N. HALE, Chief Executive Officer.

LG303*

LOCAL GOVERNMENT ACT 1995

SHIRE OF LAKE GRACE

**ACTIVITIES ON THOROUGHFARES AND TRADING IN THOROUGHFARES
AND PUBLIC PLACES LOCAL LAW**

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Lake Grace resolved on (insert date) to make the following local law —

The Shire of Kojonup Activities On Thoroughfares And Trading In Thoroughfares and Public Places Local Law as published in the Government Gazette of 16 May 2000, is adopted as a local law of the Shire of Lake Grace with the modifications which follow—

1. Preliminary

1.1 In construing the following modifications, where a modification requires the renumbering of a clause, subclause or paragraph, subsequent modifications have been drafted on the basis that the renumbering has been effected.

1.2 Wherever the “Shire of Kojonup” is mentioned in the local law substitute “Shire of Lake Grace”.

2. Clause 1.2 Definitions

2.1 Delete the definition of “crossing”.

2.2 Delete the definition of townsite and substitute —

“townsite” means each of the townsites of Lake Grace, Newdegate, Lake King and Varley which are —

- (a) constituted under section 26(2) of the *Land Administration Act 1997*; or
(b) referred to in clause 37 of Schedule 9.3 of the Act;”.

3. Clause 1.4—Repeal

Delete clause 1.4 (1) and substitute —

“1.4(1) The following local laws are repealed —

By-laws relating to —

Removal and Disposal of Obstructing Animals or Vehicles, published in the Government Gazettes of 6 February 1969 and 16 March 1990;

Prevention of Damage to Streets, published in the Government Gazette of 6 February 1969;

Control of Hawkers, published in the Government Gazette of 6 February 1969 and 18 April 1975 (metric conversion); and

Eating Areas, published in the Government Gazette of 1 September 1995.”.

4. Part 2, Division 2 deleted

Delete the whole of Part 2, Division 2—Vehicle crossing.

5. Divisions and clauses renumbered (Part 2)

In Part 2 —

- (a) renumber Divisions 3 to 7 inclusive to 2 to 6 respectively; and
(b) renumber clauses 2.6 to 2.19 inclusive to 2.4 to 2.17 respectively.

6. Part 4, Division 2 deleted

Delete the whole of Part 4, Division 2—Shopping trolleys.

7. Clause cross—references renumbered.

The following consequential amendments are made to clause references within the clauses in the Table.

TABLE

CLAUSE No	CHANGE REQUIRED
1.2 (in definition "permissible verge treatment")	"2.8(2)" to "2.6(2)"
2.7	"2.10" to "2.8"
2.16	"2.17" to "2.15"

8. Clause 6.5—Relevant considerations in determining application for permit.

In subclause (2)

- (a) after ", " in subparagraph (iii) of paragraph (c) delete "or";
- (b) renumber paragraph (d) to paragraph (e);
- (c) insert a new paragraph (d) as follows —
 - "(d) that the needs of the district, or the part for which the permit is sought, are adequately catered for by established shops or by persons who have valid permits to carry on trading or to conduct a stall; or".

9. Clause 6.8—Conduct of stallholders and traders.

In subclause (2) —

- (a) renumber paragraphs (a) to (d) to (b) to (e) respectively;
- (b) insert a new paragraph (a) as follows —
 - "(a) attempt to conduct a business within a distance of 300m of any shop or permanent place of business that is open for business and has for sale any goods or services of the kind being offered for sale by the stallholder or trader;".

10. Part 6—Division 2 deleted.

Delete the whole of Part 6, Division 2, "Street Entertainers".

11. Schedule 1—Prescribed Offences

In Schedule 1, under the column headed "Clause" —

- (a) after the clause designation 2.2 wherever it occurs insert the subclause designation "(1)" before each paragraph designation;
- (b) delete "2.4(1)", "2.5(2)", "4.5", "4.6(2)", "6.10", "6.11(2)", and "6.14".
- (c) amend the numbers as indicated in the following Table.

TABLE

"2.9(1)"	to	"2.7(1)"
"2.10"	to	"2.8"
"2.11"	to	"2.9"
"2.17(2)"	to	"2.15(2)"
"2.19(1)"	to	"2.17(1)"
"6.16"	to	"6.10"
"6.18"	to	"6.12"
"6.20(1)"	to	"6.14(1)"
"6.20(2)"	to	"6.14(2)"

12. Forms

Delete Forms 1,2,3,4,5,6,7,8,9,10,11, and 12.

Dated this 9th day of March 2001.

The Common Seal of the Shire of Lake Grace was affixed presence of:

C. J. CONNOLLY, President.
N. HALE, Chief Executive Officer.

LG304*

LOCAL GOVERNMENT ACT 1995

Shire of Lake Grace

LOCAL LAWS RELATING TO FENCING

Under the powers conferred by the *Local Government Act 1995* and by all other powers the Council of the Shire of Lake Grace resolved to make the following local laws on the 28th day of February 2001.

PART 1—PRELIMINARY**1. Citation**

These Local Laws may be cited as the Shire of Lake Grace Local Laws Relating to Fencing.

2. Application of Local Laws

These Local Laws apply to the following townsites—

Lake Grace
Newdegate
Lake King
Varley

3. Interpretation

In these Local Laws, unless the context requires otherwise—

“Act” means the Dividing Fences Act 1961;

“AS” means an Australian Standard published by the Standards Association of Australia;

“boundary fence” has the meaning given to it for the purposes of the Act;

“Building Surveyor” means a Building Surveyor of the local government;

“CEO” means the Chief Executive Officer of the local government;

“Commercial Lot” means a lot where a commercial use—

- (a) is or may be permitted under the town planning scheme; and
- (b) is or will be the predominant use of the lot;

“dangerous” in relation to any fence means—

- (a) an electrified fence other than a fence in respect of which a licence under Part 6 of these Local Laws has been issued and is current;
- (b) a fence containing barbed wire other than a fence erected and maintained in accordance with these Local Laws;
- (c) a fence containing exposed broken glass, asbestos fibre, razor wire or any other potentially harmful projection or material; or
- (d) a fence which is likely to collapse or fall, or part of which is likely to collapse or fall, from any cause;

“district” means the district of the local government;

“dividing fence” has the meaning given to it in and for the purposes of the Act;

“electrified fence” means a fence carrying or designed to carry an electric charge;

“fence” means any structure, including a retaining wall, used or functioning as a barrier, irrespective of where it is located and includes any gate;

“frontage” means the boundary line between a lot and the thoroughfare upon which that lot abuts;

“height” in relation to a fence means the vertical distance between—

- (a) the top of the fence at any point; and
- (b) the ground level or, where the ground levels on each side of the fence are not the same, the higher ground level, immediately below that point;

“Industrial Lot” means a lot where an industrial use—

- (a) is or may be permitted under the town planning scheme; and
- (b) is or will be the predominant use of the lot;

“local government” means the Shire of Lake Grace

“lot” has the meaning given to it in and for the purposes of the *Town Planning and Development Act 1928*;

“notice of breach” means a notice referred to in clause 15(1);

“Residential Lot” means a lot where a residential use—

- (a) is or may be permitted under the town planning scheme; and
- (b) is or will be the predominant use of the lot;

“retaining wall” means any structure which prevents the movement of soil in order to allow ground levels of different elevations to exist adjacent to one another;

“Rural Lot” means a lot where a rural use—

- (a) is or may be permitted under the town planning scheme; and
- (b) is or will be the predominant use of the lot;

“Schedule” means a Schedule to these Local Laws;

“setback area” has the meaning given to it for the purposes of the town planning scheme;

“Special Rural Lot” means a lot where a special rural use—

- (a) is or may be permitted under the town planning scheme; and
- (b) is or will be the predominant use of the lot;

“sufficient fence” means a fence described in clause 6; and

“town planning scheme” means a town planning scheme of the local government made under the *Town Planning and Development Act 1928*.

4. Licence Fees & Charges

All licence fees and charges applicable under these Local Laws shall be as determined by the local government from time to time in accordance with section 6.16 of the *Local Government Act 1995*.

PART 2—SUFFICIENT FENCES

5. Sufficient Fences

(1) Unless by agreement between the owners of adjoining properties, a person shall not erect a dividing fence or a boundary fence that is not a sufficient fence.

(2) Subject to sub-clauses (3) and (4), a sufficient fence—

- (a) on a Residential Lot is a dividing fence or a boundary fence constructed and maintained in accordance with the specifications and requirements of the First Schedule.
- (b) on a Commercial Lot and on an Industrial Lot is a dividing fence or a boundary fence constructed and maintained in accordance with the specifications and requirements of the Second Schedule;
- (c) on a Rural Lot and on a Special Rural Lot is a dividing fence or a boundary fence constructed and maintained in accordance with the specifications and requirements of the Third Schedule;

(3) Where a fence is erected on or near the boundary between—

- (a) a Residential Lot and an Industrial Lot, a sufficient fence is a dividing fence constructed and maintained in accordance with the specifications and requirements of the First Schedule;
- (b) a Residential Lot and a Commercial Lot, a sufficient fence is a dividing fence constructed and maintained in accordance with the specifications and requirements of the Second Schedule;
- (c) a Residential Lot and a Rural Lot, a sufficient fence is a dividing fence constructed and maintained in accordance with the specifications and requirements of the Third Schedule;
- (d) a Residential Lot and a Special Rural Lot, a sufficient fence is a dividing fence constructed and maintained in accordance with the specifications and requirements of the First Schedule; and
- (e) a Special Rural Lot and a Rural Lot, a sufficient fence is a dividing fence constructed and maintained in accordance with the specifications and requirements of the Third Schedule.

(4) Unless the Building Surveyor specifies otherwise, a sufficient fence on a boundary between lots other than those specified in subclause (3) is a dividing fence constructed in accordance with the specifications and requirements of the Second Schedule.

(5) Notwithstanding any other provisions in these Local Laws, a fence constructed of stone or concrete shall be a sufficient fence only if it is designed by a structural engineer where—

- (a) it is greater than 1800mm in height; or
- (b) the Building Surveyor so requires.

PART 3—GENERAL

6. Fences Within Front Setback Areas

(1) A person shall not, without the written consent of the Building Surveyor, erect a free-standing fence greater than 1200mm in height, within the front set-back area of a Residential Lot within the district.

(2) The Building Surveyor may approve the erection of a fence of a height greater than 1200mm in the front setback area of a Residential Lot only if the fence on each side of the driveway into the Lot across the front boundary is to be angled into the Lot for a distance of not less than 1500mm along the frontage to a distance of not less than 1500mm from the frontage in order to provide appropriate splayed lines of vision for a motorist using the driveway for access to a thoroughfare.

(3) The provision of sub-clause (2) shall not apply to a fence—

- (a) of open construction that does not obscure the lines of vision of a motorist using the driveway for access to a thoroughfare; or
- (b) that does not adjoin a footpath.

7. Fences on a Rural Lot

A person shall not without the written consent of the Building Surveyor, erect a fence on a Rural Lot, within 7.5m of a thoroughfare of a height exceeding 1500mm.

8. Maintenance of Fences

An owner and occupier of a lot on which a fence is erected shall maintain the fence in good condition and so as to prevent it from becoming dangerous, dilapidated, or unsightly.

9. General Discretion of the Local Government

(1) Notwithstanding clause 6, the local government may consent to the erection or repair of a fence which does not comply with the requirements of these Local Laws.

(2) In determining whether to grant its consent to the erection or repair of any fence, the local government may consider, in addition to any other matter that it is authorized to consider, whether the erection or retention of the fence would have an adverse effect on—

- (a) the safe or convenient use of any land; or
- (b) the safety or convenience of any person.

PART 4—FENCING MATERIALS**10. Fencing Materials**

(1) A person shall construct a fence on a Residential Lot, a Commercial Lot or an Industrial Lot from only brick, stone, concrete, wrought iron, tubular steel framed, link mesh, timber, plastic coated or galvanised link mesh, corrugated fibre reinforced cement sheeting, colour bonded metal or a material approved by the Building Surveyor.

(2) Where the Building Surveyor approves the use of pre-used materials in the construction of a fence under subclause (1), that approval shall be conditional on the applicant for approval painting or treating the pre-used material as directed by the Building Surveyor.

11. Barbed Wire and Broken Glass Fences

(1) This clause does not apply to a fence constructed wholly or partly of razor wire.

(2) An owner or occupier of a Residential Lot or a Commercial Lot shall not erect or affix to any fence on such a lot any barbed wire or other material with spiked or jagged projections, unless the prior written approval of the Building Surveyor has been obtained.

(3) An owner or occupier of an Industrial Lot shall not erect or affix on any fence bounding that Lot any barbed wire or other materials with spiked or jagged projections unless the wire or materials are carried on posts at an angle of 45 degrees, and unless the bottom row of wire or other materials is set back 150mm from the face of the fence and is not nearer than 2000mm from the ground level.

(4) If the posts which carry the barbed wire or other materials referred to in subclause (3) are angled towards the outside of the lot bounded by the fence the face of the fence must be set back from the lot boundary a sufficient distance to ensure that the angled posts, barbed wire or other materials do not encroach on adjoining land.

(5) An owner or occupier of a lot shall not affix or allow to remain as part of any fence or wall, whether internal or external, on that lot any broken glass.

(6) An owner or occupier of a Rural Lot shall not place or affix barbed wire upon a fence on that Lot where the fence is adjacent to a thoroughfare or other public place unless the barbed wire is fixed to the side of the fence posts furthest from the thoroughfare or other public place.

PART 5—ELECTRIFIED AND RAZOR WIRE FENCES**12. Requirements for a Licence**

(1) An owner or occupier of a lot, other than a Rural Lot, shall not—

- (a) have and use an electrified fence on that lot without first obtaining a licence under subclause (2); or
- (b) construct a fence wholly or partly of razor wire on that lot without first obtaining a licence under subclause (3).

(2) A licence to have and use an electrified fence shall not be issued—

- (a) in respect of a lot which is or which abuts a Residential Lot;
- (b) unless the fence complies with AS/NZS 3016:1994; and
- (c) unless provision is made so as to enable the fence to be rendered inoperable during the hours of business operations, if any, on the lot where it is erected.

(3) A licence to have a fence constructed wholly or partly of razor wire shall not be issued—

- (a) if the fence is within 3m of the boundary of the lot;

- (b) where any razor wire used in the construction of the fence is less than 2000mm or more than 2400mm above the ground level.
- (4) An application for a licence referred to in subclauses (2) or (3) shall be made by the owner of the lot on which the fence is or is to be erected, or by the occupier of the lot with the written consent of the owner.
- (5) An application for a licence referred to in subclauses (2) or (3) may be—
 - (a) approved by the local government;
 - (b) approved by the local government subject to such conditions as it thinks fit; or
 - (c) refused by the local government.

13. Transfer of a Licence

A licence referred to in clause 13 shall transfer with the land to any new occupier or owner of the lot.

14. Cancellation of a Licence

Subject to Division 1 Part 9 of the *Local Government Act 1995*, the local government may cancel a licence issued under this Part if—

- (a) the fence no longer satisfies the requirements specified in clause 13(2) or 13(3) as the case may be; or
- (b) the licence holder breaches any condition upon which the licence has been issued.

PART 6—NOTICES OF BREACH

15. Notices of Breach

- (1) Where a breach of any provision of these Local Laws has occurred in relation to a fence on a lot, the local government may give a notice in writing to the owner or occupier of that lot ('notice of breach').
- (2) A notice of breach shall—
 - (a) specify the provision of these Local Laws which has been breached;
 - (b) specify the particulars of the breach; and
 - (c) state that the owner or occupier of the lot is required to remedy the breach within 28 days from the giving of the notice.
- (3) Should an owner or occupier fail to comply with a notice of breach, the local government may by its employees, agents or contractors enter upon the lot to which the notice relates and remedy the breach, and may recover the expenses of so doing from the owner or occupier of the lot, as the case may be, in a court of competent jurisdiction.

PART 7—OFFENCES

16. Offences and Penalties

- (1) An owner or occupier who fails to comply with a notice of breach commits an offence and is liable upon conviction to a maximum penalty of \$5000 and, if the offence is a continuing offence, a maximum daily penalty of \$500.
- (2) A person who fails to comply with or who contravenes any provision of these Local Laws commits an offence and is liable to a maximum penalty of \$5000 and, if the offence is a continuing offence, a maximum daily penalty of \$500.

17. Modified Penalties

- (1) An offence against any provision of these Local Laws is a prescribed offence for the purposes of section 9.16 (1) of the *Local Government Act 1995*.
- (2) Unless otherwise specified, the amount of the modified penalty for an offence against any provision of these Local Laws is \$100.

18. Form of Notices

For the purposes of these Local Laws—

- (a) the form of the infringement notice referred to in section 9.17 of the *Local Government Act 1995* is to be in or substantially in the form of Form 2 of Schedule 1 of the Local Government (Functions and General) Regulations 1996;
- (b) the form of the notice referred to in section 9.20 of the *Local Government Act 1995* is to be in or substantially in the form of Form 3 in Schedule 1 of the Local Government (Functions and General) Regulations 1996.

First Schedule**SPECIFICATIONS FOR A SUFFICIENT FENCE ON A RESIDENTIAL LOT**

Each of the following is a "sufficient fence" on a Residential Lot:

- A. A picket timber fence which satisfies the following specifications:
- (a) corner posts to be 125mm x 125mm x 2400mm and intermediate posts to be 125mm x 75mm x 2400mm spaced at 2400mm centres;
 - (b) corner posts to be strutted two ways with 100mm x 50mm x 450mm sole plates and 75mm x 50mm struts;
 - (c) intermediate posts to be doubled yankee strutted with 150mm x 25mm x 450mm struts;
 - (d) all posts to have tops with a 60mm weather cut and to be sunk at least 600mm into the ground;
 - (e) rails to be 75mm x 50mm with each rail spanning two bays of fencing double railed or bolted to each post with joints staggered;
 - (f) the fence to be covered with 75mm x 20mm sawn pickets, 1800mm in height placed 75mm apart and affixed securely to each rail; and
 - (g) the height of the fence to be 1800mm except with respect to the front set back area for which there is no minimum height but which is subject to clause 7.
- B. A fence constructed of corrugated fibre reinforced pressed cement or steel sheeting which satisfies the following specifications:
- (a) a minimum in-ground length of 25 per cent of the total length of the sheet, but in any case shall have a minimum in-ground depth of 600mm;
 - (b) the total height and depth of the fence to consist of a single continuous fibre reinforced cement or steel sheet;
 - (c) the sheets to be lapped and capped with extruded "snap-fit" type capping in accordance with the manufacturers written instructions; and
 - (d) the height of the fence to be 1800mm except with respect to the front set back area for which there is no minimum height but which is subject to clause 7.
- C. A fence constructed of brick, stone or concrete, which satisfies the following specifications:
- (a) footings of minimum 225mm x 150mm concrete 15MPA or 300mm x 175mm brick laid in cement mortar;
 - (b) fences to be offset a minimum of 200mm at maximum 3000mm centres or 225mm x 100mm engaged piers to be provided at maximum 3000mm centres;
 - (c) expansion joints in accordance with the manufacturer's written instructions; and
 - (d) the height of the fence to be 1800mm except with respect to the front set back area for which there is no minimum height but which is subject to clause 7.
- D. A composite fence having a minimum overall height of 1800mm except with respect to the front set back area for which there is no minimum height but which is subject to clause 7, which satisfies the following specifications for the brick construction:
- (1)
 - (a) brick piers of minimum 345mm x 345mm at 1800mm centres bonded to a minimum height base wall of 514mm;
 - (b) each pier shall be reinforced with one R10 galvanised starting rod 1500mm high with a 250mm horizontal leg bedded into a 500mm x 200mm concrete footing and set 65mm above the base of the footing. The top of the footing shall be 1 course (85mm) below ground level;
 - (c) the minimum ultimate strength of brickwork shall be 20MPA. Mortar shall be a mix of 1 part cement, 1 part lime and 6 parts sand;
 - (d) the ground under the footings is to be compacted to 6 blows per 300mm and checked with a standard falling weight penetrometer; and
 - (e) control joints in brickwork shall be provided with double piers at a maximum of 6 metre centres; or
 - (2)
 - (a) brick piers of a minimum 345mm x 345mm x 2700mm centres bonded to the base all; and
 - (b) each pier shall be reinforced with two R10 galvanised starting rods as previously specified;

Clause 6(2)(b)

Second Schedule**SPECIFICATIONS FOR A SUFFICIENT FENCE ON A COMMERCIAL LOT AND AN INDUSTRIAL LOT**

Each of the following is a "sufficient fence" on a Commercial Lot and an Industrial Lot:

- A. A fence constructed of galvanised or PVC coated rail-less link mesh, chain mesh or steel mesh which satisfies the following specifications:
- (a) corner posts to be minimum 50mm normal bore x 3.5mm and with footings of a 225mm diameter x 900mm;
 - (b) intermediate posts to be minimum 37mm nominal bore x 3.15mm at maximum 3.5m centres and with footings of a 225mm diameter x 600mm;
 - (c) struts to be minimum 30mm nominal bore x 3.15mm fitted at each gate and two at each corner post and with footings 225mm x 600mm;
 - (d) cables to be affixed to the top, centre and bottom of all posts and to consist of two or more 3.15mm wires twisted together or single 4mm wire;
 - (e) rail-less link, chain or steel mesh is to be to a height of 2000mm on top of which are to be three strands of barbed wire carrying the fence to a height of 2400mm in accordance with clause 12(3) of these Local Laws; and
 - (f) galvanised link mesh wire to be 2000mm in height and constructed of 50mm mesh 2.5mm galvanised iron wire and to be strained, neatly secured and laced to the posts and affixed to cables. Vehicle entry gates shall provide an opening of not less than 3.6m and shall be constructed of 25mm tubular framework with one horizontal and one vertical stay constructed of 20mm piping and shall be covered with 50mm x 2.5mm galvanised link mesh strained to framework. Gates shall be fixed with a drop bolt and locking attachment.
- B. A fence of fibre reinforced cement sheet or steel sheeting constructed to the minimum specifications referred to in Item B of the First Schedule.
- C. A fence constructed of aluminium sheeting when supported on posts and rails provided that it is used behind a building line and is of a minimum height of 1800mm but no greater than 2400mm.
- D. Fences of timber, brick, stone or concrete constructed to the minimum specifications referred to in the First Schedule.

Clause 6(2)(c)

Third Schedule**SPECIFICATIONS FOR A SUFFICIENT FENCE ON A RURAL LOT**

(1) In the case of a non-electrified fence, a sufficient fence on a Rural Lot is a fence of posts and wire construction, the minimum specifications for which are:

- (a) wire shall be high tensile wire and not less than 2.5mm. A minimum of five wires shall be used, generally with the lower wires spaced closer together than the higher wires so as to prevent smaller stock passing through, and connected to posts in all cases.
- (b) posts shall be of indigenous timber or other suitable material including —
 - timber impregnated with a termite and fungicidal preservative;
 - standard iron star pickets; or
 - concrete;
 cut not less than 1800mm long x 50mm diameter at small end if round or 125mm x 60mm if split or sawn. Posts to be set minimum 600mm in the ground and 1200mm above the ground; and
- (c) strainer posts shall be not less than 2250mm long and 50mm diameter at the small end (tubular steel to be 50mm in diameter) and shall be cut from indigenous timber or other suitable material. These shall be placed a minimum of 1000mm in the ground.

(2) An electrified fence having four wires only is a sufficient fence if constructed generally in accordance with (1).

Dated this 9th day of March 2001.

The Common Seal of the Shire of Lake Grace was affixed in the presence of:

C. J. CONNOLLY, President.
N. HALE, Chief Executive Officer.

LG305*

LOCAL GOVERNMENT ACT 1995*SHIRE OF LAKE GRACE*

LOCAL GOVERNMENT PROPERTY LOCAL LAW

Under the power conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Lake Grace resolved on 28th February 2001 to make the following local law—

The Shire of Moora Local Government Property Local Law, as published in the *Government Gazette* on 29 November 1999, is adopted as a local law of the Shire of Lake Grace with the modifications which follow—

1. Preliminary

Wherever "Shire of Moora" is mentioned in the local law substitute "Shire of Lake Grace".

2. Clause 1.2—Definitions

2.1 In the appropriate alphabetical position insert—

"boat" means any ship, vessel or structure capable of being used in navigation by water, however propelled or moved, and includes a jet ski;"

2.2 In the definition of "vehicle", add a new paragraph—

"(e) a boat."

3. Clause 1.5—Repeal

Delete clause 1.5(1) and substitute—

"1.5(1) The following local laws are repealed—

By-law for the Supply and Distribution of Water, published in the *Government Gazette* of 19 January 1951;

By-laws Relating to the Management and Control of the Lake Grace Public War Memorial Olympic Swimming Pool, published in the *Government Gazettes* of 5 July 1967, 25 June 1968, 27 July 1971, 22 August 1975, 23 December 1977, 12 September 1980 and 17 February 1989;

By-law Relating to Care, Control and Management of Public Halls, published in the *Government Gazette* of 5 August 1983."

4. Clause 2.7—Activities which may be pursued on specified local government property

4.1 In clause 2.7(1) renumber paragraphs (e) to (h) inclusive to (g) to (j) respectively and insert the following paragraphs—

"(e) launch, beach or leave a boat;

(f) take or use a boat, or a particular class of boat;"

4.2 In clause 2.7(2) (d), insert "boats," after "vehicles" in both places where this occurs.

5. Clause 2.8—Activities which may be prohibited on specified local government property

5.1 In clause 2.8(1)—

(a) delete paragraph (g);

(b) renumber paragraphs (e) and (f) to (f) and (g) respectively ; and

(c) insert the following paragraph—

"(e) taking or using a boat, or a particular class of boat;"

5.2 In clause 2.8(2)(c), insert "boats," after "vehicles," in both places where this occurs.

6. New Division inserted, Part 5

Insert, in the appropriate numerical position a new Division in Part 5—

"Division 4—Aerodrome (airport)

Access of animals restricted

5.4 (1) A person shall not bring an animal on to an aerodrome unless—

(a) the person is a person referred to in section 8 of the *Dog Act 1976* acting in accordance with that provision;

(b) the animal is being air freighted from the aerodrome; or

(c) the animal has been air freighted to the aerodrome; or

(d) the person is authorized to do so by the local government.

(2) A person in charge of an animal shall keep the animal under control and shall not allow it to wander at large on the aerodrome.

(3) If an animal is at any time on an aerodrome in contravention of subclause (2), in addition to the person specified in that subclause, the owner of the animal at that time commits an offence against subclause (2)."

7. Schedule 1—Prescribed Offences

In schedule 1—Prescribed Offences, under the headings “Clause, Description, Modified Penalty \$ ” insert in the appropriate numerical positions—

5.4(1) Unauthorized presence of animal on aerodrome	\$300
5.4(2) Animal wandering at large on aerodrome - person in charge	\$300
5.4(3) Animal wandering at large on aerodrome - owner	\$300.”

Dated this 9th day of March 2001.

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

C. J. CONNOLLY, President.
N. HALE, Chief Executive Officer.

LG306***DOG ACT 1976**

Shire of Lake Grace

DOGS LOCAL LAW

Under the powers conferred by the *Dog Act 1976* and under all other powers enabling it, the Council of the Shire of Lake Grace resolved on 28th February 2001 to make the following local law—

The Shire of Moora Dogs Local Law as published in the Government Gazette of 29 November 1999, is adopted as a local law of the Shire of Lake Grace with the modifications which follow:

1. Preliminary

Wherever the Shire of Moora is mentioned in the local law substitute “Shire of Lake Grace”.

2. Clause 1.2—Repeal

Delete Clause 1.2 and substitute —

“1.2 The By-laws Relating to Dogs, published in the Government Gazette on 13 January 1984 and 7 July 1989, are repealed.”

3. Clause 5.1—Places where dogs are prohibited absolutely

In Clause 5.1 (1)—

- (a) Renumber paragraphs (b) & (c) to (c) and (d) respectively;
- (b) Insert the following paragraph — “(b) a theatre or picture gardens;”
- (c) insert the following paragraph — “(e) the following reserves — (i) Reserve 17770 under the control of the Lake Grace Sportsmans Club and Council Administration Centre/Council Chambers.”

4. Clause 5.2—Places which are dog exercise areas

In Clause 5.2 (1) delete paragraphs (a), (b) and (c) and substitute—

- (a) *Lake Grace*
All of Williams location 14092 bordered by Reserve no 18058, Griffin St and the Lake Grace / Newdegate Rd.
All of Recreation Reserve No. 17770 other than the areas leased by the Lake Grace Sportsmans Club (including the Tennis Club) and the area occupied by the Council offices and Chambers.
- (b) *Newdegate*
All of Recreation Reserve No 29080 other than the areas occupied by the Saleyards and the Field day site.
- (c) *Lake King*
All of Recreation Reserves 20231 and 21238
- (d) *Varley*
All of Recreation Reserve No 27638 other than the area occupied by the Varley Country Club.
- (e) *Pingaring*
All of Recreation Reserve No. 24691.

Dated this 9th day of March 2001.

The Common Seal of the Shire of Lake Grace was affixed by the authority of a resolution of the Council in the presence of:

C. J. CONNOLLY, President.
N. HALE, Chief Executive Officer.

LG307

HEALTH ACT 1911

SHIRE OF COOLGARDIE HEALTH AMENDMENT LOCAL LAWS 2000

Made by the Council of the Shire of Coolgardie under section 342 of the *Health Act 1911* in accordance with subdivision 2 of Part 3 of the *Local Government Act 1995*.

Citation

1. These local laws may be cited as the *Shire of Coolgardie Health Amendment Local Laws 2000*.

Principal local laws

2. In these local laws, the *Shire of Coolgardie Health Local Laws 1998* made under the *Health Act 1911* and passed by the Council of the Shire of Coolgardie on 26 November 1998, by notice published in the *Government Gazette* [No. 51 Special] on 31 March 1999, are referred to as the principal local laws.

Subsection 48(1) amended

3. The principal local laws are amended in Part 4, Division 2, by deleting subsection 48(1) and substituting the following—

- (1) A person shall not remove any rubbish or refuse from a premises unless that person is—
- (a) the owner or occupier of the premises; or
 - (b) authorised in writing to do so by the owner or occupier of the premises and by the Council.

Passed at an ordinary meeting of the Council of the Shire of Coolgardie held on 27 July 2000.

The Common Seal of the Shire of Coolgardie was placed here in the presence of—

S. TRENOWDEN, President.
H. J. FRASER, Chief Executive Officer.

on this 20th day of December 2000.

Consented to—

Dr Virginia McLaughlin, delegate of Executive Director
Public Health.

Dated this 23rd day of January 2001.

LG308*

HEALTH ACT 1911

SHIRE OF WANDERING
HEALTH LOCAL LAWS 2001

Made by the Council of the Shire of Wandering under section 342 of the *Health Act 1911* in accordance with subdivision 2 of Division 2 of Part 3 of the *Local Government Act 1995*.

Citation

1. These Local Laws may be cited as the “Shire of Wandering Health Local Laws 2001”.

Incorporation by Reference

2. (i) In these Local Laws, "The Shire of Leonora Health Local Laws 1999";
- (a) means The Shire of Leonora Health Local Laws 1999 published in the Government Gazette, special edition number 56, on the 9 April 1999; and
- (b) does not include any amendments that might be made to those Local Laws
- (ii) Subject to the modifications set out in the Schedule, The Shire of Leonora Health Local Laws 1999 are incorporated with and form part of these Local Laws.

Repeal

3. (1) The Health Local Laws adopted by the Shire of Wandering and published in the Government Gazette on the 2 July 1948 and amended from time to time, are repealed; and
- (2) The Health Local Laws adopted by the Shire of Wandering on 18 June, 1987 and published in the Government Gazette on the 13 November, 1987 and amended from time to time, are repealed.

SCHEDULE

Modifications to *The Shire of Leonora Health Local Laws 1999*

Item	Sections Affected	Description
1.	1.1	Delete Section 1.1 and substitute the following: "1.1 These Local Laws may be cited as the "Shire of Wandering Health Local Laws 2000".
2.	1.2	Delete Section 1.2.
3.	1.3(1) and Schedules 1-11	Delete "Shire of Leonora" wherever it occurs and substitute "Shire of Wandering".
4.	1.3(1)	Delete the definition of "water" and substitute: "water" means drinking water within the meaning of the Australian Drinking Water Guidelines -1996 as published by the National Health and Medical Research Council and amended and endorsed by the Minister for Health from time to time; and
5.	2.1.3(1)(c)(ii)	Delete the first word "or" from subparagraph (ii) and substitute the word "for".
6.	2.1.3(1)(c)(v)	Delete the second word "with" from subparagraph (v) and substitute the word "within".
7.	2.1.11	Delete the word "Country" from the title of the Act and substitute the word "Metropolitan".
8.	2.2.1(2)	Delete subsection 2.2.1(2).
9.	2.2.2(1)(c)	Delete subsection 2.2.2(1)(c).
10.	2.2.2(1)(d)	Delete subsection 2.2.2(1)(d).
11.	2.2.2(2)	Delete subsection 2.2.2(2) and substitute: "(2) The laundry referred to in subsection (1) must conform to the provisions of the Building Code."
12.	2.2.2(3) & (4)	Delete subsections 2.2.2(3) and 2.2.2(4).
13.	2.2.4(2)(c)(i)	Delete the word "millilitres" before the word "deep" and substitute the word "millimetres".
14.	2.2.4(4)(a)	After the words "requirements of", insert the words "the Office of Energy and".
15.	2.2.4(5)	Delete the first line and substitute the words "Where mechanical extraction is provided in a kitchen, the exhaust air shall be -".
16.	3.1.1	Insert the missing section title "Dwelling House Maintenance".
17.	3.1.1(l)	In paragraph (l), delete the word "Country" from the title of the Act and substitute the word "Metropolitan".
18.	3.1.2(b)	Delete ", street".
19.	3.2.4(3)(b)	Delete paragraph (b) and substitute: "(b) in use at all times the building is occupied, if it is a building without approved natural ventilation."

Item	Sections Affected	Description
20.	3.5.1(2)(c)	Delete the words "prescribed in Schedule (12)" and substitute the words "as fixed from time to time by Council under Section 344C of the Act".
21.	4.2.1	Delete the definition "approved enclosure".
22.	4.2.10(2)(d)	Delete "in A.S.1875-1976" and substitute "by Council".
23.	4.2.10(2)(e)(i)	In subparagraph (i), delete "3 metres" and substitute "2 metres".
24.	4.2.10(3)	Delete the words "Fire Rules of the Local Fire Brigade issued by the Western Australian Fire Brigades Board" and substitute "local fire rules".
25.	4.2.13	Delete section 4.2.13.
26.	5.1.2	Delete the words "in a clean condition" and after the last word "premises", insert the words ", clear of any rubbish, matter or things coming from or belonging to the premises".
27.	5.1.3	Make the existing text subsection (1), then delete the first word "An" and substitute "Subject to subsection (2), an". Next insert "smoke," before "dust". Then insert a subsection (2) as follows: "(2) Subsection (1) does not apply to smoke from the chimney of a private dwelling house."
28.	5.2.4(5)(b)	Delete the words "provide a shelter or an enclosure to be" and substitute the words "ensure every shelter and enclosure is".
29.	5.3.3(1)(e)	In paragraph (e) insert the words "subject to subsection (3)," before the first word "have".
30.	5.3.3	After subsection (2) insert a new subsection (3) as follows: "(3) A stable constructed with a sand floor maybe permitted by the Council, subject to the following (i) the site must be well drained with the highest known water table at least 1.5 metres below the sand floor level, which may be achieved artificially; (ii) a 300mm thick bed of crushed limestone shall be layed under the sand of the stable; (iii) sand whether natural or imported, must be clean, coarse and free from dust; (iv) the stable design must allow for the access of small earth moving machinery such as a skid steer loader, into each stall, to maintain the correct floor height; (v) the minimum floor area of each stall shall be not less than 28 square metres and walls shall be not less than 3 metres vertically or 4 metres horizontally; (vi) the roofed area of each stall shall not be less than 50 percent of the floor area of the stall.
31.	5.5.3(1)(a)	Delete the word "slopping" and substitute the word "sloping".
32.	5.7.1 to 5.7.3	Delete Division 7-Car Parks.
33.	6.2.2(1)(b)	Delete the comma after the word "in".
34.	6.2.2(4)	Insert the word "to" before the word "be".
35.	6.5.2(c)(ii)	Delete the first word "removed" and substitute the word "remove".
36.	6.7.2(1)	Delete the words "the district" and substitute the words "a townsite".
37.	6.8.1(f)	Delete paragraph (f).
38.	8.1.3(c)(i)	Delete the words "prescribed in Schedule (12)" and substitute the words "as fixed from time to time by Council under Section 344C of the Act".
39.	8.1.5(b)	Delete the words "prescribed in Schedule (12)" and substitute the words "as fixed from time to time by Council under Section 344C of the Act".
40.	8.2.2(b)	Delete the word "Regulation" and substitute "Regulations".

Item	Sections Affected	Description
41.	8.2.5(1)(b)	Delete subsection 8.2.5(1)(b) and substitute - “(b) bathrooms, each fitted with a wash basin and a shower or a bath.”
42.	8.2.5(5)(b)	Delete subsection 8.2.5(5)(b).
43.	8.2.5(6)	Delete subsection 8.2.5(6) and substitute “(6) paragraph (c) of subsection (5) does not apply to a serviced apartment.”.
44.	8.2.7(2)	Delete the words “Western Australian Fire Brigades Board” and substitute “Fire and Emergency Services Authority of Western Australia”.
45.	8.2.11(8)(c)	Delete subsection (8)(c) and substitute “(c) a lodger or other person does not smoke in any dormitory, kitchen, dining room or other enclosed public place, within a short term hostel or recreational campsite;”.
46.	8.2.12	After subsection (2), insert new subsections (3) and (4) as follows: “(3) The sheets and blankets required to be provided by subsection (1)(b)(ii), shall be deemed to have been provided by the keeper, where the keeper offers them for hire to the lodgers. In such circumstances, each lodger must either provide his own clean sheets or hire them from the keeper. (4) In a short term hostel or recreational campsite, the storage facilities required by subsection (1)(c) may be located in a separate secure storage room or locker room.”
47.	9.1.1	In the definition of “offensive trade”, delete paragraph (d).
48.	9.2.7	In paragraph (d), delete the words “and at such more frequent intervals as may be directed” and substitute the words “or at such other intervals as may be approved or directed”.
49.	Schedules 5 & 7	In each schedule delete the prefix “19” in the line provided for entering the date of signature.
50.	Schedule 12	Delete Schedule 12.

Made at a meeting of the Council of the Shire of Wandering held on 15th February, 2001.

The Common Seal of the Shire of Wandering was hereunto affixed in the presence of:
on this 15th day of February, 2001

D. F. WHITE, President.
M. G. OLIVER, Chief Executive Officer.

Consented to—

Dr Virginia McLaughlin, delegate of Executive Director
Public Health.

Dated this 13th day of March 2001.

— PART 2 —

CENSORSHIP

CS401*

CENSORSHIP ACT 1996

I, Jim McGinty, being the Minister administering the Censorship Act 1996, acting in the exercise of the powers conferred by Section 15 of that Act, do hereby determine that the publications specified in the schedule below shall be classified as restricted publications for the purposes of that Act.

Dated this 19th day of March 2001.

JIM MCGINTY MLA, Attorney General;
Minister for Justice and Legal Affairs;
Electoral Affairs; Peel and the South West.

Schedule

13 March 2001

Restricted Classification

Title or Description	Publisher
Asian Babes Vol 9 No 6	Fantasy Publications Ltd
Australian Rosie, The Mar 2001 No 140	Clean Culture Pty Ltd
Best of Club Class No 5	Paul Raymond Publications Ltd
Buttman Vol 3 No 5	E A Productions
Club Confidential (Holiday 2000) Vol 9 No 13	Paragon Publishing Inc
Club International (Holiday Issue) Vol 24 No 13	Paragon Publishing Inc
D-Cup Mar 2001 No 42	D-Cup Publications Inc
Escort Vol 21 No 2	Paul Raymond Publications Ltd
Farmboy Tales Sep 1999	Firsthand Ltd
Forum (UK Edition) 1998 Vol 32 No 8	Northern & Shell Plc
Freeway Iss 198	Freeway
Genesis Mar 2001 No 44	Genesis Publications Inc
Just 18 Mar 2001 No 43	Just 18 Inc
Link Iss 24	In Touch Publications
Lollypops Mar 2001 Vol 2 No 1	Montcalm Publications Corporation
Mayfair Vol 36 No 2	Paul Raymond Publications Ltd
Men Only Vol 66 No 2	Paul Raymond Publications Ltd
Model Directory Vol 19 No 2	Paul Raymond Publications Ltd
Naughty Neighbors Feb 2001 Vol 7 No 2	The Score Group
New Talent Vol 8 No 1	Fantasy Publications Ltd
Nude Readers' Wives No 165	Fantasy Publications Ltd
Picture Premium, The Iss 30	ACP Extra
Pirate No 66	Milcap Media Group
Playboy's College Girls Mar 2001	Special Editions
Rage Iss 6	ACP Extra
Riesen Titten No 5	Silwa Film GMBH
Sexy Letters Jun 1999 Vol 23 No 7	Letters Magazine Inc
Soho Iss 6	Paul Raymond Publications Ltd
Swank Apr 2001 No 45	Swank Publications Ltd
Swank Desire (Lesbian Lust) Apr 2001 No 33	Dogwood Publications Inc
Swank Desire (Anal Action) Apr 2001 No 35	Dogwood Publications Inc
T & A Vol 2 No 8	Candy Publications Ltd
T & A Vol 2 No 9	Candy Publications Ltd
Triple X No 40	Milcap Media Group
Velvet Mar 2001 No 44	Velvet Publications Inc
Young & Old Vol 2 No 1	Fantasy Publications Ltd

CS402***CENSORSHIP ACT 1996**

I, Jim McGinty, being the Minister administering the Censorship Act 1996, acting in the exercise of the powers conferred by Section 15 of that Act, do hereby determine that the publications specified in the schedule below shall be classified as unrestricted publications for the purposes of that Act.

Dated this 19th day of March 2001.

JIM MCGINTY MLA, Attorney General;
Minister for Justice and Legal Affairs;
Electoral Affairs; Peel and the South West.

Schedule

13 March 2001

Unrestricted Classification

Title or Description	Publisher
Australian Penthouse (National) May 2001 Vol 22 No 5	General Media Communications Inc
Health & Efficiency Feb 2001	New Freedom Publications Ltd
New Zealand Naturist Mar 2001 Iss 176	New Zealand Naturist Federation Inc
Perfect 10 Vol 3 No 6	Perfect 10 Inc
Playboy's Sexy Celebrities 2001	Special Editions

HEALTH**HE401*****MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 1) 2001**

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 1) 2001*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Unmet area of need

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 11AF(1)D of the Act.

Expiry of determination

4. This determination expires two years after its commencement.

SCHEDULE—UNMET AREA OF NEED

General medical services in—

- Town of Narrogin
- Shire of Narrogin

Dated this 19th day of March 2001.

R. C. KUCERA MLA, Minister for Health.

HE402***MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 2) 2001**

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 2) 2001*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Unmet area of need

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 11AF(1)D of the Act.

Expiry of determination

4. This determination expires one year after its commencement.

SCHEDULE—UNMET AREA OF NEED

- General medical services in the City of Mandurah.

Dated this 19th day of March 2001.

R. C. KUCERA MLA, Minister for Health.

HE403***MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 4) 2001**

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 4) 2001*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Unmet area of need

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 11AF(1)D of the Act.

Expiry of determination

4. This determination expires two years after its commencement.

SCHEDULE—UNMET AREA OF NEED

General medical services in—

- Shire of Broomehill
- Shire of Gnowangerup
- Shire of Katanning
- Shire of Kent
- Shire of Kojonup
- Shire of Tambellup
- Shire of Woodanilling

Dated this 19th day of March 2001.

R. C. KUCERA MLA, Minister for Health.

HE404***MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 5) 2001**

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 5) 2001*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Unmet area of need

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 11AF(1)D of the Act.

Expiry of determination

4. This determination expires two years after its commencement.

SCHEDULE—UNMET AREA OF NEED

General medical services in—

- Shire of Murray
- Shire of Waroona

Dated this 19th day of March 2001.

R. C. KUCERA MLA, Minister for Health.

HE405***MEDICAL ACT 1894****MEDICAL (REMOTE AND RURAL WA) DETERMINATION (NO. 2) 2001**

Made by the Minister for Health pursuant to section 11AG of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Remote and Rural WA) Determination (No. 2) 2001*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Remote and rural WA

3. The part of the State specified in the Schedule is determined to be remote and rural WA for the purposes of section 11AG of the Act.

SCHEDULE—REMOTE AND RURAL WA

- Shire of Perenjori

Dated this 19th day of March 2001.

R. C. KUCERA MLA, Minister for Health.

HE406***MEDICAL ACT 1894****MEDICAL (REMOTE AND RURAL WA) DETERMINATION (NO. 3) 2001**

Made by the Minister for Health pursuant to section 11AG of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Remote and Rural WA) Determination (No. 3) 2001*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Remote and rural WA

3. The part of the State specified in the Schedule is determined to be remote and rural WA for the purposes of section 11AG of the Act.

SCHEDULE—REMOTE AND RURAL WA

- Town of Narrogin
- Shire of Narrogin

Dated this 19th day of March 2001.

R. C. KUCERA MLA, Minister for Health.

HE407***MEDICAL ACT 1894****MEDICAL (REMOTE AND RURAL WA) DETERMINATION (NO. 4) 2001**

Made by the Minister for Health pursuant to section 11AG of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Remote and Rural WA) Determination (No. 4) 2001*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Remote and rural WA

3. The part of the State specified in the Schedule is determined to be remote and rural WA for the purposes of section 11AG of the Act.

SCHEDULE—REMOTE AND RURAL WA

- Shire of Broomehill
- Shire of Gnowangerup
- Shire of Kent
- Shire of Kojonup
- Shire of Tambellup
- Shire of Woodanilling

Dated this 19th day of March 2001.

R. C. KUCERA MLA, Minister for Health.

HE408***MEDICAL ACT 1894****MEDICAL (REMOTE AND RURAL WA) DETERMINATION (NO. 5) 2001**

Made by the Minister for Health pursuant to section 11AG of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Remote and Rural WA) Determination (No. 5) 2001*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Remote and rural WA

3. The part of the State specified in the Schedule is determined to be remote and rural WA for the purposes of section 11AG of the Act.

SCHEDULE—REMOTE AND RURAL WA

- Shire of Murray
- Shire of Waroona

Dated this 19th day of March 2001.

R. C. KUCERA MLA, Minister for Health.

LOCAL GOVERNMENT

LG402**LOCAL GOVERNMENT ACT 1995**

Shire of Bridgetown-Greenbushes

APPOINTMENT OF AUTHORISED OFFICER

It is hereby notified for public information that Brett Franklin has been appointed as an authorised officer for the period 27.3.01 to 19.4.01 to enforce the following Acts Regulations and Local Laws—

- Bush Fires Act 1954 and Regulations
- Caravan Parks and Camping Grounds Act 1995
- Do Act 1976 and Regulations
- Litter Act 1979 and Regulations
- Local Government (Miscellaneous Provisions) Act 1960
- Local Government Act 1995
- Shire of Bridgetown-Greenbushes Local Laws

A. G. MacNISH, Chief Executive Officer.

LG401**BUSH FIRES ACT 1954***Shire of Three Springs*

It is hereby notified for public information that the following appointments have been authorised, to the described positions—

Chief Fire Control Officer—Russell Morgan
Deputy Chief Fire Control Officer—Robbie Weir

East Brigade

Captain/Fire Control Officer—Robbie Weir
1st Lieutenant—Michael Verrall
2nd Lieutenant—Christian Haeusler
Fire Weather Officer—Robbie Weir

West Brigade

Captain/Fire Control Officer—Russell Morgan
1st Lieutenant—Craig Morgan
2nd Lieutenant—Jimmy Heal
Fire Weather Officer—Russell Morgan

Town Brigade

Captain/Fire Control Officer—Kevin Tully
1st Lieutenant—Graham Purdy
2nd Lieutenant—Scott Antonio

All previous appointments are hereby cancelled.

G. J. LITTLE, Chief Executive Officer.

LG403**DOG ACT 1976***Shire of Mount Magnet*

It is hereby notified for public information that the following persons have been appointed under the provisions of the Dog Act 1976—

Registration Officer—
Jenny Ford
Rosemary Balchin
Maree Balchin
Toni Hays

Authorised Persons—
Peter Webster
Roger Mulligan
Steve Anaru
Paull Murphy
Peter Wilden

All previous appointments are hereby revoked.

Dated: 14th March 2001.

P. R. WEBSTER, Chief Executive Officer.

MINERALS AND ENERGY

MN401***PETROLEUM (SUBMERGED LANDS) ACT 1982**

Surrender of Exploration Permit TP/16

The surrender of Exploration Permit No. TP/16 has been registered and will take effect on the date this Notice appears in the *Government Gazette*.

W. L. TINAPPLE, Director Petroleum Division.

POLICE

PE701**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 Statewide Auctioneers, Rivergum Street, Kununurra on Saturday 28th April at 9.00 am.

The auction is to be conducted by Mr James Okenny.

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

TRANSPORT

TR401***NAVIGABLE WATERS REGULATIONS****PROHIBITED SWIMMING AREAS**

Department of Transport,
Fremantle WA, 27 March 2001.

Acting pursuant to the powers conferred by Regulation 10A(b) of the Navigable Waters Regulations, the Department of Transport by this notice defines and sets aside the following area of navigable waters as an area where swimming is prohibited:

Monkey Mia—All those waters of Monkey Mia contained within an area commencing on the foreshore on the west side of the jetty, extending west along the foreshore for approximately 120 metres, thence extending 80 metres due north to point A (25° 47.5390S 113° 43.1207E), from point A due east for 120m to point B (25° 47.5390S 113° 43.1925E) then from point B back to the start point (all coordinates based on GDA94).

MICHAEL LINLAY HARRIS, Director General of Transport.

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 estates of the undermentioned deceased persons, are required to send particulars of their claim to Trustees of Western Australia Limited of Level 22, 108 St George's Terrace, Perth, 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, having regard only to the claims of which it then has notice.

Grigg, Colin James, late of "Carinya of Bicton" 220 Preston Point Road, Bicton, formerly of 5 Munro Road, Applecross, Retired Local Government Auditor, died on 17th January 2001.

Lund, Olivia Winifred, late of Mandurah Care Facility Hungerford Avenue, Mandurah, Widow, died on 27th January 2001.

Pitman, Eric, Retired Roof Tiler, late of 34 Brookdale Road, Armadale, died on 24th January 2001.

Dated this 22nd day of March 2001.

A. J. H. (Howden) McDONALD, Wills Officer.

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WESTERN AUSTRALIA

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