

# WESTERN AUSTRALIAN GOVERNMENT Gazette

4971



PERTH, FRIDAY, 7 SEPTEMBER 2001 No. 183

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM  
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The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

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 must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Postal address:

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

Delivery address:

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

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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 —

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## HEALTH

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HE301\*

Medical Act 1894

### Medical Amendment Rules (No. 2) 2001

Made by the Medical Board and approved by the Governor in Executive Council.

**1. Citation**

These rules may be cited as the *Medical Amendment Rules (No. 2) 2001*.

**2. The rules amended**

The amendments in these rules are to the *Medical Rules 1987\**.  
[\* Reprinted as at 23 July 1999.]

**3. Rule 11 amended**

- (1) Rule 11(1) is repealed and the following subrule is inserted instead —

“

- (1) An application for general registration as a medical practitioner, or for conditional registration as a medical practitioner under section 11AB, 11AC, 11AD, 11AE, 11AF(1) or 11AG of the Act, shall be in the form of a form approved by the Board.

”

- (2) Rule 11(2) is amended by deleting “An” and inserting instead —

“ Subject to subrule (2a), an ”.

- (3) After rule 11(2) the following subrule is inserted —

“

- (2a) An application for conditional registration under section 11AE, 11AF(1) or 11AG of the Act, shall be accompanied by —

- (a) the fee prescribed in item 1c in Schedule 1; and

- (b) the appropriate annual fee prescribed in item 2, 2a or 2b of Schedule 1.

”.

#### 4. Rule 12 amended

Rule 12(1a) is amended as follows:

- (a) by deleting “or 11AF” and inserting instead —  
“ , 11AF or 11AG ”;
- (b) at the end of paragraph (a) by deleting “and”;
- (c) at the end of paragraph (b) by deleting the full stop and inserting instead —  
“  
; and  
(c) if the application is made under section 11AG of the Act, a copy of the undertaking required by that section.

”.

#### 5. Rule 35 amended

Rule 35 is amended after “in item 1,” by inserting —

“ 1c, ”.

#### 6. Schedule 1 amended

Schedule 1 is amended as follows:

- (a) in item 1 after “person” by inserting —  
“ (other than as provided in item 1b or 1c) ”;
- (b) after item 1b by inserting the following item —  
“  
1c. Application for certain type of conditional registration by a natural person (*section 11AE, 11AF(1) or 11AG of the Act*) ..... 270.00  
”;
- (c) in item 2 by deleting “180.00” and inserting instead —  
“ 215.00 ”;
- (d) in item 2a by deleting “50.00” and inserting instead —  
“ 55.00 ”;
- (e) in item 2b by deleting “40.00” and inserting instead —  
“ 44.00 ”.

Professor C. A. MICHAEL, President of the Medical Board.

Approved by the Governor in Executive Council,

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

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## LOCAL GOVERNMENT

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LG301\*

### LOCAL GOVERNMENT ACT 1995

*Shire of Donnybrook/Balingup*

#### REMOVAL OF REFUSE, RUBBISH AND DISUSED MATERIALS LOCAL LAW 2001

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Donnybrook/Balingup resolved on 27<sup>th</sup> June 2001 to make the following local law.

#### PART 1—PRELIMINARY

##### 1.1 Citation

This local law may be cited as the Shire of Donnybrook/Balingup Removal of Refuse, Rubbish and Disused Materials Local Law 2001.

##### 1.2 Definitions

- (a) In this local law, unless the context otherwise requires—
- “**Act**” means the Local Government Act 1995;
  - “**CEO**” means the Chief Executive Officer of the local government;
  - “**district**” means the district of the local government;
  - “**local government**” means the Shire of Donnybrook/Balingup;
  - “**material**” means the substance of which things are composed and includes organic and inorganic matter;
  - “**refuse, rubbish or disused material**” includes—
    - (i) any material or thing which is apparently abandoned or unwanted by its owner or the person in possession of it;
    - (ii) any material or thing which is not being used for its original intended purpose and which has been deposited or stored upon any land for no current purpose other than the deposit or storage;
    - (iii) any motor vehicle, motor vehicle part, caravan, trailer, boat or other thing or machinery which has been parked, deposited or stored on any land for the purpose of dismantling, breaking up, repair, building or rebuilding;
    - (iv) any wood, timber, lumber or cuttings, logs or remnants of trees, or chopped, split or chipped wood, deposited, stored;
    - (v) any trees, scrub, undergrowth or other vegetation;
 and any material may be refuse, rubbish or disused material notwithstanding that it may have a commercial value to its owner or the person in possession of it or to the owner or occupier of any land upon which it is deposited or stored;
  - “**served**” has the same meaning as defined in section 75 and 76 of the Interpretation Act 1984.
- (b) Where in these local laws a duty of liability is imposed on an owner or occupier of land, the duty of liability is imposed jointly and severally on each of the owner or occupier.

#### PART 2—GENERAL

##### 2.1 Clearing of Refuse, Rubbish or Disused Material

If there is on any land, vacant or otherwise within the district, any refuse, rubbish or disused material which, in the opinion of the local government—

- (a) is unsightly;
- (b) is likely to adversely affect the value of any other land;
- (c) is likely to adversely affect the health, safety, comfort, convenience or amenity of the inhabitants of that land or any other land or is likely to cause damage to that land, or any other land, or
- (d) results in that land having an appearance which does not conform with the general appearance of other land in the locality;

the local government may cause a Notice under the hand of the CEO or his or her delegate authorised in writing to issue such notice, either generally or in any particular case, to be served on the owner or occupier of that land requiring that owner or occupier as the case may be to clear and remove from the land any refuse, rubbish, or disused material or carry out other works specified in the notice within the time specified in the notice.

A reference in this section to something likely to cause damage includes the likelihood of the happening of that thing or event should there occur a windborne force, rain, storm, tempest, flood or other naturally occurring event.

#### PART 3—PENALTIES

##### 3.1 Serving of Notices

- (a) Any owner or occupier who is served with a notice under clause 2.1 of this local law and who fails to comply with the terms of the notice commits an offence.

Penalty—

- (i) \$5,000.00 and
  - (ii) a daily penalty of \$500.00
- (b) Where an owner or occupier is served with a notice under clause 2.1 of this local law fails to comply with the terms of the notice, the local government is authorised—
- (i) to clear or remove from the land the refuse, rubbish or disused material specified in the notice, and dispose of the same, without payment of any compensation; and
  - (ii) to recover in a court of competent jurisdiction the amount of the local government's expenses in so doing from the owner or occupier who was served with the notice.

Dated 28 August 2001.

The Common Seal of the Shire of Donnybrook/Balingup was affixed by authority of a resolution of the Council in the presence of—

F. S. DRAKE-BROCKMAN, Shire President.  
J. R. ATTWOOD, Chief Executive Officer.

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## — PART 2 —

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### EDUCATION

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ED401

**MURDOCH UNIVERSITY ACT 1973**

Amendment to Statute No. 5—Academic Council

It is hereby notified that the Governor in Executive Council, acting under the provisions of Section 25 of the Murdoch University Act 1973, has approved the attached amendment to Statute No. 5—Academic Council.

ALAN CARPENTER, MLA, Minister for Education.

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Schedule

Statute No. 5—Academic Council

Make the following amendment—

- s.3(3) delete the 3rd sub-paragraph and replace it with—“elected student member—the Secretariat of the Guild of Students shall appoint a replacement member from among those students eligible for election to the position”.

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### FISHERIES

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FI401

**FISH RESOURCES MANAGEMENT ACT 1994**

WEST COAST PURSE SEINE FISHERY MANAGEMENT PLAN AMENDMENT 2001

FD 587/01 [418]

Made by the Minister under section 54(2).

**Citation**

1. This amendment may be cited as the *West Coast Purse Seine Fishery Management Plan Amendment 2001*.

**Principal Plan**

2. In this amendment the *West Coast Purse Seine Management Plan 1989\** is referred to as the principal Plan.

**Clause 10A amended**

3. Clause 10A of the principal Plan is amended by deleting—
- (a) “before 31 March 2001” and replacing it with the following—  
“before 31 March 2002”,
  - (b) “after 31 March 2000” and replacing it with the following—  
“after 31 March 2001”,
  - (c) “29,000” and replacing it with the following—  
“81,000”, and
  - (d) “2,000” and replacing it with the following—  
“4,000”.

[\*Published in the Gazette of 8 September 1989. For amendments to 16 August 2001 see Notice No. 683 published in the Gazette of 24 February 1995, the West Coast Purse Seine Management Plan Amendment 1997 published in the Gazette of 27 June 1997 (disallowed on 21 October 1997), the West Coast Purse Seine Management Plan Amendment 1999 published in the Gazette of 5 March 1999, the West Coast Purse Seine Management Plan Amendment 1999 published in the Gazette of 26 March 1999, and the West Coast Purse Seine Fishery Management Plan Amendment 2000 published in the Gazette of 23 May 2000. See regulation 183 of the Fish Resources Management Regulations 1995 concerning the citation of notices under the Fisheries Act 1905 immediately before the commencement of those regulations.]

Dated this 29th day of August 2001.

K. M. CHANCE, Minister for Agriculture, Forestry and Fisheries.

## HEALTH

HE401

### HEALTH ACT 1911

Health Department of WA,  
Perth, 31 August 2001.

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

Environmental Health Officer	Date Effective	Local Government
John McRobb	20 August—7 September 2001	Shire of Ashburton
Stephen Goodridge	10 September 2001	Shire of Ashburton
Vanessa Margaret Macliver	7 August 2001—30 June 2002	Town of Kwinana

Professor BRYANT STOKES AM,  
Executive Director, Public Health.

HE402

### RADIATION SAFETY ACT 1975

Health Department of WA,  
Perth, 28 August 2001.

99-01108.

The appointment of Mr Joel Manning as an authorised officer under provision of Section 4 (1) of the Radiation Safety Act 1975, is hereby notified.

Professor BRYANT STOKES,  
Executive Director, Public Health.

## JUSTICE

JU401\*

### COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

#### GAZETTAL OF PERMIT DETAILS

Pursuant to the provisions of section 51 of the *Court Security and Custodial Services Act 1999*, the Director General of the Ministry of Justice has issued the following persons with Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
McKey	Russell Glynn	CS2-273	7/08/2001	7/08/2001	30/07/2005
Maumill	David William	CS2-274	7/08/2001	7/08/2001	30/07/2005
Jordan	Peter	CS2-275	7/08/2001	7/08/2001	31/10/2001
Boddington	Georgina Rosalyn	CS2-276	30/08/2001	31/07/2001	30/07/2005

Pursuant to the provisions of section 56 of the *Court Security and Custodial Services Act 1999*, the Director General of the Ministry of Justice has revoked the following Permit to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
Beeton	Bernard Claude	CS236	30/08/2001
Blottin	Jean Christopher	CS237	30/08/2001
Burrow	Craig Andrew	CS238	30/08/2001
Clarke	Paul Francis	CS251	30/08/2001
Copland	Scott Wesley	CS269	30/08/2001
Cribb	Tracie Anne	CS240	30/08/2001
Hoskin	Damian Emmette	CS241	30/08/2001
West	Jason Peter	CS246	30/08/2001

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

BARRY CRAM, Director, Court Security & Prisoner Transport.



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## LOCAL GOVERNMENT

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LG401\*

**LITTER ACT 1979**

## APPOINTMENT OF MEMBERS AND DEPUTIES

Department of Local Government and Regional Development  
Perth, September 2001.

DLG: 479-98

It is hereby notified for public information that the Minister for Local Government and Regional Development, acting pursuant to the provisions of sections 9 and 10 and the first schedule of the *Litter Act 1979*, has been pleased to appoint the following persons as members and deputies to the Keep Australia Beautiful Council (WA), each for a period expiring on 31 December 2001.

1. Cr Deborah Hopper as member representing the Local Government Association of Western Australia from 7 September 2001 to 31 December 2001.
2. Cr Graham Pittaway as deputy member representing the Local Government Association of Western Australia from 7 September 2001 to 31 December 2001.

ALLAN SKINNER, A/Director General, Department of  
Local Government and Regional Development.

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 LG402

## CITY OF COCKBURN

## Authorised Persons

It is hereby notified for public information that from 7 September 2001, Andrew David McGarry has been appointed as a City Ranger (part time) and is a duly authorised officer in accordance with the following Acts, Regulations and Local Laws—

1. Dog Act 1976
2. Control of Vehicles (Off Road Areas) Act 1978
3. Litter Act 1979
4. Local Government Act 1995
5. Fire Control Officer pursuant to S.38 and S.59 of the Bush Fires Act 1954

City of Cockburn (Local Government Act) Local Laws 2000

1. Divisions 3, 4, 5, and 6 of Part II—Animals
2. Part III—Reserves, Foreshores and Beaches except section (t) and section 3.4 (f), (g), (j), (k) and (l) thereof
3. Divisions 2, 5 and 6 of Part V—Dangerous and Offensive Things
4. Part VI—Hawkers, Stallholders and Street Traders
5. Divisions 4 and 5 of Part VII—Management and Control of Council Property
6. Sections 8.22 and 8.23 of Part VIII—Signs, Hoardings and Bill Postings
7. Part IX—Streets and Public Places except sections 9.4, 9.5, 9.6, 9.7 and 9.8 thereof
8. Part X—Traffic and Vehicles, except section 10.4
9. Part XI—Law Order and Security

Previous appointments for Mr Gray Godfrey, Mrs Belinda Jane Sheppard, and Mr Dean Osborne authorised as City of Cockburn Rangers in relation to the above Acts, Regulations and City of Cockburn (Local Government Act) Local Laws 2000, is hereby revoked.

R. W. BROWN, Chief Executive Officer.

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 LG403
**BUSH FIRES ACT 1954***City of Bayswater*

## NOTICE OF APPOINTMENT OF BUSH FIRE CONTROL OFFICERS

In accordance with Section 38 of the Bush Fires Act the following officers have been appointed Bush Fire Control Officers—

Mario Carosella (Chief)	Anthony Smith (Deputy)
Raymond McArthur	Karen Wright
Steven Chua	Beverley Cottrell
Chris Sousa	

MARIO J. CAROSELLA, Chief Executive Officer,  
Chief Bush Fire Control Officer.

**LG404****DOG ACT 1976***Shire of Coolgardie*

In accordance with the provisions of the Dog Act 1976, it is hereby notified for public information that Mrs Tania Francis Higgins has been appointed as an Authorised Officer under the above act.

JIM FRASER, Chief Executive Officer.

**LG405****CITY OF SOUTH PERTH**

## Appointments

It is hereby notified for public information that Ms Lola Marcella Bullock and Ms Jacqueline Thelma Bastian have been appointed, by authority of the resolution of Council, to the position of Ranger at the City of South Perth and are Authorised Officers to administer the relevant provisions of the following Acts and Local Laws:

Local Government Act 1995—sections 3.39, 9.11, 9.13, 9.15 and 9.16

Bush Fires Act 1954—Fire Control Officer

Litter Act 1979

Dog Act 1976

Control of Vehicles Act 1979

Local Laws Relating to Parking Facilities; Public Property; Dogs; Cats; Nuisances; Streets and Footways; Collier Park Golf Course; Hawkers and Stallholders; Signs, Blinds, Awnings, Advertisement Hoardings and Bill Posting; Public Reserve 10250.

and

It is hereby notified for public information that the authorisations and Authorised Officer status conferred upon Mr Shane Robbins and Ms Laura McLeod for the purpose of Ranger at the City of South Perth are hereby cancelled.

CLIFF FREWING, Acting Chief Executive Officer.

**LG501\*****BUSH FIRES ACT 1954***SHIRE OF CARNARVON***NOTICE TO ALL OWNERS AND/OR OCCUPIERS OF LAND IN THE SHIRE OF CARNARVON****FIRE BREAK NOTICE 2001-2002**

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 2001 TO THE 30TH APRIL 2002 INCLUSIVE**.

Persons who fail to comply with requirements of this order may be issued with an Infringement notice PENALTY \$100 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.

## 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.

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# MINERALS AND PETROLEUM

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## MP401

### MINING ACT 1978

#### NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mineral and Petroleum Resources,  
Mt Magnet, 21 August 2001.

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

N. L. ROBERTS, Warden.

To be heard in the Warden's Court, Mt Magnet on the 16th October 2001.

#### MURCHISON MINERAL FIELD

*Cue District*

P20/1780—Moir, Simon John  
 P20/1781—Moir, Simon John  
 P20/1782—Moir, Simon John  
 P20/1783—Moir, Simon John  
 P20/1784—Moir, Simon John  
 P20/1785—Moir, Simon John  
 P20/1786—Moir, Simon John  
 P20/1787—Moir, Simon John  
 P20/1788—Moir, Simon John  
 P20/1789—Moir, Simon John  
 P20/1790—Moir, Simon John

#### YALGOO MINERAL FIELD

P59/1310—Cable, Douglas Kimberley

**MP402****MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mineral and Petroleum Resources,  
Kalgoorlie WA 6430.

In accordance with Regulation 49(2)(c) of the Mining Act 1978, notice is hereby given that the Prospecting Licences are liable to forfeiture under the provisions of Section 50 for breach of covenant, viz. non-compliance with the expenditure conditions.

S. M. WILSON (SM), Warden.

To be heard in the Warden's Court, Kalgoorlie on the 25th October 2001.

**NORTH EAST COOLGARDIE MINERAL FIELD**

P27/1371—Gindalbie Gold NL  
P27/1372—Gindalbie Gold NL  
P27/1373—Gindalbie Gold NL  
P27/1374—Gindalbie Gold NL  
P27/1383—Gindalbie Gold NL  
P27/1384—Gindalbie Gold NL  
P27/1385—Gindalbie Gold NL  
P27/1386—Gindalbie Gold NL  
P27/1387—Gindalbie Gold NL  
P27/1388—Gindalbie Gold NL  
P27/1390—Gindalbie Gold NL  
P27/1396—Gindalbie Gold NL  
P27/1397—Gindalbie Gold NL  
P27/1398—Gindalbie Gold NL  
P27/1415—Gindalbie Gold NL

**MP403****PETROLEUM (SUBMERGED LANDS) ACT 1967****Notice of Grant of Exploration Permit**

Exploration Permit No. WA-311-P has been granted to Magellan Petroleum (WA) Pty Ltd to have effect for a period of six (6) years from 3 September 2001.

W. L. TINAPPLE, Director Petroleum Division.

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**PREMIER AND CABINET**

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**PC401****MINISTERIAL ACTING ARRANGEMENTS**

It is hereby notified for public information that the Governor in accordance with Section 52(1)(b) of the Interpretation Act 1984 has approved the following temporary appointment in the place of the Hon. C. M. Brown, MLA in the period 5 to 10 September 2001 (both dates inclusive)—

Minister for State Development; Tourism;  
Small Business

Hon. J. C. Kobelke BSc DipEd JP MLA

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

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**PLANNING AND INFRASTRUCTURE**

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**PI401\*****TOWN PLANNING AND DEVELOPMENT ACT, 1928**  
**TOWN PLANNING SCHEME AVAILABLE FOR INSPECTION**  
*SHIRE OF DANDARAGAN*  
**TOWN PLANNING SCHEME No. 7**

Ref: 853/3/6/8

Notice is hereby given that the local government of the Shire of Dandaragan has prepared the abovementioned Town Planning Scheme for the purpose of—

1. setting out the local government's planning aims and intentions for the Scheme area;

2. setting aside land as reserves for public purposes;
3. zoning land within the Scheme area for the purposes defined in the Scheme;
4. controlling and guiding land use and development;
5. setting out procedures for the assessment and determination of planning applications;
6. making provision for the administration and enforcement of the Scheme; and
7. addressing other matters set out in the First Schedule to the Town Planning Act.

Plans and documents setting out and explaining the Town Planning Scheme have been deposited at Council Offices, Dandaragan Road, Dandaragan and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 6 December 2001.

Submissions on the Town Planning Scheme may be made in writing on Form No 4 and lodged with the undersigned on or before 6 December 2001.

B. J. GOLDING, Chief Executive Officer.

PI402\*

**TOWN PLANNING AND DEVELOPMENT ACT, 1928**  
**ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT**  
*SHIRE OF GINGIN*  
**TOWN PLANNING SCHEME No. 8—AMENDMENT No. 75**

Ref: 853/3/8/10 Pt 75

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 and Infrastructure approved the Shire of Gingin Town Planning Scheme Amendment on 22 August 2001 for the purpose of—

1. Deleting Clause 5.9—Home Occupations and modifying Appendix 1—Interpretations by deleting the definition for Home Occupation and inserting the following new definitions—

“Home Business means a business, service or profession carried out in a dwelling or on land around a dwelling by an occupier of the dwelling which—

- (a) does not employ more than two people not members of the occupier’s household;
- (b) will not cause injury to or adversely affect the amenity of the neighbourhood;
- (c) does not occupy an area greater than 50m<sup>2</sup>;
- (d) does not involve the retail sale, display or hire of any goods of any nature;
- (e) in relation to vehicles and parking, will not result in traffic difficulties as a result of the inadequacy of parking or an increase in traffic volumes in the neighbourhood, and does not involve the presence, use or calling of a vehicle more than 3.5 tonnes tare weight; and
- (f) does not involve the use of an essential service of greater capacity than normally required in the zone.”

“Home Occupation means an occupation carried out in a dwelling or on land around a dwelling by an occupier of the dwelling which—

- (a) does not employ any person not a member of the occupier’s household;
- (b) will not cause injury to or adversely affect the amenity of the neighbourhood;
- (c) does not occupy an area greater than 20m<sup>2</sup>;
- (d) does not display a sign exceeding 0.2m<sup>2</sup> in area;
- (e) does not involve the retail sale, display or hire of any goods of any nature;
- (f) in relation to vehicles and parking, will not result in the requirement for a greater number of parking facilities than normally required for a single dwelling or an increase in traffic volumes in the neighbourhood, does not involve the presence, use or calling of a vehicle more than 2 tonnes tare weight, and does not include provision for the fuelling, repair or maintenance of motor vehicles; and
- (g) does not involve the use of an essential service of greater capacity than normally required in the zone.”

“Home Office means a home occupation limited to a business carried out solely within a dwelling by a resident of the dwelling, but which does not—

- (a) entail clients or customers travelling to and from the dwelling;
- (b) involve any advertising signs on the premises; and
- (c) require any external changes to the appearance of the dwelling.”

“Home Store means any shop with a net lettable area not exceeding 100 squares metres attached to a dwelling and which is operated by a person resident in the dwelling.”

2. Modifying Table 1—Zoning Table by including Home Business, Home Occupation and Home Office as discretionary and permissible uses under the following zones—

Zone	Home Business	Home Occupation	Home Office	Home Store
Residential	SA	AA	P	X
Tourist	SA	AA	P	X
Commercial	P	P	P	X
Rural Residential	AA	P	P	IP
Rural	P	P	P	IP
Rural Industrial	P	P	P	X
Rural Living	AA	P	P	IP
Horticulture	IP	P	P	X
Rural Conservation	AA	P	P	X

3. Modifying Clause 6.1.2(d) to read “The uses dwelling, home office, home occupation and rural pursuit in any zoned land.....”.
4. Modifying Table 1—Zoning Table to include Child Minding Centre as an ‘SA’ use within the Rural Residential and Rural Living zone.
5. Inserting the following definitions within Appendix 1—  
 “Bed and Breakfast means a dwelling, used by a resident of the dwelling, to provide accommodation for persons away from their normal place of residence on a short-term basis and includes the provision of breakfast.”  
 “Winery means premises used for the production of viticultural produce and which may include the sale of the produce.”
6. Modifying Table 1—Zoning Table to include the use class Winery as a ‘P’ use within the Rural, Rural Industrial, Horticulture and Rural Conservation zones.
7. Modifying Table 1—Zoning Table to include Bed & Breakfast as a use class which is classified ‘AA’ within the Residential, Rural Residential and Rural Living zones and a ‘P’ use within the Tourist, Commercial, Rural, Rural Conservation and Horticulture Zones.
8. Deleting the contents of Appendix 5 of the Scheme and replacing these with the contents of Schedule 9 of the Model Scheme Text, excepting that the term “planning consent” shall replace the term “planning approval” wherever this appears in Schedule 9 of the Model Scheme Text.
9. Deleting Lot 210 Grevillea Way, Gabbadah (Redfield Park Estate), from the Rural Residential zone and including the land within the Public Use (Sand Extraction) reservation and amending the Scheme Maps accordingly.

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

## RACING, GAMING AND LIQUOR

RG401

### LIQUOR LICENSING ACT 1988

#### SUMMARY OF LIQUOR LICENSING APPLICATIONS

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

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
8232	Barry Robert Wilson	Application for the grant of a Wholesaler’s licence in respect of premises situated in Kallaroo and known as Greenhaven Farm	4/10/01
8480	Horticulture Management Ltd	Application for the grant of a Producer—Wine licence in respect of premises situated in Manjimup and known as Horticulture Management Ltd	4/10/01

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE GRANT OF A LICENCE—<i>continued</i></b>			
8486	Hanersay Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Joondalup and known as Nandos Joondalup	27/9/01
8488	David Charles Britten	Application for the grant of a Producer—Wine licence in respect of premises situated in Denmark and known as Moombaki Wines	3/10/01
8489	Margaret River Wine Growers Pty Ltd	Application for the grant of a Wholesaler's licence in respect of premises situated in Busselton and known as Margaret River Wine Growers	4/10/01
8493	Dr Diane Merrilyn Davies and Gordon Griffith Davies	Application for the grant of a Producer—Wine licence in respect of premises situated in Wilyabrup and known as We're Wines	2/10/01
8495	Lakeside Cinema Fremantle Pty Ltd	Application for the grant of a Special Facility—Theatre licence in respect of premises situated in Hamilton Hill and known as Lakeside Cinema Fremantle	7/10/01
8496	Richard Thomas Bush	Application for the grant of a Producer—Wine licence in respect of premises situated in Mount Barker and known as Richard Bush Wines	2/10/01
<b>APPLICATIONS FOR APPROVAL TO ALTER/REDEFINE THE LICENSED PREMISES</b>			
130195	Riostar Pty Ltd and Deepblue Pty Ltd	Application for approval to alter/redefine the Tavern in respect of premises situated in Forrestfield and known as Hale Road Tavern	3/10/01

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

HUGH HIGHMAN, Director of Liquor Licensing.

## TRANSPORT

TR401\*

NAVIGABLE WATERS REGULATIONS  
PROHIBITED SWIMMING AREAS  
MANDURAH OCEAN MARINA

Department for Planning and Infrastructure  
Fremantle WA, 7 September 2001.

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

Mandurah Ocean Marina—All those waters of the Mandurah Marina west of the cadastral boundary between Point A 32° 31.513' 115° 42.731' and Point B 32° 31.551' 115° 42.745' separating Mandurah Estuary and the entrance to the marina (all coordinates based on GDA94).

MICHAEL LINLAY HARRIS, Acting Director General,  
Department for Planning and Infrastructure.

## PUBLIC NOTICES

ZZ201

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

Creditors and claimants having claims (to which Section 63 of the Trustees Act relates) in respect to the Estate of Lesley Dorothea Deuchar, late of the Kimberley Nursing Home, Kimberley Street, West

Leederville and formerly of 36 Taylor Road, Nedlands who died on 10th June 2001 should lodge such claims with the Trustees & Executors of the Estate, Robert Paton Deuchar and Dorothea Gay Neaves, at 38 Raeburn Road, Roleystone, WA 6111 by the 31st October 2001 after which date the Trustees & Executors may convey or distribute the assets having regard only to the claims of which they then have notice.

DOROTHEA GAY NEAVES.

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**ZZ202**

**PUBLIC TRUSTEE ACT 1941**

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

Dated at Perth the 29th day of August 2001.

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

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Name of Deceased; Address; Date of Death; Date Election Filed.

Bell, Harry Thomas (DEC 32715700DL4); Mosman Park; 18/5/00; 4/7/01.

Scammell, Geoffrey Spencer (DEC 32967700DL4); Wilson; 1/10/00; 13/6/01.

Weaver, Graham George (DEC 32918700DL4); Joondanna; 4/9/00; 17/7/01.

Sinclair, Leslie Arthur (DEC 33101700DL4); Bentley; 4/1/01; 13/6/01.

Heath, Annie Gwendoline (DEC 33093400DC4); Nedlands; 26/11/00; 24/7/01.

Spain, Moya Mercia (DEC 33143200DG4); Forrestfield; 26/1/01; 8/8/01.

McCall, Enid Vivien (DEC 32812400DG4); Rockingham; 4/7/00; 3/8/01.

Holliday, Alan (DEC 33218300DC4); Subiaco; 25/3/01; 3/8/01.

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**ZZ203**

**TRUSTEES ACT 1962**

**NOTICE TO CREDITORS AND CLAIMANTS**

Estate of the late Luigi Madaschi of 53 Shannon Road, Dianella in the State of Western Australia, Retired.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the abovenamed deceased who died on 29th January 2001 are required to send particulars of their claims to the Executor of care of RSM Bird Cameron, 8 St George's Terrace Perth within one (1) month of the date of publication of this notice after which date the Executor may convey or distribute the assets having regard only to claims of which notice has been given.

DAVID JACKSON GROVES, HANS PETER HANSEN, COLIN ARTHUR BLYTH,  
c/- RSM Bird Cameron Chartered Accountants,  
8 St George's Terrace, Perth WA 6000.  
Telephone: (08) 9261 9100

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**ZZ204**

**TRUSTEES ACT 1962**

**NOTICE TO CREDITORS AND CLAIMANTS**

Creditors and other persons having claims (to which Section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 7th October 2001 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Cozins, Charles Frederick, late of 2/26 Plantation Drive, Bentley, died 11/8/01, (DEC334333DP1)

Cuter, Giovanni Franco, late of 263 Main Street, Osborne Park, died 23/7/01. (DEC33382800DG3)

Dunn, Lily Wilson, late of 30 Hale Road, Forrestfield, died 13/8/01, (DEC334296DL3)



Frost, Helen Chapman, late of Craigmont Homes, Third Avenue, East Maylands, formerly of 90 Normanby Road, Inglewood, died 19/8/01, (DEC334369DC2)

Nilan, William Mervyn, late of Applecross Nursing Home, River Road, Applecross, formerly of Fraser House, Unit 93 Airforce Memorial Estate, died 18/8/01, (DEC33435000DS3)

Reynolds, Ernest, late of Saint Vincent's Nursing Home, Swan Street, Guildford, died 11/7/01, (DEC334268DC4)

Sims, Gladys Lena, late of Belmont Community Nursing Home, 5 Kemp Place, Rivervale, formerly of 71 Hobart Street, Mount Hawthorn, died 31/7/01, (DEC334323DP4)

Tregoweth, Florence May, late of Unit 13/98 Ellersdale Avenue, Warwick, died 7/8/01, (DEC334131DC4)

Williams, Cyril Hiri, late of 1/53 Powell Street, Joondanna, died 20/7/2000, (DEC331708DC2)

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

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**ZZ205**

**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—

Hainsworth, Lewis Birkett, late of Room 22, William Buckley Hostel, 60 Stalker Road, Gosnells, formerly of 10 Triton Place, Mullaloo, Retired Lecturer died on 13<sup>th</sup> February 2001.

Henderson, Sarah Augusta, late of Braebrook Farm, Mill Road, Witchcliffe, Margaret River, Widow died on 27<sup>th</sup> July 2001.

Mussared, Reginald Thomas, late of Howard Solomon Nursing Home, 91 Hybanthus Road, Ferndale, Retired Farmer died on 16<sup>th</sup> July 2001.

Dated this 7<sup>th</sup> day of September 2001.

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

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WESTERN AUSTRALIA

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