

**WESTERN  
AUSTRALIAN  
GOVERNMENT  
Gazette**

6113



**PERTH, TUESDAY, 4 DECEMBER 2001 No. 235**

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

- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
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## **GOVERNMENT GAZETTE**

### **PUBLISHING DETAILS FOR CHRISTMAS 2001 AND NEW YEAR HOLIDAY PERIOD 2002**



#### **Publishing Dates and times**

Friday 28 December 2001 at 3.30 pm

Friday 4 January 2002 at 3.30 pm

#### **Closing Dates and Times for copy**

Monday 24 December at 12 noon

Wednesday 2 January 2002 at 12 noon

From week commencing January 7 normal publishing resumes.



# — PART 1 —

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## LOCAL GOVERNMENT

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**LG301\***

**DOG ACT 1976**

*Shire of Wagin*

**DOGS LOCAL LAW 2001**

Under the powers conferred by the *Dog Act 1976* and under all other powers enabling it, the Council of the Shire of Wagin resolved on 20<sup>th</sup> November 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 Wagin, with the modifications which follow.

**1. Preliminary**

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

**2. Clause 1.2—Repeal**

Delete clause 1.2 and substitute—

“The Shire of Wagin Local Laws Relating to Dogs published in the *Government Gazette* of 31 March 1983 as amended in the *Government Gazette* of 27 May 1988, and all earlier local laws of the Shire relating to dogs, are repealed.”.

**3. Clause 1.3 Definitions**

After the definition for authorised person insert a new definition “built-up area” means the territory contiguous to and including any oad which is built up with structures devoted to business, industry or houses at intervals of less than 50m.

**4. Clause 1.4—Application**

In clause 1.4 delete “throughout the district” and substitute “within the Wagin and Piesseville Townsites”.

**5. Clause 3.2—Limitation on the number of dogs**

Clause 3.2 (2) (b) Delete “4” and substitute “6” in line one.

**6. Clause 5.1 Places in which dogs are prohibited absolutely**

In clause 5.1(a) delete “where so indicated by a sign,” and insert after the word “building”, unless authorised by the Local Government;”.

**7. Clause 5.2—Places which are dog exercise areas**

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

- “(a) Reserve 19562 Town Lot 746 Corner Jaloran Road and Miller Street;
- (b) Reserve 20976 Town Lot 443 Corner Tudhoe and Bullock Hills Road; and
- (c) Reserve 8821 Town Lot 404 Scadden Street.”.

**8. Clause 6.1—Offence to excrete**

In clause 6.1(1)(a) delete “or other public place” and substitute “within a built up area or Recreation Reserve”.

Dated this 20<sup>th</sup> day of November 2001.

The Common Seal of the Shire of Wagin was affixed in the presence of—

P. I. PIESSE, President.

M. A. PARKER, Chief Executive Officer.

LG302\*

**CEMETERIES ACT 1986***Shire of Wagin***CEMETERY LOCAL LAW 2001**

Under the powers conferred by the Cemeteries Act 1986, the Shire of Wagin resolved on the 20th November 2001 to adopt the Model Local Law (Cemeteries) 1998 published in the *Government Gazette* on 12 May 1998 in relation to the Wagin Public Cemetery, with such modifications as are here set out.

**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 name of the Local Government is to be inserted, insert "Shire of Wagin".

1.3 Wherever the name of the Local Law is to be inserted, insert "Cemetery Local Law 2001".

1.4 Wherever the address of the Local Government is to be inserted, insert "2 Arthur Road (PO Box 200) Wagin".

**2. Renumbered Clause 1.4 Repeal**

After "The following Local Law is repealed :-" insert "The Wagin Public Cemetery By-laws published in the *Government Gazette* of 11 January 1907 as amended."

**3. Clause 3.2 Application for Cremation**

3.1 Delete the whole of this clause.

3.2 Renumber clauses 3.3 to 3.5 inclusive to "3.2" to "3.4" respectively.

3.3 In renumbered clause 3.2—

- (a) delete "clauses 3.1 and 3.2" and substitute "clause 3.1"; and
- (b) delete "clause 3.4" and substitute "clause 3.3".

**4. Clause 3.4 Certificate of Identification**

In subclause (1) delete "or crematorium within the cemetery,".

**5. Clause 4.2 Single Funeral Permits**

Delete ", or crematorium".

**6. Clause 4.3 Application refusal**

Delete "or crematorium,".

**7. Clause 5.1 Requirements for Funerals and Coffins**

In paragraph (a) delete "or cremation".

**8. Clause 5.2 Funeral Processions**

Delete "or cremation" and "or clause 3.2".

**9. Clause 5.6 Conduct of Funeral by Board**

Delete paragraph (d) and renumber e, f, g, d, e, f, respectively .

**10. Part 5, Division 2—Cremation**

In Part 5, delete the whole of Division 2 - Cremation.

**11.1 Part 5, Division 3—Placement of Ashes**

In Part 5—

- (a) renumber Division 3 to "Division 2";
- (b) renumber clause 5.12 to "5.7";
- (c) in subclause (1) of renumbered clause 5.7 delete—
  - "Memorial Wall
  - Garden of Remembrance
  - Ground Niche
  - Memorial Rose, Tree or Shrub
  - Family Shrub
  - Memorial Desk
  - Granite Seat
  - Book of Remembrance
  - Memorial Gardens ";
- (d) delete clauses 5.13 and 5.14.

**12. Clause 7.12 Placing of Glass Domes and Vases**

Delete all words after the heading and substitute—

“A person shall not place glass domes, vases or other grave ornaments outside the perimeter of a grave in the cemetery as defined in the plans kept and maintained under section 40 (2) of the Act”.

**13. Part 7, Division 2—Lawn Section**

In Part 7, delete the whole of Division 2—Lawn Section.

**14. Part 7, Division 3—Memorial Plaque Section**

In Part 7, delete the whole of Division 3 - Memorial Plaque Section.

**15. Part 7, Division 4—Licensing of Monumental Masons**

In Part 7—

- (a) renumber Division 4 to “Division 2”;
- (b) renumber clauses 7.16 to 7.20 inclusive to “7.13” to “7.17” respectively;
- (c) in renumbered clause 7.14, paragraph (a), delete “7.20” and substitute “7.17”;
- (d) in renumbered clause 7.15, paragraph (a), delete “7.16” and substitute “7.13”.

**16. Second Schedule**

In the Second Schedule, delete the prefix “19” where it is used as part of the date an alleged offence occurred and substitute “20”.

\_\_\_\_\_

Dated this 20th day of November 2001

The Common Seal of the Shire of Wagin was affixed in the presence of—

P. I. PIESSE, President.

M. A. PARKER, Chief Executive Officer.

\_\_\_\_\_

**LG303\***

**LOCAL GOVERNMENT ACT 1995**

*Shire of Wagin*

**FENCING 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 Wagin resolved on 20th November 2001 to make the following local laws.

The Shire of Toodyay Local Laws Relating to Fencing as published in the *Government Gazette* on 1 November 1999 are adopted as local laws of the Shire of Wagin, 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 “Shire of Toodyay” is mentioned in the local laws substitute “Shire of Wagin”.

**2. Clause 2—Repeal**

Delete the whole of clause 2 and insert—

“The By-laws relating to Fences published in the *Government Gazette* of 24 December 1980, are repealed.”.

**3. Clauses renumbered**

Renumber clauses

- 3 to 4
- 4 to 6
- 5 to 7
- 6 to 8

and

in the First, Second and Third Schedules delete the references to ‘clause 4(2)(a)’, ‘clause 4(2)(b)’ and ‘clause 4(2)(c)’ and substitute ‘clause 6(2)(a)’, ‘clause 6(2)(b)’, and ‘clause 6(2)(c)’ respectively.

**4. Clause 3—Inserted**

Insert the following clause—

**“Application of Local Laws**

3. These Local Laws apply throughout the district.”.

**5. Clause 4—Interpretation**

5.1 Insert the following definition in the appropriate alphabetical position—

“local government” means the Shire of Wagin.

5.2 In the definition of “sufficient fence” delete “4” and substitute “6”.

**6. Clause 5 Inserted**

Insert the following clause—

**“Licence Fees and Charges**

5. 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*.”.

**7. Clause 6—Sufficient Fences**

Delete “A” at the beginning of subclause 6(1) and substitute “Unless by agreement between the owners of adjoining properties, a”.

**8. Fences within Front Setback Areas**

Delete clauses 7 and 8 and substitute the following—

**“Fences Within Front Setback Areas**

7 (1) A person shall not, without the written consent of the Building Surveyor, erect a freestanding fence greater than 1200mm in height within the front setback 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

(c) that does not adjoin a footpath.”.

**9. Clauses renumbered**

Renumber clause: the original clause 7 (Fences on a Rural Lot) to 8

8 to 9

9 to 10

10 to 11

11 to 12

12 to 13

13 to 14

14 to 15

15 to 16

16 to 17

17 to 18

18 to 19.

**10. Clause 10—General Discretion of the Local Government**

In subclause (1) delete “The” and substitute “Notwithstanding clause 6, the”.

**11. Clause 11—Fencing Materials**

In subclause (1) delete “colour bonded metal” and substitute “pre-painted steel sheeting”.

**12. Clause 12—Barbed wire and Broken Glass Fences**

12.2 In subclause (2) delete “or allow to remain on or as part of”.

12.3 In subclause (3)—

(a) delete “or allow to remain as part of” and substitute “on”; and

(b) delete “bent back into the lot from the boundary”.

12.4 Renumber subclauses ‘(4)’ and ‘(5)’ to ‘(5)’ and ‘(6)’ respectively.

12.5 Insert a new subclause (4) as follows—

- “(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.”.

**13. Clause 13—Requirements for a Licence**

In clause 13(1)(b) delete “have a fence constructed” and substitute “construct a fence”.

**14. Clause 14—Transfer of a Licence**

Delete clause 14 and substitute the following—

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

**15. “Local Laws” substituted for “local laws”**

In clauses 18(1) and (2) and 19 delete “local laws” in the three places that it appears and substitute “Local Laws”.

**16. First Schedule—Specifications for a Sufficient Fence on a Residential Lot**

16.1 In item A paragraph (g)—

- (a) delete “a minimum of” and substitute “be”; and  
(b) after “1800mm” insert “except with respect to the front set back area for which there is no minimum height but which is subject to clause 7”;

16.2 In item B—

- (a) insert “or steel” after “cement”, after “sheeting” insert “erected to manufacturer’s specifications or” and after “which” insert “otherwise”;  
(b) in paragraph (b) insert “or steel” after “cement”;  
(c) in paragraph (d) delete “a minimum of” ; and  
(d) in paragraph (d) after “1800mm” insert “except with respect to the front set back area for which there is no minimum height but which is subject to clause 7”;

16.3 In item C paragraph (d)—

- (a) delete “a minimum of”; and  
(b) after “1800mm” insert “except with respect to the front set back area for which there is no minimum height but which is subject to clause 7” ; and

16.4 In item D after “composite fence” insert “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”.

**17. Second Schedule—Specifications For a Sufficient Fence on a Commercial Lot and an Industrial Lot**

17.1 In item A (e) delete “in accordance with Part 4, Section 11(3) of the Local Law” and substitute “in accordance with clause 12(3) of these Local Laws”.

17.2 In item B insert “or steel sheeting” after “cement sheet”.

17.3 Delete item C and insert the following—

- “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.”.

**18. Third Schedule—Specifications for a Sufficient Fence on a Rural Lot**

Delete the Third Schedule and substitute the following—

“ **Third Schedule Clause 6(2)(c)**

**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 not be 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 20th day of November 2001.

The Common Seal of the Shire of Wagin was affixed in the presence of—

P. I. PIESSE, President.  
M. A. PARKER, Chief Executive Officer.

#### LG304\*

### LOCAL GOVERNMENT ACT 1995

#### *Shire of Wagin*

#### LOCAL GOVERNMENT PROPERTY 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 Wagin resolved on 20th November 2001 to make the following local law.

The Shire of Moora Local Government Property Local Law as published in the *Government Gazette* of 29th November 1999, is adopted as a local law of the Shire of Wagin with the modifications which follow.

#### 1. Preliminary

Wherever the “Shire of Moora” is mentioned in the local law substitute “Shire of Wagin”

#### 2. Clause 1.2—Definitions

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.”.

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—

- (a) Relating to Wagin Memorial Swimming Centre, published in the *Government Gazette* of 1 June 1967, as amended: and  
(b) Relating to Speed of Vehicles Driven on land which is vested in or under the Care, Control or Management of the Shire of Wagin, published in the *Government Gazette* of 23 December 1971, as amended.

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

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

“(e) launch, beach or leave a boat;

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

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.

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;”.

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

#### **6. Clause 4.6 Signs**

Add subclause (4) “The provisions of this clause do not apply to persons engaged by the Local Government to perform duties on behalf of the Local Government

#### **7. Clause 5.1 When entry must be refused**

In subclause 1(a)(i) “5 years and who is unaccompanied” and insert “9 years, unless they have achieved level 5 of the Education Department of Western Australia swimming and Water Safety Section, or equivalent, and is “

#### **8. Clause 5.3**

Add new subclause (c) “The provisions of this clause do not apply to persons engaged by the Local Government to perform duties on behalf of the Local Government”

#### **9. Schedule 2 insert the following—**

Speed of Vehicles on Local Government Property

2.1 (1) A person shall not drive a vehicle or allow a vehicle to be driven upon a sporting or recreational reserve which is local government property at a speed exceeding 15km an hour

(2) Provisions of subclause (1) do not apply to activities conducted by a legitimate sporting associations or body conducting an approved event.

(3) Provisions of subclause (1) do not apply to the training of horses or the conducting of gymkhana events on Reserve 11339.

(4) The speed limit for the un gazetted roadway connecting Rifle Street Wagin and Arthur Road Wagin through Reserve 11339 shall be 50km per hour.

#### *Prohibitions of Activities on Reserves*

2.2 (1) A circus is not to be located on the main grassed oval on Reserve 6985

(2) Golf or the practise of golf is not to be conducted on Reserve 6985 or Reserve 11339

(3) Archery or the practise of archery is not to be conducted on Reserve 6985 or Reserve 11339.

(4) Council may grant approval to conduct a prohibited activity subject to obtaining a permit which may contain conditions considered appropriate by the local government.

Dated this 20th day of November 2001.

The Common Seal of the Shire of Wagin was affixed in the presence of—

P. I. PIESSE, President.  
M. A. PARKER, Chief Executive Officer.

**LG305\***

### **LOCAL GOVERNMENT ACT 1995**

#### *Shire of Wagin*

#### **ACTIVITIES ON THOROUGHFARES AND TRADING IN THOROUGHFARES AND PUBLIC PLACES 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 Wagin resolved on 20th November 2001 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 Wagin, with the modifications which follow.

#### **1. Preliminary**

Wherever the “Shire of Kojonup” is mentioned in the local law substitute “Shire of Wagin”.

#### **2. Clause 1.2**

Delete “1975” in the definition “built up area” and substitute “2000”

**3. Clause 1.2**

Delete "1975" in the definition "intersection" and substitute "2000"

**4. Clause 1.2**

Delete "Kojonup" and "Muradup" in the definition "townsite" and substitute "Wagin" and "Piesseville".

**5. Clause 1.4—Repeal**

Delete subclause (1) and substitute—

"(1) The following local laws are repealed—

- (a) By-laws Relating to Hawkers and Stallholders, published in the *Government Gazette* of 11 September 1931;
- (b) By-law to Regulate Hawkers and Stalls published in the *Government Gazette* of 15 August 1958, as amended by publication in the *Government Gazette* of 30 March 1990; and
- (c) By-laws Relating to Removal and Disposal of Obstructing Animals or Vehicles, published in the *Government Gazette* of 4 October 1972, as amended by publication in the *Government Gazette* of 10 March 1978."

**6. Clause 3.4 Conditions on portable sign**

3.4(a) (iv) delete subclause (iv) and renumber subclauses (v), (vi), (vii) and (ix) (iv), (v), (vi), (vii), (viii) respectively.

**7. Clause 4.2 Prohibitions relating to animals**

4.2 (3) Delete subclause (3)

**8. Clause 5.11 Permit to clear**

Delete "and maintain in a cleared state" and "within 1m of that persons land" in line one and two, delete the full stop and add the words "or Local Government policy".

**9. Clause 5.16 Prohibitions on Burning**

Delete

**10. Clause 6.2 Stallholders permit**

6.2(1)(b) delete "specified" and insert "with"

11. 6.2 (2)(b) delete subclause (b) and add a new subclause (b) "specify if an assistant will conduct the stall"

12. 6.2 (2)(c) after the word location insert "and size"

13. 6.2 (2)(f) delete subclause (f)

**14. 6.3 Traders permit**

6.3 (2)(b) delete subclause (b) and add a new subclause (b) "specify if an assistant will be trading"

15. 6.3 (2)(c) before the word location insert "size and"

16. 6.3 (2)(f) delete subclause (f)

**17. Part 6—Division 2**

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

**18. Schedule 1**

Delete prescribed offences in respect of deleted clauses 4.2(3), 6.10, 6.11(2) and 6.14

**19. Forms**

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

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Dated this 20th day of November 2001.

The Common Seal of the Shire of Wagin was affixed in the presence of—

P. I. PIESSE, President.

M. A. PARKER, Chief Executive Officer.

LG306\*

**LOCAL GOVERNMENT ACT 1995***Shire of Wagin*

## CONTROL OF REFUSE ON BUILDING SITES LOCAL LAW 2001

Under the powers conferred by the Local Government Act 1995 and all other powers enabling it, the Council of the Shire of Wagin resolved on 20th November 2001 to make the following local law.

The City of Armadale Control of Refuse on Building Sites Local Law 2001 as published in the *Government Gazette* of 3rd July 2001, is adopted as a local law of the Shire of Wagin, with the modifications which follows—

1. Preliminary:- Wherever the "City of Armadale" is mentioned in the local law substitute "Shire of Wagin".
2. Clause 1 Delete "district" in line two and insert "throughout the Townsite of Wagin".
3. Clause 2 Delete the definition of "building site" and insert "building site" means any lot of land for which a building licence is current, but does not include a lot for which the current building licence is issued in respect only for a pergola, patio, shed or other class 10 building as classified by the Building Code.
4. Clause 2 after "building site" insert the definition "collection" means the collection and removal of rubbish satisfactory to the Council.

\_\_\_\_\_

Dated this 20th day of November 2001.

The Common Seal of the Shire of Wagin was affixed in the presence of—

P. I. PIESSE, President.

M. A. PARKER, Chief Executive Officer.

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LG307\*

**LOCAL GOVERNMENT ACT 1995***City of Stirling*

## BEE KEEPING LOCAL LAW 2001

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Stirling resolved on 13 November 2001 to make the following local law.

**Citation and Application**

1. This local law may be cited as the *City of Stirling Bee Keeping Local Law* and shall apply throughout the district.

**Commencement**

2. This Local Law will come into operation on the fourteenth day after the day on which it is published in the *Government Gazette*.

**Repeal**

3. The City of Stirling General Local Laws clause 530, in relation to the keeping of bees, is repealed.

**Interpretation**

4. In this Local Law, unless the context requires otherwise—

‘Act’ means the Local Government Act 1995;

‘bees’ means any insect belonging to the super family Apoidea (Order: Hymenoptera), commonly known as a bee;

‘beehive’ means a movable or fixed structure, container or object which contains a bees nest and in which bees are kept;

‘Certificate of Registration’ means the certificate of registration of a beekeeper issued pursuant to the provisions of the Beekeepers Act 1963;

‘Certificate of Hive Brand’ means the certificate of registration of a hive brand issued pursuant to the provisions of the Beekeepers Act 1963;

‘Council’ means the Council of the City of Stirling;

‘district’ means the local government district of the City of Stirling;

‘land’ means all the land within the district;

- 'local government'** means the City of Stirling;
- 'occupier'** has the meaning given to it by the Act;
- 'owner'** has the meaning given to it by the Act;
- 'permit'** means a permit issued under this local law;
- 'permit holder'** means a person who holds a valid permit.

#### **No Keeping of Bees**

5. No person shall keep or permit to be kept on any land three or more beehives—
- without obtaining a permit from the Council; and
  - except in accordance with a valid permit issued in relation to that land

#### **Permit for Keeping Bees**

6. (1) An owner or occupier of land may apply to the Council for a permit to keep three or more beehives on the land.
- (2) The Council may grant or refuse an application under subsection (1) above.
- (3) The Council may grant the permit referred to in subclause (2) above either conditionally or unconditionally and the permit holder shall comply with any and all conditions imposed on the permit.
- (4) The Council may vary any or all conditions imposed on a permit upon giving the permit holder 7 written days notice of that change of condition or conditions.

#### **Form of Application**

7. A person who applies for a permit to keep three or more beehives shall—
- provide such details or information as may be required by the Council;
  - apply in the form determined by the Council from time to time;
  - pay any application fee imposed and determined by the Council under sections 6.16-6.19 of the Act;
  - produce to the local government a current Certificate of Registration as a Beekeeper and a Certificate of Hive Brand; and
  - if the permit applicant is not the owner of the land on which the beehives are to be kept, provide written consent from the owner of that land.

#### **Cancellation of Permit**

8. The Council may cancel a permit on—
- the permit holder requesting the Council to do so;
  - the permit holder ceasing to hold a current Certificate of Registration as a Beekeeper and/or a current Certificate of Hive Brand;
  - the expiration of twelve continuous months during which the permit holder has not kept any bees on the land to which the permit relates; or
  - the permit holder failing to comply with a notice issued under clause 10 of this Local Law within a reasonable time.

#### **General Conditions for Keeping Beehives**

9. Notwithstanding any other provision of this Local Law, a person shall not keep a beehive or beehives or permit a beehive or beehives to be kept on any land unless—
- an adequate and permanent supply of water is provided at all times, in a receptacle on the land, which is readily accessible by the bees being kept on the land;
  - the beehive or beehives are at least ten metres from any footpath, street or public place and at least five metres from any other boundary of the land;
  - the beehive or beehives are screened or positioned in such a manner as to, as far as is practicable, ensure the bees do not create a nuisance or threat to people in the locality or the public in general; and
  - they are a holder of a current Certificate of Registration as a Beekeeper and a current Certificate of Hive Brand.

#### **Removal of Nuisance Beehives**

10. Notwithstanding any other provision of this Local Law, where Council forms the opinion that—
- the keeping of bees, a beehive or beehives on any land within the district has caused a nuisance or has adversely affected the amenity of the locality; or
  - any provision of this Local Law has been contravened; or
  - any condition of a permit has not been complied with,

the Council may cause notice to be served on the owner or occupier of that land specifying the period within which the bees, beehive or beehives must be removed from the land.

**Offence**

11. (1) A person who fails to comply with a written notice issued pursuant to clause 10 or contravenes any provision of this Local Law or omits to do any act required by this Local Law commits an offence.

(2) The maximum penalty for an offence under this Local Law is an amount not exceeding the amount set out as the maximum penalty in section 3.10(1) of the Act.

(3) If the offence is of a continuing nature, a penalty not exceeding the maximum penalty set out as the maximum daily penalty in section 3.10(2) of the Act may be imposed for each day or part of day for which the offence continues and is in addition to the penalty referred to in subclause (2).

**Modified Penalty**

12. (1) An offence against any provision of this Local Law is a prescribed offence for the purposes of section 9.16(1) of the Act.

(2) The amount appearing in the final column of the First Schedule directly opposite a clause specified in that Schedule is the modified penalty for an offence against that clause.

**Local Government May Take Action**

13. Where a person fails to comply with a notice under clause 10, the Council may do all things necessary to fulfil the terms of the notice and recover any costs incurred in doing so as a debt due from the owner or occupier of the land.

**Objection and Appeals**

14. When the Council makes a decision under this Local Law as to whether it will—

- (a) grant a person a permit;
- (b) impose a condition or conditions on a permit;
- (c) vary or cancel a permit; or
- (d) give a person a notice under clause 10 of this Local Law,

the provision of Division 1 of Part 9 of the Act and Regulations 33 and 34 of the *Local Government (Functions and General) Regulations 1996* shall apply to that decision.

## Schedule 1

**OFFENCES AND MODIFIED PENALTIES**

ITEM NO.	CLAUSE NO.	NATURE OF OFFENCE	MODIFIED PENALTY \$
1	9(a)	Failure to ensure an adequate supply of water is provided at all times, in a receptacle on the land, which is readily accessible by bees being kept on the land.	\$200
2	9(b)	Failure to ensure that the beehives are at least ten metres from any footpath, street or public place and at least five metres from any other boundary of the land.	\$200
3	9(c)	Failure to ensure that the beehive or beehives are screened or positioned in such a manner as to, as far as is practicable, ensure the bees do not create a nuisance or threat to people in the locality or the public in general.	\$200
4	9(d)	Not being the holder of a current Certificate of Registration as a Beekeeper and a current Certificate of Hive Brand.	\$200

Dated the 27th day of November 2001.

The Common Seal of City of Stirling was hereunto affixed by authority of a resolution of the Council in the presence of—

D. C. (Tony) VALLELONGA JP, Mayor.

M. J. (Mike) WADSWORTH, Chief Executive Officer.

LG308\*

**LOCAL GOVERNMENT ACT 1995***City of Stirling***GENERAL LOCAL LAWS—PART V**

Under the powers conferred by the Local Government Act 1995 and under all other powers, the Council of the City of Stirling resolved on 16 October 2001 to amend the following local laws.

**Clauses 487 to 490**

Revoked and replaced with the following—

**“Permissible Treatments**

**487.** The owner or occupier of land abutting onto a street may on the street in front of such land install either of the following two treatments without seeking Council approval—

**(a) Treatment One**

Plant and maintain a lawn (the installation of reticulation is encouraged, but must be in accordance with the City’s specifications); or

**(b) Treatment Two**

Plant and maintain a garden provided that—

- (i) no part of the garden (or plant, or other vegetation making up the garden) exceeds a height of 750mm; and
- (ii) no plant or other vegetation making up the garden is of a thorny or poisonous nature or which may create a hazard; and
- (iii) a path or access way of a minimum width of 1.8 metres adjoining the fence line of such land is established and kept clear of vegetation at all times; and
- (iv) no retaining, change in levels or other impediment to pedestrian movements is created.

The paving or sealing of verges is not permitted excepting where—

- (i) it involves the installation of on-street parking, to the specifications and with the written approval of the City’s Engineering Department;
- (ii) the configuration or shape of the verge makes the installation of any other treatment impractical, and paving and/or sealing is to the specification of and with the written approval of the City’s Engineering Department; or
- (iii) traffic safety issues make the sealing of the verge and its use for reversing appropriate and paving and/or sealing is to the specification of and with the written approval of the City’s Engineering Department.

In such instances, a high quality of design and treatment will be required which—

- (i) provides an attractive appearance, complementing the streetscape;
- (ii) makes provision, where possible, for the installation of street trees;
- (iii) provides for the disposal of storm water through soakwells provided on-site, unless otherwise agreed with the City’s Engineering Department;
- (iv) makes appropriate provision for pedestrians; and
- (v) provides paving in a colour contrasting the pavement and road reserve.

**Owner’s or Occupier’s Responsibilities in Relation to Verge Treatments**

**488.** An owner or occupier who installs and maintains a verge treatment shall—

- (a) indemnify the Council against all or any damage or injury caused to any person or thing including any street, pavement, footpath or crossover or any pipe or cable and shall make good at such owner’s or occupier’s expense all such damage caused;
- (b) keep the verge treatment in good and tidy condition and ensure that no obstruction of any sort is caused to any way, footpath, pavement or street;
- (c) not place any obstruction on or around any street verge treatment;
- (d) not water or maintain a street verge treatment in such manner as to cause a nuisance or hazard to any person using any street or footpath or access way adjoining the street.

**Council’s Powers to Enforce Verge Treatment By-laws****489.**

- (1) The Council may by notice require the owner or occupier of any land to make good in the time period specified in the said notice or in that time give satisfactory reason why the verge treatment should be retained or be given extra time in which to comply. Any person who fails to comply with the terms of any notice in the time period specified or extended time under these by-laws commits an offence.

(2) Where an owner or occupier who has been served with a notice pursuant to this by-law, fails to make good the breach complained of, then the Council may, at the sole cost of the owner or occupier, itself make good the breach and recover the costs involved from the owner or occupier.

(3) A person who is in breach of any of these by-laws commits an offence.

Penalty: \$500

**Council's and Other Authorities Powers to Carry Out Public Works on Street Verges**

**490.**

(1) For the purpose of carrying out any works or for the purpose of making good any breach of these Local Laws, the Council or any other Authority empowered by law to dig up a street may, without being liable to compensate any person dig up all or any part of a street and disturb any verge treatment placed thereon by an owner or occupier.

(2) Where, pursuant to this Local Law, a street verge treatment is dug up or disturbed, Council shall use its best endeavours to—

(i) replace and restore any reticulation pipes and sprinklers; and

(ii) back fill with sand any garden or lawn, but otherwise shall not be liable to replace or restore any verge treatment and in particular any plant, or other vegetation or any surface and Council shall in any event not be liable to any person for any damage or disturbance so caused.”

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Dated the 23<sup>rd</sup> day of November 2001.

The Common Seal of City of Stirling was hereunto Affixed by authority of a resolution of the Council in the presence of—

D. C. VALLELONGA JP, Mayor.

M. J. (Mike) WADSWORTH, Chief Executive Officer.

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## **RACING, GAMING AND LIQUOR**

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**RG301\***

Casino Control Act 1984

Casino (Burswood Island) Agreement Act 1985

### **Casino Control (Area of Gaming Licence) Notice (No. 2) 2001**

Made by the Gaming Commission of Western Australia with the approval of the Minister for Racing and Gaming under section 21(4a) of the *Casino Control Act 1984*.

**1. Citation**

This notice may be cited as the *Casino Control (Area of Gaming Licence) Notice (No. 2) 2001*.

**2. Commencement**

This notice comes into operation on the day after the day on which it is published in the *Gazette*.

**3. Interpretation**

In this notice —

**“the casino gaming licence”** means the casino gaming licence granted in relation to the premises at Burswood Island.

**4. Area to which the casino gaming licence relates**

The areas set out in the *Casino Control (Area of Gaming Licence) Notice 2001*, published in the *Gazette* of 13 July 2001, p. 3466-71, as being the areas to which the casino gaming licence relates are altered, so that the respective shaded areas demarcated on the plans set out in Schedule 1 to this Notice in relation to —

- (a) the basement;
- (b) the ground floor;
- (c) the mezzanine level on the ground floor; and
- (d) the top floor,

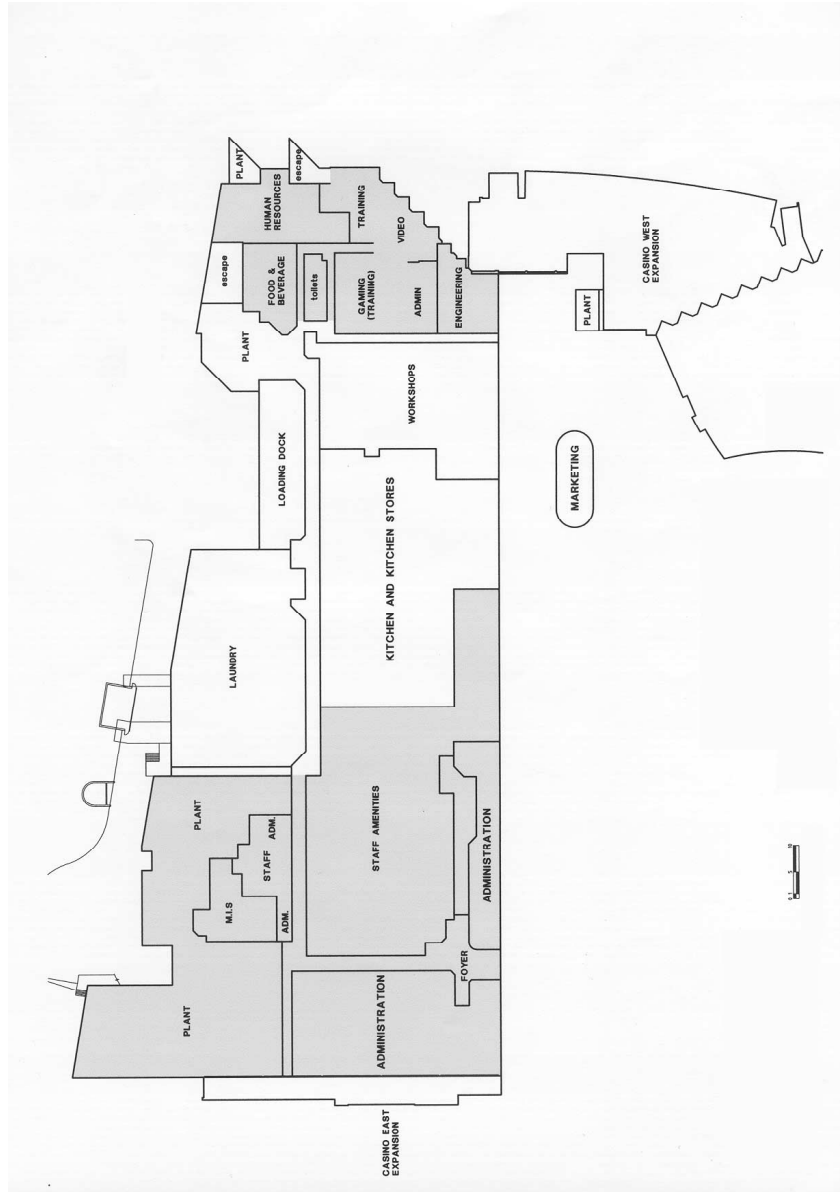
of the premises known as the Burswood Casino, are the areas to which the casino gaming licence relates.

**5. Revocation**

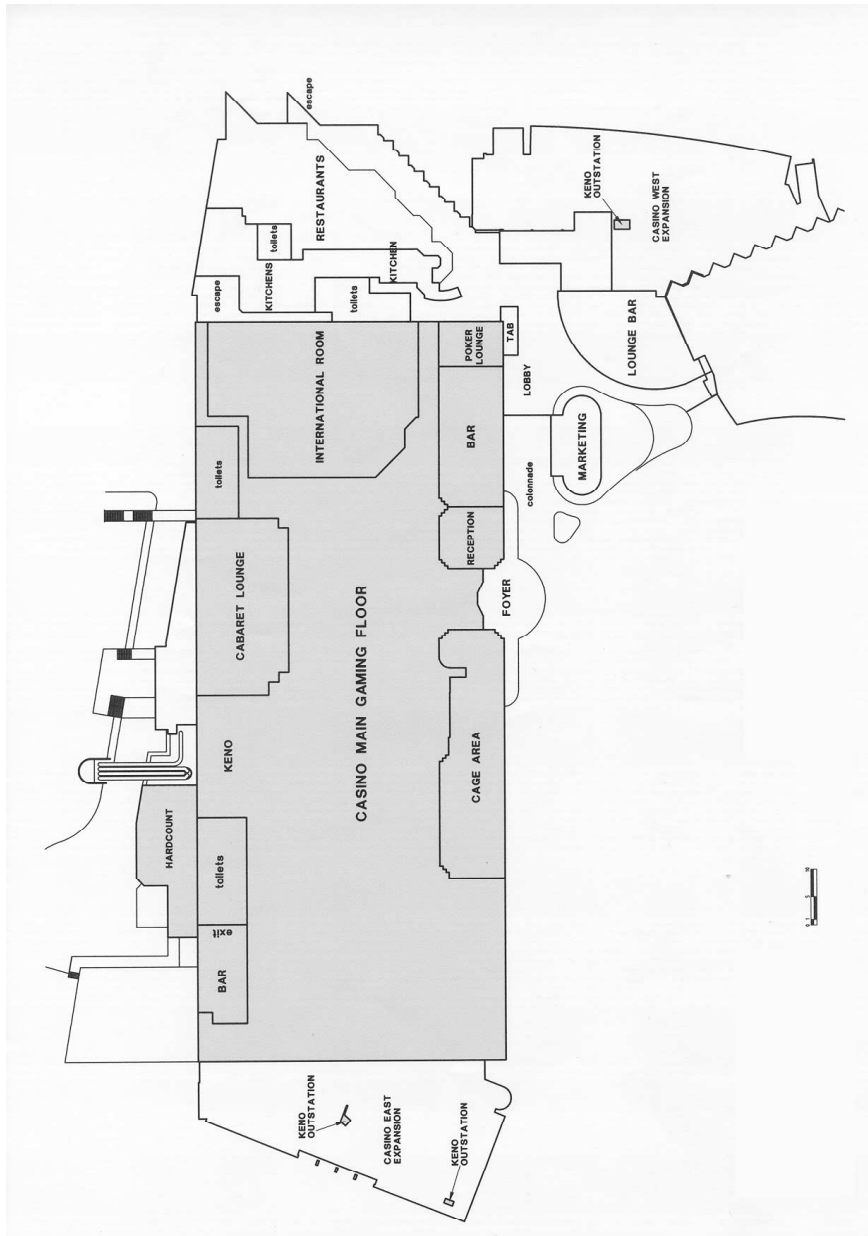
The *Casino Control (Area of Gaming Licence) Notice 2001* is revoked.



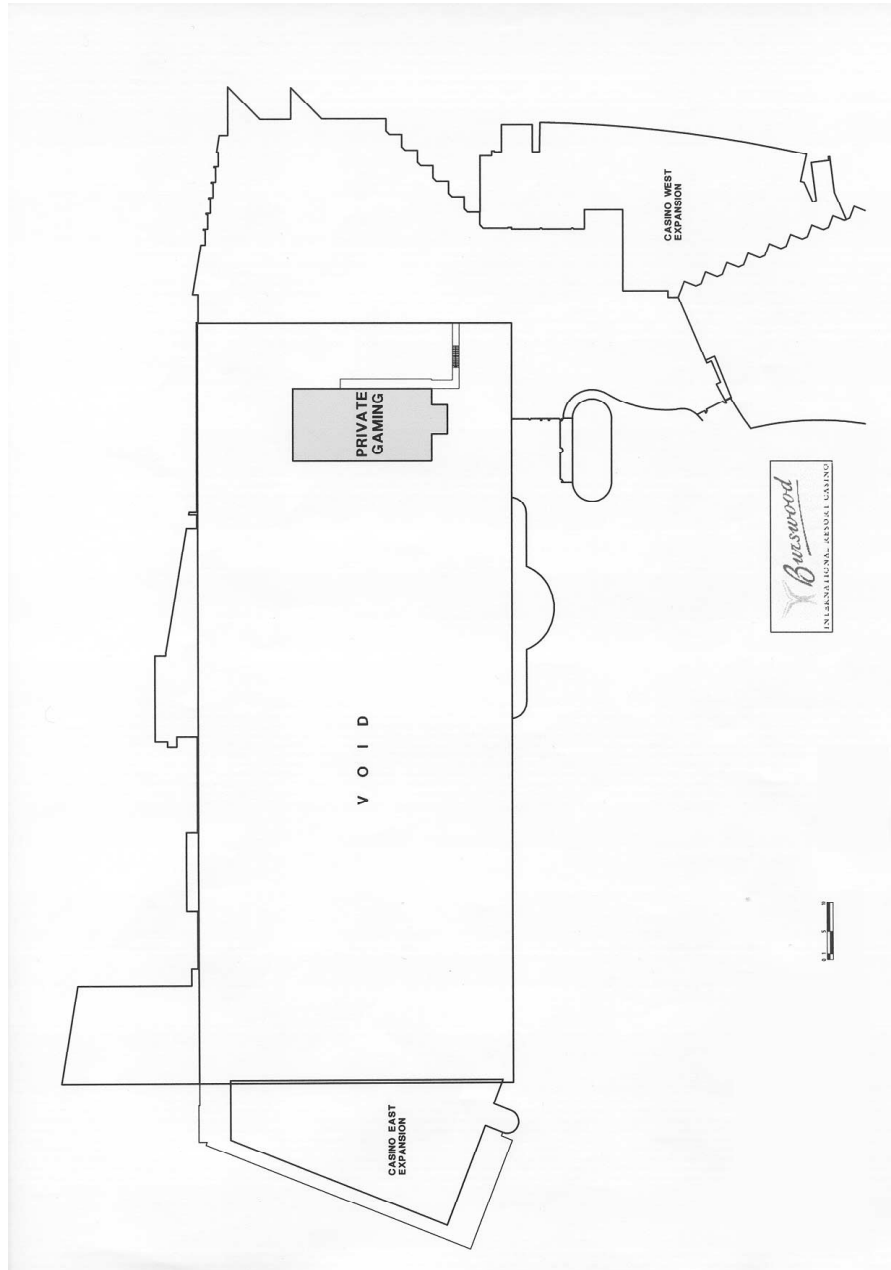
### Schedule 1 — Areas to which the casino gaming licence relates



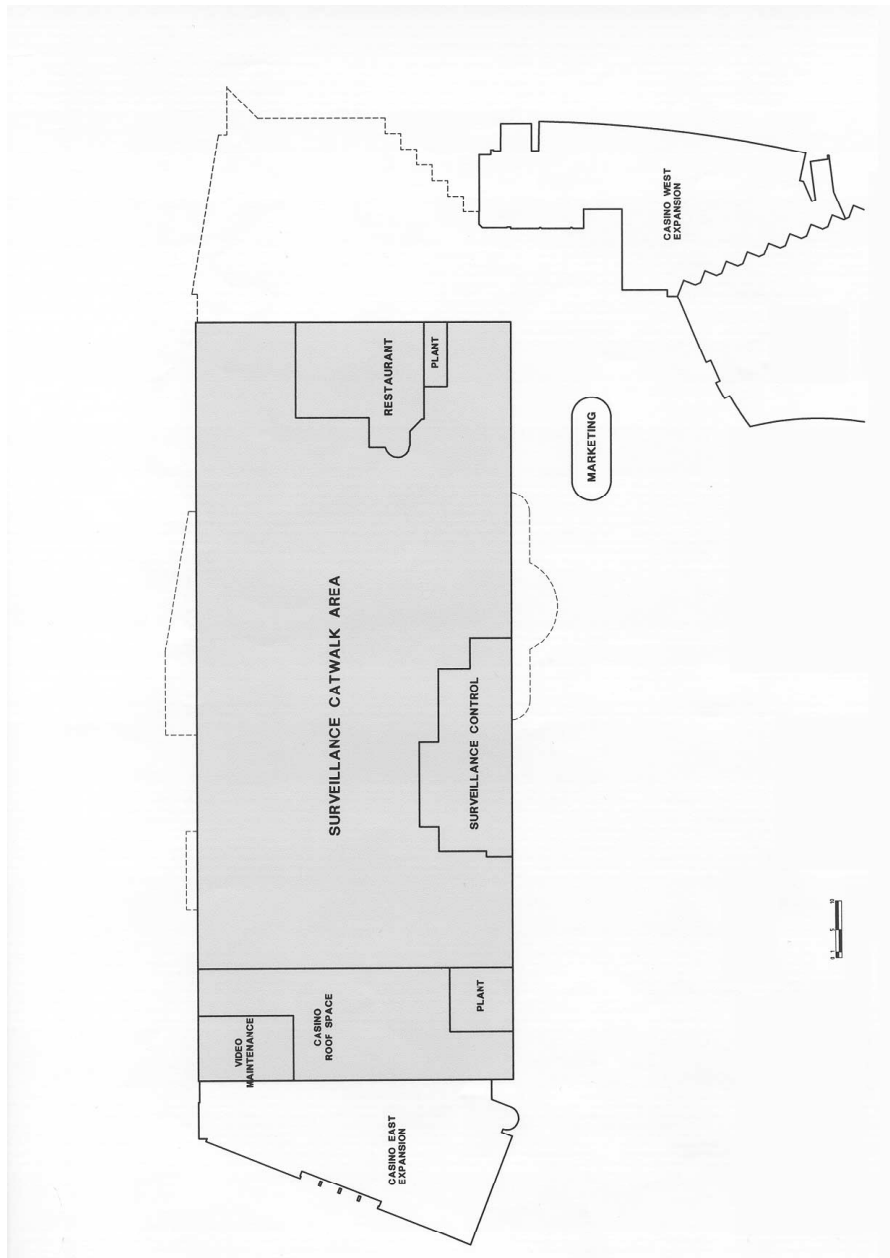
Plan of the Basement showing the Administration Area



Plan of the Ground Floor, showing the Gaming Area



Plan of the Mezzanine Level on the Ground Floor, showing the Private Gaming Area



Plan of the Top Floor, showing the Surveillance Area and Restaurant on the Mezzanine Level

Approved by the Minister for Racing and Gaming —

N. D. GRIFFITHS.

Dated 7 November 2001.

Sealed by the Gaming Commission of Western Australia in the presence of:

B. A. SARGEANT, Chairman.

M. NADEBAUM, Member.

(L.S.)

W. SILVER, Member.

R. O'DEA Member.

M. McCOMISH, Member.

Dated 27 November 2001

## — PART 2 —

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### CONSUMER AND EMPLOYMENT PROTECTION

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**CE401****FINANCE BROKERS CONTROL ACT 1975**

## Maximum Remuneration Schedule Amendment Notice 2001

Pursuant to section 44(1) of the Finance Brokers Control Act 1975 the Finance Brokers Supervisory Board has amended clauses 1, 3 at (i) and 8(g) of the—

## Maximum Remuneration Schedule

Clause 1 is deleted and replaced with the following—

## “1. Application Fee

Up to \$250 non refundable for each loan. The application fee is payment against the eventual brokerage charge.”

Clause 3 at (i) is deleted and replaced with the following—

## “(i) Local Money Loans (subject always to the Code of Conduct)—

(a) For loans of \$25,000 or less—up to \$500

(b) For loans over \$25,000—up to 2% of the loan amount.”

Clause 8(g) is deleted and replaced by the following—

“(g) Where a broker is appointed as an agent for the mortgagee under the terms of mortgage—charge to be negotiated with the mortgagee but not to exceed \$125 per hour.”

Dated this 30th day of November 2001.

The Common Seal of the Finance Brokers Supervisory Board was hereunto affixed by authority of a resolution of the Board in the presence of—

P. JOOSTE, QC, Chairman.

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### EDUCATION

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**ED401\***

## The University of Western Australia

## THE UNIVERSITY OF WESTERN AUSTRALIA LANDS BY-LAWS

The University of Western Australia, in pursuance of the University of Western Australia Act 1911, hereby makes the following amendments to The University of Western Australia Lands By-Laws, for the purpose of regulating the terms and conditions under which the lands may be visited or used and the conduct of people on the lands:

**PART 1—PRELIMINARY**

1.3 is amended to read as follows:

**1.3** In these by-laws unless the context requires otherwise—

‘Act’ means the University of Western Australia Act 1911;

‘Authorised Person’ means an authorised person as defined in Section 16A of the Act;

‘drive’ includes roll, propel or park and ‘driving’ includes rolling, propelling or parking;

‘driver’ means the person driving or in charge of a vehicle;

‘Infringement Notice’ means an infringement notice issued in accordance with these by-laws;

‘Lands’ has the same meaning as ‘lands of the University’ in Section 16A of the Act;

‘modified penalty’ means a penalty set out in the Second Schedule;

- 'no parking area' means a part of a traffic area or a length of carriageway which is marked by a "no parking" traffic sign, in which a driver must not stop any longer than two minutes to drop off or pick up passengers or goods - provided they do not leave the vehicle unattended or move more than three metres from it;
- 'no stopping area' means a part of a traffic area or a length of carriageway which is marked by a "no stopping" traffic sign or a yellow continuous line painted along the edge of an area or carriageway, in which a driver shall not stop;
- 'owner' in relation to a vehicle includes the owner for the purposes of the Road Traffic Act 1974 and the hirer of any vehicle;
- 'park' means to permit a vehicle whether attended or not, to remain stationary, except for the purpose of avoiding conflict with other traffic, complying with the provisions of any law or taking up or setting down persons or goods (maximum of two minutes);
- 'parking area' means a portion of a traffic area or carriageway to which a "permissive parking" sign applies pursuant to by-law 3.1;
- 'parking bay' means the marked boundary set aside in a parking area for the parking of a single vehicle;
- 'Parking Permit' means an authority to park a vehicle issued in accordance with these by-laws other than a Parking Ticket;
- 'Parking Ticket' means a ticket obtained from a vending machine on the payment of the fee prescribed from time to time by the Senate;
- 'Permit' means a written authority signed by an Authorised Person;
- 'Registrar' means the Registrar of the University and any person acting as the Registrar of the University or the Registrar's authorised agent from time to time;
- 'reserved bay' means a parking bay with respect to which there is a traffic sign which expresses some limitation as to the classes of persons, classes of vehicles or purposes for which it is available;
- 'specified vehicle' with respect to a Parking Permit means the vehicle specified in the application made for the Parking Permit;
- 'traffic area' means an area set aside under Part 3 for the purpose of driving or parking vehicles;
- 'traffic sign' means a marking, notice, sign or device to regulate, guide or control traffic or parking or to prescribe maximum speed limits;
- 'University' means The University of Western Australia;
- 'vehicle' has the same meaning as in the Road Traffic Act 1974, and in Parts 4 to 11 inclusive and Part 18 of the Road Traffic Code 2000 and includes an animal driven or ridden, a motor car, truck, motor cycle, motor scooter, semi-trailer, caravan, trailer, bus, coach or bicycle or any other motorised or wheeled means of transport but does not include a wheeled toy or wheeled recreational device;
- 'Vice-Chancellor' means the Vice-Chancellor of the University and any person acting as the Vice-Chancellor of the University from time to time and any person to whom the Vice-Chancellor has delegated the Vice-Chancellor's powers under these by-laws;
- 'wheeled recreational device' means a wheeled device, built to transport a person, propelled by human power or gravity, and ordinarily used for recreation or play including in-line skates, rollerskates, skateboard or similar wheeled device, a scooter being used by a person aged 12 years of age or older and a unicycle. It does not include a golf buggy, pram, stroller or trolley, or a bicycle, wheelchair or wheeled toy;
- 'wheeled toy' means a child's pedal car, a tricycle, a scooter or a similar toy, but only if it is being used by a child under 12 years of age.

## PART 2—ENTRY ON THE LANDS

A new 2.4 is introduced to read as follows:

**2.4** No wheeled recreational devices are permitted to enter or be present on the lands.

Existing 2.4 and 2.5 are renumbered as 2.5 and 2.6 respectively.

## SECOND SCHEDULE

The second schedule is amended to read as follows:

### Traffic and Parking Penalties

**The discount penalty will apply if the penalty is paid within 7 days**

Offence	Penalty	Discount Penalty
1. Driving other than on a traffic area	\$40	\$30
2. Exceeding speed limits	\$40	\$30
3. Failing to give way when entering or leaving parking area	\$40	\$30

<b>Offence</b>	<b>Penalty</b>	<b>Discount Penalty</b>
<b>4.</b> Disobeying signal order or direction of authorised person	\$40	\$30
<b>5.</b> Disobeying traffic signs	\$40	\$30
<b>6.</b> Breaching an act or regulation	\$40	\$30
<b>7.</b> Parking a bicycle other than in a bicycle area	\$40	\$30
<b>8.</b> Parking without a valid parking permit or parking ticket	\$40	\$30
<b>9.</b> Parking other than wholly within the marked boundaries of a parking bay other than a No Parking or No Standing area	\$40	\$30
<b>10.</b> Parking in a No Parking area	\$50	\$40
<b>11.</b> Parking in a No Standing area	\$50	\$40
<b>12.</b> Parking in a Reserved bay other than for proper purposes	\$50	\$40
<b>13.</b> Parking in a Disabled bay	\$55	\$45
<b>14.</b> Parking contrary to any limitation on a traffic sign	\$40	\$30
<b>15.</b> Parking a motorcycle, motor scooter or similar vehicle other than in an appropriate bay	\$40	\$30

The Common Seal of The University of Western Australia was hereto affixed by authority of the Senate attested by—

PROFESSOR DERYCK SCHREUDER, Vice-Chancellor.

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## **FISHERIES**

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### **FI401**

**FISH RESOURCES MANAGEMENT ACT 1994**  
**NORTHERN DEMERSAL SCALEFISH MANAGED FISHERY**  
**MANAGEMENT PLAN 2000**

Notice of Determination

Notice is hereby given pursuant to sub-clause 19(5) of the *Northern Demersal Scalefish Managed Fishery Management Plan 2000* of my determination made on 28 November 2001 that the capacity of Area 2 of the fishery for the 2002 licensing period is 1760 fishing days.

Dated this 28<sup>th</sup> day of November 2001.

PETER ROGERS, Executive Director.

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## **JUSTICE**

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### **JU401**

**DECLARATIONS AND ATTESTATIONS ACT 1913**

It is hereby notified for public information that the Attorney General has approved of the appointment of the following person as Commissioner for Declarations under the Declarations and Attestations Act 1913—

Mr Peter Charles Chinnery of 24 Jasper Way, Edgewater.

GARY THOMPSON, Executive Director,  
Court Services.

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## LOCAL GOVERNMENT

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**LG401****SHIRE OF MEEKATHARRA****Appointment of Authorised Officer**

It is hereby notified for public information that Peter Kenneth Wilden has been appointed as an authorised officer pursuant to the following Acts and has been authorised to enforce the following Acts, Regulations and Local Laws—

Local Government (Miscellaneous Provisions) Act 1960  
Local Government Act 1995  
Caravan Parks and Camping Grounds Act 1995  
Dog Act 1976 and Regulations  
Bush Fires Act 1954 and Regulations  
The Litter Act 1979

G. HADLOW, Chief Executive Officer.

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## PREMIER AND CABINET

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**PC401****INTERPRETATION ACT 1984****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. Dr J. M. Edwards, MB BS MLA in the period 7 to 20 January 2002 (both dates inclusive)—

Minister for the Environment and Heritage      Hon. C. M. Brown, MLA.

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

**PC402****APPOINTMENT OF DEPUTY OF THE GOVERNOR**

It is hereby notified for public information that the Governor, under clause XVI of the Letters Patent relating to the Office of Governor of the State of Western Australia dated 14 February 1986, has appointed the Lieutenant-Governor the Honourable David K. Malcolm AC, to be deputy of the Governor and in that capacity to perform and exercise all the powers and functions of the Governor during the periods—

22 to 31 December 2001 (all dates inclusive)

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

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## PLANNING AND INFRASTRUCTURE

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**PI401\*****METROPOLITAN REGION TOWN PLANNING SCHEME ACT**

METROPOLITAN REGION SCHEME (SECTION 33) AMENDMENT No. 1031/33  
REGIONAL ROADS (PART 5)

**OUTCOME OF SUBMISSIONS**

The Western Australian Planning Commission has considered all the submissions received in respect of the amendment proposal for the 'Regional Roads (Part 5)' amendment No. 1031/33. This proposal was first published in the *Government Gazette* on 12 December 2000. The Commission has recommended that the amendment proposal be modified. The amendment (as modified) is shown on Western Australian Planning Commission plans numbered 1.5064/1, 1.5065 and 1.5066 (map sheets numbered 12/68m, 15/68m, 16/167m, 27/39m and 31/28m).



The amendment has been presented to and approved by the Governor in accordance with the requirements of the Metropolitan Region Town Planning Scheme Act. It will now be tabled in both Houses of Parliament, where it must remain for 12 sitting days. During this time either House may, by resolution, disallow the amendment. As soon as the amendment is no longer subject to disallowance it becomes legally effective in the Metropolitan Region Scheme.

Copies of the amendment and the accompanying *Report on Submissions* are available for public inspection from Wednesday, 5 December 2001 to Friday, 5 April 2002 at the following locations—

- |  |  |
|--|--|
| <ul style="list-style-type: none"> <li>• Department for Planning and Infrastructure<br/>1st floor, Albert Facey House<br/>469 Wellington Street<br/>PERTH</li> <li>• J S Battye Library<br/>Alexander Library Building<br/>Francis Street<br/>NORTHBRIDGE</li> <li>• Main Roads WA<br/>'Don Aitken Centre'<br/>Waterloo Crescent<br/>EAST PERTH</li> </ul> | <p>Council Offices of the municipalities of—</p> <ul style="list-style-type: none"> <li>• City of Perth</li> <li>• City of Fremantle</li> <li>• City of Swan</li> <li>• City of Bayswater</li> <li>• City of Rockingham</li> <li>• Town of Cambridge</li> <li>• Town of Vincent</li> </ul> |
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Copies of the *Report on Submissions* are available upon request from these display locations.

R. N. STOKES, Secretary, Western Australian Planning Commission.

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## WORKSAFE

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### WS401

**OCCUPATIONAL SAFETY AND HEALTH ACT 1984**  
**OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996**  
 EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.12

(No. 16 of 2001)

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant an exemption to Joondalup City Roofing Pty Ltd from the requirements of Regulation 3.117(1) of the *Occupational Safety and Health Regulations 1996* in relation to the requirement to hold a Class 1 demolition licence during the removal of asbestos cement roof sheets from the City Beach High School. I further grant an exemption from the requirements of Regulation 3.118(a) of the *Occupational Safety and Health Regulations 1996* in relation to the requirement to ensure that any Class 1 demolition work is done by a holder of a Class 1 demolition licence during the removal of asbestos cement roof sheets from the City Beach High School.

Dated this twenty sixth day of November 2001.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia Commissioner.

### WS402

**OCCUPATIONAL SAFETY AND HEALTH ACT 1984**  
**OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996**  
 EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13

(No. 17 of 2001)

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant an exemption to De Bruin Developments from the requirements of Regulation 3.117 of the *Occupational Safety and Health Regulations 1996* in relation to the requirement to hold a Class 1 demolition licence to move three concrete panels at Lot 2511 Coolwanyah Road, Karratha. I further grant an exemption from the requirements of Regulation 3.118(a) of the *Occupational Safety and Health Regulations 1996* in relation to the requirement to ensure that any Class 1 demolition work is done by a holder of a Class 1 demolition licence during the removal of the panels at the aforementioned address.

Dated this twenty sixth day of November 2001.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia Commissioner.

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**PUBLIC NOTICES**

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**ZZ201****TRUSTEES ACT 1962****NOTICE TO CREDITORS AND CLAIMANTS**

William Leonard Merrifield, late of 3 Tuart Trail, Edgewater, WA, Retired Bus Driver.

Creditors and other persons having claims (to which Section 63 of the Trustee's Act 1962 relates) for the estate of the deceased who died on 25 July 2001 are required by the Executor Salvatore Trimboli of 8 Barker Place, Karrinyup, Western Australia, to send the particulars of their claims to Kim Valenti & Associates of Suite 3, 16 Nicholson Road, Subiaco in the State of Western Australia, by the 7th day of January 2002, after which date the said Executor may convey or distribute the assets, having regard only to the claims of which he then has had notice.

Dated the 27th day of November 2001.

KIM ERNEST VALENTI, Kim Valenti & Associates.

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