



**WESTERN
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Gazette**

6541



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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR CHRISTMAS 2001 AND NEW YEAR HOLIDAY PERIOD 2002

Publishing Dates and times	Closing Dates and Times for copy
Friday 28 December 2001 at 3.30 pm	Monday 24 December at 12 noon
Friday 4 January 2002 at 3.30 pm	Wednesday 2 January 2002 at 12 noon

From week commencing January 7 normal publishing resumes.



— PART 1 —

HOUSING AND WORKS

HW301*

Housing Societies Act 1976

Building Societies Amendment Regulations 2001

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Building Societies Amendment Regulations 2001*.

2. The regulations amended

The amendments in these regulations are to the *Building Societies Regulations 1977**.

[* *Published in Gazette 4 March 1977, p. 667-84.*
For amendments to 9 November 2001 see 2000 Index to Legislation of Western Australia, Table 4, p. 34.]

3. Regulation 1 amended and transitional

- (1) Regulation 1 is amended by deleting “Building Societies Regulations, 1977” and inserting instead —
“ *Housing Societies Regulations 1977* ”.
- (2) Unless the contrary intention appears, a reference in subsidiary legislation or any other document to the “*Building Societies Regulations 1977*” is taken to be a reference to the “*Housing Societies Regulations 1977*”.

4. Regulation 2 amended

Regulation 2 is amended in the definition of “the Act” by deleting “Building Societies Act, 1976” and inserting instead —
“ *Housing Societies Act 1976* ”.

5. Regulation 4A amended

Regulation 4A(3) is amended by deleting “15(2)(vii)” and inserting instead —

“ 15(2)(b)(vii) of the Act ”.

6. Regulation 6 replaced

Regulation 6 is repealed and the following regulation is inserted instead —

“

6. Prescribed number of members

- (1) The prescribed number of members of a society for the purposes of section 14 of the Act is 10.
- (2) The prescribed number of members of a society for the purposes of section 71(3) of the Act is 10.

”.

7. Regulation 7 amended

Regulation 7(2) and (3) are amended by inserting after “section 31(3)” —

“ of the Act ”.

8. Regulation 8 amended

- (1) Regulation 8(1) is repealed.
- (2) Regulation 8(2) is amended by deleting “, whether a permanent society or a terminating society,”.

9. Regulation 9 amended

- (1) Regulation 9(6) is repealed.
- (2) Regulation 9(7) is amended by deleting “terminating”.

10. Regulation 10 amended

Regulation 10 is amended as follows:

- (a) by inserting after “section 41” —
“ of the Act ”;
- (b) by deleting “subsection (2) of section 9” and inserting instead —
“ section 9(2) of the Act ”.

11. Regulation 11 amended

Regulation 11 is amended by deleting “subsection (24) of section 65” and inserting instead —

“ section 65(24) of the Act ”.

12. Regulation 12 amended

Regulation 12 is amended by deleting “subsection (5) of section 71 and of section 80” and inserting instead —

“ section 71(5) and section 80 of the Act ”.

13. Regulation 13 amended

Regulation 13 is amended as follows:

(a) by inserting after “section 16” —

“ of the Act ”;

(b) by deleting “Building”.

14. Regulation 14 amended

Regulation 14 is amended by deleting “subsection (7) of section 71” and inserting instead —

“ section 71(7) of the Act ”.

15. Second Schedule amended

- (1) The Second Schedule item (7) is amended by deleting “, drafts, bills of exchange, promissory notes and other negotiable instruments”.
- (2) The Second Schedule item (8) is amended by deleting “and the maximum shareholding”.
- (3) The Second Schedule item (9) is repealed.

16. Third Schedule amended

- (1) The Third Schedule item (1) is repealed.
- (2) The Third Schedule item (2) is amended by deleting “terminating”.
- (3) The Third Schedule item (3) is repealed and the following item is inserted instead —

“

(3)	For an application for registration of an amalgamated society	3.00
-----	--	------

”.
- (4) The Third Schedule item (4) is amended by deleting “building”.
- (5) The Third Schedule item (6)(a) is repealed and the following item is inserted instead —

“

(6)(a)	For an application to register alteration of rules, being a new set of rules.....	3.00
--------	---	------

”.

17. Fourth Schedule amended

- (1) The Fourth Schedule is amended by deleting “Building” in each place where it occurs.

- (2) The Fourth Schedule is amended by deleting “65(21) Annual Return 19 ”.

18. Fifth Schedule amended

- (1) The Fifth Schedule is amended by deleting “Building Societies Act, 1976” in each place where it occurs and inserting instead —
“ *Housing Societies Act 1976* ”.
- (2) The Fifth Schedule is amended by deleting “Building Societies Act 1976” in each place where it occurs and inserting instead —
“ *Housing Societies Act 1976* ”.
- (3) The Fifth Schedule is amended by deleting “Building Society” in each place where it occurs and inserting instead —
“ Society ”.
- (4) The Fifth Schedule is amended by deleting “of Co-operative and Financial Institutions” in each place where it occurs.
- (5) The Fifth Schedule Form 1 is amended by deleting “Building Societies Act” in the second place where it occurs and inserting instead —
“ *Housing Societies Act 1976* ”.
- (6) The Fifth Schedule Form 5 is amended as follows:
- (a) by deleting “each share” and inserting instead —
“ shares ”;
 - (b) by deleting “No. of Shares Applied for” and inserting instead —
“ Class of shares (if more than one class) ”.
- (7) The Fifth Schedule Form 11 is amended by deleting “, Credit Union, Financial Society” in each place where it occurs.
- (8) The Fifth Schedule Form 14 is amended as follows:
- (a) by deleting “of the provision of financial accommodation” and inserting instead —
“ an advance of money ”;
 - (b) by deleting “the financial accommodation” in both places where it occurs and inserting instead —
“ the advance ”;
 - (c) by deleting “which financial accommodation” and inserting instead —
“ which the advance ”;
 - (d) by deleting “A. Other than Guarantees”;
 - (e) by deleting all of the Form from and including “B. Guarantees” to, but not including, “Dated”.

- (9) The Fifth Schedule Form 17 is amended as follows:
- (a) under the heading “Shares and Reserves”, by deleting “Fully paid fixed term shares”, “Contributing fixed term shares”, “No fixed term shares”, and “Other shares” and inserting instead —

“
Borrowing
Ordinary
”;
 - (b) under the heading “Advances on Mortgages”, by deleting “Loans under continuing credit arrangements”;
 - (c) under the heading “Directions” by deleting from paragraph (d)(i) “deposits,” and “and overdrafts”;
 - (d) under the heading “Directions” by deleting paragraph (e).
- (10) The Fifth Schedule Form 18 is amended as follows:
- (a) by deleting “Interest under continuing credit arrangements”;
 - (b) by deleting “Deposits and”;
 - (c) under the heading “Directions” by deleting paragraph (e).
- (11) The Fifth Schedule Form 19 is amended as follows:
- (a) in item 4 by deleting “INVESTING”;
 - (b) by deleting item 7 and inserting instead —

“
7. USUAL RATE OF INTEREST CHARGED ON
ADVANCES
(a) PURCHASER OCCUPIER
(b) OTHERS
”;
 - (c) by deleting item 8 and the notes at the end of item 8 and inserting instead —

“
8. DETAILS OF BORROWINGS BY THE SOCIETY

COLUMN No. 1	2	3	4	5
	Received During Year	Paid During Year	Balance	
			End Last Year	End This Year
BORROWINGS	\$	\$	\$	\$

”.

By Command of the Lieutenant-Governor and deputy of the Governor,

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

LOCAL GOVERNMENT

LG301*

HEALTH ACT 1911

City of Melville

HEALTH (EATING-HOUSES) LOCAL LAWS 2001

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

1. Citation

These local laws may be cited as the *City of Melville Health (Eating-Houses) Local Laws 2001*.

2. Repeal

The Health Local Laws of the City of Melville, described as “*Eating House Local Laws*” made by the City of Melville on 26 May 1987 and published in the *Government Gazette* on the 21 August 1987 and amended from time to time, are repealed.

3. Interpretation

In these local laws, unless the context otherwise requires—

“**Act**” means the *Health Act 1911 (as amended)* and includes any subsidiary legislation made under the *Health Act 1911*.

“**Certificate of Registration**” means a registration certificate issued pursuant to the provisions of these local laws by the Council.

“**Council**” means the Council of the City of Melville or the Chief Executive Officer or his delegate.

“**eating house**” means an eating house as defined in Division 3, Section 160, of the *Health Act 1911 (as amended)* and includes a Restaurant and Take away food outlet as defined under the City of Melville Community Planning Scheme No. 5 as amended.

“**Environmental Health Officer**” means an Environmental Health Officer appointed under the Act, and includes any acting or assistant environmental health officer.

“**licence**” means a licence to conduct an eating house granted pursuant to the provisions of these local laws by the Council.

“**proprietor**” means the person having the management or control of premises.

“**registered premises**” means any premises that are registered as an eating house under these local laws.

4. Requirement for Registration and Licensing

No person shall occupy or use any premises as an eating house unless—

- (a) the premises are registered under these local laws as an eating house;
- (b) the proprietor of the said premises is the holder of a licence issued by the Council authorising him to conduct on the premises the business of an eating house; and
- (c) the premises and the operations conducted within the premises comply with the requirements of the *Health (Food Hygiene) Regulations 1993*.

5. Registration of an Eating House

(1) An application for registration of an eating-house shall be forwarded to the Chief Executive Officer together with—

- (i) the fee as fixed from time to time by Council under Section 344C of the Act;
- (ii) in relation to an eating house which is not currently registered, a copy of the valid planning approval for the premises, together with detailed plans and specifications of the eating-house which shall include the following details—
 - (a) the use of each room;
 - (b) the structural finish of each wall, floor and ceiling;
 - (c) the position and type of each fitting and fixture;
 - (d) all sanitary conveniences, change rooms, ventilating systems, drains, grease traps and provisions for waste disposal; and
 - (e) the proposed number of persons, including the proprietor or proprietors expected to be engaged in the preparation, manufacture, processing, cooking or serving of meals.

(2) Before any premises are registered as an eating house, the site intended to be used for such purpose shall be subject to the approval of the Council.

(3) The Council may attach such conditions as it deems necessary to ensure compliance with the requirements of the Act, to the registration of an eating house, and these conditions shall be set out in the certificate of registration.

(4) If the application is approved, the Council shall issue to the applicant a certificate of registration endorsed with the type of eating house to which the licence applies, together with the maximum seating capacity allowable for the premises.

6. Prescribed Date

(1) For the purposes of Section 162 of the Act, the prescribed date is fixed as the 30 June 1988.

(2) For the purpose of Section 163 of the Act, the 30th day of June in each year is prescribed as the date on or before which the annual application for registration of an eating-house and licence for the proprietor of an eating-house shall be made.

7. Licence to Conduct an Eating House

Before any licence to conduct an eating house is issued to any proprietor by the Council under these local laws, the proprietor shall make an application in writing and shall—

- (i) include the full name and address of the applicant;
- (ii) specify the location for which the licence is sought;
- (iii) specify the proposed goods, wares, merchandise or services in respect of which the trading will be carried on;
- (iv) include details of any previous experience in the operations of eating houses.

8. Register of Registrations and Licences

Every certificate of registration of premises registered as an eating house and every licence issued to a proprietor shall be entered in a register maintained by the Council for that purpose.

9. Certificates of Registration and Licences

Every proprietor of registered premises shall keep the certificates of registration and the licence on the registered premises in a position visible to the general public and shall, when requested to do so by an Environmental Health Officer, produce the certificate of registration and the licence issued to the proprietor in respect of such premises

10. Period of Registration and Licence

Every certificate of registration and every licence shall be in force from the day of issue to the next 30th day of June, inclusive, unless the same is cancelled in the meantime in accordance with the provisions of the Act.

11. Renewal Applications

Applications for renewal of certificates of registration and licences shall be made annually during the month of June.

12 Fees

The fees payable to the Council on the registration of premises, the issue of a licence and on the renewal of any registration or licence shall be the fee as fixed from time to time by Council under Section 344C of the Act.

13. Change of Address

Whenever any person identified as the proprietor on a certificate of registration and/or a licence issued pursuant to these local laws, changes his place of abode he shall, within seven days of such a change, give notice in writing to the Council specifying his new place of abode and he shall, at the same time, produce such certificate of registration and/or licence to the Council, and the amendment shall be endorsed thereon.

14. Licence Personal to holder

Any licence issued under the provisions of these local laws to any proprietor to conduct an eating house, shall not be transferable to any other person except as specified in section 168 subsection 2 of the Act.

15. New Proprietors to apply for Licence

If the licensed proprietor of any premises registered as an eating house ceases to be the proprietor, as defined under these local laws then any person wishing to become the proprietor of such premises must make application to the Council for a licence to conduct an eating house as required by Section 6 of these local laws.

16. Power to Grant or Refuse an Application or Cancel a Registration or Licence

Where application is made to the Council either for—

- (a) an eating house to be registered; or

- (b) a licence to be issued to conduct the business of an eating house, then—
- (i) such application may be issued or refused subject to sections 165 and 166 of the Act,
 - (ii) any such registration or licence, if allowed and issued, may be cancelled at any time for any one of the reasons described in subsections 165(3) and 166(3) of the Act.

17. Offences and Penalties

Any person who commits a breach of any of the provisions of these local laws shall be guilty of an offence and upon conviction shall be liable to a fine that is not more than \$2,500 and not less than—

- (i) in the case of a first offence \$250;
- (ii) in the case of a second offence \$500; and
- (iii) in the case of a third or subsequent offence, \$1,250; and

if that offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

Made at a meeting of the Council of the City of Melville held on 19 November, 2001.
The Common Seal of the City of Melville was hereunto affixed in the presence of—
On this 6th day of November 2001.

K. J. MAIR, Mayor.
J. J. McNALLY, Chief Executive Officer.

Consented to—

Dr Virginia A McLaughlin, Acting Executive Director,
Public Health.

Dated this 29th day of November 2001.

RACING, GAMING AND LIQUOR

RG301*

Gaming Commission Act 1987

Gaming Commission Amendment Regulations (No. 2) 2001

Made by the Lieutenant-Governor and deputy of the Governor in
Executive Council.

1. Citation

These regulations may be cited as the *Gaming Commission
Amendment Regulations (No. 2) 2001*.

2. Regulation 34 amended

Regulation 34(1) of the *Gaming Commission Regulations 1988** is repealed and the following subregulation is inserted instead —

“

- (1) For the purposes of section 105(2), the following premises are premises of a prescribed kind —
 - (a) premises licensed under a written law for the sale or supply of alcoholic liquor;
 - (b) premises at which permitted bingo may be conducted during any period commencing 1 hour before, and ending 30 minutes after, bingo is conducted at the premises.

”

[* Reprinted as at 4 May 2001.

For amendments to 29 November 2001 see Gazette
2 October 2001.]

By Command of the Lieutenant-Governor and deputy of the Governor,

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

WATER AND RIVERS

WR301*

Rights in Water and Irrigation Act 1914

**Rights in Water and Irrigation Exemption and
Repeal (Section 26C) Order 2001**

Made by the Lieutenant-Governor and deputy of the Governor in
Executive Council under section 26C of the Act.

1. Citation

This order may be cited as the *Rights in Water and Irrigation
Exemption and Repeal (Section 26C) Order 2001*.

2. Application

This Order applies to all parts of the State that are proclaimed
areas for the purposes of section 26B of the Act, other than —

- (a) the Albany Groundwater Area; and
- (b) that part of the Gascoyne Groundwater Area in the
North-West Cape north of south latitude 22.5 degrees.

3. Exemptions from sections 5C and 26B(3) to (6)

Sections 5C and 26B(3) to (6) of the Act do not apply in relation to a non-artesian well if —

- (a) the only water that can be taken from the well is from the water table aquifer; and
- (b) water taken from the well is used only in accordance with clause 4.

4. Use of water

- (1) Water taken from a well referred to in clause 3 may be used for —
 - (a) fire fighting;
 - (b) watering cattle or other stock, other than those being raised under intensive conditions as defined in section 21(4) of the Act;
 - (c) watering an area of lawn or garden that does not exceed 0.2 hectare, subject to subclauses (2) and (3); and
 - (d) other ordinary domestic uses.
- (2) A lawn or garden is not to be watered by use of a sprinkler at any time during the hours of 9 a.m. to 6 p.m..
- (3) Subclause (2) does not apply in respect of a lawn for a period of 28 days from when the lawn was planted.

5. Repeal of certain orders — Schedule 1

The orders referred to in Schedule 1 are repealed.

Schedule 1 — Repeal of certain orders

[cl.5.]

Name of order	Gazette reference
<i>Rights in Water and Irrigation Exemption Order 1997</i>	Published in the <i>Gazette</i> 30 December 1997, p. 7526-7
<i>Rights in Water and Irrigation (Perth Groundwater Area) Order 1989</i>	Published in the <i>Gazette</i> of 19 January 1990, p. 249
<i>Rights in Water and Irrigation (Gascoyne Groundwater Area) Exemption Order 1987</i>	Published in the <i>Gazette</i> of 5 June 1987, p. 2289
<i>Rights in Water and Irrigation (Yanchep Groundwater Area) Exemption Order 1987</i>	Published in the <i>Gazette</i> of 27 February 1987, p. 510
<i>Rights in Water and Irrigation (Groundwater Areas) Order 1986</i>	Published in the <i>Gazette</i> of 19 September 1986, p. 3424-5

By Command of the Lieutenant-Governor and deputy of the Governor,

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

— PART 2 —

AGRICULTURE

AG401

MARKETING OF POTATOES ACT 1946 APPOINTMENTS

Department of Agriculture,
South Perth.

860408V05POL

MC03348

I, Kim Chance, being the Minister for Agriculture, Forestry and Fisheries in the State of Western Australia, appoint pursuant to Section 7 of the Marketing of Potatoes Act 1946, Mr Herbert Russell as an elected commercial producer member of the Potato Marketing Corporation of Western Australia for a term expiring 21 September 2004.

KIM CHANCE, MLC, Minister for Agriculture, Forestry and Fisheries.

AG402

PLANT DISEASES ACT 1914 APPOINTMENTS

Department of Agriculture
South Perth WA 6151.

I, the undersigned Minister for Agriculture, Forestry and Fisheries, being the Minister responsible for the administration of the Plant Diseases Act 1914, hereby appoint the following as Authorized Inspectors pursuant to Section 7A of the said Act.

Carroll, Monica	Morris, Wayne
Cousins, David	Patience, Peter Val
Cox, William Terence	Pleysier, Mark
Craven, Tara	Poole, Kimberley
Hatch, Vic	Poole, Marc
King, Kimberley	Pyner, Alison
Lord, Alan	Stanford, Paula
Mackie, Alison	Szito, Andras
Mangano, Vicki	Turpin, John
McNeice, Robert	Wyntje, Anita
Meffert, Michael	Zilm, Natarsha

KIM CHANCE, MLC, Minister for Agriculture, Forestry and Fisheries.

CONSERVATION

CO401*

CONSERVATION AND LAND MANAGEMENT ACT 1984 SIR JAMES MITCHELL NATIONAL PARK COMPATIBLE OPERATIONS NOTICE PROPOSED DIAMOND TREE PROJECT, MANJIMUP

Department of Conservation and Land Management.

The Department invites public submissions on the proposal to construct and develop visitor facilities adjacent to the Diamond Tree near Manjimup.

Diamond Tree is located within State forest, however, part of the project will extend into the adjacent Sir James Mitchell National Park. The 1994 Forest Management Plan proposes that the Sir James

Mitchell National Park be reverted for the purposes of State forest. The State forest component is intended to become an informal reserve under the Regional Forest Agreement.

Diamond Tree has been used as fire lookout since the 1940s. It is open to the public and climbing is permitted, although relatively few visitors take the opportunity to climb the tree.

The proposed Diamond Tree project involves the leasing of land for the purpose of construction of a lift alongside the tree which will allow visitors to traverse onto an all-weather viewing platform at the same height as the current fire lookout structure. Night and day tours are proposed. A proposed visitor centre next to the lift structure would provide—

- information on forest environment/history of Diamond Tree;
- tour bookings and merchandise;
- café/restaurant facilities;
- toilets and amenities.

As a management plan does not exist for the Sir James Mitchell National Park, the *Conservation and Land Management Act 1984* [Section 33(3)] requires the Department to notify the public of intentions to conduct 'compatible operations' (meaning operations compatible with the purpose of a national park) and seek public comment on those operations.

For further information and details on how to make a submission please contact Colin Ingram of the Department on (08) 9334 0207.

Closing date for submissions is 4.00pm (WST) on 22nd February 2002.

KEIRAN McNAMARA, Acting Executive Director.

CENSORSHIP

CS402*

CENSORSHIP ACT 1996 RESTRICTED PUBLICATIONS

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

Dated this 15th day of December 2001.

JIM MCGINTY, Attorney General.

Schedule

11 December 2001

Restricted Classification

Title or Description	Publisher
18 & Nasty Vol 1 No 2	Amy Publications
40 Plus Vol 10 No 12	Fantasy Publications Ltd
40 Plus Vol 10 No 13	Fantasy Publications Ltd
40 Plus Guide to Anal Babes, The Vol 3 No 4	Fantasy Publications Ltd
Asian Babes Vol 10 No 1	Fantasy Publications Ltd
Asian Babes Vol 10 No 2	Fantasy Publications Ltd
Australasian Sexpaper Nov 2001 No 122	Xpress (Australia) Pty Ltd
Australian Hot Talk No 86	Gemkilt Publishing Pty Ltd
Australian Penthouse (Limited Edition) Dec 2001 Vol 22 No 12	Gemkilt Publishing Pty Ltd
Australian Penthouse (Plus) Dec 2001 Vol 22 No 12	Gemkilt Publishing Pty Ltd
Australian Penthouse Letters No 97	Gemkilt Publishing Pty Ltd
Australian Penthouse Letters No 98	Gemkilt Publishing Pty Ltd
Australian Rosie Lesbian, The Nov 2001 No 15	Xpress (Australia) Pty Ltd
Australian Rosie, The Nov 2001 No 149	Xpress (Australia) Pty Ltd
Best of 40 Plus, The Vol 2 Iss 12	Fantasy Publications Ltd
Best of Big Ones, The Vol 2 Iss 9	Fantasy Publications Ltd
Best of Big Ones, The Vol 2 Iss 10	Fantasy Publications Ltd

Schedule—*continued*Restricted Classification—*continued*

Title or Description	Publisher
Best of Electric Blue, The (60 Plus) Vol 2 No 2	Fantasy Publications Ltd
Best of Forum Letters, The #75 Vol 14 No 6	General Media Communications
Best of Penthouse Couples, The (Black Label Collection) No 9	Gemkilt Publishing Pty Ltd
Best of Real Wives, The Vol 2 Iss 10	Fantasy Publications Ltd
Big Ones (International) Vol 12 Iss 11	Fantasy Publications Ltd
Buttman Vol 4 No 2	EA Productions
Celebrity Skin Oct 2001 Vol 23 No 99	Man's World Publications
Celebrity Skin Nov 2001 Vol 23 No 100	Man's World Publications
Club International Vol 30 No 10	Paul Raymond Publications Ltd
Eros Vol 3 No 6	Fantasy Publications Ltd
Eros Vol 3 No 7	Fantasy Publications Ltd
Eros Vol 3 No 8	Fantasy Publications Ltd
Escort Vol 21 No 10	Paul Raymond Publications Ltd
For Men Special (Depraved Dirtbags) No 12	Fantasy Publications Ltd
Freeway No 205	Freeway
Girls of Penthouse, The Nov-Dec 2001 Vol 25 No 6	General Media Communications
Girls of Penthouse, The (Black Label Couples) Fall 2001	General Media Communications
Knave (Gusset Special) No 1	Galaxy Publications Ltd
Mayfair Vol 36 No 11	Paul Raymond Publications Ltd
Men Only Vol 66 No 10	Paul Raymond Publications Ltd
Mens World Vol 13 No 10	Paul Raymond Publications Ltd
Mens World Vol 13 No 11	Paul Raymond Publications Ltd
Mothers In Law Vol 2 No 1	Fantasy Publications Ltd
Mothers In Law Vol 2 No 3	Fantasy Publications Ltd
Naughty Neighbors Nov 2001 Vol 7 No 10	The Score Group
New Talent Vol 8 No 9	Fantasy Publications Ltd
New Talent Vol 8 No 10	Fantasy Publications Ltd
New Talent Vol 8 No 12	Fantasy Publications Ltd
Nude Readers' Wives No 173	Fantasy Publications Ltd
Nude Readers' Wives No 174	Fantasy Publications Ltd
Nude Readers' Wives No 176	Fantasy Publications Ltd
OG No 25	OG Magazine
Only 18 Vol 4 No 6	Fantasy Publications Ltd
Only 18 Vol 4 No 7	Fantasy Publications Ltd
Only 18 Vol 4 No 9	Fantasy Publications Ltd
Penthouse Couples (Black Label Edition) No 68	Gemkilt Publishing Pty Ltd
Penthouse Variations Nov 2001 Vol 23 No 11	General Media Communications
Playboy's Playmates in Bed Dec 2001	Special Editions
Ravers (Clean Shaven) No 7	Galaxy Publications Ltd
Razzle Vol 19 No 10	Paul Raymond Publications Ltd
Razzle (Readers' Wives) Vol 26	Paul Raymond Publications Ltd
Real Wives Vol 8 No 7	Fantasy Publications Ltd
Real Wives Vol 8 No 8	Fantasy Publications Ltd
Ripe Vol 1 No 3	Amy Publications
Seventeen Schoolgirl No 57	Bookpress
Seventeen Schoolgirl No 58	Bookpress
Soho Iss 14	Paul Raymond Publications Ltd
Soho Iss 15	Paul Raymond Publications Ltd
Teenage Talent No 9	Bookpress
Triple X No 44	Private Media
Very Best of Readers' Wives, The Vol 2 Iss 11	Fantasy Publications Ltd
Very Best of Readers' Wives, The Vol 2 Iss 13	Fantasy Publications Ltd
Wet Panties Vol 1 No 1	Amy Publications
X-Treme Vol 2 No 2	Fantasy Publications Ltd

CS401***CENSORSHIP ACT 1996
REFUSED PUBLICATIONS**

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

Dated this 15th day of December 2001.

JIM MCGINTY, Attorney General.

Schedule
11 December 2001
Refused Classification

Title or Description	Publisher
Australian Penthouse (Black Label Edition) Dec 2001 Vol 22 No 12	Gemkilt Publishing Pty Ltd
Lesbian Teens (Seventeen Teen World) No 52	Bookpress
Lesbian Teens (Seventeen Teen World) No 56	Bookpress
Penthouse Nov 2001 Vol 33 No 3	General Media Communications
Pirate No 70	Private Media
Seventeen Schoolgirl No 56	Bookpress
Seventeen Schoolgirl No 59	Bookpress
Teenager No 92	Silwa Film
Teenager No 93	Silwa Film

CS403***CENSORSHIP ACT 1996
UNRESTRICTED PUBLICATIONS**

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

Dated this 15th day of December 2001.

JIM MCGINTY, Attorney General.

Schedule
11 December 2001
Unrestricted Classification

Title or Description	Publisher
Australian Penthouse (National) Jan 2002 Vol 23 No 1	Gemkilt Publishing Pty Ltd
H & E Sep 2001	New Freedom Publications Ltd
H & E Dec 2001	New Freedom Publications Ltd
Heavy Metal Jan 2002 Vol 25 No 6	Metal Mammoth Inc
Perfect 10 Winter 2001 Vol 4 No 3	Perfect 10 Inc
Playboy Dec 2001 Vol 48 No 12	Playboy
Playboy's Nudes Dec 2001	Special Editions

FISHERIES

FI401*

PEARLING ACT 1990

PEARLING (ANNUAL FEES) NOTICE 2001

FD 347/00[453]

Made by the Minister under section 27 (1)(a).

Citation

1. This notice may be cited as the *Pearling (Annual Fees) Notice 2001*.

Interpretation

2. In this notice, unless the contrary intention appears—

“hatchery options” means the number of juvenile pearl oysters that a person is authorised under a pearling licence to take or obtain for the purposes of grow out to a size suitable for seeding for the culture of pearl oysters;

“juvenile pearl oyster” means any pearl oyster less than the legal minimum size as declared by the Minister in a notice made under section 21;

“pearl shell unit” means—

- (a) in Zone 1, 1000 pearl oysters that may be taken under a pearling licence for pearling;
- (b) in Zone 2 and 3, 1050 pearl oysters that may be taken under a pearling licence for pearling other than as specified in (c); or
- (c) in Zone 3, 1000 pearl oysters that may be taken under a pearling licence only for, or in connection with, tourism activities;

“regulations” means the *Pearling (General) Regulations 1991*;

“tourism activities” means the taking of pearl oysters solely for the purpose of tourism and not for commercial pearl production.

Commencement

3. This notice shall commence operation on 1 January 2002.

Annual fees for farm leases, pearling licences, hatchery licences and permits

4. For the purposes of section 27 (1) (a) of the Act, the annual fee declared for the year ending 31 December 2002 in respect of—

- (a) a farm lease is \$155.00 per square nautical mile or part thereof of the area of the relevant pearl oyster farm and, in the case of an initial farm lease, the costs of preparing diagrams for the purposes of that farm lease;
- (b) a pearling licence is \$4936.15 per pearl shell unit or part thereof;
- (c) a pearling licence, in addition to the fee specified in paragraph (b) of this clause, shall be \$0.60 per pearl oyster of hatchery options;
- (d) a hatchery licence is \$125.00;
- (e) a pearling permit is \$55.00;
- (f) a hatchery permit is \$55.00.

Payment by instalments

5. (1) For the purposes of regulation 9A of the regulations, the total fee for a pearling licence may be paid by instalments as specified in the Schedule to this notice if—

- (a) an election to pay by instalments is made by the holder of the licence in accordance with subclause (2); and
- (b) there is no other fee, charge or levy in respect of the licence which has not been paid at the time the election is received at the head office of the Department.

(2) An election made for the purposes of subclause (1) must be—

- (a) made in writing;
- (b) received at the head office of the Department prior to the commencement of the licensing period to which the election relates;
- (c) accompanied by the first instalment plus the surcharge.

(3) For the purposes of regulation 9A(2) of the regulations, the surcharge shall be 3.13% of the total fee.

(4) The holder of a licence, or a person acting on that person's behalf, must not engage in any pearling activity at any time when the fee or surcharge payable in respect of the licence is outstanding.

Schedule

Pearling licence fee—payment by instalments—

- (a) The first instalment is 25% of the total fee and is due for payment on or before 1 January of the year for which the licence is granted or renewed.

- (b) The second instalment is 25% of the total fee and is due for payment on or before 1 April immediately following the period specified in paragraph (a).
- (c) The third instalment is the total fee less the instalments provided for in paragraphs (a) and (b) and is due for payment on or before 1 July immediately following the period specified in paragraph (a).

Dated this 14th day of December, 2001.

KIM CHANCE, Minister for Agriculture, Forestry and Fisheries.

FI402*

FISH RESOURCES MANAGEMENT ACT 1994

ABALONE FISHERY MANAGEMENT PLAN AMENDMENT 2001

FD 686/01 [420]

Made by the Minister under section 54.

Citation

1. This amendment may be cited as the *Abalone Fishery Management Plan Amendment 2001*.

Principal Plan

2. In this amendment the *Abalone Management Plan 1992** is referred to as the principal Plan.

Clause 11 amended

3. Clause 11 of the principal Plan is amended—

- (a) in subclause (1)(b) by deleting “are to be granted or renewed is to be determined” and inserting instead—

“are to be or have been granted or renewed, as the case may require, shall be determined”;

- (b) in subclause (3) by deleting “year, provided that in the absence of a determination in any year then the last made determination (or where there has been no determination under this clause, then Schedule 2) shall apply.” and inserting instead—

“year.”;

- (c) by inserting after subclause (3) the following—

“(3a) During any period for which licences have been granted or renewed, and having regard to the quantity of abalone taken during that period, the Executive Director may make a revised determination for the purposes of this clause if the Executive Director is satisfied that it is in the better interests of the Fishery to do so.

(3b) Where the Executive Director has not made a determination in respect of a year in accordance with subclause (3), the determination under subclause (3) or (3a) which was last Gazetted in accordance with subclause (5) shall apply as a determination under subclause (3) in respect of that year.”;

- (d) in subclauses (4) and (5) by deleting “subclause (3)” and inserting instead—

“subclause (3) or (3a)”.

Clause 13 amended

4. Clause 13 of the principal Plan is amended by inserting after “shall” the following—

“from time to time”.

[* Published in the Gazette of 14 August 1992. For amendments to 13 November 2001, see Notice No. 605 published in the Gazette of 17 September 1993, Notice No. 630 published in the Gazette of 19 November 1993, Notice No. 632 published in the Gazette of 17 December 1993, Notice No. 651 published in the Gazette of 20 May 1994, Notice No. 666 published in the Gazette of 22 July 1994, Notice No. 674 published in the Gazette of 6 September 1994, Notice No. 679 published in the Gazette of 7 October 1994, Notice No. 690 published in the Gazette of 20 December 1994, Notice No. 696 published in the Gazette of 28 May 1995, Notice No. 712 published in the Gazette of 6 June 1995, Correction No. 712 published in the Gazette of 28 July 1995, Notice No. 729 published in the Gazette of 22 September 1995, Abalone Management Plan Amendment 1995 published in the Gazette of 28 November 1995, Abalone Management Plan Amendment 1996 published in the Gazette of 21 June 1996, Abalone Management Plan Amendment (No. 2) 1996 published in the Gazette of 6 September 1996, Abalone Management Plan Amendment (No. 3) 1996 published in the Gazette of 8 October 1996, Abalone Management Plan Amendment (No. 4) 1996 published in the Gazette of 22 October 1996, Abalone Management Plan Amendment 1997 published in the Gazette of 14 March 1997, Abalone Management Plan Amendment (No. 3) 1997 published in the Gazette of 4 July 1997, Abalone Management Plan Amendment (No. 2) 1997 published in the Gazette of 30 September 1997, Abalone Management Plan Amendment (No. 4) 1997 published in the Gazette of 30 September 1997, Abalone Management Plan Amendment (No. 5) 1997 published in the Gazette of 14 November 1997, Abalone Management Plan Amendment 1998 published in the Gazette of 20 March 1998, Abalone Management Plan Amendment (No. 2) 1998 published in the Gazette of 25 September 1998, Abalone

Management Plan Amendment 1999 published in the Gazette of 30 March 1999, the Abalone Management Plan Amendment (No. 2) 1999 published in the Gazette of 4 June 1999, the Abalone Management Plan Amendment (No. 3) 1999 published in the Gazette of 19 October 1999 and the Abalone Fishery Management Plan Amendment 2000 published in the Gazette of 21 July 2000.

See Regulation 183 of the Fish Resources Management Regulations 1995 concerning the citation of notices in force under the Fisheries Act 1905 immediately before the commencement of those Regulations].

Dated this 27th day of November 2001.

KIM CHANCE, MLC, Minister for Agriculture, Forestry and Fisheries.

JUSTICE

JU401

DECLARATIONS AND ATTESTATIONS ACT 1913

APPOINTMENT

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*—

Ms Jeannie Naoum of 20 Sheahan Way, Marmion

GARY THOMPSON, Executive Director, Court Services.

JU402

DECLARATIONS AND ATTESTATIONS ACT 1913

APPOINTMENT

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*—

Dr Alan John Graham of 20 Killarney Street, Kalgoorlie

GARY THOMPSON, Executive Director, Court Services.

LAND ADMINISTRATION

LA401*

LAND ADMINISTRATION ACT 1997

INSTRUMENT OF DELEGATION

DOLA 1507/996 v4

I, Alannah MacTiernan, MLA, Minister for Lands, acting in accordance with section 9 of the *Land Administration Act 1997*, hereby delegate to the officers of the Department of Land Administration listed by position title in the following schedule, the powers and duties under the *Land Administration Act 1997* listed in the attached schedule.

Dated 5 November 2001.

ALANNAH MacTIERNAN, MLA, Minister for Lands.

Schedule: Land Administration Act 1997

Ministerial Powers to be Delegated—By Section Order

Section of Act	Position Delegated To	Summary of Powers Delegated
10(4)	Project Officers (level 3)	Extinguishing interests with consent of interest holder (Processing Powers only)

Section of Act	Position Delegated To	Summary of Powers Delegated
11(1)(a), (b), (c), (2)	Project Officers (level 3)	Acquisition by purchase, exchange or surrender (Processing Powers only)
16	Project Officers (level 3)	Memorials (Processing Powers only)
18	Chief Executive Officer	Approving all transactions or documents referred to in section 18
18	Director, Land Information and Administration Services	Approving all transactions or documents referred to in section 18
18	Manager, Land Administration Services	Approving all transactions or documents referred to in section 18
18	All Regional Managers	Approving all transactions or documents referred to in section 18
18	All Team Leaders	Approving all transactions or documents referred to in section 18
18	All Project Officers (level 4)	Approving all transactions or documents referred to in section 18
18	All Project Officers (level 3)	Approving all transactions or documents referred to in section 18
18	Executive Officer, Pastoral Lands Board	Approving all transactions or documents referred to in section 18
18	Manager, Registration Services	Approving all transactions or documents referred to in section 18
18	Manager, Registration of Interests	Approving all transactions or documents referred to in section 18
18	Manager, Crown Title Creation	Approving all transactions or documents referred to in section 18
18	Supervisors, Crown Title Creation	Approving all transactions or documents referred to in section 18
21	Project Officers (level 3)	Lodging and withdrawal of caveats on behalf of State or disabled persons
29	Project Officers (level 3)	Application to Registrar for creation and registration of CLT's, etc
34	Director Land Information and Administration Services	Authorising persons to enter Crown land
46	Project Officers (level 3)	Issue of management orders, and dealings in relation to such orders (Processing Powers only)
47	Project Officers (level 3)	Grants of lease over unmanaged reserves for consistent purposes (Processing Powers only)
48	Project Officers (level 3)	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Processing Powers only)
50	Project Officers (level 3)	Revocation of management orders (Processing Powers only)
50(4)	Project Officers (level 3)	Approval of an interest continuing after revocation of a management order (Processing Powers only)
50(5)	Project Officers (level 3)	Variation of terms of continuing interests, with interest holders' consent (Processing power)
51	Project Officers (level 3)	Cancellation or amendment of reserves (Processing Powers only)
52	Director Land Information and Administration Services	Acquiring alienated land as Crown land (processing power)
52	Manager Land Administration Services	Acquiring alienated land as Crown land (processing power)
52	All Regional Managers	Acquiring alienated land as Crown land (processing power)
52	All Team Leaders	Acquiring alienated land as Crown land (processing power)
52	All Project Officers (level 4 and 3)	Acquiring alienated land as Crown land (processing power)
56(3)(a)	Project Officers (level 3)	Granting request for dedication of land used as a public street (Processing Power only)
57	Project Officers (level 3)	Granting leases under, over and of roads (Processing Powers only)

Section of Act	Position Delegated To	Summary of Powers Delegated
58(4), (5)	Project Officers (level 3)	Granting request for closure of road (Processing Powers only)
59(4), (5)	Project Officers (level 3)	Creating mall reserves on roads and Crown land and conferring powers to lease (Processing Powers only)
62(3)	Project Officers (level 3)	Cancelling a mall reserve (Processing Powers only)
64	Project Officers (level 3)	Declaring a public access route (Processing Powers only)
81	Project Officers (level 3)	Accepting surrenders of leases and varying continuing interests (Processing Powers only)
82	Project Officers (level 3)	Revesting fee simple land (Processing Powers only)
83	Principal Policy Officer	Granting leases or fee simple to Aboriginal persons (Processing Powers only)
83	Coordinator Native Title	Granting leases or fee simple to Aboriginal persons (Processing Powers only)
83	Negotiator Native Title	Granting leases or fee simple to Aboriginal persons (Processing Powers only)
83	Project Officers (level 3)	Granting leases or fee simple to Aboriginal persons (Processing Powers only)
85	Project Officers (level 3)	Sale, or leasing with option to purchase superlots for subdivision (Processing Powers only)
86	Project Officers (level 3)	Sale and leasing by private treaty to Commonwealth, State and Local Government (Processing Powers only)
87	Project Officers (level 3)	Amalgamation of Crown land into adjoining land (Processing Powers only)
88	Project Officers (level 3)	Granting options to purchase or lease; fixing price; imposing conditions; allowing eventual offsets against ultimate price or rent (Processing Powers only)
91	Project Officers (level 3)	General powers for licences or profits a prendre (Processing Powers only)
144	Project Officers (level 3)	Granting, varying or cancelling easements (Processing Power)
145	Project Officers (level 3)	Cancelling easements (Processing Power)
148	Project Officers (level 3)	Permitting the holder of conditional tenure land to create an easement (Processing Power)
150	Project Officers (level 3)	Serving notice of intention to terminate an easement, ordering cancellation, and advising parties (Processing Power)
165	Director Land Information and Administration Services	Takings for third parties—processing powers only
165	Manager Land Administration Services	Takings for third parties—processing powers only
165	All Regional Managers	Takings for third parties—processing powers only
165	All Team Leaders	Takings for third parties—processing powers only
165	All Project Officers (levels 4 and 3)	Takings for third parties—processing powers only
170	Chief Executive Officer	Amending notices of intention to take, to remedy defects
170	Director, Land Information and Administration Services	Amending notices of intention to take, to remedy defects
170	Manager Land Administration Services	Amending notices of intention to take, to remedy defects

Section of Act	Position Delegated To	Summary of Powers Delegated
170	All Regional Managers	Amending notices of intention to take, to remedy defects
170	Project Officers (level 3)	Notice of intention to take (NOITT) (Processing Powers only)
175(5)	Director Land Information and Administration Services	Amending notices and orders to remedy defects
175(5)	Manager Land Administration Services	Amending notices and orders to remedy defects
175(5)	All Regional Managers	Amending notices and orders to remedy defects
177	Director Land Information and Administration Services	Amending taking notices and related orders to remedy defects
177	Manager Land Administration Services	Amending taking notices and related orders to remedy defects
177	All Regional Managers	Amending taking notices and related orders to remedy defects
177	Project Officers (level 3)	Determining that taking should proceed, and making a taking order and any other associated orders (Processing Powers only)
180	Director Land Information and Administration Services	Amending taking orders to remedy defects
180	Manager Land Administration Services	Amending taking orders to remedy defects
180	All Regional Managers	Amending taking orders to remedy defects
180	Project Officers (level 3)	Amending or annulling taking order (Processing Powers)
191(3)	Project Officers (level 3)	Notifying Minister's decision on whether an interest is still required for a public work
192	Project Officers (level 3)	Leasing taken land (Processing Powers only)
193	Director Land Information and Administration Services	Granting easements over designated land
193	Manager Land Administration Services	Granting easements over designated land
193	All Regional Managers	Granting easements over designated land
193	Project Officers (level 3)	Granting easements over taken land (Processing Power only)
200	Project Officers (level 3)	Making a taking order and any other associated orders pursuant to LAPWA NOITT (Processing Power only)
267(2)	Project Officers (level 3)	Permitting certain activities on Crown land (Processing Powers only)
267(8)	Project Officers (level 3)	Initiating court action to recover costs in relation to trespass (Processing Powers only)
270(2), (3), (4)	Project Officers (level 3)	Giving notice directing removal of structures (Processing Powers only)
281(2)sch 2	Project Officers (level 3)	Various Ministerial powers in relation to arrangements for transition or completion of the actions under the Land Act
284 sch 3	All Project Officers (level 3)	Various Ministerial powers in relation to arrangements for transition or completion of actions relating to tenures created under pre-1933 legislation, including consents to dealings (Processing Powers only)

LA402

LAND ACT 1933
FORFEITURES

Department of Land Administration.

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

Dated: 18 December 2001.

G. SEARLE, Acting Chief Executive Officer.

Name	Licence	District	Reason	Corres. Number	Plan
Gray, David John	345B/3404	Lake King Lot 168	Non-compliance with conditions	2030/982	BM31(2) 37.17

LA403

TRANSFER OF LAND ACT 1893
APPLICATION H748260

Take notice that Graeme Reginald Mills of 15 Weston Drive, Swan View made application to be registered under the Act as proprietor of an estate in fee simple in possession in the land situated at Lots 8, 24 and 25 Eleventh Road, York, Lot 4 Henry Road, York, Lot 3 Tenth Road, York and 21 Tenth Road, York being Lot 300 on Deposited Plan 29821 containing 2.0368 ha formerly York Lot 24 on Crown Plan York 14 being the whole of the land comprised in Memorial Book XXV-1627 Lot 301 on Deposited Plan 29821 containing 2.0367 ha formerly York Lot 25 on Crown Plan York 14 being the whole of the land comprised in Memorial Book XXV-1627 Lot 302 on Deposited Plan 29821 containing 2.0234 ha formerly York Lot 8 on Crown Plan York 14 being the whole of the land comprised in Memorial Book XXV-1628 Lot 303 on Deposited Plan 29821 containing 2.0329 ha formerly York Lot S4 on Crown Plan York 14 being the whole of the land comprised in Memorial Book XXV-1628 Lot 304 on Deposited Plan 29821 containing 2.0266 ha formerly York Lot 3 on Crown Plan York 14 being the whole of the land comprised in Memorial Book XXV-1629 Lot 305 on Deposited Plan 29821 containing 5827 square metres formerly part of York Lot S2 on Crown Plan York 14 being the whole of the land comprised in Memorial Book XXV-1629.

All persons other than the applicant claiming any estate right title or interest in the above land and desiring to object to the application are required to lodge in this office on or before 11 January 2002 a caveat forbidding the land being brought under the operation of the Act.

IAN HYDE, Registrar of Titles.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995
Shire of Dundas
APPOINTMENTS

It is hereby notified for public information that Mr Brian George Willoughby has been appointed Chief Executive Officer for the Shire of Dundas from and including 2 July 2001.

LYNN WEBB, Shire President.

LG403

BUSH FIRES ACT 1954
Shire of Chittering
APPOINTMENT

In accordance with Section 38 of the Bush Fires Act 1954 the following person has been appointed Bush Fire Control Officer for the Shire of Chittering.

Kim Haeusler—Wannamal Brigade

The previous appointment of John Rose is hereby revoked.

RAY HOOPER, Chief Executive Officer.

LG402**LOCAL GOVERNMENT ACT 1995***Shire of Dumbleyung*

Authorised Officers

It is hereby notified for public information that the following persons have been appointed by council as officers empowered to enforce the provisions of the following—

Dog Act 1976—

M. N. Hudson

D. L. Richards

And that the previous appointment of—

T. L. Bassula, is hereby cancelled.

I. V. CRAVEN, Chief Executive Officer.

LG501**HEALTH ACT 1911***Shire of Dalwallinu***NOTICE TO EXTEND DALWALLINU SEWER SCHEME (PURSUANT TO SECTION 57(2))**

Notice is hereby given of the application to the Executive Director, Public Health for the proposal to extend the Sewer Scheme into Reserves 7718 (portion), 27749 and 27750 bounded by Strickland Drive, Leahy, South and Myers Street, Dalwallinu for the provision of sewer connections to thirty five residential lots to be created by the subdivision of the Reserve Lots.

Detailed plans of the proposal are available for inspection at the Administration Offices, Lot 234, Johnston Street, Dalwallinu or with the Executive Director, Public Health at Grace Vaughn House, 227 Stubbs Terrace, Shenton Park.

Submissions/objections will be received until 4.00pm Friday 26th January 2002.

W. T. ATKINSON, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

Notice of Grant of Exploration Permit

Exploration Permit No. WA-316-P has been granted to West Oil NL to have effect for a period of six (6) years from 06 December 2001.

RICHARD CRADDOCK, Acting Director Petroleum Division.

MP402*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

Notice of Grant of Exploration Permits

Exploration Permit Nos. WA-317-P, WA-318-P and WA-319-P have been granted to Drillsearch Energy Limited to have effect for a period of six (6) years from 13 December 2001.

RICHARD CRADDOCK, Acting Director Petroleum Division.

MP403**MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mineral and Petroleum Resources,
Canopus Street, Southern Cross WA 6426.

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

P. NICHOLLS (SM), Warden.

To be heard in the Warden's Court, Southern Cross on the 15th day of January 2002.

YILGARN MINERAL FIELD

Miscellaneous Licences

Prospecting Licences

P77/3249—Gerard Victor Brewer

P77/3305—David John Ferris

P77/3323—Simon John Stephenson; David Edward Conner

MP404**MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mineral and Petroleum Resources,
Leonora.

In accordance with Regulation 49(2)(c) of the Mining Regulations 1981, notice is hereby given that the following licences are liable to forfeiture under the provisions of Section 96(1)(a) of the Mining Act, 1978, for breach of covenant, viz. non payment of rent.

D. IMLAH (SM), Warden.

To be heard in the Warden's Court at Leonora on 15th January 2002.

EAST MURCHISON MINERAL FIELD

Lawlers District

Prospecting Licence

36/1256—Dalrymple Resources NL; Forrestania Gold NL

MOUNT MARGARET MINERAL FIELD

Mount Malcolm District

Miscellaneous Licence

37/98—Murrin Murrin East Pty Ltd

MOUNT MARGARET DISTRICT

Prospecting Licences

38/2352—Hill, Patrick John; Landgren, Roger Norman

38/2771—Johnson's Well Mining NL

MOUNT MORGANS DISTRICT

Prospecting Licences

39/2574—Samson Exploration NL

39/2575—Samson Exploration NL

39/2576—Samson Exploration NL

39/2577—Samson Exploration NL

39/2578—Samson Exploration NL

39/2579—Samson Exploration NL

39/2837—Wanbanna Pty Ltd

NORTH COOLGARDIE MINERAL FIELD

Niagara District

Prospecting Licence

40/1063—Barmenco Pty Ltd; Kookynie Resources NL

MP405

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 96(1)(a) for breach of covenant, viz. non payment of rent.

D. IMLAH (SM), Warden.

To be heard in the Warden's Court at Kalgoorlie on the 30th January 2002.

BROAD ARROW MINERAL FIELD

P24/2707—KKR Resources NL
P24/2708—KKR Resources NL
P24/2709—KKR Resources NL
P24/2711—Kundana Gold Pty Ltd
P24/3404—Paddington Gold Pty Ltd
P24/3420—Robert Charles Gardner and Robert Mitchell
P24/3464—Centaur Mining and Exploration Ltd
P24/3465—Centaur Mining and Exploration Ltd
P24/3466—Centaur Mining and Exploration Ltd
P24/3540—Kalgoorlie Metals Pty Ltd
P24/3541—Kalgoorlie Metals Pty Ltd
P24/3542—Kalgoorlie Metals Pty Ltd
P24/3543—Kalgoorlie Metals Pty Ltd
P24/3544—Kalgoorlie Metals Pty Ltd
P24/3545—Kalgoorlie Metals Pty Ltd
P24/3546—Kalgoorlie Metals Pty Ltd
P24/3547—Kalgoorlie Metals Pty Ltd
P24/3548—Kalgoorlie Metals Pty Ltd
P24/3549—Kalgoorlie Metals Pty Ltd
P24/3550—Kalgoorlie Metals Pty Ltd
P24/3551—Kalgoorlie Metals Pty Ltd
P24/3552—Kalgoorlie Metals Pty Ltd
P24/3553—Kalgoorlie Metals Pty Ltd
P24/3554—Kalgoorlie Metals Pty Ltd
P24/3555—Kalgoorlie Metals Pty Ltd
P24/3556—Kalgoorlie Metals Pty Ltd
P24/3557—Kalgoorlie Metals Pty Ltd
P24/3558—Kalgoorlie Metals Pty Ltd
P24/3559—Kalgoorlie Metals Pty Ltd
P24/3561—Kalgoorlie Metals Pty Ltd

EAST COOLGARDIE MINERAL FIELD

P26/2701—Intermin Resources NL
P26/2979—Avoca Resources Ltd
P26/2994—Avoca Resources Ltd
P26/3008—Gutnick Resources NL
P26/3009—Gutnick Resources NL
P26/3010—Gutnick Resources NL

NORTH EAST COOLGARDIE MINERAL FIELD

P27/1254—Gindalbie Gold NL
P27/1310—Gindalbie Gold NL
P27/1311—Gindalbie Gold NL
P27/1343—Gindalbie Gold NL
P27/1356—Gindalbie Gold NL
P27/1395—Gindalbie Gold NL
P27/1459—Kanowna Consolidated Gold Mines NL
P27/1462—Mount Fisher Mining Pty Ltd
P28/838—Gutnick Resources NL
P28/949—Andrew Ian Pumphrey

NORTH COOLGARDIE MINERAL FIELD

P29/1344—Dalrymple Resources NL
 P29/1648—Centaur Mining and Exploration Ltd
 P29/1649—Centaur Mining and Exploration Ltd
 P29/1650—Centaur Mining and Exploration Ltd
 P29/1651—Centaur Mining and Exploration Ltd
 P29/1652—Centaur Mining and Exploration Ltd
 P29/1673—Centaur Mining and Exploration Ltd
 P29/1679—Julia Gold Pty Ltd
 P31/1453—Capricorn Resources Australia NL and GME Resources Ltd
 P31/1454—Capricorn Resources Australia NL and GME Resources Ltd
 P31/1455—Capricorn Resources Australia NL and GME Resources Ltd
 P31/1456—Capricorn Resources Australia NL and GME Resources Ltd
 P31/1457—Capricorn Resources Australia NL and GME Resources Ltd
 P31/1458—Capricorn Resources Australia NL and GME Resources Ltd
 P31/1546—Heron Resources Ltd
 P31/1547—Heron Resources Ltd
 P31/1576—Gutnick Resources NL
 P31/1577—Gutnick Resources NL
 P31/1578—Gutnick Resources NL
 P31/1579—Gutnick Resources NL
 P31/1583—Goldearth Enterprises Pty Ltd

MP406**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 Miscellaneous Licences are liable to forfeiture under the provisions of Section 96(1)(a) for breach of covenant, viz. non payment of rent.

D. IMLAH (SM), Warden.

To be heard in the Warden's Court at Kalgoorlie on the 30th January 2002.

BROAD ARROW MINERAL FIELD

L24/111—Centaur Mining and Exploration Ltd
 L24/113—Centaur Mining and Exploration Ltd

MP407**MINING ACT 1978**

NOTICE OF INTENTION TO FORFEIT

Department of Mineral and Petroleum Resources,
 Perth WA 6000.

In accordance with Regulation 50(b) of the Mining Act, 1978, notice is hereby given that unless the rent due on the undermentioned licences and leases is paid on or before 15 January 2002, it is the intention of the Minister for State Development under the provisions of Sections 96A(1) and 97(1) of the Mining Act, 1978-1983 to forfeit such for breach covenant, viz. non-payment of rent.

JIM LIMERICK, Director General.

Number	Holder	Mineral Field
		Exploration Licences
09/958	Eastern Goldfields Exploration Pty Ltd	Gascoyne
09/1002	Barndon, Vaughan; Fotious, Michael George; Colby Corporation Pty Ltd; Falx Pty Ltd; Triton Corporation Ltd	Gascoyne

Number	Holder	Mineral Field
<i>Exploration Licences—continued</i>		
09/1003	Barndon, Vaughan; Fotious, Michael George; Colby Corporation Pty Ltd; Falx Pty Ltd; Triton Corporation Ltd	Gascoyne
20/462	Tekmet Services Pty Ltd	Murchison
25/155	Spinifex Gold Ltd	East Coolgardie
27/93	Gindalbie Gold NL	North East Coolgardie
28/479	Troy Resources NL	North East Coolgardie
28/898	Gutnick Resources NL	North East Coolgardie
31/165	B2B.Net Technology Ltd; GME Resources Ltd	North Coolgardie
36/415	Mount Margaret Nickel Pty Ltd	East Murchison
36/423	Mount Margaret Nickel Pty Ltd	East Murchison
36/424	Mount Margaret Nickel Pty Ltd	East Murchison
37/455	Bronzewing Gold NL; Wear Services Pty Ltd	Mt Margaret
37/601	Gutnick Resources NL	Mt Margaret
37/602	Gutnick Resources NL	Mt Margaret
37/603	Gutnick Resources NL	Mt Margaret
37/604	Gutnick Resources NL	Mt Margaret
37/605	Gutnick Resources NL	Mt Margaret
38/651	McKnight, Russell Geoffrey	Mt Margaret
45/2063	Haoma Mining NL	Pilbara
45/2108	Magnetic Resources NL; Thompson, Mark James	Pilbara
46/465	Giralia Resources NL	Pilbara
47/950	Horizon Mining Ltd	West Pilbara
47/983	Gardner, Robert Charles	West Pilbara
51/794	WMC Resources Ltd	Murchison
52/998	Vageta Pty Ltd	Peak Hill
52/1368	Bougainvillaea Holdings Pty Ltd	Peak Hill
52/1369	Redpalm Pty Ltd	Peak Hill
53/809	Robinson, Kim	East Murchison
53/823	Australian Gold Resources Ltd	East Murchison
53/824	Australian Gold Resources Ltd	East Murchison
53/826	Australian Gold Resources Ltd	East Murchison
53/833	Australian Gold Resources Ltd	East Murchison
53/838	Australian Gold Resources Ltd	East Murchison
53/839	Australian Gold Resources Ltd	East Murchison
53/844	Australian Gold Resources Ltd	East Murchison
53/856	Australian Gold Resources Ltd	East Murchison
53/857	Australian Gold Resources Ltd	East Murchison
53/931	Silvertree Nominees Pty Ltd	East Murchison
57/478	Australian Gold Resources Ltd	East Murchison
63/723	South Coast Metals Pty Ltd	Dundas
70/2118	Ellis, John Winston; Lipple, Stephen Leonard; Walley, Lynn Geoffrey Bernar	South West
77/620	Gondwana Resources NL; Savage Australian Exploration Pty Ltd	Yilgarn
80/2416	Glengarry Resources Ltd	Kimberley
80/2417	Glengarry Resources Ltd	Kimberley
80/2455	Glengarry Mining NL	Kimberley
80/2460	Glasfurd, Jamie Eric; Schulda, Harry George	Kimberley
80/2481	Glengarry Mining NL	Kimberley
<i>Mining Leases</i>		
24/96	Kundana Gold Pty Ltd	Broad Arrow
24/257	Halford Holdings Pty Ltd	Broad Arrow
24/395	Paddington Gold Pty Ltd	Broad Arrow
24/420	Kundana Gold Pty Ltd	Broad Arrow
24/584	Jasper Mining Pty Ltd	Broad Arrow
24/585	Jasper Mining Pty Ltd	Broad Arrow
24/586	Jasper Mining Pty Ltd	Broad Arrow
26/402	Sabre Resources NL	East Coolgardie
26/429	Nielsen, Ian Charles	East Coolgardie

Number	Holder	Mineral Field
<i>Mining Leases—continued</i>		
28/60	Brown, Eric Robert; Valley Gold Pty Ltd	North East Coolgardie
31/78	Gel Oil Pty Ltd	North Coolgardie
31/79	Gel Oil Pty Ltd	North Coolgardie
31/113	Gel Oil Pty Ltd	North Coolgardie
45/57	Elazac Mining Pty Ltd; Haoma Mining NL; WMC Resources Ltd	Pilbara
47/251	Robe River Mining Co Pty Ltd	West Pilbara
47/259	Robe River Mining Co Pty Ltd	West Pilbara
47/260	Robe River Mining Co Pty Ltd	West Pilbara
77/165	Truran, William Joseph	Yilgarn
80/243	Astro Bow River Mines Ltd	Kimberley
80/244	Astro Bow River Mines Ltd	Kimberley
<i>General Purpose Leases</i>		
47/4	Weststraint Resources Pty Ltd; Wright Prospecting Pty Ltd	West Pilbara
47/5	Weststraint Resources Pty Ltd; Wright Prospecting Pty Ltd	West Pilbara
47/6	Weststraint Resources Pty Ltd; Wright Prospecting Pty Ltd	West Pilbara

PREMIER AND CABINET

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. E. Ripper, MLA in the period 22 December 2001 to 5 January 2002 (both dates inclusive)—

Office of Treasurer; Minister for Energy

Hon. N. Griffiths, LLB, MLC

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

PC403*

SALARIES AND ALLOWANCES ACT 1975

Section 6(1)(d) and (e)

DETERMINATION OF THE SALARIES AND ALLOWANCES TRIBUNAL

Officers holding offices included in the Special Division of the Public Service
and Prescribed Office Holders

18 DECEMBER 2001

Section 6 of the Salaries and Allowances Act 1975 requires the Tribunal to inquire into and determine the remuneration to be paid or provided to a number of jurisdictions. Section 8 of the Act requires the Tribunal to ensure that not more than one-year elapses between determinations made under Section 6(1) in respect of an office or other position referred to in that subsection. The last determination issued under Section 6(1)(d) and (e) was made on 18 December 2000.

In that determination the Tribunal provided an incremental allowance to Chief Executives subject only to the requirement of serving a minimum of three years in a position.

The Tribunal indicated in December 2000 that it would conduct a review of remuneration arrangements and issue a report to the Premier as the Minister having carriage of the Salaries and Allowances Act 1975. Since that time, there has been a major review of Departments and Statutory Authorities undertaken by the Taskforce established to review the Machinery of Western Australia's Government.

The implementation of the recommendations of the Taskforce has commenced and this may have a bearing on the responsibility of this Tribunal. A number of the Chief Executive Officers holding individual positions within the jurisdiction of the Tribunal are now responsible to a Chief Executive Officer in a larger Organisation. In addition, a number of Chief Executive Officers are serving in an

Acting capacity. No firm advice has yet been received as to whether all existing positions will remain under the jurisdiction of the Tribunal.

Recommendation 18 contained in the Task Force Report recommends the amendment of the Salaries and Allowances Act 1975 to allow the establishment of salary bands for Chief Executive Officers. This recommendation recognises the situation that the Tribunal has experienced from time to time in determining a precise remuneration level without the employer, normally the Minister for Public Sector Management, having the flexibility to negotiate rates.

Recent discussions with the Director General, Department of the Premier and Cabinet, indicate that the recommendations of the Task Force are still in various stages of implementation and a clearer picture of the outcome will be available by 30 June 2002.

Given the reform being undertaken, the Tribunal has determined there be no change in the level of remuneration applying to those persons holding offices under Sections 6(1)(d) and (e) of the Act at this time. The Tribunal will, in the first six months of 2002, make further inquiries and issue a determination relating to those officers under its jurisdiction at that time.

Signed at Perth 18 December 2001.

R. H. C. TURNER, AM, Chairman, Salaries and Allowances Tribunal.
J. A. S. MEWS, Member.

SALARIES AND ALLOWANCES ACT 1975
SECTION 6 (1) (d)

SALARIES AND ALLOWANCES TRIBUNAL
Determination

Health Department of Western Australia Commissioner—	Group 4	Maximum
Deputy Director General—Health Care	Group 2	Maximum
Deputy Director General—Corporate & Finance	Group 2	Maximum
Executive Director—Population Health	Group 2	Minimum
Executive Director—Country Services	Group 1	Maximum
Industry & Technology—Department of Director General—	Group 3	Maximum

Dated at Perth 12 December 2001.

PC402

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. K. M. Chance, MLC in the period 4 to 18 February 2002 (both dates inclusive)—

Minister for Agriculture, Forestry and Fisheries
the Midwest, Wheatbelt and Great Southern

Hon. T. G. Stephens, BA, MLC.

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

PLANNING AND INFRASTRUCTURE

PI403*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
METROPOLITAN REGION SCHEME AMENDMENT NO. 1023/33
HOLLYWOOD AND SWANBOURNE HIGH SCHOOLS
AND SHENTON COLLEGE SITES
OUTCOME OF AMENDMENT

It is hereby notified for public information that the Hollywood and Swanbourne High School and Shenton College sites Amendment (as advertised) to the Metropolitan Region Scheme has been submitted before both Houses of Parliament in accordance with the provisions of section 33 of the Metropolitan Region Town Planning Scheme Act.

This amendment, as depicted on Western Australian Planning Commission plan numbered 3.1319 (map sheet numbered 15/67m), is effective in the Metropolitan Region Scheme on and from 28 November 2001.

R N STOKES, Secretary.
Western Australian Planning Commission.

PI401

TOWN PLANNING AND DEVELOPMENT ACT, 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF ALBANY

TOWN PLANNING SCHEME No. 3—AMENDMENT No. 194

Ref: 853/5/4/5 Pt 194

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 City of Albany Town Planning Scheme Amendment on 12 December 2001 for the purpose of—

- (i) Rezoning Pt Lot 57 and 62 and 63 Coombes Road and Lot 102 Hortin Road, Torbay Albany, from the “Private Clubs and Institutions” zone to the “Special Rural” zone and include within the Schedule 1 of the Scheme Text the following identification and provisions—

SCHEDULE 1
 TO
 SHIRE OF ALBANY
 TOWN PLANNING SCHEME NO. 3
 SCHEME TEXT
 SPECIAL RURAL ZONES

Area	Locality	Lots	Location
31	Torbay	Pt Lot 57, Lot 62 & 63 Coombes Road & Lot 102 Hortin Road	Torbay Agricultural Area

SPECIAL PROVISIONS

1.0 Plan of Subdivision

- 1.1 Subdivision of Special Rural Area No. 31 shall be generally in accordance with the Subdivision Guide Plan endorsed by the Chief Executive Officer.
- 1.2 Council may recommend the Western Australian Planning Commission approve minor variations to the Subdivision Guide Plan.

2.0 Objectives of Special Rural Area No. 31

The objectives of Special Rural Area No 31 are to—

- Provide, for rural retreat subdivision;
- Protect and minimise the impact of development on vegetation regrowth while at the same time allowing for coastal views;
- Ensure development blends in with the landscape.

3.0 Landuse

Within Special Rural Area No. 31, the following uses are permitted—

- Residential Dwelling House and associated outbuildings.

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

- Home Occupation;
- Cottage Industry;
- Bed and Breakfast;
- Holiday Chalets (restricted to Strata Lots S1, S1a and S2a as shown on the Subdivision Guide Plan);
- Other incidental or non defined activities considered appropriate by Council which are consistent with the objectives of the zone.

4.0 Intensive Agriculture and the Keeping of Stock

Intensive agricultural pursuits such as large scale commercial piggeries and horticultural operations are not permitted. Small scale activities such as the existing blueberry plantings and domestic gardens are permitted within existing cleared areas and designated building envelopes.

Apart from domestic pets, the keeping of horses, sheep and other grazing animals is not permitted.

5.0 Location of Development

All development, including dwellings, sheds and water storage tanks shall be located within the building envelopes and strata lot areas as defined on the Subdivision Guide Plan.

No development other than single lot access road, underground electricity, telecommunications and strategic firebreaks shall be permitted within the Vegetation Protection Area as shown on the Subdivision Guide Plan.

All development shall be set back a minimum of 20 metres from Coombes Road and 10 metres from all other boundaries.

- Holiday chalets shall be restricted to Strata Lots S1, S1a and S2a and comply with the following requirements—
- Land capability assessment will be required to determine the most suitable locations for the chalets.
 - The maximum floor area of a chalet shall be 130m² with a maximum of two bed rooms.
 - The design, location; material, colours and servicing of the chalets shall accord with Special Provisions of this Special Rural Area 31.
 - Length of stay is limited to three months from any twelve month period.
 - Approval to a chalet shall not be considered justifications for further subdivision.
- 6.0 Building Design, Materials and Colour
- 6.1 Dwellings and outbuildings shall be designed and constructed of materials which allow them to blend into the landscape of the site. Council will be supportive of walls and roofs with natural tonings in keeping with the amenity of the area, however, Council shall refuse to approve walls and roofs constructed of reflective materials such as unpainted Zinalume and off-white colours.
- 6.2 Dwelling houses shall not exceed 7.5 metres in height which is measured vertically from the natural ground level. The maximum height of all outbuildings will be at the discretion of Council in order to minimise potential visual impacts.
- 6.3 Cut and fill of the site shall be kept to a minimum with preference given to split level development and the breaking up of building mass.
- 6.4 Water tanks shall be painted or coloured an appropriate shade of brown or green or suitably screened with vegetation to the satisfaction of Council.
- 6.5 Lot access roads shall be designed to minimise visual impact and erosion by being aligned where possible with the contours of the site. Stormwater shall be managed via local infiltration.
- 6.6 All stormwater runoff shall be contained on site to the satisfaction of Council and the Water & Rivers Commission.
- 7.0 Vegetation and Habitat Protection
- 7.1 No clearing of vegetation shall occur except for—
- (a) clearing to comply with the requirements of the Bush Fires Act 1954 (as amended);
 - (b) clearing within the building envelopes and Strata lots defined on the Subdivision Guide Plan as may reasonably be required to construct an approved building and curtilage;
 - (c) trees that are dead, diseased or dangerous;
 - (d) clearing to gain vehicular access to an approved dwelling or any other clearing which may be approved by the Council;
 - (e) clearing required to establish a strategic fire break, low fuel area and/or link.
- 7.2 Additional tree planting and revegetation may be required as a condition of development approval.
- 8.0 Water Supply
- 8.1 Each dwelling house or chalet shall be provided with a water supply with a minimum capacity of 92,000 litres. This may be supplied from a rainwater catchment and storage system to the satisfaction of Council. Council advises that a roof catchment area of at least 150m² may be required to supply the required capacity.
- 9.0 Effluent Disposal
- 9.1 On-site effluent disposal shall be the responsibility of the individual landowner.
- 9.2 The disposal of liquid and/or solid wastes shall be carried out with an effluent disposal system approved by Council and the Health Department of WA. Systems shall be designed and located to minimise nutrient export and/or release into any waterway or ground water. Conventional effluent disposal areas for new dwellings shall be set back a minimum of 100 metres from the natural drainage line and situated 2 metres above the highest known ground water level.
- 9.3 Council shall require the use of amended soil type effluent disposal systems, such as Ecomax/ATU Systems in the following situations—
- where a 100 metre setback from the drainage line cannot be achieved;
 - where soil conditions are not conducive to the retention of nutrients.
- 9.4 No more than one effluent disposal system will be permitted per dwelling or chalet. Effluent disposal systems shall not be connected to outbuildings.
- 10.0 Bushfire Management and Control
- 10.1 The clearing of fire breaks other than for strategic fire break purposes, as indicated on the Subdivision Guide Plan, is not permitted.
- 10.2 Low Fuel Areas, not less than 20m wide surrounding all buildings, shall be constructed and maintained in a low fuel condition by individual landowners to the satisfaction of Council.

- 10.3 Dwellings shall be designed and constructed in accord with Australian Standard 3959.
- 10.4 Council may request the Commission to impose a condition at the time of subdivision for the construction of the strategic fire breaks as shown on the Subdivision Guide Plan to a standard suitable for year round emergency access by two wheel drive vehicles and heavy duty fire appliances.
- 10.5 Where a lot is traversed by a strategic fire break, the individual lot owner shall maintain same to the satisfaction of Council. Access along any strategic fire break shall remain available at all times. Fencing and/or gates across any strategic fire break shall only be permitted at the discretion of and to the satisfaction of Council.
- 10.6 Council may request the Commission to impose a condition at the time of subdivision for a contribution towards the provision of fire fighting facilities.
- 10.7 The subdivider shall make arrangements to the satisfaction of Council to ensure prospective purchasers are aware of the fire management guidelines of the Homeowners Bushfire Survival Manual and Australian Standard 3959.
- 10.8 Development shall comply with the fire management plan endorse by FESA and the City of Albany.
- 11.0 Fencing
- 11.1 Fencing of proposed lots shall be restricted to proposed strata lots, building envelopes and public road frontages.
- 11.2 Fencing shall be of a rural construction such as post and strand, or in the case of fencing to contain a domestic pet, an alternative approved by Council.
- 12.0 Information/Notification or Prospective Purchasers
- 12.1 Provision shall be made to Council's satisfaction to ensure prospective purchasers of land within Special Rural Area No 31 are given a copy of these Provisions prior to entering into an agreement to acquire any property.
- 12.2 A section 70A Notification is to be placed on each Certificate of Title at the time of subdivision, alerting purchasers of the land and successors in Title of the responsibilities of the Fire Management Plan covering this land.
- 13.0 Applications for Development Approval
- 13.1 Within Special Rural Area No 31 the construction of buildings, including associated site works and removal of vegetation, shall require Planning Scheme Consent.
- 13.2 Applications for Planning Scheme Consent shall require the submission of—
- a completed "Application for Grant of Planning Scheme Consent" form;
 - three copies of a Plan showing the precise location and size of all the buildings proposed and the parkland clearing and fire protection measures to be adopted;
 - three scaled elevation plans showing the elevation of the buildings proposed and the materials and colour to be used.
- (ii) Designating portion of Pt Lot 57 Coombes Road as an "Additional Use Site" by incorporating it into Schedule 2 of the Town Planning Scheme Text in the following manner—

SCHEDULE 2
ADDITIONAL USE SITES

Code No.	Land Particulars	Additional Uses	Special Conditions
7	Part of Part Lot 57 and comprising only those lots with an area of more than 1 hectare Strata Lots and Survey strata lots are to be excluded.	Caretakers dwelling, cultural use, educational establishments, restaurant.	(i) All development to comply with the Special Provisions in Schedule 1 for "Special Rural Area 31" and is subject to the issue of planning consent by the Council.

- (iii) Incorporate the following definitions into Clause 1.6 of the Scheme Text—
- 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 commercial basis and includes the provision of breakfast;
- chalet means a detached holiday accommodation unit including cooking facilities which may be fully self contained or not, and which is generally of single storey or split level construction and which is not occupied by a person or persons for more than 3 months in any 12 month period;
- tourist accommodation means accommodation specifically catering for tourists and includes bed and breakfast accommodation, chalets, farmstay, guesthouses, caravan parks etc, but does not include hotels, or motels.
- (iv) Amending the Scheme Maps accordingly.

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

PI402*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

METROPOLITAN REGION SCHEME AMENDMENT No. 1008/33

SOUTH FREMANTLE/HAMILTON HILL

OUTCOME OF AMENDMENT

It is hereby notified for public information that the South Fremantle/Hamilton Hill Amendment (as modified) to the Metropolitan Region Scheme has been submitted before both Houses of Parliament in accordance with the provisions of section 33 of the Metropolitan Region Town Planning Scheme Act.

The Amendment incorporates environmental conditions which have been set by the Minister for the Environment. Pursuant to section 33H of the Scheme Act, the environmental conditions have been set out, as shown below, in Schedule 1 of the Metropolitan Region Scheme Text. A copy of the complete environmental conditions entitled "Statement that a Scheme may be Implemented" No. 000560 is available from the head office of the Department for Planning and Infrastructure, Albert Facey House in Perth.

This modified amendment, as shown on Western Australian Planning Commission plan numbered 3.1235/2 (map sheet number 17/96m), is effective in the Metropolitan Region Scheme on and from 12 December 2001.

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

SCHEDULE 1

ENVIRONMENTAL CONDITIONS

Amendment No. and Gazettal Date	Location	Environmental Conditions
METROPOLITAN REGION SCHEME AMENDMENT No. 1008/33 (SOUTH FREMANTLE/HAMILTON HILL) Effective Date: 12-12-2001 Gazettal Date: 21-12-2001	As Shown on Figure 1 of the Minister for Environment's "Statement that a Scheme may be Implemented" No.000560	<p>Prior to application for subdivision or development approval, the potential for land use conflict between sensitive land uses and industrial premises shall be identified and buffers established where necessary to the satisfaction of the Western Australian Planning Commission on advice of the Department of Environmental Protection, City of Fremantle and City of Cockburn.</p> <p>Environmental Management Plans and requirements shall be prepared in accordance with the specifications set out in the Minister for the Environment's "Statement that a Scheme may be Implemented" No. 000560 published on 22 December 2000, for—</p> <ul style="list-style-type: none"> • Noise Management Plan; • Site Investigation and Management Plan; and • Site Remediation and Validation Report. <p>These Environmental Management Plans and requirements shall be prepared and implemented in accordance with the provisions of the plans, to the requirements of the Western Australian Planning Commission, with the concurrence of the Department of Environmental Protection, in consultation with the Health Department of WA, Water and Rivers Commission, City of Fremantle and City of Cockburn, where required by the "Statement that a Scheme may be Implemented" No. 000560.</p>

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
APPLICATIONS FOR THE GRANT OF A LICENCE			
8678	Ann Carmen Thorn	Application for the grant of a Producer—Wine licence in respect of premises situated in Gingin and known as Mt King Vineyard	20/1/02
8684	Guild of Undergraduates UWA	Application for the grant of a Special Facility—Catering licence in respect of premises situated in Crawley and known as University Function Caterers	17/1/02
APPLICATION FOR THE REMOVAL OF A LICENCE			
137555	Bunker Bay Wine Group Pty Ltd	Application for the removal of a Wholesaler's licence from premises situated in Mount Lawley suburb to a new site in South Perth and known as Bunker Bay Wine Group	17/1/02
APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
10403	Salmon Point Hlds Pty Ltd A/T/F Fish Trust	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Northbridge and known as Rise Danceclub	3/1/02

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 1989

WATER SKI AREA

WAROONA DAM

Department for Planning and Infrastructure
Fremantle WA, 14 December 2001.

Acting pursuant to the powers conferred by Regulation 48A of the Navigable Waters Regulations, the Department by this notice revokes Notice TR401 as published in the *Government Gazette* on 14 December 2001 and hereby defines and sets aside the following area of navigable water for the purpose of water skiing between the hours of sunrise and sunset and orders that bathing shall be prohibited therein—

Waroona Dam

All the waters of the dam lying to the north and east of a line drawn 120 metres upstream and parallel with the dam wall to a line marked with buoys in the north-east arm from point A (32° 50.302' S 115° 59.364' E) to point B (32° 50.319' S 115° 59.422' E) and to a line marked with buoys in the eastern arm from point C (32° 50.9444' S 115° 59.986' E) to point D (32° 50.850' S 116° 00.151' E) PROVIDED HOWEVER that skiing is not permitted within 45 metres of the foreshore except at the designated ski take off and landing points as marked by signs on the foreshore in the north-east arm, the eastern arm and in the south-eastern bay. The rotation of all water skiing on the dam shall be in an anti-clockwise direction (all coordinates based on GDA 94).

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

WATER

WA401*

WATER AGENCIES (POWERS) ACT 1984

Shire of Nannup

Nannup Wastewater Scheme

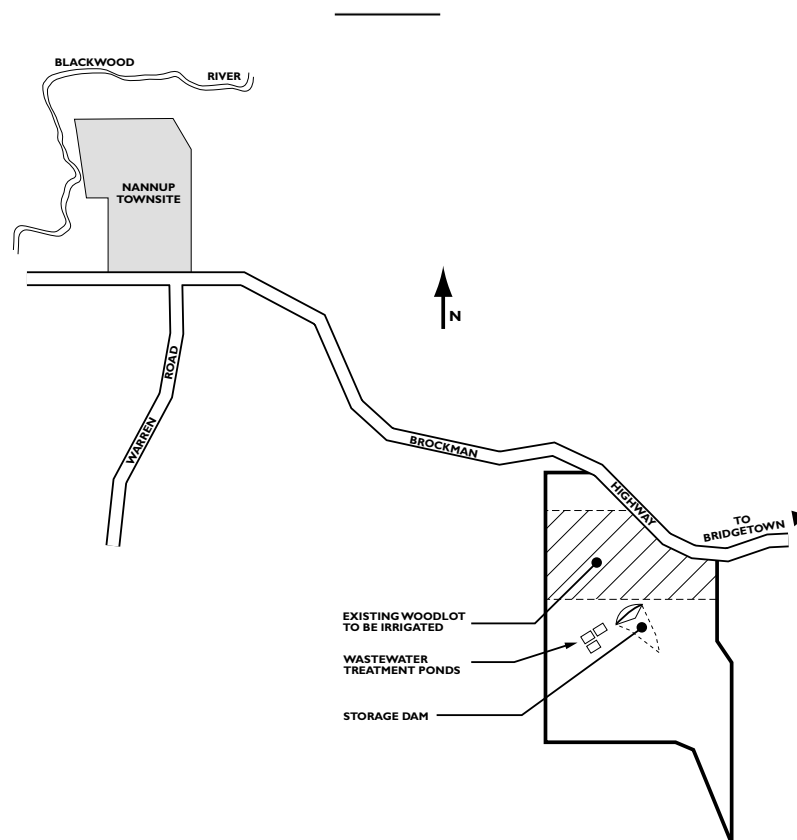
Authorisation to construct a Wastewater Treatment Plant and Effluent Management System.

In accordance with the provisions of the *Water Agencies (Powers) Act 1984*, the Minister for the Environment and Heritage has authorised the Water Corporation to construct the following works—

- A Wastewater Treatment Plant comprising aerated primary pond and secondary oxidation ponds.
- An Effluent Management System comprising 50,000kL effluent storage dam, Irrigation of woodlots and associated works.

The locations of the proposed works are shown on the plan.

The works will provide for the disposal of wastewater in the Shire of Nannup.



WORKSAFE

WS401

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

(No. 23 of 2001)

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant an exemption to Tax Free Solutions Limited from the requirements of Regulation 4.3(2)(c) of the *Occupational Safety and Health Regulations 1996* in relation to the requirement for the application for design registration to contain a statement by a design verifier that the design complies with AS1228. This exemption applies to the Thermal Desorption Unit being constructed at Lot 4 Mason Road, Kwinana, and is subject to the condition that the application for design registration contains a statement by a design verifier that the design complies with AS1210.

Dated this thirteenth day of December 2001.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia.

WS402

OCCUPATIONAL SAFETY AND HEALTH ACT 1984
OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996
 EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13
 (No.24 of 2001)

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant an exemption to G&B Drainage from the requirements of Regulation 3.117(2) of the *Occupational Safety and Health Regulations 1996* in relation to the requirement to hold a Class 2 demolition licence to demolish two concrete water tanks and underground pits at Carnarvon Street, Broome. I further grant an exemption from the requirements of Regulation 3.118(b) of the *Occupational Safety and Health Regulations 1996* in relation to the requirement to ensure that any Class 2 demolition work is done by a holder of a Class 2 demolition licence during the proposed work at the aforementioned address.

Dated this thirteenth day of December 2001.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962
 DECEASED ESTATES

Notice to Creditors and Claimants

Mary Kennedy late of Mount St Camillus Nursing Home, Lewis Road, Forrestfield, Nurse.
 Creditors and other persons having claims (to which section 63 of the Trustee's Act 1962 relates) for the deceased's estate who died on 11th day of October 2001 are required by me the trustee, Brett Kenneth Davies of Brett Davies Lawyers, 201 Adelaide Terrace, Perth WA 6000 to send particulars of your claims to me by 25 January 2002, after which date I will convey or distribute the assets having regard only to the claims of which I have notice.

ZZ202

TRUSTEES ACT 1962
 DECEASED ESTATES

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 21st January 2002 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Alexander, Sylvia Eugene, late of 56 Carrington Street Palmyra, died 31/10/01, (DE30335495EM13)

Berle, Henry Frederick, late of 24 Perkins Road Melville, died 1/10/01, (DE30335061EM16)

Bywaters, Coral Jean, late of 119 Grovelands Drive Westfield, died 10/10/01, (DE30335065EM13)

Crook, Fred, late of Lot 65 Great Southern Highway York, died 11/10/01, (DE30335095EM16)

Farr, Herbert Ernest, late of 62 Williams Road Nedlands, died 11/11/01, (DE30335626EM12)

Green, Mark William, late of 39 Fremantle Road Gosnells, died 25/10/01, (DE30335448EM16)

Hardisty, Mary Jane, late of Armadale Kelmscott Hospital 3056 Albany Highway Armadale, formerly of Thomas Scott Hostel 63 Ypres Road Kelmscott, died 4/12/01, (DE30335766EM34)

Heslop, Constance Dorothy, late of 11 Pegasus Street Rockingham, died 3/12/01, (DE33001186EM13)

Hilsz, Hope Monica, late of 1 Berehaven Avenue Thornlie, died 11/9/01, (DE30335748EM22)

Jaeger, Hildegard Elizabeth, late of Church of Christ Homes Unit 53/98 Ellersdale Avenue Warwick, died 23/11/01, (DE33001261EM15)

Kohler, Laurie, late of Unit 5/96 McMaster Street Victoria Park, died 28/9/01 (DE30335212EM16)

Lithgo, Annie Armstrong, late of Windsor Park Aged Care 110 Star Street Carlisle, died 29/11/01, (DE33004543EM24)

Matacz, Zdzislaw, also known as Jeff Maticz, late of 47 Porter Street Collie, died 2/9/01, (DE30334934EM32)

McCarthy, Jean Anwell Georgina, late of Craigmont Nursing Home Third Ave Maylands, formerly of 6 Moore Street Bayswater, died 10/11/01, (DE30335742EM37)

McCarthy, Margaret Rose, late of The Oaks Aged Care Facility 2-10 Oakwood Crescent Waikiki, formerly of Unit 49/20 Plantation Street Mount Lawley, died 16/7/01, (DE30308418EM37)

Rosandic, Mirko, late of Villa Dalmalia Aged Care 27 Graham Way Spearwood, died 3/5/01, (DE30326471EM23)

Style, Stephen Alexander, late of 9 Scott Road Wanneroo, died 08/10/01, (DE30335092EM44)

Thrum, Mabel Erica, also known as Erica THRUM, late of 219 Selby Street Floreat, died 26/11/01, (DE33002540EM32)

Worthington, Phyllis Margaret Sophia, late of Armadale Nursing Centre 21 Angelo Street Armadale, formerly of 30 Blight Street Maddington, died 11/11/01, (DE30335629EM24)

Wragg, Doris Ethel, late of Wearne House Unit 17/7 Leslie Street Mandurah, formerly of Unit 16 Halls Head Retirement Village Halls Head, died 19/11/01, (DE30335701EM37)

Yeo, Frederick Gordon, late of Mount St Camillus Nursing Home 138 Lewis Road Forrestfield, died 15/11/01, (DE30335580EM26)

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

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