

**WESTERN  
AUSTRALIAN  
GOVERNMENT  
Gazette**

473



**PERTH, TUESDAY, 29 JANUARY 2002 No. 20**

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM  
© STATE OF WESTERN AUSTRALIA

**CONTENTS**

**PART 1**

	Page
Alcohol and Drug Authority Act 1974—Western Australian Alcohol and Drug Authority (Appointment of Members and Chairman) Instrument 2001 .....	476
Cemeteries Act 1986—Geraldton Cemetery Board—By-law Relating to the Geraldton Public Cemetery.....	475
East Perth Redevelopment Act 1991—East Perth Redevelopment (Return of Redeveloped Land) Order 2002.....	477-8
Local Government Act 1995—Town of Port Hedland—Standing Orders .....	476
Pay-roll Tax Assessment Act 1971—Pay-roll Tax Assessment Amendment Regulations 2002 .....	479-82
Proclamations—Co-operative Schemes (Administrative Actions) Act 2001—No. 31 of 2001.....	475

**PART 2**

Cemeteries.....	483
Justice.....	483
Premier and Cabinet.....	484
Planning and Infrastructure .....	484-9
Public Notices—Deceased Estates .....	491
Racing, Gaming and Liquor .....	489-90
Transport.....	490
WorkCover.....	491

## IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Attorney General for Western Australia. Inquiries in the first instance should be directed to the Government Printer, State Law Publisher, 10 William St, Perth 6000.

## PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically. The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Postal address:

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

Delivery address:

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

- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

If it is necessary through isolation or urgency to fax copy, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

## ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2001 (Prices include GST).

Deceased Estate notices, (per estate)—\$20.55

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$48.00

Other articles in Public Notices Section—\$48.00 (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices

Per Column Centimetre—\$9.55

Bulk Notices—\$178.20 per page

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

Clients without an account will need to pay at time of lodging the notice.

## PUBLISHING ALTERATIONS

Periodically the normal *Gazette* publishing times need to be altered to cater for disruption caused by public holidays.

- Easter and Christmas holidays cause disruption each year.
- Australia Day and Anzac Day cause disruption when they fall on a Tuesday or Friday.

In these instances, notices warning of the change are generally published on page 2 for approximately 4 weeks prior to the date.

Readers are urged to check *Gazettes* accordingly, prior to contacting State Law Publisher.

JOHN A. STRIJK, Government Printer.

# — PART 1 —

---



---

## PROCLAMATIONS

---



---

AA101

**CO-OPERATIVE SCHEMES (ADMINISTRATIVE ACTIONS) ACT 2001**

No. 31 of 2001

## PROCLAMATION

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

I, the Governor, acting under section 2 of the *Co-operative Schemes (Administrative Actions) Act 2001*, and with the advice and consent of the Executive Counsel, fix the day after the day on which this proclamation is published in the *Gazette* as the day on which that Act comes into operation.

Given under my hand and the Public Seal of the State on 22 January 2002.

By Command of the Governor,

J. A. MCGINTY, Attorney General.

GOD SAVE THE QUEEN !

---



---

## CEMETERIES

---



---

CC301\*

**CEMETERIES ACT 1986**

## GERALDTON CEMETERY BOARD

## By-law Relating to the Geraldton Public Cemetery

Under the powers conferred by the Cemeteries Act 1986, the Geraldton Cemetery Board resolved on the 21<sup>st</sup> November 2001 to amend the By-law Relating to the Geraldton Public Cemetery, published in the Government Gazette on 24 August 2001, in the following manner.

Delete—

“5. Clause 7.15

In sub-clause (1)—

- (a) Immediately after the paragraph designation, delete “not less than” and substitute “be of”; and
- (b) “the dimensions approved by the Board for the area in which the memorial plaque is to be placed.”;

and substitute

“5. Clause 7.15(1)(b) deleted and replaced

Clause 7.15(1)(b) is deleted and replaced with the following:

- “(b) be of the dimensions approved by the Board for the area in which the memorial plaque is to be placed.”

Dated this 4<sup>th</sup> day of December 2001.

M. CORREY, Chairman.  
J. HALL, Administrator.

---



---

## HEALTH

---

HE301\*

**ALCOHOL AND DRUG AUTHORITY ACT 1974**  
**WESTERN AUSTRALIAN ALCOHOL AND DRUG AUTHORITY**  
**(APPOINTMENT OF MEMBERS AND CHAIRMAN)**  
**INSTRUMENT 2001**

Made by the Governor under section 5 of the Act.

**1. Citation**

This notice may be cited as the *Western Australian Alcohol and Drug Authority (Appointment of Members and Chairman) Instrument 2001*.

**2. Interpretation**

In this instrument—

“the Act” means the *Alcohol and Drug Authority Act 1974* (WA);

“the Authority” means the Western Australian Drug and Alcohol Authority established under section 5(1) of the Act.

**3. Appointment of Members**

The following persons listed are appointed as members of the Authority pursuant to section 5(1) of the Act for the period ending 31 December 2002.

Member
Mr Michael Daube
Dr Denzil Ann McCotter
Dr Virginia Anne McLaughlin
Professor Timothy Richard Stockwell

**4. Appointment of Chairman**

Mr Michael Daube is appointed as Chairman of the Authority pursuant to section 5(2) of the Act.

By Command of the Governor,

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

---



---

## LOCAL GOVERNMENT

---

LG301\*

**LOCAL GOVERNMENT ACT 1995**  
**TOWN OF PORT HEDLAND**  
**STANDING ORDERS**

In pursuance of the powers conferred upon it by the above mentioned Act, the Council of the Town of Port Hedland hereby records having resolved on Wednesday 23<sup>rd</sup> January 2002, to amend its Standing Orders Local Law as follows:

The text of clause 2.7 be deleted

And replaced with

“The order of business at Council or committee meetings shall be as determined by Council or committee from time to time and such order may be altered for a particular meeting by the chairperson or members by resolution.”

A. J. FORD, Chief Executive Officer.

---

---

**PLANNING AND INFRASTRUCTURE**

---

PI301\*

East Perth Redevelopment Act 1991

**East Perth Redevelopment (Return of Redeveloped Land) Order 2002**

Made under the *East Perth Redevelopment (Subtracted Area) Regulations 2002* regulation 4 by the Minister.

**1. Citation**

This order may be cited as the *East Perth Redevelopment (Return of Redeveloped Land) Order 2002*.

[Note that according to regulation 4(3) this order takes effect at the beginning of the day after the day on which it is published in the *Gazette*.]

**2. Application of amendments made by this order**

An amendment made by this order applies to a scheme as in force when the order is made or as subsequently amended, except that it does not apply after its application is expressly terminated by an amendment to the scheme.

**3. Metropolitan Region Scheme amended**

- (1) The amendments in this clause are to the Metropolitan Region Scheme made under the *Metropolitan Region Town Planning Scheme Act 1959* Part III.
- (2) The scheme is amended by including in the area to which it applies the land in the subtracted area as defined in the *East Perth Redevelopment (Subtracted Area) Regulations 2002* regulation 4.
- (3) The scheme is amended as required to give the land included by subclause (2) the reservation or zoning under the scheme that is shown in Plan 1051 — EPRA held at the office of the Western Australian Planning Commission established under the *Western Australian Planning Commission Act 1985* section 4.
- (4) Schedule 1 contains a representation of that plan.

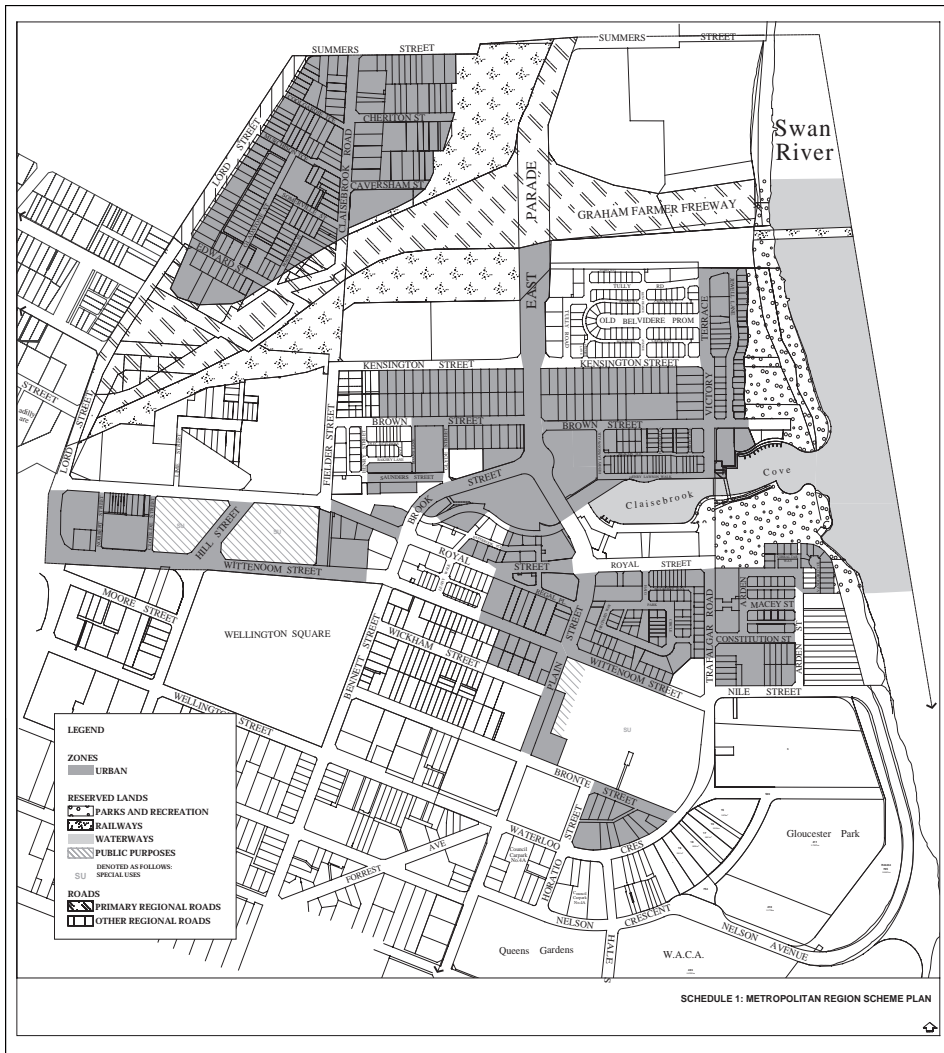
**4. City of Perth City Planning Scheme amended**

- (1) The amendments in this clause are to the *City of Perth City Planning Scheme* made under the *Town Planning and Development Act 1928*.
- (2) The scheme is amended by including in the area to which it applies the land in the subtracted area as defined in the *East Perth Redevelopment (Subtracted Area) Regulations 2002* regulation 4.

- (3) The scheme is amended as required to prevent any reservation or zoning under the scheme from applying to the land included by subclause (2) other than a reservation or zoning under the provisions applying under the *East Perth Redevelopment (Subtracted Area) Regulations 2002* regulation 5(2).

**Schedule 1 — Reservation and zoning for Metropolitan Region Scheme**

[r. 3(4)]



ALANNAH MacTIERNAN, Minister for Planning and Infrastructure.

---



---

## TREASURY AND FINANCE

---



---

TF301\*

Pay-roll Tax Assessment Act 1971

### Pay-roll Tax Assessment Amendment Regulations 2002

Made by the Governor in Executive Council.

#### 1. Citation

These regulations may be cited as the *Pay-roll Tax Assessment Amendment Regulations 2002*.

#### 2. The regulations amended

The amendments in these regulations are to the *Pay-roll Tax Assessment Regulations 1971\**.

[\* Reprinted as at 16 March 1988.

*For amendments to 20 December 2001 see 2000 Index to Legislation of Western Australia, Table 4, p. 245-6, and Gazette 3 April 2001.]*

#### 3. Regulation 13 amended

(1) Regulation 13 is amended as follows:

- (a) by inserting before “In” the subregulation designation “(1)”;
  - (b) by inserting the following definition in the appropriate alphabetical position —

“

**“fringe benefits taxable amount”** has the same meaning as it has in section 5B(1A) of the FBTA Act;

”.

(2) At the end of regulation 13 the following subregulation is inserted —

“

- (2) The amount of “the WA fringe benefits for the last year of tax”, when used in regulation 22(6a)(a)(i), 22(8)(a), 23(2)(b)(i), 24(2) or 25(3)(a)(i), is to be calculated as if the amendments to the Act in Part 5 of the *Revenue Laws Amendment (Assessment) Act (No. 2) 2001* had commenced on 1 April 2002.

”.

**4. Regulation 22 amended**

- (1) After regulation 22(6) the following subregulation is inserted —

“

- (6a) If, under subregulation (5), an amount is to be included in the last monthly return for the financial year commencing on 1 July 2001, the amount to be included is the difference between —

- (a) the total of —

(i) the sum of one half of the WA fringe benefits for the last year of tax and one half of the employer's fringe benefits taxable amount for the last year of tax; and

(ii) the WA fringe benefits paid or payable by the employer in April, May and June of 2002 (if any);

and

- (b) the total of —

(i) one quarter of the WA fringe benefits for the year of tax ending in the first financial year in which the employer last elected to make returns on an estimated value basis; and

(ii) the sum of the amounts included in the returns for the financial year.

”

- (2) Regulation 22(7)(b) is amended by deleting “last”.

- (3) After regulation 22(7) the following subregulation is inserted —

“

- (8) If the employer makes the change referred to in subregulation (7) in the financial year commencing on 1 July 2001, the last return for the financial year shall include the difference between —

(a) the sum of one half of the WA fringe benefits for the last year of tax and one half of the employer's fringe benefits taxable amount for the last year of tax; and

(b) the sum of the amounts included in the returns for the financial year.

”

**5. Regulation 23 amended**

- (1) Regulation 23 is amended by inserting before “A” the subregulation designation “(1)”.



- (2) At the end of regulation 23 the following subregulations are inserted —

“

- (2) A monthly return made on an estimated value basis for each month after December in the financial year commencing on 1 July 2001 shall include as the value of the fringe benefits an amount that is —
- (a) in a return for a month other than June, 1/12<sup>th</sup> of the employer's fringe benefits taxable amount for the previous year of tax; and
  - (b) in the return for June, the difference between —
    - (i) the sum of one half of the WA fringe benefits for the last year of tax and one half of the employer's fringe benefits taxable amount for the last year of tax; and
    - (ii) the sum of the amounts included in the returns for each of the previous months of the financial year.
- (3) A monthly return made on an estimated value basis for the financial year commencing on 1 July 2002 shall include as the value of the fringe benefits an amount that is —
- (a) in a return for a month other than June, 1/12<sup>th</sup> of the employer's fringe benefits taxable amount for the previous year of tax; and
  - (b) in the return for June, the difference between —
    - (i) the WA fringe benefits for the last year of tax; and
    - (ii) the sum of the amounts included in the returns for each of the previous months of the financial year.

”.

**6. Regulation 24 amended**

- (1) Regulation 24 is amended by inserting before “An” the subregulation designation “(1)”.
- (2) At the end of regulation 24 the following subregulation is inserted —

“

- (2) An annual return made on an estimated value basis for the financial year commencing on 1 July 2001 shall include as the value of the fringe benefits the sum of one half of the WA fringe benefits for the last year of tax and one half of the employer's fringe benefits taxable amount for the last year of tax.

”.

**7. Regulation 25 amended**

After regulation 25(2) the following subregulation is inserted —

“

- (3) If an employer is to furnish a final return in the financial year commencing on 1 July 2001, the value of the fringe benefits to be included in the final return is an amount that is the difference between —
- (a) the total of —
    - (i) the sum of one half of the WA fringe benefits for the last year of tax and one half of the employer's fringe benefits taxable amount for the last year of tax; and
    - (ii) the WA fringe benefits paid or payable by the employer in April, May and June of 2002 (if any);and
  - (b) the total of —
    - (i) one quarter of the WA fringe benefits for the year of tax ending in the first financial year in which the employer last elected to make returns on an estimated value basis; and
    - (ii) the sum of the amounts included in the returns for the financial year.

”

By Command of the Governor,

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

---

## — PART 2 —

---

### CEMETERIES

---

CC401\*

#### CEMETERIES ACT 1986

Albany Cemetery Board

In pursuance of the powers conferred upon it by section 53 of the Cemeteries Act 1986, the Albany Cemetery Board hereby records having resolved on the 21<sup>st</sup> day of January 2002 to set the following additional fees and charges effective from 14<sup>th</sup> February 2002. The fees and charges will run with and form part of the fees and charges gazetted on 1<sup>st</sup> June 2001 and shall be payable upon application for the additional services detailed hereunder.

#### Additions to the Schedule of Fees and Charges

All fees and charges are inclusive of 10% GST (except where shown exempt)	\$
9. “(ba) Interment in selected position including	
8 line bronze plaque and reservation for second interment .....	825.00
Second interment with second inscription .....	770.00
Pre-need reservation (plaque not included) .....	159.50
(ea) Memorial Niche Wall No. 2	
Double niche with 5 line bronze plaque .....	629.20
Second inscription .....	176.00
Single niche with 8 line bronze plaque .....	304.70”

CHARLES LEONARD ABBOTT, Chairman.  
NOELLA E. E. COOK, Administrator.

---

### JUSTICE

---

JU401\*

#### PRISONS ACT 1981

#### PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Director General of the Department of Justice has issued the following persons with Permits to do High-Level Security Work:

Surname	Other Names	Permit No.	Issue Date
Bullen	Julie Michelle	AP 0197	21 January 2002
Kidner	Graham	AP 0099	21 January 2002

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Director General of the Department of Justice has revoked the following Permit to do High-Level Security Work:

Surname	Other Names	Permit No.	Issue Date
Kidner	Graham David	AP 0099	9 May 2001

This notice is published under section 15P of the *Prisons Act 1981*.

ALEX TAYLOR, Director, Custodial Contracts.

Thursday 24th January 2002.

---

## 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. K. M. Chance MLC in the period 24 to 31 January 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.

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. N. D. Griffiths MLC in the period 1 to 11 February 2002 (both dates inclusive)—

Minister for Racing and Gaming; Government Enterprises,  
Goldfields-Esperance

Hon. E. S. Ripper, BA DipEd MLA

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

---

## PLANNING AND INFRASTRUCTURE

---

PI401

### TOWN PLANNING AND DEVELOPMENT ACT 1928 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT *SHIRE OF DENMARK*

TOWN PLANNING SCHEME No. 3—AMENDMENT No. 72

Ref: 853/5/7/3 Pt 72

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the Shire of Denmark Town Planning Scheme Amendment on 23 January 2002 for the purpose of—

1. Rezoning Location 954 Limbourne Road from the 'Rural' zone to the 'Special Rural' zone.
2. Introducing the 'Limbourne Road Special Rural Zone' to 'Appendix 6—Special Rural Zone Provisions Relating to Specified Areas' in the Scheme Text.

#### 24. LIMBOURNE ROAD SPECIAL RURAL ZONE

(a) Location 954 Limbourne Road, Denmark

(b) Rural Residential

Permitted Use (P)

Permitted at Council's Discretion (AA)

Single House

Home Occupation

Rural Pursuit

(see provision (c) (vi) (a))

Holiday Accommodation on the basis it is limited to accommodation which is solely within the dwelling

- (c) (i) Subdivision shall be generally in accordance with the Location 954 Limbourne Road Subdivision Guide Plan (Plan No.: 10422-3-002; Date: 12 February 2001).
- (ii) No dwelling shall be constructed or approved for construction unless a minimum of 92 000 litre water storage tank and an approved method of effluent disposal has been incorporated into the approved plans and no dwelling shall be considered fit for human habitation unless such supply of water method of effluent disposal has been installed and is operating.

- (iii) (a) All buildings and effluent disposal systems within the zone shall be located within a defined building envelope of no greater than 1000sqm which has been selected and delineated on-site by the landowner, and approved by Council.
- (b) The location of the approved building envelope shall be such that—
- No additional clearing or disturbance will take place within the Landscape Protection Area as defined on the Subdivision Guide Plan;
  - It is consistent with the building setback areas referred to in Clause 5.1 “Table 2—Development Standards”;
  - the location of the building envelope will not detract from—
    - a) the environmental quality of the area;
    - b) the amenity of adjoining residences; and
    - c) the McLeod Road Tourist Route.
- (c) All on-site effluent disposal systems shall be located no closer than 100 metres horizontal separation from the watercourses as defined on the Subdivision Guide Plan.
- (d) If an on-site effluent disposal system cannot achieve a 100 metre horizontal separation from a watercourse on the Subdivision Guide Plan, then Council will require as a condition of building approval that an approved alternative system be used to the specifications of the Health Department to be located no closer than 50 metres horizontal separation from the watercourses as defined on the Subdivision Guide Plan.
- (iv) (a) Within the Landscape Protection Area and Recommended Revegetation Areas defined on the Subdivision Guide Plan, no indigenous trees or substantial vegetation shall be felled or removed except where—
- Trees are dead, diseased or dangerous;
  - The establishment of a fire access track is required under regulation or by-law.
- (b) The removal of indigenous trees or substantial vegetation for any purpose other than the above exceptions, shall require the consent of Council and as condition of granting consent, Council may require the planting and maintenance, for a period of at least 3 years, of endemic native trees of species and in a location approved by Council.
- (c) No fencing will be permitted within the Landscape Protection Area or Recommended Revegetation Areas as defined on the Subdivision Guide Plan.
- (v) (a) Council may request the Commission to impose a condition at the time of subdivision for the provision and construction of strategic firebreaks and fire fighting water supply facilities as nominated on the Subdivision Guide Plan.
- (b) Council shall require that individual landowners be responsible for the maintenance of a strategic firebreak where it crosses the landowner’s lot.
- (c) Limited clearing to 25 metres around building structures will be required by Council to establish low fuel zones. The low fuel zones shall be kept free of debris and maintained to a standard approved by Council.
- (d) With the exception of the Landscape Protection Area, the subdivider at the time of subdivision shall reduce fuel loadings on the land to below 8 tonnes per hectare.
- (e) With the exception of the Landscape Protection Area, Council shall require that individual landowners ensure that fuel levels are kept to below 8 tonnes per hectare and maintain a 25m Fuel Reduction Area around all buildings through regular management of understorey and leaf litter, removal of dead timber and branches below head height and slashing and removal of weeds and pasture.
- (f) The subdivider shall make arrangements to the satisfaction of Council to ensure prospective purchasers, in the transfer of lots, are aware of the fire management guidelines of the Homeowners Bushfire Survival Manual and the Australian Standard 3959—“Construction of Buildings in Bushfire Prone Areas”.
- (g) Council shall require the construction of gates where fences cross the strategic firebreak to the specifications and satisfaction of the Bush Fires Board and Council.
- (vi) (a) With the intention of preventing overstocking, erosion or any other practices detrimental to the amenity within that zone, intensive agricultural pursuits and the breeding or keeping of animals for commercial gain shall not be permitted without the approval in writing of Council. The Council may impose limits on stocking or any other conditions in the light of prevailing seasonal conditions.
- (b) Council will only permit the keeping of stock and other intensive agricultural pursuits in areas that are already substantially cleared and pastured so as not to conflict with Provision iii).
- (c) Council will impose fencing requirements as a condition of its approval to protect substantive vegetation in the Landscape Protection and Recommended Revegetation Areas as defined on the Subdivision Guide Plan.

- (vii) (a) The Council will require the planting and maintenance, for a period of at least 3 years, of the Landscape Protection and Recommended Revegetation Areas as defined on the Subdivision Guide Plan, using endemic native trees of species and in locations approved by Council.
- (b) Commencement of development within the Landscape Protection and Recommended Revegetation Areas as defined on the Subdivision Guide Plan, shall require the prior approval of Council.
- (c) In the event that a future landowner wishes to relocate a building envelope to a position different to that shown on the Subdivision Guide Plan, Council will require the landowner to demonstrate that the new location can be suitably screened by vegetation.
- Once approved by Council, any vegetation screening is to be implemented by the landowner in accordance with Council's requirements.
- (viii) (a) All buildings constructed within the zone shall be sympathetic to existing landscape elements (namely landform and vegetation) in terms of their design, materials and colours.
- (b) Buildings shall be constructed of roof and external wall materials comprising earth brown or green vegetation colours on finishes. Unpainted zincalume or white or off-white colours shall not be permitted.
- (c) All residential buildings shall be single storey except where it can be proved to Council that a variation to the height restriction would not adversely affect the visual amenity of the locality from the McLeod Road Tourist Route.
- (d) All buildings shall be sited to maximise the natural screening effect of vegetation and topography.
- (e) Proposals to vary the height restrictions pursuant to Provision (viii) (c) shall be accompanied by such plans, elevations and sketches as is determined by the Council to assess the effect on the visual amenity and the natural screening effect of vegetation and topography including any proposed landscaping.
- (ix) The subdivider making arrangements to the satisfaction of Council to ensure prospective purchasers and successors in title are aware that general farming and intensive agricultural pursuits are conducted adjacent to the site and in the area generally and all current and future land uses and development within this zone shall be designed and conducted in such a manner so as not to create conflict with these land uses and adversely impact on the rural amenity of the area.
- (x) A surveyor's plan (pre-calculated drawing) shall be lodged with Council prior to the clearance of diagrams of survey and show Landscape Protection and Recommended Revegetation Areas, strategic firebreaks and roads and drains as proposed and as required by Council for approval.
3. Amending the Scheme Maps accordingly.

C. DONNELLY, President.  
P. DURTANOVICH, Chief Executive Officer.

**PI402**

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT**  
**SHIRE OF HARVEY**  
**TOWN PLANNING SCHEME No. 1—AMENDMENT No. 41**

Ref: 853/6/12/18 Pt 41

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the Shire of Harvey Town Planning Scheme Amendment on 24 January 2002 for the purpose of—

1. "Rezoning Portion Part Lot 30 and Portion Part Lot 2 Raymond Road Roelands from the "Intensive Farming" zone to the "Special Rural" zone.
2. Inserting at Schedule 4 of the Scheme the following text—

*"4.11 AREA 11—RAYMOND ROAD (NORTHEAST), ROELANDS*

*4.11.1*

*Subdivision shall generally be in accordance with the Subdivision Guide Plan attached (Plan No 16112000) dated November 2000, attached to the Scheme Amendment Report (Amendment No 41).*

*4.11.2*

*No further subdivision to that shown on the Subdivision Guide Plan will be supported by Council.*

## 4.11.3

Boundary fencing shall be post and four strand wire, or post and ringlock or similar as approved by Council. Solid fencing such as fibro cement sheeting, metal sheeting, masonry walls or wooden pickets as boundary fencing is prohibited and only permitted in proximity to buildings where Council determines that it will not adversely impact on the rural character of the area.

## 4.11.4

Residential occupation of any lot will not be permitted unless a potable water supply is available to the lot. Each dwelling shall be provided with a supply of potable water to a rainwater storage system with a minimum capacity of 92,000 litres to the satisfaction of Council.

## 4.11.5

Council shall request, at the subdivision stage, the subdivider prepare a building envelope plan which clearly indicates an area suitable for onsite effluent disposal and complies with the minimum set back requirements in clause 4.11.6

## 4.11.6

The building envelopes shall be setback not less than 10 metres from all property boundaries except from Old Raymond Road where development shall be setback not less than 5 metres.

## 4.11.7

No dwelling house, outbuilding or structure shall be constructed unless within an approved building envelope.

## 4.11.8

Where for the purpose of retaining natural flora, sound environmental reasons or the physical constraints of the site dictate, Council may set an alternative building envelope.

## 4.11.9

All lots to be serviced by an "approved" alternative on-site effluent disposal system designed for long term usage with phosphorous retaining ability as recommended by the Health Department of Western Australia and the Local Authority.

## 4.11.10

As a condition of subdivision a drainage and effluent disposal management plan will be prepared to the satisfaction of the Health Department of WA and the Local Shire that indicates that—

- (e) all lots can achieve a minimum 500mm vertical separation between the winter water table and natural ground level; and
- (f) all effluent disposal systems can achieve a minimum 30m horizontal separation from any permanent water course.

## 4.11.11

Council will request at the subdivision stage, the developer to plant and maintain the equivalent of 100 trees (per hectare) capable of growing to at least 3m in height within a 20m buffer along the Raymond Road frontage.

## 4.11.12

Council shall request, at the subdivision stage, the subdivider plant 20 native trees capable of growing to at least 3m in height for each hectare or part of a hectare of the area of the lot. The planting shall be concentrated around proposed buildings and between the front setback line and the front boundary.

## 4.11.13

The developer is required to maintain the revegetated areas and to replace any dead or diseased plants for a period of two years.

## 4.11.14

No trees or substantial vegetation shall be felled or removed from the site, except where—

- It is inside the approved building envelope;
- It is required to establish a firebreak or driveway; or
- Trees are dead diseased or dangerous.

## 4.11.15

Council shall not give planning consent for the agistment or the stabling of horses, or the keeping of livestock on any lot, unless Agriculture Western Australia has formally advised that it is satisfied that the soil conditions and type of vegetation existing on a particular lot is capable of supporting such a use.

## 4.11.16

With the intention of preventing land degradation, Council may, with the advice of Agriculture Western Australia, require the removal of or reduction in the number of stock on any lot capable of supporting such a use.

## 4.11.17

Council will recommend at the time of subdivision that a 0.1m Pedestrian Access Way be requested along Raymond Road frontage preventing vehicular access from that road.

## 4.11.18

Council will request the Western Australian Planning Commission that as a condition of the subdivision approval the applicant be required to make satisfactory arrangements with the Local Authority to ensure prospective purchasers are advised of the special provision which apply in Special Rural—AREA 11—RAYMOND ROAD EAST.”

J. W. OFFER, President.  
K. J. LEECE, Chief Executive Officer.

**PI403\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT  
*CITY OF ROCKINGHAM*  
TOWN PLANNING SCHEME No. 1—AMENDMENT No. 341

Ref: 853/2/28/1 Pt 341

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 Rockingham Town Planning Scheme Amendment on 23 January 2002 for the purpose of—

1. Rezoning Lot 25, Churcher Road, Baldivis, from 'Rural' to 'Special Rural', as depicted on the Scheme Amendment Map.
2. Adding Lot 25 Churcher Road, Baldivis to Lot 9 Peel Estate, Stakehill Road, Baldivis and Lots 15 and 33 Churcher Road, Baldivis in Column (A) Specified Area of Locality in Table IV: Special Rural Zones.
3. Modifying Provision 7 of Table IV Special Rural Zones relating to Lot 9 Peel Estate, Stakehill Road, Baldivis, Lots 15 and 33 Churcher Road, Baldivis and Lot 25 Churcher Road, Baldivis as follows—
  7. On-site effluent disposal systems servicing development on the lots shall be to the specifications of the local government. In the event that a nutrient fixing effluent disposal system is not required, every dwelling shall have connected to it an effluent disposal system that—
    - a. has a vertical separation of 2 metres between the base of the effluent disposal system or the irrigation area, and the highest recorded groundwater level;
    - b. has at least a 100 metre horizontal separation between the effluent disposal system and the existing drains, water courses and water bodies;
    - c. has been approved in writing by the Council.

C. S. ELLIOTT, Mayor.  
G. G. HOLLAND, Chief Executive Officer.

**PI701\***

**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**  
METROPOLITAN REGION SCHEME AMENDMENT No. 1010/33  
PORT CATHERINE  
CALL FOR PUBLIC SUBMISSIONS

The Western Australian Planning Commission intends to amend the Metropolitan Region Scheme for land in the City of Cockburn, and is seeking public comment.

**Purpose**

The amendment will facilitate the rehabilitation of a former noxious industry area in South Coogee and its redevelopment as a marina and residential area known as Port Catherine.

It proposes to rezone the subject land from the Industrial zone, Parks and Recreation, Railways and Waterways reservations to the Urban and Industrial zone and Parks and Recreation reservation as detailed in the Commission's *Amendment Report*.

**Environmental Review**

The Environmental Protection Authority required the proposed amendment to be formally assessed by way of an Environmental Review (Assessment No.1263). An Environmental Review has been prepared for the Commission to examine the likely environmental impacts of the amendment if implemented, and puts forward proposed environmental management measures.



The Environmental Review is being advertised concurrently with the Metropolitan Region Scheme Amendment so that comment can be made on both environmental and planning related matters.

### Procedure

The procedure for amending the Scheme, as set out in section 33 of the Metropolitan Region Town Planning Scheme Act, is to be used to advertise this proposal.

Plans showing the proposed changes to the zones and reservations of the Scheme, the Commission's *Amendment Report* which explains the proposals, and Environmental Review documents which comprise the *Environmental Review Summary*, and *Environmental Review Volume 1, Volume 2 (Appendices I - VII)*, and *Volume 3 (Site Contamination and Management Program) Part 1, Part 2, and Part 3* will be available for public inspection from Monday 19 November 2001 to Friday 1 March 2002 at each of the following places. Copies of the reports are also available from these display centres—

- Department for Planning and Infrastructure  
1<sup>st</sup> Floor Albert Facey House  
469 Wellington Street  
PERTH WA
- Council Offices of the municipalities of:
  - City of Perth
  - City of Fremantle
  - City of Cockburn
  - City of Rockingham
- J S Battye Library  
Alexander Library Building  
Francis Street  
NORTHBRIDGE WA

In addition to the official display centres above, the Environmental Review documents and the *Amendment Report* can be examined at the public libraries of Fremantle, Coolbellup, Spearwood and the Library Information Centre of the Department of Environmental Protection, 8<sup>th</sup> floor Westralia Square, 141 St Georges Tce, Perth.

Some documents are also displayed on the Department for Planning and Infrastructure website <http://www.planning.wa.gov.au>.

### Submissions

Any person who desires to make a submission either supporting, objecting or providing comment on any provisions of the proposed Amendment or the Environmental Review should do so on a Form 6A. This submission form is available on request from the display locations, is contained in the *Amendment Report* and from the Internet.

Submissions must be lodged with the—

Secretary  
Western Australian Planning Commission  
469 Wellington Street  
PERTH WA 6000

on or before 5.00pm **FRIDAY 1 MARCH 2002**. Late submissions will not be considered.

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

---

## RACING, GAMING AND LIQUOR

---

### RG401

#### LIQUOR LICENSING ACT 1988 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

8720	Tidarat Chatnoraset	Application for the grant of a Restaurant licence in respect of premises situated in Northbridge and known as Racha Thai Restaurant	13/2/02
------	---------------------	---	---------

App. No.	Applicant	Nature of Application	Last Date for Objections
8724	Auro Pty Ltd	Application for the grant of a Tavern licence in respect of premises situated in East Perth and known as To be advised	17/2/02
8726	Goldfields Touch Association Inc	Application for the grant of a Club Restricted licence in respect of premises situated in O'Connor and known as Goldfields Touch Association Inc	21/2/02
8730	David Brett Gardiner	Application for the grant of a Producer - Wine licence in respect of premises situated in Allanson and known as Yokain Vineyard Estate	14/2/02

APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS

10642	Parkridge Holdings Pty Ltd	Application for the grant of an extended trading permit – ongoing extended hours, in respect of premises situated in South Perth and known as Rosie O'Grady's The Irish Pub	1/2/02
10404	Wickham Club Inc	Application for the grant of an extended trading permit – ongoing extended hours, in respect of premises situated in Wickham and known as Wickham Club Inc	28/1/02
10662	Aym Pty Ltd	Application for the grant of an extended trading permit – ongoing extended hours, in respect of premises situated in Bunbury and known as The Reef Hotel	1/2/02
137559	Bruken Holdings Pty Ltd	Application for approval to alter/redefine the Liquor Store in respect of the premises situated in Balga and known as Con's Case Place	31/1/02

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

HUGH HIGHMAN, Director of Liquor Licensing.

## TRANSPORT

TR401\*

### WESTERN AUSTRALIAN MARINE ACT 1982

#### CLOSURE OF NAVIGABLE WATERS

#### HILLARYS BOAT HARBOUR

Department for Planning and Infrastructure,  
Fremantle WA, 29 January 2002

Acting pursuant to the powers conferred by Section 66 of the Western Australian Marine Act 1982, the Department by this notice revokes paragraph (31) (ii) of Notice TR402 as published in the *Government Gazette* of 27 January 1995 relating to the Boating Prohibited Area within the Hillarys Boat Harbour and substitutes the following—

- (ii) **Hillarys Boat Harbour:** All those waters contained in an area commencing from point A (31° 49.454' S 115° 44.406' E) being the north western end of the swimming jetty, thence for a distance of approximately 34 metres to point B (31° 49.437' S 115° 44.397' E), thence for a distance of approximately 142 metres to point C (31° 49.362' S 115° 44.382' E), thence to point D (31° 49.348' S 115° 44.402' E) located on the foreshore, thence generally in a southerly direction along the foreshore to the base of the swimming jetty and along the western edge of the jetty to the start point (all coordinates based on GDA 94).

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

---

## WORKCOVER

---

WC401

**WORKERS' COMPENSATION AND REHABILITATION ACT 1981**

Given by the Commission for the purposes of section 164 of the *Workers' Compensation and Rehabilitation Act 1981*.

**Notice of Exemption**

1. Notice is given that on 22 January 2002, the Governor acting under section 164 of the *Workers' Compensation and Rehabilitation Act 1981* and with the advice and consent of Executive Council, exempted The Smith's Snackfood Company Ltd from the obligation to insure pursuant to that Act, except for the obligation to insure against liability to pay compensation under that Act for any industrial disease of the kinds referred to in section 151 (a) (iii) of the Act.

BRIAN THOMAS BRADLEY, Chairman of the Commission.

---

## PUBLIC NOTICES

---

ZZ101

**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants of George Hugh Ramsey Johnstone late of Mertome Village, Winifred Road, Bayswater, Retired Painter and Decorator, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the deceased who died on 3rd day of January 2002, are required by the Trustee ANZ Executors & Trustee Company Limited (ACN 006 132 332) of Level 9, Allendale Square, 77 St George's Terrace, Perth WA 6000 to send particulars of their claim to him by 22 February 2002 after which the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

---

WESTERN AUSTRALIA

**YOUNG OFFENDERS ACT 1994**

**\*Price: \$16.70 counter sales**

**Plus postage on 300 grams**

**YOUNG OFFENDERS REGULATIONS 1995**

**\*Price \$4.65 counter sales**

**Plus postage on 65 grams**

\*Prices subject to change on addition of amendments.

---

WESTERN AUSTRALIA

**THE CRIMINAL CODE**

(Reprinted as at 9 February 2001)

**\*Price: \$38.20 counter sales**

**Plus postage on 900 grams**

\* Prices subject to change on addition of amendments.

# Biographical Register of Members of the Parliament of Western Australia

Volume One  
1870 – 1930  
(Revised Edition)

*David Black and Geoffrey Bolton*

BIOGRAPHICAL REGISTER OF

75

FORREST, Sir John CMG (1882), KCMG (1891), PC (1897), GCMG (1901), Baron (1918)

Surveyor R 27 Aug 1847. Preston Point nr Bunbury; s. of William, miller, and Margaret Guthrie Hill, bro. of Alexander and David (qq.v.), bro-in-law of Edward and Samuel Hamersley (qq.v.); M 29 Feb 1876, St Georges Childr., Perth, Margaret Elvire Hamersley (D 22 Oct 1844 – D 13 June 1929), d. of Edward and Anne Louise Corneille; no ch.; D 3 Sep 1918, at sea on *Marathon* off Sierra Leone. Karrakatta cem. C of E.



Educ. Govt. sch., Picton, Bunbury, Bishop Hale's sch. (1859–63). Apprenticed as surveyor Nov 1863; appointed temp. Govt Surveyor Dec 1865, remained on staff of Surveyor-General's office until 1890; 1869 led expeditions to interior to search for Leichhardt's remains and 1870 from Perth-Adel., along South coast; 1871 became Govt Surveyor for Northern Dist.; 1874 led expeditions Geraldton-Adel., across centre of WA to overland telegraph line, elected FRGS (gold medal), Chevalier of the Order of the Crown, Italy; Hon. Fellow St. Petersburg, Vienna and Italian Geographical Soc's; 1876 Dpty Surveyor-General, 1878 acting Surveyor-General and Commissioner of Crown Lands, 1880–81 Acting Supt of Convicts; Fellow Linnean Soc. of Adelaide for work in collecting Aust. flora; Jan 1883–90 Surveyor-General and Commissioner of Crown Lands; 1887 represented WA at 1st Colonial Conference and Queen Victoria's Jubilee celebrations in London; 1897 Hon. LLD (Cambridge); 1902 Hon. LLD (Adel.); 1916 Hon. LLD (Univ. of WA); in 1918 first Aust. to be created a peer. Published *Explorations in Australia* (London, 1875), *Notes on Western Australia* (Perth 1884, 1885 and 1886), *The Present and Future of Western Australia* (Perth, 1897).

Forrest Party. Prot. 1901–06, WA Party 1906–1910. Liberal from 1910.

State: Nom. (official) MLC 10 Jan 1883 – 9 June 1887, 6 Mar 1888 – 21 Oct 1890, MLA Bunbury 3 Dec 1890 – c. 14 Feb 1901. Premier and Colonial Treas. 29 Dec 1890 – 14 Feb 1901; Colonial Sec. 4 Dec 1894 – 28 Apr 1898. Represented WA at Fed. Conventions 1891 and 1897–98, Fed. Councils 1893, 1895, 1897 (pres.), 1899. Commonwealth: MHR Swan 30 Mar 1901 – 3 Sep 1918, Postmaster-General 1 Jan – 17 Jan 1901; Min. for Defence. 17 Jan 1901 – 10 Aug 1903; Home Affairs 11 Aug 1903 – 27 Apr 1904; Treasurer 5 July 1905 – 30 July 1907, 2 June 1909 – 29 Apr 1910, 24 June 1913 – 17 Sep 1914, 17 Feb 1917 – 27 Mar 1918. Acting Prime Minister 1907.

AE: Serle; Kimberly, 1–7 (port.); C20 Imp., 18–19 (port.); Battye I, 308–09 (port.) and II, 46–58 (port.); Crowley (Forrest); ADB 8; BDWA II; Reid and Oliver.

**The Biographical Register of Members of the Parliament of Western Australia  
Volume One 1870-1930, the first of two volumes, was produced under the auspices of  
the Parliament of Western Australia as part the official Parliamentary History  
Project to commemorate the centenary in 1990 of the establishment of a bicameral  
legislature and responsible government in Western Australia.**

Cost : \$25.00 plus postage

For further information please contact:

State Law Publisher  
Telephone: 9321 7688  
Facsimile: 93217536

