

# WESTERN AUSTRALIAN GOVERNMENT Gazette

4213



PERTH, FRIDAY, 26 SEPTEMBER 2003 No. 158

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM

© STATE OF WESTERN AUSTRALIA

## CONTENTS

### PART 1

	Page
Betting Control Act 1954—Betting Control Amendment Regulations (No. 3) 2003.....	4225-6
Casino Control Act 1984—Casino Control Amendment Regulations 2003.....	4224-5
Gaming Commission Act 1987—Gaming Commission Amendment Regulations 2003 .	4220-1
Health Act 1911—City of Geraldton—Health (Eating-Houses) Local Law 2002 .....	4217-9
Liquor Licensing Act 1988—Liquor Licensing Amendment Regulations (No. 5) 2003 ..	4223-4
Local Government Act 1995—	
City of Cockburn—City of Cockburn (Local Government Act) Local Laws 2000.....	4215
Shire of Corrigin—Local Laws Relating to Fencing.....	4215-7
Totalisator Agency Board Betting Act 1960—Totalisator Agency Board (Betting) Amendment Regulations 2003.....	4221-2

### PART 2

Education .....	4227-34
Environment .....	4234
Land Administration .....	4234
Local Government.....	4235-6
Medical Board of WA .....	4239
Minerals and Petroleum .....	4237-9
Planning and Infrastructure .....	4239-47
Public Notices—Deceased Estates .....	4250-1
Racing, Gaming and Liquor .....	4247-8
Water .....	4248-9
WorkSafe .....	4249-50

## 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 2003 (Prices include GST).

Deceased Estate notices, (per estate)—\$21.80

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$50.85

Other articles in Public Notices Section—\$50.85 (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—\$10.15

Bulk Notices—\$189.20 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 —

---

---

## LOCAL GOVERNMENT

---

---

LG301\*

### LOCAL GOVERNMENT ACT 1995

*City of Cockburn*

#### CITY OF COCKBURN (LOCAL GOVERNMENT ACT) LOCAL LAWS 2000

Pursuant to its power under the Local Government Act 1995, the City of Cockburn hereby records having resolved on the 16 September 2003 to make the following amendments to the City of Cockburn (Local Government Act) Local Laws 2000.

#### PRELIMINARY

1. Under Interpretation section 1.6 insert in alphabetical order the following definition—

“**Lands not provided with a zoning within the planning scheme**” means where the zoning of a property is not specified within the town planning scheme, for the purpose of these local laws, the following shall apply—

- (a) properties with a land area of 2000 m<sup>2</sup> or less will be considered to have a zoning of ‘Residential’; and
- (b) properties with a land area of greater than 2000 m<sup>2</sup> will be considered to have a zoning of ‘Rural’ or ‘Resource’.

#### PART VI—HAWKERS, STALLHOLDERS AND STREET TRADERS

*Division 2—Licences*

2. After section 6.10 insert the numeral (1) and after the section insert a new subsection as follows—

(2) The conditions imposed on a Licence must include—

- (a) an applicant shall provide a Certificate of Currency of Public Liability Insurance, including products liability to the value of \$10,000,000 for the licence period;
- (b) the vehicle subject to a licence issued under these local laws must have current Third Party Insurance coverage for the licence period and the applicant must provide a copy of the insurance papers to an authorised person; and
- (c) if during the period of the licence the applicant employs another person, the applicant is required to provide a Certificate of Currency of Workers Compensation Insurance.

\_\_\_\_\_

Dated this 19th day of September 2003.

The Common Seal of the City of Cockburn was hereunto Affixed in the presence of—

S. LEE, Mayor.  
R. W. BROWN, Chief Executive Officer.

LG302\*

### LOCAL GOVERNMENT ACT 1995

*Shire of Corrigin*

#### LOCAL LAWS RELATING TO FENCING

Made by the Council of the Shire of Corrigin under the powers conferred by the Local Government Act 1995 and by all other powers.

#### Citation

1. These Local Laws may be cited as the “Shire of Corrigin Local Laws Relating to Fencing”.

**Incorporation by Reference**

2. (i) In these Local Laws, "The Shire of Capel Local Laws Relating to Fencing"—
- (a) means the Shire of Capel Local Laws Relating to Fencing published in the *Government Gazette*, special edition number 130, on 4th July 2001, and
- (b) does not include any amendments that might be made to those Local Laws.
- (ii) Subject to the modifications set out in the Schedule, the Shire of Capel Local Laws Relating to Fencing are incorporated with and form part of these Local Laws.

**Schedule**

## Modifications to the Shire of Capel Local Laws Relating to Fencing

Item	Sections Affected	Description
1	Table of Contents	Delete the words Fourth Schedule
2	Part 1—Preliminary	Delete whole of Section 2 Delete 'Shire of Capel' wherever it occurs and substitute "Shire of Corrigin".
3	Interpretation 4	Delete the definition for a "Large Residential Lot". Delete "Small Residential Lot" and replace with "Residential Lot" Delete "Special Rural Lot" and replace with "Rural Residential Lot"
4	Part 2—Sufficient Fences 6(1)(a) 6(1)(b) 6(1)(c) 6(1)(d) 6(2)(a) 6(2)(b) 6(2)(c) 6(2)(d) 6(2)(e) 6(2)(f)	Delete the words "Small Residential Lot" and replace with "Residential Lot". Delete Re-number to (1) (b), delete the words "Third Schedule" and replace with the words "Second Schedule". Re-number to (1) (c), delete the words "Special Rural Lot" and "Fourth Schedule" and replace with the words "Rural Residential Lot" and "Third Schedule" respectively. Delete the words "Small Residential Lot or a Large Residential Lot" and replace with the words "Residential Lot". Delete the words "Small Residential Lot or a Large Residential Lot" and "Third Schedule" and replace with the words "Residential Lot" and "Second Schedule" respectively. Delete the words "Small Residential Lot or a Large Residential Lot" and "Fourth Schedule" and replace with the words "Residential Lot" and "Third Schedule" respectively. Delete the words "Small Residential Lot or a Large Residential Lot and a Special Rural Lot" and "First or Second Schedule respectively" and replace with the words "Residential Lot and a Rural Residential Lot" and "First or Third Schedule respectively". Delete the words "Special Rural Lot" and "Fourth Schedule" and replace with the words "Rural Residential Lot" and "Third Schedule" respectively. Delete
5	Part 3—General 6(3)	Delete the words "(3)" and "Third Schedule" and replace with the words "(1) and (2)" and "Second Schedule" respectively.
6	Part 3—General 6(5)	Delete the words "2, 3 and 4" and replace with the words "2 and 3"
7	Part 3—General 7 (1)	Delete the number 1200 wherever it occurs and substitute 1000.

Item	Sections Affected	Description
8	Part 3—General 7(2)	Delete the words “Small Residential Lot” wherever it occurs and replace with the words “Residential Lot”. Delete the number 3000 wherever it occurs and substitute 1500.
9	Part 3—General 7 (3)(a)	After the word thoroughfare; delete “or” and replace (;) with a full stop (.)
10	Part 3—General 7 (3)(b)	Delete subsection 7(3)(b)
11	Part 4—Fencing Materials 11(1)	Delete the words “Small Residential Lot” wherever they occur and replace with the words “Residential Lot”.
12	Part 4—Fencing Materials 12(2)	Delete the words “Small Residential Lot” wherever they occur and replace with the words “Residential Lot”.
	12(6)	After the words “Rural Lot” add the words “or a Rural Residential Lot”.
13	First Schedule	Delete the heading “Specifications for a Sufficient Fence on a Small Residential Lot” and replace with the Heading “Specifications for a Sufficient Fence on a Residential Lot”. Delete “Small Residential Lot” wherever it appears and replace with “Residential Lot”.
14	Second Schedule	Delete.
15	Third Schedule	Re-number as Second Schedule.
16	Third Schedule A(a)	Delete words “50mm normal” with the words “75mm nominal”
17	Fourth Schedule	Re-number as Third Schedule and delete the heading “Specifications for a Sufficient Fence on a Rural Lot and a Special Rural Lot” and replace with the heading “Specifications for a Sufficient Fence on a Rural Lot and a Rural Residential Lot”.
18	Fourth Schedule	Delete the words “Special Rural Lot” wherever they appear and replace with “Rural Residential Lot”

Dated 17th September 2003

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

H. W. GAYFER, President.  
B. W. MEAD, Chief Executive Officer.

### LG303\*

#### HEALTH ACT 1911

*City of Geraldton*

Health (Eating-Houses) Local Laws 2002

Made by the Council of the City of Geraldton 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 Geraldton Health (Eating-Houses) Local Laws 2002*.

#### 2. Repeal

The Health Local Laws of the City of Geraldton, described as the “*Eating House Local Laws*” made by the City of Geraldton on 8 February 1989 and published in the *Government Gazette* on the 29 December 1989 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).

“**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 Geraldton, or the Chief Executive Officer or his delegate.

“**eating house**” means an eating house as defined in Division 3, Section 160 of the Act.

“**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, ventilation 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 31 December 1989.

(2) For the purpose of Section 163 of the Act, the 31st day of December 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 31st day of December, 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 months of November and December.

**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 Geraldton held on the 29 July, 2003.

The Common Seal of the City of Geraldton was hereunto affixed in the presence of—  
on this 7th day of August, 2003.

V. PETERSEN, Mayor.  
R. JEFFERIES, Chief Executive Officer.

Consented to—

MARGARET STEVENS, Executive Director, Public Health.

Dated this 9th day of September, 2003.

---

---

## RACING, GAMING AND LIQUOR

---

---

RG304\*

Gaming Commission Act 1987

### Gaming Commission Amendment Regulations 2003

Made by the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Gaming Commission Amendment Regulations 2003*.

**2. Commencement**

These regulations come into operation on 1 January 2004.

**3. The regulations amended**

The amendments in these regulations are to the *Gaming Commission Regulations 1988*\*.

[\* Reprinted as at 4 May 2001.

*For amendments to 21 July 2003 see Western Australian Legislation Information Tables for 2002, Table 4, p. 147.]*

**4. Schedule 1 amended**

Schedule 1 column 3 is amended as follows:

- (a) by deleting “105” in the 5 places where it occurs and inserting instead in each place —  
“ 110 ”;
- (b) by deleting “125” in the 2 places where it occurs and inserting instead in each place —  
“ 130 ”;
- (c) by deleting “155” in the 4 places where it occurs and inserting instead in each place —  
“ 160 ”;
- (d) by deleting “205” in the 4 places where it occurs and inserting instead in each place —  
“ 215 ”;
- (e) by deleting “230” and inserting instead —  
“ 240 ”;



- (f) by deleting “260” and inserting instead —  
“ 270 ”;
- (g) by deleting “280” and inserting instead —  
“ 295 ”;
- (h) by deleting “310” in the 2 places where it occurs and  
inserting instead in each place —  
“ 325 ”;
- (i) by deleting “515” and inserting instead —  
“ 540 ”.

By Command of the Governor,

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

---

RG301\*

Totalisator Agency Board Betting Act 1960

## **Totalisator Agency Board (Betting) Amendment Regulations 2003**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations may be cited as the *Totalisator Agency Board (Betting) Amendment Regulations 2003*.

### **2. The regulations amended**

The amendments in these regulations are to the *Totalisator Agency Board (Betting) Regulations 1988\**.

[\* Reprinted as at 13 September 2002.

For amendments to 18 August 2003 see *Western Australian Legislation Information Tables for 2002, Table 4, p. 380, and Gazette 20 May 2003.*]

### **3. Regulation 36 amended**

(1) Regulation 36(1)(a) is amended as follows:

- (a) by inserting after “Echuca,” —  
“ Edenhope, ”;
- (b) by inserting after “Mornington,” —  
“ Mortlake, ”;
- (c) by inserting after “Pakenham,” —  
“ Peshurst, ”.

- (2) Regulation 36(1)(b) is amended as follows:
- (a) by inserting after “Grafton,” —  
“ Grenfell, ”;
  - (b) by inserting after “Inverell,” —  
“ Junee, ”;
  - (c) by inserting after “Muswellbrook,” —  
“ Narrandera, ”;
  - (d) by inserting after “Rosehill,” —  
“ Sapphire Coast, ”;
  - (e) by inserting after “Taree,” —  
“ Temora, Tumut, Tweed Heads, ”.
- (3) Regulation 36(1)(c) is amended by inserting after “Parklands,” —  
“ Redcliffe, ”.
- (4) Regulation 36(1)(d) is amended by inserting after “Balaklava,” —  
“ Bordertown, ”.
- (5) Regulation 36(2)(a) is amended by deleting “Albion Park,”.
- (6) Regulation 36(2)(b) is amended by inserting before “Brisbane” —  
“ Albion Park, Beenleigh, ”.
- (7) Regulation 36(2)(c) is amended as follows:
- (a) by inserting after “Bulli,” —  
“ Casino, ”;
  - (b) by inserting after “Gosford,” —  
“ Grafton, ”;
  - (c) by inserting after “Lismore,” —  
“ Maitland, ”;
  - (d) by inserting after “Newcastle,” —  
“ Nowra, ”;
  - (e) by deleting “Tweeds Heads,” and inserting instead —  
“ Singleton, Tweed Heads, ”.
- (8) Regulation 36(2)(d) is amended as follows:
- (a) by deleting “Wangarrata,” and inserting instead —  
“ Wangaratta, ”;
  - (b) by inserting after “Bendigo,” —  
“ Broadmeadows (“*The Meadows*”), ”.

By Command of the Governor,

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

RG302\*

Liquor Licensing Act 1988

## Liquor Licensing Amendment Regulations (No. 5) 2003

Made by the Governor in Executive Council.

### 1. Citation

These regulations may be cited as the *Liquor Licensing Amendment Regulations (No. 5) 2003*.

### 2. Commencement

These regulations come into operation on 1 January 2004.

### 3. The regulations amended

The amendments in these regulations are to the *Liquor Licensing Regulations 1989*\*.

[\* Reprinted as at 8 March 2002.

For amendments to 21 July 2003 see *Western Australian Legislation Information Tables for 2002, Table 4, p. 214, and Gazette 28 March, 30 June and 11 July 2003.*]

### 4. Schedule 3 amended

Schedule 3 is amended as follows:

- (a) in item 1 by deleting “1 250.00” and inserting instead —  
“ 1 500.00 ”;
- (b) in item 2 by deleting “410.00” and inserting instead —  
“ 430.00 ”;
- (c) in item 3 by deleting “410.00” and inserting instead —  
“ 430.00 ”;
- (d) in item 3a by deleting “125.00” and inserting instead —  
“ 130.00 ”;
- (e) in item 4 —
  - (i) in paragraph (a) by deleting “25.00” and inserting instead —  
“ 30.00 ”;
  - (ii) in paragraph (b) by deleting “65.00” and inserting instead —  
“ 70.00 ”;
  - (iii) in paragraph (c) by deleting “120.00” and inserting instead —  
“ 125.00 ”;

- (iv) in paragraph (d) by deleting “515.00” and inserting instead —  
“ 540.00 ”;
- (v) in paragraph (e) by deleting “1 025.00” and inserting instead —  
“ 1 080.00 ”; and
- (vi) in paragraph (f) by deleting “2 050.00” and inserting instead —  
“ 2 160.00 ”;
- (f) in item 5 —
  - (i) in paragraph (a) by deleting “310.00” and inserting instead —  
“ 325.00 ”;
  - (ii) in paragraph (b) by deleting “205.00” and inserting instead —  
“ 215.00 ”; and
  - (iii) in paragraph (c) by deleting “500.00” and inserting instead —  
“ 585.00 ”;
- (g) in item 10 by deleting “250.00” and inserting instead —  
“ 270.00 ”;
- (h) in item 18 by deleting “95.00” and inserting instead —  
“ 100.00 ”;
- (i) in item 19 by deleting “15.00” and inserting instead —  
“ 20.00 ”.

By Command of the Governor,

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

RG303\*

Casino Control Act 1984

## **Casino Control Amendment Regulations 2003**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations may be cited as the *Casino Control Amendment Regulations 2003*.

**2. Commencement**

These regulations come into operation on 1 January 2004.

**3. The regulations amended**

The amendments in these regulations are to the *Casino Control Regulations 1999\**.

[\* *Published in Gazette 5 February 1999, p. 429-40.*

*For amendments to 21 July 2003 see Western Australian Legislation Information Tables for 2002, Table 4, p. 40.]*

**4. Regulation 4 amended**

Regulation 4 is amended by deleting "\$105." and inserting instead —

“ \$110. ”.

By Command of the Governor,

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

RG305\*

Betting Control Act 1954

## **Betting Control Amendment Regulations (No. 3) 2003**

Made by the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Betting Control Amendment Regulations (No. 3) 2003*.

**2. Commencement**

These regulations come into operation on 1 January 2004.

**3. The regulations amended**

The amendments in these regulations are to the *Betting Control Regulations 1978\**.

[\* *Reprinted as at 6 April 2001.*

*For amendments to 21 July 2003 see Western Australian Legislation Information Tables for 2002, Table 4, p. 31 and Gazette 20 June 2003.]*

**4. Regulation 17 amended**

Regulation 17(1) is amended as follows:

- (a) in paragraph (aa) by deleting “\$30” and inserting instead —  
“ \$35 ”;
- (b) in paragraph (ac) by deleting “\$250” and inserting instead —  
“ \$260 ”;
- (c) in paragraph (ad) by deleting “\$50” and inserting instead —  
“ \$55 ”;
- (d) in paragraph (b) by deleting “\$20” and inserting instead —  
“ \$25 ”;
- (e) in paragraph (c) by deleting “\$100” and inserting instead —  
“ \$120 ”;
- (f) in paragraph (d) by deleting “\$2” and inserting instead —  
“ \$3.50 ”;
- (g) in paragraph (e) by deleting “\$10” and inserting instead —  
“ \$25 ”.

**5. Regulation 17A amended**

Regulation 17A(1)(a) is amended as follows:

- (a) in subparagraph (i) by deleting “\$275” and inserting instead —  
“ \$285 ”;
- (b) in subparagraph (ii) by deleting “\$550” and inserting instead —  
“ \$570 ”;
- (c) in subparagraph (iii) by deleting “\$825” and inserting instead —  
“ \$855 ”.

**6. Regulation 17B amended**

Regulation 17B(1)(a)(ii) is amended by deleting “\$30” and inserting instead —

“ \$35 ”.

By Command of the Governor,

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

---

## — PART 2 —

---

---

### EDUCATION

---

---

ED401\*

#### SCHOOL EDUCATION ACT 1999

##### DECLARATION OF LOCAL-INTAKE AREAS FOR SCHOOLS WITH PRIMARY STUDENTS

(Pursuant to Sections 60, 77, 78, 79 and 80)

The Hon. Minister for Education has declared that the local-intake areas for the schools listed hereunder shall be as stated in this notice. Children of compulsory school age who reside within the local-intake areas stated shall be entitled to attend the schools to which such local-intake areas apply if there is an appropriate educational program for them at that school. Children below compulsory school age are entitled to be enrolled at a particular government school if there is available an appropriate educational programme, classroom accommodation and such enrolments conform with other criteria prescribed by School Education Regulations 2000. Children who reside outside these local-intake areas may apply to attend the schools to which such local-intake areas apply.

PAUL ALBERT, Director-General of Education.

#### ATTADALE PRIMARY SCHOOL

The following defines the local-intake area of this school —

From the junction of Canning Highway and Preston Point Road, east along Canning Highway to Chesson Street, north from the junction of Canning Highway and Chesson Street to the foreshore of the Swan River, generally north west along the Swan River foreshore to the northern extension of Stock Road, south along this extension and Stock Road to Preston Point Road, and south east along Preston Point Road to Canning Highway. The boundary parts of Canning Highway (north side) and Preston Point Road (north east side) are included within this local-intake area. The boundary parts of Stock Road (both sides) are excluded from this local-intake area.

Students resident in Stock Road (both sides) from Canning Highway to the Swan River are entitled to attend either Attadale Primary School or Bicton Primary School.

The following defines an optional area between Attadale Primary School and Bicton Primary School

From the intersection of Canning Highway and Stock Road, north along Stock Road to Preston Point Road, south east along Preston Point Road to Canning Highway, and west south west along Canning Highway to Stock Road. The boundary parts of Preston Point Road (south west side) and Canning Highway (north side) are included within this optional area.

#### BAYSWATER PRIMARY SCHOOL

The following defines the local-intake area of this school —

From the Garratt Road Bridge, north west along Garratt Road and its extension to the railway line, generally east along the railway line to the Tonkin Highway, south east along Tonkin Highway to the Swan River and west along the Swan River to the Garratt Road Bridge. The boundary parts of Garratt Road from the Swan River to Guildford Road (east side) are included within this local-intake area. . The boundary parts of Garratt Road from Guildford Road to the railway line (both sides) are excluded from this local-intake area.

The following defines an optional area between Bayswater Primary School and Hillcrest Primary School —

From the junction of Beechboro Road and Skew Road, north along Beechboro Road to Clavering Road, east and south east along Clavering Road to Railway Parade, south from this road junction to the railway line, west along the railway line to a point on the south easterly extension of Toowong Street, north west along this extension and Toowong Street to Arundel Street (southern section), north east along Arundel Street (southern section) to The Strand, south east along The Strand to Arundel Street (northern section), north east along Arundel Street (northern section) to Lawrence Street, north west along Lawrence Street to Francis Street, north east along Francis Street to Drake Street, south east along Drake Street to Cantlebury Road, north east along Cantlebury Road to Skew Road, and south east along Skew Road to Beechboro Road. The boundary parts of Beechboro Road, Clavering Road, Toowong Street, Arundel Street (both sections), The Strand, Lawrence Street, Francis Street, Drake Street, Cantlebury Road and Skew Road (both sides in all cases) are included within this optional area.

The following defines an optional area between Bayswater Primary School and Maylands Peninsula Primary School —

From the junction of Caledonian Avenue and Guildford Road, east north east along Guildford Road to Garratt Road, north west along Garratt Road and its extension to the railway line, south west along the railway line to Caledonian Avenue and south east along Caledonian Avenue to Guildford Road. The boundary parts of Guildford Road (north side) and Garratt Road (both sides) are included within this optional area. The boundary parts of Caledonian Avenue (both sides) are excluded from this optional area.

#### **BICTON PRIMARY SCHOOL**

The following defines the local-intake of this school —

From the intersection of Canning Highway and Stock Road, west south west along Canning Highway to Whittle Court, north along Whittle Court to Birdwood Circus West, north along Birdwood Circus West to Birdwood Circus, north along Birdwood Circus to Phipps Street, north along Phipps Street to the northern end of that street, north west from the northern end of Phipps Street to the Swan River foreshore, north east and east along the Swan River foreshore to the northern extension of Stock Road, south along this extension and continuing south along Stock Road to Canning Highway. The boundary parts of Canning Highway (north side) are included within this local-intake area. The boundary parts of Whittle Court (both sides), Birdwood Circus West (both sides), Birdwood Circus (both sides), Phipps Street (both sides) and Stock Road (both sides) are excluded from this local-intake area.

Students resident in Stock Road (both sides) from Canning Highway to the Swan River are entitled to attend either Bicton Primary School or Attadale Primary School.

The following defines an optional area between Bicton Primary School and Attadale Primary School —

From the intersection of Canning Highway and Stock Road, north along Stock Road to Preston Point Road, south east along Preston Point Road to Canning Highway, and west south west along Canning Highway to Stock Road. The boundary parts of Preston Point Road (south west side) and Canning Highway (north side) are included within this optional area.

The following defines an optional area between Bicton Primary School and Richmond Primary School —

From the intersection of Petra Street and Canning Highway, east north east along Canning Highway to Whittle Court, north along Whittle Court to Birdwood Circus West, north along Birdwood Circus West to Birdwood Circus, north along Birdwood Circus to Phipps Street, north along Phipps Street to the northern end of that street, north west from the northern end of Phipps Street to the Swan River foreshore, south west along the Swan River foreshore to the northern extension of Petra Street, south along this extension and south along Petra Street to Canning Highway. The boundary parts of Canning Highway (north side), Whittle Court (both sides), Birdwood Circus West (both sides), Birdwood Circus (both sides), Phipps Street (both sides) and Petra Street (east side) are included within this optional area.

The following defines an optional area between Bicton Primary School and Palmyra Primary School —

From the intersection of Canning Highway and Stock Road, south along Stock Road to Hammad Street, west along Hammad Street to Petra Street, north along Petra Street to Canning Highway and east north east along Canning Highway to Stock Road. The boundary parts of Stock Road (west side), Hammad Street (north side), Petra Street (east side) and Canning Highway (south side) are included within this optional area.

#### **CLAREMONT PRIMARY SCHOOL**

The following defines an optional area between Claremont Primary School and Swanbourne Primary School —

From the corner of Stirling Road and Claremont Crescent, west along Claremont Crescent to a point where the southern extension of Wright Avenue meets the railway line, north through Scotch College to Wright Avenue, continuing north along Wright Avenue to Bellevue Terrace, east along Bellevue Terrace and its extension to the north-south bike-path on the south western side of Lake Claremont, south along the bike-path and continuing south along Stirling Road to Claremont Crescent. The boundary parts of Claremont Crescent (both sides), Wright Avenue (both sides) and Stirling Road (west side) are included within this optional area.

#### **DALYELLUP PRIMARY SCHOOL**

The following defines the local-intake area of this school —

From a point where the western extension of Centenary Road meets the Indian Ocean coastline, east along this extension and Centenary Road to and across Bussell Highway to Jules Road, south along Jules Road to Lot 155, west along the southern boundary of Lot 156 to Jilley Road, south along Jilley Road to Manea Drive, west and south west along Manea Drive to Calinup Road, west along Calinup Road to Bussell Highway, south west along Bussell Highway past Fishermans Road to the southern boundary of Lot 3, north west along the northern boundary of the National Park and its north west extension to the Indian Ocean. The boundary parts of Bussell Highway (both sides) are included within this local-intake area. The boundary parts of Jules Road, Jilley Road, Manea Drive and Calinup Drive (both sides in all cases) are included within this local-intake area. The boundary parts of Centenary Road (both sides) are excluded from this local-intake area.



**DUDLEY PARK PRIMARY SCHOOL**

The following defines the local-intake area of this school —

From the Mandurah Bridge adjacent to Pinjarra Road, east along Pinjarra Road to the Serpentine River, south along the Serpentine River to the Peel Inlet, west along the shoreline of the Peel Inlet to the Mandurah Estuary and north along the Mandurah Estuary to the Mandurah Bridge. The boundary parts of Pinjarra Road (south side) are included within the local-intake area for Dudley Park Primary School.

**EAST FREMANTLE PRIMARY SCHOOL**

The following defines an optional area between East Fremantle Primary School and Richmond Primary School —

From the junction of Marmion Street and Moss Street, north along Moss Street to George Street, west along George Street and its extension to Stirling Highway, south along Stirling Highway to Marmion Street, and east along Marmion Street to Moss Street. The boundary parts of Moss Street (west side), George Street (south side), Stirling Highway (east side) and Marmion Street (north side) are included within this optional area.

**GRAYLANDS PRIMARY SCHOOL**

The following defines an optional area between Graylands Primary School and Swanbourne Primary School —

From the intersection of Asquith Street and Strickland Street, south along Strickland Street to the bike-path on the western shoreline of Lake Claremont, west to the southern end of Butler Avenue, north along Butler Avenue to Alfred Road, west along Alfred Road to the Cottesloe Golf Course, north along the eastern site boundary of the Cottesloe Golf Course to the western extension of Asquith Street, east along this extension and Asquith Street to Strickland Street. The boundary parts of Strickland Street (west side), Butler Avenue (both sides), Alfred Road (north side) and Asquith Street (south side) are included within this optional area.

**GREENFIELDS PRIMARY SCHOOL**

The following defines the local-intake area of this school —

From the intersection of Fremantle Road and Pinjarra Road, east along Pinjarra Road to Lakes Road, north east along Lakes Road to Murdoch Drive, in a westerly direction along Murdoch Drive to Valentine Drive, north east along Valentine Drive to Cassilis Court, north between Cassilis Court and Takura Close on the east and Esprit Parkway on the west to and across Waldron Boulevard, continuing north between Royce Road and Perida Way to Exchequer Avenue, in a general westerly direction along Exchequer Avenue to Bortolo Drive, north along Bortolo Drive to a point due east of the junction of Rafferty Road and Fremantle Road, west from this point to Fremantle Road and south along Fremantle Road to Pinjarra Road.

The boundary parts of Pinjarra Road (north side), Lakes Road (west side), Murdoch Drive (south side), Exchequer Avenue (both sides) and Fremantle Road (east side) are included within the local-intake area for Greenfields Primary School, while the boundary parts of Valentine Drive (both sides), and Bortolo Drive (both sides) are excluded from the local-intake area for Greenfields Primary School.

The following defines an optional area between Greenfields Primary School and Riverside Primary School —

From the junction of Lakes Road and Murdoch Drive west along Murdoch Drive to Valentine Drive, north east along Valentine Drive to Cassilis Court, north between Cassilis Court and Takura Close (both on the east) and Esprit Parkway (on the west), to and across Waldron Boulevard continuing north between Royce Road and Perida Way to and across Exchequer Avenue and north between Korbel Cloe (on the west) and Norwich Close (on the east) and continuing east between Copperfield Close, Kingscote Place, Exter Place and Redbank Rise (all on the north) and Norwich Close, Sunderland Close, Everton Place and Brighton Place (all on the south), to Lakes Road south along Lakes Road to the junction with Murdoch Drive.

The boundary parts of Valentine Drive (both sides), Lakes Road (west side) and Murdoch Drive (north side) are included within this optional area.

**HERNE HILL PRIMARY SCHOOL**

The following defines the local-intake area of this school —

From the Swan River, east along Padbury Avenue to Range Road, north along Range Road and the locality boundary between Millendon and Red Hill to Loton Road, east from the junction of Range Road and Loton Road to the north-south locality boundary between Red Hill and Gidgegannup, south along this locality boundary to Toodyay Road, and continuing south to the boundary of the John Forrest National Park, west and south along the boundary of the National Park to the eastern end of Neuman Road, south to Toodyay Road, south west along Toodyay Road to Dalgety Road, west along Dalgety Road to and across the railway line to the eastern end of George Road, west along George Road to Great Northern Highway, south along Great Northern Highway to Dale Road, west and south west to the western end of Dale Road, west from the western end of Dale Road to the Swan River and north along the Swan River to the western extension of Padbury Avenue. The boundary parts of Great Northern Highway (west side), Dale Road (both sides) and Neuman Road (both sides) are included within the local-intake area of this school. The boundary parts of Padbury Avenue (both sides), Range Road (both sides), Toodyay Road (both sides), Dalgety Road (both sides) and George Road (both sides) are excluded from the local-intake area of this school.

The following defines an optional area between Herne Hill Primary School and Upper Swan Primary School —

From the Swan River, east along Padbury Avenue to Range Road, north along Range Road and the locality boundary between Millendon and Red Hill to Susannah Brook, west along Susannah Brook to the eastern extension of Logue Road, west along this extension and along Logue Road to and across the railway line and along the western extension of Logue Road to the Swan River, and south along the Swan River to the western extension of Padbury Avenue. The boundary parts of Padbury Avenue (both sides), Range Road (both sides) and Logue Road (both sides) are included within this optional area.

The following defines an optional area between Herne Hill Primary School and Middle Swan Primary School —

From the junction of Toodyay Road and Dalgety Road, west along Dalgety Road to and across the railway line to the eastern end of George Road, west along George Road to Great Northern Highway, south along Great Northern Highway to Jane Brook, east and north east along Jane Brook to the bridge where Toodyay Road crosses over Jane Brook, north east along Toodyay Road to Dalgety Road. The boundary parts of Dalgety Road (both sides), George Road (both sides) and Great Northern Highway (east side) are included within this optional area. The boundary parts of Toodyay Road (both sides) are excluded from this optional area.

### **HILLCREST PRIMARY SCHOOL**

The following defines an optional area between Hillcrest Primary School and Bayswater Primary School —

From the junction of Beechboro Road and Skew Road, north along Beechboro Road to Clavering Road, east and south east along Clavering Road to Railway Parade, south from this road junction to the railway line, west along the railway line to a point on the south easterly extension of Toowong Street, north west along this extension and Toowong Street to Arundel Street (southern section), north east along Arundel Street (southern section) to The Strand, south east along The Strand to Arundel Street (northern section), north east along Arundel Street (northern section) to Lawrence Street, north west along Lawrence Street to Francis Street, north east along Francis Street to Drake Street, south east along Drake Street to Cantlebury Road, north east along Cantlebury Road to Skew Road, and south east along Skew Road to Beechboro Road. The boundary parts of Beechboro Road, Clavering Road, Toowong Street, Arundel Street (both sections), The Strand, Lawrence Street, Francis Street, Drake Street, Cantlebury Road and Skew Road (both sides in all cases) are included within this optional area.

### **HOLLYWOOD PRIMARY SCHOOL**

The following defines an optional area between Hollywood Primary School and Rosalie Primary School —

From the junction of Aberdare Road and Gairdner Drive, south along Gairdner Drive to Verdun Street, west along Verdun Street to Campsie Street, north along Campsie Street to Aberdare Road, and east along Aberdare Road to Gairdner Drive. The boundary parts of Gairdner Drive (both sides), Verdun Street (north side), Campsie Street (both sides) and Aberdare Road (south side) are included within this optional area.

### **JOLIMONT PRIMARY SCHOOL**

The following defines an optional area between Jolimont Primary School and Subiaco Primary School —

From the junction of Roberts Road and Rokeby Road, north to the Subiaco Railway Station, north from the Station to Subiaco Square Road, west along Subiaco Square Road to Station Street (southern section), north along Station Street (southern section) to Salvado Road, west along Salvado Road to Station Street (northern section), north along Station Street (northern section) to Cambridge Street, west along Cambridge Street to Denton Street, south along Denton Street to Old Jacaranda Way, continuing south along Old Jacaranda Way and its southern extension to Hay Street, east along Hay Street to Railway Road, generally north east along Railway Road to the junction of Roberts Road and Rokeby Road. The boundary parts of Station Street (southern and northern sections, west side), Salvado Road (south side), Cambridge Street (south side), Denton Street (east side), Old Jacaranda Way (east side) and Railway Road (west side) are included within this optional area. The boundary parts of Hay Street (both sides) are excluded from this optional area.

### **LAKE GWELUP PRIMARY SCHOOL**

The following defines the local-intake area for Lake Gwelup Primary School —

From the intersection of Karrinyup Road and Huntriss Road, north along Huntriss Road and its northerly extension through Lake Karrinyup to North Beach Road, east along North Beach Road and continuing east along Balcatta Road and its easterly extension to the Mitchell Freeway, south along the Mitchell Freeway to Karrinyup Road, and west along Karrinyup Road to Huntriss Road. The boundary parts of North Beach Road (south side), Balcatta Road (south side), Mitchell Freeway (west side) and Karrinyup Road (north side) are included within the local-intake area of this school. The boundary parts of Huntriss Road (both sides) are excluded from the local-intake area of this school.

The following defines an optional area between Lake Gwelup Primary School and West Balcatta Primary School —

From the junction of Boya Way and Odin Road, south west along Odin Road and its extension to the Mitchell Freeway, north along the Mitchell Freeway to Erindale Road, east along Erindale Road to Boya Way, and south east along Boya Way to Odin Road. The boundary parts of Odin Road (west side), Mitchell Freeway (east side), Erindale Road (south side) and Boya Way (south side) are included within this optional area.

The following defines an optional area between Lake Gwelup Primary School and Carine Primary School —

From the junction of Okley Road and North Beach Road, north along Okley Road to Reid Highway, east along Reid Highway to Duffy Road, south along Duffy Road to North Beach Road and west along North Beach Road to Okley Road. The boundary parts of Okley Road (east side), Reid Highway (south side), Duffy Road (west side) and North Beach Road (north side) are included within this optional area.

#### **MIDDLE SWAN PRIMARY SCHOOL**

The following defines an optional area between Middle Swan Primary School and Herne Hill Primary School —

From the junction of Toodyay Road and Dalgety Road, west along Dalgety Road to and across the railway line to the eastern end of George Road, west along George Road to Great Northern Highway, south along Great Northern Highway to Jane Brook, east and north east along Jane Brook to the bridge where Toodyay Road crosses over Jane Brook, north east along Toodyay Road to Dalgety Road. The boundary parts of Dalgety Road (both sides), George Road (both sides) and Great Northern Highway (east side) are included within this optional area. The boundary parts of Toodyay Road (both sides) are excluded from this optional area.

#### **NORTH COTTESLOE PRIMARY SCHOOL**

The following defines the local-intake area of this school for kindergarten students for 2004, subject to available accommodation —

From the junction of Stirling Highway and Forrest Street, north east along Stirling Highway to Airlie Street, east along Airlie Street to Bindaring Parade, north along Bindaring Parade to Richardson Avenue and continuing north along Richardson Avenue to Stirling Highway, continuing north across Stirling Highway to Parry Street, north along Parry Street to the railway line, south west along the railway line to the closest point to the junction of West Coast Highway and Claremont Crescent, north west from this point to West Coast Highway, north along West Coast Highway to North Street, west along North Street to Marine Parade, south along Marine Parade to Jarrad Street, east along Jarrad Street to Curtin Avenue, north along Curtin Avenue to Forrest Street (western section), east along the easterly extension of Forrest Street and east along Forrest Street (eastern section) to Stirling Highway. The boundary parts of Stirling Highway (west side), Airlie Street (both sides), Bindaring Parade (both sides), Richardson Avenue (both sides), Parry Street (west side), West Coast Highway (west side), North Street (south side), Marine Parade (both sides), Jarrad Street (both sides), Curtin Avenue (both sides) and Forrest Street (eastern section, north side) are included within this school's local-intake area for kindergarten students.

#### **PALMYRA PRIMARY SCHOOL**

The following defines the local-intake area of this school —

From the intersection of Hammad Street and Petra Street, south along Petra Street to Marmion Street, west along Marmion Street to Coode Street, south along Coode Street to High Street, east along High Street to Carrington Street, south along Carrington Street to Sainsbury Road, east along Sainsbury Road to Stock Road, north along Stock Road to Hammad Street and west along Hammad Street to Petra Street. The boundary parts of Petra Street (east side), Marmion Street (south side), Coode Street (east side), High Street (north side), Carrington Street (east side), Sainsbury Road (north side), Stock Road (west side), and Hammad Street (south side) are included within this area.

The following defines an optional area between Palmyra Primary School and Bicton Primary School —

From the intersection of Canning Highway and Stock Road, south along Stock Road to Hammad Street, west along Hammad Street to Petra Street, north along Petra Street to Canning Highway and east north east along Canning Highway to Stock Road. The boundary parts of Stock Road (west side), Hammad Street (north side), Petra Street (east side) and Canning Highway (south side) are included within this optional area.

#### **RICHMOND PRIMARY SCHOOL**

The following defines the local-intake area of this school —

From the junction of Marmion Street and Petra Street, west along Marmion Street to Moss Street, north along Moss Street to George Street, west along George Street and its extension to Stirling Highway, north along Stirling Highway to the Swan River foreshore, north and east along the Swan River foreshore to the northern extension of Petra Street, south along this extension of Petra Street, and continuing south along Petra Street to Marmion Street. The boundary parts of Marmion Street (north side), Moss Street (east side), George Street (north side), Stirling Highway (east side) and Petra Street (west side) are included within the local-intake area of this school.

The following defines an optional area between Richmond Primary School and East Fremantle Primary School —

From the junction of Marmion Street and Moss Street, north along Moss Street to George Street, west along George Street and its extension to Stirling Highway, south along Stirling Highway to Marmion Street, and east along Marmion Street to Moss Street. The boundary parts of Moss Street (west side), George Street (south side), Stirling Highway (east side) and Marmion Street (north side) are included within this optional area.

The following defines an optional area between Richmond Primary School and Bicton Primary School —

From the intersection of Petra Street and Canning Highway, east north east along Canning Highway to Whittle Court, north along Whittle Court to Birdwood Circus West, north along Birdwood Circus West to Birdwood Circus, north along Birdwood Circus to Phipps Street, north along Phipps Street to the northern end of that street, north west from the northern end of Phipps Street to the Swan River foreshore, south west along the Swan River foreshore to the northern extension of Petra Street, south along this extension and south along Petra Street to Canning Highway. The boundary parts of Canning Highway (north side), Whittle Court (both sides), Birdwood Circus West (both sides), Birdwood Circus (both sides), Phipps Street (both sides) and Petra Street (east side) are included within this optional area.

### **ROSALIE PRIMARY SCHOOL**

The following defines the local-intake area of this school —

From the junction of Nicholson Road and Thomas Street, south west along Thomas Street to Aberdare Road, west along Aberdare Road to Railway Road, north east along Railway Road to Nicholson Road, and east along Nicholson Road to Thomas Street. The boundary parts of Thomas Street (west side), Aberdare Road (north side), Railway Road (east side) and Nicholson Road (south side) are included within the local-intake area of this school.

The following defines an optional area between Rosalie Primary School and Subiaco Primary School —

From the junction of Nicholson Road and Railway Road, east along Nicholson Road to Coleraine Street, north along Coleraine Street to Gloster Street, west along Gloster Street to Herbert Road, north along Herbert Road to Railway Road and south west along Railway Road to Nicholson Road. The boundary parts of Nicholson Road (north side), Coleraine Street (west side), Gloster Street (both sides), Herbert Road (west side) and Railway Road (east side) are included within this optional area.

The following defines an optional area between Rosalie Primary School and Hollywood Primary School —

From the junction of Aberdare Road and Gairdner Drive, south along Gairdner Drive to Verdun Street, west along Verdun Street to Campsie Street, north along Campsie Street to Aberdare Road, and east along Aberdare Road to Gairdner Drive. The boundary parts of Gairdner Drive (both sides), Verdun Street (north side), Campsie Street (both sides) and Aberdare Road (south side) are included within this optional area.

### **ROSSMOYNE PRIMARY SCHOOL**

The following defines the local-intake area of this school —

From the junction of Leach Highway and Fifth Avenue, south west along Leach Highway to the junction with Bull Creek Drive, north through Bateman Park to the Bull Creek foreshore, east and north along the Bull Creek foreshore, and continuing north east and east along the Canning River foreshore to the northern extension of Fifth Avenue, south along the northern extension of Fifth Avenue and continuing south along Fifth Avenue to Leach Highway. The boundary parts of Leach Highway (north side only) and Fifth Avenue (both sides) are included within the local-intake area of Rossmoyne Primary School.

The following defines an optional area between Rossmoyne Primary School and Shelley Primary School —

From the junction of Leach Highway and Fifth Avenue, north east along Leach Highway to Beatrice Avenue, north along Beatrice Avenue to Riverton Drive North, generally south west along Riverton Drive North to Fifth Avenue, and south along Fifth Avenue to Leach Highway. The boundary parts of Leach Highway (north side), Beatrice Avenue (both sides) and Riverton Drive North (both sides) are included within this optional area. The boundary street of Fifth Avenue (both sides) is excluded from this optional area.

The following defines an optional area between Rossmoyne Primary School and Willetton Primary School —

From the junction of Leach Highway and Karel Avenue, south along Karel Avenue to Keith Road, west along Keith Road to Leach Highway, and north east along Leach Highway to Karel Avenue. The boundary parts of Karel Avenue (west side), Keith Road (north side) and Leach Highway (south side) are included in this optional area.

### **SUBIACO PRIMARY SCHOOL**

The following defines the local-intake area of this school —

From the junction of Thomas Street and Nicholson Road, west along Nicholson Road to Coleraine Street, north along Coleraine Street to Gloster Street, west along Gloster Street to Herbert Road, north along Herbert Road to Railway Road and north east along Railway Road to Roberts Road,

east along Roberts Road to Wellington Street, east along Wellington Street to the Mitchell Freeway, south along the Mitchell Freeway to Riverside Drive, west north west over Mt Eliza to the junction of Fraser Avenue and May Drive, and west north west to the junction of Thomas Street and Nicholson Road. The boundary parts of Nicholson Road (north side), Coleraine Street (east side), Herbert Road (east side), Railway Road (east side), Roberts Road (south side), Wellington Street (south side) and the Mitchell Freeway (west side) are included within the local-intake area of this school. The boundary parts of Gloster Street (both sides) are excluded from this local-intake area.

The following defines an optional area between Subiaco Primary School and West Leederville Primary School —

From the junction of Roberts Road and Rokeby Road, north to the Subiaco Railway Station, north east and east along the railway line to Loftus Street, south west along Loftus Street to Roberts Road, and west along Roberts Road to Rokeby Road. The boundary parts of Loftus Street (west side) and Roberts Road (north side) are included within this optional area.

The following defines an optional area between Subiaco Primary School and Jolimont Primary School —

From the junction of Roberts Road and Rokeby Road, north to the Subiaco Railway Station, north from the Station to Subiaco Square Road, west along Subiaco Square Road to Station Street (southern section), north along Station Street (southern section) to Salvado Road, west along Salvado Road to Station Street (northern section), north along Station Street (northern section) to Cambridge Street, west along Cambridge Street to Denton Street, south along Denton Street to Old Jacaranda Way, continuing south along Old Jacaranda Way and its southern extension to Hay Street, east along Hay Street to Railway Road, generally north east along Railway Road to the junction of Roberts Road and Rokeby Road. The boundary parts of Station Street (southern and northern sections, west side), Salvado Road (south side), Cambridge Street (south side), Denton Street (east side), Old Jacaranda Way (east side) and Railway Road (west side) are included within this optional area. The boundary parts of Hay Street (both sides) are excluded from this optional area.

The following defines an optional area between Subiaco Primary School and Rosalie Primary School —

From the junction of Nicholson Road and Railway Road, east along Nicholson Road to Coleraine Street, north along Coleraine Street to Gloster Street, west along Gloster Street to Herbert Road, north along Herbert Road to Railway Road and south west along Railway Road to Nicholson Road. The boundary parts of Nicholson Road (north side), Coleraine Street (west side), Gloster Street (both sides), Herbert Road (west side) and Railway Road (east side) are included within this optional area.

#### **SWANBOURNE PRIMARY SCHOOL**

The following defines the local-intake area of this school —

From a point where the western extension of North Street meets the Indian Ocean coastline, east along this extension and North Street to West Coast Highway, south along West Coast Highway to Claremont Crescent, south east to the railway line, north east along the railway line to a point where the southern extension of Wright Avenue meets the railway line, north through Scotch College to Wright Avenue, continuing north along Wright Avenue to Bellevue Terrace, east along Bellevue Terrace and its extension to the north-south bike-path on the south western side of Lake Claremont, generally north along the bike-path to the southern extension of Strickland Street, west to the southern end of Butler Avenue, north along Butler Avenue to Alfred Road, west along Alfred Road to the eastern site boundary of the Cottesloe Golf Course, north along the eastern site boundary of the Cottesloe Golf Course to the northern site boundary of the Golf Course, west along the northern boundary of the Golf Course to and across West Coast Highway to the coastline, and south to the western extension of North Street. The boundary parts of North Street (north side), West Coast Highway (east side), Bellevue Terrace (both sides) and Alfred Road (south side) are included within this local-intake area. The boundary parts of Wright Avenue (both sides) and Butler Avenue (both sides) are excluded from this local-intake area.

The following defines an optional area between Swanbourne Primary School and Claremont Primary School —

From the corner of Stirling Road and Claremont Crescent, west along Claremont Crescent to a point where the southern extension of Wright Avenue meets the railway line, north through Scotch College to Wright Avenue, continuing north along Wright Avenue to Bellevue Terrace, east along Bellevue Terrace and its extension to the north-south bike-path on the south western side of Lake Claremont, south along the bike-path and continuing south along Stirling Road to Claremont Crescent. The boundary parts of Claremont Crescent (both sides), Wright Avenue (both sides) and Stirling Road (west side) are included within this optional area.

The following defines an optional area between Swanbourne Primary School and Graylands Primary School —

From the intersection of Asquith Street and Strickland Street, south along Strickland Street to the bike-path on the western shoreline of Lake Claremont, west to the southern end of Butler Avenue, north along Butler Avenue to Alfred Road, west along Alfred Road to the Cottesloe Golf Course, north along the eastern site boundary of the Cottesloe Golf Course to the western extension of Asquith Street, east along this extension and Asquith Street to Strickland Street. The boundary parts of Strickland Street (west side), Butler Avenue (both sides), Alfred Road (north side) and Asquith Street (south side) are included within this optional area.

**UPPER SWAN PRIMARY SCHOOL**

The following defines an optional area between Upper Swan Primary School and Herne Hill Primary School —

From the Swan River, east along Padbury Avenue to Range Road, north along Range Road and the locality boundary between Millendon and Red Hill to Susannah Brook, west along Susannah Brook to the eastern extension of Logue Road, west along this extension and along Logue Road to and across the railway line and along the western extension of Logue Road to the Swan River, and south along the Swan River to the western extension of Padbury Avenue. The boundary parts of Padbury Avenue (both sides), Range Road (both sides) and Logue Road (both sides) are included within this optional area.

---

---

**ENVIRONMENT**

---

---

EV401

**ENVIRONMENTAL PROTECTION ACT 1986**

(SECTION 20)

Delegation (No. 51)

Delegation under section 20 of the *Environmental Protection Act 1986* ("The Act").

The Chief Executive Officer by this instrument delegates to the Environmental Protection Authority constituted under section 7 of the Act all the powers and duties conferred or imposed under section 48(1) of the Act in relation to statements issued or to be issued under section 45(5) of the Act where—

- (i) the proponent is the Water and Rivers Commission for the following—
  - Statement of Conditions 21 — Gngangara Mound Groundwater Resources (1988)
  - Statement of Conditions 111 — Next Major Water Supply Source for Perth (Post 1992) — Stage 1 (1990)
  - Statement of Conditions 253 — Jandakot Groundwater Scheme, Stage 2 (1992)
  - Statement of Conditions 437 — Gngangara Mound Groundwater Resources (1997)
  - Statement of Conditions 496 — Groundwater Resource Allocation, East Gngangara, Shire of Swan (1999)
- (ii) the proponent is the Department of Environmental Protection for—
  - Statement of Conditions 528 — Remediation of the Omex contaminated site, Bellevue, Shire of Swan (1999)

DEREK CAREW-HOPKINS, Acting Chief Executive Officer.  
Dr JUDY EDWARDS, Minister for the Environment.

---

---

**LAND ADMINISTRATION**

---

---

LA401\*

**TRANSFER OF LAND ACT 1893**

APPLICATION I398838

Take notice that Jeanette Trevatt of 258 Avon Terrace, York and Margaret Watkins of 229 Avon Terrace, York have made application to bring the following land under the operation of the Transfer of Land Act, 1893.

York Suburban Lot A3 and now being described as lot 81 on Deposited Plan 34934 comprising 2.2778 Hectares.

and being the whole of the land comprised in Memorial Book XXIX No 174.

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 20 October 2003 a caveat forbidding the land being brought under the operation of the Act.

IAN HYDE, Registrar of Titles.

---

## LOCAL GOVERNMENT

---

**LG501\*****BUSH FIRES ACT 1954****FIREBREAK NOTICE***City of Bayswater*

Notice to all landowners and occupiers of land within the City of Bayswater

All landowners and occupiers of land within the City of Bayswater are advised that, on or before the 30th November 2003 or within fourteen days of the date of becoming an owner or occupier up to and including the 30th April 2004 must ensure compliance with the following firebreak conditions—

All land which is 2000<sup>2</sup> or less in area—

Remove all inflammable matter from the whole of the land, except living trees and shrubs; plants under cultivation and lawn, by means of ploughing, cultivating or slashing to a height of no more than 50mm.

All other land within the City of Bayswater;

- (i) Firebreaks of a minimum width and height of 3 metres are to be cleared immediately inside all external boundaries of the land;
- (ii) Firebreaks of a minimum width of 3 metres and height of 3 metres are to be cleared immediately surrounding all buildings situated on the land; and any place where inflammable liquids and gas products are kept.

If for any reason an owner and/or occupier considers it impractical to clear firebreaks or comply with other fire protection measures in accordance with this Notice, the owner and/or occupier may apply in writing to Council not later than 29 November 2003.

Where an owner and/or occupier of land fails or neglects to comply with any requirement of this Notice, Council may undertake the work and recover the costs and expenses from the owner and/or occupier pursuant to the Act, in addition to any penalty which might be imposed. A Penalty of not more than \$5,000 applies.

Buring off within the City of Bayswater is prohibited. All clearing and disposal of waste should be carried out by methods other than burning.

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

Mario Carosella (Chief)	Anthony Smith (Deputy)
Raymond McArthur	Mark Gaschk
Steven Chua	Graham Morrison
Peter Sandow	

Enquiries in relation to this Notice may be directed to Ranger Services, Monday to Friday between 8.30am and 4.30pm, on 9272 0972.

MARIO J. CAROSELLA, Chief Executive Officer.

---

**LG502\*****BUSH FIRES ACT 1954***City of Kalgoorlie-Boulder*

Notice to all Owners or Occupiers of Land in the City of Kalgoorlie-Boulder (Zone 9)

Pursuant to the powers contained in Section 33 (1) (a) & (b) of the Bush Fires Act, 1954, you are hereby required on or before the 1st day of October, 2003 or within fourteen days of your becoming owner or occupier of land should this be after the 1st day of October, 2002 to clear firebreaks and remove flammable material from the land owned or occupied by you as specified hereunder and to have the specified land and firebreaks clear of all flammable material from the 1st day of October, 2003 up to and including the 14th day of April, 2004.

(1) Land Outside Townsites

- (a) All buildings on land which are outside townsite shall be surrounded by two firebreaks not less than two metres wide cleared of all flammable material, the inner firebreak to be not more than twenty metres from the perimeter of the building or group of buildings and the outer firebreak not less than 200 metres from the inner firebreak.

To remove flammable material from the whole of the land between the firebreaks required in paragraph (a) above.

Land in Townsites

- (b) Where the area of land is 2,000 square metres or less, all flammable material shall be removed from the whole of the land.

Where the area of land exceeds 2,000 square metres, firebreaks at least 3 metres in width shall be cleared of all flammable material immediately inside and along the boundaries of the land. Where there are buildings on the land, additional firebreaks shall be cleared immediately surrounding each building.

If it is considered for any reason to be impractical to clear firebreaks or remove flammable material required by this notice, you may apply to the Council or its duly appointed Officer not later than the 15th October, 2003 for permission to provide firebreaks in alternative positions or take alternative action to remove or abate fire hazards. If permission is not granted by Council or its duly authorised Officer, you shall comply with the requirements of this notice.

“Flammable material” does not include green growing trees or green growing plants in gardens.

If the requirements of this notice are carried out by burning, such burning shall comply with the relevant provisions of the Bush Fire Act 1954.

In accordance with Section 33 (3) of the Bush Fire Act 1954, failing to comply with this notice may result in a maximum penalty of \$5,000. A person in default is also liable, whether prosecuted or not, to pay cost of performing the work directed in this notice, if it is not carried out by the owner or occupier by the date required by this notice.

The prohibited burning periods will be—

1. Within the gazetted Kalgoorlie-Boulder Fire District from 15th December 2003 to 14th April 2004 inclusive;
2. Outside the Kalgoorlie-Boulder Fire District from 1st November 2003 to 30th April 2004.

By order of the Council.

Dated this 22nd day of September, 2003.

IAN FLETCHER, Chief Executive Officer.

**LG503\***

**BUSH FIRES ACT 1954**

*Shire of East Pilbara*

**NOTICE TO ALL OWNERS AND/OR OCCUPIERS OF LAND**

**2003-2004 Fire Break Notice**

Pursuant to the powers contained in Section 33 of the Bush Fires Act 1954, notice is hereby given to all owners and/or occupiers of land within the Shire of East Pilbara, that owners and/or occupiers of land are required to carry out fire prevention/mitigation works in accordance with this notice on land owned or occupied by them by the 30th October 2003. All works required by this Notice shall be maintained all year round.

**1 Land in Townsites**

- 1.1 where the area of land is 2000 square metres (approximately ½ an acre) or less, all flammable material shall be reduced over the whole of the land.
- 1.2 where the area of land exceeds 2000 square metres, firebreaks of at least three metres in width should be cleared of all flammable material immediately inside and along the boundaries of the land. Where there are buildings on the land additional firebreaks three metres in width shall be cleared immediately surrounding each building.

**2 Land outside Townsites**

- 2.1 Two firebreaks should surround all buildings on land that is outside townsites. Not less than two metres wide and cleared of all flammable material. The inner firebreak is to be not more than twenty metres from the perimeter of the building or group of buildings and the outer firebreak not less than 100 metres from the inner firebreak.
- 2.2 The fuel load must be reduced from the whole of the land between the firebreaks as required in paragraph 1.1 above.

If it is considered impractical, for any reason to construct firebreaks and/or reduce the flammable fuel load as required by this notice, you may apply to the Council or its duly authorised Officer for permission to provide firebreaks in alternative positions or take alternative action to remove or abate fire hazards. If permission is not granted by Council or its duly authorised officer you must comply with the requirements of this notice. Approval may only be granted up to and before the 30th October in any year. If approval is not granted then the owner/or occupier shall comply with the requirements of this Notice.

“Flammable material” does not include green growing trees or green growing plants in gardens.

If the requirements of this notice are carried out by burning, such burning must comply with the relevant provisions of the Bush Fires Act.

The penalty for failing to comply with this notice is a fine of up to \$5000. A person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this notice, if it is not carried out by the owner or occupier by the date required by this notice.

There is a restricted burning period all year round throughout the Shire of East Pilbara.

ALLEN COOPER, Chief Executive Officer.



---



---

## MINERALS AND PETROLEUM

---



---

MP403

**MINING ACT 1978**  
NOTICE OF INTENTION TO FORFEIT

Department of Industry and 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 17 October 2003, 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		
04/1185	Judicial Holdings Pty Ltd	West Kimberley
45/1683	Exclusive Air Charter Pty Ltd	Pilbara
69/1744	Lingchip Pty Ltd	Warburton
69/1745	Lingchip Pty Ltd	Warburton
69/1746	Lingchip Pty Ltd	Warburton
69/1788	Caldera Resources Pty Ltd; Ellendale Resources NL	Warburton
74/288	Kingfisher Resources Pty Ltd; Phoenix (WA) Pty Ltd	Phillips River
80/2799	International Goldfields Ltd	Kimberley
Mining Leases		
27/263	Gutnick Resources NL	North East Coolgardie
70/606	Hudson Resources Ltd	South West
70/1055	Simcoa Operations Pty Ltd	South West
80/106	Australian United Gold NL; Kimberly Gold Pty Ltd; Ynema, Marten Hendrick	Kimberley

MP401

**MINING ACT 1978**  
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry and 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.

S. P. SHARRATT, (SM), Warden.

To be heard in the Warden's Court at Leonora on 16th October, 2003.

MOUNT MARGARET MINERAL FIELD

*Mount Malcolm District*

Prospecting Licences

37/5546—Trevor John Dixon

37/5547—Trevor John Dixon

*Mount Margaret District*

Prospecting Licences

38/2210—Fry, Paul Henry; Noble, Jennifer Anne

38/2892—Foley, Michael Joseph; Sullivan, Gavan Michael

*Mount Morgans District*

## Prospecting Licences

39/3537—McWilliam, Daisy Elizabeth  
 39/4182—Rocky Reef Mining Pty Ltd; Royal Resources Pty Ltd  
 39/4183—Rocky Reef Mining Pty Ltd; Royal Resources Pty Ltd  
 39/4185—Rocky Reef Mining Pty Ltd; Royal Resources Pty Ltd  
 39/4186—Rocky Reef Mining Pty Ltd; Royal Resources Pty Ltd  
 39/4187—Rocky Reef Mining Pty Ltd; Royal Resources Pty Ltd  
 39/4188—Rocky Reef Mining Pty Ltd; Royal Resources Pty Ltd  
 39/4189—Rocky Reef Mining Pty Ltd; Royal Resources Pty Ltd  
 39/4190—Rocky Reef Mining Pty Ltd; Royal Resources Pty Ltd  
 39/4191—Rocky Reef Mining Pty Ltd; Royal Resources Pty Ltd  
 39/4192—Rocky Reef Mining Pty Ltd; Royal Resources Pty Ltd

## NORTH COOLGARDIE MINERAL FIELD

*Niagara District*

## Prospecting Licences

40/1019—Barmenco Pty Ltd; Kookynie Resources NL  
 40/1020—Barmenco Pty Ltd; Kookynie Resources NL  
 40/1021—Barmenco Pty Ltd; Kookynie Resources NL  
 40/1022—Barmenco Pty Ltd; Kookynie Resources NL

**MP402****MINING ACT 1978**

## APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry and 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. failure to comply with the prescribed expenditure conditions and/or failure to lodge a report within the prescribed period.

S. P. SHARRATT, (SM), Warden.

To be heard in the Warden's Court at Leonora on 16th October, 2003.

## MOUNT MARGARET MINERAL FIELD

*Mount Malcolm District*

## Prospecting Licences

37/4402—Servicepoint Ltd  
 37/4434—Servicepoint Ltd  
 37/4622—Henkel, Horst Herbert Heinz  
 37/5618—Sons of Gwalia Ltd

## MOUNT MARGARET MINERAL FIELD

*Mount Margaret District*

## Prospecting Licences

38/2655—Johnson's Well Mining NL  
 38/2656—Johnson's Well Mining NL

## MOUNT MARGARET MINERAL FIELD

*Mount Morgans District*

## Prospecting Licences

39/2543—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/2544—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/2591—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/2592—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/2593—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/2594—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/2598—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/2599—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/2600—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/2601—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL

39/2604—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/2606—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/2607—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/2608—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/3153—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/3154—Sons of Gwalia Ltd; Sons of Gwalia (Murchison) NL  
 39/3533—Faull, Tony Roy

---

## MEDICAL BOARD OF WA

---

MX401

**MEDICAL ACT 1894**  
**ORDERS OF THE BOARD**

Inquiry No: 1620-23

In the Medical Board of Western Australia

Dated Heard: 14 August 2003

Dated Delivered: 10 September 2003

In the matter of the Medical Act 1894, as amended and in the matter of Dr Zdenek Srna and in the matter of an inquiry conducted by the Medical Board of Western Australia pursuant to section 13 of the Medical Act.

Before: Professor C. A. Michael AO, MD, FRCOG, FRACOG, DDU; Mr N. J. Mullany LLB (Hons), BCL; Dr T. Lord MBBS, MRCS, FRACGP, LRCPDA; Dr F. Jefferies MBBS, FACRRM; Mr P. Walker FIMM FAIM; Mr P. Tottle, assisting the Board; Mr M. Corboy SC, for Dr Srna.

Upon hearing Mr P. Tottle, Counsel Assisting the Medical Board, and Mr M. Corboy Counsel for Dr Zdenek Srna, on the allegations contained in the Amended Notice of Inquiry issued 6 March 2003 the Board finds Dr Srna guilty of gross carelessness in a professional respect contrary to section 13(1)(c) of the *Medical Act 1894* and orders that—

1. The registration of the Practitioner is suspended from a period of three months;
2. The period of suspension referred to in paragraph 1 is to commence from 19 September 2003;
3. the Practitioner shall pay two-thirds of the reasonable costs of the Inquiry.

Dated the 16th day of September 2003.

SIMON HOOD, Registrar.

---

## PLANNING AND INFRASTRUCTURE

---

PI401\*

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

*Shire of Gingin*

Town Planning Scheme No. 8—Amendment No. 85

Ref: 853/3/8/10 Pt 85

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the Shire of Gingin Town Planning Scheme Amendment on 22 September 2003 for the purpose of—

1. Rezoning Portion of Swan Location 1254 Cockram and Ashby Roads, Lennards Brook from Rural to Rural Residential.
2. Amending the Scheme Text Appendix 6 (Rural Residential Zone - Provisions Relating to Specified Areas) by including Swan Location 1254 together with the proposed uses and special provisions as follows—
  - 9 (a) Swan Location 1254 Cockram Road, Lennards Brook
  - (b) In accordance with Table No. 1 - Zoning Table
  - (c) (i) Development of land including the construction of fencing and firebreaks, will be carried out only in accordance with the approved Subdivision Guide Plan.
  - (ii) No more than one dwelling will be permitted on a lot.

- (iii) No dwelling shall be erected unless the lot is connected to a reticulated water supply or the Council is satisfied that there is an adequate potable water supply consisting of a roof water tank of not less than 90,000 litres.
  - (iv) Fencing shall conform to the standard of rural fencing in the district, and the use of solid panel fenceings except in the immediate vicinity of the residence will only be permitted with the consent of Council.
  - (v) No natural vegetation shall be removed without prior written consent of Council, unless its removal is necessary for construction of a building, firebreak or boundary fence.
  - (vi) The siting and design of any buildings on any lot shall be such that they will not significantly impact on the existing vegetation or visual landscape amenity of the site.
  - (vii) The keeping of horses, sheep, goats and other grazing animals, where permitted, shall not exceed the stocking rates recommended by Agriculture Western Australia for the applicable pasture types. Where the keeping of animals occurs vegetation shall be protected by stockproof fencing.
  - (viii) Prior to subdivision, the subdivider shall prepare a Fire Management Plan, which should incorporate matters including, but not limited to, strategic fire breaks and the provision of a water supply site within the subdivision.
  - (ix) At the time of subdivision Council will recommend that the Western Australian Planning Commission impose a condition requiring Memorials on the Titles of the lots for the purpose of informing future landowners of the presence of an abattoir, extractive industry and other rural activities and rural industry in the locality that could potentially impact on the amenity of the rural residential lots.
3. Amending the Scheme Map accordingly.

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

**PI402\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT  
*City of Gosnells*

Town Planning Scheme No. 6—Amendment No. 13

Ref: 853/2/25/8 Pt 13

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 Gosnells Town Planning Scheme Amendment on 22 September 2003 for the purpose of—

1. Rezoning Lot 55 Nicholson Road, Canning Vale from Light Industry to Mixed Business.
2. Amending Table 1: Zoning Table, by making “Motel” an “A” use within the Mixed Business zone.

P. M. MORRIS, Mayor.  
S. JARDINE, Chief Executive Officer.

**PI403\***

**WESTERN AUSTRALIAN PLANNING COMMISSION ACT 1985**  
NOTICE OF DELEGATION  
To Committees and Officers

File: 970-1-1-3  
970-1-1-58

Notice is hereby given that the Western Australian Planning Commission (*the Commission*) by resolution made on 23 September 2003 and acting pursuant to the provisions of section 20 of the *Western Australian Planning Commission Act 1985* (‘the Act’) does hereby—

- A. Revoke its delegation of powers and functions to various eligible persons and bodies as detailed in a notice published in the *Government Gazette* of 20 September 2002 (pages 4712-4718);

AND

- B. DELEGATES ITS FUNCTIONS as set out in—

- (a) schedule 1, to those eligible persons and bodies set out in schedule 2;
- (b) schedule 3, to those eligible bodies set out in schedule 4;

- (c) schedule 5, to those eligible persons set out in schedule 6;
- (d) schedule 7, to those eligible persons set out in schedule 8;
- (e) schedule 9, to those eligible persons and bodies set out in schedule 10;
- (f) schedule 11, to the eligible body set out in schedule 12;
- (g) schedule 13, to the eligible body set out in schedule 14; and
- (h) schedule 15, to the eligible body set out in schedule 16.

In accordance with section 20(5) of the Act, a reference in this instrument to a function or a power of the Commission includes and extends to, without limitation or restriction, any of the powers, privileges, authorities, discretions, duties and responsibilities vested in or conferred upon the Commission by the Act or any other written law as the case requires.

#### SCHEDULE 1—FUNCTIONS DELEGATED

1.1 All functions of the Commission as set out in—

- (i) paragraphs (i), (ii), (iv) and (v) of subsection (1)(e) of section 18 of the Act;
- (ii) the *Metropolitan Region Town Planning Scheme Act 1959*; and
- (iii) the Metropolitan Region Scheme.

1.2 Power to determine applications for approval to commence and carry out development lodged with or referred to the Commission pursuant to the provisions of the Metropolitan Region Scheme.

1.3 Power to determine applications for approval to commence and carry out development lodged with or referred to the Commission pursuant to the provisions of the Metropolitan Region Scheme but only where those determinations will not be significantly at variance with the recommendations made by the relevant local government or where no response has been received from the local government within the period prescribed in clause 29(3) of the Scheme.

1.4 Power to issue Clause 42 Certificates pursuant to the provisions of the Metropolitan Region Scheme.

#### SCHEDULE 2—APPLICATION OF DELEGATION

The delegation of functions set out in Schedule 1 apply as follows—

2.1 Paragraph 1.1 of Schedule 1 applies to the Statutory Planning Committee meeting as the Perth Region Planning Committee being a committee of that name established by the Commission under section 19 (1d) of the Act.

2.2 Paragraph 1.1 of Schedule 1 applies to the Central Perth Planning Committee being a committee of that name established by the Commission under section 19 (1) of the Act but only where the matters under consideration by the Committee are within the area of the City of Perth.

2.3 Paragraph 1.2 of Schedule 1 applies to the Statutory Planning Committee established under section 19 (1c) of the Act except where the matters under consideration are within the area of the City of Perth.

2.4 Paragraph 1.3 of Schedule 1 applies to the officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices designated below but subject to the conditions specified—

- (i) Executive Director, Statutory Planning
- (ii) Director, Policy and Legislation
- (iii) Manager, Metro-North
- (iv) Coordinator, Metro-North
- (v) Senior Project Planner, Metro-Northwest
- (vi) Manager, Metro-South,
- (vii) Senior Project Planner - Coordinator, Metro-South (20020228); and
- (viii) Senior Project Planner—Coordinator, Metro-South (20020229)

2.5 Paragraph 1.4 of Schedule 1 applies to the officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices of Executive Director, Integrated Planning, Manager, Geographic and Planning Information Branch and Co-ordinator, Project Mapping, Geographic and Planning Information Branch.

#### SCHEDULE 3—FUNCTIONS DELEGATED

3.1 All functions of the Commission as set out in—

- (i) Section 7B, 19, 20, 20C, 21, 24 and 25 of the *Town Planning and Development Act 1928*;
- (ii) *Town Planning Regulations 1967*;
- (iii) *Town Planning and Development (Subdivisions) Regulations 2000*;
- (iv) *Strata Titles Act 1985* or the provisions of a strata or survey-strata scheme;
- (v) *Strata Titles General Regulations 1996*;
- (vi) Section 295 (2a) and section 297A (6) (a) of the *Local Government (Miscellaneous Provisions) Act 1960*;
- (vii) Section 52 and section 85 of the *Land Administration Act 1997*;
- (viii) Section 40 of the *Liquor Licensing Act 1988*;
- (ix) Section 43 and section 43A of the *Metropolitan Region Town Planning Scheme Act 1959*;

- (x) Section 37J and section 37K of the *Western Australian Planning Commission Act 1985*;
- (xi) Section 18 (1)(a), (ba) and (c) of the Act;
- (xii) Part 4—Development Control of the *Hope Valley-Wattleup Redevelopment Act 2000*;

3.2 Power to advise the Minister for Planning and Infrastructure on any appeal or matter arising therefrom pursuant to Part V of the *Town Planning and Development Act 1928*.

3.3 Power to defend and otherwise deal with appeals lodged with the Town Planning Appeal Tribunal and to appeal, defend, respond and otherwise deal with any matter that may be appealed to the Supreme Court on a question of law.

3.4 Power to defend, respond, appeal and otherwise deal with legal proceedings.

3.5 Power to prepare and approve, subject to the prior approval of the Minister of Planning, policies relating to planning matters and/or the functions of the Commission, save and except for statements of planning policy under section 5AA of the *Town Planning and Development Act*.

#### SCHEDULE 4—APPLICATION OF DELEGATION

4.1 The functions set out in Schedule 3 apply to the Statutory Planning Committee established under section 19 of the Act, except for matters concerning land within that area of the State comprising the South West Region as defined in Schedule 1 of the Act or matters concerning land within the area of the City of Perth and subject to the exercise of the functions under this clause having due regard in each case to published Commission policy.

4.2 The functions set out in Schedule 3 apply to the South West Region Planning Committee being a Committee by that name established by the Commission under Section 19 of the Act, but only in respect of the matters within the South West Region of the State as defined in Schedule 1 to the Act and subject to the exercise of the functions under this clause having due regard in each case to published Commission policy.

4.3 The functions set out in Schedule 3 apply to the Central Perth Planning Committee being a Committee by that name established by the Commission under Section 19 of the Act, but only in respect of the matters within the area of the City of Perth and subject to the exercise of the functions under this clause having due regard in each case to published Commission policy.

#### SCHEDULE 5—FUNCTIONS DELEGATED

5.1 Power to recommend to the Minister for Planning and Infrastructure that approval be granted or withheld with respect to Interim Development Orders and extensions thereto made or extended pursuant to section 7B of the *Town Planning and Development Act 1928*.

5.2 Power to determine all applications to the Commission under section 20 of the *Town Planning and Development Act 1928* where such determination is in accordance with predetermined policies (if any) of the Commission.

5.3 Power, with respect to applications to the Commission under section 20 of the *Town Planning and Development Act 1928* determined by or on behalf of the Commission, to advise applicants that a revised plan of subdivision is considered to contain amendments that are minor and not so significant so as to amount to a significantly different proposal in circumstances where a revised plan does not materially affect the decision given by or on behalf of the Commission.

5.4 Power pursuant to section 24 (6) of the *Town Planning and Development Act 1928* to determine requests for reconsideration made pursuant to subsection (5) of that section but only in respect of decisions made by an officer under delegated power and where the recommendation is to approve the request and where approval to the reconsideration would not be inconsistent with Commission policy or where the recommendation is to refuse the request on the basis that it is clearly contrary to Commission policy.

5.5 Power to give or withhold consent, pursuant to section 295 (2) of the *Local Government (Miscellaneous Provisions) Act 1960*, to the setting out and construction within a subdivision approved in accordance with section 20 of the *Town Planning and Development Act 1928* of street or streets the width or widths of which are less than 20 metres; such power having been delegated pursuant to section 295 (2a) of the first mentioned Act by instrument in writing dated 9 December 1986 by the Minister for Planning and Infrastructure and the power being limited by the provision of section 295 (2b) of that Act.

5.6 Power to determine requests for variations to plans of subdivision where Commission approval is required pursuant to the provisions of an approved town planning scheme.

5.7 Power to provide responses to the Minister for Planning and Infrastructure on appeals arising from decisions related to the subdivision of land pursuant to Part III of the *Town Planning and Development Act 1928*, to the development of land pursuant to the provisions of the Metropolitan Region Scheme and local government town planning schemes and to strata schemes pursuant to the provisions of the *Strata Titles Act 1985*.

5.8 Power to defend and otherwise deal with appeals lodged with the Town Planning Appeal Tribunal and to appeal, defend, respond and otherwise deal with any matter that may be appealed to the Supreme Court on a question of law.

5.9 Power to defend, respond, appeal and otherwise deal with legal proceedings.

5.10 Power to exercise all functions of the Commission as set out in section 43 and section 43A of the *Metropolitan Region Town Planning Scheme Act 1959*, and section 37J and section 37K of the *Western Australian Planning Commission Act 1985*.

5.11 Power to determine applications and other matters lodged with the Commission for decision under the provisions of the *Strata Titles Act 1985* or the provisions of any strata or survey-strata scheme where any such determination is in accordance with predetermined policies (if any) of the Commission.

5.12 Power to give consent to advertise amendments to local government town planning schemes in cases where such determination rests with the Commission under the provisions of the *Town Planning Regulations 1967*, and to determine the periods for which those amendments are advertised where variations to the 42 day period prescribed by regulation 25(fa) are justified.

5.13 Power to recommend to the Minister for Planning and Infrastructure as to whether or not requests for extensions of time for the consideration of submissions be granted pursuant to regulation 17 (1) of the *Town Planning Regulations 1967* or power to approve requests for extensions of time for the consideration of submissions pursuant to regulation 17 (1) of the *Town Planning Regulations 1967* where such power is conferred upon the Commission.

5.14 Power pursuant to regulation 15(5) of the *Town Planning Regulations 1967* to specify a lesser period than three months from the date of advertisement in which submissions may be made where a scheme is a development scheme or a scheme that does not involve the zoning or classification of land, where such power is conferred upon the Commission.

5.15 Power to recommend to the Minister for Planning and Infrastructure that amendments to local government town planning schemes be given final approval where no submissions were made during the advertising period, or where that recommendation accords with the local government's determination of any submissions received, under the provisions of regulations 19 and 25 (g) of the *Town Planning Regulations 1967*.

5.16 Power to grant approval to plans known generally as outline development plans, structure plans and similar documents or amendments thereto requiring the approval of the Commission pursuant to the provisions of a town planning scheme.

5.17 Power to certify, in accordance with section 40 of the *Liquor Licensing Act 1988*, with respect to the acceptability of a proposal in terms of relevant existing approvals, written laws relating to planning, schemes and Commission policy.

5.18 Power pursuant to sections 52 and 85 of the *Land Administration Act 1997* to approve plans of survey where in accordance with predetermined policies (if any) of the Commission.

5.19 In accordance with section 20C *Town Planning and Development Act 1928*, power to grant approval for an applicant to pay to the relevant local government a sum of money in lieu of land being set aside for public open space that represents the value of that portion in circumstances where the Commission has approved a plan of subdivision upon the condition that such land be set aside for public open space.

#### SCHEDULE 6—APPLICATION OF DELEGATION

6.1 The delegation of functions set out in clause 5.10 of Schedule 5 apply to the following officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices designated below—

- (i) Director, Policy and Legislation.
- (ii) Executive Director, Statutory Planning.

6.2 The delegation of functions set out in clauses 5.7, 5.8 and 5.9 of Schedule 5 apply to the following officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices designated below:

- (i) Coordinator, Policy and Legislation.

6.3 The delegation of functions set out in Schedule 5, save and except for the delegation of functions set out in clause 5.10 of Schedule 5, apply to the officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices designated below but subject to the conditions specified—

- (i) Manager, Metro-North;
- (ii) Coordinator, Metro-North;
- (iii) Senior Project Planner, Metro-Northwest;
- (iv) Manager, Metro South;
- (v) Senior Project Planner—Coordinator, Metro-South (20020228); and
- (vi) Senior Project Planner—Coordinator, Metro-South (20020229)

but for (i) to (vi) inclusive, confined to those matters related to land within the Perth Metropolitan Region and the Peel Region (as defined).

- (vii) Manager, Country Planning

but confined to those matters related to land outside the Perth Metropolitan Region and the South West Region of the State as defined in Schedule 1 to the Act.

- (viii) Coordinator, Eastern and Northern Regions, Country Planning;
- (ix) Coordinator, Schemes and Strategies, Country Planning; and
- (x) Coordinator, Metro-South (20020444)

but for (viii), (ix) and (x) confined to those matters related to land outside the Perth Metropolitan Region and including the Gascoyne, Goldfields-Esperance, Kimberley, Pilbara and Wheatbelt Regions, as defined in Schedule 1 to the Act, but excluding the Shires of West Arthur, Wagin, Dumbleyung, Lake Grace and Ravensthorpe.

- (xi) Regional Manager, Great Southern

but confined to those matters related to land within the Great Southern Region of the State as defined in Schedule 1 of the Act and including the Shire of West Arthur, Wagin, Dumbleyung, Lake Grace and Ravensthorpe.

- (xii) Regional Manager, South West;  
 (xiii) Coordinator, South West; and  
 (xiv) Manager, Local Planning, South West

but for (xii), (xiii) and (xiv) confined to those matters related to land within the South West and Great Southern Regions of the State as defined in Schedule 1 to the Act and including the Shire of West Arthur, Wagin, Dumbleyung, Lake Grace and Ravensthorpe.

- (xv) Regional Manager, Mid West

but confined to those matters related to land within the Mid West Region of the State as defined in Schedule 1 to the Act.

- (xvi) Regional Manager, Peel

but confined to those matters related to land within the Peel Region of the State as defined in Schedule 1 to the Act.

- (xvii) Director, Policy and Legislation.  
 (xviii) Executive Director, Statutory Planning.

#### SCHEDULE 7—FUNCTIONS DELEGATED

7.1 Power to endorse the following classes of approval that may be granted pursuant to Part III of the *Town Planning and Development Act 1928*—

- (a) diagrams and plans of survey and deposited plans submitted in accordance with an earlier approved plan of subdivision or amalgamation; and  
 (b) any other documents relating to leases, licences, transfers, conveyances and mortgages, and other dealings in land,

submitted for formal endorsement, subject to prior compliance with all relevant conditions (if any) affixed as a condition of approval.

7.2 Power pursuant to Regulation 22 of the *Town Planning Regulations 1967* to endorse town planning scheme and town planning scheme amendment documents for submission to the Minister for Planning and Infrastructure.

7.3 Power pursuant to section 25B of the *Strata Titles Act 1985* to endorse survey-strata plans or plans or re-subdivision or consolidation for a survey-strata scheme submitted for formal endorsement, subject to prior compliance with all relevant conditions (if any) affixed as a condition of approval.

7.4 Power to endorse diagrams and plans of survey and deposited plans involving the acquisition and resumption of land created pursuant to Part V of the *Metropolitan Region Town Planning Scheme Act 1959* and the *Town Planning and Development Act 1928*.

#### SCHEDULE 8—APPLICATION OF DELEGATION

8.1 The delegation of functions set out in Schedule 7 apply to the officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices designated below but subject to the conditions specified—

- (i) Manager, Metro-North;  
 (ii) Coordinator, Metro-North;  
 (iii) Senior Project Planner, Metro-Northwest;  
 (iv) Manager, Metro South;  
 (v) Senior Project Planner—Coordinator, Metro-South (20020228); and  
 (vi) Senior Project Planner—Coordinator, Metro-South (20020229)

but for (i) to (vi) inclusive, confined to those matters related to land within the Perth Metropolitan Region and the Peel Region (as defined).

- (vii) Manager, Country Planning;  
 (viii) Coordinator, Eastern and Northern Regions, Country Planning; and

but for (vii) and (viii) confined to those matters related to land outside the Perth Metropolitan Region.

- (ix) Regional Manager, South West;  
 (x) Coordinator, South West, and  
 (xi) Manager, Local Planning, South West

but for (ix), (x) and (xi) confined to those matters related to land within the South West and Great Southern Regions of the State as defined in Schedule 1 to the Act and including the Shire of West Arthur, Wagin, Dumbleyung, Lake Grace and Ravensthorpe.

- (xii) Coordinator, Schemes and Strategies, Country Planning.  
 (xiii) Coordinator, Metro-South (20020444).  
 (xiv) Director, Policy and Legislation.  
 (xv) Executive Director, Statutory Planning.



## SCHEDULE 9—FUNCTIONS DELEGATED

Power to undertake the following administrative, financial and miscellaneous functions of the Commission—

- (i) Arrangements for the conveyance, assignment, transfer, subdivision, amalgamation and development of Commission property;
- (ii) Arrangements for the leasing of Commission property including the determination of rents in accordance with established Commission practice;
- (iii) Arrangements for the management, maintenance, repair, insurance, valuation and other related incidental functions with respect to Commission property subject to a \$50,000 maximum figure of expenditure per property in any one financial year;
- (iv) Appointment of Incurring Officers, Certifying Officers and Collectors of Public Moneys;
- (v) Prescription of charges, and setting conditions, for the sale and release of maps and publications;
- (vi) Waving of the additional fee for considering a minor variation to a plan of subdivision as part of an application for approval of subdivision or re-subdivision.
- (vii) Write-off of bad debts, disposal of assets or goods which have individual values not exceeding \$5,000, subject to compliance in each case with State Supply Commission procedures, and making recommendations to the Commission for the write-off of bad debts and disposing of assets and goods with values in excess of that figure; and
- (viii) The awarding of contracts, and the appointment of consultants pursuant to section 41 of the Act, for activities to which a budget has been approved and allocated by the Commission and subject to compliance in each case with State Supply Commission procedures.

## SCHEDULE 10—APPLICATION OF DELEGATION

The functions set out in Schedule 9 apply as follows—

10.1 Paragraphs (i), (ii), (iii), (iv), (v), (vi), (vii) and paragraph (viii), but subject to a limitation of \$50,000, apply to the officer for the time being occupying the position of Director General in the Department for Planning and Infrastructure.

10.2 Paragraphs (i), (ii) and (iii) apply to the officers of the Department for Planning and Infrastructure occupying the positions of Executive Director—Commercial and Assets Services and Director, Land Asset Management.

10.3 Paragraphs (iv), (v), (vi) and (vii) apply to the Principle Accounting Officer of the Commission.

10.4 Paragraphs (v), (vi) and (viii) apply to the officer of the Department for Planning and Infrastructure occupying the position of Executive Director—Statutory Planning but subject to a limitation of \$50,000 in any one contract.

10.5 Paragraphs (v) and (viii) apply to the officers of the Department for Planning and Infrastructure occupying the positions of Executive Director—Integrated Planning, Executive Director—Commercial and Assets Services, Executive Director—Innovation and Enterprise Projects and Executive Director, Shared Services but subject to a limitation of \$50,000 in any one contract.

10.6 Paragraph (viii), but subject to a limitation of \$100,000 in any one contract, apply to—

- (a) the Transport Committee, being a committee established under section 19(1a) and (1e) of the Act, for transportation studies and initiatives; and
- (b) the Infrastructure Coordinating Committee, being a committee established under section 19(1a) and (1g) of the Act, for infrastructure studies and initiatives.

## SCHEDULE 11—FUNCTIONS DELEGATED

Such powers and functions under the Act and the *Metropolitan Region Town Planning Scheme Act 1958* as are necessary to—

- (i) determine alignments, reservations and plans for the protection of transportation reserves that may require amendments to the Metropolitan Region Scheme;
- (ii) determine transportation requirements of amendments to the Metropolitan Region Scheme; and
- (iii) prepare transportation strategies and policies both within and outside the Perth Metropolitan Region.

## SCHEDULE 12—APPLICATION OF DELEGATION

The powers and functions set out in schedule 11 apply to the Transport Committee being a committee established under section 19(1a) and (1e) of the Act.

## SCHEDULE 13—FUNCTIONS DELEGATED

Such powers and functions under the Act and the *Metropolitan Region Town Planning Scheme Act 1958* as are necessary to—

- (i) co-ordinate the preparation of the Metropolitan Development Program; and
- (ii) plan for the coordinated provision of infrastructure for land development.

## SCHEDULE 14—APPLICATION OF DELEGATION

The powers and functions set out in Schedule 13 apply to the Infrastructure Coordinating Committee being a committee established under section 19(1a) and (1g) of the Act.

## SCHEDULE 15—FUNCTIONS DELEGATED

All powers and functions of the Commission that may lawfully be delegated under the Act, the *Metropolitan Region Town Planning Scheme Act 1958*, the *Town Planning and Development Act 1928*, and any other written law.

## SCHEDULE 16—APPLICATION OF DELEGATION

The powers and functions set out in Schedule 15 apply to the Executive, Finance & Property Committee being a committee established under section 19(1a) and (1b) of the Act.

P. M. MELBIN, Secretary,  
Western Australian Planning Commission.

## PI501\*

## METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

## METROPOLITAN REGION SCHEME AMENDMENT NO. 1029/33

## ALKIMOS—EGLINTON

## Call for Public Submissions

File No.: 809-2-30-10 Pt 1

The Western Australian Planning Commission is proposing to amend the Metropolitan Region Scheme for the Alkimos - Eglinton area in the City of Wanneroo. Public comment is invited.

**Purpose**

This amendment proposes changes to regional zones and reservations to implement major elements of updated district structure planning based on *Liveable Neighbourhoods* principles. The main elements of the proposed amendment are the:

- Relocation of Waste Water and Ground Water Treatment Plants, improving access to the regional beach at Alkimos;
- Changes to land reserved for Parks and Recreation, to improve coastal access and create a town park at Alkimos;
- Reduction of the area reserved for the Alkimos Central City Area; and
- Changes to the alignment of Regional Roads, particularly Marmion Avenue.

Full details of the amendment's proposals can be found in the Commission's explanatory *Amendment Report*.

**Environmental Review**

The Environmental Protection Authority required the proposed amendment to be formally assessed by way of an Environmental Review (Assessment No. 1635). 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 Review is being advertised concurrently with the Metropolitan Region Scheme Amendment to allow comment to be made on both environmental and planning related matters.

The Environmental Review documents comprise an Environmental Review Summary Report, and the four separate specialist reports addressing the Environmental Review, Planning Context, Transport and Engineering Infrastructure and Coastal Planning Strategy.

**Display**

All documents and plans showing the proposed changes to the zones and reservations of the Scheme will be available for public inspection from Friday, 26 September 2003 to Friday, 23 January 2004 at the following locations:

- |  |  |
|--|--|
| <ul style="list-style-type: none"> <li>• Department for Planning and Infrastructure<br/>1st Floor, Albert Facey House<br/>469 Wellington Street<br/>PERTH</li> <li>• J S Battye Library<br/>Alexander Library Building<br/>Francis Street<br/>NORTHBRIDGE</li> </ul> | Council Offices of the municipalities of:<br><br>City of Wanneroo<br>City of Joondalup<br>City of Stirling<br>City of Fremantle<br>City of Perth |
|--|--|

The Environmental Review documents and the Amendment Report can also be examined at the Public Libraries of Wanneroo and Joondalup and the Library Information Centre of the Department of Environment, 8th floor Westralia Square, 141 St Georges Terrace, Perth.

Some documents can also be viewed on the Commission's Internet Site [www.wapc.wa.gov.au](http://www.wapc.wa.gov.au).

**Submissions**

Any person wishing to make a submission either supporting, objecting to 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 from the display locations and from the Internet, and is contained in the *Amendment Report*.

Submissions must be lodged with the—

Secretary  
Western Australian Planning Commission  
469 Wellington Street  
PERTH WA 6000

on or before 5.00pm FRIDAY, 23 JANUARY 2004. Late submissions will not be considered.

P. M. MELBIN, Secretary,  
Western Australian Planning Commission.

---

## RACING, GAMING AND LIQUOR

---

RG401\*

### GAMING COMMISSION ACT 1987 (SECTIONS 102 AND 104)

#### Permit and Conditions for the Conduct of a Trade Promotion Lottery

A trade promotion lottery is a lottery conducted to promote the sale of goods or the use of services, in which every participant takes part—

- (a) without cost to him; or
- (b) by reason of the purchase of goods or the use of services, the cost of which is no more than the cost would be without the opportunity to take part in the lottery.

The Gaming Commission of Western Australia hereby authorises the conduct of Trade Promotion Lotteries, which are deemed to be permitted lotteries, provided that the following prescribed conditions are complied with in respect of the conduct of Trade Promotion Lotteries—

1. There shall be no cost to enter the lottery.
2. If entry is via a telephone call or other electronic medium, the cost of the call shall not exceed 55 cents.
3. If entry is via the Internet, there shall be no additional cost to the participant to register his/her name other than the cost paid by the participant to access the web site via the Internet service provider.
4. The lottery may be conducted for a maximum of twelve months.
5. The draw must be conducted within one month of the closure of the lottery.
6. Where entry to the trade promotion lottery is by an entry form or coupon—
  - (a) a description of the prize/s must be printed on the entry form/coupon;
  - (b) the terms or conditions of entry to the lottery must be printed —
    - (i) on the entry form/coupon; or
    - (ii) in a newspaper that is published nationally (for trade promotion lotteries originating outside of Western Australia) and/or State-wide (for trade promotion lotteries conducted in Western Australia); and
  - (c) where the rules and/or conditions of the trade promotion lottery are published in a newspaper, reference to such publication is to be included on the entry form or coupon.
7. Where the trade promotion lottery is conducted by audio or visual media —
  - (a) a description of the prize/s is to be included in the broadcast; and
  - (b) the terms and conditions of entry to the trade promotion lottery are to be included in the broadcast, or the broadcast must direct contestants to where the terms and conditions are to be found.
8. Where the trade promotion lottery is conducted by electronic media (other than audio or visual) all advertising of the promotion shall provide a description of the prizes and shall direct contestants to where the terms or conditions of entry are to be found.
9. Where the trade promotion lottery is conducted in any other way all advertising of the lottery shall provide a description of the prizes and shall contain the terms and conditions of the lottery.
10. The method for determining the winner shall be clearly stated in the terms or conditions of entry to the trade promotion lottery.
11. Where the trade promotion lottery is conducted by audio, visual or other electronic media or in any other way, a copy of the terms or conditions of entry shall be lodged with the Gaming Commission prior to the commencement of the promotion.
12. Once the trade promotion lottery has commenced the published terms and conditions of the lottery cannot be amended without written approval of the Gaming Commission.
13. Records relating to the lottery shall be maintained for a period of twelve months and shall be made available to an authorised officer of the Gaming Commission or a Police Officer upon request.

14. Where practicable, members of the public must be afforded the opportunity to witness the draw. Where not practicable, audit records confirming the prize draw must be made available to an authorised officer of the Gaming Commission or a Police Officer upon request.

*This notice replaces the notice gazetted on 26 June 2001.*

BARRY A. SARGEANT, Chairman.

## RG402

### 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 Department of Racing, Gaming and Liquor, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
9951	Monkey Mia Investments Pty Ltd & Monkey Mia Enterprises Pty Ltd	Application for the grant of a Special Facility licence (Tourism) in respect of premises situated in Monkey Mia and known as Monkey Mia Backpackers Lodge	13/10/03
9949	Joanne Henderson	Application for the grant of a Liquor Store licence in respect of premises situated in Armadale and known as Brookton Valley Food and Liquor	22/10/03
9948	Louis Aleno Wines Pty Ltd	Application for the grant of a Producer's Licence in respect of premises situated in Margaret River and known as Aleno Estate	10/10/03
9945	Splendor West Pty Ltd	Application for the grant of a Wholesaler's licence in respect of premises situated in Pemberton and known as Bellamine Wines	30/9/03
<b>APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS</b>			
17582	Arinco Pty Ltd, Ralph Condello (Anors)	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Gelorup and known as Condello's Liquor Store	12/10/03

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

H. R. HIGHMAN, Director of Liquor Licensing.

## WATER

### WA401\*

#### WATER SERVICES CO-ORDINATION ACT 1995

##### NOTICE UNDER SECTION 31 (5) AMENDMENT OF LICENCE.

Notice is given that the following operating licence has been amended—

Licensee: Shire of Ravensthorpe  
 Classification: Sewerage and Non-Potable Water Services  
 Plan No. OWR-OA-289A  
 Term of Licence: Valid up to and including 29 April 2021  
 Amendment: Hopetoun Operating Area OWR-OA-289A added to licence.  
 Inspection of Licence: Office of Water Regulation  
 6th Floor  
 197 St George's Terrace  
 Perth WA 6000

B. R. MARTIN, Co-ordinator of Water Services.

WA402\*

**WATER BOARDS ACT 1904****BUSSELTON WATER BOARD**

## Rates and Charges

Notice is hereby given under Section 79 of the above Act that the Rates and Charges for the Busselton Water Board have been approved for the period 1 July 2003 to 30 June 2004 and records may be inspected at the office of the Board during normal office hours.

Pursuant to Section 94 of the Water Boards Act No. 4 of 1904, the Busselton Water Board has resolved and the Minister has approved, that the following Rates and Charges shall apply for the twelve months ending 30 June 2004.

**Residential**

Standard Supply Charge—\$101.00

Water Consumption Charges

First 150kl 39 cents per kilolitre

Next 200kl 57 cents per kilolitre

Next 200kl 63 cents per kilolitre

Next 200kl 75 cents per kilolitre

Next 400kl 124 cents per kilolitre

Next 400kl 177 cents per kilolitre

Next 400kl 204 cents per kilolitre

Thereafter 237 cents per kilolitre

**Commercial and Industrial**

Rated at 2.07 cents in the dollar of Gross Rental Value.

**Vacant Land**

Rated at 3.17 cents in the dollar of Gross Rental Value.

**Fire Services**

Annual Fee of \$101.00 for each connection to a water main.

**All Rated Land**

Subject to a Minimum Charge on each assessment in each classification—\$150.65.

Water Allowance—1 kilolitre of water for each 53.7 cents of rate paid.

Excess Water Charge—for each kilolitre in excess of allowance—59.52 cents.

**Non Rated Water Services**

Minimum Charge for each assessment—\$101.00

Water Allowance—1 kilolitre for each 53.7 cents of charge paid.

Excess Water—for each kilolitre in excess of allowance—70.15 cents

**Penalty for Overdue Rates and Charges**

A penalty charge equal to 10% per annum will accrue on a daily basis on all Rates and Charges which are overdue for payment.

**Meter Rental**

\$15.00 per meter per annum

D. D. REID, Chairman.  
D. G. McCUTCHEON, Chief Executive Officer.

---

**WORKSAFE**

---

WS401\*

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

(No. 29 of 2003)

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant an exemption to Otis Elevator Company Pty Ltd from the requirement of Regulation 4.3(2)(c) of the *Occupational Safety and Health Regulations 1996* for the design of lifts at 240 St George's Terrace Perth, reference numbers 31NF0772 to 31NF0778, to be verified as meeting the requirements of AS 1735.2—2001.

This exemption is subject to the condition that—

- the abovementioned design is verified as meeting the requirements of AS 1735.2—1997, except for the requirements of Clause 8.2 of AS 1735.2—1997, relating to the oil buffer clearance under car; and
- the design of the oil buffer clearance under car meets the requirements of AS 1735.2—2001.

Dated this 19th day of September 2003.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia Commissioner.

WS402\*

**OCCUPATIONAL SAFETY AND HEALTH ACT 1984**  
**OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996**

EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13

(No. 30 of 2003)

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant an exemption to Otis Elevator Company Pty Ltd from the requirements of Regulation 4.56(1)(a)(i) of the *Occupational Safety and Health Regulations 1996* for lifts at 240 St George's Terrace Perth, reference numbers 31NF0772 to 31NF0778, so far as they require the installation, commissioning, maintenance, inspection and testing of the lifts to comply with AS 1735.1—2001 and AS 1735.2—2001.

This exemption is subject to the condition that the abovementioned lifts are installed, commissioned, maintained, inspected and tested according to the requirements of AS 1735.1—1986 and AS 1735.2—1997, with the exception of the oil buffer clearance under car which is to meet the requirements of AS 1735.2—2001.

Dated this 19th day of September 2003.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia Commissioner.

---

## PUBLIC NOTICES

---

ZZ201

**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 26th October 2003, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Anderson, Eric Arthur, late of Riverside Gardens Estate Unit 162, 2462 Albany Highway Gosnells, died 20/8/03, (DE19925424EM13)

Bell, Thomas Alexander, late of Belmont Nursing Home 5 Kemp St Rivervale, died 13/3/03, (DE19970815EM23)

Branigan, Patricia Mary, late of Unit 9, 28 Shearn Cres Doubleview, died 8/9/03, (DE20001885EM27)

Cox, Kevin Kenneth, late of Marron Nursing Home 67 Porter St Salisbury, died 15/4/03, (DE30327904EM37)

D'Aranjo, Dudley Bennett, late of 7 Lanea Ct Belmont, died 10/8/03, (DE19882359EM37)

Forbes, Owen James, late of 2 Mandala Cres Bateman, died 11/9/03, (DE31054675EM36)

Hogan, John, late of Mertome Hostel 30 Winifred Rd Bayswater, died 21/07/03, (DE33025089EM15)

Holmes, Edith Lillian Hazel, late of 12/74 Randall St Mandurah formerly of 78 Cooper St Mandurah, died 6/7/03, (DE19741840EM35)

McLean, Daphony Emily, late of McDougall Park Nursing Home 18 Ley St Como, died 16/9/03, (DE30228549EM16)

Pegram, Olive Inga, late of Unit 8, 190 Fern Rd Wilson, died 26/8/03, (DE19672357EM44)

Stott, Mabel Jean, late of 27A Moat St Mandurah, died 9/8/03, (DE19850746EM23)

Taylor, Ernest Alfred, late of 138 Broun Ave Embleton, died 25/8/03, (DE19853688EM12)

Taylor, Francis Maurice, late of Kingsley Care Facility 41 Renegade Way Kingsley, died 12/5/03, (DE30294676EM13)

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

ZZ202

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

## Notice to Creditors and Claimants

Solomon, Alexander Appadurai late of 3/54 Walpole Street, St James in the State of Western Australia, Caretaker, died on 13 April 2003.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the deceased person are required by the deceased's representative, Eric Tan to send particulars of their claims to him at Robertson Hayles, Solicitors of Level 3, 33 Barrack Street, Perth WA 6000 within one month of the date of publication hereof after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

Dated 26 September 2003.

ERIC TAN.

WESTERN AUSTRALIA

**LABOUR RELATIONS REFORM ACT 2002**

**Price: \$24.95 counter sales  
Plus postage on 400 grams**

\*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

**CRIMINAL INVESTIGATION  
(IDENTIFYING PEOPLE) ACT 2002**

**Price: \$15.55 counter sales  
Plus postage on 390 grams**

\*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

**CRIMINAL INVESTIGATION  
(EXCEPTIONAL POWERS) AND  
FORTIFICATION REMOVAL ACT 2002**

**Price: \$8.50 counter sales  
Plus postage on 95 grams**

\*Prices subject to change on addition of amendments.

## CLAIMS FOR MISSING ISSUES

(SUBSCRIPTION ITEMS)

For a claim to be recognised as valid, written notification must be lodged at State Law Publisher, 10 William Street, Perth 6000 within 28 days of publication of the missing item.

Claims lodged after this date will attract payment in full.

STATE LAW PUBLISHER

### SUBSCRIPTION CHARGES 2004

All subscriptions are for the period from 1 January to 31 December 2004. Subject to certain limitations, refunds may be allowed if a subscription is cancelled during the year. The prices quoted include postage by surface mail unless stated otherwise.

\* Prices cover period from 1 January to 30 June 2004. From 1 July access to on-line legislation will be free.

#### GOVERNMENT GAZETTE

General *Government Gazettes* are published on Tuesday and Friday of each week, unless disrupted by public holidays or unforeseen circumstances.

Special *Government Gazettes* are published periodically.

<b>All Gazettes</b>	\$
Within WA .....	806.30
Interstate .....	822.80
Overseas (airmail) .....	1,124.00
<b>Bound Volumes of full year</b> .....	1,072.50

#### Electronic Gazette Online

(includes all Gazettes from Jan 1998)

* Existing hard copy subscriber .....	122.80
* Electronic Subscription only .....	360.75
<i>Gazettes on CD ROM from 1998</i>	
(per year) .....	734.80

#### INDUSTRIAL GAZETTE

Industrial Gazette is published monthly.

	\$
Within WA .....	350.90
Interstate .....	418.00
Overseas (airmail) .....	532.00

#### Electronic Gazette Online

(includes all Gazettes from Jan 1996)

* Existing hard copy subscriber .....	85.15
* Electronic Subscription only .....	170.30
<i>Gazettes on CD ROM from 1998</i>	
(per year) .....	317.90

#### HANSARD

Hansard is printed and distributed weekly during parliamentary sessions.

	\$
Within WA .....	765.60
Interstate .....	935.00
Overseas (airmail) .....	881.00

#### Bound Volumes of Hansard

Within WA .....	754.60
Interstate .....	766.70
<i>Hansards on CD ROM from 1999</i>	
(per year) .....	783.20

#### STATUTES

##### Bound Statutes

Bound volumes are posted during March of the following year.

	\$
Within WA .....	273.90
Interstate .....	303.60
Overseas .....	281.00
Half Calf Bound Statutes .....	752.40

##### Bound Volumes on CD ROM from 1998

(per year) .....	272.80
------------------	--------

##### Loose Statutes

Statutes are posted weekly as they become available.

	\$
Within WA .....	293.70
Interstate .....	303.60
Overseas (airmail) .....	395.00

##### Sessional Bills

Bills are posted weekly as they become available.

	\$
Within WA .....	403.70
Interstate .....	422.40
Overseas (airmail) .....	573.00

##### Electronic Statutes Online

Includes all Acts, Regulations, Bills, Acts by year, Index to Statutes, Hansard, etc

	\$
* 1st user .....	359.55
* 2nd and each additional user (each) ..	180.35
More than 4 users—site licenses apply—	
please contact our sales staff for rates	

Data on CD's is fully indexed and is searchable. Other CD ROM products with legislation or other statutory information can be packaged to individual requirements. Prices are available on request.

