

**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

ISSN 1448-949X

4397



PERTH, FRIDAY, 10 OCTOBER 2003 No. 164

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

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

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

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

Postal address:

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

Delivery address:

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

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- 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.

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PUBLISHING ALTERATIONS

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

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

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

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

JOHN A. STRIJK, Government Printer.

— PART 1 —

CONSUMER AND EMPLOYMENT PROTECTION

CE301*

Fair Trading Act 1987

Fair Trading (Product Safety Standard) Amendment Regulations (No. 2) 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Fair Trading (Product Safety Standard) Amendment Regulations (No. 2) 2003*.

2. The regulations amended

The amendments in these regulations are to the *Fair Trading (Product Safety Standard) Regulations 2001**.

[* *Published in Gazette 15 January 2002, p. 183-228.*
For amendments to 15 August 2003 see Western Australian Legislation Information Tables for 2002, Table 4, p. 105 and Gazette 6 May 2003.]

3. Regulation 2 amended

Regulation 2 is amended in the definition of “refillable lighter” as follows:

- (a) in paragraph (c)(i), by deleting “is imported after 30 September 1997 and has” and inserting instead —
“ has a ”;
- (b) in paragraph (c)(ii), by deleting “is supplied to a buyer by its manufacturer at the manufacturer’s premises after 30 September 1997 and”.

4. Regulation 3 amended

(1) Regulation 3(1) is amended as follows:

- (a) in paragraph (a) by deleting “1 October 2002 — \$2;” and inserting instead —
“ 1 August 2003 — \$5; ”;

- (b) by deleting the full stop at the end of paragraph (b) and inserting instead —
 “ and (3). ”.

- (2) Regulation 3(2) is amended as follows:

- (a) by deleting the formula and inserting instead —

“

$$\frac{\$5 \times \textit{latest CPI number}}{\textit{March 2003 CPI number}}$$

”.

- (b) by deleting the definitions of “latest CPI number” and “and” after it and “earlier CPI number” and inserting instead —

“

“**CPI number**” means the All Groups Consumer Price Index number (that is the weighted average of the 8 capital cities) published by the Statistician;

“**latest CPI number**” means the CPI number for the most recent quarter;

“**March 2003 CPI number**” means the CPI number for the quarter beginning on 1 January 2003;

“**quarter**” means a period of 3 months beginning on 1 January, 1 April, 1 July or 1 October in a year;

“**Statistician**” has the meaning given to that term in section 3 of the *Australian Bureau of Statistics Act 1975* of the Commonwealth.

”.

- (3) Regulation 3(3) is amended by deleting “If, apart from this subregulation, the indexed amount would be an amount of dollars and cents, the” and inserting instead —

“ The indexed ”.

- (4) Regulation 3(4) and (5) are repealed.

5. Regulation 8 amended

Regulation 8 is amended by deleting “Division 4, 5 or 6,” and inserting instead —

“ Divisions 4, 5 and 6, ”.

By Command of the Governor,

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

EDUCATION

ED301*

School Education Act 1999

School Education Amendment Regulations 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *School Education Amendment Regulations 2003*.

2. The regulations amended

The amendments in these regulations are to the *School Education Regulations 2000**.

[* *Published in Gazette 29 December 2000, p. 7795-900.*
For amendments to 21 August 2003 see Western Australian Legislation Information Tables for 2002, Table 4, p. 343, and Gazette 30 June 2003.]

3. Regulation 15 replaced

Regulation 15 is repealed and the following regulation is inserted instead —

“

15. Priority of enrolment at a particular government school for pre-compulsory education period: s. 244(1)

- (1) If the number of children in their pre-compulsory education period applying for enrolment at a particular local-intake school for a particular year exceeds the number of available places at the school, priority for enrolment is to be given in the following order —
- (a) to a child whose usual place of residence is in the intake area for the school —
 - (i) who has a sibling who is enrolled at the school for that year; and
 - (ii) who lives nearest the school;
 - (b) to a child whose usual place of residence is in the intake area for the school —
 - (i) who does not have a sibling who is enrolled at the school for that year; and
 - (ii) who lives nearest the school;

- (c) to a child whose usual place of residence is not in the intake area for the school —
 - (i) who has a sibling who is enrolled at the school for that year; and
 - (ii) who lives nearest the school;
 - (d) to a child whose usual place of residence is not in the intake area for the school —
 - (i) who does not have a sibling who is enrolled at the school for that year; and
 - (ii) who lives nearest the school.
- (2) If the number of children in their pre-compulsory education period applying for enrolment at a particular government school that is not a local-intake school for a particular year exceeds the number of available places at the school, priority for enrolment is to be given to the child who lives nearest the school.

4. Regulation 136 amended

Regulation 136(2) is repealed and the following subregulations are inserted instead —

- “
- (2) For the purposes of section 206(2), if the number of children applying for enrolment at a particular kindergarten for a particular year exceeds the number of available places at the kindergarten and the kindergarten's link school is a local-intake school, priority for enrolment is to be given in the following order —
- (a) to a child whose usual place of residence is in the intake area of the link school —
 - (i) who has a sibling enrolled at the link school for that year; and
 - (ii) who lives nearest the kindergarten;
 - (b) to a child whose usual place of residence is in the intake area of the link school —
 - (i) who does not have a sibling enrolled at the link school for that year; and
 - (ii) who lives nearest the kindergarten;
 - (c) to a child whose usual place of residence is not in the intake area of the link school —
 - (i) who has a sibling enrolled at the link school for that year; and
 - (ii) who lives nearest the kindergarten;
 - (d) to a child whose usual place of residence is not in the intake area of the link school —
 - (i) who does not have a sibling enrolled at the link school for that year; and

- (ii) who lives nearest the kindergarten.
- (3) For the purposes of section 206(2), if the number of children applying for enrolment at a particular kindergarten for a particular year exceeds the number of available places at the kindergarten and the kindergarten's link school is not a local-intake school, priority for enrolment is to be given to the child who lives nearest the kindergarten.

”.

By Command of the Governor,

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

HEALTH

HE301*

POISONS ACT 1964

POISONS (APPENDIX A AMENDMENT) ORDER 2003

Made by the Minister under section 21 of the Act.

1. Citation

This order may be cited as the *Poisons (Appendix A Amendment) Order 2003*.

2. Commencement

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

3. Act amended

The amendment in this order is to the *Poisons Act 1964**.

[* Reprinted as at 22 Jan 1999.

For subsequent amendments see Western Australian Legislation Information Tables for 2002, Table 1, p 300 and Act No. 9 of 2003]

4. Schedule 4 amended

Schedule 4 in Appendix A to the Act is amended by deleting “modification –” and inserting instead –

“ modifications –

The entries for the following substances in Schedule 4 to the SUSDP are modified in the following manner –

- * (i) In the entry for “BACITRACIN”, after the word “BACITRACIN” insert the following –
- “except:
- (a) when included in Schedule 6;
- (b) in animal feeds for growth promotion containing 50 mg/kg or less of antibiotic substance; or
- (c) in milk replacers for calves, or starter rations for pigs, containing 100 mg/kg or less of antibiotic substances”, and
- * (ii) In the entry for “VIRGINIAMYCIN”, after the word “VIRGINIAMYCIN” insert the following –
- “except:
- (a) when included in Schedule 5; or
- (b) in animal feeds for growth promotion containing 50 mg/kg or less of antibiotic substances”.

5. Schedule 5 amended

Schedule 5 in Appendix A to the Act is amended by deleting "SUSDP" and inserting instead –

“ SUSDP, subject to the following modification –

The following substance is added to Schedule 5 to the SUSDP –

* VIRGINIAMYCIN

- (a) in animal feed premixes or animal additives containing 2 per cent or less of virginiamycin activity; or
- (b) in animal feed additives for the treatment of acidosis when packed in individual sachets each containing 20 g or less of virginiamycin activity ”.

6. Schedule 6 amended

Schedule 6 in Appendix A to the Act is amended by deleting “modification –” and inserting instead –

“ modifications –

The following substance is added to Schedule 6 to the SUSDP –

* BACITRACIN in animal feed premixes for growth promotion containing 2 per cent or less of antibiotic substances. ”.

J. MCGINTY, Minister for Health.

HE302***POISONS ACT 1964****POISONS (APPENDIX A AMENDMENT) ORDER (NO. 2) 2003**

Made by the Minister under section 21 of the Act.

1. Citation

This order may be cited as the *Poisons (Appendix A Amendment) Order (No. 2) 2003*.

2. Commencement

This order comes into operation on 1 January 2004.

3. Act amended

The amendment in this order is to the *Poisons Act 1964**.

[* Reprinted as at 22 Jan 1999.

For subsequent amendments see Western Australian Legislation Information Tables for 2002, Table 1, p 300 and Act No. 9 of 2003]

4. Schedule 4 amended

Schedule 4 in Appendix A to the Act is amended by deleting the following –

“ modifications –

The entries for the following substances in Schedule 4 to the SUSDP are modified in the following manner –

- * (i) In the entry for “BACITRACIN”, after the word “BACITRACIN” insert the following –
 - “except:
 - (a) when included in Schedule 6;
 - (b) in animal feeds for growth promotion containing 50 mg/kg or less of antibiotic substance; or
 - (c) in milk replacers for calves, or starter rations for pigs, containing 100 mg/kg or less of antibiotic substances.”, and
 - * (ii) In the entry for “VIRGINIAMYCIN”, after the word “VIRGINIAMYCIN” insert the following –
 - “except:
 - (a) when included in Schedule 5; or
 - (a) in animal feeds for growth promotion containing 50 mg/kg or less of antibiotic substances.”
- and inserting in stead –
- “modification –”.

5. Schedule 5 amended

Schedule 5 in Appendix A to the Act is amended by deleting the following –

“ , subject to the following modification –

The following substance is added to Schedule 5 to the SUSDP –

* VIRGINIAMYCIN

- (a) in animal feed premixes or animal additives containing 2 per cent or less of virginiamycin activity; or
- (b) in animal feed additives for the treatment of acidosis when packed in individual sachets each containing 20 g or less of virginiamycin activity ”.

6. Schedule 6 amended

Schedule 6 in Appendix A to the Act is amended by deleting the following –

“ modifications –

The following substance is added to Schedule 6 to the SUSDP –

* BACITRACIN in animal feed premixes for growth promotion containing 2 per cent or less of antibiotic substances. ”

and inserting instead –

“modification –”.

J. McGINTY, Minister for Health.

HE303***ANATOMY ACT 1930****ANATOMY ACT (SECTION 4) VARIATION NOTICE 2003**

Made by the Minister under section 4 of the Act.

1. Citation

This notice may be cited as the *Anatomy Act (Section 4) Variation Notice 2003*.

2. Commencement

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

3. Principal notice

In this notice the *Anatomy Act (Section 4) Notice 1999** is referred to as the principal notice.

[* *Published in Gazette 2 July 1999, p. 2927*]

4. Clause 4 varied

- (a) Clause 4 of the principal notice is varied by deleting paragraph (b) and substituting the following –

“ (b) no dissection on human body parts is undertaken at the school by undergraduate students; ”.

- (b) In this clause –

“**school**” means the School of Human Anatomy within the Division of Veterinary Biomedical Science at the Murdoch University, South Street, Murdoch.

J. McGINTY, Minister for Health.

RACING, GAMING AND LIQUOR

RG301*

Liquor Licensing Act 1988

**Liquor Licensing Amendment Regulations
(No. 3) 2003**

Made by the Governor in Executive Council.

1. Citation

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

2. The regulations amended

The amendment in these regulations is to the *Liquor Licensing Regulations 1989**.

[* Reprinted as at 8 March 2002.

For amendments to 20 June 2003 see Gazette 28 June, 22 October and 19 November 2002 and 28 February and 28 March 2003.]

3. Regulation 9A amended

(1) Regulation 9A(13) is amended as follows:

(a) by inserting after “allowing” —

“ at a function ”;

(b) by inserting after “agreed” —

“ with the person organising the function ”.

(2) After regulation 9A(13) the following subregulation is inserted —

“

(13a) In subregulation (13) —

“caterer” means a person who —

(a) is in the business of providing food for consumption at functions; and

(b) prepares that food at food premises, as defined in section 246G of the *Health Act 1911*.

”.

By Command of the Governor,

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

— PART 2 —

AGRICULTURE

AG401*

SOIL AND LAND CONSERVATION ACT 1945

APPOINTMENT

Under Section 23 (2b)(c) of the Soil and Land Conservation Act 1945, on the nomination of the Western Australian Farmers Federation, Ian Kenneth Pearse of Wyalkatchem is appointed a member of the Wyalkatchem Land Conservation District (*the Committee was established by an Order in Council, published in the Gazette of 18 January 1985 at p. 266 and amended in the Gazettes of 2 June 1989 at pp. 1633-34, 13 November 1992 at p. 5533, 7 May 1993 at p. 2340 and an Amendment Order approved by Executive Council on 27 January 1999 (Department of Agriculture reference: 881734V03P0Q)*). The appointment is for a term ending on 30 September 2004.

Dated this 26th day of September 2003.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

AG402*

SOIL AND LAND CONSERVATION ACT 1945

APPOINTMENT

Pursuant to section 23 (2b)(d) of the Soil and Land Conservation Act 1945, being persons actively engaged in, or affected by, or associated with land use in the District, Justin Collins of Cowcowing is appointed a member of the Wyalkatchem Land Conservation District (*the Committee was established by an Order in Council, published in the Gazette of 18 January 1985 at p. 266 and amended in the Gazettes of 2 June 1989 at pp. 1633-34, 13 November 1992 at p. 5533, 7 May 1993 at p. 2340 and an Amendment Order approved by Executive Council on 27 January 1999 (Department of Agriculture reference: 881734V03P0Q)*). The appointment is for a term ending on 30 September 2004.

Dated this 26th day of September 2003.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

AG403*

SOIL AND LAND CONSERVATION ACT 1945

APPOINTMENT

Under Section 23 of the Soil and Land Conservation Act 1945, the following person is appointed a member of the District Committee for the Harvey River Land Conservation District, which Committee was established by an Order in Council, *and approved by Executive Council on 11 February 1997 and an amendment order was approved by Executive Council on 27 January 1999 (Department of Agriculture reference: 960905V01P0U)*. The appointment is for a term ending on 30 June 2006.

- (1) pursuant to Section 23(2b)(b) of the Act, Bill Adams of Australind is appointed a member of the Committee on the nomination of the Shire of Harvey.
- (2) delete Fiona Skilbeck of Myalup from representing the Shire of Harvey.

Dated this 26th day of September 2003.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

AG404*

SOIL AND LAND CONSERVATION ACT 1945

APPOINTMENT

Under Section 23 of the Soil and Land Conservation Act 1945, the following person is appointed a member of the District Committee for the Kellerberrin Land Conservation District, which Committee was established by an Order in Council, (*published in the Gazette of 25 May 1984 at pp. 1405-06 and amended in the Gazettes of 20 March 1987 at pp. 983-84, 15 December 1989 at pp. 4586-87, 1 March*

1991 at p. 968 and 25 August 1995 at pp. 3844-45). The appointment is for a term ending on 30 September 2004.

- (1) pursuant to Section 23(2b)(b) of the Act, David Lamplugh of Kellerberrin is appointed a member of the Committee on the nomination of the Shire of Kellerberrin.
- (2) delete Ludwig Steber of Kellerberrin from representing the Shire of Kellerberrin.

Dated this 26th day of September 2003.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

AG405*

SOIL AND LAND CONSERVATION ACT 1945

APPOINTMENT

Pursuant to section 23 (2b)(d) of the Soil and Land Conservation Act 1945, being persons actively engaged in, or affected by, or associated with land use in the District, Paul Anthony Higginson of Kellerberrin is appointed a member of the Kellerberrin Land Conservation District (*the Committee was established by an Order in Council, published in the Government Gazette of 25 May 1984 at pp. 1405-06 and amended in the Gazettes of 20 March 1987 at pp. 983-84, 15 December 1989 at pp. 4586-87, 1 March 1991 at p. 968 and 25 August 1995 at pp. 3844-3845*). The appointment is for a term ending on 30 September 2004.

Dated this 26th day of September 2003.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

AG406*

SOIL AND LAND CONSERVATION ACT 1945

BINNU LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2003

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Binnu Land Conservation District (Appointment of Members) Instrument 2003*.

2. Appointment of members

Under section 23(2b) of the Act and clause 5(1) of the *Soil and Land Conservation (Binnu Land Conservation District) Order 1990**, the following members are appointed to the land conservation district committee for the Binnu Land Conservation District—

- (a) on the nomination of the Shire of Northampton: Gordon Douglas Wilson of Binnu;
- (b) to represent the Western Australian Farmers Federation (Inc)—Kenneth Robert Harris of Binnu; and
- (c) as persons actively engaged in, or affected by or associated with, land use in the district—
 - Debbie Carson of Binnu
 - Phillip Robert Logue of Binnu
 - Beverley Ann Logue of Binnu
 - Peter Allen of Ogilvie
 - Kay Burns of Balla
 - Jennifer Harris of Binnu
 - Graeme Harris of Binnu
 - Glen Reynolds of Geraldton
 - Fleur Porter of Ajana
 - Mark Johnson of Ogilvie

(*Published in the Gazette of 21 December 1990 at pp. 6212-14 and amended in the Gazette of 23 July 1993 at pp. 3979-80 and an amendment order approved by Executive Council on 5 May 1998 {Department of Agriculture reference: 881826V02P0N}).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 31 August 2006.

Dated this 26th day of September 2003.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

HEALTH

HE401

HEALTH ACT 1911 APPOINTMENTS

Health Department of WA,
Perth, 30 September 2003.

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

Environmental Health Officer	Date Effective	Local Government
Jennifer Mays	15 September 2003	Town of Bassendean
Shane Timothy Downes	29 August 2003	Perenjori Shire Council
Walter Raymond Hockley	16 June 2003	Shire of Dandaragan
Eva Crockenberg	27 August 2003	City of Geraldton
Nigel Hume	4 September 2003 - 1 December 2003	City of Kalgoorlie-Boulder
Nikki Ogle	11 September 2003 – 31 October 2003	City of Cockburn
Michael Turner	9 September 2003	Shire of Augusta-Margaret River
Shane Timothy Downes	29 August 2003	Three Springs Shire Council
Darryl Bray	26 August 2003	City of Joondalup
Tanya Gillett (nee wares)	26 August 2003	City of Joondalup
Maria Hatgivasiliou	26 August 2003	City of Joondalup
Phillip Wesley	20 October 2003 - 5 November 2003	Shire of Gingin
Meredith Chidlow	29 September 2003 - 31 January 2004	Shire of Broome
Geoff Benson	10 September 2003	Shire of Wongan-Ballidu
Geoff Benson	11 September 2003	Shire of Dalwallinu
William Arthur Hardy	7 July 2003	Shire of East Pilbara

Dr MARGARET STEVENS, Executive Director, Public Health.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995

City of Wanneroo
(BASIS OF RATES)

Department of Local Government
and Regional Development
Perth, 6 October 2003.

DLGRD: WC5-4

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government and Regional Development under delegation from the Hon Tom Stephens MLC, Minister for Local Government and Regional Development being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be gross rental value for the purposes of rating with effect from the date of Gazettal.

CHERYL GWILLIAM, Director General.

File: 02519-1971/02

TECHNICAL DESCRIPTION

Additions to Gross Rental Value Area

City of Wanneroo

All that portion of land being Lot 601, Lot 602, Lot 9100 and Lot 9101 as shown on Deposited Plan 34309.

LG402***BUSH FIRES ACT 1954**

APPOINTMENTS

City of Joondalup

It is hereby notified for public information that all previous appointments to the positions of Chief Bush Fire Control Officer, Deputy Chief Bush Fire Control Officer and Bush Fire Control Officer are revoked from 13 October, 2003.

The following persons have been appointed Bush Fire Control Officers throughout the City of Joondalup.

Robert Grygorcewicz
 Peter Ross
 Bruno Marafioti
 Tamara Herangi
 Ron Randell
 Gavin Smith
 Annaliese Cave-Smith
 John Clark
 Ian Whyborn

The Chief Bush Fire Control Officer is Paul Hrovatin.

The Deputy Chief Bush Fire Control Officer is Tony Heinze.

The above appointments are effective from 13 October, 2003 until further notice.

Dated this 3 day of October, 2003.

LG403***DOG ACT 1976**

APPOINTMENTS

Shire of Manjimup

It is hereby noted for Public information that for the purpose of Part 111 of the Dog Act 1976 the Shire of Manjimup has appointed the following persons as Registration Officers—

- Robyn Lorraine Filipiak
- Helene Elisabeth Blechynden
- Todd William Ridley
- Stephen Peter Croft
- Andrew Graeme Campbell
- Lisa Jonker
- Kristy Lee Hughes
- Carla Dellys Logan
- Lisa Marie Milentis
- Lynda Keryn Namnik
- Elizabeth Jane Green

All previous appointments are hereby cancelled.

Dated 7 October 2003.

JEREMY HUBBLE, Acting Chief Executive Officer.

LG404***BUSH FIRES ACT 1954**

APPOINTMENTS

Shire of Manjimup

It is hereby noted for public information that in accordance with Section 38 of the Bushfires Act 1954, The Council of the Shire of Manjimup has appointed the following Officers for the 2003 / 2004 Fire Season.

Chief Bushfire Control Officer	Max Connor	Whole of Shire
1st Deputy Chief Bush Fire Control Officer	Remo Pessotto	Whole of Shire
2nd Deputy Chief Bush Fire Control Officer	Paul Owens	Whole of Shire
3rd Deputy Chief Bush Fire Control Officer	John Mayger	Whole of Shire
Training Officer	Remo Pessotto	Whole of Shire
Shire Ranger	Todd Ridley	Whole of Shire
Shire Ranger	Stephen Croft	Whole of Shire

Balbarrup / Wilgarup	Arthur Reeve John Ryan
Browns Road	Todd Ridley Stephen Croft
Dingup	Robert Marshall
Dunreath	Tom Muir
Eastbrook	Kerry Littlefair
Glenoran	David Bailey
Jardee	Michael Terrigno
Linfarne	Frank Shaw Albert Gorman
Manjimup & Pemberton Towns	Todd Ridley Stephen Croft
Middlesex	John Mitchell Don Kammann
Mordalup	Mark Muir
Northcliffe	Paul Owens Rod Parkes Peter Russell
Northcliffe Central No 2	Robert Daubney
Northcliffe East	Alan Daubney
Northcliffe Town	Paul Owens
Pemberton North	Hugh Jackson
Pemberton West	Charlie Chodorowski
Perup	Eric Ipsen
Quinninup	Tony Ryan
Quinninup Town	Greg Montgomery
Ringbarkers	Glen Hutchinson
Seven Day Road /Appadene	Alan Blakers
Smithbrook	Bill Rice
Springall	Paul Flynn
Springfield	Tom Backhouse Keith Jackson
Upper Warren	Frederick Kammann (Robert)
Walpole	Glen Burton Keith O'Brien Lee Cummuskey
Yanmah	Brad Wren
Windy Harbour	Warrick Hatch

Dated 7 October 2003.

JEREMY HUBBLE, Acting Chief Executive Officer.

LG501*

BUSH FIRES ACT 1954

BUSH FIRE NOTICE

Shire of Busselton

All owners and/or occupiers of land within the District of the Shire of Busselton are hereby given notice that in accordance with Section 33 of the Bush Fire Act 1954 you are required to carry out and maintain fire protection measures in accordance with the provisions of this Notice.

1. DEFINITIONS

Wherever referred to in this Notice, unless the context requires otherwise—

‘Compliance Period’ means the period from 1 December 2003 to 12 April 2004 on all Rural Residential Land and Vacant Urban Land and 15 December 2003 to 12 April 2004 on all Rural Land or such later date as stated by the Shire by notices placed in the Busselton Margaret River Times;

‘Crops or Pasture Areas’ means areas of Rural or Rural Residential Land which are totally or substantially covered in agricultural crops or pasture for the grazing of animals;

‘District’ means the district of the Shire of Busselton under the Local Government Act 1995;

‘Firebreak/s’ means an area of land which is kept and maintained totally clear of all material (living or dead) and kept clear to a height of 5 metres from ground level at any point of any overhanging trees or other vegetation;

- 'Haystack' means a collection of hay, including fodder rolls, placed or stacked together;
- 'Hazardous Material' means a substance or material which is combustible or capable of being easily set on fire;
- 'Lot' means land in one certificate of title or, at the discretion of the Shire, adjoining land in more than one certificate of title that is owned by the same person or body;
- 'Notice' means this Bush Fire Notice made under the Bush Fires Act 1954 with respect to all land in the District and published in the Busselton Margaret River Times;
- 'Plantation' means an area of planted pines, eucalypts, proteas or other commercial value trees or plants exceeding 40 metres by 40 metres in area but not including a Plantation;
- 'Rural Land' means land zoned Agriculture; Viticulture and Tourism; Rural Landscape and/or Conservation under the Shire of Busselton District Town Planning Scheme No. 20 or any equivalent zoning under a replacement Town Planning Scheme;
- 'Shire' means the Shire of Busselton;
- 'Rural Residential' means land zoned Rural Residential under the Shire of Busselton District Town Planning Scheme No. 20 or any equivalent zoning under replacement Town Planning Scheme;
- 'Urban Land' means any land other than Rural Land, Rural Residential Land or Crown or Reserve land and includes land zoned residential, business and industrial under the Shire of Busselton District Town Planning Scheme No. 20 or any equivalent zoning under a replacement Town Planning Scheme, but not including Crown or Reserve land;
- 'Windbreak' means an area of planted trees not exceeding 10 metres in depth with an unrestricted length which has been planted to provide wind protection to crop or pasture land.

2. COMPLIANCE PERIOD

All owners and occupiers of land within the District are to ensure that—

- All Rural Residential and Vacant Urban land owned and/or occupied by them complies in all respects with the requirements of this Notice by 1 December 2003.
- All Rural Land owned and/or occupied by them complies in all respects with the requirements of this Notice by 15 December 2003.

and that land owned and/or occupied by them is maintained so as to comply in all respects with the requirements of this Notice for the whole of the Compliance Period.

3. REQUIREMENTS FOR PARTICULAR CATEGORIES OF LAND

Under each heading in clause 3 the requirements of this Notice for each category of land are listed.

3.1 Rural Land (Category 1)

- (a) Firebreaks shall be constructed and maintained adjacent to all external boundaries of a Lot. Firebreak shall be 3 metres wide except in pasture or crop areas where it shall be 2 metres wide. Where the land area exceeds 120 hectares, an additional Firebreak must divide the Lot into areas of not more than 120 hectares completely surrounded by a Firebreak.
- (b) A 2 metre Firebreak shall be constructed and maintained within 20 metres of all dwellings and/or outbuildings on the land in a manner so as to totally surround the dwelling and/or outbuilding with a Firebreak.
- (c) A 3 metre Firebreak shall be constructed not closer than 6 metres from all fuel storage areas and/or Haystacks on the land in a manner so as to totally surround those fuel storage areas and/or Haystacks with a Firebreak.

3.2 Urban Land (Category 2)

- (a) Where the area a Lot exceeds 2024 m² Firebreak shall be constructed and maintained which are at least 3 metres wide and within 6 metres of the inside of all external boundaries of the Lot.
- (b) Where the area of a Lot is 2024 m² or less all Hazardous Material must be removed from the whole of the Lot except living (green) trees, shrubs and plants.

3.3 Plantations (Category 3) (if established before 26 July 2000)

- (a) Firebreaks which are not less than 5 metres in width shall be constructed and maintained adjacent to all external boundaries of the Plantation.
- (b) A 10 metre area is to be maintained inside the 5 metre Firebreak within the Plantation. In this area all vegetation other than Plantation matter is to be maintained at a height of no greater than 10 cm.
- (c) A 5 metre Firebreak shall be constructed and maintained within 20 metres of all dwellings and/or outbuildings on the Plantation in a manner so as to totally surround the dwelling and/or outbuilding with a Firebreak.
- (d) A 3 metre Firebreak shall be constructed not closer than 6 metres from all fuel storage areas and/or Haystacks on the Plantation in a manner so as to totally surround those fuel storage areas and/or Haystacks with a Firebreak.

3.4 Eucalypt and Pine Plantations (Category 4) (if established after 26 July 2000)

- (a) Firebreaks which are not less than 10 metres in width shall be constructed and maintained adjacent to all external boundaries of the Plantation.

- (b) A 5 metre area is to be maintained inside the 10 metre Firebreak within the Plantation. In this area all vegetation other than Plantation matter is to be maintained at a height of no greater than 10 cm.
- (c) A 5 metre Firebreak shall be constructed and maintained within 20 metres of all dwellings and/or outbuildings on the Plantation in a manner so as to totally surround the dwelling and/or outbuilding with a Firebreak.
- (d) A 3 metre Firebreak shall be constructed not closer than 6 metres from all fuel storage areas and/or Haystacks on the Plantation in a manner so as to totally surround those fuel storage areas and/or Haystacks with a Firebreak.

3.5 Protea Plantations and Vineyards (Category 5) (if established after 26th July 2000)

- (a) Firebreaks which are not less than 3 metres in width shall be constructed and maintained adjacent to all external boundaries of the Plantation.
- (b) A 5 metre area is to be maintained inside the 10 metre Firebreak within the Plantation. In this area all vegetation other than Plantation matter is to be maintained at a height of no greater than 10 cm.
- (c) A 5 metre Firebreak shall be constructed and maintained within 20 metres of all dwellings and/or outbuildings on the Plantation in a manner so as to totally surround the dwelling and/or outbuilding with a Firebreak.
- (d) A 3 metre Firebreak shall be constructed not closer than 6 metres from all fuel storage areas and/or Haystacks on the Plantation in a manner so as to totally surround those fuel storage areas and/or Haystacks with a Firebreak.

3.6 Rural Residential Land—Individual Firebreaks (Category 6)

Being Rural Residential Land not in a Strategic Firebreak Area.

- (a) Firebreaks shall be constructed and maintained within 6 metres of all external boundaries of a Lot. Firebreaks shall be a minimum of 3 metres wide except in Crop and Pasture Areas where the Firebreaks shall be a minimum of 2 metres wide.
- (b) All vegetation in open paddock and grassland areas (excluding Crop and Pasture Areas) must be maintained to a height or no greater than 10 cm and otherwise to the satisfaction of an authorised officer of the Shire.
- (c) All those parts of the land in an area within a radius of 20 metres surrounding all dwellings and outbuildings on the land shall be kept and maintained clear of all Hazardous Materials.
- (d) A 3 metre Firebreak shall be constructed not closer than 6 metres from all fuel storage areas and/or Haystacks on the land in a manner so as to totally surround those fuel storage areas.

3.7 Rural Residential—Strategic Firebreaks on One or More Boundaries (Category 7)

Being Rural Residential Land within a Strategic Firebreak Area with a strategic firebreak on one or more boundaries of a Lot.

- (a) A Firebreak which is 3 metres wide shall be constructed on the designated area as identified by the Shire for the Strategic Firebreak/s. Free access along the Strategic Firebreak/s across the boundary of the land is required to be provided for by means of a gate in a boundary fence, and the Strategic Firebreak/s is to be constructed and maintained in a trafficable condition to the satisfaction of an authorised officer of the Shire.
- (b) All vegetation in open paddock and grassland areas (excluding Crop and Pasture Areas) must be maintained to a height or no greater than 10 cm and otherwise to the satisfaction of an authorised officer of the Shire.
- (c) All those parts of the land in an area within a radius of 20 metres surrounding all dwellings and outbuildings on the land shall be kept and maintained clear of all Hazardous Materials.
- (d) A 3 metre Firebreak shall be constructed not closer than 6 metres from all fuel storage areas and/or Haystacks on the land in a manner so as to totally surround those fuel storage areas

3.8 Rural Residential Land—Within a Strategic Firebreak Protected Area (Category 8)

Being all other Rural Residential Land within a Strategic Firebreak Area.

- (a) All vegetation in open paddock and grassland areas (excluding Crop and Pasture Areas) must be maintained to a height or no greater than 10 cm and otherwise to the satisfaction of an authorised officer of the Shire.
- (b) All those parts of the land in an area within a radius of 20 metres surrounding all dwellings and outbuildings on the land shall be kept and maintained clear of all Hazardous Materials.
- (c) A 3 metre Firebreak shall be constructed not closer than 6 metres from all fuel storage areas and/or Haystacks on the land in a manner so as to totally surround those fuel storage areas.

4. ALTERNATIVE FIRE PROTECTION MEASURES

4.1 Any owner and/or occupier of land in the District who believes it is impractical or environmentally unsound to carry out the requirements of this Notice on land owned/occupied by him or her may make application to the Co-Ordinator, Ranger & Fire Services of the Shire seeking exemption from some or all of the requirements of this Notice as they relate to the land and for permission to provide alternative Firebreaks or other alternative fire protection measures for the land.

4.2 An application for exemption/alternative fire protection measures must be made in writing and must be received at the Shire of Busselton administration office prior to 4.30pm on 8 November 2003.

4.3 All applicants will be advised in writing prior to 1 December 2003 whether or not their application for exemption/alternative fire protection measures has been approved. If the application is approved

then the owner and/or occupier of the land is to ensure that his or her land complies in all respects with the terms and conditions of that approval for the whole of the Compliance Period. If the application is refused then the owner and/or occupier shall ensure that his or her land complies in all respects with the requirements of this Notice for that land.

5. SPECIAL ORDERS

The requirements of this Notice are considered to be the minimum standard of fire prevention measures necessary to protect individual properties and the District generally. In addition to the requirements of this Notice, an authorised officer of the Shire may issue a Special Order on the owner and/or occupier of land requiring additional fire prevention work as specified in that Special Order to be carried out on that land. All owners and/or occupiers shall comply in all respects with the requirements and conditions of any Special Order which is issued by an authorised officer of the Shire with respect to land owned and/or occupied by them.

By order of the Council,

ANDREW MacNISH, Chief Executive Officer.

The following persons have been appointed as Bush Fire Control Officers for the Shire of Busselton.

CHIEF BUSH FIRE CONTROL OFFICER

Allan Guthrie: Telephone: 9755 5354 Mobile: 0417 176 656

DEPUTY CHIEF BUSH FIRE CONTROL OFFICER

Geoff Jones: Telephone: 9755 2028 Mobile: 0428 863 028

SHIRE BUSH FIRE CONTROL OFFICERS / SHIRE RANGERS

Kim Isbister: Telephone: 9781 0467 Mobile: 0418 933 332
 Percy Wild: Telephone: 9781 0468 Mobile: 0427 202 717
 Bob Anstee: Mobile: 0438 810 443
 John Mattaboni: Mobile: 0438 810 443
 Peter Richards: Mobile: 0438 810 443
 Owen Anderton: Mobile: 0438 810 443

BUSH FIRE CONTROL OFFICERS

Area/Zone	Bush Fire Control Officer	Telephone	Mobile
ZONE 1—CAPE			
Dunsborough	Mike Eddy	9756 8110	0427 553 102
Eagle Bay	Lytton Hammond	9755 3231	
Yallingup Coastal	Paul Blight	9755 2107	
ZONE 2—WEST			
Metricup	Rob Poole	9755 7551	0427 557 551
Wilyabrup	Allan Guthrie	9755 5354	0417 176 656
Yallingup Rural	Geoff Jones	9755 2028	0428 863 028
Yallingup Siding	Mark Standish	9755 2235	0417 977 192
ZONE 3—CENTRAL			
Ambergate	Ken Sue	9753 1125	0417 986 467
Carbunup	Wally Lewis	9755 1155	
Jindong	Neil MacDonald	9755 4004	0438 176 549
Sussex	Stan Kyrwood	9754 2671	0407 980 443
Vasse	Neil MacDonald	9755 4004	0438 176 549
ZONE 4—EAST			
Hithergreen	Lester Scott	9753 2150	
Jarrahwood	Mark Cannon	9756 2031	
Ruabon	Hal Scott	9753 2183	
Tutunup	Oscar Negus	9753 2112	0409 109 009
Yalyalup	Adrian Brand	9753 3224	0427 533 224
ZONE 5—SOUTH			
North Acton Park	Basil Walters	9753 1142	
South Acton Park	Owen Hopkins	9753 1090	0407 531 090
Boallia	Kingsley McSwain	9753 1094	
Kaloorup	Chris Payne	9755 4523	0427 554 523
Yoongarillup	Trevor Espinos	9753 3240	0417 922 648
FESA BUSSELTON TOWNSITE			
Busselton	Robert Papalia	9752 3222	0419 046 278
FESA DUNSBOROUGH TOWNSITE			
Dunsborough	Charlie Roper	9755 3434	0427 568 605

To report any fire within the Shire of Busselton, dial 000.

LG502*

BUSH FIRES ACT 1954
Shire of Serpentine-Jarrahdale
FIRE BREAK NOTICE 2003/2004

Property Owners/Occupiers are required to have 3 metre firebreaks constructed in accordance with this notice by 30 November 2003 and maintained until 31 March 2004

Pursuant to the powers contained in Section 33 of the Bush Fires Act, 1954 (as amended) you are hereby required on or before the 30th day of November 2003 to remove from land owned or occupied by you all flammable material and/or to clear firebreaks in accordance with the following, and thereafter to maintain the land and/or firebreaks clear of flammable material up to and including the 31st day of May 2004, in such positions/dimensions and specifications as required by this Notice.

1. All Land Over 4047m² (one acre) in Central & South Wards

Have firebreaks not less than three (3) metres wide inside and along all boundaries of land abutting road, rail and drain reserves and all public open space/crown reserves, with all overhanging branches, trees, limbs, etc to be trimmed back four (4) metres clear of the firebreak area.

Have firebreaks not less than three (3) metres wide so far as to surround all buildings, sheds and haystacks. The inner perimeter of such firebreaks to be within fifteen (15) metres of the buildings, sheds and haystacks, with all overhanging branches, trees, limbs, etc. to be trimmed back four (4) metres clear of firebreak area.

2. All Land Over 4047m² (one acre) in North & West Wards:

Clear firebreaks of all inflammable material a minimum of three (3) metres wide immediately inside all external boundaries of the land with all overhanging branches, trees, limbs, etc to be trimmed back four (4) metres clear of the firebreak area.

Firebreaks are to be minimum of three (3) metres wide immediately surrounding all buildings and haystacks or groups of buildings and haystacks situated on the land, with all overhanging branches, trees, limbs, etc. to be trimmed back four (4) metres clear of the firebreak area. This includes driveways and access to buildings on the land.

3. All Areas Of Land in the Shire less than 4047m² (one acre)

Have the entire land clear of all flammable material by slashing or other means. All grasses are to be maintained below 25mm in height and all trees, bushes, shrubs are to be trimmed back over driveways and access to buildings to four (4) metres high and wide to afford access for emergency services to all structures and points of the property.

4. Plantations Are:

Any area of planted trees, other than a wind break, within gazetted town sites exceeding 3 hectares and elsewhere exceeding 10 hectares (as at 1st August 1996.)

Construct firebreaks not less than twenty (20) metres in width around and immediately inside all external boundaries of such land.

Construct firebreaks not less than 10 (ten) metres in width within the plantation so as to subdivide the plantation into areas or compartments each not exceeding twenty eight (28) hectares.

Trees within two (2) metres of the edge of any firebreaks to be pruned so that branches do not impede access along the firebreak.

A map of each plantation showing roads, firebreaks, access points and water points shall be lodged with the Council on or before 15th December 2003.

Where there is a public building adjoining plantations there shall be a minimum fifty (50) metre distance between the building and the first line of trees. Council may require greater distances if, in its opinion, public safety would be at risk.

Where there is a fuel depot/station or storage facility for fuel or gases adjoining a plantation there shall be a minimum one hundred (100) metre distance between the boundary of the facility and the first line of trees. Council may require greater distances if, in its opinion, public safety would be at risk.

All firebreaks as required by this section of the notice shall be constructed to a standard trafficable by fire units. Where Council, or its Authorised Officer, requires extra works to roads or plantation operations, Council, or the Authorised Officer, shall serve written notice upon the owner/occupier to comply with the works.

5. Where Council or the Authorised Officer, requires that fuel loadings within the property be reduced by slashing, mowing or other means. Council, or the Authorised Officer, may in writing, order the owner and/or occupier to comply with the required works.

6. Application to Vary Firebreak

If for any reason it is considered impractical to clear firebreaks or to remove the flammable material from the land as required by this Notice, you may apply in writing to Council on or before 31st day of October, 2003, requesting permission to provide firebreaks in an alternative position or take alternative action to comply with this firebreak order. If the Council does not grant permission for your variation, you shall comply with the requirements of this Notice in its entirety.

7. Does Your Property Have a Fire Management Plan?

All properties with a fire management plan as a result of a subdivision shall comply with the plan in its entirety.

Failure to Comply Penalty: \$1,000.00

The Biggest Penalty of All

Standing in the wreckage of your home knowing the smouldering mess is YOUR fault because YOU didn't take the proper precautions.

Please Note: The person in default is also liable whether prosecuted or not to pay the cost of performing the work directed in this order if it is not carried out by the owner or occupier by the date required by this notice.

SMOKE ALARMS SAVE LIVES

Definitions/Explanations—

1. If the requirements of this Notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fires Act 1954 (as amended) and Council shall be notified in the form of an alternative firebreak request.
2. Drains do not constitute a firebreak.
3. Firebreaks must be kept clear until 31 March 2004

Burning Off and Permits

Permits to burn are required during the restricted burning periods.

No burning is permitted on days that the forecast is *very high* or *extreme* fire danger this includes solid fuel bbq's and garden refuse.

Restricted Burning Periods are

1st October to 30th November, inclusive

1st April to 31st May, inclusive

These dates may be varied to suit local conditions and will be advertised in the Examiner and on local notice boards.

Total Fire Ban & Prohibited Burning Time Is 1st December To 31st March, Inclusive

Chief Fire Control Officer—D. Gossage

1st Deputy Chief Fire Control Officer—D. Robinson

2nd Deputy Chief Fire Control Officer—K. Elliott

This Order/Notice has effect from 1st October 2003 until 30th September 2004.

By order of Council.

D. E. PRICE, Chief Executive Officer.

LG503***BUSH FIRES ACT 1954****FIREBREAK NOTICE 2003/2004**

Notice to All Land Owners and Occupiers within the Shire of Manjimup

Pursuant to the powers contained in Section 33 of the above Act, you are hereby required on or before the 11th December 2003 (Zone 8) and 18th December 2003 (Zone 6) to plough, scarify, cultivate, or otherwise clear and thereafter maintain free from all flammable material until 26th April 2004, firebreaks in accordance with the following —

1. Town Sites

Fuel Hazard Reductions

- (a) Remove all flammable material from the whole of the property.

Or

- (b) All flammable material mowed and maintained at a level not exceeding 100mm throughout the season.

Note: Please refer to notes at bottom of page for definition of "flammable material"

FUEL STORAGE / HAY SHEDS

Clear the whole of the land of any inflammable material.

2. Plantations

Firebreaks

- (a) Construct a trafficable firebreak no less than 10 metres wide around and inside the boundaries of all plantations: AND
- (b) Construct a trafficable firebreak not less than 6 metres wide within the plantation so as to divide the plantation into compartments not exceeding 28 hectares each: AND
- (c) Maintain all firebreaks in a trafficable condition and trees on both sides of the firebreaks are to be pruned to a minimum height of 5 metres to allow for unrestricted access to all maintenance and fire fighting vehicles so as to maintain an effective width of firebreak.

Dwellings and Outbuildings

Construct a 3 metre firebreak within 20 metres of any dwelling and / or outbuilding.

Fuel Storage / Haysheds

Construct a 6 metre firebreak immediately adjacent to any fuel storage and / or haysheds.

3. Rural**Firebreaks****(a) Abutting a Residential Zone**

Where rural land, whether bushland or pastured, abuts a residential zone boundary, then a 3 metre firebreak shall be constructed along the common boundary of the residential zone.

(b) Bushland

Where bushland exceeds more than 1 hectare and abuts a boundary a trafficable firebreak not less than 3 metres must be constructed along the boundary and within 15 metres of that boundary.

Course Grain Crops

- (i) Shall have a 3 metre firebreak around the perimeter of the crop and are to remain in place until the crop is harvested: AND
- (ii) During the harvesting of the crop, shall have an operational fire-fighting unit of not less than 600 litres located within the paddock being harvested.

Dwellings and Outbuildings

Construct a 3 metre firebreak within 20 metres of any dwelling and or / out building.

Fuel Storage / Haysheds

Construct a 6 metre firebreak immediately adjacent to any fuel storage and / or haysheds.

4. Special Rural Bushland**Firebreaks**

Trafficable firebreaks clear of all inflammable material and not less than 3 metres wide shall be constructed immediately inside the external boundary of all land and maintained throughout the season.

Fuel Hazard Reductions

Litter on your property must not exceed the depths as shown below. Depths are averaged over entire forested area.

(Karri) Litter depths not to exceed 30mm.

(Jarrah) Litter depth not to exceed 20mm.

(Jarrah, Marri and Karri) Litter depth not to exceed 30mm.

(Litter sampling and fuel calculation should be as approved by FESA procedures).

Dwellings / Outbuildings

Removal of all flammable material within 20 metres of any dwelling and / or out building.

Fuel Storage Haysheds

Construct a 6 metre firebreak immediately adjacent to any fuel storage and / or haysheds.

5. Special Rural / Pastured / Grassed**Fuel Hazard Reductions**

All flammable material mowed and maintained at a level not exceeding 100mm throughout the season.

Dwellings / Outbuildings

Removal of all flammable material within 20 metres of any dwelling and / or outbuilding.

Fuel Storage/ Haysheds

Construct a 6 metre firebreak immediately adjacent to any fuel storage and / or haysheds.

6 Special Residential Bushland**Firebreaks**

Where strategic firebreaks are located on your land, they must be maintained in accordance with this notice.

Fuel Hazard Reductions

(a) In accordance with any conditions relating to "Special Residential" within the current Town Planning Scheme, for the Shire of Manjimup and any amendments.

OR

(b) If no conditions are listed in the Town Planning Scheme, then the provisions for categories 4 (Special Rural Bushland) and 5 (Special Rural / Pastured Grassed) apply.

Dwellings / Outbuildings

Removal of all flammable material within 20 metres of any dwelling and / or outbuilding.

Fuel Storage / Haysheds

Construct a 6 metre firebreak immediately adjacent to any fuel storage and / or haysheds.

For the purpose of this notice **FLAMMABLE MATERIAL** does not include live standing trees, or shrubs and cultivated plants located in gardens, but does include bracken fern.

Definitions

For the purpose of this notice the following definitions apply—

Plantations—Land upon which any pine or eucalypt species of tree is planted on an area exceeding 8 hectares.

Plantation Boundary—Shall mean parcels of land under separate ownership, lease or any form of contractual or financial arrangements whatsoever.

Rural Land—Unless otherwise referred to, Rural Land shall mean all land located outside the Town Sites.

Special Rural & Special Residential Land—Means all land contained in a Special Rural or Special Residential zone within the current Shire of Manjimup Town Planning Scheme and any amendments.

Town Site Lands: All land located within the gazetted Town Site boundary.

External Boundary—Means the external perimeter boundary of land contained within the same ownership, irrespective of whether it contains one or more allotments.

Bush Land—Land other than pastured or grassed land including plantations of less than 8 hectares.

Grassed Land—Land used for the purpose of grazing or cropping.

Fire Break—Means a portion of land being of the prescribed distance and clear of all flammable material and litter.

Litter—Means leaves, small sticks, twigs and branches immediately above the soil surface.

Trafficable—Means a track or road free from overhanging trees or limbs to a vertical height of 5 metres, accessible by 4 (four) wheel drive vehicles.

Dated 7 October 2003.

JEREMY HUBBLE, Acting Chief Executive Officer.

MINERALS AND PETROLEUM

MP101*

CORRECTION

PETROLEUM ACT 1967

(Section 30(1))

DISCRETE AREAS RELEASE

INVITATION FOR APPLICATIONS FOR THE GRANT OF EXPLORATION PERMITS

The notice at page 4061 published in the *Government Gazette*, WA, 9 September 2003, is corrected as follows —

After Conservation Reserves. in the second paragraph add the following sentence —

Some South West blocks of area L03-6 may contain sensitive flora and fauna.

W. L. TINAPPLE, Director Petroleum Division.

MP401*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

GRANT OF RETENTION LEASE

Retention Lease No. WA-12-R has been granted to BHP Billiton Petroleum (Australia) Pty Ltd and Apache Northwest Pty Ltd to have effect for a period of five (5) years from 6th October 2003.

W. L. TINAPPLE, Director Petroleum Division.

MP402**MINING ACT 1978**
INTENTION TO FORFEITDepartment of Industry 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 3 November 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		
28/1051	Gutnick Resources NL	North East Coolgardie
28/1052	Gutnick Resources NL	North East Coolgardie
31/498	Gutnick Resources NL	North Coolgardie
31/499	Gutnick Resources NL	North Coolgardie
39/373	McKnight, Russell Geoffrey	Mt Margaret
45/2270	Caldera Resources Pty Ltd	Pilbara
52/1490	Beyondie Gold NL	Peak Hill
52/1491	Beyondie Gold NL	Peak Hill
52/1492	Beyondie Gold NL	Peak Hill
52/1501	Beyondie Gold NL	Peak Hill
80/2521	Striker Resources NL	Kimberley
80/2654	Barret Exploration Pty Ltd	Kimberley
MINING LEASES		
16/211	Black Flag Consolidated Ltd	Coolgardie
38/360	UCABS Pty Ltd	Mt Margaret
45/656	Taylor, David John	Pilbara
80/315	Australian United Gold NL Kimberley Gold Pty Ltd ynema, Marten Hendrick	Kimberley

MP403**MINING ACT 1978**
FORFEITURESDepartment of Industry and Resources,
Perth WA 6000.

I hereby declare in accordance with the provisions of Section 99(1)(a) of the Mining Act 1978 that the undermentioned mining lease is forfeited for breach of covenant, viz; non compliance with expenditure conditions with prior right of application being granted to the plaintiff under Section 100(2).

CLIVE BROWN MLA, Minister for State Development.

37/167	St Barbara Mines Ltd	Mt Margaret Mineral Field
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MP404**MINING ACT 1978**
FORFEITURESDepartment of Industry and Resources,
Perth WA 6000.

I hereby declare in accordance with the provisions of Section 99(1)(a) of the Mining Act 1978 that the undermentioned exploration licence is forfeited for breach of covenant, viz; non compliance with expenditure conditions with prior right of application being granted to the plaintiff under Section 100(2).

CLIVE BROWN MLA, Minister for State Development.

38/1109	Johnson's Well Mining NL	Mt Margaret Mineral Field
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PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

Bill Assented To

It is hereby notified for public information that the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the date shown, to the undermentioned Bill passed by the Legislative Council and the Legislative Assembly during the Second Session of the Thirty-Sixth Parliament.

Short Title of Bill	Date of Assent	Act No.
Cannabis Control Bill 2003	October 1 2003	52 of 2003

Dated October 7 2003.

L. B. MARQUET, Clerk of the Parliaments.

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Busselton

District Planning Scheme No. 20—Amendment No. 38

Ref: 853/6/6/21 Pt 38

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 Busselton Town Planning Scheme Amendment on 1 October 2003 for the purpose of including Lot 1 of Location 1354 Caves Road, Yallingup in the Conservation Zone and Special Provision Area, as depicted on the Scheme Amendment Map, and including the following particulars in Schedule 7 of the Shire of Busselton District Town Planning Scheme No. 20—

Particulars of Land	Zone	Special Provisions
Lot 1 of Location 1354 Caves Road, Yallingup	Conservation	1. Rehabilitation works shall be undertaken in accordance with the Rehabilitation Plan adopted by Council for the land. 2. Subdivision and development shall be in accordance with a Development Guide Plan and a Fire Management Plan adopted by Council for the land.

T. BUSWELL, President.
A. MACNISH, Chief Executive Officer.

PI402*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Busselton

District Planning Scheme No. 20—Amendment No. 47

Ref: 853/6/6/21 Pt 47

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 Busselton Town Planning Scheme Amendment on 1 October 2003 for the purpose of—

1. Extending portion of the Additional Use Zone No. 37 on Sussex Location 4208 McLachlan Road, Yallingup as depicted on the Scheme Amendment Map.

2. Modifying the provisions relating to Additional Use Zone No. 37 of Schedule 4 (“Additional Uses”) of the Scheme Text to read as follows—

No.	Particulars of Land	Land Use Permitted/Specified	Conditions
37.	Portion of Sussex Location 4208 McLachlan Road, Yallingup	1. Guesthouse 2. Private Recreation 3. Arts & Crafts Studio, Workshop & Sales 4. Permaculture Education and Display	1. Development of the land shall be generally in accordance with a Development Guide Plan endorsed by the Chief Executive Officer. 2. All uses considered under the “Permaculture Display and Education” use class shall have a demonstrable relationship to agricultural and primary production undertaken on the subject lot.

T. BUSWELL, President.
A. MACNISH, Chief Executive Officer.

PI403*

TOWN PLANNING AND DEVELOPMENT ACT 1928
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Busselton
 District Planning Scheme No. 20—Amendment No. 51

Ref: 853/6/6/21 Pt 51

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 Busselton Town Planning Scheme Amendment on 1 October 2003 for the purpose of rezoning portion of Part Location 2356 Rendezvous Road, Vasse from “Special Purpose (Waste Disposal)” to “Agriculture” as depicted on the Scheme Amendment Map.

T. BUSWELL, President.
K. WHITE, Acting Chief Executive Officer.

PI404*

TOWN PLANNING AND DEVELOPMENT ACT 1928
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Dandaragan
 Town Planning Scheme No. 6—Amendment No. 21

Ref: 853/3/6/7 Pt 21

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 Dandaragan Town Planning Scheme Amendment on 1 October 2003 for the purpose of—

1. Rezoning Lot 2 Jurien Road, Jurien Bay, from “Rural” Zone to “Special Rural” Zone.
2. Including Lot 2 Jurien Road within Appendix 1—Additional Use Requirements Special Rural Zone and modifying the land description by deleting the following—

Lot 1, portion of Victoria Location 10602 Jurien Road, Jurien.

and substituting the following words—

Lots 1 and 2, portion Victoria Location 10602 Jurien Road, Jurien Bay.

G. SNOOK, President.
B. J. GOLDING, Chief Executive Officer.

PI501*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
 METROPOLITAN REGION SCHEME AMENDMENT NO. 1072/33
 North Forrestdale
 Call For Public Submissions

The Western Australian Planning Commission intends to amend the Metropolitan Region Scheme for land in the City of Armadale. Public comment is invited.

The purpose of this proposed amendment is to transfer land in the vicinity of Warton and Acourt Roads in North Forrestdale from the Rural zone to the Urban and Urban Deferred zones.

Full details of the proposals can be found in the Commission's explanatory *Amendment Report*. The amending plan and detail plan, which show the proposed changes to the Scheme, will be available for public inspection with the *Amendment Report* from 8 August 2003 to 14 November 2003 at the following locations—

- | | |
|---|--|
| <ul style="list-style-type: none">• Department for Planning and Infrastructure
1st Floor, Albert Facey House
469 Wellington Street
PERTH• J S Battye Library
Alexander Library Building
Francis Street
NORTHBRIDGE | <p>Municipal offices of—</p> <ul style="list-style-type: none">• City of Perth• City of Fremantle• City of Armadale• City of Canning• City of Gosnells |
|---|--|

Documents are also available from the Commission's Internet Site www.wapc.wa.gov.au

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

Submissions must be lodged with the—

Secretary
Western Australian Planning Commission
469 Wellington Street
PERTH WA 6000

on or before 5.00pm Friday, 14 November 2003. Late submissions will not be considered.

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

POLICE

PO501*

POLICE ACT 1892

POLICE AUCTION

Under the provisions of the Police Act 1892, unclaimed found and stolen property and bicycles will be sold by public auction at Smith Broughton & Sons, 1 Clayton Street, Midland on Saturday, 18th October 2003 at 10.00 am.

The auction is to be conducted by Mr Jules Antenucci.

B. MATTHEWS, Commissioner of Police,
Western Australia Police Service.

PREMIER AND CABINET

PC401*

INTERPRETATION ACT 1984

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor in accordance with Section 52(1)(b) of the Interpretation Act 1984 has approved the following temporary appointment:

Hon M H Roberts MLA to act temporarily in the office of Minister for Education and Training in the absence of the Hon A J Carpenter for the period 2 to 4 October 2003 (both dates inclusive)

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

TRANSPORT

TR401*

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS
RESTRICTED SPEED AREAS—ALL VESSELS

Shire of Gingin

Moore River

Department for Planning and Infrastructure
 Fremantle WA, 2 September 2003.

Acting pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982 the department by this notice revokes paragraph (d)(16) of Notice MH401 as published in the *Government Gazette* on the 25 October 1991 and hereby limits the speed of motor vessels to five (5) knots within the following area—

Moore River: All those waters of the Moore River.

GREG MARTIN, Chief Executive Officer,
 Department for Planning and Infrastructure.

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, 1962 relates) in respect of the Estates of the undermentioned deceased persons, are required by Perpetual Trustees WA Ltd c/- Ground floor, 39 Hunter Street, Sydney NSW, to send particulars of such claims to the Company by the undermentioned date, after which date the said company may convey or distribute the assets, having regard only to the claims of which the Company then has notice

Claims for the following expire one month after the date of publication hereof.

Estate late Harold Broome, late of Carinya of Bicton, 220 Preston Point Road, Bicton, Retired Accountant, died 19/8/03.

Estate late Alma Ethel Mulcahy, late of Joseph Cooke Hostel, 2 Houtmans Street, Shelley, Widow, died 10/8/03.

Estate late Lawrence Edgar Squance, late of Shoalwater Nursing Home, 70-74 Fourth Avenue, Shoalwater, Retired Carpenter, died 20/8/03.

STEPHEN JOHN MAXWELL, Senior Estate Manager.
 Direct Phone (02) 9229 3419.

ZZ2002

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 3rd November 2003 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Atkinson, Robert Jeifry, late of 43 Jannali Way Armadale, died 10/9/2003, (DE19611054EM42)

Frank, Joseph, late of Perth Jewish Aged Home 119 Cresswell Rd Dianella, died 23/9/2003, (DE30326984EM23)

Fransz, Joseph Edgar, late of Unit 4, 212 Edward St Osborne Park, died 4/9/2003, (DE19772944EM36)

Glasson, Mary Josephine, late of Howard Solomon Nursing Home 91 Hybanthus Rd Ferndale, died 16/8/2003, (DE19733462EM26)

Hase, George John, late of St Joseph's Aged Care Facility Dailey St Lismore, died 30/7/3, (DE19920352EM27)

Haseldine, Edward, late of Unit 5, 31 Edney Rd High Wycombe, died 31/8/2003, (DE19982974EM37)

Johns, Mervyn William, late of Unit 9, 7-11 George Tce Carnarvon, died 24/9/2003, (DE19803160EM32)

Lilburne, James Lawrence, late of Carinya of Bicton 220 Preston Point Rd Bicton, died 20/5/2003, (DE30249005EM36)

Lloyd, George Edward, late of 10 Thorsager St Coolbellup, died 22/9/2003, (DE33010813EM14)

Manuel, Gladys May, late of Unit 7, 10 Hammad St Palmyra, died 11/9/2003, (DE19740806EM110)

Page, John Nathaniel, late of 10 Tate St, St James, died 13/9/2003, (DE20002204EM12)

Reed, Amy Elizabeth, late of Craigmont Waters East Third Ave Maylands, died 13/9/2003, (DE19724319EM34)

Skiba, Franciszek, late of St Lucy's Aged Care Facility 61 Kitchener Ave Victoria Park, died 1/8/2001, (DE30334621EM35)

Summers, Janet, late of 180B Bateman Rd Brentwood, died 8/9/2003, (DE33023963EM32)

Wieland, Josie Winifred, late of 10/128 Bibra Dr Bibra Lake, died 10/9/2003, (DE19651773EM34)

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

Telephone: 9222 6777

WESTERN AUSTRALIA

RETIREMENT VILLAGES ACT 1992

Price: \$17.90 counter sales

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***Price: \$4.95 counter sales**

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* Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

FREEDOM OF INFORMATION ACT 1992

***Price: \$46.10 counter sales**

Plus postage on 790 grams

* Prices subject to change on addition of amendments.



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