

WESTERN AUSTRALIAN GOVERNMENT Gazette

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CONTENTS

PART 1

	Page
Dog Act 1976—City of Melville—Local Laws Relating to Dogs.....	5003
Rottneest Island Authority Act 1987—Rottneest Island (Restricted Areas) Notice 2003...	5003-7
Water Agencies (Powers) Act 1984—Water Agencies (Charges) Amendment By-laws (No. 4) 2003.....	5007-8

PART 2

Health.....	5009
Justice.....	5010
Landcorp.....	5011-2
Local Government.....	5012-9
Medical Board WA.....	5019-20
Planning and Infrastructure	5020-26
Salaries and Allowances Tribunal	5026-7
Water	5027-8

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Per Column Centimetre—\$10.15

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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.



GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR CHRISTMAS 2003 AND NEW YEAR HOLIDAY PERIOD 2004

NOTE: Due to Friday 26th December being a public holiday there will not be a gazette published on that day

Publishing Dates and times

Tuesday 30 December 2003 at 3.30 pm

Friday 2 January 2004 at 3.30 pm

Closing Dates and Times for copy

Wednesday 24 December 2003 at 12 noon

Tuesday 30 December 2003 at 3.00pm

From week commencing 5 January 2004 normal publishing resumes.



— PART 1 —

LOCAL GOVERNMENT

LG301*

DOG ACT 1976*City of Melville*

LOCAL LAWS RELATING TO DOGS

In pursuance of the powers contained in the *Dog Act 1976* the council of the above municipality hereby records having resolved on 19 August 2003 to make the following amendment:

Fourth Schedule

City of Melville

DOG ACT 1976

Public recreation reserves on which dogs must be controlled in accordance with section 31 (1) of the *Dog Act 1976*.

10. "Attadale bushland conservation area bordered by the western boundary of the water corporation reserve opposite Robert Road, west along Burke Drive to a point opposite the boundary of numbers 32 and 34 Burke Drive. The shared use path on the northern edge defines the boundary between the swan river marine estuary and adjoining nature reserve."

Dated this 26th day of November 2003.

The common seal of the City of Melville was hereunto affixed in the presence of—

KATHERINE JACKSON, Mayor.
JOHN McNALLY, Chief Executive Officer.

ROTTNEST ISLAND AUTHORITY

RX301*

Rottnest Island Authority Act 1987

Rottnest Island (Restricted Areas) Notice 2003

Made by the Rottnest Island Authority under regulation 38B of the *Rottnest Island Regulations 1988*.

1. Citation

This notice may be cited as the *Rottnest Island (Restricted Areas) Notice 2003*.

2. Interpretation

In this notice, unless the contrary intention appears —

“**Area A**” means the area of water defined in Schedule 1;

“**length**” has the meaning given to that term in the *Rottnest Island Regulations 1988*;

“**line**” means a line traversing the surface of the earth by the shortest route between 2 points;

“**registrable vessel**” has the meaning given to that term in the *Navigable Waters Regulations*;

“**specified vessel**” means —

- (a) a vessel that is a registrable vessel other than a tender;
- (b) a vessel for which there is a certificate of survey under the *W.A. Marine (Surveys and Certificates of Survey) Regulations 1983* regulation 12; or
- (c) a vessel that is exempt under the *W.A. Marine (Surveys and Certificates of Survey) Regulations 1983* regulation 10 or 10A.

“**tender**” means a vessel that —

- (a) is auxiliary to a parent vessel; and
- (b) does not exceed 5 metres in length;

“**vessel**” has the meaning given to that term in the *Rottnest Island Regulations 1988*;

“**Zone 1**” means the waters of the Island within the area defined in Schedule 2;

“**Zone 1.1**” means the waters of the Island within the area defined in Schedule 3;

“**Zone 1.2**” means the waters of the Island within the area defined in Schedule 4.

3. Geodetic Datum of Australia

- (1) Where for the purposes of this notice it is necessary to determine the position on the surface of the earth of a point, line or area, that position is to be determined by reference to the Geodetic Datum of Australia (“**GDA**”).
- (2) The reference ellipsoid for the GDA is the Geodetic Reference System 1980 (“**GRS80**”) ellipsoid with a semi-major axis of 6 378 137 m exactly and an inverse flattening ($1/f$) of 298.257 222 101.
- (3) The reference frame for the GDA is realised by the coordinates of the Australian Fiducial Network geodetic stations that are set out in the Table to this clause referred to the GRS80 ellipsoid

determined within the International Earth Rotation Service Terrestrial Reference Frame 1992 (ITRF92) at the epoch of 1994.0 —

Table

No.	Name	South Latitude	East Longitude	Ellipsoidal Height
AU 012	Alice Springs	23° 40' 12.44592"	133° 53' 07.84757"	603.358 m
AU 013	Karratha	20° 58' 53.17004"	117° 05' 49.87255"	109.246 m
AU 014	Darwin	12° 50' 37.35839"	131° 07' 57.84838"	125.197 m
AU 015	Townsville	19° 20' 50.42839"	146° 46' 30.79057"	587.077 m
AU 016	Hobart	42° 48' 16.98506"	147° 26' 19.43548"	41.126 m
AU 017	Tidbinbilla	35° 23' 57.15627"	148° 58' 47.98425"	665.440 m
AU 019	Ceduna	31° 52' 00.01664"	133° 48' 35.37527"	144.802 m
AU 029	Yaragadee	29° 02' 47.61687"	115° 20' 49.10049"	241.291 m

4. Periods during which this notice applies

This notice applies each year from 30 December until 12.00 noon the next 1 January.

5. Area A set aside for tenders and specified vessels

Area A is set aside for the purposes of tenders and specified vessels.

6. Conditions on the use of tenders in Zone 1

- (1) It is a condition of the use of a tender in Zone 1 that while the tender is in Zone 1 it is not beached, anchored or beach-anchored.
- (2) Sub-clause 1 does not apply to the use of a tender if it is beached or beach-anchored on a beach in Zone 1.1 or 1.2.
- (3) It is a condition of the use of a tender in Zone 1 that while the tender is in Zone 1 it is used to transport a person as quickly as is practicable at a speed of under 5 knots and on as direct a route as is practicable —
 - (a) between its parent vessel and Zone 1.1;
 - (b) between its parent vessel and Zone 1.2; or
 - (c) between its parent vessel and a jetty in Zone 1.

7. Conditions on the use of specified vessels in Zone 1

- (1) It is a condition of the use of a specified vessel in Zone 1 that while the vessel is in Zone 1 it is not beached, anchored or beach-anchored.
- (2) It is a condition of the use of a specified vessel in Zone 1 that while the vessel is in Zone 1 it is used to transport a person as quickly as is practicable at a speed of under 5 knots and on as direct a route as is practicable —
 - (a) from the point at which it enters Zone 1 to a jetty in Zone 1;
 - (b) from the point at which it enters Zone 1 to a mooring in Zone 1 to which it is authorised to be secured under regulation 15(4), 26(1), 27(2) or 31(2);
 - (c) from a jetty in Zone 1 to a point on the boundary of Zone 1; or
 - (d) from a mooring in Zone 1 to which it is authorised to be secured under regulation 15(4), 26(1), 27(2) or 31(2) to a point on the boundary of Zone 1.

Schedule 1 — Area A defined

The area constituted by the waters of the Island except those waters specified in the Notice issued under the *Western Australian Marine Act 1982* section 66 and published in the *Gazette* on 27 January 1995.

Schedule 2 — Area containing Zone 1

The area (except any waters specified in the Notice issued under the *Western Australian Marine Act 1982* section 66 and published in the *Gazette* on 27 January 1995) bounded by —

a line between coordinates 32° 00' 05.29" latitude 115° 32' 59.39" longitude and 31° 59' 55.72" latitude 115° 33' 4.25" longitude;

a line between coordinates 31° 59' 55.72" latitude 115° 33' 4.25" longitude and 31° 59' 45.71" latitude 115° 32' 50.14" longitude;

a line between coordinates 31° 59' 45.71" latitude 115° 32' 50.14" longitude and 31° 59' 43.62" latitude 115° 31' 31.96" longitude;

a line between coordinates 31° 59' 43.62" latitude 115° 31' 31.96" longitude and 31° 59' 40.13" latitude 115° 32' 29.24" longitude;

a line between coordinates 31° 59' 40.13" latitude 115° 32' 29.24" longitude and 31° 59' 39.19" latitude 115° 32' 29.33" longitude;

a line between coordinates 31° 59' 39.19" latitude 115° 32' 29.33" longitude and 31° 59' 39.52" latitude 115° 32' 26.81" longitude;

a line between coordinates 31° 59' 39.52" latitude 115° 32' 26.81" longitude and 31° 59' 58.74" latitude 115° 32' 40.06" longitude;

a line between coordinates 31° 59' 58.74" latitude 115° 32' 40.06" longitude and 31° 59' 57.48" latitude 115° 32' 41.53" longitude; and

a line between coordinates 31° 59' 57.48" latitude 115° 32' 41.53" longitude and 32° 00' 05.29" latitude 115° 32' 59.39" longitude.

Schedule 3 — Zone 1.1 defined

The area bounded by —

a line between coordinates 31° 59' 44.12" latitude 115° 32' 29.58" longitude and 31° 59' 50.14" latitude 115° 32' 31.13" longitude;

a line between coordinates 31° 59' 50.14" latitude 115° 32' 31.13" longitude and 31° 59' 49.34" latitude 115° 32' 32.64" longitude;

a line between coordinates 31° 59' 49.34" latitude 115° 32' 32.64" longitude and 31° 59' 43.62" latitude 115° 32' 31.96" longitude; and

a line between coordinates 31° 59' 43.62" latitude 115° 32' 31.96" longitude and 31° 59' 44.12" latitude 115° 32' 29.58" longitude.

Schedule 4 — Zone 1.2 defined

The area bounded by —

a line between coordinates 31° 59' 40.13" latitude 115° 32' 29.24" longitude and 31° 59' 39.19" latitude 115° 32' 29.33" longitude;

a line between coordinates 31° 59' 39.19" latitude 115° 32' 29.33" longitude and 31° 59' 39.52" latitude 115° 32' 26.81" longitude;

a line between coordinates 31° 59' 39.52" latitude 115° 32' 26.81" longitude and 31° 59' 40.51" latitude 115° 32' 26.81" longitude; and

a line between coordinates 31° 59' 40.51" latitude 115° 32' 26.81" longitude and 31° 59' 40.13" latitude 115° 32' 29.24" longitude.

The Common Seal of)
the Authority is)
affixed hereto)
in the presence of:)

JENNIFER ARCHIBALD, Chairman.

LESLEY SMITH, Chief Executive Officer.

WATER

WA301*

Water Agencies (Powers) Act 1984

Water Agencies (Charges) Amendment By-laws (No. 4) 2003

Made by the Minister under section 34(1).

1. Citation

These by-laws may be cited as the *Water Agencies (Charges) Amendment By-laws (No. 4) 2003*.

2. The by-laws amended

The amendment in these by-laws are to the *Water Agencies (Charges) By-laws 1987**.

[* Reprinted as at 9 May 2003.

For amendments to 20 October 2003 see Western Australian Legislation Information Tables for 2002, Table 4, p. 410, and Gazette 29 April and 24 and 27 June 2003.]

3. Schedule 3 amended

Schedule 3 Division 2 is amended in the Table following item 10(e) after the row "Boddington 9.324 6.860" by inserting the following row —

“

Boyannup	12.000	12.000
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”.

JUDY EDWARDS, Minister for the Environment.

— PART 2 —

HEALTH

HE401

MEDICAL ACT 1894

MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 20) 2003

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

Citation

1. This determination may be cited as the Medical (Unmet Area of Need) Determination (No. 20) 2003.

Commencement

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

Unmet area of need

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 11AF(1)D of the Act.

Expiry of determination

4. This determination expires 5 years after its commencement.

SCHEDULE

- Radiology Services in the City of Kalgoorlie - Boulder

Dated this 1st day of December 2003.

JIM MCGINTY, Minister for Health.

HE402

MEDICAL ACT 1894

MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 21) 2003

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

Citation

1. This determination may be cited as the Medical (Unmet Area of Need) Determination (No. 21) 2003.

Commencement

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

Unmet area of need

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 11AF(1)D of the Act.

Expiry of determination

4. This determination expires 5 years after its commencement.

SCHEDULE

- General Physician at Bunbury Regional Hospital

Dated this 1st day of December 2003.

JIM MCGINTY, Minister for Health.

JUSTICE

JU101*

*Correction***DECLARATIONS AND ATTESTATIONS ACT 1913**

An error occurred in the notice published under the above heading on page 4187 of the *Government Gazette* dated 23 September 2003 and is corrected as follows—

Change “Mrs Mary Helen Chayton”
to “Mrs Mary Helen Chaytor”.

GARY THOMPSON, Executive Director, Court Services.

JU401*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

REVOCATIONS

Pursuant to the provisions of section 56 of the *Court Security and Custodial Services Act 1999*, the Director General of the Department of Justice has revoked the following Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
Mansfield	Marjorie Patricia	CS2-079	03/12/2003
Blunt	Neil Warren	CS2-158	03/12/2003
McAullay	Brooke-Louise	CS4-028	03/12/2003

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

BRIAN YEARWOOD, A/Director, Custodial Contracts.

JU402*

DECLARATIONS AND ATTESTATIONS ACT 1913

APPOINTMENTS

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

Mr Dale Kenneth Allan of 5 Amber Court, Maida Vale
Miss Rosie Hoa Xuan Nu Dao of 504 William Street, Highgate

GARY THOMPSON, Executive Director, Court Services.

JU403*

JUSTICES ACT 1902

EX OFFICIO JUSTICE OF THE PEACE

Appointments

It is hereby notified for public information that Cr Leonard George Cargeeg of “Gimlet Grove” Beacon Road, Bencubbin has been appointed under Section 9 of the *Justices Act 1902* to be a Justice of the Peace for the Magisterial District of Northam during his term of office as the President of the Shire of Mt Marshall.

GARY THOMPSON, Executive Director, Court Services.

LANDCORP

LX401*

HOPE VALLEY-WATTLEUP REDEVELOPMENT ACT 2000

PROPOSED HOPE VALLEY-WATTLEUP REDEVELOPMENT
PROJECT MASTER PLAN

Environmental Review (1470)

Call for Public Submissions

The Western Australian Land Authority (LandCorp) pursuant to the Hope Valley-Wattleup Redevelopment Act 2000 has prepared the Proposed Hope Valley-Wattleup Redevelopment Project Master Plan and associated Environmental Review (ER).

The Proposed Master Plan relates to the Redevelopment Area which comprises land in the City of Cockburn and Town of Kwinana, being parts of Hope Valley, Wattleup, Henderson and Munster localities.

LandCorp invites people to make a submission on the issues associated with the Proposed Master Plan and the ER.

Purpose

The Proposed Hope Valley-Wattleup Redevelopment Project Master Plan will provide for the control of the types of uses and developments within the project area. It will effectively replace the Town Planning Schemes in the Redevelopment Area. The Proposed Master Plan has been prepared based upon the Western Australian Planning Commission's (WAPC) Model Scheme Text and will function in a manner similar to a Town Planning Scheme.

The purpose of the Proposed Master Plan is to—

- (a) Set out the planning aims and intentions for the Redevelopment Area;
- (b) Allocate land reserved for public purposes;
- (c) Define precincts within the Redevelopment Area for the purposes defined in the Proposed Master Plan;
- (d) Control and guide land use and development;
- (e) Set out procedures for the assessment and determination of planning applications;
- (f) Make provision for the administration and enforcement of the Proposed Master Plan.

The Proposed Master Plan also provides environmental considerations for land use and development in the project area.

The Proposed Master Plan should be read in conjunction with the Proposed Hope Valley-Wattleup Redevelopment Project Master Plan Report, Planning Strategy, Planning Policies and Design Guidelines.

Environmental Review

An Environmental Review (ER) has been prepared by LandCorp to examine the environmental effects associated with the implementation of the Proposed Master Plan, in accordance with Western Australian Government procedures. The ER describes the Proposed Master Plan, examines the likely environmental effects if implemented and puts forward proposed environmental management procedures.

The ER is being advertised concurrently with the Proposed Master Plan public notification period.

Document Availability

The Proposed Master Plan and Environmental Review may be viewed on the Hope Valley-Wattleup Redevelopment Project website at www.hvwrp.com.au. Copies of the appropriate documents are available on a CD-Rom and can be obtained free of charge by contacting the Project Officer at the HVWRP Information Centre on (08) 9437 2155. Printed copies of all documents will be available for public inspection from Friday, 5 December 2003 to Thursday, 4 March 2004 at the following locations—

<p>Department for Planning and Infrastructure 1st Floor, Albert Facey House 469 Wellington Street Perth</p>	<p>City of Cockburn Administration Offices Cnr Rockingham Road and Coleville Crescent Spearwood</p>	<p>Spearwood Public Library 9 Coleville Crescent Spearwood</p>
<p>J S Battye Library Alexander Library Building Francis Street Northbridge</p>	<p>Town of Kwinana Administration Offices Cnr Gilmore Avenue and Sulphur Road Kwinana</p>	<p>Success Public Library Shop 20 Gateways Shopping Centre 182 Beeliar Drive Success</p>
<p>Hope Valley-Wattleup Redevelopment Project Information Centre 1014 Rockingham Road Wattleup</p>	<p>Kwinana Public Library Kwinana Hub Shopping Centre Gilmore Avenue Kwinana</p>	<p>Department of Environment Library Information Centre 8th Floor, Westralia Square 141 St Georges Terrace Perth</p>
	<p>Coolbellup Public Library 90 Cordelia Avenue Coolbellup</p>	

Enquiries

If you have any general questions on the Proposed Master Plan please contact the Hope Valley-Wattleup Information Centre on 9437 2155. Any questions regarding the WAPC processes should be directed to Dale Bastin on (08) 9264 7655. Questions regarding the ER processes should be directed to Maxine Dawson on (08) 9222 7000.

Submissions

Any person wishing to make a submission either supporting, objecting to or providing comment on the Proposed Master Plan or the ER is encouraged to read the invitation to make a submission section to be found as appropriate for the ER or the Proposed Master Plan. Please note the Proposed Master Plan and the ER are two separate statutory processes. The Proposed Master Plan is subject to review by the WAPC and the Minister for Planning and Infrastructure and the ER will be considered by the EPA and the Minister for the Environment.

Submissions must be lodged no later than 5pm Thursday 4 March 2004 with: Project Officer, Hope Valley-Wattleup Redevelopment Project, PO Box 303, Kwinana, WA 6167 (Please be aware late submissions may not be considered). Submissions can also be made electronically by visiting www.hvwrp.com.au

LOCAL GOVERNMENT

LG401*

BUSH FIRES ACT 1954*Shire of Murray*

APPOINTMENT OF BUSH FIRE CONTROL OFFICERS/FIRE WEATHER OFFICERS

In accordance with the provisions of the Bush Fires Act 1954 the following persons have been appointed by the Shire of Murray as Fire Control Officers in the Shire of Murray.

Timothy Birmingham	Jim Newman	Dave Turner
Kenneth Dempsey	James Camplin	Sheryl Thomason
Peter Thurkle	Kevin A Jones	Douglas McLarty
Robert Marlborough	Robert Wilson	John Dilley
Chief Fire Control Officer	Jim Newman	
Deputy Chief Fire Control Officer	James Camplin	
Fire Weather Officer	James Camplin	
Deputy Fire Weather Officer	Peter Thurkle	

Council also advises that the appointments of Robert Marlborough, Kenneth Dempsey and Sheryl Thomason as Fire Control Officers also includes the delegated authority to carry out all of the powers conferred in Section 59 (3) of the Act.

All previous appointments are cancelled.

N. G. LEACH, Chief Executive Officer.

LG402*

BUSH FIRE ACT 1954**BUSH FIRE CONTROL OFFICERS***City of Swan*

It is hereby advised that the following officer's as previously appointed are cancelled as Bush Fire Control Officers for the City of Swan—

Cancellations of Previous Appointments—

Bush Fire Control Officer—Mike Teraci (Community Fire Manager Wanneroo)

Bush Fire Control Officer—Mike Scott (Community Fire Manager Mundaring)

By order of the Council

E. W. T. LUMSDEN, Chief Executive Officer.

LG403*

BUSH FIRES ACT 1954*Shire of Plantagenet***FIRE CONTROL OFFICES—2003/2004**

The following person has been appointed to the designated position for the Shire of Plantagenet in accordance with the Bush Fires Act 1954.

Kevin Forbes

ROB STEWART, Chief Executive Officer.

LG501*

BUSH FIRES ACT 1954*Shire of Murray***2003/2004 FIREBREAK NOTICE**

In pursuance of the powers conferred 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 Murray that Council has adopted the following requirements to prevent the outbreak or spread of a bush fire within the Shire.

All owners and/or the occupiers of land in the Shire are required to carry out fire prevention work in accordance with this notice by November 30, 2003 or within fourteen days of the date of becoming the owner or occupier of the land, should this be after November 30, 2003. All work required by this Notice shall be maintained until April 30, 2004.

Definitions

For the purpose of this Notice the following definitions apply—

“**Firebreak**” means an area of ground, of a specified width that is kept and maintained totally clear of all material (living or dead) by scarifying, cultivating, ploughing or other means, and includes the pruning and removal of any living or dead trees, scrub or other material that overhang the cleared firebreak area to a vertical height of 4.5 metres from the ground.

“**Fuel Depot**” means an area of land, a building or structure where fuel, i.e. (petrol, diesel, kerosene, liquid gas or any other fossil fuel) is kept in any container or manner.

“**Urban Land**” means Residential, Commercial or Industrial land within a townsite or within any area subdivided for any purpose. The following areas are townsites—Pinjarra, Dwellingup, Furnissdale, Coolup, North Dandalup, Barragup, South Yunderup, North Yunderup, Ravenswood and Murray Bend.

“**Flammable Material**” means material that can be easily ignited, i.e.—dead or dry grass, leaves, timber, paper, plastic and other material or thing deemed by an authorised officer to be capable of combustion.

“**Hills Landscape Protection Land**” means land zoned or defined in the Shire of Murray Town Planning Scheme as Hills Landscape Protection Land.

“**Plantation**” means any area of planted pines, eucalypt, hardwood or softwood trees exceeding (3) hectares in area.

Fire Prevention Requirements**1 Rural Land**

- (a) **Firebreaks** of at least three (3) metres wide are to be constructed within fifty (50) metres of the boundaries of the land, where the land abuts—gazetted roads, railway reserves, CALM controlled land or a Plantation.
- (b) If the land abuts “*Special Rural*”, “*Special Use*”, “*Special Residential*”, “*Hills Landscape Protection Land*” or “*Urban*” or “*Farmlet Land*” a **Firebreak** of at least three (3) metres wide shall be constructed along that portion of the Rural Land that abuts the *abovementioned land*. The **Firebreak** is to be located immediately inside the boundary of the rural land where it abuts the abovementioned land.
- (c) **Firebreaks** of at least two (2) metres shall be constructed to surround all buildings, sheds, haystacks and fuel depots/storage areas on the land. The inner perimeter of the **Firebreak** is to be within twenty (20) metres of all buildings, sheds, haystacks and fuel depots/storage areas.

2. Special Rural, Special Residential, Special Use or Farmlet Land.

(Other than Rural Land previously described)

- (a) Where the area of land is less than 20000 sqm (two 2 Hectares) in size, all flammable material on the entire property (*except living standing trees*) shall be reduced and maintained to a height of less than 5 centimetres by slashing, mowing, rotary hoeing or by other means.

Alternatively a firebreak can be installed in accordance with the following subclause. (A mixture of fuel reduction work and the installation of a firebreak will not be acceptable on this sized lot, unless a variation is approved).

- (b) Where the area of land is more than 20000 sqm (two 2 Hectares) in size a **Firebreak** of at least three (3) metres wide shall be installed or constructed immediately inside all external boundaries of the land and also immediately surrounding all buildings situated on the land. Where several adjoining lots are held or used by the owner/occupier the **Firebreak** may be constructed inside and along all the external boundaries of the group of lots.

3. Urban Land (*Excluding canal system locations*)

- (a) Where the area of land is 4000 sqm or less, all flammable material on the entire property (except living standing trees) shall be reduced and maintained to a height of less than 5 centimetres by slashing, mowing, rotary hoeing or chemical spraying.
- (b) Where the area of land is more than 4000 sqm a **Firebreak** of at least three (3) metres wide shall be installed or constructed immediately inside all external boundaries of the land and also immediately surrounding all buildings situated on the land.

4. Canal System Locations

All owners of property that abut a canal shall undertake fire prevention work in accordance with Clause 3 (a) and (b) of this Notice, depending on the total square metre area their land. The owners of undeveloped Lots i.e.- (*Vacant Land*) of LESS than 4000 sqm in size shall remove all flammable material from the land by slashing or mowing all material to a height of less than 5 centimetres or by or burning only. (Bush Fire permits may be required if burning is undertaken, consult your Fire Control Officer).

5. Culeenup, Ballee And Yunderup Islands

All owners of land on the abovementioned islands shall undertake fire prevention work in accordance with Clause 3 (a) or 3 (b) of this Notice depending on the total square metre area of their land.

6. Hills Landscape Protection Land

Each owner of land zoned "*Hills Landscape Protection*" shall undertake fire prevention work in accordance with Clause 2 (a) and 2 (b) of this Order, depending on the total square metre area of their land. All work required by this Order, shall be in addition to any work required by the Fire Management Plan that exists for each lot zoned Hills Landscape Protection Land.

7. Plantations

All plantations established after the 30 November 1984 that exceed 3 hectares in total area shall have a twenty (20) metres wide **firebreak** completely surrounding the perimeter of planted trees. A plantation that abuts a used road shall have a 10 metres wide **firebreak** along that portion of the plantation that abuts the road.

Each compartment of a plantation is limited to area of less than 30 hectares in size, each 30 hectare area shall have a 10 metres wide **firebreak** surrounding the perimeter of planted trees. This will permit unrestricted access to each compartment of planted trees by fire fighting equipment.

8. Variations

If you consider it to be impractical to comply with the provisions of this Notice on your land, you may apply for a variation by contacting Council's Ranger Service on 95317777 prior to November 21, 2003 to arrange for an onsite inspection to discuss the alternate positions of the firebreaks or other methods of fire prevention work you propose to undertake on your land.

Variations can be approved for a 1 or 3 year period, subject to the owner/occupier of the land remaining the same. If the request to vary this Notice is not approved, you will be required to comply with the requirements of this Notice by November 30, 2003.

Dates To Remember

Restricted Burning Time

1st November 2003 to 14th December 2003 (inclusive)

15th March 2004 to 30th April 2004 (inclusive)

Permits to burn will not be issued to burn on a Public Holiday

Prohibited Burning Time

15th December 2003 to 14th March 2004 (inclusive)

The above dates are subject to variation. Alterations will be published in a local newspaper circulating the district.

Additional Requirements

Camping or Cooking Fires

Pursuant to Section 25 (1a) of the Bush Fires Act, 1954 Council hereby advises that the lighting of a fire in the district for the purpose of camping or cooking is prohibited during the Prohibited Burning Time—15th December 2003 to 14th March 2004.

N. G. LEACH, Chief Executive Officer.

LG502*

BUSH FIRES ACT 1954
ANNUAL FIREBREAK NOTICE 2003/2004

Important information to owners and/or occupiers of land in the Shire of Plantagenet

Pursuant to the powers contained in section 33 of the Bush Fires Act 1954 you are hereby required, on all land owned or occupied by you, as a measure for preventing the spread and extension of a bush fire, to plough, cultivate, scarify, burn, chemically spray or otherwise clear upon the land firebreaks in such manner as set out in this notice.

Glossary

Building Protection Zone: is a low fuel area immediately surrounding a building and is designed to minimise the likelihood of flame contact with buildings. It must fulfil the following conditions—

- A minimum width of 20 metres around all homesteads and buildings in all Rural Land.
- A minimum width of 20 metres around all habitable buildings in Townsites.
- Bush Fire fuels to be maintained below 100mm in height.
- Trees and branches which overhang a building must be removed.
- Lower branches of any remaining trees must be trimmed.

Hazard Separation Zone: is a low fuel area which must be provided to create a minimum separation distance of 100 metres between buildings and the hazards and must be maintained in a hazard reduced state (i.e. below 8 tonne per hectare for jarrah/marri; below 12-15 tonne per hectare in mallee heath and below 15 tonne per hectare in karri forests).

All Rural Land—General Requirements

Seed Producing Crops

A three (3) metre wide firebreak shall be maintained adjacent to the perimeter of all seed producing crops. The fire break is to be maintained free of inflammable material.

Alternatively, a three (3) metre wide firebreak within 100 metres of the perimeter boundary of the property shall be installed.

Fuel and Chemical Storage

Where fuel or chemical is or can be stored (including empty storage facilities) a firebreak of at least three (3) metres wide around such facility must be maintained.

Harvested or Abandoned Plantations

Plantation firebreaks shall remain in place until the removal of stumps is completed.

Land Area Greater than 40 Hectares

Building Protection Zone

A building protection zone is required as defined in the glossary.

Hazard Separation Zone

Where habitable buildings are located in close proximity to native vegetation, a hazard separation zone as defined in the glossary is to be maintained in addition to the building protection zone.

Building/Asset Protection

Further, a firebreak not less than three (3) metres wide must be installed around and within 100 metres of all homesteads, buildings and fuel ramps/bulk fuel and hay. Owners/Occupiers must also establish a low fuel (mowed) buffer at least twenty (20) metres wide around all homesteads and buildings. Hay stored beyond 100 metres from buildings does not require a firebreak.

A three (3) metre wide boundary firebreak shall be maintained on the property, and within 100 metres of the perimeter of the property. The fire break must be maintained free of inflammable material.

To waive boundary firebreaks on land adjacent (sharing a common boundary or separated by no more than 100 metres where a road reserve or stock route is involved) to, or where the owner/occupier resides, the landowner/occupier must have a mobile fire fighting unit (self propelled, towed or slip on) in good working order with a minimum capacity of 400 litres of water situated where the owner or occupier resides.

Owners/Occupiers who choose the fire fighting equipment option in lieu of boundary firebreaks will be subject to the submission of a statutory declaration, being received by the Council no later than 2 September annually (see attached statutory declaration).

Additional Fire Protection Requirements for Rural Land

The following minimum requirements apply in the Shire of Plantagenet during the Restricted and Prohibited Burning Times.

Type of Operation Requirements	Requirements
1. Harvesting of Seed.	A mobile fire fighting unit to be stationed in, or immediately adjacent to, the paddock or area where the operation takes place. Unit to be minimum of 400 litres.
2. Harvesting of Timber.	
3. Swathing.	
4. Slashing.	

Type of Operation Requirements	Requirements
5. Baling Straw/Stubble. 6. Stone Chaining. 7. Operation of a Portable Sawmill.	
8. All landowners or Managers of greater than 10,000 hectares.	A 3.4 HD 4x4 truck carrying 3,000 litres of water.
9. Operation of Welding/Oxy equipment in the Open Air. 10. Power-operated Abrasive Cutting Discs.	A mobile fire fighting unit to be stationed immediately adjacent to the area where the operation takes place. A fire extinguisher to be provided at the place where the welding or cutting operation is carried out.
11. Operation of tractors, trucks and self-propelled harvesters in standing crop or stubble paddocks.	An operational fire extinguisher must be carried on the vehicles.

Land Area Less Than 40 Hectares

Building Protection Zone

A building protection zone is required as defined in the glossary.

Hazard Separation Zone

Where habitable buildings are located in close proximity to native vegetation, a hazard separation zone as defined in the glossary is to be maintained in addition to the building protection zone.

Building/Asset Protection

Further, a firebreak not less than three (3) metres wide must be installed around and within 100 metres of all homesteads, buildings and fuel ramps/bulk fuel and hay. Owners/Occupiers must also establish a low fuel (mowed) buffer at least twenty (20) metres wide around all homesteads and buildings. Hay stored beyond 100 metres of homesteads and buildings does not require a firebreak.

All lots to be maintained to a low fuel state, e.g. mowed, slashed or stocked.

Townsites (Kendenup, Mt Barker, Narrikup & Rocky Gully)

Building Protection Zone

A building protection zone is required as defined in the glossary.

In addition, owners/occupiers of townsite lots shall—

- i. Clear all inflammable material from around all buildings to a minimum width of twenty (20) metres or to the property boundary (building protection zone);
- ii. Hazard reduce the remainder of the lot or lots to a maximum vegetation height of 100 mm (excluding bush blocks);
- iii. Owners of bush lots shall install a firebreak to a minimum of two (2) metres wide around and within 10 metres of the boundary of the bush lot or lots. Bush lots shall be hazard reduced or burned on a seven year rotation basis.
- iv. All lots to be maintained to a low fuel state, e.g. mowed, slashed or stocked.

Mount Barker Hill Subdivision

Building Protection Zone

A building protection zone is required as defined in the glossary.

Land in the Mount Barker Hill subdivision to be maintained in a low fuel state. Grass to be maintained at a maximum height of 100mm. Bush or re-vegetation areas to be maintained in a hazard reduced state.

Mira Flores

Building Protection Zone

A building protection zone is required as defined in the glossary.

In addition—

- i. A three (3) metre wide firebreak shall be maintained along the perimeter/boundary of each lot. The firebreak is to be maintained clear of inflammable material and vegetation. Overhanging branches to be cut back to a height of four (4) metres.
- ii. All private access tracks to be six (6) metres wide with a four (4) metre trafficable surface and four (4) metre vertical clearance to allow entry and exit of a heavy duty fire unit.
- iii. Sufficient room to be provided to turn a heavy duty fire unit at the end of all access tracks; i.e. a cul-de-sac or ring road to be provided.

Plantations

Notice to all owners and/or occupiers of land, within the Shire of Plantagenet, currently planted, or proposed to be planted, as a Hardwood or Softwood plantation or tree farm.

Pursuant to the powers contained in Section 33 of the Bush Fires Act 1954 you are hereby required on all Hardwood or Softwood Plantations/Tree Farms owned or occupied by you, to plough, cultivate, scarify, burn, chemically spray or otherwise clear of all inflammable material, firebreaks of dimensions as set out in this notice.

Firebreaks shall be installed on all Plantations—Tree Farms, by 1 December annually and shall be maintained and kept clear as required by this notice until 12 April each year.

1. Boundary Firebreaks

1.1 Firebreaks shall be constructed fifteen (15) metres wide on the boundaries of all Plantations, Tree Farms, or such other location as may be agreed to by the Council, in accordance with the requirements of Definition—Specification 2.2 (below).

1.2 Firebreaks shall be constructed around Plantation Compartments of approximately thirty (30) hectares, in accordance with the requirements of Definition -Specification 2.3 (below).

2. Definitions—Specifications

2.1 Plantations—Tree Farms: A plantation tree farm is defined as an area exceeding 3 hectares within townsites or an area exceeding 10 hectares within rural areas, of trees planted for commercial purposes.

2.2 Boundary Firebreaks—Fifteen (15) metre requirement—

That for external firebreaks around plantations a horizontal clearance of five (5) metres be established to a height of five (5) metres above the ground level over the trafficable portion of the firebreak.

2.3 Planting Compartments: A planting compartment is defined as an individual area of approximately thirty (30) hectares surrounded by firebreaks cleared of all inflammable material six (6) metres wide, with a vertical clearance of all overhanging branches at least four (4) metres upwards from ground level to allow unrestricted access for firebreak maintenance and fire fighting equipment.

3. Private Hardwood and Softwood Plantations

When harvesting is in process, harvesters must maintain a 400 litre fire fighting unit in or adjacent to where harvesting is being carried out.

4. Fire Protection of Private Hardwood/Softwood Plantations

All hardwood and softwood plantations within the Shire must comply with the Plantation Fire Protection Guidelines unless approval to vary those conditions has been granted by the Shire.

The Plantation Fire Protection Guidelines have been adopted by the Lower Great Southern Plantation Fire Advisory Committee and copies of these Guidelines may be obtained from the Shire of Plantagenet.

Shire of Plantagenet Brigades

Chief Bush Fire Control Officer

David Burcham 9851 4091

Deputy Chief Bush Fire Control Officer 1

Brett Bell 9851 1599

Deputy Chief Bush Fire Control Officer 2

Norm Handasyde 9857 6010

Base Radio Operator

Vern Drage 9851 1942

Deputy Base Radio Operator 1

Len Handasyde 9851 2259

Deputy Base Radio Operator 2

Ron Souness 9851 1160

Fire Weather Officer

Ron Souness 9851 1160

Deputy Fire Weather Officer

Grant Cooper 9854 2025

Denbarker

Captain: Gavin Smith 9857 6011

Secretary: John Rodgers 9857 6018

Forest Hill

Captain: Vern Drage 9851 1942

Secretary: Ian Bateman 9851 2148

Kendenup/Mortagallup

Captain: Geoff DePledge 9851 4197

Secretary: Eddie Robertson 9851 4225

Narpyn

Captain: Brett Bell 9851 1599

Secretary: Don Steven 9851 2098

Middle Ward

Captain: Colin Taylor 9851 1855

Secretary: Greg Stothard 9851 1003

Narrikup

Captain: Warren Forbes 9853 2057

Secretary: Jean Rowley 9853 2132

Perillup

Captain: Robin Ditchburn 9856 1014

Secretary: Dean Trotter 9856 1045

Porongurup

Captain: John Russell 9853 1097

Secretary: Phillip White 9851 2037

South Porongurup

Captain: Philip Rule 9853 2141

Secretary: Belinda Allain 9853 2141

Rocky Gully

Captain: Robin Higgins 9855 1525

Secretary: Joan Cameron 9855 1529

Woogenellup

Captain: Grant Cooper 9854 2025

Secretary/LT: Barry Pearce 9854 1016

South Stirling

Captain: Graeme Pyle 9854 3021

Secretary: Rose Easton 9854 3017

Kojaneerup

Captain: Tony Slattery 9847 1050

Secretary: Terry Bradshaw 9847 7013

Mt Barker Volunteer Fire & Rescue

Captain: Damien Moore 9851 2298

Secretary: Kirsten Hunter 9851 1115

Harvesting & Vehicle Movement Ban Definitions

Harvest Ban

Any operation of machinery involved in harvesting seed crops/timber and any other produce, must come to a stop when in place.

Vehicle Movement Ban and Operation of Combustion Engines

No vehicles to drive in paddocks when in place and no combustion engines to be operated.

Shire Zones

Zone 4 Western Portion

Permits to Burn Required

2 November to 14 December annually

15 February to 12 April annually

Prohibited Burning Times

15 December to 14 February annually

Firebreaks Required

1 December to 12 April annually

Zone 4 Eastern Portion

Permits to Burn Required

3 October to 14 November annually

15 February to 29 March annually

Prohibited Burning Times

15 November to 14 February annually

Firebreaks Required

15 November to 29 March annually

Boundary Line Between Zone 4 Western and Eastern

The Shire of Plantagenet is divided into two bush fire control areas, Zone 4 Western and Zone 4 Eastern. The boundary between these two bush fire control areas is described as—

The boundary line between zones starts at the northern end of Martagallup Road along Martagallup Road to Albany Highway, South on Albany Highway to Hobbs Road, East on Hobbs Road to the T-Junction of Jutland Road, South on Jutland Road to Fisher Road, East on Fisher Road to T-Junction on Williams Road, North on Williams Road and East on Williams Road to

On 28 November 2003 the Supreme Court of Western Australia made an order staying the Medical Board's orders pending the determination of an appeal by Dr Mustac against the Medical Board's decision.

Consequently, at present Dr Mustac is a medical practitioner whose registration under the *Medical Act 1894* is current.

Yours sincerely,

SIMON HOOD, Registrar.

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Armadale

Town Planning Scheme No. 2—Amendment No. 189

Ref: 853/2/22/4 Pt 189

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 Armadale Town Planning Scheme Amendment on 25 November 2003 for the purpose of—

1. Rezoning Lot 103 Albany Highway, Kelmscott and adjoining Right of Way from "Special Use No. 6" and Lot 3 Albany Highway from "Residential R10" to "Special Use: Showroom".
2. Amending the Scheme Text by inserting in appropriate numerical order, a new entry in the Special Use Development Table as follows—

Prescribed Special Use	Requirements	Particulars of Land
Showroom Permitted Uses ("P" Uses)— <ul style="list-style-type: none"> • Showroom • Office Discretionary Uses ("AA" Uses)— <ul style="list-style-type: none"> • Consulting Rooms • Hardware & Sawn Timber Showroom Incidental Uses ("IP" Uses)— <ul style="list-style-type: none"> • Warehouse • Kiosk/cafe • Retail Garden Centre 	<ol style="list-style-type: none"> 1. Car parking to be provided on site as follows— <ul style="list-style-type: none"> • Offices—1 bay per 30m² • Showroom—1 bay per 30m² • Consulting Room—6 bays per consulting room • Warehouse—1 bay per 100m² 2. The overall development of the site shall be of a suitable quality architectural design to ensure that the buildings address the street and enhance the streetscape of Albany Highway. Parking areas are required to be suitably screened and arranged to avoid the proliferation of parking between the buildings and Albany Highway. 3. Car parking areas abutting residential properties shall be screened with masonry fencing to the satisfaction of Council. 4. Site layout, landscaping, fencing and car parking shall be to the satisfaction of Council. 5. Subject lots are to be amalgamated to the satisfaction of Council. 6. Reciprocal rights of access/carriageway shall be entered into with the landowners of adjoining Lot 104 Albany Highway to the satisfaction of Council. 7. Vehicular access/egress shall be restricted to one (1) crossover onto Albany Highway to the satisfaction of Council and Main Roads Western Australia. 	Lot 103 & 3 Albany Highway and adjoining ROW.

J. H. MUNN, Deputy Mayor.
A. F. MAXWELL, for Chief Executive Officer.

PI402*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
Town of Claremont

Town Planning Scheme No. 3—Amendment No. 91

Ref: 853/2/2/3 Pt 91

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 Town of Claremont Town Planning Scheme Amendment on 1 December 2003 for the purpose of—

1. Substituting the words “Aged Persons Dwellings and Ancillary Uses only” for the words “A total of 54 aged persons’ housing and ancillary uses only generally in accordance with drawings prepared by John L. Silbert & Associates and dated on February 1995 with the exception that all floor levels are lowered by a minimum of 600mm” in the Permitted Use column of Appendix VII.
2. Substituting “141 Claremont Crescent, Swanbourne” for the words “141 Claremont Crescent, 145 Claremont Crescent, 10, 12 and 14 Rob Roy Street, Swanbourne” in the Location column of Appendix VII.
3. Substituting “Lot 77 of Swan Location P1069 on Certificate of Title Volume 2189 Folio 78” for the words—
 - “(1) Lot 200 of Swan Location P1069 on Certificate of Title Volume 1815, Folio 500.
 - (2) Lot 62 of Swan Location P1069 on Certificate of Title Volume 360, Folio 131.
 - (3) Lot 61 of Swan Location P1069 on Certificate of Title Volume 333, Folio 158A.
 - (4) Lot 64 of Swan Location P1069 on Certificate of Title Volume 333, Folio 159A.
 - (5) Lots 65 and 68 of Swan Location P1069 on Certificate of Title Volume 1738, Folio 685/6”

in the Particulars of Land column of Appendix VII.

P. OLSON, Mayor.
 A. KYRON, Chief Executive Officer.

PI403

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Serpentine-Jarrahdale

Town Planning Scheme No. 2—Amendment No. 125

Ref: 853/2/29/3 Pt 125

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 Serpentine-Jarrahdale Town Planning Scheme Amendment on 3 December 2003 for the purpose of—

1. Rezoning Lot 216 Nettleton Road, Byford, from “Rural” to “Rural Living A, Rural Living B and Parks & Recreation”.
2. Amending the Scheme Map accordingly.
3. Amending the Scheme Text by including special provisions in Appendix 4A, as follows—

(a) SPECIFIED AREA OR
 LOCALITY

Lot 216 Nettleton Road Byford.

(b) SPECIAL PROVISIONS TO
 REFER TO (a)

1. Within the Rural Living A zone the following land uses are permitted or are permitted at the discretion of the Council—
 - Use classes permitted (P)—
 - Single House
 - Public Recreation
 - Public Utility
 - Discretionary Uses (AA)—
 - Ancillary Accommodation
 - Stables—1 hectare lots and above only
 - Home Occupation
 - Rural Use/Intensive Agriculture
- All other uses are prohibited.

(a) SPECIFIED AREA OR LOCALITY

(b) SPECIAL PROVISIONS TO REFER TO (a)

- In exercising its discretion in respect to AA uses, the Council, having regard to the planning Guidelines for Nutrient management, shall only permit such uses when it is satisfied following consultation with the Department of Environmental Protection and the Water and Rivers Commission that the land use does not involve excessive nutrient application or clearing of land.
2. No indigenous vegetation or trees shall be destroyed or cleared except, but subject to the developer of the estate/landowner obtaining the prior consent in writing of the Council, where such vegetation is dead diseased or where the clearing is required for the purpose of a firebreak, dwelling, outbuilding, fence drainage systems, driveways and/or to accommodate the discretionary uses identified under Provision 1.
 3. The subdivider shall, in accordance with the endorsed Subdivision Guide Plan and the Schedule of Landscaping for this estate, plant indigenous trees and shrubs of a species and at a density and distribution to the satisfaction of the Council prior to the transfer of a lot(s) to a new owner.
 4. The subdivider shall either maintain the trees and shrubs planted until the land is sold, or shall plant sufficient numbers of trees and shrubs to allow for natural loss. Thereafter, the owners of the subdivided lots shall be responsible for the maintenance and replacement (if and where necessary) of those trees and shrubs planted by the subdivider to the satisfaction of the Council.
 5. The subdivider shall prepare a Stormwater Management Plan to address mosquito control, erosion, nutrient and drainage issues during and post construction.
 6. The subdivider shall prepare a foreshore Management Plan for the Beenyup Brook Reserve within the lot, including any constructed wetlands and proposed method of mosquito control. The Reserve shall be created for the multiple use of waterway protection, drainage, wildlife protection, and passive complementary recreation. The Plan shall address vegetation management (including weed control) waterway restoration and infrastructure.
 7. The subdivider shall prepare and implement a Fire Management Plan that identifies and implements the construction requirements relative to strategic firebreaks, water supplies and equipment and any other fire requirements that may be deemed necessary, to the specification and satisfaction of the local authority and the Bush Fires Board of WA.
 8. Notwithstanding the obligations of the subdivider under Clause 5.12.9e) of the Scheme, the subdivider shall drain the land and provide drainage detention areas in accordance with a Drainage Concept Plan provided prior to the commencement of on-the-ground works. Those easement and reserves required by Council or the Water Corporation shall be provided to the Council or Water Corporation at the time of

(a) SPECIFIED AREA OR LOCALITY

(b) SPECIAL PROVISIONS TO REFER TO (a)

subdivision to provide for ongoing maintenance of the drainage system components.

9. At the time of the building application for each lot a plan of the site shall be submitted by the applicant to the satisfaction and specifications of the Council which shall show site contours, existing trees and stands of vegetation, those trees and vegetation to be removed and retained and proposals for tree planting and maintenance.
 10. Notwithstanding the controls specified by provision 1, development and use of the land is subject to the provisions of the Water Corporation By-laws applying to underground water supply and pollution control.
 11. The number of lots north of Beenyup Brook not to exceed two.
 12. The lots north of Beenyup Brook to have building envelopes no greater than 1000m² on the southern boundary, to the satisfaction of the Western Australian Planning Commission.
 13. All development to comply with a Schedule of Materials and Finishes approved by the Shire of Serpentine-Jarrahdale.
 14. Provision of reticulated water to all lots in the subdivision.
- 4 Amending the Scheme Text by including special provisions in Appendix 4B, as follows—

(a) SPECIFIED AREA OR LOCALITY

Lot 216 Nettleton Road Byford

(b) SPECIAL PROVISIONS TO REFER TO (a)

1. Within the Rural Living B zone the following land uses are permitted or are permitted at the discretion of the Council—

Use classes permitted (P)—

- Single House
- Public Recreation
- Public Utility

Discretionary Uses (AA)—

- Ancillary Accommodation
- Stables—1 hectare lots and above only
- Home Occupation
- Rural Use/Intensive Agriculture

All other uses are prohibited.

In exercising its discretion in respect to AA uses, the Council, having regard to the planning Guidelines for Nutrient management, shall only permit such uses when it is satisfied following consultation with the Department of Environmental Protection and the Water and Rivers Commission that the land use does not involve excessive nutrient application or clearing of land.

2. No indigenous vegetation or trees shall be destroyed or cleared except, but subject to the developer of the estate/landowner obtaining the prior consent in writing of the Council, where such vegetation is dead diseased or where the clearing is required for the purpose of a firebreak, dwelling, outbuilding, fence drainage systems, driveways and/or to accommodate the discretionary uses identified under Provision 1.

(a) SPECIFIED AREA OR LOCALITY

(b) SPECIAL PROVISIONS TO REFER TO (a)

3. The subdivider shall, in accordance with the endorsed Subdivision Guide Plan and the Schedule of Landscaping for this estate, plant indigenous trees and shrubs of a species and at a density and distribution to the satisfaction of the Council prior to the transfer of a lot(s) to a new owner.
4. The subdivider shall either maintain the trees and shrubs planted until the land is sold, or shall plant sufficient numbers of trees and shrubs to allow for natural loss. Thereafter, the owners of the subdivided lots shall be responsible for the maintenance and replacement (if and where necessary) of those trees and shrubs planted by the subdivider to the satisfaction of the Council.
5. The subdivider shall prepare a Stormwater Management Plan to address mosquito control, erosion, nutrient and drainage issues during and post construction.
6. The subdivider shall prepare a foreshore Management Plan for the Beenyup Brook Reserve within the lot, including any constructed wetlands and proposed method of mosquito control. The Reserve shall be created for the multiple use of waterway protection, drainage, wildlife protection, and passive complementary recreation. The Plan shall address vegetation management (including weed control) waterway restoration and infrastructure.
7. The subdivider shall prepare and implement a Fire Management Plan that identifies and implements the construction requirements relative to strategic firebreaks, water supplies and equipment and any other fire requirements that may be deemed necessary, to the specification and satisfaction of the local authority and the Bush Fires Board of WA.
8. Notwithstanding the obligations of the subdivider under Clause 5.12.9e) of the Scheme, the subdivider shall drain the land and provide drainage detention areas in accordance with a Drainage Concept Plan provided prior to the commencement of on-the-ground works. Those easement and reserves required by Council or the Water Corporation shall be provided to the Council or Water Corporation at the time of subdivision to provide for ongoing maintenance of the drainage system components.
9. At the time of the building application for each lot a plan of the site shall be submitted by the applicant to the satisfaction and specifications of the Council which shall show site contours, existing trees and stands of vegetation, those trees and vegetation to be removed and retained and proposals for tree planting and maintenance.
10. Notwithstanding the controls specified by provision 1, development and use of the land is subject to the provisions of the Water Corporation By-laws applying to underground water supply and pollution control.

D. L. NEEDHAM, President.
D. E. PRICE, Chief Executive Officer.

PI404*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

METROPOLITAN REGION SCHEME AMENDMENTS:

No. 1057/33 – Regional Roads (Part 6)

No. 1078/33 – Kalamunda Road, High Wycombe

CALL FOR PUBLIC SUBMISSIONS

The Western Australian Planning Commission intends to amend the Metropolitan Region Scheme for road reservations in the Cities of Canning and Swan, and the Shire of Kalamunda. Public comment is invited.

1057/33 – Regional Roads (Part 6)

The purpose of this amendment is to revise the land requirements for the following five sections of Other Regional Roads reservation in the City of Canning and the Shire of Kalamunda:

- Canning Road – Railway Road to Lesmurdie Road
- Canning Road – Lesmurdie Road to Pomeroy Road
- Pomeroy Road – Canning Road to Welshpool Road
- Welshpool Road – Pomeroy Road to Crystal Brook Road
- Manning Road – Hamilton Street to Albany Highway

1078/33 – Kalamunda Road, High Wycombe

This amendment rationalises the Other Regional Roads reservation of a section of Kalamunda Road, between Abernethy Road and Hawkvale Road, High Wycombe in the Shire of Kalamunda.

Display Locations

Full details of the proposals can be found in the Commission's explanatory *Amendment Reports*. A separate report is available for each amendment. These documents, along with the amending plans and other supporting documentation showing the proposed change to the zones and reservations of the Scheme, will be available for public inspection from Tuesday 9 December 2003 to Friday 26 March 2004 at the following locations:

1057/33 – Municipal offices of the City of Canning and the Shire of Kalamunda.

1078/33 – Municipal offices of the City of Swan and the Shire of Kalamunda

All documents are also available at the offices of:

- Department for Planning and Infrastructure, Wellington Street, Perth;
- Main Roads WA, Waterloo Crescent, East Perth;
- JS Battye Library, Francis Street, Northbridge;
- City of Perth, St George's Terrace, Perth; and
- City of Fremantle, William Street, Fremantle.

The *Amendment Report* is also available from the Commission's Internet Site www.wapc.wa.gov.au.

Submissions

Any person who wishes to make a submission either supporting, objecting to or providing comment on any provisions of the proposed Amendments should do so on a submission form (Form 6A). These forms are available from the display locations, the relevant *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, 26 March 2004. Late submissions will not be considered.

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

PI405*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959*City of Cockburn*

DECLARATION OF PLANNING CONTROL AREA NO. 78

Eastern Car Park at Thomsons Lake Railway Station

File: 835-2-23-6

General Description

The Hon Minister for Planning and Infrastructure has granted approval to the declaration of a Planning Control Area over a portion of lots 1-4, 11 and 801 in Jandakot as shown on Western Australian Planning Commission Plan No. 3.1726.

Purpose of The Planning Control Area

The purpose of the Planning Control Area is to allow for future car park expansion at the Thomsons Lake Railway Station. It will allow for a park and ride area on the eastern side of the Kwinana Freeway. The Commission considers that the Planning Control Area is required to ensure that no development occurs on this land which might prejudice this purpose until it may be reserved for Railways in the Metropolitan Region Scheme.

Duration and Effects

The declaration remains in effect for a period of five years from the date of publication of this notice in the *Government Gazette* or until revoked by the Western Australian Planning Commission with approval by the Minister, whichever is the sooner.

A person shall not commence and carry out development in a Planning Control Area without the prior approval of the Western Australian Planning Commission. The penalty for failure to comply with this requirement is \$2,000 and, in the case of a continuing offence, a further fine of \$200 for each day during which the offence continues.

Compensation is payable in respect of land injuriously affected by this declaration, and land so affected may be acquired by the Western Australian Planning Commission in the same circumstances and in the same manner as if the land had been reserved in the Metropolitan Region Scheme for a public purpose.

Where the Planning Control Area is Available for Public Inspection

- Department for Planning and Infrastructure
1st floor, 469 Wellington Street
PERTH WA
- JS Battye Library
Alexander Library Building
NORTHBRIDGE WA
- Municipal office of the City of Cockburn
Cnr Rockingham Road and
Coleville Crescent
Spearwood WA

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

SALARIES AND ALLOWANCES TRIBUNAL

SX401*

SALARIES AND ALLOWANCES ACT 1975

SALARIES AND ALLOWANCES TRIBUNAL

Determination Variation

Preamble

The Tribunal has today issued a report under section 7 of the *Salaries and Allowances Act 1975* to the Minister recommending an adjustment effective from 1 January 2004 in the remuneration to be paid to Judges of the Supreme and District Courts, Masters of the Supreme Court and magistrates. The adjustment provides for an increase in salary of 9.2%.

The report is required to be laid before each House of Parliament within five sitting days of the House after its receipt by the Minister. Either House of Parliament, within 15 sitting days of that House after a copy of the report has been laid before it, may pass a resolution disapproving a recommendation made by the Tribunal.

This determination provides for the increase to flow through to the linked "judicial" positions of Registrar in both the Supreme and District Courts, and senior legal officer positions in the Offices of the Director of Public Prosecutions, the Crown Solicitor and the Parliamentary Counsel. Should either House of the Parliament disallow the salary adjustment recommended in the report, this determination insofar as it deals with these positions shall cease to have effect from the date that House passes such a resolution.

The determination also bears upon the salaries payable to the Commissioners of the Western Australian Industrial Relations Commission. In its 11 April 2003 determination the Tribunal set the rates of remuneration for the first time under the new arrangements established by the *Labour Relations Reform Act 2002*. At the time, the Tribunal effectively maintained the *status quo* by continuing to recognise a direct nexus with judicial rates. It was however pointed out that the linkage would remain under active examination.

In the opinion of the Tribunal it would not be appropriate in the circumstances of the review automatically to pass on the current recommended judicial increase in salary. Rather, it is the intention of the Tribunal to seek to address the long-term remuneration arrangements as a whole appropriate to Commissioners as part of its general determination dealing with "prescribed" offices due in April 2004. Accordingly, this determination has the effect of fixing the salary rates applicable to Commissioners at their current levels.

Determination

The determination of the Salaries and Allowances Tribunal made on 11 April 2003 under sections 6(1)(c), (d) and (e) of the *Salaries and Allowances Act 1975* (as varied from time to time) is hereby varied by a further determination, to make the amendments set out below—

1. Insert and replace, as the case requires, in Part 1 of the First Schedule the following—

Agency	Office	Classification
Office of the Director of Public Prosecutions Note: Effective from 1 January 2004	Director Legal Services	\$214,545
	Assistant Principal Crown Prosecutor	\$179,194
Department of Justice Note: Effective from 1 January 2004	Crown Solicitor	\$238,384
	Parliamentary Counsel	\$238,384
	Queen's / Senior Counsel	\$226,464
	Crown Counsel	\$214,545
	Deputy Crown Solicitor	\$202,626
	Deputy Parliamentary Counsel Senior Adviser Crown Solicitor's Office	\$202,626 \$190,708

2. Insert and replace, as the case requires, in the Second Schedule the following—

Pursuant to section 6(1)(d) of the *Salaries and Allowances Act 1975* the Salaries and Allowances Tribunal determines the following levels of remuneration with effect from 1 January 2004—

Supreme Court	Principal Registrar	\$204,772
	Registrar	\$181,339
District Court	Principal Registrar	\$190,708
	Registrar	\$179,194
	Deputy Registrar	\$161,125

3. Insert and replace, as the case requires, in the Third Schedule the following—

Pursuant to Section 6(1)(e) of the *Salaries and Allowances Act 1975* the Salaries and Allowances Tribunal determines the Commissioners of the Western Australian Industrial Relations Commission are entitled to remuneration on the following basis—

- The holder of the office of Chief Commissioner is entitled to the allowances payable from time to time to a Judge of the District Court of Western Australia and to the salary payable to a Judge of the District Court of Western Australia as at 1 January 2003.
- The holder of the office of Senior Commissioner is entitled to the allowances payable from time to time to a Judge of the District Court of Western Australia and to 95 per cent of the salary payable to a Judge of the District Court as at 1 January 2003.
- The holders of the office of Commissioner are entitled to the allowances payable from time to time to a Judge of the District Court of Western Australia and to 90 per cent of the salary payable to a Judge of the District Court as at 1 January 2003.

Dated at Perth this 4th day of December 2003.

Professor M. C. WOOD, Chairman.
J. A. S. MEWS, Member.
M. L. NADEBAUM, Member.

SALARIES AND ALLOWANCES TRIBUNAL

WATER

WA401*

WATER AGENCIES (POWERS) ACT 1984

WATER SUPPLY IMPROVEMENTS: CITY OF ALBANY

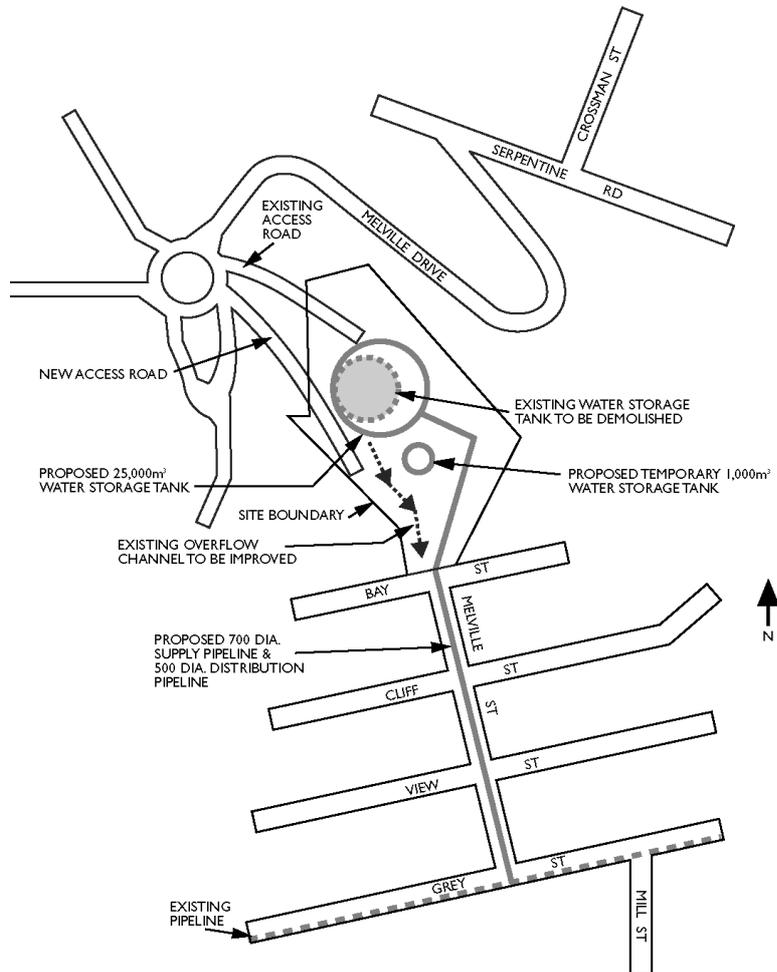
Notice of Authorisation to Construct a 25,000m³ Water Storage Tank, Water Supply and Distribution Pipelines and Drainage Work.

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

- Demolition of the existing 4.5ML concrete water storage tank.
- Construction of a new access road on to the existing tank site.
- Construction of the new 25ML steel water storage tank.
- Construction of associated pipework, valves and pits.
- Construction of 500mm and 700mm diameter pipelines.
- Construction of a temporary 1ML water storage tank.

When complete the security of water supply for Albany will be improved. The works is an essential element for future projects planned by the Water Corporation in Albany.

The location of the works on Mt Melville is shown on the plan.



WESTERN AUSTRALIA

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