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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 —

AGRICULTURE

AG301*

Veterinary Surgeons Act 1960

Veterinary Surgeons Amendment Regulations (No. 3) 2003

Made by the Governor in Executive Council.

1. Citation

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

2. Commencement

These regulations come into operation on the 28th day after the day on which they are published in the *Gazette*.

3. The regulations amended

The amendments in these regulations are to the *Veterinary Surgeons Regulations 1979**.

[* Reprinted as at 7 March 1997.

For amendments to 4 November 2003 see *Western Australian Legislation Information Tables for 2002, Table 4, p. 394, and Gazette 9 May 2003.*]

4. Various headings deleted

The regulations are amended by deleting the headings that appear immediately before each of the regulations set out in the Table to this regulation.

Table of headings to be deleted

r. 1	r. 23
r. 2	r. 28
r. 3	r. 34
r. 4	r. 44

r. 7	r. 55
r. 8	r. 60
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By Command of the Governor,

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

ENVIRONMENT

EV301*

Environmental Protection Act 1986

Environmental Protection (Wesfarmers Premier Coal Mine Noise Emissions) Approval 2003

Made by the Minister under regulation 17(7) of the *Environmental Protection (Noise) Regulations 1997* after receiving a report from the Authority for the purposes of the regulation.

1. Citation

This approval may be cited as the *Environmental Protection (Wesfarmers Premier Coal Mine Noise Emissions) Approval 2003*.

2. Commencement

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

3. Purpose

The purpose of this approval is to ensure that Premier Coal follows best practice principles —

- (a) in taking steps to reduce noise emissions from the mine site as far as reasonably practicable; and

- (b) with a view to achieving compliance with the standard prescribed in regulation 7(1) within the period of 10 years after the commencement of this approval.

4. Interpretation

- (1) In this approval —

“**abnormal event**” means an unexpected event the occurrence of which is beyond the immediate control of, and could not reasonably have been foreseen by, Premier Coal (such as an accident or emergency, a breakdown of plant or equipment or extreme weather conditions);

“**assigned level**” means a noise level determined under clause 7;

“**commercial premises**” has the same meaning as in regulation 2(1);

“**construction work**” has the same meaning as in regulation 13, and also includes —

- (a) operations such as vegetation clearing and topsoil removal at the commencement of a new mining area; and
(b) construction of perimeter bunds to act as noise barriers;

“**Director**” means the Director of the Pollution Prevention Division, Department of Environmental Protection;

“**impulsiveness**” has the same meaning as in regulation 9(1);

“**industrial and utility premises**” has the same meaning as in regulation 2(1);

“**L_{A 10} assigned level**” means an assigned level which, measured as an L_{A Slow} value, is not to be exceeded for more than 10% of any period of 4 hours;

“**L_{A max} assigned level**” means an assigned level which, measured as an L_{A Slow} value, is not to be exceeded at any time;

“**L_{A Slow}**” has the same meaning as in regulation 2(1);

“**mine site**” means the premises known as Premier Coal Mine occupying Mining Lease ML 262 SA;

“**modulation**” has the same meaning as in regulation 9(1);

“**noise-sensitive premises**” has the same meaning as in regulation 2(1);

“**Premier Coal**” means the body corporate known as Wesfarmers Premier Coal Ltd, ABN 21 008 672 599;

“**regulation**” means regulation of the *Environmental Protection (Noise) Regulations 1997*;

“**tonality**” has the same meaning as in regulation 9(1).

- (2) To the extent that there is any inconsistency between this approval and the Minister’s Statement No. 310 of 5 April 1993, the approval prevails.

5. Grant of approval

Under regulation 17(7) of the *Environmental Protection (Noise) Regulations 1997*, approval is granted to Premier Coal to allow the noise emitted from the mine site to exceed or vary from the standard prescribed by regulation 7(1).

6. Conditions of approval

- (1) For the purposes of clause 5, regulations 7(1) and (2), 8(2) and 9(3) do not apply in relation to the noise emitted from the mine site while this approval is in force and is being complied with.
- (2) However, this approval is granted on the condition that —
 - (a) noise emitted from the mine site complies with clauses 7 and 8;
 - (b) Premier Coal reduces noise emissions from the mine site as far as is reasonably practicable; and
 - (c) Premier Coal complies with clauses 11 and 12.

7. Maximum permitted noise levels

Noise emitted from the mine site, when received at premises of a kind referred to in column 1 of an item in the Table in Schedule 1, at a time of day referred to in column 2 of the item, must not exceed any of the assigned levels specified opposite the time of day in column 3 of the item.

8. Permitted tonality, impulsiveness and modulation

Noise emitted from the mine site, when received at premises referred to in column 1 of an item in the Table in Schedule 1, must be free, for at least 90% of any period of 4 hours, from any tonality, impulsiveness and modulation.

9. Determining levels of noise emission

For the purpose of assessing the level or character of noise emitted from the mine site, the following are not to be taken into account —

- (a) noise emissions of a kind referred to in regulation 3;
- (b) noise emitted as a result of construction work carried on at the mine site;
- (c) noise emitted by safety warning devices attached to plant or equipment for the purpose of ensuring that Premier Coal complies with its obligations under the *Mines Safety and Inspection Act 1994*.

10. Noise resulting from abnormal events

An emission of noise that contravenes clause 7 or 8 is taken not to breach a condition of this approval if —

- (a) the emission is a result of the occurrence of an abnormal event;

- (b) where the emission contravenes clause 7 — it is a result of an event the occurrence of which results in the accidental or unintended emission of the noise;
- (c) Premier Coal takes all reasonably practicable measures to stop the emission as soon as is reasonably practicable; and
- (d) Premier Coal notifies the Director of the occurrence of the abnormal event within 21 days after the day on which it occurred, or within any further time allowed by the Director on the application of Premier Coal.

11. Abnormal events register

- (1) Premier Coal must keep an abnormal events register for the purposes of this approval.
- (2) If an abnormal event or any other event results in the emission of noise that contravenes clause 7 or 8, Premier Coal must enter in the register the following particulars —
 - (a) the nature of the event;
 - (b) the date and time of the occurrence of the event;
 - (c) details of the contravention, including the level and characteristics of the noise (if known) and the duration of the emission;
 - (d) the measures taken by Premier Coal to stop the emission;
 - (e) the measures (if any) taken by Premier Coal to prevent or minimise the possibility of —
 - (i) the occurrence of a similar event in the future; or
 - (ii) the emission of noise that contravenes clause 7 or 8 if a similar event occurs in the future.
- (3) Premier Coal is to make the register available for inspection by an inspector on request.

12. Reporting requirements

- (1) Premier Coal must, in a form approved by the Director, provide a report to the Director not later than one month after the end of each year from the commencement of this approval, containing the following information for the previous year —
 - (a) noise levels, determined from the results of monitoring carried on at its Buckingham monitoring station, that are likely to be attributable to operations carried on at the mine site;
 - (b) noise emission levels of significant individual plant items and cumulative plant items which have been in use at the mine site;
 - (c) noise reduction measures which have been implemented at the mine site.

- (2) Premier Coal must, when directed to do so by the Director, provide more detailed reporting data for any period of the reporting year specified by the Director.
- (3) For the purposes of subclause (2), reporting data includes, but is not limited to —
 - (a) weather conditions which may have influenced sound propagation;
 - (b) the total sound power level of the fleet operating at the noisiest times, based on the stationary noise test data;
 - (c) the approximate location of the fleet at these times; and
 - (d) practicable noise reduction measures in place at these times, and reasons why noise could not be reduced further.

13. Review

The Environmental Protection Authority must, 10 years after the commencement of this approval, conduct a review of the operation and effectiveness of this approval which must include, but is not limited to —

- (a) examining trends in the numbers of hours for which particular noise levels were exceeded over each season of each year, where the exceeded noise levels may be attributed to operations at the mine site;
- (b) reviewing any other environmental noise monitoring data of relevance;
- (c) reviewing the details of any abnormal events;
- (d) examining trends in the noise emission levels of both the significant individual plant items and the cumulative plant used by Premier Coal at the mine site;
- (e) reviewing noise control measures that have been introduced over the period; and
- (f) reviewing changes in residential occupancy and the effectiveness of any noise amelioration arrangements made with residents.

Schedule 1 — Maximum permitted noise levels

[cl. 7]

Table

Item	Column 1 Type of premises receiving noise	Column 2 Time of day	Column 3 Assigned level (dB)	
			L _A 10	L _A max
			1.	Noise-sensitive premises at locations within 15 metres of a building directly associated with a noise sensitive use
		All other times	55	65

Item	Column 1 Type of premises receiving noise	Column 2 Time of day	Column 3 Assigned level (dB)	
			L _A 10	L _A max
2.	Commercial premises	All hours	60	80
3.	Industrial and utility premises	All hours	65	90

J. EDWARDS, Minister for the Environment.

LOCAL GOVERNMENT

LG301*

HEALTH ACT 1911

Shire of Bridgetown-Greenbushes

HEALTH AMENDMENT LOCAL LAWS 2003

Made by the Council of the Shire of Bridgetown-Greenbushes under section 342 of the *Health Act 1911* in accordance with subdivision 2 of Part 3 of the *Local Government Act 1995*.

Citation

1. This local law may be cited as the *Shire of Bridgetown-Greenbushes Health Amendment Local Laws 2003*.

Principal Local Laws

2. In this local law, the *Shire of Bridgetown-Greenbushes Health Local Laws 2001* made under the Health Act 1911 and passed by the Council of the Shire of Bridgetown-Greenbushes on 26 April 2001, and published in the *Government Gazette* on 17 July 2001, amended by Council on 31st October 2002 and published in the *Government Gazette* on 2nd May 2003 are referred to as the principal local laws.

Principal Local Laws Amended

3. The principal local laws are amended as described in the following schedule—

Item	Sections Affected	Description
1	8.3.1(b)	Delete “not be absent from the lodging house for more than 48 consecutive hours unless he or she arranges for a reputable person to have the care and management of the lodging house” and insert “no keeper of a lodging house shall absent himself from such house, unless he leaves some reputable person in charge”.

Passed at an ordinary meeting of the Council of the Shire of Bridgetown-Greenbushes held on the 30th day of October 2003.

The Common Seal of the Shire of Bridgetown-Greenbushes was affixed by authority of a resolution of its Council in the presence of—

R. J. WALSTER, Shire President.
T. P. CLYNCH, A/Chief Executive Officer.

Dated this 30th day of October 2003.

Consented to—

MARGARET STEVENS, Executive Director,
Public Health.

Dated this 2nd day of December 2003.

LG302***LOCAL GOVERNMENT ACT 1995***Shire of Northampton***A LOCAL LAW TO REPEAL DEFUNCT AND OBSOLETE LOCAL LAWS**

The Council of the Shire of Northampton records having resolved at a meeting on 19 September 2003 to make the following local law.

Citation

1. This local law may be cited as the Shire of Northampton Local Law to Repeal Defunct and Obsolete Local Laws.

Repeal

2. The Local Laws hereunder following are repealed—

- (a) Straying Stock, published in the Government Gazette on 15 June 1917, and on 14 December 1951;
- (b) Poundage Fees, published in the Government Gazette on 9 August 1918, and on 31 December 1937;
- (c) Discount on Rates, published in the Government Gazette on 12 September 1924;
- (d) Employees, Appointment of, published in the Government Gazette on 1 May 1942;
- (e) Buildings, Minimum Lot Areas, published in the Government Gazette on 10 December 1948;
- (f) Buildings, published in the Government Gazette on 19 January 1950, and on 14 December 1951, and on 5 June 1958;
- (g) Building Lines, published in the Government Gazette on 16 December 1963 and on 25 May 1974;
- (h) Long Service Leave, published in the Government Gazette on 19 January 1951;
- (i) Prevention of Damage to Streets, published in the Government Gazette on 23 June 1965;
- (j) Petrol Pumps, published in the Government Gazette on 1 June 1967;
- (k) Refuse, Rubbish, Litter and Disused Materials, Depositing and Removal Of, published in the Government Gazette on 14 June 1967;
- (l) Zoning – Liquid Fuel Depots, published in the Government Gazette on 3 July 1968;
- (m) Inflammable Liquids, Prohibition and Storage Of, published in the Government Gazette on 23 April 1969;
- (n) Vehicle Wrecking, published in the Government Gazette on 28 May 1969;
- (o) Caravan Parks and Camping Grounds, published in the Government Gazette on 6 December 1974, and on 5 July 1985; and
- (p) Motels, Establishment, Operation and Maintenance Of, published in the Government Gazette on 6 August 1985.
- (q) Standing Orders; published in the Government Gazette on 6 October 1970.

Dated this 28th day of November 2003.

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

GEORGE PARKER, President.
GARRY L. KEEFFE, Chief Executive Officer.

— PART 2 —

ARMADALE REDEVELOPMENT AUTHORITY

AB401*

ARMADALE REDEVELOPMENT ACT 2001
ARMADALE REDEVELOPMENT SCHEME 2004 AND
ARMADALE REDEVELOPMENT AUTHORITY CONCEPT PLAN 2004

It is hereby notified for public information that the Minister for Planning and Infrastructure has approved for advertising the Armadale Redevelopment Scheme 2004 and the Armadale Redevelopment Authority Concept Plan 2004.

Comments are now invited on the proposed scheme and concept plan, copies of which are available for inspection at the following locations, between the hours of 8.30 am and 4.30 pm, Monday to Friday:

- Office of the Armadale Redevelopment Authority, Shop 4-5, Armadale Shopping City, Jull Street, Armadale
- City of Armadale Administration Centre, Orchard Avenue, Armadale
- Armadale Public Library, Orchard Avenue, Armadale

Copies of the Scheme can be purchased for \$20.00 at the offices of the Armadale Redevelopment Authority, at the address given above.

A copy of the Scheme can also be viewed on and downloaded from the Authority's website, at www.ara.wa.gov.au.

Written submissions on the Scheme should be addressed to:

Executive Director
Armadale Redevelopment Authority
PO Box 790
Armadale WA 6992

Submissions may also be hand delivered to the Authority's office.

The closing date for submissions is 20 February 2004.

AGRICULTURE

AG401*

SOIL AND LAND CONSERVATION ACT 1945
SOIL AND LAND CONSERVATION (GINGIN LAND CONSERVATION DISTRICT)
AMENDMENT ORDER 2003

Made by the Governor in Executive Council under section 23 of the *Soil and Land Conservation Act 1945* on the recommendation of the Minister for Agriculture.

1. Citation

This order may be cited as the *Soil and Land Conservation (Gingin Land Conservation District) Amendment Order 2003*.

2. Principal Order

In this order the *Soil and Land Conservation (Gingin Land Conservation District) Order 1983** is referred to as the principal order.

(*Published in the Gazette 16 December 1983 at p. 4898 and amended in the Gazettes of 10 October 1986 at pp. 3876-77, 7 June 1991 at pp. 2801-02, 12 November 1993 at p. 6124, 30 September 1994 at p. 4960, 8 December 1995 at p. 5938 and an Amendment Order approved by Executive Council on 9 March 1999 {refer Agriculture Western Australia reference: 881706V05P0A} and amended in the Gazette of 27 April 2001 at pp. 2210-11).

3. Clause 6 amended

Clause 6 of the principal order is amended by—

- (i) deleting “22” in subclause (1) and substituting the following—
“15”; and

- (ii) deleting “16” in subclause (2)(d) and substituting the following—
“g”

By His Excellency’s Command,

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

AG402*

SOIL AND LAND CONSERVATION ACT 1945

**TRAYNING 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 *Trayning Land Conservation District (Appointment of Members) Instrument 2003*.

2. Appointment of members

Under section 23(2b) of the Act and clause 6(1) of the *Soil and Land Conservation (Trayning Land Conservation District) Order 1984**, the following members are appointed to the land conservation district committee for the Trayning Land Conservation District—

- (a) on the nomination of the Shire of Trayning: Trevor Rodney Lamond of Kununoppin;
- (b) to represent the Western Australian Farmers Federation (Inc): Maurice John Barnes of Yelbeni, Marlon Scott Hudson of Yelbeni and Murray Clement Brown of Trayning; and
- (c) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Sandra Joan Waters of Kununoppin
 - (ii) Carol Fowler of Trayning
 - (iii) Peter John Grogan of Trayning

(*Published in the *Gazette of 25 May 1984 at pp. 1408-1409 and amended in the Gazettes of 11 December 1987 at pp. 4434-4435, 1 December 1989 at p. 4444, 17 March 1995 at pp. 1019-1020 and 4 November 2003 at pp. 4619-4620*).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 November 2006.

Dated this 10th day of December 2003.

DAVID HARTLEY, Commissioner of Soil and
Land Conservation.

AG403*

SOIL AND LAND CONSERVATION ACT 1945

**PINGELLY 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 *Pingelly Land Conservation District (Appointment of Members) Instrument 2003*.

2. Appointment of members

Under section 23(2b) of the Act and clause 4(1) of the *Soil and Land Conservation (Pingelly Land Conservation District) Order 1989**, the following members are appointed to the land conservation district committee for the Pingelly Land Conservation District—

- (a) on the nomination of the Shire of Pingelly: David Innes Freebairn of Pingelly;
- (b) to represent the Western Australian Farmers Federation (Inc): Kim James Hughes of West Pingelly and Leslie Marshall of East Pingelly; and
- (c) to represent the Pastoralists and Graziers Association of Western Australia: Michael Ronald Page of East Pingelly; and
- (d) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Renate Clarke of Pingelly
 - (ii) Shirley Wells of Moorumbine

- (iii) Martin Frank Clarke of Pingelly
- (iv) Victor Arthur Lee of Pingelly
- (v) Erin Jane Turner of East Pingelly
- (vi) Rosemary Anne Watts of Pingelly
- (vii) Karen Fairhead of Pingelly
- (viii) June Page of West Pingelly
- (ix) Christopher Wayne Walton of Yearling
- (x) Dawn Constance Box of Pingelly
- (xi) John Hassell of Pingelly
- (xii) Justin Page of Pingelly

(*Published in the Gazette of 13 October 1989 at p. 3804 and amended in the Gazettes of 22 June 1990 at pp. 3028-29, 17 September 1993 at p. 5036 and an amendment order approved by Executive Council on 17 June 1997 {Department of Agriculture reference: 881807V02P0S}).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 November 2006.

Dated this 10th day of December 2003.

DAVID HARTLEY, Commissioner of Soil and
Land Conservation.

AG404*

SOIL AND LAND CONSERVATION ACT 1945

NORTH STIRLINGS 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 *North Stirlings 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 (North Stirlings Land Conservation District) Order 1986**, the following members are appointed to the land conservation district committee for the North Stirlings Land Conservation District—

- (a) on the nomination of the Shire of Cranbrook: Peter Gregory Drage of Cranbrook;
- (b) on the nomination of the Shire of Tambellup: Andrew Peter Leonhardt of Toolbrunup;
- (c) to represent the Western Australian Farmers Federation (Inc): Julian Letter of Tambellup; and
- (d) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Dion Craig Letter of Tambellup
 - (ii) Allan Marshall Willmott of Tambellup
 - (iii) Michael Walsh of Cranbrook
 - (iv) Jon Bradshaw of Tambellup
 - (v) Carl Julian Letter of Tambellup
 - (vi) Kim Oliver of Tambellup
 - (vii) Raymond James Squibb of Tambellup
 - (viii) Bertram Hams of Tambellup
 - (ix) Glen Oliver of Tambellup
 - (x) Brian Douglas Aylmore of Tambellup
 - (xi) Ian Maurice Walsh of Cranbrook
 - (xii) Graeme Bradshaw of Tambellup

(*Published in the Gazette of 24 January 1986 at pp. 302-303 and amended in the Gazettes of 25 May 1990 at pp. 2390-91, 30 July 1993 at p. 4122 and an amendment order approved by Executive Council on 2 December 1997 {Department of Agriculture reference: 881748V03P0O}).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 November 2006.

Dated this 10th day of December 2003.

DAVID HARTLEY, Commissioner of Soil and
Land Conservation.

AG405*

SOIL AND LAND CONSERVATION ACT 1945**CHITTERING VALLEY 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 *Chittering Valley 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 (Chittering Valley Land Conservation District) Order 1992**, the following members are appointed to the land conservation district committee for the Chittering Valley Land Conservation District—

- (a) on the nomination of the Shire of Chittering: Stephen Leslie Vallance of Muchea;
- (b) to represent the Western Australian Farmers Federation (Inc): Philip Surtees of Muchea and Lawrence William Bush of Lower Chittering; and
- (c) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Rosanna Maria Hindmarsh of Wannamal
 - (ii) Hartley Charles Read of Lower Chittering
 - (iii) Suzanne Maree Metcalf of Bindoon
 - (iv) Norman John Archer of Lower Chittering
 - (v) David John Stalker of Bindoon
 - (vi) Ann Graham of Upper Chittering
 - (vii) Katerina Jedla of Chittering

(*Published in the Gazette of 29 May 1992 at pp. 2185-2186 and amendment orders approved by Executive Council on 26 August 1997 and 29 July 1998 {Department of Agriculture reference: 881732V02P0I} and amended in the Gazette 4 November 2003 at pp. 4618-4619).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 November 2006.

Dated this 10th day of December 2003.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

AG406*

AGRICULTURAL PRODUCE COMMISSION ACT 1988**BEEKEEPERS INDUSTRY FEE FOR SERVICE**

I, the undersigned Minister for Agriculture, Forestry and Fisheries being the Minister charged with the administration of the Agricultural Produce Commission Act 1988 grant, pursuant to Section 14 of the said Act, implementation of the following Fee for Service for the APC Beekeepers Producers' Committee as follows—

Beekeeping industry fee for service—

- | | |
|-------------------------------|----------------------------------------|
| Service charge per beekeeper: | \$27.00 per beekeeper per annum, plus; |
| Service charge per beehive: | @ \$1.00 per hive per annum. |

The above charge to operate from 1 January 2004.

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

CONSUMER AND EMPLOYMENT PROTECTION

CE401*

RETAIL TRADING HOURS ACT 1987**RETAIL TRADING HOURS EXEMPTION ORDER (NO. 2) 2003**

Made by the Minister for Consumer and Employment Protection.

1. Citation

This order may be cited as the Retail Trading Hours Exemption Order (No. 2) 2003.

2. Commencement

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

3. Interpretation

In this order—

“motor shop” means a general retail shop or portion of a general retail shop, as the case requires—

(a) in, on or from which motor vehicles are sold by way of retail sale; or

(b) in, on or from which spare parts are sold by way of retail sale in conjunction with the sale of motor vehicles;

4. Exemptions from Act provisions

Sunday 14 December 2003

Each general retail shop to which this order applies is exempted from section 12(1)(d) of the Act on 14 December 2003 provided the shop is closed on that day until 10.00am and from and after 5.00pm.

Friday 19 December 2003

Each general retail shop to which this order applies is exempted from section 12(1)(a) of the Act on 19 December 2003 provided the shop is closed on that day until 8.00am and from and after 9.00pm.

Sunday 21 December 2003

Each general retail shop to which this order applies is exempted from section 12(1)(d) of the Act on 21 December 2003 provided the shop is closed on that day until 10.00am and from and after 5.00pm.

Monday 22 December 2003

Each general retail shop to which this order applies is exempted from section 12(1)(a) of the Act on 22 December 2003 provided the shop is closed on that day until 8.00am and from and after 9.00pm.

Tuesday 23 December 2003

Each general retail shop to which this order applies is exempted from section 12(1)(a) of the Act on 23 December 2003 provided the shop is closed on that day until 8.00am and from and after 9.00pm.

Friday 2 January 2004

Each general retail shop to which this order applies is exempted from section 12(1)(a) of the Act on 2 January 2004 provided the shop is closed on that day until 8.00am and from and after 9.00pm.

5. Application

(1) This order applies to all general retail shops, other than motor shops, within the municipal boundaries of the Local Government Authorities specified in the Schedule.

(2) This order does not affect the operation of the Retail Trading Hours Exemption Order (No. 12) 1994.

6. Schedule

Shire of Beverley	Shire of Boddington	Shire of Boyup Brook
Shire of Bridgetown-Greenbushes	Shire of Broomehill	Shire of Brookton
Shire of Bruce Rock	Shire of Busselton	Shire of Capel
Shire of Carnamah	City of Bunbury	Shire of Chittering
Shire of Coolgardie	Shire of Chapman Valley	Shire of Corrigin
Shire of Cranbrook	Shire of Collie	Shire of Cue
Shire of Cunderdin	Shire of Coorow	Shire of Dalwallinu
Shire of Dumbleyung	Shire of Cuballing	Shire of Gnowangerup
Shire of Goomalling	Shire of Dowerin	Shire of Greenough
Shire of Jerramungup	Shire of Gingin	
Shire of Kellerberrin	Shire of Kent	Shire of Kojonup
Shire of Koorda	Shire of Kulin	Shire of Kondinin
Shire of Laverton	Shire of Leonora	Shire of Lake Grace
Shire of Meekatharra	Shire of Menzies	City of Mandurah
Shire of Mount Magnet	Shire of Moora	Shire of Merredin
Shire of Mullewa	Shire of Mt Marshall	Shire of Morawa
Shire of Nannup	Shire of Murchison	Shire of Mukinbudin
Shire of Northam	Town of Northam	Shire of Murray
Shire of Nungarin	Shire of Perenjori	Town of Narrogin
Shire of Plantagenet	Shire of Quairading	Shire of Pingelly
Shire of Sandstone	Shire of Tambellup	Shire of Ravensthorpe
Shire of Three Springs	Shire of Toodyay	Shire of Tammin
Shire of Victoria Plains	Shire of Wagin	Shire of Trayning

Shire of Waroona
 Shire of Wickepin
 Shire of Woodanilling
 Shire of Yalgoo

Shire of West Arthur
 Shire of Williams
 Shire of Wyalkatchem

Shire of Wandering
 Shire of Westonia
 Shire of Wongan-Ballidu

JOHN KOBELKE MLA, Minister for Consumer
 and Employment Protection.

HERITAGE COUNCIL

HR401*

HERITAGE OF WESTERN AUSTRALIA ACT 1990

ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES

Notice is hereby given in accordance with Section 51(2) of the Heritage of Western Australia Act 1990 that, pursuant to directions from the Minister for Heritage, the places described in Schedule 1 have been entered in the Register of Heritage Places on a permanent basis with effect from today.

Schedule 1

Description of Place

Cuballing Civic Group at Cnr Campbell & Austral Streets, Cuballing; Cuballing Lt 368 being the whole of the land contained in CLT V 3032 F 371 & being the whole of Res 13851. Cuballing Lt 113 being the whole of the land contained in CLT V 3032 F 284 & being the whole of Res 6651.

Dr Bartlett's Residence (fmr) & Surrounds at Ocean Drive, Port Denison; That pt of Lt 688 in DP 232249, being pt of the land comprised in C/T V 1948 F 691 as is defined in HCWA survey No 1221 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Guppy's House at 18 Victoria Street, Guildford; Ptn of Guildford Town Lt 20 being the whole of the land contained in C/T V 2224 F 320.

Radio Theatre Building (fmr) at 205-209 Marine Terrace, Cnr Fitzgerald Street, Geraldton; Lt 20 on D 16094 being the whole of the land contained in C/T V 1745 F 88.

Seventh Day Adventist Church (fmr) at Cnr Brand Highway & Bookara East Road, Bookara; That ptn of Lt 16 on P 22583 & being part of the land comprised in C/T V 2136 F 60 as is defined by HCWA survey No 1240 prepared by Cadgraphics—WA.

Pursuant to directions from the Minister for Heritage, notice is hereby given in accordance with Section 49(1) of the Heritage of Western Australia Act 1990 that it is proposed that the places described in Schedule 2 be entered in the Register of Heritage Places. The Heritage Council invites submissions on the proposal which must be in writing & should be forwarded to the address below not later than 27 January 2004. The places will be entered in the Register on an interim basis with effect from today.

Schedule 2

Description of Place

Hooper's Winery & Surroundings at Carlin Road, Bakers Hill; Portion of Avon Locs 1600 & 5739 being pt of the land contained in C/T V 1572 F 349.

Masonic Lodge, Geraldton at 126 Augustus Street, Geraldton; Lt 215 on DP 222477 being the whole of the land contained in C/T V 1704 F 99

Melville House at 5-9 Hotchin Ave, Albany; Lt 33 on D 18117, being the whole of the land comprised in Certificate of Title Volume 1165 Folio 173.

North Perth Fire Station (fmr) at 21 View Street, North Perth; Lt 24 on Plan 2422 being the whole of the land contained in C/T V 1573 F 950

NOTICE OF ADVICE REGARDING REGISTRATION OF CROWN PROPERTY

In accordance with the requirements of Section 47 (5) of the Heritage of Western Australia Act, the Heritage Council hereby gives notice that it has advised the Minister for Heritage that the places listed in Schedule 3 should be entered in the Register of Heritage Places on an interim basis. The Heritage Council hereby gives notice of the interim registration and invites submissions on the matter; which must be in writing and should be forwarded to the address below not later than 27 January 2004. The places listed in Schedule 3 are vested in the Crown, or in a person on behalf of the Crown, in right of the State.

Schedule 3

Description of Place

Railway Cottages, Waroona off McNeill Road, Waroona; That ptn of land being part of the Waroona Station Yard & pt of the land the subject of P 798 (Sheet 14) as is defined in HCWA Survey No 15927 as prepared by Warren King & Company and Midland Survey Services.

16 December 2003.

IAN BAXTER, Director, Office of the Heritage Council,
 108 Adelaide Terrace, East Perth WA 6004.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960*City of Fremantle***COMPULSORY POOL INSPECTION FEE**

It is hereby notified for public information that the following annual fees, inclusive of GST and as listed in the City of Fremantle Fees and Charges 2003/2004 schedule are charged for the recovery of the cost of inspections required under the relevant act and regulations hereunder.

Pensioners	\$8.80
Non Pensioners	\$13.20

Local Government (Miscellaneous Provisions) Act 1960

Building Regulations 1989

R. GLICKMAN, Chief Executive Officer.

LG402

LOCAL GOVERNMENT ACT 1995*City of Melville***AUTHORISED PERSON**

It is hereby notified for public information that Laura Hernan has been appointed Honorary Parking Inspector at Garden City Shopping Centre, Parking Station Number 10 (as defined in the City of Melville Parking Facilities Local Laws) and as an Authorised Person for the purposes of Section 9.10, 9.13 and 9.15 of the Local Government Act 1995.

JOHN McNALLY, Chief Executive Officer.

LG403

LOCAL GOVERNMENT ACT 1995*City of Melville***AUTHORISED PERSON**

It is hereby notified for public information that Denis Hajder has been appointed Honorary Parking Inspector at Garden City Shopping Centre, Parking Station 10 (as defined in the City of Melville Parking Facilities Local Laws) and as an Authorised Person for the purposes of Section 9.10, 9.13 and 9.15 of the Local Government Act 1995.

JOHN McNALLY, Chief Executive Officer.

MINERALS AND PETROLEUM

MP101

*PRINTERS CORRECTION***MINING ACT 1978****INTENTION TO FORFEIT**

An error occurred in the notice published under the above heading on page 4696 of *Government Gazette* No. 179 dated 14 November 2003 and is corrected as follows.

Delete the item—

“15/121	Atkinson, Mark Wadham	Murchison”
	MBL Exploration Pty Ltd	

and insert the item—

“ 51/121	Atkinson, Mark Wadham	Murchison ”
	MBL Exploration Pty Ltd	

MP401*

PETROLEUM PIPELINES ACT 1969

VARIATION OF PIPELINE LICENCE

Pipeline Licence PL59 held by, Esperance Pipeline Co. Pty Limited has been varied by instrument of Variation 2P/03-4, to authorise the Licensee to install ten Offtake Tees for the future supply of gas to developing customers adjacent to the pipeline route and to remove reference in the licence to pressure relief requirements due to finalisation of the design specifications of the Esperance Power Station receiver station.

W. L. TINAPPLE, Director Petroleum Division.

MP402*

PETROLEUM (SUBMERGED LANDS) ACT 1967

SURRENDER OF EXPLORATION PERMIT WA-270-P

The surrender of Exploration Permit No. WA-270-P has been registered and will take effect on the date this Notice appears in the *Government Gazette*.

W. L. TINAPPLE, Director Petroleum Division.

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

Bills 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 dates shown, to the undermentioned Bills 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.
Business Tax Review (Assessment) Bill (No. 2) 2003	December 5 2003	66 of 2003
Economic Regulation Authority Bill 2003	December 5 2003	67 of 2003

L. B. MARQUET, Clerk of the Parliaments.

December 10 2003.

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 R. C. Kucera MLA to act temporarily in the office of Minister for Agriculture, Forestry and Fisheries; the Midwest, Wheatbelt and Great Southern in the absence of the Hon K. M. Chance MLC for the period 29 December 2003 to 22 January 2004 (both dates inclusive)

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

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Bayswater

Town Planning Scheme No. 23—Amendment No. 1

Ref: 853/2/14/27 Pt 1

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 Bayswater Town Planning Scheme Amendment on 8 December 2003 for the purpose of—

1. Inserting the following text as Clause 4.12, subsequent to Sub-clause 4.11.5, as shown—
 - 4.12 Compliance with Development Standards and Requirements
 - (i) Any development of land is to comply with the provisions of the Scheme.
 - (ii) Where a particular requirement is not readily determined from the provisions of the Scheme, such requirement shall be determined by the Council.
2. Deleting the text contained in Clause 2.1—"Offences"; and replacing it with the following modified text—
 - 2.1 Offences
 - 2.1.1 A person must not—
 - (a) contravene or fail to comply with the provisions of the Scheme;
 - (b) use any land or commence or continue to carry out any development within the Scheme Area—
 - (i) otherwise than in accordance with the provisions of the Scheme;
 - (ii) unless all approvals required by the Scheme have been granted and issued;
 - (iii) otherwise than in accordance with the conditions imposed upon the grant and the issue of any approval required by the Scheme; and
 - (iv) otherwise than in accordance with any standards laid down and any requirements prescribed by the Scheme or determined by the local government under the Scheme with respect to that building or that use.
 - 2.1.2 A person who—
 - (a) contravenes or fails to comply with the provisions of the Scheme; or
 - (b) commences or continues to carry out any development which is required to comply with a town planning scheme otherwise than in accordance with that scheme or otherwise than in accordance with any condition imposed with respect to an approval to commence development;is guilty of an offence and without prejudice to any other remedy given therein is liable to the penalties prescribed by the Act.
 3. Inserting the following text at Subclause 4.6.1, subsequent to Subclause 4.6.1 Part (g):
 - (h) Adequate entry and exits to and from the parking area by means of clearly defined driveways shall be provided for all vehicles. Circulation within a parking facility shall be such that—
 - (i) A vehicle using the parking area need not enter the same street to reach another aisle within the same facility; and
 - (ii) All parking spaces, garages and carports shall be accessible and useable for the full number of parking spaces required whenever the building or use which they serve is in operation.

L. MAGRO, Mayor.

M. J. CAROSELLA, Chief Executive Officer.

PI402*

TOWN PLANNING AND DEVELOPMENT ACT 1928*Shire of Bruce Rock*

INTERIM DEVELOPMENT ORDER NO. 1

Ref: 26/4/7/1

Notice is hereby given that in accordance with the provisions of Sub-section (2) of Section 7B of the Town Planning and Development Act 1928 (as amended), and by direction of the Hon Minister for Planning and Infrastructure, a summary as set out hereunder of the Shire of Bruce Rock Interim Development Order No. 1 made pursuant to the provisions of Section 7B of that Act is published for general information.

The Minister for Planning and Infrastructure has made copies of this Order available for inspection by any person free of charge at the offices of the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and at the office of the Bruce Rock Shire Council during normal office hours.

SUMMARY

1. The Shire of Bruce Rock Interim Development Order No. 1 contains provisions inter alia—
 - (a) That the Order applies to that part of the Shire of Bruce Rock specified in the Order.
 - (b) That, subject as therein stated, the Bruce Rock Shire Council is the authority responsible for its administration.
 - (c) That the carrying out of certain development on land within the scope of the Order without approval as stated therein is prohibited.
 - (d) Relating to the application for, and grant of approval for, development other than development permitted by the Order.
 - (e) Relating to development by a public authority.
 - (f) Relating to certain development permitted by this Order.
 - (g) Relating to the continuance of the lawful use of land and buildings.
 - (h) Relating to appeals against refusal of approval for development or against conditions subject to which approval to carry out development is granted.
 2. The Order has effect from and after the publication of this Summary in the *Government Gazette*.
- Dated: 17 July 2003.

S. O'HALLORAN, Chief Executive Officer.

PI403*

TOWN PLANNING AND DEVELOPMENT ACT 1928
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Denmark
 Town Planning Scheme No. 3—Amendment No. 82

Ref: 853/5/7/3 Pt 82

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the Shire of Denmark Town Planning Scheme Amendment on 9 December 2003 for the purpose of—

1. Reclassifying Hay Location 2302, Kent River Siding Road, Denmark from a "Parks and Recreation" reserve to a "Rural" zone.
2. Amending the Scheme Map accordingly.

J. K. BARROW, President.
 P. DURTANOVICH, Chief Executive Officer.

PI404*

TOWN PLANNING AND DEVELOPMENT ACT 1928
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Esperance
 Town Planning Scheme No. 22—Amendment No. 26A

Ref: 853/11/6/21 Pt 26A

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 Esperance Town Planning Scheme Amendment on 9 December 2003 for the purpose of—

1. Decreasing the Reservation area of Public Purpose Reserve 29925 (Esperance Location 1920) to approximately 80m x 70m (5600m²) and including the reduced portion in the Special Use Zone.
2. Modifying the Reservation of the balance of Reserve 29925 from 'Public Purposes' to 'Parks and Recreation' Reserve.
3. Designating the unzoned section of the constructed and surveyed portion of Twilight Beach Road as a Reserve for 'Important Regional Road'.
4. Reserving the unzoned and unmade gazetted section of Twilight Beach Road deviation as 'Parks and Recreation' Reserve.

5. Establishing a Special Use Zone and inserting a new Clause 5.13 and a new Appendix 12 in the Scheme as follows—

Special Use Zones

Special Use zones are set out in Appendix 12 and are in addition to the zones in the Zoning Table. No persons shall use any land or any structure or building thereon in a Special Use zone except for the purposes set out against that land in Appendix 12 and subject to the conditions set out in Appendix 12 with respect to that land.

6. Zoning the remaining portion of the reserve Special Use zone subject to the following associated provisions which are to be inserted in Appendix 12 of the Scheme Text—

Description of Land	Special Use	Conditions
A 5600m ² (approx 80m x 70m) portion of Reserve 29925 (Esperance Location 1920) Twilight Beach Road	Tourist Development as follows— café/restaurant/craft shop caretaker's dwelling.	Maximum floor areas as follows— 500m ² 80m ² On-site parking as per Scheme requirements. All other uses are prohibited unless deemed by Council to be incidental to the primary permitted use of the site and directly associated with catering for the needs of beach users. Developer to provide own power, water and on-site effluent disposal systems. No construction to commence until bore has been established and proved suitable for proposed uses.

I. S. MICKEL, President.
M. ARCHER, Chief Executive Officer.

PI405*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Greenough

Town Planning Scheme No. 4—Amendment No. 101

Ref: 853/3/7/6 Pt 101

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 Greenough Town Planning Scheme Amendment on 9 December 2003 for the purpose of—

- Rezoning part of Victoria Location 2228, Narngulu, from General Farming to General Industry.
- Including that portion of the abovementioned land proposed to be amalgamated with Lot 109 Foskew Way in an overlying Special Zone—Additional Use.
- Including that portion of the abovementioned land proposed to be amalgamated with Lot 106 Foskew Way in an overlying Special Zone—Additional Use.
- Adding the following to the Special Zone—Additional Use Table—

Code No.	Street	Particulars of Land	Additional Use	Conditions
2		Portion of Victoria Location 2228, Narngulu shown on Figure 1 of the Amendment document as proposed to be amalgamated with Lot 109 Foskew Way.	Heavy engineering, incorporating metal fabrication, sandblasting and industrial painting.	
3		Portion of Victoria Location 2228, Narngulu shown on Figure 1 of the Amendment document as proposed to be amalgamated with Lot 106 Foskew Way.	Transport depot and materials storage.	

5. Amending the Scheme Map accordingly.

E. J. SEWELL, President.
W. T. PERRY, Chief Executive Officer.

PI406*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Kalamunda

District Planning Scheme No. 2—Amendment No. 216

Ref: 853/2/24/16 Pt 216

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 Kalamunda Town Planning Scheme Amendment on 9 December 2003 for the purpose of—

1. Rezoning Lot 1 (345) Kalamunda Road, Maida Vale, from Urban Development zone to Special Purpose (Church/Convention) zone.
2. Inserting the following in Appendix B.1—
 - (i) Within this zone the following uses are permitted—
 - Place of worship.
 - Convention facility/office and administration for chalets, church, school and community groups.
 - Caravan/camping sites up to 35 sites.
 - (ii) Within this zone, the following uses are not permitted, unless approval is granted by the Council—
 - Overflow events exceeding 10 events per calendar year (including church, school, community or commercial events).
 - Recreational activities.
 - Educational establishment.
 - (iii) All other land uses not mentioned above are not permitted unless they are identified under the Master Plan, as approved by Council.
3. Inserting the following in Appendix B.2—

<u>Particulars of Land</u>	<u>Special Purpose Symbol</u>
Lot 1 (345) Kalamunda Road, Maida Vale	Church/Convention (CH/C)
4. Modifying the Scheme Maps accordingly to include a new Special Purpose (Church/Convention) zone applicable to Lot 1 (345) Kalamunda Road, Maida Vale.

E. TAYLOR, President.

D. E. VAUGHAN, Chief Executive Officer.

PI407

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

Town Planning Scheme No. 3—Amendment No. 28

Ref: 853/6/13/12 Pt 28

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 Mandurah Town Planning Scheme Amendment on 9 December 2003 for the purpose of—

Deleting Clause 9.6 and replacing with the following—

“9.6 LOCAL PLANNING POLICIES

9.6.1 Local Planning Policies

The Council may prepare a Local Planning Policy in respect of any matter related to the planning and development of the Scheme area so as to apply—

- (a) *generally or for a particular class or classes of matters; and*
- (b) *throughout the Scheme area or in one or more parts of the Scheme area, and may amend or add to or rescind the Policy.*

9.6.2 Relationship of Local Planning Policies to Scheme

9.6.2.1 *If a provision of a Local Planning Policy is inconsistent with the Scheme, the Scheme prevails.*

9.6.2.2 *A Local Planning Policy is not part of the Scheme and does not bind the Council in respect of any application for planning approval but the Council is to have due regard to the provisions of the Policy and the objectives which the Policy is designed to achieve before making its determination.*

Note: Local Planning Policies are guidelines used to assist Council in making decisions under the Scheme. Although Local Planning Policies are not part of the Scheme, they must be consistent with, and cannot vary, the intent of the Scheme provisions, including the Residential Planning Codes. In considering an application for planning approval, the Council must have due regard to relevant Local Planning Policies as required under clause 7.5.

9.6.3 Procedure for making or amending a Local Planning Policy

9.6.3.1 If Council resolves to prepare a Local Planning Policy, the Council—

- (a) is to publish a notice of the proposed Policy once a week for 2 consecutive weeks in a newspaper circulating in the Scheme area, giving details of—
- (i) where the draft Policy may be inspected;
 - (ii) the subject and nature of the draft Policy; and
 - (iii) in what form and during what period (being not less than 21 days from the day the notice is published) submissions may be made;
- (b) may publish a notice of the proposed Policy in such other manner and carry out such other consultation as the Council considers appropriate.

9.6.3.2 After the expiry of the period within which submissions may be made, the Council is to—

- (a) review the proposed Policy in the light of any submissions made; and
- (b) resolve to adopt the Policy with or without modification, or not to proceed with the Policy.

9.6.3.3 If the Council resolves to adopt the Policy, the Council is to—

- (a) publish notice of the Policy once in a newspaper circulating in the Scheme area; and
- (b) if, in the opinion of the Council, the Policy affects the interests of the Commission, forward a copy of the Policy to the Commission.

9.6.3.4 A Policy has effect on publication of a notice under clause 9.6.3.3(a).

9.6.3.5 A copy of each Local Planning Policy, as amended from time to time, is to be kept and made available for public inspection during business hours at the offices of the Council.

9.6.3.6 Clauses 9.6.3.1 to 9.6.3.5, with any necessary changes, apply to the amendment of a Local Planning Policy.

9.6.4 Revocation of Local Planning Policy

A Local Planning Policy may be revoked by—

- (a) the adoption by Council of a new Policy under clause 9.6.3 that is expressed to supersede the existing Local Planning Policy; or
- (b) publication of a notice of revocation by Council once a week for 2 consecutive weeks in a newspaper circulating in the Scheme area.”

K. HOLMES, Mayor.
M. NEWMAN, Chief Executive Officer.

PI408*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
SHIRE OF MURRAY

Town Planning Scheme No. 4—Amendment No. 168

Ref: 853/6/16/7 Pt 168

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 Murray Town Planning Scheme Amendment on 8 December 2003 for the purpose of—

1. Rezoning Lot 157 Pinjarra Road, Furnissdale from “Special Rural” to “Service Commercial”.
2. Amending the Scheme Text by inserting into Appendix 2—Additional Uses, the following—

No.	Description of Land	Additional Use	Conditions
2	Lot 157 Pinjarra Road, Furnissdale	Medical Clinic	1. Development should be generally in accordance with the layout depicted on the Outline Development Plan dated January 2002 (ref. 01/156/04).

No.	Description of Land	Additional Use	Conditions
			2. At the time of development, arrangements should be made for reciprocal rights of access across Lot 157 to provide co-ordinated vehicular access to those lots between Ronlyn and Furnissdale Roads so as to act as a service road, avoiding the need for individual access off Pinjarra road.

3. Amending the Scheme Map, by inserting the following details in the Legend—
 - (a) The heading “PEEL REGION SCHEME RESERVATIONS”.
 - (b) Beneath the abovementioned heading, the reservation “Primary Regional Roads”, together with a legend panel, coloured consistent with the Peel Region Scheme.
4. Including part of Lot 157 Pinjarra Road within the Primary Regional Roads reservation.

N. H. NANCARROW, President.
N. LEACH, Chief Executive Officer.

PUBLIC NOTICES

ZZ101

NOTICE OF APPLICATION FOR WINDING-UP ORDER
SUPREME COURT OF WESTERN AUSTRALIA
COR 389 of 2003

Chameleon Mining NL (ACN 098 773 785)

1. A proceeding for the winding-up of Chameleon Mining NL was commenced by the plaintiffs, Dafan Holdings Pty Ltd (ACN 002 659 101) & Gemhost Pty Ltd (ACN 003 691 432) trading as “Capital Public Relations” (a firm), on 2 December 2003, and will be heard by a Master in Chambers at the Supreme Court, Stirling Gardens, Barrack Street, Perth at 9.15am on Tuesday 13 January 2004. Copies of documents filed may be obtained from the plaintiffs’ address for service.

2. The plaintiffs’ address for service is Level 10, 55 St George’s Terrace, Perth, WA 6000.

3. Any person intending to appear at the hearing must file a notice of appearance, in accordance with the prescribed form, together with any affidavit on which the person intends to rely, and serve a copy of the notice and any affidavit on the plaintiffs at the plaintiffs’ address for service at least 3 days before the date fixed for the hearing.

Date: 11 December 2003.

Plaintiffs’ legal practitioner: Talbot & Olivier
Ph: 9325 8977
Fax: 9221 1886

