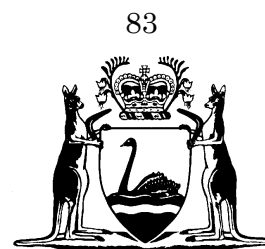


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Gazette**

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

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JOHN A. STRIJK, Government Printer.

— PART 1 —

AGRICULTURE

AG301*

Agricultural Produce Commission Act 1988

Agricultural Produce (Beekeeping Industry) Regulations 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Agricultural Produce (Beekeeping Industry) Regulations 2003*.

2. Interpretation

In these regulations, unless the context otherwise requires —

“**beekeeper**” means a person whose business is or includes keeping bees;

“**charge**” —

- (a) means the charge imposed on beekeepers under section 14(1) of the Act; and
- (b) in relation to a year, means the amount of the charge determined by the Commission in relation to the year under section 14(2) of the Act.

3. Publication of notice of charge

Notice of the determination and amount of a charge imposed for a year under section 14 of the Act is to be published, in a newspaper circulating in the State, at least 14 days before the charge is due for payment under regulation 4(2).

4. Liability to pay charge

- (1) A beekeeper is liable to pay the charge for each year for which the service to which the charge relates is to be provided under a determination under section 14 of the Act.

- (2) The charge for a year is due for payment when the beekeeper's registration fee for the year is due for payment under section 8(3b) of the *Beekeepers Act 1963*.
- (3) If the beekeeper is a company, the company and each director of the company are jointly and severally liable to pay the charge.

5. Payment of charge

- (1) The charge is payable to the Director General of the Department of Agriculture.
- (2) The Director General must forward to the Commission an amount equal to the amount of charge paid minus an amount by way of the cost of administering the collection of the charge.

6. Unpaid charges

If a beekeeper does not pay an amount of charge for which the beekeeper is liable, the unpaid amount is a debt due to the State and is recoverable from the beekeeper in a court of competent jurisdiction.

By Command of the Governor,

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

CONSUMER AND EMPLOYMENT PROTECTION

CE301*

Builders' Registration Act 1939

**Builders' Registration Amendment
Regulations (No. 2) 2003**

Made by the Builders' Registration Board of Western Australia and approved by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Builders' Registration Amendment Regulations (No. 2) 2003*.

2. The regulations amended

The amendments in these regulations are to the *Builders' Registration Regulations**.

[* Reprinted as at 22 September 2000.
For amendments to 18 November 2003 see *Western Australian Legislation Information Tables for 2002, Table 4, p. 34, and Gazette 12 September 2003.*]

3. Regulation 8 amended

Regulation 8(7)(c) is deleted and the following paragraph is inserted instead —

“
(c) limiting the amount of building work which the builder may undertake at any one time;
”.

Made by the Builders' Registration Board of Western Australia on 11th December 2003.

The common seal of the)
Builders' Registration Board of)
Western Australia was affixed)
in the presence of —)

PAUL MARSH
NIGEL LILLEY

Approved by the Governor,

ROD SPENCER, Clerk of the Executive Council.

CE302*

Business Names Act 1942

Business Names Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Business Names Amendment Regulations 2004*.

2. Commencement

These regulations come into operation on 1 February 2004.

3. The regulations amended

The amendments in these regulations are to the *Business Names Regulations 1962**.

[* Reprinted as at 21 June 2002.

For amendments to 30 December 2003 see Gazette
6 June 2003.]

4. Third Schedule amended

The Third Schedule is amended in item 3 as follows:

(a) by inserting after “Act” —

“

to renew the registration of a business name that expires on
or after 1 February 2004

”;

(b) by deleting “Nil” and inserting instead —

“ \$75 ”.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

ENVIRONMENT

EV301*

Litter Act 1979

Litter Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Litter Amendment Regulations 2004*.

2. The regulations amended

The amendments in these regulations are to the *Litter Regulations 1981**.

[* Reprinted as at 30 September 1997.]

3. Regulation 9 amended

Regulation 9(2) is amended by deleting “amount appearing in the final column of that Schedule, directly opposite an offence, is the prescribed penalty” and inserting instead —

“

amounts specified in that Schedule, directly opposite an offence, are the prescribed penalties for individuals and bodies corporate, as the case requires,

”.

4. Schedule 1 replaced

Schedule 1 is repealed and the following Schedule is inserted instead —

“

Schedule 1

[r. 9(2)]

| Item | Section or regulation | Offence | Penalty (\$) | |
|------|-----------------------|---|--------------|----------------|
| | | | Individual | Body corporate |
| 1. | s. 23 | Littering — cigarette butt | 75 | 75 |
| 2. | s. 23 | Littering — any other litter | 200 | 400 |
| 3. | s. 24 | Breaking glass, metal or earthenware | 200 | 400 |
| 4. | s. 24A(1) | Bill posting | 200 | 400 |
| 5. | s. 24A(2) | Bill posting on a vehicle | 200 | 400 |
| 6. | r. 6 | Depositing domestic or commercial waste in a public litter receptacle | 200 | 400 |
| 7. | r. 8 | Transporting load inadequately secured | 200 | 400 |

”.

5. Schedule 2 amended

Schedule 2 is amended as follows:

(a) by deleting “19” and inserting instead —

“ 20 ”;

- (b) by deleting the Table in that Schedule and inserting the following Table instead —

“

| Section or regulation | Offence | Modified penalty (\$) | |
|------------------------------------|---|-----------------------|----------------|
| | | Individual | Body corporate |
| <input type="checkbox"/> s. 23 | Littering — cigarette butt | 75 | 75 |
| <input type="checkbox"/> s. 23 | Littering — any other litter | 200 | 400 |
| <input type="checkbox"/> s. 24 | Breaking glass, metal or earthenware | 200 | 400 |
| <input type="checkbox"/> s. 24A(1) | Bill posting | 200 | 400 |
| <input type="checkbox"/> s. 24A(2) | Bill posting on a vehicle | 200 | 400 |
| <input type="checkbox"/> r. 6 | Deposit of domestic or commercial waste in a public litter receptacle | 200 | 400 |
| <input type="checkbox"/> r. 8 | Transporting load inadequately secured | 200 | 400 |

”

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

City of Stirling

OUTDOOR EATING AREAS AMENDMENT LOCAL LAW 2003

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Stirling resolved on 4 March 2003 to make this local law.

1. Citation

This local law may be cited as the *City of Stirling Outdoor Eating Areas Amendment Local Law 2003*.

2. The local law amended

These amendments are to Part VI of the *City of Stirling Local Laws Relating To All Matters Other Than Those Relating To Public Health Local Law*, headed “Outdoor Eating Areas”, By-Laws 615 – 626*

[* Published in Gazette 31 October 1986, pages 4081 to 4083.]

3. By-Law 615 amended

By-Law 615 is amended—

- (a) by deleting the definition of “Council”;
- (b) by deleting the definition of “Eating area” and inserting instead—
“Eating area” means the total area, adjacent to an eating house, in which tables, chairs and other structures are provided for the purpose of the consumption of food or drink or both by the public.”;
- (c) by deleting the definition of “Eating house” and inserting instead—
“ “Eating house” means premises which are either—
(a) registered as an eating house under the *Health Act 1911*; or

- (b) the subject of a licence under the *Liquor Licensing Act 1988*, and in respect of which a licence for an adjacent eating area is to be, or has been, sought or obtained under these By-Laws.”;
- (d) by inserting, in its appropriate alphabetical sequence, the following new definition—
 “Gross rental value” has the same meaning as under the *Valuation of Land Act 1988*.”;
- (e) by deleting the definition of “Health Act” and inserting instead—
 “Health Act” means the Health Act 1911 and Regulations made under that Act (including, without limitation, the Health (Food Hygiene) Regulations 1993 and the Health (ANZ Food Standards Code Adoption) Regulations 2001).”;
- (f) by deleting paragraph (b) of the definition of “Proprietor” and inserting instead—
 “(b) means the holder of a licence granted under the *Liquor Licensing Act 1988* where the premises in question are the subject of a licence granted under that Act.”.

4. By-Law 621 repealed and replaced

By-Law 621 is repealed and replaced by the following—

“621.1 Where the Council approves an application, the City, after receiving payment of the licence charge specified in By-Law 621.2—

- (a) is to issue a licence, in the form of Schedule 2, to expire on 30 June next; and
 (b) may attach to the licence a licence plan.

621.2 Subject to By-Law 621.3, the licence charge is to be calculated as follows—

$$\text{X\% of \$} \quad \left(\frac{\text{GRV}}{\text{EHA}} \times \text{EA} \right)$$

where—

- (a) X% is the percentage determined, from time to time, by the Council by resolution;
 (b) GRV is the gross rental value, as determined by the Valuer General, of the lot on which the relevant eating house is sited, applying to the financial year for which the licence is to be current;
 (c) EHA is the total area of the lot on which the relevant eating house, used for the purpose of calculating the GRV, is sited; and
 (d) EA is the total area of the street or public place proposed to be used as the eating area.

621.3 Where the City issues a licence on or after 1 August in any year, the licence charge specified in By-Law 621.2 is to be reduced in accordance with the following formula—

$$\frac{(12 - \text{No. of full months since 1 July})}{12} \times \text{Fee charged under By-Law 621.2.}$$

12

5. By-Law 622 amended

By-Law 622 is amended:

- (a) by repealing By-Law 622.2 and substituting the following—
 “622.2 Where the Council approves an application for the renewal of a licence, the City, after receiving payment of the licence charge specified in By-Law 621.2—
 (a) is to issue a licence in the form of Schedule 2, to expire on 30 June next; and
 (b) may attach to the licence a licence plan.”; and
- (b) by inserting after By-Law 622.2 the following—
 “622.3 Where the Council approves an application for the transfer of a licence, the City—
 (a) is to issue to the incoming proprietor a supplementary licence in the form of Schedule 2 for the balance of the period remaining on the transferred licence;
 (b) may attach to the licence a licence plan; and
 (c) is not required to refund any part of the fee or charge paid by the former proprietor.”.

6. By-Law 623 repealed

By-Law 623 is repealed.

Dated this 12th of December 2003.

The common seal of the City of Stirling was affixed by authority of a resolution of Council in the presence of—

TONY VALLELONGA, Mayor.
LINDSAY DELAHAUNTY, Chief Executive Officer.

TRANSPORT

PX301*

RAIL FREIGHT SYSTEM ACT 2000
RAIL FREIGHT SYSTEM (CORRIDOR LAND CANCELLATION)
ORDER NO.5/2003

Made under Section 37 by the Rail Corridor Minister

1. Citation

This order may be cited as the *Rail Freight System (Corridor Land Cancellation) Order No.5/2003*.

2. Designation of land as corridor land cancelled

The designation as corridor land of land identified in the last column of the Schedule is cancelled.

Schedule—Land ceasing to be corridor land

| Designation Identification | Railway line Identification | Railway Identification Plan Number | Description of Land |
|----------------------------|----------------------------------|------------------------------------|---|
| 1.093.4 | East Perth terminal - Kalgoorlie | Plan 01-2 | Land identified as Lot 313 and highlighted green on Plan 21190. Total area of 185m ² |

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

Dated this 5th day of January 2004.

PX302*

RAIL FREIGHT SYSTEM ACT 2000
RAIL FREIGHT SYSTEM (S.36 CORRIDOR LAND)
ORDER NO.15/2003

Made under Section 36 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.36 Corridor Land) Order No. 15/2003*.

2. Addition of land in corridor

The addition of land identified in the last column of the Schedule.

Schedule—Land to be added

| Designation Identification | Railway line Identification | Railway Identification Plan Number | Description of Land |
|----------------------------|-----------------------------|------------------------------------|---|
| 11.027.6 | East Perth - Cockburn North | Plan 02 | Land resumed on Office of Title Plan 3143. Total area of 9586 m ² |
| 11.028 | East Perth - Cockburn North | Plan 02 | Those portions of land on Office of Titles Plan 10374 having an area of 1070m ² and 3885m ² |

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

Dated this 5th day of January 2004.

PX303*

RAIL FREIGHT SYSTEM ACT 2000
RAIL FREIGHT SYSTEM (S.36 CORRIDOR LAND)
ORDER NO.16/2003

Made under Section 36 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.36 Corridor Land) Order No. 16/2003*.

2. Addition of land in corridor

The addition of land identified in the last column of the Schedule.

Schedule—Land to be added

| Designation Identification | Railway line Identification | Railway Identification Plan Number | Description of Land |
|----------------------------|-----------------------------|------------------------------------|--|
| 31.041 | Avon Yard - Albany | Plan 31-1 | Land identified as Lot 634 on Deposited Plan 33284. Total area of 53m ² |

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

Dated this 5th day of January 2004.

PX304*

RAIL FREIGHT SYSTEM ACT 2000
RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND)
ORDER NO.17/2003

Made under Section 37 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 17/2003*.

2. Cancellation of corridor land

The cancellation of corridor land identified in the last column of the Schedule.

Schedule—Land to be cancelled

| Designation Identification | Railway line Identification | Railway Identification Plan Number | Description of Land |
|----------------------------|-----------------------------|------------------------------------|--|
| 6.034.73 | Midland - Kwinana | Plan 02 | Land identified as 'X' & 'Y' on Deposited Plan 38540. Total area of 2354m ² |

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

Dated this 5th day of January 2004.

PX305*

RAIL FREIGHT SYSTEM ACT 2000
RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND)
ORDER NO.18/2003

Made under Section 37 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 18/2003*.

2. Cancellation of corridor land

The cancellation of corridor land identified in the last column of the Schedule.

Schedule—Land to be cancelled

| Designation Identification | Railway line Identification | Railway Identification Plan Number | Description of Land |
|----------------------------|----------------------------------|------------------------------------|--|
| 1.202.8 | East Perth Terminal - Kalgoorlie | Plan 01-4 | Land identified as 'Road' being Avon Location 29313 on Deposited Plan 220215. Total area of 2209m ² |

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

Dated this 5th day of January 2004.

PX306*

RAIL FREIGHT SYSTEM ACT 2000
RAIL FREIGHT SYSTEM (S.36 CORRIDOR LAND)
ORDER NO.19/2003

Made under Section 36 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.36 Corridor Land) Order No. 19/2003*.

2. Addition of land in corridor

The addition of land identified in the last column of the Schedule.

Schedule—Land to be added

| Designation Identification | Railway line Identification | Railway Identification Plan Number | Description of Land |
|----------------------------|---------------------------------|------------------------------------|---|
| 1.202.4 | East Perth Terminal- Kalgoorlie | Plan 01-4 | Land identified as 'Avon Location 29312' on Deposited Plan 220215. Total area of 1264m ² |

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

Dated this 5th day of January 2004.

PX307*

RAIL FREIGHT SYSTEM ACT 2000
RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND)
ORDER NO.20/2003

Made under Section 37 by the Minister for Planning and Infrastructure

1. CitationThis order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 20/2003*.**2. Cancellation of corridor land**

The cancellation of corridor land identified in the last column of the Schedule.

Schedule—Land to be cancelled

| Designation Identification | Railway line Identification | Railway Identification Plan Number | Description of Land |
|----------------------------|-----------------------------|------------------------------------|---|
| 34.010.7 | Avon Yard - Mullewa | Plan 01-3 | Land identified as Avon Location 29609 on Deposited Plan 31018, Avon Location 29610 on Deposited Plan 31019 and Avon Locations 29400 and 29401 on Deposited Plan 23380. Total area of 3.568 hectares. |

ALANNAH MacTIERNAN, MLA, Minister for Planning
and Infrastructure.

Dated this 5th day of January 2004.

PX308*

RAIL FREIGHT SYSTEM ACT 2000
RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND)
ORDER NO.21/2003

Made under Section 37 by the Minister for Planning and Infrastructure

1. CitationThis order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 21/2003*.**2. Cancellation of corridor land**

The cancellation of corridor land identified in the last column of the Schedule.

Schedule—Land to be cancelled

| Designation Identification | Railway line Identification | Railway Identification Plan Number | Description of Land |
|----------------------------|-----------------------------|------------------------------------|--|
| 76.076.5 | Donnybrook - Katanning | Plan 76 | Land identified as Boyup Brook Lot 378 on Deposited Plan 40020. Total area of 1431m ² |

ALANNAH MacTIERNAN, MLA, Minister for Planning
and Infrastructure.

Dated this 5th day of January 2004.

PX309*

RAIL FREIGHT SYSTEM ACT 2000
RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND)
ORDER NO.23/2003

Made under Section 37 by the Minister for Planning and Infrastructure

1. CitationThis order may be cited as the *Rail Freight System (S.37 Corridor Land) Order No. 23/2003*.

2. Cancellation of corridor land

The cancellation of corridor land identified in the last column of the Schedule.

Schedule—Land to be cancelled

| Designation Identification | Railway line Identification | Railway Identification Plan Number | Description of Land |
|----------------------------|-------------------------------|------------------------------------|--|
| 75.138 | Picton Junction - Northcliffe | Plan 75-3 | Land identified as A and B on Deposited Plan 35763. Total area of 1166m ² |

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

Dated this 31st day of December 2003.

PX310*

RAIL FREIGHT SYSTEM ACT 2000
RAIL FREIGHT SYSTEM (S.36 CORRIDOR LAND)
ORDER NO.24/2003

Made under Section 36 by the Minister for Planning and Infrastructure

1. Citation

This order may be cited as the *Rail Freight System (S.36 Corridor Land) Order No. 24/2003*.

2. Addition of land in corridor

The addition of land identified in the last column of the Schedule.

Schedule—Land to be added

| Designation Identification | Railway line Identification | Railway Identification Plan Number | Description of Land |
|----------------------------|-----------------------------|------------------------------------|---|
| 6.024.9 | Midland - Kwinana | Plan 02 | Land identified as Lot 0 on Diagram 60697. Total area of 3807m ² |

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

Dated this 31st day of December 2003.

TRANSPORT

TR301*

Taxi Act 1994

Taxi Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Taxi Amendment Regulations 2004*.

2. The regulations amended

The amendments in these regulations are to the *Taxi Regulations 1995**.

[* Reprinted as at 12 December 1997.

For amendments to 19 December 2003 see *Western Australian Legislation Information Tables for 2002, Table 4, p. 376, and Gazette 30 June 2003.*]

3. Regulation 5A replaced by regulations 5A and 5B

Regulation 5A is repealed and the following regulations are inserted instead —

“

5A. Director General may impose conditions in relation to leasing certain taxi plates

For the purposes of section 20(1), the leasing of the taxi plates from a plate holder who is the owner of the plates is a matter in relation to which the Director General may impose conditions on the operation of a taxi using specified taxi plates.

5B. Director General may impose conditions in relation to leasing taxi and its taxi plates

For the purposes of section 20(1), the following matters are matters in relation to which the Director General may impose conditions on the operation of a taxi using specified taxi plates —

- (a) the leasing of the taxi, including the amounts that may be charged for doing so; and
- (b) the taxi plates used on the taxi.

”.

4. Various references to “plate owner” and a reference to “plate owners” amended

- (1) Regulation 7 is amended by deleting “owner,” and inserting instead —

“ holder, ”.

- (2) Regulation 8(3) is amended by deleting “owner,” and inserting instead —

“ holder, ”.

- (3) Regulation 18(6) is amended by deleting “owner” and inserting instead —

“ holder ”.

- (4) Regulation 19(1) is amended by deleting “owners” and inserting instead —
“ holders ”.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

WORKCOVER

WC301*

Workers' Compensation and Rehabilitation Act 1981

Workers' Compensation and Rehabilitation (Scales of Fees) Amendment Regulations (No. 6) 2003

Made by the Governor in Executive Council, on the recommendation of the Commission, under section 176(1a).

1. Citation

These regulations may be cited as the *Workers' Compensation and Rehabilitation (Scales of Fees) Amendment Regulations (No. 6) 2003*.

2. The regulations amended

The amendments in these regulations are to the *Workers' Compensation and Rehabilitation (Scales of Fees) Regulations 1998**.

[* Reprinted as at 24 May 2002.

For amendments to 11 December 2003 see *Western Australian Legislation Information Tables for 2002, Table 4, p. 447, and Gazette 9 May and 12 and 23 September 2003.*]

3. Regulation 6 amended

Regulation 6 is amended by deleting “\$149.20” and inserting instead —

“ \$154.35 ”.

4. Regulation 7A amended

Regulation 7A is amended by deleting “\$47.20” and inserting instead —

“ \$48.85 ”.

5. Regulation 8 amended

Regulation 8 is amended by deleting “\$111.40” and inserting instead —

“ \$115.25 ”.

6. Schedule 3 amended

The Table to Schedule 3 is amended by deleting the figure set out in column 1 and inserting instead the figure set out in column 2 opposite that figure.

Table

| Column 1 Delete | Column 2 Insert instead |
|----------------------------|------------------------------------|
| 40.90 | 42.30 |
| 34.10 | 35.30 |
| 81.20 | 84.00 |
| 121.90 | 126.10 |

7. Schedule 4 amended

The Table to Schedule 4 is amended by deleting the figure set out in column 1 and inserting instead the figure set out in column 2 opposite that figure.

Table

| Column 1 Delete | Column 2 Insert instead |
|----------------------------|------------------------------------|
| 17.70 | 18.30 |
| 35.40 | 36.60 |
| 58.30 | 60.30 |
| 87.45 | 90.45 |
| 116.60 | 120.60 |
| 38.30 | 39.60 |

8. Schedule 5 amended

The Table to Schedule 5 is amended by deleting the figure set out in column 1 and inserting instead the figure set out in column 2 opposite that figure.

Table

| Column 1 Delete | Column 2 Insert instead |
|----------------------------|------------------------------------|
| \$107.70 | \$111.40 |
| \$139.60 | \$144.40 |
| \$47.10 | \$48.70 |
| \$61 | \$63.10 |
| \$82.40 | \$85.25 |

Recommended by the Workers' Compensation and Rehabilitation Commission on the 11th day of November 2003.

The common seal of the)
)
 Workers' Compensation and) L.S
)
 Rehabilitation Commission)

B. BRADLEY.

By Command of the Governor,

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

— PART 2 —

AGRICULTURE

AG401*

AGRICULTURAL PRODUCE COMMISSION ACT 1988 DECLARED PESTS AND DISEASES

Notice under Section 19A

I, the undersigned Minister for Agriculture, Forestry and Fisheries being the Minister charged with the administration of the Agricultural Produce Commission Act 1988 declare that section 19A of the Act is to apply to the following bee pests and diseases—

Pests—Acarine (Tracheal mite, *Acarapis Woodi*), Africanised honey bee, Asian honey bee, Tropilaelaps mite (*Tropilaelaps clareae*), Bruala fly, Small hive beetle and Varroasis (*Varroa destructor* and *Varroa jacobsoni*),

Diseases—American foul brood and European foul brood.

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

CONSUMER AND EMPLOYMENT PROTECTION

CE401

CHARITABLE COLLECTIONS ACT 1946 REVOCATION OF LICENCES

I, John Kobelke being the Minister administering the Charitable Collections Act 1946, acting in the exercise of the powers conferred by subsection (3) of section 12 of that Act, hereby give notice that I have revoked the licence of the organisations listed below—

- Parkinson's Association of Western Australia Incorporated
- Lockridge Community Group Incorporated

Dated this 29th day of December 2003.

JOHN KOBELKE MLA, Minister for
Consumer and Employment Protection.

CE402*

WEIGHTS AND MEASURES ACT 1915 APPOINTMENTS

It is hereby notified that His Excellency the Governor in Council has appointed Mr Douglas William Simpson, Mr Simon Edward Wheeler and Mr Rodney Charles Watt as Weights and Measures Inspectors, Trading Standards Branch, Department of Consumer and Employment Protection at Perth, in accordance with Section 6 of the *Weights and Measures Act 1915*.

PATRICK WALKER, Commissioner for Fair Trading.

20 May 2003.

HEALTH

HE401*

HUMAN REPRODUCTIVE TECHNOLOGY ACT 1991**WESTERN AUSTRALIAN REPRODUCTIVE TECHNOLOGY COUNCIL (APPOINTMENT OF DEPUTY)
INSTRUMENT (NO 3) 2003**

Made by the Governor pursuant to Clause 2 of the Schedule to the *Human Reproductive Technology Act 1991*.

1. Citation

This instrument may be cited as the *Western Australian Reproductive Technology Council (Appointment of Deputy) Instrument (No 3) 2003*.

2. Appointment of Deputy

Pursuant to clause 2(1) of the Schedule to the Act, Dr Angela Margaret Cooney is appointed as Deputy to the present member, Dr Ken Mark McKenna, for the period ending 1 May 2006.

By Command of the Governor,

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

MINERALS AND PETROLEUM

MP401

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

Department of Industry
and Resources, Leonora.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provisions of Section 96(1)(a) of the *Mining Act 1978*, for breach of covenant, viz, non-payment of rent.

S. P. SHARRATT (SM), Warden.

To be heard in the Warden's Court at Leonora on 5th February, 2004.

MOUNT MARGARET MINERAL FIELD*Mount Malcolm District*

Prospecting Licences

37/6045—McKAY: Gregory Ronald Chester
37/6114—CREW: Ross Frederick; DIXON: Trevor John
37/6158—CREASY: Mark Gareth
37/6176—CREASY: Mark Gareth
37/6177—CREASY: Mark Gareth
37/6178—CREASY: Mark Gareth
37/6179—CREASY: Mark Gareth
37/6180—CREASY: Mark Gareth
37/6181—CREASY: Mark Gareth
37/6182—CREASY: Mark Gareth
37/6183—CREASY: Mark Gareth
37/6184—CREASY: Mark Gareth
37/6190—CREASY: Mark Gareth
37/6191—CREASY: Mark Gareth
37/6192—CREASY: Mark Gareth
37/6193—CREASY: Mark Gareth
37/6194—CREASY: Mark Gareth
37/6195—CREASY: Mark Gareth
37/6196—CREASY: Mark Gareth
37/6197—CREASY: Mark Gareth
37/6287—GUTNICK RESOURCES NL
37/6288—GUTNICK RESOURCES NL
37/6289—GUTNICK RESOURCES NL
37/6290—GUTNICK RESOURCES NL
37/6291—GUTNICK RESOURCES NL

37/6292—GUTNICK RESOURCES NL
37/6293—GUTNICK RESOURCES NL

MOUNT MARGARET MINERAL FIELD

Mount Margaret District

Prospecting Licences

38/2844—FOLEY: Michael Joseph; SULLIVAN: Gavan Micheal
38/2845—FOLEY: Michael Joseph; SULLIVAN: Gavan Micheal
38/2854—FOLEY: Michael Joseph; SULLIVAN: Gavan Micheal
38/2891—FOLEY: Michael Joseph; SULLIVAN: Gavan Micheal

MOUNT MARGARET MINERAL FIELD

Mount Morgans District

Prospecting Licences

39/4070—CREASY: Mark Gareth
39/4074—CREASY: Mark Gareth
39/4075—CREASY: Mark Gareth
39/4076—CREASY: Mark Gareth
39/4077—CREASY: Mark Gareth
39/4078—CREASY: Mark Gareth
39/4079—CREASY: Mark Gareth
39/4226—BARNES: Cyril
39/4227—BARNES: Cyril

NORTH COOLGARDIE MINERAL FIELD

Niagara District

Prospecting Licences

40/982—Barmarco Pty Ltd; Kookynie Resources NL
40/983—Barmarco Pty Ltd; Kookynie Resources NL
40/984—Barmarco Pty Ltd; Kookynie Resources NL
40/985—Barmarco Pty Ltd; Kookynie Resources NL

MP402

MINING ACT 1978

APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry
and Resources, Leonora.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provisions of Section 96(1)(a) of the *Mining Act 1978*, for breach of covenant, viz, failure to comply with the prescribed expenditure conditions.

S. P. SHARRATT (SM), Warden.

To be heard in the Warden's Court at Leonora on 5th February, 2004.

MOUNT MARGARET MINERAL FIELD

Mount Margaret District

Prospecting Licence

39/2597—Sons of Gwalia (Murchison) NL; Sons of Gwalia Ltd

MP403*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

GRANT OF RETENTION LEASE WA-28-R

Retention Lease WA-28-R held by Woodside Energy Ltd, BP Petroleum Developments (NWS) Pty Ltd, BHP Billiton Petroleum (North West Shelf) Pty Ltd, ChevronTexaco Australia Pty Ltd and Shell Development (Australia) Proprietary Limited has been granted to have effect for a period of five (5) years from the 30th day of December 2003.

W. L. TINAPPLE, Director Petroleum Division.

MP404*

Commonwealth of Australia
PETROLEUM (SUBMERGED LANDS) ACT 1967
GRANT OF RETENTION LEASE WA-29-R

Retention Lease WA-29-R held by Woodside Energy Ltd, BP Petroleum Developments (NWS) Pty Ltd, BHP Billiton Petroleum (North West Shelf) Pty Ltd, ChevronTexaco Australia Pty Ltd and Shell Development (Australia) Proprietary Limited has been granted to have effect for a period of five (5) years from the 30th day of December 2003.

W. L. TINAPPLE, Director Petroleum Division.

MP405*

Commonwealth of Australia
PETROLEUM (SUBMERGED LANDS) ACT 1967
GRANT OF RETENTION LEASE WA-30-R

Retention Lease WA-30-R held by Woodside Energy Ltd, BP Developments Australia Pty Ltd, BHP Billiton Petroleum (North West Shelf) Pty Ltd, ChevronTexaco Australia Pty Ltd and Shell Development (Australia) Proprietary Limited has been granted to have effect for a period of five (5) years from the 30th day of December 2003.

W. L. TINAPPLE, Director Petroleum Division.

MP406*

Commonwealth of Australia
PETROLEUM (SUBMERGED LANDS) ACT 1967
GRANT OF RETENTION LEASE WA-31-R

Retention Lease WA-31-R held by Woodside Energy Ltd, BP Developments Australia Pty Ltd, BHP Billiton Petroleum (North West Shelf) Pty Ltd, ChevronTexaco Australia Pty Ltd and Shell Development (Australia) Proprietary Limited has been granted to have effect for a period of five (5) years from the 30th day of December 2003.

W. L. TINAPPLE, Director Petroleum Division.

MP407*

Commonwealth of Australia
PETROLEUM (SUBMERGED LANDS) ACT 1967
GRANT OF RETENTION LEASE WA-32-R

Retention Lease WA-32-R held by Woodside Energy Ltd, BP Developments Australia Pty Ltd, BHP Billiton Petroleum (North West Shelf) Pty Ltd, ChevronTexaco Australia Pty Ltd and Shell Development (Australia) Proprietary Limited has been granted to have effect for a period of five (5) years from the 30th day of December 2003.

W. L. TINAPPLE, Director Petroleum Division.

MP408*

State of Western Australia
PETROLEUM ACT 1967
GRANT OF RETENTION LEASE

Retention Lease No. R2 has been granted to Woodside Energy Ltd., BP Developments Australia Pty. Ltd., BHP Billiton Petroleum (North West Shelf) Pty Ltd, ChevronTexaco Australia Pty Ltd and Shell Development (Australia) Proprietary Limited to have effect for a period of five years from 30 December 2003.

W. L. TINAPPLE, Director Petroleum Division.

MP409*

State of Western Australia
PETROLEUM (SUBMERGED LANDS) ACT 1982
GRANT OF RETENTION LEASE

Retention Lease No. TR5 has been granted to Woodside Energy Ltd., BP Developments Australia Pty. Ltd., BHP Billiton Petroleum (North West Shelf) Pty Ltd, ChevronTexaco Australia Pty Ltd and Shell Development (Australia) Proprietary Limited to have effect for a period of five years from 30 December 2003.

W. L. TINAPPLE, Director Petroleum Division.

MP410*

State of Western Australia
PETROLEUM ACT 1967
SECTION 112—RELEASE OF INFORMATION

I, William Lee Tinapple, Director, of the Petroleum Division in the Department of Industry and Resources in the State of Western Australia the delegate of the Minister for State Development under the above Acts, by virtue of an instrument of delegation dated 1 March 2001 and published in the *Government Gazette* of Western Australia on 13 March 2001, do hereby advise that in accordance with Section 112—

- (i) As of 1 April, 2004, it is my intention to make available all interpreted data submitted prior to 31 December 1998 in accordance with the Petroleum Act, 1967;
- (ii) therefore invite interested persons to advise of any objection to this release of information within 45 days of publication of this notice

A person is not entitled to make an objection to information being made available or publicly known except on ground that to do so would disclose—

- (a) any trade secret, or
- (b) any other information the disclosure of which would, or could reasonably be expected to adversely affect the person in respect of the lawful business, commercial or financial affairs of the person.

If no objections are received in accordance with this notice, it shall be deemed that the person who furnished the document containing the information has consented to the information being made available or publicly known.

Any objections to the release of information should be addressed to—

Director Petroleum Division
Department of Industry and Resources
Level 11, Mineral House
100 Plain Street
EAST PERTH WA 6004
Tel: (08) 9222 3291
Fax: (08) 9222 3515

W. L. TINAPPLE, Director Petroleum Division.

MP411*

State of Western Australia
PETROLEUM (SUBMERGED LANDS) ACT 1982
SECTION 118—RELEASE OF INFORMATION

I, William Lee Tinapple, Director, of the Petroleum Division in the Department of Industry and Resources in the State of Western Australia the delegate of the Minister for State Development under the above Acts, by virtue of an instrument of delegation dated 1 March 2001 and published in the *Government Gazette* of Western Australia on 13 March 2001, do hereby advise that in accordance with Section 118—

- (i) As of 1 April, 2004, it is my intention to make available all interpreted data submitted prior to 31 December 1998 in accordance with the Petroleum (Submerged Lands) Act, 1982;
- (ii) therefore invite interested persons to advise of any objection to this release of information within 45 days of publication of this notice

A person is not entitled to make an objection to information being made available or publicly known except on ground that to do so would disclose—

- (a) any trade secret, or
- (b) any other information the disclosure of which would, or could reasonably be expected to adversely affect the person in respect of the lawful business, commercial or financial affairs of the person.

If no objections are received in accordance with this notice, it shall be deemed that the person who furnished the document containing the information has consented to the information being made available or publicly known.

Any objections to the release of information should be addressed to—

Director Petroleum Division
Department of Industry and Resources
Level 11, Mineral House
100 Plain Street
EAST PERTH WA 6004
Tel: (08) 9222 3291
Fax: (08) 9222 3515

W. L. TINAPPLE, Director Petroleum Division.

MP412*

Commonwealth of Western Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

SECTION 118—RELEASE OF INFORMATION

I, William Lee Tinapple, Director of the Petroleum Division in the Department of Industry and Resources for the State of Western Australia the delegate of the Designated Authority in respect of the area specified as being adjacent to the State of Western Australia by virtue of an instrument of delegation dated 31 May 2001 and published in the *Government Gazette* of Western Australia on 12 June 2001, do hereby advise that in accordance with Section 118—

- (i) As of 1 April, 2004, it is my intention to make available all interpreted data submitted prior to 31 December 1998 in accordance with the Petroleum (Submerged Lands) Act, 1967;
- (ii) therefore invite interested persons to advise of any objection to this release of information within 45 days of publication of this notice

A person is not entitled to make an objection to information being made available or publicly known except on ground that to do so would disclose—

- (a) any trade secret, or
- (b) any other information the disclosure of which would, or could reasonably be expected to adversely affect the person in respect of the lawful business, commercial or financial affairs of the person.

If no objections are received in accordance with this notice, it shall be deemed that the person who furnished the document containing the information has consented to the information being made available or publicly known.

Any objections to the release of information should be addressed to—

Director Petroleum Division
Department of Industry and Resources
Level 11, Mineral House
100 Plain Street
EAST PERTH WA 6004
Tel: (08) 9222 3291
Fax: (08) 9222 3515

W. L. TINAPPLE, Director Petroleum Division.

MP413

MINING ACT 1978

INSTRUMENT OF EXEMPTION OF LAND

Pilbara Mineral Field—Marble Bar District 45

The Minister for State Development, pursuant to the powers conferred by Section 19 of the *Mining Act 1978*, hereby exempts all areas of Land described hereunder (not being private land or land that is the subject of a mining tenement or an application therefor) from Divisions 1 to 5 of Part IV of the *Mining Act 1978* for a period of two (2) years.

Schedule

All that portion of land commencing at the northern-most corner of Forrest Location 46; thence generally southerly; and thence generally easterly terminating at the western-most western boundary of Exploration Licence 45/2382 and being the area shown cross-hachured light blue and coloured yellow on the plans at pages 109, 110, 112 and 113 of Department of Industry and Resources File No. A1608/200301 and designated as 'S19/180' on the Department's Information System, TENGRAPH.

Locality: Port Hedland

Area: 1025 hectares approximately

Dated at Perth this 24th day of December 2003.

CLIVE BROWN, MLA, Minister for State Development.

MP414**MINING ACT 1978****FORFEITURES**

Department of Industry and Resources,
PERTH WA 6000.

I hereby declare in accordance with the provisions of Sections 96A(1) of the "Mining Act 1978" that the undermentioned Exploration Licence is forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions.

CLIVE BROWN, MLA, Minister for State Development.

| Number | Holder | Mineral Field |
|--------|---|---------------|
| 15/385 | Rand Exploration NL Tribune Resources NL | Coolgardie |

MP415**MINING ACT 1978****FORFEITURES**

Department of Industry and Resources,
PERTH WA 6000.

I hereby declare in accordance with the provisions of Sections 96A(1) and 97(1) of the "Mining Act 1978" that the undermentioned mining tenements are forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions.

CLIVE BROWN, MLA, Minister for State Development.

| Number | Holder | Mineral Field |
|--------|--------------------------------------|----------------|
| 39/373 | McKnight, Russell Geoffrey | Mt Margaret |
| | Exploration Licence | |
| | Mining Leases | |
| 04/341 | Jones, David Edward | West Kimberley |
| 70/852 | Australian Minerals Products Pty Ltd | South West |
| 70/912 | Kaleen Holdings Pty Ltd | South West |
| 77/652 | Gondwana Resources Ltd | Yilgarn |

MP416

MINING ACT 1978
INTENTION TO FORFEIT

Department of Industry Resources,
PERTH WA 6000.

In accordance with Regulation 50(b) of the Mining Act 1978, notice is hereby given that unless the rent due on the under mentioned licences and leases is paid on or before 6 February 2004 it is the intention of the Minister for State Development under the provisions of Sections 96A(1) and 97(1) of the Mining Act 1978 to forfeit such for breach covenant, viz, non-payment of rent.

JIM LIMERICK, Director General.

| Number | Holder | Mineral Field |
|---------|--|----------------|
| | Exploration Licences | |
| 04/1214 | Chilam, Geoffrey Robert Deng, Frank | West Kimberley |
| 08/941 | Ashburton Gold Mines NL | Ashburton |
| 15/378 | Rand Exploration NL Tribune Resources NL | Coolgardie |
| 69/1710 | Aunone Pty Ltd | Warburton |
| 69/1711 | Aunone Pty Ltd | Warburton |
| 69/1712 | Aunone Pty Ltd | Warburton |
| 69/1718 | Helix Resources Ltd JA Bunting & Associates Pty Ltd | Warburton |
| 69/1719 | Helix Resources Ltd JA Bunting & Associates Pty Ltd | Warburton |
| 69/1720 | Helix Resources Ltd JA Bunting & Associates Pty Ltd | Warburton |
| 60/1983 | Striker Resources NL | Kimberley |
| 80/1984 | Striker Resources NL | Kimberley |
| | Mining Leases | |
| 15/468 | Dechow, Ernest William Chetham Plotts, Thomas Paine | Coolgardie |
| 20/288 | Kay Nominees Pty Ltd | Murchison |
| 20/292 | Holland, Brian Edward Holland, Helen Joy | Murchison |
| 46/237 | Hitech Energy Ltd | Pilbara |
| 46/238 | Hitech Energy Ltd | Pilbara |
| 70/382 | Australian Gold Resources Pty Ltd | South West |
| 70/383 | Australian Gold Resources Pty Ltd | South West |
| 77/1024 | Wilson, Geoffrey John Wilson, Wendy June | Yilgarn |

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT 1928

Ministerial Direction Pursuant to Section 70(2)(B)

In the matter of Appeal No. 334 of 2003 in the Town Planning Appeal Tribunal between Perpetual Nominees Ltd, Emergency Services Superannuation Board and Colonial First State Property Limited, Appellants, and City of Rockingham, Respondent

DIRECTION TO THE TOWN PLANNING APPEAL TRIBUNAL TO REFER APPEAL
WITH RECOMMENDATIONS TO THE MINISTER FOR PLANNING AND
INFRASTRUCTURE PURSUANT TO SECTION 70(2)(b) OF THE
TOWN PLANNING AND DEVELOPMENT ACT 1928

To: Town Planning Appeal Tribunal
Level 4, 12 St Georges Terrace
PERTH WA 6000

- On 19 December 2003, Appeal No. 334 of 2003 between Perpetual Nominees Ltd, Emergency Services Superannuation Board and Colonial First State Property Limited, appellants, and the City of Rockingham, respondent ("the Appeal") was filed in the Town Planning Appeal Tribunal.

2. I, acting Minister for Planning and Infrastructure, consider that the Appeal raises issues of such regional importance that it is appropriate for the Appeal to be determined by the Minister for Planning and Infrastructure.
3. I therefore direct you, pursuant to section 70(2)(b) of the *Town Planning and Development Act 1928*, to hear the Appeal but, without determining it, to refer it with your recommendations to the Minister for Planning and Infrastructure, for determination.

TOM STEPHENS MLC, Acting Minister for Planning
and Infrastructure.

2 January 2004.

PI402*

WESTERN AUSTRALIAN PLANNING COMMISSION ACT 1985
DELEGATION TO COMMITTEES AND OFFICERS

File: 970-1-1-3

970-1-1-58

Notice is thereby given that the Western Australian Planning Commission (*the Commission*) by resolution made on 16 December 2003 and acting pursuant to the provisions of section 20 of the *Western Australian Planning Commission Act 1985* (*the Act*) does hereby—

- A. Revoke its delegation of powers and functions to various eligible persons and bodies as detailed in a notice published in the *Government Gazette* of 26 September 2003 (pages 4240—4246);
and
- B. DELEGATES ITS FUNCTIONS as set out in—
 - (a) schedule 1, to those eligible persons and bodies set out in schedule 2;
 - (b) schedule 3, to those eligible bodies set out in schedule 4;
 - (c) schedule 5, to those eligible persons set out in schedule 6;
 - (d) schedule 7, to those eligible persons set out in schedule 8;
 - (e) schedule 9, to those eligible persons and bodies set out in schedule 10;
 - (f) schedule 11, to the eligible body set out in schedule 12;
 - (g) schedule 13, to the eligible body set out in schedule 14;
 - (h) schedule 15, to the eligible body set out in schedule 16; and
 - (i) schedule 17, to the eligible persons set out in schedule 18.

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

SCHEDULE 1—FUNCTIONS DELEGATED

1.1 All functions of the Commission as set out in—

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

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

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

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

SCHEDULE 2—APPLICATION OF DELEGATION

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

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

- 2.3 Paragraph 1.2 of Schedule 1 applies to the Statutory Planning Committee established under section 19 (1c) of the Act except where the matters under consideration are within the area of the City of Perth.
- 2.4 Paragraph 1.3 of Schedule 1 applies to the Chairman of the Commission appointed under section 5 of the Act and the officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices designated below but subject to the conditions specified—
- (i) Executive Director, Statutory Planning
 - (ii) Director, Policy and Legislation
 - (iii) Manager, Metro-North
 - (iv) Coordinator, Metro-North
 - (v) Senior Project Planner, Metro-Northwest
 - (vi) Manager, Metro-South,
 - (vii) Senior Project Planner—Coordinator, Metro-South (20020228); and
 - (viii) Senior Project Planner—Coordinator, Metro-South (20020229)
- 2.5 Paragraph 1.4 of Schedule 1 applies to the officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices of Executive Director, Integrated Planning, Manager, Geographic and Planning Information Branch and Coordinator, Project Mapping, Geographic and Planning Information Branch.

SCHEDULE 3—FUNCTIONS DELEGATED

3.1 All functions of the Commission as set out in—

- (i) Section 7B, 19, 20, 20C, 21, 24 and 25 of the *Town Planning and Development Act 1928*;
- (ii) *Town Planning Regulations 1967*;
- (iii) *Town Planning and Development (Subdivisions) Regulations 2000*;
- (iv) *Strata Titles Act 1985* or the provisions of a strata or survey-strata scheme;
- (v) *Strata Titles General Regulations 1996*;
- (vi) Section 295 (2a) and section 297A (6) (a) of the *Local Government (Miscellaneous Provisions) Act 1960*;
- (vii) Section 52 and section 85 of the *Land Administration Act 1997*;
- (viii) Section 40 of the *Liquor Licensing Act 1988*;
- (ix) Section 43 and section 43A of the *Metropolitan Region Town Planning Scheme Act 1959*;
- (x) Section 37J and section 37K of the *Western Australian Planning Commission Act 1985*;
- (xi) Section 18 (1)(a), (ba) and (c) of the Act;
- (xii) Part 4—Development Control of the *Hope Valley-Wattleup Redevelopment Act 2000*;

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

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

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

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

SCHEDULE 4—APPLICATION OF DELEGATION

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

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

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

SCHEDULE 5—FUNCTIONS DELEGATED

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 6—APPLICATION OF DELEGATION

6.1 The functions set out in Schedule 5 apply to the Chairman of the Commission appointed under section 5 of the Act subject to the exercise of the functions under this clause having due regard in each case to published Commission policy.

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

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

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

- (i) Coordinator, Policy and Legislation.

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

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

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

- (vii) Manager, Country Planning

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

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

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

- (xi) Regional Manager, Great Southern

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

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

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

- (xv) Regional Manager, Mid West

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

- (xvi) Regional Manager, Peel

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

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

SCHEDULE 7—FUNCTIONS DELEGATED

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

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

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

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

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

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

SCHEDULE 8—APPLICATION OF DELEGATION

8.1 The functions set out in Schedule 7 apply to the Chairman of the Commission appointed under section 5 of the Act subject to the exercise of the functions under this clause having due regard in each case to published Commission policy.

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

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

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

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

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

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

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

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

SCHEDULE 9—FUNCTIONS DELEGATED

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

- (i) Arrangements for the conveyance, assignment, transfer, subdivision, amalgamation and development of Commission property;
- (ii) Arrangements for the leasing of Commission property including the determination of rents in accordance with established Commission practice;
- (iii) Arrangements for the management, maintenance, repair, insurance, valuation and other related incidental functions with respect to Commission property subject to a \$50,000 maximum figure of expenditure per property in any one financial year;
- (iv) Prescription of charges, and setting conditions, for the sale and release of maps and publications;
- (v) Waving of the additional fee for considering a minor variation to a plan of subdivision as part of an application for approval of subdivision or re-subdivision; and
- (vi) The awarding of contracts, and the appointment of consultants pursuant to section 41 of the Act, for activities to which a budget has been approved and allocated by the Commission and subject to compliance in each case with State Supply Commission procedures.

SCHEDULE 10—APPLICATION OF DELEGATION

The functions set out in Schedule 9 apply as follows—

- 10.1 Paragraphs (i), (ii), (iii), (iv), (v) and paragraph (vi), but subject to a limitation of \$50,000, apply to the Chairman of the Commission appointed under section 5 of the Act and the Secretary of the Commission appointed as an officer of the Commission under the Act, subject to the exercise of the functions under this clause having due regard in each case to published Commission policy.
- 10.2 Paragraphs (i), (ii) and (iii) apply to the officer of the Department for Planning and Infrastructure occupying the positions of Manager, Western Australian Planning Commission Land Asset Management.
- 10.4 Paragraphs (v) and (vi) apply to the officer of the Department for Planning and Infrastructure occupying the position of Executive Director—Statutory Planning but subject to a limitation of \$50,000 in any one contract.

- 10.5 Paragraph (vi) applies to the officers of the Department for Planning and Infrastructure occupying the positions of Executive Director—Integrated Planning, Executive Director—Commercial and Assets Services, Executive Director—Strategic Policy and Evaluation and Executive Director, Corporate Services but subject to a limitation of \$50,000 in any one contract.
- 10.6 Paragraph (vi), but subject to a limitation of \$100,000 in any one contract, applies to—
- (a) the Transport Committee, being a committee established under section 19(1a) and (1e) of the Act, for transportation studies and initiatives; and
 - (b) the Infrastructure Coordinating Committee, being a committee established under section 19(1a) and (1g) of the Act, for infrastructure studies and initiatives.

SCHEDULE 11—FUNCTIONS DELEGATED

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

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

SCHEDULE 12—APPLICATION OF DELEGATION

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

SCHEDULE 13—FUNCTIONS DELEGATED

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

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

SCHEDULE 14—APPLICATION OF DELEGATION

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

SCHEDULE 15—FUNCTIONS DELEGATED

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

SCHEDULE 16—APPLICATION OF DELEGATION

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

SCHEDULE 17—FUNCTIONS DELEGATED

Such powers and functions of the Commission that may be lawfully undertaken relating to the acquisition, development, maintenance and management of land under the Metropolitan Region Scheme and the Peel Region Scheme for the purpose of carrying out and giving effect to those Schemes, including—

- the application of money from the Western Australian Planning Commission Account and the Metropolitan Region Improvement Fund for such purposes;
- the payment of capital expenditure, costs and other expenses incurred in connection with the acquisition of any property under any provisions of those Schemes, the Act or the *Metropolitan Region Town Planning Scheme Act 1958*;
- the carrying out of works and provision of public facilities thereon as may be necessary for the use and maintenance of the land for which it may be reserved.

SCHEDULE 18—APPLICATION OF DELEGATION

18.1 The functions set out in Schedule 17 apply to the Chairman of the Commission appointed under section 5 of the Act subject to the exercise of the functions under that clause having due regard in each case to published Commission policy and provided that such delegation does not apply to any matter that involves expenditure in excess of \$1,000,000 (one million dollars), the exchange of or disposal of land owned by the Commission or resumption of land by the Commission for a public purpose.

18.2 The functions set out in Schedule 17 apply to the Secretary of the Commission appointed as an officer of the Commission under the Act subject to the exercise of the functions under this clause having due regard in each case to published Commission policy and provided that such delegation does not apply to any matter that involves expenditure in excess of \$500,000 (five hundred thousand dollars), the exchange of or disposal of land owned by the Commission or resumption of land by the Commission for a public purpose.

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

POLICE

PO401*

ROAD TRAFFIC ACT 1974**TEMPORARY SUSPENSION OF REGULATIONS**

I, Robin Michael Langford, Superintendent (Traffic Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of:

A Triathlon Club Event by members/entrants of the Busselton Triathlon Club on 14th December 2003 and 22nd February 2004 between the hours of 07:30 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Meelup Beach Road, Eagle Bay Road and Cape Naturaliste Road, Naturaliste.

All participants to wear approved head protection during the cycle event.

A Triathlon by members/entrants of the Trievents WA on 21st December 2003 between the hours of 07:30 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the side of the carriageway on Rockingham Beach Road in Rockingham.

All participants to wear approved head protection at all times for the cycle event.

A New Year's Eve Run by members/entrants of the West Australian Marathon Club on 31st December 2003 between the hours of 18:30 and 19:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the side of the carriageway on Dual Use Path from Water Sports Centre to just past Coode Street (approx 100M before Flagpole) in the Burswood/Victoria Park/South Perth area.

A Road Cycle Race by members/entrants of the Perth Criterium Series on 2nd January 2004 between the hours of 17:00 Hrs and 20:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Grand Boulevard, Joondalup.

All participants to wear approved head protection at all times.

A Christ Church Run—Foot Race by members/entrants of the West Australian Marathon Club on 4th January 2004 between the hours of 07:00 Hrs and 09:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Queenslea Drive, Victoria Avenue, Jutland Parade, Birdwood Parade, The Avenue, Broadway and The Esplanade in Claremont/Dalkeith/Nedlands.

A Cycle Race by members/entrants of the Melville Fremantle Cycling Club on 4th, 11th, 18th, 25th January 2004 between the hours of 08:00 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the side of the carriageway on Canvale Road and Wittenberg Drive in Canning Vale.

All participants to wear approved head protection at all times.

A Triathlon by members/entrants of the Trievents WA on 18th January 2004 between the hours of 07:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the side of the carriageway on Warnbro Beach Road, Shelton Street, Blakey Street, Fendam Street in Safety Bay/Waikiki/Warnbro.

All participants to wear approved head protection at all times for the cycle event.

A Triathlon by members/entrants of the Bunbury Triathlon Club on 1st February and 21st March 2004 between the hours of 07:30 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the side of the carriageway on Pratt Road and Leake Street in Eaton.

All participants to wear approved head protection at all times for the cycle event.

A Point Walter Foot Race by members/entrants of the West Australian Marathon Club on 1st February 2004 between the hours of 07:00 Hrs and 09:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the footway/s mentioned hereunder.

Racing to be confined to Cycle/Dual use paths between point Walter Reserve, Bicton and Tompkins Park, Attadale/Applecross.

A Triathlon—Albany by members/entrants of the Albany Triathlon Club on 1st February 2004 between the hours of 09:00 Hrs and 12:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Pagoda Point Ramp, Chipana Drive, Chipana Way, Frenchman Bay Road in the Albany Area.

All participants to wear approved head protection at all times for the cycle event.

A Cycle Race by members/entrants of the Melville Fremantle Cycling Club on 1st, 8th, 15th, 22nd February 2004 between the hours of 08:00 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the side of the carriageway on Canvale Road and Wittenberg Drive in Canning Vale.

All participants to wear approved head protection at all times.

A Triathlon—Denmark by members/entrants of the Albany Triathlon Club on 8th February 2004 between the hours of 09:00 Hrs and 12:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on William Bay Road, Greens Pool.

All participants to wear approved head protection at all times for the cycle event.

A Junior Triathlon by members/entrants of the Rockingham Triathlon Club on 8th and 29th February, and on 6th March 2004 between the hours of 07:30 Hrs and 09:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Bridport Point and Port Kennedy Drive, Port Kennedy.

All participants to wear approved head protection during the cycle event.

A Cycle Race by members/entrants of the Eastern Goldfields Cycle Club on 11th and 18th February 2004 between the hours of 17:30 Hrs and 18:15 Hrs and on 15th and 22nd February 2004 between the hours of 08:30 Hrs and 09:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Melrose Street, Stockyard Way, Carnegie Street and Nambi Way in Kalgoorlie.

All participants to wear approved head protection at all times.

A Triathlon by members/entrants of the Esperance Triathlon Association on 15th February and 14th and 21st March 2004 between the hours of 08:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on James Street, The Esplanade, Norseman Road and Fisheries Road, Esperance.

All participants to wear approved head protection during the cycle event.

A Cycle Race by members/entrants of the Spokes Cycle Club Inc on 15th February 2004 between the hours of 08:00 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Edward Road (between Greenough Shire Office and Walkaway Turnaround) in Greenough.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Spokes Cycle Club Inc on 22nd February 2004 between the hours of 08:00 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Morrell Road, Chapman Valley Road and Narra Tarra Road in the Shire of Chapman Valley.

All participants to wear approved head protection at all times.

A Triathlon by members/entrants of the Mandurah Triathlon Club Inc on 22nd February, 14th March and 4th April 2004 between the hours of 06:30 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the side of the carriageway on Mary Street, Leighton Street, Paul Street and Fairbridge Road in Halls Head, Mandurah.

All participants to wear approved head protection at all times for the cycle event.

A Cycle Race by members/entrants of the Eastern Goldfields Cycle Club on 25th February and 3rd March 2004 between the hours of 17:30 Hrs and 18:15 Hrs and on 29th February and 7th March 2004 between the hours of 08:30 Hrs and 09:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Melrose Street, Stockyard Way, Carnegie Street and Nambi Way in Kalgoorlie.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Melville Fremantle Cycling Club on 29th February 2004 between the hours of 08:00 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the side of the carriageway on Canvale Road and Wittenberg Drive in Canning Vale.

All participants to wear approved head protection at all times.

A Triathlon—State Event by members/entrants of the Albany Triathlon Club on 29th February 2004 between the hours of 07:00 Hrs and 12:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the side of the carriageway on Flinders Parade, Middleton Road, Golf Links Road, Troode Street, Lower King Road, Nanarup Road and the dual use path in Ellen Cove, Albany.

All participants to wear approved head protection at all times for the cycle event.

R. M. LANGFORD, Superintendent (Traffic Support).

RACING, GAMING AND LIQUOR

RG401

LIQUOR LICENSING ACT 1988

SUMMARY OF LIQUOR LICENSING APPLICATIONS

The following is a summary of applications received under the Liquor Licensing Act 1988 and required to be advertised. Any person wishing to obtain more details about any application, or about the objection process, should contact the Department of Racing, Gaming and Liquor, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

| App. No. | Applicant | Nature of Application | Last Date for Objections |
|--|---|---|--------------------------|
| APPLICATION FOR THE GRANT OF A LICENCE | | | |
| 10094 | Hospitality Australia Pty Ltd | Application for the grant of a Liquor Store licence in respect of premises situated in Halls Head and known as Beverage Dynamics | 20/1/04 |
| APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS | | | |
| 19162 | Sheet Nominees Pty Ltd | Application for the grant of an Extended Trading Permit—Ongoing Extended Hours, in respect of premises situated in Northam and known as Howlett's Liquor and Grocery Mart | 18/1/04 |
| APPLICATION TO ADD, VARY OR CANCEL A CONDITION OF LICENCE | | | |
| 186641 | Compass (Australia) Catering & Services Pty Ltd | Application to add, vary or cancel a condition of the Special Facility—Caterer licence in respect of premises situated in Dampier and known as Peninsular Palms | 20/1/04 |

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

H. R. HIGHMAN, Director of Liquor Licensing.

WATER

WA401*

COUNTRY AREAS WATER SUPPLY ACT 1947

COUNTRY WATER AREA ORDER NUMBER 2 2003

Made by the Governor in Executive Council under section 8 of the Act.

1. Citation

This order may be cited as the *Country Water Area Order Number 2 2003*.

2. Eagle Bay Country Water Area constituted

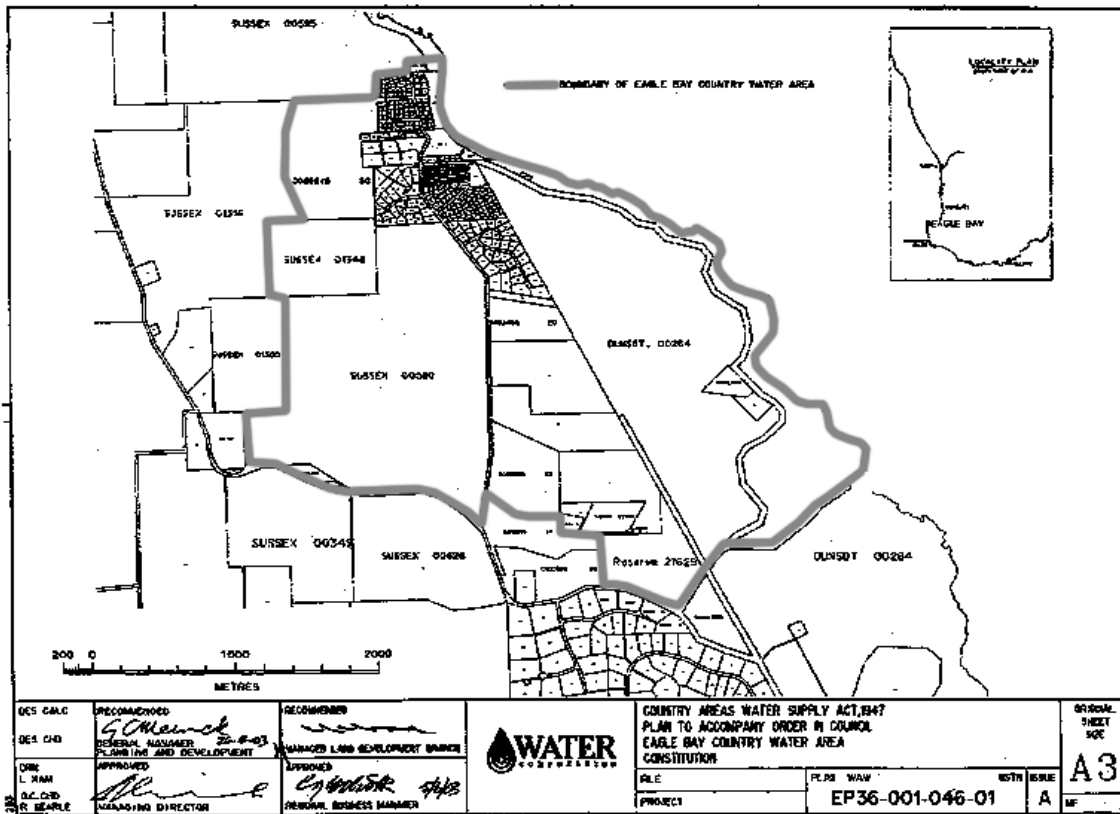
The boundary of the Eagle Bay Country Water Area is shown bordered ----- and coloured blue on Water Corporation plan EP36-001-046-01

3. Information plan of Eagle Bay Country Water Area

The boundary of the Eagle Bay Country Water Area as constituted by this order is shown for information purposes in the plans in Schedule 1.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Council.



PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Cyril Robert Williams, late of 24 Whitebread Way, Leda in Western Australia, Parks & Garden Leading Hand, deceased.

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962, relates) in respect of the estate of the deceased, who died on 31 March 2003 at 24 Whitebread Way, Leda in Western Australia, are required by the personal representative, being Steven Raymond Fidock to send particulars of their claims to 219 Canning Highway, South Perth WA 6151 within 30 days of publication of this notice after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZZ202**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Lawrence Victor Walsh, late of 166 Maida Vale Road, High Wycombe, Western Australia, Retired Fitter and Turner, deceased.

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962, relates) in respect of the estate of the deceased, who died on the 30th day of July 2003, are required by the executors Denise Helen Josephine Haywood and Judith Anne Meinck of care of Murray Smith, Solicitor, Adamantes House, 364 Charles Street, North Perth, Western Australia to send particulars of their claim to them by the 28th day of February 2004 after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

ZZ203**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962, relates) in respect of the Estates of the undermentioned deceased persons, are required by Perpetual Trustees WA Ltd, c/- Ground floor, 39 Hunter Street, Sydney NSW, to send particulars of such claims to the Company by the undermentioned date, after which date the said company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

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

Estate late Maria Franke, Late of 72 Shepherds Bush Drive, Kingsley, Home Duties, died 19/11/2003.

Estate late Nellie Price, Late of Room 15 St George's Nursing Home, 2 Essex Street, Bayswater, Home Duties, died 27/10/2003.

ZZ204**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 9th February 2004, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Beard, Edna, late of Brightwater Care Group, Oxford Gardens Regent Road, Joondalup, died 7/12/03, (DE19952529EM110)

Bradshaw, Ethel Margaret, late of Unit 1/130 Wright Street, Kewdale, died 22/12/03, (DE19861726EM35)

Friedrichs, Erna Gertrud, late of Tandara Nursing Home, 73 Jarrah Road, Bentley, died 1/9/03, (DE19904053EM27)

Lake, Frank Carpenter, late of 111 Wittenoom Street, Collie, died 4/11/03, (DE19871365EM35)

Langley, Lily Venetia, late of Craigmont Nursing Home, Third (East) Avenue, Maylands, formerly of 29 Learoyd Street, Mount Lawley, died 28/11/03, (DE19721806EM13)

Miller, Eileen Mary, late of 6 Woburn Way, Kelmscott, died 3/5/01, (DE33027084EM26)

Newbey, James Herbert, late of 10 Auriga Close, Rockingham, died 28/11/03, (DE19920769EM38)

Palmer, Dawn Sylvia, late of Kelmscott Caravan Park, 80 River Road, Kelmscott, died 14/12/03, (DE19850695EM17)

Silver, Thomas Ralph, late of 25 Phillip Grove, Kalamunda, died 14/10/03, (DE19901278EM27)

Sutherland, Terence Ernest also known as Sutherland, Terry, late of 49 Dorchester Avenue, Warwick, died 21/12/03, (DE19832533EM36)

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

WESTERN AUSTRALIA

LABOUR RELATIONS REFORM ACT 2002

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

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

CRIMINAL INVESTIGATION (IDENTIFYING PEOPLE) ACT 2002

**Price: \$15.55 counter sales
Plus postage on 215 grams**

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

YOUNG OFFENDERS ACT 1994

***Price: \$24.95 counter sales
Plus postage on 265 grams**

YOUNG OFFENDERS REGULATIONS 1995

***Price \$4.95 counter sales
Plus postage on 65 grams**

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