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Clients who have an account will be invoiced for advertising charges.

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ALTERATION TO CLOSING DATE AND TIME

(AUSTRALIA DAY 2005)

Because of the Australia Day public holiday on Wednesday 26th January the normal closing date and time for the Friday edition of the *Government Gazette* will be a day earlier on Tuesday 25th January 2005.

Copy for the Friday 28th January edition must be received at State Law Publisher by 2 pm on Tuesday 25th January.

— PART 1 —

PROCLAMATIONS

AA101*

CHILDREN AND COMMUNITY SERVICES ACT 2004

No. 34 of 2004

PROCLAMATION

Western Australia

*By the Honourable**David Kingsley Malcolm,**Companion of the Order of Australia,
Lieutenant-Governor and deputy of the
Governor of the State of Western Australia*

[L.S.]

DAVID KINGSLEY MALCOLM

Lieutenant-Governor and
deputy of the Governor

I, the Lieutenant-Governor and deputy of the Governor, acting under the Children and Community Services Act 2004 section 2 and with the advice and consent of Executive Council, fix the day after the day on which this proclamation is published in the Government Gazette as the day on which sections 3 and 102 of that Act come into operation.

Given under my hand and the Public Seal of the State on 18 January 2005.

By command of the Lieutenant-Governor and deputy of the Governor,

S. McHALE, Minister for Community Development,
Women's Interests, Seniors and Youth.

GOD SAVE THE QUEEN !

AA102*

LOCAL GOVERNMENT AMENDMENT ACT 2004

No. 49 of 2004

PROCLAMATION

Western Australia

*By the Honourable**David Kingsley Malcolm,**Companion of the Order of Australia,
Lieutenant-Governor and deputy of the
Governor of the State of Western Australia*

[L.S.]

DAVID KINGSLEY MALCOLM

Lieutenant-Governor and
deputy of the Governor

I, the Lieutenant-Governor and deputy of the Governor, acting under the *Local Government Amendment Act 2004* section 2 and with the advice and consent of Executive Council, fix the day after the day on which this proclamation is published in the *Government Gazette* as the day on which sections 17, 30 to 37, 38(1) and (2), and 39 to 41 of that Act come into operation.

Given under my hand and the Public Seal of the State on 18 January 2005.

By command of the Lieutenant-Governor and deputy of the Governor,

L. RAVLICH, Minister for Local Government and
Regional Development.

GOD SAVE THE QUEEN !

CONSUMER AND EMPLOYMENT PROTECTION

CE301*

Settlement Agents Act 1981

**Settlement Agents Amendment Regulations
(No. 3) 2004**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Settlement Agents Amendment Regulations (No. 3) 2004*.

2. The regulations amended

The amendments in these regulations are to the *Settlement Agents Amendment Regulations (No. 2) 2004**.

[* *Published in Gazette 15 June 2004, p. 2024.*]

3. Regulation 4 amended

Regulation 4 is amended as follows:

- (a) after paragraph (b)(i) by inserting —
“ or ”;
- (b) after paragraph (b)(ii) by deleting the semicolon and inserting a full stop instead;
- (c) by deleting paragraph (b)(iii) and (iv).

By Command of the Governor,

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

ENVIRONMENT

EV301*

Environmental Protection Act 1986

Environmental Protection (Clearing of Native Vegetation) Amendment Regulations 2005

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Environmental Protection (Clearing of Native Vegetation) Amendment Regulations 2005*.

2. The regulations amended

The amendments in these regulations are to the *Environmental Protection (Clearing of Native Vegetation) Regulations 2004**.

[* Published in Gazette 30 June 2004, p. 2587-623.]

3. Regulation 5 amended

Regulation 5(1) is amended in the Table to the subregulation as follows:

- (a) by deleting item 2 and inserting the following item instead —

“

2 Clearing resulting from accidents or to reduce danger

Clearing —

- | | |
|--|--|
| <p>(a) for the purposes of preventing imminent danger to human life or health or irreversible damage to a significant portion of the environment; or</p> | <p>The owner of the land on which the clearing is to take place.</p> |
| <p>(b) as a result of an accident caused otherwise than by the negligence of the person clearing or the person who authorised the clearing.</p> | <p>A person responsible for the safety or welfare of the persons who are likely to be in danger or for the portion of the environment.</p> |

”

- (b) in item 23, paragraph (b) of the description of clearing, by deleting “6 months” and inserting instead —

“ 18 months ”.

By Command of the Lieutenant-Governor and deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

FIRE AND EMERGENCY SERVICES

FE301*

Fire and Emergency Services Superannuation Act 1985

Fire and Emergency Services (Superannuation Fund) Amendment Regulations (No. 2) 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Fire and Emergency Services (Superannuation Fund) Amendment Regulations (No. 2) 2004*.

2. The regulations amended

The amendments in these regulations are to the *Fire and Emergency Services (Superannuation Fund) Regulations 1986**.

[* Reprinted as at 7 September 2001.

For amendments to 10 November 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 118, and Gazette 29 June 2004.*]

3. Regulation 15 amended

Regulation 15(1) is repealed and the following subregulations are inserted instead —

“

(1) A Category A member who has not reached the age of 65 years —

- (a) must contribute 6.25%; and
- (b) may contribute a further 3.5%,

of his or her superannuation salary to the Superannuation Fund.

(1aa) A Category A member may elect to contribute under subregulation (1)(b), or may cancel an election, by giving written notice to the Superannuation Board.

(1ab) An election —

- (a) takes effect on the 1 July after notice of it is received by the Superannuation Board; and

- (b) remains in force until the 1 July after notice of its cancellation is received by the Superannuation Board.

”

4. Regulation 15A replaced

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

“

15A. Contributions for Category C member

- (1) Contributions may be made to the Superannuation Fund for a Category C member by either or both of —
 - (a) the Category C member;
 - (b) a non-C member who is the Category C member’s spouse or de facto partner.
- (2) A person may contribute under subregulation (1)(b) even if he or she is not the person who nominated the Category C member under regulation 12C.
- (3) The amount of the contributions, and when and how they are to be paid, is to be agreed between the person contributing and the Superannuation Board.

”

5. Regulation 16BA inserted

After regulation 16B the following regulation is inserted —

“

16BA. Acceptance of Commonwealth payments

The Superannuation Board may accept from the Commonwealth Commissioner of Taxation payment of any of the following in respect of a member —

- (a) a shortfall component under the *Superannuation Guarantee (Administration) Act 1992* of the Commonwealth;
- (b) an amount equal to the balance of the member’s account in the Superannuation Holding Accounts Reserve under the *Small Superannuation Accounts Act 1995* of the Commonwealth;
- (c) a Government co-contribution under the *Superannuation (Government Co-contribution for Low Income Earners) Act 2003* of the Commonwealth.

”

6. Regulation 16C amended

Regulation 16C(2) is amended as follows:

- (a) in paragraph (fb) by inserting after “regulation 15A” —
“ by or ”;
- (b) after paragraph (fb) by inserting the following paragraph —
“
 - (fc) payments accepted from the Commonwealth Commissioner of Taxation under regulation 16BA in respect of the member;”.

7. Regulation 23B amended

- (1) Regulation 23B(1)(c) is amended by deleting “subregulation 10” and inserting instead —
“ subregulation (10) ”.
- (2) Regulation 23B(3) is repealed and the following subregulations are inserted instead —
“
 - (3) If a member’s maximum benefit is more than \$20 000, the member’s supplementary disablement benefit is payable to the member —
 - (a) under subregulation (3a) if the member is over 55 years of age and has at least 20 years membership when he or she becomes entitled to the benefit; or
 - (b) otherwise, under subregulation (3b).
 - (3a) A benefit payable under this subregulation is to be paid in one of the following ways, at the election of the member —
 - (a) in monthly instalments payable on the first day of each month for 60 months starting with the month following the relevant month;
 - (b) in annual instalments payable on the first day of the month following the month one year after the relevant month and on the anniversary of that day in each of the 4 following years;
 - (c) in a lump sum payable 5 years after the end of the relevant month;
 - (d) if the Superannuation Board agrees, in a lump sum payable as soon as possible after the member becomes entitled to the partial and permanent disablement benefit.”.

- (3b) A benefit payable under this subregulation is to be paid —
- (a) in the way described in subregulation (3a)(a) or (b), at the election of the member; or
- (b) if the Board is satisfied that there are special circumstances, in the way described in subregulation (3a)(d).

”

8. Schedules 1A and 4 amended

Schedules 1A and 4 are amended by deleting the definitions of “M1” and “M2” and inserting the following definitions instead —

“

M1 is —

- (a) the number of days in the member’s membership period before 1 July 2004; plus
- (b) the number of days for which the Member contributes under regulation 15(1)(b);

M2 is the number of days in the member’s membership period not included in M1.

”

By Command of the Governor,

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

LOCAL GOVERNMENT

LG301*

Local Government Act 1995

Local Government (Elections) Amendment Regulations 2005

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Local Government (Elections) Amendment Regulations 2005*.

2. Commencement

These regulations come into operation on the day on which section 17 of the *Local Government Amendment Act 2004* comes into operation.

3. The regulations amended

The amendments in these regulations are to the *Local Government (Elections) Regulations 1997**.

[* Reprinted as at 5 April 2002.]

4. Regulation 3 amended

Regulation 3 is amended as follows:

- (a) by deleting the full stop after the definition of “section” and inserting instead a semicolon;
- (b) by inserting after the definition of “section” —

“

“Western Australian Electoral Commission” means the department of the Public Service referred to in section 4A of the *Electoral Act 1907*.

”

5. Regulation 20 amended

- (1) Regulation 20(1) is amended after paragraph (c) by deleting the full stop and inserting instead —

“

;

- (d) if it differs from the residential address, postal address.

”

- (2) Regulation 20(2) is amended by inserting after “(1)(c)” —

“ and (d) ”.

6. Regulation 22A inserted

After regulation 22 the following regulation is inserted in Part 4 —

“

22A. Certification of corrections to roll — s. 4.43(4)

An alteration made to a roll for an election under section 4.43(3) by the returning officer —

- (a) where the roll is an owners and occupiers roll, is to be certified as being made under that section by the CEO; or
- (b) where the roll is a residents roll, is to be certified as being made under that section by the Electoral Commissioner.

”.

7. Regulation 26 amended

Regulation 26(4) is amended by deleting “is to be credited to the local government’s trust fund.” and inserting instead —

“

is to be credited to —

- (a) a fund of the local government; or
- (b) an account maintained by the Western Australian Electoral Commission, if the Electoral Commissioner —
 - (i) is responsible for the conduct of the election; and
 - (ii) approves of the deposit being so credited.

”.

8. Regulation 28 amended

- (1) Regulation 28(1) is amended by inserting after “refunded,” —

“

and the deposit has been credited under regulation 26(4)(a) to a fund of the local government,

”.

- (2) After regulation 28(1) the following subregulations are inserted —

“

- (1a) If a candidate’s deposit is to be refunded, and the deposit has been credited under regulation 26(4)(b) to an account maintained by the Western Australian Electoral Commission, the Electoral Commissioner is to pay an amount equal to the deposit to —
- (a) the candidate;
 - (b) a person to whom the candidate, by written notice given to the Electoral Commissioner, directs the Electoral Commissioner to pay it; or
 - (c) if the candidate is dead or otherwise incapable of receiving the payment, to the personal representative of the candidate or other person lawfully entitled to receive it.
- (1b) If a candidate’s deposit has not been refunded under subregulation (1a) within 28 days after notice is given of the result of the election —
- (a) the Electoral Commissioner is to pay an amount equal to the deposit to the local government; and

- (b) the local government is to credit that amount to a fund of the local government as referred to in regulation 26(4)(a).

”.

- (3) Regulation 28(2) is amended by deleting “the CEO does not make a payment as required under subregulation (1)” and inserting instead —

“

payment is not made as required under subregulation (1) or (1a)

”.

9. Regulation 43 amended

Regulation 43(1a)(b) is amended by deleting “, 52A, 58(3) or 61(3)” and inserting instead —

“ or 52A ”.

10. Regulation 86 amended

Regulation 86 is amended by deleting “85(a)” and inserting instead —

“ 85(1)(a) ”.

11. Regulations 91 and 92 inserted

After regulation 90 the following regulations are inserted —

“

91. Expenses of electoral commissioner — s. 2.12A(2)(c)

The expenses of the Electoral Commissioner in connection with a poll conducted under section 2.12A are to be met by the local government to the extent agreed between the Electoral Commissioner and the local government.

92. Declaration and notice of results of poll under section 2.12A

- (1) The RO is to publicly declare the result of a poll under section 2.12A.
- (2) The declaration is to include —
- (a) the question that was voted on; and
 - (b) the answer to that question as determined by the results of the poll.
- (3) The RO is also to give local public notice of the result of the poll (Form 23).

”.

12. Form 8 amended

Form 8 is amended under the heading “Office” by deleting “Inaugural” and inserting instead —

“ Other ”.

13. Form 9 amended

Form 9 is amended under the heading “Office” by deleting “Inaugural” and inserting instead —

“ Other ”.

14. Form 13 amended

Form 13 is amended under the heading “Notes to Form 13” in note 3 by inserting after “Officer” —

“

or, where the Electoral Commissioner has been declared responsible for the conduct of an election, such other contact details as are appropriate

”.

15. Form 14 replaced

Form 14 is repealed and the following form is inserted instead —

“

Form 14. Elector’s Certificate

Local Government (Elections) Regulations 1997, reg 43(1)(e)

Elector’s Certificate

| | | |
|--|---|-------|
| Declaration [Making a false declaration is an offence] | I am the elector to whom a package containing the accompanying ¹ ballot paper envelope was addressed. I declare that the accompanying ¹ ballot paper envelope contains my ballot paper(s) and that I am the person enrolled as: | |
| | Surname: Other names: Address (as enrolled, or claimed to be enrolled): | |
| | Signature: | Date: |

Your vote may not be accepted if this certificate is not signed.

Notes to Form 14**Notes to Returning Officer when preparing elector’s certificate****1 Declaration**

If the elector’s certificate is:

- (a) *attached to the ballot paper envelope, replace “accompanying” with “attached”; or*
- (b) *printed on the return envelope, replace “accompanying” with “enclosed”.*

2 Postal election

If the certificate is sent under regulation 41 (Postal election) the form may be modified by deleting the part requiring the elector to supply his or her name and address.

”

16. **Certain forms amended**

Each form referred to in the Table to this regulation is amended by deleting “Phone numbers (H): (W):” wherever it appears and inserting in each place —

“

Phone numbers (H): (W): (M):

”

Table

Forms 2, 5, 7, 8, 9, 12, 15, 16, 17 and 18.

By Command of the Lieutenant-Governor and deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

STATE ADMINISTRATIVE TRIBUNAL

SD301*

Guardianship and Administration Act 1990

Guardianship and Administration Regulations 2005

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. **Citation**

These regulations are the *Guardianship and Administration Regulations 2005*.

2. **Commencement**

These regulations come into operation on the day on which the *State Administrative Tribunal (Conferral of Jurisdiction)*

Amendment and Repeal Act 2004 Part 2 Division 56 comes into operation or on the day of their publication in the *Gazette*, whichever is the later.

3. Information as to administrator and estate

An administrator must, within 4 weeks of being appointed, provide the Public Trustee with information as to the administrator, the represented person and the estate in a duly completed form approved by the Public Trustee.

Penalty: \$1 000.

4. Examination of accounts

- (1) Unless the Public Trustee otherwise allows, an administrator must lodge with the Public Trustee accounts in relation to an estate administered by the administrator set out in a form approved by the Public Trustee within 4 weeks of the due date approved by the Public Trustee.

Penalty: \$1 000.

- (2) An administrator must retain documents relating to the financial transactions of the estate and submit them to the Public Trustee if so required.

Penalty: \$1 000.

- (3) Unless the Public Trustee otherwise allows, if a person ceases to be the administrator of the estate of a represented person upon —

- (a) the making of an order by the State Administrative Tribunal under the Act; or
- (b) the death of the represented person,

that person must, within 4 weeks of the day on which the order was made or the represented person died, lodge with the Public Trustee accounts in a form approved by the Public Trustee.

Penalty: \$1 000.

5. False or misleading information

A person who provides information under regulation 3 or 4(1) or (3) which the person knows to be false or misleading in a material particular commits an offence.

Penalty: \$1 000.

6. *Guardianship and Administration Regulations 1995* repealed

The *Guardianship and Administration Regulations 1995* are repealed.

By Command of the Lieutenant-Governor and deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

TRANSPORT

TR301*

RAIL FREIGHT SYSTEM ACT 2000

RAIL FREIGHT SYSTEM (S.37 CORRIDOR LAND) ORDER NO. 12/2004

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. 12/2004*.

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 | Land Description |
|----------------------------|------------------------------|------------------------------------|--|
| 1.13.574 | East Perth-Kalgoorlie Line 1 | Plan 01 | Land identified as 'A' and being the portion of Morrison Road that crosses the railway as shown on Deposited Plan 41641. Total area of 1601m ² |
| 2.14.275 | East Perth-Kalgoorlie Line 1 | Plan 01 | Land identified as 'B' and being the portion of Helena Street that crosses the railway as shown on Deposited Plan 41641. Total area of 1231m ² |
| 3.15.255 | East Perth-Kalgoorlie Line 1 | Plan 01 | Land identified as portion of Lloyd Street and being the portion that crosses the railway as shown on Deposited Plan 41641. Total area of 2008m ² |

ALANNAH MacTIERNAN MLA,
Minister for Planning and Infrastructure.

Dated this 31st Day of December 2004.

TR302*

Transport Co-ordination Act 1966

Country Taxi-cars (Fares and Charges) Amendment Regulations 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Country Taxi-cars (Fares and Charges) Amendment Regulations 2005*.

2. The regulations amended

The amendments in these regulations are to Schedule 1 to the *Country Taxi-Cars (Fares and Charges) Regulations 1991**.

[* Reprinted as at 26 April 2000.

For amendments to 23 December 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 392 and Gazette 10 December 2004.*]

3. Part 1 — Goldfields Region amended

Part 1 is amended by deleting the portion of the Part from, and including, the heading “Metered rates” to the end of the Part and inserting instead —

“

Metered rates

| | Flagfall | Distance rate | Detention |
|--|-----------------|----------------------|------------------|
| Tariff 1 | | | |
| Monday to Friday 6 am to 6 pm | \$3.10 | \$1.25/km | \$35.30/hour |
| Tariff 2 | | | |
| All other times | \$4.40 | \$1.25/km | \$35.30/hour |
| Tariff 3 | | | |
| When carrying more than 5 passengers | \$4.40 | \$1.82/km | \$54.70/hour |

Off meter rates**Distance**

(during hiring and for forward or return journey) \$0.80/km

Detention

\$35.30/hour

Other charges**Cleaning**

(when soiled during hiring — for time required to clean) \$35.30/hour

Surcharge

Christmas Day —

midnight to midnight \$3.65

New Year’s Eve —

6 pm New Year’s Eve
to 6 am New Year’s Day \$4.10

”

4. Part 2 — Kalbarri Region amended

Part 2 is amended by deleting the portion of the Part from, and including, the heading “Metered rates” to the end of the Part and inserting instead —

“

Metered rates

| | Flagfall | Distance rate | Detention |
|---|-----------------|----------------------|------------------|
| Tariff 1 Monday to Friday 6 am to 6 pm | \$3.10 | \$1.24/km | \$35.30/hour |
| Tariff 2 All other times | \$4.40 | \$1.24/km | \$35.30/hour |
| Tariff 3 When carrying more than 5 passengers | \$4.40 | \$1.84/km | \$54.70/hour |

Off meter rates**Distance**

(during hiring and for forward or return journey) \$0.75/km

Detention

\$35.30/hour

Other charges**Cleaning**

(when soiled during hiring — for time required to clean) \$35.30/hour

Surcharge

Christmas Day —
midnight to midnight \$3.65

New Year's Eve —
6 pm New Year's Eve
to 6 am New Year's Day \$4.10

5. **Part 3 — Kimberley Region amended**

Part 3 is amended by deleting the portion of the Part from, and including, the heading "Metered rates" to the end of the Part and inserting instead —

Metered rates

| | Flagfall | Distance rate | Detention |
|---|-----------------|----------------------|------------------|
| Tariff 1 Monday to Friday 6 am to 6 pm | \$3.10 | \$1.61/km | \$35.30/hour |
| Tariff 2 All other times | \$4.40 | \$1.61/km | \$35.30/hour |
| Tariff 3 When carrying more than 5 passengers | \$4.40 | \$2.38/km | \$54.70/hour |

Off meter rates**Distance**

(during hiring and for forward or return journey) \$0.92/km

Detention

\$35.30/hour

Other charges**Cleaning**

(when soiled during hiring — for time required to clean) \$35.30/hour

Surcharge

Christmas Day —
midnight to midnight \$3.65

New Year's Eve —
6 pm New Year's Eve
to 6 am New Year's Day \$4.10

”

6. Part 4 — Mid West Region amended

Part 4 is amended by deleting the portion of the Part from, and including, the heading “Metered rates” to the end of the Part and inserting instead —

“

Metered rates

| | Flagfall | Distance rate | Detention |
|---|----------|---------------|--------------|
| Tariff 1 Monday to Friday 6 am to 6 pm | \$3.10 | \$1.22/km | \$35.30/hour |
| Tariff 2 All other times | \$4.40 | \$1.22/km | \$35.30/hour |
| Tariff 3 When carrying more than 5 passengers | \$4.40 | \$1.83/km | \$54.70/hour |

Off meter rates

Distance

(during hiring and for forward or return
journey)

\$0.75/km

Detention

\$35.30/hour

Other charges

Cleaning

(when soiled during hiring — for time
required to clean)

\$35.30/hour

Surcharge

Christmas Day —

midnight to midnight

\$3.65

New Year's Eve —

6 pm New Year's Eve
to 6 am New Year's Day

\$4.10

”

7. Part 5 — Pilbara Region amended

Part 5 is amended by deleting the portion of the Part from, and including, the heading “Metered rates” to the end of the Part and inserting instead —

“

Metered rates

| | Flagfall | Distance rate | Detention |
|---|----------|---------------|--------------|
| Tariff 1 Monday to Friday 6 a.m. to 6 p.m. | \$3.10 | \$1.64/km | \$35.30/hour |
| Tariff 2 All other times | \$4.40 | \$1.64/km | \$35.30/hour |
| Tariff 3 When carrying more than | | | |

| | | | |
|--------------|--------|-----------|--------------|
| 5 passengers | \$4.40 | \$2.44/km | \$54.70/hour |
|--------------|--------|-----------|--------------|

Off meter rates**Distance**

(during hiring and for forward or return journey)

\$0.90/km

Detention

\$35.30/hour

Other charges**Cleaning**

(when soiled during hiring — for time required to clean)

\$35.30/hour

Surcharge

Christmas Day —

midnight to midnight

\$3.65

New Year's Eve —

6 pm New Year's Eve

to 6 am New Year's Day

\$4.10

8. Part 6 — South West Region amended

Part 6 is amended by deleting the portion of the Part from, and including, the heading "Metered rates" to the end of the Part and inserting instead —

Metered rates

| | Flagfall | Distance rate | Detention |
|---|-----------------|----------------------|------------------|
| Tariff 1 Monday to Friday 6 am to 6 pm | \$3.10 | \$1.22/km | \$35.30/hour |
| Tariff 2 All other times | \$4.40 | \$1.22/km | \$35.30/hour |
| Tariff 3 When carrying more than 5 passengers | \$4.40 | \$1.84/km | \$54.70/hour |

Off meter rates**Distance**

(during hiring and for forward or return journey)

\$0.75/km

Detention

\$35.30/hour

Other charges**Cleaning**

(when soiled during hiring — for time required to clean)

\$35.30/hour

Surcharge

Christmas Day —

midnight to midnight

\$3.65

New Year's Eve —

6 pm New Year's Eve

to 6 am New Year's Day

\$4.10

By Command of the Governor,

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

WORKCOVER

WC301*

Workers' Compensation and Injury Management Act 1981

Workers' Compensation and Rehabilitation Amendment Regulations 2005

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Workers' Compensation and Rehabilitation Amendment Regulations 2005*.

2. The regulations amended

The amendments in these regulations are to the *Workers' Compensation and Rehabilitation Regulations 1982*.*

[* Reprint 4 as at 17 April 2003.

For amendments to 11 January 2005 see Western Australian Legislation Information Tables for 2003, Table 4, p. 450, and Gazette 8 April and 26 October and 29 October 2004.]

3. Regulation 1 amended

Regulation 1 is amended by deleting "Rehabilitation" and inserting instead —

“ *Injury Management* ”.

4. Regulation 17 inserted

After regulation 16 the following regulation is inserted —

“

17. Prescribed allowance — clause 11(2)

The Hospital Allowance provided for under the *Western Australian Government Health Services (Australian Liquor, Hospitality and Miscellaneous Union) Agreement 2000*, or under an industrial award made in replacement of that agreement, is prescribed as

an allowance for the purposes of paragraph (c) of the definition of “Amount Aa” in clause 11(2).

”.

5. References to “Executive Director” amended

The regulations are amended by deleting “Executive Director” in each place where it occurs that is specified in the Table to this regulation and inserting instead —

“ chief executive officer ”.

Table

| | |
|---|--|
| r. 10A(b) | r. 19C(1)(a), (4)(a) (in both places), (5) |
| r. 19A (definition of “approved”) | r. 19H(2) |
| r. 19B(1) (in both places), (3) and (4) | r. 19P(1) |

6. References to “Commission” amended

The regulations are amended by deleting “The Commission” or “the Commission” in each place where it occurs that is specified in the Table to this regulation and inserting instead —

“ WorkCover WA ”.

Table

| | |
|-------------------------------------|------------------------|
| r. 13(1), (2) and (3) (in 3 places) | r. 19F(1), (2) and (4) |
| r. 15 | r. 19H(1) |
| r. 19C(8) and (9) | |

7. Appendix I amended

- (1) Appendix I Forms 1 to 28 are amended by deleting “Workers’ Compensation and Rehabilitation Act 1981” in each place where it occurs and inserting instead —

“

Workers’ Compensation and Injury Management Act 1981

”.

- (2) Appendix I Form 2 is amended as follows:

- (a) by deleting “disabled from earning” and inserting instead —

“ less able to earn ”;

- (b) by deleting “cause impairment of his” and inserting instead —

“ adversely affect the worker’s ”;

- (c) by deleting “disablement” and inserting instead —

“ being less able to earn full wages, ”.

- (3) Appendix I Forms 3B, 3C, 3D and 3E are amended by deleting “You may obtain advice from the Workers’ Compensation and Rehabilitation Commission.” in each place where it occurs and inserting instead —
- “ You may obtain advice from WorkCover WA. ”.
- (4) Appendix I Form 5 is amended as follows:
- (a) by deleting “the Workers’ Compensation and Rehabilitation Commission” and inserting instead —
- “ WorkCover WA ”;
- (b) by deleting “(address of Commission)”.
- (5) Appendix I Forms 16 and 17 are amended by deleting “Executive Director, Workers’ Compensation and Rehabilitation Commission.” in each place where it occurs and inserting instead —
- “ Chief executive officer, WorkCover WA. ”.
- (6) Appendix I Forms 19A and 19B are amended by deleting “EXECUTIVE DIRECTOR, WORKERS’ COMPENSATION AND REHABILITATION COMMISSION” in each place where it occurs and inserting instead —
- “ Chief executive officer, WorkCover WA ”.
- (7) Appendix I Form 20 is amended by deleting “WORKERS’ COMPENSATION AND REHABILITATION COMMISSION”.
- (8) Appendix I Form 21 is amended by deleting “EXECUTIVE DIRECTOR WORKERS’ COMPENSATION AND REHABILITATION COMMISSION” and inserting instead —
- “ Chief executive officer, WorkCover WA ”.

8. Appendix II amended

Appendix II is amended by deleting “Workers’ Compensation and Rehabilitation Commission”.

By Command of the Lieutenant-Governor and deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

WC302*

Workers' Compensation and Injury Management Act 1981

Workers' Compensation and Rehabilitation (Scales of Fees) Amendment Regulations 2005

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council, on the recommendation of WorkCover WA, under section 176(1a).

1. Citation

These regulations are the *Workers' Compensation and Rehabilitation (Scales of Fees) Amendment Regulations 2005*.

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 6 January 2005 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 451, and Gazette 9 January, 19 March and 29 October 2004.*]

3. Regulation 3 amended

- (1) Regulation 3 is amended by inserting before "Under" the subregulation designation "(1)".
- (2) At the end of regulation 3 the following subregulation is inserted —

“

- (2) In Schedule 2 Part 2 —

“**metropolitan area**” means the area within a radius of 50 kilometres from the General Post Office at Perth.

”.

4. Regulation 6 amended

Regulation 6 is amended by deleting “\$154.35” and inserting instead —

“ \$159.20 ”.

5. Regulation 7A amended

Regulation 7A is amended by deleting “\$48.85” and inserting instead —

“ \$50.40 ”.

6. Regulation 8 amended

Regulation 8 is amended by deleting “\$115.25” and inserting instead —

“ \$118.85 ”.

7. Schedule 1 amended

- (1) Schedule 1 Part 1 is amended in the item headed “GENERAL PRACTITIONER” by deleting each of the amounts shown in column 1 of the Table to this subregulation, which amounts are shown in the order in which they occur in that Part, and inserting instead the amount shown opposite it in column 2.

Table

| Column 1 | Column 2 |
|-----------------|-----------------------|
| Delete | Insert instead |
| 48.00 | 49.50 |
| 87.70 | 90.45 |
| 134.75 | 138.95 |
| 28.60 | 29.50 |
| 37.40 | 38.55 |
| 72.00 | 74.25 |
| 108.90 | 112.30 |
| 147.70 | 152.30 |
| 36.00 | 37.15 |
| 72.00 | 74.25 |
| 131.10 | 135.20 |
| 203.10 | 209.45 |
| 57.00 | 58.80 |
| 61.85 | 63.80 |
| 96.00 | 99.00 |
| 131.10 | 135.20 |
| 60.00 | 61.90 |
| 82.15 | 84.70 |
| 121.85 | 125.65 |
| 169.85 | 175.15 |
| 72.00 | 74.25 |
| 107.10 | 110.45 |
| 164.30 | 169.45 |
| 240.00 | 247.50 |
| 16.05 | 16.55 |
| 20.05 | 20.70 |

| Column 1 | Column 2 |
|-----------------|-----------------------|
| Delete | Insert instead |
| 41.95 | 43.25 |
| 62.90 | 64.85 |
| 180.55 | 186.20 |
| 3.20 | 3.30 |

- (2) Schedule 1 Part 1 is amended in the item headed “PHYSICIANS, OCCUPATIONAL & REHABILITATION PHYSICIANS” by deleting each of the amounts shown in column 1 of the Table to this subregulation, which amounts are shown in the order in which they occur in that Part, and inserting instead the amount shown opposite it in column 2.

Table

| Column 1 | Column 2 |
|-----------------|-----------------------|
| Delete | Insert instead |
| 182.25 | 187.95 |
| 91.20 | 94.05 |
| 218.25 | 225.10 |
| 125.95 | 129.90 |
| 182.25 | 187.95 |
| 91.20 | 94.05 |
| 218.25 | 225.10 |
| 125.95 | 129.90 |
| 182.25 | 191.05 |
| 91.20 | 94.05 |
| 218.25 | 225.10 |
| 125.95 | 129.90 |
| 23.85 | 24.60 |
| 29.50 | 30.40 |
| 61.65 | 63.60 |
| 93.15 | 96.05 |
| 267.65 | 276.05 |
| 3.20 | 3.30 |

- (3) Schedule 1 Part 1 is amended in the item headed “CONSULTANT PSYCHIATRISTS” by deleting each of the amounts shown in column 1 of the Table to this subregulation, which amounts are shown in the order in which they occur in that Part, and inserting instead the amount shown opposite it in column 2.

Table

| Column 1 | Column 2 |
|-----------------|-----------------------|
| Delete | Insert instead |
| 53.50 | 55.15 |
| 106.65 | 110.00 |
| 159.75 | 164.75 |

| Column 1 | Column 2 |
|-----------------|-----------------------|
| Delete | Insert instead |
| 213.75 | 220.45 |
| 241.90 | 249.45 |
| 269.95 | 278.40 |
| 87.80 | 90.55 |
| 141.75 | 146.20 |
| 193.50 | 199.55 |
| 247.50 | 255.25 |
| 298.15 | 307.50 |
| 70.90 | 73.10 |
| 154.85 | 159.70 |
| 267.65 | 276.05 |
| 3.20 | 3.30 |

- (4) Schedule 1 Part 1 is amended in the item headed “SPECIALISTS” by deleting each of the amounts shown in column 1 of the Table to this subregulation, which amounts are shown in the order in which they occur in that Part, and inserting instead the amount shown opposite it in column 2.

Table

| Column 1 | Column 2 |
|-----------------|-----------------------|
| Delete | Insert instead |
| 103.60 | 106.85 |
| 54.05 | 55.75 |
| 139.70 | 144.05 |
| 89.00 | 91.80 |
| 103.60 | 106.85 |
| 54.05 | 55.75 |
| 139.50 | 143.85 |
| 88.85 | 91.65 |
| 23.85 | 24.60 |
| 29.50 | 30.40 |
| 61.65 | 63.60 |
| 93.15 | 96.05 |
| 267.65 | 276.05 |
| 3.20 | 3.30 |

- (5) Schedule 1 Part 1 is amended in the item headed “ANAESTHETISTS” by deleting “\$33.10” and inserting instead —
“ \$34.15 ”.
- (6) Schedule 1 Part 2 is amended by deleting each of the amounts shown in column 1 of the Table to this subregulation, which amounts are shown in the order in which they occur in that Part, and inserting instead the amount shown opposite it in column 2.

Table

| Column 1 | Column 2 |
|-----------------|-----------------------|
| Delete | Insert instead |
| 40.00 | 41.25 |
| 113.90 | 117.45 |
| 69.00 | 71.15 |
| 241.00 | 248.55 |
| 113.90 | 117.45 |
| 53.15 | 54.80 |
| 214.70 | 221.40 |
| 284.75 | 293.65 |
| 92.00 | 94.90 |
| 122.70 | 126.55 |
| 76.70 | 79.10 |
| 90.95 | 93.80 |
| 184.05 | 189.80 |
| 102.35 | 105.55 |
| 366.95 | 378.45 |
| 181.80 | 187.50 |
| 122.70 | 126.55 |
| 164.30 | 169.45 |
| 138.00 | 142.30 |
| 184.05 | 189.80 |
| 214.70 | 221.40 |
| 284.75 | 293.65 |
| 76.70 | 79.10 |
| 101.85 | 105.05 |
| 33.40 | 34.45 |
| 148.95 | 153.60 |
| 416.20 | 429.25 |
| 107.35 | 110.70 |
| 107.35 | 110.70 |
| 109.50 | 112.95 |
| 138.00 | 142.30 |
| 159.95 | 164.95 |
| 184.05 | 189.80 |
| 230.00 | 237.20 |
| 208.10 | 214.60 |
| 235.45 | 242.80 |
| 273.80 | 282.35 |
| 344.95 | 355.75 |
| 273.80 | 282.35 |
| 323.05 | 333.15 |
| 366.95 | 378.45 |
| 460.00 | 474.40 |

| Column 1 | Column 2 |
|-----------------|-----------------------|
| Delete | Insert instead |
| 273.80 | 282.35 |
| 323.05 | 333.15 |
| 366.95 | 378.45 |
| 460.00 | 474.40 |
| 613.30 | 632.50 |
| 273.80 | 282.35 |
| 383.30 | 395.30 |
| 153.35 | 158.15 |
| 306.65 | 316.25 |
| 613.30 | 632.50 |
| 460.00 | 474.40 |
| 613.30 | 632.50 |
| 70.15 | 72.35 |
| 553.10 | 570.40 |
| 733.75 | 756.70 |
| 919.95 | 948.75 |
| 1 232.05 | 1 270.60 |
| 109.50 | 112.95 |
| 166.45 | 171.65 |
| 166.45 | 171.65 |
| 284.75 | 293.65 |
| 83.25 | 85.85 |
| 124.85 | 128.75 |
| 124.85 | 128.75 |
| 273.80 | 282.35 |
| 416.20 | 429.25 |
| 481.85 | 496.95 |
| 815.85 | 841.40 |
| 1 620.80 | 1 671.55 |
| 219.00 | 225.85 |
| 328.55 | 338.85 |
| 443.55 | 457.45 |
| 553.10 | 570.40 |
| 662.60 | 683.35 |
| 258.50 | 266.60 |
| 481.85 | 496.95 |
| 416.20 | 429.25 |
| 711.85 | 734.15 |
| 1 002.00 | 1 033.35 |
| \$138.00 | \$142.30 |
| \$83.25 | \$85.85 |

8. Schedule 2 amended

- (1) Schedule 2 Part 1 is amended by deleting each of the amounts shown in column 1 of the Table to this subregulation, which amounts are shown in the order in which they occur in that Part, and inserting instead the amount shown opposite it in column 2.

Table

| Column 1 Delete | Column 2 Insert instead |
|----------------------------------|--|
| 53.50 | 55.15 |
| 42.95 | 44.30 |
| 54.30 | 56.00 |
| 72.30 | 74.55 |
| 13.25 | 13.65 |
| 121.55 | 125.35 |
| 53.50 | 55.15 |
| 0.62 | 0.64 |

- (2) Schedule 2 Part 2 is amended as follows:

(a) by deleting item 14 and inserting instead —

“

| | |
|--------------------------------------|---|
| 14. Travel, within metropolitan area | 31.35 per journey to a venue (If a physiotherapist consults with more than one worker before leaving a venue, the fee for the journey to the venue is to be apportioned equally between the workers.) |
|--------------------------------------|---|

”

- (b) by deleting the amounts and words shown in column 1 of the Table to this subregulation, which amounts and words are shown in the order in which they occur in that Part, and inserting instead the amount, and words if any, shown opposite in column 2.

Table

| Column 1 Delete | Column 2 Insert instead |
|--|---|
| \$117.50 maximum amount chargeable per session (for a session of one hour or more) | \$125.75 per hour, total fee not to exceed \$251.50 |

| Column 1 | Column 2 |
|-----------------|-----------------------|
| Delete | Insert instead |
| 51.70 | 55.35 |
| 41.50 | 44.45 |
| 41.50 | 44.45 |

- (c) after item 14 by deleting the italicised text beginning with “[Notes:” and ending with “program.]”.

9. Schedule 3 amended

Schedule 3 is amended by deleting each of the amounts shown in column 1 of the Table to this subregulation, which amounts are shown in the order in which they occur and inserting instead the amount shown opposite it in column 2.

Table

| Column 1 | Column 2 |
|-----------------|-----------------------|
| Delete | Insert instead |
| 42.30 | 43.60 |
| 35.30 | 36.40 |
| 84.00 | 86.65 |
| 126.10 | 130.05 |
| 0.60 | 0.62 |

10. Schedule 4 amended

Schedule 4 is amended by deleting each of the amounts shown in column 1 of the Table to this subregulation, which amounts are shown in the order in which they occur and inserting instead the amount shown opposite it in column 2.

Table

| Column 1 | Column 2 |
|-----------------|-----------------------|
| Delete | Insert instead |
| 18.30 | 18.85 |
| 36.60 | 37.75 |
| 60.30 | 62.20 |
| 90.45 | 93.30 |
| 120.60 | 124.35 |
| 39.60 | 40.85 |

11. Schedule 5 amended

Schedule 5 is amended by deleting each of the amounts shown in column 1 of the Table to this subregulation, which amounts are shown in the order in which they occur and inserting instead the amount shown opposite it in column 2.

Table

| Column 1 | Column 2 |
|-----------------|-----------------------|
| Delete | Insert instead |
| 111.40 | 114.90 |
| 144.40 | 148.90 |
| 48.70 | 50.20 |
| 63.10 | 65.10 |
| 85.25 | 87.90 |

Recommended by WorkCover WA on the 9th day of November 2004.

The common seal of)
WorkerCover WA) LS

ANTHONY COOKE.

MARIA KAKULAS.

By Command of the Lieutenant-Governor and deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

— PART 2 —

COMMUNITY DEVELOPMENT

CX401

ADOPTION ACT 1994

CONTACT AND MEDIATION AGENCY LICENCE

I, Jane Brazier, Director General for Community Development, issue the following person with a licence to act as a Contact and Mediation Agency under Section 105 and 106 of the Adoption Act 1994 and subject to the Adoption Regulations and Code of Practice 1995 for a period of three years—

Isabel Maria Andrews
91 Hensman Road
Subiaco WA 6008

Dated this 13th day of January 2005.

JANE BRAZIER, Director General,
Department for Community Development.

CONSERVATION

CO401*

CONSERVATION AND LAND MANAGEMENT ACT 1984

CONSERVATION AND LAND MANAGEMENT (REVOCATION OF STATE FOREST)
ORDER (NO. 1) 2005

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council under section 9(2) of the *Conservation and Land Management Act 1984*.

1. Citation

This order may be cited as the *Conservation and Land Management (Revocation of State Forest) Order (No.1) 2005*.

2. Background to this order

(1) Under section 9(2) of the Act a proposal dated 11 November 2003 that, among other things, an area of 18.6549 hectares be revoked from State Forest No. 15 was laid before both Houses of Parliament.

(2) Resolutions that the proposal referred to in subclause (1) be carried out were passed by the Legislative Assembly on 3 December 2003 and by the Legislative Council on 1 April 2004.

(3) The land referred to in subclause (1) has recently been re-surveyed and is now described in Schedule 1. This re-survey has resulted in a reduction of the area involved.

3. Portion of State Forest No. 15 revoked

The land described in Schedule 1 is declared to be no longer State forest.

Schedule 1—Land no longer State Forest No. 15

All that portion of land situated about 4 kilometres north-east of Harvey and being the whole of Lots 3004 and 3005, excluding Lots 3001 and 3002 respectively, as surveyed and shown on Deposited Plan 38418.

| | | |
|--------|-------------------------------|---------------------------------|
| Areas: | Lot 3004 (excluding Lot 3001) | 14.1926 hectares. |
| | Lot 3005 (excluding Lot 3002) | 1.4295 hectares. |
| | TOTAL | <u>15.6221 hectares.</u> |

On Department of Land Information Plan: BG31(10) 4.5.

By Command of the Lieutenant-Governor and deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

CO402*

CONSERVATION AND LAND MANAGEMENT ACT 1984
CONSERVATION AND LAND MANAGEMENT (REVOCAION OF STATE FOREST)
ORDER (NO. 2) 2005

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council under section 9(2) of the Conservation and Land Management Act 1984.

1. Citation

This order may be cited as the *Conservation and Land Management (Revocation of State Forest) Order (No. 2) 2005*.

2. Background to this order

(1) In accordance with section 9(2) of the Act, a proposal dated 12 October 2004 that, among other things, several areas (about 57.5 hectares in total) be revoked from State Forest Nos. 14, 20, 21, 26, 30, 33, 35, 39, 58 and 65 was laid before both Houses of Parliament.

(2) Resolutions that the proposal referred to in sub-clause (1) be carried out were passed by the Legislative Assembly on 9 November 2004 and by the Legislative Council on 1 December 2004.

(3) The lands referred to in sub-clause (1) have been surveyed and are now described in Schedules 1 - 10. These lands fall within the Shires of Bridgetown-Greenbushes, Collie, Donnybrook-Balingup, Gingin, Manjimup, Nannup and Waroona and are required to formally widen, realign or dedicate several existing roads.

3. Portions of State Forest Nos. 14, 20, 21, 26, 30, 33, 35, 39, 58 and 65 revoked

The lands described in Schedules 1-10 are declared to be no longer State forest.

Schedule 1—Land no longer part of State Forest No. 14

Sub-Schedule A: Realign Part of Nanga Brook Road

Lot 2187 (4 severances) on Deposited Plan 221068 3.2400 hectares

On Department of Land Information Plan: Hamel (25) NE.

Sub-Schedule B: Dedicate Part of Nanga Brook Road

Lot 2289 (5 severances) on Deposited Plan 26031 2.3104 hectares

Lot 2290 on Deposited Plan 26032 7.0282 hectares

Lot 2190 on Deposited Plan 26033 8.8772 hectares

Lot 2189 on Deposited Plan 26034 6.8616 hectares

Lot 2292 on Deposited Plan 26035 6.0218 hectares

Total 31.0992 hectares

On Department of Land Information Plans: Hamel (25) NE and Nanga (25) NW.

Sub-Schedule C: Provision of Dedicated Access to Murray Location 183

Part of Lot 300 on Deposited Plan 42642 1.2732 hectares

On Department of Land Information Plan: Nanga (25) NW.

Schedule 2—Land no longer part of State Forest No. 20

Realignment of Greenbushes-Grimwade Road

Lots 13733 and 13734 on Deposited Plan 28825 0.3429 hectares

On Department of Land Information Plan: BG29 (2) 26.17.

Schedule 3—Land no longer part of State Forest No. 21

Provision of Dedicated Access to Wellington Location 1901

Lot 300 on Deposited Plan 42277 0.3872 hectares

On Department of Land Information Plan: Donnybrook (25) SW.

Schedule 4—Land no longer part of State Forest No. 21

Provision of Dedicated Access to Wellington Location 2084

Lot 6270 on Deposited Plan 39293 0.0422 hectares

On Department of Land Information Plan: Donnybrook (25) SW.

Schedule 5—Land no longer part of State Forest No. 26

Realignment of Oxley Road

Lot 6226 on Deposited Plan 35565 0.2144 hectares

On Department of Land Information Plan: Collie (25) SE.

Schedule 6—Land no longer part of State Forest No. 30

Provision of Dedicated Access to Nelson Location 1997

Lot 13558 on Deposited Plan 220248 3.3646 hectares

On Department of Land Information Plans: BG29 (2) 32.08 and Bridgetown (25) SE.

Schedule 7—Land no longer part of State Forest No. 33

Provision of Dedicated Access to Nelson Locations 6411 and 6412

Lot 13807 on Deposited Plan 40828

0.4146 hectares

On Department of Land Information Plan: BG28 (10) 2.8.

Schedule 8—Land no longer part of State Forest No. 39

Widening of Pemberton-Northcliffe Road

Lot 13806 (road widening) on Deposited Plan 34910

0.0678 hectares

On Department of Land Information Plan: Pemberton (25) SW.

Schedule 9—Land no longer part of State Forest Nos. 35 and 58

Realignment of Vasse Highway

Sub-Schedule A: State Forest No. 35

Lot 13635 on Deposited Plan 192559

0.3205 hectares

Lot 13636 on Deposited Plan 192560

0.4642 hectares

Lot 13637 on Deposited Plan 192561

0.5341 hectares

Lot 13640 on Deposited Plan 219113

0.6589 hectares

Lot 13643 on Deposited Plan 219112

0.3286 hectares

Lot 13644 on Deposited Plan 219111

0.1648 hectares

Total 2.4711 hectares

On Department of Land Information Plans: Carlotta Brook (25) SW and Charnwood (25) NW.

Sub-Schedule B: State Forest No. 58

Lot 13631 on Deposited Plan 192555

0.0100 hectares

Lot 13633 on Deposited Plan 192557

0.0039 hectares

Lot 13638 on Deposited Plan 219114

1.0693 hectares

Lot 13641 on Deposited Plan 219113

3.0135 hectares

Lot 13642 on Deposited Plan 219112

1.5537 hectares

Lot 13645 on Deposited Plan 219111

4.4560 hectares

Lot 13653 on Deposited Plan 219106

0.6467 hectares

Total 10.7531 hectares

On Department of Land Information Plans: Carlotta Brook (25) NW and SW and Charnwood (25) NW.

Schedule 10—Land no longer part of State Forest No. 65

Extension of Quin Road

Lot 15327 on Deposited Plan 39841

3.8956 hectares

On Department of Land Information Plan: Moore River (25) NE.

By Command of the Lieutenant-Governor and deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.

CONSUMER AND EMPLOYMENT PROTECTION

CE401

COMPANIES (CO-OPERATIVE) ACT 1943

(Section 296(3))

COMPANIES TO BE STRUCK OFF REGISTER

Notice is hereby given that at the expiration of three months from the date hereof the name of the undermentioned Co-operative Company will, unless cause is shown to the contrary, be struck off the register and the company will be dissolved.

Pindar Tardun Farmers Co-operative Limited

Dated this 17th day of January 2005.

DENIS M. BLAKEWAY, for the Commissioner for Fair Trading.

EDUCATION

ED401

MURDOCH UNIVERSITY ACT 1973

AMENDMENT TO STATUTES

It is hereby notified that the Governor in Executive Council, acting under the provisions of Section 25 of the *Murdoch University Act 1973*, has approved amendments to Statute No. 24—*Research and Development Board* as set out in the attached schedule.

ALAN CARPENTER, MLA, Minister for Education and Training.

ROD SPENCER, Clerk of the Executive Council.

—————

The proposed amendment of Statute No. 24 as set out in the Schedule has been approved and ratified by an absolute majority of the members of the Senate in accordance with Section 25(1) of the Murdoch University Act 1973.

The University has sealed this document in accordance with Senate Resolution S/54/2004.

Dated 23 November 2004.

GEOFFREY BOLTON, Chancellor.
JOHN PEASE, General Counsel.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

—————

Schedule

Statute No. 24—Research and Development Board

- 5.(d) delete “Office of Research Management” and in its place insert “Division of Research and Development”.
- 5.(e) renumber as (f), and insert—
 - (e) the Chair of any Board standing committee (*ex officio*);
- 6.(2) delete “A member” and in its place insert “An appointed member”.
- 6.(4) delete

ENVIRONMENT

EV401*

ENVIRONMENTAL PROTECTION ACT 1986REVIEW OF THE ENVIRONMENTAL PROTECTION (SWAN AND
CANNING RIVERS) POLICY 1998

In accordance with section 36(1)(b) of the *Environmental Protection Act 1986*, the Minister for the Environment directs the Environmental Protection Authority to defer the commencement of the review of the *Environmental Protection (Swan and Canning Rivers) Policy 1998* until proclamation of the Swan and Canning Rivers Management Bill 2005. This is because it is intended that the new legislation will encompass the objectives of the Policy. This direction is in effect until 31 December 2008.

For further enquiries telephone Ms Julie Tilleke in the Perth Office (Department of Environment) on 9222 7000).

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994**PROHIBITION ON FISHING FOR ROCK LOBSTER (CAPE NATURALISTE TO
CAPE LEEUWIN) ORDER 2005**

Order No.1 of 2005

FD 1620/98 [679]

Made by the Minister under section 43.

1. Citation

This order may be cited as the *Prohibition on Fishing for Rock Lobster (Cape Naturaliste to Cape Leeuwin) Order 2005*.

2. Interpretation

In this order—

“length” means, in relation to a boat, the length as determined in accordance with regulations made under the *Western Australian Marine Act 1982*, expressed in metres to 1 decimal point (with an amount of 0.05 metres or more being rounded upwards to the next 0.1 of a metre).

3. Prohibition on fishing

A person must not fish for rock lobster in any of the waters described in the Schedule with the use of a boat greater than 8 metres in length.

4. Revocation

The *Prohibition on Fishing for Rock Lobster (Gnarabup, Hamelin Bay and Cowaramup Bay) Order 2004* published in the Gazette of 21 May 2004 at p 1725 is revoked.

Schedule**1. Windmills**

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 33° 33.440' south latitude; thence west along the parallel to the intersection of 115° 00.405' east longitude; thence north by west along the geodesic to the intersection of 33° 31.965' south latitude and 115° 00.033' east longitude; thence east along the parallel to the intersection of the high water mark on the coastline; thence generally southerly along the high water mark to the commencement point.

2. Three Bears

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 33° 35.615' south latitude; thence west along the parallel to the intersection of 115° 00.810' east longitude; thence north by west along the geodesic to the intersection of 33° 34.337' south latitude and 115° 00.417' east longitude; thence east along the parallel to the intersection of the high water mark on the coastline; thence generally southerly along the high water mark to the commencement point.

3. Yallingup

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 33° 38.463' south latitude; thence west along the parallel to the intersection of 115° 01.153' east longitude; thence north by west along the geodesic to the intersection of 33° 38.095' south latitude and 115° 01.043' east longitude; thence east by north along the geodesic to the intersection of 33° 37.998' south latitude and 115° 01.488' east longitude; thence northerly along the geodesic to the intersection of 33° 37.553' south latitude and 115° 01.495' east longitude; thence east along the parallel to the intersection of the high water mark on the coastline; thence generally southerly and south westerly along the high water mark to the commencement point.

4. Moses Rocks

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 33° 45.630' south latitude; thence west along the parallel to the intersection of 114° 59.186' east longitude; thence northerly along the geodesic to the intersection of 33° 45.433' south latitude and 114° 59.222' east longitude; thence east along the parallel to the intersection of the high water mark on the coastline; thence generally southerly along the high water mark to the commencement point.

5. Goannas

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 33° 45.908' south latitude; thence west along the parallel to the intersection of 114° 59.215' east longitude; thence northerly along the geodesic to the intersection of 33° 45.842' south latitude and 114° 59.205' east longitude; thence north east by east along the geodesic to the intersection of the high water mark on the coastline and 33° 45.770' south latitude; thence generally southerly along the high water mark to the commencement point.

6. Moses Beach

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 33° 46.635' south latitude; thence west along the parallel to the intersection of 114° 59.508' east longitude; thence north north west along the geodesic to the intersection of 33° 46.187' south latitude

and 114° 59.324' east longitude; thence east along the parallel to the intersection of the high water mark on the coastline; thence generally southerly along the high water mark to the commencement point.

7. Gallows

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 33° 49.343' south latitude; thence west along the parallel to the intersection of 114° 59.499' east longitude; thence north north east along the geodesic to the intersection of 33° 49.143' south latitude and 114° 59.600' east longitude; thence east along the parallel to the intersection of the high water mark; thence generally southerly along the high water mark to the commencement point.

8. Guillotine

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 33° 49.718' south latitude; thence west along the parallel to the intersection of 114° 59.455' east longitude; thence north by east along the geodesic to the intersection of 33° 49.538' south latitude and 114° 59.497' east longitude; thence east along the parallel to the intersection of the high water mark on the coastline; thence generally southerly along the high water mark to the commencement point.

9. Cowaramup Bay

All waters bounded by a line commencing at the intersection of the high water mark on the western side of Cowaramup Point and 33° 51.830' south latitude; thence north west by north along the geodesic to the intersection of 33° 51.700' south latitude and 114° 58.440' east longitude; thence north east by east along the geodesic to the intersection of 33° 51.350' south latitude and 114° 59.000' east longitude; thence south east by south along the geodesic to the intersection of the high water mark on the western side of North Point and 33° 51.440' south latitude; thence generally southerly along the high water mark to the commencement point.

10. Thunder Bay

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 33° 52.475' south latitude; thence west along the parallel to the intersection of 114° 58.620' east longitude; thence north by west along the geodesic to the intersection of 33° 52.102' south latitude and 114° 58.508' east longitude; thence east along the parallel to the intersection of the high water mark on the coastline; thence generally southerly along the high water mark to the commencement point.

11. Lefthanders

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 33° 53.280' south latitude; thence west along the parallel to the intersection of 114° 58.868' east longitude; thence northerly along the geodesic to the intersection of 33° 53.030' south latitude and 114° 58.842' east longitude; thence east along the parallel to the intersection of the high water mark on the coastline; thence generally southerly along the high water mark to the commencement point.

12. Ellensbrook

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 33° 54.118' south latitude; thence west along the parallel to the intersection of 114° 58.966' east longitude; thence northerly along the geodesic to the intersection of 33° 53.918' south latitude and 114° 58.944' east longitude; thence east along the parallel to the intersection of the high water mark on the coastline; thence generally southerly along the high water mark to the commencement point.

13. Margaret River—Boodjidup Beach

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 33° 00.755' south latitude; thence north west along the geodesic to the intersection of 33° 59.680' south latitude and 114° 58.652' east longitude; thence northerly along the geodesic to the intersection of 33° 57.962' south latitude and 114° 58.477' east longitude; thence east along the parallel to the intersection of the high water mark on the coastline; thence generally southerly along the high water mark to the commencement point.

14. Redgate

All waters bounded by a line commencing at the intersection of the high water mark on the coastline and 34° 02.742' south latitude; thence west along the parallel to the intersection of 114° 59.952' east longitude; thence north by west along the geodesic to the intersection of 34° 02.548' south latitude and 114° 59.887' east longitude; thence north east by east along the geodesic to the intersection of the high water mark on the coastline and 34° 02.500' south latitude; thence generally southerly along the high water mark to the commencement point.

15. Hamelin Bay

All waters bounded by a line commencing at the intersection of the high water mark on the coastline of the mainland and 34° 13.443' south latitude; thence westerly along the geodesic to the intersection of 34° 13.495' south latitude and 115° 00.900' east longitude; thence north north west along the geodesic to the intersection of 34° 13.215' south latitude and 115° 00.790' east longitude; thence north east by east along the geodesic to the intersection of 34° 12.953' south latitude and 115° 01.210' east longitude; thence south east by east along the geodesic to the intersection of the high water mark on the coastline of the mainland and 34° 13.234' south latitude; thence generally south westerly and south easterly along the high water mark to the commencement point.

Dated this 14th day of January 2005.

KIM CHANCE, Minister for Agriculture, Forestry and Fisheries.

FI402

FISH RESOURCES MANAGEMENT ACT 1994
PROHIBITION ON FISHING FOR CRABS (GEOGRAPHE BAY) ORDER 2005
Order No. 2 of 2005

FD 1620/98 [680]

Made by the Minister under section 43.

1. CitationThis order may be cited as the *Prohibition on Fishing for Crabs (Geographe Bay) Order 2005*.**2. Interpretation**

In this order—

“crabs” means all fish of that common name described by the scientific classifications *Portunus* spp., *Scylla* spp. and *Ovalipes* spp;

“South West Trawl Managed Fishery” means the fishery to which the *South West Trawl Management Plan 1989* relates.

3. Prohibition on fishing for crabs

A person must not fish for crabs for a commercial purpose in the waters described in the Schedule.

4. Exception

Clause 3 does not apply to a person fishing for a commercial purpose in the waters of the South West Trawl Managed Fishery under the authority of a managed fishery licence that authorises fishing in that Fishery.

5. RevocationThe *Prohibition on Commercial Fishing for Crabs (Geographe Bay) Order 1999* published in the Gazette of 4 June 1999 at p. 2282 is revoked.

Schedule

All the waters of Geographe Bay lying south of a line commencing at the intersection of 33° 31.800' south latitude and 115° 00.260' east longitude (north west tip of Cape Naturaliste); thence east north east along the geodesis to the intersection of 33° 18.074' south latitude and 115° 38.765' east longitude (McKenna Point Lighthouse).

Dated this 14th day of January 2005.

KIM CHANCE, Minister for Agriculture, Forestry and Fisheries.

HERITAGE

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

Chapel of St Michael and All Angels at 31 Lawley Crescent, Mount Lawley; That ptn of Lot 19 on DP 34098 being pt of the land contained in C/T V 1623 F 1000 & ptn of Lot 18 on DP 34098 being pt of the land contained in C/T V 1697 F 951 together as defined in HCWA Drawing No 2430 prepared by Steffanoni Ewing and Cruickshank Pty Ltd.

Chittering Road Board Office (fmr) at Great Northern Highway, cnr Teatree Road, Chittering; Lot 75 on P 1705 being the whole of the land contained in C/T V 1454 F 806.

Ord & Bateman Street Precinct at 10-24 Ord Street; 8-14 Knutsford Street; and 1-9 Bateman Street, Fremantle; Lot 12 on P 304 being the whole of the land in C/T V 1241 F 67. Lot 14 on P 304 being the whole of the land in C/T V 1369 F 693. Lot 16 on P 304 being the whole of the land in C/T V 1102 F 79. Lot 18 on P 304 being the whole of the land in C/T V 1733 F 89. Lot 20 on P 304 being the whole of the land in C/T V 1897 F 651. Lot 3 on D 2151 being the whole of the land in C/T V 1936 F 912. Lot 2 on D 2151 being the whole of the land in C/T V 1606 F 287. Lot 1 on D 2151 being the whole of the land in C/T V 1733 F 29. Lot 60 on D 94821 being the whole of the land in C/T V 2123 F 598. Lots 6 & 7 on D 2151 being the whole of the land in C/T V 1619 F 954. Lot 8 on D 2151 being the whole of the land in C/T V 1768 F 170. Lot 21 on P 304 being the whole of the land in C/T V 1394 F 41. Lot 19 on P 304 being the whole of the land in C/T V 1726 F 748. Lot 17 on P 304 being the whole

of the land in C/T V 1360 F 310. Lot 15 on P 304 being the whole of the land in C/T V 1030 F 95. Lot 13 on P 304 being the whole of the land in C/T V 1003 F 924.

Yardarino School (ruin) at Short Street, Yardarino; Lot 30 on DP 157756 being Res 47053 & being the whole of the land contained in CLT V 3127 F 591.

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 4 March 2005. The places will be entered in the Register on an interim basis with effect from today.

Schedule 2

Description of Place

Koogereena Homestead at Kojarena Road South, Kojarena; Ptn of Victoria Loc 2177 being pt of the land contained in C/T V 1810 F 565, ptn of Lot 130 on DP 231547 being pt of the land contained in C/T V 830 F 31, & ptn of Victoria Loc 1042 & the whole of Victoria Loc 2178 together being pt of the land contained in C/T V 1324 F 163 as defined in HCWA Drawing No. 13930 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Watermark Kilns, Northcliffe at Karri Hill Road, Northcliffe; Ptn of Lot 12152 on DP 206303 being pt of the land contained in C/T V 1556 F 196 as defined in HCWA Drawing No. 16654 prepared by Midland Survey Services

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 4 March 2005. 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

Chauncy's Cairn located North of Cobb Road, Chidlow State Forest; That ptn of Res 6203 & being pt of State Forest 13 as is defined in HCWA Drawing No 8565 prepared by Cadgraphics WA.

Perth Government Stores (fmr) at 70-74 Murray Street, Perth; Lot 790 on DP 187357, being Res 30365 & being the whole of the land contained in CLT V 3062 F 623.

21 January 2005.

(sgd) IAN BAXTER, Director,
Office of the Heritage Council of W.A.
108 Adelaide Terrace East Perth WA 6004.

JUSTICE

JU401*

PRISONS ACT 1981

PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Director General of the Department of Justice has revoked the following Permit to do High-Level Security Work—

| Surname | Other Names | Permit No. | Revocation Date |
|---------|--------------------|------------|-----------------|
| Giles | Cynthis Helen | AP0061 | |
| Drage | Leon C Vactor | AP0161 | |
| Power | Jennifer Joy | AP0113 | |
| Purser | Troy Peter Charles | AP0245 | |
| Wachmer | Graeme Alexander | AP0157 | |

This notice is published under section 15P of the *Prisons Act 1981*.

Dated 19 January 2005.

BRIAN LAWRENCE, Manager, Prison Services Contracts.

LOCAL GOVERNMENT

LG401

BUSH FIRES ACT 1954**BUSH FIRE CONTROL OFFICERS***Shire of East Pilbara*

The following have been appointed as Bush Fire Control Officers for the Shire of East Pilbara in accordance with Section 38 of the Bush Fires Act 1954—

| | |
|------------------|--|
| Paul Dickson | Chief Bush Fire Control Officer |
| Michael Starling | Deputy Chief Bush Fire Control Officer |
| Ray Bonner | Bush Fire Control Officer |
| Raelene Meares | Bush Fire Control Officer |
| Werner Schill | Bush Fire Control Officer |
| Jenny Harris | Bush Fire Control Officer |
| Jad Vidler | Bush Fire Control Officer |

All previous appointments are hereby cancelled.

ALLEN COOPER, Chief Executive Officer.

LG402*

LOCAL GOVERNMENT ACT 1995*City of Albany*

(Basis of Rates)

Department of Local Government
and Regional Development
18 January 2005

DLGRD: AL5-4

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government and Regional Development under delegation from the Hon Ljiljanna Ravlich MLC, Minister for Local Government and Regional Development being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be gross rental value for the purposes of rating with effect from 21 January 2005.

CHERYL GWILLIAM, Director General.

 Schedule
ADDITIONS TO GROSS RENTAL VALUE AREA

City of Albany

All that portion of land being Lot 9501 as shown on Deposited Plan 36637.

LG403*

LOCAL GOVERNMENT ACT 1995*Shire of Capel*

(Basis of Rates)

Department of Local Government
and Regional Development
18 January 2005

DLGRD: CP5-4#4

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government and Regional Development under delegation from the Hon Ljiljanna Ravlich MLC, Minister for Local Government and Regional Development being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the

schedule hereunder shall be gross rental value for the purposes of rating with effect from 16 December 2004.

CHERYL GWILLIAM, Director General.

—————
Schedule

ADDITIONS TO GROSS RENTAL VALUE AREA

Shire of Capel

All those portions of land being Lot 1110, Lot 1111, Lots 1121 to 1128 inclusive, Lots 1136 to 1141 inclusive, Lots 1150 to 1153 inclusive, Lots 1164 to 1166 inclusive and Lot 8005 as shown on Deposited Plan 42107.

MARINE/MARITIME

MX401*

WESTERN AUSTRALIAN MARINE ACT 1982

NAVIGABLE WATERS REGULATIONS

RESTRICTED SPEED AREAS—ALL VESSELS

Closure of Waters—All Vessels

Prohibited Swimming Area

Department for Planning and Infrastructure
Fremantle WA, 21 January 2005.

Acting pursuant to the powers conferred by Section 66 and 67 of the Western Australian Marine Act 1982, and Regulation 10A(b) of the Navigable Waters Regulations, the Department by this notice closes the waters of Perth Waters between the Narrows Bridge and Heirison Island and limits the speed of motor vessels to that of 8 knots, and prohibits bathing or swimming within the following area and during the following times—

PORT OF PERTH—SWAN RIVER

All the waters of the Swan River commencing at Quarry Point; thence due east to the Quarry Starboard Navigation Marker, then north east to Mill Point and extending upstream to the Causeway Bridge.

Providing however that this speed restriction and prohibited bathing shall only apply between the hours of 1500 and 2200 on Wednesday 26 January 2005 and is not applicable to those bona fide vessels or persons involved in approved aquatic events or associated with the Lotto Skyworks 2005.

Furthermore, that the Closure of Waters will only apply between the hours of 1700 and 2030 on Wednesday 26 January 2005 and is not applicable to those bona fide vessels or persons involved in approved aquatic events or associated with the Lotto Skyworks 2005.

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

MX402*

WESTERN AUSTRALIAN MARINE ACT 1982

NAVIGABLE WATERS REGULATIONS

PROHIBITION OF FREESTYLE DRIVING—PERSONAL WATERCRAFT

Department for Planning and Infrastructure
Fremantle WA, 21 January 2005.

Acting pursuant to the powers conferred by Section 66 paragraph (b) of the Western Australian Marine Act 1982, and Regulation 50A(1)(b) of the Navigable Waters Regulations, the Department by this notice revokes sub paragraph (1) of the notice published in the *Government Gazette* on 03 December 1999 relating to the Narrows—Personal Watercraft Freestyle Driving Area.

Providing that this revocation will apply only on Wednesday 26 January 2005 between the hours of 1500 and 2200 for the purpose of spectator craft mooring during Lotto Skyworks 2005.

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

MX403*

**WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS**

CLOSURE

Belmont Water Ski Area

Department for Planning and Infrastructure
Fremantle WA, 21 January 2005.

Acting pursuant to the powers conferred by Regulation 48A of the Navigable Waters Regulations, the Department by this notice temporarily revokes Notice TR401 as published in the *Government Gazette* on 10 September 2002 and hereby closes the Belmont Water Ski Area for water skiing from 3pm to sunset on 26 January 2005.

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

MINERALS AND PETROLEUM

MP401

MINING ACT 1978

INTENTION TO FORFEIT

Department of Industry and Resources,
Perth WA 6000.

In accordance with Regulation 50(b) of the Mining Regulations, 1981, notice is hereby given that unless the rent due on the undermentioned licences and leases is paid on or before 11 February 2005, it is the intention of the Minister for State Development under the provisions of Sections 96A(1) and 97(1) of the Mining Act, 1978-1983 to forfeit such for breach covenant, viz, non-payment of rent.

JIM LIMERICK, Director General.

| Number | Holder | Mineral Field |
|----------------------|---|------------------|
| Exploration Licences | | |
| 16/281 | Sampson, Mark Walter | Coolgardie |
| 52/1383 | Brosnan, Allan Neville; Flint, Warwick John | Peak Hill |
| 63/844 | Allen, Royce William | Dundas |
| 77/1110 | Kiamora Pty Ltd | Yilgarn |
| Mining Leases | | |
| 20/288 | Kay Nominees Pty Ltd | Murchison |
| 26/442 | Australian Silicon Ltd | East Coolgardie |
| 29/84 | Clark, Peter Warren | North Coolgardie |
| 40/116 | Golden Rose Pty Ltd | North Coolgardie |

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.

K. H. AUTY (SM), Warden.

To be heard in the Warden's Court at Leonora on 2nd March, 2005.

MOUNT MARGARET MINERAL FIELD

Mount Malcolm District

Prospecting Licences

P37/6288—Great Gold Mines NL
 P37/6289—Great Gold Mines NL
 P37/6290—Great Gold Mines NL
 P37/6291—Great Gold Mines NL
 P37/6292—Great Gold Mines NL
 P37/6293—Great Gold Mines NL

MOUNT MARGARET MINERAL FIELD

Mount Morgans District

Prospecting Licence

P38/4079—Mark Gareth Creasy

MP403

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.

K. H. AUTY (SM), Warden.

To be heard in the Warden's Court at Leonora on 2nd March, 2005.

MOUNT MARGARET MINERAL FIELD

Mount Malcolm District

Prospecting Licences

P37/3846—James Noel Sullivan; Russell, Geoffrey McKnight
 P37/6185—Mark Gareth Creasy
 P37/6186—Mark Gareth Creasy
 P37/6187—Mark Gareth Creasy
 P37/6188—Mark Gareth Creasy
 P37/6189—Mark Gareth Creasy
 P37/6198—Mark Gareth Creasy
 P37/6199—Mark Gareth Creasy
 P37/6200—Mark Gareth Creasy
 P37/6201—Mark Gareth Creasy
 P37/6202—Mark Gareth Creasy
 P37/6203—Mark Gareth Creasy
 P37/6204—Mark Gareth Creasy
 P37/6370—Phillip Coulson; Trevor John Dixon
 P37/6371—Phillip Coulson; Trevor John Dixon
 P37/6372—Phillip Coulson; Trevor John Dixon
 P37/6373—Phillip Coulson; Trevor John Dixon
 P37/6374—Phillip Coulson; Trevor John Dixon
 P37/6375—Phillip Coulson; Trevor John Dixon
 P37/6376—Phillip Coulson; Trevor John Dixon
 P37/6377—Phillip Coulson; Trevor John Dixon
 P37/6378—Phillip Coulson; Trevor John Dixon
 P37/6379—Phillip Coulson; Trevor John Dixon
 P37/6380—Phillip Coulson; Trevor John Dixon
 P37/6381—Phillip Coulson; Trevor John Dixon
 P37/6382—Phillip Coulson; Trevor John Dixon

MOUNT MARGARET MINERAL FIELD

Mount Margaret District

Prospecting Licence

P38/3029—Mt Weld Mining Pty Ltd

MOUNT MARGARET MINERAL FIELD

Mount Morgans District

Prospecting Licence

P39/4032—Trevor John Dixon

NORTH COOLGARDIE MINERAL FIELD

Niagara District

Prospecting Licence

P40/1115—Golden Rose Pty Ltd

MP404**MINING ACT 1978**

Section 96(1)(a)

INTENDED HEARING OF APPLICATION FOR FORFEITURE OF MINING TENEMENTS

In accordance with Regulation 49(2)(c) of the Mining Regulations 1981, notice is hereby given that applications for the forfeiture of the following mining tenements pursuant to the provisions of Section 96(1)(a) of the Mining Act 1978, for breach of covenant, viz, non-payment of rent are to be heard before the Warden in Open Court, Court Room 36, Level 3, Central Law Courts, 30 St George's Terrace, Perth at 9.30am on 24 February 2005.

| Tenement Type | Number | Holder | Mineral Field | Year Ending |
|-----------------------|---------|---|----------------|-------------|
| Prospecting Licence | 70/1400 | Baker, Kenneth Conyer | South West | 18/9/04 |
| Miscellaneous Licence | 70/65 | McCall, Bruce Douglas | South West | 12/11/04 |
| Miscellaneous Licence | 74/15 | McCall, Bruce Douglas; McCall, Donald John; McCall, Robin Ann | Phillips River | 12/10/04 |

Objections (Form 16) against the forfeiture of the mining tenement by the Warden may be lodged at the office of the Mining Registrar, Level 3, 100 Plain Street, East Perth at any time prior to 24 February 2005.

G. CALDER, SM, Warden.

MP405**MINING ACT 1978**

Section 96(1)(a)

INTENDED HEARING OF APPLICATION FOR FORFEITURE OF MINING TENEMENTS

In accordance with Regulation 49(2)(c) of the Mining Regulations 1981, notice is hereby given that applications for the forfeiture of the following mining tenements pursuant to the provisions of Section 96(1)(a) of the Mining Act 1978, for failure to comply with the prescribed expenditure conditions for the years set out below are to be heard before the Warden in Open Court, Court Room 36, Level 3, Central Law Courts, 30 St George's Terrace, Perth at 9.30am on 24 February 2005.

| Tenement Type | Number | Holder | Mineral Field | Year Ending |
|---------------------|---------|-----------------------|----------------|-------------|
| Prospecting Licence | 70/1400 | Baker, Kenneth Conyer | South West | 18/9/04 |
| Prospecting Licence | 74/235 | McCall, Bruce Douglas | Phillips River | 2/10/04 |

Objections (Form 16) against the forfeiture of the mining tenement by the Warden may be lodged at the office of the Mining Registrar, Level 3, 100 Plain Street, East Perth at any time prior to 24 February 2005.

G. CALDER, SM, Warden.

MP406**MINING ACT 1978
FORFEITURES**

Department of Industry and Resources,
Perth WA 6000

I hereby declare in accordance with the provisions of Section 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 |
|--------|---|---------------------|------------------|
| | | Exploration Licence | |
| 29/446 | Clark, Peter Warren; Lorimer, John Marcus | | North Coolgardie |
| | | Mining Leases | |
| 15/192 | Jarvis-Vagg, Valarie Joan | | Coolgardie |
| 47/407 | Cook, Brendan Nicholas Vaughan | | West Pilbara |

MP407**MINING ACT 1978
FORFEITURES**

Department of Industry and Resources,
Perth WA 6000

I hereby declare in accordance with the provisions of Section 96A(1) and 97(1) of the Mining Act 1978 that the undermentioned 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 |
|---------|------------------|----------------------|---------------|
| | | Exploration Licences | |
| 08/1192 | Dragoman Pty Ltd | | Ashburton |
| 08/1194 | Dragoman Pty Ltd | | Ashburton |
| | | Mining Lease | |
| 20/209 | Taylor, David | | Murchison |

MP408**MINING ACT 1978
FORFEITURES**

Department of Industry and Resources,
Perth WA 6000

I hereby declare in accordance with the provisions of Section 97(1) of the Mining Act 1978 that the undermentioned Mining Lease is forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions with prior right of application being granted to the plaintiff under Section 100(2).

CLIVE BROWN, MLA, Minister for State Development.

| Number | Holder | | Mineral Field |
|--------|-------------------------|--|---------------|
| 37/23 | Schorer, Denzle Norbert | | Mt Margaret |

PLANNING AND INFRASTRUCTURE

PI401*

WESTERN AUSTRALIAN PLANNING COMMISSION ACT 1985
 AS READ IN CONJUNCTION WITH THE
METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
 PEEL REGION SCHEME AMENDMENTS
 Peel Region Scheme Amendment No. 009/33A
 Expansion of Industrial Zone (Pinjarra)
 Alcoa of Australia Limited, Residue Storage Area
 CALL FOR PUBLIC SUBMISSIONS

The Western Australian Planning Commission intends to amend the Peel Region Scheme (PRS) for land located in the Shire of Murray and is seeking public comment.

The amendment proposes to transfer approximately 209 ha from the Rural zone to the Industrial zone, to allow expansion of the residue storage area within the Alcoa Australia Limited alumina refinery site, at Pinjarra.

Procedure

The procedure for amending the Scheme, as set out in section 33A of the *Metropolitan Region Town Planning Scheme Act* (as read in conjunction with the *Western Australian Planning Commission Act*), is to be used to advertise this proposal.

Certificate

The Western Australian Planning Commission has certified that, in its opinion, the amendments do not constitute a substantial alteration to the Peel Region Scheme.

Exhibition

Full details of the proposals can be found in the WAPC explanatory amendment report. A separate report is available for each amendment. Copies of the amending plans and detail plans showing the proposed changes to the respective zones and reservations of the Scheme, and the WAPC amendment report, will be available for public inspection from Friday 21 January 2005 to Friday 25 March 2005 at the following places—

- Department for Planning and Infrastructure
1st floor, Albert Facey House
469 Wellington Street
PERTH
- Department for Planning and Infrastructure
(Peel Region Office)
Unit 2B, 11 Pinjarra Road
MANDURAH
- Battye Library
Level 3, Alexander Library Building
Perth Cultural Centre
PERTH
- Shire of Murray
Pinjarra Road
PINJARRA

Documents are also available from the WAPC internet site www.wapc.wa.gov.au.

Submissions

Any person who wishes to make a submission either supporting, objecting or providing comment on any provisions of the proposed amendment should do so on a submission form (Form 33A). These submission forms are available from the display locations, the relevant amendment report and the Internet.

Submissions must be lodged with the Secretary, Western Australian Planning Commission, Unit 2B, 11-13 Pinjarra Road, Mandurah WA 6210 on or before 5.00 pm Friday 25 March 2005.

Late submissions will not be considered.

IAN PATTERSON, Secretary,
Western Australian Planning Commission.

PI402

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

Town Planning Scheme No. 1—Amendment No. 27

Ref: 853/6/17/1 Pt 27

It is hereby notified for public information, in accordance with Section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the Shire of Nannup Town Planning Scheme Amendment on 11 January 2005 for the purpose of—

1. Rezoning whole of TAA Lot 66, Lot 23 & Pt Lot 1 Brockman Highway, Nannup, from the 'Rural' zone to the 'Urban', 'Special Rural', 'Special Use', 'Parks & Recreation Reserve', and the 'Public Purposes Reserve' by amending the Scheme Text and Map accordingly.

2. Including portion of the subject land in Schedule V of the Scheme Text—Special Rural Zones, as follows—

Schedule No. V

Special Rural Zones—Provisions Relating to Specific Areas

- SR 10 a) Specified Area of Locality
 Portion Lot 23
 Brockman Highway, Nannup
- b) Special Provisions to refer to (a)
- 1) Subdivision
 Subdivision shall be generally in accordance with Subdivisional Guide Plan numbered '11441-SP-O1-J' attached to the Scheme Amendment Report (Amendment 27).
- 2) Buildings
 A person shall not construct or commence to construct a building in a manner or of materials that would in the opinion of the Council destroy the amenity of the area or not blend in with the landscape.
- 3) Rural Pursuits
 A person shall not use any land for intensive rural pursuits for commercial gain without the approval of the Council. The zoning table provisions do not apply in this instance.
- 4) Trees
 In order to conserve the natural beauty of the locality, notwithstanding the provisions of Clause 3.3(g), all trees shall be retained unless Council authorises their removal.
- 5) Water Supply to Dwellings
 All lots within the Special Rural Zone, are to be serviced by the Town Water Scheme.
- 6) Sewerage to Dwellings
 The Council shall approve no dwelling, unless it is connected to either reticulated sewerage or a domestic wastewater treatment system, with an adequate phosphorus retention capacity, as determined by determined by the Department of Health and Council. The base of the system or the modified irrigation area being above the highest known water table.
- 7) Building Envelopes
 All buildings and structures shall be contained within the prescribed building envelope. Where, for the purpose of retaining natural flora, sound environmental reasons or the physical constraints of the site dictate, the Local Government may set an alternative building envelope provided it is not located—
- a) Closer than 20 metres from lot boundaries
 - b) Within 100 metres of the State Forest
 - c) Within 1 in 100 year flood fringe area
 - d) Where any building will visually intrude on this landscape and rural character of the area.
- Council may, at the time of subdivision stage, request the Western Australian Planning Commission to impose a condition requiring the subdivider to prepare a plan showing building envelopes to the satisfaction of Council for adoption.
- 8) Landscaping
 The subdivider shall prepare a Landscape Management Plan for TAA Lot 66, Lot 23 & Lot 1 to the satisfaction of the Council. This plan is to describe fully the landscaping requirements for the revegetation buffer; the public open space and the streetscape. At the time of subdivision Council will request the Western Australian Planning Commission to impose a condition requiring the subdivider to re-vegetate the buffer areas in accordance with the Subdivision Guide Plan.

9) Fencing

Lot boundary fencing shall be post and rail or post and wire unless otherwise approved by the Council and the subdivider shall provide suitable strainer posts at each corner boundary peg and change of direction of boundary to the satisfaction of Council.

10) Livestock Controls

The Council may, by the service of a notice on the owner and occupier of a lot, impose a limit on the number of and type of animals that may be kept on the lot. If the Council considers there is a likelihood that adjoining landowners will be inconvenienced or land degradation will occur because of the presence of a greater number of animals.

An owner or occupier of land who has received a notice limiting number of stock able to be kept on a property shall not permit a greater number of stock to be kept than set out in the notice.

11) No Further Subdivision

No further subdivision to that shown on the subdivision guide plan will be supported by Council.

12) Fire Management

Council and Fire and Emergency Services Authority of Western Australia (and the Department of Conservation and Land Management if applicable) may, at the subdivision stage, request the Western Australian Planning Commission to impose a condition requiring the subdivider to prepare and implement a Fire Management Plan to provide for adequate ongoing fire protection.

3. Including the following in Schedule VII of the scheme text.

Schedule No. VII—Special Use Sites

| Description of Land | Permitted Land Use | Special Provisions |
|--|---|---|
| Whole of TAA Lot 1 Portion of Lot 23, Brockman Highway, Nannup. | Reception Centre Health Centre Holiday Cottages Motel Caravan Park Public Recreation | <p>1. Prior to any development of the land, a Development Guide Plan will have to be prepared to the satisfaction of Council showing the effect of the development proposed. All development of the land will have to be in accordance with the endorsed development guide plan(s).</p> <p>2. In order to conserve the natural beauty of the locality notwithstanding the provisions of Clause 3.3(g) all trees shall be retained unless their removal is authorised by Council.</p> <p>3. A person shall not construct or commence to construct a building in a manner or of materials that would in the opinion of the Council destroy the amenity of the area or not blend in the landscape.</p> <p>4. A condition of development shall be the approval by Council of a comprehensive and detailed landscaping plan.</p> <p>5. All habitable buildings requiring effluent disposal are to be connected to a reticulated sewerage system or a domestic wastewater treatment system with an adequate phosphorus retention capacity as approved by the Department of Health and Council. The base of the system or the modified irrigation area is to be above the highest known water table.</p> <p>6. Stormwater drainage shall be designed to the satisfaction of Council.</p> |

4. Modify the legend of the Scheme Maps by adding the following symbol and description under the Special Use Zone, in alphabetical order—
 - “GP Government Purpose”
 - “TU Tourist Use”
5. Modify clause 5.1.5 of the Scheme Text to read as follows—

“The Residential Design Codes density applicable to the land zoned Urban shall be R10/15 or an alternative density code as identified on a Subdivision Guide Plan or Structure Plan, as adopted by Council and endorsed by the Western Australian Planning Commission.”

B. DUNNET, President.
S. A. COLLIE, Chief Executive Officer.

PI403*

TOWN PLANNING AND DEVELOPMENT ACT 1928
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Wanneroo
 District Planning Scheme No. 2—Amendment No. 17

Ref: 853/2/30/19 Pt 17

It is hereby notified for public information, in accordance with Section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the City of Wanneroo Town Planning Scheme Amendment on 13 January 2005 for the purpose of—

1. Modifying Subclause 3.18.3(e) by replacing the words “Clause 4.7” with “Clause 4.2”.
2. Modifying the Clause 4.2 heading and subclause 4.2.1 as follows—
 - By replacing the term “design standards” with the term “development standards” in the Clause 4.2 heading (and including Contents page) and subclause 4.2.1.
 - By replacing “Clause 3.13.4 and 3.13.5” with “Subclause 3.13.5 and 3.13.6” in subclause 4.2.1.
 - By replacing the term “the density requirements of the Residential Planning Codes” with the term “housing density requirements of the Residential Design Codes” in subclause 4.2.1.
3. Modifying subclauses 4.5.1 and 4.6.3.2 by deleting the phrase “Minimum area of lot per dwelling prescribed in Column 3, Table 1 of” and replace it with “housing density requirements”.
4. Modifying Clause 4.8 as follows—
 - By adding the phrase “of a high standard of architectural design and” following “non residential development shall be”.
5. a. Modifying Clause 4.23 as follows—
 - In subclause 4.23.5, add the following at the end of the last sentence “or other location on the lot as approved by Council under subclause 4.23.6.”
 - In subclause 4.23.6, replace the words “subclause 4.23.3 (b), (d) and (l)” with “subclause 4.23.3 (b), (d), (e), (k) and (l)”, and replace the words “in writing” with “upon application for planning approval”.
 b. Amending the definition for “commercial vehicle” in Schedule 1 by moving the sentence commencing with the phrase “The term shall not include....” to the end of the definition.
6. Modifying Table 1 – The Zoning Table as follows—
 - By introducing the use class “Market Garden Sales” into the Zoning Table as a discretionary (D) use in the General Rural and Rural Resource Zones only (and an X use in all other zones);
 - By adding “3.23 The Rural Community Zone” to the list at the end of the Table.
7. a. Modifying Schedule 1 – Interpretations as follows—
 - By adding the following statement after the title Schedule 1 – Interpretations, “This Schedule comprises two sets of definitions, 1. General Definitions and 2. Land Use Definitions.”
 - By adding “1.” Before the heading “General Definitions” and “2.” Before the heading “Land Use Definitions”.
 - By adding the following new definition in the Land Use Definitions: “market garden sales: means the sale or offering for sale of fresh fruit and vegetables from a lot which is predominantly used as a market garden.”
 - By adding the following new definition in the Land Use Definitions: “woodyard: means any land on which wood is stored, sawn, or cut.”

- By amending the definition for “bed and breakfast” by replacing the word “breakfast” at the end of the definition with “meals for guests”.
 - By deleting the definitions of “communication antenna – domestic”, and “Communication antenna – commercial”.
 - By deleting the definition of “consulting rooms”, and replacing it with “consulting room: means a building used by not more than one health consultant at any one time for the investigation or treatment of human injuries or ailments and for general patient care.”
 - By amending the definition of “storage yard” by deleting the phrase “related to a particular trade”.
 - By amending the definition of “marina wall” by replacing the word “retail” with “retain”.
- b. Modifying Table 1 – The Zoning Table and Table 2 – Car Parking Standards by amending the land use “consulting rooms” to read “consulting room”.
 - c. Modifying Table 1 – the Zoning Table by deleting reference to “Communication Antenna – Commercial” and “Communication Antenna – Domestic” and by listing the use “Mast and Antenna” with a “D” use symbol under all zones.
 - d. Modifying the Table of Contents to refer to Schedule 1 – Interpretations as comprising two sets of definitions, 1. General Definitions and 2. Land Use Definitions.
8. a. Modifying Schedule 2, Section 1 by deleting the listings under reference numbers 1.10, 1.11, 1.12, 1.13 and 1.22.
 - b. Amending the Scheme Maps in accordance with a. above.
 - c. Rezoning the portions of Lot 12 Marmion Avenue, Jindalee, zoned Residential (Additional Use – Corner Store) and Commercial to Urban Development zone, and deleting the centre listed for Lot 12 from Schedule 3.
 9. Modifying Schedule 9 as follows—
 - In clause 2.0, point 3, add “, or in the administration of Part 10 of the Scheme” at the end of the clause.
 - In clause 2.0, point 4, add the words “treatments and” following the word “intersection”.
 - In clause 3.0, first paragraph, add the words “intersection treatments,” following “dual use paths,”.
 10. Modifying the Legend to the Scheme Maps to remove the hatching to the General Industrial zone colour.
 11. Modifying the MRS Public Purposes Reserves Codes on the Legend of the Scheme Maps to red typeface.
 12. Modifying the Scheme Maps as follows—
 - By replacing the notation “EC” with “EC1” to Lots 201 and 202 Breakwater Drive, Two Rocks.
 - By adding the notation “EC2” to Lots 207, 206, 220, 320, 321, 204, 101, 303, 304, 302, 16, 102, 301, Part 103, 200, 221, 209, 8, 322, 310, 311, 312, 309, 315, 208, 205, 200, 201, Location 11353 and Reserve 11932 (as far as practicable to do so).
 13. Modifying the Scheme Maps by adding the notation “RurComm 1” to Lots 201 and 202 Breakwater Drive, Two Rocks.
 14. Modifying the Scheme Maps by adding a darker blue hatching to the Business Zone.
 15. Including the following wording under the word ‘Index’ on the Index Map: “(This map also designates zones and reserves in respect to the portion of the district which is not covered by the following maps in this atlas.)”
 16. Rezoning portion of Reserve 38260 Compass Circle, Yanchep from Local Scheme Reserve – Parks and Recreation to Residential.
 17. Rezoning portion of Lot 221 Two Rocks Road, Two Rocks from Residential to Urban Development zone and removing the R20 coding shown on the Residential Density Codes Map.
 18. Rezoning portion of Lot 2 Lagoon Drive, Yanchep from Residential to Local Scheme Reserve – Public Use (with code HS).
 19. Rezoning portion of Lot 100 St Andrews Drive, Yanchep from Local Scheme Reserve – Parks and Recreation to Residential.
 20. Rezoning several areas in Carramar (as boundary rationalisations) from Urban Development to Special Residential Zone 2.
 21. Rezoning Lot 719 Mindarie Drive, Quinns Rocks from Residential to Mixed Use.
 22. Modifying the Residential Density Coding Maps to remove the codings for the land south of Sovereign Drive and west of Lisford Avenue, Two Rocks.
 23. Modifying the Residential Density Codes Maps as follows—

- To remove the R Codings of R5 and R15 shown for land west of James Spiers Drive and Tyne Crescent, Wanneroo.
 - To apply an R Coding of R2.5 to Lot 30 Wanneroo Road, Wanneroo.
24. Modifying the Scheme Maps to—
 - a. Rezone Quinns Beach Primary School, Lot 773 Santa Barbara Parade, Quinns Rocks from Residential to Local Scheme Reserve – Public Use, with the code PS applied.
 - b. Rezone Mindarie Senior Campus, portion of Pt Lot 965 Anchorage Drive, Mindarie from Residential to Local Scheme Reserve – Public Use, with the code HS applied.
 - c. Rezone Lots 506, 507 and 509 Marmion Avenue and Anchorage Drive, Mindarie from Residential to Private Clubs/Recreation zone.
 25. Modifying Subclause 10.6.5 by deleting the following ‘which are zoned for General and Light Industry and Mixed Business purposes’;
 26. Rezoning Lot 253 Greenpark Road/Park Lane, Alexander Heights from Residential to Local Scheme Reserve - Parks and Recreation;
 27. Modifying Subclause 10.5.6 by replacing the words ‘shall only’ with ‘may’ and including the following text at the end of the first sentence ‘, or at a time as the Council determines having regard to the principles outlined in Clause 10.3 and within a 5 year period from the date of the contribution from the owner under Clause 10.10.6.’;
 28. Modifying Subclause 10.5.3 as follows—
 - a) delete the existing formula ‘ $S = G \div H \times 100$ ’ and insert ‘ $S = (G \div H) \times V$ ’;
 - b) insert ‘ $V =$ value of the reserve, subject to subclause 10.5.3(b)’ after the description of value G;
 - c) delete the words ‘...that the’ and insert the phrase ‘..., subject to subclause 10.5.3(b), that the area of the...’ after ‘...the Reserve’ in line 5;
 - d) insert the phrase ‘..., subject to subclause 10.5.3(b),...’ after ‘...a Reserve’ in the description of value S;
 - e) delete the description of value G and insert ‘G = the area of the owner’s land within the historic subdivision area.’;
 - f) denote the last sentence of the subclause, commencing ‘The area of a reserve...’ as subclause (b), and the preceding section of the subclause as subclause (a).
 29. Replacing any reference to ‘BushPlan’ with ‘Bush Forever’ in the Scheme, including Subclause 3.17.2(g);
 30. Rezoning Crown Reserves 46726 and 46727 in Special Rural Zone No.18 (Carabooda) from Special Rural to Local Scheme Reserve – Parks and Recreation;
 31. Rezoning St Stephens School, Lot 1260 St Stephens Crescent, Tapping from Urban Development to Private Clubs and Recreation;
 32. Rezoning the proposed government primary schools located on Lot 9010 Joondalup Drive Carramar and Portion of Lot 9022 Camborne Parkway Butler from Urban Development to Local Scheme Reserve – Public Use (Primary School);
 33. Rezoning Lots 262 and 414 Manchester Drive, Hocking from Residential to Local Scheme Reserve – Parks and Recreation and Crown Reserve 45863 Heacham Drive, Hocking from Residential to Local Scheme Reserve – Public Use;
 34. Rezoning Lot 600 Monaghan Circle, Darch from Urban Development to Local Scheme Reserve – Parks and Recreation and Lot 601 Monaghan Circle, Darch from Urban Development to Local Scheme Reserve – Public Use;
 35. Rationalising the boundaries of Crown Reserve 38656 Coogee Road, Mariginiup (Local Scheme Reserve - Parks and Recreation) and Special Rural Zone No 13;
 36. Including the eastern portion of Lot 888 Prindiville Drive, Wangara in site reference number 1.17 - Additional Use (Markets) of Section 1, Schedule 2, and amend the Scheme Map accordingly;
 37. Renumbering subclauses 3.16.3 (a) and 3.17.3 (a) as subclauses 3.16.3 and 3.17.3, and renumbering the remainder of subclauses 3.16.3 (b), (c), (d) and (e) and 3.17.3 (b), (c), (d) and (e), including the preambles, as subclauses 3.16.4 (a), (b), (c) and (d) and 3.17.4 (a), (b), (c) and (d).
 38. Modifying Part 10 and Schedule 9 as follows—
 - a) Modify subclause 10.10.4 by—
 - i) deleting the words commencing in line two “final approval by the Minister for Planning and publication of Amendment No. 816 in the Government Gazette and”;
 - ii) deleting the words “Amendment 816 and” from the seventh line;
 - iii) replacing the word “come” in the eighth line with the word “came”;
 - iv) deleting the words “Amendment No. 816 and” from the twelfth line;
 - v) replacing the words “have come” in the thirteenth line with the word “came”;
 - b) Modify subclause 10.10.5 by deleting the words “Amendment No. 816 and”;
 - c) Modify Clause 10.11 by deleting the phrase “Upon final approval by the Minister for Planning and publication of Amendment No. 816 in the Government Gazette and ...”;

- d) Modify Schedule 9, section 2.0 point 8. by replacing the words “Scheme Amendment Nos 773 and 816 introducing these provisions” with “East Wanneroo planning and developer contribution arrangement provisions either under this scheme or former Town Planning Scheme No. 1”.
39. Modifying Schedule 15, Rural Community Zone 1, by deleting the current Special Provision 1.1.2(l) and adding “Nutrient attenuating onsite effluent disposal systems shall be required within this zone to the satisfaction of the City of Wanneroo.”.
40. Modifying Schedule 14 – Special Residential Provisions by deleting Special Provision No 2 to Special Residential Zone No 2.
41. Modifying the Residential Density Codes Maps to remove the R20 coding for portions of former Lots 2, 3 and 16 Connolly Drive Clarkson.

J. KELLY, Mayor.
C. JOHNSON, Chief Executive Officer.

RACING, GAMING AND LIQUOR

RG401*

LIQUOR LICENSING ACT 1988 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 | | | |
| 10593 | Joda Holdings Pty Ltd | Application for the grant of a Liquor Store licence in respect of premises situated in Carnamah and known as NW & S Reynolds & Sons | 14/02/2005 |
| 10591 | Kimberley John Skipworth | Application for the grant of a Producer's licence in respect of premises situated in Yarloop and known as The Skipworth Wine Company | 03/02/2005 |
| 10583 | John Charles Della Franca | Application for the grant of a Producer's licence in respect of premises situated in Pickering Brook and known as Giovanni Battista's | 02/02/2005 |
| APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF LICENCE | | | |
| 209864 | Phillip John Beach | Application to add, vary or cancel a condition of the Special Facility licence in respect of premises situated in Henley Brook and known as The River Retreat | 03/02/2005 |

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

Dated: 19 January 2005.

H. R. HIGHMAN, Director of Liquor Licensing.

WATER

WA401*

WATER SERVICES LICENSING ACT 1995 SECTION 31 (5)

Amendment of Licence

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

Licensee: Shire of Gnowangerup
 Classification: Operating Licence, Non Potable Water Supply and Sewerage Services
 Amendment : Substitution of a new licence for existing licence with the term of licence valid to 29 April 2021
 Area Covered: Ongerup Operating Area (Sewerage and Non Potable Water Services) Plan No. OWR-OA-090(B)
 Inspection of Licence: Economic Regulation Authority
 Licensing, Monitoring & Customer Protection
 6th Floor
 197 St George's Terrace
 Perth WA 6000

LYNDON G. ROWE, Chairman.

WA402*

WATER AGENCIES (POWERS) ACT 1984

NOTICE OF PROPOSAL TO CONSTRUCT WATER SUPPLY IMPROVEMENTS—PORT HEDLAND

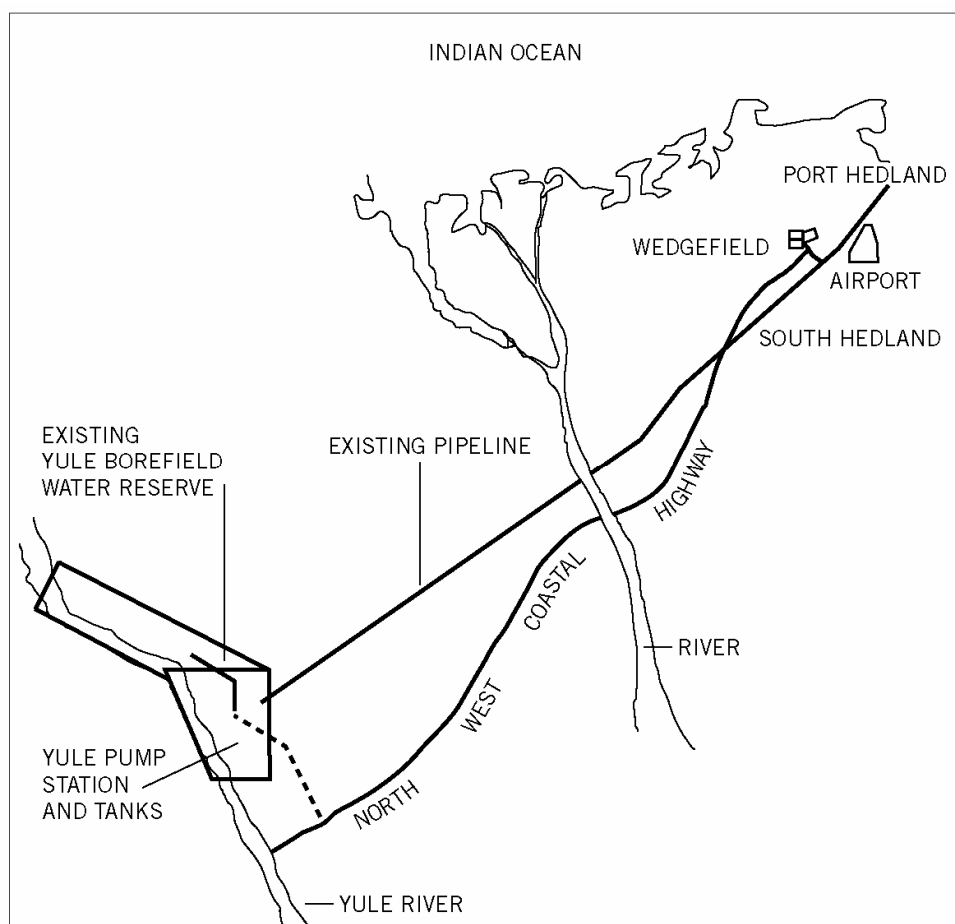
To improve the supply of water to Port Hedland the Water Corporation proposes to equip 2 bores in the Yule River Borefield, construct a bore collector main and transmission line.

The location of the proposed works is in the locality of Yule as shown on the plan.

The proposed works are scheduled to commence in June 2005 and will continue for approximately 8 months.

Further details of this Notice of Proposal (referred to as EF82-0-4), is available for viewing during office hours at the Water Corporation's Regional Office in Welcome Street, Karratha, or the Port Hedland District Office in Trig Street, Wedgefield.

For further information or to submit any objections to the proposed works, contact Project Manager, Scott Shand on 9420 3875. Objections to be submitted before close of business 4 March 2005.



DECEASED ESTATES

ZX401**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

In the estate of Vernon Darcy Sprigg late of William Carey Court, 450 Bussell Highway, Busselton, Western Australia.

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 5 September 2004, are required by the trustee Richard Royce Pierce of care of Merle Bloch, Barrister & Solicitor, Suite 1, 17 Prowse Street, West Perth to send particulars of their claims to him by the 21st of February 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZX402**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

In the estate of Eric Arthur Walter Messenger late of Greenfields Aged Care Facility, Lakes Road, Greenfields, Western Australia.

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 22 June 2004, are required by the trustee Peter Carey Messenger of care of Merle Bloch, Barrister & Solicitor, Suite 1, 17 Prowse Street, West Perth to send particulars of their claims to him by the 21st of February 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZX403**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 21st February 2005 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Abbott Renate Charlotte, late of 25 Fordham Drive Swan View, died 17.12.2004, (DE33031783EM37)

Baker, William Henry, late of 22 Whiston Crescent Clarkson, died 08.12.2004, (DE19953505EM16)

Benison Arthur Thomas, late of 1 Leigh Place Girrawheen, died 30.09.2004, (DE19672110EM12)

Davidson Andrew Ian Hamilton, late of Mount Saint Camillus Nursing Home 138 Lewis Road Forrestfield, died 08.12.2004, (DE19764583EM13)

Dods Phyllis, late of Leeuwin Lodge Blackwood Avenue Augusta, died 10.07.2004, (DE30330235EM26)

Flood Keith Walton, late of 82/60 Kalinda Drive City Beach, died 23.11.2004, (DE19764501EM110)

Gardner William George, late of Concorde Nursing Home Anstey Street South Perth, died 20.09.2003, (DE19870110EM214)

Gibson Clifford Richard, late of 3 Scott Street Guildford, died 25.12.2004, (DE19914708EM38)

Godrich Donald Reginald, late of 10-48 Cunningham Terrace Daglish, died 15.09.03, (DE33026439EM16)

Hull Winifred Emily, late of Hollywood Senior Citizens Village 118-120 Monash Avenue Nedlands, died 24.12.2004, (DE19590550FM17)

Leopold Daisy, late of Sutherland Street Derby, died 28.05.2004, (DE30306136EM16)

Lewis Rita Florence May, late of Regents Garden 33 Drovers Place Wanneroo formerly of Unit 68/7 Harman Road Sorrento, died 02.01.2005, (DE20000786EM113)

Nelson Grace Doreen, late of 10 Verticordia Road Walliston, died 03.12.2004, (DE19911479EM16)

Smith Ernest Stewart, late of Bassendean Lodge 24 Hamilton Street Bassendean formerly of 33 Cooper Road Morley, died 04.12.2004, (DE33017060EM37)

Stevens Irene Emily Kazia, late of 40 Florence Street West Perth formerly of Unit 2/25 Heard Way Glendalough, died 23.12.2004, (DE19914538EM17)

Stockden Joyce Bessie, care of Balmoral House Castledare Nursing Home 108 Fern Road Wilson, died 16.11.2004, (DE19741022EM37)

Waite Patrick Albert, late of 39 Hamilton Street Bassendean, died 18.12.2004, (DE19932573EM27)

Westley Leonard Allen, late of Illawong Hostel 1 Rodd Place Hamilton Hill formerly of 204/23 Adelaide Street Fremantle, died 03.12.2004, (DE19711514EM35)

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

ZX404

PUBLIC TRUSTEE ACT 1941
ADMINISTERING OF ESTATES

Notice is hereby given that pursuant to Section 14 of the *Public Trustee Act 1941*, and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth the 19th day of January 2005.

A. R. McLAREN, Public Trustee,
565 Hay Street, Perth WA 6000.

| Name of Deceased | Address | Date of Death | Date Election Filed |
|--|------------|---------------|---------------------|
| Gilmour Archibald (DE19770262EM37) | Bull Creek | 10.10.2004 | 24.12.2004 |
| Newport Alfred James (DE33020986EM26) | Hilton | 24.01.2003 | 12.01.2005 |

PUBLIC NOTICES

ZZ401

DISPOSAL OF UNCOLLECTED GOODS ACT 1970

NOTICE UNDER PART VI OF INTENTION TO APPLY TO COURT FOR AN ORDER TO SELL OR OTHERWISE DISPOSE OF GOODS VALUED IN EXCESS OF \$300

To Betty Dale of 607 Maru Crt, Roebourne WA 6718, bailor.

You were given notice on 23rd of May 2004 that the Hyundai Excel. Registration Number 1ADM 912, situated at Moxham Motors 4551 Balmoral Rd, Karratha 6714 were ready for redelivery.

Unless not more than one month after the date of the giving of this notice you either take redelivery of the goods or give directions for their redelivery, Cameron Butterworth, Service Manager of Moxham Motors bailee, intends making an application to the Court for an order to sell or otherwise dispose of them in accordance with the act.

Date 24/11/04.

(Signed) CAMERON BUTTERWORTH, Bailee.

