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GOVERNMENT  
Gazette**

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## GOVERNMENT GAZETTE

### PUBLISHING DETAILS FOR CHRISTMAS 2005 AND NEW YEAR HOLIDAY PERIOD 2006

*NOTE: Due to Tuesday 27th December being a public holiday there will not be a gazette published on that day*

#### **Publishing Dates and times**

Friday 30 December 2005 at 3.30 pm

Tuesday 3 January 2006 at 3.30 pm

#### **Closing Dates and Times for copy**

Wednesday 28 December 2005 at 12 noon

Friday 30 December 2005 at 12 noon



# — PART 1 —

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## PROCLAMATIONS

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AA101\*

**MAIN ROADS ACT 1930**

## PROCLAMATION

Western Australia

*By His Excellency the Honourable David Kingsley  
Malcolm, Companion in the Order of Australia,  
Lieutenant-Governor and Administrator  
of the State of Western Australia*  
DAVID KINGSLEY MALCOLM  
Lieutenant-Governor and Administrator

[L.S.]

MRWA 05/3207

I, the Lieutenant-Governor and Administrator, acting under Section 13 of the Main Roads Act 1930 and on the recommendation of the Commissioner of Main Roads, declare—

- (a) that the roads or sections of roads described in Schedule 1 to this proclamation shall cease to be a highway as from and including 22 November 2005.

Given under my hand and the Public Seal of the said State at Perth on 22 November 2005.

By Command of the Lieutenant-Governor and Administrator,

A. MacTIERNAN, Minister for Planning and Infrastructure.

GOD SAVE THE QUEEN !

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### Schedule 1

<b>Route Number</b>	<b>Road Name</b>	<b>Local Authority</b>	<b>As Delineated on Attached Drawings</b>
H6	Great Northern Highway	Shire of Halls Creek	9522-006-01 0293-301

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**EDUCATION**

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ED301\*

School Education Act 1999

**School Education Amendment Regulations  
(No. 2) 2005**

Made by the Lieutenant-Governor and Administrator in Executive Council.

**1. Citation**

These regulations are the *School Education Amendment Regulations (No. 2) 2005*.

**2. The regulations amended**

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

[\* *Published in Gazette 29 December 2000, p. 7797-900.*  
*For amendments to 27 October 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 367, and Gazette 22 July 2005.*]

**3. Regulation 61 amended**

- (1) Regulation 61(2) is amended by deleting “for each year in which the student is in his or her compulsory education period during and after the student’s first charges payment year.” and inserting instead —

“

for —

- (a) the student’s first charges payment year; and
- (b) each subsequent year until the end of the year in which the student reaches 15 years of age.

”

- (2) Regulation 61(4) is amended by deleting “the contribution referred to in subregulation (1) or the charge referred to in subregulation (2), as is relevant to the case.” and inserting instead —

“

any other charge or contribution determined under section 99 in respect of the student.

”

By Command of the Lieutenant-Governor and Administrator,

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

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## LOCAL GOVERNMENT

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LG301\*

### LOCAL GOVERNMENT ACT 1995

#### *Shire of Jerramungup*

#### LOCAL GOVERNMENT PROPERTY LOCAL LAW

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Jerramungup resolved on 15 November 2005 to make the following local law—

The Shire of Exmouth Local Government Property Local Law as published in the *Government Gazette* of 10 July 2000 and as amended in the *Government Gazette* on 13 December 2002, is adopted as a local law of the Shire of Jerramungup, with the modifications which follow—

#### 1. Preliminary

- 1.1 In construing the following modifications, where a modification requires the renumbering of a clause, subclause or paragraph, subsequent modifications have been drafted on the basis that the renumbering has been effected.
- 1.2 Wherever the “Shire of Exmouth” is mentioned in the local law substitute “Shire of Jerramungup”.

#### 2. Clause 1.4—Application

In clause 1.4(1) after “tides” delete the words “(or shoreline—see Guidance Notes in Local Laws Manual)”.

#### 3. Clause 1.5—Repeal

- 3.1 Delete clause 1.5(1).
- 3.2 Renumber Clauses 1.5(2) & 1.5(3) with 1.5(1) & 1.5(2) respectively.
- 3.3 In renumbered subclause 1.5(2) delete the number “2” after the word “subclause” and insert the number “(1)”.

#### 4. Clause 3.13—Activities needing a permit

- 4.1 In subclause (1)—
  - (a) In paragraph (g) subparagraph (ii) delete “stand” and substitute “stop”.
  - (b) In paragraph “(n)”, after “;” delete “or”;
  - (c) In paragraph “(o)” delete the full stop “.” and substitute “; or”; and
  - (d) After the paragraph 3.13(o) insert the paragraph “(p) conduct or take part in any gambling game or contest, or bet, or offer to bet, publicly.”

#### 5. Part 5—Matters Relating to Particular Local Government Property

- 5.1 Renumber clauses 5.2 to 5.7 inclusive to 5.3 to 5.8 respectively.
- 5.2 Immediately after clause 5.1, insert—
 

**“Consumption of food or drink may be prohibited**

  - 5.2 A person shall not consume any food or drink in an area where consumption is prohibited by a sign.”
- 5.3 In clause 5.4 delete the subclause designation 5.2(1) wherever it occurs and substitute “5.3(1)”.
- 5.4 In clause 5.5, delete the subclause designation 5.2(1) wherever it occurs and substitute “5.3(1)” and delete the subclause designation 5.3(1) and substitute “5.4(1)”.
- 5.5 Delete clause 5.8 and the heading thereto and substitute the following—
 

**“Application**

  - 5.8 This Division applies to each airport which is local government property within the district.

#### **Use by aircraft**

- 5.9 (1) The owner of every aircraft, upon payment of the set fee and compliance with this local law and other written law, shall be entitled to use the airport for the landing, servicing and departure of their aircraft and the embarkment and disembarkment of passengers and freight.
- (2) The local government may close the airport to aircraft movements if it considers the surface of the airport to be unsafe.

**Right of entry to airport**

5.10 (1) Except as herein provided, a person other than—

- (a) a person lawfully employed upon duties in or about the supervision and control of the airport, or acting under a permit or other agreement of or with the local government, in or about the arrival, departure and servicing of or other attention to aircraft lawfully using the airport; or
- (b) a passenger or intending passenger of an aircraft lawfully using the airport; or
- (c) a person greeting or seeing off a passenger or intending passenger of an aircraft lawfully using the airport;

shall not enter or remain upon the airport or any part thereof without the approval of the local government first had and obtained.

(2) The local government may from time to time designate or set apart any specified part or parts of the Airport—

- (a) to which only persons from time to time designated by the local government shall be admitted;
- (b) to which persons other than those mentioned in subclause (1) shall not be admitted;
- (c) to which the general public, or any limited classes of the general public, may be admitted, either at all times or at specified times, or for limited periods and generally upon such terms and conditions as the local government may resolve;
- (d) to which no vehicle may be admitted or to which a limited class of vehicles may be admitted or to which vehicles may be admitted only on such terms and conditions as the local government may resolve;
- (e) to which no aircraft may be admitted or to which a limited class of aircraft may be admitted or to which aircraft may be admitted only on such terms and conditions as the local government resolves.

(3) Signs, markings or notices may be placed by the local government at the airport indicating the limits of any part of the airport set apart for any special or limited use under subclause (2).

(4) Notwithstanding the provisions of this clause the local government may on special occasions, for instance, an aerial pageant or other event of public interest, make such arrangements for the control of the airport as it may by resolution impose.

**Access of animals restricted**

5.11 (1) A person shall not bring an animal on to an airport unless—

- (a) the person is a person referred to in section 8 of the *Dog Act 1976* acting in accordance with that provision;
- (b) the animal is being airfreighted from the airport;
- (c) the animal has been air freighted to the airport;
- (d) the person is authorised to do so by the local government.

(2) A person in charge of an animal shall keep the animal under control and shall not allow it to wander at large on the airport.

(3) If an animal is at any time on an airport in contravention of subclause (2), in addition to the person specified in that subclause, the owner of the animal at that time commits an offence against subclause (2)."

**6. Schedule 1—Prescribed offences**

6.1 Under the heading "Clause", delete the clause and subclause designations 5.4, 5.5, 5.6, 5.7(1), 5.7(2) and 5.7(3) inclusive and substitute "5.5", "5.6", "5.7", "5.8(1)", "5.8(2)" and "5.8(3)" respectively.

6.2 Under the headings "Clause", "Description" and "Modified Penalty \$" insert in the appropriate numerical position—

"5.2 Consuming food or drink in prohibited area 100".

6.3 Under the headings "Clause", "Description" and "Modified Penalty \$" delete the subclause designations 5.8(1), 5.8(2) and 5.8(3) and all particulars relating thereto and substitute—

"5.10(1) Unlawful presence of a person on airport 100

5.11(1) Unauthorised presence of animal on airport 300

5.11(2) Animal wandering at large on airport—person in charge 300

5.11(3) Animal wandering at large on airport—owner 300".

**7. Schedule 2—Determinations**

7.1 Delete determination 1.3 relating to the Speed of Vehicles on Recreation Grounds.

7.2 Add the following—

**“Part 2—Activities prohibited on local government property**

2.1 A person is prohibited from pursuing all or any of the following activities on local government property except on land which is reserved to the local government for the purpose, or which is set aside under clause 2.7(1) for the purpose—

- (a) play or practice at golf or strike a golf ball; or
- (b) take ride or drive a trail bike or motor bike.

2.2 A person shall not smoke tobacco or any other substance in a pool area as defined in clause 1.2.”

Dated this 25 November 2005.

The Common Seal of the Shire of Jerramungup was affixed in the presence of—

G. GARNETT, President.  
D. J. LONG, Chief Executive Officer.

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**RACING, GAMING AND LIQUOR**

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RG302\*

Casino Control Act 1984

**Casino Control (Authorised Games)  
Amendment Notice (No. 5) 2005**

Given by the Gaming and Wagering Commission of Western Australia under section 22(1).

**1. Citation**

This notice is the *Casino Control (Authorised Games) Amendment Notice (No. 5) 2005*.

**2. Principal notice amended**

- (1) The amendments in this section are to the *Casino Control (Authorised Games) Notice 1985\** given under section 22(1) of the *Casino Control Act 1984*.

[\* *Published in Gazette 20 December 1985, p. 4825.*  
*For amendments to 22 November 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 42-3, and Gazette 22 April and 13 May 2005.*]

- (2) Before the item “Craps” the following item is inserted —  
“ Casino War ”.

- (3) In the item commencing “Poker”, before subitem (b) “5 Card Stud”, the following subitem is inserted —
- “ (aa) 3 Card Poker ”.

Dated 22 November 2005.

For the Gaming and Wagering Commission of Western Australia.

DAVID HALGE, Chief Casino Officer.

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**RG301**

**RACING AND WAGERING WESTERN AUSTRALIA ACT 2003**

**RWWA RULES OF THOROUGHBRED RACING 2004**

In accordance with Section 45 (1) (a) of the *Racing and Wagering Western Australia Act 2003*, notice is hereby given that the Board of Racing and Wagering WA on 21 November 2005 resolved that, the RWWA Rules of Thoroughbred Racing 2004 be amended as follows—

**Amendment to National Rules**

Amend AR8K(i), AR140A, AR87B, AR196(1), AR177B(2)(a), AR178C(2), AR178D(2)(b)

Insert AR53A(6), AR53A(7), AR87B(2), AR80E, AR178C(1)(g)(iii), AR178C(1)(j)

Delete and replace AR87AA(3)

**Amendment to Local Rules**

Amend LR8A, LR81A, LR81G, LR81AA(b)

Delete LR80D, LR81AA(c), LR81AA(d), LR81H

A copy of the above rules may be obtained during office hours from the Western Australian Turf Club, 70 Grandstand Road, Ascot, WA or Racing and Wagering Western Australia website, [www.rwwa.com.au](http://www.rwwa.com.au).

R. B. BENNETT, Chief Executive Officer.

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## — PART 2 —

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### CONSERVATION

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CO401\*

#### CONSERVATION AND LAND MANAGEMENT ACT 1984

##### PROPOSED REVOCATION OF THE DRYANDRA WOODLAND MANAGEMENT PLAN 1995-2005 AND PREPARATION OF NEW PLAN

In accordance with Section 61 of the *Conservation and Land Management Act 1984*, the revocation of the *Dryandra Woodland Management Plan 1995-2005* is proposed, and a new management plan for the period 2006-2016 prepared. The preparation of a new plan is required—

- to enable the Forest Products Commission (FPC) to continue to enter into long-term production contracts for the management, harvesting and sale of mallet from plantations within Dryandra Woodland;
- to allow for the provision of caravan bays to be considered during the life of the plan; and
- to develop performance indicators to allow for the assessment of the implementation of the management plan by the Conservation Commission.

The Department of Conservation and Land Management has specifically addressed these issues and provided draft text for comment. The Department and the Conservation Commission believe that apart from these issues, the existing plan provides adequate guidance for ongoing management and it is proposed to carry these provisions forward into the new plan. Comments will, however, be accepted on the remainder of the existing plan.

The proposal for a new Dryandra Woodland management plan to replace the *Dryandra Woodland Management Plan 1995-2005* is open for public comment. The draft text may be downloaded from the Department's NatureBase website at—

[www.calm.wa.gov.au/national\\_parks/management/man\\_have\\_your\\_say\\_amendments.html](http://www.calm.wa.gov.au/national_parks/management/man_have_your_say_amendments.html)

Electronic submissions to the plan may be made from the same site. Printed copies of the draft text are also available from—

Department of Conservation and Land Management, State Operations Headquarters  
17 Dick Perry Avenue, Technology Park (Western Precinct), Kensington WA 6151.

Department of Conservation and Land Management, Narrogin District Office  
Hough Street, Narrogin, 6312.

The closing date for submissions is 6 February 2006.

Submissions should be directed to the Planning Co-ordinator, Department of Conservation and Land Management, Locked Bag 104, Bentley Deliver Centre WA 6983.

KEIRAN McNAMARA, Executive Director,  
Department of Conservation and Land Management.

JOHN BAILEY, Chairman,  
Conservation Commission of Western Australia.

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### EAST PERTH REDEVELOPMENT AUTHORITY

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EX401\*

#### EAST PERTH REDEVELOPMENT ACT 1991

##### EAST PERTH REDEVELOPMENT AUTHORITY

###### East Perth Redevelopment Scheme

###### Proposed Scheme Amendment No.20—Open to Public Inspection and Comment

The Minister for Planning and Infrastructure has granted approval to the East Perth Redevelopment Authority providing public notification and inviting submissions on Amendment No.20 to the East Perth Redevelopment Scheme.

Amendment No.20 will extend the boundary of the East Perth Redevelopment Scheme over the Perth Cultural Centre and Northbridge Link project areas. Detail of Amendment No.20, including a map of

the scheme extension area, is available for inspection at the offices of the East Perth Redevelopment Authority, 12 Lindsay Street, Northbridge (during office hours) and may be viewed on the Authority's website [www.epra.wa.gov.au](http://www.epra.wa.gov.au).

Amendment No.20 follows on from additions to the East Perth Redevelopment Area to include the Perth Cultural Centre and Northbridge Link project areas, already made by regulation, pursuant to sections 4(2) and 57 of the *East Perth Redevelopment Act 1991*. Extending the Scheme boundary over these precincts, through Amendment No.20, will enable a formal transfer of planning controls to the East Perth Redevelopment Authority, thereby enabling it to perform its redevelopment functions.

Submissions can now be made on Amendment No.20 by any person and should be addressed to—

Manager, Statutory Planning, Policy & Sustainability  
East Perth Redevelopment Authority  
Locked Bag 8  
Perth Business Centre  
WA 6849

The closing date for submissions is Friday 13 January 2006.

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## HEALTH

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### HE401

#### HEALTH SERVICES (QUALITY IMPROVEMENT) ACT 1994

#### HEALTH SERVICES (QUALITY IMPROVEMENT) (APPROVED COMMITTEE) REVOCATION ORDER (NO. 1) 2005

Made by the Minister for Health pursuant to section 7(1) of the Act.

#### Citation

1. This order may be cited as the *Health Services (Quality Improvement) (Approved Committee) Revocation Order (No. 1) 2005*.

#### Commencement

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

#### Revocation of Order

3. The *Health Services (Quality Improvement) (Approved Committee) Order (No. 1) 2004* is revoked.

Dated this 21st day of November 2005.

J. McGINTY, Minister for Health.

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## HERITAGE

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### HR401\*

#### HERITAGE OF WESTERN AUSTRALIA ACT 1990

#### PROPOSED CONSERVATION ORDER

The Heritage Council of Western Australia gives notice that it is proposed that a Conservation Order be made in relation to the place known as *Le Fanu* located at 2 Salvado Road/66 Marine Terrace, Cottesloe, pursuant to section 59(1) of the *Heritage of Western Australia Act 1990*.

Submissions in relation to the proposed Conservation Order, the substantial terms of which are set out in Schedule 1, are invited from persons generally. Submissions must be in writing and must be forwarded to the following address—

The Director, Heritage Council of Western Australia  
108 Adelaide Terrace, East Perth, WA 6004.

Submissions must be received by 4.00 pm on Wednesday 14 December 2005.

Dated the 2nd day of December 2005.

IAN BAXTER, Director,  
Heritage Council of Western Australia.

Schedule 1—PROPOSED CONSERVATION ORDER—  
**HERITAGE OF WESTERN AUSTRALIA ACT 1990**

Part 6—Enforcement

Section 59

CONSERVATION ORDER

Le Fanu

2 Salvado Street/66 Marine Terrace, Cottesloe

WHEREAS

In my opinion it is necessary and desirable to provide special protection in respect of that parcel of land comprising of Lot 121 on Diagram 97058 and being the whole of the land contained in Certificate of Title Volume 2152 Folio 430, and situated at 2 Salvado Street/66 Marine Parade, Cottesloe together with the buildings and structures thereon (“the place”)

now pursuant to section 59(1) of the *Heritage of Western Australia Act 1990*, I, Francis Logan MLA, Minister for Heritage administering the *Heritage of Western Australia Act 1990*, HEREBY PROHIBIT, except with my authority—

- (a) the demolition, damage or alteration of the place or any portion of the place, or any building or structure on the place; and
- (b) the removal from the place of any material taken from the buildings and structures; and
- (c) the carrying out of any activity that may detrimentally affect the cultural heritage characteristics of the place.

FRANCIS LOGAN, Minister for Heritage.

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## LOCAL GOVERNMENT

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LG401\*

**BUSH FIRES ACT 1954**

*Shire of Chapman Valley*

APPOINTMENTS

It is hereby notified for public information the following persons listed hereunder have been appointed by Council as Officers to enforce provisions of the *Bush Fires Act 1954*—

Fire Control Officer

- Earl O'Donnell
- Andrew David Keys

All previous appointments relevant to the above-mentioned legislation remain valid.

MAURICE BATTILANA, Chief Executive Officer.

LG402

**LOCAL GOVERNMENT ACT 1995**

*Shire of Cuballing*

APPOINTMENT OF AUTHORISED OFFICER/RANGER

It is hereby notified for public information that Mr Philip James Gough has been appointed as an authorized person for the Shire of Cuballing under the provisions of the following Acts and associated Regulations—

1. Dog Act 1976
2. Control of Vehicles (Off Road Areas) Act 1978
3. Litter Act 1979
4. Bush Fires Act 1954

The appointment of Mr John Harold Ayton is hereby cancelled.

PETER NAYLOR, Chief Executive Officer.

**LG403**

**DOG ACT 1976**  
*Shire of Cuballing*  
**APPOINTMENT**

It is hereby notified for public information that Bronwyn Dew has been appointed as a Dog Registration Officer for the Shire of Cuballing.

PETER NAYLOR, Chief Executive Officer.

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**LG404\***

Form 2

**LOCAL GOVERNMENT ACT 1995**

LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996 [REG.72]

Notification of Taking Possession of Land

To: John Marius & Mary Elaine Wauchope and John Raymond & Leonie Christine Moore

Notice is hereby given that the sum of \$686.27 having been unpaid to Shire of Dumbleyung for a period of three years for rates and service charges in respect of the land situated at Lot 2 Bartram Road, Dumbleyung and being Deposited Plan 222398, Volume 1333 Folio 296 the local government has taken possession of the land pursuant to section 6.64 of the *Local Government Act 1995*, and in accordance with that section intends to cause the land to be transferred to the Crown.

Signed for and on behalf of the Shire of Dumbleyung on 15 November 2005.

IAN V. CRAVEN, Chief Executive Officer.

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**LG405\***

Form 2

**LOCAL GOVERNMENT ACT 1995**

LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996 [REG.72]

Notification of Taking Possession of Land

To: John Marius & Mary Elaine Wauchope and John Raymond & Leonie Christine Moore

Notice is hereby given that the sum of \$686.27 having been unpaid to Shire of Dumbleyung for a period of three years for rates and service charges in respect of the land situated at Lot 3 Bartram Road, Dumbleyung and being (6) Deposited Plan 222398, Volume 1333 Folio 296 the local government has taken possession of the land pursuant to section 6.64 of the *Local Government Act 1995*, and in accordance with that section intends to cause the land to be transferred to the Crown.

Signed for and on behalf of the Shire of Dumbleyung on 15 November 2005.

IAN V. CRAVEN, Chief Executive Officer.

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**LG406\***

Form 2

**LOCAL GOVERNMENT ACT 1995**

LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996 [REG.72]

Notification of Taking Possession of Land

To: John Marius & Mary Elaine Wauchope and John Raymond & Leonie Christine Moore

Notice is hereby given that the sum of \$686.27 having been unpaid to Shire of Dumbleyung for a period of three years for rates and service charges in respect of the land situated at Lot 11 Bartram Road, Dumbleyung and being Deposited Plan 222398, Volume 1342 Folio 566 the local government has taken possession of the land pursuant to section 6.64 of the *Local Government Act 1995*, and in accordance with that section intends to cause the land to be transferred to the Crown.

Signed for and on behalf of the Shire of Dumbleyung on 15 November 2005.

IAN V. CRAVEN, Chief Executive Officer.

LG407\*

Form 2

**LOCAL GOVERNMENT ACT 1995****LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996 [REG.72]**

## Notification of Taking Possession of Land

To: John Marius &amp; Mary Elaine Wauchope and John Raymond &amp; Leonie Christine Moore

Notice is hereby given that the sum of \$686.27 having been unpaid to Shire of Dumbleyung for a period of three years for rates and service charges in respect of the land situated at Lot 12 Bartram Road, Dumbleyung and being Deposited Plan 222398, Volume 1342 Folio 567 the local government has taken possession of the land pursuant to section 6.64 of the *Local Government Act 1995*, and in accordance with that section intends to cause the land to be transferred to the Crown.

Signed for and on behalf of the Shire of Dumbleyung on 15 November 2005.

IAN V. CRAVEN, Chief Executive Officer.

LG408

**BUSH FIRES ACT 1954***Shire of Northam*

## APPOINTMENT

It is hereby notified for public information that Mr Paul Reynolds has been appointed a Fire Control Officer for the Grass Valley Bush Fire Brigade (Shire of Northam).

The appointment of Mr Peter Dempster is hereby cancelled.

A. J. MIDDLETON, Chief Executive Officer.

LG409\*

**LOCAL GOVERNMENT ACT 1995***Shire of Dardanup*

(BASIS OF RATES)

Department of Local Government  
and Regional Development,  
29 November 2005.

DLGRD: DA5-4#03

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 John Bowler MLA, 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 7 November 2005.

CHERYL GWILLIAM, Director General.

**SCHEDULE****ADDITION TO GROSS RENTAL VALUE AREAS****SHIRE OF DARDANUP**

All those portions of land being Lots 3 to 10 inclusive, as shown on Deposited Plan 42747.

LG410\*

**LOCAL GOVERNMENT ACT 1995***City of Wanneroo*

(BASIS OF RATES)

Department of Local Government  
and Regional Development,  
29 November 2005.

DLGRD: WC5-4#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 John Bowler MLA, 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 31 October 2005.

CHERYL GWILLIAM, Director General.

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**SCHEDULE**  
**ADDITIONS TO GROSS RENTAL VALUE AREA**  
**CITY OF WANNEROO**

All those portions of land being Lots 721 to 724 inclusive, Lots 727 to 730 inclusive and Lot 9001 as shown on Deposited Plan 40201 and Lots 1468 to 1480 inclusive, Lots 1491 to 1514 inclusive and Lot 9034, as shown on Deposited Plan 46757.

**LG411\***

**DOG ACT 1976**  
*Shire of Kondinin*  
**AUTHORISED PERSONS**

It is hereby notified for public information that the following persons have been appointed under provisions of the *Dog Act 1976*.

Registration Officers—

Ellen Hardy  
Heather Lockyer  
Cassandra James  
Lisa Billingham

Authorised Officers—

Peter Webster  
Ron Wood  
John Komene  
Phillip Gough

All previous appointments are hereby revoked.

Dated this 30th day of November 2005.

P. R. WEBSTER, Chief Executive Officer.

**LG412\***

**BUSH FIRES ACT 1954**  
*Shire of Beverley*  
**FIRE CONTROL OFFICER**  
Appointment of Authorised Persons

In accordance with the *Bush Fires Act 1976* as amended, Angela Plichota is hereby appointed as an authorised Fire Control Officer as described for the Shire of Beverley.

Dated: 25/11/05.

KEITH BYERS, Chief Executive Officer.

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## **MINERALS AND PETROLEUM**

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**MP101**

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

The notice at page 4771 of the *Government Gazette* dated 21 October 2005 to be corrected as follows—

8 July 2005

TO

7 November 2005

**MP401\*****PETROLEUM (SUBMERGED LANDS) ACT 1967  
SURRENDER OF EXPLORATION PERMIT WA-338-P**

The surrender of Exploration Permit No. WA-338-P has been registered and will take effect on the date this Notice appears in the *Government Gazette*.

W. F. MASON, Acting Director Petroleum and Royalties Division.

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**MP402****MINING ACT 1978  
INSTRUMENT OF EXEMPTION OF CROWN LAND—  
EXTENSION OF PERIOD**

The Minister for State Development, pursuant to the powers conferred by Section 19 of the *Mining Act 1978*, hereby extends the exemption granted on 24 December 2003 and published in the *Government Gazette* dated 9 January 2004 of those areas of Crown land, described hereunder (not being private land or land that is the subject of a mining tenement or an application therefore) from Divisions 1 to 5 of Part IV of the *Mining Act 1978* for a period of two (2) years.

**SCHEDULE**

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

Locality: PORT HEDLAND  
Area: 1025 HECTARES APPROXIMATELY  
Period of Extension: 24 DECEMBER 2005 TO 23 DECEMBER 2007  
Dated at Perth this 25th day of November 2005.

A. J. CARPENTER MLA, Minister for State Development.

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**MP403****MINING ACT 1978  
APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Industry & Resources,  
Coolgardie WA 6430.

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

D. TEMBY, Warden.

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To be heard in the Warden's Court at Coolgardie on the 23rd January, 2006.

**COOLGARDIE MINERAL FIELD  
Prospecting Licence**

P15/4303—Williams, John Dennis

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**MP404****MINING ACT 1978  
APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Industry & Resources,  
Coolgardie WA 6430.

In accordance with Regulation 49(2)(c) of the Mining Act 1978 notice is hereby given that the following Licences are liable to forfeiture under the provisions of Section 96(1)(a) for breach of covenant, viz, failure to meet the minimum expenditure requirement.

D. TEMBY, Warden.

To be heard in the Warden's Court at Coolgardie on the 23rd January, 2006.

COOLGARDIE MINERAL FIELD  
Prospecting Licences

15/4573—Mat Mining Pty Ltd  
16/1970—Paddington Gold Pty Ltd  
16/1971—Paddington Gold Pty Ltd  
15/3883—Stehn, Trent Paterson  
Carmody, Harry  
Stehn, Anthony Paterson  
15/3884—Stehn, Trent Paterson  
Carmody, Harry  
Stehn, Anthony Paterson  
15/3885—Stehn, Trent Paterson  
Carmody, Harry  
Stehn, Anthony Paterson  
15/3886—Stehn, Trent Paterson  
Carmody, Harry  
Stehn, Anthony Paterson  
15/3887—Stehn, Trent Paterson  
Carmody, Harry  
Stehn, Anthony Paterson

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## PARLIAMENT

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PA401\*

PARLIAMENT OF WESTERN AUSTRALIA

Royal Assent To Bill

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

Short Title of Bill	Date of Assent	Act No.
Acts Amendment (Higher School Leaving Age and Related Provisions) Bill 2005	November 18 2005	22 of 2005

PETER J. McHUGH, Acting Clerk of the Parliaments.

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## PLANNING AND INFRASTRUCTURE

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PI401\*

TOWN PLANNING AND DEVELOPMENT ACT 1928

TOWN PLANNING SCHEME AMENDMENT

*Town of Bassendean*

Town Planning Scheme No. 3—Amendment No. 68

Ref: 853/2/13/3 Pt 68

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 Town of Bassendean town planning scheme amendment on 29 November 2005 for the purpose of inserting the following clauses into the Scheme—

**3.12 Restrictive Covenants**

- 3.12.1 Subject to clause 3.12.2, a restrictive covenant affecting any land in the Scheme area, by which or the effect of which is that, the number of residential dwellings which may be constructed on the land is limited or restricted to less than permitted by the Scheme, is hereby extinguished or varied to the extent that it is inconsistent with the provisions of the Residential Design Codes which apply under the Scheme.



3.12.2 Where clause 3.12.1 operates to extinguish or vary a restrictive covenant the local government is not to grant planning approval to the development of the land which would, but for the operation of clause 3.12.1, have been prohibited unless the application has been dealt with as an 'AP' use and has complied with all the advertising requirements of clause 5.2.2.

- 5.1.3 (f) the erection on a lot of a single house including any extension, ancillary outbuildings and swimming pools except where the development will be located in the Swan River Flood fringe or Floodway and such development does not comply with any relevant Town Planning Scheme Policy.

W. G. KLEIN, Mayor.  
G. EVERSLED, Chief Executive Officer.

PI402\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

**TOWN PLANNING SCHEME AMENDMENT**

*City of Bayswater*

Town Planning Scheme No. 24—Amendment No. 10

Ref: 853/2/14/29 Pt 10

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 Bayswater town planning scheme amendment on 28 November 2005 for the purpose of rezoning Lot 939 (No. 116) Hardy Road, Bayswater, from "Business" to "Medium Density Residential R25".

T. G. KENYON, Mayor.  
M. J. CAROSELLA, Chief Executive Officer.

PI403\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

**TOWN PLANNING SCHEME AMENDMENT**

*City of Cockburn*

Town Planning Scheme No. 3—Amendment No. 11

Ref: 853/2/23/20 Pt 11

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 Cockburn town planning scheme amendment on 29 November 2005 for the purpose of—

1. Including the following in Schedule 3—Restricted Uses of the Scheme—

No.	Description of Land	Restricted Use	Conditions
RU 11	The land included within the District Centre Zone on the corner of Phoenix Road and Rockingham Road, Spearwood.	Those uses which may be permitted within the District Centre Zone as set out in Table 1—Zoning Table subject to there being no more than two (2) supermarkets within the District Town Centre Zone. For the purpose of this clause a supermarket is defined as a self-service retail store or market, with a sales area of 400sqm (NLA) or greater, the main function of which is to sell a variety of ordinary fresh and/or packaged food and grocery items.	Planning Approval

2. Amending the Scheme Maps to identify the District Centre Zone on the corner of Phoenix Road and Colville Crescent, Spearwood as Restricted Use RU 11.
3. Modifying paragraph 6 in DA10—Atwell South contained in Schedule 11—Development Areas of the Scheme by replacing "2,700m<sup>2</sup>" with "5,000m<sup>2</sup>".

S. LEE, Mayor.  
D. GREEN, Chief Executive Officer.

PI404\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

## APPROVED TOWN PLANNING SCHEME AMENDMENT

*Shire of Broome*

Town Planning Scheme No. 4—Amendment No. 23

Ref: 853/7/2/4 Pt 23

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 Broome town planning scheme amendment on 29 November 2005 for the purpose of—

1. Rezoning Portions of Proposed Lots 3161B and 3161C, Reid Road, Cable Beach and Vacant Crown Land, from 'Residential 10/20', 'Residential 15', 'Residential 20', 'Residential R30', 'Residential R40', 'Parks and Recreation', 'Public Purposes Reserve' and 'Development Zone' to 'Development Zone' and 'Local Scheme Reserve—Environmental Cultural Corridor' and 'Local Scheme Reserve—Parks & Recreation'.
2. Amending the Scheme Amendment Maps accordingly.
3. Amending Clause 8.2(b) of the Scheme Text, to read as follows—
  - (b) The erection on a lot of a single house in the Residential Zone and the Development Zone including any extension, ancillary outbuildings and swimming pools, except where—
    - (i) The proposal requires the exercise of a discretion by the local government under the Scheme to vary the provisions of the Residential Planning Codes; or
    - (ii) The development will be located in a heritage area designated under the Scheme.
    - (iii) The development is inconsistent with a Development Plan adopted under Clause 4.25.3.

G. T. CAMPBELL, President.  
I. M. BODILL, Chief Executive Officer.

PI405\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

## TOWN PLANNING SCHEME AMENDMENT

*Shire of Dalwallinu*

Town Planning Scheme No. 1—Amendment No. 15

Ref: 853/3/5/1 Pt 15

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 Dalwallinu town planning scheme amendment on 29 November 2005 for the purpose of—

1. Creating a new Local Scheme Reserve 'Public Purposes—Emergency Services' by adding 'ES—Emergency Services' to the Scheme Map legend.
2. Reclassifying Lots 312, 313 and 314 Leahy Street, Dalwallinu, from 'Residential R10/R30' zone to 'Public Purposes—Emergency Services' Local Scheme Reserve as more clearly shown on the Scheme Amendment Map.

R. S. NIXON, President.  
N. A. HALE, Chief Executive Officer.

PI406\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

## APPROVED TOWN PLANNING SCHEME AMENDMENT

*Shire of Dowerin*

Town Planning Scheme No. 1—Amendment No. 2

Ref: 853/4/11/2 Pt 2

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 Dowerin town planning scheme amendment on 29 November 2005 for the purpose of reclassifying portion of Crown Lot 204, corner Hilda Street and Goldfields Road, Dowerin, from 'Parks & Recreation' Local Scheme Reserve to 'Residential R30' zone, as more clearly shown on the Scheme Amendment Map.

L. E. WARD, President.  
L. P. CRICHTON, Chief Executive Officer.

PI407\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**TOWN PLANNING SCHEME AMENDMENT**  
*City of Joondalup*  
 District Planning Scheme No. 2—Amendment No. 29

Ref: 853/2/34/2 Pt 29

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 Joondalup town planning scheme amendment on 29 November 2005 for the purpose of—

1. Rezoning Lot 674 (107) Eddystone Avenue, Craigie from 'Commercial' to 'Residential'.
2. Recoding Lot 674 (107) Eddystone Avenue, Craigie from a density code of R20 to a density code of R40.

J. PATERSON, Chairman of Commissioners.  
 G. G. HUNT, Chief Executive Officer.

PI408\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**TOWN PLANNING SCHEME AMENDMENT**  
*City of Mandurah*  
 Town Planning Scheme No. 3—Amendment No. 68

Ref: 853/6/13/12 Pt 68

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 Mandurah town planning scheme amendment on 29 November 2005 for the purpose of—

1. Rezoning portion of Lots 3-6, 104-105 and 8, 10 and 11 Old Coast Road Wannanup from 'Special Use' to 'Urban Development'.
2. Reclassifying a 10 metre portion of Lots 3-6, 104-105 and 8, 10 and 11 Old Coast Road Wannanup from 'Local Recreation' reserve to 'Urban Development' zone.
3. Deleting Special Use No. 3 from Appendix 3 of the Scheme Text.
4. Amending the Scheme Maps accordingly.

P. CREEVEY, Mayor.  
 M. NEWMAN, Chief Executive Officer.

PI409\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**TOWN PLANNING SCHEME AMENDMENT**  
*City of Melville*  
 Community Planning Scheme No. 5—Amendment No. 38

Ref: 853/2/17/12 Pt 38

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning and Infrastructure approved the City of Melville town planning scheme amendment on 29 November 2005 for the purpose of—

1. Amending the Scheme Text by adding to Schedule 3 Additional Uses and Special Conditions the following—

No.	Address	Additional Uses	Special Conditions
44.	Lot 29 (67) Cranford Avenue, Brentwood.	Medical Centre  Office	No more than three (3) Practitioners and one (1) support staff to operate from the Medical Centre at any one time.  The office component is to be limited to 25% of the total floor space.

2. Amending the Scheme Map by adding an asterisk (“\*”) to the subject site to represent the additional use.

K. J. JACKSON, Mayor.  
 M. TIELEMAN, Acting Chief Executive Officer.

## PI410\*

## TOWN PLANNING AND DEVELOPMENT ACT 1928

## APPROVED TOWN PLANNING SCHEME AMENDMENT

*Shire of Northampton*

## Town Planning Scheme No. 9—Amendment No. 1

Ref: 853/3/14/11 Pt 1

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Minister for Planning and Infrastructure approved the Shire of Northampton town planning scheme amendment on 29 November 2005 for the purpose of—

1. Rezoning Lot 990 on Deposited Plan 220065 Walker Street, Kalbarri, from “Special Use Area” and “Parks and Recreation” to “Residential” and applying a residential density coding of R17.5.
2. Amending Appendix No 7—Special Use Zone, by replacing the entry for SU6 with the following—

No.	Description of Land	Special Use	Conditions
6.	Lot 856 (Reserve 41755) Harvey Place, Kalbarri	• Church	As determined by Council in consultation with the Department for Planning & Infrastructure

3. Amending the Scheme Maps accordingly.

G. V. PARKER, President.  
G. L. KEEFFE, Chief Executive Officer.

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## RACING, GAMING AND LIQUOR

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## 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
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
11087	Summers Investments (WA) Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Joondalup and known as McLarty's Restaurant	09/12/2005
11088	Ilkmax Equities Pty Ltd	Application for the grant of a Producer's licence in respect of premises situated in Harvey and known as Gordon Parker Wines	08/12/2005
11089	Billabong Brewing Pty Ltd	Application for the grant of a Producer's licence in respect of premises situated in Myaree and known as Billabong Brewing—Myaree	08/12/2005
11092	Summers Investments (WA) Pty Ltd	Application for the grant of a Special Facility—Amusement Venue licence in respect of premises situated in Joondalup and known as McLarty's Snooker and Pool	23/12/2005
11093	Summers Investments (WA) Pty Ltd	Application for the grant of a Producer's licence in respect of premises situated in Joondalup and known as Lake Joondalup Brewery	09/12/2005
11085	Ben Williams & Jacie Williams	Application for the grant of a Restaurant licence in respect of premises situated in Dunsborough and known as Chapter 6	15/12/2005
11083	Wendy Dianne Glance	Application for the grant of a Restaurant licence in respect of premises situated in Dwellingup and known as Millhouse Café and Chocolates	08/12/2005

App. No.	Applicant	Nature of Application	Last Date for Objections
11081	KPG Licensing Pty Ltd	Application for the grant of a Hotel licence in respect of premises situated in Geraldton and known as Batavia Marina Hotel	29/12/2005

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

Dated: 30 November 2005.

P. MINCHIN, Acting Director of Liquor Licensing.

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## DECEASED ESTATES

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**ZX401**

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

Notice to Creditors and Claimants

Paul Aaron Merema late of 32 Armytage Way, Hillarys, 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 23 April 2005 in Singapore are required by the Executor and Trustee of care of Messrs Dwyer Durack Lawyers of 6th Floor, St Martins Tower, 44 St Georges Terrace, Perth to send particulars of their claims to her by 2 January 2006 after which date the Trustee may convey or distribute the assets having regard only to the claims of which she then has notice.

**ZX402**

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

Notice to Creditors and Claimants

In the matter of the Estate of Thomas Ernest Whiting, late of 4 Pollitt Close, Armadale, in the State of Western Australia, Pensioner, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962, relates) in respect of the Estate of the deceased, who died on the 27th day of July 2005, are required by the Executor, Robert Vojakovic, to send the particulars of their claim to Messrs Taylor Smart Solicitors of Level 8, 50 St George's Terrace, Perth in the State of Western Australia, by the 3rd day of January 2006, after which date the said Executor may convey or distribute the assets, having regard only to the claims of which he then has had notice.

Dated the 28th day of November 2005.

GARRY E. SAME, Taylor Smart.

**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 1962, relates) in respect of the estate of the undermentioned deceased person are required by the personal representatives of care of Marks & Sands Lawyers, Level 9, 30 The Esplanade, Perth to send particulars of their claims to them by the 3rd day of January 2006 after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.

Dodd, Ethel, late of 10 Donald Road, Maida Vale. Died 24 November 2004.

**ZX404**

**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 2nd January 2006 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Clow, David Henry, late of Hellenic Community Aged Care, 2 Hellenic Drive, Dianella formerly of 36 Gemini Way, Carlisle, died 11/11/2005, (DE19942318EM34)

Colton, Joseph Charles, also known as Colton, Charles, late of Lathlain Care Facility, 63 Archer Street, Carlisle, died 15/8/2005, (DE19891877EM23)

Davoren, Gary Maxwell, late of 8 Yarra Court, Carramar, died 24/8/2005, (DE19943386EM37)

Fry, Lancelot Wentworth, late of Waminda Hostel, 1 Adie Court, Bentley, died 23/10/2005, (DE19490395EM27)

Geere, Albert Henry, late of Unit 12A/19-21 Mackie Street, Victoria Park, died 25/9/2005, (DE19860926EM27)

Passmore, Brian Raymond, late of 7 Catenary Court, Mullaloo, died 8/5/2005, (DE19991237EM26)

Wheelock, Jack Logan, late of 95 Sexton Road, Inglewood, died 1/8/2005, (DE19713374EM13)

Zukauskas, Elena, late of Webber Gardens, Unit 20/69-71 Bawdan Street, Willagee, died 1/11/2005, (DE19762460EM13)

SHAUN WILLIAM CONLIN, A/Public Trustee,  
Public Trust Office, 565 Hay Street, Perth WA 6000.  
Telephone: 9222 6777

**ZX405**

**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 30th day of November 2005.

S. W. CONLIN, A/Public Trustee,  
565 Hay Street, PERTH WA 6000,

Name of Deceased	Address	Date of Death	Date Election Filed
Geere, Albert Henry (DE19860926EM27)	Victoria Park	25/9/2005	28/11/2005
Dodd, Olive Mary Madge (DE19810532EM27)	Joondalup	25/7/2005	28/11/2005

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