



**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

ISSN 1448-949X PRINT POST APPROVED PP665002/00041

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PERTH, FRIDAY, 15 JANUARY 2010 No. 7

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM

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PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Delivery address:

State Law Publisher
Ground Floor,
10 William St. Perth, 6000
Telephone: 9426 0000 Fax: 9321 7536

- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
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— PART 1 —

PROCLAMATIONS

AA101*

MAJOR EVENTS (AERIAL ADVERTISING) ACT 2009

No. 20 of 2009

PROCLAMATION

Western Australia

*By the Honourable**Wayne Stewart Martin,**Chief Justice of Western Australia,**Lieutenant-Governor and deputy of the**Governor of the State of Western Australia*

[L.S.]

WAYNE STEWART MARTIN

Lieutenant-Governor and deputy of the Governor

I, the Lieutenant-Governor and deputy of the Governor, acting under the *Major Events (Aerial Advertising) Act 2009* section 2(b) and with the advice and consent of the Executive Council, fix 18 January 2010 as the day on which the provisions of that Act, other than sections 1 and 2, come into operation.

Given under my hand and the Public Seal of the State on 12 January 2010.

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

T. WALDRON, Minister for Sport and Recreation.

CONSUMER PROTECTION

CE301*

Travel Agents Act 1985

Travel Agents Amendment Regulations (No. 2) 2009

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

1. Citation

These regulations are the *Travel Agents Amendment Regulations (No. 2) 2009*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Travel Agents Regulations 1986*.

4. Regulation 8AA amended

Delete regulation 8AA(4)(a) and “or” after it and insert:

- (a) successful achievement of either of the following units of competency delivered or assessed by a registered training provider (as defined in the *Vocational Education and Training Act 1996* section 5(1)) in accordance with the Australian Quality Training Framework —
 - (i) Unit of Competency THTSOP20A (Construct normal international airfares);
 - (ii) Unit of Competency SITTTSL013A (Construct normal international airfares);

or

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

PETER CONRAN, Clerk of the Executive Council.

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

Town of Cambridge

PARKING AMENDMENT LOCAL LAW 2009

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Town of Cambridge resolved on 22 July 2009 to make the following local law.

1. Citation

This local law may be cited as the *Town of Cambridge Parking Amendment Local Law 2009*.

2. Principal local law

In this Local Law, the *Town of Cambridge Parking Local Law* published in *Government Gazette* No. 51 on 22 March 2002, as amended by the *Town of Cambridge Amendment Local Law 2006* published in *Government Gazette* No. 3 on 9 January 2007 and the *Town of Cambridge Amendment Local Law 2008* published in *Government Gazette* No. 175 on 10 October 2008, is referred to as the principal Local Law. The principal Local Law is amended as follows.

3. Clause 1.9 amended

Clause 1.9 is deleted.

4. Clause 2.1 amended

Clause 2.1 (1) is deleted and substitute the following sub-clause—

“(1) The local government may by resolution constitute, determine and vary and shall indicate by contiguous signs, metered zones, ticket machine zones and metered spaces.”

5. Clause 3.9 amended

Clause 3.9 (2) is deleted.

Dated this 4th day of January 2010.

The Common Seal of the Town of Cambridge was affixed by authority of a resolution of the Council in the presence of—

SIMON WITHERS, Mayor.
JASON LYON, Acting Chief Executive Officer.

LG302*

LOCAL GOVERNMENT ACT 1995

City of Wanneroo

PRIVATE PROPERTY AMENDMENT LOCAL LAW 2009

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Wanneroo resolved on 15 December 2009 to make the following local law.

1. Citation

This local law may be cited as the *City of Wanneroo Private Property Amendment Local Law 2009*.

2. Commencement

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

3. Principal local law

In this local law, the *City of Wanneroo Private Property Local Law 2001* as published in the *Government Gazette* on 30 April 2002, and as amended published in the *Government Gazette* on 9 April 2009, is referred to as the principal local law. The principal local law is amended as follows.

4. Clause 1.6 amended

After the definition for “state of disrepair” insert—

“stored” in relation to disused motor vehicles includes storing, parking or keeping of disused motor vehicles;”

5. Clause 10.1 amended

Delete clause 10.1 and its heading and insert—

“10.1 Storage of disused motor vehicles

- (1) Only motor vehicles which are operational and registered for on-road use may be stored in the front set-back of properties.
- (2) Only one motor vehicle which is not operational and road registered may be stored on a residential lot, either within a garage, or in the fenced rear yard, and screened so as to not be visible from beyond the property boundaries.

- (3) The use of vehicle covers within the front set-back does not qualify as screening the vehicle from visibility beyond the property boundaries.
- (4) Any motor vehicle, whether road registered or not, which is longer than 10 metres, wider than 2.5 metres or higher than 3 metres, may not be stored at a residential lot."

Dated: 4 January 2010.

The Common Seal of the City of Wanneroo was hereunto affixed by authority of a resolution of Council in the presence of—

JON KELLY, Mayor.
DANIEL SIMMS, Chief Executive Officer.

RACING, GAMING AND LIQUOR

RG301*

Liquor Control Act 1988

Liquor Control Amendment Regulations (No. 8) 2009

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

1. Citation

These regulations are the *Liquor Control Amendment Regulations (No. 8) 2009*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Liquor Control Regulations 1989*.

4. Regulation 3A amended

In regulation 3A(1) insert in alphabetical order:

higher education course has the meaning given in the *Higher Education Act 2004* section 3;

higher education institution means an education institution as defined in the *Higher Education Act 2004* section 3 that provides a higher education course;

5. Regulation 7 amended

After regulation 7(a) insert:

- (ba) by a higher education institution; or

6. Regulation 9A amended

- (1) Delete regulation 9A(10) and the heading before it and insert:

Education and training institution

- (10) A special facility licence may be granted for the purpose of allowing the sale of liquor at a vocational education and training institution or a higher education institution to students and staff of the institution and their guests.

- (2) Delete the heading before regulation 9A(10a) and insert:

Education and training course

- (3) In regulation 9A(10a):

- (a) in paragraph (a) after “training institution” insert:

or higher education institution

- (b) in paragraph (b) delete “institution,” and insert:

institution or higher education institution,

- (4) In regulation 9A(10c) after “training institution” insert:

or higher education institution

- (5) In regulation 9A(10d):

- (a) in paragraph (a)(ii) delete “vocational education and training”;

- (b) in paragraph (b)(i) delete “vocational education and training”;

- (6) In regulation 9A(10e):
- (a) delete the definition of *approved viticulture course* and insert:
- approved viticulture course* means —
- (a) a course that delivers units of competency from the Food Processing Industry Training Package (Wine Sector) leading to a qualification recognised under the Australian Qualifications Framework; or
- (b) a higher education course relating to viticulture;
- (b) in the definition of *special event* delete “institution,” and insert:
- institution or higher education institution,

7. Regulation 9C amended

After regulation 9C(b) insert:

- (ca) regulation 9A(10) — education and training institution;
- (cb) regulation 9A(10a) — education and training course;
- (cc) regulation 9A(10c) — approved viticulture course;

8. Regulation 18F amended

- (1) In regulation 18F(1) insert in alphabetical order:

accredited higher education course means a course of study accredited for the purposes of the *Higher Education Act 2004*;

- (2) Delete regulation 18F(2) and insert:

- (2) For the purposes of section 121(11)(c)(ii) the following are prescribed training courses —
- (a) an approved VET course;
- (b) an accredited higher education course.

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

R. KENNEDY, Clerk of the Executive Council.

TRANSPORT

TR301*

Rail Safety Act 1998

Rail Safety Amendment Regulations 2009

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

1. Citation

These regulations are the *Rail Safety Amendment Regulations 2009*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Rail Safety Regulations 1999*.

4. Schedule 2 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 2 cl. 1(b)	6 000	6 264
Sch. 2 cl. 1(c)(i)	1 200	1 252.80
Sch. 2 cl. 1(c)(ii)	500	522
Sch. 2 cl. 4	100	104.40
Sch. 2 cl. 5	40.4380	47.0214
Sch. 2 cl. 6	0.0288	0.0308
Sch. 2 cl. 7	40.4380	47.0214

Provision	Delete	Insert
Sch. 2 cl. 8	0.0288	0.0308
Sch. 2 cl. 9(a)	5 000	6 264
Sch. 2 cl. 9(b)(i)	1 200	1 252.80
Sch. 2 cl. 9(b)(ii)	500	522

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

PETER CONRAN, Clerk of the Executive Council.

WORKSAFE

WS301*

Occupational Safety and Health Act 1984

Occupational Safety and Health Amendment Regulations (No. 7) 2009

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Occupational Safety and Health Amendment Regulations (No. 7) 2009*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Occupational Safety and Health Regulations 1996*.

4. Regulation 1.3 amended

(1) In regulation 1.3 in the definition of ***Building Code***:

(a) delete “1990” and insert:

as at 1 May 2008

(b) delete “as amended from time to time”;

(c) delete “Part A3 of”.

(2) In regulation 1.3 in the definition of ***medical practitioner*** delete “*Medical Act 1894* and who has a current entitlement to practise under that Act;” and insert:

Medical Practitioners Act 2008;

5. Regulation 2.8A deleted

Delete regulation 2.8A.

6. Schedule 1 amended

(1) Delete Schedule 1 item 25 and insert:

25	AS/NZS ISO 2800: 2008	Clothing for protection against heat and flame — General recommendations for selection, use, care and maintenance	3.33
----	-----------------------	-------------------------------------------------------------------------------------------------------------------	------

(2) In Schedule 1 item 33 delete “AS 2971-2002” and insert:

AS 2971-2007

(3) In Schedule 1 item 42 delete “AS/NZS 3788:2001” and insert:

AS/NZS 3788:2006

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

— PART 2 —

AGRICULTURE AND FOOD

AG401*

SOIL AND LAND CONSERVATION ACT 1945
**SOIL AND LAND CONSERVATION (GINGIN LAND CONSERVATION DISTRICT)
AMENDMENT ORDER 2009**

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

1. Citation

This order may be cited as the *Soil and Land Conservation (Gingin Land Conservation District) Amendment Order 2009*.

2. Principal Order

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

(*Published in the Gazette 16 December 1983 at p. 4898 and amended in the Gazettes of 10 October 1986 at pp. 3876-77, 7 June 1991 at pp. 2801-02, 12 November 1993 at p. 6124, 30 September 1994 at p. 4960, 8 December 1995 at p. 5938 and an Amendment Order approved by Executive Council on 9 March 1999 {refer Department of Agriculture reference: 881706V05P0A} and amended in the Gazettes of 27 April 2001 at pp. 2210-11 and 16 December 2003 at pp. 5097-98).

3. Clause, 5, 6 and 7 deleted

Clauses 5, 6 and 7 of the principal order are deleted.

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

PETER CONRAN, Clerk of the Executive Council.

AG402*

SOIL AND LAND CONSERVATION ACT 1945
**SOIL AND LAND CONSERVATION (WOODANILLING LAND CONSERVATION DISTRICT)
AMENDMENT ORDER 2009**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council under sections 22 and 23 of the *Soil and Land Conservation Act 1945* on the recommendation of the Minister for Agriculture and Food.

1. Citation

This order may be cited as the *Soil and Land Conservation (Woodanilling Land Conservation District) Amendment Order 2009*.

2. Principal Order

In this order the *Soil and Land Conservation (Woodanilling Land Conservation District) Order 1987** is referred to as the principal order.

(*Published in the Gazette 22 May 1987 at pp. 2200-2201 and amended in the Gazettes of 26 April 1991 at pp. 1859-1860 and 21 July 1995 at p. 3069 and an Amendment Order approved by Executive Council on 9 March 1999 {Department of Agriculture reference: 881775V02P05}).

3. Clause 5 amended

Clause 5 of the principal order is amended by—

- (i) deleting “17” in subclause (1) and substituting the following—
“10”, and
- (ii) deleting “12” in subclause (1)(e) and substituting the following—
“5”

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

PETER CONRAN, Clerk of the Executive Council.

AG403*

SOIL AND LAND CONSERVATION ACT 1945**SOIL AND LAND CONSERVATION (MT MARSHALL LAND CONSERVATION DISTRICT)
AMENDMENT ORDER 2009**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council under sections 22 and 23 of the *Soil and Land Conservation Act 1945* on the recommendation of the Minister for Agriculture and Food.

1. Citation

This order may be cited as the *Soil and Land Conservation (Mt Marshall Land Conservation District) Amendment Order 2009*.

2. Principal Order

In this order the *Soil and Land Conservation (Mt Marshall Land Conservation District) Order 1984** is referred to as the principal order.

(*Published in the Gazette of 16 March 1984 at p. 720 and amended in the Gazettes of 20 February 1987 at p. 477, 23 November 1990 at pp. 5771-5772, 1 March 1991 at pp. 967-968, 12 July 1991 at p. 3419 and an amendment order approved by Executive Council on 25 August 1998 {Department of Agriculture reference: 881703V03P0J} and amended in the Gazette of 16 March 2004 at pp. 794-795).

3. Clause 6 amended

Clause 6 of the principal order is amended by—

- (i) deleting “13” in subclause (1) and substituting the following—
“9”, and
- (ii) deleting “2” in subclause (2)(a) and substituting the following—
“1”, and
- (iii) deleting “7” in subclause (2)(c) and substituting the following—
“4”

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

PETER CONRAN, Clerk of the Executive Council.

CONSUMER PROTECTION

CE401*

CONSUMER AFFAIRS ACT 1971**ORDER RESTRICTING THE SUPPLY OF GOODS****Protective Helmets for Pedal Cyclists**

I, Anne Driscoll, Commissioner for Consumer Protection in the State of Western Australia being satisfied that the Commonwealth Government of Australia has, by regulations dated 5 October 2001 (No. 279 of 2001), 11 August 2006 (No. 217 of 2006), 27 August 2007 (No. 260 of 2007), 2 December 2008 (No. 242 of 2008) and 14 December 2009 (No. 390 of 2009), made a law regulating the supply of goods described in Schedule 1; and considering it necessary in the interests of the safety of the public; order pursuant to section 23R(3) of the *Consumer Affairs Act 1971* that the supply of goods described in Schedule 1 is allowed in this State subject to the conditions or restrictions specified in Schedule 2; and further order that this Order shall take effect from the date of Gazette.

SCHEDULE 1

Helmets for pedal cyclists as prescribed by the *Trade Practices (Consumer Product Safety Standard) (Bicycle Helmets) Regulations 2001*.

SCHEDULE 2

Those conditions and restrictions specified in the *Trade Practices (Consumer Product Safety Standard) (Bicycle Helmets) Regulations 2001*.

Dated this 6th day of January 2010.

ANNE DRISCOLL, Commissioner for Consumer Protection.

CE402*

ASSOCIATIONS INCORPORATION ACT 1987

NOTICE OF CANCELLATION

Bunbury Domestic Violence Action Group Inc—A1002624J

Centrals Junior Football Club Inc—A0822764U

Eastern Goldfields Aboriginal Advancement Council—A0670051M

East Greenwood Primary School Parents and Citizens' Association Incorporated—A0821074B

The Esperance Aboriginal Christian Fellowship of Australia—A0770017B

Hyde Park Precinct Group Inc—A1005689M

Leederville Community Action Group Inc—A1008745U

Moora Performing Arts Society Inc—A1001528E

National Seniors Association Gosnells Districts Branch—A1009514D

Notice is hereby given that, pursuant to section 35 of the *Associations Incorporation Act 1987*, the incorporation of the above-named associations has been cancelled as from the date of this notice.

Dated: 12 January 2010.

SUSAN NULSEN, Director Business Services.
For the Commissioner for Consumer Protection.

HOUSING

HW401*

COUNTRY HOUSING ACT 1998

STANDARD RATE OF INTEREST

Notice is hereby given, in accordance with Section 40 of the Country Housing Act 1998 that the standard rate of interest to apply for assistance provided under this Act is 5.84% for existing clients and 6.62% for new clients effective from 15th February 2010.

LOCAL GOVERNMENT

LG401*

BUSH FIRES ACT 1954

FIRE CONTROL OFFICERS

Shire of Kalamunda

It is hereby advised that the following persons are appointed as Shire of Kalamunda Bush Fire Control Officers under the *Bush Fires Act 1954*, Part IV Division 1 Section 38.

Chief Bush Fire Control Officer—Gavin Eva**Deputy Chief Bush Fire Control Officer**—(1) Keith Stitt (Kalamunda VBFB)**Bushfire Control Officers**—

Michael John O'Regan (Shire of Kalamunda)

Phillip Leslie Howe (Shire of Kalamunda)

Peter John Wilson (Shire of Kalamunda)

Di Hart (Shire of Kalamunda)

Scott Edward Andrew Jones (Shire of Kalamunda)

Peter James Sandow (Shire of Kalamunda)

Carl Robinson (Shire of Kalamunda)

David Carroll (Shire of Kalamunda)

Renée Bertram * (Shire of Kalamunda)

Jamie O'Neill (Kalamunda VBFB)

Fiona Tosh (Kalamunda VBFB)

Tony Moiler (Kalamunda VFRS)

Brian McGinley (Kalamunda VFRS)

* refers to restricted role as BFCO

() denotes brigade represented.

Cancellations: All other previous appointments.

By order of the Council,

JAMES TRAIL, Chief Executive Officer.

LG402**CITY OF ROCKINGHAM*
AUTHORISED OFFICERS

It is hereby notified for public information that Barbara Murdoch and Danny Kerton have been appointed as Rangers for the City of Rockingham and are authorized on behalf of the Council of the City of Rockingham to administer the following legislation within the district—

1. The *Litter Act 1979*.
2. The *Dog Act 1976*—as Authorised Officer and Registration Officer.
3. The *Bush Fires Act 1954* and to issue Infringement Notices under section 59(A) of the *Bush Fires Act 1954*.
4. The *Control of Vehicles (off road areas) Act 1978*.
5. To exercise power under—
 - (i) Part XX of the *Local Government (Miscellaneous Provisions) Act 1960*.
 - (ii) Section 449 of the *Local Government (Miscellaneous Provisions) Act 1960* as Pound Keeper and Ranger.
 - (iii) Part 9, Division 2 of the *Local Government Act 1995*.
 - (iv) Section 9.13, 9.16 of the *Local Government Act 1995* as Authorised Person.
 - (v) Part 3, Sub-division 4 of the *Local Government Act 1995*.
 - (vi) Section 3.39 of the *Local Government Act 1995* as Authorised Removal and Impounding Employee.
6. The City of Rockingham Parking and Parking Facilities Local Law 2004 as Authorised Person.
7. All City of Rockingham Local Laws.

ANDREW HAMMOND, Chief Executive Officer.

LG403***LOCAL GOVERNMENT ACT 1995***Shire of Capel*
(BASIS OF RATES)

Department of Local Government.

DLG: CP5-4#07

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Executive Director Governance and Legislation of the Department of Local Government, under delegation from the Hon John Castrilli MLA, Minister for Local Government, 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 6 January 2010.

BRAD JOLLY, Executive Director,
Governance and Legislation.

Schedule

Additions to Gross Rental Value Area

Shire of Capel

All those portions of land being Lots 4213 to 4217 inclusive, Lots 4232 to 4240 inclusive, Lots 4249 to 4265 inclusive, Lots 4305 to 4307 inclusive, Lots 4316 to 4321 and Lot 8503 as shown on Deposited Plan 63686.

MARINE/MARITIME

MX401*

WESTERN AUSTRALIAN MARINE ACT 1982**RESTRICTED SPEED AREA—ALL VESSELS**

Perth Waters

*City of Perth*Department of Transport,
Fremantle WA, 15 January 2010.

Acting pursuant to the powers conferred by Section 67 of the Western Australian *Marine Act 1982*, the Department of Transport by this notice hereby revokes Notice MX 402, as published in the *Government Gazette* on 18 December 2009 and replaces it with the following notice—

Limits the speed of motor vessels to that of eight (8) knots within the following area—

SWAN RIVER—All the waters of the Swan River bounded by a line commencing at 31°57.573'S, 115°51.616'E (on the foreshore approximately 30 metres east of the West Australian Rowing Club boatshed); thence to the navigation marker at 31°57.683'S, 115°51.541'E (approximately 235 metres south-south-westerly); thence along the line of the southern boundary of the navigation channel to where this intersects Heirisson Island; thence along the western shore of Heirisson Island; thence along the western boundary of the W.A. Waterski Association water ski area; thence westerly along the South Perth foreshore; thence along the eastern side of the Narrows Bridge to the start of the navigation channel at approximately 31°57.835'S, 115°50.832'E; thence along the southern boundary of the Narrows Bridge to Barrack Street navigation channel to the navigation marker at 31°57.655'S, 115°51.361'E; thence to 31°57.518'S, 115°51.347'E; (on the foreshore approximately 100 metres west of the Barrack Street Jetties), but excluding the commercial water ski area between the Mends Street Jetty and the Narrows.

All coordinates based on GDA 94.

DAVID HARROD FNI, General Manager, Marine Safety,
Department of Transport.

MX402*

SHIPPING AND PILOTAGE ACT 1967**APPOINTMENT**

Office of the Minister for Transport.

It is hereby notified for general information that the Governor, in Executive Council, has approved in accordance with section 4 of the *Shipping and Pilotage Act 1967* the appointment of—

Captain Mark Scholma as a Pilot at the Port of Barrow Island.

SIMON O'BRIEN MLC, Minister for Transport.

MINERALS AND PETROLEUM

MP101*

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

The notice at page 43 of the *Government Gazette*, WA, dated 8 January 2010 to be corrected as follows—

Strindberg, Hans Nicholas

Strindberg, Hans Nicholas

Strindberg, Hans Nicholas

Strindberg, Hans Nicholas

TO

Strindberg, Hans August Nicholas

Strindberg, Hans August Nicholas

Strindberg, Hans August Nicholas

Strindberg, Hans August Nicholas

MP401*

MINING ACT 1904
TEMPORARY RESERVES

Department of Mines and Petroleum, Perth.

In accordance with the provisions of the Mining Act 1904 the Lieutenant-Governor and deputy of the Governor has been pleased to deal with the following Temporary Reserves.

Dated 12 January 2010.

STEDMAN ELLIS, Acting Director General.

The rights of occupancy on the undermentioned Temporary Reserves have been renewed.

Number	Occupant	For Further Period Expiring On	Locality	Mineral Field
5615H, 5616H, 5621H and 5622H	Westraint Resources Pty Ltd	31 December 2010	Wittenoom	West Pilbara

PLANNING

PI401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Koorda

Town Planning Scheme No. 2—Amendment No. 3

Ref: 853/4/15/2 Pt 3

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Koorda local planning scheme amendment on 13 August 2009 for the purpose of reclassifying—

1. Lot 510 Smith Street, Koorda, from 'Public Purposes' to 'Residential R15'; and
2. Lot 500 Smith Street, Koorda from 'Public Purposes' to 'Parks and Recreation' Local Scheme Reserve;

as more clearly shown on the Scheme Amendment Map.

J. P. BROOKS, Shire President.
G. J. MCDONALD, Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005

METROPOLITAN REGION SCHEME

Notice of Resolution—Clause 27

Wellard East Cell

Town of Kwinana

Amendment 1185/27

File No.: 812-2-26-6

Notice is hereby given that in accordance with Clause 27 of the Metropolitan Region Scheme, the Western Australian Planning Commission (WAPC) resolved on 24 December 2009 to transfer land from the urban deferred zone to the urban zone, as shown on WAPC plan 4.1556.

The Town of Kwinana requested the 'parallel' amendment of its Local Planning Scheme No. 2 using the provisions of section 126(3) of the Planning and Development Act. This request has subsequently been agreed to by the WAPC. Accordingly, the amendment to the Metropolitan Region Scheme and the Town of Kwinana Local Planning Scheme No. 2 is effective from the date of publication of this notice in the *Government Gazette*.

The plan of the Metropolitan Region Scheme amendment may be viewed at the offices of—

- Western Australian Planning Commission, Wellington Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- Municipal office of the Town of Kwinana

TONY EVANS, Secretary,
Western Australian Planning Commission.

PI403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Swan

Local Planning Scheme No. 17—Amendment No. 33

Ref: 853/2/21/16 PT 33 & TPS/0006/1

It is hereby notified for public information, in accordance with Section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Swan Local Planning Scheme Amendment on 22 December 2009 for the purpose of—

1. Rezoning Lot 506 (No. 217) Patricia Street, Caversham from General Commercial to Residential R40.
2. Rezoning Lot 501 (No. 215) and Lot 502 (No. 213) Patricia Street and Lot 503 (No. 103), Lot 504 (No. 101) and Lot 505 (No. 99) Bennett Street, Caversham from General Commercial to Residential R20.
3. Amending the City of Swan Local Planning Scheme 17 Scheme map accordingly.

C. ZANNINO, Mayor.
M. J. FOLEY, Chief Executive Officer.

PI404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Chittering

Town Planning Scheme No. 6—Amendment No. 10

Ref: 853/3/4/6 Pt 10

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Chittering local planning scheme amendment on 31 December 2009 for the purpose of—

1. Rezoning Lot 1 Julimar Road, Chittering from “Agricultural Resource” to “Rural Retreat” and amending the Scheme Map accordingly.
2. Modifying Schedule 2—Zoning Table to insert the following permissibilities against the use classes under the heading of “Rural Retreat”—

		Rural Retreat
	USE CLASS	
1	Abattoir	X
2	Aged Persons Accommodation	X
3	Agricultural—Extensive	X
4	Agricultural—Intensive	A
5	Agro Forestry	X
6	Airfield	X
7	Amusement Facility	X
8	Ancillary Accommodation	D
9	Animal Establishment	A
10	Animal Husbandry/Intensive	X
11	Aquaculture	A
12	Arts & Craft Centre	A
13	Bed and Breakfast	D
14	Builders Storage Yard	X
15	Camping Area	X
16	Car Park	X
17	Caravan Park	X
18	Caretaker's Dwelling	X

		Rural Retreat
	USE CLASS	
19	Cemetery	X
20	Child Care Premises	X
21	Civic Use	D
22	Community Purpose	D
23	Consulting Rooms	X
24	Convenience Store	X
25	Educational Establishment	X
26	Equestrian Centre	X
27	Exhibition Centre	X
28	Factory Unit Building	X
29	Family Daycare	D
30	Farmstay	D
31	Farm Supply Centre	X
32	Fast Food Outlet	X
33	Fuel Depot	X
34	Funeral Parlour	X
35	Garden Centre	X
36	Grouped Dwelling	X
37	Home Business	P
38	Hotel/Motel	X
39	Industry—Collage	D
40	Industry—Extractive	X
41	Industry—General	X
42	Industry—Hazardous	X
43	Industry—Light	X
44	Industry—Mining	X
45	Industry—Noxious	X
46	Industry—Rural	A
47	Industry—Service	X
48	Land Refuse Centre	X
49	Landscape Supplies	X
50	Lodging House	X
51	Lunch Bar	X
52	Market	X
53	Medical Centre	X
54	Motor Vehicle Repair	X
55	Motor Vehicle Wrecking	X
56	Motor Vehicle, Boat and Caravan—Sales	X
57	Nursing Home	X
58	Office	X
59	Open Air Display	X
60	Park Home Park	X
61	Piggery	X
62	Place of Assembly	X
63	Plant Nursery	X
64	Poultry Farm	X
65	Public Utility	D
66	Reception Centre	A
67	Recreation—Private	X

		Rural Retreat
	USE CLASS	
68	Residential Building	D
69	Resort	X
70	Restaurant	X
71	Restricted Premises	X
72	Roadhouse	X
73	Rural Pursuit	D
74	Salvage Yard	X
75	Service Station	X
76	Shop	X
77	Showroom	X
78	Single House	P
79	Stable	D
80	Stock Yards	X
81	Storage	X
82	Tavern	X
83	Telecommunications Infrastructure	A
84	Transport Depot	X
85	Turf Farm	X
86	Veterinary Centre	X
87	Warehouse	X
88	Wayside Stall	D
89	Winery/Brewery	X
90	Zoological Gardens	X

3. Deleting "See Note 1 at end of zoning table" from Rural Retreat provisions of Schedule 2—Zoning Table.
4. Correcting the numbering in Schedule 2—Zoning Table for the use classes.
5. Adding to the objectives listed under Clause 4.2.4 ("Rural Smallholding" zone)—
"To provide lots with a minimum size of 5ha and an average size of 10ha."
6. Adding to the objectives listed under Clause 4.2.5 ("Rural Retreat" zone)—
"To provide lots with a minimum size of 10ha."
7. Removing note under Clause 4.2.5 "There is currently no land zoned in the scheme for this purpose."
8. Modifying Clause 5.8.11 to read—
"With the intention of preventing overstocking or other practices detrimental to the amenity of the area and to prevent land degradation and nutrient export, the keeping of livestock within the Rural Residential, Small Rural Holdings and Rural Retreat zones shall not be permitted without approval in writing from the Council. No livestock, however, will be permitted in any area that is subject to an Environmental Management Plan (EMP), as depicted on the Development Plan, unless otherwise stated in the EMP for domestic use and is self contained within the building envelope.

In considering any applications for the keeping of livestock, the Council will have regard to advice from the appropriate State government agriculture and water agencies (or their successor agencies) in relation to protection of watercourses, wetlands and ground and surface water quality. In assessing planning applications for the keeping of stock in the Rural Retreat zone, the local government shall consider the capability of the site for the keeping of stock and where determined acceptable, shall require by condition of approval that stock be confined to a fenced paddock not exceeding 2.0 hectares in area. The keeping of livestock will not be permitted within the Rural Conservation zone."
10. Ensure all references in the scheme text to "Small Rural Holdings" are replaced by "Rural Smallholdings".

A DOUGLAS, Shire President.
J. MERRICK, Chief Executive Officer.

PI405*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Chittering

Town Planning Scheme No. 6—Amendment No. 23

Ref: 853/3/4/6 Pt 23

It is hereby notified for public information, in accordance with section 87 of the Planning and Development Act 2005 that the Minister for Planning approved the Shire of Chittering local planning scheme amendment on 29 December 2009 for the purpose of—

1. Rezoning Lot 101 Tea Tree Road, Chittering from 'Agricultural Resource' to 'Rural Conservation'.
2. Inserting additional schedule (Schedule 12) to the scheme text immediately following Schedule 11 to include the following provisions—

SCHEDULE 12—RURAL CONSERVATION ZONE

No.	Description of land	Conditions
1.	Lot 101 Tea Tree Road, Bindoon	<ol style="list-style-type: none"> 1. Subdivision of land shall be restricted to a 50ha portion of the land, referred to hereafter as the 'development area' and shall generally be in accordance with an Outline Development Plan adopted by Council and endorsed by the Western Australian Planning Commission. The remaining portion of the land shall be retained as a single lot, hereafter referred to as the 'conservation lot'. 2. The location of the development area shall be determined in consultation with the Shire of Chittering having regard to the location of the proposed Perth-Darwin National Highway, vegetation on the site and fire risk. Within the development area a minimum lot size of 5,000m² and average size of 1.0ha is applicable. 3. A conservation covenant in perpetuity shall be registered on the Certificate of Title of the conservation lot as a condition of subdivision approval. 4. The subdivider shall prepare a Fire Management Plan, to the specifications and satisfaction of the local government and the appropriate state government fire and emergency services authority. The approved Fire Management Plan shall be implemented prior to the subdivision of the land. 5. The Outline Development Plan shall indicate building envelopes, not exceeding 2,000m² in area, for all lots proposed within the development area. The Outline Development Plan shall indicate a single building envelope, not exceeding 1.0ha in area, for the balance conservation lot. All buildings and onsite effluent disposal systems are to be confined to the building envelopes. 6. The permissibility of uses shall be— <ul style="list-style-type: none"> • Bed and Breakfast (D) • Home Business (D) • Single House (P) All other uses are not permitted. 7. Where lots may be affected by the proposed alignment of the Perth Darwin National Highway, as a condition of subdivision approval a notification pursuant to section 70a of the <i>Transfer of Land Act (1893)</i> shall be registered on the title of each lot, to the specifications of the appropriate State Government road agency, to advise prospective purchasers of the lots that the use and enjoyment of the land may be affected by the proposed highway alignment. 8. These conditions are to be read in conjunction with the Scheme requirements for the Rural Conservation zone. Where conflict exists, the conditions of this Schedule shall prevail.

3. Amending the Scheme Map to reflect the change in zoning.

A. DOUGLAS, Shire President.
J. MERRICK, Chief Executive Officer.

PI406*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Augusta-Margaret River
 Town Planning Scheme No. 17—Amendment No. 31

Ref: 853/6/3/17 Pt 31 & TPS/0002/1

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Augusta-Margaret River local planning scheme amendment on 15 December 2009 for the purpose of rezoning Lot 7 Wallcliffe Road, Margaret River from 'Residential R15' zone to the 'Town Centre' zone and amending the Scheme map accordingly.

R. COLYER, Shire President.
 G. EVERHSED, Chief Executive Officer.

PI407*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Augusta-Margaret River
 Town Planning Scheme No. 11—Amendment No. 176

Ref: 853/6/3/8 Pt 176

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Augusta-Margaret River local planning scheme amendment on 15 December 2009 for the purpose of—

1. Amending Scheme maps by removing Lots 51 and 54 Kevill Road (West) from the "Special Rural Zone—SR5" and including it within the "Special Rural Zone—SR42";
2. Amending the Scheme text by inserting the following additional text into Schedule 1: Special Rural Zones of TPS 11.

Specified Area of Locality (A)		Special Provisions to Refer to (A)
SR42	Lots 51 and 54 Kevill Road (West), Margaret River	<p>Subdivision and Development Guide Plan</p> <ol style="list-style-type: none"> 1. Subdivision and development of the land shall be in accordance with the Subdivision and Development Guide Plan forming part of this scheme (Amendment No. 176). Minor variations may be approved by the Council if deemed necessary and if in accordance with the objectives of the Scheme. 2. No further subdivision than that shown on the Subdivision and Development Guide Plan will be supported by Council. <p>Prior to Subdivision</p> <ol style="list-style-type: none"> 3. Council will request as conditions of subdivision approval that— <ol style="list-style-type: none"> (a) The proposed lots shall be provided with underground power, sealed roads and access to reticulated water supply. (b) Lot 54 will be subject to a subdivision into a maximum of two lots minimum size of 1 hectare with such subdivision to be carried out in conjunction with the strata title subdivision of the adjoining Lot 51. A 5metre excision from Lot 54 for amalgamation into the leg of Lot 51 will be required to be established as part of the overall development to increase the access to the strata title component to a width of 10 metres consistent with the Development Guide Plan. (c) The access from Wallcliffe Road shall be closed and will only be permitted for emergency access use only.

Specified Area of Locality (A)	Special Provisions to Refer to (A)
	<p>(d) An Environmental Management Plan shall be prepared for the entire subdivision by a qualified consultant in accordance with EPA Guidance Statement No. 33 (June 2005)—Environmental Guidance for Planning and Development in accordance with the outline provided within the Scheme Amendment report.</p> <p>(e) The preparation and implementation of a Fire Management Plan (FMP) shall be in accordance with the approved Fire Management Plan contained within the Scheme Amendment report, with a particular emphasis on emergency access from the property—and how such access can be secured and assured into the future, and the Western Australian Planning Commission Policy DC3.7, to the satisfaction of Council and FESA.</p> <p>(f) The preparation of a Strata Title Management Statement consistent with the outline provided within the Scheme Amendment report to the satisfaction of Council.</p> <p>(g) The placement of a Section 70A Memorial on all titles to alert the first and all subsequent purchasers of the strata lots of their obligations pursuant to the provisions of the Scheme Amendment, including their specific responsibility to implement the Environmental Management Plan for ongoing management and rehabilitation of the common property in perpetuity and the Fire Management Plan.</p> <p>(h) An Indigenous Heritage Study shall be prepared by a suitably qualified consultant prior to subdivision stage.</p> <p>Development</p> <p>4. Development shall be limited to building envelopes as shown on the Subdivision and Development Guide Plan.</p> <p>5. Development of the private passive recreation lot shall be as specified in the Environmental Management Plan and Fire Management Plan. Any further development not specified will require an updated Environmental Management Plan and Fire Management Plan. The land uses will be limited to uses for conservation purposes such as walkways, low key nature studies, bird hides and such conservation development as permitted as the discretion of the local authority.</p> <p>Landscape Protection</p> <p>6. No vegetation shall be cleared within any lot or common land except for the purposes of—</p> <ul style="list-style-type: none"> • Compliance with an approved Fire Management Plan; • Construction of access ways and pathways as shown on the Development Guide Plan; • As provided for by an approved Environmental Management Plan for site rehabilitation; and • Clearing to facilitate approved development.

Specified Area of Locality (A)	Special Provisions to Refer to (A)
	<p>7. Boundary fencing of individual lots is discouraged in the interests of wildlife movement and in any event shall be of an open rural standard only, to the satisfaction of the Local Authority. No fencing shall be erected on common land unless temporarily required for land rehabilitation.</p> <p>8. A Landscaping and Rehabilitation Plan shall be prepared for the entire subdivision and implemented to reflect the Development Guide Plan and Environmental Management Plan to the satisfaction of Council.</p> <p>9. Prior to subdivision, the subdivider is to demonstrate to the satisfaction of Council how the Landscape Protection Areas as shown on the Development Guide Plan will be managed and protected in perpetuity.</p> <p>Pets and Livestock</p> <p>10. No livestock shall be kept on the proposed lots or common property components as shown on the Development Guide Plan.</p> <p>11. The keeping of domestic cats by householders in newly created lots is prohibited, and a covenant shall be placed on all new titles.</p> <p>Roads and Pathways</p> <p>12. Site works must not commence until Council has approved detailed engineering plans and specifications of the works, including earthworks, roads and paths, drainage, clearing, landscaping/rehabilitation and soil stabilisation measures, both during and after construction.</p> <p>13. Internal roads to the north and east of Lot 53 may be subject to minor road alignment revision and boundary buffer planting shall be required to ensure visual and noise impacts are kept to a minimum.</p> <p>Effluent Disposal and Water Management</p> <p>14. Effluent disposal and waste water reuse systems design shall incorporate subsurface infiltration and clay bunds or a suitable alternative means for the containment and treatment of effluent waste water, to the satisfaction of the Local Government and the Department of Health.</p> <p>15. A minimum horizontal separation of 50 metres is to be retained between a waste water effluent disposal apparatus and a perennial water course, natural wetland or soak, subsoil drainage system or open drainage channel.</p> <p>16. The disposal of effluent waste water is to be carried out by the installation of Aerobic Treatment Units and effluent disposal systems or alternative effluent treatment and disposal systems, capable of minimising phosphorous movement from the designated disposal area.</p> <p>17. Water conservation initiatives including rooftop harvesting and provision of rainwater storage tanks to be more self sufficient, avoid the potential for reticulation of non native gardens and to utilise rain water from roof catchment, is to be investigated and incorporated into all future development.</p>

R. COLYER, Shire President.

G. EVERHSED, Chief Executive Officer.

PI408*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Augusta-Margaret River
 Town Planning Scheme No. 11—Amendment No. 203

Ref: 853/6/3/8 Pt 203

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Augusta-Margaret River local planning scheme amendment on 29 December 2009 for the purpose of—

1. Rezoning Lot 4 Wallcliffe Road, Margaret River from “Special Rural” to “Special Use” Zone and amending the Scheme Map accordingly.
2. Amending the Scheme Text by inserting in “Schedule 3—Special Use Sites” the following—

Lot 4 Wallcliffe Road, Margaret River	<p>1. Purpose The purpose of this Special Use Zone is to provide for—</p> <ol style="list-style-type: none"> (a) Additional Rural Residential Development in the form of an innovative cluster consistent with the objectives and policies of the Leeuwin Naturaliste Ridge State Planning Policy. (b) Providing for clubhouse, restaurant, function and tourist accommodation facilities in association with the Margaret River Golf Course. (c) Site specific provisions and Guide Plans to indicate the disbursement of development and illustrate the interrelationship of the rural-residential cluster and tourism component, Margaret River Golf Course and surrounding land. <p>2. Overall Objectives</p> <ol style="list-style-type: none"> (a) To provide for flexibility in the zoning controls to allow for clustered Rural Residential living in a suitable area taking advantage of the amenity afforded by the Margaret River Golf Course. (b) To provide for an interesting form of Rural Residential Living that respects environmental qualities of the site and integrates with surrounding land uses and provides an alternative form of lifestyle compatible with tourism and the amenity of the location. (c) To provide for development location, design and construction standards to be compatible with the surrounding character. (d) To provide function/restaurant and tourist accommodation facilities associated with the Margaret River Golf Course. (e) To enable the Margaret River Golf Club to further develop the Margaret River Golf Course as a community asset incorporating the recycled water scheme and grey water reuse, improving the irrigation system and providing better facilities for residents, tourists and the wider community. <p>3. Development Guide Plan</p> <ol style="list-style-type: none"> (a) Development shall be generally in accordance with a Development Guide Plan approved by the local government and Western Australian Planning Commission. (b) The Council may endorse or refuse any proposed minor modifications to the approved Development Guide Plan by way of resolution of Council where the modifications are consistent with the purpose and objectives of the zone. Where significant modifications to the Development Guide Plan are proposed, the Council shall require the modifications to be advertised for public comment for a period of 21 days prior to considering the proposed modifications. (c) The Council shall forward a copy of any modifications referred to in Part 3b) above to the Planning Commission for its consideration. The plan shall not come into operation until the modifications are endorsed by the Western Australian Planning Commission.
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	<p>(d) Further clearing of remnant vegetation other than that shown on the Development Guide Plan for development and fire management purposes shall not be permitted.</p> <p>4. Subdivision Guide Plan</p> <p>(a) Subdivision shall generally be in accordance with a Subdivision Guide Plan approved by the local government and Western Australian Planning Commission.</p> <p>(b) No further subdivision of lots will be permitted.</p> <p>(c) Any modifications to the Subdivision Guide Plan are to be carried out in accordance with provisions 3(b) and (c) above.</p> <p>5. Permissible Land Use</p> <p>The site has been designated into two land use areas. They are Golf Club/Course Tourism and Rural Residential Cluster. The following list indicates the uses which may be permitted in the land use areas nominated on the approved development guide plan.</p> <p>5.1 Golf Club/Course Tourism Area—</p> <ul style="list-style-type: none"> • Manager's Residence 'P' • Shop (Golf) 'AA' • Residential Building 'SA' • Holiday Cabin and Chalets 'SA' • Licensed Restaurant 'SA' • Eating House 'SA' • Function Centre 'SA' • Golf Club House 'P' • Storage and Workshop Building for Golf Club Use 'P' • Golf Course 'P' • Recreation Facilities 'P' • Ancillary uses consistent with the objectives of the zone. <p>5.2 Management Provisions for Golf Club/Course Tourism Area—</p> <ul style="list-style-type: none"> • No person shall occupy any chalet for more than a total of 3 months in any one 12 month period. • Onsite manager's residence is to house the manager of the chalets. • In the event of any future subdivision, arrangements must be made to ensure that the Golf Club remains responsible for Fire Management Plan requirements and management of the tourism component. • Subsequent landowners are informed of these arrangements. • Council may request, at the time of subdivision, a Condition requiring preparation of a Management Statement in accordance with Section 5C of the Strata Titles Act 1985. <p>5.3 Rural Residential Cluster—</p> <ul style="list-style-type: none"> • Grouped Dwellings 'P' • Home Occupation 'P' • Short Stay Use of Single Dwelling 'SA' • Single Dwelling 'P' <p>5.4 Management Provisions for Rural Residential Cluster—</p> <ul style="list-style-type: none"> • In the event of any future subdivision, arrangements must be made to ensure that the Golf Club remains responsible for Fire Management requirements and management of common property. • Subsequent land owners are informed of these arrangements. <p>6. Special Provisions</p> <p>The following provisions shall apply to proposed development and/or subdivision in accordance with the approved Development Guide Plan and Subdivision Guide Plan.</p> <ul style="list-style-type: none"> • Building materials used shall be sympathetic to the surrounding landscape.
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	<ul style="list-style-type: none"> • New buildings shall be restricted to a height of 8m as calculated in accordance with Council's Scheme and Policy requirements. • All new buildings are to be supplied with underground power. • The existing access road should be upgraded and new internal roads servicing the chalets and the rural residential dwellings should be constructed to satisfaction of the Shire. • On-site car parking shall be provided in accordance with Council's requirements. <p>Waste Disposal</p> <ul style="list-style-type: none"> • A site and soil evaluation shall be submitted at the time of development or subdivision, by a suitably qualified person in accordance with Australian Standards and Government guidelines to determine an appropriate onsite domestic waste water treatment system and waste water reuse systems. • The proposed development should be connected to reticulated sewerage. Should this not be available, on-site effluent disposal system designed for long term usage (such as Aerobic Treatment Unit which will attenuate nutrients) should be in place prior to any further development to the satisfaction of Council. Septic tanks or leach drains will not be acceptable. • Onsite effluent disposal facilities shall be constructed at least 100 metres away from the high water mark of any watercourse or soak and must have 2 metres of vertical separation from the highest known water table or bedrock. • An Integrated Water Servicing plan for the proposed water use and recycling detailing water conveyancing, rainwater harvesting, wastewater treatment, wastewater reuse and operator license details and obligations for all existing and proposed structures and for irrigation of the golf course areas should be submitted to the satisfaction of Council prior to further development or subdivision. <p>Recycled Water/Grey Reuse</p> <ul style="list-style-type: none"> • Participation in the Margaret River Recycled Water Scheme shall be encouraged. • Grey water reuse systems are to be investigated and should be incorporated into future development together with appropriate buffers and screening to minimise occupant contact and recycled water spray drift into areas of public access. <p>Water Supply</p> <ul style="list-style-type: none"> • Any future development will be required to be connected to the Margaret River Reticulated Scheme water supply. • Development should investigate and incorporate rooftop harvesting and provision of rainwater storage tanks. This should be included in the Water Servicing Plan. <p>Stormwater</p> <ul style="list-style-type: none"> • Stormwater and water management within the development site shall include, but not be limited to— • Incorporation of Water Sensitive Urban Design principles; • Systems for collection and reuse of rain water; and • Systems for treatment and recycling of grey water. • A stormwater management plan or strategy to be prepared and implemented at either development or subdivision stage incorporating the principles and best management practices detailed in the Planning and Management Guidelines for Water Sensitive Urban Design (State Planning Commission, 1994) and the Stormwater Management Manual for Western Australia (Department of Environment, 2004). Stormwater from residential developments should not be directly discharged into any waterways. Stormwater should not
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	<p>be connected to 'Conservation' Category or Environmental Protection Policy (EPP) Wetlands. Any stormwater management plan should be to the satisfaction of the Department of Water.</p> <p>Environment</p> <ul style="list-style-type: none"> • Prior to development or subdivision on areas proposed for clearing a fauna survey should be conducted by a qualified consultant in accordance with EPA Guidance Statement No. 56 (June 2004)—Terrestrial Fauna Surveys for Environmental Impact Assessment in Western Australia. • Prior to development or subdivision a flora and vegetation survey should be conducted on areas proposed for clearing by a qualified consultant in accordance with EPA Guidance Statement No. 51 (June 2004)—Terrestrial Flora and Vegetation Surveys for Environmental Impact Assessment in Western Australia. • During construction, areas of native vegetation must not be damaged by any works including the placement of fill, rubble, rubbish or any other material, nor is any removal, clearing or damage to occur to any vegetation. Clearing of vegetation will only be permitted in those areas approved for development and fire management purposes. • Site works must not commence until Council has approved detailed engineering plans and specifications of the works, including earthworks, roads, drainage, clearing, landscaping/rehabilitation and soil stabilisation measures, both during and after construction. • A landscape master plan shall be prepared and implemented to the satisfaction of Council prior to commencement of development or subdivision. This landscape master plan shall incorporate the retention of native vegetation on site and revegetation with appropriate native plant species, known to naturally occur in the subject area (local provenance). Revegetation should include species of varying heights and appearance to soften the built form and scale of the development. • Prior to commencement of site works the Department of Indigenous Affairs may require the applicant to prepare an ethnographic and archaeological survey of the application area and document archaeological monitoring procedures to the specifications of the Department of Indigenous Affairs. <p>Fire Management</p> <ul style="list-style-type: none"> • The <i>Bush Fires Act 1954</i> as amended, Section 33(3), Annual Bushfires Notice applies to this property. • A Fire Management Plan (FMP) shall be prepared and approved by the Council and implemented prior to development or subdivision, or prior to the commencement of site works. The FMP may include but not be limited to the following information— <ul style="list-style-type: none"> • Fire assessment in accordance with DC3.7 (WAPC) • Low fuel zones • Strategic fire breaks • Emergency exits/entries and gates in fences • Water supplies for fire fighting • Sprinkler systems • Building design compliant with AS3959 • Hydrant systems • Use of fire retardant species in landscaping areas. • Proponents shall supply a Fire Management Plan for the development in accordance with the Council's Bushfire Risk Management strategy and other conditions that may be set by FESA or the Council. FESA may set conditions and requirements for the inclusion of hydrants, booster pumps and auxiliaries, hose and reels, and fire extinguishers.
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	<ul style="list-style-type: none"> • Prior to consideration of an application for development a Fire Hazard Assessment Type 3 shall be provided to The Shire, accompanied by a contour map of the property or area to be developed.
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R. COLYER, Shire President.
G. EVERHSED, Chief Executive Officer.

PREMIER AND CABINET

PC401*

INTERPRETATION ACT 1984 MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Lieutenant-Governor and deputy of the Governor in accordance with Section 52(1)(b) of the *Interpretation Act 1984* has approved the following temporary appointment—

Hon Dr K D Hames MLA, to act temporarily in the office of Minister for Water; Mental Health in the absence of the Hon Dr G G Jacobs MLA for the period 19 January to 2 February 2010 inclusive.

This notice supersedes the acting arrangements relating to the above period published in *Government Gazette* Number 242 dated 22 December 2009.

D. SMITH, A/Director General,
Department of the Premier and Cabinet.

RACING, GAMING AND LIQUOR

RG401*

LIQUOR CONTROL ACT 1988 LIQUOR APPLICATIONS

The following is a summary of applications received under the *Liquor Control Act 1988 (the Act)* 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 & Liquor, 1st Floor, 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
APPLICATIONS FOR THE GRANT OF A LICENCE			
13233	SMIJ Trading Pty Ltd	Application for the grant of a Small Bar licence in respect of premises situated in Subiaco and known as Mooba Central	11/02/2010
13247	Vinpro Management Pty Ltd	Application for the grant of a Wholesalers licence in respect of premises situated in Cowaramup and known as Vinpro Wines	25/01/2010
13259	Shallcross Investments Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Safety Bay and known as Malibu Wine Room	07/02/2010
APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
34922	Yawarra Holdings Pty Ltd	Application for the grant of an Extended Trading Permit—Ongoing hours in respect of premises situated in Cowaramup and known as Margaret River Regional Wine Centre	7/02/2010

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR EXTENDED TRADING PERMITS—LIQUOR WITHOUT A MEAL			
35640	Veritas R.E.B. Pty Ltd	Application for the grant of an Extended Trading Permit—Liquor without a Meal in respect of premises situated in Highgate and known as Veritas Restaurant & Espresso Bar	14/02/2010

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

Dated: 13 January 2010.

B. A. SARGEANT, Director of Liquor Licensing.

DECEASED ESTATES

ZX401*

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

In the Estate of Paul Henry William Hebditch late of 23 Zamia Grove, Yallingup in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relate) in respect of the Estate of the Deceased who died 3 December 2007 are required by his legal personal representative Ian Ross Gregory of care of Shaddicks Lawyers, PO Box 515, Busselton WA 6280 to send particulars of their claim to him by the 1st day of March 2010, after which date the legal personal representative may convey or distribute the assets, having regard only to claims of which he then has notice.

ZX402

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Lily Doris Stephens late of Gwen Hardie Lodge, Mermaid Avenue, Emu Point in the State of Western Australia, Home Duties, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of Lily Doris Stephens deceased who died on the 29th day of September 2009 at Albany, in the said State are required by the personal representative Michael James Reed of 172 Ulster Road, Albany, Western Australia to send particulars of their claims to David Moss & Co of PO Box 5744, Albany W.A. 6332 by the date one month following the publication of this notice after which date the personal representative may convey or distribute the assets having regard only to the claim for which he has then had notice.

ZX403

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

John Marshall Hollingworth late of 33 Wooderson View, Albany in the State of Western Australia, Retired Farmer, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962* relates) in respect of the estate of John Marshall Hollingworth deceased who died on the 8th day of October 2009

at Albany, in the said State are required by the personal representatives Julie Hollingworth of 33 Wooderson View, Albany and David Malcolm Moss of 45 Duke Street, Albany, Western Australia to send particulars of their claims to David Moss & Co of PO Box 5744, Albany W.A. 6332 by the date one month following the publication of this notice after which date the personal representative may convey or distribute the assets having regard only to the claim for which he has then had notice.

ZX404

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Jennifer Lynne Hunt, late of 4/95 Pohlman Street, Southport in the State of Queensland, Teacher, deceased.

Creditors and other persons having claims to which Section 63 of the *Trustees Act 1962* relate in respect of the Estate of the deceased, who died on the 24th day of June 2009, are required by the Executors, Julian Stephens and Robin Leigh Chinnery, to send the particulars of their claim to Messrs Taylor Smart of 1 Regal Place, East Perth in the State of Western Australia, by the 15th day of February 2010, after which date the said Executors may convey or distribute the assets, having regard only to the claims of which they then have had notice.

Dated the 11th day of January 2010.

GARRY E. SAME, Taylor Smart.

ZX405*

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 15th February 2010 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Andre, Edith Amy Wootton, late of Craigville Nursing Home 1 French Road Melville, died 12.11.2009 (DE19630810EM23)

Crockett, Davey, late of Numbala Nunga Nursing Home Sutherland Street Derby, died 17.05.2009 (DE33075275EM17)

Delatorre, Verna Ruth, late of 229 Drake Street Morley, died 15.12.2009 (DE33041157EM15)

Friend, Gary William, late of 6 Fletcher Court Denham, died 3.11.2009 (DE20002470EM37)

Grieve, Josephine Hughes, late of Hocart Lodge 3 Knowles Street Harvey, formerly of 20 Roy Street Harvey, died 23.10.2009 (DE19840458EM27)

Hatton, Eveline Mary, late of Regents Garden Residential Care Resort 33 Drover Place Wanneroo, formerly of 409/45 Adelaide Terrace East Perth, died 25.10.2009 (DE19731254EM24)

Lawrence, Alison Margaret, late of 19 Piggott Way Broome, died 11.11.2009 (DE19890918EM313)

Lawrence, Frances, late of c/Banksia Park Aged Care Facility 44 Chilcott Street Calista, died 10.11.2009 (DE33076893EM26)

MacNamara, Myrtle Harriet, late of Kununurra Aged Care Facility 96 Coolibah Drive Kununurra, died 21.10.2009 (DE33067971EM27)

Phease, Jack Dempsey, late of 27 Bosley Street Geraldton, died 30.11.2009 (DE19692168EM22)

Phillips, Trevor Edward, late of 2 Wheatley Place Kewdale, died 8.10.2009 (DE19982437EM110)

Searle, Barbara Rae, late of c/Myvista Residential Care 11 Nugent Street Balcatta, formerly of 19 Harrison Street Balcatta, died 2.12.2009 (DE19792978EM110)

JOHN SKINNER, Public Trustee,
Public Trust Office,
565 Hay Street,
Perth WA 6000.
Telephone 9222 6777

ZX406*

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 15th day of January 2010.

JOHN SKINNER, Public Trustee,
565 Hay Street, Perth WA 6000.

Name of Deceased	Address	Date of Death	Date Election Filed
Elsie Ellen Jeynes DE19910890EM37	1/12 Maude Street East Victoria Park	30 November 2009	5/1/2010
Kenneth Jack Spalding DE33065698EM27	62 Gwentyfred Road South Perth	25 July 2009	5/1/2010
Clive Alexander Thurley DE19973493EM36	42 Dower Street Mandurah	14 September 2009	5/1/2010

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