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GOVERNMENT  
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# — PART 1 —

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## FIRE AND EMERGENCY SERVICES

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FE301\*

Emergency Management Act 2005

### Emergency Management Amendment Regulations (No. 2) 2009

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Emergency Management 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 *Emergency Management Regulations 2006*.

**4. Part 4 inserted**

After regulation 22 insert:

### Part 4 — Exchange of information

**23. Prescribed relevant information**

For the purpose of the definition of *relevant information* in section 72(1) of the Act, each of the following kinds of information is prescribed —

- (a) information about the loss suffered by a person, the assistance requested by a person and the assistance provided to or approved for a person;
- (b) information about the owner or occupier of real property;

- (c) information relating to a person's finances or insurance.

**24. Disclosure of relevant information**

- (1) During an emergency situation or state of emergency, a hazard management officer or an authorised officer may disclose relevant information to a person or entity engaged by an emergency management agency to provide welfare services.
- (2) An agency to which relevant information is disclosed under section 72(2)(a)(i) of the Act must not further disclose that information unless it is reasonably necessary to do so for a purpose related to emergency management.  
Penalty: a fine of \$1 000.
- (3) A person or entity to which relevant information is disclosed under section 72(2)(a)(ii) of the Act must not further disclose that information unless it is reasonably necessary to do so for a purpose related to emergency management.  
Penalty: a fine of \$1 000.

**25. Storing relevant information**

An agency, person or entity to which relevant information is disclosed under section 72(2)(a) of the Act must ensure that that information is kept in a secure manner so far as it is reasonably practicable to do so.  
Penalty: a fine of \$1 000.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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## HEALTH

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HE301\*

Hospitals and Health Services Act 1927

### **Hospitals and Health Services (Private Psychiatric Hostels) Exemption Order 2010**

Made by the Governor in Executive Council under sections 26O(3) and 26Q of the Act.

**1. Citation**

This order is the *Hospitals and Health Services (Private Psychiatric Hostels) Exemption Order 2010*.

**2. Commencement**

This order comes into operation as follows —

- (a) clauses 1 and 2 — on the day on which this order is published in the *Gazette*;
- (b) the rest of the order — on the day after that day.

**3. Interpretation**

In this order —

*hostel* has the meaning given in the regulations;

*regulations* means the *Hospitals (Licensing and Conduct of Private Psychiatric Hostels) Regulations 1997*.

**4. Hostel exempted from regulations 10 and 12**

The hostel specified in the Table is exempt from regulations 10 and 12 of the regulations.

**Table**

<b>Hostel</b>	<b>Licence holder</b>
Bentley Villas 1 Channon Street Bentley	St Bartholomew's House Inc.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.

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**LOTTERIES**

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LO301\*

Lotteries Commission Act 1990

**Lotteries Commission (Powerball) Amendment  
Rules 2010**

Made by the Lotteries Commission under section 28(1) of the Act.

**1. Citation**

These rules are the *Lotteries Commission (Powerball) Amendment Rules 2010*.

**2. Commencement**

These rules come into operation as follows —

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

**3. Rules amended**

These rules amend the *Lotteries Commission (Powerball) Rules 1996*.

**4. Rule 3 amended**

In rule 3 in the definition of *agent's component* after “Schedule 1” insert:

or 2A

**5. Rule 5 amended**

In rule 5(1) delete “Schedule 1.” and insert:

Schedule 1 or 2A.

**6. Schedule 1 amended**

In Schedule 1 after “The unit cost of entering a powerball draw” insert:

up to and including the powerball draw numbered 719

**7. Schedule 2A inserted**

After Schedule 1 insert:

**Schedule 2A — Calculating the total cost of  
entry — Powerball draw**

[r. 3 and 5]

The unit cost of entering the powerball draw numbered 720 and subsequent powerball draws is made up of a subscription of 65 cents per game and an agent's component.

The agent's component is calculated as 9% of the total subscription amount for a particular week's entry, rounded\* (where necessary) to the nearest 5 cent multiple.

$$((G \times \$0.65) \times .09 \rightarrow \text{rounded}) \times W = T$$

where —

**G** = No. of games entered in a draw

**W** = No. of weeks the entry spans

**T** = Total agent's component cost payable by the subscriber

### Examples:

The total cost of entry for a Slikpik 25 entry for a single powerball draw is calculated as follows —

Subscription [25 games @ \$0.65 each]	=	\$16.25
9% of subscription [.09 x \$16.25]	=	\$1.462
Rounded using "bankers rounding"	=	\$1.45
<b>Total cost of entry</b>	=	<b>\$17.70</b>

The total cost of entry for a System 7 entry for a single powerball draw is calculated as follows —

Subscription [21 games @ \$0.65 each]	=	\$13.65
9% of subscription [.09 x \$13.65]	=	\$1.228
Rounded using "bankers rounding"	=	\$1.25
<b>Total cost of entry</b>	=	<b>\$14.90</b>

The total cost of entry for a 6 game board System 9 entry for a single powerball draw is calculated as follows —

Subscription [6 x 126 games @ \$0.65 each]	=	\$491.40
9% of subscription [.09 x \$491.40]	=	\$44.226
Rounded using "bankers rounding"	=	\$44.25
<b>Total cost of entry</b>	=	<b>\$535.65</b>

The total cost of entry for a Powerpik 6 entry for a single powerball entry is calculated as follows —

Subscription [270 games @ \$0.65 each]	=	\$175.50
9% of subscription [.09 x \$175.50]	=	\$15.795
Rounded using "bankers rounding"	=	\$15.80
<b>Total cost of entry</b>	=	<b>\$191.30</b>

The total cost of entry for a Slikpik 25 entry spanning 10 weeks of powerball is calculated as follows —

Subscription [25 games @ \$0.65 each]	=	\$16.25
9% of subscription [.09 x \$16.25]	=	\$1.462
Rounded using “bankers rounding”	=	\$1.45
Total cost of entry for one week	=	\$17.70
<b>Total cost of entry for 10 weeks</b>	=	<b>\$177.00</b>

\* Rounding is calculated using the method known as “bankers rounding” or “round-to-even” rounding.

## 8. Schedule 4 amended

- (1) In Schedule 4 after “Unit cost for a powerball draw” insert:

up to and including the powerball draw numbered 719

- (2) In Schedule 4 after the item beginning “Unit cost for a powerball draw” insert:

Unit cost for the powerball draw numbered 720 and subsequent powerball draws	\$0.65 (+ 9% agent’s component)
--	---------------------------------

The Common Seal of the )  
Commission was affixed on the ) L.S.  
11th day of February 2010, )  
by order and in the presence of — )

CLYDE BEVAN, Chairperson.

ROGER LEWIS, Member.

COLIN CAMPBELL-FRASER, Member.



## — PART 2 —

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### AGRICULTURE AND FOOD

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AG401\*

#### PLANT DISEASES ACT 1914 APPOINTMENTS

Department of Agriculture and Food,  
South Perth WA 6151.

I, the undersigned Minister for Agriculture and Food, being the Minister responsible for the administration of the *Plant Diseases Act 1914* hereby appoint the following persons as authorised inspectors under section 7A of the *Plant Diseases Act 1914* to carry out all the functions that may be performed by an inspector under that Act—

Gary Courtney McDonald  
Peter Louis Miller

TERRY REDMAN MLA, Minister for Agriculture and Food.

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### CONSUMER PROTECTION

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CE401\*

#### CHARITABLE COLLECTIONS ACT 1946 REVOCATION OF LICENCES

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

- Apex Club of Corrigin Inc
- Friends of Dorset Association Inc
- Kalamunda Community Care (Inc)
- Rotary Club of Claremont-Cottesloe (Inc)
- Seeing Eye Dogs Australia
- UNICEF Australia Health Limited
- Wellbeing Association Incorporated

Dated this 12th day of February 2010.

ANNE DRISCOLL, Commissioner for Consumer Protection.

CE402\*

#### ASSOCIATIONS INCORPORATION ACT 1987 REINSTATEMENT OF ASSOCIATION

Avon Way and Works Social Club—A0690056X

Notice is hereby given that the incorporation of the above-named association has been re-instated pursuant to Section 35(4) of the *Associations Incorporation Act 1987*.

Dated: 11 February 2010.

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

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## CORRECTIVE SERVICES

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CS401\*

**PRISONS ACT 1981****PERMIT DETAILS**

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

Surname	Other Names	Permit No.	Revocation Date
Mutimer	Ian John	AP 0008	16/02/2010

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

Dated 17 February, 2010.

BRIAN LAWRENCE, Manager Acacia Prison Contract.

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## FISHERIES

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FI401\*

**FISH RESOURCES MANAGEMENT ACT 1994****STATEMENT OF DETERMINATION****ABALONE MANAGEMENT PLAN 1992**

I Stuart Smith, Chief Executive Officer of the Department of Fisheries Western Australia, pursuant to clause 11(3) of the *Abalone Management Plan 1992*, hereby make a determination in regard to the maximum quantity of abalone that may be taken from the relevant areas of the Abalone Managed Fishery during the licensing period commencing on 1 April 2010, as set out below—

**Area 1**

5,000 kilograms of Roe's abalone (whole weight)  
1,200 kilograms of Greenlip abalone (meat weight)  
60 kilograms of Brownlip abalone (meat weight)

**Area 2**

19,800 kilograms of Roe's abalone (whole weight)  
28,000 kilograms of Greenlip abalone (meat weight)  
8,700 kilograms of Brownlip abalone (meat weight)

**Area 3**

35,000 kilograms of Greenlip abalone (meat weight)  
8,000 kilograms of Brownlip abalone (meat weight)

**Area 4**

0 kilograms of Greenlip abalone (meat weight)  
0 kilograms of Brownlip abalone (meat weight)

**Area 5**

20,000 kilograms of Roe's abalone (whole weight)

**Area 6**

12,000 kilograms of Roe's abalone (whole weight)

**Area 7**

36,000 kilograms of Roe's abalone (whole weight)

**Area 8**

9,000 kilograms of Roe's abalone (whole weight)

S. SMITH, Chief Executive Officer.

Dated this 12th day of February 2010.

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## HEALTH

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HE401\*

**MENTAL HEALTH ACT 1996****FUNCTIONS OF THE COUNCIL OF OFFICIAL VISITORS DIRECTION 2010**

Made by the Minister under section 186 of the Act.

**1. Citation**

This direction may be cited as the *Functions of the Council of Official Visitors Direction 2010*.

**2. Commencement**

This direction comes into operation as follows—

- (a) clauses 1 and 2-on the day on which this direction is published in the *Gazette*;
- (b) the rest of the direction-on the day after that day.

**3. Revocation**

The *Functions of the Council of Official Visitors Direction (No. 2) 2009\**, is revoked.

[\*Published in the *Gazette* 26 June 2009, pp. 2578-2579.]

**4. Visits to private psychiatric hostels**

The Council of Official Visitors is to ensure that an official visitor or panel visits each place listed in the Table to this clause at least once every 2 months.

**Table**

56 GLYDE ST, 56 Glyde St, East Fremantle  
 58 GLYDE ST, 58 Glyde St, East Fremantle  
 AITKEN HOUSE, 55 View St, North Perth  
 ALBANY COMMUNITY SUPPORTED RESIDENTIAL UNITS, Ballard Heights, Spencer Park, Albany  
 ARNOTT VILLAS, 20 Arnott Court, Kelmscott  
 BENTLEY VILLAS, Channon St, Bentley  
 BP LUXURY CARE, 22 The Crescent, Maddington  
 BURSWOOD HOSTEL, 16 Duncan St, Burswood  
 BUSSELTON COMMUNITY SUPPORTED RESIDENTIAL UNITS, Powell Court, Busselton  
 CASSON HOUSE, 2-10 Woodville St, North Perth  
 DEVENISH LODGE, 54 Devenish St, East Victoria Park  
 DUDLEY HOUSE, 24 Dudley St, Midland  
 FRANCISCAN HOUSE, 16 Hampton Rd, Victoria Park  
 HONEYBROOK LODGE, 42 John St, Midland  
 KELMSCOTT COMMUNITY SUPPORTED RESIDENTIAL UNITS, 25 Hicks Road, Kelmscott  
 MANN WAY, 4-6 Mann Way, Bassendean  
 MOUNT CLAREMONT HOUSE, 60 Mooro Drive, Claremont  
 NGURRA NGANHUNGU BARNDIYIGU, Onslow St, Geraldton  
 QUEENS PARK, 21-23 Walton St, Queens Park  
 ROMILY HOUSE, 19 Shenton Rd, Claremont  
 ROSEDALE LODGE, 22 East St, Guildford  
 ST. JUDE'S HOSTEL, 26 & 30-34 Swan St, Guildford  
 SALISBURY HOME, 19-21 James St, Guildford  
 SWAN VILLAS, 91 Patterson Drive, Middle Swan  
 VINCENTCARE BASSENDEAN HOUSE, 1 North St, Bassendean  
 VINCENTCARE BAYSWATER HOUSE, 65 Whatley Crescent, Bayswater  
 VINCENTCARE COOLBELLUP HOUSE, 66 Waverley Rd, Coolbellup  
 VINCENTCARE DUNCRAIG HOUSE, 270 Warwick Rd, Duncraig  
 VINCENTCARE SOUTH LAKES HOUSE, 9 Plumridge Way, South Lake  
 VINCENTCARE SWAN VIEW HOUSE, 8 Wilgee Gardens, Swan View  
 VINCENTCARE-VINCENTIAN VILLAGE, 2 Bayley St, Woodbridge  
 VINCENTCARE WARWICK HOUSE, 39 Glenmere Rd, Warwick  
 VIOLET MAJOR HOUSE, 47 View St, North Perth  
 WOODVILLE HOUSE, 425 Clayton Rd, Helena Valley

Dr GRAHAM JACOBS, MLA, Minister for Mental Health.

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## JUSTICE

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JU401\*

### JUSTICES OF THE PEACE ACT 2004

#### APPOINTMENTS

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following to the Office of Justice of the Peace for the State of Western Australia—

Clifton Maurice Anderson of 16 Crowea Street, Bunbury  
 Sharyn Elizabeth Burvill of 42 MacDonald Way, Fitzroy Crossing  
 Gregory John Day of 2 Nichols Place, Boddington  
 Carol-Ann Kelleher-Clarke of 18 Brookeby Heights, Leda  
 Robert Stronach Dunn Northcoat of 6 Hare Street, Kalgoorlie  
 Brian Martyn Pegram of 10 Purna Place, Kalgoorlie

RAY WARNES, Executive Director,  
 Court and Tribunal Services.

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## MARINE/MARITIME

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MX401\*

### WESTERN AUSTRALIAN MARINE ACT 1982 NAVIGABLE WATERS REGULATIONS 1958

*City of Wanneroo*

PERSONAL WATERCRAFT (PWC)

Quinns Rock

Department of Transport,  
Fremantle WA, 19 February 2010.

Acting pursuant to the powers conferred under Section 66 of the *Western Australian Marine Act 1982*, the department hereby declares the following—

All water ski and water ski take off areas are closed to navigation of Personal Watercraft unless conducting water ski operations or transiting directly through the area, with the exception of the Quinns Rock water ski area. Providing that PWC'S operating within it, when not conducting water ski operations or transiting directly through the area, must remain well clear at all times of all vessels engaged in water ski operations.

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

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## MINERALS AND PETROLEUM

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MP401\*

Commonwealth of Australia

### OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

#### PROHIBITION OF ENTRY INTO A SAFETY ZONE

I, Mark Gabrielson, the Acting Executive Director Petroleum and Environment Division of the Department of Mines and Petroleum, pursuant to section 616 of the *Offshore Petroleum and Greenhouse Gas Storage Act 2006*, hereby prohibit all vessels other than vessels under control of the registered holders of Infrastructure Licence WA-1-IL, vessels authorised and approved by the registered holders of Retention Lease WA-16-R and vessels operated by authorised persons who are exercising powers under section 615(1) of Division 1 of Part 6.6 of the above Act from entering or remaining in the area of the safety zone without the consent in writing of the Executive Director, Petroleum and Environment Division (Designated Authority).

This safety zone extends to a distance of five hundred (500) metres, measured from the geometric centre of the vessel known as—

The Pluto-A Riser Platform (Latitude 19 59'46.59" South Longitude 115 22'05.58" East\*)

\*Note: the above are GDA94 Coordinates

The Safety Zone remains in force for the duration of the operational activities.

Where an unauthorised vessel enters or remains in the safety zone specified in contravention of this instrument, the owner and the person in command or in charge of the vessel are each guilty of an offence against section 616 of the Act and are punishable, upon conviction, by a imprisonment for a term—

- not exceeding 15 years if the breach is determined as intentional.
- not exceeding 12.5 years if the breach is determined as recklessness.
- not exceeding 10 years if the breach is determined as negligence.
- not exceeding 5 years if the breach is determined as an offence of strict liability.

Dated this 16th day of February 2010.

Made under the *Offshore Petroleum and Greenhouse Gas Storage Act 2006* of the Commonwealth of Australia.

MARK GABRIELSON, Acting Executive Director,  
Petroleum and Environment Division.  
Pursuant to the Instrument of Delegation dated 25 July 2007.

**MP402\*****MINING ACT 1978**  
APPLICATION FOR AN ORDER FOR FORFEITUREDepartment of Mines and Petroleum,  
MARBLE BAR WA 6760.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licence is liable to forfeiture under the provision of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, being failure to comply with the prescribed expenditure conditions and/or non-compliance with the reporting provisions.

P. ROTH, Warden.

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To be heard by the Warden at Marble Bar on 16 April 2010.**PILBARA MINERAL FIELD**  
Prospecting Licence

P45/2654      Norling, Ross Geoffrey

**MP403\*****MINING ACT 1978**  
APPLICATION FOR AN ORDER FOR FORFEITUREDepartment of Mines  
and Petroleum, Leonora.

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

G. BENN, Warden.

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To be heard by the Warden in Leonora on 10 March 2010.**MOUNT MARGARET MINERAL FIELD**  
*Mount Malcolm District*  
Prospecting LicencesP37/7156      Metaliko Resources Limited  
P37/7157      Metaliko Resources Limited**MOUNT MARGARET MINERAL FIELD**  
*Mount Margaret District*  
Prospecting LicencesP38/3400      Audax Resources Ltd  
Richardson, Brian Dudley  
P38/3401      Audax Resources Ltd  
Richardson, Brian Dudley  
P38/3402      Richardson, Brian Dudley  
Richmond, William Robert  
P38/3403      Richardson, Brian Dudley  
Richmond, William Robert  
P38/3404      Audax Resources Ltd  
Richardson, Brian Dudley  
P38/3405      Audax Resources Ltd  
Richardson, Brian Dudley  
P38/3406      Audax Resources Ltd  
Richardson, Brian Dudley  
P38/3589      Maslin, Anthony Robert Frederick**MOUNT MARGARET MINERAL FIELD**  
*Mount Morgans District*  
Prospecting LicencesP39/4483      Selga, Mark  
Jasper, Rowan

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P39/4484	Selga, Mark Jasper, Rowan
P39/4485	Selga, Mark Jasper, Rowan
P39/4488	Harlap, Nahum Eliyahu, Amit
P39/4490	Harlap, Nahum Eliyahu, Amit
P39/4492	Harlap, Nahum Eliyahu, Amit

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

Department of Mines and  
Petroleum, Leonora.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following licences are liable to forfeiture under the provisions of Section 96(1)(a) of the *Mining Act 1978* for failure to lodge a report within the prescribed period.

G. BENN, Warden.

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To be heard by the Warden at Leonora on 10 March 2010.

**MOUNT MARGARET MINERAL FIELD***Mount Malcolm District*

## Prospecting Licences

P37/5732	Snaith, Jeremy David Dixon, Trevor John
P37/7094	Drylands Pty Ltd
P37/7095	Drylands Pty Ltd
P37/7096	<i>Drylands</i> Pty Ltd
P37/7097	Drylands Pty Ltd
P37/7098	Drylands Pty Ltd
P37/7099	Drylands Pty Ltd
P37/7173	Melville, Brian Anthony Dixon, Trevor John
P37/7174	Melville, Brian Anthony Dixon, Trevor John
P37/7186	Dixon, Trevor John
P37/7187	Dixon, Trevor John
P37/7188	Dixon, Trevor John
P37/7189	Dixon, Trevor John
P37/7190	Dixon, Trevor John
P37/7191	Dixon, Trevor John
P37/7192	Dixon, Trevor John
P37/7417	Halloran, Wayne Vincent Prugnoli, Peter Ben
P37/7648	Pritchard, John Ellis

**MOUNT MARGARET MINERAL FIELD***Mount Margaret District*

## Prospecting Licences

P38/3507	Hill, Patrick John Landgren, Roger Norman
P38/3552	AngloGold Ashanti Australia Ltd French, Donald Victor Green, Peter Edward
P38/3687	Richmond, William
P38/3688	Richmond, William

## MOUNT MARGARET MINERAL FIELD

*Mount Morgans District*

Prospecting Licences

P39/4483	Selga, Mark Jasper, Rowan
P39/4484	Selga, Mark Jasper, Rowan
P39/4485	Selga, Mark Jasper, Rowan
P39/4683	AngloGold Ashanti Australia Ltd French, Donald Victor Green, Peter Edward

## NORTH COOLGARDIE MINERAL FIELD

*Niagara District*

Prospecting Licences

P40/1124	Halloran, Wayne Vincent Van Blitterswyk, Wayne Craig Dixon, Trevor John
P40/1125	Halloran, Wayne Vincent Van Blitterswyk, Wayne Craig Dixon, Trevor John

**MP405\*****MINING ACT 1978**

## APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mines and  
Petroleum, Leonora.

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

G. BENN, Warden.

---

To be heard by the Warden at Leonora on 10 March 2010.

## MOUNT MARGARET MINERAL FIELD

*Mount Malcolm District*

Prospecting Licences

P37/6429	Hannans Reward Ltd
P37/6430	Hannans Reward Ltd
P37/6432	Hannans Reward Ltd
P37/7136	Hannans Reward Ltd
P37/7137	Hannans Reward Ltd
P37/7138	Hannans Reward Ltd
P37/7139	Hannans Reward Ltd
P37/7140	Hannans Reward Ltd
P37/7141	Hannans Reward Ltd
P37/7142	Hannans Reward Ltd
P37/7143	Hannans Reward Ltd
P37/7144	Hannans Reward Ltd
P37/7146	Baker, Glenn William Hannans Reward Ltd
P37/7147	Baker, Glenn William Hannans Reward Ltd
P37/7148	Baker, Glenn William Hannans Reward Ltd
P37/7149	Baker, Glenn William Hannans Reward Ltd
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P37/7583	Edwards, Cranston Gilbert Fagan, Robert Keith
P37/7584	Edwards, Cranston Gilbert Fagan, Robert Keith
P37/7586	Edwards, Cranston Gilbert Fagan, Robert Keith

#### MOUNT MARGARET MINERAL FIELD

##### *Mount Morgans District*

##### Prospecting Licences

P39/4861	Hawthorn Resources Limited
P39/4862	Hawthorn Resources Limited
P39/4863	Hawthorn Resources Limited
P39/4864	Hawthorn Resources Limited
P39/4865	Hawthorn Resources Limited
P39/4866	Hawthorn Resources Limited

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## PLANNING

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### PI401\*

#### PLANNING AND DEVELOPMENT ACT 2005

#### APPROVED LOCAL PLANNING SCHEME AMENDMENT

#### *Shire of Augusta-Margaret River*

#### Town Planning Scheme No. 17—Amendment No. 30

Ref: 853/6/3/17 Pt30

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 25 January 2010 for the purpose of—

1. Amending the Scheme Map, insofar as it relates to Lots 103, 104, 105 & 106 Bussell Highway, Margaret River.
  - (a) By removing the land from the “Rural Zone” and including it within the “Development Zone”, and
  - (b) Including the land within an Overall Planning Area shown by dotted border and with the Designation Number “9” inserted within that area.
2. Amending the Scheme Text at Clause 3.4 to include a new sub-clause 3.4.9 as follows—
  - 3.4.9 Area No. 9
    - (a) The primary use of the subject land, comprising lots 103-106 (inclusive) Bussell Highway, Margaret River shall be residential. Subdivision and development shall generally be in accordance with an Outline Development Plan approved by the local government and the Western Australian Planning Commission. All applications for residential development shall be assessed in accordance with the R25 provisions of the Residential Design Codes.
    - (b) No subdivision and development shall be undertaken on the subject land until the proponent has demonstrated to the satisfaction of the local government and Environmental Protection Authority (EPA) that either—
      - (i) the kennels on Lot 103 have relocated from the subject land or been permanently decommissioned; or



- (ii) noise attenuation measures have been undertaken to the kennels which would allow a reduction in the 1000m buffer, required under the “Environmental Protection Authority’s Guidance for Assessment of Environmental Factors—Separation Distances between Industrial and Sensitive Land uses’, which would facilitate development on all or part of the subject land.

In determining the appropriateness of any proposed noise attenuation measures pursued under option (b) i) above, the proponent will need to submit an acoustic report, from a suitably qualified person, which demonstrates that appropriate noise levels can be achieved to the satisfaction of the local government and EPA. In the event that agreement can not be reached between the local government and EPA on the content or conclusions of the acoustic report, the EPA’s position shall prevail.

- (c) The Outline Development Plan required by Clause 3.4 shall address the following—

- Subdivision and development shall be at a density of R20, with the exception that the minimum lot size may be reduced to 302m<sup>2</sup> to facilitate the protection and retention of remnant vegetation.
- Appropriate setbacks to creek-lines to the satisfaction of the Department of Water.
- Consolidated areas of vegetation should be retained, specifically those areas with higher condition ratings as determined in the flora and vegetation survey, including the northwest section of Lot 105. A landscaping plan (with an emphasis on native species and retention of remnant vegetation) and a Foreshore Management Plan will be required to address the long term management of these issues.
- A Preliminary Site Assessment must be prepared in accordance with the Department of Environment and Conservation Guidelines, which includes assessment for potential acid sulphate soils, and an examination of groundwater levels and the potential for water logging at the site.
- A Traffic Management Plan addressing access to Bussell Highway for all four lots must be submitted to the satisfaction of the Shire and Main Roads WA.
- A Fire Management Plan which minimises the clearing of existing vegetation must be submitted to the satisfaction of Shire Officers and FESA.
- An Urban Water Management Strategy that incorporates Water Sensitive Urban Design (as outlined in Council Policy) shall be prepared to the satisfaction of Shire Officers.
- A Community Facility Needs Plan must be prepared to the satisfaction of Shire Officers.
- Development contributions will be required for infrastructure, open space and community facilities.
- Provision for rainwater harvesting and reuse must be provided for in any Structure plan and demonstrated at Development Application stage.
- Provision for solar passive housing design and orientation must be provided for in any Structure plan and demonstrated at Development Application stage.
- Methods to be used to mitigate existing and future traffic noise from the Highway in accordance with the Western Australian Planning Commission’s Statement of Planning Policy 5.4—Road and Rail Transport Noise and Freight considerations in Land Use Planning.

- (d) Where proposals for the subdivision and development of the land involve the use of a strata scheme that shall contain a management statement incorporating, inter alia—

- (i) Where provisions for the protection of vegetation or the introduction of complementary or new areas of landscaping/planting occupy substantial parts of strata lots, Council may reduce setbacks from strata lots boundaries to accommodate those arrangements.
- (ii) Where strata lots front onto areas of open space as common property within the strata scheme, the use of rear service access lanes is encouraged to enhance the relationship between dwellings and the open space areas.

- 3. Amending the Scheme Text to re-number clauses 3.4.9 and 3.4.10 as 3.4.10 and 3.4.11 respectively and amending the contents page of the Scheme Text accordingly.

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

PI402\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Augusta-Margaret River*  
 Town Planning Scheme No. 11—Amendment No. 206

Ref: 853/6/3/8 Pt 206

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 9 February 2010 for the purpose of—

1. Amending the scheme text by rewording Schedule 1—'Special Rural Zones'—'Specified Area of Locality' column, applicable to SR12 to read—

Sussex Location 403 (East of) Caves Road, Prevelly.

2. Amending the Scheme Map by replacing SR12 with SR43 over the portion of Sussex Location 403 west of Caves Road only.
3. Amending the Scheme text by inserting into Schedule 1—'Special Rural Zones'—the following—

SR43	Part Sussex Location 403 Caves Road, Margaret River (western portion)	<p>Portion of Sussex Location 403 west of Caves Road—</p> <p><b>Structure Plan</b></p> <ol style="list-style-type: none"> <li>1. Subdivision and development shall be generally in accordance with a Structure Plan endorsed by the Local Government and the WAPC.</li> <li>2. The minimum lot size shall be 1ha.</li> </ol> <p><b>Landscape Protection</b></p> <ol style="list-style-type: none"> <li>3. Clearing of flora shall only take place within those areas designated as building envelopes on the Structure Plan, with the following exceptions—               <ol style="list-style-type: none"> <li>(a) clearing to gain vehicular access to the lots. In any event Council on the plan of subdivision may specify the approximate location of the crossovers to the respective lots, and</li> <li>(b) Clearing to comply with the Bush Fires Act, 1954.</li> </ol> </li> <li>4. A Landscape Protection Area shall apply to all watercourses with a definable bed and banks, and central remnant vegetation areas identified on the Structure Plan. The minimum width of the Landscape Protection Area shall be 20m including the stream width.</li> <li>5. At the time of subdivision Local Government will request that the WAPC impose a condition requiring that a Landscaping and Rehabilitation Plan be prepared and implemented for the entire Structure Plan and incorporates the retention of native vegetation, revegetation including the augmentation and/or establishment of buffers and additional planting, as shown on the Structure Plan with appropriate native plan species, known to naturally occur in the subject area.</li> <li>6. At the time of subdivision Local Government will request that the WAPC impose a condition requiring that a Foreshore Management Plan be prepared and implemented for the entire Structure Plan by the developer during the subdivision stage.</li> <li>7. The existing 20m wide landscape buffer along Caves Road shall be maintained by the developer and individual landowners to the satisfaction of Local Government.</li> </ol> <p><b>Fire Management</b></p> <ol style="list-style-type: none"> <li>8. The Fire Management Plan may be varied from time to time by the Local Government provided that the owner/s of any land affected by the variation is notified in writing of the terms of the variation.</li> <li>9. At the time of subdivision the Local Government will request that the WAPC impose a condition requiring that the subdivider implements, to the satisfaction of the Western Australian Planning</li> </ol>
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		<p>Commission, the FESA endorsed Fire Management Plan, which is applicable to Lot 403 Caves Road.</p> <p>10. All dwellings within the zone shall comply with A53959-1999—Construction of Houses in Bushfire Prone Area in lots 7-12 and 15-19 adjoining bush areas.</p> <p><b>Water Supply</b></p> <p>11. Each dwelling shall be connected to a suitable source of potable water.</p> <p><b>Stock and Pets</b></p> <p>12. The carrying of any stock on any lot created in accordance with an approved Structure Plan is not permitted unless approval is granted by the Local Government.</p> <p>13. At the time of subdivision, the Local Government may request that the WAPC impose a condition that a restrictive covenant pursuant to section 129BA of the Transfer of Land Act (as amended) is to be placed on Certificates of Title of newly created lots prohibiting the keeping of domestic cats so as to protect native fauna.</p> <p>14. Fencing shall be permitted within the building envelopes as identified by the Structure Plan in a design and style allowing unrestricted wild life movement.</p> <p><b>Development</b></p> <p>15. All development of Dwelling houses and all ancillary buildings shall comply with the following development guidelines—</p> <ul style="list-style-type: none"> <li>(a) Buildings shall be constructed of non-reflective material (with the exception of glazed areas) and shall comprise either timber, stone, rammed earth, brick or steel construction and shall be of colour(s) and textures which are essentially natural and earthy. All such materials shall be to the satisfaction of the Local Government and shall be compatible with the rural character of the locality.</li> <li>(b) Buildings on land steeper than gradients of 1:10 shall be split level or pier construction to minimise the amount of cut and fill.</li> <li>(c) All services within the lot boundaries shall be underground.</li> <li>(d) A minimum of 150mm topsoil shall be stripped from earthworks areas and replaced immediately after construction onto disturbed areas.</li> <li>(e) Landscaping should be with materials that are sympathetic with the surrounding natural landscape.</li> <li>(f) Strategic planting within each lot, using local indigenous species, shall be provided in the locations shown on the Structure Plan.</li> </ul> <p>16. There shall be a height limit on buildings of 8 metres.</p> <p>17. Outbuildings should form a unified group with the main building and should be of similar form, colour and materials.</p> <p><b>Traffic and Pathways</b></p> <p>18. At the time of subdivision, the Local Government may request that the WAPC impose a condition requiring a contribution to the provision of a dual use path along Caves Road to link with the existing path network along Wallcliffe Road.</p> <p>19. At the time of subdivision, the Local Government may request that the WAPC impose a condition requiring a Traffic Management Plan addressing vehicle access to Caves Road, the outcomes of which are to be implemented by the development during the subdivision stage.</p>
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**Drainage**

20. Prior to subdivision, the subdivider is to prepare a Local Water Management Plan for the whole Structure Plan area to the satisfaction of the Local Government and the Department of Water.
21. At the time of the Local Government may request that the WAPC impose a condition that the Local Water Management Plan is implemented to the satisfaction of Local Government and the Department of Water.

**Acid Sulfate Soils**

22. At the time of subdivision, the Local Government may request that the WAPC impose a condition for lots that may impact on a water course that—
- (a) A preliminary site investigation shall be undertaken to determine whether acid sulphate soils are present on the land and, if present, their extent and severity;
  - (b) If the site is found to contain acid sulphate soils, an acid sulphate soil management plan shall be submitted and approved by the Department of Environment and Conservation; and
  - (c) All site works shall be carried out in accordance with the provisions of the approved management plan.

**Effluent Disposal**

23. All dwellings are to comply with the following guidelines relating to on-site effluent disposal;
- (a) Aerobic Treatment Unit(s) and effluent disposal system(s) or alternative effluent treatment and disposal system(s), capable of minimising the movement of nutrients including phosphorous and nitrogen from the disposal area, shall be installed to provide for the treatment and disposal of effluent waste, to the satisfaction of the Local Government and the Department of Health.
  - (b) Effluent disposal and waste water reuse systems design shall incorporate subsurface infiltration and clay bunds or suitable alternative means for the containment and treatment of effluent waste water, to the satisfaction of the Local Government and the Department of Health.
  - (c) Prior to subdivision a site and soil evaluation shall be undertaken for each proposed lot by a suitably qualified person and in accordance with Australian Standards and Government guidelines to determine a suitable location for accommodation of Aerobic Treatment Unit(s) or alternative effluent treatment and disposal system(s) for each lot, to the satisfaction of the Shire. Details of the site and soil evaluation for each lot are to be submitted to the Local Government and shall include the following—
    - Demonstrate that a suitable area relative to the future designated building envelope can be provided for each new lot, to accommodate the onsite disposal of effluent waste water in a manner that complies with the criterion of Policy PE.26 appendix 1 and 2 and relevant legislation.
    - Details of site gradient (site contour plan).
    - Depth to highest known ground water from ground level.
    - Depth of bedrock or impervious clay (not less than 1.2 metres).
    - Depth of free draining soil (not less than 1.2 metres).

		<ul style="list-style-type: none"> <li>• Depth of free draining soil (not less than 1.2 metres).</li> <li>• Setback from water body (not less than 30m).</li> <li>• Soil structure and profile to a depth of 2 metres (include nature of material, soil type, colour and characteristics).</li> <li>• Phosphorous Retention Index to depth of 1m.</li> </ul>
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R. COLYER, Shire President  
G. EVERSLED, Chief Executive Officer.

**PI403\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**LOCAL PLANNING SCHEME AVAILABLE FOR INSPECTION**  
*Shire of Merredin*  
 Local Planning Scheme No. 6

Ref: TPS/0160

Notice is hereby given that the local government of the Shire of Merredin has prepared the abovementioned local planning scheme for the purpose of—

1. setting out the local government's planning aims and intentions for the scheme area;
2. setting aside land as reserves for public purposes;
3. zoning land within the scheme area for the purposes defined in the scheme;
4. controlling and guiding land use and development;
5. setting out procedures for the assessment and determination of planning applications;
6. making provision for the administration and enforcement of the scheme; and
7. addressing other matters set out in the First Schedule to the Planning and Development Act.

Plans and documents setting out and explaining the local planning scheme have been deposited at Council Offices, corner King/Barrack Streets Merredin and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 24 May 2010.

Submissions on the local planning scheme may be made in writing on Form No. 4 and lodged with the undersigned on or before 24 May 2010.

G. S. POWELL, Chief Executive Officer.

**PI404\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Wyndham-East Kimberley*  
 Town Planning Scheme No. 7—Amendment No. 18

Ref: 853/7/5/9 Pt 18

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning has approved the Shire of Wyndham-East Kimberley local planning scheme amendment on 20 January 2010 for the purpose of—

1. Amending the Zoning Table to modify the use class permissibility of Bed and Breakfast, Farm Stay, Reception Centre, Restaurant, Shop and Tourist Accommodation in the General Rural, Rural Agriculture 1 and Rural Agriculture 2 zones, as follows—

USE CLASSES	GENERAL RURAL	RURAL AGRICULTURE 1	RURAL AGRICULTURE 2
<b>COMMERCIAL</b>			
Bed and Breakfast	IP	IP	IP
Farm Stay	IP	IP	IP
Reception Centre	X	X	X
Restaurant	SA	SA	SA
Shop	X	X	X
Tourist Accommodation	X	X	X

2. Amending the Zoning Table to modify Wayside Stall from a Discretionary Use (designated as “AA”) to an Incidental Use (to be designated as “IP”) in the General Rural, Rural Agriculture 1 and Rural Agriculture 2 zones, as follows—

USE CLASSES	GENERAL RURAL	RURAL AGRICULTURE 1	RURAL AGRICULTURE 2
<b>COMMERCIAL</b>			
Wayside Stall	IP	IP	IP

3. Amending the Zoning Table to modify Nursery—Plant from a Discretionary Use (designated as “AA”) and Permissible Use (designated as “P”) to an Incidental Use (to be designated as “IP”) in the General Rural, Rural Agriculture 1 and Rural Agriculture 2 zones, as follows—

USE CLASSES	GENERAL RURAL	RURAL AGRICULTURE 1	RURAL AGRICULTURE 2
<b>COMMERCIAL</b>			
Plant Nursery	IP	IP	IP

4. Amending the Zoning Table to modify Plant Nursery from a Permissible Use (designated as “P”) to an Impermissible Use (designated as “X”) in the Rural Living zone, as follows—

USE CLASSES	Rural Living
<b>COMMERCIAL</b>	
Plant Nursery	X

5. Amending the Zoning Table to include the use class Art and Craft Centre, Cabin and Chalet as a commercial use, as follows—

USE CLASSES	TOWN CENTRE	LOCAL CENTRE	TOURIST	RESIDENTIAL	RESIDENTIAL DEVELOPMENT	LIGHT INDUSTRY	MIXED BUSINESS	RURAL INDUSTRY	COMPOSITE INDUSTRY	GENERAL RURAL	RURAL AGRICULTURE 1	RURAL AGRICULTURE 2	RURAL LIVING	SPECIAL SITE
<b>Commercial</b>														
Art and Craft Centre	P	X	AA	X	X	IP	SA	X	SA	IP	IP	IP	IP	PREDOMINANT USES TO BE LIMITED TO THAT SPECIFICALLY MARKED ON THE SCHEME MAP OR LISTED IN APPENDIX 2
Cabin	X	X	P	X	X	X	X	X	X	IP	IP	IP	X	
Chalet	X	X	P	X	X	X	X	X	X	IP	IP	IP	X	

6. Amending the Zoning Table to modify the use class permissibility of Art Gallery as a commercial use, as follows—

USE CLASSES	TOWN CENTRE	LOCAL CENTRE	TOURIST	RESIDENTIAL	RESIDENTIAL DEVELOPMENT	LIGHT INDUSTRY	MIXED BUSINESS	RURAL INDUSTRY	COMPOSITE INDUSTRY	GENERAL RURAL	RURAL AGRICULTURE 1	RURAL AGRICULTURE 2	RURAL LIVING	SPECIAL SITE
<b>Commercial</b>														
Art Gallery	P	X	A A	X	X	IP	SA	X	SA	IP	IP	IP	IP	PREDOMINANT USES TO BE LIMITED TO THAT SPECIFICALLY MARKED ON THE SCHEME MAP OR LISTED IN APPENDIX 2

7. Amending the Zoning Table to include the use class Museum as a commercial use, as follows—

USE CLASSES	TOWN CENTRE	LOCAL CENTRE	TOURIST	RESIDENTIAL	RESIDENTIAL DEVELOPMENT	LIGHT INDUSTRY	MIXED BUSINESS	RURAL INDUSTRY	COMPOSITE INDUSTRY	GENERAL RURAL	RURAL AGRICULTURE 1	RURAL AGRICULTURE 2	RURAL LIVING	SPECIAL SITE
<b>Commercial</b>														
Museum	P	X	A A	X	X	X	X	X	X	IP	X	X	X	PREDOMINANT USES TO BE LIMITED TO THAT SPECIFICALLY MARKED ON THE SCHEME MAP OR LISTED IN APPENDIX 2

8. Amending the Zoning Table to modify the use class permissibility of Winery and Brewery as a commercial use, as follows—

USE CLASSES	TOWN CENTRE	LOCAL CENTRE	TOURIST	RESIDENTIAL	RESIDENTIAL DEVELOPMENT	LIGHT INDUSTRY	MIXED BUSINESS	RURAL INDUSTRY	COMPOSITE INDUSTRY	GENERAL RURAL	RURAL AGRICULTURE 1	RURAL AGRICULTURE 2	RURAL LIVING	SPECIAL SITE
<b>Commercial</b>														
Winery	X	X	X	X	X	X	X	AA	X	IP	SA	SA	IP	PREDOMINANT USES TO BE LIMITED TO THAT SPECIFICALLY MARKED ON THE SCHEME MAP OR LISTED IN APPENDIX 2
Brewery	X	X	X	X	X	X	X	AA	X	IP	SA	SA	IP	

9. Modify Schedule 1—Definitions by the deletion of the definition ‘Nursery’.
10. Introduce the following definitions into Schedule 1—Definitions in the appropriate location—
- ‘Chalet’ means an individual self contained unit usually comprising cooking facilities, en-suite, living area, and one or more bedrooms designed to accommodate short-stay guests, forming part of a tourism facility and where occupation by any person is limited to a maximum of three (3) months in any twelve (12) month period.
- ‘Cabin’ means an individual self contained similar to a chalet but may lack en-suite facilities and may only comprise one room and is designed for short-stay guests, forming part of a tourism facility and where occupation by any person is limited to a maximum of three (3) months in any twelve (12) month period.
11. Modify the definition of ‘Transient Accommodation’ in Schedule 1—Definitions **by replacing** ‘used for habitation for purposes of accommodation for a period not exceeding 6 months’ **with** ‘used for habitation for the purposes of accommodation and not occupied by the same tenant for a continuous period for more than 6 months in any 12 month period’.
12. Amending Clause 5.21 to include additional clauses relating to setbacks for agricultural and incidental development, as follows—

5.21.1 (a) Setbacks for Agricultural Development

TABLE 3—ALL RURAL ZONES			
Zone	Building Setbacks (m)		
	Front	Side	Rear
General Rural	20	10	20
Rural Agriculture 1	20	20	20
Rural Agriculture 2	20	20	20
Rural Living	10	5	10

5.21.1 (b) Setbacks for Incidental Development in Rural Agriculture 1 and Rural Agriculture 2 zones

TABLE 3A—RURAL AGRICULTURE 1 AND RURAL AGRICULTURE 2 ZONES			
Zone	Building Setbacks (m)		
	Front	Side	Rear
Rural Agriculture 1	20	100	100
Rural Agriculture 2	20	35	35



13. Amending Clause 5.21 to include an additional clause relating to development controls for incidental development, as follows—

5.21.2 Other Incidental Uses

Council may permit the development and use of the land for the following uses—

Art and Craft Centre  
Art Gallery  
Bed and Breakfast  
Cabin  
Chalet  
Farm Stay  
Plant Nursery  
Wayside Stall

provided that—

- (a) The applicant submit a management plan addressing how potential conflicts, impacts and compatibility with existing and potential agricultural land uses—both internal and external to the site—are to be managed as per the requirements of SPP2.5, and including but not limited to the following—
    - i. prior to construction of any units, the applicant shall submit a management plan developed in consultation with the Department of Agriculture and Food Western Australia and other relevant agencies or stakeholders, detailing measures to manage the following impacts—
      - (a) dust and noise;
      - (b) visual amenity; and
      - (c) biosecurity
    - ii. prior to the construction, all promotional information intended to be displayed shall be submitted to Council for approval;
    - iii. prior to occupation, relevant officers shall inspect accommodation to ensure biosecurity information is displayed in a prominent place ; and
    - iv. prior to occupation, relevant officers shall inspect procedures to ensure that all workers are made aware of the biosecurity issues and preventative measures prior to take residence with the accommodation.
  - (b) the proponent submit an Agriculture Impact Statement, in accordance with the information prescribed in SPP2.5;
  - (c) the proposed development remains as a subordinate use in scale, scope and intensity to the predominant agricultural nature of the site;
  - (d) the proposed development is advertised;
  - (e) a maximum of three (3) accommodation units is permitted on lots in the Rural Agricultural Zone 1, Rural Agricultural Zone 2 and the General Agricultural Zone.
  - (f) All accommodation units shall—
    - i. be separated from the nearest residential building on an adjacent property by a minimum of 70 metres; and
    - ii. comply with the setback provisions in the Scheme;
    - iii. have screening vegetation planted and maintained to shield the neighbouring property from accommodation units.
14. **Renumber** Clause 5.21.2—Transient Accommodation **to** Clause 5.21.3 –Transient Accommodation.
15. Delete Clause 5.21.3(a) and relace with—
- (a) That the occupant is directly employed in the agricultural sector;
16. Adding the following to Clause 5.21.3—
- (e) The applicant submit a management plan addressing how potential conflicts, impacts and compatibility with existing and potential agricultural land uses—both internal and external to the site—are to be managed as per the requirements of SPP2.5, and including but not limited to the following—
    - i. prior to construction of any units, the applicant shall submit a management plan developed in consultation with the Department of Agriculture and Food Western Australia and other relevant agencies or stakeholders, detailing measures to manage the following impacts—
      - (a) dust and noise;
      - (b) visual amenity; and
      - (c) bio-security.

- ii. prior to the construction, all promotional information intended to be displayed shall be submitted to Council for approval;
- iii. prior to occupation, relevant officers shall inspect accommodation to ensure biosecurity information is displayed in a prominent place ; and
- iv. prior to occupation, relevant officers shall inspect procedures to ensure that all workers are made aware of the biosecurity issues and preventative measures prior to take residence with the accommodation.

FRED MILLS, Shire President.  
G. GAFFNEY, Chief Executive Officer.

PI405\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Wyndham-East Kimberley*  
Town Planning Scheme No. 7—Amendment No. 32

Ref: TPS/0167

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 Wyndham-East Kimberley local planning scheme amendment on 19 January 2010 for the purpose of—

1. Rezoning the identified agricultural land within the TPS area to the 'Rural Agriculture 1' zone under the Shire of Wyndham-East Kimberley TPS No. 7.
2. Expanding the current TPS No. 7 area to include the identified agricultural land, which falls outside of the current TPS No 7 area in the 'Rural Agricultural 1' zone under the Shire of Wyndham-East Kimberley TPS No. 7.
3. Reserving the identified conservation land, within the TPS No. 7 Scheme Area, for 'Conservation/Environmental Protection' under the Shire of Wyndham-East Kimberley TPS No. 7.
4. Expanding the current TPS No. 7 area to include the identified conservation land which falls outside of the current TPS No. 7 area in the 'Conservation/Environmental Protection' reserve under the Shire of Wyndham-East Kimberley TPS No. 7.
5. Amending the Scheme Maps accordingly.

F. MILLS, Shire President.  
G. GAFFNEY, Chief Executive Officer.

PI406\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Bunbury*  
Town Planning Scheme No. 7—Amendment No. 31

Ref: 853/6/2/11 Pt 31

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 Bunbury local planning scheme amendment on 20 January 2010 for the purpose of—

1. Incorporating the subject land within a "Development Investigation Policy Area", in accordance with the Proposed Scheme Amendment Map.
2. Rezoning Lot 1060 South West Highway, Picton from "Residential R15" to "Public Purposes—Pump Station".
3. Modifying clause 6.2.1.3.1 of the scheme text by adding the following—

Notwithstanding the above, the local government may approve, at its discretion, one single dwelling and associated outbuilding on any lot where the proposed development—

- (a) is consistent with the underlying zone; and
- (b) will not, in the opinion of the local government, prejudice or adversely affect the future subdivision, development or land use expectations of the Development Investigation Policy Area.

D. L. SMITH, Mayor.  
G. TREVASKIS, Chief Executive Officer.

PI407\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Cockburn*

Town Planning Scheme No. 3—Amendment No. 18

Ref:85312123120 Pt 18

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 Cockburn local planning scheme amendment on 9 February 2010 for the purpose of—

1. (a) Transferring portion of Crown Reserve 39181, corner of Hammond and Bartram Roads, Success from the “Public Purposes” Reserve to the “Development” Zone (DA 28),
- (b) Including the portion of Crown Reserve 39181 being zoned “Development” within Development Contribution Area No. 2—Success Lakes (DCA2),

As depicted on the Scheme Amendment Map.

2. Including the land within Schedule 11 of the Scheme Text to incorporate development control provisions as follows—

Ref No.	Area	Provisions
DA 28	Success—Bartram/ Hammond Roads	<ol style="list-style-type: none"> <li>1. Structure Plan adopted to guide subdivision, land use and development.</li> <li>2. The provisions of the Scheme shall apply to the land uses classified under the Structure Plan, in accordance with Clause 6.2.12.2 except that— <ol style="list-style-type: none"> <li>(a) within the portion of the Residential and Local Centre zones contained between the <math>1 \times 10^{-6}</math> and <math>5 \times 10^{-7}</math> contours, as indicated on the endorsed structure plan, the following land uses are not permitted— <ul style="list-style-type: none"> <li>• Child Care Premises</li> <li>• Aged or Dependant Persons Dwellings</li> <li>• Education Establishments Hospitals.</li> </ul> </li> <li>(b) within the Mixed Business Zone area, Caretakers Dwellings, Grouped Dwellings, Multiple Dwellings, Single House, Residential Building, Lodging House and Tourist Accommodation are not permitted.</li> </ol> </li> <li>3. The development of shops (retail uses) within the Development Area shall be limited to a maximum of 1600m<sup>2</sup> NLA.</li> </ol>

L. K. HOWLETT, JP Mayor.  
S. G. CAIN, Chief Executive Officer.

PI408\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Boddington*

Local Planning Scheme No. 2—Amendment No. 27

Ref: TPS/0176

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 Boddington local planning scheme amendment on 4 February 2010 for the purpose of—

1. Recoding Lot 32 Hotham Avenue, Boddington from Residential R10/20 to Residential R40.
2. Amending the Scheme Map accordingly.

P. R. CARROTTS, Shire President.  
G. A. SHERRY, Chief Executive Officer.

**PI409\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Rockingham*

Town Planning Scheme No. 2—Amendment No. 43

Ref: 853/2/28/4 Pt 43

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 Rockingham local planning scheme amendment on 9 February 2010 for the purpose of—

1. Modifying the Scheme Text Schedule 4 Special Rural Zone 'Portions of Planning Unit 4' provisions as follows—
  - (a) Portion of Lot 50 Pike Road, Baldivis is to be included within a new Plan Reference 4(v) of the location table of Schedule No.4 of the Scheme Text pertaining to 'Special Rural' zones 'Portions of Planning Unit 4' of the Rural Land Strategy.
  - (b) Plan No.4—Special Rural zones of the Scheme being amended to show a portion of Lot 50 Pike Road, Baldivis as outlined in black and annotated as 4(v).
2. Modifying the Scheme Text Schedule 5 Special Residential Zone 'Portions of Planning Unit 4' provisions as follows—
  - (a) Include 'Portion of Lot 50 Pike Road, Baldivis' within Plan Reference 4(ii) of the location table of Schedule No.5 of the Scheme Text pertaining to 'Special Residential' zones 'Portions of Planning Unit 4' of the Rural Land Strategy.
  - (b) Plan No.6—Special Residential zones of the Scheme being amended to show part of Lot 50 Pike Road, Baldivis outlined in black and annotated as 4(ii)
3. Modifying the Scheme Maps as follows;
  - (a) Rezoning Lot 50 from 'Rural' to 'Special Rural' and 'Special Residential'.

B. SAMMELS, Mayor.

ANDREW HAMMOND, Chief Executive Officer.

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## RACING, GAMING AND LIQUOR

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**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
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
13319	Sky Investments (WA) Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Northbridge and known as Subaru KTV Restaurant	17.03.2010
13323	Bellcrest Holdings Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Perth and known as Dome East End	14.03.2010
<b>APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS</b>			
35760	Good Things in Life Pty Ltd	Application for the grant of an Extended Trading Permit—Ongoing Hours in respect of premises situated in Margaret River and known as Settlers Tavern	02.03.2010
35480	Arena Roja Pty Ltd	Application for the grant of an Extended Trading Permit—Ongoing Hours in respect of premises situated in Newman and known as Red Sands Tavern	28.02.2010

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR EXTENDED TRADING PERMITS—LIQUOR WITHOUT A MEAL</b>			
35900	FJ & GW Gleeson, BP Andrijasevich & BA LeGrove	Application for the grant of an Extended Trading Permit in respect of premises situated in North Beach and known as Soda Sunlounge.	07.03.2010
35821	Nove Pty Ltd	Application for the grant of an Extended Trading Permit in respect of premises situated in Fremantle and known as Gino's Trattoria	18.03.2010
35800	Doublefun Enterprises Pty Ltd	Application for the grant of an Extended Trading Permit in respect of premises situated in Northbridge and known as VIP Lounge Restaurant	08.03.2010

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

Dated: 17 February 2010.

B. A. SARGEANT, Director of Liquor Licensing.

## **SALARIES AND ALLOWANCES**

SX401\*

### **SALARIES AND ALLOWANCES ACT 1975**

#### **DETERMINATION VARIATION**

#### **Preamble**

The Salaries and Allowances Tribunal has been requested to make a determination in respect of the new position of Deputy Director General Approvals, Department of Mines and Petroleum, following inclusion of the office in the Special Division of the Public Service.

#### **Determination**

The determination of the Salaries and Allowances Tribunal made on 3 April 2009 under sections 6(1)(c), (d) and (e) of the *Salaries and Allowances Act 1975*, as amended from time to time, is hereby varied by a further determination set out below.

Amend and include in Part 1 of the First Schedule the following—

Agency	Office	Classification
Department of Mines and Petroleum	Deputy Director General Approvals	Group 2 Minimum

Dated at Perth this 22nd day of January 2010.

W. S. COLEMAN AM, Chairman.  
C. A. BROADBENT, Member.  
B. J. MOORE, Member.  
Salaries and Allowances Tribunal.

## **WATER/SEWERAGE**

WA401\*

### **WATER AGENCIES (POWERS) ACT 1984**

#### **PROPOSAL TO CONSTRUCT A WASTEWATER TREATMENT PLANT AND ASSOCIATED WORKS IN THE TOWN OF WILLIAMS**

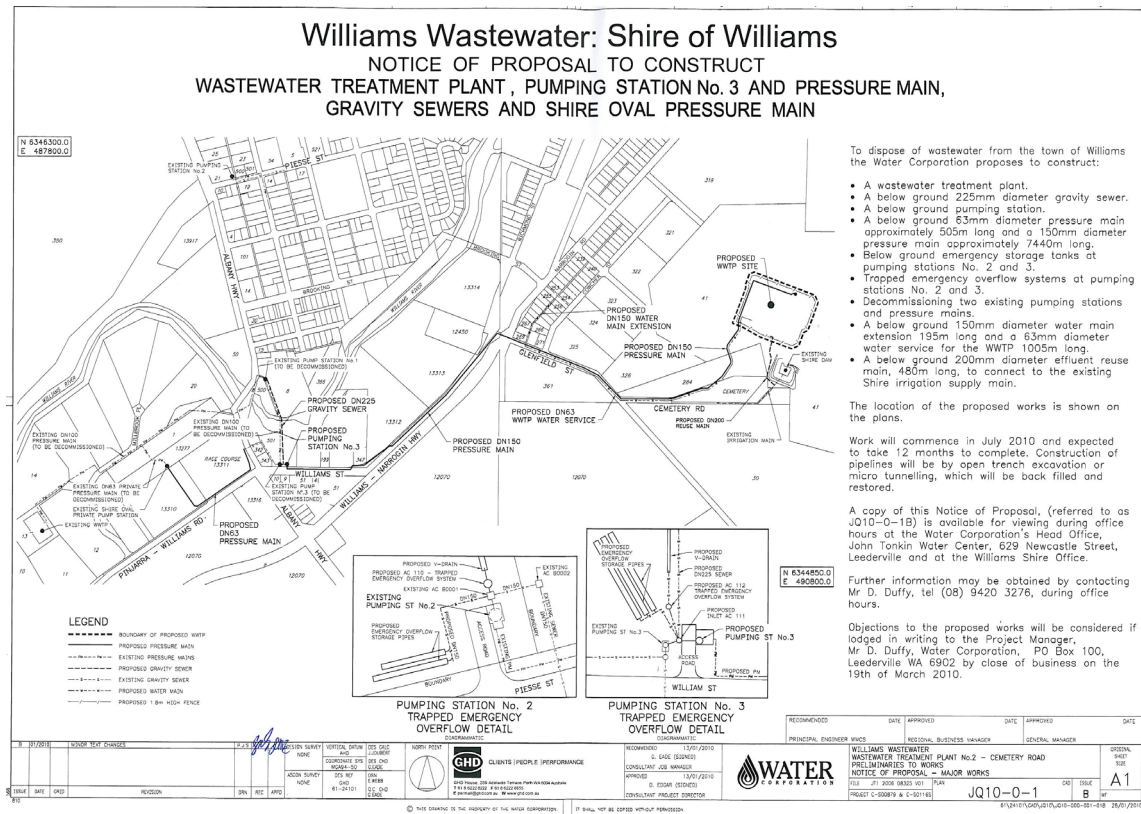
To manage wastewater in the town of Williams the Water Corporation proposes to construct a wastewater treatment plant, pumping station and pressure main, gravity sewers and a Shire Oval pressure main.

The works will commence in July 2010 for an expected period of 12 months. The location of the proposed works is displayed in the map provided.

A copy of this Notice of Proposal (referred to as JQ10-0-1B) is available for viewing during office hours at the Water Corporation's John Tonkin Water Centre, 629 Newcastle St, Leederville and at the Williams Shire Office, 9 Brooking St, Williams.

Further information may also be obtained by contacting Derek Duffy on (08) 9420 3276, during office hours.

Objections to the proposed works will be considered if lodged in writing and addressed to the Project Manager, Derek Duffy, Water Corporation, PO Box 100, Leederville WA 6902 by close of business on 19 March 2010.



## DECEASED ESTATES

ZX401

### TRUSTEES ACT 1962

#### DECEASED ESTATES

#### Notice to Creditors and Claimants

Saban Delic, late of 406 Egan Street, Kalgoorlie.

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 4 April 2009, are required by the trustees to send particulars of their claims to the trustees at their address of care of MacDonald Rudder Lawyers 126 Hannan Street, Kalgoorlie WA 6430, within one month from the date of publication of this notice, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

MacDONALD RUDDER LAWYERS.

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

## Notice to Creditors and Claimants

Mario Silvio Gandossi, late of 31 Park Road, Byford, Western Australia, 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 26 November 2009, are required by the executor, Ewen Hubert Malcolm of c/- MJS Business & Financial Services, PO Box 349, Subiaco WA 6904, to send particulars of their claims to him by 23 March 2010, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

**ZX403****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

In the matter of the Estate of Dorothy Harris, late of Unit 10, St Ives Elder Care, 15 Cottrill Street, Myaree, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the abovenamed deceased who died on the 19th day of December 2008 are required by the Executor Andrew Elphinstone Masterton to send particulars of their claims by the 20th day of March 2010 to him care of Butcher Paull & Calder, Barristers & Solicitors, 8th Floor, 231 Adelaide Terrace, Perth, WA, 6000 after which date the Executor may convey or distribute the assets, having regard only to the claims of which the Executor then has notice.

BUTCHER PAULL CALDER, Solicitors for the Executor.  
8th Floor, 231 Adelaide Terrace, Perth,  
Western Australia.

**ZX404****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Frederick Thomas Diprose, late of 17 Erindale Court, 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 Frederick Thomas Diprose deceased who died on the 30th day of September 2009 at Albany, in the said State are required by the personal representative Mark Frederick Diprose of 1217 Tambellup West Road, Tambellup, 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.

**ZX405****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Estate of the late David Bruce Lefroy, late of "Colvin", 886 Colvin Road, Moora in the State of Western Australia, deceased.

Creditors and other persons having claims in respect of the estate mentioned below to which Section 63 of the *Trustees Act 1962*, as amended relates in respect of the estate of the deceased, who died on the 20th day of June 2009 are required by the personal representatives Peter Leslie Hearn and Edwina Bruce Lefroy to send particulars of claims to the personal representatives c/- McCallum Donovan Sweeney, Solicitors of 2nd Floor, 16 Irwin Street, Perth by the 30th day of March 2010 after which date the personal representative may convey or distribute the assets having regard only to the claims of which they have notice and the personal representative shall not be liable to any person of whose claim they have had no notice at the time of distribution.

Dated this 17th day of February 2010.

McCALLUM DONOVAN SWEENEY, for the Personal Representative.

ZX406\*

**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 19 March 2010, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bayfield, Kenneth Raymond, late of Howard Solomon Aged Care Facility, 91 Hybanthus Road, Ferndale, formerly of 5 Coulson Street, Wilson, died 30.12.2009 (DE19840829EM32)

Dedic, Esma, late of 20 Ballarat Street, Morley, died 14.01.2010 (DE19952807EM32)

Henderson, Mabel Jean, also known as Mae Henderson, late of Wearne Aged Care Facility, 1 Gibney Street, Cottesloe, died 23.12.2009 (DE20000449EM27)

Kinnaird, Rodney Ian, late of 95 Lakes Road, Mandurah, died 28.01.2010 (DE33048052EM27)

Maddock, Joyce Kathleen, also known as Vicky Maddock, late of Room 20 Annie Bryson Lodge, 2 Angove Road, Spencer Park, died 10.01.2010 (DE33044928EM16)

Raynor, Annie, late of St Francis Nursing Home, 678 North Beach Road, Gwelup, died 21.01.2010 (DE19802567EM16)

Rice, Julia, late of 21 Danube Avenue, Beechboro, died 27.11.2008 (DE33072402EM214)

Viner, Robert Leslie, late of 11 Berkeley Street, Heathridge, died 22.12.2009 (DE19962194EM15)

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

ZX407\*

**PUBLIC TRUSTEE ACT 1941****ADMINISTERING OF ESTATES**

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

Dated at Perth the 19th day of February 2010.

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

<b>Name of Deceased</b>	<b>Address</b>	<b>Date of Death</b>	<b>Date Election Filed</b>
Joyce Marion Ealey DE19820856EM16	29 Goderich Street East Perth	1 January 2010	11 February 2010

WESTERN AUSTRALIA

**FREEDOM OF INFORMATION ACT 1992****\*Price: \$21.40 plus postage**

\* Prices subject to change on addition of amendments.