



**WESTERN
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GOVERNMENT**
Gazette

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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR FRIDAY 28 OCTOBER 2011

The Gazette will not be published on Friday, 28 October 2011.

A Gazette will be published on Thursday, 27 October at 3.30 pm
Copy closes at noon on Tuesday, 25 October.

The following Gazette will be published on Tuesday, 1 November at 3.30 pm
Copy closes at noon on Thursday, 27 October.

— PART 1 —

LOCAL GOVERNMENT

LG301*

Local Government Act 1995

Local Government (Functions and General) Amendment Regulations 2011

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Local Government (Functions and General) Amendment Regulations 2011*.

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 *Local Government (Functions and General) Regulations 1996*.

4. Regulation 7 replaced

Delete regulation 7 and insert:

7. Term used: major regional centre

(1) In this Part —

major regional centre means a local government the district of which —

- (a) is not in the metropolitan area; and
- (b) has more than 20 000 inhabitants.

- (2) Section 2.4(6) of the Act applies to determine the number of inhabitants of a district for the purposes of the definition of *major regional centre*.

8A. Major land transactions and exempt land transactions — s. 3.59

- (1) The amount prescribed for the purposes of the definition of *major land transaction* in section 3.59(1) of the Act is —
- (a) if the land transaction is entered into by a local government the district of which is in the metropolitan area or a major regional centre, the amount that is the lesser of —
 - (i) \$10 000 000; or
 - (ii) 10% of the operating expenditure incurred by the local government from its municipal fund in the last completed financial year;or
 - (b) if the land transaction is entered into by any other local government, the amount that is the lesser of —
 - (i) \$2 000 000; or
 - (ii) 10% of the operating expenditure incurred by the local government from its municipal fund in the last completed financial year.
- (2) A land transaction is an exempt land transaction for the purposes of section 3.59 of the Act if —
- (a) the total value of —
 - (i) the consideration under the transaction; and
 - (ii) anything done by the local government for achieving the purpose of the transaction,is more, or is worth more, than the amount prescribed under subregulation (1); and
 - (b) the Minister has, in writing, declared the transaction to be an exempt transaction because the Minister is satisfied that the amount by which the total value exceeds the amount prescribed under subregulation (1) is not significant taking into account —
 - (i) the total value of the transaction; or
 - (ii) variations throughout the State in the value of land.

5. Regulation 9 amended

(1) Delete regulation 9(1) and insert:

(1) The amount prescribed for the purposes of the definition of *major trading undertaking* in section 3.59(1) of the Act is —

(a) if the trading undertaking is entered into by a local government the district of which is in the metropolitan area or a major regional centre, the amount that is the lesser of —

(i) \$5 000 000; or

(ii) 10% of the lowest operating expenditure described in subregulation (2);

or

(b) if the trading undertaking is entered into by any other local government, the amount that is the lesser of —

(i) \$2 000 000; or

(ii) 10% of the lowest operating expenditure described in subregulation (2).

(2) After regulation 9(2) insert:

(3) A trading undertaking is an exempt trading undertaking for the purposes of section 3.59 of the Act if —

(a) the undertaking —

(i) in the last completed financial year, involved; or

(ii) in the current financial year or the financial year after the current financial year, is likely to involve,

expenditure by the local government of more than the amount prescribed under subregulation (1); and

(b) the Minister has, in writing, declared the transaction to be an exempt transaction because the Minister is satisfied that the amount by which expenditure is, or is likely to be, more than the amount prescribed under subregulation (1) is not significant taking into account —

(i) the total value of the undertaking; or

(ii) variations throughout the State in the value of land.

Note: The heading to amended regulation 9 is to read:

**Major trading undertakings and exempt trading undertakings —
s. 3.59**

6. Part 4B deleted

Delete Part 4B.

7. Regulation 30 amended

In regulation 30(2)(f) delete ““medical practitioner”(as defined in section 3 of the *Medical Act 1894*)” and insert:

person registered under the *Health Practitioner
Regulation National Law (Western Australia)*
in the medical profession

8. Regulation 34 inserted

After regulation 33 insert:

34. Use of common seal

A person who affixes the common seal, or a replica of the common seal, of a local government to any document except as authorised by the local government commits an offence.

Penalty: a fine of \$1 000.

9. Regulation 35A amended

In regulation 35A in the Table delete “s. 6.14(1)(b)”.

10. Various references to “section” amended

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

Table

Provision	Delete	Insert
r. 3	section 3.12	section 3.12 of the Act
r. 29A	section 3.40A(5)(c)	section 3.40A(5)(c) of the Act
r. 30(2a)(c)	section 3.59(4)	section 3.59(4) of the Act
r. 32A(1)	section 9.2	section 9.2 of the Act

Provision	Delete	Insert
r. 32A(2)	section 9.2	section 9.2 of the Act

By Command of the Governor,

N. HAGLEY, Clerk of the Executive Council.

RACING, GAMING AND LIQUOR

RG301*

Liquor Control Act 1988

Liquor Control Amendment Regulations (No. 8) 2011

Made by the Governor in Executive Council under section 126E(4) of the Act.

1. Citation

These regulations are the *Liquor Control Amendment Regulations (No. 8) 2011*.

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 18H amended

In regulation 18H delete “section 155(7) is” and insert:

sections 155(7) and 50(1a) are

By Command of the Governor,

N. HAGLEY, Clerk of the Executive Council.

RG302*

Liquor Control Act 1988

Liquor Control (Perth 2011 ISAF Sailing World Championships Special Event) Notice 2011

Made by the Minister for Racing and Gaming under sections 126E and 50(1a) of the Act.

1. Citation

This notice is the *Liquor Control (Perth 2011 ISAF Sailing World Championships Special Event) Notice 2011*.

2. Declaration of Perth 2011 ISAF Sailing World Championships special event

For the purposes of the Act, the event known as the Perth 2011 ISAF Sailing World Championships is declared to be a special event.

3. Section 50 modified

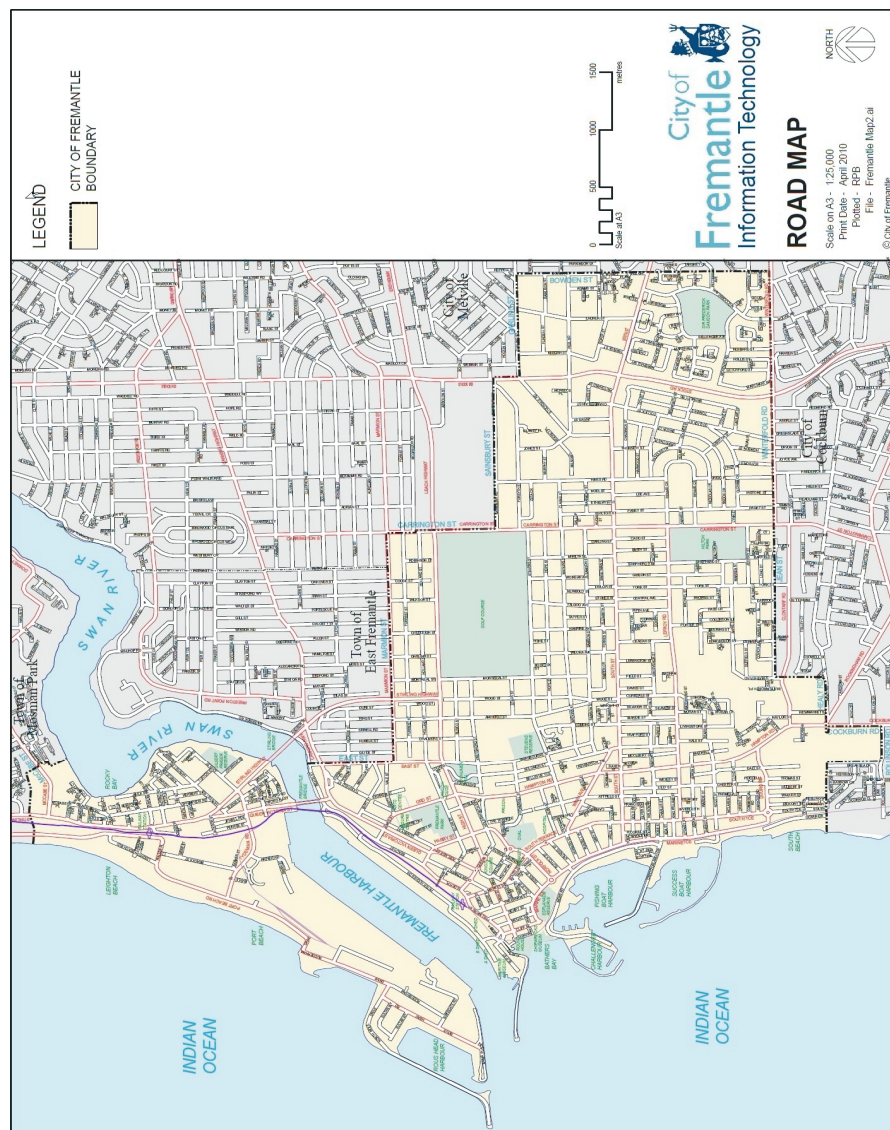
- (1) It is declared that, for the purposes of the special event in clause 2, section 50(1a)(a) has the modified operation specified in subclause (2).
- (2) For the purposes of section 126E(4), section 50(1a)(a) is modified by deleting “while sitting at a table, or at a fixed structure used as a table”.
- (3) The declaration in this clause has effect only —
 - (a) during the period that begins at 6 a.m. 26 November 2011 to 12 midnight 24 December 2011; and
 - (b) in respect of the area represented in Schedule 1, being the area within the boundary of the City of Fremantle.

4. Map of area of Perth 2011 ISAF Sailing World Championships may be inspected

- (1) The map in Schedule 1 showing the boundary of the City of Fremantle is available for public inspection during normal business hours at the Department of Racing, Gaming and Liquor, Level 1, 87 Adelaide Terrace, East Perth.
- (2) For guidance, a representation of that map is shown in Schedule 1.

Schedule 1 — Area of Perth 2011 ISAF Sailing World Championships special event

[cl. 3(3)(b), 4]



Dated: 5 September 2011.

TERRY WALDRON, Minister for Racing and Gaming.

— PART 2 —

AGRICULTURE AND FOOD

AG401

MARKETING OF POTATOES ACT 1946**POTATO MARKETING POOLS**

Potato Marketing Corporation of Western Australia

Public notice in accordance with Section 26(2) of the *Marketing of Potatoes Act 1946*.**Pool 2, Season 2011/12**

Pool period: The pool commences on 4 September 2011 and closes on 15 October 2011.

The quantity of ware potatoes required to be accepted: 6,324 tonnes

Additional specifications: Nil

Pool 3, Season 2011/12

Pool period: The pool commences on 16 October 2011 and closes on 19 November 2011.

The quantity of ware potatoes required to be accepted: 4,698 tonnes

Additional specifications: Nil

Pool 4, Season 2011/12

Pool period: The pool commences on 20 November 2011 and closes on 31 December 2011.

The quantity of ware potatoes required to be accepted: 5,664 tonnes

Additional specifications: Nil

Pool 5, Season 2011/12

Pool period: The pool commences on 1 January 2012 and closes on 17 March 2012.

The quantity of ware potatoes required to be accepted: 10,995 tonnes

Additional specifications: Nil

AG402*

PLANT DISEASES ACT 1914**APPOINTMENT**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 officer as an Authorised Inspector under Section 7A of the *Plant Diseases Act 1914* to carry out all the functions authorised to be performed by and Inspector;

Paula Anne Paterniti

TERRY REDMAN MLA, Minister for Agriculture and Food.

CONSUMER PROTECTION

CP401*

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—

- CROSS CULTURAL CHRISTIAN COMMUNICATORS INC
- EM-TECH INCORPORATED

- VIETNAM VETERANS, PEACEKEEPERS and PEACEMAKERS FEDERATION OF AUSTRALIA W.A. BRANCH (INC)
- WOMEN'S LEGAL REFERRAL SERVICE INC

Dated this 15th day of September 2011.

ANNE DRISCOLL, Commissioner for Consumer Protection.

CORRECTIVE SERVICES

CS401*

COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

PERMIT DETAILS

Pursuant to the provisions of section 56 of the *Court Security and Custodial Services Act 1999*, the Commissioner of the Department of Corrective Services has revoked the following Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
Ananthanarayanan	Janine Grace	CS8-164	22/07/2011
Boase	Timothy	CS9-421	22/07/2011
Bride	Natalie Jean	CS9-206	22/07/2011
Campbell	Neil Kenneth	CS10-504	22/07/2011
Headland	Jason Craig	CS11-728	22/07/2011
Heard	Dean Christopher	CS9-443	22/07/2011
Iman	Abdulkader Mohamed	CS8-142	22/07/2011
Jaffrey	Peter Guy	CS11-657	22/07/2011
Jeffery	Maureen Margaret	CS10-514	22/07/2011
Lowther	Brian Paul	CS9-196	22/07/2011
McAdden	Ciaran Shane	CS9-246	22/07/2011
Mexsom	Marc Gordon	CS8-006	22/07/2011
Nikoloski	Mark	CS9-431	22/07/2011
Pritchard	Ainslie Bryan	CS9-152	22/07/2011
Raftoski	Goran	CS11-650	22/07/2011
Stevenson	Robert Louis	CS9-070	22/07/2011
Young	Belinda Jayne	CS9-168	22/07/2011

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

COLIN BRANDIS, Manager,
Court Security and Custodial Services Contract.

LOCAL GOVERNMENT

LG401*

BUSH FIRES ACT 1954

Shire of Serpentine Jarrahdale

FIRE CONTROL OFFICER APPOINTMENTS

In accordance with the *Bush Fires Act 1954* as amended, the following persons are hereby appointed as authorised fire control officers as described below for the Serpentine Jarrahdale Shire, from 1 July 2011 to 30 June in the year of termination.

Chief Fire Control Officer—

Chief Fire Control Officer—David George Gossage, continuous appointment until terminated by Council.

Deputy Chief Fire Control Officers—

Deputy Chief Fire Control Officer—Paul Walter Maddern—year 2013
 Deputy Chief Fire Control Officer—Kenneth George Elliott—year 2012

Operational Fire Control Officers—

Donald Fredrick Montague Wright—year 2012
 Alex Jermolajew—year 2013
 Frank James Rankin—year 2013
 Terrence John Mallon—year 2012
 Leslie Hugo Harris—year 2013
 Alan Van Der Wal—year 2012
 Kenneth Charles Bunney—year 2012
 Mike Muller—year 2012
 Geoffrey Graham Fawcett—year 2012
 Alan Scott Hambley—year 2012
 Alan Lawson Cambage—year 2013

Kim Michelle Maddern—continuous appointment until terminated by Council
 James David Johnson—continuous appointment until terminated by Council
 Lorraine Edna Mallon—continuous appointment until terminated by Council
 Brenda-Lee Carrall—continuous appointment until terminated by Council
 Brian Douglas Owston—continuous appointment until terminated by Council
 Sarah Kirsty Hutchins—continuous appointment until terminated by Council

Permit Issuing Fire Control Officers—

Len Hofert-Smith—year 2013
 Paul Chapman—year 2012
 Ray Stan Elliott—year 2012

JOANNE ABBISS, Chief Executive Officer.

LG501***BUSH FIRES ACT 1954**

Shire of Serpentine Jarrahdale

FIREBREAK NOTICE

Action is required by all property owners/occupiers to comply with this notice by 30 November each year and to maintain compliance until 31 May following for each and every year.

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954* (as amended) you are hereby required on or before the 30th day of November to remove from land owned or occupied by you all flammable material to clear bare mineral earth, unobstructed trafficable firebreaks in accordance with the following, and thereafter to maintain the land and/or clear bare mineral earth trafficable firebreaks clear of flammable material up to and including the 31st day of May, in such positions/dimensions and specifications as required by this Notice or approved in writing by Council or its authorised officer.

DEFINITIONS

“FIREBREAK” means a strip of land that has been cleared of all trees, bushes, grasses and any other object or thing or flammable material leaving clear bare mineral earth. This includes the trimming back of all overhanging trees, bushes, shrubs and any other object or thing over the fire break area.

“FLAMMABLE” means any bush, plant, tree, grass, vegetable, substance, object, thing or material that may or is likely to catch fire and burn.

“TRAFFICABLE” means to be able travel from one point to another in a 4x4 fire vehicle on a firm and stable surface, unhindered without any obstruction that may endanger resources, no firebreak is to terminate without provision for egress to a safe place or a cleared turn around area of not less than a 19 meter radius.

“VERTICAL AXIS” means a continuous vertical uninterrupted line at a right angle to the horizontal line of the firebreak.

Land Category	Firebreak	Fuel Hazard Reduction	Dwellings Out Buildings
1. All areas of land within the Shire less than 4047m ² (one acre)	(a) Have the entire land cleared of all flammable material by mowing and slashing or other means. All grasses are to be maintained below 25mm in height and all trees, bushes, shrubs are to be trimmed back over	b) • Remove fuels as per 1(a). • Maintain grasses below 25mm throughout the period 30 November to 31 May each and every year.	c) • Maintain low fuel zones adjacent to all buildings and outbuildings. • Trim back all overhanging trees from buildings.

Land Category	Firebreak	Fuel Hazard Reduction	Dwellings Out Buildings
	driveways and access ways to all buildings to four (4) metres wide with a clear vertical axis over it to afford access for emergency services to all structures and points of the property or provide firebreaks as per item 2.		
2. All areas of land within the Shire greater than 4047m ² (one acre)	(a) Install bare mineral earth trafficable firebreaks clear of all flammable material to a minimum of three (3) metres wide immediately inside all external boundaries of the land with all overhanging branches, trees, limbs, etc to be trimmed back four (4) metres wide with a clear vertical axis over the firebreak area. Install bare mineral earth trafficable firebreaks to a minimum of three (3) metres wide immediately surrounding all buildings, sheds and haystacks or groups of buildings situated on the land, with all overhanging branches, trees, limbs etc. to be trimmed back four (4) metres wide with a clear vertical axis over the firebreak area. This includes driveways and access to all buildings on the land.	b) • Manage fuel levels. • Keep grasses short.	c) • Maintain low fuel zones adjacent to all buildings and outbuildings. • Provide firebreak around all buildings as per 2(a).
3. Hazard reduction requirements	(a) In addition to the above firebreak requirements where Council or the Authorised Officer requires that additional fire prevention works be undertaken within the property to reduce the hazard, Council or the Authorised Officer, may instruct in writing the owner and/or occupier is to comply with the required works specified within the notice.	b) • Maintain fuel loadings below 8 tonnes to the hectare • Additional hazard reduction as required by Council/authorized officer	c) • Additional hazard reduction as required by Council/ authorised officer.
4. Plantations	(a) • All plantations shall comply with Councils conditions of approval and/or the approved Fire Management Plan. • Install bare mineral earth trafficable firebreaks clear of all flammable material to a minimum of twenty (20) metres wide immediately inside all external boundaries of the land with all overhanging branches, trees, limbs, etc to be trimmed back to a clear vertical axis over the firebreak area. • Install bare mineral earth trafficable firebreaks to a minimum of twenty (20) metres wide immediately surrounding all buildings, sheds and haystacks or groups of buildings situated on the land, with all overhanging branches,	b) • Maintain fuel loadings below 8 tonnes to the hectare • Firebreaks to remain clear of all flammable material.	c) • Maintain building hazard separation zone per 4(a). • Comply with approved conditions of approval and/or Fire Management Plan. • Maintain firebreaks clear to mineral earth as per 4(a). • Maintain all vegetation away from power lines as per 4(a).

Land Category	Firebreak	Fuel Hazard Reduction	Dwellings Out Buildings
	trees, limbs etc. to be trimmed back to a clear vertical axis over the firebreak area. This includes driveways and access to all buildings on the land. There shall be a low fuel Hazard Separation Zone of 100 metres, surrounding all these buildings, sheds and haystacks or groups of buildings maintained below 8 tonnes to the hectare and trees sparsely spaced within that zone.		
5. Application to vary firebreak	(a) If you consider you can not clear firebreaks as required by this Notice, you may apply in writing to Council on or before 31st day of October in any year, requesting permission to provide firebreaks in an alternative position or take alternative action to comply with this Firebreak Order. If the Council or its authorised officer does not grant permission for your variation, you shall comply with the requirements of this Notice in its entirety. Variations to the Firebreak Order once approved will not be required to be applied for each subsequent year after granting. To apply for a Variation please call 9526 1111 and request a Variation to Firebreak Order Kit. Compliance to the approved Variation is required annually	b) • In accordance with your approved Variation to Firebreak Order.	c) • In accordance with your approved Variation to Firebreak Order.
6. Does your property have a Fire Management or Emergency Management Plan?	(a) All properties with a fire management or emergency management plan approved as part of a Town Planning Scheme or subdivision approval or for an individual or group of properties shall comply with the plan in its entirety. PENALTY: \$5000.	b) • In accordance with your Fire Management/ Emergency Management Plan and this Firebreak Notice.	c) • In accordance with your Fire Management/ Emergency Management Plan and this Firebreak Notice.
7. Fuel storage/hay stacks	(a) On all land where fuel storage/hay stacks are located and where fuel dumps, whether containing fuel or not, are stored, clear maintained firebreaks 4 metres wide with a clear vertical axis over it around any drum, ramp or stack of drums.	b) • Manage fuel levels. • maintain fuel free zones • Keep grasses short.	c) • Maintain low fuel zones around fuel storage/hay stacks.
8. Exemptions	Council does not issue exemptions.	Council does not issue exemptions.	Council does not issue exemptions.

This Order/Notice has effect from 1st October 2011. All previous Firebreak Notices are hereby cancelled.

By order of Council,

J. ABBISS, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia

OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE ACT 2006

GRANT OF PETROLEUM RETENTION LEASE WA-40-R

Petroleum Retention Lease No. WA-40-R has been granted to Santos Limited, Bonaparte Gas & Oil Pty Limited and GDF SUEZ Bonaparte Pty Ltd to have effect for a period of five (5) years from and including 16 September 2011.

W. L. TINAPPLE, Executive Director Petroleum Division.

PLANNING

PL101*

*CORRECTION***PLANNING AND DEVELOPMENT ACT 2005***Shire of Busselton*

LOCAL PLANNING SCHEME AVAILABLE FOR INSPECTION

Local Planning Scheme No. 21

Ref: 853/6/6/22

The notice appearing under the above heading on page 3805 of the *Government Gazette* dated 20 September, 2011 advising of Local Planning Scheme No. 21 being available for inspection, is corrected in respect of the closing date for making submission as follows—

PLANNING AND DEVELOPMENT ACT 2005*Shire of Busselton*

LOCAL PLANNING SCHEME AVAILABLE FOR INSPECTION

Local Planning Scheme No. 21

Ref: 853/6/6/22

Plans and documents setting out and explaining the local planning scheme have been deposited at Council Offices, Southern Drive, Busselton, at the Department of Planning, Sixth Floor, Bunbury Tower, 61 Victoria Street, Bunbury and at the Western Australian Planning Commission, 140 William Street, Perth, and will be available for inspection during office hours up to and including 23 December, 2011.

Submissions on the local planning scheme may be made in writing on Form No. 4 and lodged with the undersigned on or before 23 December, 2011.

M. ARCHER, Chief Executive Officer.

PL401*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Broome

Town Planning Scheme No. 4—Amendment No. 63

Ref: TPS/0514

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 Broome local planning scheme amendment on 8 September 2011 for the purpose of—

1. Rezoning Lot 6—now Lot 106 (No 59-63) Robinson Street from 'Residential' with an R40 Code to 'Mixed Use'.
2. Amending the Scheme Maps accordingly.

G. T. CAMPBELL, Shire President.
K. R. DONOHOE, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Busselton
 Town Planning Scheme No. 20—Amendment No. 153

Ref: TPS/0234

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 Busselton local planning scheme amendment on 14 September 2011 for the purpose of—

1. Inserting an 'Additional Use' right provision for Lot 772 Coley Road, Yallingup on the Scheme Map.
2. Introducing reference to the 'Additional Use' and corresponding number (No. 72—'Restaurant') that is linked to the site in Schedule 4 of the Scheme Text.
3. Introducing permitted land uses and conditions that apply to land subject of the 'Additional Use' into Schedule 4 of the Scheme Text, as follows—

No.	Particulars of Land	Land Use Permitted/Specified	Conditions
72	Lot 772 Coley Road, Yallingup	Restaurant	<ol style="list-style-type: none"> 1. The Additional Use specified shall be deemed to be an 'AA' use for the purpose of the Scheme. 2. The restaurant shall be developed as, and remain physically and functionally, an integrated component of the cellar door facility with shared access. 3. For avoidance of doubt in respect to 2. above, any subdivision of the restaurant would be considered to be in conflict with the requirement for the development to be functionally integrated. 4. Any development of the additional use will be subject of visual impact assessment consistent with the requirements of the scheme and any adopted local planning policy in place at the time application for planning approval is determined.

I. W. STUBBS, Shire President.
 M. ARCHER, Chief Executive Officer.

PL403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Denmark
 Town Planning Scheme No. 3—Amendment No. 124

Ref: TPS/0370

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 Denmark local planning scheme amendment on 18 August 2011 for the purpose of—

1. Amending Table 1—Zoning Table by inserting the use classes 'Holiday Home (standard)' and 'Holiday Home (large)' and making it an SA use in the Residential, Rural, Special Rural, Rural Multiple Occupancy, Special Residential and Landscape Protection zones; an AA use in the Tourism zone; and no symbol in the Commercial, Industrial and Professional Office zones.
2. Amending Appendix 1—Interpretations by inserting the definitions for 'Holiday Home (standard)' and 'Holiday Home (large)' as follows—

Holiday Home (standard)—means a single house (excluding ancillary accommodation), which may also be used for short stay accommodation for no more than six people (but does not include a bed and breakfast, guesthouse, chalet and short stay accommodation unit).

Holiday Home (large)—means premises conforming to the definition of holiday home (standard) with the exception that the premises provide short stay accommodation for more than six people but not more than 12 at any one time.

and changing the definition of ‘Holiday Accommodation’ to exclude Holiday Homes, as follows—

After the words ‘for residential accommodation’ adding ‘or Holiday Home (standard) or Holiday Home (large)’.

3. Inserting a new Scheme provision 5.38—Permissibility of Holiday Homes in the Special Residential, Special Rural and Landscape Protection zones as follows—
 - 5.38 Notwithstanding any other use class permissibility contained within Appendix VI—Special Rural Zone, Appendix XIV—Special Residential Zones and/or Appendix XVI—Landscape Protection Zone of the scheme, Holiday Home (standard) or Holiday Home (large) shall be classified as an SA use.
4. Amending the Table of Contents accordingly.

R. THORNTON, Mayor.
D. STEWART, Chief Executive Officer.

PL404*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of South Perth
Town Planning Scheme No. 6—Amendment No. 26

Ref: TPS/0464

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 South Perth local planning scheme amendment on 14 September 2011 for the purpose of—

1. Clause 5.4 being modified by adding the following new sub-clause (8) immediately following sub-clause (7)—
 - (8)(a) In this sub-clause, ‘Site H’ means Lot 3298 Murray Street, Como.
 - (b) For the purpose of this sub-clause, the term ‘architectural feature’ means an element of a building that is designed for ornamental or service purposes, does not comprise habitable floor area, and includes spires, towers, bell housings, fly towers, and other similar minor construction.
 - (c) In respect of Site H, the Council may permit a site to be developed at a density exceeding R30 to a maximum of R40 and may grant planning approval for a building greater than 7.0 metres in height to a maximum height of—
 - (i) 14.0 metres; and
 - (ii) 17.5 metres for any architectural feature forming part of any such building;

where it is satisfied that all of the following performance criteria are met—

- (A) the height of the building is contained beneath an angled plane extending eastwards from a height of 1,600 millimetres above ground level measured at the McNabb Loop boundary of Lot 3296 (Collier Park Village) to a height of 7.0 metres measured on an alignment 7.5 metres east of the western boundary of Site H, and extending further eastwards to a height of 14.0 metres. On the remainder of Site H, the maximum permissible building height is 14.0 metres other than for architectural features;
- (B) the building is set back a minimum of 7.5 metres from the western boundary of the site;
- (C) any architectural feature of greater height than 14.0 metres is set back at least 30.0 metres from the northern, eastern and southern boundaries of the site, and 60.0 metres from the western boundary;
- (D) the building reflects a commitment to excellence in architectural design and environmental sustainability;
- (E) visual articulation to the elevation of any building facing the western leg of McNabb Loop is provided by way of balconies or other design elements, in order to enhance the appearance of the building and reduce the impact of building bulk when viewed from the Collier Park Village opposite;
- (F) landscaping is to be of a standard considered by the Council to be exceptional and will—
 - (i) contribute to the amelioration of the visual impact of any building on Site H; and
 - (ii) enhance the local natural environment; and

- (G) any trees removed from the site to facilitate further development are replaced by other trees, the species, number and location of which are approved by the Council.
- (d) In respect of site planning and car parking bays to be provided for development on Site H, the following requirements apply—
 - (i) for non-residential uses, the Council is to be satisfied that the number of bays on the site and on portions of street reserves abutting Site H is sufficient, having regard to the peak parking demand for different non-residential uses on the site;
 - (ii) for residential uses—
 - (A) the minimum number of bays for occupiers is to be calculated as required by the Residential Design Codes;
 - (B) all car parking bays for occupiers of any dwelling are to be accommodated on the site in an undercroft or provided with another form of roof cover; and
 - (C) bays provided for non-residential uses are also to be available for use by visitors to the dwellings; and
 - (iii) the proposed development of Site H is supported by an Impact Assessment Report prepared under clause 7.6 including, in addition to an assessment of any other relevant matter listed in clause 7.5, a Traffic Impact Assessment report incorporating a Parking Needs Study. The Traffic Impact Assessment report is to include, but is not limited to, analysis and recommendations adequately addressing the following—
 - (A) the existing and likely increase in parking demand on the site having regard to the nature, level of usage and time of operation of each existing and proposed land use and facility;
 - (B) the possible extent of fully functional reciprocal car parking arrangements for any non-residential use;
 - (C) measures to prevent any vehicular access between McNabb Loop (west) and Site H and discourage use of McNabb Loop (west) by motorists visiting the site;
 - (D) the desirable location and maximum extent of formal paved car parking bays on the street verges of McNabb Loop (north and south) and Murray Street, immediately adjoining the site;
 - (E) a design for the proposed McNabb Loop (south) cul-de-sac, accommodating any required vehicle crossover to the site, possible formal paved verge parking bays, and a pick-up / drop-off zone for Como Secondary College students; and
 - (F) a design for any other traffic management measures which will minimise any potential points of vehicle and pedestrian conflict in streets surrounding the site;
 - (iv) the Traffic Impact Assessment report is to relate to the ultimate total development of Site H;
 - (v) relevant findings of the Traffic Impact Assessment report are to be reflected in every future development application for the site, whether or not such development benefits from the additional entitlements permitted through this sub-clause; and
 - (vi) a Traffic Impact Assessment report is to be submitted in support of any application for planning approval for Site H involving the provision of required car parking bays, unless the Council is satisfied that a Traffic Impact Assessment is not required in support of any particular proposal.
- 2. Amending the Scheme Map (Zoning) for Precinct 9 'Como' to increase the density coding for Lot 3298 Murray Street, Como, from R30 to R40.

J. BEST, Mayor.

A. C. FREWING, Chief Executive Officer.

RACING, GAMING AND LIQUOR

RA401*

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 and 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			
14162	Kemble Foods Pty Ltd	Application for the grant of a Wholesaler's licence in respect of premises situated in West Perth and known as Bottega Rotolo WA	4/10/2011
14164	Trattorio Briscola Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Harvey and known as Trattorio Briscola	25/10/2011
14161	Murray Ashley Gill and Juanita Anne Gill-Hille	Application for the grant of a Small Bar licence in respect of premises situated in Subiaco and known as Juanita's	19/10/2011
14136	Forest Road liquor Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Armadale and known as Forest Road Liquor	10/10/2011
14160	St George's Tavern Pty Ltd	Application for the grant of a Tavern Restricted licence in respect of premises situated in Perth and known as The Grand Central Bar and Restaurant	25/10/2011
14097	Castle Lion Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Oakford and known as The Crush Group	6/10/2011
14151	VHT Perth Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Perth and known as VHT Perth Pty Ltd	24/10/2011
APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
38840	Dayview Enterprises Pty Ltd	Application for the grant of an ETP Ongoing Hours in respect of premises situated in Ravensthorpe and known as Ravensthorpe Cellars	4/10/2011
APPLICATION TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
375803	Spinifex Trading Pty Ltd	Application to add, vary or cancel a condition of the Liquor Store licence in respect of premises situated in Halls Creek and known as Halls Creek Store	18/10/2011

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

Dated: 23 September 2011.

B. A. SARGEANT, Director of Liquor Licensing.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Nigel Dickinson, late of 68 Dugan Street Kalgoorlie WA, Nurse, died aged 52 between 27 and 28 December 2009.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased are required by the personal representative of the deceased Marian Helen Gustard care of Elliott and Co, PO Box 8135 PBC Perth WA 6849 to send particulars of their claims to her within 1 month of the date of the publication hereof after which date the personal representative may convey or distribute the assets of the estate, having regard only to the claims of which she then has notice.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the estate of Amy Margaret Stretch, who died on 22 May 2010, of Unit 5/3 Edna Street, Como in Western Australia.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the said deceased person are required by the Administrators of the deceased's estate being Richard Anthony Stretch and Frances Kathleen Stretch, care of Angus Tibbits Solicitors, Suite 9, 73 Calley Drive, Leeming Western Australia, to send particulars of their claims to them by the 28 October 2011, after which date the Administrators may convey or distribute the assets having regard only to the claims of which they then have notice.

ZX403

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Lian Bie Oey, late of Jl Dr Otten No. 28, Bandung, Jawa Barat Indonesia, Businessman, died on 6 April 2001.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, (WA) relates) in respect of the estate of the deceased person are required by Ms Margaret Tan who has been granted Letters of Administration over the deceased's estate, to send particulars of their claims to her lawyers at Robertson Hayles Lawyers Pty Ltd of PO Box Z5403, Perth WA 6831 within one month of the date of publication hereof after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

Dated 27 September 2011.

WESTERN AUSTRALIA

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