



WESTERN AUSTRALIAN GOVERNMENT Gazette

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Nil

PART 2

Table with 2 columns: Topic and Page. Topics include Fire and Emergency Services, Local Government, Marine/Maritime, Planning, and Racing, Gaming and Liquor.

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— PART 2 —

FIRE AND EMERGENCY SERVICES

FE401*

EMERGENCY MANAGEMENT ACT 2005

EMERGENCY SITUATION DECLARATION

The FES Commissioner is the prescribed hazard management agency for emergency management for the whole of the State for the hazard of Cyclone.

I, Wayne Gregson, FES Commissioner, do hereby declare an emergency situation in respect of the Tropical Cyclone Christine.

The area of the State to which the emergency situation declaration applies is—

Town of Port Hedland, Shire of Ashburton, Shire of East Pilbara, Shire of Roebourne, Shire of Exmouth, Shire of Broome.

This emergency situation declaration has effect from 1000 hrs, Monday 30th December 2013 and remains in force until—

- (a) expiry; or
- (b) it is revoked under section 53 of the *Emergency Management Act 2005*; or
- (c) the expiry of any extension of the emergency situation declaration made by the State Emergency Coordinator under section 52 of the *Emergency Management Act 2005*.

This emergency situation declaration is made under section 50 of the *Emergency Management Act 2005*.

WAYNE GREGSON APM, FES Commissioner.

Dated: 30 December 2013.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995

Shire of Capel

(BASIS OF RATES)

Department of Local Government and Communities.

DLGC: CP5-4#08

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, as Minister for Local Government charged with the administration of the *Local Government Act 1995*, I have determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from 10 December 2013.

Hon TONY SIMPSON MLA, Minister for Local Government.

—————

SCHEDULE

ADDITIONS TO GROSS RENTAL VALUE AREA

SHIRE OF CAPEL

All those portions of land being Lot 4030, Lots 4551 to 4556 inclusive, Lots 4558 to 4580 inclusive, Lots 4582 to 4591 inclusive, Lots 4598 to 4607 inclusive, Lot 4609, Lot 4610 and Lots 5006 to 5011 inclusive as shown on Deposited Plan 77748.

LG402*

LOCAL GOVERNMENT ACT 1995*City of Wanneroo*

(BASIS OF RATES)

Department of Local Government and Communities.

DLGC: WC5-4#07

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, as Minister for Local Government charged with the administration of the *Local Government Act 1995*, I have determined that the method of valuing the land described in the Schedule hereunder shall be gross rental value for the purposes of rating with effect from the date of Gazettal.

Hon TONY SIMPSON MLA, Minister for Local Government.

SCHEDULE

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

All those portions of land being Lots 1101 to 1147 inclusive as shown on Deposited Plan 74403; Lots 35 to 43 inclusive, Lots 46 to 55 inclusive, Lots 206 to 208 inclusive, Lots 232 to 241 inclusive, Lots 249 to 258 inclusive and Lot 9005 as shown on Deposited Plan 76936 and Lots 209 to 215 inclusive and Lots 225 to 231 inclusive as shown on Deposited plan 76950.

MARINE/MARITIME

MA401*

WESTERN AUSTRALIAN MARINE ACT 1982

SPEED RESTRICTION AREA—5 KNOTS

Perth Waters

Swan River

Department of Transport,
Fremantle WA, 7 January 2014.

Acting pursuant to the powers conferred by Section 67 of the *Western Australian Marine Act 1982*, I hereby temporarily limit the speed of motorised vessels to five (5) knots within the following area—

Perth Waters—Elisabeth Quay: All those waters of the Swan River bounded by a line commencing on the foreshore at position 31°57.522'S, 115°51.205'E (approximately 130 metres south of the Perth Convention Centre); thence to the Barrack Square Starboard Marker (labelled 837) at approximately 31°57.731'S, 115°51.130'E (400 metres south-south-westerly); thence to 31°57.775'S, 115°51.417'E (approximately 460 metres east-south-easterly); thence to the port channel marker (labelled 1031) at approximately 31°57.720'S, 115°51.436'E (105 metres northerly); thence to the port channel marker (labelled 1030) at approximately 31°57.674'S, 115°51.461'E (95 metres northerly); thence to the starboard marker (labelled 3567) at approximately 31°57.709'S, 115°51.694'E (375 metres easterly); thence to 31°57.614'S, 115°51.740'E (on the foreshore approximately 300 metres east of the Barrack Street Jetties). All coordinates based on GDA 94.

Providing however that this speed restriction notice will only remain in force from 7 January 2014 to 1 March 2014, due to dredging works associated with the City of Perth Elisabeth Quay Development Project.

PETER BEATTIE, A/Director
Waterways Management,
Department of Transport.

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Toodyay

Town Planning Scheme No. 4—Amendment No. 4

Ref: TPS/0974

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 Toodyay local planning scheme amendment on 2 December 2013 for the purpose of—

1. Inserting the words ‘and enhance’ after the word ‘maintain’ in Clause 4.2 (a) (i).
2. Deleting the full stop at the end of point (iv) in Clause 4.2 (c) and replace with the following ‘; and’.
3. Adding the word “and” on the end of Clause 4.2 (g) (ii) and include an additional point (iii) to read “ensure the protection of and conservation of native vegetation”.
4. Inserting the word ‘and’ following the semicolon in Clause 4.2 (d) (ii).
5. Inserting the words ‘and enhancement’ following the word ‘preservation’ under Clause 4.2 (e) (vii).
6. Deleting existing point (i) under Clause 4.2 (h) and replace with the following ‘provide for a range of lifestyle opportunities as permitted under the zoning table and other provisions of the scheme’.
7. Deleting the words ‘small rural land holdings’ from Clause 4.2 (i) (iii).
8. Amending Table 1: Zoning Table under Clause 4.3 as follows—
 - (a) For the use class ‘accommodation for temporary workers’ change the symbols to ‘X’ in the Residential, Residential Development, Special Residential, Light Industry, Rural Residential, Rural Living zones and change the symbols to ‘D’ in the Town Centre and Mixed Business zones.
 - (b) For the use class ‘agroforestry’ change the symbol to ‘D’ in the Rural zone and ‘D’ in the Rural Living zone.
 - (c) For the use class ‘amusement parlour’ change the symbol to ‘X’ in the Light Industry zone.
 - (d) For the use class ‘ancillary accommodation’ change the symbol to ‘D’ in the Rural zone.
 - (e) For the use class ‘apiary’ change the symbols to ‘X’ in the Residential, Residential Development and Light Industry zones and change the symbols to ‘D’ in the Rural Residential, Rural Living and Special Residential zones.
 - (f) For the use class ‘betting agency’ change the symbol to ‘X’ in the Light Industry zone.
 - (g) For the use class ‘caravan park’ change the symbol to ‘X’ in the Light Industry zone.
 - (h) For the use class ‘child care premises’ change the symbol to ‘D’ in the Town Centre zone and ‘X’ in the Rural, Rural Residential and Rural Living zones.
 - (i) For the use class ‘cinema/theatre’ change the symbols to ‘A’ in the Rural Residential and Rural Living zones.
 - (j) For the use class ‘civic use’ change the symbols to ‘A’ in the Rural Residential and Rural Living zones.
 - (k) For the use class ‘community purpose’ change the symbols to ‘X’ in the Residential and Residential Development zones.
 - (l) For the use class ‘convenience store’ change the symbol to ‘A’ in the Light Industry zone.
 - (m) For the use class ‘dam’ change the symbol to ‘A’ in the Rural Living zone.
 - (n) For the use class ‘display home centre’ change the symbol to ‘D’ in the Rural zone.
 - (o) For the use class ‘educational establishment’ change the symbol to ‘A’ in the Light Industry zone.
 - (p) For the use class ‘factory unit’ change the symbol to ‘A’ in the Mixed Business zone.
 - (q) For the use class ‘family day care’ change the symbols to ‘D’ in the Town Centre, Rural Residential and Rural Living zones.
 - (r) For the use class ‘fuel depot’ change the symbol to an ‘X’ in the Town Centre zone.
 - (s) For the use class ‘home store’ change the symbols to ‘X’ in the Residential, Residential and Special Residential zones.
 - (t) For the use class ‘hospital’ change the symbol to ‘A’ in the Mixed Business zone.
 - (u) For the use class ‘extractive industry’ change the symbol to ‘A’ in the Rural Living zone.
 - (v) For the use class ‘motor vehicle, machinery and/or marine repair’ change the symbol to ‘D’ in the Light Industry zone.

- (w) For the use class ‘motor vehicle, machinery and/or marine wrecking’ change the symbol to ‘X’ in the Mixed Business zone and ‘D’ in the Light Industry zone.
 - (x) For the use class ‘motor vehicle wash’ change the symbol to ‘D’ in the Light Industry zone.
 - (y) For the use class ‘nursing home’ change the symbols to ‘X’ in the Rural, Rural Residential and Rural Living zones.
 - (z) For the use class ‘park home park’ change the symbol to ‘X’ in the Rural zone.
 - (aa) For the use class ‘place of worship’ change the symbol to ‘A’ in the Residential Development zone.
 - (bb) Add in ‘plantation’ as a use class with a ‘D’ symbol in the Rural and Rural Living zones and ‘X’ in all other zones.
 - (cc) For the use class ‘reception centre’ change the symbol to ‘A’ in the Rural Living zone.
 - (dd) For the use class ‘recreation—private’ change the symbols to ‘X’ in the Special Residential and Rural Living zones.
 - (ee) For the use class ‘recreation—public’ change the symbols to ‘A’ in the Residential, Residential Development, Special Residential, Rural Residential and Rural Living zones.
 - (ff) For the use class ‘residential building’ change the symbols to ‘X’ in the Rural Residential and Rural Living zones.
 - (gg) For the use class ‘roadside stall’ change the symbol to ‘D’ in the Rural Residential zone.
 - (hh) For the use class ‘rural pursuits’ change the symbols to ‘D’ in the Residential Development, Special Residential, Rural Residential and Rural Living zones.
 - (ii) For the use class ‘service station’ change the symbol to ‘X’ in the Rural zone.
 - (jj) For the use class ‘shop’ change the symbol to ‘X’ in the Residential Development zone.
 - (kk) For the use class ‘showroom’ change the symbol to ‘P’ in the Mixed Business zone.
 - (ll) Add in ‘small bar’ as a use class with a ‘D’ symbol in the Town Centre zone, ‘A’ in the Mixed Business and ‘X’ in all other zones.
 - (mm) Delete the use class ‘stables—commercial’ and ‘stables—private’ from the zoning table.
 - (nn) For the use class ‘stockyard’ change the symbol to ‘A’ in the Rural zone and ‘X’ in the Rural Residential and Rural Living zones.
 - (oo) Delete the use class of ‘storage facility/depot/laydown area’ from the zoning table.
 - (pp) Add in ‘storage facility’ as a use class with ‘D’ symbols in the Town Centre, Mixed Business and Light Industry zone and ‘X’ in all other zones.
 - (qq) Add in ‘transport depot’ as a use class with an ‘A’ symbol in the Mixed Business and Rural zone, a ‘D’ in the Light Industry zone and ‘X’ in all other zones.
 - (rr) For the use class ‘veterinary centre’ change the symbols to ‘X’ in the Special Residential and Rural Residential zones.
 - (ss) For the use class ‘waste disposal and treatment’ change the symbols to ‘X’ in the Light Industry and Rural zones.
 - (tt) Add in ‘waste transfer station’ as a use class with an ‘A’ symbol in the Light Industry zone and ‘X’ in all other zones.
 - (uu) For the use class ‘winery’ change the symbol to ‘X’ in the Rural Residential zone.
9. Including the definition of ‘commercial vehicle’ into Schedule 1—general definitions to state as follows—
- “Commercial Vehicle” means a vehicle, whether licensed or not, which is used or designed or intended for use in conjunction with a profession, trade or business which has a tare weight of 4.5 tonnes or greater and without limiting the generality of the foregoing, shall include trucks, trailers, tractors and their attachments, buses and earthmoving machines, whether self-propelled or not.
10. Including the definition of ‘prefabricated building’ under Schedule 1—general definitions to state
- “prefabricated building” means a building or section of a building which is manufactured in advance, either in whole or in sections, that can be easily transported and assembled.
11. Amending the definition of ‘ancillary accommodation’ under Schedule 1—land use definitions to add in the letter ‘a’ before the words ‘self contained’.
12. Amending the definition of ‘animal husbandry—intensive’ to add in the word ‘or’ so that it reads ‘and/or other livestock’.
13. Deleting the definition of ‘child care premises’ from Schedule 1—land use definitions and replace with the following—
- “child care premises” is a premises used for the daily or occasional care of children in accordance with the regulations for child care under the *Child Care Services Act 2007* but excludes family day care.
14. Amending the definition of ‘community purpose’ under Schedule 1—land use definitions to remove the word ‘organizations’ and replace with ‘organisation’.

15. Including the definition of 'dam' into Schedule 1—land use definitions to state—

"Dam" is a man-made structure built either through creating an obstruction across a watercourse or through alteration of the earth to create an area for the purposes of controlling the movement of water (whether in a watercourse, sheet surface flow or sub-surface flows) and to create a water supply. This excludes a contour bank.
16. Amending the definition of holiday accommodation under Schedule 1—land use definitions, to state—

"holiday accommodation" means any land and/or buildings used predominantly by travellers and holiday-makers and designed to take advantage of a tourist attraction or other locational consideration for tourism reasons including chalet parks, guesthouses and serviced apartments or any combination therefore but excluding bed and breakfast, hotel and motel.
17. Amending the definition of 'industry' in Schedule 1—land use definitions, to place the text 'incidental to any of those industrial operations' on the next line so it proceeds point (d).
18. Changing the definition of 'industry—noxious' to insert the word 'abattoir' following the word 'laundromat' and place the letter 's' on the end of the word 'premise'.
19. Amending the definition of 'park home park' under Schedule 1—land use definitions to state—

"park home park" has the same meaning as in the Caravan Parks and Camping Grounds Regulations 1997.
20. Deleting the definition of 'plantation' under Schedule 1—land use definitions and replace it with the following definition—

"plantation" means a stand of trees of ten hectares, or larger, that has been established by sowing or planting of either native or exotic tree species selected and managed intensively for their commercial and/or environmental value. A plantation includes roads, tracks, firebreaks and small areas of native vegetation surrounded by plantations. Implicit in this definition is the recognition that plantation will be harvested.
21. Amending the definition of 'Rural Pursuit' under Schedule 1—land use definitions to place the text 'but does not include agriculture—extensive or agriculture—intensive' on the next line so it proceeds point (d).
22. Including the definition of 'small bar' under Schedule 1—land use definitions to state—

"small bar" means premises licensed as a small bar under the *Liquor Control Act 1988* and used to sell liquor for consumption on the premises but not including the sale of packaged liquor; and the number of persons who may be on the licensed premises limited to a maximum of 120.
23. Deleting the definition of 'stable—commercial' and 'stables—private' under Schedule 1—land use definitions.
24. Changing the title of the definition of 'stock yard' to 'stockyard' under Schedule 1—land use definitions and the definition to read; means any premises primarily used for holding, sale, movement or treatment of stock animals.
25. Including the definition of 'storage facility' under Schedule 1—land use definitions to state—

"Storage facility" means a premises which is predominantly used or provided for the use of the storage of goods, equipment, plant or materials and can include a contractors yard and salvage yards but not including on farm produce or on farm goods.
26. Deleting the definition of 'storage facility/depot/laydown area' from Schedule 1—land use definitions.
27. Including the definition of 'transport depot' under Schedule 1—land use definitions to state—

"transport depot" means premises, or a portion of a premises, used for the parking or garaging of two or more commercial vehicles for financial reward, and—
 - i. may include the maintenance and refuelling of those vehicles and the storage of goods brought to the premises by those vehicles, provided that those activities are ancillary to the parking or garaging of the commercial vehicles; and
 - ii. may include the transfer of goods or persons from one motor vehicle to another.
28. Including the definition of 'waste disposal and treatment' under Schedule 1—land use definitions to state—

"waste disposal and treatment" means any class of landfill site as defined under the Landfill Waste Classification and Waste Definitions 1996 (as amended) and includes areas for the physical, chemical, biological processing of waste for disposal or reuse.
29. Including the definition of 'waste transfer station' under Schedule 1—land use definitions to state—

"waste transfer station" means land or buildings used for the collection and transferral or recycled and/or waste materials.
30. Replacing the words 'relocated structure' with 'relocated dwelling' throughout the scheme as appropriate.

D. DOW, Shire President.
S. SCOTT, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Toodyay

Town Planning Scheme No. 4—Amendment No. 5

Ref: TPS/0975

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 Toodyay local planning scheme amendment on 2 December 2013 for the purpose of—

1. In Clause 5.8.5 deleting the words 'Part 4.2' and replace with 'Part 7.2'.
2. Deleting Clause 5.11.1 and replace with the following—
 - 5.11.1 The local government will only support subdivision for rural residential or rural living in the following circumstances—
 - (a) Where the land has been appropriately identified in the Local Planning Strategy and zones in the Local Planning Scheme and has been approved by the Council and the Western Australian Planning Commission.
 - (b) Where the land has a structure plan for subdivision endorsed by Council and the Western Australian Planning Commission. Council may waive the requirement for a structure plan under this clause, where it is satisfied that the subdivision does not require—
 - A staging plan;
 - The designation of building envelopes;
 - The coordination of infrastructure;
 - The preparation of a Bushfire Management Plan;
 - The preparation of a Local Water Management Plan;
 - The preparation of an Environmental Management Plan.
 - (c) Where the land has not been subdivided for rural residential or rural living purposes under the provisions of this Scheme or any repealed Scheme.
3. Deleting all references to the 'Health Department' and replace with the 'Department of Health' throughout the Scheme Text.
4. Deleting the word 'development plan' and replace with 'structure plan' throughout the Scheme Text.
5. Deleting the word 'require' from Clause 5.11.4.
6. Deleting Clause 5.11.7—Potable Water Supply and renumber subsequent clauses accordingly.
7. Deleting the word 'set backs' and replace with 'setbacks' under Clause 5.11.8 (b).
8. Placing the letter 's' on the end of the word 'corridor' under Clause 5.11.9 (a) (iv).
9. Adding an additional 'Clause 5.12 Potable Water' and renumber subsequent clauses. Clause 5.12 is to state—
 - 5.12 Potable Water Supply

In considering residential development and subdivision in all zones of the scheme, a demonstrated and sustainable water supply for habitable buildings is to be provided to the satisfaction of Council.
10. Inserting at Clause 8.2(b) the following clause—
 - (vi) Reticulated water supply is not available in the Rural Residential zone. Under this Clause planning approval is required for habitable buildings only.
11. Deleting the words 'one building' and replace with 'one dwelling' under clause 5.14.
12. Deleting Clause 5.15.4 (a) and replace with the following—

No building shall be located closer to the boundary than 30 metres, except—

 - (i) In the rural zone, where the setback distance shall be a minimum of 50 metres; or
 - (ii) The building fronts a state/regional or district road, as designated under the scheme, where the building setback to the boundary of the road shall be a minimum of 100 metres; or
 - (iii) Where the building is located within a building envelope identified on an approved structure plan.
13. Amending Clause 5.20 to state the following—
 - 5.20 LOTS WITHOUT FRONTAGE TO A CONSTRUCTED GAZETTED ROAD OR PERMANENT LEGAL ACCESS TO A CONSTRUCTED GAZETTED ROAD

Notwithstanding anything else appearing in the Scheme planning approval is required for the development of land abutting an unconstructed road or a lot which does not have permanent legal vehicular access to a gazetted and constructed road. In considering an application for planning approval in these circumstances the local government shall either—

 - (a) refuse the application until a road has been gazetted and constructed;

- (b) grant the application subject to a condition requiring the application to contribute to or construct a gazetted road; or
 - (c) require that such other arrangements are made for the permanent access to the satisfaction of the local government.
14. Amending the heading of Clause 5.21 to read 'Transportable or prefabricated structures'.
 15. Amending the first sentence of 5.21.1 to read 'The local government may approve the erection or placement of a transportable or prefabricated building...'
 16. Amending Clause 5.21.2 to read 'The local government may approve a transportable or prefabricated dwelling...'
 17. Amending Clause 5.21.3 to read 'Where any material containing asbestos fibres remains on or in the transportable or prefabricated dwelling.'
 18. Amending Clause 5.23 to read—
 - 5.23.1 Notwithstanding anything else appearing in the Scheme planning approval is required for the development of land within a floodway or flood fringe as identified on the Scheme Maps as Wetland/River Channel.
 - 5.23.2 Any application for subdivision or development on land within a floodway or flood fringe as identified on the Scheme Maps as Wetland/River Channel is to be referred to the Department of Water and the local government shall pay due regard to any advice received on such applications.
 19. Amending Clause 8.2 (b) to read 'the erection on a lot of a single house including any extension, ancillary outbuilding, swimming pool, rainwater tank and external fixture, except where -.....'.
 20. Amending Clause 8.2 (b) to add in an additional point (ii) and renumber subsequent points. It is to read—
 - 'the development is inconsistent with any provision of the Scheme'.
 21. Amending Clause 8.2 (b) (ii) to read—
 - 'the development will be located in a heritage area designated under the Scheme or is to a place included on the heritage list;'
 22. Amending point (v) under Clause 8.2 (b) to state 'a relocated or prefabricated dwelling is proposed'.
 23. Including additional point (vi) under Clause 8.2 (b) to state 'the development is proposed on a lot which does not have permanent legal vehicular access to a constructed and gazetted road.'
 24. Including an additional point (vii) under Clause 8.2(b) to state 'the development is in a floodway or flood fringe as identified on the Scheme Maps as Wetland/River Channel'.
 25. Adding in additional points (h) (i) and (j) under Clause 8.2 to state as follows—
 - (h) the carrying out of any works on, in, over or under any street or road by a Public Authority acting pursuant to any Act;
 - (i) the painting or application of render on external surfaces on any building or structure, except where the building or structure is—
 - (i) located in a place that has been entered in the Register of Places under the *Heritage Act of Western Australia 1990*;
 - (ii) the subject of an order under Part 6 of the *Heritage Act of Western Australia 1990*; or
 - (iii) is included on the heritage list or is within the heritage area;
 - (j) the use of land for an approved public event, where the event is held on an irregular basis (less than one event per calendar year) and the event runs for a period of less than 24 hours, and;
 26. Removing the word 'authorized' and replace with 'authorise' under Clause 11.1.2.
 27. Removing the word 'notice' and replace with 'direction' where it is used under Clauses 11.2.1, 11.2.2, 11.2.3, 11.2.4 and 11.7.
 28. Removing '28' and replace with '60' under Clause 11.7.
 29. Removing '214' and replace with '215' under Clause 11.7.2.
 30. Deleting the word 'Beejording' and replace with 'Bejoording' under Schedule 2 Additional Use Site 2.
 31. Amending description of land for the Special Use site No 6 under Schedule 4 to state 'Lots 340, 641, Avon Loc 1677 Julimar Road'.
 32. Amending the description of land for Special Use Site No 1 under Schedule 4 to state 'Lot 104 Sandplain Road, Toodyay'.

33. Amending the description of land detailed in Schedule 11, in the respective tables to read as follows—

- “Rugged Hills” subdivisional area (being Lots 205, 206, 222 and 233 Flexuosa Place; 207—216 and 224—232 Ridley Circle; and 201—204, 220—223, 217—219 Wilkerson Road).
- “Sanctuary Park” subdivisional area (being Lots 21—28, 39, 47 and 48 Scaevola Road; 37, 38, 9002, 405 and 58—62 White Gum Ridge; 36, 44—46 and 49—57 Darwinia Crescent; and 29—35 and 40—43 Laterite Way).
- “Majestic Heights and Majestic Waters” subdivisional areas (being Lots 1, 2, 11, 43, 46, 55, 56, 59—68, 70 200 and 201 Stirlingia Drive; Lots 3 Drummondi Drive; Lots 9—22 Adenanthus Road; Lots 26 and 28—38 Hibbertia; Lots 14 and 48—54 Hemiandra Place; Lots 1—10 and 71—73 Sesselis Road; Lots 11—13 Hatfield Road, Lots 14—17 Broadgrounds Place and Lot 18 Racecourse Road).

34. Inserting the following Special Use into Schedule 4 of the Scheme and amending the scheme map accordingly—

No.	Description of Land	Special Use	Conditions
14.	Lot 11 Chitty Road, Toodyay	1. Waste Disposal and treatment 2. Rural Uses	1. Development of the site is to be in accordance with SAT Decision [2013] WASAT88 in regard to Matter Number DR292 2012. 2. As per the requirements for the “Rural” zone.

35. Rezoning Lot 18 Racecourse Road, Toodyay from ‘Special Use’ to ‘Rural Residential’ and amending the scheme map accordingly.

36. Inserting a new Schedule, Schedule 12—Rural Living, and inserting the following—

Description of Land	Development Requirements
Lot 5628 Julimar Road, West Toodyay	<p>1. Subdivision shall generally be in accordance with the endorsed Development Plan as adopted by the Local Government and the Western Australian Planning Commission and any approved modifications thereto.</p> <p>2. All buildings, including water tanks and on-site effluent disposal systems, are to be confined to within the identified building envelopes for each lot unless detailed site specific investigations identify a more appropriate location within the respective lot and outside any tree preservation areas, and planning consent is obtained from the local government. All building envelopes shall be—</p> <ul style="list-style-type: none"> • Shown on the Development Plan; • Located to avoid, as far as practicable, the removal of any native vegetation or any area recognised for tree or landscape preservation on the Development Plan; • Located to exclude areas identified as low capability for residential purposes; • A maximum of 2,000m² in size unless otherwise approved by local government. <p>3. Each dwelling shall have a minimum water supply of 120,000 litres of which 10,000 litres is to be kept in reserve for fire fighting purposes and fitted with standard fire fighting fittings and values.</p> <p>4. The subdivider shall prepare and implement a Fire Management Plan prepared in accordance with Planning for Bushfire Protection Guidelines that identifies the need for any construction requirements relative to strategy firebreaks, water supplies and equipment and any other fire management requirements that may be deemed necessary, to the specifications and satisfaction of the local government and the Department of Fire and Emergency Services.</p> <p>5. The keeping of livestock on any lot is to be restricted to outside of fenced tree preservation areas, or inside of fenced building envelopes.</p>

37. Deleting from Schedule 11 the provisions in regard to Lot 5628 Julimar Road, West Toodyay.

D. DOW, Shire President.
S. SCOTT, Chief Executive Officer.

RACING, GAMING AND LIQUOR

RA401*

LIQUOR CONTROL ACT 1988

LIQUOR APPLICATIONS

The following applications received under the *Liquor Control Act 1988 (the Act)* are 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			
14906	Glenn Chapman and Anne-Marie Chapman	Application for the grant of a Restaurant licence in respect of premises situated in Mount Claremont and known as Deli Chicchi	9/01/2014
14928	Kapinkoff Nominees Pty Ltd	Application for the grant of a Tavern Restricted licence in respect of premises situated in Scarborough and known as Squire's Landing	7/02/2014
14923	Independent Liquor Merchants Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Mosman Park and known as Cellarbrations Mosman Park	7/02/2014
APPLICATION FOR THE REMOVAL OF A LICENCE			
382833	Cabaret Australia Pty Ltd	Application for the removal of a Nightclub licence in respect of premises situated in Perth to premises in Northbridge and known as The Republic Night Club	28/01/2014
APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
41173	Andaluz Holdings Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours in respect of premises situated in Perth and known as Andaluz Tapas Bar	20/01/2014
APPLICATION TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
381306	Grant Anthony McClintock	Application for the variation of licence conditions in respect of premises situated in Ferguson and known as Moody Cow Brewery	23/01/2014

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

B. A. SARGEANT, Director of Liquor Licensing.

Dated: 3 January 2014.



Government of **Western Australia**
Department of the **Premier and Cabinet**
State Law Publisher



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