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Nil

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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR EASTER 2015

A gazette will be published at noon on **Thursday 2nd April**
closing time for copy is Wednesday 1st April at noon.

A gazette will be published at noon on **Friday 10th April**
closing time for copy is Wednesday 8th April at noon.

The Gazette will not be published on Tuesday 7th April.

— PART 2 —

CONSERVATION

CO401*

CONSERVATION AND LAND MANAGEMENT ACT 1984

CONSERVATION AND LAND MANAGEMENT (REVOCATION OF STATE FOREST) ORDER (NO. 1) 2015

Made under section 9(2) of the *Conservation and Land Management Act 1984* by the Governor in Executive Council.

1. Citation

This order may be cited as the *Conservation and Land Management (Revocation of State Forest) Order (No. 1) 2015*.

2. Background to this order

(1) In accordance with section 9(2) of the Act, a proposal dated 2 September 2014 that an area of about 24.4849 hectares be revoked from State Forest No. 56 was laid before both Houses of Parliament.

(2) Resolutions that the proposal referred to in subclause (1) be carried out were passed by the Legislative Assembly on 16 October 2014 and by the Legislative Council on 2 December 2014.

(3) The land referred to in subclause (1) has been surveyed and is now described in Schedule 1. The survey has resulted in a slight increase in the area involved and is now 24.4958 hectares.

3. Portion of State Forest No. 56 revoked

The areas described in Schedule 1 are declared to be no longer State forest.

Schedule 1—Land no longer part of State Forest No. 56

Construction of Margaret River Perimeter Road

All that portion of land situated about two kilometres north of Margaret River and comprising of Lot 553 and Lot 559 on Deposited Plan 402856.

Area: 24.4958 hectares

On Landgate plans: Cowaramup SW (1930-III-SW).

By Command of the Governor,

N. HAGLEY, Clerk of the Executive Council.

EDUCATION

ED401*

MURDOCH UNIVERSITY ACT 1973

AMENDING BY-LAW

It is hereby notified that the Governor in Executive Council, acting under the provisions of section 24 of the *Murdoch University Act 1973*, has approved Amending By-Law No. 1 of 2015 as set out in the attached schedules.

Hon PETER COLLIER MLC, Minister for Education.

N. HAGLEY, Clerk of the Executive Council.

MURDOCH UNIVERSITY ACT 1973

Murdoch University

Amending By-Law No. 1 of 2015

The University By-Laws are hereby amended as follows—

1. This Amending By-Law comes into operation on the day on which it is gazetted in the *Government Gazette*.
2. The Murdoch University By-Laws are amended as set out in the attached Schedule A.

The Common Seal of Murdoch University was hereto affixed by authority given by Senate Resolution S/11/2014.

In the presence of—

DAVID FLANAGAN, Chancellor.
SARA G. M. McGLADE, University Secretary.

By Command of the Governor,

N. HAGLEY, Clerk of the Executive Council.

Schedule A

Murdoch University

By-Laws

1. In by-law 39. (3)—
 - (a) delete “a charge of \$40” after “pay”;
 - (b) insert “all reasonable costs” after “pay”.
2. In by-law 42.—
 - (a) delete “Deputy Vice Chancellor (Corporate) after “The”;
 - (b) insert “Vice-Chancellor” after “The”.
3. In by-law 46.—
 - (a) delete sub by-law (4).

ED402***SCHOOL EDUCATION ACT 1999****ADVANCE DETERMINATION POLICY DIRECTION 2015**

Made by the Minister for Education under section 157C of the *School Education Act 1999*.

1. Citation

This is the *Advance Determination Policy Direction 2015*.

2. Commencement

This Policy Direction applies to an advance determination application submitted on or after 2 February 2015 and remains in force until amended or repealed.

3. Definitions

adverse effect includes the following—

- (a) a significant reduction in enrolments at any of the other schools in the proposed catchment area because of the implementation of a school planning proposal;
- (b) a significant reduction in curriculum offerings, resources or staffing at any of the other schools in the proposed catchment area because of the implementation of a school planning proposal;
- (c) the closure of any of the other schools in the proposed catchment area, or any identifiable part of it or them, because of the implementation of a school planning proposal;
- (d) any other relevant detrimental impact;

catchment area means the geographic region from which a school draws, or is expected to draw, its students.

4. Considerations

In determining an application for an advance determination for a school planning proposal to establish a new school or to make a significant registration change to an existing school the Minister will take the following matters into account—

- (a) the extent to which and the manner in which the school planning proposal contributes to the diversity of schools and educational choices;
- (b) the likelihood that the implementation of the proposal will have an adverse effect on any existing school whose catchment area coincides with or overlaps the applicant's proposed catchment area;
- (c) the likelihood that the implementation of another school planning proposal for which an advance determination is currently in force will be adversely affected if the advance determination applied for is granted;
- (d) whether the school planning proposal is sustainable in light of existing and approved education provision in the proposed catchment area, the projected demographic change in that area, projected enrolments and local and other relevant family and community interests;
- (e) the nature and extent of community opinion about the proposal both in support of and in opposition to it, including expressions of interest in enrolment, if any;
- (f) the likely impact of the proposal on State and Local government infrastructure, services and resources, if any;
- (g) the governing body's capacity to comply with relevant laws; and
- (h) the governing body's actual or prospective financial resources.

5. Consultation

(1) The Minister will consult as required by the *School Education Regulations 2000*, regulation 130, with respect to—

- (a) every school planning proposal for a new school; and
- (b) every school planning proposal for a significant registration change with the exception of a proposal to change the location of a registered school or a campus of a registered school which does not involve any change to the school's catchment area.

(2) The exception referred to in sub-clause (1)(b) does not apply to a change in respect of a registered school whose catchment area is the State of Western Australia or the Perth Metropolitan Area.

Note: Prospective applicants are advised that this Policy Direction is to be read in conjunction with the *School Education Act 1999* (particularly sections 156-158A and 168) and the *School Education Regulations 2000* (particularly regulations 129 and 130).

Dated this 10th day of March 2015.

Hon PETER COLLIER MLC, Minister for Education.

HEALTH

HE401*

ALCOHOL AND OTHER DRUGS ACT 1974

TRANSFER ORDER

Made by the Minister under the *Alcohol and Drug Authority Act 1974* as amended by the *Alcohol and Drug Authority Amendment Act 2015* clause 13.

I, Helen Morton MLC, Minister for Mental Health, order that—

- (a) The assets and liabilities of the Authority specified in Schedule 1 are to be assigned to the Alcohol and Other Drugs Ministerial Body by operation of section 42 of the Act; and
- (b) The intellectual property and Trademarks specified in Schedule 2 are to be assigned to the Alcohol and Other Drugs Ministerial Body by operation of section 42 of the Act; and
- (c) There are no proceedings in which the Alcohol and Other Drugs Ministerial Body is to be substituted for the Authority as a party by the operation of section 42 of the Act; and
- (d) The agreements or instruments specified in Schedule 3 are by operation of section 42 of the Act to have effect as if references to the Ministerial Body were substituted, in accordance with this order, for references in the agreement or instrument to the Authority.

Unless the contrary intention appears, words and expressions used in this order have the meanings given in the Act.

Hon HELEN MORTON MLC, Minister for Mental Health.

Date: 12 March 2015.

HERITAGE

HR101**CORRECTION***HERITAGE OF WESTERN AUSTRALIA ACT 1990****ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES**

In the notice published in the *Government Gazette* dated 11 March 2014, item HR401 on page 589 an error occurred.

The land description for Shenton Park Rehabilitation Hospital at 6 Selby Street, Shenton Park was based upon map information which contained an error.

The amended land information is as follows—

Ptn of Lot 3240 on DP 34515 being pt of Res 2290 and pt of the land comprised in CLT V 3044 F 553, as defined in HCWA Curtilage Map P2971-1.

This has been corrected to include the Therapeutic Garden directly adjacent and to the north west corner of the Paraplegic Block.

Dated: 13 March 2015.

GRAEME GAMMIE, A/Executive Director,
Office of Heritage. Bairds Building,
491 Wellington Street, Perth WA 6000.

LOCAL GOVERNMENT

LG401**CITY OF KALGOORLIE-BOULDER***APPOINTMENTS**

The City of Kalgoorlie-Boulder wishes to advise for public information the appointment of Kristie Maree Wolfe and Stephanie Guerin as an authorised officer to operate within the City of Kalgoorlie-Boulder to enforce the following Acts, Regulations and Local Laws effective immediately—

Local Government Act 1995

Local Government (Miscellaneous Provisions) Act 1960

Dog Act 1976 and Regulations

Cat Act 2011 and Regulations

Litter Act 1979 and Regulations

Bush Fires Act 1954 and Regulations—(Bush Fire Control Officer)

Bush Fires (Infringements) Regulations 1978

Control of Vehicles (Off-road Areas) Act 1978 and Regulations

Caravan Parks and Camping Grounds Act 1995 and Regulations 1997

City of Kalgoorlie-Boulder Local Laws

The City of Kalgoorlie-Boulder also wishes to advise the cancellation of the appointments of Danni McCubbin and Nicole Heawood.

D. S. BURNETT, Chief Executive Officer.

MARINE/MARITIME

MA401*

WESTERN AUSTRALIAN MARINE ACT 1982 NAVIGABLE WATERS REGULATIONS 1958

PROHIBITED SWIMMING AREA

Town of Victoria Park

Pyrotechnic Display

Burswood, Swan River

Department of Transport,
Fremantle WA, 17 March 2015.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, I hereby close all of the following waters to swimming, between the hours of 8:45pm and 09:20pm on Thursday 19th March 2015—

Burswood, Swan River

Area of Closure: All the waters within a 300 metre radius of the firing barge located at approximately 31° 57' 44.63S, 115° 53' 17.60E.

This area is set aside for safety measures during the set up and display of pyrotechnics. Mariners are advised to navigate with caution.

CHRISTOPHER MATHER, Director of Waterways Safety Management,
Department of Transport.

MA402*

WESTERN AUSTRALIAN MARINE ACT 1982 NAVIGABLE WATERS REGULATIONS 1958

PROHIBITED SWIMMING AREA

City of South Perth

Department of Transport,
Fremantle WA, 17 March 2015.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, I hereby close all of the following waters to swimming, between the hours of 9.00pm and 9.30pm on Saturday 21st March 2015—

Sir James Mitchell Reserve, South Perth Foreshore

All the waters within a 100 metre radius around the firing point located at approximately 31° 58.44'S, 115° 51.591'E.

This area is set aside for safety measures during the set up and display of pyrotechnics.

CHRISTOPHER MATHER, Director of Waterways Safety Management,
Department of Transport.

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

Royal Assent to Bills

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

Title of Act	Date of Assent	Act No.
Swan and Canning Rivers Management Amendment Act 2015	9 March 2015	6 of 2015
Perth Theatre Trust Amendment Act 2015	9 March 2015	7 of 2015
Taxation Legislation Amendment Act (No. 2) 2015	9 March 2015	8 of 2015

NIGEL PRATT, Clerk of the Parliaments.

12 March 2015.

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT*Town of Claremont*

Town Planning Scheme No. 3—Amendment No. 125

Ref: TPS/1233

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 Town of Claremont local planning scheme amendment on 4 March 2015 for the purpose of—

1. Replacing sub-clauses 25(1)-(2) with the following sub-clauses 25(1)-(2)—

25(1) Subject to clause 25(2), all development on land zoned and reserved under the Scheme requires the prior approval of the local government. A Person must not commence or carry out any development without first having applied for and obtained the planning approval of the local government under Part V of this Scheme.

Note: 1. The planning approval of the local government is required for both the development of land and the use of land.

2. Development includes the erection, placement and display of any advertisements.

3. Approval to commence development may also be required from the Western Australian Planning Commission under the Metropolitan Region Scheme.

25(2) Permitted development

Except as otherwise provided in the Scheme, for the purposes of the Scheme the following development does not require the planning approval of local government—

(a) the carrying out of any building or work which affects only the interior of a building and which does not materially affect the external appearance of the building except where the building is—

(i) located in a place that has been entered in the Register of Heritage Places under the *Heritage of Western Australia Act 1990*;

(ii) the subject of an order under Part 6 of the *Heritage of Western Australia Act 1990* or a Heritage Agreement with the Town under clause 53 of the Scheme; or

(iii) included on the Heritage Schedule under clause 78 of the Scheme with the exception of buildings used for residential purposes only that are not subject to (i) and (ii) above and the works are confined to any of the following reversible and minor works—

- Fit out of an existing kitchen, bathroom or laundry with on structural alterations;
- Replacement of light fittings;
- Painting/wall papering/plastering of internal walls;
- Internal retiling;
- Construction of new internal non-masonry, non-load bearing walls;
- New floor covering placed over but not replacing existing floor surface materials; or
- Electrical and plumbing works.

(b) the erection or extension of a single dwelling, ancillary dwelling, outbuilding, external fixture, patio, pergola, veranda or swimming pool on a lot if the development satisfies the deemed-to-comply requirements of the R-Code, except where—

(i) the proposal involves a variation to a provision of the Scheme;

(ii) the proposal involves a variation to any local planning policy adopted under Section 82 of the Scheme;

(iii) the proposal involves a variation to any Structure Plan or Detailed Area Plan adopted under this Scheme that applies to the development.

(iv) the proposal is for a place that has been entered in the Register of Places under the *Heritage of Western Australia Act 1990*;

(vi) the proposal is for a place the subject of an Order under Part 6 of the *Heritage of Western Australia Act 1990* or a Heritage Agreement with the Town under clause 53 of the Scheme;

(vii) the proposal is for a place listed on the Heritage Schedule under Clause 78 of the Scheme;

- (c) the demolition of any building or structure except where the building or structure is—
 - (i) located in a place that has been entered in the Register of Heritage Places under the *Heritage of Western Australia Act 1990*;
 - (ii) the subject of an order under Part 6 of the *Heritage of Western Australia Act 1990* or a Heritage Agreement with the Town under clause 53 of the Scheme; or
 - (iii) included on the Heritage Schedule under clause 78 of the Scheme.
- (d) the following minor residential development where the development satisfies the deemed-to-comply requirements of the R-Codes, complies with this Scheme, with any local planning policy adopted under clause 82 of this Scheme and any Structure Plan or Detailed Area Plan adopted under this Scheme that applies to development, and with any local law, and where the building or structure is not included on the Heritage Schedule under clause 78 of this Scheme—
 - (i) a rainwater tank with a capacity of 5kL or less;
 - (ii) children's play equipment;
 - (iii) fill and associated retaining less than 0.5m or excavation; or
 - (iv) front fences
 where these are located to the side or rear of an existing dwelling (excepting front fences);
- (e) a home office which is also compliant with the home occupation requirements of this Scheme;
- (f) dividing fences with—
 - (i) A height of up to 1.8m; or
 - (ii) A height between 1.8m and 2.3m, where both neighbours are in agreement as to the height;
- (g) landscaping which does not involve fill over 0.5m;
- (h) non-illuminated signage or advertising that complies with the Town's Local Law Relating to Signs or any Local Planning Policy; or
 - (i) any works which are temporary and in existence for less than 48 hours or such longer time as the local government agrees.

Note: Development carried out in accordance with a subdivision approval granted by the Commission is exempt under section 157 of the *Planning and Development Act 2005*.

2. Replacing sub-clauses 98(1)-(6) with the following sub-clauses 98(1)-(4)—

- 98(1) The local government may, in writing and either generally or as otherwise provided by the instrument of delegation, delegate to a committee or the CEO, within the meaning of those expressions under the *Local Government Act 1995*, the exercise of any of its powers or the discharge of any of its duties under the Scheme other than this power of delegation.
- 98(2) The CEO may delegate to any employee of the local government the exercise of any of the CEO's powers or the discharge of any of the CEO's duties under sub-clause 98(1).
- 98(3) The exercise of the power of delegation under sub-clause 98(1) requires a decision of an absolute majority as if the power had been exercised under the *Local Government Act 1995*.
- 98(4) Sections 5.45 and 5.46 of the *Local Government Act 1995* and the regulations referred to in section 5.46 apply to a delegation made under this clause as if the delegation were a delegation under Division 4 of Part 5 of that Act.

J. BARKER, Mayor.
S. GOODE, Chief Executive Officer.

PL402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Plantagenet
Town Planning Scheme No. 3—Amendment No. 63

Ref: TPS/1365

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 Plantagenet local planning scheme amendment on 4 March 2015 for the purpose of—

- 1. Rezoning the southern portion of Lot 3957 McDonald Avenue Mount Barker from 'Special Industrial' to 'Industrial'.
- 2. Amending the Scheme Maps accordingly.

K. A. CLEMENTS, Shire President.
R. J. STEWART, Chief Executive Officer.

PL403*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Cockburn

Town Planning Scheme No. 3—Amendment No. 94

Ref: TPS/1226

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 5 March 2015 for the purpose of—

1. Amending Schedule 12 of the Scheme text by including DCA 14—Cockburn Coast as follows—

Ref. No.	DCA 14
Area:	Cockburn Coast: Robb Jetty Precinct and Emplacement Precincts
Relationship to other planning instruments	<p>The development contribution plan generally conforms to the following endorsed plans—</p> <ul style="list-style-type: none"> • Cockburn Coast District Structure Plan 2009 • Cockburn Coast District Structure Plan—Part 2 • Strategic Community Plan • Robb Jetty Local Structure Plan • Emplacement Local Structure Plan
Infrastructure and administrative items to be funded	<p>Contributions shall be made towards the following items by all landowners within DCA 14—</p> <ul style="list-style-type: none"> • Contribution to the upgrading of Cockburn Road between Rollinson Road and MacTaggart Cove including the cost of land required for road widening, verge and median landscaping between Rollinson Road and MacTaggart Cove, construction of the Robb Jetty Main Street signalised intersection, construction of drainage and service relocation where necessary. Earthworks, service relocation and construction of dual carriageways will be funded and constructed by Main Roads Western Australia. • The cost of land and works (including landscaping) associated with the construction of the proposed Robb Jetty Main Street between the Cockburn Road intersection and Robb Road intersection. The works include construction of an at-grade rail crossing including vehicle and pedestrian signalisation associated with the new Robb Road intersection (including sufficient fencing to deter pedestrians from unsafe crossing). The cost of works is the cost over and above that of providing a normal 20m wide local subdivision road whereby drainage, lighting, footpaths, lower specification landscaping and parking embayment's provided at the cost of adjoining landowners. • The cost of land and works (including landscaping) associated with the construction of the proposed Bus Rapid Transit (BRT) route which extends between the Rollinson Road / Cockburn Road intersection and the intersection of MacTaggart Cove and the proposed BRT route. The cost includes acquisition of Lot 18 Garston Way and provision of bus stops and associated infrastructure. The cost of works is the cost over and above that of providing a normal 20m wide local subdivision road whereby drainage, lighting, footpaths, lower specification landscaping and parking embayment's provided at the cost of adjoining landowners. • Provision of pedestrian signals at the Rollinson Road railway crossing (including sufficient fencing to deter pedestrians from unsafe crossing). • Provision of land for public open space area as detailed in the Robb Jetty and Emplacement Precinct Local Structure Plan(s) and the cost of landscape construction (including minor earthworks and drainage). • The cost of land and construction of a multistorey local community building and associated landscaping, play equipment and car parking areas. • Costs to administer cost sharing arrangements of the DCA including detailed engineering design and project management POS, drainage, roads, rail crossings and the community

	<p>building the subject of the DCA provisions, cost estimates and schedules, valuations, annual reviews of land and works, audits and administrative costs.</p> <ul style="list-style-type: none"> • Cost including fees and interest of any loans raised by the local government to undertake any of the works associated with DCA 14. 														
Method for calculating contributions	<p>All landowners within DCA 14 shall make a contribution to land and infrastructure works required as part of the development of the Robb Jetty and Emplacement Precinct Development Contribution Area (with the exception of the Mixed Business Zone).</p> <p>The proportional contribution is to be determined in accordance with the provisions of Clause 6. 3 of the Scheme and this Development Contribution Plan.</p> <p>Cost Apportionment for the Mixed Business Zone</p> <p>Owners of land within the Mixed Business zone are not required to contribute towards the cost of land for public open space, public open space construction, or local community facilities, however are required to contribute towards the costs of upgrading all DCP roads, service infrastructure and DCP administration costs.</p> <p>Cost contributions for the owners of land in the Mixed Business zone shall be based on the proportion that the land the subject of the contribution bears to the total area of land within the Development Contribution Area for which the Cost Contributions have yet to be made unless otherwise specified. Contributions shall be calculated on a per metre square basis in accordance with the Cost Apportionment Schedule in the Development Contribution Plan Report.</p> <p>Development Potential and Cost Apportionment Calculation for all other Zones and R-Codes</p> <p>A landowner's contribution will be calculated based on the proportion of potential dwellings that can be constructed on the land the subject of the contribution bears to the total number of potential dwellings within the DCA. The calculation incorporates the 'potential dwelling' methodology in the Development Contribution Plan and the 'contribution summary per landholding' methodology in the Cost Apportionment Schedule in the Development Contribution Plan Report.</p> <table border="1"> <thead> <tr> <th>Zone/R-Code</th><th>Method for Calculating No. of Dwellings</th></tr> </thead> <tbody> <tr> <td>District Centre R-ACO (R160 equivalent)</td><td>1x equivalent dwellings per 62.5m² of net land area</td></tr> <tr> <td>Mixed Use (R100 equivalent)</td><td>1x equivalent dwellings per 100m² of net land area</td></tr> <tr> <td>R40</td><td>1x dwellings per 220m² of net land area</td></tr> <tr> <td>R80</td><td>1x dwellings per 125m² of net land area</td></tr> <tr> <td>R100</td><td>1x dwellings per 100m² of net land area</td></tr> <tr> <td>R160</td><td>1x dwellings per 62.5m² of net land area</td></tr> </tbody> </table> <p>Notwithstanding Clause 6.3.13 of Town Planning Scheme No. 3 Text, applications for continuance or extension of existing non-conforming uses will be exempt from development contributions.</p>	Zone/R-Code	Method for Calculating No. of Dwellings	District Centre R-ACO (R160 equivalent)	1x equivalent dwellings per 62.5m ² of net land area	Mixed Use (R100 equivalent)	1x equivalent dwellings per 100m ² of net land area	R40	1x dwellings per 220m ² of net land area	R80	1x dwellings per 125m ² of net land area	R100	1x dwellings per 100m ² of net land area	R160	1x dwellings per 62.5m ² of net land area
Zone/R-Code	Method for Calculating No. of Dwellings														
District Centre R-ACO (R160 equivalent)	1x equivalent dwellings per 62.5m ² of net land area														
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R80	1x dwellings per 125m ² of net land area														
R100	1x dwellings per 100m ² of net land area														
R160	1x dwellings per 62.5m ² of net land area														
Period of Operation	Until 30 June 2034. However the DCP may also be extended for further periods with or without modification by subsequent Scheme Amendments.														
Priority and Timing	In accordance with the City of Cockburn Capital Expenditure Plan for Robb Jetty and Emplacement Precincts.														
Review Process	The plan will be reviewed when considered appropriate, though not exceeding a period of five years duration, having regard to the rate of subsequent development in the development contribution area since the last review and the degree of development potential still existing.														

2. Amend the Scheme Map to include the boundaries of the proposed Development Contribution Area No. 14—Cockburn Coast: Robb Jetty and Emplacement Precincts.

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

PL501*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Perth

City Planning Scheme No. 2—Amendment No. 28

Ref: TPS/1187

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 Perth local planning scheme amendment on 11 August 2014 for the purpose of—

1. Amending the Scheme Map to delete reference to—
 - (a) the ‘East Perth Redevelopment Scheme Area (EPRA)’ and replace it with the ‘Metropolitan Redevelopment Authority Area (MRA)’;
 - (b) the ‘Normalised East Perth Redevelopment Area (City of Perth)’ and replace it with the ‘Normalised Redevelopment Area’; and
 - (c) the ‘EPRA’ and replace it with the ‘MRA’.
2. Amending the Scheme Map by reclassifying the land in the Normalised Stage 2 Claisebrook Village Project Area from the ‘East Perth Redevelopment Scheme Area’ to the ‘Normalised Redevelopment Area’.
3. Amending the Scheme Map by reclassifying—
 - (a) Lot 9 (No. 28) Arden Street, East Perth;
 - (b) Lot 1000 (No. 18) Arden Street East Perth;
 - (c) Lots 42-54 and 1197 (No. 2) Arden Street, East Perth; and
 - (d) Lot 1094 (No. 134) Royal Street, East Perth;from the ‘East Perth Redevelopment Scheme Area’ to the ‘City of Perth Scheme Parks and Recreation Reserve’.
4. Amending the Scheme Map by reclassifying Lot 1072 (No. 21) Brook Street, East Perth from the ‘Normalised East Perth Redevelopment Area (City of Perth)’ to the ‘City of Perth Scheme Parks and Recreation Reserve’.
5. Amending the Scheme Map to delete the Metropolitan Region Scheme reservations and the City of Perth Scheme Use Areas from the Elizabeth Quay Project Area and include the land in the ‘Metropolitan Redevelopment Authority Area (MRA)’.
6. Amending the Scheme Map to realign the eastern boundary of Precinct 15—East Perth to follow the eastern Scheme Area Boundary and the southern boundary to follow the southern boundary of the ‘Metropolitan Redevelopment Authority Area (MRA)’.
7. Amending the Scheme Map to indicate the Metropolitan Redevelopment Authority Area (MRA).
8. Amending the Plot Ratio Plan to—
 - (a) delete reference to the ‘East Perth Redevelopment Area Boundary’ and replace it with the ‘Metropolitan Redevelopment Authority Area Boundary (MRA)’;
 - (b) delete reference to the ‘EPRA’ and replace it with the ‘MRA’;
 - (c) delete reference to the ‘EPRA—Area Subject to *East Perth Redevelopment Act 1991*’; and
 - (d) modify the ‘Metropolitan Redevelopment Authority Area Boundary (MRA)’ to delete the Normalised Stage 1A New Northbridge Project Area and Stages 1, 2 and 3 Claisebrook Village Project Area, and to include the Elizabeth Quay Project Area.
9. Amending the Maximum Bonus Plot Ratio Plan to—
 - (a) delete reference to the ‘East Perth Redevelopment Area Boundary’ and replace it with the ‘Metropolitan Redevelopment Authority Area Boundary (MRA)’;
 - (b) delete reference to the ‘EPRA’ and replace it with the ‘MRA’;
 - (c) delete reference to the ‘EPRA—Area Subject to *East Perth Redevelopment Act 1991*’; and
 - (d) modify the ‘Metropolitan Redevelopment Authority Area Boundary (MRA)’ to delete the Normalised Stage 1A New Northbridge Project Area and Stages 1, 2 and 3 Claisebrook Village Project Area, and to include the Elizabeth Quay Project Area.
10. Amending the Public Facilities Bonus Plot Ratio Plan to—
 - (a) delete reference to the ‘East Perth Redevelopment Area Boundary’ and replace it with the ‘Metropolitan Redevelopment Authority Area Boundary (MRA)’;
 - (b) delete reference to the ‘EPRA’ and replace it with the ‘MRA’;

- (c) delete reference to the 'EPRA—Area Subject to *East Perth Redevelopment Act 1991*'; and
 - (d) modify the 'Metropolitan Redevelopment Authority Area Boundary (MRA)' to delete the Normalised Stage 1A New Northbridge Project Area and Stages 1, 2 and 3 Claisebrook Village Project Area, and to include the Elizabeth Quay Project Area.
11. Amending the Heritage Bonus Plot Ratio Plan to—
- (a) delete reference to the 'East Perth Redevelopment Area Boundary' and replace it with the 'Metropolitan Redevelopment Authority Area Boundary (MRA)';
 - (b) delete reference to the 'EPRA' and replace it with the 'MRA';
 - (c) delete reference to the 'EPRA—Area Subject to *East Perth Redevelopment Act 1991*'; and
 - (d) modify the 'Metropolitan Redevelopment Authority Area Boundary (MRA)' to delete the Normalised Stage 1A New Northbridge Project Area and Stages 1, 2 and 3 Claisebrook Village Project Area, and to include the Elizabeth Quay Project Area.
12. Amending the Residential Bonus Plot Ratio Plan to—
- (a) delete reference to the 'East Perth Redevelopment Area Boundary' and replace it with the 'Metropolitan Redevelopment Authority Area Boundary (MRA)';
 - (b) delete reference to the 'EPRA' and replace it with the 'MRA';
 - (c) delete reference to the 'EPRA—Area Subject to *East Perth Redevelopment Act 1991*'; and
 - (d) modify the 'Metropolitan Redevelopment Authority Area Boundary (MRA)' to delete the Normalised Stage 1A New Northbridge Project Area and Stages 1, 2 and 3 Claisebrook Village Project Area, and to include the Elizabeth Quay Project Area.
13. Amending the Special Residential Bonus Plot Ratio Plan to—
- (a) delete reference to the 'East Perth Redevelopment Area Boundary' and replace it with the 'Metropolitan Redevelopment Authority Area Boundary (MRA)';
 - (b) delete reference to the 'EPRA' and replace it with the 'MRA';
 - (c) delete reference to the 'EPRA—Area Subject to *East Perth Redevelopment Act 1991*'; and
 - (d) modify the 'Metropolitan Redevelopment Authority Area Boundary (MRA)' to delete the Normalised Stage 1A New Northbridge Project Area and Stages 1, 2 and 3 Claisebrook Village Project Area, and to include the Elizabeth Quay Project Area.
14. Amending the Building Heights Plan to—
- (a) delete reference to the 'East Perth Redevelopment Area Boundary' and replace it with the 'Metropolitan Redevelopment Authority Area Boundary (MRA)';
 - (b) delete reference to the 'EPRA' and replace it with the 'MRA';
 - (c) delete reference to the 'EPRA—Area Subject to *East Perth Redevelopment Act 1991*'; and
 - (d) modify the 'Metropolitan Redevelopment Authority Area Boundary (MRA)' to delete the Normalised Stage 1A New Northbridge Project Area and Stages 1, 2 and 3 Claisebrook Village Project Area, and to include the Elizabeth Quay Project Area.
15. Deleting Clause 4 SCHEME AREA and replacing it with a new Clause 4 as follows—
- SCHEME AREA
- (1) This Scheme applies to the Scheme area which covers all the district of the City, apart from the area illustrated on the Scheme Map comprising the land that is in the Metropolitan Redevelopment Authority Area.
 - (2) The land depicted on the Scheme Map as the Normalised Redevelopment Area is subject to this Scheme and the City of Perth Local Planning Scheme No. 26 (Normalised Redevelopment Areas), and is not subject to the provisions of the Central Perth Redevelopment Scheme.
16. Amending Clause 8(1) MINOR TOWN PLANNING SCHEMES to—
- (a) delete reference to the 'City of Perth Local Planning Scheme No. 26 (East Perth Redevelopment Area)' in subclause (l) and replace it with the 'City of Perth Town Planning Scheme No. 26 (Normalised Redevelopment Areas)'; and
 - (b) renumber subclauses (h), (j), (k) and (l) to (f), (g), (h) and (i).
17. Amending Clause 12(1)(d) RESERVES AND SCHEME USE AREAS to delete the 'Normalised East Perth Redevelopment Area (City of Perth)' and replace it with the 'Normalised Redevelopment Area'.
18. Deleting the Use Group Table and associated notes for Precinct 2 Cultural Centre in Schedule 3 USE GROUP TABLES and inserting the following text—
- Refer to the Metropolitan Redevelopment Authority for the classification of uses within this Precinct.

19. Deleting the definition of the term 'exhibition centre' in Schedule 4 DEFINITIONS and inserting a new definition as follows—

exhibition centre	means premises used for the display, or display and ancillary sale, of materials of an artistic, cultural, historical or scientific nature, such as a museum, art gallery, with or without facilities for the sale of refreshments and/or souvenirs;	Community and Cultural
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20. Deleting the definition of the term 'floor area of a building' in Schedule 4 DEFINITIONS and inserting a new definition as follows—

floor area of a building	Means—	not applicable
	(a) for any building (or part of a building) that is a residential development within a residential area, the gross total of the areas of all floors of the building being the areas specified in the definition of Plot Ratio contained in the Residential Design Codes;	
	(b) for any other building (or part of a building) and all buildings in the Normalised Redevelopment Area, the gross total area of all floors of the building—	
	(i) including the area of car parking spaces and circulation aisles in public fee—paying car parks;	
	(ii) excluding—	
	– toilets and bathrooms;	
	– lift shafts;	
	– stairs and stair landings;	
	– plant rooms;	
	– lobbies;	
	– communal facilities for the exclusive use of the on-site residents (reading rooms, meeting rooms, gyms, change rooms or other areas as approved by Council, but not including common storage areas);	
	– residential storerooms, accessible only from outside the dwelling with a minimum dimension of 1.5m;	
	– staff tea preparation and lunch areas;	
	– staff changeroom/locker facilities;	
	– car parks and circulation areas for on-site tenants and residents and bicycle parking areas;	
	– open balconies, verandahs, terraces and courtyards; and	
	– the thickness of any external walls.	

L. M. SCAFFIDI, Lord Mayor.
G. STEVENSON, Chief Executive Officer.

PL502*

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

Town Planning Scheme No. 26—Amendment No. 1

Ref: TPS/1188

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 Perth local planning scheme amendment on 3 December 2014 for the purpose of—

1. Amend the title from the 'East Perth Local Planning Scheme No. 26 (East Perth Redevelopment (Normalised) Area)' to the 'Local Planning Scheme No. 26 (Normalised Redevelopment Areas)'.

2. Delete the ARRANGEMENT section and replace it with a new ARRANGEMENT section as follows—

PART 1—PRELIMINARY

- 1.1 Citation of Scheme
- 1.2 Responsible Authority
- 1.3 Date of Operation
- 1.4 Scheme Area
- 1.5 Relationship of Scheme to Local-laws
- 1.6 Relationship to the City of Perth City Planning Scheme
- 1.7 Interpretation
- 1.8 Contents of the Scheme
- 1.9 Scheme Purpose
- 1.10 Scheme Objectives
- 1.11 Scheme Principles

PART 2—PLANNING POLICIES AND DESIGN GUIDELINES

- 2.1 Adoption of Planning Policies and Design Guidelines
- 2.2 Amendments to Planning Policies and Design Guidelines

PART 3—PROJECT AREAS AND PRECINCTS

- 3.1 Project Areas and Precincts on Scheme Map
- 3.2 Land Use Categories
- 3.3 Development in Precincts
- 3.4 Plot Ratio

PART 4—CLAISEBROOK VILLAGE PROJECT AREA

- 4.1 Claisebrook Village Project Area Vision
- 4.2 Precinct EP1: Claisebrook Inlet
- 4.3 Precinct EP2: Constitution Street
- 4.4 Precinct EP3: Royal Street Central
- 4.5 Precinct EP4: Silver City
- 4.6 Precinct EP6: Boans
- 4.7 Precinct EP7: East Parade
- 4.8 Precinct EP8: Belvidere
- 4.9 Precinct EP9: Brown Street
- 4.10 Precinct EP10: Riverbank
- 4.11 Precinct EP11: Cemeteries
- 4.12 Precinct EP12: Waterloo

PART 5—NEW NORTHBRIDGE PROJECT AREA

- 5.1 New Northbridge Project Area Vision
- 5.2 Amenity and Mixed Land Uses
- 5.3 Graham Farmer Freeway Tunnel, Northbridge
- 5.4 Precinct NB1: Russell Square
- 5.5 Precinct NB2: Lake Street

SCHEDULE

- 1. Interpretations
- 2. Figure 1: Normalised Redevelopment Areas Scheme Map

3. Delete Clause 1.1 CITATION OF SCHEME and insert a new Clause 1.1 as follows—

‘1.1 CITATION OF SCHEME

This Scheme may be cited as the Local Planning Scheme No. 26 (Normalised Redevelopment Areas) (herein called the Scheme).’

4. Delete Clause 1.9 SCHEME OBJECTIVES and insert a new Clause 1.9 SCHEME PURPOSE as follows—

‘1.9 SCHEME PURPOSE

The purposes of the Scheme are to—

- (a) provide a system for the orderly control of development within the Scheme Area;
- (b) facilitate the process of development within the Scheme Area;
- (c) provide sufficient certainty to enable location and investment decisions to be made with reasonable confidence;
- (d) ensure that individual developments can occur without detriment to the integrity of the Scheme Area and locality as a whole;
- (e) provide flexibility and discretion in decision making;
- (f) provide an effective means of determining the urban design and visual quality of the Scheme Area;
- (g) provide effective standing for planning policies; and
- (h) facilitate the implementation of the Scheme objectives and principles.’

5. Insert a new Clause 1.10 SCHEME OBJECTIVES as follows—
- ‘1.10 SCHEME OBJECTIVES
- 1.10.1 The objectives of the Scheme are to—
- (a) deliver sustainable urban development within the Scheme Area, with outcomes such as compact growth, mixed land use, good design, primacy of public spaces, heritage conservation and reduced motor vehicle usage;
 - (b) deliver vibrant and attractive urban environments which infuse the city with vitality, life and character;
 - (c) deliver development excellence through high quality design, by connecting people and places, and ensuring a successful mixture of land uses and activities;
 - (d) increase the resident population, facilitate increased employment opportunities and a diverse range of businesses, facilities, services, amenities and infrastructure.
- 1.10.2 The City will have due regard to the Scheme Objectives when determining applications made under the Scheme and when making other discretionary decisions regarding the Scheme.’
6. Insert a new Clause 1.11 SCHEME PRINCIPLES as follows—
- ‘1.11 SCHEME PRINCIPLES
- 1.11.1 The Scheme Principles are—
- (a) ‘Places for People’—development must be planned, designed and managed to ensure the city is an appealing and welcoming place for people to live, work, play and visit;
 - (b) ‘Critical Mass’—development will increase the number of residents, businesses and jobs in the city and will provide facilities, services, amenities and infrastructure to support ongoing growth;
 - (c) ‘Quality Design’—development will deliver high quality design of places which responds to local context and develops Perth as a distinct, world class, liveable city. Design excellence in development will focus on innovation, aesthetics, function and materials, and the development of attractive, efficient and adaptable places and buildings;
 - (d) ‘Diversity’—development will support diversity of people, places, buildings, land uses, events and transport through the design and use of places, to create choice and flexibility in a compatible manner;
 - (e) ‘Connectivity’—development will deliver a well designed and serviced urban environment which integrates people, land uses and transport modes in an efficient, convenient and safe manner; and
 - (f) ‘Environmental Integrity’—development will conserve and enhance the natural and built environment and minimise resource consumption, carbon emissions, pollution, waste production and other detrimental environmental impacts.
- 1.11.2 All development proposals will be required to be consistent with the Scheme Principles, which are to be applied collectively to achieve the creation of sustainable communities.’
7. Amend the title of Part 2 from PLANNING POLICIES to PLANNING POLICIES AND DESIGN GUIDELINES.
8. Delete Clause 2.1 ADOPTION OF PLANNING POLICIES and insert a new Clause 2.1 as follows—
- ‘2.1 ADOPTION OF PLANNING POLICIES AND DESIGN GUIDELINES
- The Planning Policies and Design Guidelines for the Normalised Redevelopment Areas shall be deemed to be policies adopted by the City in accordance with the requirements of Clause 56 of the City Planning Scheme.’
9. Delete Clause 2.2 AMENDMENTS TO PLANNING POLICIES and insert a new clause 2.2 as follows—
- ‘2.2 AMENDMENTS TO PLANNING POLICIES AND DESIGN GUIDELINES
- Amendments to the Planning Policies and Design Guidelines referred to in Clause 2.1, shall follow the procedure established in Clause 56 of the City Planning Scheme.’
10. Delete PART 3: DEVELOPMENT STANDARDS AND REQUIREMENTS and insert a new PART 3: PROJECT AREAS AND PRECINCTS as follows—
- ‘PART 3: PROJECT AREAS AND PRECINCTS
- 3.1 PROJECT AREAS AND PRECINCTS ON SCHEME MAP
- The Scheme Area is made up of Project Areas which are divided into Precincts. The location and boundaries of the Project Areas and Precincts are shown on the Scheme Map.
- 3.2 LAND USE CATEGORIES
- There are seven land use categories created by the Scheme. Table 1—Land Use Categories defines the land use categories and lists the land uses within each category. Where appropriate, these categories are stipulated as ‘Preferred Uses’ categories or ‘Contemplated Uses’ categories in the Precincts.

3.3 DEVELOPMENT IN PRECINCTS

3.3.1 All development is required to be generally consistent with the Statement of Intent for the Precinct in which it takes place.

3.3.2 Where in Parts Four and Five a category of use is stipulated as a 'Preferred Use' in any Precinct, in dealing with a development application involving a use from that category in that Precinct the City shall deal with the application in accordance with Clause 44 of the City Planning Scheme.

3.3.3 Where in Parts Four and Five a category of use is stipulated as a 'Contemplated Use' in any Precinct, in dealing with a development application involving a use from that category in that Precinct the City shall deal with the application in accordance with Clause 45 of the City Planning Scheme.

3.3.4 In dealing with a development application for an unlisted land use, the City shall deal with the application in accordance with Clause 46 of the City Planning Scheme.

TABLE 1: LAND USE CATEGORIES

CATEGORY 1: CULTURE AND CREATIVE INDUSTRY	LAND USES
<p>Description—</p> <p>Businesses and activities which have their origin in individual creativity, skill and talent and which contribute to the cultural richness and economic advantage of an area. Provides opportunities for business incubation and job creation through exploitation of intellectual property and/or unique skills.</p> <p>In determining a development application for a land use within the Culture and Creative Industry land use category, in addition to other provisions of the Scheme, the City shall have regard to the following objectives—</p> <ul style="list-style-type: none"> (a) infusing creativity, originality and innovation into the built environment; (b) the encouragement of creative industries; (c) providing opportunities for business incubation; (d) the provisions of flexible and adaptive spaces to live, work and display; and (e) ensuring the compatible operation of culture and creative land uses with other land uses in the vicinity of the proposed development. 	<ul style="list-style-type: none"> • Media Production • Creative Industry Office • Creative Mixed Land Use • Artist Studio • Theatre / Performance Venue • Exhibition Centre • Event Space
CATEGORY 2: COMMERCIAL	LAND USES
<p>Description—</p> <p>Business activities, professional services and other principally profit-based land uses of a non-retail, low impact nature. The category does not include businesses of an industrial, entertainment or other moderate to high impact nature.</p> <p>In determining a development application for a land use within the Commercial land use category, in addition to other provisions of the Scheme, the City shall have regard to the following objectives—</p> <ul style="list-style-type: none"> (a) facilitating prosperity and diversity in economic activity and commercial buildings and premises; (b) ensuring an active interface of ground floor development with the public realm; (c) healthy, functional and environmentally sustainable workplaces; and (d) accessibility to work places by sustainable modes of transport. 	<ul style="list-style-type: none"> • Office • Business Services • Consulting Rooms • Medical Centre • Commercial Training Centre • Dry Cleaning Premises • Veterinary Centre • Car Park
CATEGORY 3: LIGHT INDUSTRY	LAND USES
<p>Description—</p> <p>Low to moderate impact businesses, predominately based in skilled trades, manufacturing, goods handling, the automotive industry and other land uses of an industrial nature. The land uses usually require large purpose built premises and may not be appropriate for mixed-use buildings or residential areas.</p> <p>In determining a development application for a land use within the Light Industry land use category, in addition to other provisions of the Scheme, the City shall have regard to the following objectives—</p> <ul style="list-style-type: none"> (a) ensuring the operation of the land use does not negatively affect the amenity of the locality, including operating hours, traffic, noise, emissions and other operations are compatible with surrounding land uses; (b) the appropriate interface of development with the surrounding environment, including amenity and a quality streetscape; and (c) ensuring the proposed development will not significantly detract from the vision for the Project Area and the intent for the Precinct. 	<ul style="list-style-type: none"> • Light Industry • Service Industry • Research and Development • Showroom / Warehouse • Open Air Sales and Display • Transport Depot • Service Station • Major Utility Infrastructure

<p>CATEGORY 4: RETAIL</p> <p>Description—</p> <p>Places of business offering goods displayed on the premises for sale or hire to the public, and also includes premises for the provision of services of a personal nature. May include the preparation of goods for sale on site but not manufacturing of goods.</p> <p>In determining a development application for a land use within the Retail land use category, in addition to the other provisions of the Scheme, the City shall have regard to the following objectives—</p> <ul style="list-style-type: none"> (a) encouraging a diversity of retail services and premises in appropriate locations; and (b) ensuring an active interface of ground floor development with the public realm. 	<p>LAND USES</p> <ul style="list-style-type: none"> • Shop • Shopping Complex • Personal Services • Market • Convenience Store • Liquor Store
<p>CATEGORY 5: RESIDENTIAL</p> <p>Description—</p> <p>A building or a portion of a building that is designed or adapted for habitation.</p> <p>In determining a Development Application for a land use within the Residential land use category, in addition to other provisions of the Scheme, the City shall have regard to the following objectives—</p> <ul style="list-style-type: none"> (a) encouragement of a socially diverse inner city population; (b) the provision of a diversity of housing and accommodation types, size and tenure; (c) the provision of social and affordable housing; (d) the provision of universally accessible and adaptive housing; (e) the compatibility of new residential development with existing land uses; and (f) the need to separate permanent residential development from transient accommodation or other land uses, where appropriate. 	<p>LAND USES</p> <p>5A Permanent Residential</p> <ul style="list-style-type: none"> • Single House • Multiple Dwelling • Grouped Dwelling • Specific Purpose Housing • Home Occupation <p>5B Transient Residential</p> <ul style="list-style-type: none"> • Lodging House • Short Term Accommodation • Serviced Apartments • Hotel • Hostel
<p>CATEGORY 6: COMMUNITY</p> <p>Description—</p> <p>Premises or land uses which provide essential services or leisure facilities to local residents and workers or the wider community, also referred to as 'social infrastructure'. May include activities for commercial gain which provide a social benefit.</p> <p>In determining a development application for a land use within the Community land use category, in addition to other provisions of the Scheme, the City shall have regard to the following objectives—</p> <ul style="list-style-type: none"> (a) encouraging facilities that provide essential services or enhanced lifestyles to segments of the community or to the general public; (b) facilitating social interaction and community building; (c) supporting physical activity and healthy lifestyles; and (d) ensuring the appropriate interface of development with the surrounding environment, including patron and traffic management, and high quality public realm. 	<p>LAND USES</p> <ul style="list-style-type: none"> • Civic Building • Community Centre • Recreation Facilities • Public Open Space • Place of Worship • Hospital • Health & Social Services • Education Establishment • Day Care Centre • Public Library
<p>CATEGORY 7: DINING AND ENTERTAINMENT</p> <p>Description—</p> <p>Premises designed and used to provide public entertainment or social interaction, principally dining and drinking. Usually involves extended/evening trading and may involve service of alcohol and amplified music. Includes land uses which may present moderate impacts on residential amenity, due to noise, patronage and hours of operation.</p> <p>In determining a development application for a land use within the Dining and Entertainment land use category, in addition to other provisions of the Scheme, the City shall have regard to the following objectives—</p> <ul style="list-style-type: none"> (a) enhancing lifestyle, character and vibrancy; (b) achieving effective venue management, including venue operation, patron management, and customer and public safety; and (c) ensuring the operation of the land use does not negatively affect the amenity of the locality, including operating hours, traffic, noise or other emissions, and is compatible with surrounding land uses. 	<p>LAND USES</p> <ul style="list-style-type: none"> • Tavern • Small Bar • Night Club • Entertainment Complex • Function Centre • Club • Restaurant • Fast Food Outlet • Cinema Complex • Amusement Parlour • Betting Agency

3.4 Plot Ratio

The Council cannot grant planning approval for a non-complying application in respect of an application for an increase in plot ratio above the specified maximum plot ratio in Parts Four and Five of the Scheme.

11. Delete PART 4: PROVISIONS FOR PRECINCTS and insert a new Part 4: CLAISEBROOK VILLAGE PROJECT AREA as follows—

PART 4: CLAISEBROOK VILLAGE PROJECT AREA

4.1 Claisebrook Village Project Area Vision

The Vision for the Claisebrook Village Project Area is—

Claisebrook Village will be a sustainable urban village based on the Claisebrook Cove. It will exemplify the Scheme Principles, through its environmental integrity, a high quality public realm, and diverse land uses and housing in an easily accessible and connected environment. The area will be enriched by its Indigenous and architectural heritage and public art. The area will exhibit contemporary transport planning and design principles which capitalise on its proximity to good public transport and further develop the pedestrian-friendly public realm.

4.2 Precinct EP1: Claisebrook Inlet

4.2.1 Precinct Statement of Intent—

The Claisebrook Inlet Precinct is the principal visual and social focus of the Claisebrook Village Project Area. It is a vibrant mixed land use precinct, providing opportunities for dining, leisure and social interaction and an active public realm.

4.2.2 The following table lists the Preferred, Contemplated and Prohibited uses within Precinct EP1: Claisebrook Inlet—

Precinct EP1: Claisebrook Inlet	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	C
Category 2 Commercial	P
Category 3 Light Industry	X
Category 4 Retail	P
Category 5A Permanent Residential	P/X(1)
Category 5B Transient Residential	P
Category 6 Community	P
Category 7 Dining and Entertainment	C

(1) Means use is prohibited where it fronts the street at pedestrian level but preferred elsewhere.

4.2.3 Maximum Plot Ratio: 1.0

The plot ratio may be increased to a maximum of 2.0 provided that in any development having a plot ratio in excess of 1.0, not less than 50% of the excess relevant floor area shall be dedicated to residential use.

For Lot 162 Plain Street, East Perth maximum plot ratio is 2.0

4.2.4 Development of Lots 1-85 Nos. 50-60 Royal Street and Lots 1-79 No. 20 Royal Street—

- (a) This subclause applies only to Lots 1-85 Nos. 50-60 and Lots 1-79 No. 20 Royal Street, East Perth and for the purpose of this subclause, they shall be treated as a single lot and referred to as 'the Lot'.
- (b) The Lot is to be developed and used for either Serviced Apartments or a Hotel or both with at least one or a combination of any of the following developments and uses—
 - (i) Serviced Apartments;
 - (ii) Hotel;
 - (iii) Tavern;
 - (iv) Office;
 - (v) Restaurant;
 - (vi) Theatre/Cinema;
 - (vii) Recreation facilities;
 - (viii) Retail; and
 - (ix) a use or development ancillary to those referred to in items (i)-(viii) above.
- (c) At least 2/3 of the total number of apartments and rooms are to be developed and used for short stay accommodation.
- (d) The plans submitted for development approval in respect of the Lot are to identify the apartments and rooms which are to be developed and used for short stay accommodation.

(e) In this subclause—

- (i) Serviced Apartments means buildings which include self-contained units used for short stay accommodation together with associated office and service facilities, but the term does not include a hostel, a hotel, a motel or a lodging house; and
- (ii) Short Stay Accommodation means continuous accommodation of the same person for a period of up to 12 months.

4.3 Precinct EP2: Constitution Street

4.3.1 Precinct Statement of Intent—

The Constitution Street Precinct promotes critical mass through housing diversity that varies in type and form. The critical mass from this and adjoining Precincts provides a supporting base population for the Claisebrook Inlet Precinct and the effective function of public transport services for the Project Area.

4.3.2 The following table lists the Preferred, Contemplated and Prohibited uses within Precinct EP2: Constitution Street—

Precinct EP2: Constitution Street	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	X
Category 2 Commercial	X
Category 3 Light Industry	X
Category 4 Retail	X
Category 5A Permanent Residential	P
Category 5B Transient Residential	C
Category 6 Community	C
Category 7 Dining and Entertainment	X

4.3.3 Maximum Plot Ratio: 1.5

4.4 Precinct EP3: Royal Street Central

4.4.1 Precinct Statement of Intent—

The Royal Street Central Precinct is the main focus for shopping and commercial activity in the Project Area, whilst also supporting mixed-use development. Royal Street between Bennett and Plain Street is to remain as the retail 'high street', with a wide variety of shops and personal services and other land uses that help activate the locality. The high street is linked to the dining and recreation area of 'Claisebrook Walk' through a series of pedestrian piazzas developed to provide a high quality pedestrian network and public realm.

4.4.2 The following table lists the Preferred, Contemplated and Prohibited uses within Precinct EP3: Royal Street Central—

Precinct EP3: Royal Street Central	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	C
Category 2 Commercial	P
Category 3 Light Industry	C
Category 4 Retail	P
Category 5A Permanent Residential	P
Category 5B Transient Residential	P
Category 6 Community	C
Category 7 Dining and Entertainment	C

4.4.3 Maximum Plot Ratio: 1.5

The plot ratio may be increased to a maximum of 2.5 provided that in any development having a plot ratio in excess of 1.5, not less than 50% of the excess relevant floor area shall be dedicated to residential use.

For Lot 203 No. 100 Royal Street, East Perth the plot ratio may be increased to a maximum of 3.0.

For Lots 1-35 Nos. 118 Royal Street, East Perth, Lots 1-13 No. 22 Eastbrook Terrace, East Perth and Lots 1-15 No. 26 Eastbrook Terrace, East Perth the plot ratio may be increased to a maximum of 3.0, provided that the minimum plot ratio of 2.0 is attributable in any development to Category 2.

4.4.4 Development of Lots 1-62 No. 11 Regal Place, East Perth

- (a) this subclause applies only to Lots 1-62 No. 11 Regal Place, East Perth.

- (b) the Lot is to be developed and used for either Serviced Apartments or a Hotel or both with at least one or a combination of any of the following developments and uses—
- (i) Serviced Apartments;
 - (ii) Hotel
 - (iii) Office;
 - (iv) Restaurant; and
 - (v) a use or development ancillary to those referred to in items (i)-(iv) above.
- (c) In this subclause—
- (i) Serviced Apartments means buildings which include self-contained units used for short stay accommodation together with associated office and service facilities, but the term does not include a hostel, a hotel, a motel or a lodging house; and
 - (ii) Short Stay Accommodation means continuous accommodation of the same person for a period of up to 12 months.

4.5 Precinct EP4: Silver City

4.5.1 Precinct Statement of Intent—

The Silver City Precinct will continue its key role in accommodating a substantial workforce population including research, office and other business activity, whilst also including residential development.

4.5.2 The following table lists the Preferred, Contemplated and Prohibited uses within Precinct EP4: Silver City—

Precinct EP4: Silver City	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	C
Category 2 Commercial	P
Category 3 Light Industry	C
Category 4 Retail	C
Category 5A Permanent Residential	P
Category 5B Transient Residential	P
Category 6 Community	P
Category 7 Dining and Entertainment	C

4.5.3 Maximum Plot Ratio: 1.5

The plot ratio may be increased to a maximum of 2.5 provided that in any development having a plot ratio in excess of 1.5, not less than 50% of the excess relevant floor area shall be dedicated to residential use.

4.6 Precinct EP6: Boans

4.6.1 Precinct Statement of Intent—

The Boans Precinct takes its name from the former Boans Warehouse on Saunders Street, one of many fine examples of adaptive re-use within the Claisebrook Village Project Area. The Precinct's close proximity to the Claisebrook Train Station provides a strong opportunity to continue the medium density and mixed land use function of the Project Area, while ensuring a high quality, connected pedestrian network through the Precinct.

4.6.2 The following table lists the Preferred, Contemplated and Prohibited uses within Precinct EP6: Boans—

Precinct EP6: Boans	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	C
Category 2 Commercial	C
Category 3 Light Industry	C
Category 4 Retail	C
Category 5A Permanent Residential	P
Category 5B Transient Residential	P
Category 6 Community	C
Category 7 Dining and Entertainment	C

4.6.3 Maximum Plot Ratio: 1.5

The plot ratio may be increased to a maximum of 2.5 provided that in any development having a plot ratio in excess of 1.5, not less than 50% of the excess relevant floor area shall be dedicated to residential use.

4.7 Precinct EP7: East Parade

4.7.1 Precinct Statement of Intent—

The East Parade Precinct will provide a mix of commercial and residential uses, with a particular emphasis on improving the streetscape quality and built form along the edges of East Parade and the Graham Farmer Freeway. The Precinct will provide a distinctive entry point into the Project Area from the north.

4.7.2 The following table lists the Preferred, Contemplated and Prohibited uses within Precinct EP7: East Parade—

Precinct EP7: East Parade	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	C
Category 2 Commercial	P
Category 3 Light Industry	C
Category 4 Retail	C
Category 5A Permanent Residential	P
Category 5B Transient Residential	P
Category 6 Community	C
Category 7 Dining and Entertainment	C

4.7.3 Maximum Plot Ratio: 2.0

4.8 Precinct EP8: Belvidere

4.8.1 Precinct Statement of Intent—

The Belvidere Precinct provides predominantly for residential development, with some opportunities for commercial land uses. The Precinct functions as the gateway to the Perth inner city from the north and east. Quality development will be located along the northern periphery of the Precinct, adjacent to the Public Transport Authority Reserve.

4.8.2 The following table lists the Preferred, Contemplated and Prohibited uses within Precinct EP8: Belvidere—

Precinct EP8: Belvidere	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	C
Category 2 Commercial	C
Category 3 Light Industry	C
Category 4 Retail	C
Category 5A Permanent Residential	P
Category 5B Transient Residential	C
Category 6 Community	C
Category 7 Dining and Entertainment	C

4.8.3 Maximum Plot Ratio: 1.0

The plot ratio may be increased to a maximum of 2.0 provided that in any development having a plot ratio in excess of 1.0 not less than 50% of the excess relevant floor area shall be dedicated to residential use.

4.9 Precinct EP9: Brown Street

4.9.1 Precinct Statement of Intent—

The Brown Street Precinct will provide a mix of uses, commercial and high amenity light industry to the north of Brown Street and residential to the south and along Claisebrook Inlet. This highly prominent location will showcase high quality design and medium density residential development.

4.9.2 The following table lists the Preferred, Contemplated and Prohibited uses within Precinct EP9: Brown Street—

Precinct EP9: Brown Street	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	C
Category 2 Commercial	C
Category 3 Light Industry	C
Category 4 Retail	C
Category 5A Permanent Residential	P
Category 5B Transient Residential	C
Category 6 Community	C
Category 7 Dining and Entertainment	C

4.9.3 Maximum Plot Ratio: 1.0

The plot ratio may be increased to a maximum of 2.0 provided that in any development having a plot ratio in excess of 1.0 not less than 50% of the excess relevant floor area shall be dedicated to residential use.

4.10 Precinct EP10: Riverbank

4.10.1 Precinct Statement of Intent—

The Riverbank Precinct has a strong focus on environmental integrity. Its primary function is a remediated area of river foreshore public open space. Any future development shall only be supportive of, or incidental to, the recreational and public open space role of the Precinct, to ensure that conservation and appropriate public access of the Swan River is maintained.

4.10.2 The following table lists the preferred, contemplated and prohibited uses within Precinct EP10: Riverbank—

Precinct EP10: Riverbank	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	X
Category 2 Commercial	X
Category 3 Light Industry	X
Category 4 Retail	X
Category 5A Permanent Residential	X
Category 5B Transient Residential	X
Category 6 Community	C
Category 7 Dining and Entertainment	X

4.10.3 Plot Ratio: 0.5

4.11 Precinct EP11: Cemeteries

4.11.1 Precinct Statement of Intent—

The Cemeteries Precinct comprising Pioneer Gardens and the East Perth Cemetery has a strong focus as an important heritage place and community resource.

4.11.2 The following table lists the Preferred, Contemplated and Prohibited uses within Precinct EP11: Cemeteries—

Precinct EP11: Cemeteries	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	X
Category 2 Commercial	X
Category 3 Light Industry	X
Category 4 Retail	X
Category 5A Permanent Residential	X
Category 5B Transient Residential	X
Category 6 Community	C
Category 7 Dining and Entertainment	X

4.11.3 Maximum Plot Ratio: 0.5

4.12 Precinct EP12: Waterloo

4.12.1 Precinct Statement of Intent—

The Waterloo Precinct will be predominantly residential in nature with strong visual links to the East Perth Cemetery, Waterloo Crescent and the Riverside Project Area.

4.12.2 The following table lists the Preferred, Contemplated and Prohibited uses within Precinct EP12: Waterloo—

Precinct EP12: Waterloo	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	X
Category 2 Commercial	X
Category 3 Light Industry	X
Category 4 Retail	X
Category 5A Permanent Residential	P
Category 5B Transient Residential	C
Category 6 Community	C
Category 7 Dining and Entertainment	X

4.12.3 Maximum Plot Ratio: 1.0

4.12.4 Development on each lot shall be contained within a height plane connecting points 12m above the natural ground level on the front property boundary and 12m above natural ground level on the rear property boundary.'

12. Insert a new Part 5: NEW NORTHBRIDGE PROJECT AREA as follows—

PART 5: NEW NORTHBRIDGE PROJECT AREA

5.1 New Northbridge Project Area Vision

The Vision for the New Northbridge Project Area is—

New Northbridge will develop as a vibrant, cosmopolitan community that builds on the rich history and unique atmosphere of Northbridge. The area will exemplify the Scheme Principles, with unique, people-focused design, true diversity and connections with the city centre to the south and the inner suburbs to the north. The area will incorporate adaptive reuse of heritage buildings with a mix of residential, office and educational development, as well as retail and entertainment activities, which will develop as an exciting yet natural extension of the existing mixed land use district of Northbridge.

5.2 AMENITY AND MIXED LAND USES

In considering development applications within the New Northbridge Project Area, the City will have regard to the following objectives—

- (a) To facilitate the successful operation of Northbridge as a mixed land use environment; and
- (b) To reduce land use conflicts between residential and entertainment development by achieving a careful mix of land uses, acoustic attenuation of buildings, and management of amenity impacts.

5.3 GRAHAM FARMER FREEWAY TUNNEL, NORTHBRIDGE

To protect the structural integrity and operation of the Graham Farmer Freeway Tunnel, Northbridge development above or adjacent to the tunnel will be required to meet specific design and construction requirements.

5.4 Precinct NB1: Russell Square

5.4.1 Precinct Statement of Intent—

The Russell Square Precinct will continue to encourage a rich social and cultural diversity with an emphasis on infill residential development providing single lot, multiple dwelling and mixed-use buildings. Development fronting onto Russell Square must provide adequate surveillance and activation of the parkland. New buildings in the Precinct are to be quality contemporary in design and of a low to moderate height, with new buildings adjacent to heritage buildings to be reflective of the scale, proportions and materials of the heritage buildings, but not mimicking historic detail.

5.4.2 The following table lists the Preferred, Contemplated and Prohibited uses within Precinct NB1: Russell Square—

Precinct NB1: Russell Square	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	C
Category 2 Commercial	P
Category 3 Light Industry	C
Category 4 Retail	P
Category 5A Permanent Residential	P
Category 5B Transient Residential	P
Category 6 Community	C
Category 7 Dining and Entertainment	C

5.4.3 Maximum Plot Ratio: 2.0

5.5 Precinct NB2: Lake Street

5.5.1 Precinct Statement of Intent—

The Lake Street Precinct is intended to become a mixed land use Precinct that will create a careful transition from the existing core Northbridge entertainment precinct south of Aberdeen Street to the predominantly residential areas north of Newcastle Street. Essential to the successful activation of the Lake Street Precinct is the creation of a social focal point based around the Plateia Hellas in Lake Street. The Plateia will provide a community and entertainment space, framed by high quality dining, retail and mixed-use development, and add to the quality pedestrian experience of Lake Street.

5.5.2 The following table lists the Preferred, Contemplated and Prohibited uses within Precinct NB2: Lake Street—

Precinct NB2: Lake Street	
Land Use Category	Use Symbol
Category 1 Culture and Creative Industry	P
Category 2 Commercial	P
Category 3 Light Industry	C
Category 4 Retail	P
Category 5A Permanent Residential	C
Category 5B Transient Residential	P
Category 6 Community	P
Category 7 Dining and Entertainment	P

5.5.3 Maximum Plot Ratio: 2.0

13. Insert the following terms and definitions in SCHEDULE 1: INTERPRETATIONS—

Artist Studio

means premises from which an artist or artists work to produce items of an artistic nature including paintings, ceramics, sculptures, craft, photography, jewellery, fashion and mixed-media art. It may also include the ancillary display and sale of artistic goods produced on site. An artist studio does not allow for accommodation on the premises;

Cinema Complex

means land and buildings designed and used for the public viewing of motion pictures which include the provision of multiple cinemas or screens, and may also include facilities for patron dining or drinking and other ancillary public amusements;

Commercial Training Centre

means premises used for the provision of training or private education of groups and individuals for commercial gain, usually in small groups in office like premises, such as computer or other work skill training premises, private language schools, catering classes, personal development seminars, and like places, but does not include those activities falling within the definition of Educational Establishment;

Creative Industry Office

means offices used by those working in the creative and cultural industries, being professions based in creative skill, design or new technology, which includes professions such as advertising, marketing, copy writing, architecture, media production and design professions;

Creative Mixed Land Use

means premises used for a mix of creative activities including design, production, display or performance and ancillary sales and may include accommodation of artists or creative professionals on site;

Entertainment Complex

means a large scale multi-purpose sports, concert and entertainment venue, which may include associated dining and drinking facilities and may be subject to a Special Facility or other such licence under the *Liquor Control Act 1988*;

Event Space

means land and/or premises regularly or occasionally used for temporary events such as festivals, fairs, expos, concerts, artist performances and art exhibitions or art installations;

Health & Social Services

means a Government, not for profit, or private health and welfare service, such as a health clinic or counselling services, and may include temporary or permanent accommodation of patients, such as a rehabilitation centre or nursing home;

Liquor Store

means premises licensed under the *Liquor Control Act 1988* providing for the sale of packaged liquor for consumption off the premises only, but does not include a Hotel or a Tavern;

Major Utility Infrastructure

means land and/or buildings used to accommodate infrastructure for the provision of utilities and essential services, including telecommunication towers, electricity substations, water or sewerage treatment plants, and other such infrastructure of a large scale or presenting a high impact on amenity. Does not include minor utility infrastructure that may be incorporated into other land uses, such as electricity cables and small scale transformer equipment, and other wire or pipe services;

Market

means land or premises used for the temporary or permanent establishment of stalls for the display and retail sale of goods or to provide services of a personal nature, by independent vendors or stall holders;

Media Production

means premises, other than an Office, designed and used for production, post production, or broadcasting of traditional, digital and experimental media and communication, including television, radio, film, print, music, photography, software and electronic publishing. May include ancillary distribution or wholesale sale of goods produced on site but does not include retail sale of goods;

Personal Services

means an establishment providing services of a personal beauty or wellbeing nature such as hairdressers, massage, manicure, solariums and beautician services;

Shopping Complex

means a large scale premises, building or group of buildings and associated land and car parking, used for large retail outlets displaying and selling bulky goods or a large variety of goods, such as a supermarket, variety store, department store, retail showroom, or a shopping centre containing several shops;

Small Bar

means premises used to sell liquor for consumption on the premises and that are the subject of a small bar license under the *Liquor Control Act 1988*;

Specific Purpose Housing

means a dwelling or collection of dwellings designed and/or set aside for a specific or special accommodation need usually of a permanent nature, including but not limited to aged persons, students, care takers dwelling, communal living, disability living and designated affordable housing;

Theatre / Performance Venue

means a premises designed and used for the regular performance and public viewing of a theatrical, dance, music, or comedy performance or other such live artistic performance and may include the viewing of a motion picture but not a Cinema Complex use. The premises usually includes a stage, public seating and the ancillary service of beverages or light food, but does not include a Tavern or Nightclub or other such venue operated predominately for the sale and consumption of liquor;

Transport Depot

means land and associated buildings for the holding or storage and ancillary servicing of transport vehicles such as trains, trams, buses and trucks and related infrastructure, equipment, and offices;

14. Delete the following terms in SCHEDULE 1: INTERPRETATIONS—

Betting Agency	Lodging House
City	Medical Centre
Veterinary Clinic	Office
Car Park	Plot Ratio
Civic Building	Public Worship—Place of
Club Premises	R Codes
Consulting Rooms	Recreation Facilities
Convenience Store	Relevant Floor Area
Council	Restaurant
Day Care Centre	Service Apartments
Dry Cleaning Premises	Service Station
Fast Food Outlet	Showroom
Floor Area of a Building	Tavern
Garden Centre	Warehouse
Hotel	Laundromat

15. Delete the definition for the term 'Educational Establishment' in SCHEDULE 1: INTERPRETATIONS and insert a new definition as follows—

Educational Establishment

means a school, college, university, technical institute, kindergarten, but does not include those uses falling within the definition of Commercial Training Centre;

16. Delete the definition for the term 'Precinct' in SCHEDULE 1: INTERPRETATIONS and insert a new definition as follows—

Precinct

means an area designated as such on the Scheme Map pursuant to clause 3.1;

17. Delete the definition for the term 'Scheme Text' in SCHEDULE 1: INTERPRETATIONS and insert a new definition as follows—

Scheme Text

means the document to which this Schedule is attached and includes this Schedule and all other Schedules and the Scheme Map, but excludes the Planning Policies and Design Guidelines for the Normalised Redevelopment Areas;

18. Delete the definition for the term 'Shop' in SCHEDULE 1: INTERPRETATIONS and insert a new definition as follows—

Shop

means any building wherein goods or services are exposed or offered for sale by retail and without limiting the generality of the foregoing shall include—

premises used for the sale of foodstuffs generally, clothing, drapery, furniture and furnishings, footwear, hardware, electrical goods, sporting goods, toys, second-hand goods, and jewellers, chemists, stationers, newsagents, variety stores, premises for the sale of photographic studies and supplies, florists, but shall not include an office or a market;

19. Delete the Figure 1: East Perth Redevelopment Area Scheme Map and insert the Normalised Redevelopment Areas Figure 1—Scheme Map to—
- include the Normalised Stage 1A New Northbridge Project Area and the Stages 2 and 3 Claisebrook Village Project Area in the Scheme Area;
 - include the Precinct Boundaries and Numbers for Precinct NB1—Russell Square, NB2—Lake Street and 22—Museum Street in the New Northbridge Project Area;
 - include the Metropolitan Redevelopment Authority Area, Project Areas and Precincts;
 - modify the boundaries of Precinct EP1—Claisebrook Inlet, Precinct EP2—Constitution Street, Precinct 3—Royal Street Central, Precinct EP6—Boans, Precinct EP7—East Parade and Precinct EP8—Belvidere, Precinct EP10—Riverbank, Precinct EP12—Waterloo and Precinct EP13—Plain Street; and
 - remove land within the City of Vincent.

L. M. SCAFFIDI, Lord Mayor.
G. STEVENSON, Chief Executive Officer.

PL503*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Perth
Town Planning Scheme No. 2—Amendment No. 29

Ref: TPS/1217

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 Perth local planning scheme amendment on 22 January 2015 for the purpose of—

- Amend the Scheme Map to reclassify Fitzgerald Street between Roe Street and the southern edge of James Street, and Lot 500 (No. 2) Fitzgerald Street Northbridge, from the Metropolitan Region Scheme 'Other Regional Roads' Reserve to City of Perth 'City Centre Scheme Use Area'.
- Amend the Scheme Area Boundary on the Scheme Map to delete the areas bound by—
 - Newcastle Street, Lindsay Street, Parry Street and Lord Street;
 - The Graham Farmer Freeway, Lord Street, Summers Street and the Swan River; and
 - Loftus Street, Newcastle Street and the Mitchell Freeway.
- Amend the Scheme Map to include the William Street Underground and Esplanade train stations.
- Amend the Scheme Map to delete reference to the—
 - 'Department for Planning and Infrastructure' and replace it with the 'Department of Planning';
 - contained within the Kings Park note, 'Municipal Boundary' and replace it with 'District Boundary'; and
 - 'Town of Vincent' and replace it with 'City of Vincent'.
- Amend the Scheme Map to adjust the precinct boundary so that Nos. 17, 19, 21 and 23 Bennett Street, East Perth are transferred from the Goderich Precinct (P14) to the Adelaide Precinct (P13).

6. Amend the Building Heights Plan to delete the areas bound by—
 - (a) Newcastle Street, Lindsay Street, Parry Street and Lord Street;
 - (b) The Graham Farmer Freeway, Lord Street, Summers Street and the Swan River;
 - (c) Loftus Street, Newcastle Street and the Mitchell Freeway.
7. Amend the Plot Ratio Plan to delete the areas bound by;
 - (a) Newcastle Street, Lindsay Street, Parry Street and Lord Street;
 - (b) The Graham Farmer Freeway, Lord Street, Summers Street and the Swan River;
 - (c) Loftus Street, Newcastle Street and the Mitchell Freeway.
8. Amend the Maximum Bonus Plot Ratio Plan to delete the areas bound by—
 - (a) Newcastle Street, Lindsay Street, Parry Street and Lord Street;
 - (b) The Graham Farmer Freeway, Lord Street, Summers Street and the Swan River; and
 - (c) Loftus Street, Newcastle Street and the Mitchell Freeway.
9. Amend the Public Facilities Bonus Plot Ratio Plan to delete the areas bound by—
 - (a) Newcastle Street, Lindsay Street, Parry Street and Lord Street;
 - (b) The Graham Farmer Freeway, Lord Street, Summers Street and the Swan River; and
 - (c) Loftus Street, Newcastle Street and the Mitchell Freeway.
10. Amend the Heritage Bonus Plot Ratio Plan to delete the areas bound by—
 - (a) Newcastle Street, Lindsay Street, Parry Street and Lord Street;
 - (b) The Graham Farmer Freeway, Lord Street, Summers Street and the Swan River; and
 - (c) Loftus Street, Newcastle Street and the Mitchell Freeway.
11. Amend the Residential Bonus Plot Ratio Plan to delete the areas bound by—
 - (a) Newcastle Street, Lindsay Street, Parry Street and Lord Street;
 - (b) The Graham Farmer Freeway, Lord Street, Summers Street and the Swan River; and
 - (c) Loftus Street, Newcastle Street and the Mitchell Freeway.
12. Amend the Special Residential Bonus Plot Ratio Plan to delete the areas bound by—
 - (a) Newcastle Street, Lindsay Street, Parry Street and Lord Street;
 - (b) The Graham Farmer Freeway, Lord Street, Summers Street and the Swan River; and
 - (c) Loftus Street, Newcastle Street and the Mitchell Freeway.
13. Amend Clause 8—MINOR TOWN PLANNING SCHEMES to delete the words—
 - (a) City of Perth Town Planning Scheme No. 7 (Saint Martins)and renumber the remaining subclauses accordingly.
14. Amend Clause 9—REPEALS to insert the words—
 - (g) Town Planning Scheme No. 7 17 January 2014
15. Amend Clause 19—ADDITIONAL USES to delete all references to the word ‘site’ and replace it with the word ‘lot’.
16. Amend Clause 28—BONUS PLOT RATIO to delete the words—
 - (1) Subject to this clause and clause 47, the Council may permit, by way of the grant of planning approval, an increase in the maximum plot ratio for development (in this clause referred to as ‘bonus plot ratio’) up to the maximum specified by the Maximum Bonus Plot Ratio Plan. Bonus Plot ratio may be comprised of one or more of the individual bonus plot ratio categories listed in subclause (2).and replace with the words—
 - (1) Subject to this clause, the Council may permit, by way of the grant of planning approval, an increase in the maximum plot ratio for development (in this clause referred to as ‘bonus plot ratio’) up to the maximum specified by the Maximum Bonus Plot Ratio Plan. Bonus Plot ratio may be comprised of one or more of the individual bonus plot ratio categories listed in subclause (2).and also delete the words;
 - (3) The Council may permit a combination of bonus plot ratio under subclause 2(a) and the transfer of unused plot ratio under clause 34 subject to the resulting increased plot ratio for the lot being no more than 20% above the maximum plot ratio.and replace with the words—
 - (3) The Council may permit a combination of bonus plot ratio under clause 28 and transfer of transferrable plot ratio under clause 34 provided that the resulting increase in plot ratio does not exceed—
 - (a) 20% above the maximum plot ratio specified for the lot or part of the lot due to a combination of bonus plot ratio under clause 28(2)(a) and transfer of transferrable plot ratio; and
 - (b) the maximum plot ratio specified for the lot or part of the lot by more than the maximum bonus plot ratio for the lot or part of the lot, in all other cases.

and also delete the words—

- (5) That Council may only permit a bonus plot ratio where in addition to the requirements of this clause and clause 47, the Council is satisfied that the development would not—

and replace with the words—

- (5) That Council may only permit a bonus plot ratio where in addition to the requirements of this clause, the Council is satisfied that the development would not—

and also delete the words—

- (6) Notwithstanding subclause (1) and subject to subclause (5) and clause 47(3)(d), where an existing building has been developed pursuant to a planning approval granted prior to the gazettal date—

- (a) with a floor area which exceeds the current maximum plot ratio specified for the lot on which the building(s) is located by at least 20%; and
- (b) which is unable to receive a transfer of unused plot ratio under clause 34 because of the operation of subclause (3) or clause 47(3)(b)(ii).

and insert the words—

- (6) Notwithstanding subclause (1) and subject to subclause (5), where an existing building has been developed pursuant to a planning approval granted prior to the gazettal date—

- (a) with a floor area which exceeds the current maximum plot ratio specified for the lot on which the building(s) is located by at least 20%; and
- (b) which is unable to receive a transfer of unused plot ratio under clause 34 because of the operation of subclause (3).

17. Amend Clause 34—TRANSFER OF PLOT RATIO to delete the words—

- (6) (d) the resulting increase in plot ratio of the recipient site due to—

- (i) a transfer of transferable plot ratio under clause 34; or
- (ii) a combination of a transfer of transferable plot ratio under clause 34 and any plot ratio bonus granted under clause 28;

does not exceed the maximum plot ratio specified for the recipient site on the plot ratio plan by more than 20%.

and replace with the words—

- (6) (d) the resulting increase in plot ratio of the recipient site due to—

- (i) the transfer of transferrable plot ratio under clause 34 does not exceed the maximum plot ratio specified for the recipient site by more than 20%; and
- (ii) the combination of the transfer of transferrable plot ratio under clause 34 and any bonus plot ratio under clause 28 does not exceed the limits referred to in clause 28(3).

18. Amend Clause 37(1)(c)—EXEMPTIONS FROM PLANNING APPROVAL to delete the words—

‘building or other work carried out by the City, a public authority or a Commonwealth agency in connection with any public utility; or’

and replace these with the words—

‘building or other work carried out by the City, a public authority or a Commonwealth agency in connection with any public utility, or public works; or’.

19. Amend Clause 47(1)(a)—DETERMINATION OF NON-COMPLYING APPLICATIONS to delete the words—

- (1) In this Clause—

- (a) an application which does not comply with a standard or requirement of this Scheme (including a standard or requirement set out in a planning policy or in the relevant precinct plan), where the standard or requirement does not provide for any permitted variation, is called a ‘non complying application; and
- (b) a non complying application does not include an application involving a prohibited use.

- (2) Subject to subclause (3), the Council may refuse or approve a non-complying application.

- (3) The Council cannot grant planning approval for a non-complying application unless

- (a) if so required by the Council under clause 41(2), the application has been advertised;

- (b) in respect of an application for an increase from the specified maximum plot ratio—

- (i) the application complies with clause 28; or

- (ii) the application complies with clause 34; and

- (A) the transfer of unused plot ratio does not result in the plot ratio for the lot which is the subject of the application exceeding the maximum plot ratio for that lot by more than 20%; and

- (B) where the application involves a transfer of unused plot ratio rights under clause 34 and bonus ratio under clause 28(2)(a), it complies with clause 28(3);
- (c) in respect of an application to which clause 42(1)(a) or (b) applies, the Western Australian Planning Commission has either notified the Council of its support for the application or has not responded within the 21 days, or the extended period, referred to in clause 42(3); and
- (d) the Council is satisfied by an absolute majority that—
 - (i) if approval were to be granted, the development would be consistent with—
 - (A) the orderly and proper planning of the locality;
 - (B) the conservation of the amenities of the locality; and
 - (C) the statement of intent set out in the relevant precinct plan; and
 - (ii) the non-compliance would not have any undue adverse effect on—
 - (A) the occupiers or users of the development;
 - (B) the property in, or the inhabitants of, the locality; or
 - (C) the likely future development of the locality.

and replace these with the words—

- (1) In this Clause—
 - (a) an application which does not comply with a standard or requirement of this Scheme (including a standard or requirement set out in a planning policy, the relevant precinct plan or minor town planning scheme), is called a 'non complying application';
 - (b) a non complying application does not include an application involving a prohibited use or an application to increase the maximum plot ratio which exceeds the limits set out in clause 28 and/or 34.
 - (2) Subject to subclause (3), the Council may refuse or approve a non-complying application.
 - (3) The Council cannot grant planning approval for a non-complying application unless
 - (a) if so required by the Council under clause 41(2), the application has been advertised.
 - (b) in respect of an application to which clause 42(1)(a) or (b) applies, the Western Australian Planning Commission has either notified the Council of its support for the application or has not responded within the 21 days, or the extended period, referred to in clause 42(3); and
 - (c) the Council is satisfied by an absolute majority that—
 - (i) if approval were to be granted, the development would be consistent with—
 - (A) the orderly and proper planning of the locality;
 - (B) the conservation of the amenities of the locality; and
 - (C) the statement of intent set out in the relevant precinct plan; and
 - (ii) the non-compliance would not have any undue adverse effect on—
 - (A) the occupiers or users of the development;
 - (B) the property in, or the inhabitants of, the locality; or
 - (C) the likely future development of the locality.
20. Amend Clause 62—NOTICES AND EXPENSES UNDER SECTION 10 OF THE ACT to change the title to 'NOTICES AND EXPENSES UNDER THE ACT' and delete the words—
- 'A notice required to be given by the Council under section 10(1) of the Act is to be a 60 day notice signed by the Chief Executive Officer and sent by registered post to the owner and to any occupier or lessee of the premises affected by the notice.';
- and replace these with the words—
- 'A notice required to be given by the Council under Section 218 of the Act is to be a 60 day notice signed by the Chief Executive Officer and sent by registered post to the owner or any occupier or lessee of the premises affected by the notice.'.
21. Amend SCHEDULE 1 SCHEME USE AREAS and delete the words—
- 'The City Centre Scheme use area applies to all non-reserved land in the city centre, and covers Precincts P1 Northbridge, P2 Cultural Centre, P3 Stirling, P4 Victoria, P5 Citiplace, P6 St Georges and P7 Victoria.'
- and replace these with the words—
- 'The City Centre Scheme use area applies to all non-reserved land in the city centre, and covers Precincts P1 Northbridge, P2 Cultural Centre, P3 Stirling, P4 Victoria, P5 Citiplace, P6 St Georges and P7 Civic.'

22. Amend SCHEDULE 3 USE GROUP TABLES as follows—

P1 Northbridge (CC)—Delete the existing Note and replace with a new Note 1 and insert new Notes 2 and 3 as follows—

- ‘1. Some land in this Precinct is reserved under the Metropolitan Region Scheme (MRS)—refer to clause 13 of the Scheme text, and relevant precinct plan for further information.
2. East of Russell Square means all land east of Milligan Street, Russell Square and Palmerston Street.
3. West of Russell Square means all land west of Milligan Street, Russell Square and Palmerston Street.’

P4 Victoria (CC)—Insert the following new Use Symbols for Entertainment, Industry—Service, Industry—Cottage, Retail (Central) and delete the existing footnote (1) and renumber existing footnote (2) and (3) to footnotes (1) and (2)—

P4 VICTORIA (CC)	
Use Group	Use Symbol
Entertainment	C
Industry—Service	C
Industry—Cottage	C
Residential	C/X(1)
Retail (Central)	C
Special Residential	P/X(2)

(1) Means the use is prohibited where it fronts the street at pedestrian level.

(2) Means the use is prohibited where it fronts the street at pedestrian level unless it provides pedestrian interest and activity.

P5 Citiplace (CC)—Insert the following new Use Symbols for Education 1 & 2, Healthcare 1 & 2, Home Occupation, Industry—Light, Office, Recreation and Leisure, and Storage and replace the existing footnote (1) with a new footnote (1)—

P5 CITIPLACE (CC)		
Use Group	Use Symbol	
	King Street Heritage	Rest of Precinct
Education 1	C/X(1)	C/X(1)
Education 2	C/X(1)	C/X(1)
Healthcare 1	C/X(1)	C/X(1)
Healthcare 2	C/X(1)	C/X(1)
Home Occupation	C	C/X(1)
Industry—Light	C(2)	C/X(1)
Office	C/X(1)	C/X(1)
Recreation and Leisure	C/X(1)	C
Storage	C(2)	C/X(1)

(1) Means use is prohibited where it fronts the street at pedestrian level in the King Street Heritage Precinct and in the main “retail core” (centred on Hay and Murray Street Malls and Forrest Place).

P6 St Georges (CC)—Insert the following new Use Symbols for Education 1, Recreation and Leisure, and Storage and replace the existing footnote (1) and (2) with new footnotes (1) and (2) and delete footnote (3)—

P6 ST GEORGES (CC)	
Use Group	Use Symbol
Education 1	C/X(1)
Recreation and Leisure	C/X(1)
Residential	C/X(1)
Special Residential	P/X(2)
Storage	C/X(1)

(1) Means use is prohibited where it fronts the street at pedestrian level.

(2) Means the use is prohibited where it fronts the street at pedestrian level unless it provides pedestrian interest and activity.

P7 Civic (CC)—Insert the following new Use Symbol for Education 1 and replace the existing footnote (2) and (3) with new footnotes (2) and (3) and delete footnote (4)—

P7 Civic (CC)	
Use Group	Use Symbol
Education 1	C/X(2)
Residential	C/X(2)
Special Residential	P/X(3)

(2) Means use is prohibited where it fronts the street at pedestrian level.

(3) Means the use is prohibited where it fronts the street at pedestrian level unless it provides interest and activity.

P10 West Perth—Insert the following new Use Symbols for Civic, Education 1 & 2, Healthcare 1 & 2, Home Occupation, Office, Recreation and Leisure, and Storage and replace the existing footnote (2) with a new footnote (2)—

P10 WEST PERTH	
Use Group	Use Symbol
	Town Centre
Civic	C/X(2)
Education 1	C/X(2)
Education 2	C/X(2)
Healthcare 1	C/X(2)
Healthcare 2	C/X(2)
Home Occupation	C/X(2)
Office	C/X(2)
Recreation and Leisure	C/X(2)
Storage	C/X(2)

(2) Means use is prohibited at street frontage of properties on Hay Street.

23. Amend the following definitions in SCHEDULE 4—DEFINITIONS—

Act	Delete the words ‘means the <i>Town Planning and Development Act 1928</i> ’ and replace with the following words ‘means the <i>Planning and Development Act 2005</i> .’
betting agency	Delete the words ‘means premises operated under the <i>Totalisator Agency Board Betting Act 1960</i> ’ and replace with the following words ‘means a premises operated in accordance with the <i>Racing and Wagering WA Act 2003</i> .’
club	Delete the words ‘ <i>Liquor Licensing Act 1988</i> ’ and replace with the words ‘ <i>Liquor Control Act 1988</i> .’
day care centre	Delete the words ‘ <i>Community Services (Child Care) Regulations 1988</i> ’ and replace with the following words ‘regulations for child care under the <i>Child Care Services Act 2007</i> .’
educational facility—lower	Delete the words ‘(a) child care premises as defined in the <i>Community Services (Child Care) Regulations 1988</i> ’ and replace with the following words ‘(a) operated in accordance with the regulations for child care under the <i>Child Care Services Act 2007</i> .’
fast food outlet	Delete the words ‘- if the operation of the premises is likely to attract considerable vehicular traffic to those premises for short periods.’
floor area of a building	Delete the existing definition of the term ‘Floor Area of a Building’ and replace with a new definition as follows; ‘Means— (a) for any building (or part of a building) that is a residential development within an R-coded residential use area, the gross total of the areas of all floors of the building being the areas specified in the definition of Plot Ratio contained in the Residential Design Codes; (b) for any other building (or part of building), the gross total area of all floors of the building— (i) including the area of car parking spaces and circulation aisles in public fee—paying car parks; (ii) excluding— — toilets, bathrooms and laundries; — lift shafts; — all stairs and landings;

	<ul style="list-style-type: none"> – plant rooms and associated infrastructure; – entry lobbies, lift lobbies and corridors at all levels where they are separated from other floor areas by walls or partitions or in the case of open life lobbies, an area with a maximum dimension of 2 metres from the lift doors; – communal facilities, within a residential or special residential development, available free of charge for the exclusive use of the on-site residents/guests (e.g. gyms, change rooms and indoor swimming pools/spa, but not common storage areas); – residential storerooms, accessible only from outside the dwelling; – staff tea preparation and lunch areas; – staff change room/locker facilities; – vehicle parking areas, service/loading bays, bicycle parking areas and associated circulation areas, for use by the occupants of the building or their visitors; – open balconies, verandahs, terraces and courtyards; and – the thickness of any external walls.’
hotel	means premises providing accommodation for the public the subject of a hotel licence under the <i>Liquor Control Act 1988</i> .
Metropolitan Region Scheme	Delete the words ‘means the Metropolitan Region Scheme made under the <i>Metropolitan Region Town Planning Scheme Act 1959</i> ’ and replace with the following words ‘means the Metropolitan Region Scheme made under the <i>Act</i> .’
night club	Delete the words ‘ <i>Liquor Licensing Act 1988</i> ’ and replace with the following words ‘ <i>Liquor Control Act 1988</i> .’
register of transferred plot ratio	Delete the title ‘register of transferred plot ratio’ and replace it with ‘register of transfer of plot ratio.’
Short term accommodation	Means premises used for accommodation that may be occupied by the same person/s for a maximum period of three months within any twelve month period, and are not subject to residential tenancy agreements (residential leases).
tavern	Delete the words ‘ <i>Liquor Licensing Act 1988</i> ’ and insert the following words ‘ <i>Liquor Control Act 1988</i> .’
Western Australian Planning Commission	Delete the words ‘means the Commission established by section 4 of the <i>Western Australian Planning Commission Act 1985</i> ’ and replace with the following words ‘means the Commission established by Section 7 of the <i>Act</i> .’

24. Insert the following new definitions in SCHEDULE 4 DEFINITIONS—

public works	public works has the same meaning as in the <i>Public Works Act 1902</i> (as amended).
small bar	means premises— <ul style="list-style-type: none"> (a) used to sell liquor for consumption on the premises; and (b) that are the subject of a small bar licence under the <i>Liquor Control Act 1988</i>.
residential storeroom	means a storeroom, accessible only from outside of a dwelling, with a minimum dimension in height, width and depth of 1.5m.

25. Amend the following in SCHEDULE 7—FORMS—

Delete the existing ‘Metropolitan Region Scheme—(Form 1) Application for Approval to Commence Development’ and replace with a new ‘Metropolitan Region Scheme (Form 1) Application for Approval to Commence Development.’

26. Amend the following in SCHEDULE 9—SPECIAL CONTROL AREAS to delete the words—

16. Saint Martins Special Control Area

and replace with the words—

17. Saint Martins Special Control Area

27. Amend Minor Town Planning Schemes—How it Works to delete the words—

‘The following MTPS apply within the municipal area of the City of Perth (refer to map overleaf for location of each MTPS)—

‘TPS 7 City of Perth Town Planning Scheme No. 7 (Saint Martins)

7-1’

and replace with the words—

‘The following MTPS apply within the Scheme area of the City of Perth (refer to map overleaf for location of each MTPS):’

28. Amend the Minor Town Planning Scheme Map to delete—
 - (a) The blue hashed area indicating TPS 7—Saint Martins
 - (b) On the right hand side column, under MINOR TOWN/LOCAL PLANNING SCHEME (TPS/LPS) delete the words ‘**TPS 7**—Saint Martins’.
29. Amend the Minor Town Planning Scheme Map to adjust the precinct boundary so that Nos. 17, 19, 21 and 23 Bennett Street, East Perth are transferred from the Goderich Precinct (P14) to the Adelaide Precinct (P13).

L. M. SCAFFIDI, Lord Mayor.
G. STEVENSON, 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 TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
384720	Perth Social Club Pty Ltd	Application to add, vary or cancel a condition of the Special Facility licence in respect of premises situated in Joondalup and known as Bar of Choice	25/03/2015
384721	Perth Social Club Pty Ltd	Application to add, vary or cancel a condition of the Special Facility licence in respect of premises situated in Mount Lawley and known as Bar of Choice	25/03/2015

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

B. A. SARGEANT, Director of Liquor Licensing.

Dated: 12 March 2015.

WORKCOVER

WC401*

WORKERS' COMPENSATION AND INJURY MANAGEMENT ACT 1981

APPROVED MEDICAL SPECIALISTS ORDER (No. 1) 2015

Made by WorkCover WA under section 146F(4) of the Act.

1. Citation

This order is the *Approved Medical Specialists Order (No. 1) 2015*.

2. Approved medical specialists

The following medical practitioners are cancelled as approved medical specialists under section 146F(4) of the Act—

Mr Richard McArthur

MICHELLE REYNOLDS, Chief Executive Officer.
WorkCover WA.

DECEASED ESTATES

ZX401**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Elfrida Mary McLean, late of Clarence Estate Residential Health and Aged Care, 55 Hardie Road, Albany, Western Australia.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 15 October 2014, are required by the trustee of the late Elfrida Mary McLean of care of Philip Wyatt Lawyer, PO Box 1026, Albany, Western Australia 6331 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated the 10th day of March 2015.

PHILIP WYATT, Lawyer.

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

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Patricia Kathleen St John, late of 7 Leslie Street, Mandurah, Western Australia, who died on 9 March 2013, are required by the executors, Thomas St John, Moira Fewster, James St John and Lisa Zaccagnini to send particulars of their claims addressed to the Executors of the Estate of the late Patricia Kathleen St John care of Lisa Zaccagnini, 121 Mangles Street, Bunbury WA 6230 by 13 July 2015.

PUBLIC NOTICES

ZZ401**DISPOSAL OF UNCOLLECTED GOODS ACT 1970****INTENTION TO APPLY TO COURT FOR AN ORDER TO SELL OR OTHERWISE DISPOSE
OF GOODS VALUED IN EXCESS OF \$300**

To David Siglin of P.O. Box 504, South Perth, WA, Bailor.

You were given notice on the Sixteenth day of November 2012 that the following goods—

Nissan Maxima 2004 (1BWY 486) situated at Ultra Tune Rockingham, 3/6 Acute Court, Rockingham were ready for redelivery.

Unless not more than one month after the date of the giving of this notice you either take redelivery of the goods or give directions for their redelivery, Brian Colliver of 3/6 Acute Court, Rockingham, bailee, intends making an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.

Dated: 12 March 2015.

BRIAN COLLIVER, Bailee.

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