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GOVERNMENT GAZETTE

PUBLISHING DETAILS FOR CHRISTMAS 2015 AND NEW YEAR HOLIDAY PERIOD 2016

Publishing Dates and times	Closing Dates and Times for copy
Friday, 18 December 2015 at 12 noon	Wednesday, 16 December 2015 at 12 noon
Tuesday, 22 December 2015 at 12 noon	Friday, 18 December 2015 at 12 noon
Tuesday, 29 December 2015 at 12 noon	Thursday, 24 December 2015 at 12 noon
Tuesday, 5 January 2016 at 12 noon	Thursday, 31 December 2015 at 12 noon



— PART 1 —

PROCLAMATIONS

AA101*

Rail Safety National Law (WA) Act 2015

Rail Safety National Law (WA) Act 2015 Commencement Proclamation 2015

Made under the *Rail Safety National Law (WA) Act 2015* section 2(b) by the Governor in Executive Council.

1. Citation

This proclamation is the *Rail Safety National Law (WA) Act 2015 Commencement Proclamation 2015*.

2. Commencement (other than sections 1 and 2)

The *Rail Safety National Law (WA) Act 2015*, other than sections 1 and 2, comes into operation on 2 November 2015.

K. SANDERSON, Governor.

L.S.

D. NALDER, Minister for Transport.

Note: Under the *Rail Safety National Law (WA) Regulations 2015* regulation 2(b), the provisions of those regulations, other than regulations 1 and 2, come into operation on the day on which the *Rail Safety National Law (WA) Act 2015* section 4 comes into operation.

Note: Under the *Rail Safety National Law (WA) (Alcohol and Drug Testing) Regulations 2015* regulation 37, the provisions of those regulations, other than regulations 1 and 2, come into operation on the day on which the *Rail Safety National Law (WA) Act 2015* section 37 comes into operation.

HEALTH

HE301*

Hospitals and Health Services Act 1927

**Hospitals (Services Charges) Amendment
Regulations (No. 4) 2015**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Hospitals (Services Charges) Amendment Regulations (No. 4) 2015*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Hospitals (Services Charges) Regulations 1984*.

4. Schedule 1 amended

In Schedule 1 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 1 it. 1(c)	\$56.90	\$57.35
Sch. 1 it. 1(d)	\$195	\$195.45

K. H. ANDREWS, Clerk of the Executive Council.

JUSTICE

JU301*

Legal Profession Act 2008

**Legal Profession Amendment Regulations
(No. 3) 2015**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Legal Profession Amendment Regulations (No. 3) 2015*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Legal Profession Regulations 2009*.

4. Regulation 9 amended

After regulation 9(1)(c) insert:

- (da) the Commissioner of the Corruption and Crime Commission appointed under the *Corruption, Crime and Misconduct Act 2003* Part 2 Division 1;

5. Regulation 10 amended

After regulation 10(1) insert:

- (2A) The holder of the office of the Commissioner of the Corruption and Crime Commission, appointed under the *Corruption, Crime and Misconduct Act 2003* Part 2 Division 1, is prescribed for the purposes of paragraph (c)(iv) of the definition of *supervised legal practice* in section 3 of the Act.

K. H. ANDREWS, Clerk of the Executive Council.

TRANSPORT

TN301*

Road Traffic Act 1974

**Road Traffic Code Amendment Regulations
(No. 3) 2015**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Road Traffic Code Amendment Regulations (No. 3) 2015*.

2. Commencement

These regulations come into operation as follows —

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

3. Regulations amended

These regulations amend the *Road Traffic Code 2000*.

4. Regulation 3 amended

In regulation 3(1) in the definition of ***dividing line*** delete “lines approximately one line width apart,” and insert:

lines,

N. HAGLEY, Clerk of the Executive Council.

— PART 2 —

AGRICULTURE AND FOOD

AG401*

BIOSECURITY AND AGRICULTURE MANAGEMENT ACT 2007**BIOSECURITY AND AGRICULTURE MANAGEMENT (PERMITTED ORGANISMS)
DECLARATION (NO. 7) 2015**

Made under section 11 of the Act by a Director of the Department of Agriculture and Food as delegate of the Minister.

1. Citation

This declaration is the *Biosecurity and Agriculture Management (Permitted Organisms) Declaration (No. 7) 2015*.

2. Permitted organisms

An organism listed below is declared under section 11 of the Act to be a permitted organism.

- *Buddleja davidii* Franch. x *Buddleja globosa* Hope x *Buddleja lindleyana* Fortune
- *Neurachne queenslandica* S.T.Blake

Date: 13 October 2015.

I-LYN LOO, Director (Acting), Invasive Species,
Department of Agriculture and Food.

FISHERIES

FI401*

FISH RESOURCES MANAGEMENT ACT 1994**JOINT AUTHORITY SOUTHERN DEMERSAL GILLNET AND DEMERSAL LONGLINE
MANAGED FISHERY MANAGEMENT PLAN AMENDMENT 2015**

FD 8025/15 [1257]

Made by the Minister under section 54.

1. Citation

This instrument is the *Joint Authority Southern Demersal Gillnet and Demersal Longline Managed Fishery Management Plan Amendment 2015*.

2. Management Plan amended

The amendment in this instrument is to the *Joint Authority Southern Demersal Gillnet and Demersal Longline Managed Fishery Management Plan 1992*.

3. Clause 16 amended

Delete subclause 16(2) and insert—

- (2) The fee to be paid in respect of the renewal of a licence is—
 - (a) \$7.34 per Zone 1 unit, Zone 3 unit, or Zone 1 historical unit; and
 - (b) \$12.90 per Zone 2 unit.

Dated 15 September 2015.

K. C. BASTON, Minister for Fisheries.

FI402*

FISH RESOURCES MANAGEMENT ACT 1994
WEST COAST ESTUARINE MANAGED FISHERY MANAGEMENT PLAN
AMENDMENT (NO. 2) 2015

FD 8024/15 [1258]

Made by the Minister under section 54.

1. Citation

This instrument is the *West Coast Estuarine Managed Fishery Management Plan Amendment (No. 2) 2015*.

2. Management Plan amended

The amendments in this instrument are to the *West Coast Estuarine Managed Fishery Management Plan 2014*.

3. Commencement

This instrument commences on the date of publication in the *Gazette*.

4. Clause 8 replaced

Delete clause 8 and insert—

- (1) For the purposes of regulation 137(2) the total fee may be paid by instalments as specified in Schedule 6 if—
 - (a) an election to pay by instalments is made by the holder of a licence in accordance with subclause (3); and
 - (b) there is no fee, charge, or levy in respect of the licence which has not been paid at the time the election is received at an office of the Department.
- (2) An election for the purposes of subclause (1) must be—
 - (a) made in writing; and
 - (b) received at an office of the Department on or before the day on which the licence expires, and
 - (c) accompanied by the first instalment plus the surcharge.
- (3) For the purposes of regulation 137(3) the surcharge is 3.13% of the total fee.
- (4) The holder of a licence, or a person acting on that person's behalf, must not fish in the Fishery at any time when—
 - (a) any fee; or
 - (b) any surcharge,in respect of the licence is outstanding.

5. Schedule 6 replaced

Delete Schedule 6 and insert—

SCHEDULE 6

Fees

[clause 8]

The fee payable in respect of the renewal of a licence may be paid in instalments, consisting of—

- (a) the first instalment (25% of the total fee), due for payment on or before 1 July;
- (b) the second instalment (35% of the total fee), due for payment on or before 1 September following the day on which the first instalment is paid;
- (c) the third instalment (40% of the total fee), due for payment on or before 1 January following the day on which the second instalment is paid.

Dated: 19 September 2015.

K. C. BASTON, Minister for Fisheries.

LANDS

LA401*

ELECTRONIC CONVEYANCING ACT 2014

MAKING AND PUBLICATION OF PARTICIPATION RULES AND OPERATING REQUIREMENTS

WA Participation Rules Version 3

Notice is given that under section 23(1) of the *Electronic Conveyancing Act 2014* ("Act") the Registrar of Titles has determined that WA Participation Rules Version 3 will come into effect in Western

Australia on 9 November 2015. In accordance with section 25 of the Act, the WA Participation Rules Version 3 were published on Landgate's website on 7 October 2015 and can be found at <http://www.landgate.wa.gov.au>.

WA Operating Requirements Version 3

Notice is given that under section 22(1) of the *Electronic Conveyancing Act 2014* ("Act") the Registrar of Titles has determined that WA Operating Requirements Version 3 will come into effect in Western Australia on 9 November 2015. In accordance with section 25 of the Act, the WA Operating Requirements Version 3 were published on Landgate's website on 7 October 2015 and can be found at <http://www.landgate.wa.gov.au>.

JEAN VILLANI, Registrar of Titles.

Date: 7 October 2015.

LOCAL GOVERNMENT

LG401*

BUSH FIRES ACT 1954

City of Albany

APPOINTMENTS

City of Albany Fire Officers for the 2015/2016

The following persons have been appointed to the designated positions for the City of Albany in accordance section 38 of the *Bush Fires Act 1954*. All previous appoints are hereby cancelled—

Senior Fire Control Officers—

Chief Bush Fire Control Officer	Derek Jones
Deputy Chief Fire Control Officer	Darren Prior
Senior Fire Control; Officer NE	Terry Bradshaw
Senior Fire Control Officer SW	Alan Hawley

Fire control Officers for the City of Albany are—

Bornholm	Laurie Nissen, Chris Ayres
Elleker	Dale Ferguson, Craig Wickham
Gnowellen	Morgan Sounness, Mick Moir
Green Range	Ian Smith, Mark Plunkett
Highway	Jeff Van Dongen, Martin Van Dongen
Kalgan	Ross Fenwick, Brent Findlay, Graeme Poole, Don Tomlinson
King River	Sandy Lyon, Simon Whitfort
Kojaneerup	Craig Nelson, Ashton Hood
Many Peaks	Rick Metcalf, Kim Lester
Napier	Tom Collins, Brett Smoker
Redmond	Pieter Mostert, Lance Flett
South Coast	Gary Duncan, Shane Duncan, Jeff Gibb
South Stirling	Graeme Pyle, Luke Bennett
Torbay	Phillip Marshall, Bert Winning
Wellstead	Peter Diprose, Geoff Hall
Young	Kevin Martin, Martin Peterson

City of Albany—

Tony Ward, Garry Turner, Nathan Tysoe, Charl Botha, Kym Lyall, David Charlton, Deborah Walker,

Appointment of Dual Fire Control Officers

Shire of Plantagenet—

John Russell, Bryce Skinner, Jim Bailey, Graeme Frusher

Shire of Jerramungup—

Rohan Murdock,

Shire of Gnowangerup—

Graham Moir, Darren Baurm

LG501*

BUSH FIRES ACT 1954*Shire of Harvey***FIREBREAK ORDER AND HAZARD REDUCTION**

2015/2016 Bush Fire Season

All Land Owners and Occupiers of Land Within the Shire of Harvey

With reference to Section 33 of the *Bush Fires Act 1954*, you are required to carry out fire prevention work on land owned or occupied by you, in accordance with the provisions of this order.

Persons who fail to comply with the requirements of the order may be issued with an infringement notice (penalty \$250) or prosecuted with an increased penalty, and additionally, Council may carry out the required work at cost to the owner or occupier.

All landowners, including irrigated landowners, please note if it is considered to be impractical to clear firebreaks or remove flammable materials as required by this notice, or where—

- (a) Compliance with this order may aggravate soil erosion; or
- (b) You consider a more effective system of fire protection can be obtained; or
- (c) Natural features render firebreaks unnecessary

You must apply to the Council in writing no later than the 1st of November, for permission to provide firebreaks in alternative positions or to take alternative action to abate fire hazards on the land.

A. Rural Land/Special Rural Land

Firebreaks not less than 3 metres wide must be provided in the following positions—

- (a) Within 10 metres inside and along all boundaries of all land;
- (b) So as to divide the land into areas of not more than 120 ha (300 acres);
- (c) Around all groups of buildings, haystacks (includes two or more round bales placed in a paddock for storage purposes) and fuel installations but not closer than 6 metres; and
- (d) Irrigation Areas—Owners or occupiers may be exempted from all or part of the requirements of the above. Contact Council's Law and Safety Services.

Irrigated Land Definition

Irrigated Land is defined as land that is watered, kept fully watered and is maintained in a non-flammable state for the whole of the restricted and prohibited burning periods.

B. Urban Land/Special Residential

(Residential, Commercial and Industrial land within a townsite or any other area subdivided for residential purposes)

- (a) Where the area of land is 2,024m² (approx ½ acre) or less, remove all flammable material on the land except live standing trees, shrubs and plants, from the whole of the land; and
- (b) Where the area of land exceeds 2,024m² (approx ½ acre) provide firebreaks of at least 2 metres wide and within 6 metres of the inside of all external boundaries of the land, cleared hardstand areas and reticulated grassed areas maintained in a green state maybe considered acceptable as an adequate firebreak.

NOTE: Myalup and Binningup—the following are accepted in lieu of item (a) of the above requirements. Firebreaks 2 metres wide inside and around all boundaries of land are accepted in lieu of item (a) of the above requirements.

1. Firebreaks 2 metres wide inside and around all boundaries of land.
2. Slashing of the entire block to remove flammable materials.
3. Removal of isolated fire flammable materials on the block.

C. Fuel and/or Gas Depots

In respect of any land used for the above purposes, you shall maintain the land clear of all flammable materials.

D. Plantations

- (a) Definitions—
 - (i) A plantation is any area of planted pines or eucalyptus species exceeding 3 hectares in area; and
 - (ii) A windbreak is a planted area a maximum of 15 metres wide but with no defined length.
- (b) Boundary Firebreaks—On the horizontal plane, a firebreak shall be provided 15 metres wide and immediately adjoining all external boundaries of the planted area. The outer 10 metres will be cleared of all flammable material while the inner 5 metres, i.e. that portion closest to the trees, may be kept in a reduced fuel state, i.e. by slashing or grazing grass provided that the height of the grass does not exceed eight centimetres. On the vertical plane, a clear space of 10 metres high will be maintained above outer 10 metres of the firebreak;
- (c) Internal Firebreaks—Plantations shall be subdivided into areas not exceeding 30 hectares by firebreaks 6 metres wide and shall be cleared of all flammable material. In the vertical plane, a clearance of a minimum height of 4 metres from ground level will be maintained above the firebreak; and

(d) Special Risks—

- (i) Public Roads and Railway Reserves Firebreaks 15 metres wide shall be maintained where the planted area adjoins public roads and railway reserves. The specification will be as for “boundary firebreaks” on planted areas.
- (ii) Power Lines-Firebreaks shall be provided along power lines where they pass through or lie adjacent to planted areas.

The specification of the width and the height of clearing shall be in accordance with Western Power specifications.

Firebreak Definition

Firebreak means an area of land which must be maintained totally clear of all flammable material (living or dead) and any overhanging trees or other vegetation (up to a height of four (4) metres from ground level at any point) for the whole of the compliance period, 1st December to 26th April.

Special Works Orders

Whilst the requirements of this Firebreak Order are considered to be the minimum standard for fire prevention work not only to protect individual properties but the district in general, Council retains the ability to issue Special Work Orders pursuant to Section 33 of the *Bush Fire Act, 1954* to individual landowners should additional works be necessary for a potential fire hazard that may exist on a property.

Prohibited and Restricted Burning Times

The prohibited (total ban) and restricted (permits required) burning times applying within this Shire are—

Irrigation Land:

Restricted	Prohibited	Restricted
9th November 2015 to 22nd December 2015	23rd December 2015 to 14th February 2016	15th February 2016 to 29th March 2016

Balance of Shire:

Restricted	Prohibited	Restricted
2nd November 2015 to 15th December 2015	16th December 2015 to 14th March 2016	15th March 2016 to 26th April 2016

These dates are subject to slight variation according to seasonal conditions, but any alterations will be advertised locally.

M. A. PARKER, Chief Executive Officer.

LG502*

BUSH FIRES ACT 1954

City of Kwinana

FIRE BREAKS NOTICE 2015-2016

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954 (as amended)* as the property owner or occupier of land within the City of Kwinana, you are hereby required to comply with the requirements set out in this notice.

The applicable works outlined below must be completed before the 1 December 2015 and works maintained up to and including the 31 March 2016.

Area—3001m² or greater

You are required to—

- construct bare earth fire breaks three (3) metres wide inside and along all boundaries of land in a continuous form, including on boundaries adjacent to roads, rail and drain reserves and all public open space reserves, with all overhanging branches, trees, limbs etc to be trimmed back from over the fire break area, to a minimum height of four (4) metres.
- remove all flammable matter except living trees, shrubs, plants under cultivation and lawns, three (3) metres wide and minimum height of four (4) metres immediately surrounding all buildings situated on the land;
- fire breaks three (3) metres in width and minimum height of four (4) metres are to be cleared immediately surrounding any place where wood or timber piles, hay stacks, tyres, vehicles, flammable liquids, chemicals and gas products are kept on the land.

Maintained and living lawns are acceptable in conjunction with or in lieu of mineral earth fire breaks, provided that the same minimum width and height requirements for a firebreak are maintained.

Area—3000m² or less

You are required to—

- have all flammable material such as long dry grass, weeds, etc slashed, mown or trimmed down by other means to a height no greater than 50mm across the entire property.

Bare earth fire breaks are not necessary on properties that are 3000m² or less in area where slashing, mowing or living and maintained garden beds or lawn is established.

Fire Break Variations

If it is impractical to install a fire break immediately inside a property boundary, for environmental or any other reasons, you are required to apply to the City of Kwinana in writing by 30 October 2015 to obtain approval to install fire breaks in an alternative position.

Previously approved fire break variations do not need to reapply unless circumstances have changed.

CASEY MIHOVILOVICH, A/Chief Executive Officer.

MINERALS AND PETROLEUM

MP101**CORRECTION***MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

The notice at page 3606 and 3607 of the *Government Gazette* dated 28 August 2015 corrected as follows—

To be heard by the Warden at Coolgardie on 19 October 2015

TO

To be heard by the Warden of the Coolgardie Mineral Field at Kalgoorlie on 6 November 2015

MP401***PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967****RENEWAL OF PETROLEUM RETENTION LEASE R 4**

Renewal of petroleum retention lease R 4 has been granted to Chevron (TAPL) Pty Ltd, Chevron Australia Pty Ltd, Santos Offshore Pty Ltd and Mobil Australia Resources Company Pty Limited for a period of five (5) years commencing on 8 October 2015.

J. H. HAWORTH, Executive Director, Petroleum Division,
Department of Mines and Petroleum.

MP402***PETROLEUM PIPELINES ACT 1969****PARTIAL SURRENDER OF LICENCE PL 8**

Licence PL 8 held by North Mining Limited, Robe River Mining Co Pty Ltd, Mitsui Iron Ore Development Pty Ltd, Nippon Steel & Sumitomo Metal Australia Pty Ltd and Nippon Steel & Sumikin Resources Australia Pty Ltd, has been partially surrendered by application STP-PLX-0001, from Zone 50, Easting 513,678.4215mE, Northing 7,715,969.579mN to Zone 50, Easting 517,800.9389mE, Northing 7,722,437.7912mN. This partial surrender became effective on service of the registrable surrender instrument on 7 September 2015.

J. H. HAWORTH, Executive Director, Petroleum Division.

MP403***PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967****SURRENDER OF PETROLEUM EXPLORATION PERMIT EP 484**

The surrender of petroleum exploration permit EP 484 has been registered and has effect on and from the date this notice is published in the *Government Gazette*.

J. H. HAWORTH, Executive Director, Petroleum Division,
Department of Mines and Petroleum.

MP404***PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967****SURRENDER OF PETROLEUM EXPLORATION PERMIT EP 485**

The surrender of petroleum exploration permit EP 485 has been registered and has effect on and from the date this notice is published in the *Government Gazette*.

J. H. HAWORTH, Executive Director, Petroleum Division,
Department of Mines and Petroleum.

MP405***PETROLEUM (SUBMERGED LANDS) ACT 1982****APPLICATION FOR VARIATION OF PETROLEUM PIPELINE LICENCE TPL/25**

Notice is hereby given that, pursuant to section 71 of the *Petroleum (Submerged Lands) Act 1982*, an application has been received from Chevron Australia Pty Ltd, on behalf of the registered holders, to vary petroleum pipeline licence TPL/25 for the Wheatstone Pipeline (WA Coastal Waters) by replacing Annexure "C" Basis of Design, Particulars of the Pipeline table of the licence instrument to facilitate the introduction of petroleum from the Dampier to Bunbury Natural Gas Pipeline to the Wheatstone Platform.

The Minister will receive matters in writing in connection with this application up to 27 October 2015.

J. H. HAWORTH, Executive Director, Petroleum Division.

MP406***MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines and Petroleum,
Leonora WA 6438.

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

J. O'SULLIVAN, Warden.

To be heard by the Warden at Leonora on 12 October 2015.

MT MARGARET MINERAL FIELD*Prospecting Licences*

P 37/8314	Dixon, Trevor John
P 37/8451	Zanil Pty Ltd
P 39/5244	Craigie, Peter James
P 39/5246	Craigie, Peter James
P 39/5247	Craigie, Peter James

MP407***MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines and Petroleum,
Leonora WA 6438.

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

J. O'SULLIVAN, Warden.

To be heard by the Warden at Leonora on 12 October 2015.

MT MARGARET MINERAL FIELD*Prospecting Licences*

P 37/8207	Global Resource Development Pty Ltd
P 37/8208	Global Resource Development Pty Ltd
P 39/5262	White Cliff Minerals Limited
P 39/5263	White Cliff Minerals Limited
P 39/5266	McDonald, William Joseph

NORTH COOLGARDIE MINERAL FIELD*Prospecting Licences*

P 40/1312	Stubbs, Gregory Wayne
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MP408***MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines and Petroleum,
Leonora WA 6438.

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

J. O'SULLIVAN, Warden.

To be heard by the Warden at Leonora on 12 October 2015.

MT MARGARET MINERAL FIELD*Prospecting Licences*

P 37/7318	Saracen Metals Pty Limited
P 37/7354	Saracen Metals Pty Limited
P 37/7355	Saracen Metals Pty Limited
P 37/7356	Saracen Metals Pty Limited
P 37/7357	Saracen Metals Pty Limited

MP409***MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mines and Petroleum,
Marble Bar WA 6760.

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

DEEN POTTER, Warden.

To be heard by the Warden at Marble Bar on 27 November 2015.

PILBARA MINERAL FIELD
Prospecting Licences

P 45/2783 Asgard Metals Pty Ltd

MP410*

MINING ACT 1978
FORFEITURE

Department of Mines and Petroleum,
East Perth WA 6000.

I hereby declare in accordance with the provisions of section 99 of the *Mining Act 1978* that the undermentioned mining lease is forfeited for breach of covenant, being failure to comply with the prescribed expenditure condition, with prior right of application being granted to the applicant for forfeiture under section 100.

Hon BILL MARMION MLA, Minister for Mines and Petroleum.

Number	Holder	Mineral Field
	MINING LEASE	
38/932	Povey, Stephen Grant	Mt Margaret

PARLIAMENT

PA401*

CITY OF FREMANTLE
PLASTIC BAG REDUCTION LOCAL LAW 2015
Disallowance of Local Law

It is hereby notified for public information that the Legislative Council has disallowed the following Local Law made under the *Local Government Act 1995*—

The *City of Fremantle Plastic Bag Reduction Local Law 2015* published in the *Gazette* on 24 March 2015 and tabled in the Legislative Council on 21 April 2015.

Disallowance is effective on and from Wednesday, 14 October 2015.

NIGEL PRATT, Clerk of the Legislative Council.

14 October 2015.

PLANNING

PL401*

PLANNING AND DEVELOPMENT ACT 2005
INSTRUMENT OF DELEGATION

Delegation to officers of certain powers and functions of the
Western Australian Planning Commission

Under section 16 of the *Planning and Development Act 2005* (the Act) the Western Australian Planning Commission (the WAPC) may, by resolution published in the *Government Gazette*, delegate any function to a member, committee or officer of the WAPC or to a public authority or a member or officer of a public authority.

In accordance with section 16(4) of the Act, a reference in this instrument to a function or a power of the WAPC includes and extends to, without limitation or restriction, any of the powers, privileges,

authorities, discretions, duties and responsibilities vested in or conferred upon the WAPC by the Act or any other written law as the case requires.

Resolution under s16 of the Act (delegation)

On 29 September 2015, pursuant to section 16 of the Act, the WAPC resolved—

- A. TO DELEGATE its powers and functions as set out in column 1 of the attached Schedule to officers of the WAPC and the person or persons from time to time holding or acting in the offices in the department charged with the administration of the *Planning and Development Act 2005*, as specified in column 2 of the attached Schedule, subject to the conditions specified in column 3 of the attached Schedule;
- B. TO REVOKE its delegation of powers and functions, as detailed in “Schedule 1 of Delegation to Officers of Certain Powers and Functions of the Western Australian Planning Commission 2012/02” published in the *Government Gazette* on 5 December 2014 (pages 4555—4558) and as subsequently amended;
- C. TO AMEND the Instrument of Delegation “Delegation to Officers of Certain Powers and Functions of the Western Australian Planning Commission 2012/02” published in the *Government Gazette* on 5 December 2014 and as subsequently amended, as set out in clause 8.8 and the Interpretation section of this Instrument; and
- D. TO PUBLISH a consolidated version of all schedules to the said Instrument of Delegation to give effect to this resolution and the amendments made on 23 December 2014 and 20 February 2015.

TIM HILLYARD, Secretary,
Western Australian Planning Commission.

Instrument of Delegation

Schedules—Delegation of Powers and Functions

Schedule

Instrument	Column 1—Powers and functions	Column 2—Delegate	Column 3—Conditions
SCHEDULE 1—Powers and functions regarding State Planning Policies, the preparation and amendment of local planning schemes and strategies under the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> (“The LPS Regulations”) and as deemed to apply by virtue of Schedules to the LPS regulations, structure plans and related plans and interim development orders under the Act.			
State Planning Policies			
State Planning Policies	1.1 With prior approval or direction of the Minister, power to amend State Planning Policies pursuant to s31 of the Act.	• Chairman of the WAPC	Delegation 1.1 is limited to administrative amendments that do not affect the substantive policy.
	1.2 With prior approval or direction of the Minister or Commission, power to undertake consultation and advertising as outlined in s28 of the Act.		
Strategies and Schemes			
General delegations			
	1.3 Power to amend the manner and form by which any— a. documents are provided to the WAPC; b. maps are prepared; c. submissions are made; d. notices are published; and e. reports are made; under the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> (“The LPS Regulations”), including the power to amend the manner and form by which compensation, under the <i>Planning and Development Act 2005</i> , is applied for.	• Chairman of the WAPC • Director General	Limited to amendments of an administrative nature.

Instrument	Column 1—Powers and functions	Column 2—Delegate	Column 3—Conditions
	1.4 Power to amend a timeframe, or stipulate a date, under the <i>LPS Regulations</i> , where such power is conferred upon the WAPC.	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Assistant Director General, Regional Planning • Directors, Perth and Peel Planning • Directors, Regional Planning 	Excluding any timeframe under Part 6 of the <i>LPS Regulations</i>
	1.5 Power to endorse— a. Under r32 of the <i>LPS Regulations</i> a local planning scheme; b. Under r63 of the <i>LPS Regulations</i> an amendment to a local planning scheme.	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Directors, Perth and Peel Planning • Within Perth and Peel Planning— <ul style="list-style-type: none"> o Planning Managers of— <ul style="list-style-type: none"> • Schemes and Amendments • Statutory and Strategic Planning • Peel Region Scheme Project o Principal Planning Officer, Schemes and Amendments; o Principal Planning Officer, Statutory Policy and Implementation • Assistant Director General, Regional Planning • Directors, Regional Planning • Within Regional Planning: <ul style="list-style-type: none"> o Planning Managers of— <ul style="list-style-type: none"> • Pilbara Planning • Kimberly Planning • Central Regions Statutory Planning • Central Regions Strategic Planning • Wheatbelt Region Statutory Planning • Wheatbelt Region Strategic Planning • Great Southern Planning Office • South West Statutory Planning o Principal Planning Officer of— <ul style="list-style-type: none"> • Wheatbelt Region Statutory Planning • Central Regions Statutory Planning o Senior Planning Officer, South West Statutory Planning 	<p>All decisions and planning regions</p> <hr/> <p>Confined to matters within the Metropolitan and Peel Regions</p> <hr/> <p>Confined to matters within the Kimberly, Pilbara, Gascoyne, Goldfields-Esperance, Mid-West, Wheatbelt, Great Southern and South West planning regions</p>

Instrument	Column 1—Powers and functions	Column 2—Delegate	Column 3—Conditions
Local planning strategies			
	1.6 Power to perform the functions and exercise the powers of the WAPC pursuant to— <ol style="list-style-type: none"> r15 (1) (a) and (b) of the <i>LPS Regulations</i> to endorse a local planning strategy; r15 (1) (c) of the <i>LPS Regulations</i> to require modifications to a local planning strategy. 	<ul style="list-style-type: none"> Chairman of the WAPC Director General Assistant Director General, Perth and Peel Planning Assistant Director General, Regional Planning Director and Manager, Schemes and Amendments, Perth and Peel Planning Directors, Regional Planning 	Provided that the endorsement, or the modification required thereto— <ul style="list-style-type: none"> is consistent with the objectives and intent of any policies (if any) of the WAPC and any applicable <i>State Planning Policies</i>; and the approval does not significantly depart from the local government's treatment of submissions received.
	1.7 Power to perform the functions and exercise the powers of the WAPC pursuant to r17 of the <i>LPS Regulations</i> — <ol style="list-style-type: none"> to endorse the amendment to a local planning strategy; to require modifications to the amendment to the local planning strategy. 		Delegates may only exercise this delegation with regard to the geographical limits imposed on their position as per clause 1.5
Local planning schemes			
<i>Preparation or adoption of a local planning scheme</i>			
	1.8 Power under r21(4) of the <i>LPS Regulations</i> to advise if any modifications are required to a draft local planning scheme before it is advertised. 1.9 Power under r37(4) of the <i>LPS Regulations</i> to advise if modifications are required to a complex amendment to a scheme, before it is advertised. 1.10 Power under r42(3) and r51(3) of the <i>LPS Regulations</i> to grant consent to advertise modifications to a local planning scheme	<ul style="list-style-type: none"> Chairman of the WAPC Director General Assistant Director General, Perth and Peel Planning Assistant Director General, Regional Planning Director and Manager, Schemes and Amendments, Perth and Peel Planning Director, Peel Planning, Perth and Peel Planning. Directors, Regional Planning 	Provided that the material is consistent with the objectives and intent of any policies (if any) of the WAPC and any applicable <i>State Planning Policies</i> . Delegates may only exercise this delegation with regard to the geographical limits imposed on their position as per clause 1.5 Does not apply to such instruments which will exclude or vary a model provision under s257A <i>Planning and Development Act 2005</i>
	1.11 Power, under r29 of the <i>LPS Regulations</i> , to consider and make recommendations to the Minister on the scheme documents submitted to the WAPC under r28.	<ul style="list-style-type: none"> Chairman of the WAPC 	Provided the recommendation would be— <ul style="list-style-type: none"> consistent with the objectives and intent of any policies (if any) of the WAPC and any applicable <i>State Planning Policies</i>; and the recommendation does not substantially modify the local government's treatment of any submissions received. Excludes the power to recommend the Minister refuses approval to what is sought. Does not apply to such schemes which will exclude or vary a model provision under s257A <i>Planning and Development Act 2005</i> .

Instrument	Column 1—Powers and functions	Column 2—Delegate	Column 3—Conditions
<i>Amending a local planning scheme</i>			
	1.12 Power, under r36 of the <i>LPS Regulations</i> , to provide advice as to the classification of an amendment to a local planning scheme.	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Assistant Director General, Regional Planning. • Director and Manager, Schemes and Amendments, Perth and Peel Planning • Directors, Regional Planning 	Delegates may only exercise this delegation with regard to the geographical limits imposed on their position as per clause 1.5
<i>Complex amendments</i>			
	1.13 Power, under r45 of the <i>LPS Regulations</i> , to consider and make recommendations to the Minister on the complex scheme amendment documents submitted to the WAPC under r44.	<ul style="list-style-type: none"> • Chairman of the WAPC 	<p>Provided the recommendation would be—</p> <ul style="list-style-type: none"> • consistent with the objectives and intent of any policies (if any) of the WAPC and any applicable <i>State Planning Policies</i>; and • the recommendation does not substantially modify the local government's treatment of any submissions received. <p>Excludes the power to recommend the Minister refuses to approval to what is sought.</p> <p>Does not apply to such amendments which will exclude or vary a model provision under s257A <i>Planning and Development Act 2005</i></p>
<i>Standard amendments</i>			
	1.14 Power under r54 of the <i>LPS Regulations</i> , to direct that a standard amendment be treated as a complex amendment and readvertised accordingly.	<ul style="list-style-type: none"> • Chairman of the WAPC 	
	1.15 Power, under r55 of the <i>LPS Regulations</i> , to consider and make recommendations to the Minister on the standard scheme amendment documents submitted to the WAPC under r53.	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Assistant Director General, Regional Planning • Directors, Regional Planning • Within Perth and Peel Planning— <ul style="list-style-type: none"> o Planning Directors of— <ul style="list-style-type: none"> • Schemes and Amendments • Peel Planning o Planning Managers of— <ul style="list-style-type: none"> • Schemes and Amendments 	<p>Provided the recommendation would be—</p> <ul style="list-style-type: none"> • consistent with the objectives and intent of any policies (if any) of the WAPC and any applicable <i>State Planning Policies</i>; and • the recommendation does not substantially modify the local government's treatment of any submissions received. <p>Delegates may only exercise this delegation with regard to the geographical limits imposed on their position as per clause 1.5</p>

Instrument	Column 1—Powers and functions	Column 2—Delegate	Column 3—Conditions
		<ul style="list-style-type: none"> Statutory and Strategic Planning o Principal Planning Officer, Schemes and Amendments • Within Regional Planning— <ul style="list-style-type: none"> o Planning Managers of— <ul style="list-style-type: none"> Pilbara Planning Kimberly Planning Central Regions Statutory Planning Central Regions Strategic Planning Wheatbelt Region Statutory Planning Wheatbelt Region Strategic Planning Great Southern Planning Office South West Statutory Planning o Principal Planning Officers of— <ul style="list-style-type: none"> Wheatbelt Region Statutory Planning Central Regions Statutory Planning o Senior Planning Officer, South West Statutory Planning 	<p>Excludes the power to recommend the Minister refuses to approval to what is sought</p> <p>Does not apply to such amendments which will exclude or vary a model provision under s257A <i>Planning and Development Act 2005</i>,</p>
<i>Basic amendments</i>			
	1.16 Power under r 59 of the <i>LPS Regulations</i> , to direct that a basic amendment be treated as a standard or complex amendment and readvertised accordingly.	<ul style="list-style-type: none"> Chairman of the WAPC 	
	1.17 Power, under r60 of the <i>LPS Regulations</i> , to consider and make recommendations to the Minister on the basic scheme amendment documents submitted to the WAPC under r58.	<ul style="list-style-type: none"> Chairman of the WAPC Director General Assistant Director General, Perth and Peel Planning Assistant Director General, Regional Planning Directors, Regional Planning Within Perth and Peel Planning— <ul style="list-style-type: none"> o Planning Directors of— <ul style="list-style-type: none"> Schemes and Amendments Peel Planning o Planning Managers of— <ul style="list-style-type: none"> Schemes and Amendments Statutory and Strategic Planning o Principal Planning Officer, Schemes and Amendments Within Regional Planning— <ul style="list-style-type: none"> o Planning Managers of— <ul style="list-style-type: none"> Pilbara Planning 	<p>Provided the recommendation would be—</p> <ul style="list-style-type: none"> consistent with the objectives and intent of any policies (if any) of the WAPC and any applicable <i>State Planning Policies</i>; and the recommendation does not substantially modify the local government's treatment of any submissions received. <p>Delegates may only exercise this delegation with regard to the geographical limits imposed on their position as per clause 1.5</p> <p>Excludes the power to recommend the Minister refuses to approval to what is sought.</p> <p>Does not apply to such amendments which will exclude or vary a model provision under s257A <i>Planning and Development Act 2005</i></p>

Instrument	Column 1—Powers and functions	Column 2—Delegate	Column 3—Conditions
		<ul style="list-style-type: none"> • Kimberly Planning • Central Regions Statutory Planning • Central Regions Strategic Planning • Wheatbelt Region Statutory Planning • Wheatbelt Region Strategic Planning • Great Southern Planning Office • South West Statutory Planning o Principal Planning Officers of— <ul style="list-style-type: none"> • Wheatbelt Region Statutory Planning • Central Regions Statutory Planning o Senior Planning Officer, South West Statutory Planning 	

Provisions deemed to apply to Local Planning Schemes

Schedule 2—deemed provisions in local planning schemes

This section relates to where a power or function is conferred upon the WAPC by virtue of a provision deemed to apply to a local planning scheme under Schedule 2 of the *LPS Regulations*.

	1.18 Power to approve amendments to the manner and form by which structure plans, activity centre plans and local development plans are prepared. (cl 16) (cl 32) (cl48)	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General 	
	1.19 Power to specify what information or material must be included in structure plans or activity centre plans, or, to agree to information, different to that prescribed, being included. (cl 16) (cl 32)	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Assistant Director General, Regional Planning • Directors, Perth and Peel Planning • Directors, Regional Planning • Within Perth and Peel Planning— <ul style="list-style-type: none"> o Planning Managers of— <ul style="list-style-type: none"> • Schemes and Amendments • Peel Statutory and Strategic Planning • Peel Region Scheme Project • Metropolitan Central • Metropolitan North West • Metropolitan North East • Metropolitan South West • Metropolitan South East 	Delegates may only exercise this delegation with regard to the geographical limits imposed on their position as per clause 1.5

Instrument	Column 1—Powers and functions	Column 2—Delegate	Column 3—Conditions
		<ul style="list-style-type: none"> o Principal Planning Officer, Schemes and Amendments; o Principal Planning Officer, Statutory Policy and Implementation. • Within Regional Planning— <ul style="list-style-type: none"> o Planning Managers of— <ul style="list-style-type: none"> • Pilbara Planning • Kimberly Planning • Central Regions Statutory Planning • Central Regions Strategic Planning • Wheatbelt Region Statutory Planning • Wheatbelt Region Strategic Planning • Great Southern Planning Office • South West Statutory Planning o Principal Planning Officers of— <ul style="list-style-type: none"> • Wheatbelt Region Statutory Planning • Central Regions Statutory Planning o Senior Planning Officer, South West Statutory Planning 	
	1.20 Power to agree to the advertising of a proposed local planning policy, (or amendment thereto) in a manner different to that prescribed. (cl4)	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Assistant Director General, Regional Planning • Directors, Perth and Peel Planning • Directors, Regional Planning 	Delegates may only exercise this delegation with regard to the geographical limits imposed on their position as per clause 1.5
	1.21 Power to determine that a structure plan, an activity centre plan or a local development plan (or amendment thereto) is required for the purposes of orderly and proper planning. (cl15(c)) (cl 31(b)) (cl47(d))	<ul style="list-style-type: none"> • Chairman of the WAPC 	
	1.22 Power to approve the advertising of modifications to a structure plan or an activity centre plan, on more than one occasion. (cl19), (cl 35)	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Assistant Director General, Regional Planning • Directors, Perth and Peel Planning • Directors, Regional Planning 	Delegates may only exercise this delegation with regard to the geographical limits imposed on their position as per clause 1.5

Instrument	Column 1—Powers and functions	Column 2—Delegate	Column 3—Conditions
	<p>1.23 Power to consider reports on a structure plan submitted to the WAPC and to—</p> <ol style="list-style-type: none"> approve the instrument; or require modifications to the instrument and its resubmission to the WAPC. <p>This clause applies equally to amendments to such instruments. (cl 22)</p> <p>1.24 Power to determine the proposed structure plan, or amendment thereto, must be readvertised, if major modifications have been made to it since it was advertised. (cl22 (2))</p>	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Assistant Director General, Regional Planning • Directors, Perth and Peel Planning • Directors, Regional Planning • Within Perth and Peel Planning— <ul style="list-style-type: none"> o Planning Managers of— <ul style="list-style-type: none"> • Schemes and Amendments • Peel Statutory and Strategic Planning • Peel Region Scheme Project • Metropolitan Central • Metropolitan North West • Metropolitan North East • Metropolitan South West • Metropolitan South East o Principal Planning Officer, Schemes and Amendments; o Principal Planning Officer, Statutory Policy and Implementation • Within Regional Planning— <ul style="list-style-type: none"> o Planning Managers of— <ul style="list-style-type: none"> • Pilbara Planning • Kimberly Planning • Central Regions Statutory Planning • Central Regions Strategic Planning • Wheatbelt Region Statutory Planning • Wheatbelt Region Strategic Planning • Great Southern Planning Office • South West Statutory Planning o Principal Planning Officers of— <ul style="list-style-type: none"> • Wheatbelt Region Statutory Planning • Central Regions Statutory Planning o Senior Planning Officer, South West Statutory Planning 	<p>Provided that the approval or modification required is—</p> <ul style="list-style-type: none"> • consistent with the objectives and intent of any policies (if any) of the WAPC and any applicable <i>State Planning Policies</i>; and • the approval does not significantly depart from the local government's recommendations provided (if any). <p>Excludes the power to refuse approval.</p> <p>Delegates may only exercise this delegation with regard to the geographical limits imposed on their position as per clause 1.5</p>

Instrument	Column 1—Powers and functions	Column 2—Delegate	Column 3—Conditions
	1.25 Power to direct a local government to provide further services or further information in relation to the assessment of a structure plan, an activity centre plan or an amendment thereto. (cl 23, 39)	<ul style="list-style-type: none"> Chairman of the WAPC 	
	1.26 Power to determine that an amendment to a structure plan is of a minor nature, and therefore no advertising is required. (Cl 29 (3))	<ul style="list-style-type: none"> Chairman of the WAPC Director General Assistant Director General, Perth and Peel Planning Assistant Director General, Regional Planning Directors, Perth and Peel Planning Directors, Regional Planning 	Delegates may only exercise this delegation with regard to the geographical limits imposed on their position as per clause 1.5
	1.27 Power to provide comments or advice on behalf of the WAPC to a local government or a redevelopment authority where a provision of a local planning scheme or a redevelopment scheme requires comments from the WAPC.	<ul style="list-style-type: none"> Chairman of the WAPC Director General Assistant Director General, Perth and Peel Planning Assistant Director General, Regional Planning Directors and Managers, Perth and Peel Planning Directors and Managers, Regional Planning 	Delegates may only exercise this delegation with regard to the geographical limits imposed on their position as per clause 1.5
Layout Plans under SPP 3.2			
	1.28 Power to provide comment on, and approve, a layout plan which requires the approval or endorsement of the WAPC pursuant to the provisions of <i>State Planning Policy 3.2 Aboriginal Settlements</i> .	<ul style="list-style-type: none"> Director, Aboriginal Programs and Policy Directors, Regional Planning 	Delegates may only exercise this delegation with regard to the geographical limits imposed on their position as per clause 1.5
Interim Development Orders			
	1.29 Power to recommend to the Minister for Planning that approval be granted or withheld with respect to Interim Development Orders and extensions thereto made or extended pursuant to section 102 of the Act.	<ul style="list-style-type: none"> Chairman of the WAPC Director General 	All decisions and planning regions.

Instrument	Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
SCHEDULE 2—Powers regarding subdivision applications and other applications under Part 10 of the Act			
Subdivision applications	2.1 Power to determine all applications to the WAPC under Part 10 of the Act where such determination is in accordance with the objectives and intent of any policies (if any) of the WAPC and with s138 of the Act.	<ul style="list-style-type: none"> Chairman of the WAPC Director General Assistant Director General, Perth and Peel Planning Assistant Director General, Regional Planning 	All decisions and planning regions
	2.2 Power, with respect to applications to the WAPC under Division 2 of Part 10 of the Act determined by or on behalf of the WAPC, to advise applicants that a revised plan of subdivision is considered to contain amendments that are minor and not so significant so as to amount to a significantly different proposal in circumstances where a revised plan does not materially affect the decision given by or on behalf of the WAPC.	<ul style="list-style-type: none"> Perth and Peel Planning Directors Statutory Policy Implementation Planning Director 	Confined to matters within the Metropolitan and Peel region.
	2.3 Power to determine applications/ requests made under section 144(2) or 151 of the Act when— a. the original decision was made under delegation; and b. the recommendation is to approve the application/request.	<ul style="list-style-type: none"> Perth and Peel Planning Managers Principal Planning Officer, Statutory Policy Implementation 14697 	Confined to matters within the Metropolitan and Peel region and excludes the power to refuse a request or application.
		<ul style="list-style-type: none"> Regional Planning Directors 	Confined to matters within the Kimberley, Pilbara, Gascoyne, Goldfields-Esperance, Mid West, Wheatbelt, Great Southern and South West planning regions.
	2.4 Power to determine requests for variations to plans of subdivision where WAPC approval is required pursuant to the provisions of an approved local planning scheme.	<ul style="list-style-type: none"> Regional Planning Managers Principal Planning Officer Wheatbelt Region Statutory Planning 15167.1 	Confined to matters within the Kimberley, Pilbara, Gascoyne, Goldfields-Esperance, Mid West, Wheatbelt, Great Southern and South West planning regions and excludes the power to refuse a request or application.
	2.5 In accordance with section 153 of the Act, power to grant approval for an applicant to pay to the relevant local government a sum of money in lieu of land being set aside for public open space that represents the value of that portion in circumstances where the WAPC has approved a plan of subdivision upon the condition that such land be set aside for public open space.	<ul style="list-style-type: none"> Senior Planning Officer South West Statutory Planning 	
POS funds	2.6 Power to make recommendations to the Minister for Planning in relation to requests from local governments to expend monies paid by subdividing land owners in lieu of setting aside free of cost to the Crown, areas of land for public open space, where such recommendations are in accordance with WAPC policy.	<ul style="list-style-type: none"> Chairman of the WAPC Assistant Director General, Perth and Peel Planning Assistant Director General, Regional Planning 	

Instrument	Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
Swan Valley	2.7 Power to request the Minister for Planning to approve the WAPC disregarding the advice of the Swan River Trust in whole or in part in relation to the approval of development of land within the Riverbank or Development Control Area as defined under the <i>Swan and Canning Rivers Management Act 2006</i> where the determining authority is the WAPC.	<ul style="list-style-type: none"> Chairman of the WAPC 	
	2.8 Power to request the Minister for Planning to approve the WAPC disregarding the advice of the Swan Valley Planning Committee in whole or in part in relation to the approval of development of land within the Swan Valley Planning Act Area where the determining authority is the WAPC, in accordance with section 40(4) of the Act	<ul style="list-style-type: none"> Chairman of the WAPC 	
P/Control Area	2.9 Power pursuant to s113 of the Act to revoke a declaration concerning a planning control area.	<ul style="list-style-type: none"> Chairman of the WAPC 	Subject to Minister's prior approval.

Schedule 3—Powers under other legislation

Strata Titles, Liquor licences, <i>Land Administration Act</i> , Perry Lakes, certain redevelopment matters	3.1. Power to determine applications and other matters lodged with the WAPC for decision under the provisions of the <i>Strata Titles Act 1985</i> or the provisions of any strata or survey-strata scheme where any such determination is in accordance with the objectives and intent of any policies (if any) of the WAPC.	<ul style="list-style-type: none"> Chairman of the WAPC Director General Assistant Director General, Perth and Peel Planning Assistant Director General, Regional Planning Planning Directors and Managers 	
	3.2. Power to issue a certificate in accordance with section 40 of the <i>Liquor Control Act 1988</i> .	<ul style="list-style-type: none"> Planning Administration Manager Planning Directors 	The delegation to the, Planning Administration Manager is confined to power identified in clause 3.2 of Column 1.
	3.3. Power pursuant to sections 52 and 85 of the <i>Land Administration Act 1997</i> to approve plans of survey where in accordance with the objectives and intent of any policies (if any) of the WAPC.		
	3.4. Authority to advise the Minister for Planning when the Minister undertakes the role of the WAPC in relation to the approval of the lease or subdivision of land pursuant to Part 10 of the <i>Planning and Development Act 2005</i> , within areas the subject of a redevelopment act and planning scheme and under the control of a redevelopment authority.	<ul style="list-style-type: none"> Perth Planning Directors Statutory Policy Implementation Planning Director Principal Planning Officer, Statutory Policy Implementation 14697 	Confined to matters within the Metropolitan region.
	3.5. Power to determine applications for development approval made under Division 5 of Part 3 of the <i>Perry Lakes Redevelopment Act 2005</i> but only where those		

Instrument	Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
	determinations are not inconsistent with an approved redevelopment plan that relates to the land.		
	3.6. Power to execute and accept the benefit of easements in gross, covenants in gross, records on title and other instruments for dealings in land for subdivisions, strata subdivisions and developments in accordance with any applicable policy and legislation.	<ul style="list-style-type: none"> • All Directors and Managers • Principal Planning Officer Wheatbelt Region Statutory Planning 15167.1 • Senior Planning Officer South West Statutory Planning • Planning Administration Manager, • Planning Administration Team Leader • Planning Administration, Support Officer 	
EPA matters	3.7. Power to determine whether or not a proposal is likely to have a significant effect on the environment pursuant to section 38(1) of the <i>Environmental Protection Act 1986</i> and to refer such proposal to the Environmental Protection Authority.	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Assistant Director General, Regional Planning • Planning Directors 	Directors may only exercise this delegation with regard to a proposal within the geographical limits imposed on their position as per clauses 2.1—2.5.
MRA matters	<p>3.8 Power to provide written submissions to the Metropolitan Redevelopment Authority on any draft redevelopment scheme, or amendment to a redevelopment scheme, submitted to the WAPC in accordance with section 39 of the <i>Metropolitan Redevelopment Act 2011</i></p> <p>3.9 Power to make a recommendation to the Minister for Planning on any draft redevelopment scheme, or amendment to a redevelopment scheme, provided to the WAPC in accordance with section 46 of the <i>Metropolitan Redevelopment Act 2011</i></p>	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Assistant Director General, Regional Planning 	

Schedule 4—Power to endorse documents

Signing Plans and Documents under PDA	4.1. Power to endorse the following classes of approval that may be granted pursuant to Part 10 of the Act—	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Assistant Director General, Regional Planning 	
	<p>(a) diagrams and plans of survey and deposited plans submitted in accordance with an earlier approved plan of subdivision or amalgamation; and</p> <p>(b) any other documents relating to leases, licences, transfers, conveyances and mortgages, easements, memorials on title and other dealings in land, submitted for formal endorsement, subject to prior</p>	<ul style="list-style-type: none"> • Perth and Peel Planning Directors and Managers • Statutory Policy Implementation Planning Director • Principal Planning Officer, Statutory Policy Implementation 14697 	Confined to matters within the Metropolitan and Peel region.

Instrument	Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
	compliance with all relevant conditions (if any) affixed as a condition of approval or waiver of conditions pursuant to 4.3	<ul style="list-style-type: none"> Regional Planning Directors and Managers Principal Planning Officer Wheatbelt Region Statutory Planning 15167.1 Senior Planning Officer South West Statutory Planning 	Confined to matters within the Kimberley, Pilbara, Gascoyne, Goldfields-Esperance, Mid West, Wheatbelt, Great Southern and South West planning regions.
Strata title matters & approval of conditions under this and PDA	<p>4.2. Power pursuant to section 25B of the <i>Strata Titles Act 1985</i> to endorse survey-strata plans or plans or re-subdivision or consolidation for a survey-strata scheme submitted for formal endorsement, subject to prior compliance with all relevant conditions (if any) affixed as a condition of approval.</p> <p>4.3. Power to clear conditions affixed as conditions of approval with respect to the classes of approval set forth in 4.1 and 4.2.</p>	<ul style="list-style-type: none"> Planning Directors and Managers 	
Land Administration Act	4.4. Power to sign diagrams and plans of survey and deposited plans involving the acquisition and resumption of land created pursuant to Part 11 of the Act and the <i>Land Administration Act 1997</i>	<ul style="list-style-type: none"> Planning Directors and Managers 	

Schedule 5—Enforcement and legal proceedings

Appeals	<p>5.1. Power to advise the Minister for Planning on any appeal, review or matter arising therefrom pursuant to Part 14 of the Act.</p> <p>5.2. Power to defend and otherwise deal with matters lodged with the State Administrative Tribunal and to appeal, defend, respond and otherwise deal with any matter that may be appealed to the Supreme Court on a question of law.</p> <p>5.3. Power to consider and determine a request for reconsideration ordered by the State Administrative Tribunal pursuant to s31 of the <i>State Administrative Tribunal Act 2004</i></p> <p>5.4. Power to defend, respond, appeal and otherwise deal with legal proceedings.</p> <p>5.5. Power to exercise all functions of the WAPC as set out in Part 13 of the Act.</p>	<ul style="list-style-type: none"> Chairman of the WAPC Director General Assistant Director General, Perth and Peel Planning Assistant Director General, Regional Planning Planning Manager, Planning Appeals <ul style="list-style-type: none"> Perth and Peel Planning Directors and managers Statutory Policy Implementation Planning Director Principal Planning Officer, Statutory Policy Implementation 14697 	<p>1) Confined to matters within the Metropolitan and Peel region.</p> <p>2) Officers at manager level or below may only exercise this delegation within the jurisdiction of the State Administrative Tribunal and the director to whom they report must be fully informed of the proceedings at all times.</p>
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Instrument	Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
		<ul style="list-style-type: none"> Regional Planning Directors and Managers Principal Planning Officer Wheatbelt Region Statutory Planning 15167.1 Senior Planning Officer South West Statutory Planning 	1) Confined to matters within the Kimberley, Pilbara, Gascoyne, Goldfields-Esperance, Mid West, Wheatbelt, Great Southern and South West planning regions 2) Officers at manager level or below may only exercise this delegation within the jurisdiction of the State Administrative Tribunal and the director to whom they report must be fully informed of the proceedings at all times.

Schedule 6—Powers under the Metropolitan Region Scheme

Approval of DA's and Plans under MRS	6.1. Power to determine applications for approval to commence and carry out development lodged with or referred to the WAPC pursuant to the provisions of the Metropolitan Region Scheme (MRS) but only where those determinations are in accordance with the objectives and intent of any policies (if any) of the WAPC. 6.2. Power to approve detailed plans requiring the subsequent approval of the WAPC as a condition of development approval pursuant to the provisions of the MRS and power to confirm that conditions imposed by the WAPC on a development approval pursuant to the provisions of the MRS have been complied with.	<ul style="list-style-type: none"> Chairman of the WAPC Director General Assistant Director General, Perth and Peel Planning Perth Planning Directors and Managers Statutory Policy Implementation Planning Director Principal Planning Officer, Statutory Policy Implementation 14697 	Confined to matters within the Metropolitan region.
EPA	6.3. Power to determine whether or not proposals and the ongoing implementation of the MRS comply with conditions (if any) applied pursuant to sections 48F and 48J of the <i>Environmental Protection Act 1986</i> .		
Call ins under the MRS	6.4. Power to determine whether or not applications to commence and carry out development are of State or regional importance, or in the public interest, pursuant to any resolution of the WAPC made under clause 32 of the MRS requiring such determination.	<ul style="list-style-type: none"> Chairman of the WAPC Director General Assistant Director General, Perth and Peel Planning 	Confined to matters within the Metropolitan region.
Cl 32	6.5 Power to determine minor amendments to the boundary delineating an area, the subject of a resolution under clause 32 of the MRS.	<ul style="list-style-type: none"> Chairman of the WAPC Director General Assistant Director General, Perth and Peel Planning 	The exercise of this power must not change the resolution of the WAPC in a substantial way. This delegation is intended to be used to make minor changes, if required, to a cl32 resolution, to give better effect to the intention of the original resolution

Instrument	Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
cl 42 cert's	6.6. Power to issue Clause 42 Certificates pursuant to the provisions of the MRS.	<ul style="list-style-type: none"> • Assistant Director General, Perth and Peel Planning • Information Capture Manager • Region Scheme Coordinator 	
Public housing DA's	6.7. Power to determine applications for approval of the development of public housing where such applications are made pursuant to the provisions of the MRS, even if the relevant local government does not recommend support for an application, or the local government does not provide a recommendation within the specified time period.	<ul style="list-style-type: none"> • Assistant Director General, Perth and Peel Planning 	Must consult with the Chairman before exercising this delegation.

Schedule 7—Powers under the Peel Region Scheme

Approval of DA's or plans	<p>7.1. Power to determine applications for approval to commence and carry out development submitted or referred to the WAPC pursuant to the provisions of the Peel Region Scheme but only where—</p> <p>(a) no response has been received from the local government within the period prescribed in clause 30(3) of the Peel Region Scheme;</p> <p>(b) The determination is consistent with the recommendations made by the local government; or</p> <p>(c) such determination would be inconsistent with the recommendation made by local government, but would accord with the objectives and intent of any policies (if any) of the WAPC.</p> <p>7.2. Power to approve detailed plans requiring the subsequent approval of the WAPC as a condition of development approval pursuant to the provisions of the PRS and power to confirm that conditions imposed by the WAPC on a development approval pursuant to the provisions of the Peel Region Scheme have been complied with.</p> <p>7.3. Power to endorse management plans for the purposes of Clause 19(e)(iv) of the Peel Region Scheme.</p>	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Planning Director Peel Planning • Planning Manager Peel Statutory and Strategic Planning • Planning Manager Peel Region Scheme Project 	Confined to matters within the Peel region.
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Instrument	Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
EPA	7.4. Power to determine whether or not proposals and the ongoing implementation of the Peel Region Scheme comply with the conditions applied pursuant to section 48F and 48J of the <i>Environmental Protection Act 1986</i> .		
Call ins under the PRS	<p>7.5 In relation to a resolution of the WAPC made under clause 21 of the Peel Region Scheme, power to determine whether or not applications to commence and carry out development are of state or regional significance, or in the public interest.</p> <p>7.6. In relation to a resolution of the WAPC made under clause 21 of the Peel Region Scheme, power to determine whether or not a proposed development in the Rural zone requires planning approval for the following reasons—</p> <ul style="list-style-type: none"> (a) development which abuts and has access to a regional reservation has the potential to significantly increase traffic; (b) development in a special control area may conflict with the purposes of the special control area; (c) development in the Rural zone may not be consistent with the purposes of the Rural zone. 		
Extension of time	7.7 Power to approve a request received pursuant to clause 37(2) of the Peel Region Scheme for an extension of the term during which planning approval remains valid.		
Cl. 47 cert's	7.8. Power to issue Clause 47 Certificates pursuant to the provisions of the Peel Region Scheme	<ul style="list-style-type: none"> • Assistant Director General, Perth and Peel Planning • Region Scheme Coordinator • Information Capture Manager 	
Public housing DA's	7.9 Power to determine applications for approval of the development of public housing where such applications are made pursuant to the provisions of the Peel Region Scheme, and the relevant local government does not recommend support for an application, or the local government does not provide a recommendation within the specified time period.	<ul style="list-style-type: none"> • Assistant Director General, Perth and Peel Planning 	Must consult with the Chairman before exercising this delegation

Instrument	Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
Schedule 8—Powers under the Greater Bunbury Region Scheme			
Approval of DA's or plans	<p>8.1. Power to determine applications for approval to commence and carry out development submitted or referred to the WAPC pursuant to the provisions of the Greater Bunbury Region Scheme (GBRS) but only where—</p> <p>(a) no response has been received from the local government within the period prescribed in clause 36(3) of the GBRS;</p> <p>(b) The determination is consistent with the recommendations made by the local government; or</p> <p>(c) such determination would be inconsistent with the recommendation made by local government, but would accord with the objectives and intent of any policies (if any) of the WAPC.”</p> <p>8.2. Power to approve detailed plans requiring the subsequent approval of the WAPC as a condition of development approval pursuant to the provisions of the GBRS and power to confirm that conditions imposed by the WAPC on a development approval pursuant to the provisions of the GBRS have been complied with.</p> <p>8.3. Power to endorse management plans for the purposes of Clause 25 (f) (v) of the GBRS</p> <p>8.4. Power to amend planning approval granted on behalf of the WAPC for the purposes of Clause 30 of the GBRS</p> <p>8.5. Power to approve written requests for the extension of the term of planning approval at any time prior to the expiry of a planning approval pursuant to s43 (2) of the GBRS for a maximum of a further two years only.</p>	<ul style="list-style-type: none"> • Assistant Director General, Regional Planning • Planning Director South West Regions • Planning Manager South West Statutory Planning • Planning Manager Greater Bunbury Region Scheme Project 	Confined to matters within the Greater Bunbury Region Scheme
EPA	<p>8.6. Power to determine whether or not proposals and the ongoing implementation of the GBRS comply with the conditions applied pursuant to section 48F and 48J of the <i>Environmental Protection Act 1986</i>.</p>		
Call ins under the GBRS Call in powers	<p>8.7. In relation to a resolution of the WAPC made under clause 27 of the GBRS, power to determine whether or not applications to commence and carry out development are of state or regional significance, or in the public interest.</p> <p>8.8. In relation to a resolution of the WAPC made under cl 27 of the</p>		

Instrument	Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
	<p>GBRS, power to determine whether or not a proposed development requires planning approval for the following reasons—</p> <p>(a) development which abuts and has access to a regional road reservation has the potential to significantly increase traffic;</p> <p>(b) development in a special control area may conflict with the purposes of the special control area;</p> <p>(c) development in, adjacent to or in close proximity to a policy area is potentially incompatible with the intended activities in the policy area or would be adversely affected by, or would adversely affect, those activities;</p> <p>(d) development is sufficiently close to a policy area for the effects of activities in the policy area to be likely to adversely affect the proposed use and/or for the effects of the development to be likely to adversely affect uses in the policy area;</p> <p>(e) development in the rural zone may not be consistent with the purposes of the rural zone.</p>		
Extension of time	8.9. Power to extend the period during which a local government is required to forward its recommendations to the WAPC under clause 36 of the GBRS.		
Cl. 53 cert's	8.10. Power to issue Clause 53 Certificates pursuant to the provisions of the GBRS	<ul style="list-style-type: none"> • Assistant Director General, Regional Planning • Information Capture Manager • Region Scheme Coordinator 	
Public housing DA's	8.11 Power to determine applications for approval of the development of public housing where such applications are made pursuant to the provisions of the GBRS, and the relevant local government does not recommend support for an application, or the local government does not provide a recommendation within the specified time period.	<ul style="list-style-type: none"> • Assistant Director General, Regional Planning 	Must consult with the Chairman before exercising this delegation
	<p>8.12 Power to submit to the Minister for Planning, after consultation with the Chairperson, the material contemplated by s48(1)(c)—(e) of the Act.</p> <p>8.13 Power to submit to the Minister for Planning, after consultation with the Chairperson, the</p>	<ul style="list-style-type: none"> • Assistant Director General, Regional Planning • Planning Director South West Regions • Planning Manager, South West Statutory Planning 	<p>Confined to—</p> <ol style="list-style-type: none"> 1. matters related to land within the GBRS area; and 2. amendments which generally conform with the scope and nature of that

Instrument	Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
	material contemplated in s59 of the Act concerning a minor amendment of a region scheme	<ul style="list-style-type: none"> Planning Manager, Greater Bunbury Region Scheme Project 	proposed by the WAPC in its resolution determining that the scheme be amended.

Schedule 9—Miscellaneous powers

	9.1 Power to make arrangements for the acquisition of land and the conveyance, assignment, transfer, subdivision, amalgamation and development of WAPC property.	<ul style="list-style-type: none"> Chairman of the WAPC Director General Assistant Director General, Business and Corporate Services Manager, Strategic Property Unit 	
	9.2. Power to make arrangements for the leasing of WAPC property including the determination of rents in accordance with established WAPC practice.	<ul style="list-style-type: none"> Assistant Director General, Business and Corporate Services Manager, Strategic Property Unit Property Operations Manager 	<ul style="list-style-type: none"> Function to be exercised having due regard to published WAPC policy.
	9.3. The calling of tenders, the awarding of contracts, and the appointment of consultants pursuant to section 15 of the Act, for activities to which a budget has been approved and allocated by the WAPC and subject to compliance in each case with State Supply Commission procedures.	<ul style="list-style-type: none"> Chairman of the WAPC 	<ul style="list-style-type: none"> Subject to a limitation equivalent to the Chairman's discretionary annual allowance established under the SDA for any financial year. Function to be exercised having due regard to published WAPC policy.
	9.4. Such powers and functions of the WAPC that may be lawfully undertaken relating to the acquisition and development, of land under the Metropolitan Region Scheme, the Peel Region Scheme and the Greater Bunbury Region Scheme for the purpose of carrying out and giving effect to those Schemes, including— (a) the payment of capital expenditure, costs and other expenses incurred in connection with the acquisition of any property under any provisions of those Schemes; (b) the carrying out of works and provision of public facilities thereon as may be necessary for the use and maintenance of the land for which it may be reserved.	<ul style="list-style-type: none"> Chairman of the WAPC Director General 	<ul style="list-style-type: none"> Must have due regard to published WAPC policy and the current terms of the SDA. Does not apply to any matter that involves— <ol style="list-style-type: none"> expenditure in excess of \$1,000,000 (one million dollars); the exchange of or disposal of land owned by the WAPC; or the resumption of land by the WAPC for a public purpose.
		<ul style="list-style-type: none"> Assistant Director General, Business and Corporate Services Assistant Director General, Policy and Priority Initiatives Assistant Director General, Perth and Peel Planning Assistant Director General, Regional Planning 	<ul style="list-style-type: none"> Must have due regard to published WAPC policy and the current terms of the SDA. Does not apply to any matter that involves— <ol style="list-style-type: none"> expenditure in excess of \$500,000 (five hundred thousand dollars); the exchange of or disposal of land

Instrument	Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
			<p>owned by the WAPC; or</p> <p>3. the resumption of land by the WAPC for a public purpose.</p>
		<ul style="list-style-type: none"> • Manager, Strategic Property Unit 	<ul style="list-style-type: none"> • Must have due regard to published WAPC policy and the current terms of the SDA. • Does not apply to any matter that involves— <ol style="list-style-type: none"> 1. expenditure in excess of \$500,000 (five hundred thousand dollars); 2. the exchange of or disposal of land owned by the WAPC; or 3. the resumption of land by the WAPC for a public purpose.
	<p>9.5. Power to prescribe charges and set conditions, for the sale and release of maps and publications.</p>	<ul style="list-style-type: none"> • Assistant Director General, Business and Corporate Services • Chief Finance Officer 	<ul style="list-style-type: none"> • Function to be exercised having due regard to published WAPC policy, and any Budget and Treasury processes..
	<p>9.6. Waiving of the additional fee for considering a minor variation to a plan of subdivision as part of an application for approval of subdivision or re-subdivision.</p>	<ul style="list-style-type: none"> • Assistant Director General, Perth and Peel Planning • Assistant Director General, Regional Planning 	<ul style="list-style-type: none"> • Function to be exercised having due regard to published WAPC policy.
	<p>9.7. The functions of the WAPC provided in section 14(l) of the Act as are necessary to undertake the administrative and financial obligations of the WAPC under section 181(1) of the Act to approve the quantum of the refund of compensation payable to the WAPC determined in accordance with sections 181(2) to (16) of the Act.</p>	<ul style="list-style-type: none"> • Assistant Director General, Business and Corporate Services • Manager, Strategic Property Unit 	
	<p>9.8. The functions of the WAPC provided in section 14(l) of the Act as are necessary to undertake the administrative and financial obligations of the WAPC to consent on behalf of the WAPC to the withdrawal of a notification when a refund of compensation is paid.</p>	<ul style="list-style-type: none"> • Assistant Director General, Business and Corporate Services • Manager, Strategic Property Unit 	
	<p>9.9. The powers and functions of the WAPC set out in the <i>Planning and Development Regulations 2009</i> to determine the acceptability of, and where appropriate authorise the issue of permits to persons or bodies for the conduct of, activities on land owned by the WAPC where the permitted activity is not inconsistent with the purpose for which the land is reserved under</p>	<ul style="list-style-type: none"> • Chairman of the WAPC • Assistant Director General, Business and Corporate Services 	

Instrument	Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
	the Metropolitan Region Scheme and management practice for that land.		
	9.10. The powers and functions of the WAPC set out in the <i>Planning and Development Regulations 2009</i> to issue permits to persons or bodies for the conduct of activities on land owned by the WAPC where the permitted activity is not inconsistent with the purpose for which the land is reserved under the Metropolitan Region Scheme and management practice for that land, and where prior authorisation has been given.	<ul style="list-style-type: none"> • Senior Field Management Officers 	Subject to prior authorisation being made.
	9.11. Power to appoint Incurring Officers, Certifying Officers and Collectors of Public Moneys in accordance with the Treasurer's Instruction 304 issued under section 78 of the <i>Financial Management Act 2006</i> .	<ul style="list-style-type: none"> • Chairman of the WAPC • Assistant Director General, Business and Corporate Services • Chief Finance Officer 	
	9.12. Power to write-off bad debts in accordance with the Treasurer's Instruction 807 issued under section 78 of the <i>Financial Management Act 2006</i> .	<ul style="list-style-type: none"> • Chairman of the WAPC 	To write-off of bad debts which have individual value of up to \$10,000.
	9.13. Power to re-allocate budgeted funds.	<ul style="list-style-type: none"> • Chairman of the WAPC 	Subject to the terms of the SDA; and a financial limit equivalent to the Chairman's discretionary annual allowance established under the SDA for any financial year.
	9.14. Power to approve amendments to forms, where such approval is required of the WAPC under the <i>Planning and Development Regulations 2009</i> provided such amendment is consistent with the objectives and intent of any policies (if any) of the WAPC.	<ul style="list-style-type: none"> • Chairman of the WAPC 	

Interpretation

In this Instrument of Delegation, unless the context otherwise requires—

1. “the Act” means the *Planning and Development Act 2005*;
2. “SDA” means “Service Delivery Arrangement”
3. “WAPC” or “Commission” means the “Western Australian Planning Commission.”
4. “Department” means “Department of Planning.”
5. A reference to “Kimberly, Pilbara, Gascoyne, Goldfields-Esperance, Mid-West, Wheatbelt, Great Southern and South West planning regions” includes the Indian Ocean Territories.
6. A reference to “Directors, Perth and Peel Planning” includes any position to which the level of “Director” is designated, located within the Perth and Peel Division of the Department of Planning, but excludes position no 14726 (infrastructure and Land Use Co-ordination Director).
7. A reference to “Directors and Managers, Perth and Peel Planning” excludes any position within the Infrastructure and Land Use Co-ordination Division to which the level of “Director” or “Manager” is designated.
8. For the avoidance of doubt, the Director or Manager positions referred to are confined to those positions located within the Perth and Peel Planning Division or Regional Planning Division of the Department.
9. A reference to a position contemplates and includes a reference to its successor in title.

PL402*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED TOWN PLANNING SCHEME AMENDMENT

Town of Cambridge

Town Planning Scheme No. 1—Amendment No. 29

Ref: TPS/1553

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 Cambridge local planning scheme amendment on 14 September 2015 for the purpose of—

- (ii) Pursuant to Part 5 of the *Planning and Development Act 2005*, Council resolves to initiate an Amendment to the Town of Cambridge Planning Scheme No. 1 to introduce an additional use for “Consulting Rooms (group)” for Lots 165 and 166 (No. 210) Cambridge Street, Wembley to the existing “Residential” zone;
- (iii) Schedule 2 in the Town Planning Scheme No. 1 be amended to include the following Development Standards and Conditions for the additional use “consulting rooms (group)” at for Lots 165 and 166 (No. 210) Cambridge Street, Wembley;
 - Development standards as applicable to the Residential zone shall apply except where specified otherwise below;
 - Lot 165 and 166 Cambridge Street, Wembley to be amalgamated;
 - The existing building is to be retained except for any minor modifications, alterations or additions deemed appropriate by the Town subject to future planning approval;
 - Access and car parking standards are to be provided in accordance with Scheme requirements;
 - Any future signage to be in accordance with the Council’s Advertising Sign Policy;
 - A maximum of four (4) consulting rooms are to operate at any one time; and
 - Operational hours are to be determined by the Town and all client visits are to be appointment only.

S. WITHERS, Mayor.
J. R. BUCKLEY, Chief Executive Officer.

PL403*

PLANNING AND DEVELOPMENT ACT 2005

APPROVED COMMUNITY PLANNING SCHEME AMENDMENT

City of Melville

Community Planning Scheme No. 5—Amendment No. 72

Ref: TPS/1463

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 Melville local planning scheme amendment on 21 September 2015 for the purpose of—

1. Amending the Scheme Text by Schedule 3 Additional Uses and Special Conditions as follows—

No.	Address	Additional Uses	Special Conditions
53	Lots 800-801 (No.s 12-14) Forbes Road, Lots 802-804 (No.s 40A-40C) Kishorn Road and Lot 88 (No. 42) Kishorn Road, Applecross	Restaurant	Nil

R. AUBREY, Mayor.
Dr S. SILCOX, Chief Executive Officer.

RACING, GAMING AND LIQUOR

RA401*

LIQUOR CONTROL ACT 1988

LIQUOR APPLICATIONS

The following applications received under the *Liquor Control Act 1988 (the Act)* are required to be advertised.

Any person wishing to obtain more details about any application, or about the objection process, should contact the Department of Racing, Gaming and Liquor, 1st Floor, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
A000187000	Hog's Breath Cafe Eaton Pty Ltd	Application for the conditional grant of a Restaurant licence in respect of premises situated in Eaton and known as Hog's Breath Cafe Eaton	4/11/2015
A000187717	Selfam (WA) Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Currambine and known as Panarottis Currambine	9/11/2015
A000187765	Antica International Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Currambine and known as Antica	8/11/2015
APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
A000186772	Vinkey Pty Ltd	Application for the grant of an Extended Trading Permit—Ongoing Hours in respect of premises situated in Perth and known as Cheeky Sparrow	22/10/2015

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

B. A. SARGEANT, Director of Liquor Licensing.

Dated: 9 October 2015.

DECEASED ESTATES

ZX401*

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

David George Anderson, late of 629 Two Rocks Road, Yanchep, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the deceased, who died on 19 July 2015, are required by the personal representative John Anderson, of PO Box 3377, Joondalup WA 6027 to send particulars of their claims to me on or before 15 November 2015, after which date I may convey or distribute the assets having regard only to the claims of which I then have notice.

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 Estates of the undermentioned deceased persons are required to send particulars of

their claims to me on or before 16 November 2015, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bray, Lynton William, late of The Pines Aged Care, 167 Ponte Vecchio Boulevard, Ellenbrook, died 8 September 2015 (DE33040483 EM16)

Broun, Muriel Edith, late of Balmoral Aged Care, 29 Gardner Street, Como, died 30 August 2015 (DE31053405 EM37)

Butler, Phyllis Florence Edith, late of Waminda Aged Care, 1 Adie Court, Bentley, died 29 July 2015 (DE19894430 EM17)

Chalwell, Francis Norman, late of 13 Shepherd Street, Beaconsfield, died 3 June 2015 (DE19740655 EM213)

Cousens, Kerri Denise, late of 39 Stanton Crescent, Greenwood, died 20 May 2013 (DE20001816 EM26)

Cox, Joan Sylvia, late of Brightwater Redcliffe, 23 Johnson Street, Redcliffe, formerly of 14 Sheoak Court, Forrestfield, died 17 July 2015 (DE19810917 EM17)

Delves, Edna Mavis, late of St Andrews Nursing Home Juniper, 18/30 Winifred Street, Bayswater, died 22 August 2015 (DE33026675 EM36)

Groves, John Arthur, late of Balladong Lodge, 20 Redmile Road, York, formerly of Alex Miles Lodge, 1 Ernest Drive, Beverley, died 23 July 2015 (DE33087802 EM17)

Poultney, Leonard William John, late of 19 Strickland Street, South Perth, died 2 September 2015 (DE19982982 EM35)

Rose, Mervyn James, late of Parkview Aged Case, 6 Drummond Street, Redcliffe, formerly of 13 Rundle Street, Kelmscott, died 22 July 2015 (DE19670665 EM17)

Standen, Olive Mary, late of Hale Hostel, 31 Waverly Road, Coolbellup, died 1 August 2015 (DE33082845 EM35)

BRIAN ROCHE, Public Trustee,
553 Hay Street, Perth WA 6000.
Telephone: 1300 746 212

PUBLIC NOTICES

ZZ401*

DISPOSAL OF UNCOLLECTED GOODS ACT 1970

DISPOSAL OF UNCOLLECTED GOODS

Notice under Part VI of Intention to Apply to Court for an Order—to Sell or Otherwise Dispose of Goods Valued in Excess of \$300

To: Manny Bates of 2/218 Westview Street, Scarborough, Western Australia, bailor.

You were given notice on 26 November 2014 that the following goods: the boat, "Paradiso", situated at Two Rocks Marina, Two Rocks, Western Australia was 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, Yanchep Sun City Pty Ltd of Level 2, 682 Murray Street, West Perth, Western Australia, bailee, intends making an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.

YANCHEP SUN CITY PTY LTD, c/o Gadens, Level 7, 150 St Georges Terrace, Perth WA 6000.

ZZ402*

DISPOSAL OF UNCOLLECTED GOODS ACT 1970

DISPOSAL OF UNCOLLECTED GOODS

Notice under Part VI of Intention to Apply to Court for an Order—to Sell or Otherwise Dispose of Goods Valued in Excess of \$300

To: Alisdair Walker, PO Box 494, Mundaring, Western Australia, bailor.

You were given notice on 26 November 2014 that the following goods: the boat, "Indulgence", situated at Two Rocks Marina, Two Rocks, Western Australia was 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, Yanchep Sun City Pty Ltd of Level 2, 682 Murray Street, West Perth, Western Australia, bailee, intends making an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.

YANCHEP SUN CITY PTY LTD, c/o Gadens, Level 7, 150 St Georges Terrace, Perth WA 6000.

ZZ403*

DISPOSAL OF UNCOLLECTED GOODS ACT 1970**DISPOSAL OF UNCOLLECTED GOODS**

Notice under Part VI of Intention to Apply to Court for an Order—to Sell or Otherwise Dispose of
Goods Valued in Excess of \$300

To: Brett Dunstone of C/- Kingsway Consolidated Limited, Suite 801, Level 8/14 Martin Place,
Sydney, New South Wales, bailor.

You were given notice on 26 November 2014 that the following goods: the boat, "Freshly Shucked",
situated at Two Rocks Marina, Two Rocks, Western Australia was 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, Yanchep Sun City Pty Ltd of Level 2, 682 Murray
Street, West Perth, Western Australia, bailee, intends making an application to the Court for an
order to sell or otherwise dispose of them in accordance with the Act.

YANCHEP SUN CITY PTY LTD, c/o Gadens, Level 7, 150 St Georges Terrace, Perth WA 6000.

WESTERN AUSTRALIA

CAT ACT 2011

Price: \$11.80 plus postage

CAT REGULATIONS 2012

Price: \$9.35 plus postage

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

**CRIMINAL PROPERTY CONFISCATION
ACT 2000**

Price: \$37.85 plus postage

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

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