



WESTERN
AUSTRALIAN
GOVERNMENT
Gazette



ISSN 1448-949X (print) ISSN 2204-4264 (online)
PRINT POST APPROVED PP665002/00041

PERTH, TUESDAY, 21 FEBRUARY 2017 No. 44

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 12.00 NOON
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Nil

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The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Delivery address:

State Law Publisher
Lower Ground Floor,
10 William St. Perth, 6000
Telephone: 6552 6000 Fax: 9321 7536

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— PART 2 —

ELECTORAL

EL401

ELECTORAL ACT 1907

DECLARATION OF SPECIAL INSTITUTIONS AND HOSPITALS—AMENDMENT TO LIST

The list containing the 'Declaration of Special Institutions and Hospitals' as contained in *Government Gazette* No. 33 SPECIAL dated 3 February 2017, is hereby varied as follows—

DISTRICT OF VICTORIA PARK

BENTLEY

Swan Care Group—Kingia Care Centre
Allen Court—ADD

Swan Care Group—Tandara Care Centre
73 Jarrah Road—ADD

ELECTORAL ACT 1907

DECLARATION OF REMOTE AREAS—AMENDMENT TO LIST

The list containing the 'Declaration of remote areas' as contained in *Government Gazette* No. 33 SPECIAL dated 3 February 2017, is hereby varied as follows—

Delete—

DISTRICT OF NORTH WEST CENTRAL—

Mt Hardman

Insert—

DISTRICT OF KIMBERLEY—

Purnululu

ELECTORAL ACT 1907

APPOINTMENT OF POLLING PLACES—AMENDMENT TO LIST

The list containing the 'Appointment of Polling Places' as contained in *Government Gazette* No. 33 SPECIAL dated 3 February 2017, is hereby varied as follows—

Delete—

DISTRICT OF MURRAY-WELLINGTON

BRUNSWICK JUNCTION

Brunswick Junction Primary School
6 Vincent Street

Insert—

DISTRICT OF MURRAY-WELLINGTON

BRUNSWICK JUNCTION

Brunswick Memorial Town Hall
South Western Highway

Delete—

DISTRICT OF ROE

KATANNING

Katanning Town Hall
16 Austral Terrace

Insert—

DISTRICT OF ROE

KATANNING

Katanning Leisure and Function Centre
Pemble Street

FISHERIES

FI401

FISH RESOURCES MANAGEMENT ACT 1994

STATEMENT OF DETERMINATION

Abalone Management Plan 1992

I Heather Brayford, Chief Executive Officer of the Department of Fisheries Western Australia, pursuant to clause 11(3) of the *Abalone Management Plan 1992*, hereby make a determination in regard to the maximum quantity of abalone that may be taken from the relevant areas of the Abalone Managed Fishery during the licensing period commencing on 1 April 2017, as set out below—

Area 1

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

Area 2

18,000 kilograms of Roe's abalone (whole weight)
18,000 kilograms of Greenlip abalone (meat weight)
5,000 kilograms of Brownlip abalone (meat weight)

Area 3

24,500 kilograms of Greenlip abalone (meat weight)
5,000 kilograms of Brownlip abalone (meat weight)

Area 4

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

Area 5

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

Area 6

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

Area 7

24,000 kilograms of Roe's abalone (whole weight)

Area 8

0 kilograms of Roe's abalone (whole weight)

HEATHER BRAYFORD, Chief Executive Officer.

Dated this 16th day of February 2017.

HERITAGE

HR401

HERITAGE OF WESTERN AUSTRALIA ACT 1990

PLACE NOT TO BE ENTERED INTO THE REGISTER OF HERITAGE PLACES

Interim Registration to be Removed

Notice is hereby given in accordance with Section 53(1) of the *Heritage of Western Australia Act 1990* that **Broome Historical Museum** will not be entered in the Register of Heritage Places on a permanent basis and the interim registration has been removed—

Broome Historical Museum at 67 Robinson Street, Broome; Lot 4 on Diagram 69750, being the whole of the land contained in C/T V 1727 F 480.

GRAEME GAMMIE, Executive Director,
Department of the State Heritage Office.
Bairds Building, 491 Wellington Street,
Perth WA 6000.

Dated: 21 February 2017.

JUSTICE

JU401

JUSTICES OF THE PEACE ACT 2004
RESIGNATION

It is hereby notified for public information that the Minister has accepted the resignation of—
Ms Anissa Leigh Thorpe of Three Springs
from the Office of Justice of the Peace for the State of Western Australia.

JOANNE STAMPALIA, A/Executive Director,
Court and Tribunal Services.

JU402

JUSTICES OF THE PEACE ACT 2004
APPOINTMENT

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

Des Bromilow of North Dandalup

JOANNE STAMPALIA, A/Executive Director,
Court and Tribunal Services.

MARINE/MARITIME

MA401

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS 1958
PROHIBITED SWIMMING AREA
City of South Perth

Department of Transport,
Fremantle WA, 21 February 2017.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, I hereby close all of the following waters to swimming between the hours of 8:45PM and 9:45PM on Saturday, 25 February 2017—

City of South Perth

Area of Closure: All the waters within a 150 metre radius of the firing point located at approximately 31°58.399'S, 115°51.730'E.

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

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

MA402

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS 1958
PROHIBITED SWIMMING AREA
City of Nedlands

Department of Transport,
Fremantle WA, 21 February 2017.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, I hereby close all of the following waters to swimming between the hours of 6:00PM and 10:00PM on Saturday, 25 February 2017—

City of Nedlands

Area of Closure: All the waters within a 250 metre radius of the firing point located at approximately 31°59.712'S, 115°48.951'E.

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

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

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Belmont

Local Planning Scheme No. 15—Amendment No. 6

Ref: TPS/1486

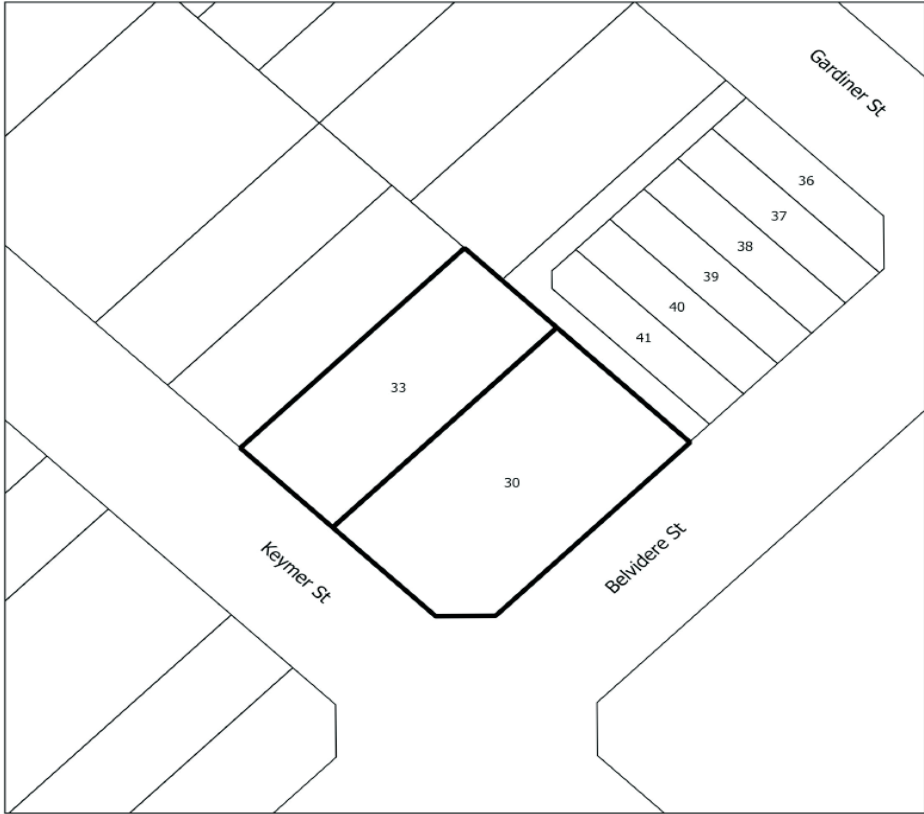
It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Belmont Local Planning Scheme amendment on 1 February 2017 for the purpose of—

- (a) Rezoning Lots 10, 30, 33, 36, 37, 38, 39, 40, 41, 75, 76, 95, 125, 126, 166 and 500 Belvidere Street, Lot 77 Gardiner Street, Belmont from 'Commercial' to 'Special Development Precinct'.
- (b) Rezoning Lots 17, 18 and 19 Somers Street, Lot 12, 13, 14, 15 and 16 Belvidere Street, Lots 10 and 11 Keymer Street, Lots 67, 68 and 130 Leake Street, Lot 94 Gardiner Street, Belmont from 'Residential' to 'Special Development Precinct'.
- (c) Amend clause 5.8.1 to read as follows—

There are five Special Development Precincts which are delineated on the Scheme Map and named as follows—

- 'Ascot Waters' (generally bound by Grandstand Road, Stoneham Street, Great Eastern Highway and the Swan River, Ascot).
- 'Invercloy Estate' (generally bounded by Tibbradden Circle, Hay Road, Fauntleroy Avenue and Great Eastern Highway, Ascot).
- 'The Springs' (generally bound by Graham Farmer Freeway, Great Eastern Highway, Brighton Road and the Swan River, Rivervale).
- 'Belgravia Residential Estate' (generally bounded by Belgravia Street, Barker Street, Daly Street and Mixed Use zoned lots fronting Daly Street and Belgravia Street).
- 'Belvidere Main Street Precinct' (generally adjacent to Belvidere Street between Leake Street and Keymer Street).

- (d) Amend Schedule 2 (Additional Uses) to include the additional uses outlined as follows—

No.	Location and Additional Uses
19	<p>On Lots 30 and 33 Belvidere Street as detailed in the plan below, the use class of 'Service Station' may be considered as a 'D' Use for the purpose of clause 4.3 and Table 1.</p> 

No.	Location and Additional Uses
20	<p>On Lots 10, 12, 13, 14, 15, 16, 30, 33, 36, 37, 38, 39, 40, 41, 75, 76, 95, 125, 126, 166 and 500 Belvidere Street; Lots 67, 68 and 130 Leake Street; Lots 77 and 94 Gardiner Street; Lots 17, 18 and 19 Somers Street; and Lots 10 and 11 Keymer Street, as detailed in the plan below, the following use classes may be considered as 'D' uses for the purposes of Clause 4.3 and Table 1—</p> <ul style="list-style-type: none"> • Dry-cleaning premises • Educational Establishment • Health Centre • Laundromat • Public Amusement • Vet Consulting Rooms.

P. MARKS, Mayor.
S. COLE, Chief Executive Officer.

PL402

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of South Perth
Local Planning Scheme No. 6—Amendment No. 46

Ref: TPS/1502

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of South Perth Local Planning Scheme amendment on 31 January 2017 for the purpose of—

1. Clause 4.3 (1)(c) is amended by deleting the first word, 'The', and replacing it with the following words—
"Other than in Special Control Area 1 'South Perth Station Precinct', the".
2. Clause 6.1 A(10)(b) is amended as follows—
 - (a) the preamble to paragraph (b)(ii) is amended to read as follows—
"(ii) subject to (iii), on land which is not in the Special Design Area, where the assigned Building Height Limit is 25.0 metres."

(b) paragraph (b) is amended by the addition of a new part (iii), to read as follows—

“(b) (iii) for any comprehensive new development in the Special Design Area, where a proposed building is higher than the Building Height Limit shown on Plan 3 ‘Building Heights’ in Schedule 9A, the provisions of sub-clauses 6.1A (2), (3), (4), (5), (6), (7), (8) and (9) of the Scheme do not apply.”

3. Schedule 9 is deleted and the following new Schedule 9A is inserted in its place—

“Schedule 9A

SPECIAL CONTROL AREA 1—SOUTH PERTH STATION PRECINCT

Refer to Clause 10.1

NOTES

PROVISION 1—OBJECTIVES OF SPECIAL CONTROL AREA 1

The objectives of the development controls for Special Control Area 1—South Perth Station Precinct are to—

- (a) promote—
 - (i) a diverse range of land uses within the precinct to provide greater employment self-sufficiency in the City and patronage for a future ‘destination’ rail station;
 - (ii) more intensive non-residential land use in developments to ensure the precinct consolidates its role as an employment destination; and
 - (iii) increased residential population;
- (b) create a precinct that offers commercial office space, cafés, restaurants, hotels and tourist accommodation;
- (c) preserve portions of the precinct for predominantly residential, retail and office uses, as appropriate, by the creation of sub-precincts;
- (d) create a high quality inner-city urban character;
- (e) promote a high level of pedestrian amenity with active street frontages to create a liveable and accessible environment for visitors and residents;
- (f) allow buildings designed to maximise river and city views while maintaining view corridors;
- (g) permit additional building height within the Special Design Area in return for meeting all relevant requirements of Table A and all Performance Criteria in Table B; and
- (h) preserve and protect the integrity of heritage places within the precinct.

**NOTE ON
SCHEDULE 9A—
Schedule 9A added
by Amendment
No. 46**

PROVISION 2—LAND COMPRISING SPECIAL CONTROL AREA 1

Special Control Area 1—South Perth Station Precinct as delineated on the Scheme Map as SCA1, includes land adjacent to portions, or all, of the following streets: Bowman Street, Charles Street, Darley Street, Ferry Street, Frasers Lane, Hardy Street, Harper Terrace, Judd Street, Labouchere Road, Lyall Street, Melville Parade, Mends Street, Mill Point Road, Ray Street, Richardson Street, Scott Street, South Perth Esplanade, and Stone Street.

PROVISION 3—OPERATION OF SCHEDULE 9A

(1) Comprehensive new development within Special Control Area 1—South Perth Station Precinct shall comply with the development requirements in the first column of Table A of this Schedule, and all of the Performance Criteria in Design Consideration 1 ‘Design Quality’ of Table B. No variation from those requirements is permissible unless the provisions of a particular development requirement provide Council with a discretionary power to approve a variation from that requirement.

(2) The Guidance Statements in the second column of Table A explain the rationale for the development requirements in the first column; and guide the Council in the exercise of discretion, where applicable, when considering applications for planning approval for comprehensive new development.

(3) In cases where the Council has discretionary power to approve a proposed variation from a particular development requirement in Table A, approval shall not be granted unless the proposed comprehensive new development satisfies the related Guidance statements.

(4) On sites within the Special Design Area where approval is sought for variations from Development Requirement 5.1, approval shall not be granted unless the proposed comprehensive new development satisfies the related Guidance Statements in Table A, and also complies with all Performance Criteria in Table B.

(5) Within Special Control Area 1—South Perth Station Precinct—

- (a) the provisions of this Schedule do not apply to development in the form of alterations or additions of the following kinds—
 - (i) additional habitable floor area which does not add new dwellings or provide space capable of accommodating additional people working in the non-residential portion of a building;

- (ii) renovations or repairs which do not increase the plot ratio area of the building;
 - (iii) a non-habitable outbuilding;
 - (iv) an open-sided addition;
 - (v) any other non-habitable addition;
 - (vi) modifications to the façade; or
 - (vii) change of use.
- (b) For alterations or additions of the kinds referred to in paragraph (a) there is no maximum plot ratio within Special Control Area 1—South Perth Station Precinct, but such alterations or additions are subject to all other relevant provisions of this Scheme.

PROVISION 4—DEFINITIONS

In this Schedule—

- ‘active street frontage’** means a street frontage on the ground floor of a building that enables direct visual and physical contact between the street and the interior of the building to ensure casual surveillance of the public domain. Clearly defined entrances, windows and shop fronts are elements of the building façade that contribute to an active street frontage.
- ‘discretionary land use’** means a use which the Council may approve in the Sub-Precinct in which the use is proposed if it is satisfied that the use would not detract from the amenity of the Sub-Precinct and would satisfy the Sub-Precinct Guidance Statements for Elements 1 and 2 in Table A.
- ‘heritage place’** has the same meaning as the term ‘place’ in the *Heritage of Western Australia Act 1990*.
- ‘podium’** means the lower levels of a building, which are to have lesser setbacks than the upper levels as detailed in Element 7 and Element 8 of Table A of this Schedule.
- ‘preferred land use’** means a Use that is permitted in a Sub-Precinct where the Use is indicated in Elements 1 and 2 in Table A as being a preferred land use.
- ‘significant view’** means a panorama or a narrower vista seen from a given vantage point, not obtainable from the majority of residential properties within the City. Examples of a ‘significant view’ include views of the Perth City skyline, the Swan River, suburban townscape, parkland or treescape.
- ‘Small Shop’** means a shop with a gross floor area not exceeding 250 square metres. The term does not include a supermarket or department store.
- ‘Special Design Area’** means the area identified as a special design area on Plan 2—Special Design Area forming part of this Schedule.

NOTE ON PROVISION 4 ‘DEFINITIONS’—
Refer to Schedule 1 for definition of ‘comprehensive new development’.

Table A: Development Requirements for Comprehensive New Development

<i>Development Requirements</i>	<i>Guidance Statements</i>
Element 1: Land Uses—Preferred and Discretionary	
1.1 Mends Sub-Precinct 1.1.1 <i>Preferred land uses—</i> Cafe/Restaurant, Cinema/Theatre, Convenience Store, Hotel, Mixed Development, Office, Service Industry, Shop, Small Shop, Tourist Accommodation; Aged or Dependent Persons’ Dwelling, Grouped Dwelling, Multiple Dwelling, Residential Building and Single Bedroom Dwelling. 1.1.2 <i>Discretionary land uses—</i> Child Day Care Centre, community exhibition gallery, Consulting Rooms, Educational Establishments and Public Parking Station.	(a) It is intended that the South Perth Station Precinct is to consolidate its role as an employment destination. (b) In the Mends and Scott-Richardson Sub-Precincts, non-residential uses should predominantly comprise offices, shops and other commercial land uses, Educational Establishments and tourist-oriented development. Inclusion of child care facilities and community art or exhibition galleries within some developments would be beneficial for both residents and employees.
1.2 Scott-Richardson Sub-Precinct 1.2.1 <i>Preferred land uses—</i> Café/Restaurant, Mixed Development, Office, Service Industry, Take-Away Food Outlet, Tourist Accommodation, Multiple Dwelling, Grouped Dwelling, Single Bedroom Dwelling, Aged or Dependent Persons’ Dwelling and Residential Building. 1.2.2 <i>Discretionary land uses—</i> Child Day Care Centre, Civic Use, community exhibition gallery, Consulting Rooms, Educational Establishment,	

<i>Development Requirements</i>	<i>Guidance Statements</i>
<p>Hotel, Public Parking Station, Reception Centre and Small Shop.</p> <p>1.3 South Perth Esplanade Sub-Precinct <i>Preferred land uses—</i> Multiple Dwelling, Grouped Dwelling, Single Bedroom Dwelling, Aged or Dependent Persons' Dwelling, Residential Building and Tourist Accommodation.</p> <p>1.4 Stone-Melville Sub-Precinct 1.4.1 Preferred land uses— Multiple Dwelling, Grouped Dwelling, Single Bedroom Dwelling, Aged or Dependent Persons' Dwelling, Residential Building;</p> <p>1.4.2 Discretionary land uses— Café/Restaurant, Consulting Rooms, Local Shop, Mixed Development and Tourist Accommodation.</p> <p>1.5 Uses not listed Any use not listed in Development Requirements 1.1, 1.2, 1.3 and 1.4 is not permitted unless the use satisfies Element 1 Guidance Statements (a) and (b) and the related Guidance Statements for the relevant sub-precincts.</p> <p>1.6 Interaction of Elements 1 and 2 With respect to ground floor uses, the provisions of 'Element 2 Ground Floor Uses' will prevail over the provisions of 'Element 1 Land Use' in the event of any inconsistency.</p>	<p>Mends Street's traditional function as the main retail area in South Perth. Land uses with higher intensity visitation should be located on the ground floor, with non-residential land uses encouraged on the lower floors and residential on the upper floors.</p> <p>(d) Scott-Richardson Sub-Precinct For the Scott-Richardson Sub-Precinct the traditional Office and small scale shops and other commercial uses are encouraged on the ground and lower floors with residential on the upper floors.</p> <p>(e) South Perth Esplanade Sub-Precinct For the South Perth Esplanade Sub-Precinct, land uses which preserve a residential character are encouraged.</p> <p>(f) Stone-Melville Sub-Precinct For the Stone-Melville Sub-Precinct, land uses which preserve a residential character are encouraged, with limited commercial development.</p>

Element 2: Ground Floor Land Uses—Preferred and Discretionary

<p>2.1 Mends Sub-Precinct 2.1.1 No residential dwellings are permitted on the ground floor. 2.1.2 <i>Preferred ground floor land uses—</i> Cafe/Restaurant, Convenience Store, Hotel, Office, Service Industry, Shop, Small Shop, and Tourist Accommodation. 2.1.3 <i>Discretionary ground floor land uses—</i> Child Day Care Centre, community exhibition gallery, Consulting Rooms, Educational Establishment.</p> <p>2.2 Scott-Richardson Sub-Precinct 2.2.1 No residential dwellings are permitted on the ground floor. 2.2.2 <i>Preferred ground floor land uses—</i> Café/Restaurant, Office, Service Industry, Small Shop and Take-Away Food Outlet. 2.2.3 <i>Discretionary ground floor land uses—</i> Child Day Care Centre, community exhibition gallery, Consulting Rooms, Educational Establishment.</p> <p>2.3 South Perth Esplanade Sub-Precinct <i>Preferred ground floor land uses—</i> Grouped Dwelling, Multiple Dwelling, Aged or Dependent Persons' Dwelling, Single Bedroom Dwelling, Residential Building and Tourist Accommodation.</p> <p>2.4 Stone-Melville Sub-Precinct <i>Preferred ground floor land uses—</i> Multiple Dwelling, Grouped Dwelling, Single Bedroom Dwelling, Aged or Dependent Persons' Dwelling, Residential Building, Café/Restaurant, Consulting Rooms, Local Shop, Mixed Development, and Tourist Accommodation.</p>	<p>(a) The ground floors of buildings are the most important in engendering interaction between the public and private realms. As such, for the Mends and Scott-Richardson Sub-Precincts, non-residential uses are expected at the ground floor level to enhance the public / private interface.</p> <p>(b) Within Element 2 'Ground Floor Land Uses', the sole purpose of designating uses as either 'preferred' or 'discretionary' is to indicate their appropriateness for location on the ground floor of a building. This does not indicate their appropriateness within a particular Sub-Precinct. (To determine whether a land use is 'preferred' or 'discretionary' within a particular Sub-Precinct, refer to Element 1.)</p>
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<i>Development Requirements</i>	<i>Guidance Statements</i>
<p>2.5 Uses not listed</p> <p>Any land use not listed in Development Requirements 2.1, 2.2, 2.3 and 2.4 is not permitted unless the use satisfies Element 2 Guidance Statements (a) and (b).</p>	
Element 3: Plot Ratio and Land Use Proportions	
<p>3.1 There is no maximum plot ratio for any comprehensive new development within Special Control Area 1—South Perth Station Precinct.</p> <p>3.2 Within the Scott-Richardson Sub-Precinct and the Mends Sub-Precinct, all comprehensive new development shall have a non-residential component with a minimum plot ratio of 1.0.</p> <p>3.3 In the Scott-Richardson Sub-Precinct and the Mends Sub-Precinct, where the total plot ratio of a Mixed Development is 3.0 or less, the plot ratio of the residential component shall not exceed 1.5.</p> <p>3.4 In the Scott-Richardson Sub-Precinct and the Mends Sub-Precinct, on sites which are not in the Special Design Area, where the total plot ratio of a Mixed Development is more than 3.0, there is no maximum plot ratio for the residential component.</p> <p>3.5 On sites in the Special Design Area where the total plot ratio of a Mixed Development is more than 3.0, the plot ratio of the non-residential component shall be not less than 1.0</p> <p>3.6 The provisions of the Codes relating to dwelling size in activity centres shall apply.</p> <p>3.7 For comprehensive new development that includes residential dwellings, the provisions of the Codes relating to 'Utilities and Facilities' in activity centres shall apply.</p> <p>3.8 South Perth Esplanade and Stone-Melville Sub-Precincts</p> <p>Development Requirements 3.2, 3.3 and 3.4 do not apply to the South Perth Esplanade Sub-Precinct and the Stone-Melville Sub-Precinct.</p>	<p>(a) To meet potential occupiers' diverse needs, all comprehensive new developments that include a residential component should provide a diversity of dwelling sizes and number of bedrooms, including Single Bedroom Dwellings.</p> <p>(b) For residential dwellings, storerooms, rubbish collection and clothes drying areas should be provided.</p>
Element 4: Podium Height	
<p>4.1 The podium height shall be 9 metres minimum and 13.5 metres maximum.</p> <p>4.2 For properties that contain or abut a heritage place, the podium height shall be a minimum of 7 metres and a maximum of 10.5 metres unless otherwise approved by the Council after giving due consideration to Element 13 of Table A of this Schedule.</p> <p>4.3 On a corner site, in order to accommodate an architectural design feature, the Council may permit a variation from the maximum podium height prescribed in Development Requirement 4.1 where the podium satisfies Element 4 Guidance Statements (a) and (b).</p>	<p>(a) The scale of the podium is an important contributory factor to the character and perceived integrity of the street.</p> <p>(b) Corner podium with architectural design features is encouraged.</p>
Element 5: Building Height	
<p>5.1 With the exception of any variations that the Council may approve under Element 6 'Special Design Area', comprehensive new development shall comply with the building height limits shown on Plan 3 'Building Heights'.</p>	<p>(a) In general, the building height limits shown on Plan 3 'Building Heights', coupled with unlimited total plot ratio, will facilitate achievement of the desired character of the South Perth Station Precinct as an urban place with a dynamic and vibrant inner-city atmosphere.</p> <p>(b) Within the Special Design Area comprising sites fronting the more prominent streets, it is appropriate to allow higher buildings provided the Performance Criteria in Table B are met.</p>

<i>Development Requirements</i>	<i>Guidance Statements</i>
Element 6: Special Design Area	
<p>6.1 In the case of a comprehensive new development in the Special Design Area with a plot ratio of more than 3.0, the Council may, subject to all of the provisions of Element 6, approve a variation from the Building Height Limits shown on Plan 3, provided that the development site has an area of not less than 1,700 sq. metres and a frontage of not less than 25 metres, unless otherwise approved by the Council.</p> <p>6.2 For sites within the Special Design Area comprising lots depicted on Plan 2 'Special Design Area', the requirements of Element 3 'Plot Ratio and Land Use Proportions' and Element 5 'Building Height' may be waived where it can be demonstrated to the satisfaction of the Council or other responsible authority that the development—</p> <ul style="list-style-type: none"> (a) is consistent with the Guidance Statements applicable to those Elements; and (b) satisfies all of the Performance Criteria in Table B of this Schedule. <p>6.3 Where a variation from a Building Height Limit shown on Plan 3 is sought under Development Requirement 6.1 and 6.2, the applicant shall submit as part of the application for planning approval, a report demonstrating how the development satisfies all of the Performance Criteria in Table B.</p>	<ul style="list-style-type: none"> (a) For a site to be eligible for approval of a building height variation, a minimum lot area and frontage is prescribed. However, where under-sized lots cannot be amalgamated with adjoining lots, the Council may support the under-sized lot area and frontage if the Council considers the variation to be minor. (b) The lots comprising the Special Design Area have been included in this area because they front onto streets which have a high degree of visibility, either by virtue of their open aspect or proximity to high volumes of vehicle or pedestrian traffic. These streets offer the potential for higher buildings with a stronger visual presence than buildings in other streets. In return for this greater development potential, buildings need to demonstrate exceptional design quality, and meet a range of other Performance Criteria. (c) Table B contains a range of performance criteria aimed at promoting energy-efficient developments of exceptional, sensitive and sophisticated design quality and offering additional occupier and community benefits, among other design considerations. Subject to satisfying all of the Performance Criteria, on sites of sufficient area and frontage in the Special Design Area building height variations may be allowed to the limits specified in the development requirements.
Element 7: Relationship to the Street	
<p>7.1 The street setbacks apply to both residential and non-residential components of buildings.</p> <p>7.2 Subject to Development Requirement 7.5.1, with the exception of comprehensive new development on sites fronting the streets referred to in Development Requirements 7.3, 7.4 and 7.5, all comprehensive new development shall incorporate a podium with a nil street setback. For comprehensive new development on sites fronting the streets referred to in Development Requirements 7.3, 7.4 and 7.5, inclusion of a podium is optional.</p> <p>7.3 For properties abutting the following streets, the street setback for any part of the building including the podium, if any, shall be not less than 4 metres—</p> <ul style="list-style-type: none"> (a) Darley Street; (b) Ferry Street; (c) Frasers Lane; (d) Judd Street, north side; (e) Melville Parade, north of Judd Street; (f) Mill Point Road, west side between Judd Street and Scott Street, and east side between Harper Terrace and Frasers Lane; 	<ul style="list-style-type: none"> (a) With the exception of sites fronting on to the streets listed in Development Requirements 7.3, 7.4 and 7.5, to achieve a high degree of continuity of the street edge, a portion of the width of the street façade of the podium should normally abut the street boundary, with the levels above the podium being set back in accordance with Element 8 'Side and Rear Setbacks'. However, the Council may approve a lesser portion of the street frontage having a zero street setback if design techniques are employed which visually maintain the continuity of the street edge.

<i>Development Requirements</i>	<i>Guidance Statements</i>
<p>(g) Ray Street; (h) Scott Street; and (i) Stone Street.</p> <p>7.4 Subject to Development Requirement 7.6.1(a)(ii), for properties abutting the following streets, the street setback for any part of the building including the podium, if any, shall be not less than 2.0 metres—</p> <p>(a) Bowman Street, except those lots in the Special Design Area; (b) Charles Street, except those lots in the Special Design Area; and (c) Hardy Street, except those lots in the Special Design Area.</p> <p>7.5 South Perth Esplanade Sub-Precinct 7.5.1 For any part of the building including the podium, if any, the setback from South Perth Esplanade shall be not less than 6 metres.</p> <p>7.6 Scott-Richardson and Mends Sub-Precincts 7.6.1 The following requirements apply unless otherwise approved where the proposed comprehensive new development satisfies the applicable Guidance Statements—</p> <p>(a) (i) Where the Council is satisfied that a podium with a zero street setback would not adversely affect the amenity of an adjoining property or there is a prospect of imminent redevelopment of the adjoining site, a zero setback is required for not less than 50% of the frontage of the development site unless the development satisfies Element 7 Guidance Statement (a). A zero setback is not permitted for more than 60% of the frontage of the development site; and</p> <p>(ii) where there is no prospect of imminent redevelopment of an adjoining site due to the contemporary nature of the existing building and its high monetary value in relation to the current land value, and the Council is of the opinion that a podium with a street setback of less than 4.0 metres would adversely affect the amenity of the adjoining property, the Council shall specify—</p> <p>(A) for a lot where a 2.0 metre minimum street setback applies; and (B) for a lot where a zero street setback applies—</p> <p>(I) the maximum percentage of the lot frontage that may have a 2.0 metre or zero street setback, as applicable to that lot; (II) the positioning of the portion of the building with a 2.0 metre or zero street setback, as applicable to that lot; and (III) the required greater setback for the balance of the building. A minimum setback of two-thirds of the setback of the adjoining building to a maximum of 4.0 metres shall be required.</p> <p>(b) Ground floor street façades shall comprise at least one pedestrian entrance and a minimum of 60% clear glass with a maximum sill height of 450mm above the adjacent footpath level. No obscure screening is permitted higher than 1.2 metres above the adjacent footpath level, unless the development satisfies Element 7 Guidance Statements (c), (d), (e) and (f).</p> <p>(c) Portions of ground floor street façades with no openings shall not exceed 5 metres in length, unless the development satisfies Element 7 Guidance Statements (c), (d), (e) and (f).</p> <p>7.6.2 For the portion of the building above the podium, the setback from the street to the main external wall of a building shall be a minimum of 4.0 metres.</p>	<p>(b) It is intended that the streets listed in Development Requirements 7.3, 7.4 and 7.5, will retain a different character from other streets in the precinct for various reasons, including being on the perimeter and facing developments with required significant street setbacks, being of narrow width, or containing significant street trees.</p> <p>(c) Ground floor commercial tenancies adjacent to any street should maximize active street frontages and provide a public entrance directly accessible from the street.</p> <p>(d) The extent of blank or solid wall at ground level adjacent to the street should be minimised.</p> <p>(e) Deep and poorly illuminated recesses are to be avoided at ground level adjacent to pedestrian paths.</p> <p>(f) Where cafés or restaurants are proposed, alfresco dining is encouraged.</p>

<i>Development Requirements</i>	<i>Guidance Statements</i>
<p>7.6.3 The Council may grant approval for cantilevered balconies or decorative elements to be set back a minimum of 3.0 metres from the street boundary of the development site, provided that—</p> <ul style="list-style-type: none"> (a) strong visual differentiation is maintained between the podium and the portion of the building above it; (b) the perceived scale of the building does not dominate public space; (c) the projecting elements have sufficient design merit and visual interest; and (d) solar access to the public footpath is not adversely affected. <p>7.6.4 The design of the building is to demonstrate that the podium and the portion of the building above it are visually compatible in terms of construction materials and design features.</p>	
Element 8: Side and Rear Setbacks	
<p>8.1 (a) Where the Council is satisfied that a podium with a zero setback from a side or rear boundary would not adversely affect the amenity of an adjoining property or there is a prospect of imminent redevelopment of the adjoining site, a zero setback from the side or rear boundary is required unless the development satisfies Element 8 Guidance Statement (a); and</p> <p>(b) where there is no prospect of imminent redevelopment of an adjoining site due to the contemporary nature of the existing building and its high monetary value in relation to the current land value, and the Council is of the opinion that a setback of less than 3.0 metres from a side or rear boundary would adversely affect the amenity of the adjoining property in any manner including, but not limited to, obstruction of light and solar penetration or prevention of adequate ventilation between buildings, the Council shall specify—</p> <ul style="list-style-type: none"> (i) the portion of the building that is required to have a greater setback from the side or rear boundary; and (ii) the required greater setback for that portion of the building, which shall be— <ul style="list-style-type: none"> (A) a minimum of 2.0 metres, when the podium height is not more than 9.0 metres; and (B) a minimum of 3.0 metres, when the podium height is greater than 9.0 metres. <p>No balcony shall protrude into the required minimum setback area.</p> <p>8.2 Subject to Development Requirement 8.4, for both residential and non-residential components of a building, podium walls may have a zero setback from the rear boundary.</p> <p>8.3 Subject to Development Requirement 8.4, for the portion of a building above the podium, or where there is no podium on sites fronting streets referred to in Development Requirement 7.3 of Element 7, the setbacks from side and rear boundaries shall be—</p> <ul style="list-style-type: none"> (a) For non-residential components: 3 metres minimum. (b) For residential components: Not less than the setbacks prescribed in Table 5 of the Codes which shall apply to both side and rear boundaries. <p>8.4 In the case of comprehensive new development on a site comprising or adjoining a heritage place, the minimum setbacks from the side and rear boundaries shall be as determined by the Council. The Council may require greater setbacks than those specified in Development Requirement 8.2, having regard to the preservation of the visual significance and integrity of the heritage place.</p>	<ul style="list-style-type: none"> (a) The podium levels of buildings will normally be required to have zero side setback to ensure a high degree of continuity of the street edge. However, the Council may approve a greater side setback if such setback is— <ul style="list-style-type: none"> (i) integrated with an open forecourt or alfresco area, or the like, which is visible from the street; or (ii) concealed from view from the street by a portion of the podium which has a zero side setback. (b) The portion of a building above the podium is required to be set back from side and rear boundaries to allow light and solar penetration between buildings. (c) Any building constructed on a site adjoining a heritage place must preserve the visual significance and integrity of the heritage place. To contribute to the achievement of this objective, the new building may need to be set back a greater distance from the side or rear boundaries of the development site.

<i>Development Requirements</i>	<i>Guidance Statements</i>
Element 9: Parking	
<p>9.1 Subject to Development Requirement 9.2, the minimum required on-site parking bays shall be as follows—</p> <p>(a) For residential uses—</p> <p>(i) 0.75 car bays per dwelling for occupiers of Single Bedroom Dwellings;</p> <p>(ii) 1 car bay per dwelling for occupiers of dwellings other than Single Bedroom Dwellings;</p> <p>(iii) 1 additional car bay per 6 dwellings for visitors;</p> <p>(iv) in addition to the required car bays, 1 bicycle bay per 3 dwellings; and 1 bicycle bay per 10 dwellings for visitors, designed in accordance with AS2890.3 (as amended).</p> <p>(b) For non-residential Uses—</p> <p>(i) 0.5 car bays per Tourist Accommodation suite;</p> <p>(ii) 1 car bay per 50 square metres of gross floor area for uses other than Tourist Accommodation;</p> <p>(iii) 10%, or 2, of the total number of required car bays, whichever is the greater, marked for the exclusive use of visitors;</p> <p>(iv) in addition to the required car bays, for staff use, 1 bicycle bay per 200 square metres of gross floor area designed in accordance with AS2890.3 (as amended); together with 1 secure clothes locker per bay; and 1 male and 1 female shower per 10 bays.</p> <p>9.2 Notwithstanding Development Requirement 9.1 (b), for comprehensive new development consisting only of 2 or more non-residential uses, the Council may approve a lesser number of car or bicycle bays where it is demonstrated that the proposed number of bays is sufficient, having regard to different periods of peak parking demand for proposed non-residential land uses on the development site.</p> <p>9.3 All visitor parking bays shall be—</p> <p>(a) marked and clearly signposted as dedicated for visitor use only;</p> <p>(b) connected to an accessible path of travel for people with disabilities.</p> <p>9.4 Subject to Development Requirement 9.5, all visitor parking bays shall be located close to, or visible from, the point of vehicular entry to the development site and outside any security barrier.</p> <p>9.5 Notwithstanding Development Requirement 9.4, visitor parking bays may be placed—</p> <p>(a) elsewhere on the development site if the proposed location of those bays would be more convenient for visitors; and</p> <p>(b) inside a security barrier where—</p> <p>(i) two of the visitor bays are provided outside the security barrier unless otherwise approved where Guidance Statement (c) is satisfied; and</p> <p>(ii) visitors have convenient access to an electronic communication system linked to each occupier of the building.</p> <p>9.6 Other than parking bays for visitors or commercial deliveries, all car bays are to be provided in a basement, or within the building behind residential or non-residential floor space, or outside the building provided that such bays are concealed from view from the street.</p>	<p>(a) In an urban area with excellent public transport and a highly walkable environment, there is a strong rationale not to apply the high levels of parking provision associated with suburban environments.</p> <p>(b) Having regard to the reduced parking requirements within the South Perth Station Precinct, no parking concessions are allowed except where a proposed comprehensive new development includes more than one non-residential use and those uses have different periods of peak parking demand.</p> <p>(c) On-site visitor parking bays need to be provided in a conveniently accessible location without obstructing entry to, or egress from, occupiers' parking bays.</p>
Element 10: Canopies	
<p>10.1 Where a building abuts the street boundary, a cantilevered canopy shall be provided over the street footpath. The projection depth of the canopy shall be 2.5 metres, subject to a clearance distance of not less than 2.5 metres being provided from the face of the road kerb to the canopy.</p>	<p>(a) Where a building abuts the street boundary, a canopy should be provided that extends a sufficient distance over the footpath to provide a reasonable degree of shade</p>

<i>Development Requirements</i>	<i>Guidance Statements</i>
	and shelter to pedestrians, while maintaining a safe clearance from the road carriageway and infrastructure in the verge.
Element 11: Vehicle Crossovers	
<p>11.1 Only one vehicle crossover per lot per street is permitted.</p> <p>11.2 Two-way crossovers to a maximum width of 6 metres are permitted for parking areas containing 30 car bays and parking areas predominantly providing for short-term parking.</p> <p>11.3 For both the residential and non-residential components of a building, the 'deemed-to-comply' provisions of the Codes relating to sight lines at vehicle access points and street corners in activity centres shall apply.</p> <p>11.4 Mends Sub-Precinct For the Mends Sub-Precinct, the above requirements for vehicle crossovers shall apply except in the following circumstances—</p> <p>(a) where appropriate alternative vehicle access is available from a rear lane or other right of way, no vehicle access from the primary or secondary street is permitted; and</p> <p>(b) where appropriate alternative vehicle access is available from another street, no vehicle access from Mends Street is permitted.</p>	<p>(a) The quality of the pedestrian experience should take precedence over the quality of the driver's experience by minimising the number of vehicle/ pedestrian conflict points, in order to create a safer and more attractive pedestrian environment.</p> <p>(b) Shared crossovers are strongly encouraged.</p>
Element 12: Landscaping and Outdoor Living Areas	
<p>12.1 Where landscaping is proposed, a landscaping plan satisfying Guidance Statement (a) shall be submitted as part of the application for planning approval.</p> <p>12.2 For comprehensive new development that includes residential dwellings, the provisions of the Codes relating to outdoor living areas in activity centres shall apply.</p> <p>12.3 All residential dwellings shall be provided with a balcony or equivalent outdoor living area with a minimum area of 10 sq. metres and a minimum dimension of 2.4 metres, accessed directly from a habitable room.</p>	<p>(a) Where a street setback is provided, landscaping in the setback area should be based on water-sensitive design principles, minimise water consumption and maximise water retention and re-use of water and have due consideration to Element 14 'Designing Out Crime'.</p>
Element 13: Heritage	
<p>13.1 In the case of a comprehensive new development involving additions or alterations to a heritage place, or on a site containing or adjoining a heritage place, the application for planning approval shall be accompanied by a heritage impact statement justifying the appropriateness of the built form of the comprehensive new development, including specific reference to the impact of the proposed podium height and overall building height.</p> <p>13.2 In the case of a comprehensive new development involving additions or alterations to a heritage place, the proposed development shall retain, re-use and maintain the integrity of the existing heritage place.</p> <p>13.3 The siting and design of any building on a site adjoining a heritage place shall respect the visual significance and integrity and not overwhelm or adversely affect the heritage place having regard to the design, size, scale, setbacks and proportion of the proposed building, particularly as viewed from the street.</p>	<p>(a) The precinct contains a number of places which are recognised for their heritage value. The streetscape character in the near vicinity is influenced by the scale and form of these heritage places.</p> <p>(b) Any development on a site containing or adjoining a heritage place should respect the scale of that heritage place, particularly as viewed from the street.</p> <p>(c) Any new development on or adjoining a site containing a heritage place should be located so as to ensure that the character of the heritage place is not adversely affected.</p> <p>(d) New development should be complementary to and supportive of the heritage places without copying or mimicking them.</p>
Element 14: Designing Out Crime	
<p>14.1 Primary pedestrian access points shall be visible from buildings and the street.</p>	<p>(a) Design should, as far as practicable, enhance natural surveillance, natural access</p>

<i>Development Requirements</i>	<i>Guidance Statements</i>
<p>14.2 Comprehensive new developments shall, when relevant, incorporate illumination in accordance with the following Australian Standards—</p> <p>(a) AS 1680 regarding safe movement;</p> <p>(b) AS 1158 regarding lighting of roads and public spaces; and</p> <p>(c) AS 4282 Control of obtrusive effects of outdoor lighting.</p> <p>14.3 Storage areas shall be sited in a location that will not facilitate access to upper level windows and balconies.</p> <p>14.4 Public and Private areas shall be differentiated by the use of differing materials.</p> <p>14.5 Any fence on the perimeter of the public realm shall be—</p> <p>(a) no higher than 0.9 metres; or</p> <p>(b) no higher than 1.5 metres provided that the portion above 0.9 metres comprises open grille panels between piers with the solid portions comprising not more than 20% of its face in aggregate.</p> <p>14.6 Security grilles and other security devices that have potential to adversely affect the streetscape are not permitted unless the device satisfies Guidance Statement (a).</p>	<p>control and territorial reinforcement.</p> <p>(b) The design of comprehensive new developments should avoid creation of areas of entrapment in recesses, alleyways or other areas providing no alternative means of escape.</p>

Element 15: Road and Rail Transport Noise

<p>15.1 On sites having a frontage to Melville Parade or other streets as determined by the Council, in the case of an application for planning approval for comprehensive new development containing noise sensitive land uses—</p> <p>(a) a noise assessment shall be undertaken and the findings shall be submitted to the Council with the application;</p> <p>(b) if required by Council, the application shall include a noise management plan;</p> <p>(c) the noise assessment and noise management plan shall be prepared in accordance with Western Australian Planning Commission's State Planning Policy 5.4 <i>Road and Rail Transport Noise and Freight Consideration in Land Use Planning</i>;</p> <p>(d) where noise limits referred to in State Planning Policy 5.4 are likely to be exceeded, the solution identified in the noise management plan shall be detailed and justified.</p>	<p>(a) Comprehensive new development in proximity to the Kwinana Freeway should be designed having regard to noise mitigation measures.</p>
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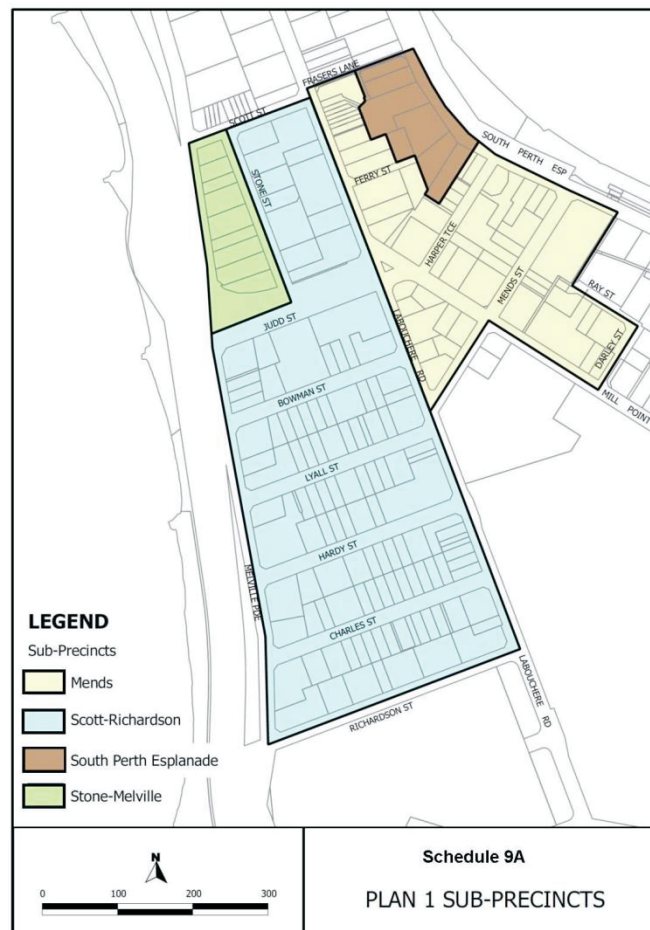
Table B: Performance Criteria for Special Design Area

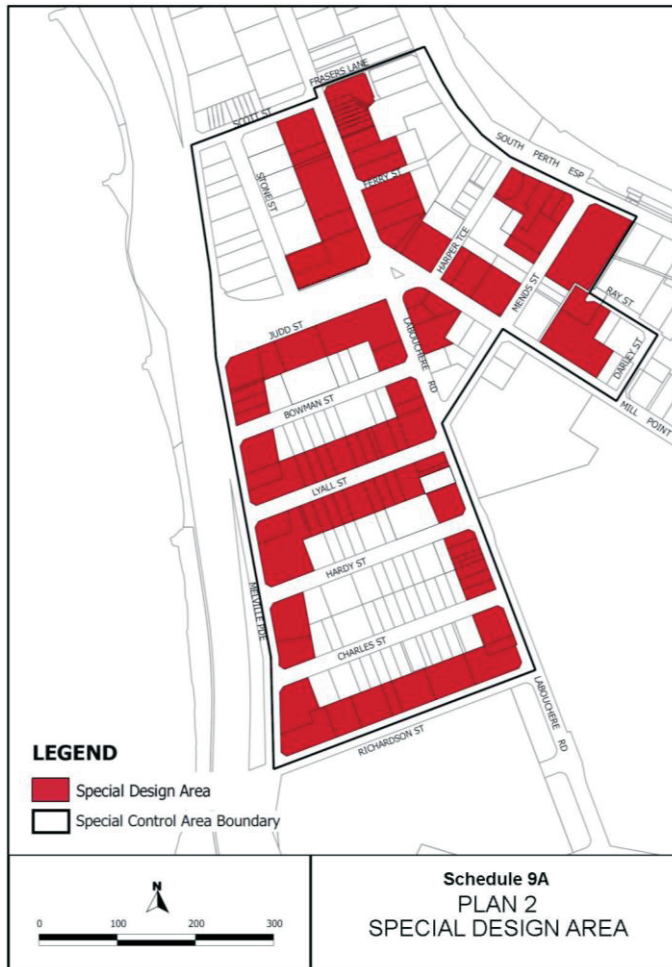
Note: Refer to the Development Requirements and Guidance Statements for Element 6 'Special Design Area' within Table A: 'Development Requirements for Comprehensive New Development'.

<i>Design Consideration</i>	<i>Performance Criteria</i>
1. Design Quality	<p>(a) In the opinion of the Council or other responsible authority, the architectural design of the proposed building is exemplary, sensitive and sophisticated, contributing to the high quality of the inner urban environment being promoted within the Precinct.</p> <p>(b) In arriving at an opinion referred to in (a), the Council or other responsible authority, shall—</p> <p>(i) have due regard to the advice of its nominated Design Review Panel or any other suitably qualified consultants appointed for the purpose of advising on building design;</p> <p>(ii) be satisfied that the proposed building—</p> <p>(A) exhibits exemplary levels of architectural design quality, as defined by any policy or guideline of the Western Australian Planning Commission relating to architectural design quality;</p> <p>(B) delivers a high level of amenity within the public realm by—</p> <p>(I) being of a scale along the street alignment which is conducive to creating a comfortable pedestrian environment;</p> <p>(II) allowing for appropriate levels of sunlight penetration into key pedestrian and public spaces;</p> <p>(III) minimising adverse wind impacts; and</p>

<i>Design Consideration</i>	<i>Performance Criteria</i>
	<p>(IV) minimising impact on adjoining properties, maximising space between existing and potential future development on adjoining sites and contributing to an attractive skyline and outlook from the public realm within the South Perth Station Precinct and surrounding vantage points; and</p> <p>(C) delivers a high level of amenity within buildings by providing for appropriate natural light access, natural ventilation, privacy and outlook; and</p> <p>(iii) be satisfied that the Design Review Panel has had due regard to all relevant Development Requirements and Guidance Statements in Table A that apply to the precinct.</p>
2. Overshadowing	Shadow diagrams at noon on 21 June, are to be submitted demonstrating that the shadow cast by the portion of the proposed building above the Building Height Limit, does not cover more than 80 percent of any adjoining lot.
3. Vehicle Management	<p>A traffic engineer is to conduct a study of the additional traffic resulting from a building height variation above the height limit shown on Plan 3 'Building Heights' in Schedule 9A. The study is to assess the impact on traffic flow and safety, taking into account the cumulative effect of additional floor space above the Building Height Limit in—</p> <p>(a) the proposed building; and</p> <p>(b) all other buildings in SCA1 for which a building height variation has been granted, and a building permit has been issued, whether or not construction has been completed.</p> <p>A report on the findings of the traffic study is to be submitted with the development application verifying, to the satisfaction of the Council, that the cumulative increase in traffic resulting from the increased building height relating to buildings referred to in paragraphs (a) and (b) will not have significant adverse impacts on traffic flow and safety.</p>
4. Car Parking	<p>The maximum permissible number of on-site parking bays for residential uses is as follows—</p> <p>(a) 1 car bay per dwelling for occupiers of 1 and 2 bedroom dwellings;</p> <p>(b) 2 car bays per dwelling for occupiers of dwellings containing 3 or more bedrooms.</p>
5. Sustainability	In order to demonstrate excellence in sustainable development, the building is to achieve a 5-star rating under the relevant Green Star rating tool, or equivalent rating tool.
6. Electric Car Charging Station	An electric car charging station with capacity to recharge 6 vehicles simultaneously.
7. Landscaped Area	Landscaped area comprising not less than 40% of the area of the development site. Components of the landscaped area may include ground level landscaping, planting on walls, landscaping on the roof of the podium, rooftop terraces or gardens.
8. Benefits for Occupiers and Local and Wider Communities	<p>Occupier Benefits</p> <p>(a) Each dwelling incorporates at least one balcony with a minimum floor area of 15 sq. metres and a minimum dimension of 3.0 metres not including any planter box constructed as part of the balcony, and at least 50% of dwellings having access to at least 2 hours of sunlight on 21 June.</p> <p>(b) A minimum of 10% of the residential units, rounded up to the next whole number of dwellings, are to have an internal floor area of 200 sq. metres or more.</p> <p>(c) The parking bays allocated to a minimum of 20% of the total number of dwellings, rounded up to the next whole number of dwellings, shall be not less than 6.0 metres in length and 3.8 metres in width. In addition, those dwellings are to incorporate the following core elements, designed to the 'Silver Level' of the 'Livable Housing Design Guidelines' produced by Livable Housing Australia—</p> <p>(i) a safe, continuous and step-free path of travel from the street entrance and / or parking area to a dwelling entrance that is level;</p> <p>(ii) at least one step-free, level entrance into the dwelling;</p> <p>(iii) internal doors and corridors that facilitate unimpeded movement between spaces;</p> <p>(iv) a universally accessible toilet on the ground or entry level;</p>

<i>Design Consideration</i>	<i>Performance Criteria</i>
	<ul style="list-style-type: none"> (v) a bathroom which contains a step-free shower recess; (vi) reinforced walls around the toilet, shower and bath to support the safe installation of grab rails at a later date; and (vii) a continuous handrail on one side of any stairway where there is a rise of more than 1 metre. <p>(d) At least 50% of the dwellings are to be designed to provide—</p> <ul style="list-style-type: none"> (i) effective natural cross-ventilation; and (ii) significant views from more than one habitable room window or balcony, each being located on a different elevation of the building. <p>Local Community Benefits</p> <ul style="list-style-type: none"> (e) Viewing corridors to enable as many as possible of the occupiers of neighbouring buildings to retain significant views. (f) One or more facilities such as a meeting room, boardroom, lecture theatre, function room, available for use by external community groups or individuals, or external businesses. (g) Public access to the building, terraces or gardens at ground level, or on the roof of the podium or tower, for leisure, recreational or cultural activities such as, among others— <ul style="list-style-type: none"> (i) Café/Restaurant; (ii) Cinema/Theatre; (iii) gymnasium; (iv) a dedicated room for use as a community exhibition gallery for display of artworks or for other exhibitions; or (v) an outdoor area designed for public entertainment performances. <p>Wider Community Benefits</p> <ul style="list-style-type: none"> (h) A commercial use with wider community benefits such as Child Day Care Centre, after school care centre, Consulting Rooms, Educational Establishment, or other use having wider community benefits. (j) Visiting cyclists' end-of-trip facilities including secure bicycle storage facilities, change rooms, clothes lockers and showers, for use by visitors to the proposed building.





4. The following clauses are amended by deleting the term 'Schedule 9' and replacing it with the term 'Schedule 9A' wherever it occurs—
- Clause 3.3 (9)
 - Clause 4.3 (1) (m) and (n)
 - Clause 4.7 (3)
 - Clause 5.1 (6)
 - Clause 5.2 (3)
 - Clause 5.3(3)
 - Clause 6.1A (10) (b) and Note
 - Clause 6.3 (13)
 - Clause 6.3A (8)
 - Clause 6.4 (6)
 - Clause 7.8 (2) (d)
 - Clause 10.1 (1) (b)
 - Indexes of Schedules

S. DOHERTY, Mayor.
G. GLASS, Chief Executive Officer.

PL403

PLANNING AND DEVELOPMENT ACT 2005

INSTRUMENT OF DELEGATION
2017/01 POWERS OF COMMITTEES

Delegation to Committees 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 15 February 2017, pursuant to section 16 of the Act, the WAPC resolved—

- A. To delegate its powers and functions as set out in column 2 of the schedule, to the committees specified in column 1 of the schedule.
- B. To revoke its delegation of powers and functions to committees as detailed in the instrument of delegation 'DEL 2016/01 Powers of committees' published in the *Government Gazette* on 29 April 2016 (and as amended).

KERRINE BLENKINSOP, Secretary,
Western Australian Planning Commission.

PLANNING AND DEVELOPMENT ACT 2005

INSTRUMENT OF DELEGATION
SCHEDULE

Column 1 (Committee)	Column 2 (Powers and Functions)
1. Executive, Finance and Property Committee	1.1. All powers and functions of the WAPC that may lawfully be delegated under the Act and any other written law.
2. Statutory Planning Committee	2.1. Power to determine applications for approval to commence and carry out development lodged with or referred to the WAPC pursuant to the provisions of a region scheme. 2.2. Power to approve detailed plans requiring the subsequent approval of the WAPC as a condition of development approval pursuant to the provisions of a region scheme and power to confirm that conditions imposed by the WAPC on a development approval pursuant to the provisions of a region scheme have been complied with. 2.3. Power to determine whether or not proposals and the ongoing implementation of a region scheme comply with conditions (if any) applied pursuant to sections 48F and 48J of the <i>Environmental Protection Act 1986</i> .

2.4. 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 a region scheme requiring such determination.
2.5. 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.
2.6. All functions of the WAPC as set out in— (1) Sections 14(a), 14(c), 34, 97, 98, 100, 104, 105, 106, 107, 109, 110, 111, 134, 135, 136, 138, 139, 140, 142, 143, 144, 145, 147, 151, 153, 154, 157, 169, 185, 214, 215, 216 of the Act; (2) <i>The Planning and Development (Local Planning Schemes) Regulations 2015</i> (3) Regulations 21, 22, 24 and 27 of the <i>Planning and Development Regulations 2009</i> ; (4) <i>Strata Titles Act 1985</i> or the provisions of a strata or survey-strata scheme; (5) <i>Strata Titles General Regulations 1996</i> ; (6) Section 52 and section 85 of the <i>Land Administration Act 1997</i> ; (7) Section 40 of the <i>Liquor Control Act 1988</i> ; (8) <i>Perry Lakes Redevelopment Act 2005</i> .
2.7. 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.
2.8. Power to provide comment on and grant approval to plans known generally as outline development plans, structure plans and similar plans, and to planning policies and similar documents or amendments thereto, requiring the approval or endorsement of the WAPC pursuant to the provisions of a local planning scheme.
2.9. 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.
2.10. 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.
2.11. 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.
2.12. 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.
2.13. Power to waive or clear conditions affixed as conditions of approval.
2.14. Power to endorse 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>
2.15. Power to advise the Minister for Planning on any appeal or matter arising therefrom pursuant to Part 14 of the Act.
2.16. Power to defend and otherwise deal with applications for review 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.
2.17. Power to defend, respond, appeal and otherwise deal with legal proceedings.
2.18. Power to prepare and approve policies relating to planning matters, and policies relating to the functions of the WAPC, save and except for State Planning Policies under Part 3 of the Act.
2.19. Power to determine matters under Regional Interim Development Orders.
2.20. Such powers and functions of the WAPC as set out in— (1) Part 5 and 8 of the Act and the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> in relation to any Improvement Plan or Improvement Scheme; and

	<p>(2) any gazetted Improvement Scheme; but excluding matters concerning—</p> <p>(i) applications for approval to developments of State or Regional Significance;</p> <p>(ii) scheme amendments relating to zoning (including amendments to the zoning table);</p> <p>(iii) the preparation of a new Improvement Plan or Scheme for land within the City of Karratha, the Shire of Ashburton and the Shire of Broome to be designated by the Statutory Planning Committee as Anketell, Maitland, Ashburton North and Browse LNG Precinct Strategic Industrial Areas.</p>
3. Infrastructure Coordinating Committee	<p>3.1. Such powers and functions under the Act as are necessary to—</p> <p>(1) co-ordinate the preparation of the Urban Development Program; and</p> <p>(2) plan for the coordinated provision of transport and infrastructure for land development.</p>
4. Infrastructure Steering Group	<p>4.1. Such powers and functions under the Act as are necessary to—</p> <p>(1) co-ordinate the preparation of the Urban Development Program; and</p> <p>(2) plan for the coordinated provision of transport and infrastructure for land development.</p>
5. Central Perth Planning Committee (only where the matters under consideration by the Committee are within the area of the City of Perth)	<p>5.1. All functions of the WAPC as set out in—</p> <p>(1) subsections (f)(i)(j)(l) of section 14 of the Act;</p> <p>(2) Part 4 of the Act;</p> <p>(3) the Metropolitan Region Scheme.</p> <p>5.2. 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 Metropolitan Region Scheme requiring such determination.</p> <p>5.3. All functions of the WAPC as set out in—</p> <p>(1) Sections 14(a), 14(c), 34, 97, 98, 100, 104, 105, 106, 107, 109, 110, 111, 135, 136, 138, 139, 140, 142, 143, 144, 145, 147, 151, 153, 154, 157, 169, 214, 215, 216 of the Act;</p> <p>(2) <i>Planning and Development (Local Planning Scheme) Regulations 2015</i></p> <p>(3) Regulations 21, 22, 24 and 27 of the <i>Planning and Development Regulations 2009</i>;</p> <p>(4) <i>Strata Titles Act 1985</i> or the provisions of a strata or survey-strata scheme;</p> <p>(5) <i>Strata Titles General Regulations 1996</i>;</p> <p>(6) Section 52 and section 85 of the <i>Land Administration Act 1997</i>;</p> <p>(7) Section 40 of the <i>Liquor Control Act 1988</i>.</p> <p>(subject to the exercise of these functions having due regard in each case to published WAPC policy).</p> <p>5.4. Power to advise the Minister for Planning on any appeal or matter arising therefrom pursuant to Part 14 of the Act (subject to the exercise of the functions under this clause having due regard in each case to published WAPC policy).</p> <p>5.5. Power to defend and otherwise deal with applications for review 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 (subject to the exercise of these functions having due regard in each case to published WAPC policy).</p> <p>5.6. Power to defend, respond, appeal and otherwise deal with legal proceedings (subject to the exercise of these functions having due regard in each case to published WAPC policy).</p> <p>5.7. Power to prepare and approve policies relating to planning matters, and policies relating to the functions of the WAPC, save and except for State Planning Policies under Part 3 of the Act.</p>

Notes and Interpretation

In this delegation, unless the context otherwise requires—

1. The Infrastructure Steering Group is a committee established pursuant to Sch.2 of the *Planning and Development Act 2005*.
2. A reference to a committee or an instrument contemplates and includes a reference to its successor in title.

PL404

PLANNING AND DEVELOPMENT ACT 2005
AMENDMENT TO INSTRUMENT OF DELEGATION

Amendment to 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 15 February 2017, 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 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 16 October 2015 (and as amended) to give effect to this delegation as set out in the attached Schedule.

KERRINE BLENKINSOP, Secretary,
 Western Australian Planning Commission.

PLANNING AND DEVELOPMENT ACT 2005
AMENDMENT TO INSTRUMENT OF DELEGATION
SCHEDULE
Schedule 11

Instrument	Column 1—Powers and functions	Column 2— Delegate	Column 3— Conditions
SCHEDULE 11—Powers and functions concerning the Shenton Park Hospital Redevelopment Improvement Scheme.			
General delegations	11.1 Where such power is conferred upon the WAPC, power to amend the manner and form of any document referred to, required by or provided under the Shenton Park Hospital Redevelopment Improvement Scheme (“the Scheme”).	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General 	Limited to amendments of an administrative nature.
	11.2 Power to set or amend a timeframe, or stipulate a date, under the Scheme, 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 • Directors, Perth and Peel Planning 	
Improvement Policies (Pt. 2)	11.3 Power to amend an Improvement Scheme Policy	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning 	Limited to administrative amendments that do not affect fundamental aspects of the policy.
	11.4 Power to determine, for the purpose of clause 12 (1) (b) of the Scheme, how to give notice of any Improvement Scheme Policy, or what other consultation would be appropriate.	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Directors and Managers, Perth and Peel Planning 	

Instrument	Column 1—Powers and functions	Column 2—Delegate	Column 3—Conditions
Zones and uses (Pt. 5)	11.5 Power to determine, for the purposes of clause 20(6) and 26(3) of the Scheme, whether a proposed use is— <ol style="list-style-type: none"> a. less detrimental to the amenity of a locality than an existing non-conforming use; b. closer to the intended purpose of the zone in which the land is situated. 	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Directors and Managers, Perth and Peel Planning 	
	11.6 Power to perform the function under clause 27 of the Scheme, to prepare and maintain a register of non-conforming uses.	<ul style="list-style-type: none"> • Directors and Managers, Perth and Peel Planning 	
General development requirements (Pt.6)	11.7 Power to form an opinion as to whether non-compliance with an additional site and development requirement will mean that a development is likely to adversely affect any owners or occupiers in the general locality, or in an area adjoining the site of a development, or the future development of the locality (cl. 32).	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Directors and Managers, Perth and Peel Planning 	
	11.8 Power to discharge or modify a restrictive covenant affecting land in the Scheme area.	<ul style="list-style-type: none"> • Chairman of the WAPC 	
Structure plans (Pt. 8)	11.9 Power to determine that a structure plan, (or amendment thereto) is required for the purposes of orderly and proper planning. (cl. 36)	<ul style="list-style-type: none"> • Chairman of the WAPC 	
	11.10 Power to approve amendments to the manner and form by which a structure plan is prepared. (cl. 37)	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General 	
	11.11 Power to specify what information or material must be included in a structure plan or to agree to information, different to that prescribed, being included. (cl. 37) 11.12 Power to consider a submitted structure plan and determine whether it complies with clause 37(1) of the Scheme, or if further information is required before it can be accepted. (cl.38) 11.13 Power under clause 40 of the Scheme to— <ol style="list-style-type: none"> a. consider any submissions received; b. request further information; c. advertise any proposed modifications to the structure plan and to determine how to advertise such modifications. 	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Directors and Managers, Perth and Peel Planning 	
	11.14 Power to approve the advertising of modifications to a structure plan on more than one occasion. (cl. 40 (3))	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Directors, Perth and Peel Planning 	

Instrument	Column 1—Powers and functions	Column 2—Delegate	Column 3—Conditions
Structure Plans (Part 8)	<p>11.15 Power to consider reports on a structure plan submitted to the WAPC and to—</p> <p>a. approve the instrument; or</p> <p>b. require modifications to the instrument and its resubmission to the WAPC.</p> <p>This clause applies equally to amendments to such instruments. (cl.42 (1))</p> <p>11.16 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. (cl.42 (2))</p>	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Directors and Managers, Perth and Peel Planning 	
	<p>11.17 Where, pursuant to cl42 (1)(b), the WAPC (or one of its subcommittees) requires a proposed structure plan to be modified and then resubmitted for approval, power to approve the modified plan, provided it has been modified as specified by the WAPC or its subcommittee.</p>	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Directors and Managers, Perth and Peel Planning 	Excludes the power to refuse approval.
Req. For DA (Pt. 9)	<p>11.18 Power to determine, under clause 50, development for which approval under the Scheme is not required.</p>	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Directors, Perth and Peel Planning. 	
Form of DA application (Pt. 7)	<p>11.19 Power to—</p> <p>a. identify any information or material that should accompany an application for development approval;</p> <p>b. waive or vary the requirements as to what material must accompany such an application. (cl. 52).</p>	<ul style="list-style-type: none"> • Assistant Director General, Perth and Peel Planning • Directors and Managers, Perth and Peel Planning 	
	<p>11.20 Power to determine whether a use is consistent with the objective of a zone and that notice of the application should be given. (cl.53)</p>		
	<p>11.21 Power to determine a departure from the Scheme's requirements is minor and to waive the requirement for advertising a development application. (cl.53)</p>		

Instrument	Column 1—Powers and functions	Column 2— Delegate	Column 3— Conditions
Determining DA's (Pt. 11)	11.22 Power to identify authorities that may be affected by a development application (cl. 56 of the Scheme).	<ul style="list-style-type: none"> • Assistant Director General, Perth and Peel Planning • Directors and Managers, Perth and Peel Planning 	
	11.23 Power to perform the functions and exercise the powers of the WAPC under Part 11 of the Scheme, to determine— <ol style="list-style-type: none"> a. applications made for approval to commence and carry out development, provided such determination would accord with the objectives and intent of any policies (if any) of the WAPC; b. applications to amend or cancel development approval, provided the original decision was made under delegation and the recommendation is to approve the request. 	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning 	A delegate cannot exercise this power to determine an application, if that delegate was a member of a Design Review Panel which was consulted over, or provided recommendations, on that application.
		<ul style="list-style-type: none"> • Directors, Perth and Peel Planning 	A delegate cannot exercise this power to determine an application, if that delegate was a member of a Design Review Panel which was consulted over, or provided recommendations, on that application. Excludes applications which the local government express an objection to.
		<ul style="list-style-type: none"> • Managers, Perth and Peel Planning 	A delegate cannot exercise this power to determine an application, if that delegate was a member of a Design Review Panel which was consulted over, or provided recommendations, on that application. Excludes applications which the local government express an objection to. Excludes the power to refuse approval.

Instrument	Column 1—Powers and functions	Column 2—Delegate	Column 3—Conditions
Enforcement and (Pt. 13)	11.24 Power to designate an officer for the purposes of clause 74, who may enter and inspect property within the Scheme area.	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning 	The designation must be made by a formal written instrument, such as a memorandum or letter.
	11.25 Power under clause 75 of the Scheme, to require repair to an advertisement.	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General, Perth and Peel Planning • Directors and managers, Perth and Peel Planning 	

ROTTNEST ISLAND

RX401

ROTTNEST ISLAND REGULATIONS 1988

TEMPORARY NOTICE TO MARINERS

Closure of Waters to Boating

Thomson Bay, Rottnest Island

Rottnest Channel Swim 27 February 2017

Acting pursuant to the powers conferred by Regulation 38B of the *Rottnest Island Regulations 1988*, the Rottnest Island Authority hereby closes the following waters to all vessels, excluding bona fide emergency and authorised vessels as set out below between 12:00hrs on Friday 26 February 2017 to 18:00hrs on Saturday 27 February 2017.

Thomson Bay**Between Ferry Jetty and Fuel Jetty**

All waters with 25 metres of the shoreline.

Authorised Vessel: Powered support vessel displaying a 2017 Karma Resort Rottnest Channel Swim sticker.

Between Fuel Jetty and Hotel Jetty**Swim Channel**

All waters to a point 38 metres on the southern side of the Fuel Jetty extending in an easterly direction encompassing the following moorings—

Ranger; TB063; TB062; TB072; RIA015 Hire; TB078; RIA016 Hire; TB056; TB100; TB319; TB053; RIA005 Hire; TB051; TB081; RIA017 Hire; TB200; South Cardinal Marker (115° 32.836'E 31° 59.79'S); TB091; RIA028 Hire; RIA009 Hire; TB077; TB322; TB058; TB060.

Authorised Vessel: Bona fide emergency vessels.

South of Swim Channel

All waters starting 38 metres south of the Fuel Jetty extending 110 metres in a southerly direction following the foreshore and 25 metres east

Authorised Vessel: Bonafide emergency vessels.

North of Hotel Jetty

All waters north of the Hotel Jetty extending 51 metres in a northerly direction and 25 metres east.

Authorised Vessel: Bona fide emergency vessels and competitor's support paddle craft displaying a 2017 Karma Resort Rottnest Channel Swim sticker.

South of Hotel Jetty

All waters south of the Hotel Jetty extending 51 metres following the foreshore in a southerly direction and 25 metres east.

Authorised Vessel: Bona fide emergency vessels and tenders <3.75metres in length.

These restrictions have been put in place due to the unusually large number of vessels and people entering the Reserve and the need to achieve public safety. Appropriate signage will be placed on site and a map showing these restrictions is available for viewing at <http://www.rotnnestisland.com>

Mariners are further advised that due to the close proximity of the swim channel to fuel dispensing facilities, supplies will not be available between 10.00hrs to 17.00hrs on Saturday 27 February 2017.

Mariners are advised to navigate with caution and maintain a safe clearance when transiting this area.

MICHELLE REYNOLDS, Chief Executive Officer.
Rottnest Island Authority.

WORKCOVER

WC401

WORKERS' COMPENSATION AND INJURY MANAGEMENT ACT 1981

CANCELLATION OF AN APPROVED MEDICAL SPECIALIST ORDER (No. 1) 2017

Made by WorkCover WA under section 146F(1) of the Act.

1. Citation

This order is the *Cancellation of an Approved Medical Specialists Order (No. 1) 2017*.

2. Approved Medical Specialist

The following medical practitioner designated as an approved medical specialist with WorkCover WA under section 146F(1) of the Act, is now hereby cancelled—

Dr Quentin Malone

CHRIS WHITE, A/Chief Executive Officer,
WorkCover WA.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Lorna Eva McKean, late of 37 Orara Way, Merriwa WA 6030, who died on the 10th day of November 2016, are required by the Executor of her estate, Jennifer Kaye Murray of 37 Orara Way, Merriwa WA 6030 to send particulars of their claims to her within one (1) month of the publication of this notice, after which date the Executor may convey or distribute the assets having regard only to the claims of which she then has notice.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Ronald Charles Harold Manser, late of Opal Applecross, Riverway, Applecross, 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 27 October 2016, are required by the personal representative to send particulars of their claims to him/her care of IRDI Legal, 248 Oxford Street, Leederville, Western Australia 6007 by 21 March 2017, after which date the personal representative may convey or distribute the assets having regard to the claims of which he/she then has notice.

IRDI Legal, as solicitors for the personal representative.

ZX403**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Ian Geoffrey Fraser, late of 33 Bunya Street, Dianella, 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 2 November 2016, are required by the personal representative to send particulars of their claims to him/her care of IRDI Legal, 248 Oxford Street, Leederville, Western Australia 6007 by 21 March 2017, after which date the personal representative may convey or distribute the assets having regard to the claims of which he/she then has notice.

IRDI Legal, as solicitors for the personal representative.

ZX404**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Estate of the late Kenneth Wayne Smith, 4/100 McMaster Street, Victoria Park in the State of Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of the abovenamed deceased, who died on 18 July 2016, are required to send particulars of their claims to the Executors, care of RSM (see address below) within one (1) month of the date of publication of this notice, after which date the Executor may convey or distribute the assets having regard only to claims of which notice has been given.

c/- ANDREW MARSHALL RSM, GPO Box R1253, Perth WA 6844.
Telephone: (08) 9261 9393
Contact: Andrew Marshall

ZX405**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Ellen May Jamieson, late of 3/5 Gamble Green, Albany, 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 the 16th day of September 2016, are required by the Administrator of the late Ellen May Jamieson c/- Haynes Robinson Lawyers, PO Box 485, Albany, Western Australia 6331 to send particulars of their claims to them within one (1) month from the date of publication of this notice, after which date the Administrator may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated this 13th day of February 2017.

HAYNES ROBINSON.

ZX406**TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

Estate of the late Edwin Herbert Crane, late of 143/19 Oakleigh Drive, Erskine, 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 12th October 2016, are requested by the joint Executors Colin Edwin Crane of 265 Huntriss Road, Doubleview, Western Australia and Ross Bradley Crane of Unit 5, 1 Bridges Road, Melville, Western Australia to send particulars of their claims to 265 Huntriss Road, Doubleview, the address stated herein within 30 days of publication of this notice, after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.

PUBLIC NOTICES

ZZ401

CORPORATIONS ACT 2001**SPECIAL RESOLUTION FOR VOLUNTARY WINDING UP**

Notice is hereby given that by a Special Resolution passed at a meeting of Shareholders of Lazer Cycling Holdings Pty Ltd duly convened and held on 15 February 2017 it was resolved that the Company be wound up voluntarily and that Christopher Higham be appointed Liquidator.

Notice is also give that creditors having claim against the Company should furnish particulars of that claim to the Liquidators within 21 days of this date, otherwise distribution of the assets will take place without regard to such claims.

Dated this 16th day of February 2017.

CHRISTOPHER HIGHAM, Liquidator.
