



**WESTERN  
AUSTRALIAN  
GOVERNMENT**  
**Gazette**

ISSN 1448-949X (print)

ISSN 2204-4264 (online)

PRINT POST APPROVED PP665002/00041



**PERTH, TUESDAY, 16 JULY 2019 No. 108**

PUBLISHED BY AUTHORITY KEVIN J. McRAE, GOVERNMENT PRINTER AT 12.00 NOON

© STATE OF WESTERN AUSTRALIA

**CONTENTS**

**PART 1**

	Page
City of Kalamunda—Repeal Local Law 2019 .....	2820
Fines, Penalties and Infringement Notices Enforcement Amendment Regulations (No. 2) 2019 .....	2819

**PART 2**

Deceased Estates .....	2838
Fisheries .....	2821
Industry Regulation .....	2821
Justice .....	2822
Local Government .....	2826
Minerals and Petroleum .....	2827
Parliament .....	2827
Planning .....	2828
Premier and Cabinet .....	2837

## IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Attorney General for Western Australia. Inquiries in the first instance should be directed to the Government Printer, State Law Publisher, 10 William St, Perth 6000.

## PUBLISHING DETAILS

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 Publication Officer, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition)—

Email address:

slp@dpc.wa.gov.au

Postal address:

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

- Inquiries regarding publication of notices can be directed to the Publications Officer on (08) 6552 6012.
- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

After lodging any notices, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

## ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2019 (Prices include GST)

Deceased Estate notices (per estate)—\$74.65

Articles in Public Notices Section—\$75.75 minimum charge (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices—

Per Column Centimetre—\$15.10

Bulk Notices—\$276.65 per page

Electronic copies of gazette notices sent to clients for lodgement with the Delegated Legislation Committee—\$49.85

Clients who **have** an account will only be invoiced for charges over \$100.

For charges under \$100, clients will need to supply credit card details at time of lodging notice (i.e. a notice under 7cm would not be invoiced).

Clients without an account will need to supply credit card details at the time of lodging the notice.

# — PART 1 —

---

## JUSTICE

---

JU301

Fines, Penalties and Infringement Notices Enforcement Act 1994

### **Fines, Penalties and Infringement Notices Enforcement Amendment Regulations (No. 2) 2019**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Fines, Penalties and Infringement Notices Enforcement Amendment Regulations (No. 2) 2019*.

**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 *Fines, Penalties and Infringement Notices Enforcement Regulations 1994*.

**4. Regulation 11B amended**

After regulation 11B(4) insert:

- (4A) For the purposes of the *Courts and Tribunals (Electronic Processes Facilitation) Act 2013* section 11, the requirement for the Sheriff to note the date and time on an enforcement warrant when it is received under section 68 of the Act is to be taken to be satisfied if —
  - (a) the Registrar issues the enforcement warrant to the Sheriff in an electronic form by means of the courts electronic system; and

- (b) the record of the date and time of the Sheriff's receipt of the electronic form is incorporated electronically in, or associated electronically with, the electronic form by means of the courts electronic system.

N. HAGLEY, Clerk of the Executive Council.

---

---

## LOCAL GOVERNMENT

---

---

LG301

### LOCAL GOVERNMENT ACT 1995

*City of Kalamunda*

#### REPEAL LOCAL LAW 2019

Under the powers conferred by the *Local Government Act 1995* and all other powers enabling it, the Council of the City of Kalamunda resolved on 25 June 2019 to make the following local law.

#### 1. Citation

This local law is cited as the *City of Kalamunda Repeal Local Law 2019*.

#### 2. Commencement

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

#### 3. Repeal

The *Municipality of the Shire of Kalamunda Adoption of Draft Model By law (Old Refrigerators and Cabinets) No. 8*, published in the *Government Gazette* on 29 August 1963 is repealed.

Dated: 9 July 2019.

The Common Seal of the City of Kalamunda was affixed in the presence of—

JOHN GIARDIA, Mayor.  
RHONDA HARDY, Chief Executive Officer.

---

---

## — PART 2 —

---

---

### FISHERIES

---

FI401

**FISH RESOURCES MANAGEMENT ACT 1994**  
**PROHIBITION ON COMMERCIAL FISHING FOR WHITEBAIT ORDER 2019**  
Order No. 7 of 2019

FD 330/19 [1416]

Made by the Minister under section 43.

**1. Citation**This order is the *Prohibition on Commercial Fishing for Whitebait Order 2019*.**2. Definitions**

In this order—

*whitebait* means fish of that common name described by the scientific classification *Hyperlophus vittatus*.

**3. Prohibition**

A person must not take whitebait for a commercial purpose in the waters specified in the Schedule during the period 1 March to 31 December in any year.

**Schedule**

All those waters of the Indian Ocean off the west and south coast of Western Australia bounded by a line commencing at the intersection of the high water mark on the mainland at 32° 39.08' south latitude and thence westerly along the geodesic to the 200 nautical mile boundary of the Australian fishing zone and thence southerly and easterly along the boundary of the Australian fishing zone to its intersection with 115° 30' east longitude and thence northerly along the meridian to the high water mark of the mainland and thence generally westerly and northerly along the high water mark to the commencement point.

Dated 21st of June, 2019.

D. KELLY, Minister for Fisheries.

---

### INDUSTRY REGULATION

---

IS401

**ARCHITECTS ACT 2004**  
**ELECTED MEMBERS**

Architects Board of Western Australia

The Architects Board of WA (Board) recently called for nominations for election of two Board members in accordance with the *Architects Act 2004*. After having examined and counted the voting papers returned by architects in the State of Western Australia, the Board has declared Neil Robert Cownie and Charles Leigh Robinson to be elected for the term 1 July 2019 to 30 June 2021.

---

## JUSTICE

JU401

### PROFESSIONAL STANDARDS ACT 1997

#### CHARTERED ACCOUNTANTS AUSTRALIA AND NEW ZEALAND PROFESSIONAL STANDARDS SCHEME

I, John Quigley MLA, Attorney General; Minister for Commerce, pursuant to section 26 of the *Professional Standards Act 1997* WA (the Act), authorise the publication of the Chartered Accountants Australia and New Zealand Professional Standards Scheme (the Scheme) submitted to me by the Professional Standards Council of New South Wales. The Scheme is published with this authorisation and will commence in accordance with section 27 of the Act.

Hon. JOHN QUIGLEY, MLA, Attorney General; Minister for Commerce.

Dated 1 July 2019.

### PROFESSIONAL STANDARDS ACT 1994 (NSW)

#### CHARTERED ACCOUNTANTS AUSTRALIA AND NEW ZEALAND PROFESSIONAL STANDARDS SCHEME

#### Preamble

A.	Chartered Accountants Australia and New Zealand (“CA ANZ”) is a national Occupational Association.
B.	CA ANZ has applied to the Professional Standards Council, appointed under the <i>Professional Standards Act 1994</i> (NSW) (“ <b>the Act</b> ”), for approval of a scheme under the Act, as set out in this document (“ <b>the Scheme</b> ”).
C.	The Scheme has been prepared by CA ANZ for the purposes of limiting Occupational Liability to the extent to which such liability may be limited under the Act.
D.	The Scheme is to apply to all participating members referred to in clause 2.1 below, in respect of services provided in Australia.
E.	CA ANZ has provided the Professional Standards Council with a detailed list of risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
F.	All participating members referred to in clause 2.1 of the Scheme are subject to disciplinary measures under the By-laws of CA ANZ, and are also subject to the professional indemnity insurance requirements of Regulation R2A of CA ANZ’s regulations.
G.	The Scheme is to commence on 8 October 2019 and remain in force for a period of 5 years (unless it is revoked, extended or ceases in accordance with section 32 of the Act).
H.	Occupational liability limited by this Scheme may also be subject to the provisions of Commonwealth legislation, which may provide for a different limitation of liability, or unlimited liability, in a particular case, and thereby alter the effect of the Scheme.

<b>1.</b>	<b>OCCUPATIONAL ASSOCIATION</b>
1.1	This Scheme is a scheme under the Act prepared by CA ANZ, whose business address is 33 Erskine Street, Sydney NSW 2000.
1.2	Terms used in the Scheme are defined in the Scheme, including in clause 4.
<b>2.</b>	<b>PERSONS TO WHOM THE SCHEME APPLIES</b>
2.1	The Scheme applies to: <ul style="list-style-type: none"> <li>(a) all CA ANZ members who— <ul style="list-style-type: none"> <li>(i) hold a current Australian Certificate of Public Practice;</li> <li>(ii) are Affiliate Members; or</li> <li>(iii) are incorporated Practice Entity Members;</li> </ul> </li> <li>(b) all persons to whom it applies by virtue of the Act and of the cognate provisions of the corresponding Acts of the other Australian jurisdictions in which the Scheme has effect. <p>(collectively “<b>Participants</b>” and each a “<b>Participant</b>”).</p> </li> </ul>
2.2	No Participant to whom the Scheme applies may choose not to be subject to the Scheme, provided that CA ANZ may, on application by a Participant, exempt the Participant from the Scheme if CA ANZ is satisfied that he or she would suffer financial hardship in meeting the business asset and/or professional indemnity insurance requirement to the levels set out in clause 3 below.
2.3	All participating members referred to in clause 2.1 are subject to disciplinary measures under the By-Laws of CA ANZ, and are also subject to the professional indemnity insurance requirements of Regulation CR2A of CA ANZ’s regulations.

<b>3.</b>	<b>LIMITATION OF LIABILITY</b>
3.1	The Scheme only limits the Occupational Liability of a Participant for Damages arising from a claim to the extent to which the liability results in Damages exceeding \$2 million.
	<b>LIMITATION OF LIABILITY FOR CATEGORY 1 SERVICES</b>
3.2	Where a Participant against whom a proceeding is brought relating to Occupational Liability in connection with Category 1 services is able to satisfy the court of (a), (b) or (c) below, the Participant is not liable in Damages in relation to the claim above the monetary ceiling specified in clause 3.3— <ul style="list-style-type: none"> <li>(a) the Participant has the benefit of an Insurance Policy insuring the Participant against that Occupational Liability, and the amount payable under the Insurance Policy in respect of the Occupational Liability relating to that claim (including any amount payable by the Participant by way of excess under or in relation to the Insurance Policy) is not less than the amount of the Category 1 monetary ceiling specified in clause 3.3 below; OR</li> <li>(b) the Participant has business assets the net current market value of which is not less than the amount of that Category 1 monetary ceiling; OR</li> <li>(c) the Participant has business assets and the benefit of an Insurance Policy insuring the Participant against that Occupational Liability, and the net current market value of the assets and the amount payable under the Insurance Policy in respect of the Occupational Liability relating to that claim (including any amount payable by the Participant by way of excess under or in relation to the Insurance Policy), if combined, would total an amount that is not less than the amount of the Category 1 monetary ceiling.</li> </ul>
3.3	The Category 1 monetary ceiling is— <ul style="list-style-type: none"> <li>(a) \$2 million, where the claim arises from services in respect of which the Fee is less than \$100,000; OR</li> <li>(b) \$5 million, where the claim arises from services in respect of which the Fee is \$100,000 or more, but less than \$300,000; OR</li> <li>(c) \$10 million where the claim arises from services in respect of which the Fee is \$300,000 or more, but less than \$500,000; OR</li> <li>(d) \$20 million where the claim arises from services in respect of which the Fee is \$500,000 or more, but less than \$1,000,000; OR</li> <li>(e) \$50 million where the claim arises from services in respect of which the Fee is \$1,000,000 or more but less than \$2,500,000; OR</li> <li>(f) \$75 million where the claim arises from services in respect of which the Fee is \$2,500,000 or more.</li> </ul>
	<b>LIMITATION OF LIABILITY FOR CATEGORY 2 SERVICES</b>
3.4	Where a Participant against whom a proceeding is brought relating to Occupational Liability in connection with Category 2 services is able to satisfy the court of (a), (b), or (c) below, the Participant is not liable in Damages in relation to that claim above the monetary ceiling specified in clause 3.5— <ul style="list-style-type: none"> <li>(a) the Participant has the benefit of an Insurance Policy insuring the Participant against that Occupational Liability, and the amount payable under the Insurance Policy in respect of the Occupational Liability relating to that claim (including any amount payable by the Participant by way of excess under or in relation to the Insurance Policy) is not less than the amount of the Category 2 monetary ceiling specified in clause 3.5; OR</li> <li>(b) the Participant has business assets the net current market value of which is not less than the amount of the Category 2 monetary ceiling specified in clause 3.5; OR</li> <li>(c) the Participant has business assets and the benefit of an Insurance Policy insuring the Participant against that Occupational Liability, and the net current market value of the assets and the amount payable under the Insurance Policy in respect of the Occupational Liability relating to that claim (including any amount payable by the Participant by way of excess under or in relation to the Insurance Policy), if combined, would total an amount that is not less than the amount of the Category 2 monetary ceiling specified in clause 3.5.</li> </ul>
3.5	The Category 2 monetary ceiling applicable to Participants is— <ul style="list-style-type: none"> <li>(a) \$2 million, where the claim arises from services in respect of which the Fee is less than \$100,000; OR</li> <li>(b) \$5 million, where the claim arises from services in respect of which the Fee is \$100,000 or more, but less than \$300,000; OR</li> <li>(c) \$10 million, where the claim arises from services in respect of which the Fee is \$300,000 or more, but less than \$500,000; OR</li> <li>(d) \$20 million where the claim arises from services in respect of which the Fee is \$500,000 or more.</li> </ul> <p>For the purposes of this sub-clause 3.5 only, the “Fee” means—</p> <ul style="list-style-type: none"> <li>(a) the highest total of fees billed by a Participant (or if the Participant is a member of a Practice Entity [whether a Practice Entity member of CA ANZ or not] by all Participants who are members or part of the Practice Entity) for a single financial</li> </ul>

	<p>year of services pursuant to an appointment for the provision of Category 2 services—</p> <p>(i) over the three full financial years immediately prior to the financial year in which the Participant provides the Category 2 services which are the subject of the claim against the Participant, or</p> <p>(ii) if the Participant has less than three full financial years' but more than two years' Category 2 services fee history immediately prior to the financial year in which the Participant provides the Category 2 services which are the subject of the claim against the Participant, over the two full financial years, or</p> <p>(iii) if the Participant, has less than two years' but one year's or more than one year's such fee history, that full financial year immediately prior to the financial year in which the Participant provides the Category 2 services which are the subject of the claim, OR</p> <p>(b) if the Participant has no, or less than one full financial year's, Category 2 services fee history immediately prior to the financial year in which the Participant provides the Category 2 services which are the subject of the claim against the Participant, the amount actually charged for those services.</p>
	<b>LIMITATION OF LIABILITY FOR CATEGORY 3 SERVICES</b>
3.6	<p>Where a Participant against whom a proceeding is brought relating to Occupational Liability in connection with Category 3 services is able to satisfy the court of (a), (b), or (c) below, the Participant is not liable in Damages in relation to that claim above the Category 3 monetary ceiling specified in clause 3.7—</p> <p>(a) the Participant has the benefit of an Insurance Policy insuring the Participant against that Occupational Liability, and the amount payable under the Insurance Policy in respect of the Occupational Liability relating to that claim (including any amount payable by the Participant by way of excess under or in relation to the Insurance Policy) is not less than the amount of the Category 3 monetary ceiling specified in clause 3.7; OR</p> <p>(b) the Participant has business assets the net current market value of which is not less than the amount of the Category 3 monetary ceiling specified in clause 3.7: OR</p> <p>(c) the Participant has business assets and the benefit of an Insurance Policy insuring the Participant against that Occupational Liability, and the net current market value of the assets and the amount payable under the Insurance Policy in respect of the Occupational Liability relating to that claim (including any amount payable by the Participant by way of excess under or in relation to the Insurance Policy), if combined, would total an amount that is not less than the amount of the Category 3 monetary ceiling specified in clause 3.7.</p>
3.7	<p>The Category 3 monetary ceiling applicable to Participants is—</p> <p>(a) \$2 million, where the claim arises from services in respect of which the Fee is less than \$100,000; OR</p> <p>(b) \$5 million where the claim arises from services in respect of which the Fee is \$100,000 or more, but less than \$300,000: OR</p> <p>(c) \$10 million where the claim arises from services in respect of which the Fee is \$300,000 or more, but less than \$500,000; OR</p> <p>(d) \$20 million where the claim arises from services in respect of which the Fee is \$500,000 or more.</p>
	<b>GENERAL</b>
3.8	<p>Pursuant to section 24(1)(b) of the Act, this Scheme confers on CA ANZ a discretionary authority to specify, on application by a Participant, a higher maximum amount of Occupational Liability not exceeding \$75 million than would otherwise apply under the Scheme in respect of any specified case or class of case of Category 2 services or Category 3 services, where the fee for the service or services is, or is reasonably expected to be, \$2 million or greater. The higher maximum amount of Occupational Liability will apply if CA ANZ exercises its discretion and approves the higher maximum amount of Occupational Liability prior to the Participant beginning to provide the relevant services.</p>
3.9	<p>In circumstances where a proceeding is brought against a Participant relating to Occupational Liability in connection with a combination of Category 1 services and any of—</p> <p>(a) Category 2 services;</p> <p>(b) Category 3 services;</p> <p>(c) Category 2 services and Category 3 services,</p> <p>the Participant's Occupational Liability under this Scheme for Damages in excess of the amount specified in clause 3.1 will be determined in accordance with those provisions of the Scheme relating to Category 1 services only, namely clauses 3.2 and 3.3.</p>
3.10	<p>In circumstances where a proceeding is brought against a Participant relating to Occupational Liability in connection with a combination of Category 2 services and Category 3 services, the participant's Occupational Liability under this Scheme for Damages in excess of the amount specified in clause 3.1 will be determined in accordance with those provisions of the Scheme relating to Category 2 services only, namely clauses 3.4 and 3.5.</p>



3.11	Nothing in this Scheme is intended to increase, or has the effect of increasing, a Participant's Occupational Liability for Damages to a person beyond the amount that, but for the existence of this Scheme, the Participant would be liable in law.
3.12	This Scheme only limits the amount of Damages for which a Participant is liable if and to the extent that the Damages exceed the amount specified in clause 3.1. Where the amount of Damages for which a Participant otherwise would be liable on a claim entailing Occupational Liability exceeds the amount specified in clause 3.1 liability for Damages will be limited to the amount specified in the applicable other provisions of this clause 3, as provided for by section 28 of the Act.
3.13	Notwithstanding anything to the contrary contained in this Scheme, if in the circumstances giving rise to Occupational Liability, the liability of any Participant should be capped both by this Scheme and also by any other Scheme or Schemes under Professional Standards Legislation, be it the Act or the law of any other Australian state or territory, then should the amounts of such caps differ, the highest of them shall apply.
4.	<b>DEFINITIONS</b>
4.1	In this Scheme, the following words and phrases have the following meanings:
	" <b>Act</b> " means the <i>Professional Standards Act 1994</i> (NSW)
	" <b>Acts</b> " mean state and territory legislation other than the Act, including— <ul style="list-style-type: none"> <li>(a) <i>Professional Standards Act 2003</i> (Vic);</li> <li>(b) <i>Professional Standards Act 2004</i> (Qld);</li> <li>(c) <i>Professional Standards Act 2004</i> (SA);</li> <li>(d) <i>Professional Standards Act 1997</i> (WA)—</li> <li>(e) <i>Professional Standards Act 2005</i> (Tas);</li> <li>(f) <i>Professional Standards Act</i> (NT); and</li> <li>(g) <i>Civil Law (Wrongs) Act 2002</i> (ACT).</li> </ul>
	" <b>Affiliate Member</b> " as defined by the CA ANZ By Laws
	" <b>By Laws</b> " means the By Laws of CA ANZ
	" <b>CA ANZ Charter</b> " means the CA ANZ Supplemental Royal Charter dated 26 November 2014.
	" <b>Certificate of Public Practice</b> " means a certificate issued to a CA ANZ member under paragraph 34 of the By Laws in accordance with CA ANZ Regulation CR2 Certificates of Public Practice
	" <b>Category 1 services</b> " means the following services provided in Australia— <ul style="list-style-type: none"> <li>(i) all Corporations Act audits or reviews performed under auditing or assurance standards issued by the Auditing and Assurance Standards Board (including financial statement audits and reviews, Australian financial services licence audits, credit licence audits, and compliance plan audits);</li> <li>(ii) all audits or reviews performed by a registered company auditor for the purposes of prudential reporting to the Australian Prudential Regulation Authority;</li> <li>(iii) all audits of self-managed superannuation funds under section 35C of the <i>Superannuation Industry (Supervision) Act 1993</i>;</li> <li>(iv) all other audits of financial statements which are filed with a regulator, and audit procedures performed on financial information which forms part of a financial statement filed with a regulator</li> </ul>
	" <b>Category 2 services</b> " means the following services provided in Australia— <ul style="list-style-type: none"> <li>(i) services to which Chapter 5 or Chapter 5A of the <i>Corporations Act 2001</i> applies;</li> <li>(ii) services provided pursuant to s.233(2) of the <i>Corporations Act 2001</i>;</li> <li>(iii) services to which the <i>Bankruptcy Act 1966</i> applies;</li> <li>(iv) services arising out of any court appointed liquidation or receivership</li> </ul>
	" <b>Category 3 services</b> " means any services provided in Australia by a Participant, or anything done or omitted to be done by a Participant, in the performance of his, her or its occupation, which are not Category 1 services or Category 2 services
	" <b>Damages</b> " as defined in section 4 of the Act means <ul style="list-style-type: none"> <li>(a) damages awarded on a claim entailing Occupational Liability whether in satisfaction of claim, counter-claim or by way of set-off, and</li> <li>(b) costs in or in relation to proceedings with respect to (a) above ordered to be paid in connection with such an award (other than costs incurred in enforcing a judgment or incurred on an appeal made by a defendant), and</li> <li>(c) any interest payable on the amount of those damages or costs.</li> </ul>
	" <b>Fee</b> " means a payment made to a Participant in exchange for services but excludes disbursements and goods and services taxes. For the purposes of sub-clause 3.5, Fee is as calculated in accordance with that sub-clause.
	" <b>Insurance Policy</b> " means an insurance policy that complies with By-Law CA ANZ Regulation CR 2A and section 27 of the Act.
	" <b>Occupational Liability</b> " has the meaning given in section 4 of the Act.

	“ <b>Practice Entity Member</b> ” as defined in the CA ANZ By Laws
	“ <b>Practice Entity</b> ” as defined in the CA ANZ By Laws
	“ <b>Professional Standards Legislation</b> ” means state and territory legislation, including— (a) <i>Professional Standards Act 1994</i> (NSW) (b) <i>Professional Standards Act 2003</i> (Vic); (c) <i>Professional Standards Act 2004</i> (Qld); (d) <i>Professional Standards Act 2004</i> (SA); (e) <i>Professional Standards Act 1997</i> (WA)— (f) <i>Professional Standards Act 2005</i> (Tas); (g) <i>Professional Standards Act</i> (NT); and (h) <i>Civil Law (Wrongs) Act 2002</i> (ACT).
<b>5.</b>	<b>JURISDICTION</b>
5.1	This Scheme is intended to operate in New South Wales. This Scheme is also intended to operate in the Australian Capital Territory, the Northern Territory of Australia, Victoria, Queensland, South Australia, Tasmania and Western Australia by way of mutual recognition under the Professional Standards Legislation.
<b>6.</b>	<b>COMMENCEMENT DATE AND DURATION</b>
6.1	This Scheme will commence on the following day— (a) In New South Wales, the Northern Territory, Queensland, Western Australia and Tasmania, on the day after the date on which the instrument is published in the Gazette; (b) In Victoria, on the day that is two (2) months after the date on which the instrument is published in the Gazette; and (c) In the Australian Capital Territory and in South Australia; (i) On the date provided for in the Minister’s notice in relation to the amendments, if a date is provided; or (ii) On the first day two months after the day on which notice was given, in any other case.
6.2	The Scheme will operate for and is intended to remain in force for a period of five (5) years from the date of commencement in each jurisdiction for which it is in force unless it is revoked, extended or ceases in accordance with section 32 of the Act.

---

## LOCAL GOVERNMENT

---

LG401

**LOCAL GOVERNMENT ACT 1995**  
**LOCAL GOVERNMENT ADVISORY BOARD**  
 Appointments

It is hereby notified for public information that the Governor has made the following appointments—

1. under the provisions of clause 2 of Schedule 2.5 of the *Local Government Act 1995*, to appoint Ms Mary Verna Adam a Member, Mr Anthony John Vuleta a Member, and Cr Russ Fishwick a Member of the Local Government Advisory Board, for a term commencing on 1 September 2019 and expiring on 31 August 2022;  
 and
2. under the provisions of clause 3 of Schedule 2.5 of the *Local Government Act 1995*, to appoint Ms Helen Sarcich a Deputy Member, and Cr Karen Wheatland a Deputy Member of the Local Government Advisory Board, for a term commencing on 1 September 2019 and expiring on 31 August 2022.

---



---

## MINERALS AND PETROLEUM

---



---

**MP401****DANGEROUS GOODS SAFETY ACT 2004****DANGEROUS GOODS SAFETY APPOINTMENT NOTICE (No. 2) 2019**

Made by the Chief Dangerous Goods Officer under s 27(1) of the *Dangerous Goods Safety Act 2004*.

**1. Citation**

This notice may be cited as the *Dangerous Goods Safety Appointment Notice (No. 2) 2019*.

**2. Dangerous goods officers appointed**

I appoint the following person to be a dangerous goods officer—

- (i) Bronte Dahms

IAIN DAINTY, Chief Dangerous Goods Officer.  
(Director of the Dangerous Goods and Petroleum  
Safety Branch, Resources Safety Division of the  
Department of Mines Industry Regulation  
and Safety, Western Australia.

Date: 10 July 2019.

**MP402****PETROLEUM PIPELINES ACT 1969****SURRENDER OF LICENCE PL 111**

Licence PL 111 held by AWE Perth Pty Ltd and Lattice Energy Resources (Perth Basin) Pty Limited has been surrendered by application STP-PLX-0010. This surrender became effective on service of the registerable surrender instrument on 1 July 2019.

RICHARD JOHN ROGERSON, Executive Director,  
Resource Tenure Division.

---



---

## PARLIAMENT

---



---

**PA401****PARLIAMENT OF WESTERN AUSTRALIA****Royal Assent to Bills**

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

<b>Title of Act</b>	<b>Date of Assent</b>	<b>Act No.</b>
Public Health Amendment (Immunisation Requirements for Enrolment) Act 2019	5 July 2019	14 of 2019
Bail Amendment (Persons Linked to Terrorism) Act 2019	5 July 2019	15 of 2019
Local Government Legislation Amendment Act 2019	5 July 2019	16 of 2019

PAUL GRANT, Acting Clerk of the Parliaments.

Dated 10 July 2019.

---



---

## PLANNING

---



---

**PL401**

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT**  
*City of Gosnells*  
 Town Planning Scheme No. 6—Amendment No. 177

Ref: TPS/2400

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 Gosnells Town Planning Scheme amendment on 4 July 2019 for the purpose of—

Modifying Schedule 8—Development Contribution Plans (Attachement A, B, C and D) as follows—

Period of operation	Five years from 1 November 2018 to 1 November 2023
---------------------	--

G. DEWHURST, Mayor.  
 I. COWIE, Chief Executive Officer.

**PL402**

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Stirling*  
 Local Planning Scheme No. 3—Amendment No. 84

Ref: TPS/2045

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 Stirling Local Planning Scheme amendment on 31 May 2019 for the purpose of—

1. Amending 'Clause 1.4 Contents of the Scheme' by adding a third bullet point—
  - Deemed Provisions in Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*.
2. Amending 'Table 1: Zoning Table' by replacing the text under the 'Development' Zone column with the following—
 

Development and use of land shall have due regard to any WAPC approved Activity Centre Plan, and any approved Local Development Plan or Local Planning Policy prepared under this Scheme; and is to be in accordance with the Special Control Area land use permissibility provisions under Part 6.
3. Amending 'Clause 6.11.2 Special Control Area' by reordering a) to f) as follows—
  - (a) Southern Precinct
  - (b) Station Precinct
  - (c) Northern Precinct
  - (d) Innaloo Precinct
  - (e) Osborne Park Precinct
  - (f) Woodlands Precinct
4. Replacing 'Clause 6.11.3 Development' and 'Clause 6.11.6 Subdivision' with the following new Clause 6.11.3—
 

6.11.3 Subdivision and Development

  - (a) The subdivision and development of all land within the Stirling City Centre Special Control Area shall—
    - (i) have due regard to any WAPC approved Activity Centre Plan, any approved Local Development Plan and Local Planning Policy that applies to that land and that is prepared under this Scheme;
    - (ii) comply with the provisions of the Special Control Area which apply to that land; and
    - (iii) comply with any Development Contribution Plan that applies to that land and is prepared in accordance with the Scheme.
  - (b) The power conferred by Clause 5.5.1 of this Scheme shall not apply to clauses 6.11.11 a), 6.11.16 a) i), 6.11.9 e) and the 'Maximum Total On-Site Parking' standards of Table 6.11.17.

5. Replacing 'Clause 6.11.4 Structure Plan and Detailed Area Plan' with the following Clauses 6.11.4 and 6.11.5—
- 6.11.4 Activity Centre Plan  
For the purpose of promoting the highest standard of development an Activity Centre Plan shall be approved for the Stirling City Centre Special Control Area in accordance with Part 5—Activity Centre Plans of the Deemed Provisions in Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*.
- 6.11.5 Local Development Plan  
No development shall be approved by the Council for land within the Activity Centre Plan area until a Local Development Plan has been adopted by the Council, except for minor development that will not prejudice the implementation of the Local Development Plan. The Local Development Plan is required to address the matters listed in Part 6A of the Scheme and Clause 48 of the Deemed Provisions of the *Planning and Development (Local Planning Schemes) Regulations 2015*.
6. Renumbering 'Clause 6.11.5 Residential Design Codes' to Clause 6.11.6 and amending this clause as follows—
- 6.11.6 Residential Design Codes
- (a) The Residential Design Codes apply only to residential development on land within the Stirling City Centre Special Control Area which has been designated with a residential density code by an Activity Centre Plan made pursuant to Part 5—Activity Centre Plans of the Deemed Provisions in Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*.
- (b) The subdivision or development of land referred to in paragraph (a) above for any of the residential purposes dealt with by the Residential Design Codes is to have due regard to the provisions of those Codes.
- (c) Residential development of land within the Stirling City Centre Special Control Area which has not been designated with a residential density code shall be subject to the development requirements specified in any Local Development Plan approved for that land for the purpose of guiding the Local Government in determining applications for approval of such residential development.
- (d) Clause 5.3.2 shall not apply to residential development in the Stirling City Centre Special Control Area.
7. Deleting 'Clause 6.11.7 Precincts' and inserting the following new Clauses 6.11.7 to 6.11.16 and related Figures—
- 6.11.7 Land Use Sectors
- (a) Land within the Stirling City Centre Special Control Area is to be classified into the Land Use Sectors in a WAPC approved Activity Centre Plan.
- (b) Subject to the classification of land in subclause (a), subdivision and development of land within the Stirling City Centre Special Control Area shall comply with the relevant Scheme requirements, and have due regard to any relevant provisions in a WAPC approved Activity Centre Plan and any approved Local Development Plan.
- 6.11.8 Land Use Categories
- (a) An approved Local Development Plan shall assign a Land Use Category or Categories to every lot located within its boundaries, consistent with the land use categories provided in the Scheme. A Land Use Category may be applied to the entire area within a lot; to a portion of land within a lot; or vertically to individual storeys of a multi-storey building contained within a lot.
- (b) The subdivision and development of land within the Stirling City Centre Special Control Area shall be consistent with the requirements of the applicable Land Use Category or Categories as provided in this Scheme, and have due regard to any relevant provision in an approved Local Development Plan.
- 6.11.9 Land Use Permissibility
- (a) The permissibility of land uses for each precinct is provided in Table 6.11.9. The symbols used in Table 6.11.9 shall have the same meaning as defined in Clauses 4.3.2 and 4.3.3.
- (b) Table 6.11.9 is to be read in conjunction with Table 6.11.10 which provides further detail on the location of land uses within multiple storey buildings.
- (c) Notwithstanding the provisions of Clause 6.11.9, where a land use category is Not Supported under Clause 6.11.10 for a relevant building storey, the land use is deemed to be an X use for that relevant building storey.
- (d) If a person proposes to carry out on land any use that is not specifically mentioned in Table 6.11.9 and cannot reasonably be determined as falling within the type, class or genus of activity of any other use category, the Local Government shall consider this use in accordance with the provisions of Clause 4.4.2.
- (e) Showroom or Hardware Showroom uses on lots fronting Scarborough Beach Road shall have a maximum plot ratio of 0.5 and shall incorporate other uses (not Showroom or Hardware Showroom uses) at a minimum plot ratio of 1.0.

- (f) Showroom or Hardware Showroom uses which abut Scarborough Beach Road shall incorporate glazing to a minimum of 80% of the portion of the building which fronts Scarborough Beach Road.

Note: This clause does not apply to existing showroom or hardware showroom uses.

**Table 6.11.9—Stirling City Centre Land Use Permissibility Table**

LAND USE CATEGORY  USE CLASS	MIXED USE	BUSINESS	RESTRICTED BUSINESS	CITY RESIDENTIAL	SUBURBAN RESIDENTIAL	CIVIC
	Aged/ Dependent Persons Dwelling	P	X	X	P	D
Amusement Parlour	P	P	X	X	X	D
Bed and Breakfast	P	X	X	P	D	X
Betting Agency	P	P	X	X	X	X
Boarding House	P	X	X	P	X	X
Car Park	D	D	D	X	X	P
Caravan Park	X	X	X	X	X	X
Caretaker's Dwelling	P	D	D	P	D	D
Child Care Premises	D	D	D	P	D	P
Cinema/Theatre	D	P	X	X	X	P
Civic Use	P	P	P	P	X	P
Club Premises	P	P	D	X	X	P
Community Purposes	P	P	D	P	X	P
Consulting Rooms	P	P	D	X	X	X
Convenience Store	P	P	D	X	X	P
Corrective Institution	X	X	X	X	X	X
Drive Through Fast Food Outlet	X	X	X	X	X	X
Educational Establishment	P	P	D	X	X	X
Exhibition Centre	P	P	X	X	X	P
Family Day Care	P	P	D	D	X	X
Fast Food Outlet	P	P	D	X	X	X
Fuel Depot	X	X	X	X	X	X
Funeral Parlor	X	P	D	X	X	X
Garden Centre	P	P	X	X	X	X
Grouped Dwelling	X	X	X	X	P	X
Hardware Showroom	X	D***	X	X	X	X
Home Business	P	X	X	P	P	X
Home Occupation	P	X	X	P	D	X
Home Office	P	X	X	P	P	X
Home Store	P	X	X	P	D	X
Hospital	P	P	X	X	X	X
Hostel	P	X	X	P	X	X
Hotel	P	P	X	X	X	X
Industry—Cottage	D	D	X	X	X	X
Industry—Extractive	X	X	X	X	X	X
Industry—General	X	X	X	X	X	X
Industry—Light	X	X	X	X	X	X
Industry—Mining	X	X	X	X	X	X
Industry—Noxious	X	X	X	X	X	X
Industry—Rural	X	X	X	X	X	X
Industry—Service	X	P	X	X	X	X
Institutional Building	D	P	X	X	X	X

LAND USE CATEGORY  USE CLASS	MIXED USE	BUSINESS	RESTRICTED BUSINESS	CITY RESIDENTIAL	SUBURBAN RESIDENTIAL	CIVIC
	Institutional Home	D	P	X	X	X
Market	P	P	D	D	X	P
Media Establishment	P	P	P	X	X	X
Medical Centre	P	P	X	X	X	X
Motel	P	P	X	X	X	X
Motel Vehicle Wash	X	D	X	X	X	X
Motor Vehicle, Boat or Caravan Sales	X	X	X	X	X	X
Multiple Dwelling	P	X	X	P	P	X
Night Club	X	D	X	X	X	X
Nursing Home	P	X	X	D	X	X
Office	P	P	P**	X	X	D
Park Home Park	X	X	X	X	X	X
Personal Services	P	P	D	X	X	X
Place of Worship	P	P	X	P	P	D
Reception Centre	P	P	X	X	X	X
Recreation—Private	P	P	X	X	X	D
Residential Building	P	X	X	P	X	X
Restaurant	P	P	P	X	X	D
Restricted Premises	P	P	X	X	X	X
Retirement Complex	D	X	X	P	X	X
Rural Pursuit	D	D	D	D	D	D
Salvage Yard	X	X	X	X	X	X
Service Station	X	D	X	X	X	X
Shop	P*	P	P**	X	X	X
Short Stay Accommodation	P	P	P	P	X	X
Showroom	X	D***	X	X	X	X
Single Bedroom Dwelling	P	X	X	P	P	X
Single House	X	X	X	P	P	X
Storage (Outdoor)	X	X	X	X	X	X
Tavern	P	P	X	X	X	X
Telecommunications Infrastructure	D	D	D	A	X	D
Trade Display	X	X	X	X	X	X

Notes—

\* Maximum net lettable area of 1000m<sup>2</sup>

\*\* Maximum net lettable area of 300m<sup>2</sup>

\*\*\* Permitted only on lots with frontage to King Edward Road, or when in accordance with Clause 6.11.9 e) and f), permitted on lots fronting Scarborough Beach Road.

#### 6.11.10 Land Use Permissibility for Multiple Storey Buildings

(a) Where a land use class is designated with a P, D or A in a relevant land use category in Table 6.11.9, Table 6.11.10 details the location of that land use in a two dimensional context of a building, as follows—

##### Building Storey

(i) Ground—refers to the ground floor of a development; and

(ii) Upper—refers to all storeys located above the ground storey.

(b) Where a land use category is 'S—Supported', the development of that land use can be approved in accordance with the relevant permissibility in Table 6.11.9.

- (c) Where a land use category is 'NS—Not Supported', the development of that land use on the relative floors of the building where it is not supported shall be considered an X use under Table 6.11.9.
- (d) The Local Government shall not approve a development application which is inconsistent with the siting of development as detailed in Table 6.11.10.
- (e) Where a parcel of zoned land has no land use permissibility identified in Table 6.11.10 the Local Government shall not approve development or recommend approval for subdivision where a proposal is inconsistent with the objectives and provisions of clause 6.11 of the Scheme, within a WAPC approved Activity Centre Plan or an approved Local Development Plan for Stirling City Centre.
- (f) Notwithstanding clause 6.11.10 d), the Council may recommend subdivision or approve the development of land if Council is satisfied that this is consistent with the objectives and development standards of the Scheme, a WAPC approved Activity Centre Plan or an approved Local Development Plan.
- (g) To the extent that a requirement referred to in clause 6.11.9 or 6.11.10 of this Scheme is inconsistent with a provision in a WAPC approved Activity Centre Plan or an approved Local Development Plan, the provisions in clauses 6.11.9 and 6.11.10 of this Scheme prevail.
- (h) Table 6.11.10 includes following Tables 6.11.10(a) to 6.11.10(f).

**Table 6.11.10(a)—Northern Precinct**

X	NORTHERN PRECINCT						
	Sub-Precincts (as per Local Development Plan)						
	<i>Building Storey</i>	A	B	C	D	E	F
<b>MIXED USE</b>	Ground	S	NS	S	NS	N/A	NS
	Upper	S	NS	NS	NS	N/A	NS
<b>BUSINESS</b>	Ground	S	NS	NS	NS	N/A	NS
	Upper	NS	NS	NS	NS	N/A	NS
<b>RESTRICTED BUSINESS</b>	Ground	S	NS	NS	NS	N/A	NS
	Upper	NS	NS	NS	NS	N/A	NS
<b>CITY RESIDENTIAL</b>	Ground	NS	S	S	NS	N/A	NS
	Upper	S	S	S	NS	N/A	NS
<b>SUBURBAN RESIDENTIAL</b>	Ground	NS	NS	NS	S	N/A	NS
	Upper	NS	NS	NS	S	N/A	NS
<b>CIVIC</b>	Ground	NS	NS	NS	NS	N/A	NS
	Upper	NS	NS	NS	NS	N/A	NS

Note: Refer to the Northern Precinct Local Development Plan for the location of permitted land use categories

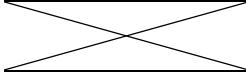
**Table 6.11.10 (b)—Innaloo Precinct**

X	INNALOO PRECINCT							
	Sub-Precincts (as per Local Development Plan)							
	<i>Building Storey</i>	1	2	3	4	5	6	7
<b>MIXED USE</b>	Ground	NS	NS	S	NS	NS	NS	NS
	Upper	NS	NS	NS	S	S	NS	NS
<b>BUSINESS</b>	Ground	NS	NS	NS	S	S	S	S
	Upper	NS	NS	NS	S	NS	NS	NS
<b>RESTRICTED BUSINESS</b>	Ground	NS	NS	NS	NS	NS	NS	NS
	Upper	NS	NS	NS	NS	NS	NS	NS
<b>CITY RESIDENTIAL</b>	Ground	NS	NS	S	NS	NS	NS	NS
	Upper	NS	NS	S	S	S	NS	NS
<b>SUBURBAN RESIDENTIAL</b>	Ground	S	S	NS	NS	NS	NS	NS
	Upper	S	S	NS	NS	NS	S	S
<b>CIVIC</b>	Ground	NS	NS	NS	NS	NS	NS	NS
	Upper	NS	NS	NS	NS	NS	NS	NS

Note: Refer to the Innaloo Precinct Local Development Plan for the location of permitted land use categories

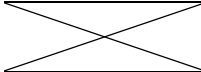


**Table 6.11.10(c)—Osborne Park Precinct**

	<b>OSBORNE PARK PRECINCT</b>							
	<b>Sub-Precincts (as per Local Development Plan)</b>							
<i>Land Use Category</i>	<i>Building Storey</i>	<b>A</b>	<b>B</b>	<b>C</b>	<b>D</b>	<b>E</b>	<b>F</b>	<b>G</b>
<b>MIXED USE</b>	Ground	NS	TO BE DETERMINED					
	Upper	S						
<b>BUSINESS</b>	Ground	S						
	Upper	NS						
<b>RESTRICTED BUSINESS</b>	Ground	NS						
	Upper	NS						
<b>CITY RESIDENTIAL</b>	Ground	NS						
	Upper	S						
<b>SUBURBAN RESIDENTIAL</b>	Ground	NS						
	Upper	NS						
<b>CIVIC</b>	Ground	NS						
	Upper	NS						

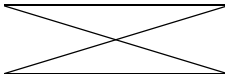
Note: Refer to the Osborne Park Precinct Local Development Plan for the location of permitted land use categories.

**Table 6.11.10(d)—Southern Precinct**

	<b>SOUTHERN PRECINCT</b>								
	<b>Sub-Precincts (as per Local Development Plan)</b>								
<i>Land Use Category</i>	<i>Building Storey</i>	<b>A1 (Fig- ures 13- 17)</b>	<b>A2 (Fig- ures 18- 19)</b>	<b>A3 (Fig- ures 20- 22)</b>	<b>B</b>	<b>C</b>	<b>D</b>	<b>E</b>	<b>F</b>
<b>MIXED USE</b>	Ground	NS	NS	S	S	NS	S	NS	S
	Upper	NS	S	S	S	S	S	S	S
<b>BUSINESS</b>	Ground	NS	S	S	S	S	S	S	S
	Upper	NS	NS	NS	NS	NS	NS	S	NS
<b>RESTRICTED BUSINESS</b>	Ground	NS	NS	NS	NS	NS	NS	NS	NS
	Upper	NS	NS	NS	NS	NS	NS	NS	NS
<b>CITY RESIDENTIAL</b>	Ground	NS	S	NS	NS	S	NS	NS	S
	Upper	NS	S	S	NS	S	NS	NS	S
<b>SUBURBAN RESIDENTIAL</b>	Ground	S	S	NS	NS	NS	NS	NS	NS
	Upper	S	S	NS	NS	NS	NS	NS	NS
<b>CIVIC</b>	Ground	NS	NS	NS	NS	NS	NS	NS	NS
	Upper	NS	NS	NS	NS	NS	NS	NS	NS

Note: Refer to the Southern Precinct Local Development Plan for the location of permitted land use categories.

**Table 6.11.10(e)—Station Precinct**

	<b>STATION PRECINCT</b>							
	<b>Sub-Precincts (as per Local Development Plan)</b>							
<i>Land Use Category</i>	<i>Building Storey</i>	<b>A</b>	<b>B</b>	<b>C</b>	<b>D</b>	<b>E</b>	<b>F</b>	<b>G</b>
<b>MIXED USE</b>	Ground	S	NS	NS	NS	NS	NS	NS
	Upper	S	NS	NS	S	S	S	NS
<b>BUSINESS</b>	Ground	S	NS	NS	S	S	S	NS
	Upper	NS	NS	NS	NS	NS	NS	NS
<b>RESTRICTED BUSINESS</b>	Ground	S	NS	NS	NS	NS	NS	NS
	Upper	NS	NS	NS	NS	NS	NS	NS
<b>CITY RESIDENTIAL</b>	Ground	NS	NS	NS	NS	S	NS	NS
	Upper	NS	NS	NS	S	S	NS	NS
<b>SUBURBAN RESIDENTIAL</b>	Ground	NS	S	S	NS	NS	NS	S
	Upper	S	S	S	NS	NS	NS	S

X	STATION PRECINCT							
	Sub-Precincts (as per Local Development Plan)							
<i>Land Use Category</i>	<i>Building Storey</i>	A	B	C	D	E	F	G
<b>CIVIC</b>	Ground	NS	NS	NS	NS	NS	NS	NS
	Upper	NS	NS	NS	NS	NS	NS	NS

Note: Refer to the Station Precinct Local Development Plan for the location of permitted land use categories.

**Table 6.11.10(f)—Woodlands Precinct**

X	WOODLANDS PRECINCT							
	Sub-Precincts (as per Local Development Plan)							
<i>Land Use Category</i>	<i>Building Storey</i>	1	2	3	4	5	6	7
<b>MIXED USE</b>	Ground	NS	NS	S	NS	TO BE DETERMINED		
	Upper	NS	NS	S	NS			
<b>BUSINESS</b>	Ground	NS	NS	S	NS			
	Upper	NS	NS	NS	NS			
<b>RESTRICTED BUSINESS</b>	Ground	NS	NS	S	NS			
	Upper	NS	NS	NS	NS			
<b>CITY RESIDENTIAL</b>	Ground	NS	NS	S	S			
	Upper	NS	NS	S	S			
<b>SUBURBAN RESIDENTIAL</b>	Ground	S	S	S	NS			
	Upper	S	S	S	NS			
<b>CIVIC</b>	Ground	NS	NS	NS	NS			
	Upper	NS	NS	NS	NS			

Note: Refer to the Woodlands Precinct Local Development Plan for the location of permitted land use categories.

#### 6.11.11 Mandatory Residential

- (a) An application for planning approval for a new development for land that is identified as requiring Mandatory Residential in a WAPC approved Activity Centre Plan and/or an approved Local Development Plan shall contain a residential component to the satisfaction of the City of Stirling.
- (b) Subject to sub-clause a) the Local Government shall impose a condition on the planning approval granted for a new building on land identified as requiring Mandatory Residential to require delivery of the minimum residential standards referred to in paragraph a) above prior to occupation of that building development.
- (c) Notwithstanding Clause 6.11.11 b), the Local Government may allow the transfer of one lot's minimum number of residential dwellings to another lot subject to the following—
  - (i) The lot in receipt of the residential dwellings is included in a Mandatory Residential area on a WAPC approved Activity Centre Plan and/or an approved Local Development Plan; and
  - (ii) It is demonstrated to the satisfaction of the Local Government by the landowner(s) and/or proponent of the development that the lot in receipt of the required additional residential dwellings can and will accommodate the additional residential dwellings whilst complying with all relevant standards and requirements applicable to the lot under this Scheme, any WAPC approved Activity Centre Plan, any approved Local Development Plan and any approved Local Planning Policy.

#### 6.11.12 Non-Residential Floorspace Requirements

- (a) For any land affected by 'Minimum Non-residential Floorspace Requirements' in a WAPC approved Activity Centre Plan and/or any approved Local Development Plan, the Local Government shall have due regard to those minimum floorspace requirements when considering an application for development approval.

#### 6.11.13 Urban Design

- (a) No individual street block within the Stirling City Centre Special Control Area shall have a dimension longer than 150m along any boundary without an intersecting street.

#### 6.11.14 Active Frontage Streets

- (a) For any land affected by 'Active Frontage Streets' in a WAPC approved Activity Centre Plan and/or any approved Local Development Plan, the Local Government shall have due regard to those minimum requirements when considering an application for development approval.

#### 6.11.15 Public Open Space

- (a) For the land that contains the Public Open Space area shown in a WAPC approved Activity Centre Plan, the Local Government shall recommend on a subdivision or strata application to the Commission, or impose a condition on a planning approval granted for development of that land, to require that the Public Open Space area be ceded free of cost to the Crown and vested in the City of Stirling for the purpose of public recreation.
- (b) Notwithstanding paragraph a) above, land identified as District Open Space that is located within the Osborne Park Precinct in a WAPC approved Activity Centre Plan, shall form part of the Development Contribution Plan prepared for the Osborne Park Precinct (refer Clause 6.11.19) and will not be subject to the requirements of clause 6.11.15 a).

#### 6.11.16 Movement Network Requirements

- (a) The design of streets within the Stirling City Centre Activity Centre Area shall be in accordance with the approved cross-section applicable to that street under any WAPC approved Activity Centre Plan and any approved Local Development Plan, in accordance with the following—
- (i) 'Fixed Location of Proposed Ceded Roads' are roads that shall be ceded to the City and constructed free of cost as a component of subdivision and/or development approval for the redevelopment of the adjacent land. The locations of these roads are fixed.
- (ii) 'Fixed Location of Proposed Development Contribution Roads' are roads that shall be funded in accordance with a development contribution plan prepared for the Osborne Park Precinct pursuant to Clause 6.11.20. The locations of these roads are fixed.
- (iii) 'Indicative Location of Proposed Ceded Road' are roads that shall be ceded to the City and constructed free of cost as a component of subdivision and/or development approval for the redevelopment of the adjacent land. The precise alignment, geometry and width of these connections shall be determined through the detailed planning for the Local Development Plan(s) adopted for this land.
- (iv) 'Indicative Location of Proposed Developer Contribution Plan Road' are roads that shall be funded in accordance with a development contribution plan prepared for the Osborne Park Precinct pursuant to Clause 6.11.20. The precise alignment, geometry and width of these connections shall be determined through the detailed planning for the Local Development Plan(s) adopted for this land.
- (v) 'Existing Roads to be Upgraded' are roads that are to be upgraded in accordance with the design specification and requirements of the approved Activity Centre Plan and adopted Local Development Plans for the Stirling City Centre Special Control Area. The road upgrades required to Sarich Court, Carbon Court, Selby Street and King Edward Road shall be funded in accordance with a Development Contribution Plan prepared for the Osborne Park Precinct pursuant to Clause 6.11.20.
8. Replacing 'Clause 6.11.8 Car Parking' with the following Clauses 6.11.17 and 6.11.18 and Figure 6.11.17—

#### 6.11.17 Parking for Non-Residential Uses

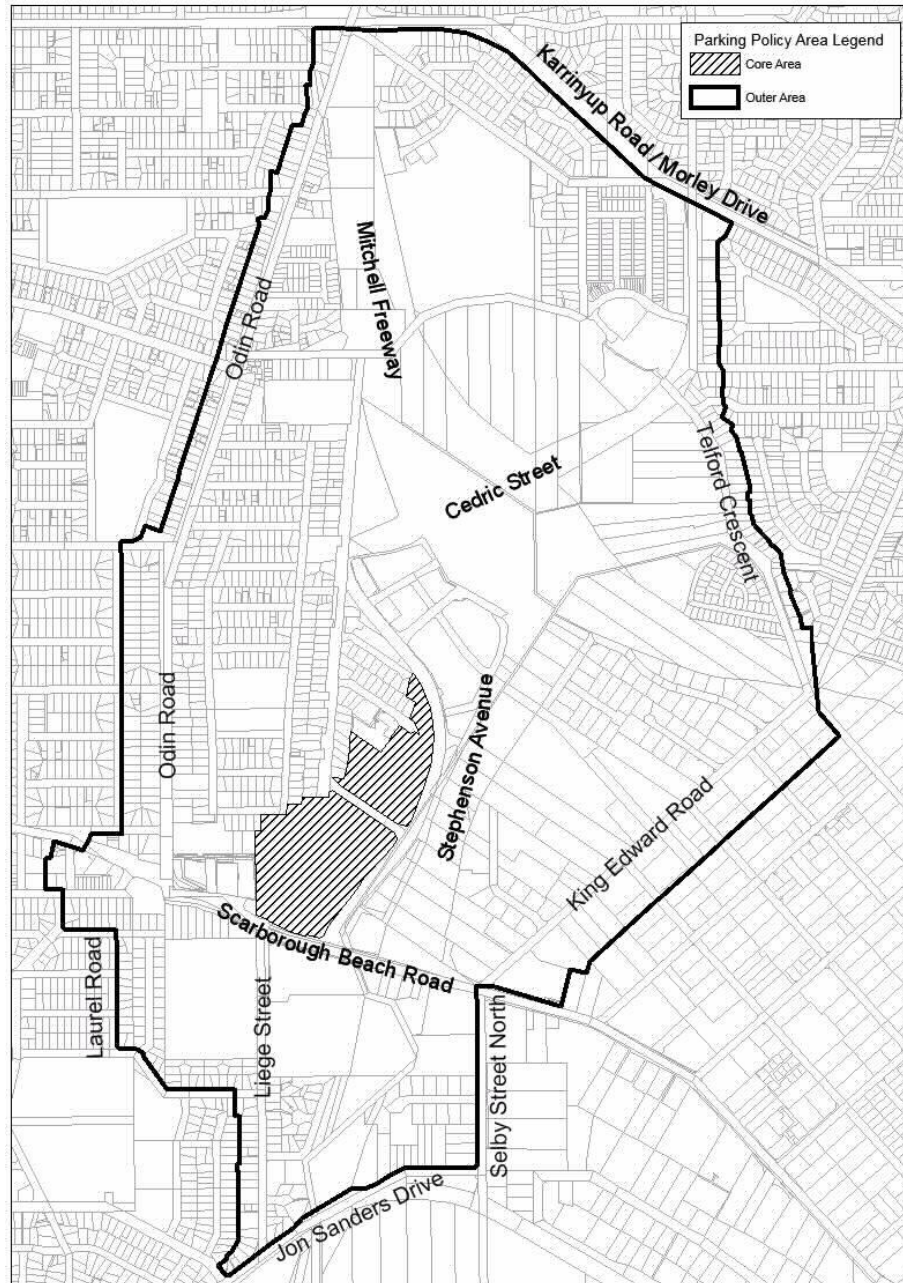
Car parking bay ratios for non-residential uses in the Stirling City Centre Special Control Area shall be provided in accordance with Table 6.11.17 and Figure 6.11.17.

Size of Development	Maximum Total On-site Parking Provision	Minimum Required Public Parking <sup>1</sup>	Minimum Short Stay Parking <sup>1</sup>
<b>Core Area</b>			
Development with plot ratio above 1.0 of non-residential floorspace	400 bays / net site hectare <sup>2</sup>	350 bays / net site hectare <sup>2</sup>	60%
Development with a plot ratio of 1.0 or less of non-residential floorspace	2.5 bays / 100sqm of non-residential floorspace	1.25 bays / 100sqm of non-residential floorspace	60%
<b>Outer Area</b>			
Development with plot ratio above 1.0 of non-residential floorspace	250 bays / net site hectare <sup>2</sup>	125 bays / net site hectare <sup>2</sup>	60%
Development with plot ratio of 1.0 or less of non-residential floorspace	2.5 bays / 100m <sup>2</sup> of non-residential floorspace	1.25 bays per 100m <sup>2</sup> of non-residential floorspace	60%

## Notes—

1. Definitions for 'Public Parking' and 'Short Stay Parking' are provided in Schedule 1
2. Net Site Hectare means the total area of the site upon which the development or use is approved as contained in the certificate of title or titles for the land if the whole of a lot, or if a portion of a lot, the area occupied by the approved development, including all landscaping and ancillary development, as a proportion of 10,000m<sup>2</sup>.

Figure 6.11.17—Parking Boundaries

6.11.18 Parking for Residential Uses and Short-stay Accommodation

- (a) The required number of car bays for residential development and short-stay accommodation shall be calculated as follows—
  - (i) Parking for residential development shall be in accordance with the Residential Design Codes, unless these standards are varied in an adopted Local Development Plan;
  - (ii) Parking for short stay accommodation shall be provided at a ratio of 1 bay per 2 accommodation units.
- (b) All other car parking requirements within the Stirling City Centre Special Control Area shall be in accordance with the adopted Stirling City Centre Activity Centre Plan, Local Development Plans and Local Planning Policy, and shall be guided by State Planning Policy 4.2—Activity Centres for Perth and Peel.

9. Inserting the following new Clauses 6.11.19 and 6.11.20—
- 6.11.19 Osborne Park Precinct Development Contribution  
A Development Contribution Plan shall be approved for the Osborne Park Precinct (or part thereof) either prior to or at the same time as adoption of the Local Development Plan(s) for this Precinct. The Development Contribution Plan shall be prepared in accordance with the requirements of Part 68 of the Scheme and be incorporated into the Scheme in Schedules 11 and 11A.
- 6.11.20 Signage  
(a) When determining an application for development approval, the Local Government shall have due regard to any Signage provisions contained in an approved WAPC Activity Centre Plan and any relevant approved Local Development Plans.
10. Amending 'Schedule 10—Development (Structure Plan) Areas' by—
- (a) Changing the heading of the first column from 'Name of Structure Plan' to Name of Structure Plan / Activity Centre Plan'
- (b) Replacing 'Structure Plan' with 'Activity Centre Plan' in columns two and three of the Stirling City Centre Development Area.
11. Amending Note 3 of the 'Advertising Sign Zoning Table' (Clause 4.3) in Schedule 8 with the additional or new text to be shown as follows—
3. Permissibility determined with reference to appropriate adopted Structure Plan, or, in the case of the Stirling City Centre Special Control Area, by having reference to Clause 6.11.20. Where there is no adopted Activity Centre Plan for a particular area, all Advertising signs are not permitted.
12. Amending the Scheme Maps by including a Development Contribution Area (DCA) designation over the Osborne Park Precinct of the Stirling City Centre Special Control Area.

M. IRWIN, Mayor.  
S. JARDINE, Chief Executive Officer.

---

---

## PREMIER AND CABINET

---

---

PR401

**INTERPRETATION ACT 1984**  
MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor, in accordance with section 12(c) of the *Interpretation Act 1984*, has approved the following temporary appointments to the office of Minister for Health; Mental Health in the absence of the Hon R H Cook MLA—

- Hon W J Johnston MLA for the period 13 to 21 July 2019 inclusive; and
- Hon B S Wyatt MLA for the period 22 to 28 July 2019 inclusive.

This notice supersedes acting arrangements relating to the above office that were published in *Government Gazette* No. 34 on 15 March 2019.

D. FOSTER, Director General, Department of the Premier and Cabinet.

PR402

**INTERPRETATION ACT 1984**  
MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor in accordance with section 12(c) of the *Interpretation Act 1984*, has approved the following temporary appointment—

Hon R H Cook MLA to act temporarily in the office of Premier; Minister for Public Sector Management; State Development, Jobs and Trade; Federal-State Relations in the absence of the Hon M McGowan MLA for the period 21 December 2019 to 10 January 2020 (both dates inclusive).

D. FOSTER, Director General, Department of the Premier and Cabinet.

---

**DECEASED ESTATES**

---

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

## Notice to Creditors and Claimants

Russell Stanley Stephenson, late of Aegis Balmoral, 29 Gardner Street, Como, Western Australia, flight engineer, 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 18 January 2019 are required by the personal representative, Vanessa Julia Berry of care of Birman & Ride of Level 3, 16 Irwin Street, Perth WA 6000 to send particulars of their claim to her by the date one month from the publication date after which date the personal representative 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

Leslie William Eaton, late of 39 Maley Way, Beachlands, Western Australia, house painter, 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 18 May 2019 are required by Birman & Ride of Level 3, 16 Irwin Street, Perth WA 6000 to send particulars of their claim to them by the date one month from the publication date after which date the Trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

---