

Government Gazette

OF

WESTERN AUSTRALIA

(Published by Authority at 12 noon)

No. 121]

PERTH: FRIDAY, 23 DECEMBER

[1988

Road Traffic Amendment Act (No. 2) 1988

PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-
GORDON REID, } panion of the Order of Australia, Governor of the
Governor. } State of Western Australia.
[L.S.]

UNDER section 2 of the Road Traffic Amendment Act (No. 2) 1988, I, the Governor, acting with the advice and consent of the Executive Council, do hereby fix 1 February 1989 as the day on which the Road Traffic Amendment Act (No. 2) 1988 shall come into operation.

Given under my hand and the Seal of the State on 20 December 1988.

By His Excellency's Command,
IAN TAYLOR,
Minister for Police and Emergency Services.

GOD SAVE THE QUEEN !

Governor, with the advice and consent of Executive Council do by this my Proclamation classify as of Class "A" the reserve described hereunder.

Schedule

Reserve No. 40836 comprising Nelson Locations 13315 and 13316 on Land Administration Reserve Plans 229 and 300 containing an area of about 52 598 hectares.

Given under my hand and the Public Seal of Western Australia, at Perth on 20 December 1988.

By His Excellency's Command,
YVONNE HENDERSON,
Minister for Lands.

GOD SAVE THE QUEEN !

Land Act 1933

PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-
GORDON REID, } panion of the Order of Australia, Governor of the
Governor. } State of Western Australia.
[L.S.]

File No. 2215/988.

WHEREAS by section 31 (1) (a) of the Land 1933, the Governor may by Proclamation and subject to such conditions as may be expressed therein classify as of Class "A" any such lands of the Crown reserved to Her Majesty for any purpose; and whereas it is deemed expedient that Reserve No. 40836 for the purpose of "National Park" as described, should be classified as of Class "A": Now, therefore I, the

A65991—1

NOTICE TO SUBSCRIBERS

"GOVERNMENT GAZETTE" NEW YEAR PUBLICATIONS

IT is notified for public information that the publishing times for the "Government Gazette" at New Year will be as follows—

Friday, 30 December—Closing time for copy 3 pm Wednesday, 28 December.

Friday, 6 January—Closing time for copy 3 pm Wednesday, 4 January.

GARRY L. DUFFIELD,
Government Printer.

Land Act 1933
PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-
GORDON REID. } panion of the Order of Australia, Governor of the
Governor. } State of Western Australia.
[L.S.] }

File No. 2256/988.

WHEREAS by section 31 (1) (a) of the Land Act 1933, the Governor may by Proclamation and subject to such conditions as may be expressed therein classify as of Class "A" any such lands of the Crown reserved to Her Majesty for any purpose; and whereas it is deemed expedient that Reserve No. 40837 for the purpose of "National Park" as described, should be classified as of Class "A": Now, therefore I, the Governor, with the advice and consent of Executive Council do by this my Proclamation classify as of Class "A" the reserve described hereunder.

Schedule

Reserve No. 40837 comprising Nelson Locations 13309, 13310 and Hay Location 2365 on Land Administration Reserve Plans 297 and 298 containing an area of about 30830 hectares.

Given under my hand and the Public Seal of Western Australia, at Perth on 20 December 1988.

By His Excellency's Command,
YVONNE HENDERSON,
Minister for Lands.

GOD SAVE THE QUEEN !

Land Act, 1933

PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-
GORDON REID. } panion of the Order of Australia, Governor of the
Governor. } State of Western Australia.
[L.S.] }

File No. 10987/11.

WHEREAS by section 31 (1) (a) of the Land Act 1933, the Governor may by Proclamation and subject to such conditions as may be expressed therein classify as of Class "A" any such lands of the Crown reserved to Her Majesty for any purpose; and whereas it is deemed expedient that Reserve No. 40841 for the purpose of "National Park" as described, should be classified as of Class "A": Now, therefore I, the Governor, with the advice and consent of Executive Council do by this my Proclamation classify as of Class "A" the reserve described hereunder.

Schedule

Reserve No. 40841 comprising Nelson Location 13318 as delineated on Land Administration Miscellaneous Plan 1662 containing an area of about 18 600 hectares excluding roads and reserves.

Given under my hand and the Public Seal of Western Australia, at Perth on 20 December 1988.

By His Excellency's Command,
YVONNE HENDERSON,
Minister for Lands.

GOD SAVE THE QUEEN !

Transfer of Land Act 1893

PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-
GORDON REID. } panion of the Order of Australia, Governor of the
Governor. } State of Western Australia.
[L.S.] }

File No. 3426/988.

WHEREAS by the Transfer of Land Act 1893, the Governor is empowered by Proclamation in the *Government Gazette* to revest in Her Majesty as of Her former estate all or any lands, whereof Her Majesty may become the registered proprietor, and whereas Her Majesty is now the registered proprietor of the lands described in the Schedule hereto: Now therefore, I, the Governor, with the advice and consent of the Executive Council, do by this my Proclamation revest in Her Majesty, Her Heirs and Successors, the land described in the Schedule hereto as of Her former estate.

File No.; Description of Land; Certificate of Title Volume; Folio.

3426/988—Portion of Bunbury Lot 678 and being Lot 4 the subject of Diagram 71674; 1764; 152.

Given under my hand and the Public Seal of Western Australia, at Perth, on 15 December 1988.

By His Excellency's Command,
YVONNE HENDERSON,
Minister for Lands.

GOD SAVE THE QUEEN !

Transfer of Land Act 1893

PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-
GORDON REID. } panion of the Order of Australia, Governor of the
Governor. } State of Western Australia.
[L.S.] }

File No. 2215/988.

WHEREAS by the Transfer of Land Act 1893, the Governor is empowered by Proclamation in the *Government Gazette* to revest in Her Majesty as of Her former estate all or any lands, whereof Her Majesty may become the registered proprietor; and whereas Her Majesty is now the registered proprietor of the lands described in the Schedule hereto: Now therefore, I, the Governor, with the advice and consent of the Executive Council, do by this my Proclamation revest in Her Majesty, Her Heirs and Successors, the land described in the Schedule hereto as of Her former estate.

Schedule

File Number; Description of Land; Certificate of Title Volume; Folio.

2215/988; Nelson Locations 10475 and 10476; 1814; 456.

2215/988; Nelson Locations 10479 and 11135; 1814; 457.

Given under my hand and the Public Seal of Western Australia, at Perth, on 20 December 1988.

By His Excellency's Command,
YVONNE HENDERSON,
Minister for Lands.

GOD SAVE THE QUEEN !

Transfer of Land Act 1893

PROCLAMATION

WESTERN AUSTRALIA } By His Excellency Professor Gordon Reid, Com-
GORDON REID. } panion of the Order of Australia, Governor of the
Governor. } State of Western Australia.
[L.S.] }

File No. 5735/50 V10.

WHEREAS by the Transfer of Land Act 1893, the Governor is empowered by Proclamation in the *Government Gazette* to revest in Her Majesty as of Her former estate all or any lands, whereof Her Majesty may become the registered proprietor, and whereas Her Majesty is now the registered proprietor of the lands described in the Schedule hereto: Now therefore, I, the Governor, with the advice and consent of the Executive Council, do by this my Proclamation revest in Her Majesty, Her Heirs and Successors, the land described in the Schedule hereto as of Her former estate.

Schedule

File No.; Description of Land; Certificate of Title Volume; Folio.

1759/987;—Oldfield Location 232; 1677; 731.

3147/982;—Portion of Wellington Location 3609 and being part of Lot 2 on Diagram 62300; 1782; 485.

1897/24;—Portion of Sussex Location 1936; 1795; 248.

4414/55 V2;—Onslow Lot 313; 1047; 887.

2317/76;—Portion of Marble Bar Town Lot 11; 1786; 724.

2317/76;—Marble Bar Lot 7; 1759; 617.

1931/09;—Portion of Plantagenet Location 2466; 1785; 684.

Given under my hand and the Public Seal of Western Australia, at Perth, on 20 December 1988.

By His Excellency's Command,
YVONNE HENDERSON,
Minister for Lands.

GOD SAVE THE QUEEN !

AT a Meeting of the Executive Council held in the Executive Council Chamber, at Perth, on 11 October 1988, the following Order in Council was authorised to be issued.

Land Act 1933

ORDER IN COUNCIL

File No. 1806/988.

WHEREAS by section 33 of the Land Act 1933, it is made lawful for the Governor to direct that any Reserve shall vest in and be held by any person or persons to be named in the order in trust for the like or other public purposes to be specified in such order: And whereas it is deemed expedient that Reserve No. 40648 (Murray Location 1843) should vest in and be held by The State Energy Commission of Western Australia in trust for the purpose of "Padmount Site".

Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, does hereby direct that the beforementioned Reserve shall vest in and be held by the State Energy Commission of Western Australia in trust for the purpose aforesaid, subject nevertheless to the powers reserved to him by section 37 of the said Act.

G. PEARCE,
Clerk of the Council.

At a Meeting of the Executive Council held in the Executive Council Chamber, at Perth, on 15 December 1988, the following Order in Council was authorised to be issued.

Land Act 1933

ORDER IN COUNCIL

File No. 3426/988.

WHEREAS by section 33 of the Land Act 1933, it is made lawful for the Governor to direct that any Reserve shall vest in and be held by any person or persons to be named in the order in trust for the like or other public purposes to be specified in such order: And whereas it is deemed expedient that Reserve No. 40834 (Bunbury Lots 674 and 707) should vest in and be held by the City of Bunbury in trust for the purpose of "Recreation and Foreshore Management".

Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, does hereby direct that the beforementioned Reserve shall vest in and be held by the City of Bunbury in trust for the purpose aforesaid, subject nevertheless to the powers reserved to him by section 37 of the said Act.

G. PEARCE,
Clerk of the Council.

AT a Meeting of the Executive Council held in the Executive Council Chamber, at Perth, on 20 December 1988 the following Orders in Council were authorised to be issued.

Land Act 1933

ORDERS IN COUNCIL

WHEREAS by section 33 of the Land Act 1933, it is made lawful for the Governor to direct that any Reserve shall vest in and be held by any person or persons to be named in the order in trust for the like or other public purposes to be specified in such order: And whereas it is deemed expedient as follows—

File No. 80/34—That Reserve No. 21217 (Nelson Location 13271) should vest in and be held by the Shire of Nannup in trust for the purpose of "Park and Recreation".

File No. 2077/68.—That Reserve No. 32294 (Denham Lot 303) should vest in and be held by the Commissioner of Police in trust for the purpose of "Police Station Site".

File No. 1931/09.—That Reserve No. 37196 (Plantagenet Locations 7602 and 7641) should vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of "Housing".

File No. 507/985V3.—That Reserve No. 39197 (Swan Locations 10689, 10761 and 11081) should vest in and be held by the Minister for Transport in trust for the purpose of "Harbour Purposes".

Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, does hereby direct that the beforementioned Reserves shall vest in and be held by the aforementioned authorities in trust for the purpose aforesaid, subject nevertheless to the powers reserved to him by section 37 of the said Act.

G. PEARCE,
Clerk of the Council.

Land Act 1933

ORDERS IN COUNCIL

WHEREAS by section 33 of the Land Act 1933, it is made lawful for the Governor to direct that any Reserve shall vest in and be held by any person or persons to be named in the Order, in trust for any purpose specified in such Order and with power of leasing; And whereas it is deemed expedient as follows—

File No. 1522/74—That Reserve No. 33967 (Swan Location 8885) should vest in and be held by the City of Stirling in trust for the purpose of "Recreation"

File No. 2935/988—That Reserve No. 40802 (Swan Location 11176) should vest in and be held by the City of Wanneroo in trust for the purpose of "Park and Recreation".

Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, does hereby direct that the beforementioned Reserves shall vest in and be held by the abovementioned bodies in trust for the abovementioned purposes with power to the said bodies subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding 21 years from the date of lease, subject nevertheless to the powers reserved to me by section 37 of the said Act; provided that no such lease or assignment of lease shall be valid or operative until the approval of the Minister for Lands or an officer authorised in that behalf by the Minister, has been endorsed on the Lease Instrument, or Deed to Assignment, as the case may be.

G. PEARCE,
Clerk of the Council.

Land Act 1933

ORDERS IN COUNCIL

WHEREAS by section 34 B (1) of the Land Act 1933, it is made lawful for the Governor to revoke an Order in Council issued pursuant to section 33 of that Act.

File No. 520/36—And whereas by Order in Council dated 4 May 1939 Reserve 21986 was vested in the Cue Road Board in trust for the purpose of "Recreation (Tennis, Bowls and Croquet)".

File No. 2077/68—And whereas by Order in Council dated 23 October 1973 Reserve No. 32294 was vested in the Shire of Shark Bay in trust for the purpose of "Power House Site".

File No. 1931/09—And whereas by Order in Council dated 20 May 1981 Reserve 37196 was vested in the National Parks Authority of Western Australia in trust for the purpose of "Staff Housing—National Parks Authority".

File No. 507/985V3—And whereas by Order in Council dated 22 October 1986 Reserve No. 39197 was vested in The Minister for Transport in trust for "Harbour Purposes".

Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, hereby directs that the beforementioned Orders in Council be revoked and the Vesting Orders cancelled accordingly.

G. PEARCE,
Clerk of Council.

SALARIES AND ALLOWANCES ACT 1975, AS AMENDED

Variation of a Determination made by the Salaries and Allowances Tribunal

PARLIAMENTARIANS

Consideration has been given to the remuneration and allowances payable to Members of Parliament having due regard to the situation applying in the remainder of the Public Sector.

Parliamentarians, Judges, Magistrates and those positions linked by statute to the judicial remuneration fixed by this Tribunal, have not received the Second Tier increase as contained in the 1987 National Wage Case decision. An examination of the duties and practices of the positions mentioned has shown that it is not practical to reasonably apply the same requirements as has been applied to the remainder of the Public Sector.

Notwithstanding this, the Tribunal is of the view that the position of Parliamentarians cannot be reduced in terms of their standing in the community, due to their inability to comply with conditions that regular wage and salary earners can readily satisfy.

This variation to the Tribunal's determination dated 20 May 1988 increases the basic and additional salaries of Members by 4 per centum with effect from 1 July 1988.

Electorate Allowances are provided to Members to enable the discharge of the Members' duties in connection with Parliamentary or Electorate work. The allowances were last adjusted in 1987. The Tribunal maintains records indicating the manner that it considers these allowances should be expended.

Bearing in mind the nature of these components, the Tribunal considers it appropriate to adjust the existing electorate allowances in accordance with Consumer Price Index movements.

It is proposed that, following the forthcoming State Election, a new system to cater for electorate expenditure will be introduced.

OFFICERS IN THE SPECIAL DIVISION OF THE PUBLIC SERVICE AND PRESCRIBED OFFICE HOLDERS.

Over the past several months the Tribunal has been subjected to considerable pressure to review the salaries of certain Chief Executives in the Public Sector within its jurisdiction with a view to increasing such salaries to a figure more in line to those applying in the Private Sector.

Whilst recognising the validity of a number of the submissions considered, we are not prepared to deal with individual requests in isolation and propose undertaking a comprehensive review of all Public Sector positions within our jurisdiction including the Judiciary and Parliamentarians early in the New Year.

Salaries determined have therefore been assessed in line with current methods used.

Dated at Perth on 16 December 1988.

M. F. BEESON,
Chairman.

A. W. BRADSHAW,
Member.

R. H. C. TURNER,
Member.

Salaries and Allowances Tribunal

VARIATION OF A DETERMINATION

It is notified for general information that the determinations of the Salaries and Allowances Tribunal published in the *Government Gazette* (No. 49) dated 27 May 1988 and (101) dated 21 October 1988, are varied as follows.

DETERMINATION—FIRST SCHEDULE

PART 1

SECTION 1—BASIC SALARY

The Basic salary payable to each member shall be increased by 4 per centum on and from July 1, 1988.

SECTION 2—ELECTORATE ALLOWANCES

The Electorate Allowance payable to Members in respect of the expenses incurred whilst performing the Members' duties, shall be increased with effect from July 1, 1988 to the following

	Allowance per annum
ELECTORATE PROVINCES	
North.....	\$ 34 067
Lower North.....	31 704
Central, Lower Central, South, South East and Upper West.....	31 310
South West.....	27 164
Lower West.....	23 963
West.....	18 277
Metropolitan Provinces.....	15 905

	Allowance per annum
ELECTORAL DISTRICTS	
	\$
Kimberley and Pilbara.....	33 099
Gascoyne and Murchison-Eyre	30 736
Esperance-Dundas, Greenough, Katanning-Roe, Merredin, Moore and Mt Marshall	30 340
Narrogin, Stirling and Warren	28 684
Collie.....	27 025
Kalgoorlie and Vasse	26 196
Avon	24 890
Murray Wellington.....	24 062
Mitchell.....	23 981
Albany, Bunbury and Geraldton.....	23 837
Dale.....	20 501
Mandurah	17 313
Mundaring	17 309
Darling and Kalamunda	16 123
Metropolitan Districts:	
Armadale, Cockburn, Joondalup and Rockingham	15 905
Other Metropolitan Districts	14 938

PART II—REMUNERATION OF MINISTERS OF THE CROWN AND PART III—REMUNERATION OF OFFICERS OF PARLIAMENT AND THE PARLIAMENTARY SECRETARY OF THE CABINET.

The additional salaries applying in these Parts shall be increased by 4 per cent on and from July 1, 1988.

DETERMINATION—SECOND SCHEDULE

PART 1 REMUNERATION OF OFFICERS IN THE SPECIAL DIVISION OF THE PUBLIC SERVICE.

With effect from 16 December, 1988

	Salary per annum \$
Ministry of Economic Development and Trade Co-Ordinator General.....	89 194
Ministry of Sport and Recreation Executive Director	72 502

PART II REMUNERATION OF PERSONS HOLDING PRESCRIBED OFFICES.

With effect from 16 December 1988

	Salary per annum \$
Conservation and Land Management Executive Director	89 194

Dated at Perth on 16 December 1988.

M. F. BEESON,
Chairman.

A. W. BRADSHAW,
Member.

R. H. C. TURNER,
Member.

Salaries and Allowances Tribunal

PAY-ROLL TAX ASSESSMENT ACT 1971

Notice of Exemption of Charitable Body

NOTICE is hereby given under the provisions of section 10 (3) of the Pay-roll Tax Assessment Act 1971 that the Junjuwa Community Inc is declared to be exempt for the purposes of section 10 (1) (k) of the Act, in relation to its charitable objects.

Dated 5 December 1988.

J. M. BERINSON,
Minister for Budget Management.

PAY-ROLL TAX ASSESSMENT ACT 1971

Notice of Exemption of Charitable Body

NOTICE is hereby given under the provisions of section 10 (3) of the Pay-roll Tax Assessment Act 1971 that the Tjukurla Community (Inc) Aboriginal Corporation is declared to be exempt for the purposes of Section 10 (1) (k) of the Act, in relation to its charitable objects.

Dated 5 December 1988.

J. M. BERINSON,
Minister for Budget Management.

LAND TAX ASSESSMENT ACT 1976

Section 50

To Marcelle Joy Bertoli of 57 Forrest Avenue, East Perth in the State of Western Australia, being the owner of all that land contained in Certificate of Title Volume 1167 Folio 841 being portion of Canning Location 5 and being Lot 713 on Plan 3736 and all that land contained in Certificate of Title Volume 956 Folio 48 being portion of Perth Town Lot E36 and being Lot 6 on Diagram 7509.

TAKE notice: the amount of Land Tax due and owing by you as owner of the abovementioned land is as follows—

1. 1982/83 Assessment	\$300.00
2. 1983/84	\$355.75
3. 1984/85 Assessment	\$476.61
4. 1985/86	\$520.81
5. 1986/87 Assessment	\$637.69
6. 1987/88	\$622.97
Total	\$2 913.83

If the amount of \$2 291.16, being the amount of land tax due and owing for a period of two years, is not paid within one year from the date of the first publication of this Notice, the Commissioner of State Taxation intends to apply to the Supreme Court for an Order of the sale of the abovementioned land. Upon the sale of the abovementioned land, the Commissioner of State Taxation shall be entitled to apply the proceeds to payment of all land tax due and owing up to the time of sale and all costs of and attending to the Application, and of attending the sale of the land.

P. FELLOWES,
Commissioner of State Taxation.

JUSTICES ACT 1902

IT is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following appointments to the Commission of the Peace for the State of Western Australia—

Graeme Ronald Richmond of "Wirreanda", Mather Road, Kojonup, and 114 Albany Highway, Kojonup.

Marijke Richmond of "Wirreanda", Mather Road, Kojonup, and 114 Albany Highway, Kojonup.

D. G. DOIG,
Under Secretary for Law.

CHARITABLE TRUSTS ACT 1962

NOTICE is hereby given that a Scheme has been proposed pursuant to Part III of the Charitable Trusts Act 1962 by the Anglican Schools Commission (Inc.) whereby the land held on trust by the Anglican Schools Commission (Inc.) at Ravenswood shall be sold and the proceeds applied for the purposes of establishing a co-educational primary and secondary day school in the area of Mandurah.

An application pursuant to section 10 of the Charitable Trusts Act 1962 for approval of the Scheme will be heard by the Supreme Court on Thursday, 2 February 1989 at 10.30 o'clock in the forenoon at the Supreme Court, Perth. Any person desiring to oppose the above Scheme must give written notice of his intention to do so to the Anglican Schools Commission (Inc.), the Principal Registrar of the Supreme Court and the Hon. Attorney General not less than seven days before the date of the proposed hearing.

JACKSON McDONALD,
Solicitors for the
Anglican Schools Commission (Inc).

WATERWAYS CONSERVATION ACT 1976

FOR the purpose of appointing the Commissioner of the Waterways Commission, His Excellency, the Governor, acting pursuant to the powers conferred by section 13 of the Waterways Conservation Act 1976 and on the recommendation of the Minister for Waterways has been pleased on 6 December to appoint David Noel Robins of 89 Riverton Drive, Rossmoyne, Commissioner of the Waterways Commission until 26 October 1991.

G. PEARCE,
Clerk of the Council.

ANATOMY ACT 1930

Health Department of WA,
Perth, 20 December 1988.

57/86/5 Ex. Co. No. 3431.

HIS Excellency the Governor in Executive Council has granted, under the provisions of the Anatomy Act 1930, a licence to the persons named in the Schedule hereunder to practise anatomy at Curtin University of Technology.

R. S. W. LUGG,
for Commissioner of Health.

Schedule

Arthur, Donna Gail	Lemay, Kristy Jane
Bejr, Jennifer Anne	Lewis, Vanessa Angela
Benson, Simone	Lim, May Vivien Cecilia
Bowler, Neil	Liston, Rebecca Anne
Brown, Lisa Marie	Louise
Butler, Michelle Kirsty	Lynes, Maree Alice
Calvert, Lynette Ann	Lyons, William
Carter, Donna Rochelle	Mackay, Tanya Joan
Cashmore, John D.	Mahon, Therese Valma
Cross, Emma Jane	May, Kerry
Diamond, Wayne	Maynier, Helen Louise
Digregorio, Michelle Lee- Anne	McCabe, Shaun Michael
Durdin, Gwenneth Ann	McCarthy, Joy
Eardley, Del Patricia	McDowell, Norma Ann
Eardley, Robert Peter	McIntosh, Matthew
Elston, Colin John	Melchiorre, Ada
Elston, Elizabeth May	Millea, Stephanie
Epskamp, Jenine Flores	Mirosevich, Ida
Fahy, Joanne	Mohren, Kevin John
Fewster, Fleur Vanessa	Mundy, Sharon Marie
Flanagan, Shane	Musca, Anna Maria
Gardiner, Gaynor Louise	Nedkoff, Lee Janette
George, Anne	Newman, Lori
George, Jane Alison	Newman, Richard
Gibbs, Steve	Nolan, Sherilyn
Gibbs, Terri	O'Connell, Godfrey Vincent
Gilbert, Jayce	O'Reilly, Jennifer Pamela
Giles, Jacqueline Claire	Parker, Helen Ruth
Gilpin, Dennis Noel	Partington, Andrew
Gilpin, Merrilyn	Payne, Nyree Louise
Gleeson, Kim Michelle	Pearce, Kiriyl Margaret
Grygorcewicz, John Edward	Petrich, Mark William
Halleen, Elizabeth Mairi	Pickford, Jenny
Hardwicke, David	Radvanyi, Sheridan Ruby
Hardwicke, Winifred	Ramm, Doreen
Jeanette	Rayner, Mary F.
Hart, Ross Bradley	Rice, Sarah
Herriman, Mark Robert	Robertson, Eileen May
Hew, Agnes Wee Huong	Rossiter, Alison Mary
Hew, Wee Kee	Ryan, Jean Lendrum
Hope, Alan John	Say, Lim Soh
Hope, Dorothy Carolyn	Schoen Deborah Elsie
Jones, Justine	Sharpe, Lynne Yvette
Keightley, David Douglas	Simpson, Corey Grant
Ko, Josephine	Tapscott, Christopher
Leahy, Michael Andrew	Derek
Leeming, Robin Ann	Waterhouse, Kathryn Anne

HOSPITALS ACT 1927

Health Department of WA,
Perth, 6 December 1988.

BT 1.9.

HIS Excellency the Governor in Executive Council has assigned, under the provisions of the Hospitals Act 1927, the name Boddington District Hospital Board to the Board of the Public Hospital situated in Hotham Road, Boddington and formerly known as the Boddington Cottage Hospital Board.

BRUCE K. ARMSTRONG,
Commissioner of Health.

HOSPITALS ACT 1927

Health Department of WA,
Perth, 22 November 1988.

KU 1.9 Exco No. 3184.

THE Lieutenant-Governor and Deputy of the Governor in Executive Council has appointed under the provisions of the Hospitals Act 1927, Mr T. L. Waterhouse as a member of the Kununoppin and Districts Hospital Board for the period ending 30 September 1989, *vice* Mrs S. E. Williams resigned.

BRUCE K. ARMSTRONG,
Commissioner of Health.

HOSPITALS ACT 1927

Health Department of WA,
Perth, 6 December 1988.

MW 1.9 Exco 3284

HIS Excellency the Governor in Executive Council has appointed, under the provisions of the Hospitals Act 1927, Mrs L. E. Fabling as a member of the Morawa District Hospital Board for the period ending 30 September 1989, *vice* Mr K. J. Lane resigned.

BRUCE K. ARMSTRONG,
Commissioner of Health.

HEALTH ACT 1911

City of Armadale

PURSUANT to the provisions of the Health Act 1911 the City of Armadale, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

- PART I—By-law 69
- PART II—By-law 17
- PART IV—By-law 25
- PART V—By-law 23
- PART VI—By-law 21
- PART VII—By-law 73
- PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$2 500 and not less than—
 - (i) in the case of a first offence, \$250;
 - (ii) in the case of a second offence, \$500; and
 - (iii) in the case of a third or subsequent offence, \$1 250;

and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$1 000 and not less than—
 - (i) in the case of a first offence, \$100;
 - (ii) in the case of a second offence, \$200; and
 - (iii) in the case of a third or subsequent offence, \$500;

and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Armadale City Council held on 17 October 1988.

The Common Seal of the City of Armadale was hereunto affixed on 19 October 1988 in the presence of—

I. K. BLACKBURN,
Mayor.

J. W. FLATOW,
Town Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

City of Bunbury

PURSUANT to the provisions of the Health Act 1911 the City of Bunbury, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—
PART I—By-law 69
PART II—By-law 17
PART IV—By-law 25
PART V—By-law 23
PART VI—By-law 21
PART VII—By-law 73
PART IX—By-law 19
2. The following Parts and all the By-laws contained therein are revoked—
PART III Private Hospitals
PART VIII Barbers' Shops and Hairdressing Establishments.
3. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Bunbury City Council held on 14 November 1988.
The Common Seal of the City of Bunbury was here-
unto affixed on 18 November 1988 in the
presence of—
[L.S.]

E. C. MANEA,
Mayor.

V. S. SPALDING,
Town Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

City of Cockburn

PURSUANT to the provisions of the Health Act 1911 the City of Cockburn, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

- PART I—By-law 69
- PART II—By-law 17
- PART IV—By-law 25
- PART V—By-law 23
- PART VI—By-law 21
- PART VII—By-law 73
- PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$2 500 and not less than—
 - (i) in the case of a first offence, \$250;
 - (ii) in the case of a second offence, \$500; and
 - (iii) in the case of a third or subsequent offence, \$1 250;

and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$1 000 and not less than—
 - (i) in the case of a first offence, \$100;
 - (ii) in the case of a second offence, \$200; and
 - (iii) in the case of a third or subsequent offence, \$500;

and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Cockburn City Council held on 4 October 1988.
The Common Seal of the City of Cockburn was here-
unto affixed on 16 November 1988 in the
presence of—
[L.S.]

D. F. MIGUEL,
Mayor.

A. J. ARMAREGO,
Town Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

City of Geraldton

PURSUANT to the provisions of the Health Act 1911 the City of Geraldton, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

(a) The following by-laws are revoked—

PART I—By-law 69
PART II—By-law 17
PART IV—By-law 25
PART V—By-law 23
PART VI—By-law 21
PART VII—By-law 73
PART IX—By-law 19

(b) After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

i. A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

a fine that is not more than \$2 500 and not less than—
in the case of a first offence, \$250;
in the case of a second offence, \$500; and
in the case of a third or subsequent offence, \$1 250;

and

if that offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

ii. A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

a fine that is not more than \$1 000 and not less than—
in the case of a first offence, \$100;
in the case of a second offence, \$200; and
in the case of a third or subsequent offence, \$500;

and

if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Geraldton City Council held on 26 October 1988.
Dated 9 November 1988.

FAYE A. SIMPSON,
Mayor.

G. K. SIMPSON,
Town Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

City of Melville

PURSUANT to the provisions of the Health Act 1911 the City of Melville, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

- PART I—By-law 69
- PART II—By-law 17
- PART IV—By-law 25
- PART V—By-law 23
- PART VI—By-law 21
- PART VII—By-law 73
- PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

- (i) in the case of a first offence, \$250;
 - (ii) in the case of a second offence, \$500; and
 - (iii) in the case of a third or subsequent offence, \$1 250;
- and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

- (i) in the case of a first offence, \$100;
 - (ii) in the case of a second offence, \$200; and
 - (iii) in the case of a third or subsequent offence, \$500;
- and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Melville City Council held on 27 October 1988.
The Common Seal of the City of Melville was here-
unto affixed in the presence of—

J. F. HOWSON,
Mayor.

GARRY G. HUNT,
Town Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

City of Stirling

Consolidated By-laws

PURSUANT to the provisions of the Health Act 1911 a local authority may make or adopt by-laws and may alter, amend, repeal any by-law so made or adopted, now therefore the City of Stirling, being a local authority within the meaning of the Act does hereby in pursuance of the powers conferred on it by that Act make and publish the following by-laws.

1. In these by-laws the by-laws of the City of Stirling published in the *Government Gazette* of 30 May 1961 and amended from time to time are referred to as "the Principal By-laws".

2. By-laws 78 and 79 of the Principal By-laws are revoked and replaced by the following.

Offences and Penalties

78 (1) A person who contravenes a provision of these by-laws specified in the Table in this sub-by-law commits an offence.

Table

By-laws 4, 5, 6, 7, 7A, 8, 8A, 47A (2), 48, 49, 50, 51, 52, 52A, 52B, 52C, 52D, 53, 54, 55, 56, 57A, 57B, 57C, 57D, 57E, 57F, 58, 58A, 58B, 59, 60(1), (2), (3), and (4), 60A, 60B, 60C, 60E, 60F, 61, 62, 63, 64, 65(1), 65A, 65B, 65C, 65D(1), 66, 67, 68, 69, 70, 71, 72A, 73, 74, 74A(2) and (3), 77 and 77A.

(2) A person who commits an offence under sub-by-law (1) or under by-law 60(6) is liable to—

(a) a penalty which is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of second such offence, \$200; and

(iv) in the case of a third and subsequent such offence, \$500;

and

(b) if that offence is a continuing offence a daily penalty which is not more than \$100 and not less than \$50.

79. (1) A person who contravenes a provision of these by-laws specified in the Table in this sub-by-law commits an offence.

Table

By-laws 9, 13, 16, 17, 18, 19, 20, 21, 22, 23, 24, 27, 33, 34, 36, 37, 38, 42, 43, 44, 45, 46 and 47.

(2) A person who commits an offence under sub-by-law (1) or under by-law 12 or 32 is liable to—

(a) a penalty which is not more than \$2 500 and not less than—

(i) in the case of a first such offence, \$250;

(ii) in the case of a second such offence, \$500; and

(iii) in the case of a third and subsequent such offence, \$1 250

and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

Passed by resolution at a meeting of the City of Stirling Council held on 26 July 1988.

[L.S.]

Dated 19 August 1988.

J. G. McNAMARA,
Mayor.

R. H. FARDON,
City Manager/Town Clerk.

Confirmed—

R. S. W. LUGG,
Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of Council.

HEALTH ACT 1911

City of Stirling

By-Laws

THE City of Stirling being a local authority under the provisions of the abovementioned Act does hereby in pursuance of the powers conferred upon it by that Act and all other powers enabling it make and publish the following by-laws.

1. In these by-laws the by-laws of the City of Stirling published in the *Government Gazette* of 30 May 1961 and amended from time to time are referred to as "the Principal By-Laws".

2. By laws 12, 13, 14 and 16 of the Model By-Laws Series "A" published in the *Government Gazette* of 17 July 1963 as adopted by the City of Stirling by notice published in the *Government Gazette* of 6 January 1966 are revoked.

3. By-laws 57 and 57A of the Principal By-Laws are revoked and replaced by the following.
Refuse Receptacles

Interpretation

57. In by-laws 57 to 57F inclusive of these by-laws unless the contrary intention appears—

“collection day” means that day of the week from time to time notified by an officer upon which rubbish and refuse is to be regularly collected and removed by the Council or its contractor.

“food premises” has the meaning given to it in Part VIII of the Health Act.

“designated streets” means those streets listed in Council’s policy manual where in the opinion of Council rubbish and refuse collections from in front of the street alignment are impracticable.

“officer” has the meaning given to it in the Local Government Act 1960.

“street alignment” has the meaning given to it in the Local Government Act 1960.

“receptacle” means a polyethylene or equivalent cart of a capacity of 240 litres fitted with wheels, a handle and a lid supplied by the Council or its contractor or a bulk refuse container which meets the specifications set out in the Fourth Schedule to these by-laws.

“residential premises” includes a single dwelling and grouped or attached multiple dwelling units.

Requirements for Refuse Receptacles

57A. (a) Except as provided by sub-bylaws (b) and (c) of this by-law the owner or occupier of residential premises shall ensure that there is a refuse receptacle or as many more refuse receptacles as may be directed by the Chief Health Surveyor available on the premises for holding refuse.

(b) The owner or occupier of a building containing 13 or more dwelling units shall provide bulk refuse containers the minimum cubic capacity of which shall be determined by allowing 120 litres per unit rounded up or down to the nearest 0.5 of a cubic metre provided that no bulk refuse container shall be less than 1.5 cubic metres capacity.

(c) The owner or occupier of a building containing more than 4 but less than 13 dwelling units may provide either a bulk refuse container of 1.5 cubic metres capacity or one 240 litre receptacle per 2 units or one 240 litre receptacle per unit.

(d) The owner or occupier of non-residential premises shall provide as many refuse receptacles and arrange for the removal of their contents as frequently as may be directed by the Chief Health Surveyor but the frequency of removal of the receptacles contents shall be not less than once per week.

Use of Receptacles

57B. (a) The owner or occupier of residential premises shall ensure that—

- (i) all household refuse is deposited in a receptacle;
- (ii) the lid of the receptacle is kept tightly closed except when depositing refuse or cleaning the receptacle;
- (iii) all refuse which is putrescible or is likely to be offensive or create a nuisance or has the potential to breed or attract flies is first wrapped securely or sealed in an impervious container before being placed in a receptacle; and
- (iv) except for collection day the receptacle is kept behind the building line or in a position which is not visible from the street.

(b) Where refuse emanating from premises other than residential premises is in the opinion of a Health Surveyor to be of a nature which requires it to be treated before being placed in a receptacle the Health Surveyor may give directions as to the manner in which it is to be so treated and the owner or occupier of those premises shall comply with those directions.

(c) For the purposes of this by-law the term “refuse” does not include slops or other liquid wastes and the owner or occupier of any premises shall ensure that such material is not placed in a receptacle.

Prohibited Materials

57C. (a) The owner or occupier of any premises shall ensure that none of the following materials are deposited in any receptacle—

- (i) hot or burning ashes,
- (ii) oil;
- (iii) liquid;
- (iv) paint;
- (v) solvent;
- (vi) brick, concrete, masonry, sand, earth, or other like substances;
- (vii) steels or metals other than sheet metals, turnings and similar waste;
- (viii) any other chemical substance or material which is likely to damage or adversely affect the receptacles;
- (ix) any object which is greater in length, width or breadth than the corresponding dimensions of the receptacle or which will not allow the lid of the receptacle to be tightly closed;
- (x) any waste contaminated with human or animal matter originating from any patient care area, surgery, health or transport facility and any autopsy, surgical, pathological, dental or veterinary procedure;
- (xi) any bone, tissue, blood, plate scrapings or other like pathological waste;
- (xii) any syringes, needles, scalpels, intravenous appliances, surgical hardware, broken ampoules, vials, associated broken glass or other similar sharp objects; and
- (xiii) any materials or drugs which maybe described as cytotoxic.

(b) The owner or occupier of any premises shall ensure that the gross weight of a receptacle not being a bulk refuse container does not exceed 70 kilograms.

Collections

57D. (a) Except where otherwise approved by an officer the owner or occupier of residential premises shall ensure that all receptacles are made available for collection by placing them in front of the street alignment within two metres but no closer than one metre to the curb line by 6.00 am on the collection day.

(b) The owner or occupier of residential premises which are located on designated streets shall ensure that all receptacles are made available for collection by placing them behind but within one metre of the street alignment by 6.00 am on the collection day.

(c) Notwithstanding the requirements of sub-bylaws (a) and (b) of this by-law, the owner or occupier of residential premises shall ensure that no receptacles are placed so as to cause an obstruction of any footpath, cycleway, driveway or carriageway.

(d) The requirements of sub-bylaws (a), (b) and (c) of this by-law do not apply to bulk refuse containers.

(e) The owner or occupier of non-residential premises shall ensure that a receptacle—

- (i) is positioned or screened so as not to be visible from the street but so as to be readily accessible for collection;
- (ii) does not obstruct any driveway, service road, doorway or footpath;
- (iii) does not cause a nuisance or obstruction to the occupiers of adjoining premises.

Care and Maintenance

57E. (a) The owner or occupier of any premises shall—

- (i) at all times keep all receptacles clean and whenever directed by a Health Surveyor so to do shall place and keep in a receptacle a deodorant material approved by the Health Surveyor;
- (ii) where the premises are food premises ensure that every receptacle is cleaned with an efficient detergent immediately after being emptied;
- (iii) take all reasonable care in using the receptacle and protect it from damage;
- (iv) not use the receptacle for any purpose other than the holding of refuse;
- (v) except on collection day ensure that the receptacle or receptacles remain on the premises at all times;
- and
- (vi) notify the Council within 48 hours after the event if a receptacle is lost, stolen, damaged or becomes defective.

Property in Receptacles

57F. (a) A receptacle supplied by the Council or its contractor remains the property of the Council or the contractor as the case may be.

(b) No person shall damage or deface a receptacle.

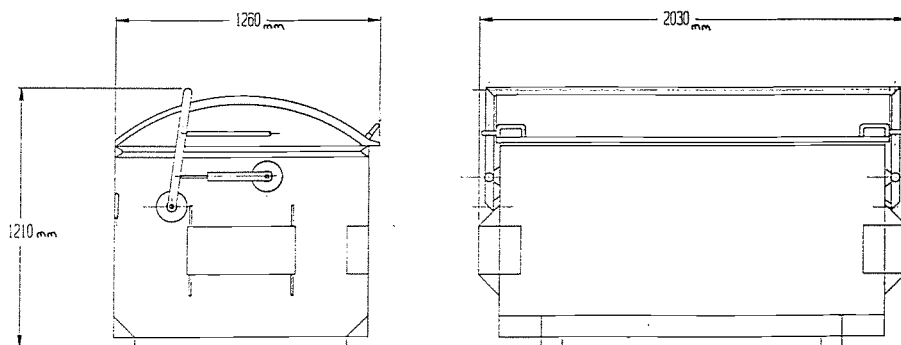
4. The Principal By-laws are amended by adding after the Third Schedule a new schedule as follows—

Fourth Schedule

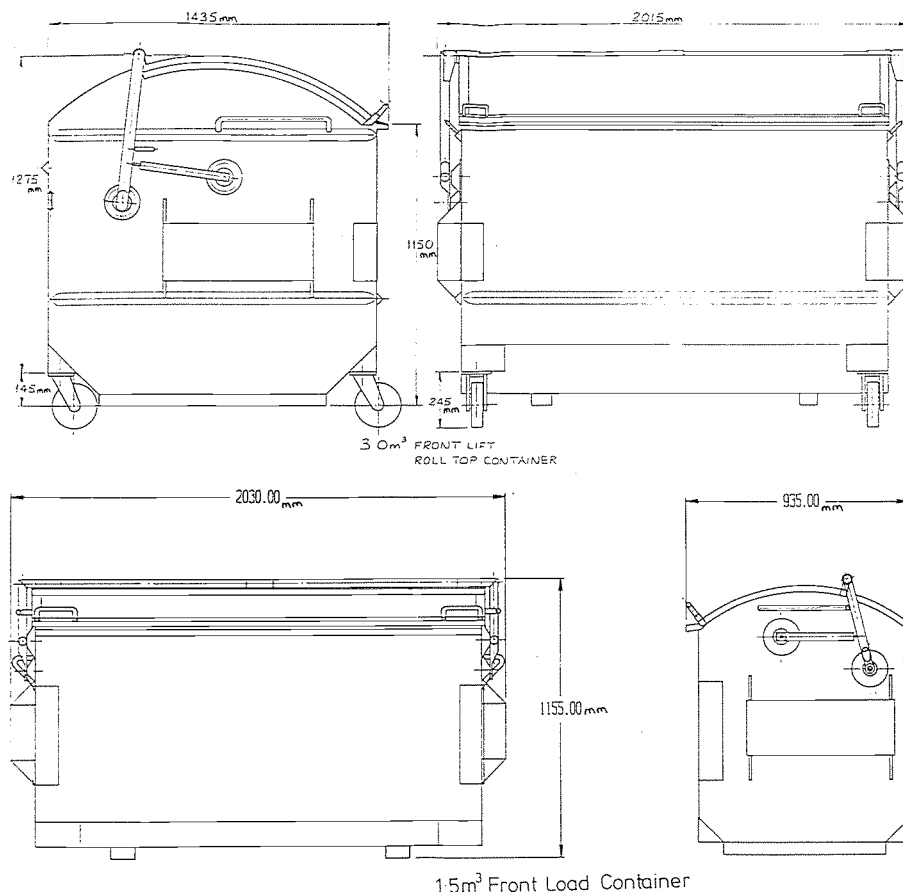
Design and Specifications for Bulk Refuse Containers

All Bulk Refuse Containers shall comply with the requirements relating to design, materials and sizing contained in the specifications and drawings in this schedule.

1. Materials to be used must be new and conform to itmes AS 1594 and AS 1204/250.
2. Front, back and side sheets must have V crimps for strength.
3. Container body to be constructed of mild steel with a minimum thickness of 2.5 mm.
4. All body seams to be fully welded.
5. Loading height not to exceed 1 250 mm when fitted with 150 mm castors.
6. Container to incorporate a 60 mm threaded drainage outlet.
7. Lids to have a counterbalanced mechanism to assist with opening and closing and require no props or support arms to be held in the open position.
8. Brackets for wheel mounting to be fitted, and holes drilled to ATP standard.
9. To be fitted with corner buffers to prevent damage from forks.
10. Lids must close without metal to metal contact at front of container and have a rubber strip seal at the front to prevent the ingress of flies, vermin and water.
11. Container to be painted inside and out with red oxide primer to 40 micron DFT and to have an outside top coat of at least 50 microns DFT Industrial Enamel.



2m³ Front Load Container



Dated 19th August 1988.

The Common Seal of City of Stirling was hereunto
affixed by authority of a resolution of the Council
in the presence of—

[L.S.]

J. G. McNAMARA,
Mayor.

R. H. FARDON,
Town Clerk/City Manager.

Confirmed—

R. S. W. LUGG,
Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of Council.

HEALTH ACT 1911

Town of Cottesloe

PURSUANT to the provisions of the Health Act 1911 the Town of Cottesloe, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

- PART I—By-law 69
- PART II—By-law 17
- PART IV—By-law 25
- PART V—By-law 23
- PART VI—By-law 21
- PART VII—By-law 73
- PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$2 500 and not less than—
 - (i) in the case of a first offence, \$250;
 - (ii) in the case of a second offence, \$500; and
 - (iii) in the case of a third or subsequent offence, \$1 250;
- and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$1 000 and not less than—
 - (i) in the case of a first offence, \$100;
 - (ii) in the case of a second offence, \$200; and
 - (iii) in the case of a third or subsequent offence, \$500;
- and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Cottesloe Town Council held on 26 October 1988.
Dated 1 November 1988.

CHARLES DENYS MURPHY,
Mayor.

ROBIN PEDDIE,
Town Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Beverley

PURSUANT to the provisions of the Health Act 1911, the Shire of Beverley, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963, and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. Part 1—General Sanitary Provisions: Substitute for By-law 29A, a new sub-by-law to read as follows—

- (2) this by-law operates and has effect in the townsite of Beverley and all land less than 2 hectares in area.

2. Sub-by-law (3) of By-law 29A is revoked.

Passed by resolution at a meeting of the Beverley Shire Council held on 21 September 1988.
Dated on 7 October 1988.

R. W. HEAL,
President.

K. L. BYERS,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of Council.

HEALTH ACT 1911

Shire of Broome

PURSUANT to the provisions of the Health Act 1911 the Shire of Broome, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69

PART II—By-law 17

PART IV—By-law 25

PART V—By-law 23

PART VI—By-law 21

PART VII—By-law 73

PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Broome Shire Council held on 18 October 1988.

Dated 28 October 1988.

K. A. S. MALE,
President.D. L. HAYNES,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Capel

PURSUANT to the provisions of the Health Act 1911 the Shire of Capel, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69

PART II—By-law 17

PART IV—By-law 25

PART V—By-law 23

PART VI—By-law 21

PART VII—By-law 73

PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Capel Shire Council held on 14 October 1988.

Dated 17 October 1988.

WILLIAM C. SCOTT,
President.

IAN ASHDOWN,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Collie

PURSUANT to the provisions of the Health Act 1911 the Shire of Collie, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69

PART II—By-law 17

PART IV—By-law 25

PART V—By-law 23

PART VI—By-law 21

PART VII—By-law 73

PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Collie Shire Council held on 8 November 1988.
Dated 8 November 1988.

R. PILATTI,
President.

I. MIFFLING,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Cranbrook

PURSUANT to the provisions of the Health Act 1911 the Shire of Cranbrook, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69

PART II—By-law 17

PART IV—By-law 25

PART V—By-law 23

PART VI—By-law 21

PART VII—By-law 73

PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Cranbrook Shire Council held on 21 November 1988.

Dated 21 November 1988.

[L.S.]

R. W. DENNEY,
President.

P. F. SHEEDY,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of East Pilbara

PURSUANT to the provisions of the Health Act 1911 the Shire of East Pilbara, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69

PART II—By-law 17

PART IV—By-law 25

PART V—By-law 23

PART VI—By-law 21

PART VII—By-law 73

PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the East Pilbara Council held on 28 October 1988.

Dated 7 November 1988.

J. MORRELL,
President.

S. D. TINDALE,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Esperance

PURSUANT to the provisions of the Health Act 1911 the Shire of Esperance, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

- PART I—By-law 69
- PART II—By-law 17
- PART IV—By-law 25
- PART V—By-law 23
- PART VI—By-law 21
- PART VII—By-law 73
- PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$2 500 and not less than—
 - (i) in the case of a first offence, \$250;
 - (ii) in the case of a second offence, \$500; and
 - (iii) in the case of a third or subsequent offence, \$1 250;and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$1 000 and not less than—
 - (i) in the case of a first offence, \$100;
 - (ii) in the case of a second offence, \$200; and
 - (iii) in the case of a third or subsequent offence, \$500;and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Esperance Shire Council held on 27 October 1988.
Dated 2 November 1988.

D. H. REICHSTEIN,
President.
R. T. SCOBLE,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Irwin

PURSUANT to the provisions of the Health Act 1911 the Shire of Irwin, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69

PART II—By-law 17

PART IV—By-law 25

PART V—By-law 23

PART VI—By-law 21

PART VII—By-law 73

PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Irwin Shire Council held on 18 October 1988.

Dated 21 October 1988.

[L.S.]

E. H. DEMPSTER,
President.

J. PICKERING,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Koorda

PURSUANT to the provisions of the Health Act 1911 the Shire of Koorda, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69
PART II—By-law 17
PART IV—By-law 25
PART V—By-law 23
PART VI—By-law 21
PART VII—By-law 73
PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$2 500 and not less than—
(i) in the case of a first offence, \$250;
(ii) in the case of a second offence, \$500; and
(iii) in the case of a third or subsequent offence, \$1 250;
and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$1 000 and not less than—
(i) in the case of a first offence, \$100;
(ii) in the case of a second offence, \$200; and
(iii) in the case of a third or subsequent offence, \$500;
and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Koorda Shire Council held on 19 October 1988.
Dated 10 November 1988.

D. J. INMAN,
President.

R. E. TURNER,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Leonora

PURSUANT to the provisions of the Health Act 1911 the Shire of Leonora, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69

PART II—By-law 17

PART IV—By-law 25

PART V—By-law 23

PART VI—By-law 21

PART VII—By-law 73

PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Leonora Shire Council held on 15 November 1988.
Dated 15 November 1988.

D. R. FITZGERALD,
President.

W. JACOBS,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Mingenew

PURSUANT to the provisions of the Health Act 1911 the Shire of Mingenew, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69
PART II—By-law 17
PART IV—By-law 25
PART V—By-law 23
PART VI—By-law 21
PART VII—By-law 73
PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$2 500 and not less than—
(i) in the case of a first offence, \$250;
(ii) in the case of a second offence, \$500; and
(iii) in the case of a third or subsequent offence, \$1 250;
and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$1 000 and not less than—
(i) in the case of a first offence, \$100;
(ii) in the case of a second offence, \$200; and
(iii) in the case of a third or subsequent offence, \$500;
and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Mingenew Shire Council held on 19 October 1988.
Dated 21 October 1988.

T. WARD,
President.

L. I. LOOKE,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Nannup

PURSUANT to the provisions of the Health Act 1911 the Shire of Nannup, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69
PART II—By-law 17
PART IV—By-law 25
PART V—By-law 23
PART VI—By-law 21
PART VII—By-law 73
PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$2 500 and not less than—
(i) in the case of a first offence, \$250;
(ii) in the case of a second offence, \$500; and
(iii) in the case of a third or subsequent offence, \$1 250;

and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

- (a) a fine that is not more than \$1 000 and not less than—
(i) in the case of a first offence, \$100;
(ii) in the case of a second offence, \$200; and
(iii) in the case of a third or subsequent offence, \$500;

and

- (b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Nannup Shire Council held on 6 October 1988.

Dated 18 October 1988.

M. CAMARRI,
President.

D. F. BOULTER,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Peppermint Grove

PURSUANT to the provisions of the Health Act 1911 the Shire of Peppermint Grove, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69

PART II—By-law 17

PART IV—By-law 25

PART V—By-law 23

PART VI—By-law 21

PART VII—By-law 73

PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Peppermint Grove Shire Council held on 18 October 1988.

Dated 18 October 1988.

A. B. CRAIG,
President.

G. D. PARTRIDGE,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Pingelly

PURSUANT to the provisions of the Health Act 1911 the Shire of Pingelly, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69

PART II—By-law 17

PART IV—By-law 25

PART V—By-law 23

PART VI—By-law 21

PART VII—By-law 73

PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Pingelly Shire Council held on 20 October 1988.
Dated 17 November 1988.

I. W. PAGE,
President.

N. MITCHELL,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Plantagenet

PURSUANT to the provisions of the Health Act 1911 the Shire of Plantagenet, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69

PART II—By-law 17

PART IV—By-law 25

PART V—By-law 23

PART VI—By-law 21

PART VII—By-law 73

PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Plantagenet Shire Council held on 18 October 1988.

Dated 18 October 1988.

H. ARNOLD,
President.

N. NICHOLLS,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Rockingham

PURSUANT to the provisions of the Health Act 1911 the Shire of Rockingham, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69

PART II—By-law 17

PART IV—By-law 25

PART V—By-law 23

PART VI—By-law 21

PART VII—By-law 73

PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Rockingham Shire Council held on 11 October 1988.

Dated 25 October 1988.

R. R. SMITH,
President.

G. G. HOLLAND,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Rockingham

PURSUANT to the provisions of the Health Act 1911 the Shire of Rockingham being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

Part I—General Sanitary Provisions

Add after sub-bylaw (3) of By-law 29A a new sub-bylaw (4) to read as follows—

(4) Notwithstanding anything contained herein a rooster shall not be kept within the townsite of Rockingham, Safety Bay, Singleton and Golden Bay.

Passed by resolution at a meeting of the Rockingham Shire Council held on 13 September 1988.

Dated 11 November 1988.

R. R. SMITH,
President.

G. G. HOLLAND,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Roebourne

PURSUANT to the provisions of the Health Act 1911 the Shire of Roebourne, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69

PART II—By-law 17

PART IV—By-law 25

PART V—By-law 23

PART VI—By-law 21

PART VII—By-law 73

PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Roebourne Shire Council held on 19 October 1988.
Dated 28 October 1988

BETTY CONNELL,
President.
F. GOW,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

Shire of Woodanilling

PURSUANT to the provisions of the Health Act 1911 the Shire of Woodanilling, being a local authority within the meaning of the Health Act 1911, having adopted the Model By-laws described as Series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 17 July 1963 and as amended from time to time, has resolved and determined that the adopted by-laws shall be amended as follows.

1. The following by-laws are revoked—

PART I—By-law 69
PART II—By-law 17
PART IV—By-law 25
PART V—By-law 23
PART VI—By-law 21
PART VII—By-law 73
PART IX—By-law 19

2. After Part IX add a new Part X to read as follows—

Part X—Offences

Offences and Penalties

1. (1) A person who is required by a provision of Part IV and Part VII to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

(2) A person who is required by any provision of these by-laws, other than a provision of Part IV or Part VII, to do anything or refrain from doing anything and who fails to comply with that provision commits an offence and is liable to—

(a) a fine that is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if the offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

2. Any expense incurred by the local authority in consequence of a breach or non observance of these by-laws or in the execution of work directed to be executed by a person and not executed by him shall be paid by the person committing the breach or non observance or failing to execute the work.

Passed by resolution at a meeting of the Woodanilling Shire Council held on 18 October 1988.

Dated 1 November 1988.

[L.S.]

I. A. R. DOUGLAS,
President.

N. D. PRICE,
Shire Clerk.

Confirmed—

R. S. W. LUGG,
for Executive Director,
Public Health.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

HEALTH (FOOD STANDARDS) (GENERAL) AMENDMENT REGULATIONS (No. 3) 1988

MADE by His Excellency the Governor in Executive Council on the advice of the Food Advisory Committee.

Citation

1. These regulations may be cited as the *Health (Food Standards) (General) Amendment Regulations (No. 3) 1988*.

Regulation 5 amended

2. Regulation 5 of the *Health (Food Standards) (General) Regulations 1987** is amended in subregulation (2) by deleting “, if a penalty is not expressly provided for that offence, to a penalty not exceeding \$2 000” and substituting the following—

“ to—

(a) a penalty which is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250;

and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125 ”.

[*Published in the Gazette of 13 March 1987 at pp. 675-934. For amendments to 28 November 1988 see Gazettes of 27 May and 22 July 1988.]

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

HEALTH (OFFENCES AND PENALTIES) AMENDMENT REGULATIONS (No. 2) 1988

MADE by His Excellency the Governor in Executive Council.

Part 1—Preliminary

Citation

1. These regulations may be cited as the *Health (Offences and Penalties) Amendment Regulations (No. 2) 1988*.

Part 2—Health (Drugs and Allied Substances) Regulations 1961

Regulation Z.01 amended

2. Regulation Z.01 of the *Health (Drugs and Allied Substances) Regulations 1961** is amended—

(a) by deleting the full stop after “OFFENCES” and substituting the following—

“ AND PENALTIES ”;

(b) in subregulation Z.01.001 (b) and (c) by deleting “or deodorant” wherever it occurs and substituting in each place the following—

“ deodorant, therapeutic good, drug or medicine, or sunscreen product ”; and

(c) by adding the following subregulations—

“ Z.01.002.

A person who contravenes subregulation Z.01.001 (a), (b) or (c) or a provision of the subregulations specified in the Table to this subregulation commits an offence.

Table

Subregulations R.01.003, S.01.002 (c), S.01.003 (c) and S.01.005.

Z.01.003.

A person who commits an offence under subregulation Z.01.002 is liable to—

(a) a penalty which is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500; and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50. ”.

[*Published in the Gazette of 4 January 1962 at pp. 1-67. For amendments to 28 November 1988 see pp. 269-273 of 1987 Index to Legislation of Western Australia.]

Part 3—Health (Food Standards) (Administration) Regulations 1986

Regulation 3 amended

3. Regulation 3 of the *Health (Food Standards) (Administration) Regulations 1986** is amended—

(a) in subregulation (2) by deleting “Penalty: \$2 500.”; and

(b) by inserting the following subregulation

“ (3) A person who contravenes subregulation (2) commits an offence and is liable to—

(a) a penalty which is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250; and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125. ”.

[*Published in the Gazette of 21 November 1986 at pp. 4266-9.]

Part 4—Health (Licensing of Liquid Waste) Regulations 1987

Principal regulations

4. In this Part the *Health (Licensing of Liquid Waste) Regulations 1987** are referred to as the principal regulations.

[*Published in the Gazette of 11 December 1987 at pp. 4372-78. For amendments to 28 November 1988 see p. 273 of 1987 Index to Legislation of Western Australia.]

Regulation 9 amended

5. Regulation 9 of the principal regulations is amended in subregulation (2) by deleting “persons” and substituting the following—

“ person ”.

Regulation 17 amended

6. Regulation 17 of the principal regulations is amended—

(a) by deleting “Penalty: \$200.”; and

(b) by inserting after “offence” the following—

“ and is liable to—

(a) a penalty which is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50. ”.

Part 5—Health (Meat Inspection and Branding) Regulations 1950

Regulation 6A repealed and a regulation substituted

7. Regulation 6A of the *Health (Meat Inspection and Branding) Regulations 1950** is repealed and the following regulation is substituted—

Offences and penalties

“ 6A. (1) A person who contravenes a provision of the regulations specified in the Table to this subregulation commits an offence.

Table

Regulations 3 and 4B.

(2) A person who commits an offence under subregulation (1) or under regulation 4A is liable to—

(a) a penalty which is more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250; and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125. ”.

[*Reprinted in the Gazette of 25 August 1988 at pp. 3243-70. For amendments to 28 November 1988 see Gazettes of 2 September and 30 September 1988.]

Part 6—*Health Act (Midwifery Nurses) Regulations 1982***Regulation 14 amended**

8. Regulation 14 of the *Health Act (Midwifery Nurses) Regulations 1982** is amended by repealing subregulation (1) and substituting the following subregulations—

“ (1) A midwifery nurse who contravenes a provision of the regulations specified in the Table to this subregulation commits an offence.

Table

Regulations 4, 5, 6, 7, 8, 9, 10 and 11.

(1a) A midwifery nurse who commits an offence under subregulation (1) is liable to—

(a) a penalty which is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500; and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50. ”.

[*Published in the *Gazette* of 24 December 1982 at pp. 4899-903. For amendments to 28 November 1988 see p. 275 of 1987 Index to Legislation of Western Australia.]

Part 7—*Health (Notification of Cancer) Regulations 1981***Regulation 9 inserted**

9. After regulation 8 of the *Health (Notification of Cancer) Regulations 1981** the following regulation is inserted—

Offences and penalties

“ 9. (1) A person who contravenes a provision of the regulations specified in the Table to this subregulation commits an offence.

Table

Regulations 5, 6 and 8 (2).

(2) A person who commits an offence under subregulation (1) is liable to a penalty which is not more than \$1 000 and not less than—

(a) in the case of a first offence, \$100;

(b) in the case of a second offence, \$200; and

(c) in the case of a third or subsequent offence, \$500. ”.

[*Published in the *Gazette* of 24 July 1981 at pp. 3056-6. For amendments to 28 November 1988 see p. 275 of 1987 Index to Legislation of Western Australia.]

Part 8—*Health (Notification of Lead Poisoning) Regulations 1985***Regulation 5 amended**

10. Regulation 5 of the *Health (Notification of Lead Poisoning) Regulations 1985** is amended by inserting after subregulation (2) the following subregulation—

“ (3) A medical practitioner who contravenes subregulation (1) commits an offence and is liable to a penalty which is not more than \$1 000 and not less than—

(a) in the case of a first offence, \$100;

(b) in the case of a second offence, \$200; and

(c) in the case of a third or subsequent offence, \$500. ”.

[*Published in the *Gazette* of 24 May 1985 at p. 1760.]

Part 9—*Health (Public Buildings) Regulations 1972***Principal regulations**

11. In this Part the *Health (Public Buildings) Regulations 1972** are referred to as the principal regulations.

[*Reprinted in *Gazette* of 28 November 1972 at pp. 4527-42. For amendments to 28 November 1988 see pp. 278-79 of 1987 Index to Legislation of Western Australia and *Gazette* of 5 February 1988.]

Regulation 8 amended

12. Regulation 8 of the principal regulations is amended—

(a) in subregulation (4) by deleting “and the occupier or person in charge shall comply with any such direction”;

(b) by deleting “Penalty: \$15 000.”; and

(c) by inserting after subregulation (4) the following subregulation—

“ (5) An occupier or person—

(a) having charge or control of a public building who contravenes subregulation (3); or

(b) in charge of a public building who fails to comply with a direction under subregulation (4),

commits an offence. ”.

Regulation 20 amended

13. Regulation 20 of the principal regulations is amended by inserting after subregulation (2) the following subregulations—

“ (3) A public health official may, orally or in writing, direct the person in charge of, or having the control or management of a public building—

(a) to remove or clear any obstruction from a gangway, aisle, passage, corridor, staircase, lobby or door that is connected with; or

(b) to open or unlock a door that is used as or connected with, an exit or escape from the building.

- (4) A person—
(a) who contravenes subregulation (2); or
(b) in charge of, or having the control or management of a public building who contravenes subregulation (1) or fails to comply with a direction under subregulation (3),
commits an offence. ”.

Regulation 23 amended

14. Regulation 23 of the principal regulations is amended by inserting after subregulation (4) the following subregulations—

- “ (5) An exit sign provided under subregulation (1) that obtains its illumination from a battery charge, battery source or an electrical supply shall be illuminated while the premises are open to or occupied by the public.
(6) A public health official may, orally or in writing, direct the occupier or person in charge of a public building to illuminate or keep visible all exit signs in that building.
(7) An occupier or person in charge of a public building who fails to comply with a direction under subregulation (6) commits an offence. ”.

Regulation 67 amended

15. Regulation 67 of the principal regulations is amended—

- (a) by inserting after the regulation designation “67.” the subregulation designation “(1)”;
(b) by deleting “Penalty: Other than for an offence under regulation 8—\$200.”; and
(c) by inserting the following subregulation—
“ (2) a person who commits an offence—
(a) other than under regulation 8 (5) or 20 (4), is liable to—
(i) a penalty which is not more than \$1 000 and not less than—
(A) in the case of a first offence, \$100;
(B) in the case of a second offence, \$200; and
(C) in the case of a third or subsequent offence, \$500;
and
(ii) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50; and
(b) under regulation 8 (5) or 20 (4), is liable to—
(i) a penalty which is not more than \$15 000; and
(ii) if that offence is a continuing offence, a daily penalty which is not more than \$1 000. ”.

Part 10—Health (School Dental Therapists) Regulations 1974**Regulation 5 amended**

16. Regulation 5 of the *Health (School Dental Therapists) Regulations 1974** is amended by inserting after subregulation (2) the following subregulation—

- “ (3) A school dental therapist who contravenes subregulation (1) commits an offence and is liable to—
(a) a penalty which is not more than \$1 000 and not less than—
(i) in the case of a first offence, \$100;
(ii) in the case of a second offence, \$200; and
(iii) in the case of a third or subsequent offence, \$500; and
(b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50. ”.

[*Published in the Gazette of 22 March 1974 at pp. 933-35. For amendments to 28 November 1988 see p. 279 of 1987 Index to Legislation of Western Australia.]

Part 11—Health (Skin Penetration) Regulations 1987**Regulation 18 added**

17. After regulation 17 of the *Health (Skin Penetration) Regulations 1987** the following regulation is added—

Offences and penalties

- “ 18. (1) A person who contravenes a provision of the regulations specified in the Table to this subregulation commits an offence.

Table

Regulations 4, 5 (2), 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17.

- (2) A person who commits an offence under subregulation (1) is liable to—
(a) a penalty which is not more than \$1 000 and not less than—
(i) in the case of a first offence, \$100;
(ii) in the case of a second offence, \$200; and
(iii) in the case of a third or subsequent offence, \$500; and
(b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50. ”.

[*Published in the Gazette of 20 March 1987 at pp. 952-54.]

Part 12—*Health Act (Underground Water Supply) Regulations 1959***Regulation 14 added**

18. After regulation 13 of the *Health Act (Underground Water Supply) Regulations 1959** the following regulation is added—

Offences and penalties

“ 14. (1) A person who contravenes a provision of the regulations specified in the Table to this subregulation commits an offence.

Table

Regulations 11, 12 and 13.

(2) A person who commits an offence under subregulation (1) is liable to—

- (a) a penalty which is not more than \$1 000 and not less than—
 - (i) in the case of a first offence, \$100;
 - (ii) in the case of a second offence, \$200; and
 - (iii) in the case of a third or subsequent offence, \$500; and
- (b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50. ”.

[*Reprinted in the *Gazette of 2 February 1965* at pp. 409-14. For amendments to 28 November 1988 see p. 280 of 1987 Index to Legislation of Western Australia.]

Part 13—*Health (Venereal Diseases) Regulations 1973***Regulation 2C amended**

19. Regulation 2C of the *Health (Venereal Diseases) Regulations 1973** is amended—

- (a) in subregulation (1) by deleting “Penalty: \$10.00”; and
- (b) by inserting after subregulation (2) the following subregulation—

“ (3) A medical practitioner who contravenes subregulation (1) commits an offence and is liable to a penalty which is not more than \$1 000 and not less than—

 - (a) in the case of a first offence, \$100;
 - (b) in the case of a second offence, \$200; and
 - (c) in the case of a third or subsequent offence, \$500. ”.

[*Reprinted in *Gazette of 29 August 1985* at pp. 3051-63. For amendments to 28 November 1988 see p. 280 of 1987 Index to Legislation of Western Australia.]

Part 14—*Infectious Diseases (Inspection of Persons) Regulations***Regulation 4 amended**

20. Regulation 4 of the *Infectious Diseases (Inspection of Persons) Regulations** is amended—

- (a) by deleting “Penalty: Twenty dollars.”; and
- (b) by inserting after “offence” the following—

“ and is liable to—

 - (a) a penalty which is not more than \$1 000 and not less than—
 - (i) in the case of a first offence, \$100;
 - (ii) in the case of a second offence, \$200; and
 - (iii) in the case of a third or subsequent offence, \$500; and
 - (b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50. ”.

[*Published in the *Gazette of 5 February 1971* at p.366.]

Part 15—*Meat Transport Regulations 1969***Regulation 9 repealed and a regulation substituted**

21. Regulation 9 of the *Meat Transport Regulations 1969** is repealed and the following regulation is substituted—

Offences and penalties

“ 9. (1) A person who contravenes a provision of the regulations specified in the Table to this subregulation commits an offence.

Table

Regulations 5, 6, 7 and 8.

(2) A person who commits an offence under subregulation (1) is liable to—

- (a) a penalty which is not more than \$1 000 and not less than—
 - (i) in the case of a first offence, \$100;
 - (ii) in the case of a second offence, \$200; and
 - (iii) in the case of a third or subsequent offence, \$500; and
- (b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50. ”.

[*Published in the *Gazette of 2 July 1969* at pp.1942-4. For amendments to 28 November 1988 see p.280 of 1987 Index to Legislation of Western Australia.]

Part 16—*Notification of Stillbirth and Neo-natal Death Regulations***Regulation 2 amended**

22. Regulation 2 of the *Notification Stillbirth and Neo-Natal Death Regulations** is amended—

- (a) by inserting after the regulation designation “2.” the subregulation designation “(1)”; and

(b) by inserting the following subregulation—

“(2) A medical practitioner who contravenes subregulation (1) commits an offence and is liable to a penalty which is not more than \$1 000 and not less than—

(a) in the case of a first offence, \$100;

(b) in the case of a second offence, \$200; and

(c) in the case of a third or subsequent offence, \$500. ”.

[*Published in the Gazette of 15 April 1955 at pp.712-14. For amendments to 28 November 1988 see p.283 of 1987 Index to Legislation of Western Australia.]

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

HEALTH (OFFENCES AND PENALTIES) AMENDMENT REGULATIONS (No. 3) 1988

MADE by His Excellency the Governor in Executive Council.

Part 1—Preliminary

Citation

1. These regulations may be cited as the *Health (Offences and Penalties) Amendment Regulations (No. 3) 1988*.

Part 2—Poultry Processing Establishments Regulations

Regulation 72 amended

2. Regulation 72 of the *Poultry Processing Establishments Regulations** is amended by repealing subregulation (2) and substituting the following subregulation—

“(2) A person who contravenes a provision of these regulations commits an offence and is liable to—

(a) a penalty which is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50. ”.

[*Published in the Gazette of 25 May 1973 at pp. 1633-39.]

Part 3—Prevention of Epidemics, Endemic or Contagious Diseases Regulations

Division “E.” amended

3. Division “E.” of the *Prevention of Epidemics, Endemic or Contagious Diseases Regulations** is amended under the heading “PENALTY.” by deleting a fine of not less than five shillings nor more twenty pounds” and substituting the following—

(a) a penalty which is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50. ”.

[*Published in the Gazette of 27 January 1911 at pp. 141-51.]

Part 4—Prevention of Tuberculosis Regulations

Regulation 16 amended

4. Regulation 16 of the *Prevention of Tuberculosis Regulations** is amended by deleting “a penalty not exceeding Twenty pounds for every breach of any such Regulation, or to a penalty not exceeding Two pounds for each day during which such breach shall be committed or continued” and substituting—

(a) a penalty which is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50. ”.

[*Published in the Gazette of 26 March 1915 at pp.1327-29. For amendments to 28 November 1988 see page 283 of 1987 Index to Legislation of Western Australia.]

*Part 5—Sewerage (Lighting, Ventilation and Construction) Regulations 1971***Regulation 14 amended**

5. Regulation 14 of the *Sewerage (Lighting, Ventilation and Construction) Regulations 1971** is amended by repealing subregulation (2) and substituting the following subregulations—

“ (2) A person who contravenes a provision of the regulations specified in the Table to this subregulation commits an offence.

Table

Regulations 4, 5, 6 (1), 7 (1) and (2), 8, 9, 10, 11, 13 and 13A.

(3) A person who commits an offence under subregulation (2) or under regulation 12 (7) is liable to—

(a) a penalty which is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

[*Published in the *Gazette* of 18 August 1971 at pp. 3033-37. For amendments to 28 November 1988 see page of 1987 *Index to Legislation of Western Australia*.]

*Part 6—Toxic and Hazardous Substances Regulations***Regulation 12 amended**

6. Regulation 12 of the *Toxic and Hazardous Substances Regulations** is amended by inserting after “offence” the following—

“ and is liable to—

(a) a penalty which is not more than \$1 000 and not less than—

(i) in the case of a first offence, \$100;

(ii) in the case of a second offence, \$200; and

(iii) in the case of a third or subsequent offence, \$500;

and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$100 and not less than \$50.

[*Reprinted in the *Gazette* of 16 September 1982 at pp. 3695-701. For amendments to 28 November 1988 see page 284 of 1987 *Index to Legislation of Western Australia*.]

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

HEALTH ACT 1911

TOBACCO (WARNING LABELS) AMENDMENT REGULATIONS 1988

MADE by His Excellency the Governor in Executive Council on the advice of the Drug Advisory Committee.

Citation

1. These regulations may be cited as the *Tobacco (Warning Labels) Amendment Regulations 1988*.

Regulation 4A inserted

2. After regulation 4 of the *Tobacco (Warning Labels) Regulations 1987** the following regulation is inserted—

Offences and penalties

“ 4A. A person who contravenes regulation 3 or 4 commits an offence and is liable to—

(a) a penalty which is not more than \$2 500 and not less than—

(i) in the case of a first offence, \$250;

(ii) in the case of a second offence, \$500; and

(iii) in the case of a third or subsequent offence, \$1 250; and

(b) if that offence is a continuing offence, a daily penalty which is not more than \$250 and not less than \$125.

[*Published in the *Gazette* of 23 January 1987 at pp. 188-9.]

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

Western Australia
POLICE ACT 1892
POLICE FORCE CANTEEN REGULATIONS 1988
Arrangement

Reg.

1. Citation
2. Interpretation
3. Establishment of canteen
4. Appointment of manager
5. Functions of manager
6. Canteen fund
7. Use of profits
8. Right to use canteen
9. Separate bar facilities
10. Guests
11. Trading hours
12. Standard of dress
13. Restrictions on supply of liquor
14. Prohibited persons
15. Commissioner may bar persons
16. Prohibited behaviour
17. Gaming
18. Responsibilities of supervisors
19. Application of regulations
20. Offenders must leave canteen
21. Disciplinary action
22. Repeal

POLICE ACT 1892
POLICE FORCE CANTEEN REGULATIONS 1988

MADE by the Commissioner of Police, with the approval of the Minister for Police, under section 9.

Citation

1. These regulations may be cited as the *Police Force Canteen Regulations 1988*.

Interpretation

2. In these regulations, unless the contrary intention appears—
 - “canteen” means the Police Force Canteen established by regulation 3;
 - “Commissioner” means the Commissioner of Police or his authorized agent;
 - “fund” means the Canteen Fund established by regulation 6;
 - “liquor” has the same meaning as it has in the *Liquor Act 1970*;
 - “manager” means the person appointed under regulation 4;
 - “supervisor” means a person appointed under regulation 5 (b).

Establishment of canteen

3. The Police Force Canteen shall be established on premises approved by the Commissioner.

Appointment of manager

4. The Commissioner shall appoint a person as manager of the canteen on such terms and conditions as the Commissioner thinks fit.

Functions of manager

5. (1) The manager shall—
 - (a) manage the affairs of the canteen generally and for this purpose employ such number of persons as is necessary from time to time;
 - (b) appoint one or more persons to control the behaviour of people on the canteen premises so as to ensure compliance with these regulations; and
 - (c) control the fund.
- (2) The manager—
 - (a) is solely liable for the payment of debts incurred for the purposes of the canteen; and
 - (b) is bound by these regulations.

Canteen fund

6. (1) There shall be a fund called the Canteen Fund which shall comprise the money held for the purposes of the canteen.
- (2) The manager shall cause to be kept true and regular accounts—
 - (a) of money received into the fund;
 - (b) of money expended from the fund; and
 - (c) of the assets and liabilities of the canteen;
- (3) The manager shall cause the accounts—
 - (a) to be balanced on 31 March each year; and
 - (b) to be audited annually,

and he shall give a copy of the auditor's report to the Commissioner.

Use of profits

7. The profits of the canteen shall be used for the purposes of the Western Australian Police Social Club (Inc.).

Right to use canteen

8. The following persons may use the canteen—

- (a) the Minister for Police in the Government;
- (b) members of the Police Force;
- (c) police cadets of or over the age of 18 years;
- (d) retired Commissioners of Police of the State;
- (e) retired members of the Police Force who are members of the Retired Police Officers Association of the State or the Commissioned Officers Mess of the State;
- (f) members of the Public Service of or over the age of 18 years who are employed in the Police Department of the State;
- (g) members of Police Forces outside the State; and
- (h) individuals or classes of individuals approved by the Commissioner.

Separate bar facilities

9. (1) The Canteen shall have—

- (a) a bar to be known as the commissioned officers bar for use by—
 - (i) commissioned officers;
 - (ii) persons referred to in regulation 8 (a) or (d); and
 - (iii) persons referred to in regulation 8 (e) or (g) who, respectively, were commissioned officers or are the equivalent outside the State of commissioned officers; and
- (b) a bar to be known as the members bar for use by—
 - (i) non-commissioned officers and constables;
 - (ii) persons referred to in regulation 8 (c), (f) or (h); and
 - (iii) persons referred to in regulation 8 (e) or (g) who, respectively, were non-commissioned officers or constables or are the equivalent outside the State of non-commissioned officers or constables or are the equivalent outside the State of non-commissioned officers or constables.

(2) Notwithstanding subregulation (1)—

- (a) a commissioned officer may, at the invitation of a non-commissioned officer or a constable, use the members bar for a period during which that non-commissioned officer or constable is using the members bar; and
- (b) a person referred to in regulation 8 (f) or (h) may use the commissioned officers bar where authorized by the Commissioner.

(3) The functions room may, with the approval of the Commissioner, be used by any member of the Police Force.

Guests

10. (1) Persons referred to in regulation 8 (a), (b), (d) or (e) may be accompanied in the canteen by guests.

(2) A guest may not use the canteen unless—

- (a) the name and address of that guest have been entered in a book kept in the canteen for that purpose; and
- (b) that entry has been countersigned by the person whom the guest is accompanying and the name and, where applicable, rank and service number of that person have been entered in the book.

(3) A guest may, unless otherwise authorized by the Commissioner, use only those bar facilities which the person accompanying him is entitled to use under regulation 9.

Trading hours

11. (1) The canteen may be open at any time between 10.00 a.m. and 12.00 midnight only.

(2) A person shall not, without lawful excuse, be on the premises of the canteen when it is closed.

Standard of dress

12. The Commissioner may notify minimum standards of dress for people using the canteen.

Restrictions on supply of liquor

13. Liquor from the canteen shall not be—

- (a) sold to persons other than those referred to in regulation 8 or 10;
- (b) disposed of except for sale by cash; or
- (c) sold or delivered—
 - (i) on a Sunday;
 - (ii) other than when the canteen is open; or
 - (iii) except with the permission of the Commissioner, in kegs.

Prohibited persons

14. A person shall not be on the canteen premises if he—

- (a) is under the age of 18 years;
- (b) is affected by liquor;
- (c) is not dressed in accordance with a standard notified under regulation 12; or
- (d) has been barred under regulation 15.

Commissioner may bar persons

15. (1) Where the Commissioner for any reason decides that a person should be barred from the canteen, he shall notify that person in writing and inform him that he shall not enter the canteen premises or seek or obtain liquor from the canteen.

(2) Where the Commissioner acts under subregulation (1), he shall immediately cause the manager to be notified of his decision and the manager shall forthwith notify supervisors.

Prohibited behaviour

16. A person on the premises of the canteen shall not—
- use obscene, insulting or objectionable language; or
 - behave in a disorderly, noisy or objectionable manner.

Gaming

17. Permitted gaming or a permitted lottery within the meaning of those expressions in the *Gaming Commission Act 1987* may be conducted in the canteen only with and in accordance with the authority of the Commissioner.

Responsibilities of supervisors

18. (1) Without derogating from any liability of the manager under these regulations, a supervisor is personally liable for a breach of these regulations which occurs while he is in charge and control of the canteen unless he takes reasonable measures to prevent or end the breach.

- (2) The supervisor on duty shall report promptly to the duty officer at police headquarters—
- a breach of these regulations; and
 - damage which occurs to any part of the canteen premises or property being used in those premises, other than minor glass breakages.

Application of regulations

19. Every person on the premises of the canteen is bound by these regulations.

Offenders must leave canteen

20. A person who commits a breach of these regulations has no right to remain on the canteen premises and shall be ordered to leave by the manager or a supervisor and if the person does not obey that order, the manager or supervisor may have him removed.

Disciplinary action

21. A member of the Police Force or a police cadet who commits a breach of these regulations is liable to be dealt with under section 23 of the Act.

Repeal

22. The *Police Force Canteen Regulations 1974* are repealed.

B. BULL,
Commissioner of Police.

Approved—

IAN TAYLOR,
Minister for Police.

ROAD TRAFFIC ACT 1974**ROAD TRAFFIC (INFRINGEMENTS) AMENDMENT REGULATIONS
(No. 3) 1988**

MADE by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Road Traffic (Infringements) Amendment Regulations (No. 3) 1988*.

Principal regulations

2. In these regulations the *Road Traffic (Infringements) Regulations 1975** are referred to as the principal regulations.

[*Reprinted in the *Gazette of 11 February 1981* at pp. 589-604. For amendments to 9 December 1988 see page 356 of 1987 Index to Legislation of Western Australia and the *Gazettes of 17 June 1988* and 28 October 1988.]

Regulation 3 amended

3. Regulation 3 of the principal regulations is amended in subregulation (3) by deleting “\$20” and substituting the following—
“ \$25 ”.

First Schedule repealed and a Schedule substituted

4. The First Schedule to the principal regulations is repealed and the following schedule is substituted—

First Schedule			(Reg. 3)
Provision Creating Offence	Nature of Offence	Penalty \$	
<i>Road Traffic Act 1974</i>			
1. Section 24 (1)	Failure of licence holder to forthwith notify change of vehicle ownership	50	
2. Section 24 (2)	Failure to immediately apply for transfer of a vehicle licence on becoming the owner	50	
3. Section 27 (3)	Failure to affix or keep affixed registration label	25	
4. Section 53 (2)	Failure to produce a driver's licence within a reasonable time after demand, or at all	25	
5. Section 62	Careless Driving	65	

Provision Creating Offence	Nature of Offence	Penalty \$
6. Section 79 (3)	Failure of overseas visitor to carry or produce driver's licence or its equivalent or permit	25
7. Section 80 (3)	Failure of visiting motorist from another State or Territory to carry or produce driver's licence or permit	25
8. Section 86 (2)	Unlawfully parking on land not a road	25
9. Section 93	Failure to produce driver's licence in court	25
10. Section 94	Failure to produce on demand a cancelled or suspended licence, or a licence of which the holder is disqualified	65
<i>Road Traffic Code 1975</i>		
11. Regulation 202	Disobedience by driver or pedestrian of a signal or direction of a member of the police force, fireman or ambulance officer	40
12. Regulation 304	Disobeying a direction on a traffic sign	40
13. Regulation 401	Failure to comply with direction of traffic control signal displaying amber signal	50
14. Regulation 401	Failure to comply with direction of traffic control signal displaying a red signal	100
15. Regulation 402 (1) (4) and (7)	Turning or driving contrary to directions on road traffic signs	50
16. Regulation 402 (5)	Overtaking or passing contrary to direction on a traffic sign	65
17. Regulation 402 (6)	Overtaking, driving heavy vehicle, or speeding on a bridge contrary to direction on a traffic sign	65
18. Regulation 402 (8)	Failure to stop or give way at a Stop sign	75
19. Regulation 402 (9)	Failure to give way at a Give Way sign	75
20. Regulation 403	Unlawfully driving a vehicle in a bus lane or bus-taxi lane	40
20A. Regulation 404	Unlawfully driving a vehicle in a contra flow bus lane	125
21. Regulation 501	Failure to keep left on carriageway except where two or more lanes marked on carriageway, etc.	50
22. Regulation 502 (1) (3) and (4)	Offences relating to overtaking	65
22A. Regulation 503	Driving in the right lane of a fast travel carriageway at less than the minimum right lane speed	50
23. Regulation 506	Driver diverging from lane or line of traffic when unsafe to do so, or crossing continuous line on approach to intersection	50
24. Regulation 507	Driving to the right of a traffic island on a roundabout	50
25. Regulation 508	Crossing double lines, except for the purpose of lawfully entering a contra flow bus lane or making a lawful turn	65
26. Regulation 509	Following another vehicle too closely	65
27. Regulation 511	Crossing over the centre of carriageway on a curve or uphill gradient when unable to see the way is clear	75
27A. Regulation 512	Failure to drive a vehicle permitted to travel in a contra flow bus lane completely within the boundaries of the lane	125
28. Regulation 602	Failing to give way to a vehicle on the right at an intersection	75
29. Regulation 603	Failing to give way to any pedestrian or oncoming vehicle when turning at an intersection or to pedestrian or any other vehicle when making a U turn	75
30. Regulation 604 (1)	Failing to give way to any vehicle or pedestrian when driving into or out from a parking area or boundary of a carriageway	50
31. Regulation 605	Failure to give way to an emergency vehicle	75
32. Regulation 606	Failing to give way to vehicles and pedestrians when entering or leaving land abutting a road	65
33. Regulation 607	Driver entering or attempting to cross an intersection when intersection or carriageway beyond is blocked	50
34. Regulation 608	Failing to give way to vehicles on a roundabout	65
35. Regulation 609	Failing to give way at an intersection when approaching from terminating road	75
35A. Regulation 610	Failure when leaving an unsealed road to give way at an intersection to vehicles on sealed road	75
36. Regulation 701	Failing to give way to a pedestrian on a pedestrian crossing, or entering crossing while other vehicle heading in same direction is giving way	75

Provision Creating Offence		Nature of Offence	Penalty \$
37.	Regulation 705 (1) and (3)	Failing to stop at a childrens' crossing or entering childrens' crossing while other vehicle heading in same direction is giving way	75
38.	Regulation 707 (1)	Failure to give way to a blind person carrying a white stick or cane	50
39.	Regulation 801	Making incorrect left turn	40
40.	Regulation 802	Making a right turn from the wrong position or making a right turn so as to enter the other carriageway incorrectly	65
41.	Regulation 803	Turning or diverging right or left or making a U turn or stopping or suddenly decreasing speed without making the prescribed signal or without making it in time	50
42.	Regulation 805	Making a U turn when turn cannot be made safely or without interference or making a U turn within 30 metres of a traffic control signal	75
43.	Regulation 901	Offences relating to Railway Level Crossings	75
44.	Regulation 1001 excluding regulations 1001 (2) (a) and (c)	Exceeding speed limit— (a) by not more than 10 km/h (b) by more than 10 km/h, but not more than 20 km/h (c) by more than 20 km/h, but not more than 30 km/h (d) by more than 30 km/h, but more than 40 km/h (e) by more than 40 km/h	25 50 75 115 150
45.	Regulation 1001 (2) (a) and (c)	Exceeding speed limit— (a) by not more than 10 km/h (b) by more than 10 km/h, but not more than 20 km/h (c) by more than 20 km/h, but not more than 30 km/h (d) by more than 30 km/h, but not more than 40 km/h (e) by more than 40 km/h	50 100 150 225 250
46.	Regulation 1003	Failing to comply with direction or, exceeding 30 km/h or 50 km/h as the case may be when passing, road works being done by a competent authority	65
47.	Regulation 1107	Standing vehicle in a position where it is not sufficiently visible to driver overtaking	40
47A.	Regulation 1202A	Driving a vehicle in a contra flow bus lane without the head lamps being alight and dipped	125
47B.	Regulation 1210	Unlawfully using a lamp displaying intermittent flashes	65
48.	Regulation 1602 (a)	Driving vehicle in reverse when unsafe to do so	40
49.	Regulation 1603	Driving a vehicle on a footway, or a vehicle other than a bicycle on a dual use path, except to enter or leave a lane or driveway by shortest route, or driving on or over a median strip	50
50.	Regulation 1604 (1)	Driving a vehicle without being in a position to have full control or uninterrupted view, etc	40
51.	Regulation 1607	Offences relating to the wearing of protective helmets by motor cyclists and passengers	50
52.	Regulation 1609	Throwing, dropping, placing or leaving dangerous materials or substances on a road or causing any of those things to be done, or failing to remove any such thing or any object being part of a load that has fallen onto a road	75
53.	Regulation 1610	Driving a vehicle with an insecure load	75
54.	Regulation 1618	Driving or drawing or causing to be driven or drawn an implement or thing which is not fitted with the prescribed wheels, tyres or rims	40
55.	Regulation 1619	Driving a vehicle in certain areas so as to create or cause undue or excessive noise	100
56.	Regulation 1620 (1) (a) and (3)	Failing to comply with the signal to stop given by a member of the Police Force or, not stopping when approaching such person from his front or rear, while he is controlling traffic	65
57.	Regulation 1621	Offences relating to the wearing of seat belts and the occupying of seat positions in vehicles	50
58.	Regulation 1803 (1) (b) and (d)	Driving on a freeway under Learner's Permit or driving a tractor on a freeway	50

Provision Creating Offence	Nature of Offence	Penalty \$
<i>Vehicle Standards Regulations 1977</i>		
59. Regulation 115	Offences relating to engine numbers	65
60. Regulation 124	Altering vehicle from manufacturer's specifications	50
60A. Regulation 404	Offences relating to flashing warning lights	65
60B. Regulation 408	Offences relating to illuminated signs	65
61. Regulation 1008	Inefficient silencing device	50
62. Regulation 1011	Offences relating to seats and seat anchorages	40
63. Part 11 excluding Reg. 1107	Offences relating to loading and dimensions of vehicles, etc	65
64. Regulation 1107	Offences relating to excessive loads and dimensions	250
65. Part 13	Offences relating to trailer couplings, drawbars and safety chains	40
66. Regulation 1401 (4) (a), (b), (c), (d), (e), (f), (g), (h), (j), (o), (r), (t), (w), (y), (aa), and (bb)	Excess mass on tyre axle or axle group— Not more than 5% More than 5% but not more than 10% More than 10% but not more than 11% More than 11% but not more than 12% More than 12% but not more than 13% More than 13% but not more than 14% More than 14% but not more than 15% More than 15% but not more than 16% More than 16% but not more than 17% More than 17% but not more than 18% More than 18% but not more than 19% More than 19% but not more than 20% More than 20% but not more than 21% More than 21% but not more than 22% More than 22% but not more than 23% More than 23% but not more than 24% More than 24% but not more than 25% More than 25% but not more than 26% More than 26% but not more than 27% More than 27% but not more than 28% More than 28% but not more than 29% More than 29% but not more than 30% More than 30%	25 40 48 58 68 78 90 98 108 118 128 140 148 158 167 178 188 198 208 218 228 238 248
67. Regulation 1401 (4) excluding those paragraphs mentioned in item 66	Excess mass on axle group— Not more than 5% More than 5% but not more than 10% More than 10% but not more than 11% More than 11% but not more than 12% More than 12% but not more than 13% More than 13% but not more than 14% More than 14% but not more than 15% More than 15% but not more than 16% More than 16% but not more than 17% More than 17% but not more than 18% More than 18%	25 57 77 97 117 137 157 177 197 217 237
68. Regulation 1401 (1), (2), (3) and (6)	Excess mass of vehicle or combination of vehicles— Not more than 10% More than 10% but not more than 11% More than 11% but not more than 12% More than 12% but not more than 13% More than 13% but not more than 14% More than 14% but not more than 15% More than 15% but not more than 16% More than 16% but not more than 17% More than 17% but not more than 18% More than 18% but not more than 19% More than 19% but not more than 20% More than 20% but not more than 21% More than 21% but not more than 22% More than 22% but not more than 23% More than 23% but not more than 24% More than 24%	25 40 55 70 85 100 115 130 145 160 175 190 205 220 235 250
69. Regulation 2008	Offences relating to dimensions of animal drawn vehicles	40
70. Regulation 2009	Offences relating to projecting parts of ve- hicles and loads on animal drawn vehicles	40
<i>Road Traffic (Drivers' Licences) Regulations 1975</i>		
71. Regulation 13 (1)	Driving without "P" plate displayed when the holder of a driver's licence issued on probation	50
72. Regulation 16	Failure to notify change of address within 21 days	40
<i>Road Traffic (Licensing) Regulations 1975</i>		
73. Regulation 15 (2)	Failure to deliver up on demand a sus- pended or cancelled vehicle licence or li- cence obtained by misrepresentation or fraud	65

	Provision Creating Offence	Nature of Offence	Penalty \$
74.	Regulation 15 (3)	Failure to notify change of address or place of business as stated in vehicle licence within 21 days	40
75.	Regulation 22 (3)	Failure to return number plates	65
76.	Regulation 24 (8)	Failure when required by notice to surrender non-reflective identification tablet or number plate other than special plates	65
77.	Regulation 27	Painting or interfering with, or suffering another, paint or interfere with, any number plate, except for the purposes of re-instatement	65
78.	Regulation 28 (6)	Altering, defacing, obliterating or removing identification mark from engine, or stamping on or affixing to engine a purported identification mark	65
79.	Regulation 34	Failure to hand over vehicle licence when disposing of used vehicle	65 "

By His Excellency's Command,
G. PEARCE,
Clerk of the Council.

ROAD TRAFFIC ACT 1974

ROAD TRAFFIC (DRIVERS' LICENCES) AMENDMENT REGULATIONS (No. 5) 1988
MADE by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Road Traffic (Drivers' Licences) Amendment Regulations (No. 5) 1988*.

Commencement

2. (1) Subject to subregulation (2), these regulations shall come into operation on the day on which the *Road Traffic Amendment Act (No. 2) 1988* comes into operation.

(2) Regulation 9 shall come into operation on 1 January 1989.

Principal regulations

3. In these regulations the *Road Traffic (Drivers' Licences) Regulations 1975** are referred to as the principal regulations.

[*Reprinted in the Gazette on 2 July 1986 at pp. 2263-2275. For amendments to 12 December 1988 see page 356 of 1987 Index to Legislation of Western Australia and the Gazettes of 31 March, 17 June and 29 July 1988.]

Regulation 5A inserted

4. After regulation 5 of the principal regulations, the following regulation is inserted—

Period of licence

“ 5A. (1) For the purposes of section 46 (1) of the Act a driver's licence may be issued or renewed to have effect for—

- (a) a period of 12 months or 5 years; or
- (b) a period, not exceeding 5 years, determined by the Board under subregulation (2) or (3).

(2) A driver's licence to which section 42 (4) of the Act applies shall be issued or renewed to have effect for a period determined by the Board having regard to the intervals at which the holder of the licence is required to submit himself to a medical examination under section 42 (5) of the Act.

(3) A driver's licence which is subject to any condition or limitation under section 44 or section 48 (5) or (6) of the Act shall be issued or renewed to have effect for a period determined by the Board, being a period that the Board considers appropriate having regard to the grounds on which any such condition or limitation was imposed. ”.

Regulation 9 amended

5. Regulation 9 of the principal regulations is amended by deleting “\$4.00” and substituting the following—

“ \$7.00 ”.

Regulation 9A inserted

6. After regulation 9 of the principal regulations the following regulation is inserted—

Replacement of licence by licence in new form

“ 9A. Where the Board has approved a new form of licence under section 42A of the Act, it may on—

- (a) application being made in a form approved by the Board by the holder of a driver's licence;
- (b) the surrender of that licence; and
- (c) payment of a fee of \$7.00,

issue to the applicant a driver's licence in the new form to the same effect as the surrendered licence. ”.

Regulation 14A amended

7. Regulation 14A of the principal regulations is amended—
- (a) in item 3, by deleting "16.00" and substituting the following—
" 20.00 ";
 - (b) in item 4—
 - (i) by deleting "3" and substituting the following—
" 5 "; and
 - (ii) by deleting "45.00" and substituting the following—
" 60.00 "; and
 - (c) by inserting after item 4 the following item—
" 5. For the issue, and renewal, of a driver's licence for a period determined under regulation 5A (2) or (3), not being a period provided for by item 3 or 4.....for each year or part of a year to which the licence relates, 1/5 of the fee under item 4. "

Regulation 15A inserted

8. After regulation 15 of the principal regulations, the following regulation is inserted—

Reduced fees for pensioners under section 47 (1) (b)

- " 15A. The prescribed percentage for the purposes of section 47 (1) (b) of the Act is—
- (a) in the case of the fee payable under item 3 in regulation 14A, 70 percent; and
 - (b) in the case of the fee payable under regulation 9 or 9A or item 4 in regulation 14A, 50 percent. "

Transitional provision

9. (1) The Board may, between the commencement of this regulation and the commencement referred to in regulation 2 (1), require the completion of application forms and the payment of fees for the issue or renewal of drivers' licences, and issue and renew such licences, as if these regulations and the *Road Traffic Amendment Act (No. 2) 1988* were in force.

(2) Subregulation (1) is declared to be necessary for the purpose of bringing the provisions of the *Road Traffic Amendment Act (No. 2) 1988* and these regulations into operation and applies only in relation to the issue or renewal of licences if the period of the licence or of the renewal commences on or after the commencement of those provisions.

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

WESTERN AUSTRALIAN MARINE ACT 1982**Closure of Navigable Waters**

Department of Marine and Harbours,
Fremantle, 13 December 1988.

ACTING pursuant to the powers conferred by section 66 paragraph (d) of the Western Australian Marine Act 1982, the Department of Marine and Harbours closes the following area of water to navigation by all vessels excepting those authorised vessels for which a permit for entry has been issued by the Agriculture Protection Board of Western Australia until 22 December 1988.

Shire of Wyndham/East Kimberley—Ord River

All those waters downstream from the base of False House Roof Hill to Panton Island at the river mouth.

Dated 13 December 1988.

J. M. JENKIN,
Executive Director.

WESTERN AUSTRALIAN MARINE ACT 1982**Closure of Navigable Waters**

Department of Marine and Harbours,
Fremantle, 19 December 1988.

ACTING pursuant to the powers conferred by section 66 paragraph (d) of the Western Australian Marine Act the Department closes the following waters to navigation by all craft until further notice.

Shire of Harvey—Logue Brook Dam.

All the waters of the dam lying from the dam wall to a distance of 200 metres upstream.

G. T. CUNNANE,
A/General Manager,
A/Executive Director.

WESTERN AUSTRALIAN MARINE ACT 1982**Closure of Navigable Waters**

Department of Marine and Harbours,
Fremantle, 13 December 1988.

ACTING pursuant to the powers conferred by section 66 paragraph (d) of the Western Australian Marine Act 1982, the Department of Marine and Harbours closes the following area of water to navigation by all vessels excepting those authorised vessels for which a permit for entry has been issued by the Agriculture Protection Board of Western Australia from 23 December 1988 until further notice.

Shire of Wyndham/East Kimberley—Ord River

All those waters downstream from the base of False House Roof Hill to Panton Island at the river mouth.

Dated 13 December 1988.

J. M. JENKIN,
Executive Director.

WESTERN AUSTRALIAN MARINE ACT 1982**Closure of Navigable Waters**

Department of Marine and Harbours,
Fremantle, 19 December 1988.

ACTING pursuant to the powers conferred by Section 66 paragraph (d) of the Western Australian Marine Act the Department closes the following waters to navigation by all craft until further notice.

Shire of Shark Bay—Monkey Mia.

All the water contained in an area commencing at point 8 metres west of the boat launching ramp at Monkey Mia, thence due north for 40 metres thence due west for 50 metres thence due south for 40 metres to the foreshore.

G. T. CUNNANE,
A/General Manager,
A/Executive Director.

WESTERN AUSTRALIAN MARINE ACT 1982

Closure of Navigable Waters

Department of Marine and Harbours,
Fremantle, 19 December 1988.

ACTING pursuant to the powers conferred by Section 66 paragraph (d) of the Western Australian Marine Act the Department closes the following waters to navigation by all craft until further notice.

Shire of Waroona—Waroona Dam.

All the waters of the dam lying from the dam wall to a distance of 120 metres upstream.

G. T. CUNNANE,
A/General Manager,
A/Executive Director.

WESTERN AUSTRALIAN MARINE ACT 1982

Closure of Navigable Waters

Department of Marine and Harbours,
Fremantle, 19 December 1988.

ACTING pursuant to the powers conferred by Section 66 paragraph (d) and (e) of the Western Australian Marine Act the Department closes the following waters to navigation by all craft excluding sailboards until further notice.

Swan River—Matilda Bay.

All the water contained within an area commencing at a point on the foreshore 403 metres north west of the public launching ramp, extending north west along the foreshore for 225 metres and extending offshore for 120 metres.

G. T. CUNNANE,
A/General Manager,
A/Executive Director.

GERALDTON PORT AUTHORITY

Applications to Lease Land

APPLICATIONS are invited from persons or companies interested in leasing land from the Authority.

Land vested in the Authority under the Geraldton Port Authority Act No. 10 of 1968 may be leased for any term not exceeding 21 years, as yards or sites for—

- (a) shipbuilding, boatbuilding, storing of goods;
- (b) the erection of workshops or foundries;
- (c) other purposes connected with shipping.

The land available is part of Reserve 20606.

Applications close at 2 p.m. on Thursday, 29 December 1988, with—

L. W. Graham,
General Manager,
Geraldton Port Authority
P.O. Box 1856
Geraldton 6530

No application will necessarily be accepted.

FISHERIES ACT 1905

Part IIIB—Processing Licences

FD 538/88.

THE public is hereby notified that I have issued a permit to Pilbara Trawling, to establish a processing establishment to process fish in pursuance of the provisions of section 35C of the Fisheries Act 1905 on board licensed fishing boat *Pilbara* registered number LFB F248, subject to the following conditions.

That the processing establishment—

1. shall comply with the requirements of the Fisheries Act 1905, and all Regulations, Orders in Council and Notices and Ministerial Directions issued thereunder;
2. shall not be used for the processing of rock lobster;
3. shall comply with the requirements of the Health Act 1911;
4. shall be registered as an export establishment pursuant to the provisions of the Parliament of the Commonwealth Export Control Act 1982, and Or-

ders made thereunder, more specifically the Prescribed Goods (General) Orders and the Fish Orders, should it be used to process fish for export;

5. shall not be used for the processing of marron (*Cherax tenuimanus*) unless a licence is held under section 39C of the Fisheries Act 1905;
6. shall not be used for the processing of fish or crustacea caught by any other vessel.

In accordance with the provisions of section 35K, any person aggrieved by this decision, may within fourteen days after publication of this notice, appeal against the decision of order by serving on the Minister for Fisheries a statement in writing on the grounds of their appeal.

B. K. BOWEN,
Director of Fisheries.

LAND ACT 1933

Meekatharra Townsite "Caravan Park"

Land Release

Department of Land Administration,
Perth, 2 December 1988.

Corres No. 1308/987.

APPLICATIONS are invited under Section 117 and 116 of the Land Act 1933 for the leasing of Meekatharra Lots 957 and 958 which have a total area of about 4.340 3 hectares for the purpose of "Caravan Park" for a term of 21 years at an annual rent of \$5 040.00 plus payment of an ingoing premium of \$35 000 and subject to the following conditions.

Special Condition

No development may be undertaken on Lot 958 until the formalities associated with:

- (i) the zoning amendment to the Meekatharra Town Planning Scheme,
- (ii) Townsite boundary amendment and
- (iii) the excision of the lot from Reserve 15815 have all been completed.

Conditions of lease

1. The land shall not be used for any purpose other than "Caravan Park" without the prior approval in writing of the Minister for Lands.
2. The rent shall be subject to reappraisal at the end of the third year of the term of the lease and each successive three yearly period thereafter.
3. The lessee shall not without the previous consent in writing of the Minister assign, transfer, mortgage sublet or part with the possession of the demised land.
4. The lessee shall commence construction within 6 months and thereafter continue construction and complete and operate the works within 18 months from the date of the commencement of the lease. Development required under this condition will be the construction of a minimum of 60 caravan bays and ancillary facilities.
5. All buildings, erections, paving, drainage and other works shall be to the approval of the Local Authority and the lessee shall perform, discharge and execute all requisitions and works unto the demised land as are or may be required by any local or public authority operating under any statute by-law or regulation.
6. The lessee shall indemnify the Minister against all claims for damage to property or persons arising from the use of the land.
7. The Minister or her representative may enter the land for inspection at any reasonable time.
8. The land shall be filled to levels specified by, and acceptable to the Minister or her nominee and the Shire Council.
9. Compensation will not be payable for damage by flooding of the demised land.
10. Compensation shall not be payable to the lessee in respect of any improvements effected by him on the demised land and remaining thereon at the expiration or earlier determination of the lease.

11. It shall be lawful for the lessee at any time within the three calendar months immediately following the expiration of the term or earlier determination of the lease, to take down, remove and carry away any buildings, structures, improvements and plant the property of the lessee.
12. On determination of the lease, the lessee shall fill in, consolidate and level off any unevenness, excavation or hole caused by him during the term of the lease or by removal of his improvements and shall leave the demised land in a clean, neat and tidy condition to the satisfaction of the minister and shall remove any or all waste matter as required by the Minister.
13. Subject to Survey.

Method of Application

Intending applicants shall submit their applications:

- (a) Detailed plans of the proposed development recognising
 - (i) the Town Planning Regulations and Building By-Laws as administered by the Shire of Meekatharra and
 - (ii) that no development may be undertaken on Lot 958 until the formalities associated with the lot as mentioned under the heading Special Condition, have been completed.
- (b) Details of the timing of the proposed development, including details of staging where proposed, as from the date of allocation of the site.
- (c) Details of cost estimates, related to stages of development.
- (d) Details of source/s of funds.
- (e) Details of any previous experience in the development and/or management of similar projects.

A person in the employ of the State must apply through the Executive Director, Department of Land Administration for the Governor's permission to hold this land. Written approval of the Permanent Head concerned should accompany such application.

Applications must be lodged at the Department of Land Administration, Perth by 4.00 pm Friday 6th January 1989 accompanied by a deposit of \$2 575.00 together with the required development details and completed Land Board Questionnaire.

All applications lodged on or before that date will be treated as having been received on the closing date and if there are more applications than one for the lot the application to be granted will be decided by the Land Board which will sit on 24th January, 1989.

General Information

Traffic movements along the Great Northern Highway are poised to increase twofold, according to Main Roads Department estimates, following the completion of the sealing of the Newman to Port Hedland section of the Highway towards the end of 1989. Travelling distance north-south will decrease by 130 km via the completed highway and is expected to attract traffic away from the North West Coastal Highway.

The Western Australian Tourism Commission has funds available under the headwork deferral programme to assist developers to spread the start-up costs of headworks charges i.e. power, water and sewerage, up to a five year period. The Commission funds the servicing agent direct and the developer repays the money at treasury interest rates, with repayments geared to the cashflow of the business.

The services being provided to the lots are a gravel road, power and water and the ingoing premium of \$35 000 is payable within 30 days of acceptance of application.

At any time during the currency of the lease, upon completion of the minimum development of 100 caravan bays and ancillary facilities to the satisfaction of the Minister for Lands, consideration may be given to the lessee acquiring the freehold of the land. In this regard a purchase price of \$49 000 is fixed for Meekatharra Lots 957 and 958 which at the time of Crown Grant action will be amalgamated as one lot. The purchase price will remain valid for a period of 3 years from the date of approval of the lease.

N. J. SMYTH,
Executive Director.

LAND ACT 1933

Reserves

Department of Land Administration,
Perth, 23 December 1988.

HIS Excellency the Governor in Executive Council has been pleased to set apart as Public Reserves the land described below for the purposes therein set forth.

File No. 1806/988.

MURRAY—No. 40648, (18 square metres), (Padmount Site), Location No. 1843, Diagram 88426, Public Plan Mandurah 1:2 000 04.40, (off Carina Circle).

File No. 2416/72.

CANNING—No. 40761, (916 square metres), (Use and Requirements of the Western Australia Development Corporation), Location No. 2685 (formerly portion of Canning Location 25 and being Lot 167 on Plan 10966), Public Plan Perth 1:2 000 15.16 (Corinthian Road West). (This notice hereby supersedes the previous Gazette of Reserve 40761 of November 11, 1988).

File No. 1247/988.

MEEKATHARRA—No. 40782, (1 075 square metres), (Use and Requirements of the State Energy Commission of Western Australia), Lot No. 953, Original Plan 17086, Public Plan Meekatharra Townsite sheets 1 and 3 (Queen Street).

File No. 2935/988.

SWAN—No. 40802, (23.494 1 hectares), (Park and Recreation), Location No. 11176, Original Plan 17295, Public Plan Perth 1:2 000 05.40, 06.39 and 06.40 (West Coast Highway, Hillarys).

File No. 3440/59.

SWAN—No. 40803, (931 square metres), (Use and Requirements of the Western Australian Development Corporation), Location No. 4647 (formerly portion of Swan Location 5 and being Lot 508 on Plan 3188 (4)), Public Plan Perth 1:2 000 18.29 (Chapman Street).

File No. 4188/957.

COOLGARDIE—No. 40804 (478 square metres), (Use and Requirements of the Shire of Coolgardie), Lot No. 2164, Diagram 88233, Public Plan Coolgardie 1:2 500 9.12 (Bayley Street).

File No. 3228/978.

BROOME—No. 40809, (1.283 4 hectares), (Use and Requirements of the Shire of Broome), Lot No. 2389, Diagram 88727, Public Plan Broome 1:2 000 30.15 (Short Street).

File No. 3159/988.

SWAN—No. 40818, (1 926 square metres), (Use and Requirements of the Western Australian Development Corporation), Location No's 11159 and 11160, Diagram 88687, Public Plan Perth 1:2 000 18.29 (Kathleen Street).

File No. 2912/988.

SWAN—No. 40821, (2 024 square metres), (Use and Requirements of the Western Australian Development Corporation), Location No. 11153 and 11154, Diagram 88685, Public Plan Perth 1:2 000 19.29 (West Road).

File No. 2912/988.

KARRINYUP—No. 40822, (2 800 square metres), (Use and Requirements of the Western Australian Development Corporation), Lot No. 466 and 469, Diagrams 88695 and 88696, Public Plan Perth 1:2 000 08.32 (Duke Street).

File No. 2831/988.

GREENMOUNT SUBURBAN—No. 40823, (2 335 square metres), (Use and Requirements of the Western Australian Development Corporation), Lot No. 578, Diagram 88704, Public Plan Perth 1:2 000 26.30 (Marnie Road).

File No. 3411/895 V2.

BRIDGETOWN—No. 40824, (425 square metres), (Use and Requirements of the Shire of Bridgetown-Greenbushes), Lot No. 898, Diagram 88584, Public Plan Bridgetown 1:2 000 31.02 (Barlee Street).

File No. 3339/988.

EUCLA—No. 40831, (1 102 square metres), (Use and Requirements of the Government Employees Housing Authority), Lot No. 214, Original Plan 16081, Public Plan Eucla 1:10 000 pt 7.3 and 7.4 (Wylie Place).

File No. 3277/988.

SWAN—No. 40833, (1 656 square metres), (Use and Requirements of the Western Australian Development Corporation), Location No. 11157 and 11158, Diagram 88690, Public Plan Perth 1:2 000 18.29 (Kenny Street).

File No. 3426/988.

BUNBURY—No. 40834, (2.039 6 hectares), (Recreation and Foreshore Management), Lot No's. 707 (formerly portion of Bunbury Lot 678 and being Lot 4 the subject of Diagram 71674) and 674, Original Plan 16808, Public Plan Bunbury 1:2 000 01.32 and 01.33 (Blair Street).

File No. 2215/988.

NELSON—No. 40836, (about 52 598 hectares), (National Park), Location No. 13315 and 13316, Reserve Plans 299 and 300, Public Plans Shannon and N.W., N.E., S.W., S.E., Wainbup N.W., N.E., Deeside S.E., S.W., Lake Muir S.W., and Mt Johnston N.W. 1:25 000 (South Western Highway and Deeside Coast Road). Reserve 40836 is automatically vested in the National Parks and Nature Conservation Authority pursuant to the CALM Act 1984.

File No. 2256/988—No. 40837, (about 30 830 hectares) (National Park), Location No. Nelson Location 13309, 13310 and Hay Location 2365, Reserve Plans 297 and 298, Public Plans Mt Frankland N.E., N.W., Deep River N.E., Mt Johnston S.E., S.W., and Shannon S.E. 1:25 000 (Frankland River). Reserve 40837 is automatically vested in the National Parks and Nature Conservation Authority pursuant to the CALM Act 1984.

File No. 3463/988.

NELSON—No. 40838, (3 600 square metres), (Trigonometrical Station), Location No. 13311, Reserve 743, Public Plan Mt Johnston S.W. 1:25 000 (Mt Johnston)

File No. 3371/988.

NELSON—No. 40839 (3 600 square metres), (Trigonometrical Station), Location No. 13298, Diagram 88881, Public Plan Shannon N.E. 1:25 000.

File No. 3370/988.

NELSON—No. 40840, (3 600 square metres), (Trigonometrical Station), Location No. 13299, Diagram 88882, Public Plan Wainbup N.W. 1:25 000 (near Deeside Coast Road).

File No. 10987/11.

NELSON—No. 40841, (about 18 600 hectares excluding roads and reserves), (National Park), Location No. 13318, Miscellaneous Plan 1662, Public Plans Deep River S.W., N.W., Wainbup S.E., N.E., Saddle Island N.W. and Pt. Chatham N.E. 1:25 000 (South Western Highway). Reserve 40841 is automatically vested in the National Parks and Nature Conservation Authority pursuant to the CALM Act 1984.

N. J. SMYTH,
Executive Director.

AMENDMENT OF RESERVES

Department of Land Administration,
Perth, 23 December 1988.

HIS Excellency the Governor in Executive Council has been pleased to approve, under section 37 of the Land Act 1933 of the amendment of the following reserves—

File No. 1745/09 V3—No. 11959 (Nelson District) "Trigonometrical Station" to comprise Nelson Location 13312 as delineated and shown bordered red on Land Administration Reserve Diagram 742 and of its area remaining unaltered. (Plan Mt Frankland N.W. 1:25 000).

File No. 1931/09—No. 12046 (Plantagenet District) "National Park and Water" to exclude those portions now comprised in Plantagenet Locations 7602 and 7603 as surveyed on Land Administration Diagram 87983, and of its area being reduced to 32.999 7 hectares accordingly. (Plan Owingup S.E. 1:25 000 (William Bay Road).)

File No. 3637/30 V3—No. 20561 (Swan District) "Recreation and purposes incidental thereto" to exclude those portions now comprised in Swan Locations 11166 and 11167, as surveyed and shown bordered green on Land Administration Plan 17338 and of its area being reduced to about 268.312 0 hectares accordingly. (Plan Swan 1:10 000 1.3).

File No. 4188/957—No. 24874 (Coolgardie Lot 2103) "the Endowment of the Coolgardie Road Board" to exclude that portion now comprised in Lot 2164 as surveyed and shown bordered green on Land Administration Diagram 88233 and of its area being reduced to 2 825 square metres accordingly. (Plan Coolgardie 1:2 500 9.12) (Bayley Street).)

File No. 3440/59—No. 25498 (Swan Locations 4647 and 4685 "Public Utility" to exclude Swan Location 4647 and of its area being reduced to 1 654 square metres accordingly. (Plan Perth 1:2 000 18.29) (Chapman Street).)

File No. 847/67—No. 28924 (Denham Lot 226 and Edal Locations 39 and 70) "Water Supply" to exclude that portion now comprised in Denham Lot 303 as surveyed and shown bordered red on Land Administration Diagram 88845 and of its area being reduced to 4.053 5 hectares accordingly. (Plan Denham 1:2 000 39.10) (Durlacher Street).)

File No. 2018/61—No. 29660 (Hay District Location 1840 and Plantagenet Locations 4224 and 4227) "Kent River Water Catchment Area" to exclude those portions now comprised in Hay Location 2365 as delineated and shown bordered red on Land Administration Reserve Plan 297 and of its area being reduced to about 68.100 hectares accordingly. (Plan Mt Frankland N.E. 1:25 000) (Western and Boronia Roads).)

File No. 2077/68—No. 32294 (at Denham) "Power House Site" to comprise Denham Lot 303 as surveyed and shown bordered red on Land Administration Diagram 88845 in lieu of Denham Lot 217 and of its area being increased to 3 239 square metres accordingly. (Plan Denham 1:2 000 39.10) (Durlacher Street).)

File No. 3804/67—No. 32295 (Denham Lots 222 and 267) "Public Recreation" to exclude that portion now comprised in Denham Lot 303 as surveyed and shown bordered red on Land Administration Diagram 88845 and of its area being reduced to 8 028 square metres accordingly. (Plan Denham 1:2 000 39.10) (Durlacher Street).)

File No. 1873/78—No. 35890 (Swan Location 9917) "Public Recreation" to exclude those portions now comprised in Swan Locations 11166, 11182 and 11167 as surveyed and shown bordered green on Land Administration Plan 17338 and of its area being reduced to 152.904 5 hectares accordingly. (Plan Swan 1:10 000 1.3).

File No. 3411/895 V2—No. 36115 (Bridgetown Lots 857 to 864 inclusive and 867 to 869 inclusive) "Recreation and Parkland" to exclude that portion now comprised in Bridgetown Lot 898 as surveyed on Land Administration Diagram 88584 and of its area being reduced to 1.365 8 hectares accordingly. (Plan Bridgetown 1:2 000 31.02 (Barlee Street).)

File No. 1931/09—No. 37196 (Plantagenet District) "Staff Housing—National Parks Authority" to comprise Plantagenet Location 7602 (portion formerly portion of Plantagenet Location 2466) as surveyed and shown bordered red on Land Administration Diagram 87983 and Plantagenet Location 7641 as surveyed and shown bordered red on Land Administration Diagram 88519 in lieu of Plantagenet Location 5059 and its area being reduced to 1.803 0 hectares accordingly. (Plans Owingup S.E. and Parry Inlet N.E. 1:25 000 (William Bay Road).)

File No. 507/985 V3—No. 39197 (Swan Locations 10689 and 10761) "Harbour Purposes" to include Swan Location 11081 as surveyed and shown bordered red on Land Administration Plan 17295 and of its area being increased to 17.222 7 hectares accordingly. (Plan Perth 1:2 000 06.39) (West Coast Highway, Hillarys).)

N. J. SMYTH,
Executive Director.

CANCELLATION OF RESERVES

Department of Land Administration,
Perth, 23 December 1988.

HIS Excellency the Governor in Executive Council has been pleased to approve, under section 37 of the Land Act 1933 of the cancellation of the following reserves—

File No. 1527/11—No. 13356 (Nelson District) "Public Utility". (Plan Deep River S.W. 1:25 000) (South Western Highway).)

File No. 1528/11—No. 13357 (Nelson Location 12810) "Government Requirements". (Plan Mt Johnston S.W. 1:25 000) (South Western Highway, Shire of Manjimup).)

File No. 10987/11—No. 14145 (Nelson District) "Timber". (Plan Deep River S.W., Wainbup S.E., N.E., Saddle Island N.W. and Pt. Chatham N.E. 1:25 000 (South Western Highway).)

File No. 635/34—No. 21559 (Big Bell Lots 145, 153 and 154) "Government Requirements". (Plan Big Bell Townsite (Paton and Pit Streets).)

File No. 1000/36—No. 21599 (Big Bell Lot 45) "Church Site (Church of England)". (Plan Big Bell Townsite (Paton Street).)

File No. 520/36—No. 21986 (Big Bell Lot 238) "Recreation (Tennis, Bowls and Croquet)". (Plan Big Bell Townsite (Hall Street).)

File No. 3440/59—No. 25498 (Swan Location 4685) "Public Utility". (Plan Perth 1:2 000 18.29 (Chapman Street).)

File No. 266/66—No. 29058 (Nelson Location 12943) "Schoolsite". (Plan Shannon N.E. 1:25 000) (near South Western Highway, Shannon).)

File No. 2805/69—No. 29984 (Karrinyup Lots 466 and 469) "Government Requirements". (Plan Perth 1:2 000 08.32 (Duke Street).)

File No. 1522/74—No. 33967 (Swan Location 8885) being changed from "Government Requirements" to "Recreation". (Plan Perth 1:2 000 15.25, 15.26 and 16.26 (Mary Street).)

N. J. SMYTH,
Executive Director.

CHANGE OF PURPOSE OF RESERVES

Department of Land Administration,
Perth, 23 December 1988.

HIS Excellency the Governor in Executive Council has been pleased to approve, under section 37 of the Land Act 1933, of the change of purpose of the following reserves—

File No. 80/34—No. 21217 (Nelson Location 13271) being changed from "Water and Camping" to "Park and Recreation". (Plan Nannup 1:2 000 09.38 (Brockman and Vasse Highways).)

File No. 2077/68—No. 32294 (Denham Lot 303) being changed from "Power House Site" to "Police Station Site". (Public Plan: Denham 1:2 000 39.10) (Durlacher Street).)

File No. 1931/09—No. 37196 (Plantagenet Locations 7602 and 7641) being changed from "Staff Housing—National Parks Authority" to "Housing". (Public Plan: Owingup S.E. and Parry Inlet N.E. 1:25 000) (William Bay Road).)

N. J. SMYTH,
Executive Director.

NAMING OF APEX PARK RESERVE

Reserve No. 21116

Department of Land Administration,
Perth, 30 December 1988.

File No. 2319/33.

IT is hereby notified for general information that the name of "Apex Park" has been applied to the land contained in Reserve No. 21116 (Pemberton Lot 1116) set apart for the purpose of "Parklands" and situated in the Shire of Manjimup.

(Public Plan Pemberton Townsite.)

N. J. SMYTH,
Executive Director.

LAND ACT 1933

Notice of Intention to grant a Special Lease
under section 116

Department of Land Administration,
Perth, 16 December 1988.

Corres. 2155/975V4.

IT is hereby notified that it is intended to grant a lease over former Special Lease 3116/8550 to Djarindjin Aboriginal Corporation for a term of twenty one (21) years for the purpose of "Grazing".

N. J. SMYTH,
Executive Director.

LAND ACT 1933

Notice of Intention to grant a special lease under Section
116

Department of Land Administration,
Perth, 23 December 1988.

Corres. 2786/984

IT is hereby notified that it is intended to grant a lease over Roe Location 3098 to Co-Operative Bulk Handling Limited for a term of twenty one (21) years for the purpose of "Grain Handling Facilities".

N. J. SMYTH,
Executive Director.

LOCAL GOVERNMENT ACT 1960

Order of the Minister for Lands

Department of Land Administration,
Perth, 23 December 1988.

Corres. 3516/988.

WHEREAS by section 288 of the Local Government Act 1960, it shall be lawful for the Minister for Lands, on request by a Council of a Municipal District, by order published in the *Government Gazette* to declare any lands reserved or acquired for use by the public or used by the public as a street, way, public place, bridge or thoroughfare, under the care, control, and management of the Council, or lands comprised in a private street, constructed and maintained to the satisfaction of the Council, or lands comprised in a private street of which the public has had uninterrupted use for a period of not less than ten years, as a public street and if the Council thinks fit, that the Minister for Lands shall declare the width of the carriageway and footpaths of the public street. And whereas the City of Gosnells has requested that certain lands named and described in the schedule hereunder, which have been reserved for a street within its municipal district be declared a public street. Now, therefore, the Minister for Lands, does hereby declare the said lands to be a public street, and such land shall, from the date of this order be absolutely dedicated to the public as a street within the meaning of any law now or hereafter in force.

Schedule

Road No. 17951 (Newenden Street). A strip of land 20.12 metres wide, commencing at a line in prolongation southwestward of the southeastern boundary of Canning Location 2592 (Portion of Reserve No. 32657) and extending as delineated and coloured brown, being part of the land marked "R.O.W." on Office of Titles Diagram 42586 generally northwestward along the northeastern boundary of Lot 100 of Canning Location 13 (Diagram 51211) and onward to terminate at a line in prolongation southwestward of the northwestern boundary of Lot 70 of Location 13 (Diagram 42586).

(Public Plan Perth 1:2 000 20.13.)

N. J. SMYTH,
Executive Director.

LOCAL GOVERNMENT ACT 1960

Order of the Minister for Lands

Department of Land Administration,
Perth, 23 December 1988.

Corres. 1759/963.

WHEREAS by section 288 of the Local Government Act 1960, it shall be lawful for the Minister for Lands, on request by a Council of a Municipal District, by order published in the *Government Gazette* to declare any lands reserved or acquired for use by the public or used by the public as a street, way, public place, bridge or thoroughfare, under the care, control, and management of the Council or lands comprised in a private street, constructed and maintained to the satisfaction of the Council, or lands comprised in a private street of which the public has had uninterrupted use for a period of not less than ten years, as a public street and if the Council thinks fit, that the Minister for Lands shall declare the width of the carriageway and footpaths of the public street. And whereas the Shire of Manjimup has requested that certain lands named and described in the schedule hereunder, which have been reserved for a street within its municipal district be declared a public street.

Now therefore, The Minister for Lands, does hereby declare the said lands to be a public street, and such land shall, from the date of this order be absolutely dedicated to the public as a street within the meaning of any law now or hereafter in force.

Schedule

Road No. 17945 (Chesapeake Road) A strip of land 20 metres wide, commencing at the eastern boundary of Nelson Location 7897 (Reserve No. 17072) and extending as delineated and coloured brown on Miscellaneous Plan 1661 generally eastward through State Forest No. 41 to terminate at the western side of a surveyed road (Broke Inlet Road).

Road No. 17946 A strip of land 20 metres wide, commencing at the southern side of Road No. 17945 (Chesapeake Road) described above and extending as delineated and coloured brown on Miscellaneous Plan 1661 southward to terminate at Broke Inlet.

Road No. 17947 (Deeside Coast Road) A strip of land 20 metres wide, commencing at the northern side of Road No. 17945 (Chesapeake Road) and extending as delineated and coloured brown on Miscellaneous Plan No. 1660 generally northwards to terminate as shown on the said plan.

(Public Plans Wainbup N.W. and Shannon S.W. 1:25 000.)

N. J. SMYTH,
Executive Director.

LOCAL GOVERNMENT ACT 1960

Closure of Streets

WHEREAS the City of Cockburn has requested the closure of the street hereunder described, *viz*—

Cockburn

File No. 1365/986, Closure No. C1178.

All that portion of Carrington Street shown bordered blue on Land Administration Diagram 88796. (Public Plan Perth 1:2 000 08.10).

WHEREAS the City of Gosnells has requested the closure of the street hereunder described, *viz*—

Gosnells

File No. 2485/979, Closure No. G752.

All that portion of Evelyn Street now comprised in the land the subject of Office of Titles Diagram 74770. (Public Plan Perth 1:2 000).

WHEREAS the City of Stirling has requested the closure of the street hereunder described, *viz*—

Stirling

File No. 3078/968, Closure No. S.388.

The whole of Centre Close, plus widenings; commencing at the eastern side of Belvedere Road and extending generally eastward to its terminus at the northernmost northwestern boundary of Reserve 30691. (Public Plan Perth 1:2 000 10.36).

WHEREAS the Shire of Gingin has requested the closure of the street hereunder described, *viz*—

Gingin

File No. 2465/983, Closure No. G747.

All those portions of Masters and Mullins Way now comprised in the land the subject of Land Administration Diagram 88388. (Public Plan Lancelin 1:2 000 21.07).

WHEREAS the Shire of Kalamunda has requested the closure of the street hereunder described, *viz*—

Kalamunda

File No. 2079/987, Closure No. K.978.

All that portion of Newburn Road (Road No. 5258) now comprised in Swan Location 11072 shown bordered pink on Land Administration Diagram 88672. (Public Plan Perth 1:2 000 21.26).

And whereas the Minister has approved those request, it is hereby declared that the said streets are closed.

N. J. SMYTH,
Executive Director.

LOCAL GOVERNMENT ACT 1960

Closure of Streets

WHEREAS Yoze Bebich, Matthew Mark Bebich, Peter Patrick Bebich, Nino Nadalino, Bruna Nadalino and Guiseppina Diloreto being the owners of the land which adjoins the street hereunder described have agreed to the request of the City of Wanneroo to close the said street—

Wanneroo

File No. 1298/986; W1275.

All that portion of Benmuni Road (Road No. 2252) along part of the northern and the eastern boundaries of Swan Location 1687, the eastern boundary of Swan Location 1688 and part of the eastern boundary of Lot 12 of Swan Location 1676 (Office of Titles Plan 7975), and the northern boundary of portion of Swan Location 1676; from a line in prolongation southward of the westernmost boundary of Swan Location 10842 (Reserve 40012) to a line in prolongation northward of the eastern boundary of the abovementioned portion of Swan Location 1676.

(Public Plan: Swan 3.1 1:10 000).

(This Notice hereby supersedes Road Closure Notice W1275 and the Corrigendum, appearing in the *Government Gazette* dated 22 July 1988, page 2494, and 23 September 1988, page 3929, respectively).

WHEREAS Johann Hotzy, Hillegonda Hotzy and Hilda Joy Metcalf being the owners of the land which adjoins the street hereunder described have agreed to the request of the Shire of Mundaring to close the said street—

Mundaring

File No. 2340/986; M. 1222.

(a) All that portion of Cable Street extending eastward along part of the northern boundary of Avon Location 25481; from a line in prolongation southward of the eastern boundary of Location 7014 to its terminus at a line in prolongation northward of the eastern boundary of the said Location 25481.

(b) The whole of partly surveyed road extending northward along the eastern boundary of Avon Location 7014; from the northern side of the road described in (a) above to its terminus.

(Public Plan Bakewell 1:10 000 1.7).

(This Notice hereby supersedes Road Closure Notice No. M.1222 appearing in the *Government Gazette* dated 8 July 1988, page 2381).

WHEREAS the Shire of Perenjori has requested the closure of the streets described hereunder.

Perenjori

File No. 1872/986; Closure No. P780.

(a) The whole of Thomson Street, Edsall Street and Lawrence Street, plus their respective widenings, within Maya Townsite.

(b) The whole of the surveyed way commencing at the southeastern side of Thomson Street and extending southeastward to terminate at the northwestern side of Lawrence Street.

(c) The whole of the surveyed way commencing at the southeastern side of Lawrence Street and extending southeastward to terminate at the northern side of Watson Street.

(d) All that portion of Mullewa Road now comprised in Maya Lot 53 shown bordered pink on Land Administration Diagram 88258.

(Public Plan: Maya Townsite).

(This Notice hereby supersedes Road Closure Notice No. P780 appearing in the *Government Gazette* dated 17 June 1988, page 1956).

And whereas the Council has requested closure of the said streets, and whereas the Governor in Executive Council has approved these requests, it is notified that the said streets are hereby closed.

N. J. SMYTH,
Executive Director.

CORRIGENDUM**LOCAL GOVERNMENT ACT 1960-1982**

Department of Land Administration,
Perth, 23 December 1988.

Land Administration File 4049/976.

IN the notice appearing in the *Government Gazette* dated 30 September 1988, page 3988, under the heading, Perth, part a) line 7 and part b) line 7 read "northern" in lieu of "southern".

N. J. SMYTH,
Executive Director.

CORRIGENDUM

Department of Land Administration,
Perth, 23 December 1988.

2485/986.

IN the notice at page 4088 of the *Government Gazette* dated 6 November 1987 under the heading Swan, in line 12 change 594 square metres to read 558 square metres.

N. J. SMYTH,
Executive Director.

PUBLIC WORKS ACT 1902**Sale of Land**

2888/1988.

NOTICE is hereby given that His Excellency the Governor has approved under section 29B (1) (a) (i) of the Public Works Act 1902 of the sale by public auction or private contract of the land hereinafter described, which was compulsorily taken or resumed under that Act for a public work, namely Donnybrook-Bridgetown Railway—Additions and Improvements Railwaymen's Barracks at Bridgetown and has been used for that public work for a period of ten years or more and being no longer required for that work.

Land

Portion of Bridgetown Town Lot 178 being the whole of the land contained in Certificate of Title Volume 1109 Folio 360 as is shown more particularly delineated and coloured green on Plan L.A., W.A. 440.

Dated 20 December 1988.

N. J. SMYTH,
Executive Director.

MRD 41-213-10

Main Roads Act 1930; Public Works Act 1902**NOTICE OF INTENTION TO TAKE OR RESUME LAND**

THE Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Public Works Act 1902 that it is intended to take or resume under section 17 (1) of that Act the pieces or parcels of land described in the Schedule hereto and being all in the Swan District, for the purpose of the following public works namely, road widening, corner of Great Northern Highway and McDonald Street and that the said pieces or parcels of land are marked off on Plan MRD WA 8731-066 which may be inspected at the office of the Commissioner of Main Roads, Waterloo Crescent, East Perth.

Schedule

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
1.	Halina Kosovich, George Makarov and Susan Carol Makarov	H. Kosovich, G. and S. C. Makarov	Portion of Swan Location 6 and being part of Lot 72 on Plan 3598 and being part of the land comprised in Certificate of Title Volume 1043 Folio 722.	18 m ²

Dated 21 December 1988.

D. R. WARNER,
Director,
Administration and Finance,
Main Roads Department.

BUSH FIRES ACT 1954**City of Cockburn****Appointment of Fire Weather Officer**

IT is hereby notified for public information that Mr Frank Massey has been appointed Fire Weather Officer for the municipal district of Cockburn.

J. A. W. ROBLEY,
Director,
Bush Fires Board.

BUSH FIRES ACT 1954**Town of Claremont**

IT is hereby notified for public information that the following persons are appointed Fire Control Officers for the Town of Claremont—

Mr W. Koreman,
Mr A. F. Osborne,
Mr H. J. Steenson.

D. H. TINDALE,
Town Clerk.

WATER AUTHORITY ACT 1984**Sewerage—Country****Notice of Authorisation**

File: SW3-BI-56.000, Project No. 556.016.

THE Water Authority Act 1984, provides that the Minister for Water Resources may authorise the Water Authority to construct or provide major works. Therefore, being satisfied that the preliminary requirements of the Act have been completed, I Ernie Bridge, Minister for Water Resources hereby authorise the Water Authority to undertake the following works, namely—

Pressure Main and Waste Water Treatment Plant for Binningup Sewerage

Shire of Harvey

The proposed works consist of the construction of—

- a below ground pressure pipeline, one hundred and fifty millimetres diameter and approximately two thousand five hundred metres long;
- a waste water treatment plant consisting of a series of treatment ponds within the site. Effluent will be disposed of partially by evaporation and partially by an on-site soakage channel.

The above works are to be constructed complete with all equipment and materials necessary for the undertaking.

All of the proposed works will be located within the road reserves of Binningup Road, Portland Drive, Allan Road and within Part Lots 4 and 76, Wellington Location 42.

The purpose of the proposed works is to provide a waste water treatment facility for the townsite of Binningup.

This Authority to Construct and provide the works shall take effect from the 19th day of December, 1988.

ERNIE BRIDGE,
Minister for Water Resources.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme

Town of Cottesloe Town Planning Scheme No. 2

SPC: 853-2-3-5.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 (as amended) that the Hon Minister for Planning approved the Town of Cottesloe Town Planning Scheme No. 2 on 6 November 1988—the Scheme Text of which is published as a Schedule annexed hereto.

C. D. MURPHY,
Mayor.

R. PEDDIE,
Town Clerk.

Contents

Part I—Preliminary

- 1.1 Scheme Title
- 1.2 Scheme Area
- 1.3 Operation of Scheme
- 1.4 General Intent
- 1.5 Revocation of Town Planning Scheme
- 1.6 Responsible Authority
- 1.7 Arrangement of the Scheme
- 1.8 General Obligations
- 1.9 Relationship of Scheme to By-laws
- 1.10 Control of Defence Areas Regulations
- 1.11 Interpretation
- 1.12 Definitions

Part II—Reserved Land

- 2.1 General
- 2.2 Development on Reserved Land
- 2.3 Approval of Development on Reserved Land
- 2.4 Existing Use Rights on Reserved Land
- 2.5 Compensation for Injurious Affection
- 2.6 Compensation Claim Procedure
- 2.7 Council may Purchase

Part III—Zones

- 3.1 General
- 3.2 Zones Specified in Scheme
- 3.3 Zoning Table
- 3.4 Zone Provisions

Part IV—Non-Conforming Use of Land

- 4.1 Existing Use Rights
- 4.2 Extension of Buildings
- 4.3 Discontinuance of Non-conforming Use
- 4.4 Change of Non-conforming Use

Part V—General Provisions

- 5.1 Amenity
- 5.2 Residential Development
- 5.3 Motels, Serviced Units and Business Uses
- 5.4 Combined Residential/Business Development
- 5.5 Vehicle Parking and Loading

Part VI—Conservation and Preservation of Places of natural beauty and historic buildings and objects of historic or scientific interest

- 6.1 First Schedule Places Buildings and Objects
- 6.2 Written Consent of the Council
- 6.3 Purchase or Resumption
- 6.4 Agreements

Part VII—Administration and Finance

- 7.1 Applications
- 7.2 Appeal Rights
- 7.3 Disposal of Land
- 7.4 Compensation
- 7.5 Entry to Premises
- 7.6 Penalties

TOWN PLANNING AND DEVELOPMENT ACT 1928

SCHEME TEXT

Town of Cottesloe Town Planning Scheme No. 2

THE Council of the Town of Cottesloe under and by virtue of the power conferred upon it in that behalf by the Town Planning and Development Act, 1928 (as amended) (hereinafter referred to as the "Act") and the Metropolitan Region Town Planning Scheme Act 1959 (as amended) hereby makes the following Town Planning Scheme for the purpose of—

- (a) setting aside land for future public use as reserves;
- (b) controlling land development; and
- (c) other matters authorised by the Act.

Part I—Preliminary

1.1 Scheme Title: This Town Planning Scheme may be cited as the Town of Cottesloe Town Planning Scheme No. 2 hereinafter called the Scheme and shall come into operation on the publication of notice of the Minister's final approval thereof in the *Government Gazette*.

1.2 Scheme Area: The Scheme shall apply to the whole of the land within the District of the Town of Cottesloe.

1.3 Operation of Scheme: The Scheme is complementary to, and is not a substitute for, the Metropolitan Region Scheme, and the provisions of the Metropolitan Region Scheme, as amended from time to time shall continue to have effect.

1.4 General Intent: The intent of this Scheme is to direct and control the development of the Scheme Area (hereinafter referred to as the District) in such a way as shall promote and safeguard the health, safety and convenience, economic and general welfare of its inhabitants and the amenities of every part of the District.

1.5 Revocation of Town Planning Scheme: The Town of Cottesloe Town Planning Scheme, as amended, which came into operation by publication in the *Government Gazette* on 19th November 1976, is hereby revoked.

1.6 Responsible Authority: The responsible Authority for carrying out the Scheme is the Council of the Town of Cottesloe hereinafter referred to as the Council, except that where land is reserved and is shown on the Scheme Map marked "MRS", the responsible Authority is deemed to be the State Planning Commission and the provisions of the Metropolitan Region Scheme shall apply to such reservations.

1.7 Arrangement of the Scheme: The Scheme Text is divided into the following parts—

Part I—Preliminary

Part II—Reserved Land

Part III—Zones

Part IV—Non-conforming Use of Land

Part V—General Provisions

Part VI—Conservation and Preservation of Places of Natural Beauty and Historic Buildings and Objects of Historical or Scientific Interest

Part VII—Finance and Administration

The remaining documents of the Scheme are as follows—

- 1. Land Use Map
- 2. Scheme Map
- 3. Development Guide Map

The Scheme is supported by the data and policies contained in the Scheme Report, although the Scheme Report is not included as a statutory Scheme document.

1.8 General Obligations: Subject to the provisions of the Act and all Regulations made thereunder and to Part IV of this Scheme, no person shall depart or permit or suffer any departure from the requirements and provisions of the Scheme, nor shall any person use or permit the use of any land or building or undertake to permit any new work if the use, new work, reconstruction, alteration or modification, does not conform with the Scheme or would tend to delay the effective operation of the Scheme.

1.9 Relationship of Scheme to By-laws: The provisions of this Scheme shall have effect, notwithstanding any By-law for the time being in force in the District, and where the provisions of the Scheme are inconsistent with the provisions of any By-law, the provisions of the Scheme shall prevail.

1.10 Control of Defence Areas Regulations: Notwithstanding any other provisions of this Scheme, all buildings erected within the District shall be subject to the requirements of the "Control of Defence Areas Regulations" as validly promulgated by the Department of the Army of the Commonwealth of Australia from time to time.

1.11 Interpretation

1.11.1 Except as provided in Clause 1.11.2 and 1.11.3 the words and expressions of the Scheme have their normal and common meaning.

1.11.2 In the Scheme unless the context otherwise requires or unless it is otherwise provided herein, words and expressions have the respective meanings given to them in Schedule 2 of the Scheme.

1.11.3 Where a word or term is mentioned in the Residential Planning Codes, then, notwithstanding anything else in the Scheme, that word or term when used in respect of residential development has the meaning given to it in the Residential Planning Codes.

Part II—Reserved Land

2.1 Land set aside under this Scheme for the purposes of a reservation is deemed to be reserved for the purposes indicated on the Scheme Map, and the reservations of the Metropolitan Region Scheme are shown in the Scheme in order to comply with the provisions of the Metropolitan Region Town Planning Scheme Act. Land reserved under the Metropolitan Region Scheme is not land reserved under this Scheme.

2.2 Development on Reserved Land: Except as otherwise provided in this Part, a person shall not carry out any development on land reserved under this Scheme other than the erection of a boundary fence, without first applying for and obtaining the written approval of the Council.

2.3 Approval of Development on Reserved Land: In giving its approval, the Council shall have regard to the ultimate purpose intended for the reserve, and shall in the case of land reserved for the purpose of a Public Authority, confer with that Authority before giving its approval.

2.4 Existing Use Rights on Reserved Land: No provision of this Part shall prevent the continued use of land for the use for which it was being lawfully used immediately prior to the Scheme having the force of law, or repair and maintenance of buildings or works lawfully existing on the land.

2.5 Compensation for Injurious Affection: Where the Council refuses approval for the development of land reserved under the Scheme on the ground that the land is reserved for public purposes, or grants approval, subject to conditions that are unacceptable to the applicant, the owner of the land may, if the land is injuriously affected thereby, claim compensation for such injurious affection.

2.6 Compensation Claim Procedure: Claims for compensation shall be lodged at the Office of the Council not later than six months after the date of the decision of the Council refusing approval or granting it, subject to conditions that are unacceptable to the applicant.

2.7 Council may Purchase: In lieu of paying compensation the Council may purchase the land affected by the decision of the Council at a price not exceeding the value of the land at the time of refusal of approval, or of the granting of approval subject to conditions that are unacceptable to the applicant.

Part III—Zones

3.1 Notwithstanding anything to the contrary in this Scheme and without affecting the generality of Clause 1.6 of Part I the Council may, with the consent of the Minister (or when required by the State Planning Commission so to do, shall) require that the development of any land within the District, however zoned, shall be subject to the provisions of Clauses 10, 24 and 30 of the Metropolitan Region Scheme.

3.2 Zones Specified in Scheme: The following use zonings are specified and described in this Scheme and more particularly in Table No. 1-Zoning Table—

1. Residential
2. Town Centre
3. Business
4. Foreshore Centre
5. Hotel
6. Special Industrial
7. Residential and Office
8. Service Station
9. Places of Public Assembly

3.3 Table No. 1-Zoning Table indicates the several uses permitted by this Scheme in various Zones, such uses being determined by cross reference between the list of 'Use Classes' on the left-hand side of the Table and the list of 'Zones' on top of the Table. The symbols used in the cross reference in Table 1 have the following meanings—

P—A use that is permitted under this Scheme.

AA—A use that is not permitted unless special approval is granted by the Council.

IP—A use that is not permitted unless such use is incidental to the predominant use as decided and approved by Council.

X—A use that is not permitted.

If the use of land for a particular purpose is not specifically mentioned in the Zoning Table and cannot reasonably be determined as falling within the interpretation of one of the use classes, the Council may—

- (a) Determine that the use is not consistent with the objectives and purpose of the particular zone and is, therefore, not permitted, or
- (b) Determine by absolute majority that the proposed use may be consistent with the objectives and purpose of the zone and thereafter follow the advertising procedures of Clauses 7.1.4 to 7.1.6 in considering an application for approval to commence development.

Table 1—Zoning Table

Use Classes	Zones								
	Residential	Town Centre	Business	Foreshore Centre	Hotel	Special Industrial	Residential and Office	Service Station	Places of Public Assembly
1. Attached House	P	AA	AA	AA	X	P	P	X	X
2. Caravan Parks	X	X	X	X	X	X	X	X	X
3. Caretaker's House	X	AA	AA	AA	IP	X	X	X	AA
4. Car Park	IP	AA	IP	AA	IP	AA	AA	AA	AA
5. Car Sales Premises	X	AA	X	X	X	X	X	X	X
6. Cemeteries and Crematoria	X	X	X	X	X	X	X	X	X
7. Civic Buildings	AA	AA	AA	AA	X	X	AA	X	AA
8. Drive-in Theatre	X	X	X	X	X	X	X	X	X
9. Educational Establishments	AA	X	X	X	X	X	AA	X	AA

Table 1—Zoning Table—continued

Use Classes	Zones								
	Residential	Town Centre	Business	Foreshore Centre	Hotel	Special Industrial	Residential and Office	Service Station	Places of Public Assembly
10. Entertainment	X	AA	X	AA	AA	X	X	X	X
11. Extractive Industry	X	X	X	X	X	X	X	X	X
12. Dry Cleaners	X	AA	AA	X	X	X	X	X	X
13. Fuel Depot	X	X	X	X	X	X	X	X	X
14. Funeral Parlour	X	AA	X	X	X	X	X	X	X
15. General Industry (1)	X	X	X	X	X	P	X	X	X
16. Grouped Dwelling	P	AA	AA	AA	X	P	P	X	X
17. Hazardous Industry	X	X	X	X	X	X	X	X	X
18. Health Centre/Consulting Rooms	AA	AA	AA	AA	X	X	AA	X	X
19. Home Occupation	AA	X	X	X	X	X	AA	X	X
20. Hospitals	X	X	X	X	X	X	X	X	X
22. Hotels	X	X	X	X	P	X	X	X	X
22. Institutional Buildings	X	X	X	X	X	X	X	X	X
23. Institutional Homes	X	X	X	X	X	X	X	X	X
24. Light Industry (1)	X	AA	X	X	X	P	X	X	X
25. Marine Filling Station	X	X	X	AA	X	X	X	AA	X
26. Motels	X	AA	X	AA	AA	X	X	X	X
27. Motor Repair Station	X	X	X	X	X	X	X	AA	X
28. Multiple Dwellings	AA	AA	AA	AA	X	X	X	X	X
29. Night Club	X	AA	X	AA	AA	X	X	X	X
30. Noxious Industry	X	X	X	X	X	X	X	X	X
31. Offices	X	AA	AA	AA	IP	IP	P	X	X
32. Public Recreation	AA	AA	AA	AA	X	X	X	X	X
33. Petrol Filling Station	X	X	X	X	AA	X	X	P	X
34. Professional Offices	AA	AA	AA	AA	IP	X	P	X	X
35. Public Amusement (2)	X	IP	IP	IP	IP	X	X	X	X
36. Public Assembly	X	AA	X	X	X	X	X	X	P
37. Public Worship	X	X	X	X	X	X	X	X	P
38. Reformatory Institutions	X	X	X	X	X	X	X	X	X
39. Residential Buildings	X	X	X	AA	AA	X	X	X	X
40. Service Industry	X	AA	X	X	X	X	X	X	X
41. Service Station	X	AA	X	X	X	X	X	P	X
42. Serviced Units	X	AA	X	AA	X	X	X	X	X
43. Shops	X	AA	P	AA	AA	X	X	X	X
44. Showrooms	X	AA	AA	X	X	X	X	X	X
45. Single House	P	AA	AA	AA	X	P	P	X	X
46. Sportsground	AA	X	X	AA	X	X	X	X	X
47. Trade Display	X	AA	AA	X	X	X	X	X	X
48. Transport Depot	X	AA	X	X	X	X	X	X	X
49. Utility Installations	AA	AA	AA	AA	X	X	AA	X	X
50. Warehouse	X	AA	X	X	X	X	X	X	X
51. Commercial Radio or television transmitting installations	X	AA	X	X	X	X	X	X	X
52. Zoological Gardens	X	X	X	X	X	X	X	X	X

NOTE:

(1) General Industry and Light Industry within the Special Industrial Zone are permitted only in accordance with the provisions of Clause 3.4.6 of the Scheme.

(2) Where public amusement involves electronic games and pool tables, the use shall be considered incidental to the predominant use if the number of machines, tables or similar games are limited to three in each establishment.

3.4 Zone Provisions

3.4.1 Residential Zone

- (a) The purpose and intent of the Residential Zone is to promote a residential environment in any particular locality compatible with the maximum residential density permissible in that locality and with the desire of the inhabitants for Cottesloe to retain its quiet residential character. Development will be guided and controlled by the Development Guide Map, the Residential Planning Codes and the variations thereto as well as the amenity provisions contained in Part V—General Provisions of the Scheme.

- (b) In the areas coded R30/60 on the Development Guide Map development shall be in accordance with the R30 development standards unless—

- (i) the development excludes direct vehicular access from and to Stirling Highway; and
- (ii) the development is a comprehensive redevelopment of more than one lot abutting Stirling Highway;

in which case it may be in accordance with the R60 development standards.

- (c) Where land abuts Marine Parade between the Foreshore Centre Zone and Recreation Reserve A1203, Council may permit development to the higher of the two residential densities nominated on the Development Guide Map if the development complies with Council policy for a single storey building height expressed at Clause 5.1 (a) (iii).

3.4.2 Town Centre Zone

- (a) The Council intends to direct and control development within this zone in a manner which will promote the centre's function as the commercial and administration centre serving Cottesloe, Peppermint Grove and Mosman Park. In considering development applications, Council shall have regard to how a proposal would affect the amenity of the zone, including such matters as staging of development, integration of buildings, access, parking, pedestrian movement, services and landscaping; and shall have regard to the Town Centre Zone Development Policy at Appendix I.

- (b) The maximum plot ratio within the Town Centre Zone shall be 1.0.

- (c) New development shall be provided with parking in accordance with the provisions of Table 2—Vehicle Parking Requirements, with the following exceptions.

- (i) Where the use of an existing building is to change to a use consistent with that nominated on the diagram at Appendix I of this Text—Town Centre Zone Development Policy Plan, the Council may permit such change of use notwithstanding the fact that there is insufficient parking on or near the site subject to Council having regard to the nature of the use to be made of the site, the known or likely volume of goods or materials, or the numbers of people moving to or from the site and the likelihood or otherwise of congestion of traffic on any road or in other public places in the vicinity.

- (ii) Where land is proposed to be developed for a use permitted in this zone, Council may approve the development without the required number of parking spaces being provided on or (in Council's opinion) sufficiently near the land, subject to the applicant making arrangements with Council to its satisfaction for the provision of off-street parking in the vicinity. In this regard Council may accept cash in lieu of parking spaces subject to the following—

- the cash in lieu payment shall not be less than the estimated cost to the owner of providing and constructing the parking spaces required by the Scheme plus the value as estimated by the Council of that area of his land which would have been occupied by the parking spaces.
- before the Council agrees to accept a cash payment in lieu of the provision of parking spaces the Council must either have approved a public parking station nearby or must have proposals for providing a public parking station nearby.

- payments made under this clause shall be paid into a special fund to be used to provide public parking stations anywhere in the district.

- (iii) In assessing the number of parking bays required for a development containing multiple uses the Council may have regard to the likely use pattern of the various components of the development, in particular the likely maximum use of the development at any time and reduce the number of parking bays required accordingly.

3.4.3 Business Zone: The intent of the Business Zone is to provide for the wide range of uses permissible in a manner compatible with surrounding development. The maximum permissible plot ratio shall be 0.8 and in considering development applications, Council will be guided by the height of buildings in the adjoining areas and the amenity and parking provisions of Part V—General Provisions of the Scheme.

3.4.4 Foreshore Centre Zone: It is the intention of the Foreshore Centre Zone to provide for the development of land within the Zone in a manner which—

- shall preserve the recreational attraction of the area;
- shall retain the natural and economic conditions which have in the past caused it to be used for business, entertainment, residential and recreational purposes associated with the foreshore;
- shall be of a scale and character consistent with the Residential Planning Code densities applying to the zone and the adjoining Residential Zone.

(a) Development Applications

In its consideration of applications to commence development the Council shall have regard to—

- the preservation of the adjacent foreshore as a primary marine recreation and tourist attraction;
- the unity, scale and external appearance of all buildings within the Zone;
- the integration of parking areas and vehicular access thereto, with total land usage so as to secure the most convenient, safe and efficient use of land;
- the preservation of privacy, views and residential quiet in adjoining residential zones;
- the amenity provisions and policies contained in Part V—General Provisions of this Scheme.

(b) Business and Entertainment Uses

With the approval of Council, land may be used for business/entertainment purposes, including motels, holiday accommodation and serviced units in accordance with the relevant provisions of the Uniform Building By-laws, the General Provisions of this Scheme and the requirements set out hereunder:

- (i) No land shall be built upon so as to exceed a plot ratio of 0.5 or a site coverage of 0.5.
- (ii) Car parking spaces shall be provided in accordance with the requirements of table 2—Vehicle Parking Requirements of the Scheme Text. As a general policy no more than one level of parking shall be placed directly above another level.

(c) Combined Business/Entertainment Uses with Residential Use

- (i) Council may permit a plot ratio combining residential use with business and/or entertainment uses to a maximum of 0.7 and a maximum site coverage of 0.5 where a minimum of 50% of a building is to be used for residential purposes and a minimum of 25% of the building is to be used for business and/or entertainment purposes.
- (ii) Car parking spaces shall be provided in accordance with the requirements of Table 2—Vehicle Parking Requirements of the Scheme Text. As a general policy, no more than one level of parking shall be placed directly above another.

(d) Residential Use

May be permitted in accordance with the Residential Planning Codes and the general and amenity provisions of this Scheme except that in the case of Lot 28 Cnr. Eric Street and Marine Parade, Council may—

- (i) Permit a building exceeding the height controls of Part V of the Scheme so long as the building conforms with the height of adjoining buildings;
- (ii) Permit departures from the side and rear boundary setback requirements;
- (iii) approve a development to a maximum plot ratio of 1.0 and allow it to exceed a site cover of 0.5".

3.4.5 Hotel Zone: The intention of the Hotel Zone is to control the use of hotels within the Scheme Area and to guide the further development or redevelopment of land within the Zone.

(a) Development Applications—

In its consideration of applications to commence development the Council shall have regard to—

- the preservation of the foreshore as a primary marine recreation and tourist attraction where land within the Zone is adjacent to the foreshore;
- the social consequences of the effect of the size of bars, the number of patrons, the type of entertainment, the hours of operation, the effect of car parking and other related matters on the adjacent area that is essentially of a quiet residential nature.
- the integration of parking areas and vehicular access thereto, with total land usage so as to secure the most convenient, safe and efficient use of land;
- the traffic impact of any development;
- the preservation of privacy, views and quiet in nearby residential developments and areas;
- the effect of shadow on the foreshore and neighbouring properties;
- the effect of a development to impede or accelerate air flows;
- the amenity provisions and policies contained in Part V—General Provisions—of this Scheme.

(b) Development Standards:

- (i) No land shall be built upon so as to exceed a plot ratio of 1.0 or a site coverage of 0.5.
- (ii) Car parking spaces shall be provided in accordance with the requirements of Table 2—Vehicle Parking Requirements of the Scheme Text. As a general policy no more than one level of parking shall be placed directly above another level.
- (iii) The Council may allow parts of a building within the Zone to be built up to street boundaries, provided that the part of the building is not higher than 6 metres above natural ground level.
- (iv) Council may require greater setbacks to other boundaries having considered the zoning and current use of adjoining properties.
- (v) No hotel or related building shall be constructed so that it exceeds—
 - (a) a height of 12 metres. For the purpose of this development "height" means the vertical measurements taken between any point adjacent to the area occupied by the building and the top most vertical point of the roof, excluding minor vertical projections such as chimneys and vent pipes;
 - (b) three storeys inclusive of above ground parking decks; or
 - (c) excepting the Eric Street frontage of lot 2, Cnr Eric Street and Marine Parade 2 storeys adjacent to or opposite residential development."

3.4.6 Special Industrial Zone

- (a) Industries which are lawfully established on lands described in the Schedule immediately hereunder at the date of the coming into force of this Scheme are permitted to remain and to carry out the

present industrial use of their respective sites and to carry out such extensions on these lands as may be approved by the Council in accordance with the Building By-laws provided that the Council at all times shall have the discretion to determine whether or not applications to enlarge, extend, modify or otherwise change buildings or land usage within the Zone should be approved with or without conditions, and the applicant shall comply with any conditions so imposed and provided further that nothing herein contained shall be deemed to limit any right of appeal which the applicant may have against the exercise by the Council of any discretion exercised by it hereunder.

- (b) In the event of lands in this zone ceasing to be used for industry for a period of twelve months the land shall not thereafter be used other than in accordance with the provisions of the R30 Code of the Residential Planning Codes.

Schedule:

Site—Lots 1 and 2 on Diagram 2179 and Lots 39, 46, 47, 50, 51, 52, 55 and 56 of Sub Lot 33 on Plan 1258 lying between Curtin Avenue, Athelstan Street, Charles Street and Eric Street.

3.4.7 Residential and Office Zone: The intent of the zone is to allow a mixture of residential and office uses in a manner preserving residential amenity.

- (a) Residential development shall be in accordance with the Residential Planning Code and the provisions contained on the Development Guide Map.
- (b) The development of offices shall be controlled by the following provisions—

Minimum setback to side boundaries:	To be assessed in accordance with the requirements of the Residential Planning Code.
Maximum Building Height	2 storeys
Maximum Plot Ratio	0.5
Maximum Site Cover	0.4

A minimum of 15% of the site area shall be developed and maintained as landscaped area and pedestrian space exclusive of car parking area. Car parking shall be provided in accordance with Table 2—Vehicle Parking Requirements. Car parking shall be screened from public areas and neighbouring properties by suitable landscaping or walls of a minimum height of 1 metre.

- (c) Council may permit a combination of residential and office use to a maximum plot ratio described in the preceding sub-clause. Parking shall be provided on the basis of two bays to every dwelling plus one bay to each 40 sq. metres of office floor space.
- (d) No direct vehicular access will be permitted to or from Stirling Highway (i.e. all Stirling Highway access to be via Forrest and Vera Streets).

3.4.8 Service Station and Places of Public Assembly: Within the Service Station and Places of Public Assembly Zones, the maximum permissible plot ratio shall be 0.5. In considering development applications within these zones, Council shall be guided by the height and boundary setbacks of buildings in adjoining areas and the amenity and parking provisions of Part V—General Provisions of the Scheme.

3.4.9 Additional Uses: The portions of the Scheme Area specified in Column 1 at Schedule 3 are the subject of additional use permits. Notwithstanding that land the subject of an additional use permit is within a zone the land or any building thereon may be used for the purpose set against that land in Column 2 at Schedule 3 in addition to the other uses permitted in the zone in which the land is situated unless any of these uses is excluded or modified by a condition specified in Column 2 at Schedule 3. The use of the land is also subject to any other conditions considered appropriate by the Council and stated in Column 2 at Schedule 3.

Part IV—Non-Conforming Use of Land

4.1 Existing Use Rights: No provisions of the Scheme shall prevent—

- (a) the continued use of any land or building for the purpose for which it was being lawfully used at the time of the coming into force of the Scheme; or

- (b) the carrying out of any development thereon for which, immediately prior to that time, a permit or permits required under the Town Planning and Development Act 1928 (as amended), the Town of Cottesloe Town Planning Scheme, gazetted 19th November 1976, or any other law authorising the development to be carried out had been duly obtained and was current.

4.2 Extension of Buildings: Where in respect of land zoned under Part III of the Scheme a non-conforming use lawfully exists or was authorised as mentioned in Clause 4.1 of this Part on that land, buildings may, at the discretion of the Council, be extended to the limits prescribed by the Uniform Building By-laws, made under the Local Government Act 1960 (as amended), or by any other by-laws made under the Act for the purpose of limiting the size, location and distance from boundaries and any other matter required by law for that class of use within the boundary of the lot or lots on which the use was carried out immediately prior to the coming into force of the Scheme. Provided that where the provisions of any by-law referred to in this section are inconsistent with the provisions of this Scheme then the provisions of this Scheme shall prevail.

4.3 Discontinuance of Non-conforming Use—

- (a) Notwithstanding the preceding provisions of this Part when any land or building which has to that time been classified as having a non-conforming use has not been utilised for that use for a period of 6 consecutive calendar months, such land or building shall not thereafter be used other than in conformity with the provisions of the Scheme.
- (b) Notwithstanding the provisions of Clause 4.1 of this Part, should any building or works comprised in such land be so damaged or destroyed that the cost of restoration or replacement is greater than 75% of the value of such building or works (as determined by the Valuer General or a licensed valuer appointed by Council) immediately prior to the damage to or destruction thereof, such land shall be used only in conformity with the provisions of the Scheme.
- (c) The Council may effect the discontinuance of a non-conforming use by the purchase or resumption of the affected property, or by the payment of compensation to the owner or occupier or to both the owner and occupier of that property and may enter into an agreement with the owner of that property for that purpose.

4.4 Change of Non-Conforming Use: Notwithstanding anything contained in the Zoning Table the Council may grant its planning consent to the change of use of any land from a non-conforming use to another use if the proposed use is in the opinion of the Council less detrimental to the amenity of the locality than the non-conforming use and is in the opinion of the Council closer to the intended uses of the zone or reserve.

Part V—General Provisions

5.1 Amenities

5.1.1 Building Height

- (a) General Policy—Council's general policy for development within the district favours low rise development of no more than 2 storeys to maintain privacy, views and general amenity notwithstanding that Council may consider the circumstances and merits of each case in terms of the amenity and development control provisions of this Scheme. In exercising height control policies Council will not regard as a storey undercroft space used for lift shafts, stairways, or meter rooms, bathrooms, shower rooms, laundries, water closets or other sanitary compartments or the parking of vehicles where that space is not higher than 1 metre above the footpath level measured at the centre of the site along the boundary to which the space has frontage or where that space is below the natural ground level measured at the centre of the site as determined by Council.
- (b) Specific Policy—
- (i) Foreshore Centre Zone: Two storeys height limit except in exceptional circumstances where the amenity of the area would not be adversely affected, the Council may permit buildings up to three storeys in height.

- (ii) Residential Zone: The maximum building height shall be two storeys. On lots 19 to 25 inclusive and lot 341 fronting Marine Parade between A Reserve 1203 and the northern boundary of the Foreshore Centre Zone, development shall only be single storey but may be stepped up the naturally rising ground if advantage is taken of the higher density coding nominated on the Development Guide Map. Otherwise development may only occur in accordance with the lower density coding and shall not exceed 2 storeys in height.

- (iii) Hotel Zone: Refer to sub-clause 3.4.5 (b) (v).

- (c) Measurement of Building Height—For the purpose of measuring 'storey' and hence 'building height', Council shall generally follow the following formula, except in particular cases where natural ground forms indicate that a variation is warranted provided that the amenity of neighbouring areas is not unreasonably diminished.

The maximum building height shall be measured from the natural ground level at the centre of the site as determined by Council to the crown of the roof and shall be—

Single Storey—Roof Height: 6 metres

Two storey—

Wall Height: 6 metres

Roof Height: 8.5 metres

Subsequent storeys—

Wall Height: 6 metres plus; 3 metres per storey

Roof Height: 8.5 metres plus; 3 metres per storey

Variations may be permitted in the case of extensions to existing buildings.

5.1.2 General: Notwithstanding the specific provisions of this Scheme in considering a proposed development, Council shall have regard to and may impose conditions relating to the following—

- the need for limitation of height or location of buildings to preserve or enhance views;
- the need for preservation of existing trees or areas or buildings of architectural or historical interest;
- the choice of building materials and finishes where these relate to the preservation of local character and the amenity of the area generally;
- the dispersal of building bulk into two or more separate buildings on a lot in order to minimise the effect of building bulk;
- an increase in building setbacks where the adjoining land is controlled under a lower density Residential Code in order to ensure adequate protection for adjoining residents;
- the location and orientation of a building or buildings on a lot in order to achieve higher standards of daylighting, sunshine or privacy or to avoid visual monotony in the street scene as a whole;
- the maintenance of fresh air in the locality through the control of building bulk and the control of odours, gaseous and particulate emissions;
- the effect of a development to impede or accelerate air flows;
- in respect of privacy, the impact of verandahs, balconies, and of large viewing windows above ground floor level;
- in respect of overshadowing, the impact on the utilisation of solar energy by neighbouring properties;
- the impact on the general quiet of the locality, including the times of activity, traffic generation, access and parking, and air conditioning, plant rooms and machinery, in relation to neighbouring properties. In order to preserve the quiet of residential areas, Council may impose conditions on development approvals restricting the hours of work on a development site;
- the Council may refuse approval to any non-residential development if more than 50% of an adjoining lot would as a result of that development be in shadow at noon on the 21st June.

5.1.3 Privacy: In considering a proposed development, Council shall have regard to likely impact on privacy enjoyed by neighbouring developments and shall impose conditions

requiring that windows overlooking backyards or neighbouring private spaces shall have a sill height of 75 cms and that balconies similarly overlooking backyards and private spaces shall have closed ballustrading which cannot be seen through. Council may also place conditions on the locations of large viewing windows above ground floor levels and balconies in order to further protect the privacy enjoyed on neighbouring properties.

5.1.4 Height of Retaining Walls: The height of boundary retaining walls or retaining walls which in Council's opinion are near a common boundary with an adjoining lot, shall not exceed 1.8 metres above natural ground level as determined by Council.

5.1.5 Appearance of Buildings: All buildings and land shall be maintained to preserve the amenity of the surrounding area. No building shall be so designed or constructed or finished or left unfinished that its external appearance would disfigure the locality, lack harmony with the exterior design of neighbouring buildings or tend to depreciate the value of the surrounding properties.

5.2 Residential Development—

5.2.1 Residential Planning Codes

- (a) For the purpose of this Scheme 'Residential Planning Codes' means the Residential Planning Codes set out in Appendix 2 to the Statement of Planning Policy No. 1, together with any amendments thereto.
- (b) A copy of the Residential Planning Codes, as amended, shall be kept and made available for public inspection at the offices of the Council.
- (c) Unless otherwise provided for in the Scheme the development of land for any of the residential purposes dealt with by the Residential Planning Codes shall conform to the provisions of those Codes.

5.2.2 Residential Planning Codes—Variations and Exclusions

- (a) The Development Guide Map shows the location of building lines where the building line is other than a standard 7.5 metre setback. No residence or part of a residence other than the eaves of a residence shall be constructed in front of the building line provided that where there is a comprehensive development or redevelopment on a corner site with or without amalgamation resulting in the change in frontage of the site from one street to another street, Council may approve a different setback or stipulate a different front setback based on the projection of building lines as shown on the Development Guide Map. Where the frontage of a corner site is changed from one street to another, the former front boundary shall be deemed a side boundary.
- (b) In respect of determining the height of walls and appropriate setbacks the Development Guide Map shows depressions which may be filled to the level nominated above the Australian Height Datum and it is this level which may be used in the assessment of building height and setback requirements.
- (c) Where the Development Guide Map indicates the minimum setback from a street boundary to be Nil, the wall of a residential building may be constructed on that boundary provided that no major opening to a habitable room (other than an open face of a balcony) shall be located within 2 metres of that boundary at ground level or, in the opinion of the Council sufficiently close to street level as to result in a significant loss of privacy. The ability to build up to the street boundary applies only to the first two storeys of a development. For storeys above second storey level the street setback requirement of the relevant Residential Planning Code applies.
- (d) Notwithstanding the provisions of the Residential Planning Codes, 'additional accommodation' as set out in Clauses 28 and 29 of the Codes have been replaced by the term "additional dwelling" as defined at Clause 1.12—Definitions of this Scheme. Subject to the procedures set out in Part VII of the Scheme, Council may approve an additional dwelling unit in the Residential Zone or Foreshore Centre Zone in accordance with the following provisions—
 - (i) No persons other than a parent of the owner or the spouse of the owner of the residence or such other aged or dependent relative of the owner or his spouse as Council in its discretion

shall permit, shall reside in the second self-contained unit and then only whilst there is a current annual permit granted by the Council in respect of that use. Additional dwelling units shall be registered and a permit obtained from 1st July each year. The permit will expire on 30th June each year and an annual permit fee of \$10 shall be paid; where a permit is issued during the year the fee shall be proportional to the months which will elapse before 1st July next.

- (ii) Within 3 months or within such further time as the Council shall in its absolute discretion decide of the second self-contained unit ceasing to be occupied in accordance with the provisions of sub-paragraph (i) or if the Council fails to renew the annual permit for that use of the residence, the owner of the residence shall effect such modifications to the building as shall restore it to a single tenement residence.
- (iii) The site clearances for side, front and/or rear boundaries shall be as prescribed in the code pertaining to the zoning of the subject land and the site cover and plot ratio of the total development shall not exceed the figures laid down within the above codes.

5.3 Motels, Serviced Units and Business Uses: For the purposes of these General Provisions, business and entertainment include uses of a commercial nature generally as well as motels and serviced units.

- (a) Where the Development Guide Map indicates the minimum setback from a street boundary to be Nil, the Council may permit walls of up to 6 metres in height to be constructed up to site boundaries. In granting approval to the construction of walls to site boundaries, Council will have particular regard to the maintenance of privacy of occupants of the building and adjoining sites. Walls higher than 6 metres shall be setback from site boundaries a minimum of 2 metres for every 3 metres of height such that a wall or portion of a wall which is 9 metres or higher shall have a minimum setback of 6 metres from any site boundary.
- (b) The minimum site area required for a motel development shall be 2,000 sq. metres and there shall be no more than one unit of accommodation to 90 sq. metres of site area.
- (c) Council may also approve self-contained motel or holiday units commonly known as "serviced units" to a density not greater than one unit to 100 sq. metres of site area subject to—
 - each unit having its own kitchen facilities and bathroom;
 - Council being satisfied with arrangements to manage the units. To this extent Council will encourage the inclusion of a shop, restaurant or other commercial facility, in the development from which the units may be managed. Where no such facility is contained on-site for the management of the units, the Council may insist upon an agreement with the developer whereby adequate provision is made for management of the units;
 - no unit other than a manager's unit shall be permanently occupied;
 - the owner(s) of serviced units shall keep a register of lodgers showing the name and address of every lodger staying within the units, the date of arrival and departure of the lodgers, showing against the name of each lodger, the distinguishing number or description of the unit provided for him and the register shall be signed by the lodger; the register is to be delivered to the Council offices for examination within two weeks of 30th June each year. At all other times the register is to be kept on the premises of the serviced units or at such other place agreed by the Council and shall be open to inspection on demand by an authorised Council officer.

5.4 Combined Residential/Business Development: Council may approve combined residential/business developments on sites subject to the following conditions:

- (a) the residential component of the building shall be built in accordance with the Residential Planning

Codes, the Development Guide Map and the Zoning Provisions of Part III and General Provisions of Part V of this Scheme as they apply;

- (b) the business component of the development shall be built in accordance with the Development Guide Map, the Zoning Provisions of Part III and the General Provisions of Part V of this Scheme.

5.5 Vehicle Parking and Loading

5.5.1 General: In order to secure the provision of off-street parking and loading facilities in relation to the use of land so as to reduce or prevent the congestion of traffic on any road or public place, every owner or occupier who constructs or who substantially reconstructs, alters or adds to a building on any site or changes the use of any land or building shall make provision in accordance with the requirements of Table 2 for vehicles used in conjunction with the site (whether by occupiers, their employees or invitees or other persons) to stand on or, at the discretion of the Council, sufficiently close to the site, but not on a street while being loaded or unloaded or awaiting use.

In general except for development in the Town Centre Zone, Council shall not approve more than one level of parking directly above another.

5.5.2 Number of Parking and Loading Spaces to be Provided: Subject to the provisions of Part III of this Text, where a site is to be used for a purpose stipulated in the first column of Table 2—Vehicle Parking Requirements, car parking spaces of the number specified in the second column of that Table shall be provided.

Table 2—Vehicle Parking Requirements

Use	No. of Parking Spaces
1. Single house, Attached houses, Grouped Dwellings and Multiple Dwellings	In accordance with the Residential Planning Codes.
2. Other Residential Buildings	1 space to each room used as a bedroom plus 1 space to each 20 sq. metres of gross floor area of service buildings.
3. Motels	1 space to each room used as a bedroom plus 1 space to each 20 sq. metres of gross floor area of service buildings.
4. Licensed Hotels and Taverns	1 space to every bedroom and 1 space to every 2 sq. metres of floor or ground area open to the public for consumption of liquor provided that in the case of areas used as lounges and beer gardens and used solely for seated customers the ratio may be reduced to 1 space for every 4 sq. metres of floor or ground area. If provision is made for holding conventions or functions, Council shall require an additional space for every 4 sq. metres that the convention function room is designed to accommodate. Where Council has granted approval for the use of a portion of a licensed hotel or tavern for entertainment purposes, parking shall be provided at the ratio of 1 space to 2 sq. metres of gross floor area of the portion subject to the issue of an "Entertainment Permit" under the Liquor Act 1970 (as amended).
5. Educational Establishments	
(a) Primary Schools	1 space to each member of teaching staff.
(b) Secondary Schools	1 space to each member of teaching staff plus 1 to each rostered canteen helper plus 1 for every classroom and an additional space for every 25 students the school is designed to accommodate for the final 2 years of secondary education.
(c) Other	To be determined by Council in consultation with the Authority involved before building operations commence.

- | | |
|---|--|
| 6. Motor Repair Stations and Service Stations | 4 spaces to each working bay plus 1 to each person employed on site. |
| 7. Warehouses, Showrooms and Storage Yards | 1 space to each 90 sq. metres of gross floor area and 1 to each 100 sq. metres of open space used for display. |
| 8. Industry | 1 space to each 50 sq. metres of gross floor area. |
| 9. Shops | |
| (a) Retail | 1 space to each 12 sq. metres of gross floor area. |
| (b) Restaurants and Eating Houses | 1 space to every 4 persons the development is designed to accommodate. |
| 10. Administrative, Commercial and Professional Offices | 1 space to every 40 sq. metres of gross floor area. |

5.5.3 Size and Location of Car Spaces and Loading Facilities: The minimum dimensions of every car parking space shall be 5.5 metres x 2.5 metres, excluding all access drive-ways. Adequate manoeuvring space shall be provided generally in accordance with the diagram at Appendix II. When considering any development applications the Council shall have regard to and may impose conditions concerning the details of locating and designing the required car parking spaces and loading facilities. In particular, the Council shall take into account and may impose conditions concerning—

- the number of spaces to be roofed or covered;
- the number of spaces to be below natural ground level;
- the means of access to each space and the adequacy of any manoeuvring area;
- the location of the spaces on the site and their effect on the amenity of adjoining development, including the potential effect if spaces should later be roofed or covered;
- the adequacy of proposed screening or planting;
- the extent to which spaces are located within the required setback areas;
- the location of proposed footpaths and the effect on traffic movement and safety; and,
- the location of proposed accessways on and off public roads and the effect on traffic movement and safety.

Part VI—Conservation and Preservation of Places of Natural Beauty and Historic Buildings and Objects of Historic or Scientific Interest

6.1 First Schedule Places Buildings and Objects

6.1.1 The Council considers that the places of natural beauty, and historic buildings, and objects of historic or scientific interest listed in Schedule 1 should be conserved and preserved.

6.1.2 If the Council resolves that any place of natural beauty or any historic building or object of historical or scientific interest should be protected by the conservation and preservation provisions of this Part the Council may initiate an amendment to the Scheme to add the place, building or object to Schedule 1.

6.1.3 If the Council at any time considers that any First Schedule place, building or object should no longer be protected by the conservation and preservation provisions of this Part the Council may initiate an amendment to the Scheme for the deletion of the place, building or object from Schedule 1.

6.2 Written Consent of the Council

6.2.1 No person shall without the consent in writing of the Council commence or carry out or permit or suffer the commencement or carrying out of any development on or in relation to any First Schedule place, building or object and without in any way limiting the generality of the foregoing shall not:

- clear, excavate or fill any land;
- fell, remove, kill or irreparably damage any tree
- erect any fence;
- commence or carry out any renovation, modification, refitting, decoration or demolition of any building;
- alter or remove any building or object or any part thereof.

6.2.2 The provisions of this sub-clause shall not affect any obligation imposed by other provisions of this Text or by the Metropolitan Region Scheme to apply for and obtain the approval of the Council or of the State Planning Commission prior to the commencement or carrying out of any development, and the written consent of the Council under this subclause is required in addition to any such approval to commence or carry out development.

6.2.3 If the Council decides to give its written consent to the commencement or carrying out of any development or other work referred to in paragraph 6.2.1, the Council may give that written consent notwithstanding that the development or work involved does not comply with the Uniform Building By-laws or the Residential Planning Codes or with any requirement or standard specified in or arising out of this Text.

6.2.4 The Council when considering an application for its consent in writing pursuant to the provisions of paragraph 6.2.1 may—

- (a) give its consent in writing with or without conditions and limit the time for which the consent remains valid prior to completion or substantial commencement of the development or other work; or
- (b) refuse to give its consent in writing.

6.3 Purchase or Resumption: The Council may purchase or subject to the Act, resume the parcel of land on or in which any First Schedule place, building or object is situated, or so much or such interest in that parcel of land as in the opinion of the Council is necessary for the preservation of the First Schedule place, building or object.

6.4 Agreements: The Council may:

- (a) enter into agreements with the owners or occupiers of land on or in which any First Schedule place, building or object is situated, for the purpose of ensuring the preservation or conservation of such place, building or object;
- (b) enter into agreements with the National Trust of Australia (W.A.), the Royal Western Australian Historical Society (Inc.) or any Government Department, Authority or other body in Western Australia responsible for tourism or with any other Authority, body or person, for the preservation or conservation of any First Schedule place, building or object.

Part VII—Administration and Finance

7.1 Applications

7.1.1 Application for Approval to Commence Development: In addition to a building licence the Council's approval to commence development is required for any development on or partly on any lot zoned or reserved under the Scheme except the carrying out of any works, on, in or under a street or road by a public authority acting pursuant to the provisions of any statute.

Subject to this exception, no person shall commence or carry out any development unless Council approval has first been obtained.

7.1.2 In addition to the requirements of the Metropolitan Region Scheme any application for approval to commence development, including the commencement, carrying out or change of a use on the land, shall be made in the form prescribed at Appendix III. The application shall be submitted to the Council in duplicate together with such plans and elevations and other information reasonably required by the Council. All applications shall be endorsed by the owner of the property or be accompanied by the owner's written consent. Details to be included on plans, elevations and other information include the following.

- (a) Site Plan:
 - (i) the scale shall not be less than 1:200 unless otherwise agreed by the Council's Planning Committee;
 - (ii) the plan shall show the location of all buildings and courtyard walls or dividing fences;
 - (iii) the plan shall show the location and detailed layout of all car parking areas and driveways, including rights of way, where utilised;
 - (iv) the plan shall show proposed landscaped areas, indicating the position of lawns, trees, light poles, etc. if any between the site and the roadway;
 - (v) the plan shall show the position of all existing trees on the site, indicating which, if any, and the reasons necessary for them to be removed;

- (vi) the outline of existing buildings on adjoining sites shall be shown, at least to the extent of side walls adjacent to the proposed development. The position of any windows in such walls must be indicated. Appropriate levels of the adjoining windows, heights of walls, etc., should also be indicated where there is the likelihood of interfering with light or ventilation;
- (vii) the plan shall show the location of rubbish storage areas as close to the point of pick-up as conveniently possible. It shall also show the method of screening such area;
- (viii) the location of external clothes drying facilities and the method by which such facilities shall be effectively screened from view from all streets or public places shall be shown.
- (ix) the condition of existing boundary fences indicating which are to be replaced and the type and height of proposed new fences shall be shown;
- (x) existing contours of the site are required to be shown at half metre vertical intervals, together with details of any proposed cut and fill and methods of retaining same. Particular attention is drawn to the right of support for adjoining neighbours where cut and fill occurs.

(b) Floor Plans:

Plans of every storey of the proposed building are required. Where floors are duplicated in their entirety, a typical floor plan will be sufficient. The scale shall not be less than 1:100 and shall clearly show the location and size of all windows and doors together with room sizes and built-in facilities. Either the floor plan or the elevations shall indicate the length of walls and their setbacks to site boundaries together with the height of the walls above natural ground level.

(c) Elevations:

Sufficient elevations to accurately describe the proposed development must be included. The minimum requirement is a street elevation, together with one longitudinal elevation. These drawings must show the true finished ground and floor levels, and, in this respect, a sectional elevation is strongly recommended.

(d) Outline Specification:

The type and colour of the principal materials of construction, buildings, car parking spaces and driveways are to be noted on the drawings. In this respect, coloured drawings would assist. Alternatively, the drawings may be accompanied by an outline specification indicating the materials under consideration.

(e) Perspective/Model:

It is to the applicant's advantage to submit a perspective drawing to enable Council to more readily appreciate the full extent of the proposal. In the case of large developments, for example flats/hotels, the Council may require the application to be accompanied by a model to a scale not less than 1:500.

(f) Number of Sets of Drawings:

Three complete sets of drawings shall be required in the case of two-storey single residential and all multi-residential and commercial applications.

(g) In particular cases, Council may also require information on the impact of a development in terms of traffic, existing services, shadows, wind, noise and social factors.

7.1.3 Notwithstanding the exception nominated within Clause 7.1.1 an application for approval to commence development shall be made in the form prescribed to the Council for submission to the State Planning Commission for determination in accordance with the Metropolitan Region Scheme or the Metropolitan Region Town Planning Scheme Act, 1959, as amended, where the land, the subject of the application is reserved or is wholly or partly affected by a gazetted notice of a resolution of the Commission under Clause 32 of the Metropolitan Region Scheme, or within an area duly declared by the Commission to be a Planning Control Area.

7.1.4 Before approving a development involving an "AA" use, the Council may require that a notice of sufficient size to be visible and readable from the street, be erected in a prominent position on the land, explaining the proposed use.

The notice shall be exhibited for a period of not less than 21 days and shall state that submissions may be lodged with the Council before a specified date, being not less than 21 days after the erection of the notice.

7.1.5 An applicant who applies for approval to commence development of a building, other than a single level, low profile single house or extensions thereto, shall advise in writing any adjoining owner that plans of the proposal are available at Council's offices during normal office hours for inspection. The advice to the adjoining land owners shall be forwarded within seven days of lodging the application with the Council and the applicant shall advise Council in writing of those adjoining owners who have been notified. The advice to adjoining owners shall be deemed to have been given if forwarded by certified mail to the address recorded in Council's rating records. Included in the advice to adjoining owners shall be the information that should they wish to comment on the proposed development they shall provide comments in writing to Council within 14 days of the date of the posting of the applicant's advice or such extended period accepted by Council. A copy of the advice and replies shall be submitted to Council before a final decision is made on the application.

7.1.6 The Council may in any case additionally or alternatively to the notice provided for in paragraphs 7.1.4 and 7.1.5 do or require any one or more of the following—

- (a) cause to be advertised or require the applicant to advertise one or more times in a newspaper circulating in the district notice of the Council's intention to consider the application for the proposed use and any such advertisement shall state that submissions may be lodged with the Council before a specified date, being not less than 21 days after the first publication of the notice;
- (b) use any other methods or media to ensure wide-spread notice of the proposal; or,
- (c) give notice to owners or occupiers likely to be affected by the granting of the approval. Such notice shall be in writing, supplying at least the information referred to in item (a) of this paragraph and allowing a like time after receipt of the notice for submissions to be lodged with the Council.

7.2 Appeal Rights: An applicant or owner of land in respect of which an application has been made pursuant to Clause 7.1 and related sub-clauses has a right of appeal under Part V of the Act in respect of the exercise of discretionary powers by the Council under this Scheme.

7.3 Disposal of Land: The Council may deal with or dispose of any land which it owns or which it has acquired pursuant to the provisions of the Scheme, in accordance with the Act, and in conformity with the provisions of the Scheme, and for such purposes may make such agreements with other owners as it deems fit. In addition to all other powers vested in it, the Council may acquire land and buildings within the Scheme Area and enter into agreements and arrangements with any owners of land within the Scheme Area.

7.4 Compensation: Claims for compensation by reason of the Scheme other than for the purpose of Part II shall be made not later than 6 months from the date on which notice of approval of the Scheme is published in the Government Gazette, except in the case of land reserved under the Metropolitan Region Planning Scheme, where the provisions of Division 2 of Part II of that Scheme shall apply.

7.5 Entry to Premises: An officer of the Council, authorised by the Council for the purpose, may at all reasonable times enter any building or land for the purpose of ascertaining whether the provisions of the Scheme are being observed.

7.6 Penalties: Any person who fails to comply with any of the provisions of the Scheme is guilty of an offence and is liable to such penalties as are prescribed by the Town Planning and Development Act, 1928 as amended.

7.7 Power to Make Policies

7.7.1 In order to achieve the objectives of the Scheme, the Council may make Town Planning Scheme policies relating to parts or all of the Scheme Area and relating to one or more of the aspects of the control of development.

7.7.2 A Town Planning Scheme policy shall become operative only after the following procedures have been completed—

- (a) The Council have prepared and having resolved to adopt a draft Town Planning Scheme policy, shall advertise a summary of the draft policy once a week for two consecutive weeks in a newspaper

circulating in the area giving details of where the draft policy may be inspected and where, in what form and during what period (being not less than 21 days) representations may be made to the Council.

- (b) The Council shall review its draft Town Planning Scheme Policy in the light of any representations made and shall then decide to finally adopt the draft policy with or without amendment, or not proceed with the draft policy.
- (c) Following final adoption of a Town Planning Scheme policy, details thereof shall be advertised publicly and a copy kept with the Scheme documents for inspection during normal office hours.

7.7.3 A Town Planning Scheme policy may only be altered or rescinded by—

- (a) Preparation and final adoption of a new policy pursuant to this clause, specifically worded to supercede an existing policy.
- (b) Publication of a formal notice of rescission by the Council twice in a newspaper circulating in the area.

7.7.4 A Town Planning Scheme policy shall not bind the Council in respect of any application for planning consent but the Council shall take into account the provisions of the policy and objectives which the policy was designed to achieve before making its decision.

Adoption

Adopted by Resolution of the Council of the Town of Cottesloe at the Meeting of the Council held on the 17th day of December 1986.

M. H. McNAMARA,
Deputy Mayor.

R. PEDDIE,
Town Clerk.

Final Approval

1. Adopted by resolution of the Council of the Town of Cottesloe at the Ordinary Meeting of the Council held on the 28th day of September 1988 and the seal of the Municipality was pursuant to that Resolution here-unto affixed in the presence of—

[L.S.]

C. D. MURPHY,
Mayor.

R. PEDDIE,
Town Clerk.

This Scheme Text is to be read in conjunction with the approved maps of the Scheme described in Clause 1.7 of this Scheme and to which formal approval was given by the Hon. Minister for Planning on the date shown below.

2. Recommended/Submitted for final approval by the State Planning Commission.

3 November 1988.

S. P. WILLMOTT,
For Chairman of the State
Planning Commission.

3. Final approval granted.

6 November 1988.

R. J. PEARCE,
Hon. Minister for Planning.

Schedule 1
Places of natural beauty and historic buildings and objects of
historical or scientific interest

Name	Location	Description
1. House	No. 17, Lot 10 Barsden Street, Cottesloe	Single storey brick home with wooden fretwork verandah constructed circa 1900. Recorded by the National Trust.
2. House	No. 18, Lot 6 Broome Street, Cottesloe	Brick and limestone single storey house with iron lace work constructed circa 1900. Recorded by the National Trust.
3. House	No. 102, Lots 26 & 27 Broome Street, Cottesloe	Large brick and iron home with wooden verandah constructed circa 1900. Classified by the National Trust.
4. Cottesloe Civic Centre	No. 109, Lot 38 Broome Street at corner of Napier Street, Cottesloe	Civic centre based on original home constructed 1889 and modified 1936. Grounds fenced with high limestone wall with ornate concrete balustrading. Grounds and building recorded by the National Trust.
5. "Kalahea"	No. 4, Lot 73 Forest Street, Cottesloe	2 storey brick and tile residence constructed circa 1904. Recorded by the National Trust.
6. House	No. 48, Lot 92 Forrest Street, Cottesloe	Brick and tile single storey house constructed circa 1910. Classified by the National Trust.
7. House	No. 52, Lot 94 Forrest Street, Cottesloe	Brick and tile single storey house with woodwork verandah constructed circa 1910. Classified by the National Trust.
8. McCaulay House	No. 62, Lots 99 & 100 Forrest Street, Cottesloe	Two storey brick and iron home constructed circa 1890. Classified by the National Trust.
9. House	No. 64, Lot 101 Forrest Street, Cottesloe	Two storey limestone house constructed circa 1900. Classified by the National Trust.
10. House	No. 66, Lot 102 Forrest Street, Cottesloe	Two storey limestone house constructed circa 1900. Classified by the National Trust.
11. House	No. 68, Lot 103 Forrest Street, Cottesloe	Two storey limestone house constructed circa 1900. Classified by the National Trust.
12. Pinelodge	No. 42, Lots 28 & 29 John Street, Cottesloe	Large brick and iron house with gazebo constructed circa 1900. Classified by the National Trust.
13. House	No. 47 Lot 39 John Street, Cottesloe	Weatherboard and iron house with fretwork verandah constructed circa 1950. Recorded by the National Trust.
14. House	No. 5, Lot 6 Loma Street, Cottesloe	Single storey limestone and tile home constructed circa 1910. Recorded by the National Trust.
15. House	No. 8, Lots 34 & 35 Loma Street, Cottesloe	Single storey brick and tile house constructed circa 1910. Recorded by the National Trust.
16. House	No. 10, Lot 33 Loma Street, Cottesloe	Single storey brick and iron house constructed circa 1910. Recorded by the National Trust.
17. Ministering Childrens League Convalescent Home	Reserve 27229 Marine Parade, Cottesloe	Large 2 storey limestone building constructed 1897. Recorded by the National Trust.
18. House	No. 259 Lot 101 Marmion Street, Cottesloe	Weatherboard and tile house constructed circa 1910. Recorded by the National Trust.
19. Burt's Summer Residence	No. 9, Lot 4 Rosendo Street, Cottesloe	Large two storey limestone and iron house constructed circa 1900. Classified by the National Trust.
20. Belvidiere	No. 12, Lots 8 & 9 Rosendo Street, Cottesloe	Large limestone and iron home with tower constructed circa 1900. Classified by the National Trust.
21. Le Fanu House	No. 2, Lot 12 Salvado Street, Cottesloe at corner of Marine Pde	Large limestone house constructed circa 1900. Classified by the National Trust.
22. House	No. 26, Lot 8 Salvado Street, Cottesloe	Brick and iron house constructed circa 1910. Recorded by the National Trust.
23. House	No. 30, Lots 72, 73 & 74 Salvado Street, Cottesloe	Two storey weatherboard house constructed circa 1910. Recorded by the National Trust.
24. Tom Collins House	No. 9, lot 115 Servetus Street, Cottesloe	Small weatherboard cottage constructed 1907. Classified by the National Trust.
25. Claremont Police Station and Lock-up	No. 435, Lot 325 Stirling Highway Cottesloe	A limestone building now used as a residence, constructed 1896. Recorded by the National Trust.

Schedule 2
INTERPRETATIONS

Abattoir—means land and buildings used for the slaughter of animals for human consumption and the treatment of carcasses, offal and by-products.

Absolute Majority—shall have the same meaning as is given to it in and for the purposes of the Local Government Act, 1960 (as amended).

Act—means the Town Planning and Development Act, 1928 (as amended).

Additional Dwelling—means an alteration or addition to a single house which will result in the provision of two units of selfcontained accommodation on the lot provided that direct internal access from one unit to the other is through a common wall.

Advertisement—means any word, letter, model, sign, placard, board, notice, device or representation, whether illuminated or not, in the nature of, and employed wholly or partly for the purposes of, advertisement, announcement or direction, and includes any hoarding or similar structure used, or adapted for use, for the display of advertisements; and Advertising Sign shall be constructed accordingly but does not include:

- (a) an advertising sign of less than 2 sq. metres in area relating to the carrying out of building or similar work on land on which it is displayed, not being land which is normally used for those purposes;
- (b) an advertising sign of less than 2 sq. metres in area announcing a local event of a religious, educational, cultural, political, social or recreational character not promoted or carried on for commercial purposes;
- (c) an advertising sign of less than 2 sq. metres in area relating to the prospective sale or letting of the land or building on which it is displayed.
- (d) an advertising sign exhibited upon any land vested in or owned by the Minister for Railways which is directed only to persons upon or entering a railway station or platform or bus station; and
- (e) directional signs, street signs and other like signs erected by a public authority.

Amenity—of an area means the sum of the expectations of the residents concerning the character and quality of their urban environment.

Amusement Facility—means land and buildings, open to the public, used for not more than two amusement machines where such use is incidental to the predominant use.

Amusement Machine—means a machine, device or games table, mechanically or electronically powered, that releases or makes available balls, discs or other items for projection in or on the machine by the use of springs, flippers, paddles or cues, or electronic devices which are controlled or partly controlled by computer associated with the electronic screen(s) operated by one or more players for amusement and recreation.

Amusement Parlour—means land and buildings, open to the public, where the predominant use is amusement by amusement machines and where there are more than two amusement machines operating within the premises.

Battle-axe lot—means a lot having access to a public road by means of an access strip included in the Certificate of Title of that lot.

Betting Agency—means a building operated in accordance with the Totalisator Agency Board Betting Act 1960 (as amended).

Boarding House—means a building in which provision is made for lodging or boarding more than four persons, exclusive of the family of the keeper, for hire or reward, but does not include—

- (a) premises the subject of an Hotel, Limited Hotel or Tavern Licence granted under the provisions of the Liquor Act 1970 (as amended).
- (b) premises used as a boarding school approved under the Education Act, 1928 (as amended).
- (c) a single dwelling, attached, grouped or multiple dwelling unit.

- (d) any building that is the subject of a strata title issued under the provisions of the Strata Titles Act, 1985 (as amended).
- Builder's Storage Yard**—means land and buildings used for the storage of building material, pipes or other similar items related to any trade; and may include manufacture, assembly and dismantling processes incidental to the predominant use.
- Building**—shall have the same meaning as given to it in and for the purposes of the Residential Planning Codes.
- Building Envelope**—means an area of land within a lot marked on a plan forming part of the Scheme outside which building development is not permitted.
- Building Line**—means the line between which and any public place or public reserve a building may not be erected except by or under the authority of an Act.
- Building Setback**—means the shortest horizontal distance between a boundary or other specified point and the position at which a building may be erected.
- Caravan Park**—means land and building used for the parking of caravans under the By-laws of the Council or the Caravan Parks and Camping Grounds Regulations, 1974 (as amended) made pursuant to the provisions of the Health Act, 1977-79 (as amended).
- Caretaker's Dwelling**—means a building used as a dwelling by a person having the care of the building, plant, equipment or grounds associated with an industry, business office or recreation area carried on or existing on the same site.
- Car Park**—means land and building used primarily for parking private cars or taxis whether open to the public or not but does not include any part of a public road used for parking or for a taxi rank, or any land or buildings in which cars are displayed for sale.
- Cattery**—means the use of an approved outbuilding constructed in accordance with the Health Act Model By-Laws Series 'A' Part One—General Sanitary Provisions (as amended) for the purpose of keeping more than three (3) cats over the age of three (3) months.
- Civic Building**—means a building designed, used or intended to be used by a Government Department, an instrumentality of the Crown, or the Council as offices for administrative or other like purpose.
- Civic Use**—means land and buildings used by a Government Department, an instrumentality of the Crown, or the Council, for administrative, recreational or other purpose.
- Commission**—means the State Planning Commission constituted under the State Planning Commission Act, 1985.
- Club Premises**—means land and buildings designed for use by a legally constituted club or association or other body of persons united by a common interest whether such building or premises be licensed under the provisions of the Liquor Act, 1970 (as amended) or not and which building or premises are not otherwise classified under the provisions of the Scheme.
- Community Home**—means a building used primarily for living purposes by a group of physically or intellectually handicapped or socially disadvantaged persons living together with or without paid supervision or care and managed by a constituted community based organisation, a recognised voluntary charitable or religious organisation, a government department or instrumentality of the Crown.
- Consulting Rooms**—means a building (other than a hospital or medical centre) used by no more than two practitioners who are legally qualified medical practitioners or dentists, physiotherapists, chiropractors, and persons ordinarily associated with a practitioner, in the prevention or treatment of physical or mental injuries or ailments, and the two practitioners may be of the one profession or any combination or professions or practices.
- Consulting Rooms Group**—means a building (other than a hospital or medical centre) used by more than two practitioners who are legally qualified medical practitioners or dentists, physiotherapists, chiropractors and persons ordinarily associated with a practitioner, in the prevention, investigation or treatment of physical or mental injuries or ailments, and the practitioners may be of the one profession or any combination of professions or practices.
- Convenience Store**—means land and buildings used for the retail sale of convenience goods being those goods commonly sold in supermarkets, delicatessens and newsagents but including the sale of petrol and operated during hours which include but which may extend beyond normal trading hours and providing associated parking. The buildings associated with a convenience store shall not exceed 200m² gross leasable area.
- Day Care Centre**—means land and building used for the daily or occasional care of children in accordance with the Child Welfare (Care Centres) Regulations, 1968 (as amended).
- Development**—shall have the same meaning given to it in and for the purpose of the Act.
- Display Home Centre**—means a group of two or more dwellings which are intended to be open for public inspection.
- District**—means the Municipal District of the Town of Cottesloe.
- Dog Kennels**—means land and buildings used for the boarding and breeding of dogs where such premises are registered or required to be registered by the Council; and may include the sale of dogs where such is incidental to the predominant use.
- Drive-in Theatre**—means land and buildings used to make provision for an audience to view the entertainment while seated in motor vehicles.
- Dry Cleaning Premises**—means land and buildings used for the cleaning of garments and other fabrics by chemical processes.
- Educational Establishment**—means a school, college, university, technical institute, academy or other educational centre, but does not include a reformatory or institutional home.
- Effective Frontage**—means the width of a lot at the minimum distance from the street alignment at which buildings may be constructed, and shall be calculated as follows—
- where the site boundaries of a lot are parallel to one another, the length of a line drawn at right angles to such boundaries;
 - where the side boundaries of a lot are not parallel to one another, the length of a line drawn parallel to the street frontage and intersecting the side boundaries at the minimum distance from the street alignment at which buildings may be constructed;
 - where a lot is of such irregular proportions or on such a steep grade that neither of the foregoing methods can reasonably be applied, such length as determined by the Council.
- Entertainment**—means the public performance by artists present and performing within part of a Hotel subject of an Entertainment Permit granted under the provisions of the Liquor Act, 1970 (as amended).
- Factory Unit Building**—means an industrial building designed, used or adapted for use as two or more separately occupied production or storage areas.
- Family Care Centre**—means land and buildings used for the purpose of a Family Care Centre as defined in Child Welfare (Care Centres) Regulations, 1968 (as amended).
- Fast Food Outlet**—means land and buildings used for the preparation sale and serving of food to customers in a form ready to be eaten without further preparation, primarily off the premises, but does not include a fish shop.
- Fish Shop**—means a building where wet fish and similar foods are displayed and offered for sale.
- Floor Area**—means—
- with respect to a storey—the gross area of that storey measured over the enclosing walls, if any, and such portions of the party walls as belong to that building; and
 - with respect to a room—the gross area of the room measured within the finished surfaces of

the walls, and includes the area occupied by any cupboards or other built-in furniture, fixtures or fittings.

Fuel Depot—means land and building used for the storage and sale in bulk of solid or liquid gaseous fuel, but does not include a service station.

Funeral Parlour—means land and buildings occupied by an undertaker where bodies are stored and prepared for burial or cremation.

Garden Centre—means land and buildings used for the sale and display of garden products, including garden ornaments, plants, seeds, domestic garden implements and motorised implements and the display but not manufacture of prefabricated garden buildings.

Gazetted Date—means the date of which this Scheme is published in the *Government Gazette*.

Gross Leasable Area—means in relation to building, the area of all floors capable of being occupied by a tenant for his exclusive use, which area is measured from the centre lines of joint partitions or walls and from the outside faces of external walls or the building alignment, including shop fronts, basements, mezzanines and storage areas.

Harbour Installations—means land and buildings used for and incidental to the purposes of loading, unloading and maintaining ships.

Health Studio—means land and buildings designed and equipped for physical exercise, recreation and sporting activities including outdoor recreation.

Home Occupation—means a business or activity carried on with the written permission of the Council within a dwelling house or the curtilage of house by a person resident therein or within a domestic outbuilding by a person resident in the dwelling house to which it is appurtenant that—

- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection due to the emission of light, noise, vibration, electrical interference, smell, fumes, smoke, vapour, steam, soot ash, dust, grit, oil, liquid wastes or waste products or the unsightly appearance of the dwelling house or domestic outbuilding on or the land on which the business is conducted;
- (b) does not entail employment of any person not a member of the occupier's family;
- (c) does not occupy an area greater than 50 sq.m.
- (d) does not require the provision of any essential service main of a greater capacity than normally required in the zone in which it is located;
- (e) does not display a sign exceeding 0.2 sq metres in area;
- (f) in the opinion of the Council it is compatible with the principal uses to which land in the zone it is located may be put and will not in the opinion of the Council generate a volume of traffic that would prejudice the amenity of the area;
- (g) does not entail the presence, use or calling of a vehicle of more than two tonnes tare weight;
- (h) does not entail the presence of more than one commercial vehicle and does not include provision for the fueling or repairing of motor vehicles within the curtilage of the dwelling house or domestic outbuilding;
- (i) does not entail the offering for sale or display of motor vehicles, machinery or goods (other than goods manufactured or serviced on the premises); and
- (j) does not entail a source of power other than an electric motor of not more than 0.373 kilowatts (0.5 hp).

Hospital—means a building in which persons are received and lodged for medical treatment or care and includes a maternity hospital.

Hospital Special Purposes—means a building used or designed for use wholly or principally for the purpose of a hospital or sanatorium for the treatment of infectious or contagious diseases, or hospital for the treatment of the mentally ill or similar use.

Hostel—means a lodging house which is not open to the public generally but is reserved for use solely by student and staff of educational establishments, members of societies, institutes or associations.

Hotel—means land and buildings providing accommodation for the public the subject of a Hotel Licence granted under the provisions of the Liquor Act, 1970 (as amended).

Industry—means the carrying out of any process in the course of trade or business for gain, for an incidental to one or more of the following—

- (a) the winning, processing or treatment of minerals;
- (b) the making, altering, repairing, or ornamentation, painting, finishing, cleaning, packing or canning or adapting for sale, or the breaking up or demolition, of any article or part of an article;
- (c) the generation of electricity or the production of gas;
- (d) the manufacture of edible goods;

and includes, when carried out on land upon which the process is carried out and in connection with that process, the storage of goods, any work of administration or accounting, or the wholesaling of goods resulting from the process, and the use of land for the amenity of persons engaged in the process;

but does not include—

- (i) the carrying out of agriculture;
- (ii) site work on buildings, work or land;
- (iii) in the case of edible goods the preparation of food for sale from the premises;
- (iv) panel beating, spray painting or motor vehicle wrecking.

Industry—Cottage—means an industry which produces arts and craft goods which cannot be carried out under the provisions relating to a "home occupation" and that—

- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection, due to the emission of light, noise, vibration, steam, soot, ash, dust, grit, oil, liquid wastes or waste products;
- (b) where operated in a Residential Zone, does not entail the employment of any persons not a member of the occupier's family normally resident on the land;
- (c) is conducted in an outbuilding which is compatible to the zone and its amenity and does not occupy an area in excess of 55m²;
- (d) does not require the provisions of any essential service main of a greater capacity than normally required in the zone in which it is located; and,
- (e) does not display a sign exceeding 0.2sq metres in area.

Industry-Extractive—means an industry which involves the extraction of sand, gravel, clay, turf, soil, rock, stone minerals, or similar substance from the land and also the storage, treatment or manufacture of products from materials extracted from the land or on land adjacent thereto.

Industry-General—means an industry other than a cottage, extractive, hazardous, light, noxious, rural or service industry.

Industry-Hazardous—means an industry which by reason of the process involved or the method of manufacture or the nature of the materials used or produced requires isolation from other buildings.

Industry-Light—means an industry—

- (a) in which the processes carried on, the machinery used, and the goods and commodities carried to and from the premises will not cause any injury to, or will not adversely affect the amenity of the locality by reason of the emission of light, noise, electrical, interference, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water or other waste products; and

- (b) the establishment of which will not or the conduct of which does not impose an undue load on any existing or projected service for the supply or provision of water, gas, electricity, sewerage facilities, or any other like services.
- Industry-Noxious**—means an industry in which the processes involved constitute an offensive trade within the meaning of the Health Act, 1911-1979 (as amended), but does not include a fish shop, dry cleaning premises, marine collectors yard, laundromat, piggery or poultry farm.
- Industry-Rural**—means an industry handling, treating, processing or packing primary products grown, reared or produced in the locality, and a workshop servicing plant or equipment used for rural purposes in the locality.
- Industry-Service**—means a light industry carried out on land or in buildings which may have a retail shop front and from which goods manufactured on the premises may be sold; or land and buildings having a retail shop front and used as a depot for receiving goods to be serviced.
- Institutional Building**—means a building used or designed for use as a wholly or principally for the purpose of—
- a home or other institution for care of persons who are physically or mentally handicapped;
 - a rehabilitation centre or home for alcoholics, drug addicts, persons released from prison or other persons requiring treatment as provided by such a centre.
- Institutional Home**—means a building used for residential purposes for the care and maintenance of children, the aged or the infirm and includes a benevolent institution.
- Kindergarten**—means land and buildings used as a school for developing the intelligence of young children by object lessons, toys, games singing and similar methods.
- Land**—shall have the same meaning given to it in and for the purposes of the Act.
- Laundromat**—means a building, open to the public in which coin operated or other washing machines, with or without provision for drying clothes, are available for use.
- Liquor Store**—means a building the subject of a Store Licence granted under the provisions of the Liquor Act, 1970 (as amended).
- Lodging House**—shall have the same meaning as is given to it in and for the purposes of the Health Act, 1911, 1979 (as amended).
- Marina**—means premises at which berths or pens, and fuelling, servicing, repairing, storage (including storage on land) and other facilities for boats are provided with or without the sale of boating gear and equipment, and includes all jetties piers, embankments, quays and moorings appurtenant thereto and all offices and storerooms used in connection therewith.
- Marine Collectors Yard**—means land and buildings used for the storage of marine stores under the provisions of the Marine Stores Act, 1902 (as amended) and Marine Dealer's Yard and Marine Store have the same meaning.
- Market**—means land and buildings used for a fair, a farmer's or producer's market, or a swapmeet in which the business or selling carried on or the entertainment provided is by independent operators or stall-holders carrying on their business or activities independently of the market operator save.
- Medical Centre**—means a building (other than a hospital) that contains or is designed to contain facilities not only for the practitioner or practitioners mentioned under the interpretations of consulting rooms but also for ancillary services such as chemists, pathologists and radiologists.
- Milk Depot**—means land and buildings to which milk is delivered for distribution to consumers but in which milk is not processed or pasteurised.
- Mobile Home**—means any vehicle or similar relocatable structure having been manufactured with wheels (whether or not such wheels have been removed) and having no footings other than wheels, jacks or skirtings and so designed or constructed as to permit independent occupancy for continuous dwellings purposes incorporating its own facilities including bathroom and toilet facilities.
- Mobile Home Park**—means land upon which two or more mobile homes, occupied for dwelling purposes are located regardless of whether or not a charge is made for such accommodation.
- Motel**—means land and buildings used or intended to be used to accommodate patrons in a manner similar to an Hotel or Boarding House but in which special provision is made for the accommodation of patrons with motor vehicles.
- Motor Vehicle and Marine Sales Premises**—means land and buildings used for the display and sale of new or second hand motorcycles, cars, trucks, caravans and boats or any one of them or more of them and may include, the servicing of motor vehicles sold from the site.
- Motor Vehicle Hire Station**—means land and buildings used for the hiring out of motor vehicles and when conducted on the same site, the storage and cleaning of motor vehicles for hire but does not include mechanical repair or servicing of such vehicles.
- Motor Vehicle Repair Station**—means land and buildings used for the mechanical repair and overhaul of motor vehicles including tyre recapping, retreading, panel beating, spray painting and chassis reshaping.
- Motor Vehicle Wash Station**—means land and buildings where vehicles are washed and cleaned by or primarily by mechanical means.
- Motor Vehicle Wrecking Premises**—means land and buildings used for the storage, breaking up or dismantling of motor vehicles and includes the sale of secondhand motor vehicle accessories and spare parts.
- Motor Vehicle Wash Station**—means land and buildings where vehicles are washed and cleaned by or primarily by mechanical means.
- Motor Vehicle Wrecking Premises**—means land and buildings used for the storage, breaking up or dismantling of motor vehicles and includes the sale of second-hand motor vehicle accessories and spare parts.
- Museum**—means land and buildings used for storing and exhibiting objects illustrative of antiquities, natural history, art, nature and curiosities.
- Night Club**—means premises used for commercial entertainment which are the subject of a Cabaret Licence granted under the provisions of the Liquor Act 1970 (as amended).
- Non-Conforming Use**—means a use of land which, though lawful immediately prior to the coming into operation of this Scheme, is not in conformity with the Scheme.
- Nursery**—means land and buildings used for the propagation, rearing and sale of products associated with horticultural and garden decor.
- Office**—means a building used for the conduct of administration, the practice of a profession, the carrying on of agencies, banks, typist and secretarial services of a similar nature.
- Owner**—in relation to any land includes the Crown and every person who jointly or severally whether at law or in equity—
- is entitled to the land for an estate in fee simple in possession; or
 - is a person to whom the Crown has lawfully contracted to grant the fee simple of the land; or,
 - is a lessor or licensee from the Crown; or,
 - is entitled to receive or is in receipt of, or if the land were let to a tenant, would be entitled to receive the rents and profits thereof, whether as a beneficial owner, trustee, mortgagee in possession, or otherwise.
- Petrol Filling Station**—means land and buildings used for the supply of petroleum products and motor vehicle accessories.
- Piggery**—shall have the same meaning given to it in and for the purpose of the Health Act, 1911-1979 (as amended).

- Places of Natural Beauty**—means the natural beauties of the area including lakes and other inland waters, banks or watercourses, hill slopes and summits and valleys.
- Plot Ratio**—for developments other than single houses, grouped dwellings, attached houses and multiple dwellings means, the ratio of the gross total of the areas of all floors to the area of land within the site boundaries, and in calculating the gross total of the areas of all floors the areas shall be measured over any walls provided that lift shafts, stairs, toilets and amenities, external wall thicknesses, plant rooms and the gross floor area of any floor space used for the parking of wheeled vehicles including access to and from that space within the building shall not be included.
- Potable Water**—means water in which level of physical, chemical and bacteriological constituents do not exceed the maximum permissible levels set out in "International Standards for Drinking Water—Third Edition, World Health Organisation—1971".
- Poultry Farm**—means land and buildings used for hatching, rearing or keeping of poultry for either egg or meat production which does not constitute an offensive trade within the meaning of the Health Act, 1911-1979 (as amended).
- Prison**—shall have the meaning given to it in and for the purposes of the Prisons Act 1981 (as amended).
- Private Hotel**—means land and buildings used for the residential purposes the subject of a Limited Hotel Licence granted under the provisions of the Liquor Act, 1970 (as amended).
- Private Recreation**—means land used for parks, gardens, playgrounds, sports arenas, or other grounds for recreation which are not normally open to the public without charge.
- Produce Store**—means land and buildings wherein fertilizers and grain are displayed and offered for sale.
- Professional Office**—means a building used for the purposes of his profession by an accountant, architect, artist, author, barrister, chiropodist, consular official, dentist, doctor, engineer, masseur, nurse, physiotherapist, quantity surveyor, solicitor, surveyor, teacher (other than a dancing teacher or a music teacher), town planner, or valuer, or a person having an occupation of a similar nature, and Professional Person has a corresponding interpretation.
- Public Amusement**—means land and buildings used for the amusement or entertainment of the public, with or without charge.
- Public Assembly Place of**—means any special place of assembly including grounds for athletics, all sports grounds with spectator provision, racecourses, trotting tracks, stadia or showgrounds.
- Public Authority**—shall have the same meaning given to it in and for the purposes of the Act.
- Public Mall**—means any public street or right of way designed especially for pedestrians who shall have right of way and vehicle access shall be restricted to service vehicles at times specified by the Council.
- Public Recreation**—means land used for a public park, public gardens, foreshore reserve, playground or other grounds for recreation which are normally open to the public without charge.
- Public Utility**—means any work undertaking constructed or maintained by a public authority or the Council as may be required to provide water, sewerage, electricity, gas, drainage, communications or other similar services.
- Public Place of Worship**—means land and buildings used for the religious activities of a church but does not include an institution for primary, secondary or higher education, or a residential training institution.
- Radio and T.V. Installation**—means land and buildings used for the transmission, relay and reception of signals and pictures, both commercial and domestic, but does not include domestic radio and television receivers.
- Residential Planning Codes**—means the residential planning codes, set out in Appendices 2 and 3 to the Statement of Planning Policy No. 1, together with any amendments thereto as published in the *Government Gazette* on 30 January, 1985.
- Reception Centre**—means land and buildings used by parties for functions on formal or ceremonious occasions, but not for unhosted use for general entertainment purposes.
- Reformatory**—means land and buildings used for the confinement or detention in custody of juvenile offenders against the law with a view to their reformation.
- Restaurant**—means a building wherein food is prepared for sale and consumption within the building and the expression shall include a licensed restaurant, and a restaurant at which food for consumption outside the building is sold where the sale of food for consumption outside the building is not the principal part of the business.
- Restoration**—means any work or process on, at or in respect of a building structure or place which wholly or partly brings back the building structure or place to its original condition or which reinstates its historic or natural character either by rebuilding or repairing its fabric or by removing accretions or additions.
- Rural Pursuit**—means the use of land for any of the purposes set out hereunder and shall include such buildings normally associated herewith—
- (a) the growing of vegetables, fruit cereals or food crops;
 - (b) the rearing or agistment or goats, sheep, cattle or beasts of burden;
 - (c) the stabling, agistment or training of horses;
 - (d) the growing of trees, plants, shrubs, or flowers for replanting in domestic, commercial or industrial gardens;
 - (e) the sale of produce grown solely on the lot;
- but does not include the following except as approved by the Council;
- (i) the keeping of pigs;
 - (ii) poultry farming;
 - (iii) the processing, treatment or packing of produce;
 - (iv) the breeding, rearing or boarding or domestic pets.
- Salvage Yard**—means land and buildings used for the storage and sale of materials salvaged from the erection, demolition, dismantling or renovating of, or fire or flood damage to structures including (but without limiting the generality of the foregoing) buildings, machinery, vehicles and boats.
- Sawmill**—means land and buildings where logs or large pieces of timber are sawn but does not include a joinery works unless logs or large pieces of timber are sawn therein.
- Schedule**—means a schedule to the Scheme.
- Service Station**—means land and buildings used for the supply of petroleum products and motor vehicle accessories and for carrying out greasing, tyre repairs and minor mechanical repairs and may include a cafeteria, restaurant or shop incidental to the primary use; but does not include transport depot, panel beating, spray painting, major repairs or wrecking.
- Serviced Units**—means a residential type building that is used or provided for holiday purposes and is available to the public at large and the interpretation includes such terms as holiday units or holiday flats.
- Shared Dwelling**—means a building used primarily for living purposes by not more than five persons residing therein as a single household; the term also includes such out-buildings and recreation uses and gardens as are ordinarily used therewith, but does not include a private hotel, motel or building house.
- Shop**—means a building wherein goods are kept, exposed or offered for sale by retail and without limiting the generality of the foregoing shall include—
- shops for the sale of foodstuffs generally, clothing, drapery, small furniture and furnishings, footwear, hardware, small electrical goods, sporting goods, toys and secondhand goods, jewellers, pharmacists, stationers, newsgents, variety stores, photographic studios and

supplies, florists, dry cleaning agencies, barbers and hairdressers, cafes and liquor stores unless incorporated in a hotel or tavern.

but shall not include an office or professional office.

Showroom—means a building wherein goods are displayed and may be offered for sale by wholesale and/or by retail, excluding the sale by retail of food-stuffs, liquor or beverages items of clothing or apparel, magazines, books or paper products, medical pharmaceutical products, china, glassware or domestic hardware, and items of personal adornment.

Site Coverage—in relation to the proportion of a site that may be occupied by buildings means the total area covered by all buildings on the land, when measured from the outer surface of their walls, plus the area of any projections beyond the walls, including overhanging eaves, but in so far only as they project more than 1 metre horizontally from the wall.

Storey—means that proportion of a building which is situated between the top of any floor and the top of the floor next above, or if there is not floor above it, that portion between the top of the floor and the ceiling above it.

Tavern—means land and buildings the subject of a Tavern Licence granted under the provisions of the Liquor Act, 1970 (as amended)

Trade Display—means land and buildings used for the display of trade goods and equipment for the purposes of advertisement.

Transport Depot—means land and buildings used for the garaging of motor vehicles used or intended to be used for carrying goods or persons for hire or reward or for any consideration, or for the transfer of goods or persons from one such motor vehicle to another such motor vehicle and includes maintenance, management and repair of the vehicles used, but not of other vehicles.

Veterinary Consulting Rooms—means a building in which a veterinary surgeon or veterinarian treats the minor ailments of domestic animal and household pets as patients but in which animals do not remain overnight.

Veterinary Hospital—means a building used in connection with the treatment of sick animals and includes the accommodation of sick animals.

Warehouse—means a building wherein goods are stored and may be offered for sale by wholesale.

Wayside Stall—means a building situated on private land which offers for sale to the general public produce or any commodity which is produced on the land upon which the buildings are located.

Wholesale—means the sale of any goods to any person or persons other than the ultimate consumer of those goods by a person or his trustee registered as a 'wholesale merchant' for Sales Tax purposes under the provisions of the Sales Tax Assessment Act No. 1 1930, (as amended).

Wine House—means land and buildings the subject of a Wine House Licence granted under the provisions of the Liquor Act, 1970 (as amended).

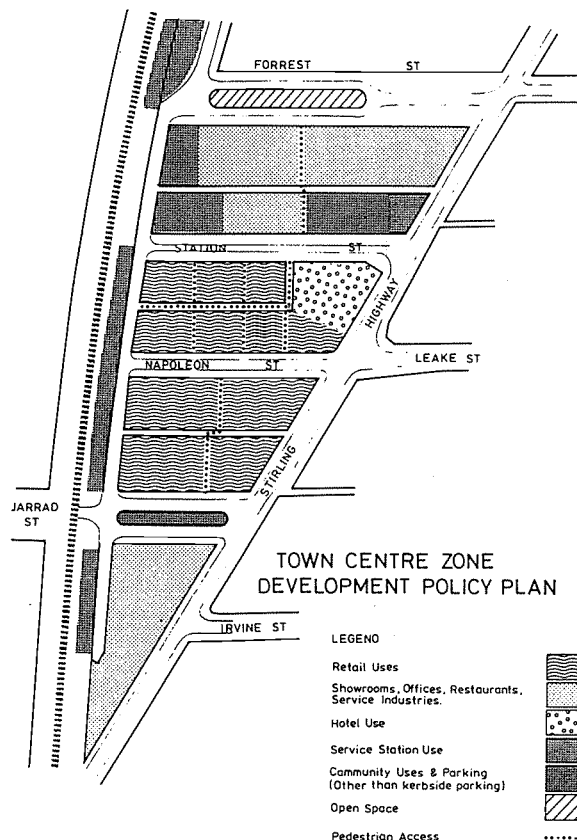
Zone—means a proportion of the Scheme Area shown on the map by distinctive colouring, patterns, symbols, hatching, or edging for the purpose of indicating the restrictions imposed by the Scheme on the erection and use of land, but does not include reserved land.

Zoological Gardens—means land and buildings used for the keeping, breeding or display of fauna and the term includes Zoo but does not include kennels or keeping, breeding or showing of domestic pets.

Schedule 3

Schedule of Additional Uses

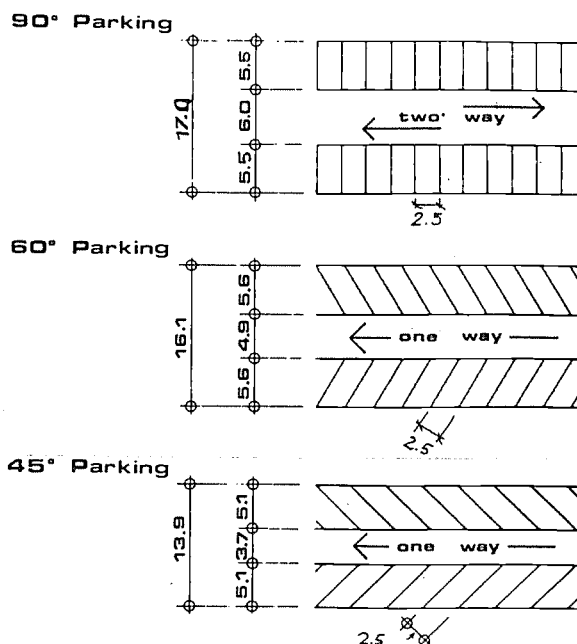
Column 1 Particulars of Land	Column 2 Additional Uses and Special Conditions
Lots 7, 8, 36 and 37 Eileen Street, as well as Lot 10 Cnr. Eileen Street and Marine Parade	As well as all uses permitted within the Foreshore Centre Zone any or all of these lots may also be used for Hotel purposes. If the land is used as a hotel development shall be controlled as if the land was within the Hotel Zone.



NB: Council supports second storey residential use

APPENDIX I

parking modules generally



Appendix III

Town of Cottesloe—Town Planning Scheme No. 2

APPLICATION FOR APPROVAL TO
COMMENCE DEVELOPMENT

OWNER OF LAND: Surname

Given Names

Address

APPLICANT: Name/Company

Address

(For correspondence)

Post Code

Telephone No. Person to Contact

SITE DESCRIPTION: Lot No Street No

Street

Location No

Plan/Diagram Vol Folio

DEVELOPMENT: Description of proposed development,
including proposed use

Approximate cost (esc. land)

Estimated time of completion

SIGNED BY THE OWNER:

DATE

NOTE:

1. This Form is not to be used for applications to the State Planning Commission. (SPC)
2. Three copies of site plans, floor plans and elevations are to be submitted with this application.
3. A separate application is required for a building licence (where applicable).

OFFICE USE ONLY: Rec. No.

Form 1 to State Planning Commission—Yes/No Date Sent

Refer—SPC Council Other

Comments

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

City of Bunbury Town Planning Scheme
No. 6—Amendment No. 64

SPC: 853-6-2-9 Pt 64.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Minister for Planning approved the City of Bunbury Town Planning Scheme Amendment on 13 December 1988 for the purpose of rezoning Lots 394 and 412 Prinsep Street from "Public Purposes—Carpark" Reserve to "Central Business District" Zone.

E. C. MANEA,
Mayor.

V. S. SPALDING,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

City of Armadale Town Planning Scheme
No. 2—Amendment No. 34

SPC: 853-2-22-4 Pt 34.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Minister for Planning approved the City of Armadale Town Planning Scheme Amendment on 13 December 1988 for the purpose of—

- 1.0 Rezoning about 4 200 m² of Pt. Lot 147, Brookton Highway, cnr Butcher Road, Roleystone from Rural "D" to Special Use—Public Amusement.

2.0 Adding the following to the Special Use Zone of the Development Table in sequential order of established presentation—

Prescribed Special Use	Requirements	Particulars of Land
Public Amusement Tourist Village being of 19th Century Australian character includ- ing Restaurant, Shops, Offices and Caretaker's Residence	<ol style="list-style-type: none"> 1. Gross Leasable area for Shops and Offices combined (but excluding Restaurant) limited to a maximum of 420 m² of which at least 270 m² be devoted to tourist shop activities 2. A shop shall not be permitted unless the Planning Consent is obtained from Council and the Shop is restricted to the sale of artefacts or other products of tourist interest, as determined by Council 3. Restaurant should be designed and managed to ensure that noise levels shall not exceed 85 dB(A) and unless Council determines otherwise, shall be limited to 150 m² GFA with maximum seating capacity of 50 and no provision for outdoor dining or assembly 4. No vehicular access/egress to Brookton Highway 5. Use classes, codes and standards for the Rural "D" zone prescribed in the Development Table to apply 	Portion of Pt. Lot 147, Brookton Highway, cor- ner Butcher Road. Roleystone

I. K. BLACKBURN,
Mayor.

J. W. FLATOW,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

City of Canning Town Planning Scheme
No. 16—Amendment No. 468

SPC: 853-2-16-18 Pt 468.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Minister for Planning approved the City of Canning Town Planning Scheme Amendment on 13 December 1988 for the purpose of rezoning a 3.5 metre wide strip of Lot 185 (26 Kembla Way/25 Herald Avenue), Willetton, from "S.R.2" to "Light Industry".

S. W. CLARKE,
Mayor.

I. F. KINNER,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

City of Canning Town Planning Scheme
No. 16—Amendment No. 472

SPC: 853-2-16-18 Pt 472.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Minister for Planning approved the City of Canning Town Planning Scheme Amendment on 13 December 1988 for the purpose of making the following text amendments.

A. Clause 68 (Off-Street Parking Provisions)

(1) Sub-Clause (1)—amend to read as follows—

“ (1) Subject to the provisions of sub-clause (9) hereof, no person shall erect or use a building for a purpose specified hereunder unless provision is made for off-street vehicle parking areas, and parking spaces are paved and maintained in accordance with this Scheme and to the extent shown opposite such purpose hereunder— ”.

(2) Sub-Clause (1)—Industry (Excluding Factory Tenement Buildings)—delete the existing provisions (a) and (b), and substitute the following—

“ Subject to the provisions of sub-clause (7) hereof and to the provisions of sub-clause (1) (b) hereof:

- (a) Sufficient paved spaces to accommodate all workforce, company and customer/vehicle vehicles, based upon the provision of a written statement by the applicant regarding the number of spaces required. In the absence of such written statement, one paved parking space for every 100 m² gross floor area shall be required.
- (b) Council may either generally or in a particular case stipulate the minimum number of paved spaces required.
- (c) In the case of an industry in which employees work in shifts, the said spaces shall be sufficient to accommodate vehicles used by the two largest shifts. ”

(3) Sub-Clause (1)—Take-Away Food Outlets—delete existing provisions, and substitute the following—

“ Twenty paved parking spaces. ”

(4) Sub-clause (1)—Cafes, Dining rooms, Restaurants and Reception Lodges—delete existing provisions and substitute the following—

“ One paved parking space for every 2.5 m² or part thereof of the usable area as determined by the Council ”.

(5) Sub-Clause (6)—delete entirely.

(6) Sub-Clause (7)—delete existing provisions, and substitute the following—

“ (7) The owner of the land zoned for Industry purposes, when preparing the plan referred to in sub-clause (4) hereof, shall show in addition to other requirements, off-street parking areas capable of accommodating 8 parking spaces per 1 000 m² of land contained within the boundaries of the lot to be developed. Spaces for fractions of 1 000 m² shall be calculated proportionately ”.

(7) Sub-Clause (9)—delete the existing provisions, and substitute the following—

“ (9) (a) In assessing the number of off-street car parking bays in accordance with the provisions of this clause, the Council may permit a reduction in the parking requirements stipulated against a particular use in sub-clause (1) on the grounds that reciprocal parking takes place. In its consideration of an application involving such reduction, the Council shall take into account the following matters—

- (i) the amount of parking demand generated by the development with reference to any standards contained in the Scheme;
- (ii) the times during which parking demand is greatest and the feasibility of reciprocal uses of parking areas bearing in mind any existing overlapping usage of areas; and
- (iii) The location of available car parking areas in relation to the development and any pedestrian access facilities which exist or which may be proposed;

but in any event the parking requirement stipulated against a particular use in sub-clause (1) shall not be reduced by more than 50 per cent.

(b) Where Council permits a reduction as referred to at part (a) above, and where the land the subject of reciprocal parking arrangements comprises separate lots, Council shall require affected parties to enter into a legal agreement with Council, and such agreement shall be the subject of an encumbrance on the relevant Certificate/s of Title. ”

B. Appendix 4—Group Housing Criteria—Parking Requirements and Access—Clause 10; delete existing Part (A), and substitute the following—

“ (A) Minimum 2 paved car parking spaces (minimum 3.0 m x 5.5 m) per unit. Where two car bays are provided for the exclusive use of the occupants of a particular unit, the second bay may be located directly behind the first. ”

S. W. CLARKE,
Mayor.

I. F. KINNER,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Scheme Amendment Available for Inspection

City of Canning Town Planning Scheme
No. 16—Amendment No. 482

SPC: 853-2-16-18 Pt 482.

NOTICE is hereby given that the City of Canning has prepared the abovementioned scheme amendment for the purpose of rezoning Nos. 89-91 Barbican Street (Part Lot 896) and Nos. 98-100 Tribute Street East (Lot 914), Riverton, from “GR4 (Restricted)” and “GR4” respectively, to “Private Clubs and Institutions”.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 1317 Albany Highway, Cannington and at the State Planning Commission Perth, and will be available for inspection during office hours up to and including 3 February 1989.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before February 3, 1989.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

I. F. KINNER,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Scheme Amendments Available for Inspection

City of Cockburn District Zoning Scheme
No. 1—Amendment Nos. 254 and 255

SPC: 853-2-23-5 Pts 254 and 255.

NOTICE is hereby given that the City of Cockburn has prepared the abovementioned scheme amendments for the purpose of—

Amendment No. 254: rezoning the land depicted on the Scheme Amendment Map from Rural to Residential (R15) Local Shopping (Commercial) and District Shopping (Commercial).

Note: () denotes District Zoning Scheme No. 2 provision.

Amendment No. 255: rezoning the land depicted on the Scheme Amendment Map from “Rural” to “Residential” (R15), “Local Shopping” (Commercial) and a “Public Purpose Reserve—High School”.

Note: () denotes District Zoning Scheme No. 2 provision.

Plans and documents setting out and explaining the scheme amendments have been deposited at Council Offices, 9 Coleville Crescent, Spearwood and at the State Planning Commission Perth, and will be available for inspection during office hours up to and including 27 January 1989.

Submissions on the scheme amendments should be made in writing on Form No. 4 and lodged with the undersigned on or before January 27, 1989.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

A. J. ARMAREGO,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

City of Gosnells Town Planning Scheme
No. 1—Amendment No. 284

SPC: 853-2-25-1 Pt 284.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Minister for Planning approved the City of Gosnells Town Planning Scheme Amendment on 13 December 1988 for the purpose of modifying the 11th item of the 5th Schedule of the scheme text in the following manner—

Street; Particulars of Land; Additional Use Permitted
Kelvin Road; Lots 1 and 313; Motor Transport Depot,
Service Station, Motel and Ancillary Facilities.

L. RICHARDSON,
Mayor.G. WHITELEY,
Town Clerk.

Residential B at the R25 density code to accommodate a maximum of 9 units.

Amendment No. 301: rezoning a portion of Lot 113 Shere Street, Kenwick from Residential A to Residential B to permit the development of grouped housing.

Plans and documents setting out and explaining the scheme amendments have been deposited at Council Offices, 2120 Albany Highway, Gosnells and at the State Planning Commission Perth, and will be available for inspection during office hours up to and including 3 February 1989.

Submissions on the scheme amendments should be made in writing on Form No. 4 and lodged with the undersigned on or before 3 February 1989.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

G. WHITELEY,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

City of Gosnells Town Planning Scheme
No. 1—Amendment No. 293

SPC: 853-2-25-1 Pt 293.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Minister for Planning approved the City of Gosnells Town Planning Scheme Amendment on 13 December 1988 for the purpose of rezoning Lot 424 Evelyn Street, Gosnells from Residential A to Residential B.

L. G. RICHARDSON,
Mayor.G. WHITELEY,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Scheme Amendment Available for Inspection

City of Melville Town Planning Scheme
No. 3—Amendment No. 63

SPC: 853-2-17-10 Pt 63.

NOTICE is hereby given that the City of Melville has prepared the abovementioned scheme amendment for the purpose of amending Clause 4.5.10 by inserting after Policy 4 the following new Policy—

5. Notwithstanding the limitation of retail floorspace contained in Policy No. 3 an additional 640 m² of retail floor space may be permitted on Lot 957 Parry Avenue, Bull Creek, over and above that limitation.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Almondbury Road, Ardross and at the State Planning Commission Perth, and will be available for inspection during office hours up to and including 3 February 1989.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 3 February 1989.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

G. HUNT,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Scheme Amendment Available for Inspection

City of Gosnells Town Planning Scheme
No. 1—Amendment Nos. 300 and 301

SPC: 853-2-25-1 Pts 300 and 301.

NOTICE is hereby given that the City of Gosnells has prepared the abovementioned scheme amendments for the purpose of—

Amendment No. 300: rezoning a 3345m² portion of Lot 849 Digby Street, Gosnells from Residential A to

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

City of South Perth Town Planning Scheme No. 5—Amendment No. 19

SPC: 853-2-11-7, Pt. 19.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act

1928 that the Minister for Planning approved the City of South Perth Town Planning Scheme Amendment on 13 December 1988 for the purpose of amending the above Town Planning Scheme as follows.

1. Schedule D is amended by adding immediately after Item No. 10 a new Item No. 11 and by inserting in the respective columns specified below, immediately opposite that Item the following words and figures.

With Section 7 of the Town Planning Ordinance							
1		2	3	4	5	6	7
Item No.	Particulars of Land				Restricted Use Class Permitted	Development Requirements	
	Street Name	Street No.	Lot No.	Location No.		Maximum Plot Ratio	Requirements other than Plot Ratio
11	Angelo Street.....	57	747	PSL354	Meeting Hall for use by a body or bodies referred to in the definition "club" together with or without offices	0.20 provided that the plot ratio of any offices shall not exceed 0.13	Minimum number of car park spaces for meeting hall: refer to Clause 63 minimum number of car parking spaces for offices: refer to table No. 5 other requirements: as prescribed for Commercial C2 Zone

2. Amending the Scheme Map accordingly.

J. G. BURNETT,
Mayor.D. B. ERNST,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

City of Wanneroo Town Planning Scheme
No. 1—Amendment No. 424

SPC: 853-2-30-1 Pt 424.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Minister for Planning approved the City of Wanneroo Town Planning Scheme Amendment on 13 December 1988 for the purpose of rezoning Part Lot 8 Calabrese Avenue, Wanneroo from Rural, Special Zone (Additional Use) Hire Depot to Service Industrial.

W. BRADSHAW,
Mayor.
R. F. COFFEY,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

City of Wanneroo Town Planning Scheme
No. 1—Amendment No. 430

SPC: 853-2-30-1, Pt. 430.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the City of Wanneroo Town Planning Scheme Amendment on 15 December 1988 for the purpose of—

1. rezoning Lot 80 (4) Tapping Way, Quinns Rocks from "Residential Development" to "Commercial"; and
2. adding the maximum gross leasable area of 2 015 m² to Schedule 5 of the Scheme Text.

W. BRADSHAW,
Mayor.
R. F. COFFEY,
Town Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

Shire of Broome Town Planning Scheme
No. 2—Amendment No. 45

SPC: 853-7-2-3, Pt. 45.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Minister for Planning approved the Shire of Broome Town Planning Scheme Amendment on 13 December 1988 for the purpose of—

1. Rezoning Lot 989 from "Special Rural" zone to "Special Site" zone.
2. Adding to Schedule B, the following—

Site	Permitted Use	Development Conditions
Lot 989 Beach	Cable Shopping, Holiday Accommodation, Staff Housing, Petrol filling station, service facilities for bicycle and Car Hire and ancillary uses.	(1) Subject to Planning Approval of Council. (2) Shopping facilities will be permitted a maximum retail floor area of 1 000 m ² .

K. S. MALE,
President.
D. L. HAYNES,
Shire Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Scheme Amendment Available for Inspection

Shire of Busselton Town Planning Scheme
No. 5—Amendment No. 102

SPC: 853-6-6-6, Pt. 102.

NOTICE is hereby given that the Shire of Busselton has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 27, Sussex Location 5, Queen Elizabeth Avenue, from General Farming to Single Residential, Drainage, Recreation, Shopping and School.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Southern Drive, Busselton and at the State Planning Commission Perth, and will be available for inspection during office hours up to and including 3 February 1989.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 3 February 1989.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

B. N. CAMERON,
Shire Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

Shire of Busselton Town Planning Scheme
No. 5—Amendment No. 105

SPC: 853-6-6-6, Pt. 105.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Minister for Planning approved the Shire of Busselton Town Planning Scheme Amendment on 13 December 1988 for the purpose of rezoning Part Lots 12, 137 and 138 Kent Street, Busselton from "Single Residential" to "Office".

E. J. SMITH,
President.
B. N. CAMERON,
Shire Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

Shire of Denmark Town Planning Scheme
No. 2—Amendment No. 26

SPC: 853-5-7-2 Pt 26.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Minister for Planning approved the Shire of Denmark Town Planning Scheme Amendment on 13 November 1988 for the purpose of rezoning Denmark Estate lot 414 Lapkos Road, Denmark (Shadforth Ward) from Special Rural to Rural.

G. WOODS,
President.
P. DURTANOVICH,
Shire Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Approved Town Planning Scheme Amendment

Shire of Murray West Murray Town Planning Scheme—Amendment No. 50

SPC: 853-6-16-3, Pt. 50.

IT is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Minister for Planning approved the Shire of Murray Town Planning Scheme Amendment on 13 December 1988 for the purpose of—

1. Amending the Scheme Maps to rezone Part of Murray Locations 61, 372, 699 and 730, at "BIRCHMONT" West Murray from "Rural" to "Special Rural" and to reserve part of the same locations for "Conservation and Recreation".

2. Amending Section 5.9.2 of the Scheme Text by the addition of—

Item	Interest	Property Description
7	Historical Building	Birchmont Homestead, Murray Loc. 61, Mills Road.

3. Amending the Scheme Text to insert in Columns (a) and (b) of the Schedule 1, the following—

(a)	(b)
Murray Locations 61, 372, 699 and 730 at "Birchmont", West Murray.	<ol style="list-style-type: none"> 1. Subdivision of Special Rural Zone to be generally in accordance with the plan of subdivision annexed to the amendment. 2. The minimum lot size shall be two hectares. 3. Within the Special Rural Zone— <ol style="list-style-type: none"> (a) The intent is to create a rural-residential retreat area with the emphasis on the merging of development with the landscape. (b) The following uses are permitted— <ol style="list-style-type: none"> (i) Public Recreation (ii) Dwelling House (c) The following uses are not permitted unless specific approval is granted by Council— <ol style="list-style-type: none"> (i) Public Utility (ii) Home Occupation (d) All other uses not included in (b) and (c) above are not permitted. 4. No building or development other than fencing shall be constructed without the approval of Council. 5. No dwelling or buildings shall be constructed within 10 metres of a lot boundary unless the Council approves a lesser distance; that is, if Council is of the opinion that (i) the topography or shape of the lot, or the natural flora upon it, makes it desirable to alter this provision, and (ii) that the location of the building will not detract from the environmental quality of the area or from the amenity of existing or future residences on adjoining lots. 6. Council shall require that firebreaks are to be in accordance with the Murray Shire Council's Firebreak Order; strategic firebreaks shall be provided in accordance with the requirements of the Bush Fires Board. 7. With the intention of preventing overstocking or other practices detrimental to the amenity of the zone, the breeding or keeping of animals shall not be permitted without the approval in writing of Council. In considering any applications for breeding or keeping of stock Council will be guided by advice from the Department of Agriculture. Notwithstanding the above, in cases where stocking approval has been given but where environmental problems develop, Council, after consultation with the Department of Agriculture, may take appropriate action to ban or reduce the stocking of animals. 8. In order to conserve the rural environment all trees and vegetation shall be retained unless their removal is authorised by Council except in the cases of trees and vegetation which are proposed to be removed to make way for house construction, fences, firebreaks and constructed accessways. 9. Council may require the preparation of a landscape plan as a condition of development.

(a)	(b)
	<ol style="list-style-type: none"> 10. Fences along all common boundaries between freehold and Crown Land shall be maintained to the satisfaction of Council. 11. No dwelling shall be constructed or approval for construction granted, unless a water storage tank of not less than 92 000 litres, or an alternative source of potable water is incorporated into the approval plans and no dwelling shall be considered fit for human habitation unless such a supply has been installed and is operating. 12. No person shall construct an on-site sewage disposal system— <ol style="list-style-type: none"> (i) on land below 3.0 m AHD; (ii) within 100 m of a waterway HWM; or (iii) with a minimum vertical separation of less than 1.5 m (measured from the underside of the leach drain) between the on-site sewage disposal system and the highest recorded level of the water table. <p>In cases where this is not possible Council shall require a developer to use an alternative disposal system as approved by the Health Department of Western Australia.</p> 13. Any household rubbish and refuse shall be disposed of in a disposal site gazetted under the Health Act. 14. No dwelling, outbuilding or structure shall be permitted outside the building envelopes specified for the lots as shown on the Subdivision Plan. 15. Any drainage waters generated within the project area, whether from roads or from the drainage of land, shall be contained on-site.

M. GREENUP,
President.
D. A. McCLEMENTS,
Shire Clerk.

TOWN PLANNING AND DEVELOPMENT ACT 1928

Scheme Amendment Available for Inspection

Shire of Swan Town Planning Scheme
No. 9—Amendment No. 85

SPC: 853-2-21-10 Pt 85.

NOTICE is hereby given that the Shire of Swan has prepared the abovementioned scheme amendment for the purpose of amending the special provisions in Appendix 6 of the Scheme Text with respect to the Tourist and Recreation Resort at Upper Swan, to clarify, the application of the Residential Planning Codes, building envelopes, ground water licencing limits and clearing of vegetation and to make the owner responsible for the matters listed in Clause 8.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Administration Centre, Great Northern Highway, Middle Swan and at the State Planning Commission Perth, and will be available for inspection during office hours up to and including 3 February 1989.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 3 February 1989.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

R. S. BLIGHT,
Shire Clerk.

CITY OF BUNBURY

Acting Town Clerk.

IT is hereby notified for public information that Mr Gary Fitzgerald has been appointed Acting Town Clerk for the period of 23 December 1988 to 13 January 1989, both dates inclusive, during the absence of the Town Clerk on Annual Leave.

V. S. SPALDING,
Town Clerk.

Authorised Officers

Mr T. J. Bradley
Mr S. J. Deckert
Mr C. W. Dowell
Mr J. Ellison
Mr B. J. Golding
Mr J. J. Weir

All previous appointments are hereby cancelled.

B. J. GOLDING,
Shire Clerk.

CITY OF CANNING

IT is hereby notified for public information that effective from 28 November 1988 Murray Raymond Robins has been appointed as—

- (1) An "authorised person" pursuant to the provisions of section 29 of the Dog Act.
- (2) An "inspector" for the purposes of administering Council's by-laws relating to parking facilities.
- (3) A "bush fire control officer" pursuant to the provisions of section 38 (1) of the Bush Fires Act.
- (4) An "authorised person" as described in section 665B (1) of the Local Government Act for the purposes of administering the provisions of the said Act relating to litter.
- (5) A "ranger" pursuant to the provisions of section 450 of the Local Government Act.
- (6) An "authorised officer" for the whole of the district of the Municipality pursuant to the provisions of section 38 (3) of the Control of Vehicles (Off-road areas) Act.

I. F. KINNER,
Town Clerk.

TOWN OF MOSMAN PARK

Relieving Building Surveyor

IT is hereby notified for public information that Mr Kelvin Hicks has been appointed Relieving Building Surveyor to the Town of Mosman Park from Monday, 12 December, 1988 until further notice during the absence of the Health/Building Surveyor on leave.

G. A. FARDON,
Acting Town Clerk.

SHIRE OF COLLIE

Local Government Uniform General (Parking for Disabled Persons) By-laws 1988

IT is hereby notified for public information that in accordance with section 669B of the Local Government Act 1960 Mr Leicester Adkin Bowley has been appointed an authorised officer for the purpose of carrying out duties related to the above mentioned By-laws.

I. H. MIFFLING,
Shire Clerk.

DOG ACT 1976

Shire of Dalwallinu

IT is hereby notified for public information that the following persons have been appointed under the provisions of the Dog Act 1976 (as amended) for the municipality of the Shire of Dalwallinu.

Registration Officers

Miss N. Davies
Mr S. J. Deckert
Mr C. W. Dowell
Miss R. Harris
Mrs W. Sawyer

SHIRE OF DALWALLINU

Acting Shire Clerk

IT is hereby notified for public information that Steven John Deckert has been appointed Acting Shire Clerk from 26 December, 1988 to 3 February, 1989 inclusive, during the absence of the Shire Clerk on annual leave.

B. J. GOLDING,
Shire Clerk.

SHIRE OF DOWERIN

Acting Shire Clerk

IT is advised for public information that Rex John Adams will be Acting Shire Clerk during the absence of the Shire Clerk on annual leave from 29 December 1988 to 6 February 1989 (inclusive).

ALEX READ,
Shire Clerk.

SHIRE OF DUMBLEYUNG

Acting Shire Clerk

IT is hereby notified for public information that Deborah Glover has been appointed Acting Shire Clerk from 2 January 1989 until 5 February 1989 inclusive, during the absence of the Shire Clerk on annual leave.

G. E. WHEELER,
Shire Clerk.

SHIRE OF MT. MARSHALL

Acting Shire Clerk

IT is hereby noted for public information that Mr Jack Walker has been appointed Acting Shire Clerk for the period 26 December 1988 to 3 February 1989, inclusive, during the absence of the Shire Clerk.

G. K. MARTIN,
Shire Clerk.

SHIRE OF PORT HEDLAND

Acting Assistant Shire Clerk

IT is hereby notified for public information that Mr John Meuleman has been appointed Acting Assistant Shire Clerk for the period of 12 December 1988 to 10 March 1989 inclusive during the absence of the Assistant Shire Clerk on long service leave.

K. M. MERRIN,
President.
T. P. O'CONNOR,
Shire Clerk/Shire Manager.

SHIRE OF SERPENTINE-JARRAHDALE

Acting Shire Clerk

IT is hereby notified for public information that Robert Allan Gibb has been appointed Acting Shire Clerk from 4 January 1989 to 2 February 1989 inclusive, during the absence of the Shire Clerk on Long Service Leave.

N. D. FIMMANO,
Shire Clerk.

LOCAL GOVERNMENT ACT 1960

Shire of Wagin

IT is hereby notified that Mr Ian Neville Curley will be Acting Shire Clerk during the period 4 January 1989 to 17 January 1989.

H. L. PEDERICK,
President.

SHIRE OF WYNDHAM-EAST KIMBERLEY

IT is advised for public information that Council at it's meeting held on 22 November 1988 adopted the following charges for recreation facilities for 1989.

P/Hr-Per Hour Ph-Per Head	Bond	Main Hall	Mult, Function Area
Entrepreneurial, Travelling and Live Shows	\$250	\$300	\$150
Functions with Food and/or Drink	\$250	\$32 P/Hr + \$1 P/h	\$22 P/Hr \$1 P/h
Functions Without Food and Drink and Plays	\$200	\$25 P/Hr + 50c P/h	\$18 P/Hr + 50c
Art Exhibitions/ General Exhibitions All Weekend	\$200 if in Main Hall	\$240	\$170
Seminars		\$20 P/Hr	\$12 P/Hr
Meetings, Sports		\$20 P/Hr	\$12 P/Hr
Classes, Arts and Crafts, Tumble Gym		if club or school booking	if club booking
Community Social Support Groups (Playgroups)		\$10 P/Hr	\$5 P/Hr
Stages Area		53	
Large Multi-Function and Other Rooms—			
Seminars		\$16 P/Hr	\$10 P/Hr
Meetings, Sports		\$10 P/Hr	\$5 P/Hr
Classes, Arts and Crafts, Tumble Gym		if club booking	if club booking
Community Social Support Groups (Playgroups)		\$3 P/Hr	\$2 P/Hr
Setting Up after 3.30 pm free—before 3.30 pm		\$10 hour.	
Meetings, Club and Community Groups		\$5 per meeting.	
Badminton Courts		\$6.00 per hour per court.	
Casual Users—Basketball		1 court—\$1.50 per person.	

2. Squash Courts—

Peak	\$5 ½ Hr or \$9 P/Hr
Off-Peak	\$4 ½ Hr \$6 P/Hr
Juniors	\$4

Racquet Hire

Squash, Badminton,
Racquetball \$1.00

3. Canoes—

	1 Day	2 Days	Days There- after	Bond
Set of 5	\$75	\$125	\$40	\$200
Single	\$20	\$35	\$12	\$50
School Use—				
			1989	
5 Canoes, 1 Lesson			\$10	
5 Canoes, Day			\$50	

4. Swimming Pools—

1989	Adults	Children
	\$1.50	.80c
10 Tickets	\$15.00	\$7.50
20 Tickets	\$26.00	\$13.00
50 Tickets	\$56.00	\$28.00
100 Tickets	\$100.00	\$50.00

Private Hire

Kununurra	\$32.00	P/HrWyndham plus entry	\$27.00	P/Hr plus entry
-----------	---------	---------------------------	---------	--------------------

1989 Swimming Club

Training, Intra-club Meets, Carnivals

Kununurra	\$6	P/HrWyndham Lights plus en- try	\$3	P/Hr Lights plus en- try
-----------	-----	---------------------------------------	-----	--------------------------------

5. Wyndham Hall—

1989	Whole Complex	Hall	Meeting Room
Function with Food and drink	\$25 P/Hr		
Function without Food and Drink	\$15 P/Hr (Night) \$10 P/Hr (Day)		
Conferences		\$10 P/Hr	\$5 P/Hr
Exhibitions		\$8 P/Hr	\$3 P/Hr
Meetings, Sports Purposes		if Club booking	if Club booking
Meetings Club and Com- munity Group			\$4

6. Sporting Reserves—

	Light costs P/Hr plus team mem- ber
Seniors	\$15 per individual for standard use of training match per week \$10 per individual team member for 1 match and/or training per week
Juniors	25% of senior rate
Schools	\$2.50 per individual for year
Non-Sporting Community Group	\$65 per day plus lights
Commercial	\$65 per day plus \$10 per night per van
Parks (Call activities)	\$20
Concerts, festivals, social functions	\$80 plus \$20 bond

M. N. BROWN,
Shire Clerk.

SHIRE OF YORK

Acting Shire Clerk

IT is hereby notified for public information that Robert John Stewart has been appointed Acting Shire Clerk for the period commencing on 24 December 1988 to 27 January 1989 inclusive being for the duration of a period of annual leave by the Shire Clerk.

M. W. JOYCE,
President.

LOCAL GOVERNMENT ACT 1960

City of Canning

Notice of Intention to Borrow

Proposed Loan (No. 217) of \$110 000

PURSUANT to section 610 of the Local Government Act 1960, the Council of the City of Canning hereby gives notice that it proposes to borrow the sum of \$110 000 by the sale of debentures, repayable at the Office of the City of Canning, 1317 Albany Highway, Cannington, by half-yearly payments of principal and interest for the undermentioned purpose: Loan No. 217 of \$110 000 for the term of 10 years repayable by 20 half-yearly instalments of principal and interest. Purpose: Construction of six Synthetic Tennis Courts, Access Road, Parking and associated works at the Whaleback Community Centre Site.

Plans, specifications and estimates required by section 609 are open for inspection at the office of the Council during business hours for 35 days after publication of this notice.

Dated 20 December 1988.

S. W. CLARKE,
Mayor.

I. F. KINNER,
Town Clerk.

LOCAL GOVERNMENT ACT 1960

City of Fremantle

Notice of Intention to Borrow

Proposed Loan (No. 175) of \$100 000

PURSUANT to section 610 of the Local Government Act 1960 the City of Fremantle hereby gives notice that it proposes to borrow money by sale of debenture or debentures repayable by 20 half-yearly instalments of principal and interest (the interest rate to be reviewed at four yearly intervals) over a period of 10 years from the day of issue at the Office of the Council, for the purpose of town hall equipment.

Plans, specifications and estimates of costs thereof and the statement required by section 609 are open for inspection at the Office of the Council, William Street, Fremantle for 35 days after publication of this notice.

Dated 21 December 1988.

J. A. CATTALINI,
Mayor.

M. J. CAROSELLA,
Town Clerk.

LOCAL GOVERNMENT ACT 1960

City of Gosnells

Notice of Intention to Borrow

Proposed Loan (No. 294) of \$200 000

PURSUANT to section 610 of the Local Government Act 1960, the Council of the City of Gosnells hereby gives notice that it proposes to borrow money by the sale of a debenture for a period of 10 years, repayable at the office of the lender by 20 half-yearly instalments of principal and interest, with the interest rate to be renegotiated after five years. Purpose: Construction of roads.

Plans, specifications, estimates of cost and statements, as required by section 609 of the Act, are available for inspection by ratepayers, during business hours, at the Administration Centre, 2120 Albany Highway, Gosnells for 35 days after the publication of this notice.

Dated 15 December 1988.

L. G. RICHARDSON,
Mayor.

G. WHITELEY,
Town Clerk.

LOCAL GOVERNMENT ACT 1960

City of Gosnells

Notice of Intention to Borrow

Proposed Loan (No. 295) of \$75 000

PURSUANT to section 610 of the Local Government Act 1960, the Council of the City of Gosnells hereby gives notice that it proposes to borrow money by the sale of a debenture for a period of five years, repayable at the office of the lender by 10 equal half-yearly instalments of principal and interest. Purpose: Purchase of Plant.

Plans, specifications, estimates of cost and statements, as required by section 609 of the Act, are available for inspection by ratepayers, during business hours at the Administration Centre, 2120 Albany Highway, Gosnells for 35 days after the publication of this notice.

Dated 15 December 1988.

L. G. RICHARDSON,
Mayor.

G. WHITELEY,
Town Clerk.

LOCAL GOVERNMENT ACT 1960

Town of Mandurah

Notice of Intention to Borrow

Proposed Loan (No. 185) of \$83 000

PURSUANT to section 610 of the Local Government Act, the Town of Mandurah hereby gives notice that it proposes to borrow by sale of debentures on the following terms and conditions: Term—Loan to be for a term of 10 years with interest at ruling Treasury rates renegotiable after two years at the office of the Council in 20 half-yearly instalments of principal and interest. Purpose—Reconstruction and realignment of roadworks, Stormwater Drainage and Siteworks.

Specifications and estimates of costs thereof and statement as required under section 609 of the Act to be open for inspection at the Council Offices, Mandurah during office hours for a period of 35 days after publication of this Notice.

K. W. DONOHOE,
Town Clerk.

LOCAL GOVERNMENT ACT 1960

Town of Mandurah

Notice of Intention to Borrow

Proposed Loan (No. 186) of \$150 000

PURSUANT to section 610 of the Local Government Act, the Town of Mandurah hereby gives notice that it proposes to borrow by sale of debentures on the following terms and conditions: Term—Loan to be for a term of 15 years with interest at ruling Treasury rates renegotiable after two years at the office of the Council in 30 half-yearly instalments of principal and interest. Purpose—Office Extensions.

Specifications and estimates of costs thereof and statement as required under section 609 of the Act to be open for inspection at the Council Offices, Mandurah during office hours for a period of 35 days after publication of this Notice.

K. W. DONOHOE,
Town Clerk.

LOCAL GOVERNMENT ACT 1960

Town of Mandurah

Notice of Intention to Borrow

Proposed Loan (No. 187) of \$50 000

PURSUANT to section 610 of the Local Government Act, the Town of Mandurah hereby gives notice that it proposes to borrow by sale of debentures on the following terms and conditions: Term—Loan to be for a term of 15 years with interest at ruling Treasury rates renegotiable after two years at the office of the Council in 30 half-yearly instalments of principal and interest. Purpose—Office Extensions.

Specifications and estimates of costs thereof and statement as required under section 609 of the Act to be open for inspection at the Council Offices, Mandurah during office hours for a period of 35 days after publication of this Notice.

K. W. DONOHOE,
Town Clerk.

LOCAL GOVERNMENT ACT 1960

Shire of Carnamah

Notice of Intention to Borrow

Proposed Loan No. 114 of \$68 600

PURSUANT to section 610 of the Local Government Act 1960, the Shire of Carnamah hereby gives notice that it proposes to borrow money by the sale of a debenture, repayable at the Office of the Lender, by equal half-yearly instalments of principal and interest, for the following terms and purpose—

Loan No. 114—\$68 600 repayable over five years.

Purpose: Plant Purchase—Mobile Elevating Platform; CJD Backhoe; Combination Road Roller.

Specifications and estimates as required by section 609 are available for inspection at the Office of the Council during business hours for thirty-five (35) days after publication of this notice.

Dated 15 December, 1988.

R. E. WHITE,
President.

M. L. CROFT,
Acting Shire Clerk.

LOCAL GOVERNMENT ACT 1960

Shire of Collie

Notice of Intention to Borrow

Proposed Loan (No. 100) of \$20 000

PURSUANT to section 610 of the Local Government Act 1960, the Shire of Collie hereby gives notice of its intention to borrow money by the sale of debentures on the following terms and for the following purpose: \$20 000 for a period of 10 years repayable at the office of the Shire of Collie by equal half-yearly instalments of principal and interest. Purpose: Upgrading of two hardcourt tennis courts and provision of ablution facilities to tennis pavilion.

Specifications as required by section 609 of the Act are available for inspection at the office of the Council during normal office hours for a period of 35 days after publication of this notice.

Note: This loan is being raised on behalf of the Collie Lawn Tennis Club Incorporated and all expenses involved in the raising of the loan together with all repayments will be met by the Club. There will not be any cost to the ratepayers of Collie.

R. G. C. PILATTI,
President.
I. H. MIFFLING,
Shire Clerk.

LOCAL GOVERNMENT ACT 1960

Shire of Collie

Notice of Intention to Borrow

Proposed Loan (No. 101) of \$14 000

PURSUANT to section 610 of the Local Government Act 1960, the Shire of Collie hereby gives notice of its intention to borrow money by the sale of debentures on the following terms and for the following purpose: \$14 000 for a period of 10 years repayable at the office of the Shire of Collie by equal half-yearly instalments of principal and interest. Purpose: Establishment of new facilities of a club house and range layout for a clay target club.

Specifications as required by section 609 of the Act are available for inspection at the office of the Council during normal office hours for a period of 35 days after publication of this notice.

Note: This loan is being raised on behalf of the Collie Clay Target Club Incorporated to support their approved capital works grant project through the Department for Sport and Recreation. All expenses involved in the raising of the loan together with all repayments will be met by the Club. There will not be any cost to the ratepayers of Collie.

R. G. C. PILATTI,
Shire President.
I. H. MIFFLING,
Shire Clerk.

CORRIGENDUM

LOCAL GOVERNMENT ACT 1960

Shire of Leonora

Notice of intention to Borrow—Loan No. 93

THE previous notices appearing on page 4307 of *Government Gazette* dated 28 October 1988 and page 4844 of *Government Gazette* dated 9 December 1988 is hereby corrected as follows.

Interest subject to review after five years.

Dated 14 December 1988.

W. JACOBS,
Shire Clerk.

LOCAL GOVERNMENT ACT 1960

Shire of Murchison

Notice of Intention to Borrow

Proposed Loans No. 9 of \$156 000 and No. 10 of \$19 000

PURSUANT to section 610 of the Local Government Act 1960, the Shire of Murchison hereby gives notice that it intends to borrow money by the sale of Debentures on the following terms, and for the following purposes.

Loan No. 9 of \$156 000 for a period of ten years, repayable at the office of the Council by 20 equal half-yearly instalments of principal and interest. Loan to be paid out or rolled over on the expiry of the initial four year period. Interest at current rate prevailing. Purpose: Purchase of Plant.

Loan No. 10 of \$19 000 for a period of four years, repayable at the office of the Council by eight equal half yearly instalments of principal and interest. Interest at current rate prevailing. Purpose: Purchase of Plant.

Plans, specifications and estimates of costs as required by section 609 of the Act, are open for inspection at the office of the Council for 35 days after the publication of this notice.

W. McL. MITCHELL,
President.
RICHARD A. CHILD,
Shire Clerk.

LOCAL GOVERNMENT ACT 1960

City of Stirling

Closure of Private Street

Department of Local Government,
Perth, 15 December 1988.

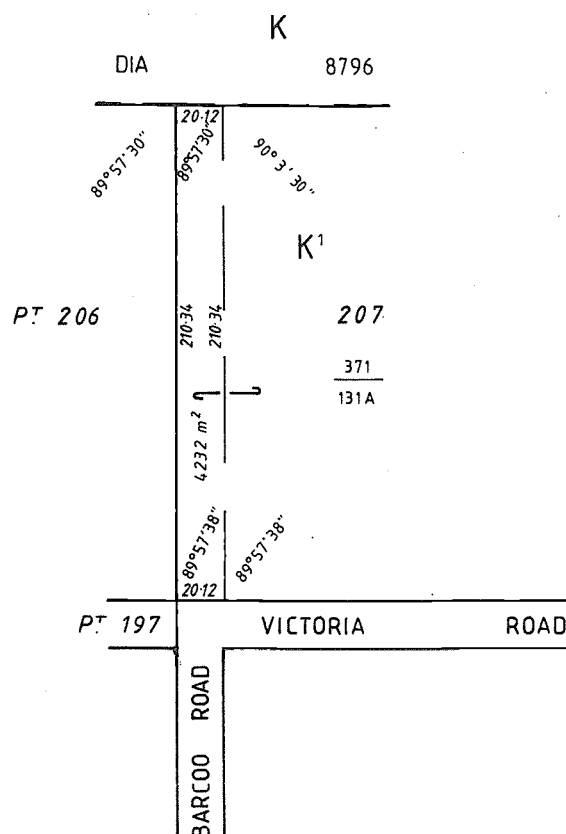
LG: ST 4-12 F2.

IT is hereby notified for public information that His Excellency the Governor has approved under the provisions of section 297A of the Local Government Act 1960, the resolution passed by the City of Stirling that the private street which is being described as portion of Swan Location K1, being portion of the land coloured brown and marked "Barcoo Rd" on Plan 3031 and being part of the land comprised in Certificate of Title Volume 371 Folio 131A be closed, and the land contained therein be amalgamated with adjoining Lot 207 Victoria Road, Mirrabooka, as shown in the Schedule hereunder.

M. C. WOOD,
Secretary for Local Government.

Schedule

Diagram No. 75027



LOCAL GOVERNMENT SUPERANNUATION ACT 1980
PURSUANT to the powers conferred on me by section 5 of the Local Government Superannuation Act 1980, I, Jeffrey Phillip Carr, being the Minister defined by section 3 of that Act, hereby declare that from 1 January 1989 the Fremantle Cemetery Board shall be deemed to be a corporation for the purposes of the said Act.

JEFF CARR,
Minister for Local Government.

LOCAL GOVERNMENT ACT 1960
Municipal Elections
Department of Local Government,
Perth, 23 December 1988.

IT is hereby notified, for general information, in accordance with section 138 of the Local Government Act 1960, that the

following persons have been elected members of the undermentioned Municipalities to fill the vacancies shown in the particulars hereunder—

Date of Election; Member Elected, Surname, First Names; Office; Ward; How Vacancy Occurred; (a) Effluxion of time; (b) Resignation; (c) Death; (d) Disqualified; (e) Other; Name of Previous Member; Remarks.

Shire of Port Hedland
10/12/88; Gangell-Hardinge, Pamela; Councillor; —; (b); Richardson, K. F.; Extraordinary.

M. C. WOOD,
Secretary for Local Government.

CORRIGENDUM

DOG ACT 1976

Municipality of the City of Fremantle

By-law Relating to the Care and Control of Dogs

THE notice which appeared under the above heading on page 4734 of the *Government Gazette* (No. 112) of 25 November 1988 is amended as follows.

On the third line which reads—

on 15 May 1988 to make and submit for confirmation by the Lieutenant Governor and Deputy

is now to read—

on 21 March 1988 to make and submit for confirmation by the Lieutenant Governor and Deputy.

R. D. MALCOLM,
City Manager.

LOCAL GOVERNMENT ACT 1960

Municipality of the City of Fremantle

By-law Relating to Parking Facilities

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 19 September 1988, to make and submit for confirmation by the Governor the following amendments to the abovementioned By-Law as published in the *Government Gazette* on 7 August 1981 as amended.

1. Part 1—Definition and Operation of the City of Fremantle Parking Facilities By-Law, is amended by deleting the existing Definition of Median Strip—

Median Strip means any physical provision, other than lines, dividing a road to separate vehicular traffic proceeding in opposing direction or to separate two one-way carriageways for vehicles proceeding in opposing directions.

and substituting—

Median Strip means—

- (a) any physical provision, other than lines, dividing a road to separate vehicular traffic proceeding in the same direction or to separate two (2) one-way carriageways for vehicles proceeding to opposing directions in parking stations;
- (b) any physical provision designed to separate parked cars from the vehicle movement areas and shall include traffic islands.

2. The Third Schedule—Parking Stalls and Parking Stations of the City of Fremantle Parking Facilities By-Law, is amended by deleting the provisions relating to the Woolstore Shopping Centre Car Park (No. 26) and substituting the following—

Hours of Operation—

8.00 am to 6.00 pm Monday to Sunday inclusive. Public Holidays included.

Maximum Stay Permitted—3 hours per vehicle, or as otherwise advertised at the car park.

Parking Fees—

No fee shall be charged.

Dated 18 October 1988.

The Common Seal of the City of Fremantle was here-
unto affixed in the presence of—
[L.S.]

JOHN A. CATTALINI,
Mayor.

G. J. PEARCE,
Town Clerk.

Recommended—

JEFF CARR,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

LOCAL GOVERNMENT ACT 1960

Municipality of the Shire of Bridgetown-Greenbushes

By-laws Relating to Parking Facilities

IN pursuance of the powers conferred upon it by the abovementioned Act, and of all other powers enabling it, the Council of the Municipality of the Shire of Bridgetown-Greenbushes hereby records having resolved on 16 October 1987 to make and submit for confirmation by the Governor the following by-laws.

Part 1—Definition and Operation

1. These by-laws shall be cited as the Shire of Bridgetown-Greenbushes Parking Facilities By-laws.

2. Interpretations—In these by-laws unless the context otherwise requires—

“Act” means the Local Government Act 1960 and Amendments from time to time.

“Authorised Vehicle” means a vehicle authorised by Council or an Inspector to stand in a parking station which is designated by signs to be used for parking by “Authorised Vehicles Only”.

“Bus” means an omnibus within the meaning of the Road Traffic Act.

“Carriageway” means a portion of a road that is improved, designed or ordinarily used for vehicular traffic and includes the shoulders and areas, including embayments, at the side or centre of the carriageway, used for the standing or parking of vehicles; and where a road has two or more of these portions divided by a median strip, the expression means each of these portions separately.

“Commercial Vehicle” means a vehicle which comes within the description of a motor wagon in the First Schedule to the Road Traffic Act.

“Council” means the Council of the Municipality of the Shire of Bridgetown-Greenbushes.

“Driver” includes rider and the person in charge of a vehicle.

“Footway” includes every footpath, lane or other place intended for the use of pedestrians only, or habitually used by pedestrians and not by vehicles.

“Form” means a form in the Schedule of these by-laws.

“Inspector” means a Parking Inspector appointed by the Council under these by-laws and includes the Parking Supervisor and an Assistant Parking Inspector so appointed.

“Minister” means Minister for the time being administering the Road Traffic Act.

“Motor Cycle” means a motor vehicle designed to travel on two wheels but shall not include a vehicle to which a side car is attached.

“Municipality” means the Municipality of the Shire of Bridgetown-Greenbushes.

“No Parking Area” means a portion of a carriageway that lies—

(a) between two consecutive white signs inscribed with the words “No Parking”, in red lettering, and each with an arrow pointing generally towards the other of them; or

(b) between a white sign, inscribed with the words “No Parking” in red lettering, and a dead end or an area in which standing is prohibited and that lies in the general direction indicated by an arrow inscribed on the sign.

“No Standing Area” means a portion of a carriageway:

(a) between two consecutive white signs inscribed with the words “No Standing” in red lettering, and each with an arrow pointing generally towards the other of them; or

(b) between a white sign inscribed with the words “No Standing”, in red lettering, and dead end or an area in which standing is prohibited and that lies in the general direction indicated by an arrow inscribed on the sign.

“Notice” means a notice in the form of Form 1, Form 2 or Form 3 issued pursuant to By-law 26 of these by-laws.

“Owner” of a vehicle means the person who is the holder of the requisite vehicle licence under the Road Traffic Act in respect of that vehicle, or, if the vehicle is not licensed under that Act, the person who owns the vehicle or is entitled to its possession.

“Park” means to permit a vehicle, whether attended or not, to remain stationary, except for the purpose of avoiding conflict with other traffic, or complying with the provisions of any law or of immediately taking up or setting down persons or goods; and

“Parking” has a correlative meaning.

"Parking Area" means a portion of a carriageway:

- (a) between two consecutive white signs, inscribed with the word "Parking" in green lettering, each with an arrow pointing generally towards the other of them; or
- (b) extending from a white sign inscribed with the word "Parking" in green lettering, in the general direction indicated by an arrow inscribed on the sign, to any other sign inscribed with the words "No Parking" or "No Standing" in red lettering, or to a dead end or an area in which the parking or standing of a vehicle is prohibited;

and is that half of the carriageway of the road nearest to the sign.

"Parking Facilities" includes land, buildings, shelters, parking stalls and other facilities open to the public generally for the parking of vehicles with or without charge and signs, notices and facilities used in connection therewith.

"Parking Region" means the whole of the district within the boundaries of the Municipality of the Shire of Bridgetown-Greenbushes with the exception of:

- (a) any road which comes under the control of the Commissioner of Main Roads but not including Hampton Street, within the townsite of Bridgetown.
- (b) prohibition areas associated with traffic control signals, based upon an approved plan; and
- (c) prohibition areas applicable to all bridges and sub-ways.

"Parking Stall" means a section or part of a street or of a parking station which is marked or defined by painted lines, by metallic studs or similar devices for the purpose of indicating where a vehicle may stand or be parked whether on payment of a fee or charge or otherwise.

"Parking Station" means any land, building or other structure provided for the purpose of accommodating vehicles with or without charge.

"Property Line" means the boundary between the land comprising a street and the land that abuts thereon.

"Reserve" means Public Reserve as defined in the Local Government Act 1960.

"Road" means any highway, road, street, lane, right-of-way, thoroughfare or similar place, and includes all of the land lying between the property lines, including the street verge and footpath appurtenant thereto and which is within the parking region.

"Road Traffic Act" means the Road Traffic Act 1974 as amended or any Act enacted in substitution therefor.

"Sign" means a traffic sign, mark, structure or device placed or erected on or near a road or within a parking station for the purpose of regulating, guiding or directing traffic.

"Stand" in relation to a vehicle, means to stop the vehicle and permit it to remain stationary, except for the purpose of avoiding conflict with other traffic or of complying with the provisions of any law; and "standing" has a correlative meaning.

"Street" has the same meaning as "Road".

"Street Verge" means that portion of a street which lies between the portion of a street that is improved, paved, designed or ordinarily used for vehicular traffic and the nearest property line.

"Taxi" has the same meaning as taxi-car in the Road Traffic Act.

"Traffic Island" means any physical provision other than lines marked on a carriageway made at or near an intersection to guide vehicular traffic.

"Vehicle" includes any vehicle which comes within the interpretation of that expression in the Road Traffic Act.

3. (1) These by-laws apply to the parking region and parking stations and parking facilities in the parking region other than a parking facility or parking station that—

- (a) is not owned, controlled or occupied by the Municipality; or
- (b) is owned by the Municipality but is leased to another person.

(2) Any Sign that—

- (a) was erected by the Commissioner of Main Roads prior to the coming into operation of these by-laws within the Municipality; and
- (b) relates to the parking or standing of vehicles within the parking region, shall be deemed for the purposes of these by-laws, to have been erected by the Council under the authority of these by-laws.

4. For the purpose of these by-laws vehicles are divided into classes as follows—

- (a) Buses;
- (b) Commercial vehicles, including any other vehicle (not being a trailer or a vehicle to which a trailer is attached) constructed primarily for conveyance therein or thereon of goods;
- (c) Motor Cycles and bicycles;
- (d) All other vehicles not otherwise classified.

5. Where under these by-laws the standing or parking of vehicles in a street is controlled by a sign, such sign shall be read as applying to the part of the street which—

- (a) Lies beyond the sign; and
- (b) Lies between that sign and the next sign beyond that sign; and
- (c) Is that side of the carriageway of the street nearest to the sign.

Part 2—Parking Stalls and Parking Stations

6. No person shall stand a vehicle in a parking stall in a street otherwise than parallel to the kerb and as close to the kerb as practical and wholly within such stall and headed in the direction of the movement of traffic on the side of the street on which the stall is situated, provided that where a parking stall is set out otherwise than parallel to the kerb the provisions of these by-laws other than the provision that a vehicle shall stand wholly within such space, shall not apply.

7. Unless otherwise directed by an Inspector or attendant no person shall park a vehicle in a parking station otherwise than wholly within a parking stall.

8. No person shall stand a vehicle so as to obstruct an entrance to, an exit from, or a roadway within a parking station or beyond the limits of any defined row within a parking station.

9. No person shall stand a vehicle except with the permission of the Council or an Inspector on any part of a parking station whether or not such part be marked as a parking stall if a sign is exhibited forbidding the standing of vehicles thereon.

10. No person shall permit a vehicle to stand on any part of a parking station, whether or not such part be marked as a parking stall, if an Inspector directs the driver of such vehicle to move it.

11. No person shall stand or attempt to stand a vehicle in a parking stall in which another vehicle is standing provided that these by-laws shall not prevent the parking of a motor cycle and a bicycle together in a stall marked "M/C" if the bicycle shall be parked in accordance with By-law 13 hereof.

12. (1) No person shall permit a vehicle to stand in a parking stall which is at the time set aside for use by commercial vehicles unless such vehicle is a commercial vehicle and unless some person is actively engaged in loading or unloading goods to or from such vehicle, nor in any case for more than a period of thirty minutes.

(2) In these by-laws "goods" means an article or collection of articles weighing at least 13.6 kilograms of which the content is at least 0.17 cubic metres.

(3) A parking stall is set aside for use by commercial vehicles if there is a sign thereon or adjacent thereto marked "Loading Zone".

(4) No person shall permit a vehicle to stand in a parking stall which is set aside for use by buses except for the purpose of taking up or setting down passengers to or from such vehicle.

13. No person shall stand or permit to stand any bicycle in a parking stall other than a stall marked "M/C" and elsewhere in such stall than against the kerb.

Part 3—Standing and Parking Generally

14. (1) A person shall not stand a vehicle in a parking stall whether in a parking station or in a street or part of a street which is not divided into parking stalls—

- (a) which is by any sign thereon or adjacent or referable thereto set apart for the standing of vehicles of a different class; or
- (b) if by any such sign the standing of vehicles is prohibited or restricted during any period or periods, during such period or periods; or
- (c) if by any such sign the standing of vehicles is permitted for a specified time, for longer than such time.

(2) A person shall not stand a vehicle—

- (a) in a "No Standing" area;
- (b) in a parking area, except in a manner indicated by the inscription on the sign or signs associated with the parking area and where the parking area includes parking stalls except as in these by-laws provided, with reference to such parking stalls;
- (c) in a parking area contrary to any limitation in respect of days, periods of the day, classes of persons or classes of vehicles indicated by the inscription on the sign or signs associated with the area; or
- (d) in a defined area marked "M/C", unless it is a motor cycle without a side-car, or a bicycle.

(3) A person shall not stand a vehicle in a Loading Zone unless it is—

- (a) a commercial vehicle engaged in the picking up or setting down of goods; or
- (b) a motor vehicle taking up or setting down passengers; and then, only if it does not have a trailer attached.

(4) A person shall not park a vehicle in a "No Parking" area.

(5) A person shall not park a vehicle on any portion of a street—

- (a) for the purpose of effecting repairs to it, other than the minimum repairs necessary to enable the vehicle to be moved to a place other than a road; or
- (b) if the vehicle is exposed for sale.

(6) A person shall not stand a motor cycle without a side-car or a bicycle in a parking stall unless the traffic sign "M/C" is marked on that stall.

15. Subject to the provisions of By-law 10 of these by-laws, a person standing a vehicle on a carriageway shall stand it—

- (a) on a two-way carriageway, so that it is as near as practicable to and parallel with, the left boundary of the carriageway and headed in the direction of the movement of traffic on the side of the road on which the vehicle is standing;
- (b) on a one-way carriageway, so that it is as near as practicable to and parallel with, either boundary of the carriageway and headed in the direction of the movement of traffic;
- (c) so that it is not less than 1.2 metres from any other vehicle, except a motor cycle or a bicycle parked in accordance with these by-laws;
- (d) so that at least 3 metres of the width of the carriageway, or between it and a vehicle standing on the far side of the carriageway is available for the passage of other vehicles;
- (e) so that it does not cause undue obstruction on the carriageway; and
- (f) so that it is entirely within the confines of any parking stall marked on the carriageway.

16. (1) A person shall not stand a vehicle partly within and partly outside a parking area.

(2) Where the traffic sign or signs associated with a parking area are not inscribed with the words "Angle Parking" then—

- (a) where the parking area is adjacent to the boundary of a carriageway, a person standing a vehicle in the parking area shall stand it as near as practicable to, and parallel with that boundary; and

- (b) where the parking area is at or near the centre of the carriageway, a person standing a vehicle in that parking area shall stand it approximately at right angles to the centre of the carriageway, unless a sign associated with the parking area indicates, or marks on the carriageway indicate that vehicles are to stand in a different position.

(3) Where a traffic sign associated with a parking area is inscribed with the words "Angle Parking" a person standing a vehicle in the parking areas shall stand the vehicle at an angle of approximately 45 degrees to the centre of the carriageway, unless otherwise indicated by the inscription on the parking sign or by marks on the carriageway surface.

(4) Sub-bylaw (3) of this by-law does not apply to a person standing a motor cycle or a bicycle in a parking area.

(5) No person except an employee of the Council in the course of his duties shall drive or park a vehicle upon or over any portion of any reserve other than a paved or gravelled area without the specific approval of the Council.

17. (1) A person shall not drive, stand or park a vehicle so that any portion of the vehicle is—

- (a) between any other standing vehicle and the centre of the carriageway;
- (b) adjacent to a median strip;
- (c) in front of a right-of-way, passage or private drive or so close thereto as to deny vehicles reasonable access to, or egress from, the right-of-way, passage or drive;
- (d) in front of a footway constructed across a reservation;
- (e) alongside or opposite any excavation in, or obstruction on the carriageway, if the vehicle would thereby obstruct traffic;
- (f) on, or within 9 metres, of any portion of a carriageway bounded on one or both side by a traffic island;
- (g) on any footway or pedestrian crossing;
- (h) upon a bridge or other elevated structure or within a tunnel or underpass;
- (i) between the boundaries of a carriageway and any double longitudinal line consisting of two continuous lines or between a double longitudinal line consisting of a continuous line and a broken or dotted line and the boundary of the carriageway nearer to the continuous line, unless there is a distance of at least 3 metres clear between the vehicle and the double longitudinal line, or
- (j) upon an intersection, except adjacent to a carriageway boundary that is not broken by an intersecting carriageway;
- (k) in an area designated by signs "Authorised Vehicles Only" without the permission of the Council or an Inspector.

(2) The provisions of paragraphs (c), (f) and (h) of sub-bylaw (1) of these by-laws do not apply to a motor vehicle that stands in a bus stand marked on the carriageway for the purpose of setting down or taking up passengers.

(3) A person shall not stand a vehicle so that any portion of the vehicle is—

- (a) within 1 metre of a fire hydrant or fire plug, or of any sign or mark indicating the existence of a fire hydrant or fire plug; or
- (b) within 3 metres of a public letter pillar box, unless the vehicle is being used for the purposes of collecting postal articles from the pillar box.

(4) A person shall not stand a vehicle so that any portion of the vehicle is within 6 metres of the nearer property line of any road intersecting the road on the side on which the vehicle is standing.

(5) A person shall not stand a vehicle so that any portion of the vehicle is within 9 metres of the departure side of—

- (a) a sign inscribed with the words "Bus Stop" or "Hail Bus Here", unless the vehicle is an omnibus stopped to take up or set down passengers; or
- (b) a children's crossing or pedestrian crossing established on a two-way carriageway.

(6) A person shall not stand a vehicle so that any portion of the vehicle is within 18 metres of—

- (a) the approach side of a sign inscribed with the words "Bus Stop" or "Hail Bus Here", unless the vehicle is an omnibus stopped to take up or set down passengers;
- (b) the approach side of a pedestrian crossing or children's crossing; or
- (c) the nearest rail of a railway level crossing.

(7) The provisions of sub-bylaws (1) to (6) inclusive or this by-law do not apply to a vehicle standing in a parking stall established by the Municipality nor to a bicycle standing in a bicycle rack established by the Municipality.

(8) No person shall stand or park a vehicle on a street verge unless that person is the owner or occupier of premises adjacent to the street verge or is a person authorised by the occupier of those premises.

18. A person shall not permit a vehicle to stand in any part of a street if any Inspector or member or the Police Force reasonably directs the driver of such vehicle to remove it.

19. An Inspector may mark the tyres of a parked vehicle with chalk or any other non-indelible substance for any purpose connected with or arising out of that person's duties and powers. No person shall remove a mark made by an inspector so that the purpose of the affixing of such mark is defeated or likely to be defeated.

20. A vehicle having been parked in a street in an area where by any sign the standing of vehicles is permitted for a limited time a person shall not—

- (a) move it to any position within the same parking area.
- (b) by arrangement with any person either exchange the space used by another vehicle or occupy a space in the same or another area previously occupied by another vehicle;

so that the total time of parking shall exceed the maximum allowed for parking in the space first occupied by the vehicle.

21. The Council or an Inspector may permit a person who requires space in an area where by any sign the standing of vehicles is permitted for a limited time in order to carry out urgent or essential work to occupy such space with a vehicle for a longer time and from time to time than the maximum period prescribed by these by-laws and may prohibit the use of such space by any other vehicle during such time.

22. No person shall stand or permit a vehicle to stand, shall park or permit a vehicle to park, on land which is not a street or parking facility without the consent of the owner of or persons in occupation of such land.

Part 4—Miscellaneous

23. An Inspector shall be furnished with a certificate of his appointment in a form determined by the Council from time to time and discretionary authority is conferred accordingly.

24. No person who is not an Inspector shall in any way assume the duties of an Inspector.

25. No person shall in any way obstruct or hinder an Inspector in the execution of his duty.

26. (1) A notice served under subsection (2) of section 669C of the Act in respect of an offence alleged to have been committed against one of these by-laws shall be in or to the effect of Form 1 as contained in the Schedule.

(2) Subject to sub-by-law (3) of this by-law an infringement notice served under section 669D of the Act in respect of an offence alleged to have been committed against one of these by-laws shall be in or to the effect of Form 2 as contained in the Schedule.

(3) An infringement notice served under subsection (2) of section 669D of the Act in respect of an offence against one of these by-laws shall be in or to the effect of Form 3 as contained in the Schedule.

(4) A notice sent under subsection (5) of section 669D of the Act withdrawing infringement notice served under that section in respect of an offence alleged to have been committed against one of these by-laws shall be in or to the effect of Form 4 as contained in the Schedule.

27. No person shall without the Authority of the Council mark, set up or exhibit any sign purporting to be or resembling a sign marked, set up or exhibited by the Council under the authority of these by-laws.

28. No person shall remove, damage, deface or misuse any parking sign or parking station or any part thereof, or attempt to do any such acts.

29. No person shall without the permission of the Council affix any board, sign, placard, notice or other thing to paint or write upon any part of a parking station.

30. Parking Inspectors appointed by the Shire of Bridgetown-Greenbushes from time to time are hereby licensed and authorised by the Shire of Bridgetown-Greenbushes to—

- (1) carry into effect the provisions of these by-laws;
- (2) report to the Council on the working effectiveness and functioning of these by-laws;
- (3) make enquiries and investigations concerning any alleged, purported or actual offence against any of the provisions of these by-laws;
- (4) recommend to the Council the institution of prosecutions;
- (5) institute and conduct prosecutions as directed by the Council or the Shire Clerk from time to time.

Part 5—Penalties

31. The modified penalty for an offence against these by-laws if dealt with under section 669D of the Act is ten dollars (\$10.00).

32. A penalty for an offence against these by-laws (not being a modified penalty) may be recovered by the Council by taking proceedings against the alleged offender in a Court of Petty Sessions.

33. Any person who contravenes or fails to comply with any provision of these by-laws commits an offence and is liable on conviction to a penalty not exceeding eighty dollars, or such other penalty as may be provided by the Act.

34. The Council shall cause adequate records to be kept of all infringement notices served and modified penalties received, under section 669D of the Act in respect of offences against these by-laws.

The Schedule

Form 1

Shire of Bridgetown-Greenbushes Parking Facilities By-laws

Council Offices,
136 Hampton Street,
Bridgetown 6255.

NOTICE REQUIRING OWNER OF VEHICLE TO IDENTIFY DRIVER

To..... Serial No.....
.....
.....Date.....
the owner of vehicle make Type
Plate No.....
You are hereby notified that it is alleged that on the
day of 19..... at about
the driver or person in charge of the above vehicle did
.....
in contravention of the provision of By-law No..... of the Shire of
Bridgetown-Greenbushes Parking Facilities By-laws.

You are hereby required to identify the person who was the driver or person in charge of the above vehicle at the time when the above offence is alleged to have been committed.

Unless within twenty one days after the date of the service of this notice you—

- (a) inform the Shire Clerk of the Shire of Bridgetown-Greenbushes or (an inspector of the Council) as to the identity and address of the person who was the driver or person in charge of the above vehicle at the time of the above offence; or
- (b) satisfy the Shire Clerk of the Shire of Bridgetown-Greenbushes that the above vehicle had been stolen or unlawfully taken, or was being unlawfully used at the time of the offence, you will, in the absence of proof to the contrary, be deemed to have committed the above offence and Court proceedings may be instituted against you.

Signature of inspector
Designation.....

Form 2

Shire of Bridgetown-Greenbushes Parking Facilities By-Laws

Council Offices
136 Hampton Street
Bridgetown 6255

INFRINGEMENT NOTICE

To Serial No.....
..... Date.....

You are hereby notified that it is alleged that on the day of 19..... at about you did

in contravention of the provisions of By-law No..... of the Shire of Bridgetown-Greenbushes Parking Facilities By-laws.

The modified penalty prescribed for this offence is \$10.00.

If you do not wish to have a complaint of the above offence heard and determined by a Court you may pay the modified penalty within twenty one days after the date of the service of this notice.

Unless payment is made within twenty one days of the date of the service of this notice Court proceedings may be instituted against you.

Payment may be made either by posting this form together with the amount of \$10.00 mentioned above, to the Shire Clerk of the Shire of Bridgetown-Greenbushes or by delivering this form and paying that amount at the Council Offices, 136 Hampton Street, Bridgetown, during normal office hours.

Signature of inspector
Designation.....

Form 3

Shire of Bridgetown-Greenbushes Parking Facilities By-laws

Council Offices
136 Hampton Street
Bridgetown 6255

INFRINGEMENT NOTICE

..... Serial No.....
(not to be completed)

where a notice is attached

to be left in or on vehicle) Date.....
the owner of a vehicle make Type.....

Plate No.....

You are hereby notified that it is alleged that on the day of 19..... at about you did

in contravention of the provisions of By-law No..... of the Shire of Bridgetown-Greenbushes Parking Facilities By-laws.

The modified penalty prescribed for this offence is \$10.00.

If you do not wish to have a complaint of the above offence heard and determined by a Court you may pay the modified penalty within twenty one days after the date of the service of this notice.

Unless within twenty one days after the date of this notice:

- (a) the modified penalty is paid; or
- (b) you—
 - (i) inform the Shire Clerk of the Shire of Bridgetown-Greenbushes or (an inspector of the Council) as to the identity and address of the person who was the driver or person in charge of the above vehicle at the time of the above offence; or
 - (ii) satisfy the Shire Clerk of the Shire of Bridgetown-Greenbushes that the above vehicle had been stolen or was being unlawfully used at the time of the above offence.

You will, in the absence of proof to the contrary, be deemed to have committed the above offence and Court proceedings may be instituted against you.

Payment may be made either by posting this form together with the amount of \$10.00 mentioned above, to the Shire Clerk of the Shire of Bridgetown-Greenbushes, or by delivering this form and paying that amount at the Council Offices, 136 Hampton Street, Bridgetown, during normal office hours.

Signature of inspector

Designation.....

Name.....

Address..... Post Code.....

If your name and address do not appear in this notice please complete above to enable a receipt to be forwarded.

Form 4

Shire of Bridgetown-Greenbushes Parking Facilities By-laws

Council Offices
136 Hampton Street
Bridgetown 6255

WITHDRAWAL OF INFRINGEMENT NOTICE

To

.....Date.....

Infringement Notice No..... Date.....

for the alleged offence of

The \$10.00 Modified Penalty is hereby withdrawn.

Signature of Shire Clerk.....

Dated 16 October 1987.

The Common Seal of the Shire of Bridgetown-Greenbushes was hereunto affixed by authority of a resolution of the Council in the presence of—
[L.S.]

J. S. WRIGHT,
President.

S. A. GIESE,
Shire Clerk.

Recommended—

JEFF CARR,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of the Council.

LOCAL GOVERNMENT ACT 1960

Municipality of the Shire of Swan

By-laws Relating to Removal of Materials

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned municipality hereby records having resolved on 27 June 1988 to make and submit for confirmation by the Governor the following By-laws.

1. The By-laws Relating to Depositing and Removal of Refuse, Rubbish, Litter and Disused Materials, as published in the Government Gazette of 7 August 1963 are hereby revoked.

2. In these By-laws—

“Council” means the Council of the Shire of Swan.

“District” means the Shire of Swan Municipal District.

3. If there is—

- (a) on any vacant land within the District any trees, scrub, undergrowth and rubbish; or
- (b) on any land within the District any refuse, rubbish or disused material whether of the same kind, or a different kind from that here specified, which in the opinion of the Council is likely to affect adversely the value of adjoining property or the health, comfort or convenience of the inhabitants thereof;

the Council may cause a notice under the hand of the Shire Clerk to be served on the owner or occupier of such land requiring, within the time specified in such notice, the clearance of such trees, scrub, undergrowth and rubbish, or the removal such refuse, rubbish or disused material from the land.

4. Every owner or occupier of land upon whom a notice is served under By-law 3 of these by-laws, shall comply with such notice within the time therein specified and any owner or occupier of land who fails to comply with the terms of the notice so served commits an offence.

5. Where the owner or occupier does not clear the land of such trees, scrub, undergrowth and rubbish, or remove such refuse, rubbish or disused material as required by the notice given by the Council, the Council is authorised without payment of any compensation in respect thereof to remove it and dispose of it at the expense of, and recover in a court of competent jurisdiction, the amount of the expenses from the owner or occupier to whom the notice was given.

6. Any person who commits an offence under By-law 4 is liable upon conviction to a penalty not exceeding five hundred dollars (\$500.00).

7. Any person who continues to fail to comply with a notice served under By-law 3 after conviction of an offence under By-law 4 in respect of the failure to comply with that notice commits a further offence and is liable to a daily penalty not exceeding fifty dollars (\$50.00) for every day or part of a day during which the offence continues.

Dated 29 July 1988.

The Common Seal of the Municipality of the Shire of
Swan was affixed hereto in the presence of—
[L. S.]

C. GREGORINI,
President.
R. S. BLIGHT,
Shire Clerk.

Recommended—

JEFF CARR,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council on 20 December 1988.

G. PEARCE,
Clerk of Council.

CEMETERIES ACT 1986

CEMETERIES (FREMANTLE CEMETERY—ESTABLISHMENT OF BOARD AND TRANSFER OF MANAGEMENT) ORDER 1988

MADE by His Excellency the Governor in Executive Council under sections 5 and 7 (1).

Citation

1. This order may be cited as the *Cemeteries (Fremantle Cemetery—Establishment of Board and Transfer of Management) Order 1988*.

Commencement

2. This order shall come into operation on 1 January 1989.

Interpretation

3. In this order—

“Board” means the Fremantle Cemetery Board established under clause 4;

“Cemetery” means the Fremantle Cemetery, being the land comprising Fremantle Public Cemetery Reserve No. 6066, deemed to be a cemetery under the Act;

“commencement” means the commencement of this order;

“Council” means the Fremantle City Council in its capacity as the local government authority deemed to have been vested with the care, control and management of the Cemetery under clause 3 of Schedule 2 of the Act.

Establishment of Fremantle Cemetery Board

4. There is established a cemetery board to be known as the Fremantle Cemetery Board.

Transfer of management of Cemetery to Board

5. The care, control and management of the Cemetery is transferred from the Council to the Board.

Transfer and vesting of assets and liabilities

6. The assets and liabilities of the Council in existence immediately before the commencement are transferred to and vested in the Board and the Board has all the powers necessary to take possession of, recover and deal with such assets and discharge such liabilities.

Transitional provisions

7. (1) The Board shall take delivery of all documents and records (however compiled, recorded or stored) held by the Council that relate to the Cemetery.

(2) Anything lawfully commenced by or in relation to the Council may, so far as it is not contrary to the Act, be carried on and completed by or in relation to the Board.

(3) Any agreement or instrument subsisting immediately before the commencement to which the Council was a party or which contains a reference to the Council, has effect after the commencement as if—

- (a) the Board were substituted for the Council as a party to the agreement or instrument; and
- (b) any reference in the agreement or instrument to the Council were, unless the context otherwise requires, a reference to the Board.

(4) References to the Council in a written law as in force immediately before the commencement shall, unless the context otherwise requires, be read and construed as references to the Board.

(5) Any person who, immediately before the commencement, occupied a position as an employee of the Council wholly engaged in the care, control or management of the Cemetery shall be deemed to have been appointed to an equivalent position on the staff of the Board.

(6) A person who is deemed to have been appointed to a position on the staff of the Board under subclause (5) shall retain his or her existing and accruing rights and in particular his or her rights in relation to leave and retirement benefits and for the purpose of determining such rights service with the Board shall be regarded as continuous with service with the Council.

By His Excellency's Command,

G. PEARCE,
Clerk of the Council.

**WORKERS' COMPENSATION AND ASSISTANCE
ACT 1981**

Notice of Appointment

- (1) Under section 112 of the Workers' Compensation and Assistance Act 1981-87, appoint, on the recommendation of the Minister for Labour, Works and Services, the following person as Deputy Chairman of the Workers' Compensation Board.

Derek William Chantler of 57 Castlecraig Drive, Kallaroo for a term to expire on 6 December 1989.

- (2) Under section 112 of the Workers' Compensation and Assistance Act 1981-87, appoint, on the recommendation of the Minister for Labour, Works and Services, the following persons as nominee members of the second Workers' Compensation Board.

Peter Brash of Unit 1, 4 Lee Place, Noranda, the nominee of the body known as the Trades and Labour Council for a term to expire on 31 December 1988.

Paul Edward Annand of 41 Loton St, Woodlands, the nominee of the body known as the Confederation of Western Australian Industry for a term to expire on 6 December 1989.

By Order of the Governor,
G. PEARCE,
Clerk of the Council.

MINISTRY OF EDUCATION

Declaration of School Boundaries Pursuant to Paragraph (a) of Subsection (2) of section 21.

THE Honourable Minister for Education has declared that the boundaries for the schools listed hereunder shall be as stated in this notice. Children who live within the areas and boundaries stated shall attend the schools to which such boundaries apply unless directed otherwise or unless an option is provided. Children who live outside the areas and boundaries apply unless written approval for such admission is obtained from the undersigned.

L. W. LOUDEN,
Chief Executive Officer.

Ballajura Primary School

The boundary for the above-mentioned school is as follows—

From the intersection of Marangaroo Drive and Alexander Drive, south along Alexander Drive to Beach Road, southeast and east along Beach Road to Marshall Road, east along Marshall Road to the proposed Tonkin Highway, north along the alignment of Tonkin Highway

to the proposed extension of Hepburn Avenue, northwest along the alignment of Hepburn Avenue to Marangaroo Drive and southwest along Marangaroo Drive to Alexander Drive.

The boundary parts of Marangaroo Drive (south side), Alexander Drive (east side), Beach Road (north side), Marshall Road (north side), Tonkin Highway (west side), and Hepburn Avenue (south side) are included within the area for Ballajura Primary School.

Children attending Government schools and in Years 1 to 6 inclusive in 1989 (Years 1 to 7 inclusive thereafter) and living within the area for Ballajura Primary School, as provided above, shall attend Ballajura Primary School.

Children in Year 7 in 1989 and living within the area for Ballajura Primary School may complete their primary education at their present (1988) school or may transfer to Ballajura Primary School.

Calista Primary School

The following has been declared as an optional area between Calista and North Parmelia Primary Schools—

The area bounded By Challenger Avenue, Meares Avenue, Wellard Road and Parmelia Avenue.

This option is also extended to children resident in that part of Leda, east of the southern extension of meares Avenue, who are not eligible to travel on a school bus service.

Carmel Primary School

Children from the Carmel area attending Government schools and in Years 4 to 7 inclusive shall have the option of attending either Walliston or Pickering Brook Primary School, but transport will not be provided for such children who opt to attend Pickering Brook Primary School.

Dryandra Primary School

The boundary for the abovementioned school is as follows—

From the intersection of Beach Road and Mirrabooka Avenue, south along Mirrabooka Avenue to the alignment of the proposed North Perimeter Highway, east along the proposed North Perimeter Highway to Alexander Drive, north along Alexander Drive to Beach Road and west along Beach Road to Mirrabooka Avenue.

The boundary parts of Beach Road (south side), Mirrabooka Avenue (east side), the North Perimeter

Highway (north side) and Alexander Drive (west side) are included with the area for Dryandra Primary School.

Children attending Government schools and in Year 1 in 1989, and living within the area for Dryandra Primary School, as provided above, shall attend Dryandra Primary School.

Children attending Government schools and in Years 2 to 7 inclusive in 1989 and living within the area for Dryandra Primary School, as provided above, may complete their primary education at their present (1988) school or may transfer to Dryandra Primary School.

Children taking up residence in the area for Dryandra Primary School after the end of the 1988 school year, shall attend Dryandra Primary School.

No children residing outside the area for Dryandra Primary School will be permitted to attend that school in 1989 or thereafter, until further notice.

Edney Primary School

The boundary for the abovementioned school is as follows—

From the intersection of Maida Vale Road and the Roe Highway, north along the Roe Highway to Kalamunda Road, west northwest along Kalamunda Road to Range Court, south along Range Court to Range View Road, southwest along Range View Road to the south western boundary of Range View Park, northwest along this boundary to Jeanhulley Road, southwest along Jeanhulley Road to Wycombe Road, northwest along Wycombe Road to Norling Road, southwest along Norling Road to Kiandra Way, west along Kiandra Way to Cassowary Road, south from this point to and along Finch Court to Newburn Road, west along Newburn Road to Butcher Road, south southwest and south along Butcher Road to Palmer Crescent, west along Palmer Crescent to Norton Road, south from this point to the southern extremity of Kestral Court, northwest along Kestral Court to Palmer Crescent, southwest along Palmer Crescent to Mack Street, continuing in a southwesterly direction to Maida Vale Road and east along Maida Vale Road to the Roe Highway.

The boundary parts of the Roe Highway (west side), Wycombe Road (both sides), Norling Road (both sides), Kiandra Way (both sides), Newburn Road (both sides), Maida Vale Road (both sides), and the boundary streets of Range Court, Rangeview Road, Jeanhulley Road and Finch Court, (both sides in each case), are included within the area for Edney Primary School, while the boundary parts of Kalamunda Road (both sides), Butcher Road (both sides), Palmer Crescent (both sides), and the boundary street of Kestral Court (both sides) are excluded from the area for Edney Primary School.

Children attending Government schools and in Years 1-6 inclusive in 1989 (Years 1 to 7 inclusive thereafter) and living within the area for Edney Primary School, as provided above, shall attend Edney Primary School.

Children in Year 7 in 1989 and living within the area for Edney Primary School may complete their primary education at their present (1988) school or may transfer to Edney Primary School.

The following have been declared as optional areas between Edney and High Wycombe Primary Schools—

- (i) the area bounded by Sorenson Road, Newburn Road, Butcher Road, the eastern arm of Palmer Crescent, a line joining the eastern arm of Palmer Crescent to Dundas Road and Dundas Road.

Both sides of the above-mentioned boundary streets, or part thereof, are included within the optional area.

- (ii) the area bounded by Kalamunda Road (both sides), the Roe Highway (west side), Adelaide Street (both sides) (as far west as Larwood Crescent) and a line drawn south from Adelaide Street along the western arm of Kenneth Road to Kalamunda Road.

High Wycombe Primary School

The boundary for the abovementioned school is as follows—

From the junction of Stirling Crescent and Kalamunda Road, southeast along Kalamunda Road to Range Court, south along Range Court to Range View Park, northwest along this boundary to Jeanhulley Road, southwest along Jeanhulley Road to Wycombe Road, northeast along Wycombe Road to Norling Road,

southwest along Norling Road to Kiandra Way, west along Kiandra Way to Cassowary Road, south from this point to and along Finch Court to Newburn Road, west, northwest and north along Newburn Road to Sorenson Road, west and southwest along Sorenson Road to Dundas Road and north along Dundas Road.

The boundary parts of Kalamunda Road (both sides, above No. 500) and Dundas Road (both sides) are included within the area for High Wycombe Primary School, while the boundary parts of Wycombe Road, Norling Road, Kiandra Way, and Newburn Road and the boundary streets of Range Court, Range View Road, Jeanhulley Road, Finch Court and Sorenson Road (both sides in all cases) are excluded from the area for High Wycombe Primary School.

The following have been declared as optional areas between High Wycombe and Edney Primary Schools—

- (i) the area bounded by Sorenson Road, Newburn Road, Butcher Road, the eastern arm of Palmer Crescent, a line joining the eastern arm of Palmer Crescent to Dundas Road and Dundas Road.

Both sides of the abovementioned boundary streets, or part thereof, are included with the optional area.

- (ii) the area bounded by Kalamunda Road (both sides), the Roe Highway (west side), Adelaide Street (both sides) (as far west as Larwood Crescent) and a line drawn south from Adelaide Street along the western arm of Kenneth Road to Kalamunda Road.

Illawarra Primary School

The boundary for the abovementioned school is as follows—

From the intersection of Alexander Drive and Marangaroo Drive, northeast along Marangaroo Drive to the proposed extension of Hepburn Avenue, northwest and west along the alignment of Hepburn Avenue to Alexander Drive and south along Alexander Drive to Marangaroo Drive.

The boundary parts of Marangaroo Drive (north side) and Hepburn Avenue (south side) are included within the area for Illawarra Primary School, while the boundary parts of Alexander Drive (both sides) are excluded from the area for Illawarra Primary School.

Children resident in the locality of Landsdale shall have the option of attending either Illawarra, Alinjarra, Marangaroo, Wanneroo Junior Primary or Wanneroo Primary School.

Leeming Area

With the opening of East Leeming Primary School in 1989, school boundaries for the Leeming area have been adjusted as follows—

East Leeming Primary School

The boundary for the abovementioned school is as follows—

From the intersection of South Street and Karel Avenue, south southwest along Karel Avenue to Beasley Road, south from this point along the western boundary of Melville Glades Golf Course to the proposed Roe Highway, northeast along the alignment of the Roe Highway to South Street and in a general westerly direction along South Street to Karel Avenue.

The boundary parts of Karel Avenue (each side), Roe Highway (north side) and South Street (south side) are included within the area for East Leeming Primary School.

Children attending Government schools and in Years 1 to 6 inclusive in 1989 (Years 1 to 7 inclusive thereafter) and living within the area for East Leeming Primary School, as provided above, shall attend East Leeming Primary School.

Children in Year 7 in 1989 living within the area for East Leeming Primary School, may complete their primary education at their present (1988) school or may transfer to East Leeming Primary School.

Leeming Primary School

The boundary for the abovementioned school is as follows—

From the junction of South Street and Findlay Road, in a general southerly direction along Findlay Road to Farrington Road, east along Farrington Road to Casserly Drive (currently King Road), south, southeast and southwest along Casserly Drive to a point west of the western arm of Sylvana Crescent, south from this

point to the proposed Roe Highway, east along the alignment of the Roe Highway to a point representing the southern extension of the western boundary of Melville Glades Golf Course, north from this point along the western boundary of Melville Glades Golf Course to Karel Avenue, north northeast along Karel Avenue to South Street and west along South Street to Findlay Road.

The boundary parts of Farrington Road (north side), Casserly Drive (both sides), Roe Highway (north side), Karel Avenue (west side), South Street (south side) and the boundary street of Findlay Road (east side) are included within the area for Leeming Primary School.

The following has been declared as an optional area between Leeming and West Leeming Primary Schools—

From the junction of Farrington Road and the Kwinana Freeway, south along the proposed extension of the Kwinana Freeway to the proposed Roe Highway, east along the alignment of the Roe Highway to a point west of Sylvana Crescent, north from this point to Casserly Drive, northeast, northwest and north along Casserly Drive (currently King Road) to Farrington Road and west along Farrington Road to the Kwinana Freeway.

The boundary parts of the Kwinana Freeway (east side), Roe Highway (north side) and Farrington Road (south side) are included within the optional area, as provided above, while the boundary parts of Casserly Drive (both sides) are excluded from this area.

West Leeming Primary School

The boundary for the abovementioned school is as follows—

From the junction of Findlay Road and South Street, west along South Street to the Kwinana Freeway, south along the proposed extension of the Kwinana Freeway to Farrington Road, east along Farrington Road to Findlay Road and north along Findlay Road to South Street.

The boundary parts of South Street (south side), the Kwinana Freeway (east side), Farrington Road (north side) and Findlay Road (west side) are included within the area for West Leeming Primary School.

The following has been declared as an optional area between West Leeming and Leeming Primary Schools—

From the junction of Farrington Road and the Kwinana Freeway, south along the proposed extension of the Kwinana Freeway to the proposed Roe Highway, east along the alignment of the Roe Highway to a point west of Sylvana Crescent, north from this point to Casserly Drive, northeast, northwest and north along Casserly Drive (currently King Road) to Farrington Road and west along Farrington Road to the Kwinana Freeway.

The boundary parts of the Kwinana Freeway (east side), Roe Highway (north side) and Farrington Road (south side) are included within the optional area, as provided above, while the boundary parts of Casserly Drive are excluded from this area.

Marangaroo Area

Blackmore, Hainsworth and Montrose Primary Schools are to be included within the optional area between Marangaroo and Girrawheen Primary Schools as published in the *Government Gazette* of December 24, 1986.

This area comprises—

- (i) That part of the locality of Marangaroo east and northeast of the eastern arm of Addington Way;
- (ii) The north side of Marangaroo Drive between Addington Way and the locality boundary of Marangaroo and Alexander Heights.

North Parmelia Primary School

The following has been declared as an optional area between North Parmelia and Calista Primary Schools—

the area bounded by Challenger Avenue, Meares Avenue, Wellard Road and Parmelia Avenue.

This option is also extended to children resident in that part of Leda, east of the southern extension of Meares Avenue, who are not eligible to travel on a school bus service.

Padbury Primary School

The boundary for the above-mentioned school is as follows—

From the junction of Forrest Road and Marmion Avenue, south along Marmion Avenue to the westerly extension of Jardine Place, east from this point between

Buchanan Way (to the north) and Lushington Drive (to the south) to and across Grey Road, continuing in an east northeasterly direction between Lindsay Way, Young Place and Hann Place (to the north) and Stubb Place, Eyre Place, Wright Place, Wills Place and Clay Place (to the south) to the junction of Giles Avenue and Barclay Avenue, southeast along Barclay Avenue to Gibson Avenue, northeast and north along Gibson Avenue to Giles Avenue, in a general westerly direction to Marmion Avenue with Warner Drive, Byrne Close, Hubbard Drive, Wells Place, Rowlands Court, Mason Way and Forrest Road to the north and Giles Avenue, Simpson Drive, Carnegie Way, Durack Way, Gillen Court and Elder Place to the south.

The boundary parts of Marmion Avenue (east side), and Gibson Avenue (west side), are included within the area for Padbury Primary School, while the boundary street of Barclay Street (both sides) is excluded from the area for Padbury Primary School.

South Padbury Primary School

The boundary for the abovementioned school is as follows—

From the junction of Warburton Avenue and Marmion Avenue, south southeast along Marmion Avenue to Hepburn Avenue, east along Hepburn Avenue to the Mitchell Freeway, north along the Mitchell Freeway to a point adjacent to the extension of Dulwich Place, west from this point to the southern end of Holleton Terrace, in a west northwesterly direction to Gibson Avenue, between Burbank Court and Mararda Court to the north and Copperhead Avenue to the south, west southwest along Gibson Avenue to Warburton Avenue, and in a general westerly direction along Warburton Avenue to Marmion Avenue.

The boundary parts of Marmion Avenue (east side), Hepburn Avenue (north side), the Mitchell Freeway (west side) and Gibson Avenue (west side) and the boundary street of Warburton Avenue (both sides), are included within the area for South Padbury Primary School.

Children attending Government schools and in Years 1 to 6 inclusive in 1989 (1 to 7 inclusive thereafter), and living within the area for South Padbury Primary School, as provided above shall attend South Padbury Primary School.

Children in Year 7 in 1989, and living within the area for South Padbury Primary School, may complete their primary education at their present (1988) school or may transfer to South Padbury Primary School.

The following have been declared as optional areas between Padbury and south Padbury Primary School—

- (i) the area bounded by Gibson Avenue, Pinnaroo Drive (northern section), Kintore Place, Leviathan Way, Holleton Terrace, a line drawn from Holleton Terrace (between Burbank Court and Mararda Court to the north and Copperhead Avenue to the south) to Gibson Avenue, and Gibson Avenue.

The boundary parts of Gibson Avenue (east side) and all the above-mentioned boundary streets, with the exception of Copperhead Avenue, are included within the optional area.

- (ii) The area bounded by Marmion Avenue, Warburton Avenue, Gibson Avenue, Barclay Avenue and a line drawn in a west southwesterly direction from the junction of Giles Avenue and Barclay Avenue to Marmion Avenue, so that Wills Place, Wright Place, Eyre Place, Stubbs Place, Lushington Drive, Jardine Place and Hume Place are included within the optional area, while Hann Place, Young Place, Lindsay Way and Buchanan Way are excluded from the optional area.

The boundary parts of Marmion Avenue (east side), and Gibson Avenue (west side) are included within the optional area while the boundary street of Warburton Avenue is excluded from the optional area.

Riverton Primary School

The optional area between Riverton and Ferndale Primary Schools, published in the *Government Gazette* of December 8, 1978, is hereby rescinded. This area, as defined below, is to be included within the boundary for Riverton Primary School.

The area bounded by Vervain Way (both sides), Riley Road, (both sides), High Road (north side), and Duff Road (both sides).

Rockingham Area

Bungaree, Hillman and Rockingham Beach Primary Schools.

The optional area between Bungaree and Hillman Primary Schools, published in the *Government Gazette* of December 24, 1986 has been increased in size and will now also include Rockingham Beach Primary School.

The revised optional area for Bungaree, Hillman and Rockingham Beach Primary Schools is as follows—

the area bounded by Patterson Road (south side), Read Street (east side), Rae Road (north side) and Ennis Avenue (west side).

Cooloongup and Hillman Primary Schools

The following has been declared as an optional area between Cooloongup and Hillman Primary Schools—

the area bounded by the proposed Garden Island Highway (south side), Ennis Avenue (east side) and Elanora Drive (both sides).

East Waikiki Primary School

The eastern boundary (Ennis Avenue) of East Waikiki Primary School has been rescinded and the catchment for the school has been extended to include that area east of Ennis Avenue and south of Elanora Drive.

BUILDING MANAGEMENT AUTHORITY

Tenders, closing at West Perth, at 2.30 pm on the dates mentioned hereunder, are invited for the following projects.

Tenders are to be addressed to:—

The Minister for Works,
c/o Contract Office,
Dumas House,
2 Havelock Street,
West Perth, Western Australia 6005

and are to be endorsed as being a tender for the relevant project.

The highest, lowest, or any tender will not necessarily be accepted.

Tender No.	Project	Closing Date	Tender Documents now available from:
24709.....	Bunbury Primary School—Pre-Primary Centre.	11/1/89	BMA West Perth, BMA Bunbury
24712.....	Allanson Primary School—Additions & Improvements. Builders Categorisation Category D. (Documents available Tuesday 13/12/88)	18/1/89	BMA West Perth BMA Bunbury
24713.....	Helena Valley Primary School—Administration and Classroom Block. Builders Categorisation Category D.	18/1/89	BMA West Perth
24714.....	Adam Road (S. Bunbury) Primary School—Covered Area.	18/1/89	BMA West Perth, BMA Bunbury
24710.....	Mandurah Government Office Erection. Builders Categorisation Category B. Selected Tenderers Only.	1/2/89	BMA West Perth

C. BURTON,
Executive Director.
Building Management Authority.

STATE TENDER BOARD OF WESTERN AUSTRALIA*Tenders Invited*

Date of Advertising	Schedule No.	Description	Date of Closing
1988			1989
Dec 9.....	9A1988.....	Tyres and lubes to various Government Departments (Excluding Transperth)	Jan 12
Dec 23.....	156A1988.....	Bicycle Helmets for School Aged Children, Year One to Twelve	Jan 12
Dec 23.....	637A1988.....	Road Pavement Materials, February 1, 1989 to December 31, 1989, Metropolitan Division (MRD Contract 136/88)	Jan 12
Dec 16.....	634A1988.....	X-Ray Equipment for the Health Department of Western Australia	Jan 19
Dec 23.....	636A1988.....	A Photographic Enlarging Printer for the Western Australian Police Department	Jan 19
Dec 23.....	49A1988.....	Furniture Group 3 (Flat—Board Furniture for Schools) within the Perth Area for the period expiring on 31 December, 1989	Jan 26
Dec 23.....	86A1988.....	Furniture Group 1 (Flat—Board Furniture for Offices) within the Perth Area for the period expiring on 31 December, 1989	Jan 26
Dec 16.....	635A1988.....	Regional Police Office Personal Computer Systems for the Western Australian Police Department	Jan 26
<i>Request for Proposal</i>			
Dec 9.....	An information technology strategy encompassing business application software, office systems software, hardware and communication networks for the Western Australian Treasury Corporation	Jan 12

STATE TENDER BOARD OF WESTERN AUSTRALIA—continued

For Sale by Tender

Date of Advertising	Schedule No.	For Sale	Date of Closing
1988			1989
Dec 9.....	614A1988.....	Ropa 3 Berth Kitchen Caravan (MRD 583) at Welshpool	Jan 12
Dec 9.....	615A1988.....	Villa Nova Utility Mounted Camper (MRD 3428) at Welshpool	Jan 12
Dec 9.....	616A1988.....	1987 Nissan Navara 4x2 Utility (6QK 951) at Bunbury	Jan 12
Dec 9.....	617A1988.....	1986 Ford Panel Vans (MRD 8988) (MRD 2246) (MRD 8981), 1987 Ford Falcon Utility (MRD 2246), 1986 Ford Falcon Sedan (MRD 9218) and 1982 Nissan Urvan Bus (Diesel) (MRD 6488) at Welshpool	Jan 12
Dec 9.....	618A1988.....	1987 Ford Falcon Station Wagon (MRD 9486) at Welshpool	Jan 12
Dec 9.....	619A1988.....	1982 Nissan Urvan Micro Bus (Diesel) (MRD 6464) at Welshpool	Jan 12
Dec 9.....	620A1988.....	1986 Ford Falcon Panel Van (MRD 9339) at Welshpool	Jan 12
Dec 9.....	621A1988.....	1986 Ford Falcon XF Utility (MRD 9482) at Welshpool	Jan 12
Dec 9.....	622A1988.....	Fabco Skid Mounted Ablution Units (MRD 4345) (MRD 4347) at Kalgoorlie	Jan 12
Dec 9.....	623A1988.....	1987 Nissan Navara 4x4 King Cab (6QK 619), 1985 Ford Falcon Sedan (6QD 580) and 1985 Toyota Hilux 4x4 Dual (Diesel) (6QG 535) at Bunbury	Jan 12
Dec 16.....	624A1988.....	1985 Toyota Hilux 4x4 Steel Tray Body (Diesel) (6QF 427) and 1986 Toyota Hilux 4x4 Utility (Diesel) (6QF 430) at Manjimup	Jan 19
Dec 16.....	625A1988.....	1984 Nissan Patrol 4x4 Station Sedan (Diesel) (6QA 596) at Karratha	Jan 19
Dec 16.....	626A1988.....	1981 Toyota Hiace Commuter 13 Seat Bus (XQO 389) 1986 Jackaroo DLX 4 door 4x4 Wagon (6QJ 409) and 1985 Subaru 4x4 Dual Range Wagon (6QF 635) at Manjimup	Jan 19
Dec 16.....	627A1988.....	1985 Toyota Landcruiser 4x4 Traby Back (Diesel) (6QH 875), 1985 Nissan Patrol 4x4 Well Body (Diesel, Turbo) (6QG 068), 1982 Toyota Landcruiser 4x4 Tray Back (XQQ 672), 1987 Ford Falcon XF Sedan (6QK 353) and 1986 Ford Falcon XF Panel Van (6QJ 506) at Mundaring	Jan 19
Dec 16.....	628A1988.....	JD 760A Tractor/Water Tanker (MRD 1099) at Welshpool	Jan 19
Dec 16.....	629A1988.....	1983 Toyota FJ45 Landcruiser Double Cab with Steel Tray Body (XQS 358) and 1984 Nissan Patrol SWB Wagon (6QC 271) at Manjimup	Jan 19
Dec 16.....	630A1988.....	1986 Toyota Hilux 4x4 Well Bodies (6QI 821) (6QH 727), 1986 Toyota Hilux 4x4 Style Side Body (6QJ 964), 1985 Nissan Patrol 4x4 Tray Back (6QG 119) and 1985 Nissan Patrol 4x4 1 Tonne Tray Back (6QJ 125) at Mundaring	Jan 19
Dec 16.....	631A1988.....	1984 Nissan Patrol 4x4 Tray Back (6QA 860), 1985 Toyota Hilux 4x4 Well Body (6QF 848), and 1985 Toyota Hilux 4x4 Tray Back (6QG 324) at Mundaring	Jan 19
Dec 16.....	632A1988.....	John Deere 570A Grader (MRD 4568) at Welshpool	Jan 19
Dec 16.....	633A1988.....	Moore SP1511 Multi Wheel Roller (MRD 3908) at Welshpool	Jan 19
Dec 23.....	638A1988.....	1985 Toyota Hilux YN67 4x4 Xtra Cab (6QF 632) and 1986 Ford Falcon XF Sedan (6QH 927) at Mundaring	Jan 26
Dec 23.....	639A1988.....	1987 Nissan Navara King Cab Utility (MRD 2206) at Carnarvon	Jan 26
Dec 23.....	640A1988.....	Loader Boomerang Trailer (MRD 1771) at Welshpool	Jan 26
Dec 23.....	641A1988.....	Isuzu Flat Top Truck (MRD 5354) at Welshpool	Jan 26
Dec 23.....	642A1988.....	1987 Ford Falcon Utilities (MRD 9941) (MRD 2140), 1987 Ford Falcon GL Station Wagon (MRD 9589), 1986 Nissan Navara Utility (MRD 9249) and 1986 Mitsubishi Colt Sedan (MRD 9230) at Welshpool	Jan 26

Tenders, addressed to the Chairman, State Tender Board, 815 Hay Street, Perth, 6000 will be received for the abovementioned tenders until 10.00 am on the date of closing.

Tenders must be properly endorsed on envelopes otherwise they are liable to rejection.

Tender forms and full particulars may be obtained on application at the Tender Board Office, 815 Hay Street, Perth and at points of inspection.

No Tender necessarily accepted.

L. W. GRAHAM,
Chairman, State Tender Board.

Accepted Tenders

Schedule No.	Particulars	Contractor	Rate
<i>SUPPLY AND DELIVERY</i>			
459A1988	Hospital Information System Software and Hardware for Smaller Western Australian Public Hospitals—Health Dept.	Adelaide On-Line Bureau Pty Ltd	Various
472A1988	Laser Typesetter and a Typesetting System—State Printing Division	Nexus Corp. Limited	\$324 976.00
537A1988	One (1) only Single Colour Small Offset Press Suitable for High Quality Stationery—State Printing Division	Data Print Pty Ltd	Nett Contract Price \$18 955.00
538A1988	One (1) only Small Offset Perfector Press—State Printing Division	Itek Graphix Pty Ltd.....	\$44 700.00
548A1988	One (1) only Automatic Book Sewing Machine—State Printing Division	Collie Cooke Consolidated.....	\$167 405.00
519A1988	One (1) only Book Cover Blocking (Titling) Machine—State Printing Division	Adriatic Bookbinders Pty Ltd	\$35 395.00
579A1988	One (1) only Self Propelled Pad Drum Vibrating Roller—Main Roads Department	Ingersoll Rand (Australia) Ltd	Total \$93 399.00
580A1988	Four (4) only Heavy Tractors Mounted on Rubber Tyred Wheels—Main Roads Dept.	Fiatagri Australia P/L.....	Total \$29 400.00 ea

STATE TENDER BOARD OF WESTERN AUSTRALIA—continued

Accepted Tenders—continued

Schedule No.	Particulars	Contractor	Rate
<i>SERVICE</i>			
145A1988	Courier Service for the Health Department in the Metropolitan Area (One Year Period)	Courier Aust. International	\$27 000.00 Total Cost
<i>PURCHASE AND REMOVAL</i>			
569A1988	1984 Case 1490 4x2 Wheel Tractor (XQX 962) (Recall) at Mundaring	Soltoggio Bros	\$6 684.00
594A1988	1987 Ford Falcon XF Utility (MRD 9759)	The Julian Car Co.....	Item 1 \$9 301.00
	1986 Ford Falcon XF Utility (MRD 9481)	Chamus Holdings.....	Item 2 \$8 288.00
	1984 Holden Jackaroo 4WD Station Wagon (MRD 7848)	Brents Car Mart.....	Item 3 \$11 300.00
	1987 Ford Falcon XF Station Wagon (MRD 9609)	Chamus Holdings.....	Item 4 \$11 888.00
	1986 Ford Falcon XF Utility (MRD 9078) at Welshpool	The Julian Car Co.....	Item 5 \$9 501.00
595A1988	1987 Ford Falcon XF Panel Van (MRD 9629)	Town Auto Auctions.....	Item 1 \$8 498.00
	1987 Ford Falcon XF Panel Van (MRD 9550)	Chamus Holdings.....	Item 2 \$8 088.00
	1986 Ford Falcon XF Sedan (MRD 9023)	Chamus Holdings.....	Item 3 \$9 288.00
	1986 Ford Falcon XF Sedan (MRD 9108)	Chamus Holdings.....	Item 4 \$9 288.00
	1987 Ford Falcon XF Utility (MRD 9850) at Welshpool	Soltoggio Bros	Item 5 \$10 626.00
597A1988	Clark 632 Bobcat Loader (MRD 4719) at Welshpool	Soltoggio Bros	\$5 666.00
<i>DECLINE OF ALL TENDERS</i>			
285A1988	Computer Aided Drafting System and Two Engineering Workstations—Main Roads Department	All Tenders Declined for the Computer Aided Drafting Section of the Contract.	

MAIN ROADS DEPARTMENT

Tenders

Tenders are invited for the following projects.

Tender documents are available from the Clerk in Charge, Orders Section, Ground Floor, Main Roads Department, Waterloo Crescent, East Perth.

Tender No.	Description	Closing Date
129/88.....	Construction of a limestone facing wall and chainlink fence on the Kwinana Freeway	Friday, 6 January 1989
103/88.....	Construction of bridge No. 1323 over railway on Kwinana Freeway southern extension	Tuesday, 24 January 1989
125/88.....	Supply and delivery of limestone sub-base, Bunbury Highway	Tuesday, 10 January 1989
113/88.....	Supply of Tric-Bloc precast concrete traffic barrier	Tuesday, 10 January 1989
139/88.....	Supply and installation of insulation to underside of concrete slab to MRD Head Office, East Perth	Wednesday, 11 January 1989
140/88.....	Construction of a limestone retaining wall on Kwinana Freeway fore-shore, South Perth	Friday, 30 December 1988

Acceptance of Tenders

Contract No.	Description	Successful Tenderer	Amount
110/88.....	Supply, fabricate and erect guard railing alongside part of Kwinana Freeway, City of South Perth	D & F Engineering (WA)	\$ 59 812.00

D. R. WARNER,
Director,
Administration and Finance.

GERALDTON MID-WEST DEVELOPMENT AUTHORITY ACT 1988
GERALDTON MID-WEST DEVELOPMENT AUTHORITY (APPOINTMENT OF
BOARD MEMBERS) INSTRUMENT 1988

MADE by the Minister for Regional development under section 6 (1).

Citation

1. This instrument may be cited as the *Geraldton Mid-West Development Authority (Appointment of Board Members) Instrument 1988*.

Definitions

2. In this instrument—
“the act” means the *Geraldton Mid-West Development Authority Act 1988*;
“the Authority” means the Geraldton Mid-West Development Authority; and
“the Board” means the board of management established by section 5 (1) of the Act.

Appointment of Members

3. Under section 6 (1) of the Act—
(a) Albert Pepperell of 82 Brede Street, Geraldton is appointed a member and chairman of the Board;
(b) Margot Boetcher of Ajana RMB, Ajana is appointed a member and deputy chairman of the Board;
(c) Kevin Altham of 127 Glendinning Road, Tarcoola Beach, Geraldton is appointed a member of the Board;
(d) William Scott of Wyayangoo Station, Mt Magnet is appointed a member of the Board;
(e) Robert Ramage of 188 Chapman Road, Geraldton is appointed a member of the Board; and
(f) Colin Bartlett of Victoria Street, Mingenew is appointed a member of the Board.

Term of Office

4. The members of the Board appointed under clause 3 of this instrument shall hold office for a term commencing on the day that this instrument is published in the *Government Gazette* until 31 December 1990.

JEFF CARR,
Minister for Regional Development.

APPOINTMENT

(Under section 6 of the Registration of Births, Deaths and Marriages Act 1961-1979)

Registrar General's Office,
Perth, 15 December 1988.

R.G. No. 1/88

IT is hereby notified, for general information, Mr Martin Bradley Morris has been appointed as District Registrar of Births, Deaths and Marriages for the Northam Registry District to maintain an office at Northam during the absence on annual leave of Mr M. D. McLeod. This appointment dates from 28 December 1988.

D. G. STOCKINS,
Registrar General.

State of Western Australia

PETROLEUM ACT 1967-1981

Notice of Grant of Exploration Permits

Department of Mines,
Perth, 23 December 1988.

EXPLORATION Permit Nos. EP 338 and EP 339 have been granted to Sol Invictus Pty Ltd of 15th Floor, Allendale Square, 77 St. George's Terrace, Perth WA 6000 to have effect for a period of five years from 12 December 1988.

IAN FRASER
Director Petroleum Division.

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines
Coolgardie 8 December 1988.

IN accordance with Regulation 49 (2) (c) of the Mining Act 1978-1988, notice is hereby given that the licences are liable to forfeiture under the provisions of Section 96 (2) (b) for breach of covenant, *viz* failure to comply with the conditions to which the mining tenements are subject.

I. G. BROWN,
Warden.

To be heard in the Warden's Court Coolgardie on 29 March 1989.

COOLGARDIE MINERAL FIELD

Kunanalling District

16/607—Altus Corporation Pty Ltd; Giboldi Pty Ltd.
16/608—Altus Corporation Pty Ltd; Giboldi Pty Ltd.
16/609—Altus Corporation Pty Ltd; Giboldi Pty Ltd.
16/610—Altus Corporation Pty Ltd; Giboldi Pty Ltd.
16/611—Altus Corporation Pty Ltd; Giboldi Pty Ltd.

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines,
Perth, 23 December 1988.

IN accordance with Regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that unless the rent due on the undermentioned Prospecting Licences is paid before 10.00 am on 27 January 1989 the licences are liable to forfeiture under the provisions of Section 96 (1) (a) for breach of covenant, *viz*. non payment of rent.

D. J. REYNOLDS,
Warden.

To be heard in the Warden's Court Perth on 27 January 1989.

SOUTH WEST MINERAL FIELD

P70/460—Watkins, Robert Hugh.
P70/533—Ovens, Alvin James.
P70/560—Miller, Graham Playne.
P70/561—Bellini, Venanzio; Downsborough, Bruce Leo; Buratovic, Mark Enrick John.
P70/576—Sprigg, Andrew Boyd.

PHILLIPS RIVER MINERAL FIELD

P74/35—Norseman Gold Mines NL.
P74/46—Walker, Harry Dennis; Walker, Raymond McAlpine.
P74/107—Clarke, Edwin William; Bennett, Colin; Whitehand, John Colin.
P74/108—Clarke, Edwin William; Bennett, Colin; Whitehand, John Colin.
P74/122—Norseman Gold Mines NL.

MINING ACT 1978-1983
Notice of Intention to Forfeit

Department of Mines,
Perth, 23 December 1988.

IN accordance with Regulation 50 (b) of the Mining Act 1978-1983, notice is hereby given that unless the rent due on the undermentioned leases and licences is paid on or before 12 January 1989 it is the intention of the Hon Minister for Mines under the provisions of sections 97 (1) and 96A (1) of the Mining Act 1978-1983 to forfeit such for breach of covenant, *viz*, non-payment of rent.

D. R. KELLY,
Director General of Mines.

WEST KIMBERLEY MINERAL FIELD

Exploration Licences

- 04/58—BHP Minerals Ltd.
04/225—Moonbeam Nominees Pty Ltd.
04/249—Cygnet Resources Pty Ltd.
04/297—Moonbeam Nominees Pty Ltd.
Mining Leases
04/105—Sorensen, Erik Christian.
04/131—Hann Gold Mining Ltd; Thornton, Robert Jeffrey.

ASHBURTON MINERAL FIELD

Exploration Licences

- 08/167—Ashburton Minerals Pty Ltd.
08/194—Capricorn Mining NL.

GASCOYNE MINERAL FIELD

Exploration Licences

- 09/158—Westralian Gold Mines Ltd.
09/160—Ashburton Mining Corporation NL.
09/169—Baracus Pty Ltd.

Mining Lease

- 09/01—Specified Services Pty Ltd.

COOLGARDIE MINERAL FIELD

Exploration Licences

- 15/82—Dalla-Costa: Melville Raymond.
15/200—Golden Queen Mining Ltd.
15/206—Apex Securities Ltd.
15/215—Hewitt, Gregory Phillip.

KUNANALLING MINERAL FIELD

Exploration Licences

- 16/29—Lubbock Nominees Pty Ltd.
16/31—Lubbock Nominees Pty Ltd.

MURCHISON MINERAL FIELD

Cue District

Exploration Licence

- 20/82—Aspect Holdings Pty Ltd.

MURCHISON MINERAL FIELD

Day Dawn District

Exploration Licence

- 21/19—Garbutt, Robert Sydney.

BROAD ARROW MINERAL FIELD

Exploration Licence

- 24/04—Dominion Gold Operations Pty Ltd.

EAST COOLGARDIE MINERAL FIELD

Bulong District

Exploration Licence

- 25/36—Stockwell, Allan Brian; Milling, Phillip Scott.

NORTH EAST COOLGARDIE MINERAL FIELD

Kanowna District

Exploration Licence

- 27/44—Agricola Mining NL.

NORTH EAST COOLGARDIE MINERAL FIELD

Kurnalpi District

Exploration Licences

- 28/215—Agricola Mining NL.
28/220—Taurus Resources NL.

Mining Leases

- 28/12—Brown, Gary Martin; Vestorp, Torben; Giri, Thomas James; Chambers, Wayne James; Galluccio, Michael Anthony.
28/38—Agars, Bruce Malcolm; Agars, Philip Alexander; Elliott, Lawrence Harry Marshall; Western Reefs Ltd.

NORTH COOLGARDIE MINERAL FIELD

Menzies District

Exploration Licence

- 29/33—Eureka Minerals Pty Ltd.

Mining Leases

- 29/19—Lubbock Nominees Pty Ltd.
29/31—MC Mining NL.
29/43—Goerenyi, Gabriel Joseph.

NORTH COOLGARDIE MINERAL FIELD

Yerilla District

Mining Leases

- 31/28—French, Donald Victor.
31/29—French, Andrea Irene; French, Donald Victor.
31/45—Burton, Ian Geoffrey.

EAST MURCHISON MINERAL FIELD

Lawlers District

Mining Lease

- 36/28—Muhs, William James.

MT MARGARET MINERAL FIELD

Mt Malcolm District

Mining Leases

- 37/106—Wierobiej, Edward Henryk.
37/119—North Eastern Gold Mines NL.
37/122—Dodds, William John Nelson.

MT MARGARET MINERAL FIELD

Exploration Licences

- 38/151—Sons of Gwalia NL; St Joe Australia Pty Ltd.
38/170—Nalya Pty Ltd; Hoppman, Angela Mary Ann.
38/173—Carmody, Harry; Milling, Phillip Scott; Biddle, Kim; Dimer, Arthur.

Mining Lease

- 38/68—O'Shea, Patrick Eugene.

MT MARGARET MINERAL FIELD

Mt Morgans District

Mining Leases

- 39/24—Tucker, Lesley Alfred.
39/55—International Lapidary Pty Ltd.
39/87—Haoma North West NL.
39/88—North Eastern Gold Mines NL.
39/89—North Eastern Gold Mines NL.
39/91—Chartwest Mining Pty Ltd.

PILBARA MINERAL FIELD

Exploration Licences

- 45/31—BHP Minerals Ltd.
45/328—Battle Mountain (Australia) Inc.
45/329—Battle Mountain (Australia) Inc.
45/340—Battle Mountain (Australia) Inc.
45/341—Battle Mountain (Australia) Inc.
45/342—Battle Mountain (Australia) Inc.
45/344—Battle Mountain (Australia) Inc.
45/623—Blue Street Pty Ltd.
45/635—Blue Street Pty Ltd.
45/715—Pilbara Mining & Exploration Pty Ltd.

Mining Leases

- 45/17—Mackay, Alex Roderick.
45/66—Attwood, Ronald Gregory.
45/71—Elders Resources Ltd.
45/72—Elders Resources Ltd.
45/73—Elders Resources Ltd.
45/108—Calsil Ltd.
45/257—Gold Stream Mining NL.

PILBARA MINERAL FIELD

Nullagine District

Exploration Licences

46/135—Growth Resources NL.

46/136—Morrell, John David.

MURCHISON MINERAL FIELD

Meekatharra District

Exploration Licence

51/97—Kingsgate Consolidated Ltd.

Mining Lease

51/39—King, Alex Norman.

PEAK HILL MINERAL FIELD

Exploration Licences

52/211—Sabor Pty Ltd.

52/229—Sabor Pty Ltd.

52/230—Sabor Pty Ltd.

52/236—Sabor Pty Ltd.

Mining Lease

52/08—Dvorak, Vincent.

EAST MURCHISON MINERAL FIELD

Wiluna District

Exploration Licence

53/159—Sundowner Minerals NL.

EAST MURCHISON MINERAL FIELD

Black Range District

Exploration Licence

57/23—Eastmet Ltd.

57/101—Cash, Mervyn William.

57/102—Cash, Mervyn William.

57/110—BHP Minerals Ltd.

YALGOO MINERAL FIELD

Exploration Licences

59/149—Greater Pacific Investments Ltd.

59/163—Egypt Holdings Pty Ltd.

59/177—Taurus Resources NL.

59/182—Vodanovich, Anthony.

59/185—Devereux, Kenneth Thomas.

Mining Lease

59/56—Filomel Nominees Pty Ltd.

DUNDAS MINERAL FIELD

Exploration Licences

63/139—Egypt Holdings Pty Ltd.

63/183—Fox, Keith.

Mining Lease

63/154—Hillerman, William Patrick; Wandel, Neil Jeffrey;
Sime, Kenneth Andrew; Sime, Antonia Kathleen.

SOUTH WEST MINERAL FIELD

Exploration Licences

70/182—Australian Chalk & Mineral Resources NL.

70/250—Cable Sands Pty Ltd.

70/330—Australian Chalk & Mineral Resources NL.

70/430—Renison Ltd.

Mining Leases

70/246—Green, Keith Langlais; Green, Pearl McKinnon;
Ardler, Ian Ross.

70/338—Inter Aust. Ltd.

PHILLIPS ROVER MINERAL FIELD

Mining Leases

74/06—Brown, Jeffery Raymond; Brown, Terence John.

74/27—Crook, Donald Robin; Crook, Donald Brett;
Schoneveld, Johannes George Eymbert.

YILGARN MINERAL FIELD

Exploration Licence

77/191—Wilson, James Darrel.

Mining Leases

77/164—A1 Consolidated Gold NL.

77/166—Carnicelli, Eric Bernard.

A65991—7

KIMBERLEY MINERAL FIELD

Exploration Licences

80/288—Bliss, David William; Burns, Alexander Stuart;
Ellyard, Edward John; Sas, Zlatomir Aurel;
Marshall, John Lloyd Criag; Gem Exploration &
Minerals Ltd.

80/451—Canadian Energy Resources Pty Ltd.

80/452—Canadian Energy Resources Pty Ltd.

80/751—Dry Creek Mining NL.

PARTNERSHIP ACT 1895

TAKE notice that the partnership heretofore existing between Trevor Wayne Fortescue of 35 Eulalia Street, Bunbury and Terrance Brian Belton of 50 White Street, Bunbury carrying on the business of Bunbury Formwork was dissolved on 14 December 1988.

And further take notice that Trevor Wayne Fortescue will not accept liability for any partnership debts contracted after that date.

Dated 14 December 1988.

TREVOR FORTESCUE.

TRUSTEES ACT 1962

CREDITORS and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the undermentioned deceased persons are required to send particulars of their claims to the Executors of care of Kott Gunning, 22 St George's Terrace, Perth by 27 January 1989 after which date the Trustees may convey or distribute the assets having regard only to the claims of which notice has been given.

Surname, Given Names; Address; Occupation; Date of Death.

Gillespie, Andrew Paterson; 37 French Avenue, Merredin WA; Baker; 17/9/88.

Hogan, John Leo; 30 Moore Street, Kellerberrin; Pensioner; 31/10/88.

Stocklinger, Helmuth Fritz; 14 Rankin Way, Booragoon; Company Director; 18/11/88.

TRUSTEES ACT 1962

Trustees Notice to Creditors

CREDITORS and other persons having claims to which section 63 of the Trustees Act 1962 relates in respect on the estate of Jean Beatrice Crofts late of 6a Dadley Street, Hamilton Hill who died on 13 September 1988 are required by the personal representative to send full particulars of their claims to Claudio Russo Shaw, Solicitors, of 5 Collier Road, Morley, by 31 January 1989 after which date the personal representative may convey or distribute the assets having regard only to the claims of which he then has notice.

CLAUDIO RUSSO SHAW,
Solicitors.

TRUSTEES ACT 1962

Notice to Creditors and Claimants

Natale Francesco Briotti late of Villa Terenzio, Cabrini Road, Marangaroo, in the State of Western Australia Retired Dustman deceased

CREDITORS and other persons having claims (to which section 63 of the Trustees Act 1962 as amended relates) in respect of the estate of the deceased who died on 15 August 1988 are required by the Executor of the Will of the said deceased, James John del Piano of care of Messrs McLeod and del Piano, 8-10 The Esplanade, Perth in the said State to send particulars of their claims to him by 30 January 1989 after which date the said Executor may convey or distribute the assets having regard only to the claims of which he has

notice and the Executor shall not be liable to any person of whose claim he has had no notice at the time of administration or distribution.

Dated the 15th day of December 1988.

McLEOD & DEL PIANO,
Solicitors for the Executor.

TRUSTEES ACT 1962

Notice to Creditors and Claimants

CREDITORS and other persons having claims (to which section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 23rd day of January 1989, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Abbott, Agnes Mary, late of Craigwood Nursing Home, 29 Gardner Street, Como, died 29/11/88.

Ahern, Dorothy Jean, formerly of 30 Henry Street, East Cannington, late of Carlisle Nursing Home, Carlisle, died 19/11/88.

Ash, Valerie Mary, late of 63 Quarry Street, Geraldton, died 28/11/88.

Billing King, Bulla, (also known as Billini, Bulla) late of Kununurra Hospital, Kununurra, died 8/11/88.

Casas, Kim, formerly of Blind School Residence, 151 Guildford Road, Maylands, late of Unit 1 Maycrest Court, 54 Central Avenue, Maylands, died 4/12/88.

Cheetham, Henry, late of St George's Nursing Home, 20 Pinaster Street, Mount Lawley, died 18/8/88.

Cossens, Edward, late of Brookton Nursing Home, 9 Lennard Street, Brookton, died 12/11/88.

Draper, Sydney Edward, late of Mandurah Nursing Home, Hungerford Avenue, Mandurah, died 22/11/88.

Evans, Violet Lilian, formerly of 7B Cumberland Way, Bassendean, late of Como Nursing Home, Talbot Avenue, Como, died 1/12/88.

Greer, Henry William, (also known as Greer, Harry) late of Unit 11 23 Osborne Road, East Fremantle, died 3/3/86.

Guilton, Alfred James, late of Sunset Hospital, Beatrice Road, Dalkeith, died 1/11/88.

Kenny, Edward, late of Kent Street, Busselton, died 13/10/88.

Kloosterman-Jansen, Wilhelmina Regina, late of Carlisle Nursing Home, 110 Star Street, Carlisle, died 8/12/88.

Kratochvill, Nikolaus, formerly of 63 Strafford Road, Kenwick, late of Carlisle Nursing Home, 110 Star Street, Carlisle, died 27/11/88.

Lankester, Keith Gibson, late of 3 Holland Street, Gosnells, died 6/11/88.

Luff, Ida Myrtle, late of Gwentyfred Nursing Home, Gwentyfred Road, South Perth, died 24/11/88.

Newton, Gladys Agness, late of Harmersley Hospital, Rokeby Road, Subiaco, died 24/11/88.

Palethorpe, Henrietta, late of St Lukes Nursing Home, 429 Rokeby Road, Subiaco, died 3/12/88.

Sirilli, Anne Dorothy, late of 212 Whatley Crescent, Mount Lawley, died 17/11/88.

Selk, Grosvenor, late of Unit 246 Wyvern Village, 31 Williams Road, Nedlands, died 30/11/88.

Studley-Ruxton, William David Edward, late of (De Paul Centre) 33 Shenton Street, Northbridge, died 11/10/88.

Swan, Jessie, late of 5 Heil Court, Collie, died 19/11/88.

Wojcikowski, Andrzej Jozef, (also known as Wojcikowski, Andrew) late of 90/58 Bradley Way, Lockridge, died 3/12/88.

Dated this 19th day of December 1988.

A. J. ALLEN,
Public Trustee,
565 Hay Street,
Perth WA 6000.

TRUSTEES ACT 1962

Notice to Creditors and Claimants

WEST AUSTRALIAN TRUSTEES LIMITED of 135 Saint George's Terrace Perth requires creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the Estates of the undermentioned deceased persons, to send particulars of their claims to it by the date stated hereunder, after which date the Company may convey or distribute the assets, having regard only to the claims of which it then has notice.

Claims for the following expire one month after the date of publication hereof:

Hicks, Robert Arthur, late of Littleton Street, South Mandurah, Repatriation Pensioner died 16/10/88.

Johnson, Bryce D'arcy, late of 99 Woolwich Street, Leederville, Retired Architect, died 12/9/88.

Lingard, Reginald Frank, late of Unit 6, 22 Kelvin Street, Maylands, Retired Gardener, died 30/11/88.

Nelson, Vida Janet, late of 33 Bailey Street, Trigg, Widow died 16/11/88.

Smart, Leonard Ellis, late of 1 Erlistoun Street, Golden Bay, Retired Farmer, died 27/9/88.

Dated at Perth this 19th day of December, 1988.

L. C. RICHARDSON,
Chief Executive.

MARINE AND HARBOURS ACT 1981

Hillarys Boat Harbour

Construction of a Navigation Beacon at Centaur Reef

Contact No.	Project	Closing Date	Tender Documents from
EO65	Hillarys Boat Harbour—Construction of a Navigational Beacon at Centaur Reef—Supply, fabrication and installation of a tripod structure navigation beacon on water south of Hillarys Boat Harbour.	31/1/89 14 30 hrs	Administrative Assistant, Engineering Division.

Tender documents available from Wednesday, 21 December 1988.

J. M. JENKIN,
Executive Director.

ABORIGINAL AFFAIRS PLANNING AUTHORITY

ANNUAL REPORT

FOR THE YEAR ENDED 30 JUNE 1987

Prices:—

Counter Sales \$3.00

Mailed plus postage on 300 grams

CURRENT RELEASE

W.A. LAW ALMANAC 1988

Prices:—

Counter Sales—\$8.50

Mailed plus postage on 300 grams

**TABLE OF SHORT TITLES
OF ACTS PASSED IN THE
SECOND SESSION OF
THE THIRTY-SECOND
PARLIAMENT (1987)**

- Acts Amendment and Repeal (Gaming) Act 1987 (No. 74)—\$1.80.
- Acts Amendment (Arts Representation) Act 1987 (No. 75)—50 cents.
- Acts Amendment (Building Societies and Credit Unions) Act 1987 (No. 120)—\$1.50.
- Acts Amendment (Casino Control) Act 1987 (No. 44)—50 cents.
- Acts Amendment (Child Care Services) Act 1987 (No. 105)—50 cents.
- Acts Amendment (Corrective Services) Act 1987 (No. 47)—50 cents.
- Acts Amendment (Electoral Reform) Act 1987 (No. 40)—\$1.80.
- Acts Amendment (Financial provisions of regulatory bodies) Act 1987 (No. 77)—50 cents.
- Acts Amendment (Grain Marketing) Act 1987 (No. 112)—50 cents.
- Acts Amendment (Imprisonment and Parole) Act 1987 (No. 129)—\$1.20.
- Acts Amendment (Land Administration) Act 1987 (No. 126)—\$1.20.
- Acts Amendment (Legal Practitioners, Costs and Taxation) Act 1987 (No. 65)—80 cents.
- Acts Amendment (Meat Industry) Act 1987 (No. 110)—50 cents.
- Acts Amendment (Occupational Health, Safety and Welfare) Act 1987 (No. 41)—50 cents.
- Acts Amendment (Parliamentary Superannuation) Act 1987 (No. 103)—50 cents.
- Acts Amendment (Port Authorities) Act 1987 (No. 98)—80 cents.
- Acts Amendment (Public Service) Act 1987 (No. 113)—\$1.50.
- Acts Amendment (Retail Trading Hours) Act 1987 (No. 114)—50 cents.
- Acts Amendment (Totalisator Agency Board Betting) Act 1987 (No. 125)—50 cents.
- Acts Amendment (Water Authority Rates and Charges) Act 1987 (No. 24)—\$1.50.
- Alumina Refinery Agreements (Alcoa) Amendment Act 1987 (No. 86)—80 cents.
- Appropriation (Consolidated Revenue Fund) Act 1987 (No. 118)—80 cents.
- Appropriation (General Loan and Capital Works Fund) Act 1987 (No. 116)—50 cents.
- Associations Incorporation Act 1987 (No. 59)—80 cents.
- Betting Control Amendment Act 1987 (No. 6)—50 cents.
- Betting Control Amendment Act (No. 2) 1987 (No. 78)—50 cents.
- Bills of Sale Amendment Act 1987 (No. 102)—50 cents.
- Blood Donation (Limitation of Liability) Amendment Act 1987 (No. 52)—50 cents.
- Boxing Control Act 1987 (No. 2)—80 cents.
- Bread Amendment Act 1987 (No. 109)—50 cents.
- Bunbury Port Authority Amendment Act 1987 (No. 53)—50 cents.
- Bush Fires Amendment Act 1987 (No. 8)—50 cents.
- Business Franchise (Tobacco) Amendment Act 1987 (No. 39)—50 cents.
- Censorship of Films Amendment Act 1987 (No. 18)—50 cents.
- Chattel Securities Act 1987 (No. 101)—80 cents.
- Child Welfare Amendment Act (No. 2) 1987 (No. 127)—50 cents.
- Constitution Act Amendment Act 1987 (No. 51)—50 cents.
- Criminal Code Amendment Act (No. 2) 1987 (No. 106)—50 cents.
- Criminal Investigation (Extra-territorial Offences) Act 1987 (No. 67)—50 cents.
- Declarations and Attestations Amendment Act 1987 (No. 10)—50 cents.
- Dog Amendment Act 1987 (No. 23)—80 cents.
- Door to Door Trading Act 1987 (No. 7)—50 cents.
- Door to Door Trading Amendment Act 1987 (No. 94)—50 cents.
- Electoral Act (Commencement of Amendments) Act 1987 (No. 1)—50 cents.
- Electoral Distribution (Rottnest Island) Amendment Act 1987 (No. 76)—50 cents.
- Electoral (Procedures) Amendment Act 1987 (No. 79)—\$1.20.
- Evidence Amendment Act 1987 (No. 66)—50 cents.
- Factories and Shops Amendment Act 1987 (No. 81)—50 cents.
- Fair Trading Act 1987 (No. 108)—\$2.20.
- Family Court Amendment Act 1987 (No. 19)—80 cents.
- Financial Institutions Duty Amendment Act 1987 (No. 31)—50 cents.
- Firearms Amendment Act 1987 (No. 70)—50 cents.
- Fisheries Adjustment Schemes Act 1987 (No. 57)—50 cents.
- Fisheries Amendment Act (No. 2) 1987 (No. 104)—50 cents.
- Gaming Commission Act 1987 (No. 50)—\$2.80.
- Gold Banking Corporation Act 1987 (No. 99)—\$1.50.
- Government Employees' Housing Amendment Act 1987 (No. 62)—50 cents.
- Government Employees' Superannuation Act 1987 (No. 25)—\$1.50.
- Government Railways Amendment Act 1987 (No. 16)—50 cents.
- Great Southern Development Authority Act 1987 (No. 9)—80 cents.
- Health Amendment Act 1987 (No. 80)—\$1.80.
- Housing Loan Guarantee Amendment Act 1987 (No. 85)—50 cents.
- Human Tissue and Transplant Amendment Act 1987 (No. 5)—50 cents.
- Industrial Relations Amendment Act (No. 4) 1987 (No. 119)—50 cents.
- Iron Ore (Channar Joint Venture) Agreement Act 1987 (No. 61)—\$1.20.
- Iron Ore (Cleveland-Cliffs) Agreement Amendment Act 1987 (No. 87)—50 cents.
- Iron Ore (Hamersley Range) Agreement Amendment Act 1987 (No. 27)—50 cents.
- Iron Ore (Hamersley Range) Agreement Amendment Act (No. 2) 1987 (No. 60)—50 cents.
- Iron Ore (Mount Bruce) Agreement Amendment Act 1987 (No. 26)—50 cents.
- Judges' Salaries and Pensions Amendment Act 1987 (No. 82)—50 cents.
- Jurisdiction of Courts (Cross-vesting) Act 1987 (No. 68)—80 cents.
- Legislative Review and Advisory Committee Repeal Act 1987 (No. 45)—50 cents.
- Liquor Amendment Act 1987 (No. 34)—80 cents.
- Loan Act 1987 (No. 117)—50 cents.
- Local Courts Amendment Act 1987 (No. 11)—50 cents.

Local Courts Amendment (No. 2) 1987 (No. 92)—50 cents.
 Local Government Amendment Act 1987 (No. 42)—80 cents.
 Marketing of Eggs Amendment Act 1987 (No. 122)—50 cents.
 Metropolitan Market Amendment Act 1987 (No. 29)—50 cents.
 Minerals and Energy Research Act 1987 (No. 89)—\$1.20.
 Mines Regulation Amendment Act 1987 (No. 64)—50 cents.
 Mining Amendment Act 1987 (No. 12)—50 cents.
 Motor Vehicle Drivers Instructors Amendment Act 1987 (No. 49)—50 cents.
 Motor Vehicle (Third Party Insurance) Amendment Act 1987 (No. 107)—50 cents.
 Occupational Health, Safety, and Welfare Amendment Act 1987 (No. 43)—\$1.20.
 Occupational Health, Safety, and Welfare Amendment Act (No. 2) 1987 (No. 55)—50 cents.
 Pay-roll Tax Amendment Act 1987 (No. 97)—50 cents.
 Pay-roll Tax Assessment Amendment Act 1987 (No. 96)—50 cents.
 Petroleum Amendment Act 1987 (No. 90)—50 cents.
 Pigment Factory (Australind) Agreement Amendment Act 1987 (No. 28)—50 cents.
 Pollution of Waters by Oil and Noxious Substances Act 1987 (No. 14)—\$5.00.
 Prevention of Cruelty to Animals Amendment Act 1987 (No. 36)—50 cents.
 Public and Bank Holidays Amendment Act 1987 (No. 71)—50 cents.
 Reserves and Land Revestment Act 1987 (No. 46)—50 cents.
 Reserves and Land Revestment Act (No. 2) 1987 (No. 124)—50 cents.
 Residential Tenancies Act 1987 (No. 128)—\$1.50.
 Retail Trading Hours Act 1987 (No. 123)—80 cents.
 Road Traffic Amendment Act (No. 2) 1987 (No. 121)—50 cents.
 Rottnest Island Authority Act 1987 (No. 91)—80 cents.
 Salaries and Allowances Amendment Act 1987 (No. 13)—50 cents.
 Sheep Lice Eradication Fund Act 1987 (No. 35)—50 cents.
 Silicon (Picton) Agreement Act 1987 (No. 93)—80 cents.
 Small Business Guarantees Amendment Act 1987 (No. 56)—50 cents.
 Soil Fertility Research Amendment Act 1987 (No. 58)—50 cents.
 Solar Energy Research Amendment Act 1987 (No. 88)—80 cents.
 Stamp Amendment Act 1987 (No. 33)—\$1.20.
 Stamp Amendment Act (No. 2) 1987 (No. 100)—50 cents.
 State Energy Commission Amendment Act 1987 (No. 30)—50 cents.
 Stock (Brands and Movement) Amendment Act 1987 (No. 3)—50 cents.
 Superannuation and Family Benefits Amendment Act 1987 (No. 17)—50 cents.
 Supply Act 1987 (No. 38)—50 cents.
 Taxi-car Control Amendment Act 1987 (No. 63)—50 cents.
 Technology Development Amendment Act 1987 (No. 32)—50 cents.
 The Rural and Industries Bank of Western Australia Act 1987 (No. 83)—80 cents.

Totalisator Regulation Amendment Act 1987 (No. 4)—50 cents.
 Transport Co-ordination Amendment Act 1987 (No. 115)—50 cents.
 Transport Co-ordination Amendment Act (No. 2) 1987 (No. 95)—50 cents.
 Treasurer's Advance Authorization Act 1987 (No. 37)—50 cents.
 Trustee Companies Act 1987 (No. 111)—\$1.20.
 Trustees Amendment Act 1987 (No. 84)—50 cents.
 Valuation of Land Amendment Act 1987 (No. 20)—50 cents.
 Video Tapes Classification and Control Act 1987 (No. 73)—80 cents.
 Water Authority Amendment Act 1987 (No. 48)—50 cents.
 Waterfront Workers (Compensation for Asbestos Related Diseases) Amendment Act 1987 (No. 29)—50 cents.
 Western Australian Marine Amendment Act 1987 (No. 15)—50 cents.
 Western Australian Water Resources Council Amendment Act 1987 (No. 72)—50 cents.
 Wills Amendment Act 1987 (No. 69)—50 cents.
 Workers' Compensation and Assistance Amendment Act 1987 (No. 21)—50 cents.

THE PARLIAMENT OF WESTERN AUSTRALIA DIGEST 1986 No. 14

Compiled in the Offices of the
 Clerk of the Legislative Assembly,
 Parliament House,
 Perth,
 Western Australia

ISSN 0312-6862

Price \$1.20 mailed plus postage on 250 grams

REPORT OF THE INTERIM INQUIRY INTO ABORIGINAL DEATHS IN CUSTODY

JANUARY 1988

Chairman—Philip Vincent

Prices:—

Counter Sales \$6.00

Mailed plus postage on 400 grams

**REPORT OF THE ROYAL
COMMISSION "FREMANTLE
PRISON" 1973**

(Commissioner: His Honour Robert E. Jones.)

Prices:—

Counter Sales—\$1.50

Mailed plus postage on 1 kg

**DIGEST OF
WESTERN AUSTRALIAN
ARBITRATION REPORTS**

Volumes 1 to 14—1901-1920

Prices:—

Counter Sales—\$5.00

Mailed plus postage on 400 grams

Reprinted under the Reprints Act 1984 as at 15 April
1985.

WESTERN AUSTRALIA.

**LIMITED PARTNERSHIPS ACT
1909.**

Including Amendment No. 50 of 1983.

Price:—

Counter Sales—\$0.40

Mailed plus postage on 50 grams.

**ELECTORAL ACT ENQUIRY
REPORT OF HIS HONOUR A. E. KAY
TO THE
HONOURABLE D. H. O'NEIL, M.L.A.
CHIEF SECRETARY**

October 1978

Counter Sales—\$2.00

Mailed plus postage on 400 grams

**REPORT OF COMMITTEE TO
ENQUIRE
INTO THE PROVISIONS OF WELFARE
SERVICES BY LOCAL GOVERNMENT IN
WESTERN AUSTRALIA, MAY 1981.
CHAIRMAN MR. L. F. O'MEARA**

Prices:—

Counter Sales—\$3.50

Mailed plus postage on 1 kg

**POST SECONDARY EDUCATION
IN
WESTERN AUSTRALIA
REPORT 1976**

Chairman—Professor P. H. Partridge

Prices:—

Counter Sales—\$3.00

Mailed plus postage on 500 grams

**REPORT ON THE INQUIRY INTO
THE BUILDING INDUSTRY OF
WESTERN AUSTRALIA, 1973-74
(Enquirer, Charles Howard Smith, Q.C.)**

Prices:—

Counter Sales—\$1.00

Mailed plus postage on 400 grams

**REPORT ON COMMITTEE OF
INQUIRY INTO RESIDENTIAL
CHILD CARE, SEPTEMBER, 1976
CHAIRMAN—BERYL GRANT**

Prices:—

Counter Sales—\$2.50

Mailed plus postage on 1 kg

Available only from Marine and Harbours
Department, 6 Short Street, Fremantle.
Phone 335 0888.

Navigable Waters Regulations, 1958.

Regulations for Preventing Collisions at Sea.

Regulations for the Examination of Applicants for
Masters, Mates, Coxswain, Engineers, Marine
Motor Engine Drivers and Marine Surveyors.

Report of an Analytical Study of the
proposed Corridor Plan for Perth and
possible alternative approach to a regional
plan for the Metropolitan area, 4th August,
1971, to 31st January, 1972 by Paul Ritter

Prices:—

Counter Sales—\$5.00

Mailed plus postage on 500 grams

**CHILD SEXUAL ABUSE
TASK FORCE**

**A REPORT TO THE GOVERNMENT
OF WESTERN AUSTRALIA
DECEMBER 1987**

Prices:—

Counter Sales \$6.00

Mailed plus postage on 500 grams

**Western
Australia**

**Leading
Australia
into the 1990s**

PRICES:—

COUNTER SALES—\$2.30

MAILED PLUS POSTAGE ON 250 GRAMS.

**REPORT OF COMMITTEE TO
ENQUIRE
INTO THE PROVISIONS OF WELFARE
SERVICES BY LOCAL GOVERNMENT IN
WESTERN AUSTRALIA, MAY 1981.
CHAIRMAN MR. L. F. O'MEARA**

Prices:—

Counter Sales—\$4.00

Mailed plus postage on 1 kg

**STATISTICS
1986
GENERAL ELECTIONS**

\$4.30 COUNTER SALES

MAILED PLUS POSTAGE ON 500 GRAMS

**RETAIL TRADING HOURS
IN W.A.**

**PREPARED FOR THE MINISTER FOR
INDUSTRIAL RELATIONS—
EMPLOYMENT AND TRAINING
BY (E. R. KELLY) 2 VOLS**

COUNTER SALES \$22.50

MAILED PLUS POSTAGE ON 2 KG



THE ABORIGINAL LAND INQUIRY

**REPORT BY
PAUL SEAMAN, Q.C.
SEPTEMBER, 1984**

Price—

Counter Sales—\$11.30

Mailed plus postage on 600 grams

AVAILABLE NOW !

**METRO STREET
DIRECTORY**

\$12.95

**TRAVELLERS
ATLAS**

\$8.50



**Department of Land Administration
CENTRAL MAP AGENCY
CATHEDRAL AVENUE, PERTH, W.A. 6000**

(09) 323 1344

**DISCOUNTED RATE AVAILABLE
FOR PURCHASES OF 10 OR MORE**

**REPORT OF THE COMMITTEE OF
INQUIRY INTO THE RATE OF
IMPRISONMENT IN W.A.—1981**

Chairman—O. F. Dixon

Prices:—

Counter Sales—\$5.20

Mailed plus postage on 1 kg

**BREAK THE SILENCE
REPORT OF THE TASK FORCE ON
DOMESTIC VIOLENCE.**

**TO THE W.A. GOVERNMENT
JAN. 1986**

COUNTER SALES—\$10.20
MAILED PLUS POSTAGE ON 2 KG

**INFORMATION TECHNOLOGY STUDY
COMMUNITY PERCEPTIONS
1986**

COUNTER SALES \$11.30 (INCLUDES
MICROFICHE)

MAILED PLUS POSTAGE ON 250 GRAMS



22 STATION STREET, WEMBLEY

Instant Printing "While You Wait"
Courier Pick-up and Delivery Service

TELEPHONE: 381 3111 EXT. 247

**REPORT
of the
SELECT COMMITTEE
of the
LEGISLATIVE ASSEMBLY**

**THE SALE OF THE
MIDLAND ABATTOIR LAND
in
WESTERN AUSTRALIA**

Presented by: MR DAVID SMITH, M.L.A.

Price:—

Counter Sales—\$5.30

Mailed plus postage on 540 grams

SPECIAL NOTICE

SUBSCRIPTION CHARGES

Approved effective 2 December 1988.

GOVERNMENT GAZETTE

Counter Sales, per copy—\$2.30

The *Government Gazette* is published on Friday in each week, unless disrupted by public holidays or unforeseen circumstances.

SUBSCRIPTIONS:—The subscriptions to the *Government Gazette* are as follows—

Annual Subscription (Excluding Extraordinary Copies) Including Postage

	\$
All Surface Mail	290.00
All Airmail Within Australia	316.00
All Overseas Airmail	476.00

HANSARD

Counter Sales, per copy—	\$6.40
Annual Subscription,	\$
All Surface Mail	193.00
All Airmail within Australia	224.00
All Overseas Airmail	445.00
Hansard—Single Issue	6.40

INDUSTRIAL GAZETTE

Counter Sales, per copy—	\$7.40
Annual Subscription,	\$
All Surface Mail	139.00
All Airmail within Australia	156.00
All Overseas Airmail	275.00
Industrial Gazette—Single Issue	7.40

**STANDING ORDER
SUBSCRIPTION SERVICE**

(Price quoted includes postage)

Western Australian Statutes—Per Annum.

Bound Statutes—

\$138 W.A.

\$149 Interstate and Overseas

Loose Statutes—\$63 all areas

Sessional Bills—\$60 all areas

NOTICE TO SUBSCRIBERS**"GOVERNMENT GAZETTE"****NEW YEAR PUBLICATIONS**

IT is notified for public information that the publishing times for the "Government Gazette" at New Year will be as follows—

Friday, 30 December—Closing time for copy 3 pm Wednesday, 28 December.

Friday, 6 January—Closing time for copy 3 pm Wednesday, 4 January.

GARRY L. DUFFIELD,
Government Printer.

FINANCIAL ADMINISTRATION AND AUDIT ACT 1985

REGULATIONS**TREASURER'S INSTRUCTIONS**

Price—

Counter Sales—\$17.90.

Mailed, plus postage on 2 kilos.

INFORMATION TECHNOLOGY STUDY COMMUNITY PERCEPTIONS 1986

COUNTER SALES \$11.30 (INCLUDES
MICROFICHE)

MAILED PLUS POSTAGE ON 250 GRAMS

BREAK THE SILENCE

REPORT OF THE TASK FORCE ON DOMESTIC VIOLENCE.

**TO THE W.A. GOVERNMENT
JAN. 1986**

COUNTER SALES—\$10.20

MAILED PLUS POSTAGE ON 2 KG

CONTENTS

REGULATIONS, BY-LAWS, RULES, DETERMINATIONS, ORDERS

	Page
Cemeteries (Fremantle Cemetery—Establishment of Board and Transfer of Management) Order 1988	5024-5
Dog Act—By-laws—City of Fremantle	5016
Geraldton Mid-West Development Authority (Appointment of Board Members) Instrument 1988	5031

Health Act—By-laws—

Cities of—	
Armadale	4943
Bunbury	4944
Cockburn	4945
Geraldton	4946
Melville	4947
Stirling	4948-51
Town of Cottesloe	4951-2
Shires of—	
Beverley	4952
Broome	4953
Capel	4954
Collie	4955
Cranbrook	4956
East Pilbara	4957
Esperance	4958
Irwin	4959
Koorda	4960
Leonora	4961
Mingenew	4962
Nannup	4963
Peppermint Grove	4964
Pingelly	4965
Plantagenet	4966
Rockingham	4967-8
Roebourne	4968-9
Woodanilling	4969-70

Health (Food Standards) (General) Amendment Regulations

(No. 3) 1988

Health (Offences and Penalties) Amendment Regulations (No. 2) 1988

4970-5

Health (Offences and Penalties) Amendment Regulations (No. 3) 1988

4975-6

Local Government Act—By-laws—

City of Fremantle—Parking

Shire of Bridgetown-Greenbushes—Parking

Shire of Swan—Removal of Materials

Police Force Canteen Regulations 1988

Road Traffic (Drivers' Licences) Amendment Regulations (No. 5) 1988

Road Traffic (Infringements) Amendment Regulations (No. 3) 1988

Salaries and Allowances Act—Variation of a Determination made by the Salaries and Allowances Tribunal

Tobacco (Warning Labels) Amendment Regulations 1988

GENERAL CONTENTS

	Page
Anatomy Act	4942
B.M.A. Tenders	5028
Bush Fires	4990
Cemeteries Act	5024-5
Crown Law Department	4942
Deceased Persons' Estates	5033
Education Ministry	5025-8
Fisheries	4985
Health Department	4942-76
Hospitals Act	4942
Justices Act	4942
Land Administration	4937-9, 4985-90
Local Government Department	5012-25
Main Roads	4990, 5030
Marine and Harbours	4984-5, 5034
Mines Department	5031-3
Municipalities	5012-25
Notices of Intention to Resume Land	4990
Occupational Health, Safety and Welfare	5025
Orders in Council	4939
Petroleum Act	5031
Police Department	4937, 4977-84
Proclamations	4937-8
Public Trustee	5033
Regional Development	5030
Registrar General	5031
Salaries and Allowances Tribunal	4940-1
State Planning Commission	4990-5011
State Taxation	4941-2
Tender Board	5028-30
Town Planning and Development Act	4990-5011
Transport	4984-5
Treasury	4941-2
Trustees Act	5033
Water Authority of Western Australia	4990
Waterways Conservation	4942
West Australian Trustees Limited Act	5033
Western Australian Marine Act	4984-5