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G. L. DUFFIELD, Director.

PROCLAMATIONS

AA101

LAND ACT 1933

Classification of Reserved Lands Proclamation PROCLAMATION

WESTERN AUSTRALIA } By His Excellency the Honourable Sir Francis
FRANCIS BURT, } Theodore Page Burt, Companion of the Order of
Governor. } Australia, Knight Commander of the Most Distinguished Order of Saint Michael and Saint
[L.S.] } George, Queen's Counsel, Governor of the State
of Western Australia.

DOLA File 544/972.

Under section 31 (1) (a) of the Land Act 1933, I, the Governor acting with the advice and consent of the Executive Council, hereby classify as a Class "A" Reserve No. 33254 comprising Avon Location 29024 with an area of 9.473 1 hectares for the designated purpose of "Conservation of Flora and Fauna".

Given under my hand and the Seal of the State on 16 April 1991.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN !

AA102

TRANSFER OF LAND ACT 1893

Transfer of Land (Revestment) Proclamation PROCLAMATION

WESTERN AUSTRALIA } By His Excellency the Honourable Sir Francis
FRANCIS BURT, } Theodore Page Burt, Companion of the Order of
Governor. } Australia, Knight Commander of the Most Distinguished Order of Saint Michael and Saint
[L.S.] } George, Queen's Counsel, Governor of the State
of Western Australia.

DOLA File 5735/50V7.

Under section 243 of the Transfer of Land Act 1893, I, the Governor acting with the advice and consent of the Executive Council, do hereby revest in Her Majesty as of her former estate, the land described in the Schedule to this Proclamation.

Schedule

| File Number | Description of Land | Certificate of Title Volume | Folio |
|-------------|---|--------------------------------|-------|
| 3257/990 | Portion of Canning Location 13 and being part of Lot 103 on Diagram 73643 (now comprising Canning Location 3707) | 1881 | 255 |
| 646/991 | Portion of Sussex Location 1442 and being Lot 100 on Plan 16927 (now comprising Sussex Location 4901) | 1839 | 722 |
| 620/991 | Portion of Canning Location 30 and being Lot 382 on Plan 17433 (now comprising Canning Location 3746) | 1882 | 317 |
| 1689/990 | Portion of Sussex Location 1 and being Lot 209 on Plan 17494 (now comprising Sussex Location 4897) | 1873 | 292 |
| 3526/990 | Portion of North Fremantle Lot 174 and being Lot 153 on Plan 17313 (now comprising North Fremantle Lot 461) | 1869 | 852 |
| 634/978 | Wiluna Town Lot 14 (now comprising Wiluna Lot 1480) | 1894 | 703 |
| 63/961 | Portion of Wellington Location 3284 (now comprising Wellington Location 5556) | 1876 | 452 |
| 2182/986 | Portion of Wellington Location 1 and being Lot 129 on Plan 17631 (now comprising Wellington Location 5599) | 1879 | 091 |
| 1805/954 | Portion of Canning Location 711 and being Lot 64 on Plan 10592 and being part of the land comprised in Certificate of Title Volume 1174 Folio 756 (now comprising Canning Location 3729). | | |

Given under my hand and the Seal of the State on 16 April 1991.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN !

AA103

TRANSFER OF LAND ACT 1893
Transfer of Land (Revestment) Proclamation
PROCLAMATION

| | | |
|---|---|---|
| WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.] | } | By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia. |
|---|---|---|

DOLA File: 2250/979.

Under section 243 of the Transfer of Land Act 1893, I, the Governor acting with the advice and consent of the Executive Council, do hereby revest in Her Majesty as of her former estate, the land described in the Schedules to this Proclamation.

Schedule 1

| File No. | Description of Land | Certificate of Title Volume | Title folio |
|----------|--|--------------------------------|----------------|
| 2250/979 | Portion of each of Carnarvon Lots 1179 and 1192 and being Lots 1 and 2 on Diagram 74600—formerly Lot 360 on Plan 12926 (now comprising Carnarvon Lots 1299 and 1301) | 1546 | 401 |
| 611/991 | Portion of Swan Location 7899 and being Lot 12 on Plan 17703 (now comprising Swan Location 11542) | 1883 | 392 |
| 3525/990 | Portion of each of Swan Locations K1 and L and being Lot 403 on Diagram 77964 (now comprising Swan Location 11527) | 1889 | 619 |

Schedule 2

| | |
|----------|---|
| 3591/981 | Portion of each of Mahogany Creek Lot 51 and Mundaring Lot 98 being Lot 51 on Plan 13747 and being part of the land comprised in Certificate of Title Volume 1618 Folio 901 (now comprising Mahogany Creek Lots 107, 108 and Mundaring Lot 284) |
|----------|---|

Given under my hand and the Seal of the State on 16 April, 1991.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN !

AA104

LAND ACT 1933
Classification of Reserved Lands Proclamation
PROCLAMATION

| | | |
|---|---|---|
| WESTERN AUSTRALIA FRANCIS BURT, Governor. [L.S.] | } | By His Excellency the Honourable Sir Francis Theodore Page Burt, Companion of the Order of Australia, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Queen's Counsel, Governor of the State of Western Australia. |
|---|---|---|

DOLA File 63/961.

Under section 31 (1) (a) of the Land Act 1933, I, the Governor acting with the advice and consent of the Executive Council, hereby classify as of Class "A" Reserve No. 1740 comprising Wellington Locations 5226 and 5556 on Land Administration Diagram 89147 and Reserve Diagram 127 with an area of 294.329 5 hectares for the designated purpose of "Conservation of Flora and Fauna".

Given under my hand and the Seal of the State on 16 April 1991.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN !

AA105

LAND ACT 1933

Classification of Reserved Lands Proclamation

PROCLAMATION

WESTERN AUSTRALIA
FRANCIS BURT,
Governor.
[L.S.]

} By His Excellency the Honourable Sir Francis
Theodore Page Burt, Companion of the Order of
Australia, Knight Commander of the Most Disting-
uished Order of Saint Michael and Saint
George, Queen's Counsel, Governor of the State
of Western Australia.

DOLA File: 3267/976.

Under section 31 (1) (a) of the Land Act 1933, I, the Governor acting with the advice and consent of the Executive Council, hereby classify as of Class "A" Reserve No. 35291 comprising Avon Location 28572 on Lands and Surveys Diagram 82707 with an area of 4.628 4 hectares for the designated purpose of "Conservation of Flora and Fauna".

Given under my hand and the Seal of the State on 16 April, 1991.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN !

AA201

LEGAL PRACTITIONERS AMENDMENT ACT 1990

PROCLAMATION

WESTERN AUSTRALIA
FRANCIS BURT,
Governor.
[L.S.]

} By His Excellency the Honourable Sir Francis
Theodore Page Burt, Companion of the Order of
Australia, Knight Commander of the Most Disting-
uished Order of Saint Michael and Saint
George, Queen's Counsel, Governor of the State
of Western Australia.

I, the Governor, acting under section 3 of the Legal Practitioners Amendment Act 1990 and with the advice and consent of the Executive Council, fix the day that this proclamation is published in the *Government Gazette* as the day on which that Act shall come into operation.

Given under my hand and the Public Seal of the State on 16 April, 1991.

By His Excellency's Command,

J. M. BERINSON, Attorney General.

GOD SAVE THE QUEEN !

AA301

MARINE AND HARBOURS ACT 1981

PROCLAMATION

WESTERN AUSTRALIA
FRANCIS BURT,
Governor.
[L.S.]

} By His Excellency the Honourable Sir Francis
Theodore Page Burt, Companion of the Order of
Australia, Knight Commander of the Most Disting-
uished Order of Saint Michael and Saint
George, Queen's Counsel, Governor of the State
of Western Australia.

Under section 9 (1) of the Marine and Harbours Act 1981, I, the Governor, acting with the advice and consent of the Executive Council, do hereby vest in the Minister for Transport, constituted under section 8 (1) of the Act, all the land set out in the following schedule.

Schedule

Reserve No. 39635 (Esperance Lot 881).

Given under my hand and the Public Seal of the State on 3 April, 1991.

By His Excellency's Command,

PAM BEGGS, Minister for Transport.

GOD SAVE THE QUEEN!

ABORIGINAL AFFAIRS

AB301

ABORIGINAL COMMUNITIES ACT 1979**OOMBULGURRI ASSOCIATION INCORPORATED BY-LAWS**

Made by the Committee of the Oombulgurri Association Incorporated under the Aboriginal Communities Act 1979.

Part 1 Preliminary**Citation**

1. These by-laws may be cited as the Oombulgurri Association Incorporated By-laws.

Commencement

2. These by-laws shall come into effect when approved by the Governor and published in the *Government Gazette*.

Definitions

3. In these by-laws unless the context requires otherwise—

“the Act” means the Aboriginal Communities Act 1979.

“Community” means the Oombulgurri Association Incorporated.

“Community Land” means that land declared by the Governor under S6 of the Act to be the community lands of the community.

“The Committee” means the Committee of the Oombulgurri Association Incorporated.

“Fish” includes all fish and crustacea, marine and freshwater.

“Member of the Community” means any person who is accepted as a member of the Community for the time being.

“Vehicle” has the same meaning as it has under the Road Traffic Act 1974 (as amended).

Part 2 Community Land**Permission required to enter and remain on community land**

4. (1) Except as provided to the contrary in any Act or regulation a person who is not a member of the community shall not enter or remain on community land without the prior permission of the Committee.

(2) The Committee may in its absolute discretion—

(a) grant or refuse permission for a person to enter community land orally or in writing;

(b) impose such conditions as it thinks fit in granting permission to enter community land and;

(c) revoke such permission at any time.

(3) The Committee may delegate its powers under this by-law to any community adviser or other officer in the employ of the community as the Committee thinks fit and without prejudice to its own exercise of its powers under this by-law.

(4) Except as provided to the contrary in any Act or regulation any person who—

(a) enters community land without the prior permission of the Council;

(b) having been granted permission to enter community land on certain conditions breaches any such condition; or

(c) having entered community land with permission of the Council refuses to leave when requested to do so by the Council or its duly authorised delegate;

commits an offence.

Restriction of entry into areas

5. Subject to the provisions of any Act or regulation to the contrary—

(1) The Committee may place signs on community land for the purpose of prohibiting entry to the part of the land on which the sign is placed or to such part of the community land indicated by the inscription on the sign.

(2) An inscription on such a sign operates and has effect according to its tenor.

(3) Any person who fails to obey the directions in the inscription on such a sign commits an offence.

Homes

6. (1) A person shall not enter the home of another person without obtaining the prior permission of that person.

(2) A person who is in a home other than his own shall leave that home if and when he is directed to do so by an occupier of that home.

Part 3 Traffic

Traffic signs

7. (1) The Committee may cause signs called "traffic signs" to be erected on community land for the purpose of prohibiting, regulating or guiding vehicle traffic and the passage of pedestrians.

(2) The inscription on a traffic sign operates and has effect according to its tenor.

(3) Any person who fails to comply with the directions in an inscription on a traffic sign commits an offence.

Careless and dangerous driving

8. (1) A person shall not drive a vehicle on community land without due care and attention.

(2) A person shall not drive a vehicle on community land at a speed or in any other manner that is, having regard to all the circumstances of the case, dangerous to the public or to any person.

Areas prohibited to vehicles

9. (1) The Committee may declare any area of community land as an area to which access by vehicles or certain types of vehicles shall be prohibited.

(2) Any person who drives a vehicle in an area declared to be a prohibited area by the Committee under this by-law commits an offence.

Part 4 Offences Relating to Alcohol

Prohibition of alcohol on community land

10. Any person who—

- (1) brings alcohol onto community land;
- (2) possesses alcohol on community land;
- (3) supplies alcohol to another on community land;
- (4) enters community land in a drunken condition;
- (5) is drunk on community land;
- (6) consumes alcohol on community land; or
- (7) drives a vehicle on community land whilst under the influence of alcohol;

commits an offence.

Part 5 Regulation of Other Matters

Wilful damage

11. A person shall not wilfully damage any tree, bush, flower, lawn, building, structure, vehicle or other thing.

Litter

12. A person shall not leave any rubbish or litter—

- (1) in any home or in an enclosure around a home without the permission of the occupier of that home; or
- (2) in any other area of the community land except in a rubbish bin or in an area set aside by the Committee for leaving rubbish and litter.

Offensive behaviour

13. A person shall not cause a disturbance or annoyance to other persons by using abusive language or fighting or otherwise act in an offensive or disorderly manner.

Disruption of meetings

14. A person shall not interrupt any meeting of the Committee or the community or any customary meeting by noise or any other offensive or disorderly behaviour.

Supervision of children in absence of guardian

15. Every person residing on community land shall before departing from that land for any period of time make proper arrangements for the supervision and support of any children ordinarily in their custody who remain on community land during their absence.

Part 6 Enforcement and Proceedings

Powers of police

16. (1) Where any person has committed or is committing an offence against a by-law and it appears likely that injury to persons or damage to property will be caused by that person, a member of the Police Force may apprehend and remove that person from community land for a period not exceeding twenty-four hours and in any event that person shall be returned to community land if a Court is convened to deal with him according to law.

(2) A member of the Police Force may request the name and address of any person who he believes on reasonable grounds to have committed a breach of any of these by-laws.

(3) Any person who when called upon to give their name and address under this by-law fails to give their name and address commits an offence.

(4) A member of the Police Force may commence proceedings for any breach of a by-law.

Offences

17. A person who breaches or fails to comply with any of the provisions of By-laws 6, 8, 11, 12, 13, 14 and 15 commits an offence.

Penalties

18. A person who is convicted of an offence against a by-law is liable to a fine of \$100 or imprisonment for three (3) months or both the fine and the imprisonment.

Restitution

19. In addition to any penalty imposed for breach of the by-laws the Court may order a person convicted of an offence against these by-laws to pay compensation of not more than \$250 to the community or another person where, in the course of committing the offence the person convicted has caused damage to the property of the community or of that other person.

Dated 19 February 1991.

The Common Seal of the Oombulgurri Association Incorporated was hereto affixed pursuant to a resolution of and by the authority of an absolute majority of the Committee of the Association in the presence of—

LIONEL MITCHEN.
BARBARA COOMERANG.
SHARON GREEN.
EDWARD AHWON.

AB302

ABORIGINAL COMMUNITIES ACT 1979

KALUMBURU ABORIGINAL CORPORATION BY-LAWS

Made by the Council of the Kalumburu Aboriginal Corporation under the Aboriginal Communities Act 1979.

Part 1—Preliminary.

Citation

1. These by-laws may be cited as the Kalumburu Aboriginal Corporation By-laws.

Commencement

2. These by-laws shall come into effect when approved by the Governor and published in the *Government Gazette*.

Definitions

3. In these by-laws unless the context requires otherwise—

“the Act” means the Aboriginal Communities Act 1979.

“Community” means the Kalumburu Aboriginal Corporation.

“Community Land” means the land declared by the Governor under S6 of the Act to be the community lands of the community.

“The Council” means the Council of the Kalumburu Aboriginal Corporation.

“Member of the Community” means any person who is accepted as a member of the Community for the time being.

“Vehicle” has the same meaning as it has under the Road Traffic Act 1974 (as amended).

Part 2—Community Land.

Permission required to enter and remain on community land

4. (1) Except as provided to the contrary in any Act or regulation a person who is not a member of the community shall not enter or remain on community land without the prior permission of the Council.

(2) The Council may in its absolute discretion—

- (a) grant or refuse permission for a person to enter community land orally or in writing;
- (b) impose such conditions as it thinks fit in granting permission to enter community land and;
- (c) revoke such permission at any time.

(3) The Council may delegate its powers under this by-law to any community adviser or other officer in the employ of the Community as the Council thinks fit and without prejudice to its own exercise of its powers under this by-law.

(4) Except as provided to the contrary in any Act or regulation any person who:

- (a) enters community land without the prior permission of the Council or its duly authorised delegate;
- (b) having been granted permission to enter community land on certain conditions breaches any such condition; or
- (c) having entered community land with permission of the Council refuses to leave when requested to do so by the Council or its duly authorised delegate;

commits an offence.

Restriction of entry into areas

5. Subject to the provisions of any Act or regulation to the contrary—

- (1) The Council may place signs on community land for the purpose of prohibiting entry to the part of the land on which the sign is placed or to such part of the community land indicated by the inscription on the sign.
- (2) An inscription on such a sign operates and has effect according to its tenor.
- (3) Any person who fails to obey the directions in the inscription on such a sign commits an offence.

Homes

6. (1) A person shall not enter the home of another person without obtaining the prior permission of that person.

(2) A person who is in a home other than his own shall leave that home if and when he is directed to do so by an occupier of that home.

Part 3—Traffic.

Traffic signs

7. (1) The Council may cause signs called "traffic signs" to be erected on community land for the purpose of prohibiting, regulating or guiding vehicle traffic and the passage of pedestrians.

(2) The inscription on a traffic sign operates and has effect according to its tenor.

(3) Any person who fails to comply with the directions in an inscription on a traffic sign commits an offence.

Careless and dangerous driving

8. (1) A person shall not drive a vehicle on community land without due care and attention.

(2) A person shall not drive a vehicle on community land at a speed or in any other matter that is, having regard to all the circumstances of the case, dangerous to the public or to any person.

Areas Prohibited to Vehicles

9. (1) The Council may declare any area of community land as an area to which access by vehicles or certain types of vehicles shall be prohibited.

(2) Any person who drives a vehicle in an area declared to be a prohibited area by the Committee under this by-law commits an offence.

Part 4—Offences Relating to Alcohol.

Prohibition of Alcohol on community land

10. Subject to the provisions of By-law 11, any person who—

- (1) brings alcohol onto community land;
- (2) possesses alcohol on community land;
- (3) supplies alcohol to another on community land;
- (4) enters community land in a drunken condition;
- (5) is drunk on community land;

- (6) consumes alcohol on community land; or
- (7) drives a vehicle on community land whilst under the influence of alcohol

commits an offence.

Mission staff

11. Any person in the employ or service of the Roman Catholic Bishop of Broome and stationed at Kalumburu Mission, may transport alcohol through community land for the purposes of its consumption at the Mission by people who are not members of the community or its use in the sacraments of the Church without breaching the provisions of By-law 10 (1), (2), (3) and (6).

Part 5—Regulation to Other Matters.

Wilful damage

12. A person shall not wilfully damage any tree, bush, flower, lawn, building, structure, vehicle or other thing.

Litter

13. A person shall not leave any rubbish or litter—

- (1) in any home or in an enclosure around a home without the permission of the occupier of that home; or
- (2) in any other area of the community land except in a rubbish bin or in an area set aside by the Council for leaving rubbish and litter.

Offensive behaviour

14. A person shall not cause a disturbance or annoyance to other persons by using abusive language or fighting or otherwise act in an offensive or disorderly manner.

Disruption of meetings

15. A person shall not interrupt any meeting of the Council or the community or any customary meeting by noise or any other offensive or disorderly behaviour.

Fires

16. (1) A person shall not without the permission of the Council kindle, light, make or use a fire other than in a place set aside by the Council for that purpose.

(2) Sub-bylaw (1) does not apply to a fire for cooking or heating purposes in a fireplace or store in a home or used in conjunction with a home.

(3) Nothing in this by-law authorises a person to light a fire in an open fireplace in contravention of the Bush Fires Act 1954.

Part 6—Enforcement and Proceedings.

Powers of police

17. (1) Where any person has committed or is committing an offence against a by-law and it appears likely that injury to persons or damage to property will be caused by that person, a member of the Police Force may apprehend and remove that person from community land for a period not exceeding twenty-four hours and in any event that person shall be returned to community land if a Court is convened to deal with him according to law.

(2) A member of the Police Force or a warden appointed pursuant to these by-laws may request the name and address of any person who he believes on reasonable grounds to have committed a breach of any of these by-laws.

(3) Any person who when called upon to give their name and address under this by-law fails to give their name and address commits an offence.

(4) A member of the Police Force or a warden appointed under these by-laws may commence proceedings for any breach of a by-law.

Wardens

18. (1) The Council may appoint such members of the community as it thinks fit to be wardens.

(2) It is the duty of the wardens to inquire into alleged breaches of these by-laws, co-operate with members of the community, the Council and members of the Police Force in the enforcement of the by-laws and to enforce the provisions of the by-laws generally.

(3) Any person who obstructs a warden in the lawful execution of his duty under these by-laws commits an offence.

Offences

19. A person who breaches or fails to comply with any of the provisions of By-laws 6, 8, 12, 13, 14, 15 and 16 commits an offence.

Penalties

20. A person who is convicted of an offence against a by-law is liable to a fine of \$100 or imprisonment for three (3) months or both the fine and the imprisonment.

Restitution

21. In addition to any penalty imposed for breach of the by-laws the Court may order a person convicted of an offence against these by-laws to pay compensation of not more than \$250 to the community or another person where, in the course of committing the offence the person convicted has caused damage to the property of the community or of that other person.

Defence of acting under custom

22. It is a defence to a complaint of an offence against a by-law to show that the defendant was acting under the excused by any custom of the community.

Dated the 19th day of February, 1991.

The Common Seal of the Kalumburu Aboriginal Corporation was hereto affixed pursuant to a resolution of and by the authority of an absolute majority of the Council of the Association in the presence of:

CORRINE BUNDAMURRA.
DIANNA WILLIAMS.
JOHN MARALTADJ.

AB303

ABORIGINAL COMMUNITIES ACT 1979
YUNGNGORA ASSOCIATION INC (NOOKUNBAH)
COMMUNITY BY-LAWS
Part 1 Preliminary.

Citation

1. These by-laws may be cited as the Yungngora Association Inc (Nookunbah) By-laws.

Commencement

2. These by-laws shall come into effect when approved by the Governor and published in the *Government Gazette*.

Definitions

3. In these by-laws unless the context requires otherwise "by-law" means one of these by-laws—

"Community Land" means that land declared by the Governor under S6 of the Act to be the community lands of the community.

"the Act" means the Aboriginal Communities Act 1979.

"The Community" means (as the context requires) Yungngora Association Inc (Nookunbah) and that collective group comprising the membership of Yungngora Association Inc (Nookunbah), their spouses and dependents (where not members in their own right) and "member of the community" has a correlative meaning.

"Liquor" means liquor as defined in the Liquor Licensing Act 1988.

"Deleterious Substance" means glue or any volatile liquid containing hydrocarbons.

"Vehicle" means any motor vehicle, designed and manufactured to be capable of self propulsion and includes any trailer or caravan while attached to a vehicle.

"The Council" means the Council of Yungngora Association Inc (Nookunbah).

These by-laws shall apply—

- (a) on all community land, and
- (b) to all persons on community land, whether members of the community or not.

Part 2 Community Lands.**Permission required to enter community land**

4. Save as otherwise provided by any law of the State or Commonwealth.
- (a) No person who is not recognised by the Council to be Aboriginal, may enter or remain on Community land without prior permission of the Council.
 - (b) Such permission may be given either orally or in writing and may be subject to such terms or conditions as the Council sees fit.
 - (c) The Council may revoke such permission at any time and without the necessity of stating any reason for the action.
 - (d) The Council may order any person whatsoever (other than a member of the Community) to leave community land and to remain off community land for such a time as the Council may direct.
 - (e) Employees of Government Departments of the State or Commonwealth entering or being on community lands in connection with their duties shall be deemed to have permission under by-law 4 (a).
 - (f) The Council may act through any of its members to make or to revoke any of the permission or directions referred to in this by-law.

Remain on community lands

5. (a) A person who requires permission under these by-laws shall not enter or remain on community land without permission.
- (b) A person who has permission under these by-laws to enter or remain on community land shall not contravene any term or condition of that permission to be or remain on community land.
- (c) Any person ordered by the Council to leave community land shall do so as is reasonably possible.

Restriction of entry into areas

6. Subject to the provisions of any Act or regulation to the contrary—
- (a) The Council may place signs on community land for the purpose of prohibiting entry to the part of land on which the sign is placed or to such part of the community land as indicated by the inscription of the sign.
 - (b) Any person who fails to obey directions of the inscription on such a sign commits a breach of these by-laws.

Homes

7. Any person who is told (by the principal occupant or by the person then in charge thereof) to leave the house of another and who refuses to leave as directed commits a breach of these by-laws.

Part 3 Liquor and Deleterious Substances.**Restriction of Liquor**

8. The Council may, in its discretion and subject to such terms, conditions and restrictions as it sees fit,
- (a) Permit any person to bring, possess, use or supply liquor on community lands.
 - (b) No person shall, without the permission of the Council, bring, possess, use or supply liquor on community lands.
 - (c) No person shall enter onto or remain on community land whilst under the influence of liquor to the extent that his behaviour causes alarm, annoyance or upset to members of the community.

Pharmaceutical

9. Pharmaceutical preparations and substances properly used in the ordinary course of medical practice shall exempt from the operation of this by-law whilst in the possession or control of a medical professional or where properly prescribed and issued to a patient by a medical professional.

Deleterious substance or petrol

10. (a) A person shall not be in possession of a deleterious substance or petrol on community land for the purpose of inhalation.
- (b) A person shall not sell or supply a deleterious substance or petrol to another person on community land if there are reasonable grounds for suspecting that the other person—
- (i) intends to use the deleterious substance for the purpose of inhalation; or
 - (ii) intends to sell or supply the deleterious substance for the purpose of inhalation.

Part 4 Traffic.**Traffic signs**

11. (a) The Council may place signs ('traffic signs') on community land for the purpose of regulating vehicle traffic.

(b) Any person who fails to obey the directions of the inscription on a traffic sign commits a breach of these by-laws.

Careless and dangerous driving

12. (a) No person shall drive a vehicle on community land without due care and attention.

(b) No person shall drive a vehicle on community land in a manner which, having regard to all of the circumstances, is dangerous to any person.

(c) No person shall drive a vehicle owned by the Community or leased or hired to the Community—

(i) Without first having the permission of the Council or of a person placed by the Council in charge or control of the vehicle for the time being.

(ii) When under the influence of a prohibited substance.

(iii) Without being the holder of a current valid motor driver's licence of a class appropriate to the vehicle to be driven.

Part 5 The Regulation of Other Matters.**Offensive behaviour**

13. No person shall cause a disturbance or annoyance to other persons by using abusive language, fighting or otherwise behaving in an offensive or disorderly manner.

Wilful damage

14. No person shall damage any tree, bush, lawn, building, structure, vehicle or other thing, whether the property of the Community or of any individual person.

Disruption of meetings

15. No person shall interrupt any meeting of the Council or of the Community, or any customary meeting, by noise or any offensive or disorderly behaviour.

Part 6 Enforcement and Proceedings.**Powers Of Police**

16. A member of the Police Force may—

(a) Take proceedings against any person for a breach of these by-laws.

(b) Where any person has committed or is found committing an offence against these by-laws and it appears to the Police Officer on reasonable grounds to be likely that injury to persons or damage to property will be caused by that person if left at large; apprehend and remove that person from community land.

(c) Request the name and address of any person who he believes on reasonable grounds—

(i) to be on community land, committed a breach of by-law, or

(ii) to have, while on community land, committed a breach of by-law.

(d) If he has reasonable cause to suspect that a prohibited substance is in any vehicle in contravention of these by-laws: stop, detain and search such vehicle and seize any deleterious substance and any receptacle containing a deleterious substance which he may find in or on the vehicle and may retain in his custody or control any property so seized until dealt with according to these by-laws.

(e) If a prohibited substance is found in a vehicle through the exercise of the power conferred by by-law 17, seize the vehicle, search and detain it for up to maximum period of fourteen days if such is considered necessary by the Police Officer, on reasonable grounds to prevent a repetition of the prescribed conduct.

Procedure

17. Subject to the Child Welfare Act, 1947, proceedings for an offence against by-law shall be commenced by the way of complaint and summons under and in accordance with the Justices Act, 1902 and shall be commenced within six months after the offence was committed.

Part 7 Penalties and Orders of the Court.**Penalties**

18. (a) Any person who breaches or fails to comply with any of these by-laws is guilty of an offence and is liable to a fine or a term of imprisonment or both, but no fines so imposed shall exceed \$100 and no term of imprisonment so imposed shall exceed three months.

(b) In addition to the penalties provided under paragraph (a) of this by-law, the Court may order any person convicted of an offence under these by-laws to pay compensation not greater than \$250 to the community or to any person, where, in the course of committing the offence, the person convicted has caused damage to property of the community or of that other person.

(c) In any prosecution for an offence under these by-laws having as an element the possession or use of a prohibited substance a Court upon proceeding to conviction of the person charged may make such orders as it sees fit concerning the destruction, disposal or forfeiture of property seized pursuant to an exercise of the power contained in by-law 16 (d).

Defence of acting under custom

19. It is a defence to a complaint of an offence against these by-laws to show that the defendant was acting under and excused by an custom of the community.

Council members

20. (a) Council member who is charged with an offence against by-law 8 shall be deemed to have ceased to be effective Councillor.

(b) In the event that such charge against the Council member is withdrawn or is dismissed after trial then, by that occurrence he shall be restored to his former position.

Dated the 26th day of February, 1991.

The Common Seal of the Yungngora Association Inc (Nookunbah) was hereto affixed pursuant to a resolution of and by the authority of an absolute majority of the Council of the Association in the presence of—

DICKY COX.
PHILLIP SKINNER.
HARRY YUNGABUN.

AB304

ABORIGINAL COMMUNITIES ACT 1979 WOOLAH ABORIGINAL CORPORATION BY-LAWS

Made by the Council of the Woolah Aboriginal Corporation under the Aboriginal Communities Act 1979.

Part 1 Preliminary.

Citation

1. These by-laws shall be called the Woolah Aboriginal Corporation By-laws.

Commencement

2. These by-laws shall come into effect when approved by the Governor and published in the *Government Gazette*.

Definitions

3. In these by-laws unless the context requires otherwise—

“the Act” means the Aboriginal Communities Act 1979.

“Community” means the Woolah Aboriginal Corporation.

“Community Land” means that land declared by the Governor under S6 of the Act to be the community lands of the community.

“The Council” means the Council of the Woolah Aboriginal Corporation.

“Member of the Community” means any person who is accepted as a member of the Community for the time being.

“Vehicle” has the same meaning as it has under the Road Traffic Act 1974 (as amended).

Part 2 Community Land.

Permission required to enter and remain on community land

4. (1) Except as provided to the contrary in any Act or regulation a person who is not a member of the community shall not enter or remain on community land without the prior permission of the Council.

(2) The Council may in its absolute discretion—

(a) grant or refuse permission for a person to enter community land orally or in writing;

(b) impose such conditions as it thinks fit in granting permission to enter community land and;

(c) revoke such permission at any time.

(3) The Council may delegate its power under this by-law to any community adviser or other officer in the employ of the Community as the Council thinks fit and without prejudice to its own exercise of its powers under this by-law.

(4) Except as provided to the contrary in any Act or regulation any person who—

- (a) enters community land without the prior permission of the Council or its duly authorised delegate;
- (b) having been granted permission to enter community land on certain conditions breaches any such condition; or
- (c) having entered community land with permission of the Council refuses to leave when requested to do so by the council or its duly authorised delegate;

commits an offence.

Restriction of entry into areas

5. Subject to the provisions of any Act or regulation to the contrary—

- (1) The Council may place signs on community land for the purpose of prohibiting entry to the part of the land on which the sign is placed or to such part of the community land indicated by the inscription on the sign.
- (2) An inscription on such a sign operates and has effect according to its tenor.
- (3) Any person who fails to obey the directions in the inscription on such a sign commits an offence.

Homes

6. (1) A person shall not enter the home of another person without obtaining the prior permission of that person.

(2) A person who is in a home other than his own shall leave that home if and when he is directed to do so by an occupier of that home.

Part 3 Traffic.

Traffic signs

7. (1) The Council may cause signs called "traffic signs" to be erected on community land for the purpose of prohibiting, regulating or guiding vehicle traffic and the passage of pedestrians.

(2) The inscription on a traffic sign operates and has effect according to its tenor.

(3) Any person who fails to comply with the directions in an inscription on a traffic sign commits an offence.

Careless and dangerous driving

8. (1) A person shall not drive a vehicle on community land without due care and attention.

(2) A person shall not drive a vehicle on community land at a speed or in any other manner that is, having regard to all the circumstances of the case, dangerous to the public or to any person.

Areas prohibited to vehicles

9. (1) The Council may declare any area of community land as an area to which access by vehicles or certain types of vehicles shall be prohibited.

(2) Any person who drives a vehicle in an area declared to be a prohibited area by the committee under this by-law commits an offence.

Part 4 Regulation of Alcohol.

Powers of Council

10. (1) No person shall bring alcohol onto community land, or supply it to another, possess or consume alcohol on community land without permission of the Council.

(2) Subject to by-law 12, the Council may, in its discretion and subject to such terms and conditions as it sees fit, permit any person to bring, possess, or consume alcohol, or supply alcohol to another person on community land.

(3) In exercising its discretion under paragraph (2) of this by-law the Council shall regard to the welfare of the Community as the paramount consideration.

(4) The Council may grant permission under paragraph (2) of this by-law either orally or in writing and may revoke its permission at any time.

Offences relating to alcohol

11. Any person who brings, possesses or consumes alcohol on community land without the permission of the Council or supplies it to others on community land without the permission of the Council or who, having been given permission in relation thereto subject to terms and conditions fails to comply with any term or condition, commits an offence.

Children and alcohol

12. (1) No person shall supply alcohol to a person under the age of eighteen years on community land.

(2) No person under the age of eighteen years shall consume alcohol on community land.

Part 5 Regulations of other Matters.**Wilful damage**

13. A person shall not wilfully damage any tree, bush, flower, lawn, building, structure, vehicle or other thing.

Litter

14. A person shall not leave any rubbish or litter—

(1) in any home or in an enclosure around a home without the permission of the occupier of that home; or

(2) in any other area of the community land except in a rubbish bin or in an area set aside by the Council for leaving rubbish and litter.

Supervision of children

15. Every person residing on community land shall before departing that land for any period of time make proper arrangements for the supervision and support of any children ordinarily in their custody who shall remain on the community land in their absence.

Offensive behaviour

16. A person shall not cause a disturbance or annoyance to other persons by using abusive language or fighting or otherwise act in an offensive or disorderly manner.

Disruption of meetings

17. A person shall not interrupt any meeting of the Council or the community or any customary meeting by noise or any other offensive or disorderly behaviour.

Part 6 Enforcement and Proceedings.**Powers of Police**

18. (1) Where any person has committed or is committing an offence against a by-law and it appears likely that injury to persons or damage to property will be caused by that person, a member of the Police Force may apprehend and remove that person from community land for a period not exceeding twenty four hours and in any event that person shall be returned to community land if a Court is convened to deal with him according to law.

(2) A member of the Police Force may request the name and address of any person who he believes on reasonable grounds to have committed a breach of any of these by-laws.

(3) Any person who when called upon to give their name and address under this by-law fails to give their name and address commits an offence.

(4) A member of the Police Force may commence proceedings for any breach of a by-law.

Wardens

19. (1) The Council may appoint such members of the community as it thinks fit to be wardens.

(2) It is the duty of the wardens to inquire into alleged breaches of these by-laws, co-operate with members of the community, the Council and members of the Police Force in the enforcement of the by-laws and to enforce the provisions of the by-laws generally.

(3) Any person who obstructs a warden in the lawful execution of his duty under these by-laws commits an offence.

Offences

20. A person who breaches or fails to comply with any of the provisions of by-laws 6, 8, 11, 12, 13, 14, 15 and 16 commits an offence.

Penalties

21. A person who is convicted of an offence against a by-law is liable to a fine of \$100 or imprisonment for three (3) months or both the fine and the imprisonment.

Restitution

22. In addition to any penalty imposed for breach of the by-laws the Court may order a person convicted of an offence against these by-laws to pay compensation

of not more than \$250 to the community or another person where, in the course of committing the offence the person convicted has caused damage to the property of the community or of that other person.

Dated 20 February 1991.

The Common Seal of the Woolah Aboriginal Corporation was hereto affixed pursuant to a resolution of and by the authority of an absolute majority of the Council of the Association in the presence of—

TIGER MOORE.
NANCY MARTIN.
RONNIE MORALE.
JOSEPH MARTIN.

AB305

ABORIGINAL COMMUNITIES ACT 1979

WARMUN COMMUNITY (TURKEY CREEK) INC. BY-LAWS

Made by the Council of the Warmun Community (Turkey Creek) Inc. under the Aboriginal Communities Act 1979.

Part 1 Preliminary.

Citation

1. These by-laws may be cited as the Warmun Community (Turkey Creek) Inc. By-laws.

Commencement

2. These by-laws shall come into effect when approved by the Governor and published in the *Government Gazette*.

Definitions

3. In these by-laws unless the context requires otherwise—

“the Act” means the Aboriginal Communities Act 1979.

“Community” means the Warmun Community (Turkey Creek) Inc.

“Community Land” means that land declared by the Governor under S6 of the Act to be the community lands of the community.

“The Council” means the council of the Warmun Community (Turkey Creek) Inc.

“Member of the Community” means any person who is accepted as a member of the Community for the time being.

“The roadhouse” means Kuwaleney known as the Turkey Creek Roadhouse.

“Vehicle” has the same meaning as it has under the Road Traffic Act 1974 (as amended).

Part 2 Community Land.

Permission required to enter and remain on community land

4. (1) Except as provided to the contrary in any Act or regulation a person who is not a member of the community shall not enter or remain on community land without the prior permission of the Council.

(2) The Council may in its absolute discretion—

(a) grant or refuse permission for a person to enter community land orally or in writing;

(b) impose such conditions as it thinks fit in granting permission to enter community land and;

(c) revoke such permission at any time.

(3) The Council may delegate its powers under this by-law to any community adviser or other officer in the employ of the Community as the Committee thinks fit and without prejudice to its own exercise of its powers under this by-law.

(4) Except as provided to the contrary in any Act or regulation any person who—

(a) enters community land without the prior permission of the Council;

(b) having been granted permission to enter community land on certain conditions breaches any such condition; or

(c) having entered community land with permission of the Council refuses to leave when requested to do so by the Council or its duly authorised delegate;

commits an offence.

Restriction of entry into areas

5. Subject to the provisions of any Act or regulation to the contrary—

- (1) The Council may place signs on community land for the purpose of prohibiting entry to the part of the land on which the sign is placed or to such part of the community land indicated by the inscription on the sign.
- (2) An inscription on such a sign operates and has effect according to its tenor.
- (3) Any person who fails to obey the directions in the inscription on such a sign commits an offence.

Homes

6. (1) A person shall not enter the home of another person without obtaining prior permission of that person.

(2) A person who is in a home other than his own shall leave that home if and when he is directed to do so by an occupier of that home.

Part 3 Traffic.**Traffic signs**

7. (1) The Council may cause signs called "traffic signs" to be erected on community land for the purpose of prohibiting, regulating or guiding vehicle traffic and the passage of pedestrians.

(2) The inscription on a traffic sign operates and has effect according to its tenor.

(3) Any person who fails to comply with the directions in an inscription on a traffic sign commits an offence.

Careless and dangerous driving

8. (1) A person shall not drive a vehicle on community land without due care and attention.

(2) A person shall not drive a vehicle on community land at a speed or in any other manner that is, having regard to all the circumstances of the case, dangerous to the public or to any person.

Areas prohibited to vehicles

9. (1) The Committee may declare any area of community land as an area to which access by vehicles or certain types of vehicles shall be prohibited.

(2) Any person who drives a vehicle in an area declared to be a prohibited area by the Committee under this by-law commits an offence.

Part 4 Offences Relating to Alcohol and Petrol.**Prohibition of alcohol on community land**

10. Any person who—

- (1) brings alcohol onto community land;
- (2) possesses alcohol on community land;
- (3) supplies alcohol to another on community land;
- (4) enters community land in a drunken condition;
- (5) is drunk on community land;
- (6) consumes alcohol on community land;

commits an offence.

Petrol sniffing

11. Any person who wilfully inhales petrol fumes commits an offence.

Part 5 Regulation of Other Matters.**Wilful damage**

12. A person shall not wilfully damage any tree, bush, flower, lawn, building, structure, vehicle or other thing.

Litter

13. A person shall not leave any rubbish or litter—

- (1) In any home or in an enclosure around a home without the permission of the occupier of that home; or
- (2) In any other area of the community land except in a rubbish bin or in an area set aside by the Council for leaving rubbish and litter.

Offensive behaviour

14. A person shall not cause a disturbance or annoyance to other persons by using abusive language or fighting or otherwise act in an offensive or disorderly manner.

Disruption of meetings

15. A person shall not interrupt any meeting of the Council or the community or any customary meeting by noise or any other offensive or disorderly behaviour.

Fires

16. (1) A person shall not kindle, light, make or use a fire other than in a place set aside by the Council for that purpose without the permission of the Council.

(2) This by-law does not apply to a fire for cooking or heating purposes in a fireplace in a home or used in conjunction with a home.

(3) This by-law does not authorise a person to light a fire in an open fireplace in contravention to the Bush Fires Act 1954.

Gambling prohibited in certain areas

17. Any person who conducts, plays or bets in any game of chance or pretended game of chance on community land other than in a private home commits an offence.

Part 6 Turkey Creek Roadhouse.**Application of by-laws to Roadhouse**

18. The provisions of Parts 2, 3 and 4 of these by-laws do not apply to the Roadhouse.

Employees not to consume liquor at Roadhouse

19. Any employee of the community or the Roadhouse who consumes alcohol at the Roadhouse commits an offence.

Community members and employees not to supply or receive liquor

20. Any member of the community or employee of the community or Roadhouse who supplies alcohol to another person or receives alcohol from another at the Roadhouse commits an offence.

Part 7 Enforcement and Proceedings.**Powers of police**

21. (1) Where any person has committed or is committing an offence against a by-law and it appears likely that injury to persons or damage to property will be caused by that person, a member of the Police Force may apprehend and remove that person from community land for a period not exceeding twenty-four hours and in any event that person shall be returned to community land if a Court is convened to deal with him according to law.

(2) A member of the Police Force may request the name and address of any person who he believes on reasonable grounds to have committed a breach of any of these by-laws.

(3) Any person who when called upon to give their name and address under this by-law fails to give their name and address commits an offence.

(4) A member of the Police Force may commence proceedings for any breach of a by-law.

Wardens

22. (1) The Council may appoint such members of the community as it thinks fit to be wardens.

(2) It is the duty of the wardens to inquire into alleged breaches of these by-laws, co-operate with members of the community, the Council and members of the Police Force in the enforcement of the by-laws and to enforce the provisions of the by-laws generally.

(3) Any person who obstructs a warden in the lawful execution of his duty under these by-laws commits an offence.

Offences

23. A person who breaches or fails to comply with any of the provisions of By-laws 6, 8, 11, 12, 13, 14, 15, 16 and 17 commits an offence.

Penalties

24. A person who is convicted of an offence against a by-law is liable to a fine of \$100 or imprisonment for three (3) months or both the fine and the imprisonment.

Restitution

25. In addition to any penalty imposed for breach of the by-laws the Court may order a person convicted of an offence against these by-laws to pay compensation of not more than \$250 to the community or another person where, in the course of committing the offence the person convicted has caused damage to the property of the community or of that other person.

Defence of acting under custom

26. It is a defence to a complaint of an offence against a by-law to show that the defendant was acting under and excused by any custom of the community.

Dated 20 February 1991.

The Common Seal of the Warmun Community (Turkey Creek) Inc. was hereto affixed pursuant to a resolution of and by the authority of an absolute majority of the Council of the Association in the presence of—

HECTOR SANDLOO.
FRANK BUDBARIA.
DALLAS PURDIE.

AGRICULTURE**AG301****SOIL AND LAND CONSERVATION ACT 1945****SOIL AND LAND CONSERVATION (CUNDERDIN SOIL CONSERVATION DISTRICT) AMENDMENT ORDER 1991**

Made by His Excellency the Governor in Executive Council under section 23 (2d) of the *Soil and Land Conservation Act 1945* and on the recommendation of the Minister for Agriculture.

Citation

1. This order may be cited as the *Soil and Land Conservation (Cunderdin Soil Conservation District) Amendment Order 1991*.

Principal Order

2. In this order the *Soil and Land Conservation (Cunderdin Soil Conservation District) Order 1987** is referred to as the principal order.

[*Published in the Gazette on 24 April 1987 at pp. 1446-7.]

Clause 1 amended

3. Clause 1 of the principal order is amended by deleting "Cunderdin Soil" and substituting the following—

" Cunderdin Land ".

Clause 2 amended

4. Clause 2 of the principal order is amended—

(a) by deleting the definition of "Committee" and substituting the following definition—

" "committee" means the Land Conservation District Committee for the Cunderdin Land Conservation District; " and

(b) by deleting the definition of "the district" and substituting the following definitions—

" "the district" means the Cunderdin Land Conservation District constituted by clause 3;

"the producer organizations" means the bodies known respectively as the Western Australian Farmers Federation (Inc.) and the Pastoralists and Graziers Association of Western Australia. ".

Clause 3 amended

5. Clause 3 of the principal order is amended by deleting "Soil" and substituting the following—

" Land ".

Clause 4 repealed and a clause substituted

6. Clause 4 of the principal order is repealed and the following clause is substituted—

Establishment of the committee

" 4. Pursuant to section 23 (2) of the *Soil and Land Conservation Act 1945* there is hereby established for the district a land conservation district committee to be known as the Land Conservation District Committee for the Cunderdin Land Conservation District. ".

Clause 5 amended

7. Clause 5 of the principal order is amended—

- (a) in subclause (1) by deleting paragraphs (b), (c), (d) and (e) and substituting the following paragraphs—

“ (b) 2 shall be appointed by the Minister on the nomination of the Shire of Cunderdin;

(c) 2 shall be appointed in accordance with subclause (2);

(d) one shall be appointed in accordance with subclause (2a); and

(e) 5 shall be appointed by the Minister and shall be persons actively engaged in or affected by or associated with, land use in the district. ”;

- (b) by repealing subclause (2) and substituting the following subclauses—

“ (2) The Western Australian Farmers Federation (Inc.) shall submit to the Minister a panel containing the names of persons willing to be appointed as members of the committee and, where such a panel is submitted in accordance with this order, 2 persons whose names appear on the panel shall be appointed by the Minister.

(2a) The Pastoralists and Graziers Association of Western Australia shall submit to the Minister a panel containing the names of persons willing to be appointed as members of the committee and, where such a panel is submitted in accordance with this order, one person whose name appears on the panel shall be appointed by the Minister. ”;

and

- (c) in subclause (5) by deleting “Governor” and substituting the following—

“ Minister ”; and

- (d) in subclause (6) (b) by deleting “Governor” and substituting the following—

“ Minister ”.

Schedule amended

8. The Schedule to the principal order is amended by deleting “Soil” and substituting the following—

“ Land ”.

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

AG302

SOIL AND LAND CONSERVATION ACT 1945**SOIL AND LAND CONSERVATION (WOODANILLING SOIL
CONSERVATION DISTRICT) AMENDMENT ORDER 1991**

Made by His Excellency the Governor in Executive Council under section 23 (2d) of the *Soil and Land Conservation Act 1945* and on the recommendation of the Minister for Agriculture.

Citation

1. This order may be cited as the *Soil and Land Conservation (Woodanilling Soil Conservation District) Amendment Order 1991*.

Principal order

2. In this order the *Soil and Land Conservation (Woodanilling Soil Conservation District) Order 1987** is referred to as the principal order.

[*Published in the Gazette on 22 May 1987 at pp. 2200-1.]

Clause 1 amended

3. Clause 1 of the principal order is amended by deleting “Woodanilling Soil” and substituting the following—

“ Woodanilling Land ”.

Clause 2 amended

4. Clause 2 of the principal order is amended—
- (a) by deleting the definition of "Committee" and substituting the following definition—
 - " "committee" means the Land Conservation District Committee for the Woodanilling Land Conservation District; "; and
 - (b) by deleting the definition of "the district" and substituting the following definitions—
 - " "the district" means the Woodanilling Land Conservation District constituted by clause 3;
 - "the producer organizations" means the bodies known respectively as the Western Australian Farmers Federation (Inc.) and the Pastoralists and Graziers Association of Western Australia. "

Clause 3 amended

5. Clause 3 of the principal order is amended by deleting "Soil" and substituting the following—
" Land ".

Clause 4 repealed and a clause substituted

6. Clause 4 of the principal order is repealed and the following clause is substituted—

Establishment of the committee

- " 4. Pursuant to section 23 (2) of the *Soil and Land Conservation Act 1945* there is hereby established for the district a land conservation district committee to be known as the Land Conservation District Committee for the Woodanilling Land Conservation District. "

Clause 5 amended

7. Clause 5 of the principal order is amended—
- (a) in subclause (1)—
 - (i) in paragraph (b) by deleting "Governor" and substituting the following—
 - " Minister "; and
 - (ii) by deleting paragraphs (c), (d) and (e) and substituting the following paragraphs—
 - " (c) 2 shall be appointed in accordance with subclause (2);
 - (d) one shall be appointed in accordance with subclause (2a); and
 - (e) 5 shall be appointed by the Minister and shall be persons actively engaged in, or affected by or associated with, land use in the district. ";
 - (b) by repealing subclause (2) and substituting the following subclauses—
 - " (2) The Western Australian Farmers Federation (Inc.) shall submit to the Minister a panel containing the names of persons willing to be appointed as members of the committee and, where such a panel is submitted in accordance with this order, 2 persons whose names appear on the panel shall be appointed by the Minister.
 - (2a) The Pastoralists and Graziers Association of Western Australia shall submit to the Minister a panel containing the names of persons willing to be appointed as members of the committee and, where such a panel is submitted in accordance with this order, one person whose name appears on the panel shall be appointed by the Minister. ";
 - (c) in subclause (5) by deleting "Governor" and substituting the following—
 - " Minister "; and
 - (d) in subclause (6) (b) by deleting "Governor" and substituting the following—
 - " Minister ".

Schedule amended

8. The Schedule to the principal order is amended by deleting "SOIL" and substituting the following—
" LAND ".

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

AG303

SOIL AND LAND CONSERVATION ACT 1945

SOIL AND LAND CONSERVATION (KALGAN SOIL CONSERVATION DISTRICT) AMENDMENT ORDER 1991

Made by His Excellency the Governor in Executive Council under section 23 (2d) of the *Soil and Land Conservation Act 1945* and on the recommendation of the Minister for Agriculture.

Citation

1. This order may be cited as the *Soil and Land Conservation (Kalgan Soil Conservation District) Amendment Order 1991*.

Principal order

2. In this order the *Soil and Land Conservation (Kalgan Soil Conservation District) Order 1986** is referred to as the principal order.

[*Published in the Gazette on 19 December 1986 at pp. 4939-40.]

Clause 1 amended

3. Clause 1 of the principal order is amended by deleting "Kalgan Soil" and substituting the following—

" Kalgan Land ".

Clause 3 amended

4. Clause 3 of the principal order is amended—

(a) by deleting the definition of "Committee" and substituting the following definition—

" "committee" means the Land Conservation District Committee for the Kalgan Land Conservation District; "; and

(b) by deleting the definition of "the district" and substituting the following definitions—

" "member" means a member of the committee;

"the district" means the Kalgan Land Conservation District constituted by clause 4;

"the producer organizations" means the bodies known respectively as the Western Australian Farmers Federation (Inc.) and the Pastoralists and Graziers Association of Western Australia. ".

Clause 4 amended

5. Clause 4 of the principal order is amended by deleting "Soil" and substituting the following—

" Land ".

Clause 5 repealed and a clause substituted

6. Clause 5 of the principal order is repealed and the following clause is substituted—

Establishment of the committee

" 5. Pursuant to section 23 (2) of the *Soil and Land Conservation Act 1945* there is hereby established for the district a land conservation district committee to be known as the Land Conservation District Committee for the Kalgan Land Conservation District. ".

Clause 6 amended

7. Clause 6 of the principal order is amended—

(a) in subclause (1)—

(i) in paragraphs (b) and (c) by deleting "Governor" and substituting the following—

" Minister "; and

(ii) by deleting paragraphs (d) and (e) and substituting the following paragraphs—

" (d) 3 shall be appointed in accordance with subclause (2); and

(e) 6 shall be appointed by the Minister and shall be persons actively engaged in, or affected by or associated with, land use in the district. ";

(b) by repealing subclause (2) and substituting the following subclause—

" (2) The Western Australian Farmers Federation (Inc.) shall submit to the Minister a panel containing the names of persons willing to be appointed as members of the committee and, where such a panel is submitted in accordance with this order, 3 persons whose names appear on the panel shall be appointed by the Minister. ";

(c) in subclause (5) by deleting "Governor" and substituting the following—

" Minister "; and

(d) in subclause (6) (b) by deleting "Governor" and substituting the following—

" Minister ".

Schedule amended

8. The Schedule to the principal order is amended by deleting "SOIL" and substituting the following—

" LAND ".

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

AG401

**BEEKEEPERS ACT 1963
STOCK DISEASES (REGULATIONS) ACT 1968
STOCK (BRANDS AND MOVEMENT) ACT 1970**

Department of Agriculture,
South Perth, WA 6151.

Agric. 423/90.

His Excellency the Governor in Executive Council has been pleased to appoint pursuant to section 8 (1) of the Stock Diseases (Regulations) Act 1968 section 37 (1) of the Stock (Brands and Movement) Act 1970 and section 5 of the Beekeepers Act 1963, Phillip Douglas Evans and Peter John McKenner as Inspectors under the said Acts and appoint John Noel Smith as an Inspector pursuant to section 5 of the Beekeepers Act 1963.

Dated 16 April 1991.

M. D. CARROLL, Director General of Agriculture.

AG402

CHICKEN MEAT INDUSTRY ACT 1977

Department of Agriculture,
South Perth, WA 6151.

Our ref 1152/86.

I, the undersigned Minister for Agriculture being the Minister responsible for administration of the Chicken Meat Industry Act 1977, hereby appoint pursuant to sections 7 and 8 of the said Act the following person as a member of the Chicken Meat Industry Committee for a term expiring on 9 June 1991:

Mr Desmond John McDermott as a producers' representative pursuant to section 7 (1) (b) of the Act and Mr Bevan Garfield Treloar as his deputy pursuant to section 7 (3) of the said Act.

ERNIE BRIDGE, Minister for Agriculture.

AG403

**SOIL AND LAND CONSERVATION ACT 1945
NOTICE OF APPOINTMENT**

Pursuant to section 23 (2b) (d) of the Soil and Land Conservation Act 1945, being persons actively engaged in, or affected by, or associated with land use in the District, Ashley John Stone of Williams is appointed a member of the District Committee for the Williams Land Conservation District, which Committee was established by an Order in Council published in the *Government Gazette* of 16 February 1990, the appointment being for a term ceasing on 30 March 1993.

ERNIE BRIDGE, Minister for Agriculture.

CROWN LAW

CW401

NOTICE OF APPOINTMENT OF STIPENDIARY MAGISTRATE

His Excellency the Governor has been pleased to appoint Steven Alex Heath—

- (a) to be a stipendiary magistrate under the Stipendiary Magistrates Act 1957;
- (b) to be an Industrial Magistrate under the Stipendiary Magistrates Act 1957 and the Industrial Relations Act 1979;
- (c) to be a warden of mines under the Stipendiary Magistrates Act 1957 and the Mining Act 1978; and
- (d) to be a Children's Court magistrate under the Children's Court of Western Australia Act (No. 2) 1988,

on and from 22 April, 1991.

D. G. DOIG, Under Secretary for Law.

CW402

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.

Edgar Ronald Buegge of La Grange, Broome.

Donald Norman Eaton of "Olinda Stud", Wyalkatchem.

Terence James Ginnane of RMB 149B Asplin Siding Road, Boyup Brook and Corner Bridge & Forrest Streets, Boyup Brook.

Maria Haynes of 7 Glenbrook Drive, Ballajura.

Martin Keith Jackson of 25 Catherine Street, Bluff Point, Geraldton.

and Government Buildings, Marine Terrace, Geraldton.

Ian Stuart McCallum of 11 Shields Crescent, Wongan Hills

and SBS Rural Ltd., Fenton Place, Wongan Hills.

Approved of the following appointment to the Commission of the Peace for the Collier Magisterial District.

Ronald Smith of Mount Margaret Mission, Laverton.

D. G. DOIG, Under Secretary for Law.

CW403

EX OFFICIO JUSTICE OF THE PEACE

It is hereby notified for public information that Ian Arthur Purse, has been appointed under section 9 of the Justices Act 1902 to be a Justice of the Peace for the Magisterial District of Mitchell during his term of office as President of the Shire of Boyup Brook.

D. G. DOIG, Under Secretary for Law.

EDUCATION

ED401

COUNTRY HIGH SCHOOL HOSTELS AUTHORITY ACT 1960

Office of the Minister for Education,
Perth.

It is hereby notified that His Excellency the Governor in Executive Council has in accordance with Sections 4 and 5 of the Country High School Hostels Authority Act, approved the re-appointment of Mr Colin Philpott of 39 Haig Road, Attadale and Mr Dick Cairnes of 75 Cobb Street, Scarborough as members of the Country High School Hostels Authority for terms expiring on March 1, 1992.

KAY HALLAHAN, Minister for Education.

ELECTORAL COMMISSION

EL401

SETTLEMENT AGENTS ACT 1981**SETTLEMENT AGENTS SUPERVISORY BOARD (ELECTIONS) REGULATIONS 1982**

Notice of Election

(Regulation 3)

Notice is hereby given that an election of the elective members and deputy members of the Settlement Agents Supervisory Board, as constituted under section 6 of the Settlement Agents Act 1981 will take place at the office of the Electoral Commissioner, Perth, on the 25th day of June 1991, closing at five o'clock in the afternoon on such date.

The vacancies in the membership of the Board to be filled at such election are those specified hereunder—

Members (2 Positions)

Deputy Members (2 Positions)

Nominations of candidates shall be made in accordance with the Settlement Agents Supervisory Board (Elections) Regulations and must be received by the Electoral Commissioner at the office no later than 12 noon on the 27th day of May 1991.

Dated 25 April 1991.

LIZ PARKOFF, Returning Officer.
Western Australian Electoral Commission
4th Floor, Fire Brigade Building
480 Hay Street
Perth WA 6000

FISHERIES

FI301

PEARLING ACT 1990**PEARLING (GENERAL) AMENDMENT REGULATIONS 1991**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Pearling (General) Amendment Regulations 1991*.

Regulation 49 inserted

2. The *Pearling (General) Regulations 1991** are amended by inserting after regulation 48 the following regulation—

Repeal

“ 49. The *Pearling Regulations 1926** are repealed.

[*Published in the Gazette of 22 October 1926 at pp. 2127-2145. For amendments to 18 March 1991 see pp. 317-8 of 1989 Index to Legislation of Western Australia and Gazette of 19/1/90.] ”.

[*Published in the Gazette of 27 December 1990 at pp. 6335-66.]

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

FI402

FISHERIES ACT 1905**TROUT FISHING RESTRICTIONS NOTICE 1991**

Notice No. 490

FD746/69.

Made by the Minister under sections 9 and 11.

Citation

1. This notice may be cited as the *Trout Fishing Restrictions Notice 1991*.

Prohibition on taking trout

2. Subject to Clause 3, no person shall take, or attempt to take, any species of trout by any means of capture in the waters specified in—

(a) Schedule 1 during the period commencing on 1 May and ending on 31 August in any year; and

- (b) Schedule 2 during the period commencing on 1 May and ending on 30 November in any year.

Exemption

3. A person who is the holder of—

- (a) a permit issued under Section 29 of the Act; or
(b) a licence granted under Section 39C of the Act permitting that person to farm trout,

may take or farm trout in accordance with the conditions of that permit or licence.

Revocation

4. The following notices are cancelled and replaced by this notice—

- (a) Notice No. 188 published in the *Gazette* of 20 December 1985;
(b) Notice No. 203 published in the *Gazette* of 11 October 1985; and
(c) Notice No. 306 published in the *Gazette* of 19 February 1988;

Schedule 1 [Clause 2 (a)]

All Western Australian waters other than waters specified in Schedules 2 and 3.

Schedule 2 [Clause 2 (b)]

The body of water known as Lake Leschenaultia.

Schedule 3 [Clause 2]

All waters of—

1. Drakesbrook Dam;
2. Logue Brook Dam;
3. Samson Dam;
4. Stirling Dam;
5. Waroona Dam;
6. the Murray, Blackwood and Donnelly Rivers; and
7. that part of the Serpentine River between Serpentine Pipe-Head Dam and Serpentine Falls,

but excluding all streams, brooks and tributaries flowing into those dams and rivers.

Dated this 23rd day of April, 1991.

GEOFF GALLOP, Acting Minister for Fisheries.

HEALTH

HE401

HEALTH ACT 1911

Health Department of WA,
Perth, 16 April, 1991.

8829/89.

The cancellation of the appointment of Dr P. Maguire as a Medical Officer of Health to the Shire of Serpentine-Jarrahdale is hereby notified.

The appointment of Dr I. A. Buters as a Medical Officer of Health to the Shire of Serpentine-Jarrahdale is approved.

P. PSAILA-SAVONA, Delegate of Acting Executive Director, Public Health.

LAND ADMINISTRATION

LA201

LAND ACT 1933**ORDERS IN COUNCIL**

(Revocation of Vestings)

By the direction of His Excellency the Governor under section 34B (1), the following Orders in Council and associated Vesting Orders are revoked.

DOLA File 2182/986.

Order in Council gazetted on 23 June 1989 vesting Reserve No. 39950 (Wellington Locations 5518 and 5564) in the Shire of Harvey for the designated purpose of "Public Recreation".

DOLA File 63/961.

Order in Council gazetted on 3 May 1963 vesting Reserve No. 1740 (Wellington District) in The Fauna Protection Advisory Committee of Western Australia for the designated purpose of "Recreation and Conservation of Flora and Fauna".

DOLA File 438/928.

Order in Council gazetted on 5 October 1990 vesting Reserve No. 21238 (Roe Locations 1668 and 3067) in the Shire of Lake Grace for the designated purpose of "Recreation".

DOLA File 2920/976 V2.

Order in Council gazetted on 1 June 1990 vesting Reserve No. 41351 (Forrest Location 156) in the Aboriginal Lands Trust for the designated purpose of "Use and Benefit of Aboriginal Inhabitants".

DOLA File 1720/965.

Order in Council gazetted on 15 July 1983 vesting Reserve No. 36563 (Avon Location 22856) in the Minister for Water Resources for the designated purpose of "Water and Conservation of Flora and Fauna".

DOLA File 1728/983.

Order in Council gazetted on 12 August 1983 vesting Reserve No. 38408 (Avon Location 28762) in the Shire of Narembeen for the designated purpose of "Gravel".

DOLA File 1126/895.

Order in Council gazetted on 29 July 1977 vesting Reserve No. 6049 in the Minister of Water Supply, Sewerage and Drainage for the designated purpose of "Water".

DOLA File 3513/988.

Order in Council gazetted on 4 November 1983 vesting Reserve No. 26595 (Busselton Lot 396) in The Minister for Transport for the designated purpose of "Harbour Works".

DOLA File 3455/982.

Order in Council gazetted on 2 December 1983 vesting Reserve No. 38558 (Busselton Lot 397) in the Shire of Busselton for the designated purpose of "Parking and Recreation".

DOLA File 3857/966.

Order in Council gazetted on 23 February 1990 vesting Reserve No. 29656 (Koolyanobbing Lots 200 and 201) in the Commissioner of Police for the designated purpose of "Police".

DOLA File 2479/930.

Order in Council gazetted on 9 November 1990 vesting Reserve No. 22815 (Witchcliffe Lot 49) in the Shire of Augusta-Margaret River for the designated purpose of "Recreation".

DOLA File 774/967.

Order in Council gazetted on 29 March 1968 vesting Reserve No. 29044 in the Shire of Port Hedland for the designated purpose of "Caravan Park".

L. M. AULD, Clerk of the Council.

LA202

LAND ACT 1933 ORDERS IN COUNCIL (Vesting of Reserves)

By the direction of His Excellency the Governor under section 33 (2), the following reserves have been vested.

DOLA File: 2526/974.

Reserve No. 33488 (York Lots 583, 584 and Avon Location 28510) vested in the Shire of York for the designated purpose of "Public Recreation".

DOLA File: 2105/990.

Reserve No. 33815 (Margaret River Lot 150) vested in the Shire of Augusta-Margaret River for the designated purpose of "Drain".

DOLA File: 774/967.

Reserve No. 29044 (Port Hedland Lots 1382 and 5822) vested in the Town of Port Hedland for the designated purpose of "Caravan Park" with power, 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 twenty one (21) years from the date of the lease.

DOLA File: 2182/986.

Reserve No. 39950 (Wellington Locations 5518, 5564 and 5599) vested in the Shire of Harvey for the designated purpose of "Public Recreation".

DOLA File: 4932/924.

Reserve No. 18833 (Williams Location 13186) vested in the Shire of Narrogin for the designated purpose of "Recreation and Stopping Place".

DOLA File: 654/991.

Reserve No. 41686 (Jaurdi Location 55) vested in the Water Authority of Western Australia for the designated purpose of "Water Supply".

DOLA File: 63/961.

Class "A" Reserve No. 1740 (Wellington Locations 5226 and 5556) vested in the National Parks and Nature Conservation Authority for the designated purpose of "Conservation of Flora and Fauna".

DOLA File: 3630/989.

Reserve No. 41672 (Augusta Lot 862) vested in the Commonwealth of Australia for the designated purpose of "Broadcasting (Radio and Television) and Telecommunications".

DOLA File: 2229/987.

Reserve No. 41665 (Yurabi Location 41) vested in The Commonwealth of Australia for the designated purpose of "Broadcasting (Radio and Television) and Telecommunications".

DOLA File: 847/991.

Reserve No. 41681 (Carnarvon Lot 1301) vested in the Water Authority of Western Australia for the designated purpose of "Sewage Pumping Station".

DOLA File: 3591/981.

Reserve No. 41682 (Mahogany Creek Lots 107 and 108 and Mundaring Lot 284) vested in the Shire of Mundaring for the designated purpose of "Public Recreation".

DOLA File: 544/972.

Class "A" Reserve No. 33254 (Avon Location 29024) vested in the National Parks and Nature Conservation Authority for the designated purpose of "Conservation of Flora and Fauna".

DOLA File: 3257/990.

Reserve No. 41566 (Canning Location 3707) vested in the City of Gosnells for the designated purpose of "Public Recreation".

DOLA File: 438/928.

Reserve No. 21238 (Roe Location 3118) vested in the Shire of Lake Grace for the designated purpose of "Recreation".

DOLA File: 2986/986.

Reserve No. 41679 (Jarmura Location 4) vested in the Australian Telecommunications Commission for the designated purpose of "Repeater Station Site".

DOLA File: 2713/984.

Reserve No. 41688 (Yurabi Location 26) vested in the Australian Telecommunications Commission for the designated purpose of "Repeater Station Site".

DOLA File: 2085/990.

Reserve No. 41690 (Port Hedland Lot 5826) vested in the Western Australian Alcohol and Drug Authority for the designated purpose of "Rehabilitation Centre" with power, 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 twenty one (21) years from the date of issue.

DOLA File: 3267/976.

Class "A" Reserve No. 35291 (Avon Location 28572) vested in the National Parks and Nature Conservation Authority for the designated purpose of "Conservation of Flora and Fauna".

DOLA File: 2920/976 V2.

Reserve No. 41351 (Port Hedland Lot 5824) vested in the Aboriginal Lands Trust for the designated purpose of "Use and Benefit of Aboriginal Inhabitants" with power, to lease the whole or any portion thereof for any term.

DOLA File: 1720/965.

Reserve No. 36563 (Avon Location 28992) vested in the Water Authority of Western Australia for the designated purpose of "Water and Conservation of Flora and Fauna".

DOLA File: 540/991.

Reserve No. 41658 (Avon Location 28993) vested in the Shire of Narambeen for the designated purpose of "Gravel".

DOLA File: 782/991.

Reserve No. 41674 (Kalgoorlie Lot 4857) vested in The State Energy Commission of Western Australia for the designated purpose of "Sub Station Site".

DOLA File: 3434/990.

Reserve No. 5109 (Menzies Lot 548) vested in the Shire of Menzies for the designated purpose of "Recreation".

DOLA File: 6468/924.

Class "A" Reserve No. 18806 (Collie Lots 1331, 1971 and 1978) vested in the Shire of Collie for the designated purpose of "Recreation and Bathing".

DOLA File: 1525/983.

Reserve No. 38462 (Nannup Lot 274) vested in the Shire of Nannup for the designated purpose of "Recreation".

DOLA File: 3046/988.

Reserve No. 41483 (Swan Location 11346) vested in the City of Wanneroo for the designated purpose of "Public Recreation".

DOLA File: 1126/895.

Reserve No. 6049 (Carnarvon Lot 1203) vested in the Gascoyne Historical Society for "Historical Purposes".

DOLA File: 1928/970.

Reserve No. 30655 (Leonora Lots 21 and 22) vested in the Shire of Leonora for the designated purpose of "Parking".

DOLA File: 912/989.

Reserve No. 34907 (Broome Lot 620) vested in the Shire of Broome for the designated purpose of "Drain".

DOLA File: 3455/982.

Reserve No. 38558 (Busselton Lot 424) vested in the Shire of Busselton for "Recreation and Community Purposes" with power, 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 twenty one (21) years from the date of the lease.

DOLA File: 2479/930.

Reserve No. 22815 (Witchcliffe Lot 49) vested in the Shire of Augusta-Margaret River for the designated purpose of "Recreation".

DOLA File: 2985/986.

Reserve No. 41687 (Numalgun Location 13) vested in the Australian Telecommunications Commission for the designated purpose of "Repeater Station Site".

L. M. AULD, Clerk of the Council.

LA401

ADDITIONAL SPECIAL LEASE PURPOSE

DOLA File: 635/934.

His Excellency the Governor in Executive Council has been pleased to approve under Section 116(14) of the Land Act 1933 of "Company Accommodation and Mine Buffer Area" being an additional purpose for which a Special Lease may be granted.

A. A. SKINNER, Acting Executive Director.

LA402

PORT HEDLAND TOWNSITE AMENDMENT OF BOUNDARIES

DOLA File: 2920/976.

His Excellency the Governor in Executive Council has been pleased to approve, under Section 10 of the Land Act 1933 of the amendment of the boundaries of Port Hedland as delineated on Land Administration Diagram 89918.

A. A. SKINNER, Acting Executive Director.

LA701

LAND ACT 1933 RESERVATION NOTICES

Made by His Excellency the Governor under section 29.

The Crown Land described below has been set apart as public reserves.

DOLA File: 2985/986.

Reserve No. 41687 comprising Numalgun Location 13 with an area of 4.0000 hectares on Land Administration Reserve Diagram 668 for the designated purpose of "Repeater Station Site".

Public Plan: Mt. Elizabeth 1:250 000 Lacy Site.

DOLA File: 654/991.

Reserve No. 41686 comprising Jaurdi Location 55 with an area of 7.0061 hectares on Land Administration Plan 17585 for the designated purpose of "Water Supply".

Public Plan: Ora Banda Townsite and 71/80.

DOLA File: 3630/989.

Reserve No. 41672 comprising Augusta Lot 862 with an area of 1781 square metres on Land Administration Diagram 89397 for the designated purpose of "Broadcasting (Radio and Television) and Telecommunications".

Public Plan: Augusta 1:2 000 15.40 Leeuwin Road.

DOLA File: 2229/987.

Reserve No. 41665 comprising Yurabi Location 41 with an area of 1225 square metres on Land Administration Diagram 88569 for the designated purpose of "Broadcasting (Radio and Television) and Telecommunications".

Public Plan: Noonkanbah 1:250 000 off Great Northern Highway.

DOLA File: 2250/979.

Reserve No. 41680 comprising Carnarvon Lot 1299 (formerly portion of Lot 360 on plan 12926 and surveyed as Lot 1 on Diagram 74600) with an area of 977 square metres for the designated purpose of "Public Recreation".

Public Plan: Carnarvon 1:2 000 8.07 Babbage Island Road.

DOLA File: 847/991.

Reserve No. 41681 comprising Carnarvon Lot 1301 (formerly portion of Lot 360 on plan 12926 and surveyed as Lot 2 on Diagram 74600) with an area of 431 square metres for the designated purpose of "Sewage Pumping Station".

Public Plan: Carnarvon 1:2 000 8.07 Babbage Island Road.

DOLA File: 3591/981.

Reserve No. 41682 comprising Mahogany Creek Lots 107, 108 and Mundaring Lot 284 (formerly portion of each of Mahogany Creek Lot 51 and Mundaring Lot 98 being Lot 51 on Plan 13747) with an area of 6351 square metres for the designated purpose of "Public Recreation".

Public Plan: Perth 1:2 000 32.30 Wandeara Crescent.

DOLA File: 3525/990.

Reserve No. 41698 comprising Swan Location 11527 (formerly portion of each of Swan Locations K1 and L and being Lot 403 on Diagram 77964) with an area of 2.1693 hectares for the designated purpose of "Public Recreation and Drainage".

Public Plan: Perth 1:2 000 17.34 and 17.35 Conifer Place.

DOLA File: 611/991.

Reserve No. 41707 comprising Swan Location 11542 (formerly portion of Swan Location 7899 and being Lot 12 on Plan 17703) with an area of 1052 square metres for the designated purpose of "Drainage".

Public Plan: Swan 1:2 000 BG 35/08.06 Honeybush Drive.

DOLA File: 620/991.

Reserve No. 41689 comprising Canning Location 3746 (formerly portion of Canning Location 30 and being Lot 382 on Plan 17433) with an area of 56 square metres for the designated purpose of "Public Recreation".

Public Plan: Perth 1:2 000 BG34/22.08 Clyde Place.

DOLA File: 646/991.

Reserve No. 41691 comprising Sussex Location 4901 (formerly portion of Sussex Location 1442 and being Lot 100 on Plan 16927) with an area of 1.2327 hectares for the designated purpose of "Foreshore Management".

Public Plan: Margaret River 1:10 000 BF28/2.8 Caves Road.

DOLA File: 3257/990.

Reserve No. 41566 comprising Canning Location 3707 (formerly portion of Canning Location 13 and being part of Lot 103 on Diagram 73643) with an area of 2050 square metres on Land Administration Diagram 89591 for the designated purpose of "Public Recreation".

Public Plan: Perth 1:2 000 22.14 and 22.15 off Dellar Street.

DOLA File: 2986/986.

Reserve No. 41679 comprising Jarmura Location 4 with an area of 4.0000 hectares on Land Administration Reserve Diagram 681 for the designated purpose of "Repeater Station Site".

Public Plan: Mt. Anderson 1:250 000 Arthur Hill Site.

DOLA File: 2762/968.

Reserve No. 41685 comprising Plantagenet Location 7651 with an area of 1320 square metres on Land Administration Diagram 88729 for the designated purpose of "Use and Requirements of the Town of Albany".

Public Plan: Albany and Environs 1:2 000 09.07 Alfred Street.

DOLA File: 2713/984.

Reserve No. 41688 comprising Yurabi Location 26 with an area of 1.2103 hectares on Lands and Surveys Plan 16001 for the designated purpose of "Repeater Station Site".

Public Plan: Mt. Ramsay 1:250 000.

DOLA File: 2085/990.

Reserve No. 41690 comprising Port Hedland Lot 5826 with an area of 2220 square metres on Land Administration Diagram 89924 for the designated purpose of "Rehabilitation Centre".

Public Plan: Port Hedland Regional 05.05 Forrest Circle.

DOLA File: 688/987.

Reserve No. 41683 comprising Peel Estate Lots 1360 and 1361 with an area of 25.0104 hectares on Land Administration Diagrams 89486 and 89487 for the designated purpose of "Preservation of Natural Vegetation".

Public Plan: Peel 1:10 000 3.5 Folly and Young Roads.

DOLA File: 540/991.

Reserve No. 41658 comprising Avon Location 28993 with an area of 6.0800 hectares on Land Administration Plan 17738 for the designated purpose of "Gravel".

Public Plan: Borayukkin 1:50 000 (near Borayukkin Rock).

DOLA File: 782/991.

Reserve No. 41674 comprising Kalgoorlie Lot 4857 with an area of 5990 square metres on Land Administration Diagram 89855 for the designated purpose of "Sub Station Site".

Public Plan: Kalgoorlie Boulder CF37/28.38 and 29.38 Piccadilly Street.

DOLA File: 456/989.

Reserve No. 41693 comprising Wandering Lots 44 and 46 with an area of 2259 square metres on Diagram 72320 for the designated purpose of "Use and Requirements of the Shire of Wandering".

Public Plan: Wandering Townsite, Dowsett Street.

A. A. SKINNER, Acting Executive Director.

LA801

LAND ACT 1933
AMENDMENT OF RESERVES

Made by His Excellency the Governor under Section 37.

The following Reserves have been amended.

DOLA File: 774/967.

Reserve No. 29044 (Port Hedland Lot 1382) "Caravan Park" to include Port Hedland Lot 5822 as surveyed on Land Administration Diagram 89904 and of its area being increased to 3.9555 square metres accordingly.

Public Plan: Port Hedland 1:2 000 27.34 Taylor Street.

DOLA File: 741/990.

Reserve No. 39832 (Port Hedland Lots 5747 and 5774) "Recreation" to exclude that portion of Lot 5747 now comprised in Port Hedland Lot 5822 as surveyed on Land Administration Diagram 89904 and of its area being reduced to 36.3516 hectares accordingly.

Public Plan: Port Hedland 1:2 000 27.34 Taylor Street.

DOLA File: 2182/986.

Reserve No. 39950 (Wellington Locations 5518 and 5564) "Public Recreation" to include Wellington Location 5599 (formerly portion of Wellington Location 1 and being Lot 129 on Plan 17631) and of its area being increased to 3.5264 hectares accordingly.

Public Plan: Bunbury and Environs 1:2 000 BG 30/06.39 Elinor Bell Road.

DOLA File: 7608/912.

Reserve No. 14351 (Jaurdi Locations 17, 69 and Ora Banda Lot 111) "Public Utility" to exclude that portion now comprised in Jaurdi Location 55 as surveyed on Land Administration Plan 17585 and of its area being reduced by 7.0061 hectares accordingly.

Public Plan: Ora Banda Townsite and 71/80.

DOLA File: 2091/982.

Reserve No. 38422 (Leonora Lot 984) "Depot Site (Main Roads Department)" to exclude those portions now comprising Leonora Lot 1274 and portion of the area coloured dark brown on Land Administration Diagram 89900 and of its area being reduced to 1.1367 hectares accordingly.

Public Plan: Leonora CF43/pts 18.03, 18.04, 19.03 and 19.04 Steel Street.

DOLA File: 63/961.

Reserve No. 1740 (Wellington Location 5226) "Recreation and Conservation of Flora and Fauna" to include Wellington Location 5556 as surveyed and shown bordered red on Land Administration Diagram 89147 and of its area being increased to 294.3295 hectares accordingly.

Public Plan: Blackwood River SE 1:25 000 (Wild Horse Swamp).

DOLA File: 6231/928.

Class "A" Reserve No. 20041 (Avon District) "Conservation of Flora and Fauna" to comprise Avon Locations 9382, 9383, 28710 and 24441 as surveyed on Department of Lands and Surveys Diagrams 42004, 42005, 84844 and Original Plan 16064 and of its area being recalculated at 799.4165 hectares (increased) accordingly.

Public Plan: Youndegin NE & Panapin NW 1:25 000 Charles Gardiner Reserve.

DOLA File: 544/972.

Reserve No. 33254 (Avon District) "Conservation of Flora" to comprise Avon Location 29024 on Lands and Surveys Reserve Diagram 18 and of its area remaining unaltered.

Public Plan: Northam SW and Toodyay SE 1:25 000 Toodyay Road.

DOLA File: 438/928.

Reserve No. 21238 (Roe District) "Recreation" to comprise Roe Location 3118 as delineated on Reserve Diagram 904 in lieu of Locations 1668 and 3067 and of its area being reduced to 159.6779 hectares accordingly.

Public Plan: Lake King Regional and 1:2 000 37.16 and 37.17 Newdegate-Ravensthorpe Road.

DOLA File: 557/960.

Reserve No. 25634 (Murray District) "Gravel" to comprise Murray Locations 1882 as delineated on Reserve Diagram 884 in lieu of Locations 1542 and 1616 and of its area being reduced to 22.1441 hectares accordingly.

Public Plan: Peel 1:10 000 BG 33 5.2 Preece Road.

DOLA File: 4045/967.

Reserve No. 29534 (at Glen Forrest) "Public Recreation" to comprise Glen Forrest Lot 377 in lieu of Greenmount Suburban Lot 514 and of its area remaining unaltered.

Public Plan: Perth 1:2 000 BG 34/27.30 off McGlew Road.

DOLA File: 2920/976 V2.

Reserve No. 41351 (at Port Hedland) "Use and Benefit of Aboriginal Inhabitants" to comprise Port Hedland Lot 5824 as surveyed on Land Administration Diagram 89918 in lieu of Forrest Location 156 and of its area being increased to 60.7297 hectares accordingly.

Public Plan: Port Hedland Regionals 6.5 & 7.5 Port Hedland-Goldsworthy Railway.

DOLA File: 1720/965.

Reserve No. 36563 (Avon District) "Water and Conservation of Flora and Fauna" to comprise Avon Location 28992 as surveyed on Land Administration Plan 17738 in lieu of Location 22856 and of its area being reduced to 395.3492 hectares accordingly.

Public Plan: Borayukkin 1:50 000 (near Borayukkin Rock).

DOLA File: 3979/897 V2.

Reserve No. 4177 (Kalgoorlie Lots 3314, 3436, 3593 and 3622) "Electric Light Station" to exclude that portion now comprised in Lot 4857 as surveyed and shown bordered red on Land Administration Diagram 89855 and of its area being reduced to 1.2392 hectares accordingly.

Public Plan: Kalgoorlie Boulder CF37/28.38 and 29.38 Piccadilly Street.

DOLA File: 585/967.

Reserve No. 29243 (Wandering Lots 34 and 36) "Government Requirements" to exclude Lot 46 and of its area being reduced to 1024 square metres accordingly.

Public Plan: Wandering Townsite Dowsett Street.

DOLA File: 556/960.

Reserve No. 25635 (Murray District) "Gravel" to comprise Murray Location 1543 as delineated on Land Administration Reserve Diagram 883 and of its area being increased to 6.1572 hectares accordingly.

Public Plan: Peel 1:10 000 BG33/5.2 Boyd Road.

DOLA File: 3455/982.

Reserve No. 38558 (at Busselton) "Parking and Recreation" to comprise Busselton Lot 424 as surveyed on Land Administration Diagram 89798 in lieu of Lot 397 and of its area being increased to 6.9450 hectares accordingly.

Public Plan: Busselton 1:2 000 24.36 & 25.36 Marine Terrace.

DOLA File: 2479/930.

Reserve No. 22815 (at Witchcliffe) "Recreation" to comprise Witchcliffe Lot 49 on Diagram 907 and of its area being increased to 4.4892 hectares accordingly.

Public Plan: Witchcliffe 1:2 000 11.34 Bussell Highway.

A. A. SKINNER, Acting Executive Director.

LA901

LAND ACT 1933

CHANGE OF PURPOSE OF RESERVES

Made by His Excellency the Governor under section 37.

The purpose of the following reserves have been changed.

DOLA File: 4932/924.

Reserve No. 18833 (Williams Location 13186) being changed from "Hall Site and Recreation" to "Recreation and Stopping Place".

Public Plan: Narrogin 1:25 000 SW Williams-Kondinin Road.

DOLA File: 63/961.

Reserve No. 1740 (Wellington Locations 5226 and 5556) being changed from "Recreation and Conservation of Flora and Fauna" to "Conservation of Flora and Fauna".

Public Plan: Blackwood River SE 1:25 000 Wild Horse Swamp.

DOLA File: 544/972.

Reserve No. 33254 (Avon Location 29024) being changed from "Conservation of Flora" to "Conservation of Flora and Fauna".

Public Plan: Northam SW and Toodyay SE 1:25 000 Toodyay Road.

DOLA File: 3267/976.

Reserve No. 35291 (Avon Location 28572) being changed from "Conservation of Flora" to "Conservation of Flora and Fauna".

Public Plan: Toodyay SE 1:25 000 Clackline Toodyay Road.

DOLA File: 1126/895.

Reserve No. 6049 (Carnarvon Lot 1203) being changed from "Water" to "Historical Purposes".

Public Plan: Carnarvon Regional 2.2 and 1:2 000 7.06 and 7.07 Binning Road.

DOLA File: 1928/970.

Reserve No. 30655 (Leonora Lots 21 and 22) being changed from "Police Purposes" to "Parking".

Public Plan: Leonora Townsite Sheet 1 Gwalia Street.

DOLA File: 3455/982.

Reserve No. 38558 (Busselton Lot 424) being changed from "Parking and Recreation" to "Recreation and Community Purposes".

Public Plan: Busselton 1:2 000 24.36 and 25.36 Marine Terrace.

A. A. SKINNER, Acting Executive Director.

LB201

LAND ACT 1933

CANCELLATION OF RESERVES

Made by His Excellency the Governor under Section 37.

The following reserves have been cancelled.

DOLA File: 12991/904.

Reserve No. 10049 (Murrin Murrin Lots 73 and 74) "Railway Purposes".

Public Plan: Murrin Murrin Townsite Matson Street.

DOLA File: 2235/979.

Reserve No. 36987 (Leonora Lot 970) "Public Utility Services".

Public Plan: Leonora CF43/pts 18.03, 18.04, 19.03 and 19.04 Tower Street.

DOLA File: 3316/988.

Reserve No. 9373 (Cuballing Lots 37, 46, 74 and 79) "University Endowment".

Public Plan: Cuballing Townsite.

DOLA File: 1334/901.

Reserve No. 6957 (Trafalgar Lots 28 to 31 inclusive) "Schoolsite".

Public Plan: Trafalgar Townsite Lake Street.

DOLA File: 1728/983.

Reserve No. 38408 (Avon Location 28762) "Gravel".

Public Plan: Borayukkin 1:50 000 (near Borayukkin Rock).

DOLA File: 760/911.

Reserve No. 13278 (Bullfinch Lot 297) "Tank Stand".

Public Plan: Bullfinch Townsite Doolette and Shallcross Streets.

DOLA File: 2624/901.

Reserve No. 31430 (Leonora Lot 23) "Use and Requirements of the Western Australian Fire Brigades Board".

DOLA File: 3513/988.

Reserve No. 26595 (Busselton Lot 396) "Harbour Works".

Public Plan: Busselton 1:2 000 24.36 and 25.36 Marine Terrace.

DOLA File: 3857/966.

Reserve No. 29656 (Koolyanobbing Lots 200 and 201) "Police".

Public Plan: Koolyanobbing 1:2 000 BM 37/pts 31.28, 31.29, 32.28 and 32.29 Smith Street.

A. A. SKINNER, Acting Executive Director.

LOCAL GOVERNMENT

LG301

DOG ACT 1976

The Municipality of the Shire of Bridgetown-Greenbushes

By-laws Relating to Dogs

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 18 December 1987 to make and submit for confirmation by the Governor the following By-laws:

Part I—Preliminary

1. In these by-laws, unless the context requires otherwise—

"Act" means the Dog Act 1976 and its amendments;

"by-law" means one of these by-laws;

"Clerk" means the Shire Clerk for the time being of the Shire of Bridgetown-Greenbushes or the person acting for the time being in that capacity;

"Council" means the Council of the municipality of the Shire of Bridgetown-Greenbushes;

"district" means the district of the municipality of the Shire of Bridgetown-Greenbushes;

"Schedule" means a schedule to these by-laws.

Expressions used in these by-laws shall have the same respective meanings given to them by the Act.

2. The following By-Laws are hereby repealed:

(a) Dog By-laws—Bridgetown Road Board—gazetted 24.1.1930; and

(b) Control of Dogs By-laws—Greenbushes Road Board—gazetted 5.6.1956.

Part II—Impounding of Dogs

3. The pound maintained by the Council for the detention of dogs seized in accordance with the provisions of the Act shall be located on Nelson Location 12807, Woodward Avenue, Bridgetown.

4. The fees and charges payable by an owner, or a person apparently acting on behalf of an owner, upon return of a dog and upon the release of an impounded dog are those specified in the First Schedule.

5. The fee payable by the owner of a dog which has been destroyed pursuant to the provisions of the Act is that prescribed in the First Schedule.

6. The Pound maintained by Council for the detention of dogs seized in accordance with the provisions of the Act shall be attended by an authorised person at such times and upon such days as shall be determined from time to time by Council.

7. An owner or person liable for the control of a dog is not excused from liability under the provisions of the Act, or any regulation or by-law made thereunder by virtue of the payment of fees or charges prescribed herein for the seizure, care, detention or destruction of a dog.

Part III—Keeping of Dogs.

8. The owner or occupier of any premises within a townsite shall not keep or permit to be kept thereon more than two dogs over the age of three months unless such premises are:

(a) licensed as an approved kennel establishment, or

(b) exempted under section 26 (3) of the Act.

9. (1) The owner or occupier of premises within a townsite on which a dog is kept shall cause the premises or portion of the premises to be fenced or enclosed in a manner capable of confining the dog in accordance with the provisions of this by-law.

(2) A fence used to confine a dog and every part of such fence shall, having regard to the species, age, size and physical condition of the dog, prevent the dog from passing over, under or through the fence.

10. An application for a licence to keep an approved kennel establishment shall be in writing and shall be in or substantially in the form of the Second Schedule.
11. Unless the Council directs otherwise a person seeking the issue of a licence to keep an approved kennel establishment shall at least 14 days before the application is made to Council—
 - (a) publish in a newspaper circulating in the district a notice of his intention to submit an application for a licence and specifying that any interested persons may within 14 days after the date of publication object to or make representations in respect of the application in writing directly to the Council; and
 - (b) forward a notice in the form of the Third Schedule to the owners and occupiers of all adjoining land and premises.
12. A licence to keep an approved kennel establishment shall be in the form of the Fourth Schedule.
13. The fees payable for the issue or renewal of a licence to keep an approved kennel establishment are specified in the First Schedule.
14. A licence to keep an approved kennel establishment shall remain valid until 31 October next following the issue thereof.
15. A person seeking the renewal of a licence to keep an approved kennel establishment shall make application to the Council in or substantially in the form of the Second Schedule.
16. A person shall not erect a kennel unless and until plans and specifications of all kennels and yards appurtenant thereto and a location plan showing the kennels and yards and all other buildings, structures and fences have been approved by Council.
17. The occupier of premises licensed as an approved kennel establishment shall ensure that the dogs in the establishment are kept in kennels and yards appropriate to the breed or kind in question and in accordance with the following requirements:
 - (a) each kennel shall have a yard appurtenant thereto which is capable of retaining the dogs within its confines;
 - (b) each kennel and each yard and every part thereof shall be at a distance of not less than 5 metres from the boundaries of the land in the occupation of the occupier;
 - (c) each kennel and each yard and every part thereof shall be at a distance of not less than 30 metres from the front road or street;
 - (d) each kennel and each yard and every part thereof shall be at a distance of not less than 15 metres from any dwelling, church, school room, hall, factory, dairy or any premises wherein food is manufactured, prepared, packed or stored for human consumption;
 - (e) the walls of each kennel shall be rigid, impervious and structurally sound, and shall be constructed of concrete, brick, stone, fibro cement, galvanised iron or other material approved by Council;
 - (f) the roof of each kennel shall be constructed of galvanised iron, concrete or other impervious material approved by Council;
 - (g) all external surfaces shall be kept in good condition and, where directed by Council, shall be painted and kept painted with good quality paint;
 - (h) the lowest internal height of the kennel shall be at least two metres from the floor;
 - (i) each yard for a kennel shall be securely fenced with a fence not less than two metres in height constructed of galvanised mesh or netting or other material approved by Council;
 - (j) all gates shall be provided with proper catches or means of securely fastening;
 - (k) the upper surface of a kennel floor shall be at least 10 cms above the surface of the surrounding ground and shall be constructed of granolithic cement finished to a surface having a fall of not less than 1 in 100 to a drain which shall be properly laid, ventilated and trapped in accordance with the health requirements of the Council;
 - (l) all floor washings shall pass through the drain and shall be disposed of in accordance with the health requirements of the Council;
 - (m) the floor of any yard which is floored shall be constructed in the same manner as the floor of a kennel;
 - (n) the floor area of each kennel shall be an area of not less than one square metre for every dog kept therein over the age of three months;

- (o) the yard of any kennel shall be an area of not less than 2.5 square metres for every dog over the age of three months kept therein;
 - (p) all kennels and yards and all feeding and drinking vessels shall be maintained in a clean disinfected and sanitary condition and shall be cleansed and disinfected when so ordered by an officer of the Council.
18. The holder of a licence to keep an approved kennel establishment shall:
- (a) maintain the establishment in a clean, sanitary and tidy condition;
 - (b) dispose of all refuse, faeces and food waste daily in a manner approved by the Council; and
 - (c) take all practical measures for the destruction of fleas, flies and other vermin.

Part IV—General.

19. Except in the case of a guide dog, a person liable for the control of a dog shall prevent that dog from entering or being in any of the following places:
- (a) a public building;
 - (b) a theatre or drive-in theatre;
 - (c) a house of worship;
 - (d) any shop, not being a pet shop or premises used for the purpose of the practice of a registered veterinary surgeon.
20. Except in the case of a guide dog, a person liable for the control of a dog shall prevent that dog from entering or being in any of the following places unless under the effective control of some person and restrained by means of a chain, cord, leash or harness:
- (a) a sportsground;
 - (b) land set aside for public recreation;
 - (c) a car park.
21. The land specified in the Fifth Schedule to these By-laws is designated as dog exercise areas for the purposes of the Dog Act 1976. The exercising of dogs in dog exercise areas shall be subject to the provisions of the Dog Act.
22. Any person who contravenes or fails to comply with any of the provisions of these by-laws commits an offence and shall upon conviction be liable to a penalty not exceeding \$100.

First Schedule

Shire of Bridgetown-Greenbushes

Fees and Charges

| | \$ |
|--|----|
| For the seizure and return of a dog without impounding it | 20 |
| For the seizure and impounding of a dog | 40 |
| For the sustenance and maintenance of a dog in a pound per day or part of a day | 5 |
| For the destruction of a dog | 30 |
| Licence to keep approved kennel establishment | 50 |
| Renewal of licence to keep an approved kennel establishment ... | 20 |

Second Schedule

Shire of Bridgetown-Greenbushes

Application for Licence/Renewal of Licence to Keep an Approved Kennel Establishment

Pursuant to the Dog Act 1976, and the Shire of Bridgetown-Greenbushes by-laws relating to Dogs,

I/We (full name)
of

hereby apply for a licence/the renewal of a licence (strike out whichever is not applicable) to keep an approved kennel establishment at:

Lot Street Locality

Owner (name and address)

Occupier (name and address)

Purpose for which kennel is to be used

.....

Number of Dogs to be kept Breed of Dogs
Attached hereto:—

- (i) a plan of the premises showing the location of the kennels and yards and all other buildings, structures and fences;
- (ii) plans and specifications of the kennels;
- (iii) evidence that notice of the proposed use of the land has been given:
 - (a) by advertising at least once in a newspaper circulating in the district; and
 - (b) in writing to the owners and occupiers of all adjoining land and premises;
- (iv) the fee of \$

Dated the day of 19

Signature of Applicant

NOTE: Items (i), (ii) and (iii) may be struck out if the application is for the renewal of a licence and if no change has been made since the previous application.

Third Schedule

Shire of Bridgetown-Greenbushes

Notice of Intention to Make Application for Kennel Licence

To:

Please take notice that I intend to make application to the Shire of Bridgetown-Greenbushes for a Kennel Licence in respect of premises situated at

Any objections to or representations in respect of this application should be made in writing addressed to:—

The Shire Clerk
Shire of Bridgetown-Greenbushes
PO Box 271
Bridgetown WA 6255

within fourteen (14) days of the date hereof.

Other information concerning proposals:

Dated the day of 19

Signature of Applicant

Fourth Schedule

Shire of Bridgetown-Greenbushes

Licence to Keep an Approved Kennel Establishment

..... is/are the holder(s) of a licence to keep an approved kennel established at

This licence remains valid until the 31st October next following the issue hereof.

Dated the day of 19

Shire Clerk

Fifth Schedule

Shire of Bridgetown-Greenbushes

Dog Exercise Areas

Bridgetown Townsite

Memorial Park—west of the Geegeelup Brook—Lot 16 & 17—Loc. 42.

Recreation Area Extension—Barlee/Steere Streets—Res. 30310—Lot 865.

Area surrounding the Recreation Ground—Res. 25336 Loc. 11998 & Loc. 13003.

Greenbushes Townsite

Vacant land opposite Shamrock Hotel in Greenbushes—Res. 8360 Lot 187.

Dated this twenty third day of November 1988. The Common Seal of the Shire of Bridgetown-Greenbushes was affixed hereto in the presence of—

J. S. WRIGHT, President.
K. L. HILL, Shire Clerk.

Recommended—

GORDON HILL, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this day of 8th day of January, 1991.

M. WAUCHOPE, Clerk of the Council.

LG401

Shire of Harvey

Let it be known for public information that the Shire of Harvey resolved on 26th March, 1991, to adopt the amount of Twelve Dollars and Fifty Cents (\$12.50) per annum for swimming pool inspections commencing 1991/92 financial year, pursuant to section 245A (8) (b) of the Local Government Act.

Further that it be known for public information that the Shire of Harvey has authorised the following officers under section 245A Subsection (5) (aa), (a) and (b), of the Local Government Act:—

Mervyn James Stewart
Philip Francis Turner
Paul James Beech
Alan Neil Snow
Euan James Allott

KEITH J. LEECE, Shire Clerk.

LG402

Shire of Capel

TEMPORARY CLOSURE OF ROADS

Notice is given that pursuant to section 334 of the Local Government Act, Council intends to seek the approval of the Governor, to close portions of the following roads at Boyanup for the periods given hereunder.

(a) Timperley Street—1st June, 1991 to 20th March 1993

(b) Armstrong Street—1st September, 1991 to 20th March, 1993

The reason for the proposed closures is to facilitate the mining of the area by Westralian Sands Ltd. It is to be noted that alternative access roads will be provided for the duration of the closures and that the roads will be reinstated on their present alignments. Plans showing precise details of the portions of roads that are to be closed are available for inspection at the Shire Office.

Any person who desires to object to the proposal as outlined should lodge their objection in writing to the undersigned not later than 35 days from the date of this notice.

I. P. ASHDOWN, Acting Shire Clerk.

LG403

City of South Perth

Notice is hereby given that the appointment of Mr Raymond Roy Beswick as an authorised officer under the following Acts and Regulations is revoked effective from 28 March 1991.

1. Public Reserves By-law No. 1;
2. Collier Park Golf Course By-law No. 2;
3. Parking Facilities By-law No. 5;
4. Street Lawns and Gardens By-law No. 10;
5. Dog Act 1976;
6. Control of Vehicles (Off-Road Areas) Act 1978;
7. Litter Act 1979;
8. Ranger/Poundkeeper under the provisions of Part XX of the Local Government Act 1960; and
9. Authorised Officer under sections 669A, 669C, 669D and 669F (6) of the Local Government Act 1960.

L. E. MANN, Acting Town Clerk.

LG404

LOCAL GOVERNMENT ACT 1960

Municipal Elections

Department of Local Government,
Perth.

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 Wagin

- 4/4/1991; Pederick, Harley Lawson; Councillor; Town; (a); Pederick, H. L.; Annual.
4/4/1991; Pugh, Edward Norman; Councillor; Town; (a); Pugh, E. N.; Annual.
4/4/1991; Piesse, Peter Ian; Councillor; North West; (a); Piesse, P. I.; Annual.
4/4/1991; Riseborough, Graham John; Councillor; South West; (a); Riseborough, G. J.; Annual.

Shire of Albany

- 4/4/1991; Negri, Stanley Robert; Councillor; Millbrook; (a); Negri, S. R.; Annual.
4/4/1991; O'Dea, Kenneth John; Councillor; Hassell; (a); O'Dea, K. J.; Annual.
4/4/1991; Sharp, Edward Ernest; Councillor; Harbour; (a); Sharp, E. E.; Annual.
4/4/1991; Williams, Raymond John; Councillor; Kalgan; (a); Williams, R. J.; Annual.

Shire of Laverton

- 4/4/1991; Thomas, Murray Gilbert; Councillor; Country; (a); Thomas, M. G.; Annual.
4/4/1991; Abbott, Maitland Peter; Councillor; Town; (a); Murray, J. A.; Annual.
4/4/1991; Coate, Graeme Stanley; Councillor; Town; (a); Long, S. M.; Annual.
4/4/1991; Long, Susan Muriel; Councillor; Town; (b); Roberts, B. T.; Annual.

Shire of Northampton

- 4/4/1991; Allen, Ronald William; Councillor; Kalbarri; (a); Allen, R.W.; Annual.
4/4/1991; Constantine, Colin John; Councillor; South; (a); Constantine, C. J.; Annual.
4/4/1991; Cripps, Garry Charles; Councillor; East; (a); Cripps, G. C.; Annual.
4/4/1991; Atkinson, Charles Hugh; Councillor; North; (a); Atkinson, C. H.; Annual.
4/4/1991; Dunn, Graham Clive; Councillor; Kalbarri; (a); Hudson, H. J.; Annual.

Shire of Toodyay

- 4/4/1991; Nicol, Gregory Robert; Councillor; West; (a); Nicol, G. R.; Annual.
4/4/1991; Ludemann, Geoffrey Leslie; Councillor; North; (a); Ludemann, G. L.; Annual.
4/4/1991; Smart, John Jeffery; Councillor; East; (a); Smart, J. J.; Annual.

Shire of Mingenew

- 4/4/1991; Brindal, David Colin; —; North; (a); Stokes, H. J.; Annual.
4/4/1991; Wilton, Ivan Kenneth; —; Lockier; (a); Wilton, I. K.; Annual.
4/4/1991; Newton, Joan Margaret; —; Town; (a); Newton, J. M.; Annual.

Shire of Menzies

- 4/4/1991; Finlayson, Kathleen Margaret; Councillor; Menzies; (a); Finlayson, K. M.; Annual.
4/4/1991; Robinson, Bruce Duncan; Councillor; Kookynie; (a); Robinson, B. D.; Annual.
4/4/1991; Cock, Frederick John; Councillor; Ularring; (a); Cock, F. J.; Annual.

Shire of Williams

- 4/4/1991; Sattler, John Alan; Councillor; South East; (a); Sattler, J. P.; Annual.
4/4/1991; Genders, Jeremy Nicholas; Councillor; Central; (a); Genders, J. N.; Annual.
4/4/1991; Klug, George; Councillor; South West; (a); Klug, G.; Annual.

Shire of Bruce Rock

- 4/4/1991; McCarthy, Edward Gerard; Councillor; Central; (a); McCarthy, E. G.; Annual.
4/4/1991; Robinson, William Brian; Councillor; Babakin; (a); Robinson, W. B.; Annual.
4/4/1991; Cole, Edwin Francis; Councillor; Ardath; (a); Cole, E. F.; Annual.
4/4/1991; Gillespie, Robert Murray; Councillor; Town; (a); Gillespie, R. M.; Annual.

Shire of Kojonup

- 4/4/1991; Benn, Johnston Sydney; Councillor; —; (a); Benn, J. S.; Annual.
4/4/1991; Bailye, Barrett Russell; Councillor; —; (a); Matthews, N. J.; Annual.
4/4/1991; Mathwin, John Gillies; Councillor; —; (a); Forrester, J. F.; Annual.

Shire of Perenjori

- 4/4/1991; Bestry, Mathew Angelo; —; Bowgada (a); Bestry, M. A.; Annual.
4/4/1991; King, Walter Laurence; —; Caron; (a); King, W. L.; Annual.
4/4/1991; Pridham, Terrence John; —; Perenjori; (a); Pridham, T. J.; Annual.

Shire of Cranbrook

- 4/4/1991; Ettridge, Thomas Richard; Councillor; Bokercup/Unicup; (a); Quick, J. M. T.; Annual.
4/4/1991; McLevie, William; Councillor; Central; (a); Thorn, C. R.; Annual.
4/4/1991; Ball, Sidney Phillip; Councillor; Stirling; (a); Ball, S. P.; Annual.
4/4/1991; Gillam, John Llewellyn; Councillor; Tenterden; (a); Gillam, J. L.; Annual.

Shire of Boyup Brook

4/4/1991; Blechynden, Elizabeth H.; Councillor; Dinninup; (a); Blechynden, E. H.; Annual.
 4/4/1991; Lloyd, John R.; Councillor; Tweed; (a); Lodge, G. A.; Annual.
 4/4/1991; Scott, Michael C.; Councillor; Benjinup; (a); Inglis, J.; Annual.

Shire of Mukinbudin

4/4/1991; Morrison, Bruce James; —; Town; (a); Morrison, B. J.; Annual.
 4/4/1991; Brierly, Kenneth; —; Wattoning; (a); Brierly, K.; Annual.

Shire of Peppermint Grove

4/4/1991; Cumpston, Graham Neil; Councillor; —; (a); Cumpston, G. N.; Annual.
 4/4/1991; Draper, Robert Simon; Councillor; —; (a); Draper, R. S.; Annual.
 4/4/1991; Black, John Silvers; Councillor; —; (a); Craig, A. B.; Annual.

Shire of Mount Marshall

4/4/1991; Dunne, John Forrest; Councillor; Beacon; (a); Dunne, J. F.; Annual.
 4/4/1991; Hardwick, Christine Dorothy; Councillor; South Bencubbin; (a); Hardwick, C. D.; Annual.

Shire of Tammin

4/4/1991; Button, Joan; Councillor; —; (a); Button, J.; Annual.
 4/4/1991; Thomson, George William; Councillor; —; (a); Thomson, G. W.; Annual.

Shire of Victoria Plains

4/4/1991; Field, Thomas Patrick; Councillor; East; (a); Field, T. P.; Annual.
 4/4/1991; MacPherson, John William; Councillor; South; (a); MacPherson, J. W.; Annual.
 4/4/1991; Cocking Donald John; Councillor; West; (a); Cocking, D. J.; Annual.

JOHN LYNCH, Executive Director.
 Department of Local Government.

LG405

LOCAL GOVERNMENT ACT 1960

Town of Narrogin

LOAN POLL

Proposed Loan of \$150 000

To Fund Extensions and Minor Alterations to Council Offices

Department of Local Government
 Perth 19 April 1991

LG: NG 3-8

It is hereby notified for general information in accordance with section 138 of the Local Government Act, that the result of a loan poll conducted by the Town of Narrogin on 6 April 1991, with respect to the above proposed loan was as follows—

| | |
|----------------------|-----|
| Yes votes | 92 |
| No votes | 293 |
| Informal votes | 23 |
| Total Votes Cast | 408 |

As 20.5% of the persons eligible to vote, did so vote and as the majority of those who voted were against the proposal, the raising of the loan was not approved.

S. COLE, Director, Local Government Services.

LG501

BUSH FIRES ACT 1954

(Section 33)

FIREBREAK ORDER

Shire of Wyndham-East Kimberley

Notice to all owners and/or occupiers of land in the Shire of Wyndham-East Kimberley.

Pursuant to the powers contained in section 33 of the above Act, you are hereby required, on or before 1st June 1991, to have firebreaks clear of inflammable material in accordance with the following:

1. Rural Lands:

Being all land within the Ord Irrigation Area, firebreaks are required to be:

- (a) Not less than two metres wide inside and along and as close to external boundaries as is possible, and
- (b) Not less than two metres wide and within three metres of the perimeter of all building and/or haystacks or groups of buildings.

NOTE:

This requirement need not be met if the property is being worked and provided the Irrigation channels are in use.

2. Pastoral Lands:

Being land outside the townsite of Wyndham and Kununurra, held under a Pastoral Lease and not included in (1) above.

- (a) Firebreaks are required to be a distance of not less than two metres wide and within three metres of building and/or haystacks or groups of buildings.

3. Townsite Land:

- (a) Where the area is 2 000 sq metres or less, remove by clearing or slashing inflammable material from the whole of the land, save standing live trees.
- (b) Where the area of the land is greater than 2 000 sq metres a firebreak of not less than two metres in width, immediately surrounding any buildings or not less than two metres in width inside and along the whole of the external boundaries of the land is required.

4. Rural Lands:

Outside townsites and not being land under a pastoral lease, this includes Packsaddle Plains, Crossing Falls and Riverfarm Road subdivisions. Firebreaks are required to be:

- (a) Not less than four metres wide inside, along and within ten metres of external boundaries; and
- (b) Not less than two metres wide and within three metres of the perimeter of all buildings and/or haystacks or groups of buildings.

5. Rubbish Sites:

Being all rubbish sites for pastoral stations. Firebreaks are required to be not less than two metres wide and within three metres of the perimeter of the rubbish site.

6. Fuel Dumps and Depots:

Remove flammable material from all land where fuel drum ramps or dumps are located and where fuel drums whether containing fuel or not are stored to a distance of at least five metres outside the perimeter of any drum, ramp or stack of drums.

7. The acts referred to in paragraphs (1) to (6) hereof, must be performed to the satisfaction of the duly authorised person appointed by the Shire of Wyndham-East Kimberley.

8. If it is considered impracticable for any reason to clear firebreaks or to remove flammable material from the land as required by this notice you may apply to this Council or its duly authorised officer by not later than 1st May 19.. for permission to provide firebreaks in alternative positions or to take alternative action to abate fire hazards on the land.

9. The penalty for failing to comply with this notice is a fine up to \$1 000 or a prescribed penalty of \$80.00 upon service of an Infringement Notice and a person in default is also liable whether prosecuted or not to pay the cost of performing the work.

Dated this 18th day of April 1991.

By Order of the Council,

M. G. CHEVERTON, Shire Clerk.

LG901**LOCAL GOVERNMENT ACT 1960***Shire of Three Springs***NOTICE OF INTENTION TO BORROW****Proposed Loan (No. 144) \$20 000**

Pursuant of section 610 of the Local Government Act 1960, the Council of the Shire of Three Springs hereby gives notice that it proposes to borrow money by the sale of debentures on the following terms and for the following purpose:

\$20,000.00 for a period of five (5) years repayable at the office of the Shire of Three Springs 132 Railway Road Three Springs by five (5) annual instalments of Principal. The loan will be free of interest. A reduction to the term of the loan may be negotiated after the second year and each year thereafter.

Purpose: Part financing of Renovations to Recreation Ground Pavilion.

Plans, specifications and estimates of costs as required by section 609 of the Local Government Act, are open for inspection at the office of the Council during normal office hours for a period of thirty five (35) days after publication of this notice.

Dated 18th April 1991.

A. E. C. THOMAS, President.

GEOFFREY EDWARDS, Shire Clerk.

Additional Note—This will be a self supporting loan with all loan repayments being met by the Three Springs Football Club Incorporated. There will be no impact on rates as a result of this loan.

LG902

LOCAL GOVERNMENT ACT 1960*Shire of Coorow*

Proposed Loan (No. 101) \$221 500

Pursuant to section 610 of the Local Government Act 1960, the Coorow Shire Council hereby gives notice that it proposes to borrow money, by the sale of debentures on the following terms and conditions and for the following purpose:

Loan No. 101—\$221 500 (Two Hundred and Twenty One Thousand Five Hundred Dollars) for a period of Four (4) years, repayable at the Office of the Coorow Shire Council in eight (8) half yearly instalments with the Interest Rate to be re-negotiated at two yearly intervals.

Purpose: Re-financing of Existing Loans No.'s 76, 77 93, 100.

Dated this 19th day of April 1991.

A. C. KAU, President.
S. N. HAZELDINE, Shire Clerk.

LG903

**LOCAL GOVERNMENT ACT 1960
NOTICE OF INTENTION TO BORROW***Shire of Brookton*

Proposed Loan No. 71 \$62 000

Pursuant to section 610 of the Local Government Act the Council of the Shire of Brookton hereby gives notice that it proposes to borrow by the sale of debenture \$62 000 for a period of ten years with interest at ruling Treasury Rates repayable at the Office of the Council by twenty half-yearly instalments of Principal and Interest. The ruling Treasury Rate of interest will be reviewed each four years during the term of the Loan.

Purpose: Purchase of Staff Housing

Plans and specifications as required under section 609 of the Act are available for inspection at the Office of the Council for 35 days from the date of publication of this notice.

Dated 22 April 1991.

C. N. MILLS, President.
G. R. THORN, Shire Clerk.

LG904

**LOCAL GOVERNMENT ACT 1960
NOTICE OF INTENTION TO BORROW***Shire of Murray*

Proposed Loan No. 136 of \$55 000

Pursuant to section 610 of the Local Government Act 1960 (as amended), the Council of the Shire of Murray hereby gives notice that it proposes to borrow money by the sale of a debenture on the following terms and for the following purpose—

\$55 000 for a 10 year term at the current rate of interest, repayable at the office of the Council, Pinjarra by 20 half yearly instalments of principal and interest, such interest rate to be renegotiated after 4 years.

Purpose—Purchase of Lot 204 James Street, Pinjarra as described on Certificate of Title Volume 1107. Folio 737 for future development of Civic Centre Site, adjoining Lot 204.

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 thirty-five (35) days after publication of this notice.

M. J. GREENUP, Shire President.
D. A. McCLEMENTS, Shire Clerk.

LG905

LOCAL GOVERNMENT ACT 1960 (AS AMENDED)**NOTICE OF INTENTION TO BORROW***Shire of Murray*

Proposed Loan No. 137 of \$30 000

Pursuant to Section 610 of the Local Government Act 1960 (as amended), the Council of the Shire of Murray hereby gives notice that it proposes to borrow money by the sale of a debenture on the following terms and for the following purpose.

\$30 000 for a 10 year term at the current rate of interest, repayable at the office of the Council, Pinjarra by 20 half yearly instalments of principal and interest, such interest rate to be renegotiated after 4 years.

Purpose—

Part cost of acquisition of Lots 201, 202 and 206 Henry Street, Pinjarra for historical purposes and inclusion in the Edenvale complex precinct.

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 thirty-five (35) days after publication of this notice.

M. J. GREENUP, Shire President.
D. A. McCLEMENTS, Shire Clerk.

LG906

LOCAL GOVERNMENT ACT 1960**NOTICE OF INTENTION TO BORROW***Shire of Murray*

Proposed Loan No. 138 of \$30 000

Pursuant to section 610 of the Local Government Act 1960 (as amended), the Council of the Shire of Murray hereby gives notice that it proposes to borrow money by the sale of a debenture on the following terms and for the following purpose—

\$30 000 for a 10 year term at the current rate of interest, repayable at the office of the Council, Pinjarra by 20 half yearly instalments of principal and interest, such interest rate to be renegotiated after 4 years.

Purpose—Public Toilet facilities on Reserve No's 21019/36842 vested in Council for public recreation and known as King Fisher Park, Culeenup Road, North Yunderup.

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 thirty-five (35) days after publication of this notice.

M. J. GREENUP, Shire President.
D. A. McCLEMENTS, Shire Clerk.

LG907

LOCAL GOVERNMENT ACT 1960**NOTICE OF INTENTION TO BORROW***Shire of Murray*

Proposed Loan No. 139 of \$20 000

Pursuant to section 610 of the Local Government Act 1960 (as amended), the Council of the Shire of Murray hereby gives notice that it proposes to borrow money by the sale of a debenture on the following terms and for the following purpose—

\$20 000 for a 10 year term at the current rate of interest, repayable at the office of the Council, Pinjarra by 20 half yearly instalments of principal and interest, such interest rate to be renegotiated after 4 years.

Loan Repayment — Self Supporting Allocation \$20 000.00, repayable by the King Fisher Park Association.

Purpose — Recreation facilities on Reserve No's 21019/36842 vested in Council for public recreation and known as King Fisher Park, Culeenup Road, North Yunderup.

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 thirty-five (35) days after publication of this notice.

M. J. GREENUP, Shire President.
D. A. McCLEMENTS, Shire Clerk.

MARINE AND HARBOURS

MH401

**WESTERN AUSTRALIAN MARINE ACT 1982
RESTRICTED SPEED AREAS—ALL VESSELS**Department of Marine and Harbours,
Fremantle, 26 April 1991.

Acting pursuant to the powers conferred by section 67 of the Western Australian Marine Act 1982, the Department of Marine and Harbours, by this notice amends the notice published in the *Government Gazette* on the 30th November 1990, relating to the speed limit for members of the Australian Barefoot Water Ski Club (WA Division Inc.) for water skiing at Barkers Bridge, Swan River by deleting Saturday 11 May 1991 and Sunday 12 May 1991 and substituting Saturday 4 May and Sunday 5 May 1991.

J. M. JENKIN, Executive Director.

MINES

MN401

**MINING ACT 1978
NOTICE OF INTENTION TO FORFEIT CORRECTION**

Notices on page 1789 of the *Government Gazette* dated 19 April 1991 should be amended as follows.

Mining Leases

| Number | Holder | Mineral Field |
|--------|---|---------------|
| | from— | |
| 15/376 | Central Kalgoorlie Gold Mines NL; Francis, Raymond John; Newmont Australia Ltd; Silvadust Pty Ltd; Valley Gold Pty Ltd | Coolgardie |
| | to read— | |
| 15/376 | Central Kalgoorlie Gold Mines NL; Francis, Raymond John; Newmont Australia Ltd; Silverdust Pty Ltd; Valley Gold Pty Ltd | Coolgardie |
| | from— | |
| 45/445 | Blunt, Kevin James | Pilbara |
| | to read— | |
| 45/455 | Blunt, Kevin James | Pilbara |
| | from— | |
| 26/28 | Simba Holdings Pty Ltd | Pilbara |
| | to read— | |
| 46/28 | Simba Holdings Pty Ltd | Pilbara |

D. R. KELLY, Director General of Mines.

MN402

**MINING ACT 1978
Notice of Application for an Order for Forfeiture**

Department of Mines.

In accordance with Regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that the licences are liable to forfeiture under the provisions of section 96 (1) (a) for breach of covenant, viz non payment of rent.

P. G. THOBAVEN, Warden.

To be heard in the Warden's Court Perth on the 24th day of May 1991.

SOUTH WEST MINERAL FIELD**Miscellaneous Licence**

70/15—Glengarry Mining NL.

PHILLIPS RIVER MINERAL FIELD**Prospecting Licences**

74/51—The Union Gold Mining Company NL.

74/124—Walker, Harry Dennis; Walker, Robert Dennis.

74/136—Norseman Gold Mines NL.

74/146—Norseman Gold Mines NL.

MN403

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines, Leonora.

In accordance with Regulation 49 (2) (c) of the Mining Act 1978, notice is hereby given that the following licences are liable to forfeiture under the provisions of section 96 (1) (a) for breach of covenant, viz non payment of rent.

B. A. LANE, Warden.

To be heard in the Warden's Court, Leonora on the 21ST day of May 1991.

MOUNT MARGARET MINERAL FIELD

Mount Malcolm District

Prospecting Licences

37/3535-S—Lorimer, John Marcus.
37/3536—North Coolgardie Resources NL.
37/3607—S.T.T. Pty Ltd.
37/3608—S.T.T. Pty Ltd.
37/3609—S.T.T. Pty Ltd.
37/3610—S.T.T. Pty Ltd.
37/3611—S.T.T. Pty Ltd.
37/3613—S.T.T. Pty Ltd.
37/3615—Randles, Peter.
37/3616—Barker, Michael Charles.
37/3617—S.T.T. Ltd.

MOUNT MARGARET MINERAL FIELD

Mount Malcolm District

Prospecting Licences

37/3618—Klein-Beernink, Gunter; Klein-Beernink, Linda Christine; Wilkinson, Alexander Edward; Wilkinson, Evie.

MOUNT MARGARET MINERAL FIELD

Mount Margaret District

Prospecting Licences

38/2062—Csak, Jozsef; Gregory, Peter.

MOUNT MARGARET MINERAL FIELD

Mount Morgans District

Prospecting Licences

39/2025—Sullivan, Donald Anthony; Sullivan, James Noel; Sullivan, Mervyn Ross.
39/2308—McKnight, Russell Geoffrey; Williams, Thomas Geoffrey.

NORTH COOLGARDIE MINERAL FIELD

Niagara District

Prospecting Licences

40/897—North Coolgardie Resources NL.
40/910—Legendre, Bruce Robert; Wasse, Petra Ruth.

PLANNING AND URBAN DEVELOPMENT

PD401

METROPOLITAN REGION TOWN PLANNING SCHEME ACT, 1959

METROPOLITAN REGION SCHEME—S.33A AMENDMENT—PROPOSED AMENDMENT FOR EXHIBITION AND COMMENT—'HOMESTEAD RIDGE', LEDA

Town of Kwinana

No. 847/33A

File: 833-2-26-11

Proposal: To rationalise the zoning of the subject land in accordance with the surrounding urban zoning in order to complete subdivision of part of East Leda.

Description: The effect of the proposed amendment on the Metropolitan Region Scheme is to rezone land known as 'Homestead Ridge', Leda from the Rural Zone to the Urban Zone as shown on Plan No. 4.1159.

Certificate: The State Planning Commission has certified that, in its opinion, the proposed amendment does not constitute a substantial alteration to the Metropolitan Region Scheme.

Exhibition: The proposed amendment will be exhibited for public comment during normal office hours at—

1. Office of the Department of Planning and Urban Development, 469-489 Wellington Street, Perth WA 6000.
2. J. S. Battye Library, Alexander Library Building, Cultural Centre, Francis Street, Northbridge WA 6000.
3. Office of the Municipality of the Town of Kwinana, Gilmore Avenue, Kwinana WA 6167.

Submissions: Submissions on the proposal are invited and may be made (in duplicate) on submission forms available at the offices listed above and lodged at—

The Town Planning Appeal Committee
Hyatt Centre
87 Adelaide Terrace
Perth WA 6000

Submissions must be lodged by 4.00 pm Friday June 28, 1991.

GORDON G. SMITH, Secretary, State Planning Commission.

PD402

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Canning

Town Planning Scheme No. 16—Amendment No. 569

Ref: 853/2/16/18 Pt 569

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 City of Canning Town Planning Scheme Amendment on April 16 1991 for the purpose of removing Nos 6-8 John Street (Lot 51), Bentley, from Reserve for "Local Park and Recreation", and by placing the land in the "Showroom/Warehouse" zone, as depicted on the amending plan adopted by the Council on the 25th Day of June, 1990.

S. W. CLARKE, Mayor.
I. F. KINNER, Town Clerk.

PD403

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION
City of Kalgoorlie-Boulder

Kalgoorlie-Boulder Joint Town Planning Scheme Amendment No. 79

Ref: 853/11/3/2 Pt 79

Notice is hereby given that the City of Kalgoorlie-Boulder has prepared the abovementioned scheme amendment for the purpose of rezoning Lots 3378 and 3379 Lionel Street from the current zonings of "Hotel" and "Residential Development" respectively to "Parks and Recreation".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council offices, Davidson Street, Kalgoorlie and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including June 7, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before June 7, 1991.

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.

L. P. STRUGNELL, Clerk.

PD404

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Rockingham

Town Planning Scheme No. 1—Amendment No. 213

Ref: 853/2/28/1 Pt 213

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 City of Rockingham Town Planning Scheme Amendment on April 16, 1991 for the purpose of—

Adding the following Clause in the Scheme Text immediately following clause 7.6:

7.7 Delegations

The Council may delegate the power to determine applications for Planning Approval, including the discretionary power of the Council under clause 5.3A, to any officer of the Council.

R. R. SMITH, Mayor.
G. G. HOLLAND, Town Clerk.

PD405

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Stirling

District Planning Scheme No. 2—Amendment No. 150

Ref: 853/2/20/34 Pt 150

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 City of Stirling Town Planning Scheme Amendment on April 16, 1991 for the purpose of amending Table 1—Zoning Table by inserting the symbol "AA" in the Restricted Business Zone column against the Use Class "Public Worship".

K. SMITH, Mayor.
R. H. FARDON, Town Clerk.

PD406

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Subiaco

Town Planning Scheme No. 3—Amendment No. 11

Ref: 853/2/12/3, Pt 11

Notice is hereby given that the City of Subiaco has prepared the abovementioned scheme amendment for the purpose of—

- (a) Amending the Scheme Text in order to make provision for a Residential-Office Zone and for the control of development within that Zone.
- (b) Amending the Scheme Map to include certain land adjoining Forrest Street, Subiaco in the Residential-Office Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 241 Rokeby Road, Subiaco and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including June 7, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before June 7, 1991.

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.

J. F. McGEOUGH, Town Clerk.

PD407

**TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION**

City of Belmont

Town Planning Scheme No. 11—Amendment No. 30

Ref: 853/2/15/10, Pt 30

Notice is hereby given that the City of Belmont has prepared the abovementioned scheme amendment for the purpose of amending the Scheme Text in order to correct discrepancies and superseded provisions.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 215 Wright Street Cloverdale and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including June 7, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before June 7, 1991.

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. R. GENONI, Town Clerk.

PD408

**TOWN PLANNING AND DEVELOPMENT ACT, 1928 (AS AMENDED)
APPROVED TOWN PLANNING SCHEME AMENDMENT**

City of Bunbury

Town Planning Scheme No. 6—Amendment No. 118

Ref: 853/6/2/9 Pt. 118.

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 City of Bunbury Town Planning Scheme Amendment on April 16, 1991 for the purpose of rezoning Lot 23 corner Wilson Road and Proffit Street from "Special Use—Building Trades Centre" to "Public Purposes—Commonwealth Government" and "General Industry".

A. G. BRICKNELL, Acting Mayor.
V. S. SPALDING, Town Clerk.

PD409

**TOWN PLANNING AND DEVELOPMENT ACT, 1928 (AS AMENDED)
SCHEME AMENDMENT AVAILABLE FOR INSPECTION**

City of Bunbury

Town Planning Scheme No. 6—Amendment No. 125

Ref: 853/6/2/9 Pt. 125.

Notice is hereby given that the City of Bunbury has prepared the abovementioned scheme amendment for the purpose of amending Table 2 Carparking by modifying the parking for uses covering Health Centre, Clinic, Consultancy Room and Veterinary Clinic.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Stephen Street, Bunbury and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 31, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 31, 1991.

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.

V. S. SPALDING, Town Clerk.

PD410

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Ashburton

Town Planning Scheme No. 4—Amendment No. 1

Ref: 853/10/3/4, Pt 1

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 Shire of Ashburton Town Planning Scheme Amendment on April 16, 1991 for the purpose of—

- (i) adding to the Scheme Text—Part X

Part X—Control of Advertisements

10.1 Power to Control Advertisements

10.1.1 For the purpose of this Scheme, the erection, placement and display of advertisements and the use of land or buildings for that purpose is development within the definition of the Act requiring, except as otherwise provided, the prior approval of the Council. Such Planning Consent is required in addition to any licence pursuant to Council's Signs and Hoarding and Bill Posting By-laws.

10.1.2 Applications for Council's Consent to this Part shall be submitted in accordance with the provisions of Part VIII of the Scheme and shall be accompanied by a completed Additional Information Sheet in the form set out at Appendix 6 giving details of the advertisement(s) to be erected, placed or displayed on the land.

10.2 Existing Advertisements: Advertisements which—

- (a) were lawfully erected, placed or displayed prior to the approval of this Scheme
or
- (b) may be erected, placed or displayed pursuant to a licence or other approval granted by the Council prior to the approval of this Scheme, hereinafter in this Part referred to as 'existing advertisements', may, except as otherwise provided, continue to be displayed or be erected and displayed in accordance with the licence or approval as appropriate.

10.3 Consideration of Application: Without limiting the generality of the matters which may be taken into account when making a decision upon an Application for Planning Consent to erect, place or display an advertisement, Council shall examine each such application in the light of the objectives of the Scheme and with particular reference to the character and amenity of the locality within which it is to be displayed including its historic or landscape significance and traffic safety, and the amenity of adjacent areas which may be affected.

10.4 Exemptions from the Requirement to Obtain Consent: Subject to the provisions of the Main Roads (Control of Signs) Regulations 1983 and notwithstanding the provisions of Clause 10.1.1, the Council's prior consent is not required in respect of those advertisements listed in Table 2 which for the purpose of this Part are referred to as 'exempted advertisements'. The exemptions listed in Table 2 do not apply to buildings, conservation areas or landscape protection zones which are either—

- (i) listed by the National Trust;
- (ii) listed on the register of the National Estate;
- (iii) include in local authority town planning scheme because of their heritage or landscape value.

10.5 Discontinuance: Notwithstanding the Scheme objectives and Clause 10.4, where the Council can demonstrate exceptional circumstances which cause an exempted or existing advertisement to seriously conflict with the objectives of this Part, it may by notice in writing (giving clear reasons) require the advertiser to remove, relocate, adapt or otherwise modify the advertisement within a period of time specified in the notice.

10.6 Derelict or Poorly Maintained Signs: Where, in the opinion of the Council, an advertisement has been permitted to deteriorate to a point where it conflicts with the objectives of the Scheme or it ceases to be effective for the purpose for which it was erected or displayed, Council may by notice in writing require the advertiser to—

- (a) repair, repaint or otherwise restore the advertisement to a standard specified by Council in the notice, or
- (b) remove the advertisement.

10.7 Notices

10.7.1 'The advertiser' shall be interpreted as any one or any group comprised of the owner, occupier, licensee.

10.7.2 Any notice served in exceptional circumstances pursuant to Clause 10.5 or pursuant to Clause 10.6 shall be served upon the advertiser and shall specify—

- (i) the advertisement(s) the subject of the notice,
- (ii) full details of the action or alternative courses of action to be taken by the advertiser to comply with the notice,

- (iii) the period, not being less than 60 days, within which the action specified shall be completed by the advertiser.

10.7.3 Any person upon whom a notice is served pursuant to this Part may, within a period of 60 days from the date of the notice, appeal to the Hon. Minister for Planning or the Town Planning Appeal Tribunal in accordance with Part V of the Act, and where any such appeal is lodged the effect of the notice shall be suspended until the decision to uphold, quash or vary the notice is known and shall thereafter have effect according to that decision.

10.8 Scheme to Prevail: Where the provisions of this Part are found to be at variance with the provisions of the Council's Signs, Hoarding and Bill Posting By-laws, the provisions of the Scheme shall prevail.

10.9 Enforcement and Penalties: The offences and penalties provisions specified in Clause 9.2 of the Scheme apply to the advertiser in this part.

- (ii) adding to this Part—

Table 2—Exempted Advertisements Pursuant to Clause 10.4;

- (iii) adding to the Appendices,

“Appendix No 6—Control Of Advertising—Additional Information Sheet for Advertisement Approval”.

Table 2
Exempted Advertisements Pursuant to Clause 10.4

| Land Use and/or Development Requiring Advertisement | Exempted Sign Type and Number (Includes the change of posters on poster signs and applies to non illuminated signs unless otherwise stated. | Maximum Area of Exempted Sign |
|---|--|--|
| Dwellings | One professional name-plate as appropriate. | 0.2 m ² |
| Home Occupation | One advertisement describing the nature of the home occupation. | 0.2 m ² |
| Places of Worship, Meeting Halls and Places of Public Assembly. | One advertisement detailing the function and/or the activities of the institution concerned. | 0.2 m ² |
| Cinemas, Theatres and Drive-in Theatres | Two signs (illuminated or non-illuminated) detailing the entertainment being presented from time to time at the venue upon which the signs are displayed. | Each advertisement sign not to exceed 5 m ² . |
| Shops, Showrooms and other uses appropriate to a Shopping Area. | All advertisements affixed to the building below the top of the awning or, in the absence of an awning, below a line measured at 5 metres from the ground floor level of the building subject to a compliance with the requirements of the Signs Hoarding and Bill Posting By-laws. | Not Applicable |
| Industrial and Warehouse Premises. | A maximum of 4 advertisements applied to or affixed to the walls of the building but not including signs which project above the eaves or the ridge of the roof of the building, and excluding signs projecting from a building whether or not those signs are connected to a pole, wall or other building. A maximum of two free-standing advertisement signs not exceeding 5m in height above ground level. | Total area of any such advertisements shall not exceed 15 m ² . Maximum permissible total area shall not exceed 10 m ² and individual advertisement signs shall not exceed 6 m ² . |
| Showroom, race courses, major racing tracks, sports stadia, major sporting grounds and complexes. | All signs provided that, in each case, the advertisement is not visible from outside the complex or facility concerned, either from other private land or from public places and streets. | N/A |
| Public Places and Reserves | (a) Advertisement signs (illuminated and non-illuminated) relating to the functions of Government, a public authority or council of a municipality excluding those of a promotional nature constructed or exhibited by, or on behalf of any such body, and (b) Advertisement signs (illuminated and non-illuminated) required for the management or control of traffic on any public road, car park, cycleway, railway or waterway where such advertisement has been constructed or exhibited by or at the direction of a Government department, public authority or the council of a municipality, and (c) Advertisement signs (illuminated and non-illuminated) required to be exhibited by or pursuant to any statute or regulation or the like made pursuant to powers contained within a Statute provided that any such advertisement is constructed and/or exhibited strictly in accordance with the requirements specified therein. | N/A N/A N/A |
| Advertisements within Buildings. | All advertisements placed or displayed within building which cannot ordinarily be seen by a person outside of those buildings. | N/A |
| All classes of buildings other than single family dwellings. | One advertisement sign containing the name, number and address of the building, the purpose for which the building is used or the name and address of the managing agent thereof. | 0.2 m ² |

| Temporary Signs | Exempted Sign Type and Number (All non-illuminated unless otherwise stated) | Maximum Area of Exempted Sign |
|---|---|---|
| Building Construction Sites (advertisement signs displayed only for the duration of the construction as follows: | | |
| (i) Dwellings | One advertisement per street frontage containing details of the project and the contractors undertaking the construction work. | 2 m ² |
| (ii) Multiple Dwellings, Shops Commercial & Industrial projects. | One sign as for (i) above. | 5 m ² |
| (iii) Large development or redevelopment projects involving shopping centres, office or other buildings exceeding 3 storeys in height. | One sign as for (i) above. One additional sign showing the name of the project builder | 10 m ² 5 m ² |
| Sales of Goods or Livestock. | One sign per lot displayed for a period not exceeding 3 months advertising the sale of goods or livestock upon any land or within any building upon which the sign is exhibited provided that the land is not normally used for that purpose. | 2 m ² |
| Property Transactions. Advertisement signs displayed for the duration of a period over which property transactions are offered and negotiated as follows: | | |
| (a) Dwellings | One sign per street frontage for each property relating to the sale, leasing or impending auction of the property at or upon which the sign is or the signs are displayed. | Each sign shall not exceed an area of 2 m ² . |
| (b) Multiple dwellings, shops Commercial & Industrial Properties. | One sign as for (a) above. | Each sign shall not exceed an area of 5 m ² . |
| (c) Large properties comprised of shopping centres, buildings in excess of four storeys and rural properties in excess of 5 ha. | One sign as for (a) above. | Each sign shall not exceed an area of 10 m ² . |
| Display Homes. Advertisement signs displayed for the period over which homes are on display for public inspection. | | |
| (i) One sign for each dwelling on display. | | 2 m ² |
| (ii) In addition to (i) above one sign for each group of dwellings displayed by a single project builder giving details of the project building company and details of the range of dwellings on display. | | 5 m ² |

Appendix No. 6

TOWN PLANNING AND DEVELOPMENT ACT 1928

Shire of Ashburton

Town Planning Scheme No. 4

Notice of Public Advertisement of Development Proposal

It is hereby notified for public information and comment that the Council has received an application to develop land for the purpose described hereunder:

Land Description

Lot No. Street.....
 Proposal

Details of the proposal are available for inspection at the Council Office.

Comments on the proposal may be submitted to the Council in writing on or before the
 day of 19.....

Shire Clerk.

Date.

E. ROBBINS, President.
 L. A. VICARY, Shire Clerk.

PD411

TOWN PLANNING AND DEVELOPMENT ACT, 1928 (AS AMENDED)
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Bridgetown-Greenbushes

Town Planning Scheme No. 4—Amendment No. 9

Ref: 853/6/5/4, Pt. 9.

Notice is hereby given that the Shire of Bridgetown-Greenbushes has prepared the abovementioned scheme amendment for the purpose of introducing minimum side and rear setbacks for the Rural Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Corner of Hampton and Steere Streets, Bridgetown and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 31, 1991.

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.

K. L. HILL, Shire Clerk.

PD412

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Bridgetown-Greenbushes

Town Planning Scheme No. 3—Amendment No. 12

Ref: 853/6/5/3, Pt. 12

Notice is hereby given that the Shire of Bridgetown-Greenbushes has prepared the abovementioned scheme amendment for the purpose of:

1. Rezoning part of Portion Nelson Location 662 and Lot 2 of Nelson Location 662 from 'Rural' to 'Special Rural';
2. Including part of Portion Nelson Location 662 and Lot 2 of Nelson Location 662, within 'Schedule 1—Special Rural Zones' of the Scheme Text;
3. Rezoning part of Portion Nelson Location 662 (proposed Lot 1) from 'Rural' to 'Special Use—Short Stay Residential'; and,
4. Including part of Portion Nelson Location 662 (proposed Lot 1) within 'Schedule 2—Special Uses Zones' of the Scheme Text.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Corner of Hampton and Steere Streets, Bridgetown and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including June 7, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before June 7, 1991.

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.

K. L. HILL, Shire Clerk.

PD413

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Bridgetown-Greenbushes

Town Planning Scheme No. 4—Amendment Nos. 11 and 12

Ref: 853/6/5/4, Pts. 11 and 12

Notice is hereby given that the Shire of Bridgetown-Greenbushes has prepared the abovementioned scheme amendments for the purpose of:

Amendment No. 11

1. Rezoning Nelson Locations 273, 1101 and 1102 May Road, Bridgetown from 'Rural 2' to 'Special Rural';
2. Including the subject land in Schedule 3 of the Scheme Text—Special Rural Zones, along with appropriate subdivision, landuse and development controls.

Amendment No. 12

Providing for reduced minimum side and rear set back requirements for Special Rural lots with reticulated water supply provisions.

Plans and documents setting out and explaining the scheme amendments have been deposited at Council Offices, Corner of Hampton and Steere Streets, Bridgetown and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including June 7, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before June 7, 1991.

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.

K. L. HILL, Shire Clerk.

PD414

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION
Shire of Chittering

Town Planning Scheme No. 5—Amendment No. 15

Ref: 853/3/4/5, Pt. 15

Notice is hereby given that the Shire of Chittering has prepared the abovementioned scheme amendment for the purpose of modifying provisions for Building Setbacks in Special Rural Zones.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Great Northern Highway, Bindoon and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including May 31, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before May 31, 1991.

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. W. HERBERT, Shire Clerk.

PD415

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Harvey

Town Planning Scheme No. 10—Amendment No. 38

Ref: 853/6/12/14, Pt. 38

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 Shire of Harvey Town Planning Scheme Amendment on April 16, 1991 for the purpose of:

Rezoning Lot 100 of Wellington Location 942, Allan Road, Binningup from the Tourist Zone to the Residential Zone and including it within the Residential Planning Code density R15 as depicted on the amending plan adopted by Council on the 8th day of May 1990.

J. L. SABOURNE, President.
K. J. LEECE, Shire Clerk.

PD416

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION
Shire of Kalamunda

District Planning Scheme No. 2—Amendment Nos. 87, 92 & 93

Ref: 853/2/24/16, Pts 87, 92 & 93

Notice is hereby given that the Shire of Kalamunda has prepared the abovementioned scheme amendments for the purpose of—

Amendment No. 87

Rezoning Lots 501, 257 & 258 Victoria Road, Wattle Grove from "Rural" to "Special Rural" and including appropriate provisions in the Scheme Text.

Amendment No. 92

Rezoning Lot 206 Victoria Road, corner Crystal Brook Road, Wattle Grove from "Rural" to "Special Rural" and including appropriate provisions in the Scheme Text.

Amendment No. 93

Rezoning Lots 11 and 12 (formerly Part Lot 152) Welshpool Road, Wattle Grove from "Rural" to "Special Rural" and including appropriate provisions in the Scheme Text.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 2 Railway Road, Kalamunda and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including June 7, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before June 7, 1991.

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.

E. H. KELLY, Shire Clerk.

PD417

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Nannup

District Planning Scheme No. 1—Amendment No. 5

Ref: 853/6/17/1, Pt 5

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 Shire of Nannup Town Planning Scheme Amendment on April 16, 1991 for the purpose of—

1. adding to column (a) of Schedule No. 5 of the Scheme Text before the words "Sussex Locations", the figure "1".
2. appending the attached Schedule to Schedule No. 5 of the Scheme Text; and,
3. excising portions of Nelson Locations 4026, 5207 and 8972, and Sussex Location 5261 from the Rural Zone and including them in the Special Rural Zone and the Reserve for Parks and Recreation is depicted on the Amending Maps, and the Scheme Map is hereby amended accordingly.

Schedule

| (a) Specified Area of Locality | (b) Special Provisions to refer to (a) |
|---|---|
| 2. Nelson Locations 4026, 5207, 8972, Bar-rabup Road, and Sussex Location 5261, Denny Road. | 1. Minimum lot size shall be two hectares. 2. Subdivision shall be in accordance with the subdivision guide plans for these locations endorsed by the Shire Clerk. 3. Existing tree cover shall be retained unless the removal of trees is authorised by Council in a particular instance to carry out approved development or comply with the provisions of the Bush Fires Act. 4. Every lot shall contain a minimum of ten percent of its area devoted to maintaining existing tree cover, or to a tree planting programme approved by the Council. 5. A person shall not construct or erect or commence to construct or erect— <ol style="list-style-type: none"> i) a building within 20 metres of any boundary unless, the Council approves the construction of a building within that distance; ii) a building on any land with a gradient greater than one in four; iii) a building such that the design, site or materials used would, in the opinion of the Council, create an unacceptably high fire risk. |

Schedule—continued

| (a) Specified Area of Locality | (b) Special Provisions to refer to (a) |
|-----------------------------------|--|
| | <p>6. Low fuel areas (areas clear of all flammable material with the exception of live trees) shall be maintained around all buildings for a minimum distance of 20 metres or such greater distance as the Council may consider reasonable having regard for the slope of the land and the general vegetation cover of the surrounding land.</p> <p>7. No dwelling house within this Special Rural Zone locality shall be occupied unless it is connected to a water storage tank of a minimum capacity of 92 000 litres, or to an alternative source of water approved by the Council.</p> <p>8. No dwelling house within this Special Rural Zone locality and more than one kilometre from a water point shall be occupied unless a supply of water to the satisfaction of the Bush Fires Board is available on site.</p> <p>9. All stormwater and sewage shall be disposed of on-site and septic tanks shall not be constructed closer than 100 metres to any river, stream or other surface water body.</p> <p>10. The Council may by the service of a notice on the owner and occupier of a lot in this area, impose a limit on the number of any type of animals that may be kept on that lot, if the Council considers there is a likelihood that adjoining landowners will be inconvenienced or land degradation will occur because of the presence of a greater number of such animals.</p> <p>11. An owner or occupier of land who has received a notice limiting number of stock able to be kept on a property, shall not permit a greater number of stock to be kept than set out in the notice.</p> <p>12. The subdivision of Nelson Location 4026, 5207 and 8972 shall be in two stages— Stage 1 will consist of lots 10 to 21 and 33 to 48 inclusive and the remainder shall form Stage 2.</p> <p>13. Revegetation of Stage 2 shall include trees which are native to the locality and are capable of growing to a height of 3 metres to be located and planted to the specification and satisfaction of the Council.</p> <p>14. At the subdivisional stage, Council and the Commission shall require evidence of revegetation of the subject land.</p> |

J. A. R. BROCKMAN, President.
D. F. BOULTER, Shire Clerk.

PD418

TOWN PLANNING AND DEVELOPMENT ACT, 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Roebourne

Town Planning Scheme No. 6—Amendment No. 19

Ref: 853/8/5/4 Pt. 19

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 Shire of Roebourne Town Planning Scheme Amendment on April 16, 1991 for the purpose of:

1. Rezoning Lot 1950, cnr Balmoral Road and Morse Court, Karratha from Special Uses—Fast Foods Centre to Service Commercial, and amend the Scheme Maps accordingly.
2. Deleting Lot 1950 and details relating thereto from Scedule 2 of the Scheme Text.

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

PD501

TOWN PLANNING AND DEVELOPMENT ACT 1928

Shire of Roebourne

Interim Development Order No. 9

Ref: 26/8/5/1.

In accordance with the provisions of subsection (2) of section 7B of the Town Planning and Development Act 1928, and by direction of the Hon Minister for Planning a summary as set out hereunder of the Shire of Roebourne Interim Development Order No. 9 made pursuant to the provisions of section 7B of that Act is hereby published for general information.

The Minister for Planning has made copies of this Order available for inspection by any person free of charge at the offices of the Department of Planning and Urban Development, 469-489 Wellington Street, Perth, and at the offices of the Shire of Roebourne during normal office hours.

Summary

1. The Shire of Roebourne Interim Development Order No. 9 contains provisions *inter alia*—
 - (a) That the Order applies to that part of the Shire of Roebourne specified in the Order.
 - (b) That, subject as therein stated, the Roebourne Shire Council is the authority responsible for its administration.
 - (c) That the carrying out of certain development on land within the scope of the Order without approval as stated therein is prohibited.
 - (d) Relating to the application for, and grant of approval for, development other than development permitted by the Order.
 - (e) Relating to development by a public authority.
 - (f) Relating to certain development permitted by this Order.
 - (g) Relating to the continuance of the lawful use of land and buildings.
 - (h) Relating to appeals against refusal of approval for development or against conditions subject to which approval to carry out development is granted.
2. The Order has effect from and after the publication of this Summary in the *Government Gazette*.

F. GOW, Shire Clerk.

PD502

TOWN PLANNING AND DEVELOPMENT ACT 1928

SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Swan

Town Planning Scheme No. 9—Amendment No. 145

Ref: 853/2/21/10, Pt. 145

Notice is hereby given that the Shire of Swan has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 101 Great Northern Highway, Midland from Residential 1 R20 to Residential 1 R40.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Great Northern Highway, Middle Swan and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including June 7, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before June 7, 1991.

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.

E. W. LUMSDEN, Shire Clerk.

PD503

TOWN PLANNING AND DEVELOPMENT ACT 1928

APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Armadale

Town Planning Scheme No. 2—Amendment No. 59

Ref: 853/2/22/4, Pt. 59.

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 Armadale Town Planning Scheme Amendment on April 16, 1991 for the purpose of—

1. Rezoning Pt Lot 14 Albany Highway and Lot 44 Rundle Street, Kelmscott, from "Residential R10" to "Special Use Zone—Office".

2. Amending the Scheme Text accordingly by inserting a new entry in the Special Use Development Table, as follows—

| Prescribed Special Use | Requirements | Particulars of Land |
|------------------------------|---|--|
| Offices | <ol style="list-style-type: none"> 1. Development, including screening, landscaping, car parking and vehicle access shall be undertaken generally in accordance with preliminary development plans dated January 1990 and lodged with Council. 2. Office development on the land to be connected to district sewerage system within 6 months of it being available to the property. | Pt Lot 14 Albany Highway and Lot 44 Rundle Street, Kelmscott |

I. K. BLACKBURN, Mayor.
J. W. FLATOW, Town Clerk.

PD504

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Town of Bassendean

Town Planning Scheme No. 3—Amendment No. 41

Ref: 853/2/13/3, Pt. 41.

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 Town of Bassendean Town Planning Scheme Amendment on April 16, 1991 for the purpose of—

- (1) Deleting from the Development Table for the Showroom/Warehouse Zone the following—
 - (a) Use class 20—Service Station, and all associated column descriptions; and
 - (b) Use class 21—Roadhouse, and all associated column descriptions;
- (2) Deleting from the Development Table for the Light Industry Zone the following—
 - (a) Use class 9—Service Station, and all associated column descriptions; and
 - (b) Use class 10—Roadhouse, and all associated column descriptions;
- (3) Deleting from the Development Table for the General Industry Zone the following—
 - (a) Use class 6—Service Station, and all associated column descriptions; and
 - (b) Use class 7—Roadhouse, and all associated column descriptions;
- (4) Re-number use classes for the Showroom/Warehouse, Light Industry and General Industry Zones taking account of the deletions contained in (1), (2) and (3) above;
- (5) Within the Showroom/Warehouse Zone, modify column 10 to read as follows—

| Column 1 | Column 2 | Column 10 |
|----------|------------------|--|
| 5 | Warehouse | 1 space per 100 m ² of gross floor area |
| 26 | Amenity Building | 1 space per 100 m ² of gross floor area |
- (6) Within the Light Industry Zone, modify column 10 to read as follows—

| Column 1 | Column 2 | Column 10 |
|----------|------------------|--|
| 5 | Warehouse | 1 space per 100 m ² of gross floor area |
| 30 | Office | 1 space per 20 m ² of gross floor area |
| 34 | Amenity Building | 1 space per 100 m ² of gross floor area |
- (7) Within the General Industry Zone, modify column 10 to read as follows—

| Column 1 | Column 2 | Column 10 |
|----------|------------------|---|
| 11 | Light Industry | 1 space per 50 m ² of gross floor area |
| 12 | Factoryette | 1 space per 50 m ² of gross floor area |
| 19 | General Industry | 1 space per 50 m ² of gross floor area |
| 28 | Office | 1 space per 20 m ² of gross floor area |
| 40 | Lunch Bar | 1 space per 20 m ² of gross floor area |
- (8) Delete Clause 5.2.3 completely and amend the numbering of Clauses 5.2.4 to 5.2.6 taking account of the deletion.

J. B. COX, Mayor.
S. K. GOODE, Town Clerk.

PD505

CORRIGENDUM

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Town of Albany

Town Planning Scheme No. 1A—Amendment No. 59

Ref: 853/5/2/15, Pt. 59.

It is hereby notified for public information that the notice under the above Amendment No. 59 published at page 1653 of the *Government Gazette* No. 55 dated April 12, 1991 contained an error which is now corrected as follows—

For the words: "Service Station" read "Service Store".

M. A. JORGENSEN, Town Clerk.

PD506

STATE PLANNING COMMISSION ACT 1985

Cancellation of Delegation

File No: 970-1-1-3.

Notice is hereby given that the State Planning Commission has resolved to cancel the following delegations—

1. Delegation of powers and functions of the State Planning Commission to various eligible persons and bodies details of which were published in the *Government Gazette* (No. 95 of 1989) on 15th September 1989.
2. Delegations of certain powers and responsibilities to designated officers of the Department of Planning and Urban Development, details of which were published in the *Government Gazette* (No. 118 of 1989) on 24th November 1989.

GORDON G. SMITH, Secretary, State Planning Commission.

PD507

STATE PLANNING COMMISSION ACT 1985

NOTICE OF DELEGATION

File No: 970-1-1-3.

Notice is hereby given that the State Planning Commission ("the Commission") acting pursuant to the provisions of section 20 of the State Planning Commission Act 1985 (as amended) ("the Act") has resolved to delegate its powers and functions set out in—

- (a) Schedule 1, to those eligible persons and bodies set out in Schedule 2
- (b) Schedule 3, to those eligible persons and bodies set out in Schedule 4
- (c) Schedule 5, to those eligible persons and bodies set out in Schedule 6
- (d) Schedule 7, to those eligible persons set out in Schedule 8, and
- (e) Schedule 9, to that eligible person set out in Schedule 10.

SCHEDULE 1—POWERS DELEGATED

1. All powers and functions of the Commission set out in:—
 - (i) paragraphs (i), (ii), (iv) and (v) of subsection (1)(e) of section 18 of the Act,
 - (ii) the Metropolitan Region Town Planning Scheme Act 1959 (as amended), and
 - (iii) the Metropolitan Region Scheme.
2. Power to determine applications for approval to commence and carry out development lodged with or referred to the Commission pursuant to the provisions of the Metropolitan Region Scheme.
3. Power to determine all applications for approval to commence and carry out development lodged with or referred to the Commission pursuant to the provisions of the Metropolitan Region Scheme but only where those determinations will not be significantly at variance with the recommendations made by the relevant local government authority.
4. Powers to issue Clause 42 Certificates pursuant to the provisions of the Metropolitan Region Scheme.

SCHEDULE 2—APPLICATION OF DELEGATION

The delegation of powers and functions set out in—

1. Schedule 1 apply to the Metropolitan Planning Council established under section 24 of the Act.
2. Paragraph 2 of Schedule 1 apply to the Committee for Statutory Procedures being a Committee by that name established by the Commission under section 19 of the Act.

3. Paragraph 3 of Schedule 1 apply to the officers of the Department of Planning and Urban Development for the time being exercising the duties of the offices of Director: Planning Services and Co-ordinator: Metropolitan.
4. Paragraph 4 of Schedule 1 apply to those officers of the Department of Planning and Urban Development for the time being exercising the duties of the offices of Secretary and Co-ordinator (Mapping).

SCHEDULE 3—POWERS DELEGATED

All powers and functions of the Commission as set out in—

- (i) Section 7B, 19, 20, 20C, 21, 24 and 25 of the Town Planning and Development Act 1928 (as amended).
- (ii) Town Planning Regulations 1967 (as amended).
- (iii) State Planning Commission Regulations 1962 (as amended).
- (iv) Strata Titles Act 1985 (as amended).
- (v) Strata Titles General Regulations 1985 (as amended).
- (vi) Section 297A (6)(a) of the Local Government Act.
- (vii) Section 18(1)(a), (c) and (e)(iii) of the State Planning Commission Act 1985 (as amended).
- (viii) Power to advise the Minister for Planning on any appeal or matter arising therefrom pursuant to Part V of the Town Planning and Development Act and to defend or otherwise deal with appeals lodged with the Town Planning Appeal Tribunal.
- (ix) Power to prepare and submit for approval Statements of Planning Policy pursuant to Section 5AA of the Town Planning and Development Act and to prepare and promulgate, subject to the prior approval of the Minister for Planning, other Policy Statements relating to planning matters and/or the functions of the Commission.

SCHEDULE 4—APPLICATION OF DELEGATION

The delegation of the powers and functions set out in Schedule 3 apply to the Committee for Statutory Procedures being a Committee by that name established by the Commission under section 19 of the Act.

SCHEDULE 5—POWERS DELEGATED

1. Powers to recommend to the Minister for Planning that approval be granted or withheld with respect to Interim Development Orders and extensions thereto made or extended pursuant to section 7B of the Town Planning and Development Act (as amended).
2. Powers to determine all applications to the Commission under section 20 of the Town Planning and Development Act (as amended) where such determination is in accordance with predetermined policies (if any) of the Commission.
3. Powers, with respect to applications to the Commission under section 20 of the Town Planning and Development Act (as amended) determined by or on behalf of the Commission to accept revised plans of subdivision in substitution for those previously approved in circumstances where the acceptance of the revised plans does not materially affect the decision given by or on behalf of the Commission.
4. Power pursuant to subsection (6) of section 24 of the Town Planning and Development Act (as amended) to determine requests for reconsideration made pursuant to subsection (5) of that section.
5. Power to give or withhold consent, pursuant to section 295(2) of the Local Government Act 1960, to the setting out and construction within a subdivision approved in accordance with section 20 of the Town Planning and Development Act of street or streets the width or widths of which are less than 20 metres; such power having been delegated pursuant to section 295(2a) of the first mentioned Act by instrument in writing dated 9 December 1986 by the Minister for Planning and the power being limited by the provision of section 295(2b) of that Act.
6. Power to determine requests for variations to plans of subdivision where Commission approval is required pursuant to the provisions of an approved town planning scheme.
7. Power to provide responses to the Minister for Planning on appeals arising from decisions related to the subdivision of land pursuant to Part III of the Town Planning and Development Act, to the development of land pursuant to the provisions of the Metropolitan Region Scheme and local authority town planning schemes and to strata schemes pursuant to the provisions of the Strata Titles Act 1985 and power to defend or take any other relevant action in the Town Planning Appeal Tribunal in respect of any such appeals lodged with that body.
8. Power to determine applications and other matters lodged with the Commission for decision under the provisions of the Strata Titles Act 1985 (as amended by the State Planning Commission Act 1985) where any such determination is in accordance with predetermined policies (if any) of the Commission.
9. Power to give consent to advertise amendments to Local Authority Town Planning Schemes in cases where such determination rests with the Commission under the provisions of the Town Planning Regulations 1967 (as amended) and to determine the periods for which those amendments are advertised where variations to the 42 day period prescribed by regulation 25 (fa) are justified.
10. Power to recommend to the Minister for Planning as to whether or not requests for extensions of time for the consideration of submissions be granted pursuant to regulations 17(1) and 25(b) of the Town Planning Regulations.

11. Power to recommend to the Minister for Planning that amendments to Local Authority Town Planning Schemes be given Final Approval where no submissions were made during the advertising period, or where that recommendation accords with Council's determination of any submissions received, under the provisions of regulations 20(4) and 25 of the Town Planning Regulations 1967 (as amended).

12. Power to comment to the Town Planning Appeal Committee on submissions made pursuant to the provisions of section 33A of the Metropolitan Region Town Planning Scheme Act 1959 (as amended).

SCHEDULE 6—APPLICATION OF DELEGATION

The delegation of powers and functions set out in Schedule 5 apply to the following eligible persons being officers of the Department of Planning and Urban Development for the time being exercising the duties of the offices designated below but subject to the conditions specified—

Director—Planning Services

Director—Country Planning

Co-ordinator—Metropolitan

- but confined to those matters related to land within the Perth Metropolitan Region.

Co-ordinator—Perth Branch of the Country Planning Division

- but confined to those matters related to land outside the Perth Metropolitan Region.

Regional Manager—Albany Branch Office

- but confined to those matters related to land within the Great Southern Region of the State.

Co-ordinator—South West Branch Office

- but confined to those matters related to land within the South West Region of the State.

Regional Manager—Geraldton Branch Office

- but confined to those matters related to land within the Northern and Murchison Regions of the State.

SCHEDULE 7—POWERS DELEGATED

1. Powers to endorse approvals granted pursuant to Part III of the Town Planning and Development Act 1928 (as amended)

- (i) diagrams and plans of survey involving the subdivisions or amalgamation of land,
- (ii) any other documents relating to leases, licences, transfers, conveyances and mortgages, and other dealings in land

submitted for formal endorsement, subject to prior compliance with all conditions (if any) imposed with respect to any matter in respect of which this delegated power is exercised.

2. Powers pursuant to Regulation 22 of the Town Planning Regulations 1967 (as amended) to endorse town planning scheme and town planning scheme amendment documents for submission to the Minister for Planning.

SCHEDULE 8—APPLICATION OF DELEGATION

The delegation of powers and functions set in Schedule 7 apply to the officers of the Department of Planning and Urban Development for the time being exercising the duties of the offices of:

- (i) the Director: Planning Services
- (ii) the Director: Country Planning
- (iii) the Secretary.

SCHEDULE 9—POWERS DELEGATED

1. Power to manage the administrative and financial obligations and functions of the Commission.

2. Such of the powers and functions listed in paragraph 1 of Schedule 1 as may be necessary for:

- (i) the acquisition, management and, in accordance with the provisions of the Metropolitan Region Town Planning Scheme Act, the sale, return, lease, exchange or disposal of land for the purposes of the Metropolitan Region Scheme.
- (ii) the implementation of any Improvement Plan approved by the Governor under S37A of the Metropolitan Region Town Planning Scheme Act, and
- (iii) any action required to safeguard situations for which a Planning Control Area has with the approval of the Minister, been declared pursuant to Part IVA of the Metropolitan Region Town Planning Scheme Act.

SCHEDULE 10—APPLICATION OF DELEGATION

The powers and functions set out in Schedule 9 apply to the person appointed for the time being to, and exercising the duties of the position of Chief Executive Officer of the Department of Planning and Urban Development or the nominee of that person.

GORDON G. SMITH, Secretary.
State Planning Commission.

POLICE**PE401****POLICE AUCTION**

Under the provisions of the Police Act 1891-1983, unclaimed, stolen bicycles will be sold by public auction at the Automotive Services Branch, Summers Street, East Perth, on Tuesday, May 21, 1991 at 9.00 a.m. Auction to be conducted by Mr K. Treloar, Government Auctioneer.

B. BULL, Commissioner of Police.

RACING AND GAMING**RA401****SUMMARY OF LIQUOR LICENSING APPLICATIONS**

The following is a summary of applications received under the Liquor Licensing Act 1988 and required to be advertised. Any person wishing to obtain more details about any application, or about the objection process, should contact the Liquor Licensing Division, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth (telephone: 425 1888), or consult a solicitor or relevant industry organisation.

| App No. | Applicant | Nature of Application | Last Day For Objections |
|----------------------------|-------------------------|--|-------------------------|
| TRANSFER OF LICENCE | | | |
| 223 | Channe P/L | Application for transfer of a tavern licence for premises known as Waterfront Tavern situated in Australind from Christopher M. Williamson (S87) | 23/4/91 |
| 224 | Linda Marie Outram | Application for transfer of a special facility licence for premises known as Stoned Crow situated in Perth from L. C. Douglas and T. M. A. Tan | 27/4/91 |
| 225 | White Gold Holdings P/L | Application for transfer of a restaurant licence for premises known as Prideau's Restaurant situated in Nedlands from Lanbay P/L | 26/4/91 |
| 226 | Bedel P/L | Application for transfer of a restaurant licence for premises known as 50's Fish Cafe situated in Perth from Almolve P/L | 27/4/91 |
| 227 | New Moon Holding P/L | Application for transfer of a hotel licence for premises known as Norwood Hotel situated in East Perth from Outram Nominees P/L | 21/4/91 |
| 228 | R. D. and S. M. Davis | Application for a transfer of a hotel licence for premises known as Orient Hotel situated in Fremantle from Ashdoor P/L | 27/4/91 |
| 229 | ACN 050-921 723 P/L | Application for a transfer of a hotel licence for premises known as Chequers Hotel situated in Bullsbrook from Rakkan P/L | 1/5/91 |
| NEW LICENCE | | | |
| 176B/90 | Alena Holdings Pty Ltd | Application for a restaurant licence in respect of Chianti Restaurant, 21-23 Colin Street, West Perth | 22/5/91 |
| 57A/90 | Newmont Australia Ltd | Application for a special facility licence in respect of Outer Village Wet Mess to be situated at Outer Village, Telfer | 24/4/91 |
| 58A/90 | Fruin Pty Ltd | Application for a liquor store licence in respect of Lamond's Liquor Store to be situated at Shop 4 Sands Shopping Centre, Mandurah | 27/4/91 |

This notice is published under section 67 (5) of the Liquor Licensing Act 1988.
22 April 1991.

G. B. AVES, Director of Liquor Licensing.

RAILWAYS

RB301

GOVERNMENT RAILWAYS ACT 1904

BY-LAW 54 AMENDMENT 1991

Made by the Western Australian Government Railways Commission and approved by His Excellency the Governor in Executive Council.

Citation

1. These by-laws may be cited as *By-law 54 Amendment 1991*.

Schedule repealed and a Schedule substituted

2. The Schedule of forms to by-law 54 of the *Railway By-laws** is repealed and the following Schedule substituted—

“ Schedule, Forms S.W. 1 and 2

The Schedule

Forms.

S.W.1.

[Butt]
Western Australian
Government
Railways.

Western Australian Government Railways.
SIGNALMAN'S SHUNTING ORDER.
(Form referred to in Rules 175 and 205 of the
Book of Rules.)

..... Station
..... 19.....
Driver of Train No.
Loco No.
.....
Signalman.

..... Station.
..... 19.....
Driver of Train No. Loco No.

You are hereby authorised to proceed
outside the station limits for shunting pur-
poses only.

The whole of your train must be brought
within station limits or the Staff for the
section received before this order is returned
to the Signalman.

.....
Signalman.

Time hours.

S.W.2.

[Butt]
Western Australian
Government
Railways.
TRAIN STAFF TICKET.

Western Australian Government Railways.
TRAIN STAFF TICKET.
(Form referred to in Rule 165 of the Book
of Rules.)

Ticket No.
..... Line or Branch.
Train No.
Loco No.
From
To

Ticket No.
..... Line or Branch.
Train No. Loco No.
To the Driver.

You are authorised, after seeing the
Train Staff for the section, to proceed
from to and
the Train Staff will follow.

.....
Signalman......
Signalman.

Date 19.....

Date 19.....

Forms S.W.3 and 4

S.W.3.

[Butt]
Western Australian
Government
Railways.

..... 19.....

Western Australian
Government Railways.
TRAIN STAFF AND TICKET SYSTEM.
CAUTION ORDER.
(Form referred to in Rule 168 of the Book of
Rules.)

Train No. Station.
Loco No. 19.....
Received notice that Line
Clear cannot be obtained
due to
Station in advance being
unattended.*
Failure of telephone*

.....
Driver or Drivers Assistant

.....
Signalman.
Time hours

Driver of Train No. Loco No.
Due to the advance station being unattended*
Failure of telephone*
Line Clear cannot be obtained. You
are therefore instructed to proceed
cautiously, being prepared to stop short of
any obstruction.

.....
Signalman/Driver's Assistant*/Guard.
Time hours
*Strike out as necessary.

S.W.4.

[Butt]
Western Australian
Government Railways
NOTICE OF TRAIN
AHEAD.

..... Station.
..... 19.....

Received notice that
Train No.
Loco No. left here
at hours and has not
yet reported at station.

..... Driver.
Train No.
Loco No.
Time hours

Western Australian Government Railways
Train Staff and Ticket System.
NOTICE OF TRAIN AHEAD.
(Form Referred to in Rule 166 of the Book of
Rules.)

..... Station.
..... 19.....

Train No. Loco No. left here
at hours and has not yet reported
in at

You are authorised to proceed from
..... to and there await
arrival of Train No. Loco No.
at

(Signed)
Time hours

Forms S.W.5 and 6

S.W.5.

Western Australian Government Railways.
Electric Train Staff System.

DAMAGED STAFF.

(Form referred to in Rule 216 of the Book of Rules.)

..... 19.....
To Signalman

Staff No. for the Section
and cannot be placed in the
Instrument, owing to being damaged, and it is necessary for the Instrument to
be put in phase.

.....
Maintainer.

The Instrument has been put in phase in my presence.

Staff No. withdrawn to balance.
....., Signalman,
or
....., Pilotman.
Time hours

This form must be promptly sent to the Communications and Signals Engineer
by the Maintainer.

S.W.6.

Western Australian Government Railways.

Electric Train Staff System.

RECEIPT FOR DAMAGED STAFF.

(Form referred to in Rule 216 of the Book of Rules.)

..... 19.....
 To Signalman
 Staff No. for the Section
 and is damaged. It has been
 withdrawn for repairs, and I hereby acknowledge receipt of it with
 Staff No. for balancing purposes

..... Maintainer.

This form must be retained by the Signalman until Staffs are returned and
 replaced in the proper instruments. The form then to be sent to the Communi-
 cations and Signals Engineer by the Maintainer.

Forms S.W.7 and 8.

S.W.7.

Western Australian Government Railways.

BANK ENGINE KEY FORM.

(Form referred to in Rules 186 and 219 of the Book of Rules.)

No. Station.
 19.....

To the Driver of the Bank Engine assisting Train No. Loco No.
 I have received the:

*Staff

*Proceed Order

for No. train to proceed from
 to, and have seen the Bank Engine
 Key for the Bank Engine to assist to kilometreage

..... Driver.

*Strike out as necessary.

On the return of the Bank Engine, this form must be delivered together with
 the Bank Engine Key to the Signalman at the station at which it was received.

S.W.8.

Western Australian Government Railways.

Train Staff and Ticket System.

(Form referred to in Rule 185 of the Book of Rules.)

FORM A.

From the Signalman at station
 To Area Manager

Up* Train No. Loco No. is at*
 Down approaching

Station, and the staff for the section to
 is not available due to

The last train to enter the section was No. Loco No. which
 departed Station at hours on
 19..... and arrived at Station
 at hours on 19..... Train travelled on

Staff*

Ticket

*The Bank Engine Key is in the lock.

Please issue a Proceed Order to Driver of Train No.
 Loco No. to travel from Station to
 Station without the Train Staff for the section.

..... Signalman.

Time hours

Date 19.....

*Strike out as necessary

Form S.W.9.

S.W.9.

Western Australian Government Railways.

Train Staff and Ticket System.

(Form referred to in Rule 185 of the Book of Rules.)

FORM B.

Advice of Opposing Trains.

From the Signalman at station
To Area ManagerOwing to the Staff not being available for Up* Train No.
DownLoco No. to travel from Station to
Station, Station is requesting the issue of a
Proceed Order.The last Up* train that left here was No. which departed
Down
at hours on 19..... and travelled on
Staff*

Ticket

*No train or locomotive will be permitted to foul the section until the arrival
of No. at this Station.*The Staff for the section is secured under lock and key and will not be
released until No. has arrived at this Station, complete.*Form "C" (SW10) will be issued to all Up* trains leaving this
Down
station until No. arrives at Station.
.....
Signalman.

Time hours

Date 19.....

*Strike out as necessary.

Form S.W.10.

S.W.10.

Western Australian Government Railways.

Train Staff and Ticket System.

(Form referred to in Rule 185 of the Book of Rules.)

FORM C.

(Serial No.)

(To be prepared in Triplicate.)

From the Signalman at station.
To Driver and Guard of Train No. Loco No. at Station.
You are hereby notified that Train No. Loco No. has been
authorised to travel from to on a Proceed
Order and you must not proceed beyond
Station until the crossing with train No. has been effected
although the Staff may be available for the section.
to
.....
Signalman.

Time hours

Date 19.....

Noted by—

Driver

Driver's Assistant

Guard

Time hours

Date 19.....

(A copy of this form must be handed to both the Driver and Guard. Triplicate
to be signed by the Driver and *Guard/Driver's Assistant, and sent to the Area
Manager.)

*Strike out as necessary.

Form S.W.11.

S.W.11.

Western Australian Government Railways.
Train Staff and Ticket System.
(Form referred to in Rule 185 of the Book of Rules.)

FORM D.

Authority to Travel through the Section without being in Possession of the Train Staff or Ticket.

| | |
|-------------------|-------|
| Proceed Order No. | |
| Office of Origin | |
| Date | / / |
| Time | hours |

| | |
|--------------------|-------|
| Sent at | hours |
| Sent by | |
| Repeated back by | |
| Repeated back from | |
| Repeated back at | hours |

To Driver and Guard.

Train No.Loco No.atStation.
Todayday19.....
No.train is authorised to travel fromStation
toStation without being in possession of the
Train Staff or Ticket.

.....
Area Manager

Per
Train Controller.

Form S.W.12 (E—YELLOW).

S.W.12.

Western Australian Government Railways.
Train Staff and Ticket System.
(Form referred to in Rule 185 of the Book of Rules)
FORM E—PROCEED ORDER.

Authority to travel through Staff
Section without being in possession
of Train Staff or Ticket.

| | |
|-------------------|-------|
| Proceed Order No. | |
| Office of Origin | |
| Date | / / |
| Time | hours |

To Driver and Guard.

Train No.Loco No.atStation.
Todayday19..... Train No.is authorised
to travel fromStation toStation
without being in possession of the Train Staff or Ticket.

Note—The train must travel cautiously. The locomotive headlight must be
lighted when visibility is bad.

Countersigned

.....
Area Manager.

Driver's Assistant/Guard, Train No.

(Original to be handed to Driver, duplicate to remain in book.)

The Driver must retain this order until the train has arrived at the station
in advance, complete, when it must be handed to the Signaller who must
immediately cancel it by writing the word "Cancelled" across it and inserting
the time and date, except as provided by paragraph (b) of sub-rule (1) of rule
372 of the Book of Rules.

Form S.W.12 (Carbon)

S.W.12 (Carbon)

Western Australian Government Railways.
Carbon of Form E.
(To be left in book.)

NOT TO BE USED AS AN AUTHORITY TO ENTER
THE SECTION

Form S.W.13.

S.W.13.

Western Australian Government Railways.
Train Electric Staff Block System.
(Form referred to in Rule 217 of the Book of Rules.)

FORM A.

From the Signaller atstation.
To Area Manager

Up* Train No.Loco No.isat*
Downapproaching

Station and the Staff for the Sectionto
.....is not available due to

The last train to enter the section was No.which
departedStation athours on
.....19.....and arrived at
Station athours on19.....and travelled
on Staff No.

The electric staff apparatus has been thoroughly tested.

*The Bank Engine Key is in the Switch Lock at
Station and has been tested. Please issue Proceed Order for Driver of Train
No.Loco No.
to travel fromStation to
Station without being in possession of the Staff for the section.

Time.....hours

.....
Signalman.

Date19.....

*Strike out as necessary.

Form S.W.14.

S.W.14.

Western Australian Government Railways.
Train Electric Staff Block System.
(Form referred to in Rule 217 of the Book of Rules.)

FORM B

Advice of Opposing Trains.

From the Signaller atstation.
To Area Manager

Owing to the Staff not being available for Up* Train No.
Down

Loco No.to travel fromStation to
Station,Station is requesting the issue of a
Proceed Order.

The last Up* train that left here was No.which departed
Down
athours on19.....and travelled on Staff No.

The electric staff apparatus has been thoroughly tested.

*Staff No.was withdrawn and is secured under lock
and key at my Station and will not be released until Train No.
arrives at this Station, complete.

*No train or locomotive will be permitted to foul the section until the arrival
of Train No.at this Station.

Form "C" (SW15) will be issued to all Up trains leaving this
Down

Station until Train No.arrives atStation.
Timehours

.....
Signalman.

Dated19.....

*Strike out as necessary.

Form S.W.15.

S.W.15.

Western Australian Government Railways.
Train Electric Staff Block System.
(Form referred to in Rule 217 of the Book of Rules.)

FORM C.

(Serial No.)

(To be prepared in Triplicate.)

From the Signalman at Station.
To Driver and Guard of Train No. Loco No. at Station.
You are hereby notified that Train No. Loco No. has been
authorised to travel from to on a Proceed
Order and you must not proceed beyond
Station until the crossing with Train No. has been effected
although the Staff may be available for the
to section.

.....
Signalman.

Time hours

Date 19.....

Noted by—

Driver

Driver's Assistant

Guard

Time hours

Dated 19.....

(A copy of this form must be handed to both the Driver and Guard. Triplicate
to be signed by the Driver and *Guard/Driver's Assistant, and sent to the Area
Manager.)

*Strike out as necessary.

Form S.W.16.

S.W.16.

Western Australian Government Railways.
Train Electric Staff Block System.
(Form referred to in Rule 217 of the Book of Rules.)

FORM D.

Authority to Travel through the Section without being in Possession of the Train
Staff.

| | |
|-------------------|-------|
| Proceed Order No. | |
| Office of Origin | |
| Date | / / |
| Time | hours |

| | |
|--------------------|-------|
| Sent at | hours |
| Sent by | |
| Repeated back by | |
| Repeated back from | |
| Repeated back at | hours |

To Driver and Guard.

Train No. Loco No. at Station.

Today day 19.....

No. train is authorised to travel from Station
to Station without being in possession of the
Electric Staff.

.....
Area ManagerPer
Train Controller.

Form S.W.17 (E—Green).

S.W.17.

Western Australian Government Railways.
 Train Electric Staff Block System.
 (Form referred to in Rule 217 of the Book of Rules)
 FORM E—PROCEED ORDER.

Authority to travel through Staff
 Section without being in possession
 of Train Electric Staff.

| | |
|-------------------|-------|
| Proceed Order No. | |
| Office of Origin | |
| Date | / / |
| Time | hours |

To Driver and Guard.

Train No.Loco No.atStation.
 Todayday19..... Train No.is authorised
 to travel fromStation toStation
 without being in possession of the Electric Staff.

Note—The train must travel cautiously. The locomotive headlight must
 lighted when visibility is bad.

Countersigned
 Area Manager.

Driver's Assistant/Guard, Train No.

(Original to be handed to Driver, duplicate to remain in book.)

The Driver must retain this order until the train has arrived at the station
 in advance, complete, when it must be handed to the Signaller who must
 immediately cancel it by writing the word "Cancelled" across it and inserting
 the time and date, except as provided by paragraph (b) of sub-rule (1) of rule
 379 of the Book of Rules.

Form S.W.17 (Carbon)

S.W.17 (Carbon)

Western Australian Government Railways.
 Carbon of Form E.
 (To be left in book.)

NOT TO BE USED AS AN AUTHORITY TO ENTER
 THE SECTION

Form S.W.18.

S.W.18.

Western Australian Government Railways.
 Single Line Automatic Signalling System.
 (Form referred to in Rule 254 of the Book of Rules.)
 FORM A

From the Signaller atstation.
 To Area Manager

Up* Train No.Loco No.is at/approaching*

Down

and Up* departure signal No.will not exhibit the Proceed
 Down
 indication.

The following apparatus applying to the system of single line automatic
 signalling in operation at this Station has been examined—

Track indicator shows
 Points properly set
 Signal lever correctly operated
 Releasing switch correctly operated
 Motor points crank handle
 Points Motor crank handle aperture closed and locked
 Half Pilot Key in case and turned to "in"

Please issue a Proceed Order for Driver of Train No.Loco No.
to pass Up* departure signal No.atStation
Down
in the Stop position.
Timehours
Date19.....
.....
Signalman.

*Strike out as necessary.

Information as Applicable to be Supplied by the Centralised Traffic Control Operator or the Signaller in Charge of a Remote Control System.

(1) Is there a train movement that prevents the signal being cleared?

(2) The last opposing train in the section was No.which
leftStation athours on
19.... and arrived atStation athours
on19....

(3) The next opposing train is No.and it is now at or approaching

(4) Has the Driver of this train been issued with Form C (SW20) if required?
.....(Form No.)

(5) The last train through the section was No.and it is now at or approaching

(6) Has the last train through the section been checked as complete?

(7) What does illuminated Track Diagram show for the section concerned ...

(8) Did the previous train shunt a switchlocked siding

(9) On what line is the train standing?

(11) Have other departure signals in the same direction been tested?

Result

(12) Has the departure signal at the opposite end of the section been tested? .

Result

(13) If (10) suggests a points failure have local Staff or Guard operated the points by hand to attempt to clear?

(14) Have approach lock releases been operated as necessary?

S.W.19.

Western Australian Government Railways.

Single Line Automatic Signalling System.

(Form Referred to in Rule 254 of the Book of Rules.)

FORM B—ADVICE OF OPPOSING TRAINS.

From the Signalman atstation.
To Area Manager

Advice has been received that $\frac{\text{Up}^*}{\text{Down}}$ Departure signal No.

at will not exhibit the Proceed indication for train
No. Loco No.

The last $\frac{\text{Up}^*}{\text{Down}}$ train that left here was No.athours

on19.....and *arrivedstation
*has not arrived

athours on19.....
 *No train or locomotive will be permitted to foul the
 tosection until the arrival of No.at this
 Station.

Form "C" (SW20) will be issued to all $\frac{\text{Up}^}{\text{Down}}$ trains leaving this

Station until No. arrives at

 Signalman.

Timehours
Date19.....

*Strike out where not applicable.

Form S.W.20.

S.W.20.

Western Australian Government Railways.
Single Line Automatic Signalling System.
(Form referred to in Rule 254 of the Book of Rules.)

FORM C.

(Serial No.)

(To be prepared in Triplicate.)

From the Signalman at Station.
To Driver and Guard of Train No. Loco No. at
You are hereby notified that Train No. Loco No. has been
authorised to pass Up* departure signal No. at in the
Down
Stop position and you must not proceed beyond
until the crossing with train No. at
has been effected

.....
Signalman.

Time hours

Date 19.....

Noted by—

Driver

Driver's Assistant

Guard

Time hours

Dated 19.....

*Strike out as necessary.

(A copy of this form must be handed to both the Driver and Guard. Triplicate
to be signed by the Driver and *Guard/Driver's Assistant, and to be sent to the
Area Manager.)

Form S.W.21.

S.W.21.

Western Australian Government Railways.
Single Line Automatic Signalling System.
(Form referred to in Rule 254 of the Book of Rules.)

FORM D—PROCEED ORDER.

Authority to pass the Departure signal in the Stop Position.

| | |
|-------------------|-------|
| Proceed Order No. | |
| Office of Origin | |
| Date | / / |
| Time | hours |

| | |
|--------------------|-------|
| Sent at | hours |
| Sent by | |
| Repeated back by | |
| Repeated back from | |
| Repeated back at | hours |

To Driver and Guard.

Train No. Loco No. at

Today day 19.....

Train No. Loco No. is authorised to pass the Up*
Down
departure signal No. at in the Stop position.

.....
Area Manager

Per

Train Controller.

*Here insert Up or Down as the case may be.

Form S.W.22 (E Pink).

S.W.22.

Western Australian Government Railways.
Single Line Automatic Signalling System.
(Form referred to in Rule 254 of the Book of Rules)

FORM E—PROCEED ORDER.

Authority to pass the Departure signal in the Stop Position.

| | |
|-------------------|-------|
| Proceed Order No. | |
| Office of Origin | |
| Date | / / |
| Time | hours |

To Driver and Guard.

Train No.Loco No.at
Todayday19..... No.is authorised
to pass the *Departure signal No.at
.....in the Stop position.

Note—The train must travel cautiously, the Driver being prepared to find the section obstructed, points wrongly set, or a broken or displaced rail. The engine headlight must be lighted when visibility is bad.

Countersigned

Area Manager.

Driver's Assistant/Guard, Train No.

(Original to be handed to Driver, duplicate to remain in book.)

Immediately after the Departure signal quoted above has been passed in the Stop position the Driver must write "Cancelled" across this Proceed Order and attach it to his daily running statement.

*Here insert UP or DOWN as the case may be.

Form S.W.22 (Carbon)

S.W.22 (Carbon)

Western Australian Government Railways.

Carbon of Form E.

(To be left in book.)

NOT TO BE USED AS AN AUTHORITY TO ENTER
THE SECTION

Form S.W.23, 24 and 25.

DELETED

S.W.23.

DELETED

S.W.24.

S.W.25.

[Butt]
Western Australian
Government
Railways

Ticket No.
Train No.
Loco No.
From
To

Western Australian Government Railways.
Single Line Automatic Signalling System.
(Form referred to in Rule 265 of the Book of Rules.)

PILOT KEY CAUTION TICKET.

Ticket No.
To the Driver of Train No.
Loco No.

You are authorised to proceed from

.....to.....
The last train that left here was No.
athours and arrived*
has not yet reported in*
at

I have seen the complete
Pilot Key for the section
*I note that the last train to
leave here has not yet re-
ported at

Driver.

Signalman.

Date19.....

*Strike out if not required.

*Strike out whichever is not applicable.

[Reverse]

The Pilot Key Caution Ticket will apply only to a single journey to the other end of the section, where it must be given up by the Driver to the Signaller, who must cancel the ticket by writing the word "Cancelled" across the face of it, and forward it to the Area Manager.

Form S.W.26.

S.W.26.

Western Australian Government Railways.

INSTITUTING PILOT WORKING.

(Form referred to in Rule 329 of the Book of Rules.)

..... Station 19.....
..... hours

To at

Owing to the*

..... all traffic
will pass betweenand on the † main line
in charge of who will act as Pilotman.

No train is to be allowed to pass into this section unless the Pilotman is present and gives his permission.

The Driver of each train must read this form before entering the section.

This order must remain in force until cancelled by the Person-in-Charge for the time being at the Station where Pilotworking was instituted.

Catch points exist at kilometreage.

(Delete if not catch points exist.)

.....
Station Master.

Noted by ‡ at hours

Noted by ‡ at hours

Noted by ‡ at hours

Noted by ‡ at hours

Noted by ‡ at hours

Noted by ‡ at hours

Noted by ‡ at hours

.....
Pilotman.

*Here insert:— "Line being blocked between and"
"Staff lost", "Staff damaged", "Pilot Key lost", "Half Pilot Key lost", "Failure
of Apparatus", or as the case may be.

† If on a double line insert here "Up" or "Down" as the case may be.

‡ These signatures must be made on the copy held by the Pilotman.

Forms S.W.27 and 28

S.W.27.

Western Australian Government Railways.

RELIEF OF PILOTMAN.

(Form referred to in Rule 333 of the Book of Rules.)

..... Station.
..... 19.....

*To at Pilotman

..... appointed to work between

and is now being relieved; new forms are being
issued and appointed as pilotman.

.....
Station Master.

*Each person who receives a pilotworking form must also be handed a copy of this order.

S.W.28.

Western Australian Government Railways.
PILOTWORKING CANCELLATION ORDER.
 (Form referred to in Rule 334 of the Book of Rules.)

.....Station.
19.....
 *To
 Pilotworking arrangements made at
 on19.....for the line between
 andare hereby cancelled, and ordinary working
 will be resumed.

On a double line section, the Pilotman must accompany the first train to pass
 over the line that was obstructed, and ride on the locomotive.

.....
 Station Master.

*Each person who receives a form instituting pilotworking must also be handed
 a copy of this order.

Form S.W.29.

S.W.29.

Western Australian Government Railways.
 Telegram.
RESUMPTION OF ORDINARY WORKING.
 (Form referred to in Rule 334 of the Book of Rules.)

.....Station.
19.....
 Toat
 Train No.Loco No.accompanied by the Pilotman arrived here
 athours.

I have received my cancellation order. All pilotworking forms issued have
 been collected and cancelled by the Pilotman. I have checked these against the
 notation on the Pilotman's form.

*Electric Staff System—The Staff has been placed in the Staff Instrument.

*Staff and Ticket System—The Staff has been received.

*Single Line Automatic Signalling System.—The Half-pilot key has been
 replaced in the pilot key box.

*Normal working may be resumed.

*On Double Line the Pilotman will accompany train No.over
 the obstructed road

.....
 Signalman.

Timehours

Date19.....

Received by

Signalman.

Timehours

*Delete the words not applicable.

Forms S.W.30

S.W.30.

[Butt]
 Western Australian
 Government
 Railways.

Western Australian Government Railways.
PILOTMAN'S CAUTION TICKET.
 (Form referred to in Rule 330 of the Book of
 Rules.)

Ticket No.
 Train No.
 Loco No.
 From
 To

Ticket No.
 To the Driver of Train No.
 Loco No.

.....
 Pilotman.
 Date19.....

You are authorised to proceed from
to.....
 The last train that left here was No.
 athours and arrived*
 has not yet reported in*
 at

I have read the form held by
 the Pilotman.

*I note that the last train to leave here has not yet reported at

Driver.

*Strike out if not required.

The Driver must examine the Pilotworking form held by the Pilotman before accepting this ticket.

Pilotman.

Date19.....

*Strike out whichever is not applicable.

[Reverse]

The Pilotman's Caution Ticket will apply only to a single journey to the other end of the section, and must be given up by the Driver to the Signaller, who must cancel the ticket by writing the word "Cancelled" across the face of it, and forward it to the Area Manager.

Form S.W.31

[Butt]
Western Australian
Government
Railways.
Received notice that
Pilot Working* is in force
Pilot Key Working
between
and

Driver.

Date19.....

Timehours

*Strike out if not required.

S.W.31.
Western Australian Government Railways.
(Form referred to in Rules 262 and 330 of the
Book of Rules.)

NOTICE TO DRIVER THAT PILOT WORK-
ING OR PILOT KEY WORKING IS IN
FORCE.

To Driver of Train No.Loco No.

You are hereby notified that—

Pilot Working*

Pilot Key Working

is in force betweenand

(Signature)

Date19.....

Timehours

*Strike out as necessary.

DELETED

S.W.32.

DELETED

S.W.33.

Western Australian Government Railways.
SIGNALMAN'S WRONG—DIRECTION ORDER.

Form referred to in the Book of Rules:

Rules—

372. Train Staff and Ticket System.

379. Train Electric Staff System.

393. {Block Telegraph System. Double Line.
{Automatic Signalling System. Double Line.

To Driver of locomotive No.working train No.

You are authorised to return with your train to this signal-box. Catch points
exist at

Signalman.

Signal-box.

Timehours

Date19.....

*Countersigned

Signalman.

atSignal-box.

*If necessary.

Form S.W.35 (Green)

S.W.35.

Western Australian Government Railways.

DRIVER'S ORDER FOR ASSISTANCE.

Form referred to in the Book of Rules:

Rules—

| | |
|----------------|--|
| 369, 372, 374. | Train Staff and Ticket System. |
| 377, 379. | Train Electric Staff System. |
| 384, 387. | Automatic Signalling System, Single Line. |
| 393. | {Block Telegraph System. Double Line. |
| | {Automatic Signalling System. Double Line. |

(A supply of these forms must be kept by each Driver.)

To the Signalman atSignal-box.

Allow a relief train to proceed to my train which is stationary at
..... kilometreage.

I will not move my locomotive in any direction until the arrival of the relief train.

Reasons for requiring assistance

Tonnage, including disabled locomotive

Catch points exist at

Driver.

Train No.Loco. No.

Timehours

Date19....

*Countersigned

Signalman.

atSignal-box.

*If necessary.

Form S.W.36 (Pink)

S.W.36.

Western Australian Government Railways.

GUARD'S WRONG—DIRECTION ORDER.

Form referred to in the Book of Rules:

Rules—

| | |
|---------------------|--|
| 344, 371, 372. | Train Staff and Ticket System. |
| 377, 378, 379. | Train Electric Staff System. |
| 382, 383, 386, 387, | Automatic Signalling System, Single Line. |
| 388. | |
| 391, 392, 393, 394. | {Block Telegraph System. Double Line. |
| | {Automatic Signalling System. Double Line. |

(A supply of these forms must be kept by each Guard.)

To the Signalman atSignal-box.

Allow the Driver of locomotive No.Train No.to return
in the wrong direction to the remainder of his train at
kilometreage.

I will prevent it from being moved until the return of the locomotive.

Guard.

Train No.

Timehours

Date19....

*Countersigned

Driver of Assisting Engine.

*Countersigned

Signalman.

atSignal-box.

Catch points exist at

*If necessary.

Forms S.W.37 and 38.
S.W.37.

DELETED

S.W.38.

Western Australian Government Railways.

ADVICE TO DRIVER OF LOCATION OF OBSTRUCTION.

(Form referred to in Rule 368, 369, 375 and 383 of the Book of Rules.)

To the Driver of Train No. Loco No.
 An obstruction exists at kilometreage.
 You are therefore instructed to proceed cautiously, being prepared to obey any
 hand signals that may be exhibited.

The obstruction is to be removed to the
 end of the section.

.....
Signalman.

Station

Time hours

Date 19.....

Countersigned

Driver of Relief Engine

Form 39.

S.W.39.

Western Australian Government Railways.

REMOTE CONTROL OF SIGNALLING APPARATUS.

(Form referred to in Rule 121 of the Book of Rules.)

Application for authority to disconnect for repair or replacement
 signals, points, controlled switch locks, control equipment or other appa-
 ratus remote from the control panel.

To the operator at Station.

*It is necessary to

.....

.....

.....

.....

at Station.

*Here detail work to be carried out giving apparatus designations
 and numbers.

The estimated time to complete is hrs mins.

Affected signals will be fixed at Stop.

Arrangements can be made to handsignal trains while work is in progress.
 This does not include hand signalling past Departure signals.

Requested by (name).

Designation

Date

Time

Approval.

Operator at to (name).

Progressive Approval No.

Work may begin after Train No. Loco No. at approximately

..... and must be completed by

for Train No. Loco No.

Signed.

Operator.

Advice of Completion.

To Operator at Station.

Work under approval No. is complete.

Signed.

at hours

Advice of Test.

Operator at to (name).

Tested all correct at hours by (name).

Transmitted to*Station/Location
 athours
 Train Controller
 Repeated from*Station/Location
 at.....hours
 Date19.....
 By *Driver/Qualified Employee

DRIVERS ASSISTANT
 The directions contained in this
 Train Order are fully understood.
Drivers Assistant
 (1)*Relief Drivers
 Assistant
 (2)
 (3)
 *Delete as necessary

****RELIEF DRIVER**
 The directions contained in this
 Train Order are fully understood.
 (1)Relief Driver
 (2)
 (3)
 **Where applicable

Form S.W.42.

S.W.42.

Western Australian Government Railways.

To:—
 Driver of Train No.
 Locomotive No.Date
 AtTime.....

Train Working Advice

(Form referred to in Rules 283 to 315 of the Book of Rules)

Train Order Territory (S.W.42)

Details of trains expected to be operating between
 andduring the passage of your train between those
 points, and the latest advice on their positions are shown below:

Opposing Trains

No.*Departed/*Expected Departat(Time)
 No.*Departed/*Expected Departat(Time)
 No.*Departed/*Expected Departat(Time)
 No.*Departed/*Expected Departat(Time)

Preceding Trains

No.Last Reported Arrivingat(Time)
 No.Last Reported Arrivingat(Time)
 No.Last Reported Arrivingat(Time)

Following Train

No.Expected Departat(Time)

*Delete words not required.

(Signed)
 *Qualified Employee
 *Train Controller

This form shall be handed to relief driver and guard when changing over and
 subsequently be attached to the Train Journal on completion of trip.

[*Published in the Gazette of 14 May 1940 at p. 789. For amendments to 14
 February 1991 see pp. 249-250 of 1989 Index to Legislation of Western Australia
 and Gazettes of 17 and 24 August and 21 December 1990, and 11 January 1991.]

The Common Seal of the Western Australian Government Railways Commission
 was hereunto affixed in the presence of—

Dr J. GILL, Commissioner.
 D. MUNYARD, Secretary.

Approved by His Excellency the Governor in Executive Council.

L. M. AULD, Clerk of the Council.

WATER AUTHORITY**WA401****METROPOLITAN WATER AUTHORITY ACT 1982**

Notice of Alteration of Declared Drainage Area

Beechboro 1991 Addition

File G 4718.

Made by the Hon. Minister for Water Resources pursuant to section 104 (3).

1. The area formerly known as Metropolitan Main Drainage District No. 1, deemed, pursuant to section 104 (7) of the Metropolitan Water Authority Act 1982, to have been declared a drainage area, is referred to in this notice as "the declared drainage area".

2. Notice is hereby given that the boundaries of the declared drainage area, as altered, are, as from 26 June 1991, to be further altered by the addition of the land shown shaded in the Schedule hereto and more particularly delineated on Plan CD17, Sheet 3.

3. A person who is aggrieved by this proposal or who alleges that any land is not land which will—

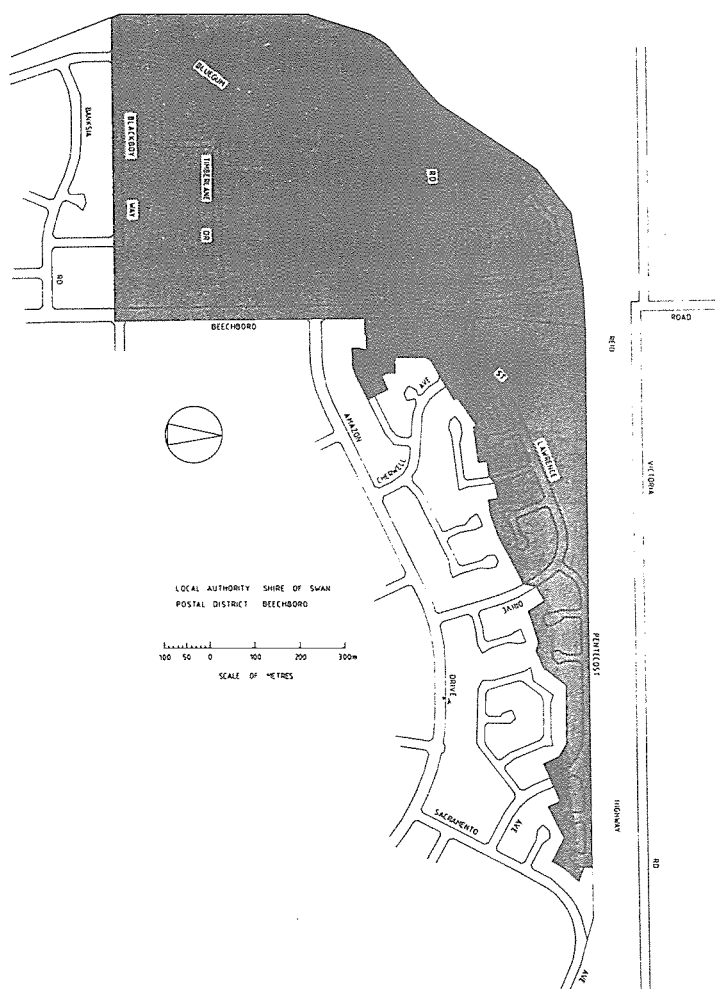
(a) benefit from; or

(b) contribute to the need for,

the main drains as delineated on Plan CD17, Sheet 2 may, pursuant to section 104 (4) of the Metropolitan Water Authority Act 1982, by notice in writing to the Minister within one month of the publication of this notice, object to the proposal contained herein.

E. F. BRIDGE, Minister for Water Resources.

Note: Plan CD17 may be inspected at the Design Services Branch of the Water Authority's Perth North Region Office in Joondalup House at 8 Davidson Terrace, Joondalup between the hours of 8.15 am and 4.30 pm on any working day.

Schedule

In accordance with the provisions of the Metropolitan Water Authority Act 1982, it is hereby notified that all rateable land situated within such portions of the declared drainage area as altered by this Notice, shall be rated for main drainage from 1 July 1991.

W. J. COX, Managing Director,
Water Authority of Western Australia.

TENDERS**ZT201****MAIN ROADS DEPARTMENT***Tenders*

Tenders are invited for the following projects.

Tender documents are available from the Contracts Clerk, Ground Floor, Main Roads Department, Waterloo Crescent, East Perth.

| Tender No. | Description | Closing Date |
|------------|---|------------------------|
| 220/90 .. | Supply and delivery of four only 4WD loaders, | Monday May 13, 1991 |
| 221/90 .. | Supply and delivery of 2-3 four wheel drive loaders. | Monday May 13, 1991 |
| 205/90 .. | The fabrication and delivery to site of steel universal beams for Southern River Road Bridge No. 1351, City of Gosnells. | Monday May 6, 1991 |

D. R. WARNER, Director, Administration and Finance.

ZT202*Acceptance of Tenders*

| Contract No. | Description | Successful Tenderer | Amount |
|--------------|--|------------------------------|--------------|
| | | | \$ |
| 86/90 | Road construction on Great Northern Highway (Paynes Find Deviation), Geraldton Division. | Bayswater Contracting | 1 909 775.48 |
| 197/90 .. | Supply and delivery of one only vibrating road tandem roller. | J I Case (Australia) Pty Ltd | 44 034.00 |

D. R. WARNER, Director, Administration and Finance.

PUBLIC NOTICES**ZZ301****INQUIRY AGENTS LICENSING ACT 1954****Application for Licence in the First Instance**

To the Court of Petty Sessions at Fremantle.

I, Ronald Allan White of 151 Kitchener Road, Alfred Cove, Retired Police Superintendent, having attained the age of twenty-one years, hereby apply on my own behalf for a licence under the abovementioned Act. The principal place of business will be at 151 Kitchener Road, Alfred Cove.

Dated the 8th day of April 1991.

R. A. WHITE, Signature of Applicant.

Appointment of Hearing

I hereby appoint the 24th day of May 1991 at 10.00 o'clock in the forenoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Fremantle.

Dated the 12th day of April 1991.

P. J. DAMA, Clerk of Petty Sessions.

Objection to the granting of the application may be served on the applicant and the Clerk of Petty Sessions at any time prior to seven days before the date appointed for the hearing.

ZZ401

DISPOSAL OF UNCOLLECTED GOODS ACT 1970

To John Holmes of c/- *The Kalgoorlie Miner*

1. You were given notices on 28 January 1991 and 6 March 1991 that your Honda 550cc Motor Cycle situated at 34B Wilson Street, Kalgoorlie, WA, was ready for your possession, after the payment in full is made.

2. Unless not more than one month after giving you this notice you claim your goods or make attempts to pay for it, James Ayers of 34B Wilson Street, Kalgoorlie, Bailee, intends making an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.

JAMES AYERS,
34B Wilson Street,
Kalgoorlie WA 6430.

ZZ402

MEMBERS VOLUNTARY WINDING-UP

Lo Presti Trading Pty Ltd—ACN 008 726 627

A Special Resolution was passed at a meeting held on the 12th day of April 1991 and is detailed below:

1. That Lo Presti Trading Pty Ltd an exempt proprietary company be wound up by way of a voluntary members liquidation.

2. That Mr Giuseppe Ingrilli of Ingrilli and Associates Pty Ltd, Certified Practising Accountants of 4 Emerald Terrace, West Perth, be appointed liquidator of Lo Presti Trading Pty Ltd, the written consent of Mr Ingrilli having been obtained to act as liquidator and his remuneration for so acting be determined by the Board of Lo Presti Trading Pty Ltd.

INGRILLI AND ASSOCIATES PTY LTD.

ZZ403

MEMBERS VOLUNTARY WINDING-UP

Lo Presti Investments Pty Ltd—ACN 008 726 896

A Special Resolution was passed at a meeting held on the 12th day of April 1991 and is detailed below:

1. That Lo Presti Investments Pty Ltd an exempt proprietary company be wound up by way of a voluntary members liquidation.

2. That Mr Giuseppe Ingrilli of Ingrilli and Associates Pty Ltd, Certified Practising Accountants of 4 Emerald Terrace, West Perth, be appointed liquidator of Lo Presti Investments Pty Ltd, the written consent of Mr Ingrilli having been obtained to act as liquidator and his remuneration for so acting be determined by the Board of Lo Presti Investments Pty Ltd.

INGRILLI AND ASSOCIATES PTY LTD.

ZZ404

COMPANIES (CO-OPERATIVE) ACT 1943

NOTICE OF RESOLUTION

NORTHAMPTON FARMERS CO-OPERATIVE COMPANY LIMITED

Notice is hereby given that at an Extraordinary General Meeting of Members of the abovenamed company held on 16th April, 1991 the following Special Resolution was passed:

"That the company be wound up voluntarily and that Evan Robert Verge be appointed Liquidator of the company."

"That on the winding up of the company, its assets may at the sole discretion of the Liquidator and subject to the payment of the debts and liabilities of the company and the costs of the liquidation be distributed amongst the members in specie, in whole or in part according to their respective rights and interests in the company."

Dated this 16th day of April, 1991.

I. K. SUDLOW, Director.

ZZ405

DISPOSAL OF UNCOLLECTED GOODS

To Oscar Nichlaus Soria formerly of 24 Cedric Street, Stirling

1. You were given notice in June 1990 that goods situated at 9 Ruislip Street, West Leederville WA 6007 were ready for redelivery.

2. Unless not more than 1 month after the date of this notice you take redelivery of the goods or give directions for the redelivery, John Leonard Neil of 9 Ruislip Street, West Leederville 6007 intends making an application to the Court for an order to sell or otherwise dispose of them in accordance with the Act.

JOHN LEONARD NEIL.

ZZ701

MEDICAL ACT 1894

In the matter of the Medical Act 1894 and amendments
and

In the matter of Dr Leslie Howard Stagg, Medical Practitioner of 16 Nunnweek Street, Booragoon, Western Australia

The Medical Board of Western Australia held an Inquiry on the 8th, 9th, 10th and 11th April, 1991 with reference to an allegation that Dr Leslie Howard Stagg was guilty of gross carelessness contrary to section 13 (1) (c) of the Medical Act as amended. The charges arose out of events occurring in the treatment of Sebastian Canciglia (Deceased) namely:

- (1) that he failed to diagnose during the course of 17th June 1988 and the early morning of the 18th June 1988 that Mr Canciglia may be suffering complications as a result of a highly selective vagotomy and gastrotomy performed by him on Mr Canciglia on the 14th June 1988;
- (2) that he failed to heed or take any reasonable steps during the course of 17th June 1988 to properly investigate the complaints of Mr Canciglia as to his condition and the concerns of hospital staff as to Mr Canciglia's condition;
- (3) that he failed to observe or to act upon or to investigate properly during the course of the 17th June 1988 the steady deterioration in Mr Canciglia's condition;
- (4) that he failed to properly examine Mr Canciglia during his attendance on him on the afternoon of the 17th June 1988 and failed to commence investigative and management strategies following that examination, and
- (5) that he failed to attend on Mr Canciglia during the evening of the 17th June 1988 and/or in the early hours of the 18th June 1988.

Dr Stagg pleaded guilty to gross carelessness as alleged and the Board made the following orders:

- (a) that the complaint against Dr Leslie Howard Stagg of gross carelessness had been established;
- (b) that Dr Leslie Howard Stagg be:
 - (i) reprimanded,
 - (ii) fined the sum of Ten Thousand Dollars (\$10 000.00), and
 - (iii) ordered to pay the costs of the Inquiry.

Dated at Perth this 11th day of April 1991.

By Order of the Medical Board of Western Australia.

K. I. BRADBURY, Registrar.

ZZ702

MEDICAL ACT 1894

In the matter of the Medical Act 1894 and amendments
and

In the matter of Dr Harvey Martin Tarvydas, Medical Practitioner of 82 Morley Drive, Tuart Hill, Western Australia

The Medical Board of Western Australia held an Inquiry on the 12th day of April, 1991 with reference to an allegation that Dr Harvey Martin Tarvydas was guilty of improper conduct in a professional respect contrary to section 13 (1) (a) of the Medical Act as amended. The charges arose out of events relating to failure to respond to correspondence from the Medical Board. The Board found as follows:

- (1) that the complaint of improper conduct in a professional respect had been established;
- (2) that Dr Harvey Martin Tarvydas be reprimanded, fined the sum of One Thousand Five Hundred Dollars (\$1 500), and ordered to pay costs amounting to Four Hundred and Fifty Dollars (\$450.00).

Dated at Perth this 12th day of April 1991.

By Order of the Medical Board of Western Australia.

K. I. BRADBURY, Registrar.



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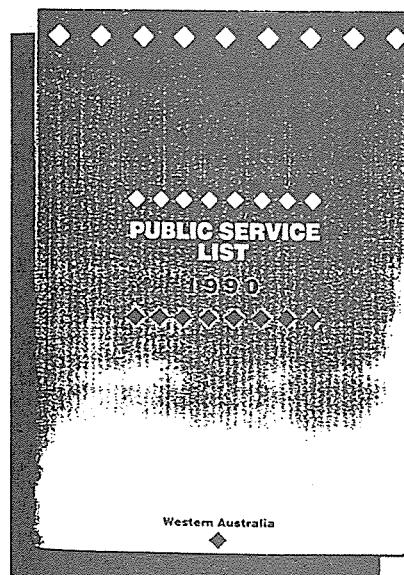
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ZZ999

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