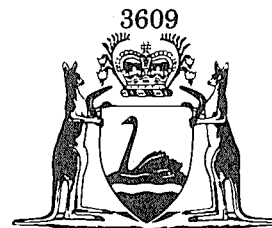


WESTERN  
AUSTRALIAN  
GOVERNMENT

# Gazette



PERTH, FRIDAY, 19 JULY 1991 No. 96

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

- Material submitted to the Executive Council for gazettal will require a copy of the signed Executive Council Minute Paper.
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As of 1 July 1990 all notices published in the *Government Gazette* will attract payment as indicated in the circular forwarded to all Chief Executive Officers in March 1990.

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G. L. DUFFIELD, Director.

**PROCLAMATION**

AA101

**PUBLIC AND BANK HOLIDAYS ACT 1972****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.

I, the Governor, acting under section 8 of the Public and Bank Holidays Act 1972 and with the advice and consent of the Executive Council, declare that instead of 30 September 1991, Wednesday 14 August 1991 shall be the Celebration Day for the Anniversary of the Birthday of the Reigning Sovereign in 1991 in the Wyndham townsite and in the area within a 25 kms radius of the Wyndham Post Office.

Given under my hand and the Public Seal of the State on 9th July 1991.

By His Excellency's Command,

YVONNE HENDERSON, Minister for Productivity and Labour Relations.  
GOD SAVE THE QUEEN !

**CONSERVATION AND LAND MANAGEMENT**

CM401

**CONSERVATION AND LAND MANAGEMENT ACT 1984****MANAGEMENT PLAN FOR FITZGERALD RIVER NATIONAL PARK**

The National Parks and Nature Conservation Authority advises that the management plan for Fitzgerald River National Park is available.

The management plan was prepared in accordance with sections 53 to 61 of the Conservation and Land Management Act 1984 and was approved by the Minister for the Environment on 6 June 1991. No modifications were made to the management plan under section 60 (2) of the Act, and it comes into operation with this *Gazette* notice.

Copies of the plan can be inspected at the Department of Conservation and Land Management, Woodvale library, and the offices listed below, the offices and libraries of the Shire of Jerramungup and Shire of Ravensthorpe, and the Environment Centre library. Copies of the plan can be purchased for \$10 and the Analysis of Public Submissions for \$3 from the following CALM offices:

State Operations Headquarters  
Department of Conservation and  
Land Management  
50 Hayman Road  
Como WA 6152

Regional Office  
Department of Conservation and  
Land Management  
44 Serpentine Road  
Albany WA 6330

SYD SHEA, Executive Director,  
Department of Conservation and Land Management.

**CONSUMER AFFAIRS**

CN301

**CONSUMER AFFAIRS ACT 1971****ORDER**

I, Jennifer Anne Bunbury, Acting Commissioner for Consumer Affairs in and for the State of Western Australia being satisfied that a Consumer Affairs Authority, namely His Excellency the Governor General of the Commonwealth of Australia, Bill Hayden, in Federal Executive Council, has by regulation dated 14 December 1989, published in the *Government of Australia Gazette* of 21 December 1989 restricted the supply of goods known as elastic luggage straps and described in the Schedule hereto. Now I, pursuant to the powers vested in me by section 23R (4) of the Consumer Affairs Act 1971 restrict the supply of goods known as elastic luggage straps and described in the Schedule hereto.

Dated this 11th day of July 1991.

J. A. BUNBURY, Acting Commissioner for Consumer Affairs.

## Schedule One

Goods being an elastic strap or cord or two or more elastic straps or cords permanently joined and:

- (a) having a hook, buckle or other fastening device at each extremity; and
- (b) designed to be used for the purpose of securing luggage or other objects.

## Schedule Two

(a) The goods referred to in Schedule One shall have a warning label permanently affixed to them bearing the following warning:

'WARNING. Avoid eye injury. Do not overstretch. Strap may rebound.'

(b) This label must:

- (i) bear the word "WARNING" in upper case red letters of not less than 5 mm in height on a white background; and
- (ii) bear the remaining words in upper or lower case letters of not less than 2.5 mm in height; and
- (iii) be conspicuously displayed.

CN302

## CREDIT ACT 1984

## ORDER UNDER SECTION 19

Made by His Excellency the Governor in Executive Council.

## Citation

1. This Order may be cited as *Credit Order No. 51—Life Insurance Policies as Security Exemption*.

## Repeal

2. Order 51 published in *Government Gazette* of 25 November 1988 is hereby repealed.

## Commencement

3. This Order shall take effect on and from the date of publication in the *Government Gazette*.

## Life Insurance Policies as Security Exemption

4. Subject to clause 5 and 6 sections 50 (2), 61 (a) and 61 (c) of the *Credit Act 1984* do not have effect in relation to a continuing credit contract entered into by an insurance company on the security of the life insurance policy.

5. The exemption under clause 4 does not apply to a continuing credit contract referred to therein unless—

- (a) the contract gives the debtor a right to deduct the amounts advanced and any accrued interest from the life policy proceeds on termination or maturity of the policy;
- (b) the contract provides for a billing cycle not exceeding six months; and
- (c) a statement of account in accordance with section 61 and schedule 7 of the *Credit Act 1984* is given to debtors in respect of each billing cycle.

6. A variation of a continuing credit contract to which clause 4 applies that increases the credit charge under the contract or increases the amount of, or bridges the time for payment of, the amount standing to the debit of the account does not have effect until a period that is not shorter than two calendar months has elapsed after notice in writing of the variation has been given to the debtor.

7. Subject to clause 8 section 62 (1) of the *Credit Act 1984* does not have effect in relation to a continuing credit contract entered into by an insurance company on the security of a life insurance policy to the extent that section 62 (1) suspends any right of action claimed by the credit provider in respect of the queried amount or other matter, and any related credit charge until after the expiration of two complete billing cycles that next succeed the credit provider given to the debtor a written notification setting out his decision in relation to the query referred to therein.

8. The exemption under clause 7 does not apply to a continuing credit contract referred to therein unless the credit provider suspends any right of action in respect of the queried amount or other matter, and any related credit charge until after the expiration of the two month period that next succeeds the month in which the credit provider gives to the debtor a written notification setting out his decision in relation to the query made pursuant to that subsection.

9. Subject to clause 10 section 62 (3) of the *Credit Act 1984* does not have effect in relation to a continuing credit contract entered into by an insurance company on the security of a life insurance policy insofar as section 62 (3) permits a debtor to apply to a Tribunal before the expiration of two billing cycles that next succeed the credit provider giving to the debtor a written notification of his decision in relation to a query made pursuant to section 62 (1) of the *Credit Act 1984* for a determination to be made with respect to the queried amount or other matter.

10. The exemption under clause 9 does not apply to a continuing credit contract referred to therein unless the debtor may apply to a Tribunal pursuant to section 62 (3) of the *Credit Act 1984* before the expiration of the two month period that next succeeds the month in which the credit provider gives to a debtor a written notification of his decision in relation to a query made pursuant to section 62 (1) of the *Credit Act 1984* for determination to be made with respect to the queried amount or other matter and any right of action, and obligation to pay, referred to in clause 8 are further suspended until the Tribunal makes its determination.

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

CN303

**CREDIT ACT 1984**  
**ORDER UNDER SECTION 19**

Made by His Excellency the Governor in Executive Council.

**Citation**

1. This Order may be cited as *Credit Order No. 72—National Mutual Continuing Credit Contracts*.

**Commencement and Duration**

2. This Order shall take effect on and from the date of publication in the *Government Gazette*.

**Exemption**

3. Sections 52, 54 (2), 55 (1) and 59 (1) (b) of the *Credit Act 1984* do not have effect in relation to National Mutual Life Association of Australasia Limited to the extent that it enters into, purchases or otherwise acquires continuing credit contracts.

4. The exemption under clause 3 applies to a continuing credit contract where—

- (a) the contract provides for a billing cycle of six months duration; and
- (b) the credit charge on the contract is calculated by applying the average daily percentage rate to the unpaid daily balance of the account.

5. In this Order—

- (a) "average daily percentage rate" means the yearly percentage rate divided by 365.25; and
- (b) "unpaid daily balance" means the unpaid daily balance under the contract, other than any amount in respect of—
  - (i) a credit charge for the immediately preceding billing cycle which is paid before the due date; and
  - (ii) a credit charge relating to the unpaid daily balance for any other day in the billing cycle.

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

## CROWN LAW

CW301

## JUSTICES ACT 1902

## JUSTICES (INREP) AMENDMENT REGULATIONS (No. 2) 1991

Made by His Excellency the Governor in Executive Council.

## Citation

1. These regulations may be cited as the *Justices (INREP) Amendment Regulations (No. 2) 1991*.

## Schedule 1 amended

2. Schedule 1 to the *Justices (INREP) Regulations 1989\** is amended—

(a) in items 4, 5 and 7 in columns 2, 3, 4 and 5—

- (i) by inserting the paragraph designation "(a)" before each entry; and  
 (ii) by inserting after paragraph (a) in each column the following paragraphs—

"	(b) Senior Ranger, City of Fremantle	(b) Town Clerk, City of Fremantle	(b) Senior Ranger, City of Fremantle	(b) Administration Manager, City of Fremantle
	(c) Manager, Corporate Services, City of Melville	(c) Town Clerk/ City Manager, City of Melville	(c) Town Clerk/ City Manager, City of Melville	(c) Manager, Corporate Services, City of Melville

(b) in item 6 in columns 2, 3, 4 and 5 by inserting after paragraph (b) in each column the following paragraphs—

"	(c) Senior Ranger, City of Fremantle	(c) Town Clerk, City of Fremantle	(c) Senior Ranger, City of Fremantle	(c) Administration Manager, City of Fremantle
	(d) Manager, Corporate Services, City of Melville	(d) Town Clerk/City Manager, City of Melville	(d) Town Clerk/City Manager, City of Melville	(d) Manager, Corporate Services, City of Melville

(c) after item 6 by inserting the following item—

"	6A. <i>Edith Cowan University Act 1984</i> , section 29	Head of Properties Services, Edith Cowan University	Head of Financial Services, Edith Cowan University	Head of Properties Services, Edith Cowan University	Head of University Administration, Edith Cowan University
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and

(d) after item 9 by inserting the following item—

"	10. <i>University of Western Australia Act 1911</i> , section 16A	Manager, Campus Services, University of Western Australia	Vice Principal (Finance and Resources) University of Western Australia	Manager, Campus Services, University of Western Australia	Manager, Campus Services, University of Western Australia
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[\*Published in the Gazette on 15 December 1989 at pp. 4521-24. For amendments to 14 June 1991 see page 292 of 1990 Index to Legislation of Western Australia and Gazette of 1 March 1991.]

By His Excellency's Command,

L. AULD, Clerk of the Council.

CW401

## JUSTICES ACT 1902

Crown Law Department,  
Perth, 19 July 1991.

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.

Margaret Ann Bray, of 140 Gingin Road, Lancelin.

Michael Agapitos Michael, of 9 The Coombe, Mosman Park, and 16 Frobisher Street, Osborne Park.

Ruth Isobel Riegert, of 5 Teasdale Street, Yarloop.

Ian Francis West, of Lot 96 Farrell Street, Perenjori, and Fowler Street, Perenjori.

D. G. DOIG, Under Secretary for Law.

CW402

*EX OFFICIO JUSTICE OF THE PEACE*Crown Law Department,  
Perth, 19 July 1991.

It is hereby notified for public information that James Gordon McNamara has been appointed under section 9 of the Justices Act 1902 to be a Justice of the Peace for the Magisterial District of Perth during his term of office as Mayor of the City of Stirling.

D. G. DOIG, Under Secretary for Law.

CW403

*EX OFFICIO JUSTICES OF THE PEACE*Crown Law Department,  
Perth, 19 July 1991.

It is hereby notified for public information that the following Presidents of Shire Councils have been appointed under section 9 of the Justices Act 1902 to be Justices of the Peace for the Magisterial Districts shown during their term of office as Presidents of the Shire Councils mentioned—

Graham John Gooding of South East Candlelight Road, Moulyinning—President of the Shire of Dumbleyung for the Forrest Magisterial District.

Walter Laurence King of Kings Road, Karon—President of the Shire of Perenjori for the Geraldton Magisterial District.

James Stewart Rogers of Parrawilla Road, Cunderdin—President of the Shire of Cunderdin for the Avon Magisterial District.

D. G. DOIG, Under Secretary for Law.

**EDUCATION**

ED301

**EDITH COWAN UNIVERSITY ACT 1984**Office of the Minister for Education,  
Perth, 19 July 1991.

It is hereby notified that His Excellency the Governor in Executive Council, acting under the provisions of sections 26 (1) and (2) of the Edith Cowan University Act 1984, has approved Amendment No. 2 of 1991 (Student Obligations).

KAY HALLAHAN, Minister for Education.

ED302

**EDITH COWAN UNIVERSITY ACT 1984**

## Amending Statute No. 2 of 1991

Pursuant to section 26 (1) and 26 (6) of the *Edith Cowan University Act 1984* the Council of the Edith Cowan University hereby—

(a) revokes Statute 22: Student Obligations as published in the *Government Gazette* of 9 March 1990;

(b) enacts Statute 22: Student Obligations set out in the schedule hereto so that the revocation shall take effect, and the Statute 22: Student Obligations set out in the schedule hereto shall come into operation, on the day that this Amending Statute is published in the *Government Gazette*.

The Common Seal of the Edith Cowan University was hereto affixed by authority of a resolution of the Council of the University in the presence of:

R. FRENCH, Chancellor.

D. A. JECKS, Vice Chancellor.

Schedule  
EDITH COWAN UNIVERSITY  
Statute No. 22  
Student Obligations

1. Preamble:

- (1) A Statute with respect to the obligations of students, the protection of freedoms, the encouragement of cooperation and the preservation of order within the University.

Whereas

- (a) By-laws made under the Act prescribe the obligations of persons generally when on University lands; and  
(b) Terms and conditions of employment prescribe the obligations of members of the staff of the University;

it is desired to make provision with respect to the obligations of students of the University.

- (2) This Statute of Obligations complements the University Rules for Admission, Enrolment and Academic Progress of Students, and if there is conflict then the University Rules take precedence.

- (3) Where in this Statute an officer of the University is identified, that identification should be taken to include a designated nominee or nominees.

- (4) In this Statute unless the contrary intention appears—

“Council” means the Council of the University;

“Division” means all Divisions of the University including Schools of study;

“Student” means an enrolled student, as defined in Statute No. 1.

2. Obligations:

- (1) Every student has the following obligations to the University and to all other members of the University—

- (a) to act fairly and honestly;  
(b) to respect the freedoms of the other members of the University;  
(c) to act in an orderly and proper manner; and  
(d) to comply with the provisions of all statutes, to comply with the rules and by-laws of the University and all other acts or rules and by-laws for the time being in force, so far as failure to do so will or may affect the University.

For the purpose of this Statute, a “breach of obligation” by a student is a breach of any of the student’s obligations, as described in this section.

- (2) Without limiting the generality of the subsection (1) a breach of obligation by a student would include the following—

- (a) wilfully obstructing or disrupting any University teaching, study, research, examination or test;  
(b) wilfully obstructing or disrupting any official meeting, proceeding or ceremony within the University or any other University activity;  
(c) wilfully interfering with the freedom of speech within the University of any member of the University or of any speaker invited by any section of the University to express her or his views;  
(d) wilfully interfering with the freedom of movement within the University of any University member or any guest or visitor;  
(e) failing to leave any University building or part of any University building or any place within the University forthwith when directed to do so by a University officer;  
(f) entering any place within the University which the student is forbidden to enter by a University officer or by any statute, rule, by-law or Council resolution or by any rule, direction or order made or given under such statute, rule, by-law or resolution;  
(g) acting dishonestly or unfairly in connection with any University, faculty or departmental examination or test;  
(h) wilfully obstructing or attempting to obstruct or deter any staff member or University employee in the performance of their duties;  
(i) wilfully damaging, or wrongfully dealing with any University property, or the property within the University of any person;  
(j) assaulting or attempting to assault any person within the University;



- (k) failing to comply with any provision of any University statute, rule or by-law or any Council resolution or rule, direction or order made or given under such statute, regulation, by-law or resolution;
  - (l) failing to comply with any penalty imposed under any University statute, rule or by-law, or any Council resolution.
- (3) Subject to the rights of appeal provided in this Statute, any decision made under this Statute, that a student has been guilty of a breach of obligation, including the imposing of a penalty or penalties on a student, is final and conclusive.

Penalties:

- (1) The penalties that may be imposed on a student under this Statute for breaches of obligations are:
  - (a) Fines—up to a maximum prescribed by the Act.
  - (b) Cancellation or suspension of all or any of a student's rights and privileges including—
    - (i) suspension from the use of or exclusion from laboratories or other University facilities or any part or parts thereof;
    - (ii) suspension from attendance at or exclusion from any examination or test or any part of any examination or test;
    - (iii) cancellation or deprivation of all or part of the credit for an assessment;
    - (iv) cancellation of enrolment in a unit of academic instruction;
    - (v) cancellation of enrolment at the University;
  - (c) Restitution of any University property lost, damaged or destroyed by the student, up to a maximum prescribed by the Act.
- (2) Any person or body authorized to impose any penalty under the Act or this statute or any other statute, by-law, rule or Council resolution, may caution or reprimand a student instead of, or in addition to, any other penalty that may be imposed.
- (3) A penalty may be partly of one kind and partly of another.
- (4) A penalty may be suspended by the person or body imposing it until the time for appealing against it has expired or generally on such terms and conditions, including undertakings by the student, as the person or body granting the suspension thinks fit.
- (5) If a penalty consists of or includes suspension of all or any of a student's rights and privileges, the commencement of the period of suspension may be deferred by the person or body imposing the penalty until the time for appealing against it has expired or generally on such terms and conditions, including undertakings by the student, as the person or body granting the suspension thinks fit.
- (6) If the penalty is cancellation of enrolment at the University, it shall not take effect until after the time for lodging an appeal has expired and unless it is confirmed by the Council, but the student's rights and privileges shall be suspended until the Council has determined whether or not to confirm the cancellation of enrolment.
- (7) A student whose enrolment at the University is cancelled shall not be re-enrolled except with the permission of the University Registrar.
- (8) No academic award shall be conferred on a student charged with a breach of obligation until after the charge has been dealt with in accordance with this Statute, and any appeal by the student has also been dealt with or the time for lodging an appeal has expired, and any fine imposed has been paid, unless otherwise decided by the Vice-Chancellor.

4. Boards of Discipline:

- (1) A Board of Discipline constituted as provided in this statute is hereby empowered to hear and adjudicate upon any charge of misconduct referred to it in the name of the University by the Vice-Chancellor, Head of a Division, the Head of a Department, the University Registrar or the University Librarian.
- (2) A Board of Discipline may for any instance of misconduct impose any penalty that may be imposed under this Statute, provided that when a charge of misconduct against a student has been proved at a hearing before a Board of Discipline the Board may decline to record a finding of misconduct or to impose a penalty if in its opinion the misconduct was trivial or if for any other reason the Board is of the opinion that a finding of misconduct should not be recorded or a penalty should not be imposed.

- (3) A Board of Discipline shall consist of:
- (a) a Chairperson, who must be a member of the Council or academic staff and must either be a qualified legal practitioner or have a degree in law;
  - (b) two members of the full-time academic staff nominated by the Executive of the University Academic Staff Association; and
  - (c) two students nominated by the Student Guild.
- (4) (a) The quorum of a Board of Discipline shall be three, of whom one must be the Chairperson.
- (b) A Board of Discipline may continue to act notwithstanding any vacancy in its membership provided a quorum is present.
- (c) If a person is nominated as a member of a Board of Discipline and in the opinion of the Chairperson that person should not act as a member due to personal involvement in the case, the Chairperson shall request a replacement member to be nominated.
- (5) Each calendar year the University Council shall appoint a person to be Chairperson of all Boards of Discipline constituted during that year and the Council may appoint during the year one or more persons to be a Deputy Chairperson to act as the Chairperson of any Board of Discipline constituted when the Chairperson is, for any reason, unable to act.
- (6) If after the constitution of a Board of Discipline and before it has made known its decision it becomes impossible for any reason to obtain a quorum of the Board at a meeting, the Board shall be deemed to be dissolved and a new Board of Discipline shall be selected in accordance with subclause (3) of this clause and the new Board shall commence to deal with the matter *de nova*: a statement in writing by the Chairperson of the Board, or, if the Chairperson is for any reason incapable of making the statement, by the Chairperson of the University Council, that the Board has not yet made known its decision and that it has become impossible to obtain a quorum of the Board at a meeting, shall establish these facts conclusively.
- (7) If when a Board of Discipline is required it is found impossible to constitute a Board as provided above, the Chairperson of Council may for the occasion appoint a Board consisting of a Chairperson who must either be a qualified legal practitioner or have a degree in law and two members each of whom must be either a member of the full-time academic staff or a student but must not be a member of an existing panel or of the Board of Appeals and the Board so appointed shall be a Board of Discipline within the meaning of this Statute.
- (8) At all meetings of Boards of Discipline the Chairperson shall have a deliberative but not a casting vote and on any question of whether a charge of misconduct has been proved if the votes are equally divided the charge shall be deemed not to have been proved.
- (9) The University Registrar shall for each Board of Discipline either act as secretary or appoint a Campus Registrar or an Assistant Registrar to act as secretary.
- (10) A Board of Discipline which has been constituted to hear and adjudicate upon any charge of misconduct shall continue to act in the matter notwithstanding that after it was constituted new panels have been nominated and elected.
- (11) A Board of Discipline constituted to hear and adjudicate upon any charge of misconduct against a student may have referred to it a charge or charges of misconduct against another student or other students or another charge or other charges against the first mentioned student and the Board shall deal with all the charges referred to it, provided:
- (a) the Board shall not deal with several charges against a student together or with charges against several students together unless the charges arise out of instances of misconduct which form or are part of a series of instances of the same or a similar character, or are constituted by the same acts or omissions, or by a series of acts or omissions in the prosecution of a common purpose;
  - (b) if the Board forms the opinion at any stage before making known its decision that it should in the interests of justice refrain from hearing or desist from proceeding further with any of the charges or appeals, it shall so refrain or desist and another Board of Discipline shall be constituted to deal with any such charge or appeal.

- (12) The University Registrar shall give a student charged with misconduct before a Board of Discipline not less than five days written notice of a hearing of the charge.
- (13) The notice shall contain particulars of:
  - (a) the charge;
  - (b) the time and place of the hearing; and
  - (c) the student's rights under subclause (15) of this clause.
- (14) If the student fails to appear at the hearing, the Board may, if it is satisfied that the student has been given notice in accordance with this Statute, proceed with the hearing in the student's absence.
- (15) During the hearing the student shall be entitled:
  - (a) to be represented by a legal practitioner, another student, a member of staff or any other person;
  - (b) to be present with his/her representative throughout the hearing except when the Chairperson and members of the Board wish to confer privately among themselves or to consider their decision;
  - (c) either personally or by his/her representative to call and examine witnesses, cross-examine witnesses other than any witness called by him or his representative, and address the Board.
- (16) The Vice-Chancellor or nominee may appoint a legal practitioner or a member of staff to represent the University at the hearing and any person so appointed may call and examine witnesses, cross-examine witnesses called by the student or his representative, and address the Board.
- (17) The procedure of the Board including the order in which evidence may be called and addresses heard shall be in the discretion of the Board.
- (18) Hearings of the Board shall be in private unless the student charged elects otherwise in which event they shall be open to other members of the University provided that:
  - (a) if charges against two or more students are being dealt with together before the Board and any one of them elects a private hearing the hearing shall be private; and
  - (b) the Board may order that an open hearing be continued in private if in its opinion order cannot otherwise be maintained.
- (19) At every hearing the Board shall have complete authority to keep order and it may order the removal of any person, including (notwithstanding the provisions of subclause 15 (b) of this clause) a student in respect of whom the hearing is taking place or the representative of such a student, for unruly conduct.
- (20) The University Registrar shall forthwith confirm by written notice addressed to the student concerned any penalty imposed on him by a Board of Discipline.

#### 5. Summary Powers:

- (1) (a) The Vice-Chancellor may for any breach of obligation by a student—
  - (i) fine the student a sum not exceeding \$20; or
  - (ii) suspend all or any of the student's rights and privileges within the University for a period not exceeding fourteen (14) days;or impose a penalty under both paragraphs (i) and (ii) of this subsection.
- (b) The University Registrar shall forthwith confirm by written notice to the student any penalty imposed on the said student under this section.
- (2) (a) The University Registrar may, for any instance of breach of obligation by a student—
  - (i) fine the student a sum not exceeding \$20; or
  - (ii) exclude the student from any examination but only if, in the Registrar's opinion, it is necessary to do so to preserve order and decorum in the place where the examination is being conducted;or impose a penalty under both paragraphs (i) and (ii) of this subsection.
- (b) The University Registrar shall forthwith confirm by written notice to the student any penalty imposed on the said student under this section.

- (3) (a) The Head of a Division may, for any instance of breach of obligation by a student within the Division, or with respect to an activity conducted by the Division, or an activity for which the Division is the responsible body within the University—
  - (i) fine the student a sum not exceeding \$20; or
  - (ii) suspend all or any of the student's rights and privileges within the Division for a period not exceeding fourteen (14) days.
- (b) The Head of the Division shall forthwith—
  - (i) confirm by written notice to the student any penalty imposed on the said student under this section; and
  - (ii) report the matter in writing to the University Registrar.
- (4) (a) The University Librarian may, for any instance of breach of obligation by a student in, or in relation to, the library—
  - (i) fine the student a sum not exceeding \$20; or
  - (ii) suspend all or any of the student's rights and privileges in relation to the library, including exclusion from the library premises or any part of such premises, for a period not exceeding fourteen (14) days;or impose a penalty under both paragraphs (i) and (ii) of this subsection.
- (b) The University Librarian shall forthwith—
  - (i) confirm by written notice to the student any penalty imposed on the said student under this section; and
  - (ii) report the matter in writing to the University Registrar.
- (5) Any member of the academic staff, or any other member of the staff designated from time to time by the Vice-Chancellor for the purpose of this section, may for any instance of a breach of obligation by a student in any lecture, seminar, tutorial or other class conducted by the staff member, or laboratory or library supervised by that staff, as the case may be:
  - (a) suspend a student for a period not exceeding the next twenty-four (24) hours; or
  - (b) forthwith report the matter in writing to the relevant Head of Division, the University Librarian or the University Registrar, as the case may be, and the person to whom the matter is so reported shall thereupon affirm or annul the suspension imposed, and take such action in exercise of the powers appropriate under this Statute.

6. Board of Appeal:

- (1) A Board of Appeal constituted as provided in this Statute, is hereby empowered to hear and adjudicate upon an appeal by a student against any penalty imposed on the said student under section 4 and section 5 of this Statute, or under any other Statute, or any rule, which prescribes that the conduct complained of, is deemed to be a breach of obligation for the purposes of this Statute.
- (2) A submission by a student to a Board of Appeal shall be made by notice in writing to the Chairperson of the Board of Appeal appointed under subsection 6 of this section.
- (3) (a) A Board of Appeal shall hear the case from the beginning, and it may affirm or annul the penalty, or may reduce or increase the penalty, or substitute in its place any other penalty which may be imposed under this Statute.
- (b) Any point of law shall be determined by the Chairperson alone.
- (c) On any appeal, notwithstanding that a Board of Appeal may consider that grounds exist on which the appeal could be upheld, a Board of Appeal may dismiss the appeal if it considers that the decision or penalty the subject of the appeal did not constitute a substantial miscarriage of justice.
- (4) In any appeal to a Board of Appeal, the burden of proof shall be on the University, unless otherwise expressly provided in this Statute, rule or by-law under which the charge is made.
- (5) The decision of a Board of Appeal on an appeal under section 6 (1) shall be final and conclusive, except that, if the penalty is expulsion from the University, the provisions of section 3 (6) apply.

- (6) A Board of Appeal shall consist of—
  - (a) A Chairperson appointed by the Council in accordance with subsection (7) of this section;
  - (b) two members of the academic staff nominated by the Executive of the University Academic Staff Association; and
  - (c) two students nominated by the Student Guild.
- (7) (a) Each calendar year, the University Council shall appoint a person to be Chairperson of all Boards of Appeal constituted during that year, and the Council may appoint during the year one or more persons to be a Deputy Chairperson, to act as the Chairperson of any Board of Appeal constituted when the Chairperson is, for any reason, unable to act.
- (b) The Chairperson or Deputy Chairperson(s) may be members of the Council or academic staff but must either be a qualified legal practitioner or hold a degree in law.
- (8) (a) If a person is nominated as a member of a Board of Appeal and, in the opinion of the Chairperson, should not act as member of the Board of Appeal due to personal involvement in the case, the University Registrar shall require a substitute to be nominated.
- (b) No person may be nominated as a member of a Board of Appeal if such person has:
  - (i) imposed a penalty upon the student concerned in accordance with section 5 of this Statute;
  - (ii) been a member of the Board of Discipline from which the decision is appealed.
- (9) A quorum of a Board of Appeal shall be three members, of whom one must be the Chairperson. A Board of Appeal may act and continue to act notwithstanding the absence of any member or members but a decision can only be given by not less than three members, including the Chairperson, all of whom have been present throughout the hearing.
- (10) At all meetings of Boards of Appeal the Chairperson shall have a deliberative but not a casting vote, and on any question of whether a charge of a breach of obligation has been proved where the votes are equally divided, the charge shall be deemed not to have been proved.
- (11) The University Registrar shall for each Board of Appeal either act as secretary or appoint a Campus Registrar or Assistant Registrar to act as secretary.
- (12) A Board of Appeal which has been constituted to hear and adjudicate upon any appeal shall continue to act in the matter notwithstanding that after it was constituted new members of the Board have been nominated under subsections (6) and (7) of this section.
- (13) A Board of Appeal constituted to hear and adjudicate upon an appeal may have referred to it any other appeal or appeals, and the Board shall deal with all the appeals referred to it.
- (14) If a student fails to appear at the hearing, the Board of Appeal may, if it is satisfied that the student has been given notice in accordance with this Statute, proceed with the hearing in the student's absence.
- (15) During the hearing the student shall be entitled—
  - (a) to be represented by another student, a member of staff, a legal practitioner, or any other person;
  - (b) to be present with the representative throughout the hearing except, when the Chairperson and members of the Board of Appeal wish to confer privately among themselves or to consider their decision;
  - (c) either personally or by the student's representative to call and examine witnesses, cross-examine witnesses other than any witness called by the student or the student's representative, and address the Board of Appeal.
- (16) The Vice-Chancellor or nominee may appoint a member of the staff, or a legal practitioner, to represent the University at the hearing and any person so appointed may call and examine witnesses, cross-examine witnesses called by the student or the student's representative, and address the Board of Appeal.
- (17) The procedure of the Board of Appeal, including the order in which evidence may be called and addresses heard, shall be at the discretion of the Board.

- (18) Hearings of the Board of Appeal shall be in private unless the student charged elects otherwise, in which event they shall be open to other members of the University, provided that the Board may order that an open hearing be continued in private if, in its opinion, order cannot otherwise be maintained.
- (19) At every hearing the Chairperson of the Board of Appeal shall have complete authority to keep order, and may order the removal of any person, including the student in respect of whom the hearing is taking place, or the student's representative, for unruly conduct.
- (20) Every decision of a Board of Appeal, and the reasons for the decision, shall be expressed in writing. The University Registrar shall, as soon as practicable, give to the student party in the proceedings a copy of the decision and the reasons.
- (21) (a) Any appeal to a Board of Appeal must be made within fourteen (14) days after notice of the confirmation of the penalty, or notice of the decision from which the appeal is made, is given to a student.  
(b) A student may apply, through the University Registrar, to the Board of Appeal for an extension of time within which to appeal, notwithstanding that the time allowed for the appeal in subsection 21 (a) of this section has expired, but shall not be allowed any extension, unless the student satisfies the Board, that there was good reason for the failure to lodge the appeal within the time allowed.
- (22) The Secretary shall give to a student who is a party to an appeal, not less than five (5) days written notice of the hearing by a Board of Appeal. The notice shall contain particulars of—
  - (a) the time and place of the hearing; and
  - (b) the student's rights under this Statute.
- (23) For the purposes of the *Evidence Act 1906*, a Board of Appeal shall have authority to hear, receive and examine evidence.

#### 7. Costs

- (1) A Board of Appeal which has heard an appeal made by a student may award the student the whole or part of the student's expenses of the hearing.
- (2) If a Board of Appeal makes an award for payment of expenses, it shall fix the amount payable and this amount shall be paid to the student, out of University funds.

#### 8. Miscellaneous

- (1) Any notice or copy of decision required to be given to any person under this Statute, shall be sufficiently given if delivered to them in person or sent to them by registered post directed to the last address, known to the Secretary of the Board, as that person's place of residence.
- (2) Any notice or copy of decision, given by post, shall be deemed to have been given when the letter would have been received at the address in the normal course of postal delivery.
- (3) A Board of Appeal shall be deemed to be a disciplinary body constituted by the Council for the purposes of section 26(3) of the Act.
- (4) Nothing in this Statute affects the powers or authority of any person or body in the University under—
  - (a) any Act of Parliament, or
  - (b) any other statute, rule, by-law, or Council resolution not inconsistent with this Statute.
- (5) The Council may prescribe by rule any necessary procedures or forms required for the purposes of this Statute.

The Common Seal of the Edith Cowan University was hereto affixed by authority of a resolution of the Council of the University in the presence of:

R. FRENCH, Chancellor.

D. A. JECKS, Vice-Chancellor.

ED401

## COLLEGES ACT 1978

Office of the Minister for Education,  
Perth, 19 July 1991.

It is hereby notified that His Excellency the Governor in Executive Council acting in accordance with the provisions of section 13 (1) (a) of the Colleges Act 1978, has approved the appointment of Mr Graham Cargeeg of PO Box 84, Karratha as a member of the Karratha College Council for a term expiring on 13 June 1994.

E. K. HALLAHAN, Minister for Education.

**FISHERIES**

FI401

## FISHERIES ACT 1905

## Part IIIB—Processing Licences

FD 480/91.

The public is hereby notified that I have issued a permit to D. B. Swaddling of Hamersley, to establish a processing establishment to process fish in pursuance of the provisions of Section 35C of the Fisheries Act 1905 onboard licensed fishing boat "Patricia II" registered number LFB F758, subject to the following conditions—

That the processing establishment—

1. Shall comply with the requirements of the Fisheries Act 1905 and all Regulations, Orders in Council and Notices and Ministerial Directions issued thereunder.
2. Shall not be used for the processing of western rock lobster, southern rock lobster, prawns, tuna, abalone, scallops or salmon.
3. Shall comply with the requirements of the Health Act 1911 (amended).
4. Shall be registered as an export establishment pursuant to the provisions of the Parliament of the Commonwealth Export Control Act 1982, and Orders made thereunder, more specifically the Prescribed Goods (General) Orders and the Fish Orders, should it be used to process fish for export.
5. Shall not be used for the processing of marron (*Cherax tenuimanus*) unless a licence is held under Section 39C of the Fisheries Act 1905.
6. Shall not be used for the processing of fish or crustacea caught by any other vessel.

In accordance with the provisions of section 35K, any person aggrieved by this decision, may within fourteen days after publication of this Notice, appeal against the decision or order by serving on the Minister for Fisheries a Statement in writing on the grounds of their appeal.

B. K. BOWEN, Executive Director of Fisheries.

**LAND ADMINISTRATION**

LA401

LAND ACT 1933  
FORFEITURESDepartment of Land Administration,  
Perth, 19 July 1991.

The following leases and licences together with all rights, title and interest therein have this day been forfeited to the Crown under the Land Act 1933 for the reasons stated.

Name; Lease or Licence; District; Reason; Corres No.; Plan.

Anthony Peter and Mary Arrowsmith; 338/19341 (CL 1757/1989); Badgingarra Lot 48; Non-payment of instalments; 3788/989; Badgingarra Townsite.

Michael Craig Bond; 338/19360 (CL 197/1989); Greenbushes Lot 380; Non-payment of instalments; 1718/976; 26.15.

Second Durrance Pty Ltd; 345A/5836 (CL 436/1989); Broome Lot 2072; Non-compliance of conditions; 2825/985; Broome Townsite.

Thomas Ronald and Kathleen Cecelia Fairless; 3116/6779 (CL 1548/989); Southern Cross Lot 788; Non-payment of rent; 3342/969; Southern Cross South 11520.

Christopher John Vincent and Georgina Gloria McDade; 338/19371 (CL 165/1990); Wellstead Lot 20; Non-payments of instalments; 3372/968; Wellstead Townsite.

Graham William McPherson; 3116/9874 (CL 36/1988); Port Hedland Lot 5544; Non-payment of rent; 1834/86; Port Hedland Townsite.

London House Movers Pty Ltd; 345B/1005 (CL 815/1989); Leonora Lot 1133; Non-payment of instalments; 3509/990; Leonora Townsite.

Vulcan Holdings Pty Ltd; 338/19609; Exmouth Lot 1314; Non-payment of instalments; 2220/990; Exmouth Townsite.

A. A. SKINNER, Executive Director.

**LA402****LOCAL GOVERNMENT ACT 1960  
CHANGE OF NAME OF STREETS**

It is hereby notified for general information that the Minister for Lands has been pleased to approve under section 295 (3) (c) (ii) of the Local Government Act 1960, of the change of the name of streets as set out in the hereunder Schedule—

**Shire of Brookton (DOLA File 1794/984)**

Matthews Road to Page Road as coloured pink on the print at page 17.

Portion of Hall Road to Severin Road as coloured pink on the print at page 18.

Portion of Hall Road to Copping Road as coloured blue on the print at page 19.

Pipeline Road to Copping Road as coloured pink on the print at page 19.

Rocky Ford Road to Copping Road as coloured green on the print at page 19.

Portion of Dale Park Road to Ramsay Road as coloured pink on the print at page 20.

Portion of Dale Park Road to Matthews Road as coloured pink on the print at page 21.

Lupton Road to Woods Loop as coloured pink on the print at page 22.

(Public Plans: 2233-II SW and SE, 2233-III SE and 2333-III SW.)

**Shire of Coorow**

Marchagee—Coomallo Road to Marchagee Track as coloured orange on the print at page 22 of DOLA file 1947/984.

(Public Plans: 2037-1 and 2137-IV.)

**City of Rockingham (DOLA File 1001/971)**

Noosa Loop to Dress Circle as coloured orange on the print at page 133.

Portion of Livingstone Road to Leghorn Street as coloured pink on the print at page 137.

Portion of Savery Way to Hargreaves Road as coloured orange on the print at page 120A.

Portion of Leeuwin Parade to Leghorn Street as coloured pink on the print at page 128A.

(Public Plans: BG33 (2) 06.27, 06.28, 07.27, 07.28, 08.23 and 08.29.)

**Shire of Serpentine-Jarrahdale**

Portion of Brown Street to Ray Close as coloured orange on the print at page 87 of DOLA File 3644/981.

(Public Plan: BG33 (2) 23.36.)

**City of South Perth**

Collier Court to McNabb Loop as coloured green on the print at page 136 of DOLA File 1501/985.

(Public Plan: BG 34 (2) 14.19.)

**City of Stirling**

Portion of Kinsella Street to Warsaw Place as shown coloured orange on the print at page 595 of DOLA File 2407/917.

(Public Plan: BG34 (2) 12.29.)

**Shire of Toodyay**

Portion of Clinton Street to Piesse Street as coloured pink on the prints at pages 57 and 58 of DOLA File 2182/982.

(Public Plan: BH 35 (2) 09.29 and 09.30 (Toodyay Townsite).)

**Shire of West Arthur**

Buller Road to Anderson Road as coloured green on the print at page 19 of DOLA File 1785/985.

(Public Plan: 2231-II SW.)

D. L. MULCAHY, Acting Executive Director.



LB401

**LOCAL GOVERNMENT ACT 1960**  
**DECLARATION OF PUBLIC STREETS**  
Orders of the Minister for Lands  
Made under Section 288

At the request of the Local Government nominated each piece of land specified in the Notice is now declared to be absolutely dedicated as a public street.

NOTICE

Shire of Kalamunda (DOLA File: 1497/991).

Road No. 18273 (Berry Drive). The whole of the right-of-way, plus widenings, as delineated and coloured brown on Office of Titles Diagram 43714.

Public Plan: BG34 (2) 23.25 (Perth).

D. MULCAHY, Acting Executive Director,  
Department of Land Administration.

LB402

**LOCAL GOVERNMENT ACT 1960**  
**DECLARATION OF CLOSURE OF STREETS**

Made by the Minister for Lands under Section 288A.

At the request of the Local Government nominated, the streets described in the Schedule are now declared to be closed.

Schedule

1. Shire of Carnarvon (DOLA File: 400/987V2; Closure No. C1222).  
All those portions of William and Saw Streets shown bordered blue on DOLA Survey Plan 17029.  
Public Plan: AN54 (2) 09.08, 10.08 (Carnarvon).
2. Shire of Gingin (DOLA File: 2002/987; Closure No. G773).  
All those portions of Road No. 8688 shown bordered blue on DOLA Survey Plan 17744.  
Public Plan: 2035 III N.W., N.E., S.E. (Moore River).
3. Shire of Harvey (DOLA File 2192/988; Closure No. H109).  
All that portion of the surveyed road shown bordered blue on DOLA Survey Diagram 89545.  
Public Plan: BG30 (10) 02.08 (Bunbury).

D. MULCAHY, Acting Executive Director,  
Department of Land Administration.

**LOCAL GOVERNMENT**

LG101

*ERRATUM*

**LOCAL GOVERNMENT ACT 1960**

**CITY OF ARMADALE (VALUATION AND RATING) ORDER No. 1 1991**

Whereas errors occurred in the notice published under the above heading on page 3183 of *Government Gazette* No. 83 dated 28 June 1991, it is corrected as follows.

At clause 3 under the heading Revocation of Previous Order, delete "1991" and insert " 1990 " in both instances.

LG102

*ERRATUM*

**LOCAL GOVERNMENT ACT 1960**

**BUILDING AMENDMENT REGULATIONS (No. 4) 1991**

Whereas an error occurred in the notice published under the above heading on page 3457 of *Government Gazette* No. 92 dated 12 July 1991, it is corrected as follows—

At page 3458 under the column headed "Fee", delete "0.2% of the estimated cost of the proposed construction of" and insert " 0.2% of the estimated cost of the proposed construction or ".

## LG401

## CITY OF BELMONT

Notice is hereby given for public information that the following persons have been appointed under the provisions of the Local Government Act 1960.

K. Brameld—Prescribed Person 669F Local Government Act.

K. Brameld—Authorised Officer—245A and 669F Local Government Act.

N. Rowe—Authorised Officer—245A and 669F Local Government Act.

K. Needham—Authorised Officer—245A and 669F Local Government Act.

B. R. GENONI, Town Clerk.

## LG402

## SHIRE OF LAKE GRACE

## Private Swimming Pool Inspection Charge

It is hereby notified for public information that the Shire of Lake Grace, at its Ordinary Meeting held on 27 March 1991, resolved pursuant to section 245A of the Local Government Act 1960 that an annual charge of \$40.00 (forty dollars) be imposed on all owners of land within the Townsites of the Shire of Lake Grace on which there is a swimming pool. This charge is to be imposed to meet the estimated cost of carrying out inspections that are required by the above Act for the period ending 30 June 1992.

J. K. McENCROE, Shire Clerk.

## LG403

## LOCAL GOVERNMENT ACT 1960

*Shire of Denmark*

## Proposed Loan No. 104 of \$500 000

Pursuant to section 610 of the Local Government Act 1960, the Council of the Shire of Denmark hereby gives notice of its proposal to borrow by the sale of Debentures on the following terms and for the following purpose:

\$500 000 for a period of fifteen (15) years repayable at the office of Council by thirty (30) equal half yearly instalments of principal and interest. Purpose: Indoor Sporting and Recreation Centre.

Specifications and estimates of cost as required by section 609 of the Local Government Act are open for inspection at the office of the Council during office hours for thirty-five days after the publication of this notice.

Dated the 9th day of July 1991.

D. MORRELL, President.

P. DURTANOVICH, Shire Clerk.

## LG404

## BUSH FIRES ACT 1954

*City of Gosnells*

## Fire Break Notice

Notice to all Owners and/or Occupiers of Land in the Municipality of the City of Gosnells

Pursuant to the powers contained in section 33 of the above Act, you are hereby required on or before the 1st day of November 1991 or within fourteen days of the date of your becoming owner or occupier should this be after the 1st day of November, 1991 and thereafter up to and including the 26th day of April 1992 to have a firebreak, clear of inflammable material, at least 3 metres wide immediately inside all external boundaries of each single lot owned or occupied by you and also immediately surrounding all buildings situated on the land.

All land situated within the Western Australian Fire Brigades Board District of 1 012 square metres or less is exempt from the above requirements but Council does retain the right to remove any fire hazard at the owners and/or occupiers expense following failure of an owner and/or occupier to comply with the requisitions of an order in writing to clear a fire hazard or fire break in accordance with section 33 of the Act.

Where land is greater than 1 012 square metres, a three metre fire break is required as per this fire break notice.

If it is considered to be impracticable for any reason to clear firebreaks as required by this notice, you may apply to the Council or its duly authorised officer not later than the 15th October 1991 for permission to provide firebreaks in alternative positions on that land. If permission is not granted by the Council or its duly authorised officer, you shall comply with the requirements of this notice.

The penalty for failing to comply with this notice is a fine of not more than \$1 000 and a person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this notice if it is not carried out by the owner or occupier by the date required by this notice.

If the requirements of this notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fires Act.

The following sketches have been prepared to show how the fire rules should be applied. Burning permits to be obtained from the Council Rangers Department, 9 am to 4.30 pm weekdays only. Fines of up to \$1 000 are applicable where burning is carried out without the required burning permit.

Permit Required  
2 November  
14 December

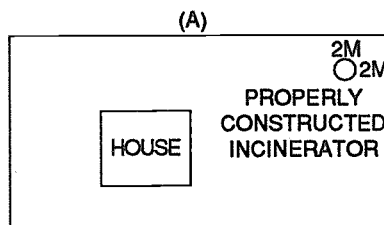
Total Ban  
15 December  
14 March

Permit Required  
15 March  
26 April

Note: Council has the power to vary these dates as per the Bush Fires Act 1954.

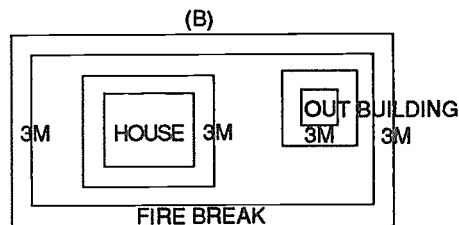
*Example A:*

Shows minimum distance of properly constructed incinerator and BBQ from fence line or buildings.



*Example B:*

Shows width of fire breaks to be provided on land around any building thereon.



All firebreaks must be completed before 2 November. Council may take action to have the necessary work carried out and recover the cost from you or make this a charge against the property. In addition you could be liable to a penalty of up to \$1 000 should action be taken under section 33 of the Bush Fires Act.

G. WHITELEY, Town Clerk.

LG405

**LOCAL GOVERNMENT ACT 1960**

*Shire of York*

**Private Swimming Pools—Inspection Fee**

It is hereby notified for public information that the Council of the Municipality of the Shire of York at its meeting held on 17 June 1991, resolved that the annual inspection fee of \$30 be imposed on all properties within the district of the Municipality at which a swimming pool or spa is situated, to cover the cost of inspection in accordance with section 245A of the Local Government Act 1960.

R. J. STEWART, Shire Clerk.

LG406

## CITY OF CANNING

The City of Canning advises that Building Surveyors have been appointed to carry out swimming pool inspections within the City of Canning—

4 temporary positions of Swimming Pool Inspectors—

Jane Firth; John Phillip Greenwood; Gordon Robertson Carruthers; James Alfred Duck.

1 permanent position of Building Surveyor (Swimming Pools)—

Donald Reid Edmeades.

I. F. KINNER, Chief Executive/Town Clerk.

LG407

## DOG ACT 1976

*Shire of Three Springs*

It is hereby notified that for public information that the following persons have been appointed under the provisions of the Dog Act 1976, for the Municipality of the Shire of Three Springs.

Authorised Officers—

James Henry Morton

Craig Russell Janett.

G. EDWARDS, Shire Clerk.

LG408

## BUSHFIRES ACT 1954

*Shire of Three Springs*

## Bushfire Control Officers

The Shire of Three Springs hereby gives notice of the appointment of the following Bush Fire Control Officers.

Chief Bush Fire Control Officer—Shaun Murray Connaughton

Deputy Chief Bush Fire Control Officer—Russell Stewart Morgan

Bush Fire Control Officers—

Robert Douglas Weir

Glynne Edwin Stokes

Robert Nicol Auld

Kerry David Tucker

Anthony Everett Charles Thomas

G. EDWARDS, Shire Clerk.

LG409

## LOCAL GOVERNMENT ACT 1960

*Shire of Dandaragan*

It is notified for public information that the Shire of Dandaragan at its Ordinary Meeting held on 20 June 1991 resolved pursuant to section 245A of the Local Government Act 1960 that the charge to be imposed on owners or occupiers of property within the Shire on which there is a swimming pool, to meet the estimated costs of carrying out inspections shall be \$40.00 (forty dollars).

B. J. GOLDING, Shire Clerk.

LG410

## LOCAL GOVERNMENT ACT 1960

*Town of Mosman Park*

Notice is hereby given that the Town of Mosman Park at its ordinary meeting held on 26 February 1991 resolved pursuant to section 245A (B) of the Local Government Act 1960 that the annual charge to be imposed on each owner or occupier of land on which there is a swimming pool, within the Municipality, shall be \$25.00 to meet the estimated cost in that financial year of carrying out the inspections required by subsection 5 (aa).

It is hereby notified for public information that the Town of Mosman Park at its ordinary meeting held on 26 February 1991, resolved pursuant to section 245A of the Local Government Act 1960 to appoint the following person as authorised officer (Private Swimming Pool Inspector)—

William Gavin Sibon.

B. H. MOORE, Mayor.

T. J. HARKEN, Town Clerk.

LG411

*City of South Perth*  
Chief Executive

Notice is hereby given that Mr Lyn Leslie Metcalf has been appointed as Chief Executive of the City of South Perth from 15th July, 1991. The appointment of Mr Leslie Ernest Mann as Acting Chief Executive/Town Clerk is thereby cancelled.

N. L. HOLTZMAN, Deputy Mayor.

LG501

**LOCAL GOVERNMENT ACT 1960**  
**HEALTH ACT 1911**  
*Town of Northam*

Memorandum of Imposing Rates

To Whom it May Concern.

At a meeting of the Northam Town Council held on 10 July 1991, it was resolved that the rates specified hereunder should be imposed on all rateable property within the District of the Town of Northam for the period 1 July 1991 to 30 June 1992.

V. S. OTTAWAY, Mayor.

B. H. WITTBBER, Town Clerk.

Schedule

General Rates—10.826 cents in the \$ on Gross Rental Values of all rateable land within the District.

Garbage Removal—

\$73.00 per annum per service for one removal per week for one removal per week for rateable properties.

\$115.00 per annum per service for one removal per week for non rateable properties.

Minimum Assessment Charge—\$187.00 per assessment.

Penalty—10 per cent chargeable on all rates remaining unpaid after 31 January 1992.

Discount—7.5 per cent discount is allowable on all current rates if paid in full on or before 4.00 pm by the due date.

LG502

**LOCAL GOVERNMENT ACT 1960**  
**HEALTH ACT 1911**  
*Shire of Wongan-Ballidu*

Memorandum of Imposing Rates

At a meeting of the Wongan-Ballidu Shire Council, held on 11 July 1991, it was resolved that the rates specified hereunder should be imposed on all rateable property within the district of the Shire of Wongan-Ballidu in accordance with provisions of the abovementioned Acts.

I. P. BARRETT-LENNARD, President.

A. J. DOUST, Shire Clerk.

Schedule of Rates and Charges Levied

General Rates—

Unimproved Value 4.9 cents in the dollar.

Gross Rental Value 12.0 cents in the dollar.

Minimum Rates—

Unimproved Value \$65.

Gross Rental Value \$145.

Sanitation and Refuse Charges—

Domestic Rubbish—one removal per week \$80 per annum.

Commercial Rubbish—one removal per week \$90 per annum.

Discount—Five per cent of all current rates paid in full within thirty (30) days of the date of service of the notice of Valuation and Rate.

Penalty—A penalty of ten per cent will be charged on all rates remaining unpaid after 31 January 1992, (excluding eligible pensioners).

LG503

## LOCAL GOVERNMENT ACT 1960; HEALTH ACT 1911

*City of Melville*

## Memorandum of Imposing Rates

To whom it may concern.

At the meeting of the City of Melville held on 25 June 1991 it was resolved that the rates and charges as specified hereunder should be imposed on all rateable property within the City of Melville in accordance with the provisions of the Local Government Act 1960 and the Health Act 1911 for the year ending 30 June 1992.

Dated 25 June 1991.

JUNE BARTON, Mayor.

GARRY G. HUNT, City Manager/Town Clerk.

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Schedule of Rates and Charges

## Zone Group 1

Residential A, B and C and Urban Development improved land—5.8748c in the dollar on gross rental values subject to a minimum rate of \$294 per lot, location or other piece of land.

## Zone Group 2

Commercial and City Centre and Industrial 1 and 2 and Hotel, Private Clubs and Institutions improved land—5.8748c in the dollar on gross rental values subject to a minimum rate of \$294 per lot, location or other piece of land.

## Zone Group 3

Rural improved land—5.8747c in the dollar on gross rental values subject to a minimum rate of \$294 per lot, location or other piece of land.

## Zone Group 4

Residential A, B and C and Urban Development unimproved land 7.5880c in the dollar on gross rental values subject to a minimum rate of \$341 per lot, location or other piece of land.

## Zone Group 5

Commercial, City, Industrial 1 and 2 and Hotel, Private Clubs and Institutions and rural unimproved land 7.5880c in the dollar on gross rental values subject to a minimum rate of \$430 per lot, location or other piece of land.

## Rateable Properties

Refuse Service Charge: \$82 per annum for one standard weekly removal of a 240 litre container—Residential Property.

Refuse Service Charge: \$92 per annum for one standard weekly removal of 240 litre container—Commercial Properties.

Eligible Pensioners entitled to a concessional rate of \$41 per annum for one standard weekly removal.

## Non-Rateable Properties

Refuse Service Charge: \$160 per annum for one standard weekly removal of 240 litre container—Commercial Properties.

## Bulk Refuse Removal:

\$13.70 per service—one bin of 1.5 cubic metre capacity;

\$20.00 per service—one bin of 3 cubic metre capacity;

\$54.50 per service—one bin of 4 cubic metre capacity.

Swimming Pool Inspection Fee: \$34 per annum.

LG504

## LOCAL GOVERNMENT ACT 1960

*Shire of Denmark*

## Memorandum of Imposing Rates

To whom it may concern.

At a special meeting of the Council of the Shire of Denmark, held on 2 July 1991, it was resolved that the rates and charges specified hereunder, should be imposed on all rateable property within the district of the municipality of the Shire of Denmark for the period 1 July 1991 to 30 June 1992, in accordance with the Local Government Act 1960.

Dated 3 July 1991.

D. MORRELL, President.

P. DURTANOVICH, Shire Clerk.

## Schedule of Rates and Charges

## General Rate—

14.6686 cents in the dollar on Gross Rental Value.

1.1736 cents in the dollar on Unimproved Value.

Minimum Rate—\$290.00 for each separate lot.

Rubbish Removal Charges—\$65.00 per annum per dwelling/unit cleared weekly.

A penalty of 10 per cent will be charged on all rates owing (except Deferred Pensioners Rates) in accordance with section 550A of the Local Government Act 1960.

## LG505

## LOCAL GOVERNMENT ACT 1960

## (SECTION 191A)

*City of Wanneroo*

## Recreation Facility Charges

It is hereby notified for public information that the Council of the City of Wanneroo resolved on 26 June 1991 to adopt the following fees and charges: Casual Bookings and Aquatic Centre Charges being implemented from 1 August 1991; Regular Bookings Outdoor Facility Charges being implemented from 1 October 1991; Regular Bookings Indoor Facility Charges being implemented from 1 January 1992. Day Rate: 8.30 am-6.00 pm. Night Rate: 6.00 pm-midnight plus \$30.00 per hour after midnight to 2.00 am, with the exception of Hardstanding Surfaces—Basketball/Netball/Tennis Courts (excluding Tennis Club sessions) during the summer period (1st Day of December to 1st Day of February) being Day—before 7.00 pm; Night—after 7.00 pm. Use of Tennis Courts shall not commence before 7.00 am and shall cease by 10.30 pm.

## COMMUNITY RECREATION CENTRES

Facility Type	Recreation Centres						
	Girrawheen	Sorrento Duncraig	Warwick Leisure	Ocean Ridge	Whitfords	Wanneroo	Yanchep Two Rocks
1. Sports Hall	C	C		C	C	C	C
2. Coffee Lounge	G	G			H	G	
3. Meeting Room 1	F	F	G			F	
4. Meeting Room 2			G		H		G
5. Activity Room 1			F	H	H	H	H
6. Activity Room 2	I	I	F	I	I	I	
7. Committee Room	I	J			J		
8. Joyce Donley				H			
9. Workshop		H	F	H			
10. Garage	J					I	
11. Kitchen	I	I		I	I	I	I
12. Creche			F	H	H		H
13. Playgroup Room		H		H			H
14. Function Room			D	E			E
15. Clubroom				H			
16. Room 3 & 4				F			
17. Badminton Courts 25% of Sports Hall Charge Per Court.							

## Facility Hire Charge Type and Rate per Hour

Usage Type	Type 'A'	Type 'B'	Type 'C'	Type 'D'	Type 'E'	Type 'F'	Type 'G'	Type 'H'	Type 'I'	Type 'J'
Commercial	40.00	36.00	32.00	28.00	24.00	20.00	16.00	12.00	8.00	4.00
Functions	30.00	27.00	24.00	21.00	18.00	15.00	12.00	9.00	6.00	3.00
Community Groups/Clubs—										
Regular	20.00	18.00	16.00	14.00	12.00	10.00	8.00	6.00	4.00	2.00
Casual	24.00	21.60	19.20	16.80	14.40	12.00	9.60	7.20	4.80	2.40

## OTHER COMMUNITY CENTRES

## Facility Hire Charge Type

Facility Type	Senior Citizens Centres				Community Care Centre	Welfare Centre
	Mildenhall	Wanneroo	Girrawheen	Whitfords	Greenwood/Warwick	Kingsley
Function Area	H	H	H	H	H	H
Main Hall	D	D	D	D		
Facility Hire Charge Type and Rate per Hour						
Usage Type	Type D			Type H		
Commercial	28.00			12.00		
Functions	21.00			9.00		
Community Groups/Clubs—						
Regular	14.00			6.00		
Casual	16.80			7.20		
Aged and Children	N/C			N/C		

## HALLS, CLUBROOMS AND PAVILIONS

Facility	Facility Hire Charge Type	Facility	Facility Hire Charge Type
Activity Room (Quinns)	H	Kingsway Sports Pavilion	G
Dorchester Hall	E	Koondoola Community Hall	C
Ellersdale Reserve Clubrooms	E	MacDonald Clubrooms	E
Elliot Road Annexe	F	Margaret Cockman Pavilion (Main Hall)	F
Elliot Road Clubrooms	E	Margaret Cockman Pavilion (Small Hall)	H
Emerald Park Annexe	F	Padbury Hall	D
Emerald Park Clubrooms	E	Penistone Clubrooms	E
Girrawheen Scouts/Guide Hall	D	Percy Doyle Clubrooms	E
Greenwood Scout/Guide Hall	G	Reserve Kiosks	I
Gumblossom Hall, Quinns Rocks	C	Rob Baddock Hall	D
Guy Daniels Clubrooms	F	Sorrento Community Hall	E
Hudson Clubrooms	E	Wanneroo Civic Centre	B
Jack Kikeros Hall	J	Wanneroo Function Centre	D
Joondalup Pavilion	G	Wanneroo Showground Clubroom	E
Kingsley Annexe	F	Warrandyte Clubrooms	E
Kingsley Clubrooms	E	Warwick Community Centre	C
Kingsley Sports Hall	E	Woodvale Clubrooms	E

## Facility Hire Charge Type and Rate per Hour

Usage Type	Type 'A'	Type 'B'	Type 'C'	Type 'D'	Type 'E'	Type 'F'	Type 'G'	Type 'H'	Type 'I'	Type 'J'
Commercial	40.00	36.00	32.00	28.00	24.00	20.00	16.00	12.00	8.00	4.00
Functions	30.00	27.00	24.00	21.00	18.00	15.00	12.00	9.00	6.00	3.00
Community Groups/Clubs—										
Regular	20.00	18.00	16.00	14.00	12.00	10.00	8.00	6.00	4.00	2.00
Casual	24.00	21.60	19.20	16.80	14.40	12.00	9.60	7.20	4.80	2.40

## RESERVES AND OTHER OUTDOOR FACILITIES

\$

## OUTDOOR TEAM SPORTS—GRASSED AREAS—Effective 1 October 1991

## Regular Bookings

## High Maintenance

(Rugby League, Union, Football, Soccer etc) (Per Season) Per Team ..... 235.00

## Low Maintenance

(Cricket, Hockey, Lacrosse etc) (Per Season) Per Team ..... 184.00

## OTHER OUTDOOR SPORTS REQUIRING GRASSED AREAS

Archery Per Annum ..... 235.00

Dog Obedience Per Annum ..... 235.00

Model Aircraft (Per Member) Per Annum ..... 5.90



TURF WICKETS	\$
One Wicket Per Season .....	1 367.00
Two Wickets Per Season .....	2 734.00
Casual Bookings Per Day .....	138.00

## CASUAL BOOKINGS

## ONE DAY SPORTING FIXTURES OR FAIRS

Community Organisations—	
Full Day .....	66.00
Half Day .....	33.00
Commercial Organisations—	
Full Day .....	181.00
Half Day .....	91.00

## WANNEROO SHOWGROUNDS

Community Organisations—	
Full Day .....	198.00
Half Day .....	99.00
Commercial Organisations—	
Full Day .....	331.00
Half Day .....	166.00

## HARDCOURT SURFACES

Basketball and Netball—	
Day Per Hour .....	4.00
Evening Per Hour .....	6.00

Basketball and Netball Clubs affiliated with the Wanneroo Districts Basketball and Netball Association and resident in the City of Wanneroo shall be charged 50% of casual hourly rate when using courts on seasonal basis.

Tennis (Per Court)—	
Day Per Hour .....	4.00
Evening Per Hour .....	6.00
Tennis Coaches (Per Court)—	
Day Per Hour .....	6.00
Evening Per Hour .....	8.00
Tennis Clubs (Per Court—per session)—	
Day Per Annum .....	63.00
Evening Per Annum .....	73.00

Tennis Clubs shall be required to pay casual rates for any courts used outside those time slots originally allocated. Casual users shall be granted access to courts during club periods if members are not using them.

Normal hire charges shall be paid to Council for any such use.

Kingsway Netball Centre (Per Team) Per Season .....	18.00
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## RECREATION AND CULTURE

	\$
Beach House Yanchep National Park—	
Overnight Stay Per Night .....	25.00
Day Use Per Day .....	10.00
Meetings Per Hour .....	2.00
Gloucester Lodge Museum—	
Admission Charges—	
Adults .....	1.00
Children .....	0.50
School Groups .....	0.30
Pensioners/Senior Card .....	0.30
Concession Package Tours—	
Adults .....	0.70
Children/Pensioners .....	0.30
Cockman House—	
Admission Charge—	
Adults .....	1.00
Children/Pensioners .....	0.50
Per Wedding (Maximum 2 Hours)—	
House and Grounds .....	50.00
Grounds Only .....	25.00
Ocean Reef Boat Harbour—	
Launching Fees Per Launch .....	2.50
Annual Pass Per Annum .....	50.00
Beach Equipment Hire Operations Per Week .....	10.00

## AQUATIC CENTRES

	Aquamotion Wanneroo	Wanneroo Water World
Swimming Pool Entry—	\$	\$
Adults (16 years +) .....	2.50	2.60
Children (4-16 years) .....	1.30	1.40
Children (under 4 years) .....	Free	Free
Pensioner Card Holder .....	1.30	1.40
Student Concession .....	1.30	1.40
Spectators .....	1.00	1.00
Sauna—(Persons 18 years and over only) .....	2.50	2.60
Spa—(for Sauna patrons only)		
Fitness Room (Gymnasium) .....	3.50	3.70
Creche—Per Hour—		
First child .....	1.30	1.30
Subsequent Children in Family .....	1.00	1.00
Swimming Lessons—		
Adult .....	5.50	5.50
Children .....	5.00	5.50
Education Department—		
Vacation .....	1.00	1.00
School in Term .....	1.00	1.00
Private School Lessons .....	1.00	1.00
Asthma Foundation—Children .....	1.00	1.00
Club—		
Adult .....	2.50	2.60
Children .....	1.30	1.30
Hire of Swim Aids—Each Item .....	1.00	1.00
Hire of Recreation Room—		
Commercial Organisations .....	180.00	260.00
Non Commercial Organisations .....	120.00	130.00
Setting up Time (Per Hour)—Recreation Room and Aquatic Centre ...	7.50	8.00
Massage—		
Half Hour .....	20.00	20.00
One Hour .....	25.00	25.00
Gym Programme (Personal) .....	20.00	20.00
Aerobics .....	3.50	3.70
Aquarobics .....	3.50	3.70
Aerobics Plus 1 Free Entry to the Creche—10 Tickets .....	35.00	37.00
Aquarobics Plus 1 Free Entry to the Creche—10 Tickets .....	35.00	37.00
Aerobics—		
10 Tickets—10% Discount .....	31.50	33.30
20 Tickets—15% Discount .....	59.60	63.00
50 Tickets—20% Discount .....	140.00	157.25
Aquarobics—		
10 Tickets—10% Discount .....	31.50	33.30
20 Tickets—15% Discount .....	59.50	63.00
50 Tickets—20% Discount .....	140.00	157.25
Vacation Swimming Lessons (Education Department)—10 Tickets .....	10.00	10.00
(Include One Adult Spectator)		
N.B. User Groups requiring facilities to be open beyond the normal hours of operation are responsible for additional costs incurred.		
Hire of Centre (excluding Rec Room)—		
Commercial Organisations .....	600.00	840.00
Non Commercial Organisations .....	400.00	420.00
Setting up Time—Per Hour .....	7.50	8.00
Hire of Centre (including Rec Room)—		
Commercial Organisations .....	725.00	950.00
Non Commercial Organisations .....	450.00	475.00
Bonds (refundable)—		
Recreation Room .....	200.00	200.00
Aquatic Centre .....	400.00	400.00
Concession Fees—Family Swim (2 Adults and Dependant Children) ..	6.50	6.80
Concession Books—		
Adult Swim—		
Book of 10 Tickets—10% discount .....	22.50	23.40
Book of 20 Tickets—15% discount .....	42.50	44.20
Book of 50 Tickets—20% discount .....	95.00	105.00
Junior Swim—		
Book of 10 Tickets—10% discount .....	11.70	12.60
Book of 20 Tickets—15% discount .....	22.10	23.80
Book of 50 Tickets—20% discount .....	52.00	56.00

	\$	\$
Gymnasium—		
Book of 10 Tickets—10% discount .....	31.50	33.30
Book of 20 Tickets—15% discount .....	59.50	62.90
Book of 50 Tickets—20% discount .....	140.00	148.00
Spectators—Book of 20 Tickets—15% discount .....	17.00	17.00
Activity/Swim Ticket .....	5.00	5.30
Activity/Sauna/Spa Ticket .....	5.00	5.30
Multi Activity Ticket .....	7.00	7.40
Fitness Appraisal Fee .....	35.00	35.00
Fitness Re-Appraisal Fee .....	20.00	20.00

## MARANGAROO GOLF COURSE

	\$
WEEKENDS/PUBLIC HOLIDAYS	
18 Holes .....	12.00
9 Holes .....	7.00
9 Holes (extra) .....	5.00
WEEKDAYS	
18 Holes .....	10.00
9 Holes .....	6.00
9 Holes (extra) .....	4.00
*CONCESSIONS	
18 Holes .....	7.00
9 Holes .....	4.00
9 Holes (extra) .....	3.00

\*Note: Concession rates are applicable to—

- (1) Pensioners during weekdays only.  
Pensioner brown health card or Senior Card must be produced.
- (2) Students who hold concession cards issued by Course controllers on behalf of City of Wanneroo.

Normal Fees are applicable to pensioners and students for weekends and public holidays.

## OUT OF SCHOOL CARE FEES

## After School Care

Camberwarra, Whitford, Girrawheen, Wanneroo, Ocean Ridge, Kingsley

Weekly Family Income (Gross)	A	B	C	D
	Up to \$348	\$349-\$449	\$450-\$650	\$651 Plus
1 Child/Day	\$2.60	\$3.70	\$4.70	\$5.80
2 Children/Day	\$4.50	\$6.40	\$8.20	\$10.10
3 Children/Day	\$6.60	\$9.20	\$11.80	\$14.40
Each Additional Child	\$1.10 each	\$1.80 each	\$2.80 each	\$4.00 each

## School Vacation Care

Sorrento/Duncraig, Ocean Ridge, Wanneroo, Girrawheen, Greenwood, Whitford

Weekly Family Income (Gross)	A	B	C	D
	Up to \$348	\$349-\$449	\$450-\$649	\$650 Plus
1 Child/Day	\$7.30	\$9.50	\$11.50	\$12.60
2 Children/Day	\$11.80	\$15.10	\$18.50	\$20.20
3 Children/Day	\$14.70	\$18.90	\$23.10	\$25.20
Each Additional Child	\$3.60 each	\$3.80 each	\$4.30 each	\$5.00 each

R. F. COFFEY, Town Clerk.

LG506

## LOCAL GOVERNMENT ACT 1960; HEALTH ACT 1911

*Shire of Toodyay*

## Memorandum of Imposing Rates 1991-1992

To whom it may concern.

At a Meeting of the Shire of Toodyay held on 3 July 1991, it was resolved that the rates and charges specified hereunder should be imposed on all rateable property within the district of the Shire of Toodyay in accordance with the provisions of the Local Government Act 1960 and the Health Act 1911 as amended.

Dated 3 July 1991.

R. SOMERS, President.

ROBERT J. MILLAR, Shire Clerk.

## Schedule of Rates and Charges Levied

## General Rate—

## Gross Rental Values:

Central Ward 8.446 cents in the dollar.

Rural Areas 8.446 cents in the dollar.

## Unimproved Values:

Rural Zones 0.813 7 cents in the dollar.

Special Rural Zones 0.721 0 cents in the dollar.

## Minimum Rate—

## Gross Rental Values:

Central Ward \$210.00 per Lot.

Rural Areas \$230.00 per Assessment.

## Unimproved Values:

Rural Zones \$230.00 per Assessment.

Special Rural Zones \$230.00 per Assessment.

## Rubbish Charge—

\$80.00 per annum for weekly removal of 1 standard 140 or 240 litre bin, for townsite and rural areas.

## Discount—

A 10 per cent discount will be allowed on current general rates and minimum rates paid in full on or before 4.00 pm August 21, 1991.

## Penalty—

A penalty of 10 per cent will be applied to all rates unpaid after January 31, 1992, except for those owed by eligible pensioners.

LG507

## LOCAL GOVERNMENT ACT 1960; HEALTH ACT 1911

*Shire of Serpentine-Jarrahdale*

## Memorandum of Imposing Rates 1991-1992

To whom it may concern.

At a meeting of the Serpentine-Jarrahdale Shire Council held on 3 July 1991, it was resolved that the rates and charges specified hereunder be imposed on all rateable property within the Shire of Serpentine-Jarrahdale in accordance with the Local Government Act 1960 and the Health Act 1911 for the period 1 July 1991 to 30 June 1992.

Dated this 8th day of July 1991.

F. SENIOR, President.

N. D. FIMMANO, Shire Clerk.

## Schedule of Rates and Charges

## General Rate:

0.006556 cents in the dollar on unimproved values and 0.170607 cents in the dollar on Gross Rental Values.

## Urban Farmland Rate:

0.004575 cents in the dollar on the unimproved values of all properties declared as Urban Farmland.

## Minimum Rate:

A minimum rate of \$346 per assessment.

## Discount:

A discount of 7.5% on current rates if all rates and charges are received in full within 35 days from the date of service on the rate notice.

- Penalty: A penalty rate of 10% will apply to all rates, other than pensioners deferred, in arrears as at 31st January 1992 or three months after the service of notice.
- Rubbish Charges:
1. \$65.00 per annum per service for all residences and commercial businesses within the prescribed areas of Byford, Mundijong, Serpentine and Jarrahdale.
  2. \$72.00 per annum per service for all residences and commercial businesses outside the prescribed areas of Byford, Mundijong, Serpentine and Jarrahdale.
  3. \$576.00 per annum for bulk bins.

LG508

## LOCAL GOVERNMENT ACT 1960; HEALTH ACT 1911

*Shire of Corrigin*

## Memorandum of Imposing Rates

At a meeting of the Shire of Corrigin held on 15 July 1991, it was resolved that the rates and charges specified hereunder should be imposed on all rateable property within the district of the Shire of Corrigin in accordance with the provisions of the Local Government Act 1960 and the Health Act 1911.

Dated 15 July 1991.

M. D. TURNER, President.

I. G. DAVIES, Shire Clerk.

## Schedule of Rates and Charges

## General Rate—

9.820 9 cents in the \$ on Gross Rental Values.

2.177 9 cents in the \$ on Unimproved Values.

## Minimum Rate—

\$100.00: Corrigin Townsite and Rural Areas.

\$30.00: Bullaring, Bulyee and Bibarin townsites.

## Discount—

A discount of 10% will be allowed on current rates paid in full within 35 days from the date of service of the notice.

## Penalty—

A penalty of 10% will be charged on all rates (except pensioner deferred rates) outstanding on 31 January 1991.

## Rubbish Charge—

\$68 per annum per 240 litre bin service.

\$34 per annum per 240 litre bin service (pensioners).

LG509

## LOCAL GOVERNMENT ACT 1960

## HEALTH ACT 1911

*Shire of Carnamah*

## Memorandum of Imposing Rates

To whom it may concern.

At the meeting of the Carnamah Shire Council held on 15 July 1991 it was resolved that the rates and charges specified hereunder should be imposed on all rateable property within the district of the Municipality of the Shire of Carnamah, in accordance with the provisions of the Local Government Act 1960 and the Health Act 1911.

Dated this 16th day of July 1991.

R. E. WHITE, President.

M. L. CROFT, Shire Clerk.

## Schedule of Rates and Charges Levied

General and Mining Rates—16.672 cents in the dollar on Unimproved Values.

Carnamah and Eneabba Townsite Rates—15.584 cents in the dollar on Gross Rental Values.

General Minimum Rate—\$150.00 per assessment on Mining Tenements.

Other Minimum Rate—Rural land and townsites—\$150.00 per assessment.

## Discount—

Ten (10) per cent on all current rates paid in full within fourteen (14) days of assessment service date; and

Five (5) per cent on all current rates paid in full within fifteen (15) to thirty-five days of assessment service date.

## Penalty—

Ten (10) per cent on all rates remaining unpaid after 31st January 1991.

## Rubbish Charges—

Domestic (once-weekly service)—\$88.00 per annum.

Commercial (once-weekly service)—\$350.00 per annum.

Commercial (twice-weekly service)—\$700.00 per annum.

## Sewerage Charge—

\$321.00 per annum on Carnamah Hotel; and

\$214.00 per annum on Carnamah Bowling Club.

## LG510

## LOCAL GOVERNMENT ACT 1960

*City of Fremantle*

## Memorandum of Imposing Rates

To whom it may concern.

At a special meeting of the Fremantle City Council held on Monday, 8 July 1991, it was resolved that the rates and charges specified hereunder, be imposed on all rateable property within the district of the Municipality in accordance with the provisions of the Local Government Act 1960 for the year ending 30 June 1992.

J. L. BODDY, Deputy Mayor.

## Schedule

## Differentiating General Rates

## Zone Group 1

Residential Land Zone—rate in dollar: 7.689 cents on Gross Rental Value subject to a minimum rate of \$375 per lot, location or other piece of land—

Residential  
Residential/Development

## Zone Group 2

Business and General Land Zone—rate in dollar: 10.244 cents on Gross Rental Value subject to a minimum rate of \$440 per lot, location or other piece of land—

Central Business  
Inner Urban  
Local Centre  
Local Reserve  
Local Reserve/Open Space  
Regional Reserve

## Zone Group 3

General Industry Land Zone—rate in dollar: 10.712 cents on Gross Rental Value subject to a minimum of \$440 per lot, location or other piece of land—

Industry

Pool Inspection Fee—\$20.00 per rateable property with either a swimming pool or spa or both.

Penalty on overdue rates—a 10% (ten percent) penalty will be imposed on all outstanding rates as at 31 January 1992 excepting those rates where persons are entitled to a rebate or deferment under the Pensioners' (Rates, Rebates and Deferments) Act 1966.

LG511

## LOCAL GOVERNMENT ACT 1960

## HEALTH ACT 1911

*Town of Kwinana*Memorandum of Imposing Rates and Charges  
1991/92 Financial Year

To whom it may concern.

At a meeting of the Kwinana Town Council held on 9 July 1991, it was resolved that the rates and charges specified hereunder and which have been approved by the Hon. Minister for Local Government, be imposed on all rateable property within the Municipality for the period 1 July 1991 to 30 June 1992 in accordance with the Local Government Act 1960 (as amended) and Health Act 1911.

Dated this 18th day of July, 1991.

D. J. NELSON, Mayor.

R. K. SMILLIE, General Manager/Town Clerk.

## Schedule of Rates and Charges Levied

Land Zone	Rate in the Dollar	Minimum Rate
Gross Rental Values		\$
Zone Group 1		
Improved Residential .....	6.0000	250
Zone Group 2		
Improved Special Residential .....	6.7430	250
Improved Industrial .....	6.7430	300
Improved Parks and Recreation .....	6.7430	250
Zone Group 3		
Improved Commercial .....	4.9611	300
Zone Group 4		
Vacant Residential .....	38.7280	250
Vacant Special Residential .....	38.7280	250
Vacant Commercial .....	38.7280	300
Vacant Industrial .....	38.7280	300
Vacant Rural .....	38.7280	250
Vacant Special Rural .....	38.7280	250
Zone Group 5		
Improved Rural .....	8.4113	250
Zone Group 6		
Improved Special Rural .....	14.1786	250
Unimproved Values		
Zone Group 1		
Rural .....	1.8920	250
Zone Group 2		
Special Industry (Subject to Kwinana Industrial Agreements Act) .....	2.7196	300

## Discount

A discount of ten per centum (10%) on the amount of current rates levied will be allowed in respect of accounts paid in full within thirty five (35) days of the date of publication of this Memorandum of Rates and Charges in the *Gazette*, provided that such payment must be made at Council's office within the prescribed time and that current rates may only be paid for the purpose of qualifying for this discount if all arrears (including firebreak, legal costs and refuse removal charges, both arrears and current) are first deducted from any moneys tendered in respect of rates and charges.

## Penalty

Furthermore and pursuant to section 550A of the Local Government Act 1960 (as amended) the Council of the Town of Kwinana will impose a penalty of ten per centum (10%) as provided in the Local Government Act (Unpaid Rates) Regulations 1979, on all rates in arrears as at 31 January 1992, other than rates attributable to a property owned by an entitled pensioner under the Pensioners' (Rates Rebates and Deferment Act 1976) (as amended).

## Refuse Charge

\$99.50 per annum for a once weekly removal of a 240 litre Mobile Garbage Bin.

## Bulk Bin Charge

\$560.00 per annum for a once weekly removal of a 1.5 cubic metre bulk bin.

LG512

## LOCAL GOVERNMENT ACT 1960

## HEALTH ACT 1911

*Town of Mosman Park*

## Memorandum of Imposing Rates

At a meeting of the Town of Mosman Park, held on 9 July 1991, it was resolved that the rates specified hereunder should be imposed on all rateable land within the district of the Town of Mosman Park and services as described below in accordance with the provisions of the Local Government Act 1960, and the Health Act 1911.

Dated 10 July 1991.

B. H. MOORE, Mayor.  
T. J. HARKEN, Town Clerk.

## Schedule of Rates and Charges

General Rate: 7.116 8 cents in the dollar on gross rental valuations.

Minimum Rate: \$320.00 per assessment.

Rubbish Charge: A charge of \$90.00 per annum for each additional weekly rubbish service provided to rateable properties.

A charge of \$150.00 per annum on each weekly rubbish service provided to non-rateable properties.

Penalty: A penalty of 10 percent will be levied against rates which are in arrears on 31st January, 1992, with the exception of rates applicable to properties owned by eligible pensioners as defined under the Pensioner (Rates, Rebates and Deferments) Act.

LG901

## LOCAL GOVERNMENT ACT 1960

*City of Nedlands*

## NOTICE OF INTENTION TO BORROW

## Loan 172—\$700 000

Pursuant to section 610 of the Local Government Act 1960, the Council of the City of Nedlands hereby gives notice of its intention to borrow by the sale of debentures on the following terms and for the following purpose—\$700 000 in two instalments of \$350 000 in both the 1991/92 and 1992/93 financial years with each loan being for a period of ten (10) years repayable at the office of the Council, Nedlands, by twenty (20) equal half yearly instalments of Principal and Interest.

Purpose: Redeveloping the Council Office.

As required by section 609 of the Local Government Act details of work to be done and details of cost are available for inspection by ratepayers at the office of the Council for thirty five (35) days after the publication of this notice.

It is to be noted that the interest rate on the two loan instalments will be re-negotiated after a period of four (4) years.

D. J. CADDY, Acting Mayor.  
N. G. LEACH, Town Clerk.

LG902

## LOCAL GOVERNMENT ACT 1960

*City of South Perth*

## NOTICE OF INTENTION TO BORROW

## Proposed Loan (No. 187 of \$150 000)

Pursuant to section 610 of the Local Government Act 1960, the City of South Perth hereby gives notice that it proposes to borrow money by the sale of a debenture, repayable at the office of the Lender, on the following terms and conditions—

Amount: \$150 000

Repayable: Quarterly instalments of principal and interest

Purpose: Asbestos Treatment/Replacement Programme

Plans, specifications and estimates as required by Section 609 of the Act are available for inspection at the office of the council during normal office business hours for thirty five (35) days after publication of this Notice.

Dated 19 July 1991.

L. L. METCALF, Chief Executive.



LG903

**LOCAL GOVERNMENT ACT 1960***City of South Perth***NOTICE OF INTENTION TO BORROW**

Proposed Loan (No. 188 of \$64 000)

Pursuant to section 610 of the Local Government Act 1960, the City of South Perth hereby gives notice that it proposes to borrow money by the sale of a debenture, repayable at the office of the Lender, on the following terms and conditions—

Amount: \$64 000

Repayment: Quarterly instalments of principal and interest

Purpose: Hall Acquisition and Extensions

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

Dated 19 July 1991.

L. L. METCALF, Chief Executive.

LG904

**LOCAL GOVERNMENT ACT 1960***City of South Perth***NOTICE OF INTENTION TO BORROW**

Proposed Loan (No. 189 of \$102 000)

Pursuant to section 610 of the Local Government Act 1960, the City of South Perth hereby gives notice that it proposes to borrow money by the sale of a debenture, repayable at the office of the Lender, on the following terms and conditions—

Amount: \$102 000

Repayment: Quarterly instalments of principal and interest

Purpose: Recreation Reserve Development

Plans, specifications and estimates as required by Section 609 of the Act are available for inspection at the office of the Council during normal office business hours for thirty five (35) days after publication of this notice.

Dated 19 July 1991.

L. L. METCALF, Chief Executive.

LG905

**LOCAL GOVERNMENT ACT 1960***City of South Perth***NOTICE OF INTENTION TO BORROW**

Proposed Loan (No. 190 of \$70 000)

Pursuant to section 610 of the Local Government Act 1960, the City of South Perth hereby gives notice that it proposes to borrow money by the sale of a debenture, repayable at the office of the Lender, on the following terms and conditions:

Amount: \$70 000.

Repayment: Quarterly instalments of principal and interest.

Purpose: Manning Library Public Toilets.

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

Dated 19 July, 1991.

L. L. METCALF, Chief Executive.

**MAIN ROADS****MA401****PUBLIC WORKS ACT 1902****Sale of Land**

MRD 41-6-16 &amp; 41-14-22

Notice is hereby given that His Excellency the Governor has authorised under section 29 (7) (a) (ii) of the Public Works Act 1902 (as amended) the sale by public auction or private contract of the land hereunder described, such land being no longer required for the work for which it was acquired.

**Land**

Portion of Swan Location S and being Lot 48 on Plan 5223 and being the whole of the land contained in Certificate of Title Volume 1147 Folio 572 (Constance Street, Bayswater).

Portion of Swan Location S and being Lot 15 on Plan 5223 and being the whole of the land contained in Certificate of Title Volume 1125 Folio 76 (River Road, Bayswater).

Dated 17 July 1991.

J. F. ROSE, Acting Director Administration and Finance.  
Main Roads Department.

**MA402****PUBLIC WORKS ACT 1902****Sale of Land**

MRD 41-124-72VB

Notice is hereby given that His Excellency the Governor has authorised under section 29(7)(a)(ii) of the Public Works Act 1902 the sale by public auction or private contract of the land hereunder described, such land being no longer required for the work for which it was acquired.

**Land**

Portion of Peel Estate Lot 897 and being the whole of the land comprised in Certificate of Title Volume 1897 Folio 122 (Mandurah Road, Secret Harbour).

Dated this 17th day of July 1991.

J. F. ROSE, Acting Director Administration and Finance,  
Main Roads Department.

**MA403****PUBLIC WORKS ACT 1902 (AS AMENDED)****Sale of Land**

MRD 10-239.

Notice is hereby given that His Excellency the Governor has authorised under section 29 (7) (a) (ii) of the Public Works Act 1902 (as amended) the sale by public auction or private contract of the land hereunder described, such land being no longer required for the work for which it was acquired.

**Land**

Kununurra Lot 97 and being the whole of the land contained in Certificate of Title Volume 1343 Folio 21 (Ironwood Drive, Kununurra).

Dated this 17th day of July 1991.

J. F. ROSE, Acting Director, Administration and Finance,  
Main Roads Department.

**MA404**

File No. MRD 41-667-BV2

**TOWN PLANNING AND DEVELOPMENT ACT 1928****PUBLIC WORKS ACT 1902****METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959****STATE PLANNING COMMISSION ACT 1985****LAND ACQUISITION**

Notice is hereby given, and it is hereby declared, that the said piece or parcel of land described in the Schedule hereto, being in the Cockburn District has, in pursuance of the written consent under the Town Planning and Development Act 1928 (as amended), Metropolitan Region Town Planning

Scheme Act 1959 (as amended), State Planning Commission Act 1985 and approval under Section 17 (1) of the Public Works Act 1902 (as amended) of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 9th day of July 1991, been set apart, taken, or resumed for the purposes of the following public work, namely—

The Kwinana Freeway (Yangebup Road-Thomas Road Section) and associated service road.

And further notice is hereby given that the said piece or parcel of land so set apart is shown marked off on Plan MRD 91-41, which may be inspected at the Main Roads Department, Waterloo Crescent, East Perth. The additional information contained in the Schedule after the land description is to define locality only and in no way derogates from the Transfer of Land Act description.

And it is hereby directed that the said lands shall vest in State Planning Commission for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.

#### Schedule

Plan MRD No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (Approx)
91-41	Santo Galati Rando and Annunziata Galati Rando	S & A Galati Rando	Portion of Peel Estate Lot 677 and being part of the land contained in Certificate of Title Volume 1668 Folio 790	3.5367 ha

Certified correct this 20th day of June 1991.

DAVID SMITH, Minister for Planning.

Dated 9 July 1991.

FRANCIS BURT, Governor in Executive Council.

MA501

MRD 42-53-D

#### MAIN ROADS ACT 1930; PUBLIC WORKS ACT 1902 NOTICE OF INTENTION TO TAKE OR RESUME LAND

The Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Public Works Act 1902, that it is intended to take or resume under section 17 (1) of that Act the pieces or parcels of land described in the Schedule hereto and being all in the Capel District, for the purpose of the following public works namely, widening of the Bunbury-Augusta Road (SLK section 5.00-13.35) and that the said pieces or parcels of land are marked off on Plan MRD WA 8902-168 and 9002-018 which may be inspected at the office of the Commissioner of Main Roads, Waterloo Crescent, East Perth.

#### Schedule

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (Approx)
1.	Capel Golf Club Incorporated	Hon Minister for Works	Portion of Wellington Locations 47 and 2991 and being part of Lot 27 on Plan 7534 now on Diagram 79543 being part of the land comprised in Certificate of Title Volume 1254 Folio 806	150 m <sup>2</sup>
2.	Anthony Clive Bleechmore and Robin Adair Bleechmore	Hon Minister for Works	Portion of Wellington Locations 379 and 2420 and being part of Lot 2 on diagram 73089 now on Diagram 79544 being part of the land comprised in Certificate of Title Volume 1787 Folio 599	1 030 m <sup>2</sup>

Dated this 17th day of July 1991.

J. F. ROSE, Acting Director Administration and Finance,  
Main Roads Department.

**MARINE AND HARBOURS**

MH301

**SHIPPING AND PILOTAGE ACT 1967****PORTS AND HARBOURS AMENDMENT REGULATIONS 1991**

Made by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Ports and Harbours Amendment Regulations 1991*.

**Principal regulations**

2. In these regulations, the *Ports and Harbours Regulations\** are referred to as the principal regulations.

[\*Published in the Gazette on 3 February 1966 at pp. 277-92. For amendments to 17 April 1991 see pp. 344-46 of 1989 Index to Legislation of Western Australia and Gazette of 1 August 1990.]

**Regulation 4 amended**

3. Regulation 4 of the principal regulations is amended—

(a) in the definition of “the Department” by deleting “Harbour and Light Department” and substituting the following—

“ Department of Marine and Harbours ”; and

(b) by inserting in the correct alphabetical positions, the following definitions—

“ “certificate” means a pilotage exemption certificate issued under regulation 16;

“certificate of health” means a certificate of health referred to in regulation 16 (c);

“exempt master”, in relation to a vessel, means a master who holds a valid pilotage exemption certificate for a port;

“subject port”, in relation to an application for a pilotage exemption certificate, means a port for which the certificate is sought ”.

**Regulation 9 amended**

4. Regulation 9 of the principal regulations is amended—

(a) by deleting paragraph (g) and substituting the following paragraph—

“ (g) a vessel under the command of a master who holds a valid certificate in respect of the port concerned, ”;

and

(b) by inserting after “any port” the following—

“ or prescribed pilotage area outside the port ”.

**Regulation 10 amended**

5. Regulation 10 of the principal regulations is amended by inserting after “port” everywhere it occurs the following—

“ or prescribed pilotage area outside the port ”.

**Regulation 14 amended**

6. Regulation 14 of the principal regulations is amended in subregulation (1) by inserting after “and shall,” the following—

“ unless he is an exempt master in respect of the port, ”.

**Regulation 15B amended**

7. Regulation 15B of the principal regulations is amended by deleting “a master holding a pilotage exemption certificate” and substituting the following—

“ an exempt master ”.

**Regulation 16 repealed and regulations substituted**

8. Regulation 16 of the principal regulations is repealed and the following regulations are substituted—

**Entitlement to pilotage exemption certificate**

“ 16. The chief executive officer shall issue a pilotage exemption certificate, valid for use in respect of the ports (and any prescribed pilotage areas outside those ports) specified in the certificate, to a person who—

(a) is entitled to reside permanently in Australia under an Act of the Commonwealth;

(b) has met the requirements of regulation 16B;

- (c) has submitted, in accordance with regulation 16C, a certificate of health showing, to the satisfaction of the chief executive officer, that he does not suffer from any disability that is likely to affect his ability to do what the certificate will entitle him to do; and
- (d) has paid a fee of \$450 in respect of each subject port.

#### Eligibility to attempt examination

16A. (1) A person is not eligible to be examined under regulation 16B unless—

- (a) he holds—
  - (i) a Master Class 1 Certificate of Competency issued under the *Navigation Act 1912* of the Commonwealth;
  - (ii) a Foreign Going Masters Certificate of Competency issued under the *Navigation Act 1912* of the Commonwealth;
  - (iii) a Certificate of Service as Master issued under the *Navigation Act 1912* of the Commonwealth; or
  - (iv) a certificate issued outside Australia that is recognized by the Department or the Commonwealth Department of Transport as being equivalent to one of those certificates;
- and
- (b) he has made in the 2 years immediately before the examination—
  - (i) 3 trips into and 3 trips out of the subject port in command of a vessel; or
  - (ii) 2 trips into and 2 trips out of the subject port in command of a vessel and 2 trips into and 2 trips out of the subject port as first mate on duty on the bridge throughout the period of pilotage or, where the vessel was under the command of an exempt master, throughout what would otherwise have been the period of compulsory pilotage.

(2) Where a person is seeking to obtain a certificate that is valid for use during hours of daylight and hours of darkness, at least one trip into and one trip out of the subject port in command of a vessel as referred to in subregulation (1) (b) must have been made during hours of darkness.

(3) The trips as first mate referred to in subregulation (1) (b) (ii) have to be verified in writing by the master or exempt master in command of the vessel.

#### Examination

16B. (1) An applicant for a certificate has to demonstrate, on written or oral examination—

- (a) adequate general knowledge of the subject port, particularly the soundings, minimum keel clearances, tides, currents, buoys, beacons and lights within the subject port and its approaches;
- (b) ability to satisfactorily complete blank charts of the subject port by marking soundings and characteristics of the buoys, beacons, lights, signals and other aids to navigation;
- (c) thorough knowledge of control requirements, traffic patterns, separation lanes and the special signals, communications and rules applicable to the subject port; and
- (d) a reasonable knowledge of—
  - (i) these regulations;
  - (ii) the *Shipping and Pilotage Act 1967*;
  - (iii) the *Western Australian Marine Act 1982*;
  - (iv) the *Prevention of Pollution of Waters by Oil Act 1960*; and
  - (v) any written law applying specifically in respect of the subject port.

(2) An applicant for a certificate has to demonstrate by practical examination safe ship handling ability within the limits of the subject port.

#### Standard of health

16C. (1) A certificate of health is to be in a form approved by the Minister.

(2) An exempt master shall submit a certificate of health to the Department not later than 2 years after the date on which the previous certificate of health was submitted.

(3) Where a medical practitioner has recommended that an exempt master undergo a medical examination for the purposes of this regulation after a nominated period that is less than 2 years after the date of the

previous medical examination for the purposes of this regulation, the exempt master shall—

- (a) undergo a medical examination in accordance with that recommendation; and
- (b) submit to the Department immediately after the examination—
  - (i) a certificate of health; or
  - (ii) written notification that a certificate of health was not issued.

#### **Maximum length of vessel**

16D. (1) Subject to regulation 16E (1), the maximum length of a vessel in respect of which a certificate may be used in a port shall be determined by the Harbour Master for the port having regard to—

- (a) the depth and width of channel entrances;
- (b) available deep water manoeuvring space;
- (c) local tidal conditions;
- (d) local current conditions; and
- (e) proximity of other vessels and berthing facilities.

(2) The chief executive officer shall cause to be recorded in each certificate the maximum length of a vessel in respect of which the certificate may be used.

#### **Conditions**

16E. (1) The chief executive officer shall not issue a certificate for use in respect of a vessel that is longer than the longest vessel in which the exempt master made a trip into or out of the subject port in command of a vessel as referred to in regulation 16A (1) (b).

(2) The chief executive officer may, on the written recommendation of the Harbour Master for a port, issue all certificates in respect of that port for use only in respect of specified areas of the port.

(3) Where a person who is otherwise entitled to a certificate has not met the requirements of regulation 16A (2), the chief executive officer shall issue a certificate for use by the person during hours of daylight only.

(4) An exempt master shall comply with all conditions attaching to his certificate.

#### **Limited to Australian crewed vessels**

16F. A certificate may be used only in respect of a vessel that is crewed in accordance with the requirements of an award or agreement registered under—

- (a) the *Industrial Relations Act 1979*; or
- (b) the *Industrial Relations Act 1988* of the Commonwealth.

#### **Use of certificate may be prohibited**

16G. Notwithstanding any other regulation, where—

- (a) major works are being carried out in the port;
- (b) the vessel of an exempt master is carrying cargo that is noxious or otherwise hazardous; or
- (c) there are any other circumstances that may impair the ability of the exempt master to navigate the vessel safely,

the Harbour Master for the port may direct the exempt master to use the services of a pilot to navigate the vessel into or out of the port or in the whole or a specified part of the port or any prescribed pilotage area outside the port, and the exempt master shall comply with such a direction.

#### **Contents of certificate**

16H (1) The chief executive officer shall issue a certificate in accordance with Form 1 in the Sixth Schedule to a person who becomes entitled to a certificate.

(2) The chief executive officer shall cause a certificate to be suitably amended where there is any change in the entitlements of the exempt master under the certificate.

#### **Register**

16I. (1) The chief executive officer shall cause to be established and maintained a register containing particulars of all persons holding certificates and their entitlements under the certificates.

(2) The chief executive officer shall cause the register to be noted where the certificate of a person is cancelled or suspended.

**Pilotage exemption record book**

16J. (1) The chief executive officer shall issue to each exempt master a book containing pages in accordance with Form 2 in the Sixth Schedule and the book is to be known as the "pilotage exemption record book".

(2) An exempt master shall enter in the pilotage exemption record book, in respect of each trip into or out of a port—

- (a) the name of the port;
- (b) the date and time of commencement of the trip; and
- (c) the name of the vessel.

(3) After making a trip into or out of a port and entering the particulars prescribed by subregulation (2) into the pilotage exemption record book, an exempt master shall present the book to the Harbour Master of the port concerned or another officer of the Department, who shall read and endorse the entry made by the exempt master.

(4) An officer of the Department to whom a certificate of health is submitted shall record the date on which the certificate was submitted in the pilotage exemption record book of the exempt master concerned and the exempt master shall produce the book to the officer for this purpose.

**Invalidation of certificate**

16K. A certificate that has not been used in respect of a port for one year or longer is invalid in respect of that port.

**Revalidation of certificate**

16L. A certificate that is invalid in respect of a port under regulation 16K is revalidated in respect of that port if the holder of the certificate makes, under pilotage, at least one trip into and one trip out of the port in command of a vessel within one year of the certificate becoming invalid in respect of that port.

**Cancellation or suspension of certificate**

16M. (1) The chief executive officer may cancel or suspend the certificate of an exempt master if—

- (a) the exempt master is convicted of contravening regulation 9, 16E (4), 16G or 16J (2) or (3); or
- (b) the chief executive officer believes on reasonable grounds that the exempt master has contravened any of those provisions.

(2) The chief executive officer shall cancel a certificate that has become wholly invalid under regulation 16K and has not been wholly or partly revalidated under regulation 16L.

(3) The chief executive officer shall cancel a certificate if its holder does not submit a certificate of health in accordance with regulation 16C (2) or (3).

(4) The chief executive officer shall cancel or suspend a certificate in respect of a port if he believes on reasonable grounds that the holder of the certificate is no longer competent to navigate a vessel into and out of the port.

(5) Where the chief executive officer cancels or suspends a certificate, he shall in writing notify the person concerned of the cancellation or suspension and the reason for it, including, in the case of a cancellation or suspension under subregulation (1) (b) or (4), particulars of the reasons for the belief held by the chief executive officer.

(6) The chief executive officer shall, in a notification of a cancellation or suspension under subregulation (1) (b) or (4), inform the person concerned of the right of appeal under regulation 16N.

(7) A cancellation or suspension takes effect on the service of a notice under subregulation (5).

**Right of appeal**

16N. (1) An exempt master whose certificate is cancelled or suspended under regulation 16M (1) (b) or (4) may, in writing, within 21 days of the day on which he received notice of the cancellation or suspension, appeal to the Minister against the decision of the chief executive officer.

(2) The Minister shall determine an appeal without delay and may confirm the decision of the chief executive officer or direct the chief executive officer to reverse his decision or modify it in the manner specified by the Minister.

(3) The chief executive officer shall give effect to a direction under subregulation (2).

[illegible]



## FORM 2

(Reg. 16J (1))

## PILOTAGE EXEMPTION RECORD BOOK

Port Visits					Medical Certificates	
Port	Date & Time In	Date & Time Out	Name of Vessel	Pilot/Harbour Master Initials	Received	Next Due

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

## MINES

MN401

## PETROLEUM ACT 1967

## SURRENDER OF EXPLORATION PERMIT EP103

Department of Mines,  
Perth, 19 July 1991.

Notice is hereby given that I have this day registered the surrender of Kufpec Australia Pty. Ltd., Ampol Exploration Limited and Yom Oil Limited of Exploration Permit EP103 to take effect pursuant to section 89 (2) of the said Act, on the date this notice appears in the *Government Gazette*.

Made under the Petroleum Act 1967, of the State of Western Australia.

IAN FRASER, Director of Petroleum.

MN402

## MINING ACT 1978

## NOTICE OF INTENTION TO FORFEIT

Department of Mines,  
Perth WA 6000.

In accordance with Regulation 50 (b) of the Mining Act 1978, notice is hereby given that unless the rent due on the undermentioned leases and licences is paid on or before 2 August 1991 it is the intention of the Hon. Minister for Mines under the provisions of sections 97 (1) and 96A (1) of the Mining Act 1978 to forfeit such covenant, viz, non-payment of rent.

D. R. KELLY, Director General of Mines.

## MINING LEASES

Number	Holder	Mineral Field
04/168	Crook, Reginald David; Lillyman, Stephen James; Ware, Alfred George	West Kimberley
04/169	Pichler, Julius	West Kimberley
04/217	Moonstone Mines NL; Sorensen, Erik Christian	West Kimberley
04/221	Chattermole, Charles Henry; Youngs, Peter William	West Kimberley
08/69	Pioneer Concrete (WA) Pty. Ltd.	Ashburton

## MINING LEASES

Number	Holder	Mineral Field
15/309	Jenwood Resources NL	Coolgardie
15/310	Jenwood Resources NL	Coolgardie
15/312	Schell, John Francis	Coolgardie
15/317	Bierberg, William Gene	Coolgardie
15/354	Foxton, Alan John	Coolgardie
15/355	Workman, Erin	Coolgardie
16/77	Metal Mining Australia Pty. Ltd.	Coolgardie
20/155	Invincible Gold NL	Murchison
20/170	Radovanovic, Mary Jaqueline	Murchison
21/45	Radovanovic, Mary Jaqueline	Murchison
20/49	Invincible Gold NL	Murchison
21/50	Bellia, Anthony; Di-Nunzio, Philip Liberato	Murchison
24/300	Second Dorani Pty. Ltd.	Broad Arrow
24/351	Nelwick Pty. Ltd.	Broad Arrow
24/353	Mowana Holdings Pty. Ltd.	Broad Arrow
25/64	North Eastern Gold Mines NL; Trafalgar Mining NL	East Coolgardie
27/11	Riggs, Joel John	North East Coolgardie
27/115	Chasen Pty. Ltd.	North East Coolgardie
27/126	Eaton, Trevor Willis	North East Coolgardie
29/78	Norgold NL	North Coolgardie
29/79	Norgold NL	North Coolgardie
29/101	Sons of Gwalia NL	North Coolgardie
29/102	Sons of Gwalia NL	North Coolgardie
29/134	Sons of Gwalia NL	North Coolgardie
37/66	Endeavour Resources Ltd.	Mt Margaret
37/208	Legendre, Bruce Robert; Withers, Wilfred	Mt Margaret
37/209	Legendre, Bruce Robert	Mt Margaret
37/267	City Resources (WA) Pty. Ltd.	Mt Margaret
38/221	Hill, Gregory Horace	Mt Margaret
38/271	Hill, Donald Gordon; Hill, Peter Augustine	Mt Margaret
38/272	Gindalbie Mining NL	Mt Margaret
40/86	Shaunhronsky, Timothy Matthew; Letissier, Paul Frederick	North Coolgardie
40/90	Anania, Joseph Frank	North Coolgardie
45/244	List, Paul Edward	Pilbara
45/245	List, Paul Edward	Pilbara
45/344	Greenbushes Ltd.	Pilbara
45/345	Greenbushes Ltd.	Pilbara
45/406	Bamboo Gold Mines NL	Pilbara
45/415	Greenbushes Ltd.	Pilbara
47/130	Dumpna Pty. Ltd.	West Pilbara
51/344	Allon, Alexander; Allon, June Claudia; Ruby Wells NL	Murchison
52/192	King Mining Corporation Ltd.	Peak Hill
52/193	King Mining Corporation Ltd.	Peak Hill
53/151	Kismet Gold Mining NL	East Murchison
59/137	Minefields Mt Nulagine Ltd.	Yalgoo
59/183	Harwood, Geoffrey Allan	Yalgoo
77/2	Blake, Mervyn Grenfell	Yilgarn
77/203	Brown, Ronald William	Yilgarn
77/204	Brown, Ronald William	Yilgarn
77/230	Carnicelli, Eric Bernard; Hughes, Colin Lloyd; Pens, Robert Thomas; Weston, Frank Ronald; Wright, Harold Thomas	Yilgarn
77/421	Ivey, Edwin Bennett	Yilgarn
80/225	Canadian Energy Resources Pty. Ltd.	Kimberley
80/226	Canadian Energy Resources Pty. Ltd.	Kimberley

## EXPLORATION LICENCES

Number	Holder	Mineral Field
04/659	Century Metals and Mining NL; Zenith Mining NL	West Kimberley
08/306	MacDonald, Stanley Alan	Ashburton
09/419	McLarty, Peter Richard; McLarty, William James	Gascoyne
09/426	McLarty, Peter Richard; McLarty, William James	Gascoyne
09/427	McLarty, Peter Richard; McLarty, William James	Gascoyne
09/428	McLarty, Peter Richard; McLarty, William James	Gascoyne
31/73	Molloy, Laurence John	North Coolgardie
38/213	Menzies Exploration Co. Pty. Ltd.	Mt Margaret
39/265	Saunders, Brian	Mt Margaret
45/667	Berry, Anthony Basil	Pilbara

## EXPLORATION LICENCES

Number	Holder	Mineral Field
52/176	Meaney, Martin Anthony	Peak Hill
52/254	Whim Creek Consolidated NL	Peak Hill
53/229	Golden Deeps Ltd.; Metall Mining Australia Pty. Ltd.	East Murchison
53/230	Golden Deeps Ltd.	East Murchison
59/171	Egypt Holdings Pty. Ltd.	Yalgoo
59/335	Bellriver Pty. Ltd.	Yalgoo
69/264	Yilgarn Gold NL	Dundas
69/265	Yilgarn Gold NL	Dundas
70/826	Doral Magnetite Pty. Ltd.	South West
77/157	Bellriver Pty. Ltd.	Yilgarn
77/257	Kozyrski, Boleslaw William	Yilgarn
80/1290	Dam Gold NL	Kimberley

MN403

## MINING ACT 1978

Department of Mines,  
Perth.

I hereby declare in accordance with the provisions of section 99 (1) (a) of the Mining Act 1978 that the undermentioned mining leases are forfeited for breach of covenant, *viz*: non compliance with expenditure conditions, with prior right of application being granted under section 100 to Plaintiff C. E. Rogers.

GORDON HILL, Minister for Mines.

## PILBARA MINERAL FIELD

Gold Mining Lease 45/1551—Keith William Mann

Gold Mining Lease 45/1608—Keith William Mann

Mining Lease 45/405—Keith William Mann and Barry John Stevens

## PLANNING AND URBAN DEVELOPMENT

PD101

## ERRATUM

TOWN PLANNING AND DEVELOPMENT ACT 1928; PUBLIC WORKS ACT 1902  
METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959;  
STATE PLANNING COMMISSION ACT 1985

## LAND ACQUISITION

Controlled Access Highway and Public Purposes—East Perth

Whereas an error occurred in the notice published under the above heading on page 3162 of *Government Gazette* No. 83 dated 28 June 1991, it is corrected as follows.

In the Schedule under sub-heading "Area" delete "26 ha<sup>2</sup>" and insert " 26 m<sup>2</sup> ".

PD401

TOWN PLANNING AND DEVELOPMENT ACT 1928  
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

*City of Melville*

Town Planning Scheme No. 3—Amendment No. 82

Ref: 853-2-17-10. Pt. 82.

Notice is hereby given that the City of Melville has prepared the abovementioned scheme amendment for the purpose of amending Appendix 5 "Schedule of Uses" to permit Retail and Office Use with a height limitation of two (2) storeys.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Almondbury Road, Ardross 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 August 30, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before August 30, 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.

G. G. HUNT, Town Clerk.

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PD402

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

*City of South Perth*

Town Planning Scheme No. 5—Amendment No. 24

Ref: 853-2-11-7. Pt. 24.

Notice is hereby given that the City of South Perth has prepared the abovementioned scheme amendment for the purpose of excising from the "Open Space Reserve—Park and Recreation Area (Regional Restricted)" the following areas and including them in the "Special Reserve—Civic and Cultural Area" for the following purposes:

(a) Reserve No. 28021 being Perth Suburban Lot 44 contained in Diagram 75935: for the purpose of "Museum" ("M"); and

(b) Perth Suburban Lot 429 contained in Diagram 191: for the purpose of "Theatre" ("T").

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Sandgate Street, South Perth 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 August 30, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before August 30, 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. E. MANN, Acting Town Clerk.

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PD403

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

*Shire of Boyup Brook*

Town Planning Scheme No. 1—Amendment No. 3

Ref: 853-6-19-1. Pt. 3.

Notice is hereby given that the Shire of Boyup Brook has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 3 of Nelson Location 198 Short Street, Boyup Brook from "Other Commercial" Zone to the "Residential" Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Abel Street, Boyup Brook 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 August 30, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before August 30, 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.

P. R. WEBSTER, Shire Clerk.

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PD404

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

*Shire of Swan*

Town Planning Scheme No. 9—Amendment No. 141

Ref: 853/2/21/10. Pt. 141.

Notice is hereby given that the Shire of Swan has prepared the abovementioned scheme amendment for the purpose of including portion of Lot 120 Swan Location I and K Corner Alexander Drive and

Beach Road, Malaga as a Restricted Use i.e. uses which could be adversely affected by dust or grit emanating from the adjacent brickworks are not permitted except with the special approval of Council.

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 August 9, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before August 9, 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.

PD501

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT**

*City of Rockingham*

Town Planning Scheme No. 1—Amendment No. 210

Ref: 853-2-28-1 Pt. 210.

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 July 8, 1991 for the purpose of rezoning Lot 2 Gloucester Crescent, Safety Bay from Residential GR4 to Business Local, as depicted on the Scheme Amendment Map.

L. E. SMITH, Mayor.  
G. G. HOLLAND, Town Clerk.

PD601

**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**

**METROPOLITAN REGION SCHEME**

**Major Amendment**

Perth-Bunbury Route (Kwinana Freeway) Thomas Road to the Metropolitan Region Scheme Boundary

File No. 809-2-1-15 Vol. 6.

Amendment No. 645/33.

**Notice of Finalisation of Amendment**

It is hereby notified for public information that the Amendment referred to below was laid before each House of Parliament for twelve sitting days in accordance with the provisions of section 33 of the Metropolitan Region Town Planning Scheme Act, 1959 as amended and that no Notice of Motion to disallow the Amendment was carried by either House during that period.

The Amendment therefore has effect from and after the twenty ninth day of May 1991.

**Effect of Amendment**

The Amendment has resulted in the inclusion of the Metropolitan Region Scheme Map of a Controlled Access Highway reserve for the Southern extension of the Kwinana Freeway from its junction with Thomas Road in the locality of The Spectacles, in the Town of Kwinana to the Metropolitan Region Scheme boundary in the locality of Karnup.

Metropolitan Region Scheme Maps Numbered 27, 28, 31 and 35 are amended by substituting the proposed zones and reservations as shown on Amendment Map Sheets Numbered 27/15M, 28/6M, 31/6M and 35/2M.

The amendment is depicted on Amending Plan Number 1.2001/2 and in more detail on Supporting Plans Numbered 1.2183/1, 1.2184/1, 1.2185, 1.2186 and 1.2187.

GORDON G. SMITH, Secretary.

PD702

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**APPROVED TOWN PLANNING SCHEME**

*Shire of Laverton*  
Town Planning Scheme No. 1

Ref: 853-11-8-2.

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 Laverton Town Planning Scheme No. 1 on 13 June 1991—the Scheme Text of which is published as a Schedule annexed hereto.

M. G. THOMAS, President.  
N. L. MASON, Shire Clerk.

Schedule  
*Shire of Laverton*  
Town Planning Scheme No. 1  
Laverton Townsite Scheme

The Laverton Shire Council, under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act 1928 (as amended), hereinafter referred to as "The Act", hereby makes the following Town Planning Scheme for the purposes laid down in the Act.

Scheme Text  
Arrangement of Sections

**Part 1—Preliminary**

- 1.1 Citation
- 1.2 Responsible Authority
- 1.3 Scheme Area
- 1.4 Contents of Scheme
- 1.5 Arrangement of Scheme Text
- 1.6 Scheme Objectives
- 1.7 Interpretation

**Part 2—Zones**

- 2.1 Zones
- 2.2 Zoning Table
- 2.3 Special Rural Zone

**Part 3—Non-conforming Uses**

- 3.1 Non-conforming Use Rights
- 3.2 Extension of Non-conforming Use
- 3.3 Change of Non-conforming Use
- 3.4 Discontinuance of Non-conforming Use
- 3.5 Destruction of Buildings

**Part 4—Development**

- 4.1 Development of Land
- 4.2 Discretion to Modify Development Standards
- 4.3 Residential Development—Residential Planning Codes
- 4.4 Residential Planning Codes—Variations and Exclusions
- 4.5 Development in Special Rural Zones
- 4.6 Development Limited by Liquid Waste Disposal
- 4.7 Site Requirements
- 4.8 Car Parking Requirements
- 4.9 Home Occupations

**Part 5—Planning Consent**

- 5.1 Application for Planning Consent
- 5.2 Advertising of Application
- 5.3 Determination of Application
- 5.4 Deemed Refusal

**Part 6—Administration**

- 6.1 Powers of the Scheme
- 6.2 Offences
- 6.3 Act
- 6.4 Claims for Compensation
- 6.5 Appeals
- 6.6 Power to make Policies

## Schedules

1. Interpretation
2. Application for Planning Consent
3. Notice of Public Advertisement of Development Proposal
4. Decision on Application for Planning Consent
5. Special Rural Zones

### Part 1—Preliminary

#### 1.1 Citation

This Town Planning Scheme may be cited as the Shire of Laverton Town Planning Scheme No. 1 hereinafter called "The Scheme" and shall come into operation on the publication of the Scheme in the *Government Gazette*.

#### 1.2 Responsible Authority

The Authority responsible for implementing the Scheme is the Council of the Shire of Laverton hereinafter called "The Council".

#### 1.3 Scheme Area

The Scheme applies to the whole of the land within the inner edge of a broken black line on the Scheme Map hereinafter called "The Scheme Area".

#### 1.4 Contents of Scheme

The Scheme comprises:

- a) this Scheme Text
- b) the Scheme Map, sheets 1 to 3

#### 1.5 Arrangement of Scheme Text

The Scheme Text is divided into the following parts:

- Part 1—Preliminary
- Part 2—Zones
- Part 3—Non-Conforming Uses
- Part 4—Development Requirements
- Part 5—Planning Consent
- Part 6—Administration

#### 1.6 Scheme Objectives

The objectives of the Scheme are:

- a) to zone the Scheme Area for the purposes described in the Scheme;
- b) to secure the amenity health and convenience of the Scheme Area and the residents thereof;
- c) to make provisions as to the nature and location of buildings and the size of lots when used for certain purpose;
- d) the preservation of places of natural beauty, of historic buildings and objects of historical and scientific interest; and
- e) to make provision for other matters necessary or incidental to Town Planning and housing.

#### 1.7 Interpretation

1.7.1 Except as provided in Clauses 1.7.2 and 1.7.3 the words and expressions of the Scheme have their normal and common meaning.

1.7.2 In the Scheme unless the context otherwise requires, or unless it is otherwise provided herein, words and expressions have the respective meanings given to them in Schedule 1 and the Residential Planning Codes.

1.7.3 Where a word or term is defined in the Residential Planning Codes then notwithstanding anything else in the Scheme that word or term when used in respect of residential development has the meaning given to it in the Residential Planning Codes.

### Part 2—Zones

#### 2.1 Zones

2.1.1 There are hereby created the several zones set out hereunder:

- Residential
- Town Centre
- Community
- Special Development
- Industrial
- Town Common
- Special Rural

2.1.2 The zones are delineated and depicted on the Scheme Map according to the legend thereon.

## 2.2 Zoning Table

2.2.1 The Zoning Table indicates, subject to the provisions of the Scheme, the several uses permitted in the Scheme Area in the various zones, such uses being determined by cross reference between the list of use classes on the left hand side of the Zoning Table and the list of Zones at the top of the Zoning Table.

2.2.2 The symbols used in the cross reference in the Zoning Table have the following meaning:

"P" means that the use is permitted provided it complies with the relevant standards and requirements laid down in the Scheme and all conditions (if any) imposed by the Council in granting Planning Consent.

"AA" means that the Council may, at its discretion, permit the use.

"SA" means that the Council may, at its discretion, permit the use after notice of the application has been given in accordance with Clause 5.2.

2.2.3 Where no symbol appears in the cross reference of a use class against a zone in the Zoning Table a use of that class is not permitted in that zone.

2.2.4 Where in the Zoning Table a particular use is mentioned it is deemed to be excluded from any other use class which by its more general terms might otherwise include such particular use.

2.2.5 If the use of land for a particular purpose is not specifically mentioned in the Zoning Table and cannot reasonably be determined as falling within the interpretation of one of the use classes the Council may:

- a) determine that the use is not consistent with the objectives and purposes of the particular zone and is therefore not permitted; or
- b) determine by absolute majority that the proposed use may be consistent with the objectives and purpose of the zone and thereafter follow the advertising procedures of Clause 5.2 in considering an application for Planning Consent.

2.2.6 Notwithstanding that the use of land is not permitted in a zone in Table 1, the Council may subject to the requirements of Clause 5.2 approve of the use of the land for that purpose if the Council is satisfied by absolute majority that:

- a) the proposed development will be consistent with the orderly and proper planning of the locality and the preservation of the amenities of the locality; and
- b) the use of the land for that purpose will not have any adverse effect upon the occupiers or users of the development or upon property in or the inhabitants of the locality or the likely future development of the locality.

## 2.3 Special Rural Zone

The following provisions shall apply to all land included in a Special Rural Zone in addition to any provisions which are more generally applicable to such land under the Scheme:

- a) the objective of the Special Rural Zone is to select areas wherein closer subdivision will be permitted to provide for such uses as hobby farms, horse breeding, rural-residential retreats, and also to make provision for retention of the rural landscape and amenity in a manner consistent with the orderly and proper planning of such areas.
- b) the provisions for controlling subdivision and development in specific Special Rural Zones shall be as laid down in Schedule No. 5 and future subdivision will generally accord with the plan of subdivision for the specified area referred to in Schedule No. 5 and such plan of subdivision shall form part of the Scheme.
- c) before making provision for a Special Rural Zone, Council will prepare, or require the owner(s) of the land to prepare, a submission supporting the creation of the Special Rural Zone and such submission shall include:
  - (i) a statement as to the purpose or intent for which the zone is being created and the reasons for selecting the particular area the subject of the proposed zone.
  - (ii) a plan or plans showing contours at such intervals as to adequately depict the landform of the area and physical features such as existing buildings, rock outcrops, trees or groups of trees, creeks, wells and significant improvements.
  - (iii) information regarding the method whereby it is proposed to provide a potable water supply to each lot.
- d) the Scheme provisions for a specific Special Rural Zone shall include a plan of subdivision showing, amongst other things;
  - (i) the proposed ultimate subdivision including lot sizes and dimensions.
  - (ii) areas to be set aside for public open space, pedestrian accessways, horse trails, community facilities, etc. as may be considered appropriate.
  - (iii) those physical features it is intended to conserve.
  - (iv) the proposed staging of the subdivision where relevant.
- e) in addition to the plan of subdivision, the Scheme provisions for a specific Special Rural Zone shall specify:
  - (i) any facilities which the purchasers of the lots will be required to provide (e.g. their own potable water supply, liquid or solid waste disposal, etc.).



- (ii) proposals for the control of land uses and development which will ensure that the purpose of intent of the zone and the rural environment and amenities are not impaired.
- (iii) any special provisions appropriate to secure the objectives of the zone.

Table 1 Zoning Table

Use Classes	Zones						
	Residential	Town Centre	Community	Special Development	Industrial	Town Common	Special Rural
1. Abattoir						SA	
2. Advertisement		AA		AA	AA		
3. Amusement parlour		AA					
4. Attached house	P	AA					
5. Betting agency					P		
6. Builders storage yard							
7. Caravan park			AA	AA			
8. Caretaker's dwelling		AA	AA	AA	AA	AA	
9. Cattery				SA	AA		
10. Civic building		P	P	AA			
11. Club premises			P	AA		AA	
12. Consulting rooms	SA	P	AA				
13. Dog kennels				SA	AA	AA	
14. Dry cleaning premises		AA			P		
15. Educational establishment			P	SA			
16. Family care centre	SA		P				
17. Fast food outlet		P		AA			
18. Fuel depot					AA		
19. Home occupation	AA			AA		AA	
20. Hospital			P				
21. Hostel	AA		P				
22. Hotel		P		SA			
23. Grouped dwelling	P			AA			
24. Industry—cottage						AA	
25. Industry—extractive						AA	
26. Industry—general					P		
27. Industry—hazardous						SA	
28. Industry—light					P		
29. Industry—noxious						SA	
30. Industry—service					P		
31. Institutional			AA				
32. Lodging house			AA				
33. Motel		AA		AA			
34. Motor vehicle sales premises		AA			AA		
35. Motor vehicle repair station					P		
36. Museum		AA	P				
37. Office		P			AA		
38. Public recreation			P			AA	
39. Public utility	AA	AA	AA	AA	AA	AA	
40. Public worship—Place of			P				
41. Residential building	AA						
42. Restaurant		P		AA			
43. Service station				SA	AA		
44. Shop		P		AA			
45. Single house	P		SA	AA		P	
46. Transport depot					P		
47. Veterinary consulting rooms		AA			AA		
48. Veterinary hospital					AA		
49. Zoological garden						AA	

as in Schedule No. 5

## Part 3—Non-conforming Uses

## 3.1 Non-conforming Use Rights

No provision of the Scheme shall prevent:

- (a) the continued use of any land or building for the purpose for which it was being lawfully used at the time of coming into force of the Scheme; or
- (b) the carrying out of any development thereon for which, immediately prior to that time, a permit or permits, lawfully required to authorize the development to be carried out, were duly obtained and are current.

## 3.2 Extension of Non-conforming Use

A person shall not alter or extend a non-conforming use or erect alter or extend a building used in conjunction with a non-conforming use without first having applied for and obtained the planning consent of the Council under the Scheme and unless in conformity with any other provisions and requirements contained in the Scheme.

## 3.3 Change of Non-conforming Use

Notwithstanding anything contained in the zoning table the Council may grant its planning consent to the change of use of any land from a non-conforming use to another use if the proposed use is, in the opinion of the Council, less detrimental to the amenity of the locality than the non-conforming use and is, in the opinion of the Council, closer to the intended uses of the zone.

## 3.4 Discontinuance of Non-conforming Use

3.4.1 When a non-conforming use of any land or building has been discontinued for a period of six months or more such land or building shall not thereafter be used otherwise than in conformity with the provisions of the Scheme.

3.4.2 The Council may effect the discontinuance of a non-conforming use by the purchase of the affected property, or by the payment of compensation to the occupier of that property, and may enter into an agreement with the owner for that purpose.

## 3.5 Destruction of Buildings

If any building is, at the gazettal date, being used for a non-conforming use, and is subsequently destroyed or damaged to an extent of 75% or more of its value the land on which the building is built shall not thereafter be used otherwise than in conformity with the Scheme, and the building shall not be repaired or rebuilt, altered, or added to for the purpose of being used for a non-conforming use or in a manner or position not permitted by the Scheme.

## Part 4—Development Requirements

## 4.1 Development of Land

4.1.1 Subject to Clause 4.1.2 a person shall not commence or carry out development of any land zoned under the Scheme without first having applied for and obtained the planning consent of the Council under the Scheme.

4.1.2 The Planning consent of the Council is not required for the following development of land:

- (a) the erection of a boundary fence except as otherwise required by the Scheme;
- (b) except as provided for in Clause 4.5, the erection of a lot of a single house, including ancillary outbuildings, in a zone where the proposed use is designated with the symbol "P" in the cross-reference to the zone in the zoning table;
- (c) the carrying out of any works on, in, over or under a street or road by a public authority acting pursuant to the provisions of any Act;
- (d) the carrying out of works for the maintenance, improvement or other alteration of any building, being works which affect only the interior of the building or which do not materially affect the external appearance of the building; or
- (e) the carrying out of works urgently necessary for public safety or for the safety or security of plant or equipment or for the maintenance of essential services.

## 4.2 Discretion to Modify Development Standards

If a development, other than a residential development, the subject of an application for planning consent, does not comply with a standard or requirement prescribed by the Scheme with respect to that development the Council may, notwithstanding that non-compliance, approve the application unconditionally or subject to such conditions as the Council thinks fit. The power conferred by this clause may only be exercised if the Council is satisfied that:—

- (a) approval of the proposed development would be consistent with the orderly and proper planning of the locality and the preservation of the amenities of the locality;
- (b) the non-compliance will not have any adverse effect upon the occupiers or users of the development or the inhabitants of the locality or upon the likely future development of the locality; and
- (c) the spirit and purpose of the requirement or standard will not be unreasonably departed from thereby.

#### 4.3 Residential Development: Residential Planning Codes

4.3.1 For the purpose of this Scheme "Residential Planning Codes" means the residential planning codes set out in appendices 2 and 3 to the Statement of Planning Policy No. 1, together with any amendments thereto.

4.3.2 A copy of the Residential Planning Codes, as amended, shall be kept and made available for public inspection at the offices of the Council.

4.3.3 Unless otherwise provided for in the Scheme the development of land for any of the residential purposes dealt with by the Residential Planning Codes shall conform to the provisions of those codes.

4.3.4 The R Code density applicable to land within the residential zone shall be determined by reference to the R Code density numbers superimposed on the areas within that zone shown on the Scheme map as being contained within the outer edges of the black borders or, where such an area abuts on another area having an R Code density, as being contained within the centrelines of those borders.

#### 4.4 Residential Planning Codes: Variations and Exclusions

The following variations and exclusions to the Residential Planning Codes shall apply for the purpose of the Scheme.

- (a) the Codes in Table 1 of the Residential Planning Codes and which shall be applicable to land within the Scheme area shall be limited to R2 and R15. All other codes as shown in Table 1 of the R Codes and as may be referred to in the R Codes shall not apply to land within the Scheme area or to the Scheme.
- (b) notwithstanding the provisions of Table 1 of the R Codes, for land which is not serviced by a comprehensive sewerage system and where the responsible authorities recommend to the Council that there are exceptional circumstances, which warrant a variation from the sewerage requirement, the requirement for minimum area of land per dwelling shall be increased. The increase is to be determined in accordance with the "Bacteriolytic Treatment of Sewerage and Disposal of Liquid Waste Regulations" made pursuant to the Health Act 1911 (as amended).
- (c) notwithstanding anything elsewhere appearing in the Scheme for development of not more than two grouped dwellings in the residential zone the Council may in a particular case but only where sewerage is available modify the development standards to the R20 Code requirements.
- (d) in the case of grouped dwellings the Council may vary the required number of car parking spaces per dwelling to not less than one space per dwelling, and may delete the requirement for visitors parking.

#### 4.5 Development in Special Rural Zones

Development in Special Rural Zones shall comply with the requirements of the following:

- (a) in addition to a building licence, the Council's prior approval to commence development is required for all development including a single house and such application shall be made in writing to the Council and be subject to the provisions of Clause 4.1 of the Scheme.
- (b) notwithstanding the provisions of Section 11.3 (4) of the Uniform Building By-laws, not more than one dwelling per lot shall be erected.
- (c) in order to conserve the rural environment or features of natural beauty all trees shall be retained unless their removal is authorized by the Council.
- (d) in addition to such other provisions of the Scheme as may affect it, any land which is included in a Special Rural Zone shall be subject to those provisions as may be set out against it in Schedule No. 5.
- (e) notwithstanding the provisions of the Scheme and what may be shown in the Subdivisional Guide Plan specified in Clause 2.3, the Commission may approve a minor variation to the subdivisional design but further breakdown of the lots so created shall be deemed to be contrary to the provisions of the Scheme.

#### 4.6 Development Limited by Liquid Wastes Disposal

The Council may refuse to issue approval for any particular type of development if in the opinion of the Council no sufficient provision is or can be made for the disposal of liquid wastes.

#### 4.7 Site Requirements

The site building requirements for land in various zones shall be as set out in Table 2.

Table 2 Site Requirements—Minimum Setbacks from Boundaries

Zone	Street <sup>1</sup> (m)	Rear (m)	Side (m)
Residential	As in the R Codes		
Town Centre	0	Council Discretion	
Community	7.5	7.5	4.5
Special Development	7.5	7.5	3.0
Industrial	7.5	7.5	2.0
Town Common	15.0	10.0	10.0
Special Rural	15.0	10.0	10.0

NOTE 1 Where a lot has frontage to two streets the Council may reduce the minimum setback from one only of those streets to not less than 50% of the distance specified in Table 2.

#### 4.8 Car Parking Requirements

4.8.1 A person shall not develop or use any land or erect use or adapt any building unless car parking spaces specified by the Council are provided and such spaces are constructed and maintained in accordance with the Scheme.

4.8.2 The parking spaces shall measure not less than 2.5 m x 5.5 m except that the Council may exercise absolute discretion to vary the number or dimension of spaces where to do so would allow for retention of existing vegetation worthy of such retention.

4.8.3 Parking bays shall be serviced by all necessary accessways, and the parking area shall be surfaced to the satisfaction of the Council.

4.8.4 When considering an application for planning consent, the Council shall have regard to and may impose conditions on the provision of car parking spaces and the details of locating and designing the required spaces, landscaping, and pedestrian spaces on the lot. In particular, the Council shall take into account and may impose conditions concerning:

- (a) the means of access to each car space and the adequacy of any vehicle manoeuvring area;
- (b) the location of the car spaces on the site and their effect on the amenity of adjoining development;
- (c) the extent to which car spaces are located within required building setback areas;
- (d) the location of proposed public footpaths, vehicular crossing, or private footpaths within the lot, and the effect on both pedestrian and vehicular traffic movement and safety; and
- (e) the suitability and adequacy of proposed screening or landscaping.

#### 4.9 Home Occupations

4.9.1 A person may, with the approval of the Council, conduct a home occupation in or from a dwelling if the home occupation:—

- (a) does not entail the employment of any person not permanently residing within the dwellings;
- (b) entails the conduct of a business, office, or workshop only;
- (c) that does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury or prejudicial affection due to the emission of noise, vibration, light, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, liquid wastes or other waste products or due to the use of electrical equipment that interferes with television reception;
- (d) does not occupy an area greater than 20 square metres;
- (e) does not require the provision of any essential service main of a greater capacity than normally required in the zone in which it is located;
- (f) does not have more than one advertising sign and that sign does not exceed 0.2 square metres in area and is not illuminated;
- (g) is so conducted that with the exception of a sign complying with paragraph (f) hereof, no indication is given that the dwelling is used for other than residential purposes;
- (h) does not require the outdoor storage of materials or supplies;
- (i) will not result in the requirement of a greater number of vehicle parking spaces than normally required in the zone in which it is located and will not result in a substantial increase in the amount of vehicular traffic in the vicinity; and
- (j) does not in the opinion of the Council constitute a use that would be more appropriately located in a zone other than a residential zone.

4.9.2 An Approval to Conduct a Home Occupation:—

- (i) is issued to a specific occupier of a particular parcel of land;
- (ii) shall not be transferred or assigned to any other person; and
- (iii) shall not be transferred from the land in respect of which it was granted.
- (a) should there be a change of the occupier of the land in respect of which a home occupation approval is issued the approval is cancelled.
- (b) if, in the opinion of the Council, a home occupation is causing a nuisance or annoyance to owners or occupiers of land in the locality the Council may rescind the approval.

### Part 5—Planning Consent

#### 5.1 Application for Planning Consent

5.1.1 Every application for planning consent shall be made in the form prescribed in Schedule 3 to the Scheme and shall be accompanied by such plans and other information as is required by the Scheme.

5.1.2 Unless Council waives any particular requirement every application for planning consent shall be accompanied by:—

- (a) a plan or plans to a scale of not less than 1:500 showing:
  - (i) street names, lot number(s), north point and the dimensions of the site;
  - (ii) the location and proposed use of any existing buildings to be retained and the location and use of buildings proposed to be erected on the site;
  - (iii) the existing and proposed means of access for pedestrians and vehicles to and from the site;
  - (iv) the location, number, dimensions and layout of all car parking spaces intended to be provided;
  - (v) the location and dimensions of any area proposed to be provided for the loading and unloading of vehicles carrying goods or commodities to and from the site and the means of access to and from those areas; and
  - (vi) the location, dimensions and design of any landscaped, open storage, or trade display area and particulars of the manner in which it is proposed to develop those areas.
- (b) plans, elevations and sections of any building proposed to be erected or altered and of any building it is intended to retain; and
- (c) any other plan or information that the Council may reasonably require to enable the application to be determined.

## 5.2 Advertising of Application

5.2.1 Where an application is made for planning consent to commence or carry out development which involves an "SA" use the Council shall not grant consent to that application unless notice of the application is first given in accordance with the provisions of this clause.

5.2.2 Where an application is made for planning consent to commence or carry out development which involves an "AA" use, or for any other development which requires the planning consent of the Council, the Council may give notice of the application in accordance with the provisions of this clause.

5.2.3 Where the Council is required or decides to give notice of an application for planning consent the Council shall cause one or more of the following to be carried out:—

- (a) notice of the proposed development to be served on the owners and occupiers of land within an area determined by the Council as likely to be affected by the granting of planning consent stating that submissions may be made to the Council within twenty-one days of the service of such notice;
- (b) notice of the proposed development to be published in a newspaper circulating in the Scheme area stating that submissions may be made to the Council within twenty-one days from the publication thereof;
- (c) a sign or signs displaying notice of the proposed development to be erected in a conspicuous position on the land for a period of twenty-one days from the date of publication of the notice referred to in paragraph (b) of this clause.

5.2.4 The notice referred to in clause 5.2.3 (a) and (b) shall be in the form contained in Schedule 3 with such modifications as circumstances require.

5.2.5 After expiration of twenty-one days from the serving of notice of the proposed development, the publication of notice or the erection of a sign or signs, whichever is the later, the Council shall consider and determine the application.

## 5.3 Determination of Application

5.3.1 In determining an application for planning consent the Council may consult with any authority which, in the circumstances, it thinks appropriate.

5.3.2 The Council having regard to any matter which it is required by the Scheme to consider, to the purpose for which the land is zoned or approved for the use under the Scheme, to the purpose for which land in the locality is used, and to the orderly and proper planning of the locality and the preservation of the amenities of the locality, may refuse to approve any application for planning consent or may grant its approval unconditionally or subject to such conditions as it thinks fit.

5.3.3 The Council shall issue its decision in respect of an application for planning consent in the form prescribed in Schedule 4 to the Scheme.

5.3.4 Where the Council approves an application for planning consent under the Scheme the Council may limit the time for which that consent remains valid.

5.3.5 Where an application for Planning Consent is made with respect to land within a Crown Reserve, the Council shall have regard to the ultimate purpose intended for the Reserve and the Council shall, in the case of land Reserved for the purposes of a public authority, confer with that authority before granting its consent.

## 5.4 Deemed Refusal

5.4.1 Where the Council has not within sixty days of the receipt by it of an application for planning consent either conveyed its decision to the applicant or given notice of the application in accordance with Clause 5.2 the application may be deemed to have been refused.

5.4.2 Where the Council has given notice of an application for planning consent in accordance with Clause 5.2 and where the Council has not within ninety days of receipt by it of the application conveyed its decision to the applicant, the application may be deemed to have been refused.

5.4.3 Notwithstanding that an application for planning consent may be deemed to have been refused under Clauses 5.4.1 or 5.4.2 the Council may issue a decision in respect of the application at any time after the expiry of the sixty day or ninety day period specified in those Clauses, as the case may be.

## Part 6—Administration

### 6.1 Powers of the Scheme

The Council in implementing the Scheme has, in addition to all other powers vested in it, the following powers:

- (a) the Council may enter into any agreement with any owner, occupier or other person having an interest in land affected by the provisions of the Scheme in respect of any matters pertaining to the Scheme.
- (b) the Council may acquire any land or buildings within the District pursuant to the provisions of the Scheme or the Act. The Council may deal with or dispose of any land which it has acquired pursuant to the Scheme or the Act in accordance with law and for such purpose may make such agreements with other owners as it considers fit.
- (c) an officer of the Council, authorized by the Council for the purpose, may at all reasonable times enter any building or land for the purpose of ascertaining whether the provisions of the Scheme are being served.

### 6.2 Offences

6.2.1 A person shall not erect, alter or add to or commence to erect, alter or add to a building or use or change the use of any land, building or part of a building for any purpose:

- (a) otherwise than in accordance with the provisions of the Scheme;
- (b) unless all consents required by the Scheme have been granted and issued;
- (c) unless all conditions imposed upon the grant and issue of any consent required by the Scheme have been and continue to be complied with; and
- (d) unless all standards laid down and all requirements prescribed by the Scheme or determined by the Council pursuant to the Scheme with respect to that building or that use of that part have been and continue to be complied with.

6.2.2 A person who fails to comply with any of the provisions of the Scheme is guilty of an offence and without prejudice to any other remedy given herein is liable to the penalties prescribed by the Act.

### 6.3 Act

6.3.1 Twenty eight (28) days written notice is hereby prescribed as the notice to be given pursuant to Section 10 of the Act.

6.3.2 The Council may recover expenses under Section 10 (2) of the Act in a Court of competent jurisdiction.

### 6.4 Claims for Compensation

Except where otherwise provided in the Scheme, the time limit for the making of claims for compensation pursuant to Section 10 (2) of the Act is six (6) months after the date of publication of the Scheme in the *Government Gazette*.

### 6.5 Appeals

An applicant aggrieved by a decision of the Council in respect of the exercise of a discretionary power under the Scheme may appeal in accordance with the rules and regulations made pursuant to the Act.

### 6.6 Power to Make Policies

6.6.1 In order to achieve the objectives of the Scheme, the Council may make Town Planning Scheme policies relating to parts or all of the Scheme Area and relating to one or more of the aspects of the control of development.

6.6.2 A Town Planning Scheme policy shall become operative only after the following procedures have been completed:

- (a) the Council having prepared and having resolved to adopt a draft Town Planning Scheme policy, shall advertise a summary of the draft policy once a week for two consecutive weeks in a newspaper circulating in the Scheme Area giving details of where the draft policy may be inspected and where, in what form, and during what period (being not less than 21 days) representations may be made to the Council.
- (b) the Council shall review its draft Town Planning Scheme policy in the light of any representations made and shall then decide to finally adopt the draft policy with or without amendment, or to not proceed with the draft policy.
- (c) following final adoption of a Town Planning Scheme policy, details thereof shall be advertised publicly and a copy kept with the Scheme documents for inspection during normal office hours.

6.6.3 A Town Planning Scheme policy may only be altered or rescinded by:

- (a) preparation and final adoption of a new policy pursuant to this Clause, specifically worded to supersede an existing policy.
- (b) publication of a formal notice of rescission by the Council twice in a newspaper circulating in the Scheme Area.

6.6.4 A Town Planning Scheme policy shall not bind the Council in respect of any application for planning consent but the Council shall take into account the provisions of the policy and objectives which the policy was designed to achieve before making its decision.

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Schedule No. 1

Interpretation

abattoir: means land and buildings used for the slaughter of animals for human consumption and the treatment of carcasses, offal and by-products.

absolute majority: shall have the same meaning as is given to it in and for the purposes of the Local Government Act 1960 (as amended).

Act: means the Town Planning and Development Act, 1928 (as amended).

advertisement: means any word, letter, model, sign, placard, board, notice, device or representation, whether illuminated or not, in the nature of, and employed wholly or partly for the purposes of, advertisement, announcement or direct, and includes any hoarding or similar structure used, or adapted for use, for the display of advertisements; and Advertising Sign shall be construed accordingly but does not include:

- (a) an advertising sign of less than 2 m<sup>2</sup> in area relating to the carrying out of building or similar work on land on which it is displayed, not being land which is normally used for those purposes;
- (b) an advertising sign of less than 2 m<sup>2</sup> in area announcing a local event of religious, educational, cultural, political, social or recreational character not promoted or carried on for commercial purposes;
- (c) an advertising sign of less than 2 m<sup>2</sup> in area relating to the prospective sale or letting of the land or building on which it is displayed;
- (d) directional signs, street signs and other like signs erected by a public authority.

amusement facility: Means land and buildings, open to the public, used for not more than two amusement machines where such use is incidental to the predominant use.

amusement machine: means a machine, device or games table, mechanically or electronically powered, that releases or makes available balls, discs or other items for projection in or on the machine by the use of springs, flippers, paddles, or cues, or electronic devices which are controlled or partly controlled by computer associated with the electronic screen(s) operated by one or more players for amusement or recreation.

amusement parlour: means land and buildings, open to the public, where the predominant use is amusement by amusement machines and where there are more than two amusement machines operating within the premises.

battle-axe lot: means a lot having access to a public road by means of an access strip included in the Certificate of Title of that lot.

betting agency: means a building operated in accordance with the Totalisator Agency Board Betting Act 1960 (as amended).

boarding house: means a building in which provision is made for lodging or boarding more than four persons, exclusive of the family of the keeper, for hire or reward, but does not include:

- (a) premises the subject of an Hotel, Limited Hotel or Tavern Licence granted under the provisions of the Liquor Act 1970 (as amended).
- (b) premises used as a boarding school approved under the Education Act, 1928 (as amended).
- (c) a single or attached house, or grouped dwelling.
- (d) any building that is the subject of a strata title issued under the provisions of the Strata Titles Act, 1985 (as amended).

builder's storage yard: means land and buildings used for the storage of building material, pipes, or other similar items related to any trade; and may include manufacture, assembly and dismantling processes incidental to the predominant use.

building envelope: means an area of land within a lot marked on a plan forming part of the Scheme outside which building development is not permitted.

building line: means the Line between which and any public place or public reserve a building may not be erected except by or under the authority of an Act.

caravan park: means land and buildings used for the parking of caravans under the By-laws of the Council or the Caravan Parks and Camping Grounds Regulations, 1974 (as amended) made pursuant to the provisions of the Health Act 1977-1979 (as amended).

- caretaker's dwelling: means a building used as a dwelling by a person having the care of the building, plant, equipment or grounds associated with an industry, business, office or recreation area carried on or existing on the same site.
- car park: means land and buildings used primarily for parking private cars or taxis whether open to the public or not but does not include any part of a public road used for parking or for a taxi rank, or any land or buildings in which cars are displayed for sale.
- cattery: means the use of an approved outbuilding constructed in accordance with the Health Act Model By-laws Series "A" Part One—General Sanitary Provisions (as amended) for the purpose of keeping more than three (3) cats over the age of three (3) months.
- civic buildings: means a building designed, used or intended to be used by a Government Department, an instrumentality of the Crown, or the Council as offices or for administrative or other like purpose.
- civic use: means land and buildings used by a Government Department, an instrumentality of the Crown, or the Council, for administrative, recreational or other purpose.
- club premises: means land and buildings used or designed for use by a legally constituted club or association or other body of persons united by a common interest whether such building or premises be licensed under the provisions of the Liquor Act, 1970 (as amended) or not and which building or premises are not otherwise classified under the provisions of the Scheme.
- Commission: means the State Planning Commission constituted under the State Planning Commission Act 1985 (as amended).
- consulting rooms: means a building (other than a hospital or medical centre) used by practitioners who are legally qualified medical practitioners or dentists, physiotherapists, chiropractors and persons ordinarily associated with a practitioner, in the prevention or treatment of physical or mental injuries or ailments, and the practitioners may be of the one profession or any combination of professions or practices.
- District: means the Municipal District of the Shire of Laverton.
- dog kennels: means land and buildings used for the boarding and breeding of dogs where such premises are registered or required to be registered by the Council; and may include the sale of dogs where such use is incidental to the predominant use.
- dry cleaning premises: means land and buildings used for the cleaning of garments and other fabrics by chemical processes.
- educational establishment: means a school, or other educational centre, but does not include a reformatory or institutional home.
- family care centre: means land and buildings used for the purpose of a Family Care Centre as defined in Child Welfare (Care Centres) Regulations, 1968 (as amended).
- fast food outlet: means land and buildings used for the preparation, sale and serving of food to customers in a form ready to be eaten without further preparation, primarily off the premises.
- fuel depot: means land and building used for the storage and sale in bulk of solid or liquid gaseous fuel, but does not include a service station.
- gazetted date: means the date on which the Scheme is published in the *Government Gazette*.
- gross leasable area: means in relation to a building, the area of all floors capable of being occupied by a tenant for his exclusive use, which area is measured from the centrelines of joint partitions or walls and from the outside faces of external walls or the building alignment, including shop fronts, basements, mezzanines and storage areas.
- home occupation: means a business or activity carried on with the written permission of the Council within a dwelling or the curtilage of a dwelling by a person resident therein or within a domestic outbuilding by a person resident in the dwelling house to which it is appurtenant.
- hospital: means a building in which persons are received and lodged for medical treatment or care and includes a maternity hospital.
- hotel: means land and buildings providing accommodation for the public the subject of an Hotel Licence granted under the provisions of the Liquor Act 1970 (as amended).
- industry: means the carrying out of any process in the course of trade or business for gain, for and incidental to one or more of the following:
- (a) the winning, processing or treatment of minerals;
  - (b) the making, altering, repairing, or ornamentation, painting, cleaning, packing, or canning or adapting for sale, or the breaking up or demolition of any article or part of an article;
  - (c) the generation of electricity or the production of gas;
  - (d) the manufacture of edible goods,  
and includes, when carried out on land upon which the process is carried out and in connection with that process, the storage of goods, any work of administration or accounting, or the wholesaling of goods resulting from the process, and the use of land for the amenity of persons engaged in the process; but does not include:
    - (i) the carrying out of agriculture,
    - (ii) site work on buildings, work or land,
    - (iii) in the case of edible goods the preparation of food for sale from the premises,
    - (iv) panel beating, spray painting or motor vehicle wrecking.



industry—cottage: means an industry which produces arts and craft goods which cannot be carried out under the provisions relating to a "home occupation" and that:

- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection, due to the emission of light, noise, vibration, steam, soot, ash, dust, grit, oil, liquid wastes or waste products.
- (b) where operated in a Residential Zone, does not entail the employment of any person not a member of the occupier's family normally resident on the land.
- (c) is conducted in an outbuilding which is compatible to the zone and its amenity and does not occupy an area in excess of 50 m<sup>2</sup>.
- (d) does not require the provision of any essential service main of a greater capacity than normally required in the zone in which it is located; and
- (e) does not display a sign exceeding 0.2 m<sup>2</sup> in area.

industry—extractive: means an industry which involves the extraction of sand, gravel, clay, turf, soil, rock, stone, minerals, or similar substances from the land, and also the storage, treatment, or manufacture of products from those materials when the manufacture is carried out on the land from which any of those materials is extracted or on land adjacent thereto.

industry—general: means an industry other than a cottage, extractive, hazardous, light, noxious, rural or service industry.

industry—hazardous: means an industry which by reason of the processes involved or the method of manufacture or the nature of the materials used or produced requires isolation from other buildings.

industry—light: means an industry:

- (a) in which the processes carried on, the machinery used, and the goods and commodities carried to and from the premises will not cause any injury to, or will not adversely affect the amenity of the locality by reason of the emission of light, noise, electrical interference, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste products, and
- (b) the establishment of which will not or the conduct of which does not impose an undue load on any existing or projected service for the supply or provision of water, electricity, sewerage facilities, or any other like services.

industry—noxious: means an industry in which the processes involved constitute an offensive trade within the meaning of the Health Act, 1911 (as amended), but does not include fish shops or dry cleaning establishments.

industry—service: means a light industry carried out on land or in buildings which may have a retail shop front and from which goods manufactured on the premises may be sold, or land and buildings having a retail shop front and used as a depot for receiving goods to be serviced.

institutional home: means a residential building for the care and maintenance of children, the aged, or the infirm, and includes a benevolent institution; but does not include a hospital or a mental institution.

land: shall have the same meaning given to it in and for the purpose of the Act.

liquor store: means a building the subject of a Store Licence granted under the provisions of the Liquor Act 1970 (as amended).

lodging house: shall have the same meaning as is given to it in and for the purposes of the Health Act, 1911 (as amended).

lot: shall have the same meaning given to it in and for the purposes of the Act and "allotment" has the same meaning.

motel: means land and building used or intended to be used to accommodate patrons in a manner similar to a Hotel or Boarding House but in which special provision is made for the accommodation of patrons with motor vehicles.

motor vehicle sales premises: means land and buildings used for the display and sale or hiring of new or second hand motorcycles, cars trucks, and caravans or any one or more of them and may include, the servicing of motor vehicles sold or hired from the site.

motor vehicle repair station: means land and buildings used for the mechanical repair and overhaul of motor vehicles including tyre recapping, retreading, panel beating, spray painting and chassis re-shaping.

museum: means land and buildings used for storing and exhibiting objects illustrative of antiquities, natural history, arts, nature and curiosities.

non-conforming use: means a use of land which, though lawful immediately prior to the coming into operation of the Scheme, is not in conformity with the Scheme.

office: means a building used for the conduct of administration, the practice of a profession, the carrying on of agencies, banks, typist and secretarial services, and services of a similar nature.

owner: in relation to any land includes the Crown and every person who jointly or severally whether at law or in equity:

- (a) is entitled to the land for an estate in fee simple in possession; or
- (b) is a person to whom the Crown has lawfully contracted to grant the fee simple of the land; or
- (c) is a lessor or licensee from the Crown; or
- (d) is entitled to receive or is in receipt of, or if the land were let to a tenant, would be entitled to receive the rents and profits thereof, whether as a beneficial owner, trustee, mortgagee in possession, or otherwise.

places of natural beauty: means the natural beauties of the area including rivers, lakes and other inland waters, banks of rivers, and other parts of hill slopes and summits and valleys.

potable water: means water in which the level of physical, chemical and bacteriological constituents do not exceed the maximum permissible levels set out in "International Standards Organization—1971".

public amusement: means land and buildings used for the amusement or entertainment of the public, with or without charge.

public authority: shall have the same meaning given to it in and for the purposes of the Act.

public mall: means any public street or right-of-way designed especially for pedestrians who shall have right of way and vehicle access shall be restricted to service vehicles at times specified by the Council.

public recreation: means land used for a public park, public gardens, playground or other grounds for recreation which are normally open to the public without charge.

public utility: means any work or undertaking constructed or maintained by a public authority or the Council as may be required to provide water, sewerage, electricity, gas, drainage, communications or other similar services.

public worship, place of: means land and buildings used for the religious activities of a church but does not include an institution for primary, secondary, or higher education, or a residential training institution.

residential planning codes: means the residential planning codes set out in Appendices 2 and 3 to the Statement of Planning Policy No. 1 together with any amendments thereto as published in the *Government Gazette* on January 30, 1985.

restaurant: means a building wherein food is prepared for sale and consumption within the building and the expression shall include a licensed restaurant, and a restaurant at which food for consumption outside the building is sold where the sale of food for consumption outside the building is not the principal part of the business.

restoration: means any work or process on at or in respect of a building structure or place which wholly or partly brings back the building structure or place to its original condition or which reinstates its historic or natural character either by rebuilding or repairing its fabric or by removing accretions or additions.

schedule: means a schedule to the Scheme.

service station: means land and buildings used for the supply of petroleum products and motor vehicle accessories and for carrying out greasing, tyre repairs and minor mechanical repairs and may include a cafeteria, restaurant or shop incidental to the primary use; but does not include transport depot, panel beating, spray painting, major repair or wrecking.

shop: means a building wherein goods are kept, exposed or offered for sale by retail, but does not include a bank, fuel depot, market, service station, milk depot, marine collector's yard, timber yard or land and buildings used for sale of vehicles or for any purpose falling within the definition of industry.

tavern: means land and buildings the subject of a Tavern License granted under the provisions of the Liquor Act, 1970 (as amended).

transport depot: means land and buildings used for the garaging of motor vehicles used or intended to be used for carrying goods or persons for hire or reward or for any consideration, or for the transfer of goods or persons from one such motor vehicle to another of such motor vehicle and includes maintenance, management and repair of the vehicles used, but not of other vehicles.

veterinary consulting rooms: means a building in which a veterinary surgeon or veterinarian treats the minor ailments of domestic animals and household pets as patients but in which animals or pets do not remain overnight.

veterinary hospital: means a building used in connection with the treatment of sick animals and includes the accommodation of sick animals.

zone: means a portion of the Scheme area shown on the Scheme Map by distinctive colouring, patterns, symbols, hatching, or edging for the purpose of indicating the restrictions imposed by the Scheme on the erection and use of buildings or for the use of land.

zoological gardens: means land and buildings used for the keeping, breeding or display of fauna and the term includes Zoo but does not include kennels or keeping, breeding or showing of domestic pets.

## Schedule No. 2

Shire of Laverton

Town Planning Scheme No. 1

Application for Planning Consent

1. Surname of Applicant ..... Given Names .....
- Address .....
2. Surname of Landowner ..... Given Names .....
- (if different from above)
3. Submitted by .....
4. Address for Correspondence .....
5. Locality of Development .....
6. Title Details of Land .....
7. Name of Road Serving Property .....
8. State Type of Development, Nature and Size of all Buildings Proposed .....
- .....
- General Treatment of Open Portion of the Site .....
- .....
- Details of Car Parking and Landscaping Proposals .....
- .....
- Approximate Cost of Proposed Development .....
- Estimated Time for Completion .....

.....

Signature of Owner ..... Signature of Applicant or Agent

(Both signatures are required if applicant is not the owner)

Date ..... Date .....

NOTE: This form should be completed and forwarded to the Council together with 2 copies of detailed plans showing complete details of the development including a site plan showing the relationship of the land to the area generally. In areas where close development exists, or is in the course of construction, plans shall show the siting of buildings and uses on lots immediately adjoining the subject land.

## Schedule No. 3

Shire of Laverton

Town Planning Scheme No. 1

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 .....

Dated 13 June 1991.

**POLICE****PE401****LIST OF MARINE COLLECTOR'S LICENCES ISSUED DURING THE PERIOD 1/4/91 TO 30/6/91**

Name	Address	Date Issued	Lic. No.
Alferink, John Hilbert	Lot 5 Gnarawary Road, Margaret River	21/5/91	247
Anderson, Kevin John	29 Wardlow Way, Balga	1/5/91	612
Barclay, Stephen John	36 Kitchener Road, Merredin	6/5/91	534
Baz, Domenigo	137 Duncan Road, Halls Creek	10/6/91	587
Brady, Steven Patrick	9 Main Street, Cunderdin	10/6/91	474
Burrows, Tony	40 Renegade Way, Kingsley	24/5/91	416
Clarkson, Peter Gary	21 Bignell Place, Busselton	26/6/91	553
Connolly, Mark	49 Thorley Way, Lockridge	30/5/91	462
De Cinque, Luigi	29 Hertha Road, Innaloo	21/5/91	375
Dignam, Michael	Lot 115 Yamashita Drive, Broome	6/5/91	555
Galvin, Patrick C.	120 Warnbro Beach Road, Warnbro	21/5/91	320
Ganzer, Cedric Russell	56 Hossack Avenue, Parkwood	24/6/91	538
Gill, Peter William	12/145 Cambridge Street, Leederville	1/5/91	614
Graham, Morris Lowry	153 Livesey Street, Mundijong	16/5/91	472
Jensen, Isla Margaret	Pingaring	22/4/91	192
Jones, Stephen	23 Mathis Way, Carine	30/4/91	613
Kennett, Andrew James	120 Eric Street, Cottesloe	1/5/91	609
Lee, Graham Cedric	Box 2 Newdegate	6/5/91	302
McCubbing, Denis Robert	McGardle Street, Kondinin	6/5/91	228
Ninnis, William Quick	12 Horsham Way, Nollamara	1/5/91	615
Reynolds, Wayne Martin	41 Raglan Street, Pingelly	22/5/91	617
Riley, Peter Allan	59 Koondoola Way, Koondoola	18/6/91	618
Simpson, Lyle Bradley	42 Warrandyle Drive, Craigie	24/5/91	556
Smallwood, David Anthony	16 Jennifer Place, Alexander Heights	1/5/91	611
Spencer, Kay Althesis	28 Grigson Street, Jurien	24/5/91	16
Stephens, Duncan	1B Stebbing Way, Girrawheen	1/5/91	619
Tierney, Brian William	2 Wills Street, Kalgoorlie	28/5/91	570
Tolmachoff, Jimmy Mike	191 Ocean Drive, Bunbury	31/5/91	283
White, Rodney Sean	49 Hope Street, White Gum Valley	7/6/91	477
Wyss, Kurt	10 Purkiss Street, Cannington	24/5/91	505
Wyss, Odette Brigitta	10 Purkiss Street, Cannington	24/5/91	506
Zisson, Demetre	Lot 137 Irvine Drive, Malaga	16/5/91	91
Craike, Terrence John	54 Greenhead Road, Greenhead	21/5/91	376
Dixon, Colin John	17 Mooliabeenie Road, Gingin	1/5/91	616

**PE402****POLICE ACT 1892****AUCTION**

Under the provisions of the Police Act 1892, unclaimed and stolen property will be sold by public auction at the premises of David Rumens and Company, Auctioneers of 95 Forrest Avenue, Bunbury at 6.30 pm on 12 September 1991.

B. BULL, Commissioner of Police.

**PE403****POLICE ACT 1892****AUCTION**

The following items will be offered for sale by public auction on behalf of the Commissioner of Police at the Broome Auction Centre, Clementson Street, Broome on Saturday the 17th day of August, 1991.

- 21 x Gents bicycles assorted makes, sizes and condition.
- 2 x Ladies bicycles assorted makes and condition.
- 1 x Electric cash register.
- 1 x DANARM D98 Petrol chain saw.

Inspection of the above property can be made at the Broome Auction Centre, Lot 2096 Clementson Street, Broome.

C. R. BURGESS, Police Station, Broome.

## PE404

## POLICE AUCTION

Under the provisions of the Police Act 1892-1983, unclaimed stolen and found property will be sold by auction at the Property Tracing Section, Police Complex, Clarkson Road, Maylands on Tuesday 20th August 1991.

Auction to be conducted by Mr K. Treloar, Acting Government Auctioneer.

B. BULL, Commissioner of Police.

## PORT AUTHORITIES

## PH301

## DAMPIER PORT AUTHORITY ACT 1985

## DAMPIER PORT AUTHORITY AMENDMENT REGULATIONS 1991

Made by the Dampier Port Authority and approved by His Excellency the Governor in Executive Council.

## Citation

1. These regulations may be cited as the *Dampier Port Authority Amendment Regulations 1991*.

## Principal regulations

2. In these regulations the *Dampier Port Authority Regulations 1989\** are referred to as the principal regulations.

[\*Published in the Gazette of 28 February 1989 at pp. 601-62. For amendments to 13 June 1991 see p. 222 of 1990 Index to Legislation of Western Australia.]

## Regulation 58 amended

3. Regulation 58 of the principal regulations is amended by deleting "\$250" and substituting the following—

" \$350 ".

## Schedule 4 repealed and a Schedule substituted

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

## SCHEDULE 4

(Regs. 70, 74, 75 & 76)

## PORT CHARGES AND STORAGE CHARGES

- |   |   |
|---|---|
| 1. Port dues  | 4.4 cents per gross tonne<br>(minimum charge of \$165.00) |
| 2. Wharfage charges—  |   |
| (a) Private motor vehicles .....  | per vehicle      \$5.85                                   |
| (b) Passengers .....  | per passenger    \$2.70                                   |
| (c) Bunkers .....   | per tonne        \$2.10                                   |
| (d) Petroleum products in bulk ....   | per tonne        \$4.25                                   |
| (e) General cargo for which specific rates are not otherwise provided—                            |   |
| Inwards .....   | per tonne        \$4.25                                   |
| Outwards .....  | per tonne        \$4.25                                   |
| Minimum charge for wharfage   | per consignment \$55.00                                   |
| 3. Service charges—   |   |
| (a) Berth hire for vessels not working manifested cargo—per 6 hourly period or part thereof ..... | \$55.00   |
| (b) Fresh water—per tonne .....   | \$2.60  |
| (c) Gangway hire—per day or part thereof .....  | \$55.00   |

## 4. Storage charges—

\$1 per square metre or tonne (whichever is the greater), per week or part thereof (minimum charge of \$55) ”.

**Schedule 5 amended**

5. Schedule 5 to the principal regulations is amended by deleting Tables 1 and 2 and substituting the following Tables—

“ Table 1—Pilotage dues

Nature of pilotage services	Tonnage of vessel (GRT)	Charge \$
1. Pilotage of vessels entering or departing from the Port	Not exceeding 10 000	2 400
	10 001-20 000	2 747
	20 001-30 000	2 999
	30 001-40 000	3 311
	40 001-50 000	3 573
	50 001-60 000	3 710
	Exceeding 60 000	4 095
2. Pilotage of vessels being moved within the Port		400

Table 2—Detention charges

1. Detention at vessel .....	\$258 per hour or part thereof
2. Detention at pilot boarding ground .....	\$332 per hour or part thereof ”.

Resolved by the Dampier Port Authority at a meeting held on 4th April 1991.  
The common seal of the Dampier Port Authority was affixed here in the presence of—

G. L. FRANCIS.  
J. JENKIN.  
G. HAMMONDS.

Approved by His Excellency the Governor in Executive Council.

L. AULD, Clerk of the Council.

**PH302****ESPERANCE PORT AUTHORITY ACT 1968****ESPERANCE PORT AUTHORITY AMENDMENT REGULATIONS (No. 2) 1991**

Made by the Esperance Port Authority and approved by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Esperance Port Authority Amendment Regulations (No. 2) 1991*.

**Commencement**

2. These regulations shall come into operation on 1 August 1991.

**Principal regulations**

3. In these regulations, the *Esperance Port Authority Regulations 1969\** are referred to as the principal regulations.

[\*Reprinted in the Gazette on 17 January 1991 at pp. 113-186.]

**Regulation IA amended**

4. Regulation IA of the principal regulations is amended—

- (a) by inserting after the definition of “explosives” the following definition—

“ “general manager” means the general manager of the Port Authority; ”;

and

- (b) by deleting the definition of “Secretary”.

**Regulation 68 amended**

5. Regulation 68 of the principal regulations is amended by deleting “2.2 cents” and substituting the following—

“ 2.5 cents ”.

**Second Schedule amended**

6. The Second Schedule to the principal regulations is amended—

- (a) in Part I by deleting the fee amounts in the column headed “Wharfage” and substituting in corresponding order the following fee amounts—

“0.18”, “2.90”, “1.97”, “3.47”, “1.56”, “1.79”, “1.09”, “1.09”, “1.20”, “1.20”, “1.01”, “1.05”, “0.14”, “0.64” and “0.53”;

and

- (b) in Part IV under the heading “Harbour Improvement Dues” by deleting “27” and substituting the following—

“ 30 ”.

**Various provisions amended—replacement of references to “Secretary”**

7. The provisions of the principal regulations specified in the table below are amended by deleting “Secretary” wherever it occurs and substituting the following—

“ general manager ”.

Table

Regulations 8, 14, 16, 18, 71, 111, 182, 188, 220 and the Third Schedule.

Passed by a resolution of the Esperance Port Authority at a meeting held on 28 June 1991.

The common seal was at the time of the resolution affixed in the presence of—

R. E. BOWER, Chairman.

B. C. M. SENIOR, Member.

C. A. STEWART, General Manager.

Approved by His Excellency the Governor in Executive Council.

L. AULD, Clerk of the Council.

PH303

**PORT HEDLAND PORT AUTHORITY ACT 1970**

**PORT HEDLAND PORT AUTHORITY AMENDMENT REGULATIONS 1991**

Made by the Port Hedland Port Authority with the approval of the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Port Hedland Port Authority Amendment Regulations 1991*.



**Second Schedule amended**

2. The Second Schedule to the *Port Hedland Port Authority Regulations*\* is amended in Part II by deleting the item commencing "All other goods" and substituting the following item—

" All other goods ..... 4.00 14.45 2.30 20.75 ".

[\*Reprinted in the *Gazette* of 29 April 1976 at pp. 1277-1331. For amendments to 20 June 1991 see pp. 338-39 of 1990 *Index to Legislation of Western Australia*.]

Resolved by the Port Hedland Port Authority at a meeting held on 26 June 1991.

The Common Seal of the Port Hedland Port Authority was affixed hereto in the presence of—

J. HAYNES, Chairman.  
K. FARRELL, Member.  
I. BAIRD, Secretary.

Approved by the Governor in Executive Council.

L. M. AULD, Clerk of the Council.

**PREMIER AND CABINET****PR401****MINISTERIAL ACTING ARRANGEMENTS**

It is hereby notified for public information that His Excellency the Governor has approved the following temporary allocation of portfolios during the absence of the Hon E. F. Bridge, MLA, for the period 15 July to 9 August 1991 inclusive.

Acting Minister for Agriculture; Water Resources; North-West—

Hon G. J. Edwards, MLC, (15-25 July 1991);

Hon K. J. Wilson, MLA, (26 July-9 August 1991).

M. C. WAUCHOPE, Acting Chief Executive,  
Department of the Premier.

**PR402****MINISTERIAL ACTING ARRANGEMENTS**

It is hereby notified for public information that His Excellency the Governor has approved the following temporary allocation of portfolios during the absence of the Hon G. L. Hill, MLA, for the following periods:

Acting Minister for Mines; Fisheries; Mid-West; Minister Assisting the Minister for State Development—

Hon I. F. Taylor, MLA, (11-13 July 1991 inclusive).

Hon. G. I. Gallop, MLA, (17-22 August 1991 inclusive), (27 September-14 October 1991 inclusive).

M. C. WAUCHOPE, Acting Chief Executive,  
Department of the Premier.

## RACING AND GAMING

RA401

### LIQUOR LICENSING ACT 1988

#### 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
<b>TRANSFER OF LICENCE</b>			
3	Cecil Bros Pty Ltd	Application for transfer of a hotel licence in respect of premises known as Savoy Plaza Hotel, situated in Perth from Savoy Plaza Hotel Pty Ltd.	29/7/91
<b>NEW LICENCE</b>			
6B/91	P. J. Coleman, J. A. Coleman & S. R. Draper	Application for a Restaurant Licence in respect of The Sanctuary Cafe, Lot 111 Caves Road, Dunsborough.	7/8/91
7B/91	T. Nomura & T. R. Snell	Application for a Restaurant Licence in respect of Sado Japanese Restaurant, Shop No. 2 Sedden Street, Subiaco.	19/8/91
8B/91	West Stirling Tee-Ball & Softball club	Application for a Club Restricted Licence in respect of the West Stirling Tee-Ball & Softball Club, Innaloo.	21/8/91
4A/91	Garrick Theatre Inc.	Application for a Special Facility Licence in respect of the Garrick Theatre, 16 Meadow Street, Guildford.	7/8/91

This notice is published under section 67 (5) of the Liquor Licensing Act 1988.

G. B. AVES, Director of Liquor Licensing.

## RAILWAYS

RB301

### GOVERNMENT RAILWAYS ACT 1904

#### BY-LAW 54 AMENDMENT (No. 4) 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 the *By-law 54 Amendment (No. 4) 1991*.

#### Principal by-law

2. In these by-laws By-law 54 of the *Railways By-laws\** is referred to as the principal by-law.

[\*Published in the Gazette of 14 May 1940 at p.789. For amendments to 14 June 1991 see p.257 of 1990 Index to Legislation of Western Australia and Gazettes of 11 January, 26 April and 24 May 1991.]

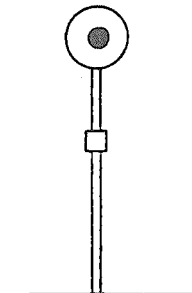
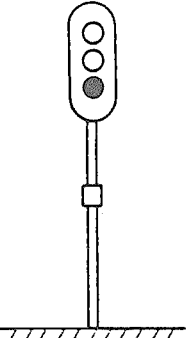
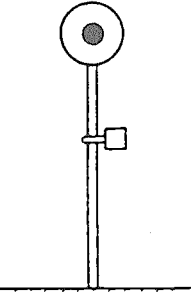
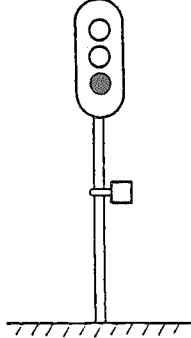
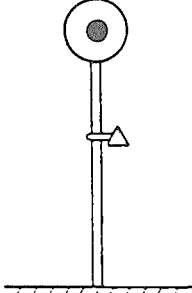
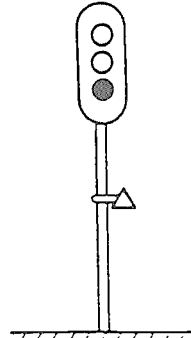
#### Rule 58 amended

3. Rule 58 in the Schedule to the principal by-law is amended—
  - (a) in subrule (2) by deleting "or white chevron"; and
  - (b) by repealing subrule (4) and substituting the following subrule—
 

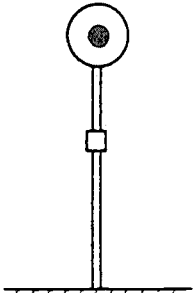
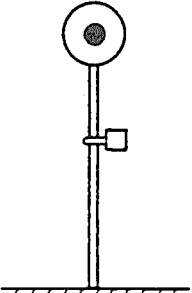
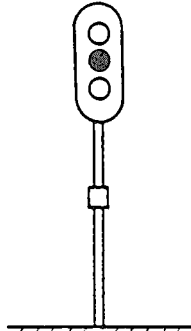
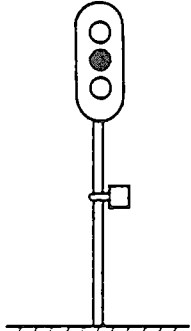
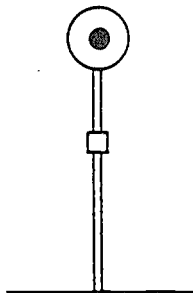
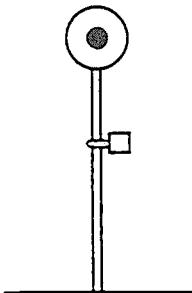
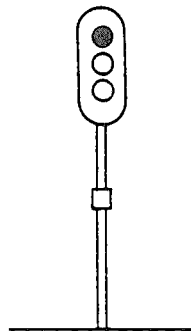
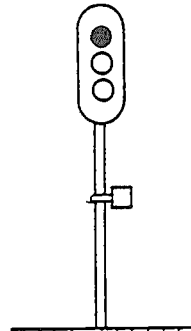
" (4) A signal indication by means of a semaphore arm is displayed in the lower left hand quadrant. "

Figures 12 to 61 deleted and Figures substituted

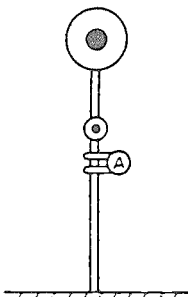
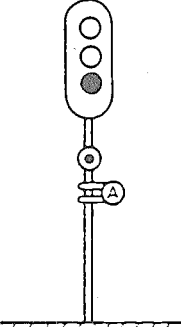
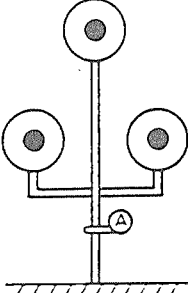
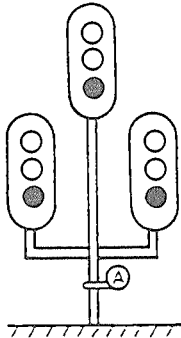
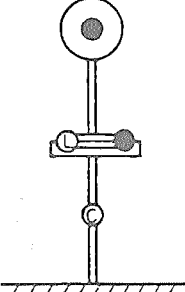
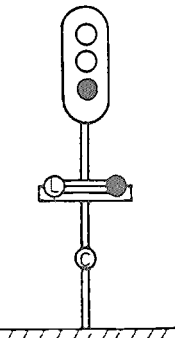
4. The Figures in the Schedule to the principal by-law are amended by deleting the Figures, descriptions and remarks from Figure 12 to the descriptions ending prior to Figure 62, inclusive, and substituting the following—

THREE ASPECT COLOUR LIGHT			
SEMI-AUTO	AUTO	SEMI-AUTO	AUTO
 <p>Fig. 13</p>		 <p>Fig. 14</p>	
	 <p>Fig. 16</p>		 <p>Fig. 17</p>
	 <p>Fig. 17b</p>		 <p>Fig. 17c</p>

COLOUR OF LIGHT	OCCASION FOR USE	INDICATION	SHORT TITLE
Red	Section is occupied, or when for any other reason it is required that the train should be stopped	Stop	Stop Signal
Red	Section is occupied, or when for any other reason it is required that the train should be stopped	Stop, and then act in accordance with Rule 76, 77, or 79	Stop Signal
REMARKS			
Automatic Signals operating as Approach Signals See Rule 76 (5)			

THREE ASPECT COLOUR LIGHT			
SEMI-AUTO	AUTO	SEMI-AUTO	AUTO
 Fig. 20	 Fig. 21	 Fig. 22	 Fig. 23
 Fig. 26	 Fig. 27	 Fig. 28	 Fig. 29

COLOUR OF LIGHT	OCCASION OF USE	INDICATION	SHORT TITLE
Yellow	Section is clear but Signal next in advance is at "Stop"	Proceed at normal speed prepared to stop at next signal	Caution Signal
Green	Section is clear and signal next in advance is at "Caution" or "Clear" for normal speed	Proceed at normal speed	Clear Signal

THREE ASPECT COLOUR LIGHT			
SEMI-AUTO	AUTO	SEMI-AUTO	AUTO
 Fig. 31		 Fig. 32	
 Fig. 33		 Fig. 34	
	 Fig. 35		 Fig. 36

**REMARKS**

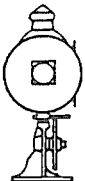
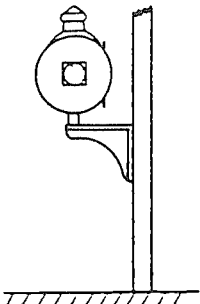
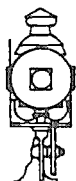
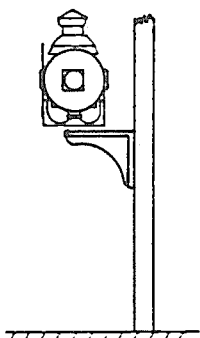
Semi-Automatic Signals  
operating as Automatic Signals  
See Rule 64 (6)  
Colour of illuminated "A" is White

Semi-Automatic Signals with bracketed signals  
operating as Automatic Signals.  
See Rule 64 (6)  
Colour of illuminated "A" is White

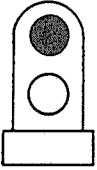
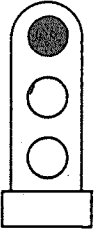
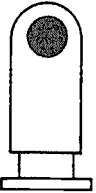
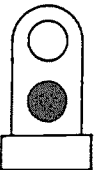
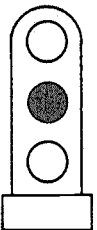
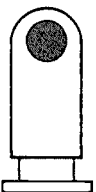
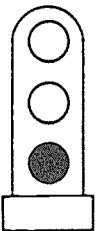
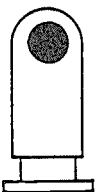
Arrival Signal showing L & C light  
See Rule 77  
Colour of illuminated "L" & "C" is White

[ Figures 37, 38 and 39 repealed in Gazette 5 December  
1980, p. 4127. ]

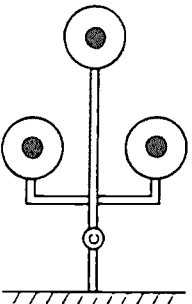
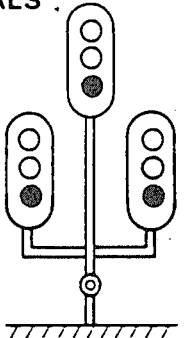
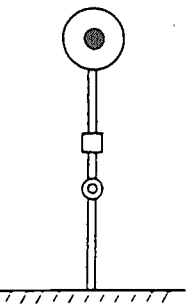
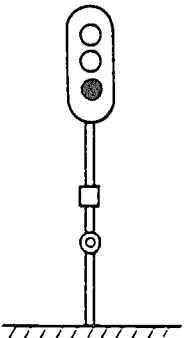


SIGNAL	DAY ASPECT		
Disc Shunting Signals	 Fig. 40	 Fig. 41	Red disc
	 Fig. 42	 Fig. 43	Yellow disc

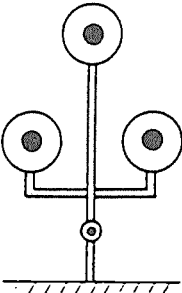
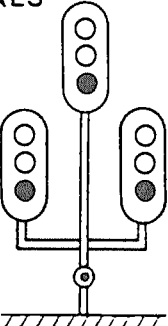
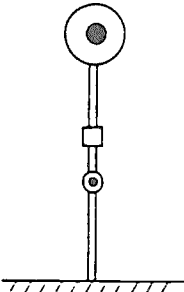
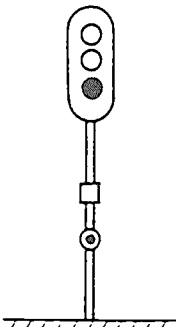
NIGHT ASPECT	INDICATION	SHORT TITLE
Red light	Stop	Stop Signal
Yellow Light	Proceed with caution prepared to stop short of any obstruction	Caution Shunting Signal

COLOUR LIGHT GROUND SHUNTING SIGNALS		
 <p>Fig. 44</p>	 <p>Fig. 45</p>	 <p>Fig. 46</p>
 <p>Fig. 47</p>	 <p>Fig. 48</p>	 <p>Fig. 49</p>
	 <p>Fig. 50</p>	 <p>Fig. 51</p>

COLOUR OF LIGHT	OCCASION FOR USE	INDICATION	SHORT TITLE
Red	Section is occupied or when for any other reason it is required that the train should be stopped	Stop	Stop Signal
Yellow	Section is occupied or suitable for Low speed only	Proceed with Caution Prepared to Stop short of any obstruction	Caution Shunting Signal
Green	Section is clear but suitable for low speed only, and signal next in advance is at "Caution" or "Clear"	Proceed at low speed. Section is clear and signal next in advance is at "Caution" or "Clear"	Clear Shunting Signal

THREE ASPECT COLOUR LIGHT			
SEMI-AUTO	AUTO	SEMI-AUTO	AUTO
SINGLE ASPECT SHUNTING SIGNALS ON SAME POSTS AS SEMI-AUTO SIGNALS .			
 Fig. 52		 Fig. 53	
 Fig. 55		 Fig. 56	

COLOUR OF LIGHT	OCCASION OF USE	INDICATION	SHORT TITLE
Reds          None	Section is occupied , or when for any other reason it is required that the train should be stopped	Stop	Stop Signal
Red          None	Section is occupied or when for any other reason it is required that the train should be stopped	Stop	Stop Signal

THREE ASPECT COLOUR LIGHT			
SEMI-AUTO	AUTO	SEMI-AUTO	AUTO
SINGLE ASPECT SHUNTING SIGNALS ON SAME POSTS AS SEMI-AUTO SIGNALS			
 Fig. 57		 Fig. 58	
 Fig. 60		 Fig. 61	

COLOUR OF LIGHT	OCCASION OF USE	INDICATION	SHORT TITLE
Reds  Yellow	Section is occupied or suitable for Low speed only	Proceed with caution prepared to stop short of any obstruction	Caution Shunting Signal
Red  Yellow	Section is occupied or suitable for Low speed only	Proceed with caution prepared to stop short of any obstruction	Caution Shunting Signal

The Common Seal of the Western Australian Government Railways Commission  
was hereunto affixed in the presence of—

J. HOARE, Acting Commissioner.  
D. MUNYARD, Secretary.

Approved by His Excellency the Governor in Executive Council.

L. M. AULD, Clerk of the Council.



RB302

## GOVERNMENT RAILWAYS ACT 1904

## BY-LAW 54 AMENDMENT (No. 3) 1990

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 (No. 3) 1990*.

**Principal by-law**

2. In these by-laws, by-law 54 of the *Railway By-laws\** is referred to as the principal by-law.

[\*Published in the Gazette of 14 May 1940 at p. 789. For amendments to 27 August 1990 see pp. 249 and 250 of 1989 Index to Legislation of Western Australia.]

**Rule 1 amended**

3. Rule 1 of the principal by-law is amended by inserting, in the appropriate alphabetical positions, the following definitions—

“station” means a place at which apparatus is provided to control the movement of trains, and may be attended or unattended as the case may be, and is a place for setting down or picking up of passengers; ”;

“stopping place” means a place at which there is no apparatus provided to control the movement of trains, and is a place for the setting down and picking up of passengers; ”.

**Rule 253 amended**

4. Rule 253 of the principal by-law is amended in subrule (1) by inserting after “the Driver’s Assistant” the following—

“ or, in the case of a suburban electric train, the Driver ”.

**Rule 254 amended**

5. Rule 254 of the principal by-law is amended by repealing subrule (1) and substituting the following subrule—

“ (1) The Signaller at a station requiring a proceed order for a train to pass a departure signal at Stop, or, in the case of an unattended station, the Guard of the train, or, if the train is operated by a two man crew or is a suburban electric train, the Driver of the train, must make a request to the Area Manager on Form “A” (Form SW18) for the authority to be issued. ”

**Rule 264 amended**

6. Rule 264 of the principal by-law is amended—

(a) in subrule (2) (b) (i) by inserting after “two man crew” the following—

“ or is a suburban electric train ”;

(b) in subrule (3) (b) by inserting after “two man crew” the following—

“ or a suburban electric train ”;

and

(c) in subrule (4) (a) (i)—

(i) by inserting after “two man crew” the following—

“ or is a suburban electric train ”;

and

(ii) by inserting after “train is to enter and” the following—

“ , in the case of a Guard, ”.

**Rule 269 amended**

7. Rule 269 of the principal by-law is amended in paragraph (c) by inserting after “two man crew” the following—

“ or is a suburban electric train ”.

**Rule 271 amended**

8. Rule 271 of the principal by-law is amended—

(a) in subrule (2) (b) by inserting after “two man crew” the following—

“ or is a suburban electric train ”;

(b) in subrule (3) (a) (ii) by inserting after “two man crew” the following—

“ or is a suburban electric train ”;

and

(c) in subrule (4) (b) by inserting after “two man crew” the following—

“ or is a suburban electric train ”.

**Rule 336 amended**

9. Rule 336 of the principal by-law is amended in subrule (2)—

- (a) by deleting "and" at the end of paragraph (d) (b) by deleting the full stop at the end of paragraph (e) and substituting the following—

" ; and ";

and

- (c) by inserting after paragraph (e) the following paragraph—

" (f) in the case of a suburban electric train an employee other than the Driver must proceed to obtain assistance for the train and must protect the train in the direction he proceeds in accordance with Rule 341, and the Driver must protect the train in the opposite direction, and the Driver must immediately inform the Train Controller of the obstruction situation. "

**Rule 340 amended**

10. Rule 340 of the principal by-law is amended in subrule (2) (b) by inserting after "two man crew" the following—

" or is a suburban electric train "

**Rule 341 amended**

11. Rule 341 of the principal by-law is amended in subrule (6) by inserting after "the Guard" the following—

" or, if the train is a suburban electric train, the Driver "

**Rule 349 amended**

12. Rule 349 of the principal by-law is amended in subrule (2)—

- (a) by deleting "or" at the end of paragraph (b);

- (b) by deleting the full stop at the end of paragraph (c) and substituting the following—

" ; or ";

and

- (c) by inserting after paragraph (c) the following paragraph—

" (d) the train is a suburban electric train and the Driver surrenders the pilot key to another employee who is to obtain assistance, and in that assistance it shall be the duty of the employee who takes possession of the pilot key to protect the obstruction in the direction in which he proceeds and the Driver must protect his train in the opposite direction. "

**Rule 352 amended**

13. Rule 352 of the principal by-law is amended—

- (a) in subrule (3) by inserting after "the Driver's Assistant" the following—

" or, in the case of a suburban electric train, the Driver ";

and

- (b) in subrule (4) (b)—

- (i) by inserting after "the Driver's Assistant" the following—

" or other employee "; and

- (ii) by inserting after "the Guard" the following—

" or Driver "

**Rule 355 amended**

14. Rule 355 of the principal by-law is amended—

- (a) by inserting after the rule designation "355." the subrule designation "(1)";

and

- (b) by inserting the following subrules—

" (2) where the train is a suburban electric train in an obstruction situation the Driver must immediately contact the Train Controller and inform him of the circumstances, and the Train Controller will make the necessary arrangements for obtaining relief and clearing the obstruction from the section, in accordance with these rules.

(3) Where the train in an obstruction situation is a suburban electric train, any reference in these rules relating to obtaining relief or clearing the obstruction to a Driver's Assistant shall be read as a reference to an employee other than the Driver and nominated by the Train Controller. ”.

**Rule 359 amended**

15. Rule 359 of the principal by-law is amended in subrule (3) by inserting after “lines,” the following—

“ unless otherwise authorized by the Head of the Operations Branch, ”.

**Rule 362 amended**

16. Rule 362 of the principal by-law is amended in subrule (2) by inserting after “two man crew” the following—

“ or in the case of a suburban electric train ”.

**Rule 363 amended**

17. Rule 363 of the principal by-law is amended in paragraph (d) by inserting after “the Driver's Assistant” the following—

“ or, in the case of a suburban electric train, the Driver ”.

**Rule 366 amended**

18. Rule 366 of the principal by-law is amended in subrule (2) by inserting after “Assistant” the following—

“ or, in the case of a suburban electric train, the Driver ”.

**Rule 392 amended**

19. Rule 392 of the principal by-law is amended in subrule (2) (c) by—

(a) deleting “nearest Signalman” and substituting the following—

“ Train Controller ”; and

(b) deleting “the Signalman” and substituting the following—

“ the Train Controller ”.

**Rule 393 amended**

20. Rule 393 of the principal by-law is amended in subrule (1) (g) (vi) by deleting “tunnel” wherever it occurs and substituting in each place the following—

“ cutting ”.

**Rule 424 amended**

21. Rule 424 of the principal by-law is amended in subrule (2) by inserting after “these rules” the following—

“ , or unless instructions to the contrary are issued by the Head of the Operations Branch ”.

**Rule 439 amended**

22. Rule 439 of the principal by-law is amended—

(a) in subrule (1)—

(i) by deleting the following—

“ or a mixed ”;

(ii) by inserting after “station” the following—

“ , or stopping place, ”; and

(iii) in paragraph (a) by inserting after “so” the following—

“ or, in the case of a suburban electric train, the Driver determines that it is safe to do so ”; and

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

“ (2) In the event of the whole of a train running past the platform or stopping place, the Driver must not set the train back, without the authority of the Signalman or Train Controller. ”.

**Rule 448 amended**

24. Rule 448 of the principal by-law is amended in subrule (1)—

(a) by deleting “and” at the end of paragraph (j);

(b) by deleting the full stop at the end of paragraph (k) and substituting the following—

“ ; and ”; and

(c) by inserting after paragraph (k) the following paragraph—

“ (1) where a passenger train over-runs the platform of a station, or stopping place, where a stop is required, and the Driver has to move his train back (under Rule 439 of these Rules). ”.

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.

M. C. WAUCHOPE, Clerk of the Council.

## TRANSPORT

TR401

### BUNBURY PORT AUTHORITY ACT

#### OFFICE OF THE MINISTER FOR TRANSPORT—PERTH

It is hereby notified for general information that His Excellency the Governor in Executive Council has approved the re-appointment of Mr Luigi Angelo Tuia as Member of the Bunbury Port Authority for a period expiring on 30 June 1993, and the appointment of Mr Neville John Wilson as Member of the Bunbury Port Authority for a period expiring on 30 June 1992. These appointments are in accordance with sections 3 and 4 of the Act.

YVONNE HENDERSON, Acting Minister for Transport.

## WATER AUTHORITY

WA301

### COUNTRY AREAS WATER SUPPLY ACT 1947

#### COUNTRY AREAS WATER SUPPLY (CONTROLLED LAND) NOTICE 1991

Made by the Minister under section 12A (1a).

#### Citation

1. This notice may be cited as the *Country Areas Water Supply (Controlled Land) Notice 1991*.

#### Commencement

2. This order shall come into operation on the day that it is published in the *Government Gazette*.

#### Second Schedule Amended

3. The Second Schedule to the *Country Areas Water Supply Act 1947\** is amended by inserting after paragraph (a) the following paragraph—

“(aa) the Harris River Dam Catchment Area;”.

[\*Reprinted 18 April 1980. For amendments to 19 October 1990 see pp. 35-36 of 1989 Index to Legislation of Western Australia.]

ERNIE BRIDGE, Minister for Water Resources.

WA401

### ERRATUM

#### WATER AUTHORITY ACT 1984

#### WATER AUTHORITY AMENDMENT BY-LAWS 1991

Whereas an error occurred in the notice published under the above heading on page 3281 of *Government Gazette* No. 83 dated 28 June 1991, it is corrected as follows.

At page 3286 in Schedule 6, item 1 delete:

Provision of information involving research of  
investigation of 15 minutes or more (per hour or part  
thereof) .....

and insert:

Provision of information involving research or  
investigation of 15 minutes or more (per hour or part  
thereof) .....

**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
28/91 .....	Fabrication of structural steel for refurbishment of Barrack Street Bridge. ....	Thursday, August 1 1991
44/91 .....	Lawn mowing—MRD Head Office, Metropolitan Office, Materials Laboratory and Bridge Section. (Documents only available from Administration Manager, MRD, 180 Planet Street, Carlisle).	Tuesday, July 30 1991

**ZT202***Acceptance of Tenders*

Contract No.	Description	Successful Tenderer	Amount
231/90 .....	Manufacture of precast prestressed concrete piles for Martin's Bridge No. 5006 over Preston River, Bunbury.	John Holland Construction Pty Ltd	\$ 46 200.00

D. R. WARNER, Director, Administration and Finance.

**ZT301****STATE TENDER BOARD OF WESTERN AUSTRALIA***Tenders Invited*

Tender forms and full particulars of the Schedule hereunder may be obtained on application at the State Tender Board, 815 Hay Street, Perth, 6000.

TELEPHONE No. 222 8491 or 222 8241

FACSIMILE No. 321 7918

Date of Advertising	Schedule No.	Description	Date of Closing
1991			1991
June 28	34A1991	Cleaning Products for various Government Departments for a one year period with an option to extend for a further one year period .....	July 25
July 5	85A1991	Supply and delivery of Ammunition to various Government Departments for a one (1) year period with an option to extend for a further one (1) year period .....	July 25
July 12	457A1991	Supply and delivery of one (1) only Low Loader Prime Mover for the Main Roads Department—Carnarvon ..	August 1
July 12	458A1991	One (1) only Woodchipping machine in accordance with Specification P518-1 for the Main Roads Department	August 8
July 19	469A1991	Supply and delivery of one (1) only Flat Top Truck with Hydraulic Crane for the Main Roads Dept Kalgoorlie division .....	August 8
June 28	101A1991	Fuels and Miscellaneous Petroleum Products for a period of 1-3 years for various Government Departments ....	Extended August 15

## STATE TENDER BOARD OF WESTERN AUSTRALIA—continued

## Tenders Invited—continued

Date of Advertising	Schedule No.	Description	Date of Closing
1991			1991
		<i>Expression of Interest</i>	
June 21	ITRI 4/91	Expression of Interest for an Urban Development Project Management System for the Department of Planning and Urban Development. This is the first step in a Two Phase Procedure. Tenders will subsequently be sought only from those firms who respond to the Expression of Interest .....	July 25
		<i>For Sale</i>	
July 12	455A1991	1989 Mitsubishi Colt Sedan (MRD A725) at Welshpool	August 1
July 12	459A1991	1989 Ford Falcon Panel Van (MRD B025), 1988 Mazda E2000 Van (MRD A534) and 1988 Nissan Pintara Sedan (MRD A328) at Welshpool .....	August 1
July 12	460A1991	1988 Nissan Navara King Cab Ute (MRD 2923), 1989 Mitsubishi Triton Crew Cab Ute (MRD A932), 1990 Mitsubishi Triton King Cab Ute (MRD B083) and 1990 Ford Falcon Ute (MRD B855) at Welshpool .....	August 1
July 12	461A1991	1974 Domestic Caravan (MRD 0923) at Bunbury .....	August 1
July 12	462A1991	Chamberlain MK4 Rubber Tyred Tractor (MRD 3635) at Welshpool .....	August 1
July 19	463A1991	1989 Nissan Navara King Cab 4x4 Ute (MRD A818) for Main Roads Dept—Welshpool .....	August 8
July 19	464A1991	Two (2) only 4kw Trailer Mounted Generator Sets (MRD 4792) and (MRD 4793) for the Main Roads Dept—Welshpool .....	August 8
July 19	465A1991	1985 Mazda T3500 Van (6QI 431) for the Building Management Authority—Broome .....	August 8
July 19	466A1991	1982 Mitsubishi FM 4x2 Tip Truck (XQQ 202) and a 1990 Mitsubishi Triton 4x2 Utility (6QZ 776) for the Dept of Conservation and Land Management—Manjimup .....	August 8
July 19	467A1991	1983 Mitsubishi MG300 Road Grader (XQX 381) for the Dept of Conservation and Land Management—Mundaring .....	August 8
July 19	468A1991	1974 Caterpillar 930 Shovel Loader (XQF 868) for the Dept of Conservation and Land Management—Harvey	August 8

Tenders, addressed to the Chairman, State Tender Board, 815 Hay Street, Perth 6000 will be received for the abovementioned tenders until 10.00 am on the date of closing.

Tenders must be properly endorsed on envelopes otherwise they are liable to rejection. No tender necessarily accepted.

L. W. GRAHAM, Chairman, State Tender Board.

## ZT302

## Accepted Tenders

Schedule No.	Particulars	Contractor	Rate
	<i>Supply</i>		
24A1991	Milk and Cream for a One Year Period to Various Government Departments	Various .....	Details on Request
236A1991	Fabric for a One Year Period to the Hospital Laundry and Linen Service	Various .....	Details on Request
238A1991	Including Manufacture, Miscellaneous Drapery Items to Existing Pattern & Quality for a One Year Period to the Hospital Laundry and Linen Service	Various .....	Details on Request
384A1991	Two (2) Only 20T Multi Tyred Self Propelled Rollers to the Main Roads Department	Hawker Noyes Equipment PL	\$126 750.00
423A1991	One (1) Only Truck with Side Tip & Flat Top Body & Hydraulic Crane for the Main Roads Department	Skipper Trucks Belmont	\$48 415.00

## STATE TENDER BOARD OF WESTERN AUSTRALIA—continued

## Accepted Tenders—continued

Schedule No.	Particulars	Contractor	Rate
<i>Purchase and Removal</i>			
443A1991	1989 Ford Falcon Sedan (MRD A658)—Bunbury	Peter Gasic .....	\$12 799.00
447A1991	1986 Mazda T3500 Truck with Van Body (MRD 8928)—Kununurra	Stephen Hugh Massey .....	\$8 200.00
448A1991	1989 Mitsubishi Express 4x4 Van (MRD B179)	Alan Bender	Item 1 \$11 115.00
	1989 Holden Commodore Station Wagon (MRD A308)	A. J. Auto Wholesalers .....	Item 2 \$10 989.00
	1988 Nissan Navara King Cab Utility (MRD A145)	Kenwick Vehicle Wholesalers .....	Item 3 \$7 105.00
	1989 Ford Falcon Utility (MRD A192)	East Side Cars .....	Item 4 \$7 586.00
	1990 Mitsubishi Triton King Cab Utility (MRD B349)—Welshpool	Pascale Manage .....	Item 5 \$7 855.00
449A1991	1989 Mitsubishi Colt Hatchback (MRD A595).	Douglas C. Dutton .....	Item 1 \$8 071.00
	1989 Mitsubishi Colt Hatchback (MRD A596)—Welshpool.	G. Rowe .....	Item 2 \$7 475.00
450A1991	1976 McDonald Steel Wheel Roller (MRD 0799)—Welshpool.	Webb-Quip (WA) .....	\$6 778.00

## PUBLIC NOTICES

ZZ201

## TRUSTEE ACT 1962

## Notice to Creditors and Claimants

Alfred Joseph Panting late of Unit 3/262 St Kilda Road, Kewdale in the State of Western Australia, deceased.

Creditors and other persons having a claim (to which section 63 of the Trustees Act 1962 of WA relates) in respect to the Estate of the said deceased who died on the 23rd day of July 1990, are required by the Executor Stanley Panting care of Messrs Rattigan Kearney & Bochat, Barristers & Solicitors of PO Box 300, Rockingham in the said State, to send particulars of their claim to him by the 23rd day of August 1991, after which date the Executor may convey or distribute the assets having regard only to the claims of which he then has notice.

Dated 19 July 1991.

STANLEY PANTING,  
C/- 20 Council Avenue,  
Rockingham WA 6168.

ZZ202

## TRUSTEES ACT 1962

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 19th August 1991, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Ayoub, Cecil Leonard, late of Jalon Nursing Home, 47 Goldsworthy Road, Claremont, died 30/6/91.

Baird, Adam John, late of Salvation Army Nursing Home, 31 Williams Road, Nedlands, died 1/7/91.

Beridge, Maynard Basil Goodene Sparrow, (also known as Beridge, Ted), late of 5/35 Mackie Street, Victoria Park, died 26/6/91.

Blackford, Annie Bertha, late of Craigmont Hospital, Third Avenue, East Maylands, died 17/6/91.

Clements, Laura Frances Mary Ann (also known as Clements, Laura Frances Anne), late of 60 Bushby Street, Midvale, died 14/6/91.

Coomber, William Alexander, late of 22 Kyarra Street, Innaloo, died 22/6/91.

Dasborough, Pauline Mary, late of "Lurline" Toodyay, died 11/6/91.  
Davidson, Leonard Wilson, late of Flat 7/25 Burt Street, Fremantle, died 26/6/91.  
Fairfield, Jack, late of Numbala Nunga Nursing Home, Sutherland Street, Derby, died 19/1/91.  
Goldsworthy, Denis Charles, late of 11 Rannoch Close, Hamersley, died 24/6/91.  
Greaves, Horace, late of 319 Crawford Road, Inglewood, died 30/4/91.  
Jack, Mary Myrtle, formerly of 26 Brentham Street, Leederville, late of Como Nursing Home, 36 Talbot Street, Como, died 17/6/91.  
Lamb, Myrtle Alma Butterfield, late of 318 Waminda Hostel, Adie Court, Bentley, died 26/6/91.  
Leavy, Evelyn, late of 137 Coode Street, Como, died 5/6/91.  
McElhone, Allan Joseph, late of 24 Enid Road, Kalamunda, died 18/6/91.  
McDonald, Gordon Stanley John, late of St Michael's Nursing Home, 53 Wasley Street, North Perth, died 19/6/91.  
Pebbles, Lulu, late of Numbala-Nunga Derby Nursing Home, Derby, died 13/2/91.  
Phillips, Melvie Irene, late of 85 Redfern Street, North Perth, died 26/6/91.  
Pollard, Dorothy Ellen May, formerly of 77 Altair Street, Southern Cross, late of Undercliffe Nursing Home, 20 Coogan Avenue, Greenmount, died 17/6/91.  
Shier, Marjorie Patricia, late of 195 Abbett Street, Scarborough, died 30/4/91.  
Sisson, Alice Margaret, late of Moline House, Deanmore Road, Karrinyup, died 28/6/91.  
Watts, Wendy Loretta, late of 73 Giles Avenue, Padbury, died 9/6/91.  
Winship, Therese, formerly of 128 Mainland Street, Denham, late of 115 Brockman Street, Denham, died 19/5/91.  
Van Her Wynyen, Styntje (also known Van Her Wynyen, Jean), late of Unit 18/22 Foyle Road, Bayswater, died 29/6/91.  
Yeldon, Euphemia Irene, late of Mon Repos Nursing Home, 67 Palmerston Street, Mosman Park, died 3/7/91.

Dated this 15th day of July 1991.

K. E. BRADLEY, Public Trustee,  
Public Trust Office, 565 Hay Street, Perth 6000.

## ZZ203

### TRUSTEES ACT 1962

#### Notice to Creditors and Claimants

Creditors and other persons having claims (to which section 63 of the Trustees Act, 1962 relates) in respect of the Estate of the undermentioned deceased persons, are required by Perpetual Trustees W.A. Ltd of 89 St George's Terrace Perth, to send particulars of their claims to the Company, by the undermentioned date, after which date the said Company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following expire one month after the date of publication hereof.

Blackburn, Jane Riddell Cameron, late of 147 Ravenswood Drive Nollamara, Widow, died 7 June 1991.

Brogan, William Vincent, late of Carlisle Nursing Home, Retired, died 7 April 1991.

Bruce, Donald Munro, late of 69 Jersey Street Jolimont, Retired Carpenter, died 24 June 1991.

Ellery, George Musgrave, formerly of 22 Goldsmith Road Claremont, late of Wearne Hostel 40 Marine Parade Cottesloe, retired Accounts Clerk, died 30 May 1991.

Ellis, Doreen Edith, late of 141 Alfred Road Claremont, Widow, died 26 June 1991.

Fleay, Robert Allaster Clifford, late of 155 Berwick Street Victoria Park, Retired Postmaster, died 18 March 1991.

Fuller, Edward John, late of Tandara Nursing Home, 73 Jarrah Road Bentley, Retired Public Servant, died 28 June 1991.

Jones, Glyndwr Lawley, late of 38 Bunbury Street Collie, Retired Coal Miner, died 13 May 1991.

Long, Ruby Ellen, late of Carinya Nursing Home Bicton, Widow, died 14 April 1991.

Randall, Kenneth William, formerly of Elimatta Lodge Mount Lawley, late of Craigmont Convalescent Hospital Maylands, Retired Company Director, died 6 June 1991.

Wynne, Thelma Audrey, late of Mount Henry Hospital Como, Widow, died 10 June 1991.

Dated 17 July 1991.

J. KMIECIK, Manager Trusts and Estates Administration.



ZZ301

**INQUIRY AGENTS LICENSING ACT 1954**  
**APPLICATION FOR LICENCE IN THE FIRST INSTANCE**

To the Court of Petty Sessions at Perth.

I, Stephen Gilbert Eames, of 36 Barradine Way, Craigie, Insurance Investigator, 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 Unit 7/6, Leigh Street, Victoria Park.

Dated the 7th day of May 1991.

S. EAMES, Signature of Applicant.

Appointment of Hearing

I hereby appoint the 6th day of August 1991 at 10 o'clock in the forenoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Perth.

Dated the 27th day of May 1991.

R. BRADLEY, 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.

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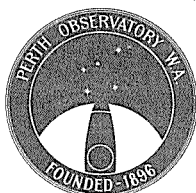
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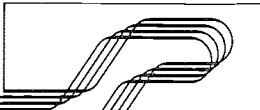
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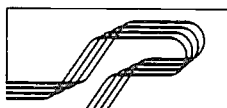


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