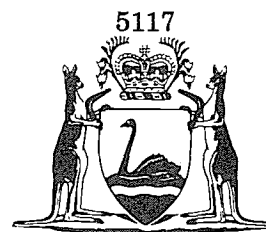




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G. L. DUFFIELD, Director.

PROCLAMATIONS

AA101

MARINE AND HARBOURS ACT 1981

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 Disting-
 [L.S.] } uished Order of Saint Michael and Saint
 } George, Queen's Counsel, Governor of the State
 } of Western Australia.

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

Schedule

Reserve No. 34089 (Exmouth Lot 1115).

Given under my hand and the Seal of the State on 17 September 1991.

By His Excellency's Command,

PAM BEGGS, Minister for Transport.

GOD SAVE THE QUEEN !

AA102

TRANSFER OF LAND ACT 1893

TRANSFER OF LAND (REVESTMENT)

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 Disting-
 [L.S.] } uished Order of Saint Michael and Saint
 } George, Queen's Counsel, Governor of the State
 } of Western Australia.

DOLA File 10112/903.

Under section 243 of the Transfer of Land Act 1893, I, the Governor acting with the advice and consent of the Executive Council, do hereby revest in Her Majesty as of her former estate, the land comprising Busselton Lot 311 being the whole of the land the subject of Certificate of Title Volume 1047 Folio 295 (now Lot 425).

Given under my hand and the Seal of the State on 1 October 1991.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN !

AA103

TRANSFER OF LAND ACT 1893

TRANSFER OF LAND (REVESTMENT)

PROCLAMATION

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 Disting-
 [L.S.] } uished Order of Saint Michael and Saint
 } George, Queen's Counsel, Governor of the State
 } of Western Australia.

DOLA File 1696/987.

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

Schedule

| File No. | Description of Land | Certificate of Title Volume | Folio |
|----------|---|--------------------------------|-------|
| 1696/987 | Portion of Swan Location H and being Lot 501 the subject of Diagram 75143 (now Location 11384) | 1893 | 1000 |
| 719/991 | Portion of Augusta Lot 847 (now portion of Lot 866) | 1883 | 733 |

Given under my hand and the Seal of the State on 11 June 1991.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN !

AGRICULTURE

AG301

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

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

Citation

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

Principal Order

2. In this order the *Soil and Land Conservation (Williams Land Conservation District) Order 1990** is referred to as the principal order.

[*Published in the Gazette on 16 February 1990 at pp. 1013-14.]

Clause 5 amended

3. Clause 5 of the principal order is amended in subclause (1)—

(a) by deleting "for Soil" and substituting the following—

" for Soil and Land "; and

(b) by deleting "12" and substituting the following—

" 13 "; and

(c) in paragraph (e) by deleting "7" and substituting the following—

" 8 ".

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

AG302

SOIL AND LAND CONSERVATION ACT 1945**SOIL AND LAND CONSERVATION AMENDMENT REGULATIONS
(NO. 2) 1991**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Soil and Land Conservation Amendment Regulations (No. 2) 1991*.

Regulation 4 amended

2. *Regulation 4 of the Soil and Land Conservation Regulations 1984** is amended by inserting after subregulation (4) the following subregulation —

" (5) Subregulation (4) does not apply to a notice given to the Commission before 1 November 1991. "

[* Published in the Gazette of 15 June 1984 at p. 1651.
For amendments to 11 September 1991 see 1990 Index to
Legislation of Western Australia, p. 366.]

By His Excellency's command,

L. M. AULD, Clerk of the Council.

AG401

SOIL AND LAND CONSERVATION ACT 1945
NUNGARIN LAND CONSERVATION DISTRICT (APPOINTMENT OF
MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1991

Made by the Minister for Agriculture.

Citation

1. This Instrument may be cited as the *Nungarin Land Conservation District (Appointment of Members District Committee) Instrument 1991*.

Interpretation

2. In this Instrument—

“Constitution order” means the *Soil and Land Conservation (Nungarin Land Conservation District) Order 1986**.

“Committee” means the District Committee established by Clause 4 of the Constitution Order.

[*Published in the Gazette of August 22, 1986 at pp. 3007-8 and amended in the Gazette of September 13, 1991 at pp. 4772-73.]

Appointment of Members

3. (1) Under Clause 5 (1) (b) of the constitution order Colin Raymon Waterhouse of Nungarin is appointed a member of the Committee on the nomination of the Shire of Nungarin.

(2) Under Clause 5 (1) (c) of the constitution order—

- (a) Geoffrey Gordon Dayman of Nungarin;
- (b) Ian David Hodges of Nungarin;
- (c) Neil Norman Bennett of Nungarin,

are appointed members of the Committee to represent the Western Australian Farmers Federation.

(3) Under Clause 5 (1) (d) of the constitution order—

- (a) John William Shadbolt of Nungarin;
- (b) Gary Charles Coumbe of Nungarin;
- (c) John Stephen Bruce of Nungarin;
- (d) Robert Frank Herbert of Nungarin;
- (e) Philip Robert Herbert of Nungarin;
- (f) Denis John Mildwaters of Nungarin;
- (h) Ronald Robert Creagh of Nungarin,

are appointed members of the Committee being persons actively engaged in or affected by, or associated with land use in the Nungarin Land Conservation District.

Term of Office

4. The appointment made under Clause 5 (3) shall be for a term of three years commencing on the day that this instrument is published in the *Gazette*.

ERNIE BRIDGE, Minister for Agriculture.

AG402

SOIL AND LAND CONSERVATION ACT 1945
NOTICE OF APPOINTMENT

Pursuant to section 23 (2b) (d) of the Soil and Land Conservation Act 1945, being persons actively engaged in, or affected by, or associated with land use in the District, the following persons are appointed members of the District Committee for the Corrigin Land Conservation District, which Committee was established by an Order in Council, published in the *Government Gazette* of 30 December 1988, and amended in the *Gazettes* of 28 April 1989 and 13 September 1991, the appointments being for a term ceasing on 25 May 1992—

Yvette Young of Corrigin;
Bruce Mason Mills of Corrigin.

ERNIE BRIDGE, Minister for Agriculture.

AG403

SOIL AND LAND CONSERVATION ACT 1945
NOTICE OF APPOINTMENT

Pursuant to section 23 (2b) (c) of the Soil and Land Conservation Act 1945, on the nomination of the Western Australian Farmers' Federation, the following persons are appointed members of the District Committee for the East Ballidu Land Conservation District, which Committee was established by an Order in Council, published in the *Government Gazette* of 17 January 1986 and amended in the *Gazettes* of 24 July 1987 and 28 June 1991, the appointments being for a term ceasing on September 5, 1994—

Stuart Haydn Southcott of East Ballidu;
David Charles Whyte of Ballidu;
Kenneth James Whyte of Ballidu.

ERNIE BRIDGE, Minister for Agriculture.

AG404

MARKETING OF EGGS ACT 1945

Department of Agriculture,
South Perth, 1 October 1991.

Ref: 929/88.

His Excellency the Governor in Executive Council has been pleased to appoint the following persons as members of the Western Australian Egg Marketing Board pursuant to section 7 of the Marketing of Eggs Act 1945.

Terence John Woodard as an elected producer representative for a term expiring on 6 August 1994.

Ronald Edward Barrett as a consumers' representative for a term expiring on 3 February 1994.

M. D. CARROLL, Director General of Agriculture.

CONSUMER AFFAIRS

CN301

RETAIL TRADING HOURS ACT 1987

RETAIL TRADING HOURS EXEMPTION ORDER (No. 47) 1991

Made by the Minister for Consumer Affairs under section 5.

Citation

1. This Order may be cited as the *Retail Trading Hours Exemption Order (No. 47) 1991*.

Extended Trading Hours

2. Section 12 of the *Retail Trading Hours Act 1987* does not apply to the general retail shops specified in Column 1 of the Schedule during the periods specified opposite and corresponding to those general retail shops in Column 2 of the Schedule subject to entrance to the specified shops being restricted to disabled persons each accompanied by not more than one able bodied helper.

Schedule

| Column 1 General Retail Shops | Column 2 Period |
|--|--|
| Carousel Shopping Town Cannington WA 6107 | Tuesday, 3rd December, 1991 between the hours of 6.15 pm and 8.30 pm. |

YVONNE HENDERSON, Minister for Consumer Affairs.

CROWN LAW

CW401

JUSTICES ACT 1902

It is hereby notified for public information that His Excellency the Governor in Executive Council has—

Approved of the following appointments to the Commission of the Peace for the State of Western Australia.

Graeme Ralph Blight of Brookton Highway, West Dale via Beverley

Allan Bool of Lot 160 Phar Lap Drive, Wungong and 1 Forge Street, Welshpool

Ian Gilbert Handcock of 28 Allen Street, East Fremantle

David Lindsay of 22 Joffre Avenue, Paraburdoo and Hamersley Iron Pty Ltd, Paraburdoo

Betty Jean O'Callaghan of Lot 86 Bristol Street, Coorow

D. G. DOIG, Under Secretary for Law.

CW402

DECLARATIONS AND ATTESTATIONS ACT 1913

It is hereby notified for public information that the Hon Attorney General has approved the appointment of the following persons as Commissioners for Declarations under the Declarations and Attestations Act 1913—

Nikola Bebich of Sorrento

John Peter Butlers of Kalgoorlie

John Rymill Cakebread of Carine

Deane Raymond Grosser of Horrocks Beach.

Sarah Jane Hetherington of Lake King.

Margaret Jean Mill of Lockridge.

D. G. DOIG, Under Secretary for Law.

HEALTH

HE301

HEALTH ACT 1911*Town of Albany*

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

By-law 29A is to be revoked, and the following adopted—

Keeping of Poultry**29A Interpretation—**

In this By-law the term "Poultry" shall include Fowls, Bantams, Peafowls, Turkeys, Geese and Ducks and other domestic fowls.

- (a) The occupier of any premises shall not keep more than twelve (12) Fowls or Bantams (collectively), except with the written approval of the Local Authority.
- (b) The occupier of any premises shall not keep any Peafowl, Turkeys, Geese, Ducks and the like, except with the written approval of the Local Authority.
- (c) The occupier of any premises shall not keep any rooster, except with the written approval of the Local Authority.
- (d) All structures used to house Poultry, shall be of sound construction, the frame work and roost being of smooth sealed materials, the roof and walls to be constructed of galvanised iron, colourbond or other approved material and the floor to be constructed of concrete or other approved material which provides a smooth impervious finish laid with a fall of 1 in 50 to the front.

- (e) The occupier of any premises shall not keep poultry within 9 metres of any dwelling house or within eighteen metres of any street or road, except in the case of corner properties when the minimum distance from any street or road shall be 9 metres. Enclosures or walls of structures used to house Poultry shall not be less than 1.5 metres from the boundaries of adjoining properties.
- (f) All Poultry shall be continually confined.
- (g) The occupier shall provide an enclosure of not less than two square metres for each Turkey, Goose, or Peafowl kept and not less than one square metre for each Fowl, Bantam or Duck kept.
- (h) The occupier shall maintain all enclosures, cages or crates within which Poultry are kept in a clean condition at all times. The occupier, when directed in writing by a Health Surveyor, shall at any time clean, disinfect or carry out such work as directed on the structure.
- (i) All food stored for feeding Poultry shall be kept in fly and vermin proof containers and the surrounding area kept in a clean condition at all times. The occupier, when directed in writing by a Health Surveyor, shall at any time clean, disinfect or carry out such work as directed on the structure.
- (j) Poultry faeces and other waste is to be disposed of in such a manner that it is inaccessible to flies or vermin.
- (k) A person who has been granted approval under this By-law to keep Poultry may only keep the poultry on the premises for which the approval was granted.
- (l) The Local Authority may cancel or revoke at any time in writing, any approvals issued under these by-laws.

Passed by resolution at a meeting of the Town of Albany Council held on 25 June 1991.

Dated this 22nd day of July, 1991.

A. G. KNIGHT, Mayor.

M. A. JORGENSEN, General Manager/Town Clerk.

Confirmed—

P. PSAILA-SAVONA, Executive Director, Public Health.

Approved by His Excellency the Governor in Executive Council on 1st day of October, 1991.

L. M. AULD, Clerk of the Council.

HE401

HEALTH ACT 1911

Health Department of WA,
Perth, 24 September 1991.

7635/89

The appointment of Mr Phil Stanton as a Health Surveyor (Meat) to the Shire of Esperance for the period effective from 21 October 1991 to 21 October 1992 is approved.

BRIAN DEVINE, delegate of Executive Director,
Public Health.

HE402

NURSES ACT 1968

Health Department of WA,
Perth, 4 October 1991.

568/90

I, Keith James Wilson, being the Minister administering the Nurses Act 1968, appoint, under section 9 (2) of the Nurses Act 1968, Mrs S. Williams as Chairman of the Nurses Board of Western Australia.

KEITH WILSON, Minister for Health.

LAND ADMINISTRATION

LA201

LAND ACT 1933
ORDERS IN COUNCIL
(Vesting of Reserves)

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

DOLA File 10112/903.

Reserve No. 21531 (Busselton Lot 425) vested in the Shire of Busselton for "Community Purposes".

DOLA File 12589/898.

Reserve No. 7021 (Woodanilling Lot 130) vested in The Baptist Union of Western Australia (Incorporated) for the designated purpose of "Manse Site".

Local Authority—Shire of Woodanilling.

DOLA File 3398/990.

Reserve No. 5200 (Gledhow Lot 122) vested in the Shire of Albany for the designated purpose of "Drainage".

DOLA File 3022/990.

Reserve No. 41888 (Hampton Location 251) vested in the City of Kalgoorlie-Boulder for the designated purpose of "Rubbish Disposal Site".

DOLA File 3331/971 V2.

Reserve No. 34060 (Mundaring Lot 294) vested in the Shire of Mundaring for the designated purpose of "Aged Persons Homes" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years from the date of the lease.

DOLA File 3331/971 V2.

Reserve No. 38891 (Mundaring Lot 295) vested in the Shire of Mundaring for the designated purpose of "Aged Persons Homes" with power, subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding twenty one (21) years for the date of the lease. The Vesting Order recognises the Joint Venture Agreement dated the eleventh day of October 1990 between the Shire of Mundaring and State Housing Commission (Homeswest) and continued and future use of the reserve for its designated purpose will be subject to the terms, covenants and conditions contained in that Agreement.

DOLA File 3564/965V2.

Portion of Class "A" Reserve No. 35815 (Perth Lot 1015) vested in the City of Perth for the designated purpose of "Vehicle Park, Gardens and Bus Terminal".

DOLA File 3564/965V2.

Portion of Class "A" Reserve No. 35815 (Perth Lot 1016) vested in the Metropolitan (Perth) Passenger Transport Trust for the designated purpose of "Vehicle Park, Gardens and Bus Terminal" with power, to lease the whole or any portion thereof for any term.

Local Authority—City of Perth.

LYN AULD, Clerk of the Council.

LA202

LAND ACT 1933
ORDERS IN COUNCIL
(Revocation of Vestings)

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

DOLA File 3331/71 V2

Order in Council gazetted on 25 June 1976 vesting Reserve No. 34060 in the Shire of Mundaring for the designated purpose of "Aged Persons Homes".

DOLA File 3331/971 V2

Order in Council gazetted on 18 January 1991 vesting Reserve No. 38891 (Mundaring Lot 274) in the Shire of Mundaring for the designated purpose of "Aged Persons Homes".

DOLA File 3564/965 V2

Order in Council gazetted on 11 November 1988 vesting Class "A" Reserve No. 35815 (Perth Lot 996) jointly in the Metropolitan (Perth) Passenger Transport Trust and the City of Perth for the designated purpose of "Vehicle Park, Gardens and Bus Terminal".

Local Authority—City of Perth.

LYN AULD, Clerk of the Council.

LA401

LAND ACT 1933 DEPARTMENT OF LAND ADMINISTRATION

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.

A. A. SKINNER, Executive Director.

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

Reginald Harold and Mary Elizabeth Edwards; 3116/7925 (CL 838/1989); Collie-Cardiff Lot 415; Non payment of rent; 420/970; Collie-Cardiff Townsite.

Neil Alfred Marshall and Wayne Neil Marshall; 338/19136 (CL 345/1989); Jurien Lot 1158; Non payment of instalments; 1931/989; D89070 Jurien 03.07.

Sean Desmond Richard Murray; 3116/10227 (CL 1772/1989); Bulara Location 53; Non payment of rent; 2712/75V2; OP 14373 Halls Creek Regional 7.5 1:10 000.

Janet Anne Overing; 3116/9701 (CL 132/1987); Avon Loc. 13414; Non payment of rent; 3116/986; Burracoppin Townsite.

Scott and Helen Reynolds; 3116/10049 (CL 267/1988); Ashburton Loc. 75; Non compliance with conditions; 636/986; Onslow 2 000 39.05.

William Harry and Dymphna Mary Ruby; 3116/7250 (CL 8/1991); Lyndon Loc. 193; Non compliance with conditions; 3272/990; N.W. Cape N.W. and S.W. 1:25 000.

John Richard and Tracey Wheeler Stannard; 345B/1019 (CL 172/1991); Hester Lot No. 58; Non payment of instalments; 3101/989; Hester Townsite.

Dorothy Margaret Webber; 3116/10264; Eucla Lot No. 209; Non compliance with conditions; 1063/989; Eucla 7.3 and Pt 7.4.

LA402

LICENCE RE-INSTATEMENT DEPARTMENT OF LAND ADMINISTRATION

The notice published in the *Government Gazette* No. 24 on page 1416 dated 16 March 1990 notifying of the forfeiture of licence 338/19199, Ledge Point lot 531 was incorrect and the licence has been re-instated.

A. A. SKINNER, Executive Director.

LA701

LAND ACT 1933 RESERVATION NOTICE

Made by His Excellency the Governor under section 29.

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

DOLA File 3022/990.

Reserve No. 41888 comprising Hampton Location 251 with an area of 62.903 8 hectares on Land Administration Diagram 90202 for the designated purpose of "Rubbish Disposal Site".

Public Plan 49/80 and Kurnalpi 1:250 000 Kanowna Road. Local Authority—City of Kalgoorlie-Boulder.

A. A. SKINNER, Executive Director.

LA801

LAND ACT 1933
AMENDMENT OF CLASS "A" RESERVE

Made by His Excellency the Governor under section 31 (4).

The following Class "A" Reserve has been amended.

DOLA File 3564/965V2.

Reserve No. 35815 (at Perth) "Vehicle Park, Gardens and Bus Terminal" to comprise Lots 1015 and 1016 on Land Administration Plan 17909 in lieu of Lot 996 and of its area being recalculated at 6.286 8 hectares accordingly.

Public Plan Perth BG34 (02) 13.24 Mounts Bay Narrows Interchange Road, Local Authority—City of Perth.

A. A. SKINNER, Executive Director.

LA802

LAND ACT 1933
AMENDMENT OF RESERVES

Made by His Excellency the Governor under section 37.

The following Reserves have been amended.

DOLA File 10112/903.

Reserve No. 21531 (at Busselton) "Fire Brigade Station" to comprise Lot 425 in lieu of Lot 311 and of its area remaining unaltered.

Public Plan: Busselton 1:2 000 BF 29/24.36 Queen Street. Local Authority—Shire of Busselton.

DOLA File 9016/899.

Reserve No. 6767 (at Broome) "School Site" to comprise Lot 2788 on Land Administration Diagram 90122 in lieu of Lots 165 to 172 inclusive and of its area being increased to 2.065 9 hectares accordingly.

Public Plan: Broome 1:2 000 30.14 Weld Street. Local Authority—Shire of Broome.

DOLA File 11164/902, V3.

Reserve No. 8767 (Hampton Locations 148 and 199) "Common" to exclude that portion now comprised in Location 251 as delineated on Land Administration Diagram 90202 and of its area being reduced to 12 435.483 7 hectares accordingly.

Public Plan: 49/80 and Kurnalpi 1:250 000 Kanowna Road. Local Authority—City of Kalgoorlie-Boulder.

DOLA File 3331/971, V2.

Reserve No. 34060 (at Mundaring) "Aged Persons Homes" to comprise Lot 294 as delineated on Land Administration Diagram 90170 in lieu of Lot 267 and of its area being reduced to 4 658 square metres accordingly.

Public Plan: BG 34 (2) 31.30 Fenton Street. Local Authority—Shire of Mundaring.

DOLA File 3331/971, V2.

Reserve No. 38891 (at Mundaring) "Aged Persons Homes" to comprise Lot 295 as delineated on Land Administration Diagram 90170 in lieu of Lot 274 and of its area being increased to 4.416 6 hectares accordingly.

Public Plan: Perth BG 34 (2) 31.30 Jacoby Street. Local Authority—Shire of Mundaring.

A. A. SKINNER, Executive Director.

LA901

LAND ACT 1933
CHANGE OF PURPOSE OF RESERVES

Made by His Excellency the Governor under section 37.

The purpose of the following reserves have been changed.

DOLA File 10112/903.

Reserve No. 21531 (Busselton Lot 425) being changed from "Fire Brigade Station" to "Community Purposes".

Public Plan: Busselton 1:2 000 BF 29/24.36 Queen Street.

Local Authority—Shire of Busselton.

DOLA File 12689/898.

Reserve No. 7021 (Woodanilling Lot 130) being changed from "Roman Catholic Church" to "Manse Site".

Public Plan: Woodanilling 1:2 000 26.07 Cardigan Street.

Local Authority—Shire of Mullewa.

DOLA File 3398/990.

Reserve No. 5200 (Gledhow Lot 122) being changed from "Public Utility" to "Drainage".

Public Plan: Albany (2) 09.05 Stirling Street.

Local Authority—Shire of Albany.

A. A. SKINNER, Executive Director.

LB201

LAND ACT 1933

Cancellation of Reserves

Made by His Excellency the Governor under section 37.

The following reserves have been cancelled.

DOLA File 3845/895.

Reserve No. 3291 (Esperance Lot 112) "Wesleyan Church".

Public Plan Esperance 1:2 000 16.13

The Esplanade

Local Authority—Shire of Esperance.

DOLA File 2440/933.

Reserve No. 21452 (Wyndham Lot 445) "Aerial Landing Ground".

Public Plan Mt. Erskine N.E. 1:25 000

Local Authority—Shire of Wyndham-East Kimberley.

DOLA File 1225/95.

Reserve No. 3033 (Southern Cross Lot 131) "Church Site (Salvation Army)".

Public Plan Southern Cross Townsite

Spica Street

Local Authority—City of Kalgoorlie-Boulder.

A. A. SKINNER, Executive Director.

LB301

PUBLIC WORKS ACT 1902

Sale of Land

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

File No. 3214/990

Portion of Canning Location 18 and being part of Lot 4 on Diagram 24044 and being the whole of the land contained in Certificate of Title Volume 1697 Folio 804 as is shown more particularly delineated and coloured green on Plan L.A., W.A. 835.

Notice is hereby given that His Excellency the Governor has authorised under section 29 (5) 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 taken.

Land

File No. 2455/973

Portion of Cockburn Sound location 334 being the whole of the land contained in Certificate of Title Volume 1607 Folio 92 as is shown more particularly delineated and coloured green on Plan L.A., W.A. 753.

Dated the 1st day of October, 1991.

A. A. SKINNER, Executive Director,
Department of Land Administration.

LOCAL GOVERNMENT

LG101

*CORRIGENDUM***LOCAL GOVERNMENT ACT 1960***Shire of Greenough and Shire of Mullewa***ALTERATION OF DISTRICT AND WARD BOUNDARIES**Local Government Department,
Perth, 2 October 1991.

An omission has been made in the notice published in the *Government Gazette* of 9 August 1991 on page 4150 regarding the alteration of District and Ward Boundaries in respect of the Shires of Greenough and Mullewa.

The following should be inserted at the end of the schedule to the notice—

“ Area Approx 16.5 ha
Department of Land Administration Public Plan: Eradu S.W. 1:25 000 ”.

JOHN LYNCH, Executive Director,
Department of Local Government.

LG401

LOCAL GOVERNMENT ACT 1960*Shire of Gnowangerup*

It is hereby notified for public information that Mr Robert Wearne has been appointed as Acting Shire Clerk for the period 7th of October 1991 to the 18th of October 1991 inclusive during the absence of the Shire Clerk on Annual Leave.

K. E. PECH, President.

LG402

LOCAL GOVERNMENT ACT 1960*Shire of Roebourne*

Schedule of Fees and Charges

Karratha Swimming Pool

It is hereby notified for public information that the Shire of Roebourne resolved on 18th September 1991 to adopt the following fees and charges for the Karratha Swimming Pool, in accordance with section 191A of the Local Government Act 1960.

| | |
|--|-------|
| | \$ |
| Children and Holders of the Seniors Card | 1.00 |
| Adult | 2.00 |
| Function Rate per hour (deposit \$100) | 35.00 |

F. GOW, Shire Clerk.

LG403

DOG ACT 1976*Shire of Tammin*

It is hereby notified 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 Tammin.

Registration Officers—Mr G. L. Keefe; Miss T. N. Browne; Miss S. M. Lippiatt.

Authorised Officer—Mr G. L. Keefe; Mr T. W. Applegate; Mr J. Andrews; Mr J. Carty; Mr N. Tuppen; Mr B. Estreich; Mr W. Henry; Miss T. N. Browne; Miss S. M. Lippiatt.

All previous appointments are hereby cancelled.

G. L. KEEFFE, Acting Shire Clerk.

LG404

BUSH FIRES ACT 1954*Shire of Tammin*

Fire Control Officers

The following fire control officers have been appointed for the 1991-92 season.

Chief Fire Control Officer—G. W. Thomson.

Deputy Chief Fire Control Officer—C. Tremlett.

Fire Weather and Harvest Ban Officers—G. L. Keeffe; T. W. Applegate; G. W. Thomson; K. G. Uppill.

Bin Closure Officers:

Tammin—T. W. Applegate; G. L. Keeffe; G. W. Thomson; K. G. Uppill.

Yorkrakine—T. W. Applegate; F. P. Mackin; C. Nock; G. L. Keeffe.

Bush Fire Control Officers—C. Nock; F. P. Mackin; T. W. Applegate; A. E. Rogers; K. G. Uppill; P. J. Caffell; G. Hocking; R. J. York; D. J. W. Chatfield; G. L. Keeffe.

All previous appointments are hereby cancelled.

G. L. KEEFFE, Acting Shire Clerk.

LG405

LOCAL GOVERNMENT ACT 1960*Shire of Broomehill*

Building Amendment Regulations (No. 4) 1991

It is hereby notified for public information that the Shire of Broomehill at its meeting held 19th September 1991 resolved that the fees specified hereunder shall be levied until further notice.

M. L. CHESTER, Shire Clerk.

Schedule of Fees

Building Licence Fees (of declared value)—

all classes—0.2%

minimum fee, any class—\$25.00.

LG406

LOCAL GOVERNMENT ACT 1960**LITTER ACT 1979****DOG ACT 1976***Shire of Leonora*

It is hereby notified for public information that Walter Vlado Turansky has been appointed Pound Keeper, Ranger and Litter Inspector pursuant to the provisions of the Local Government Act 1960, Litter Act 1979 and Dog Act 1976 as from 27th September, 1991.

Dated 27th September, 1991.

W. JACOBS, Shire Clerk.

LG407

HEALTH ACT 1911*Shire of Denmark*

Sections 135 and 137

To: The Owners

James Stewart Toner—Lights Road, Denmark

John Martin Toner—Lights Road, Denmark

Alleged Owners

Malcolm Moyes—RMB 1335 Styx River Road, Denmark

D. Harris—RMB 1336 Styx River Road, Denmark

Peter Swain—address unknown, Denmark

Peter Jervis—C/- Lot 683 Peace Street, Denmark

and Others

You are hereby notified that the building on Hay Location 1518 Styx River Road to which this notice is attached is by motion of the Council of Denmark at its meeting held on the 26 March, 1991 declared unfit for human habitation as provided for under section 135 of the Health Act, and is not to be inhabited or occupied following thirty days from the date of this notice.

Furthermore, as the owner of the building, you are directed to take down and remove the building and clean the land to the satisfaction of Council within a period of sixty days from the date of this notice, as provided for under section 137 of the Health Act.

If you fail to comply with this notice you commit an offence and Council may remove the building and recover all expenses from you.

If you are aggrieved by this decision you may within twenty one days after notice of this decision, appeal against this decision to a magistrate sitting as a court of petty sessions within the district.

Dated this 19th day of September 1991.

P. DURTANOVICH, Shire Clerk.

LG408

LOCAL GOVERNMENT ACT 1960

Shire of Moora

Private Swimming Pool Inspection

It is hereby notified for public information that the Shire of Moora at the Council Meeting held 17th July, 1991, resolved, pursuant to section 245A, 669F of the Local Government Act 1960 that—

The charge for the initial inspection of a swimming pool and for each inspection made thereafter shall be \$15.00.

The Officers authorised to carry out inspection of private swimming pools are—

Mr. Kenneth John O'Brien

Mr. George Stark

J. N. WARNE, Shire Clerk.

LG409

Shire of Moora

Private Swimming Pool Inspections

To all owner/occupiers of land within the Shire of Moora that have an aboveground or inground pool. Legislation passed in Parliament early this year requires that all pools, fences and gates are to be inspected by the 1st July, 1992 and thereafter once every four (4) years. Council will commence inspection of swimming pools in 1991.

You are requested to ensure that your pool is registered with the Shire of Moora and that fencing and gates comply with the requirements.

The penalty for failure to comply with the Swimming Pool Legislation is a maximum of \$5 000 and a daily penalty of \$250.

If you require any information on your pool or the requirements, please contact the Shire's Environmental Health Officer/Building Surveyor at the Shire Offices.

J. N. WARNE, Shire Clerk.

LG410

LOCAL GOVERNMENT ACT 1960

Shire of Moora

Building Amendments Regulation No. 4 1991

It is hereby notified for public information that the Shire of Moora at the Council Meeting held 21st August, 1991, resolved that the fees specified hereunder shall be levied until further notice.

Schedule of Fees

Building Licence Fees (of Declared Valued)

Class 1 and 10—0.3%

Class other than 1 and 10—0.2%

Minimum any class \$25.00

J. N. WARNE, Shire Clerk.

LG411

LOCAL GOVERNMENT ACT 1960

City of Gosnells

It is hereby notified for public information that the City of Gosnells has appointed the following persons Honorary Parking Inspectors, in accordance with section 669DA of the Local Government Act, with the power to control parking in disabled parking bays within the Metro Maddington Shopping Centre.

Shane Leslie Bingham;

Ian George Hedley;

Rodney Munn.

D. PARKER, Acting Town Clerk.

LG412

SHIRE OF MUNDARING

It is hereby notified for public information that Council has adopted the following fees and charges.

| | |
|--|------------|
| Swimming Pools | \$ |
| Adults (16 years of age and over) | 1.50 |
| Children | 1.00 |
| In Term School Swimming Classes | 0.60 |
| Vacation Swimming Class entry fee per visit | 0.80 |
| Vacation Swimming Class Ticket (per head) | 0.80 |
| Season Book of Tickets—Adult— | |
| 50 tickets \$1.10/ticket | 55.00 |
| 25 tickets \$1.20/ticket | 30.00 |
| Season Book of Tickets—Child— | |
| 50 tickets \$0.70/ticket | 35.00 |
| 25 tickets \$0.80/ticket | 20.00 |
| One parent accompanying children to vacation swimming classes allowed free entry. However, all spectators at school carnivals will be charged 70 cents. Children under 5 years of age granted free entry. | |
| School Swimming Carnivals | \$ |
| Students—Half Day: 9.00 am-12.00 pm or 12.30 pm-3.00 pm | 0.60 |
| Groups (minimum of 333) Full Day: 9.00 am-3.30 pm | 200.00 |
| Students Extra to the 333 Minimum Groups | 0.60 |
| Student Groups (minimum of 200) Twilight: 4.00 pm-7.00 pm | 200.00 |
| Students Extra to the 200 Minimum Groups | 1.00 |
| Parents accompanying children to carnivals | 0.70 |
| Cancellations: Two weeks' notice is required from schools otherwise a \$50 levy will be charged. | |
| Entry for Pensioners, Social Security Cardholders and children of cardholders 70 cents. | |
| Swimming or school teachers while accompanying children are granted free entry. | |
| Lake Leschenaultia | \$ |
| Parking— | |
| Motor Cycles | 2.00 |
| Vehicles (up to 8 seats) | 4.00 |
| Vehicles (between 9 and 15 seats) | 10.00 |
| Vehicles (16 and above) | 20.00 |
| Tent with use of public facilities only 4 man tent per person—daily | 2.00 |
| Reservation per camping site | 5.00 |
| Reservation per large shelter | 20.00 |
| Reservation per other shelter | 15.00 |
| Ratepayers and Residents of the Shire | free entry |
| Tennis Courts | |
| Lease Fee (Darlington, Glen Forrest, Mundaring, Mt Helena, Helena Valley, Mahogany Creek) | |
| \$50 per court per annum to December 1993. | |
| Basic Club Seasonal Charge | |
| \$75 per court per season (maximum 8 sessions per week). \$50 per court per season (maximum 4 sessions per week). Junior player (16 years and under)—free. | |
| Lighting—\$2.50 per hour. | |
| Casual Hire | |
| Day rate—\$4.00 per court per hour; | |
| Evening rate—\$6.00 per court per hour; | |
| Evening rate (regular booking)—\$5.00 per court per hour. | |
| Coaching | |
| Day rate—\$4.00 per court per hour; | |
| Evening rate—\$6.00 per court per hour; | |
| Evening rate (regular booking)—\$5.00 per court per hour. | |
| Multipurpose Hardcourts | |
| Basic Club seasonal charge—\$6.00 per senior player per season. Junior player (16 years and under)—free. | |
| Lighting—\$5.00 per hour. | |
| Casual Hire | |
| Day rate—\$4.00 per court per hour; | |
| Evening rate—\$6.00 per court per hour; | |
| Evening rate (regular booking)—\$5.00 per court per hour. | |
| Professional Offices \$420 per month. | |
| Ovals | |
| Base seasonal levy allows 2 x 2 hour training sessions plus one game per week for the duration of season. For each additional training session required the fee is 25% of the base fee. A reduction applies if a club uses an oval for training or match play, but not both. | |
| Base levy of \$20.00 per senior player per season applies to all sports, based on the standard number of players per senior team. Junior players (16 years and under)—free. Casual hire rates \$65 per half day and \$100 per full day. Base seasonal levy allows two (2) training sessions plus one game per week for the duration of the season. | |

Lighting

| | \$ |
|-------------------------------|-------------|
| Brown Park Main Oval | 3.00 per hr |
| Helena Valley/Boya Oval | 2.00 per hr |
| Darlington Oval | 2.00 per hr |
| Glen Forrest Oval | 2.00 per hr |
| Parkerville Oval | 3.50 per hr |
| Harry Riseborough Oval | 2.50 per hr |
| Sawyers Valley Oval | 2.50 per hr |
| Chidlow Oval | 2.50 per hr |

Hall Hire

Brown Park Community Centre, Mt Helena Recreation Centre and Mundaring Recreation Ground Pavilion.

| Category | Main Hall | | Lesser Hall | | Bruce Douglas Pavilion | | Comm. Room | |
|---|---------------------------|---------|--------------|---------|------------------------|---------|--------------------------------------|---------|
| | Day | Evening | Day | Evening | Day | Evening | Day | Evening |
| A Community Groups Clubs, sporting groups, religious groups, associations, meetings and activities—Non Profit Only | \$9 | \$12 | \$7 | \$11 | \$7 | \$11 | \$4.50 | \$7.50 |
| B Commercial Activities run as a business | \$12 | \$16 | \$10 | \$14 | \$10 | \$14 | \$6.50 | \$11.00 |
| C Functions Concerts, dances, parties, weddings, luncheons, games evenings, etc. | \$95 | \$180 | \$65 | \$140 | \$85 | \$160 | | |
| | per function | | per function | | per function | | Fund Raising Activities 25% Discount | |
| Setting up fee | \$5 per hour | | \$5 per hour | | \$5 per hour | | | |
| D Special Groups Charity and Service organisations, support groups, schools, youth groups, pensioners | Half of Rate A or C above | | | | | | | |

Recreation and Community Centres

| Categories | Mdg Main Hall Darlington Main Hall Greenmount Hall Glen Forrest Hall Mahogany Creek Hall | | Mdg Lesser Hall Darlington Lesser Hall Chidlow, Woor- oloo, Boya, Stoneville, Saw- yers Valley Halls | | Harry Risebor- ough Meeting Room Mundaring Oval Old Pavilion Meeting Room | |
|--|--|---------|--|---------|--|---------|
| | Day | Evening | Day | Evening | Day | Evening |
| A Community Groups Clubs, sporting groups, religious groups, associations, meetings of activities—Non Profit Only | \$6 | \$9 | \$5 | \$8 | \$3 | \$5 |
| B Commercial Activities run as a business | \$8 | \$12 | \$7 | \$10 | N/A | N/A |
| C Functions Concerts, parties, dances, wed- dings, luncheons, games evenings, etc. | \$50 | \$70 | \$40 | \$60 | N/A | N/A |
| | per function | | per function | | Fund Raising Activities 25% Discount | |
| D Special Groups Charity and Service organisations, support groups, schools, youth groups, pensioners | Half of Rate A or C above | | | | | |

Bonds

Casual Hirers

Mt Helena Recreation Centre, Brown Park Community Centre and Halls—
\$50 without alcohol;

\$200 with alcohol.

Ovals—\$50.

Depending upon the activity, the bond may at the discretion of Brown Park Centre Manager or Manager Recreation Services, be increased to \$500.

Regular Hirers

No charge for nominated seasonal activities.

For other than nominated seasonal activity, a bond equivalent to that applicable to casual hirers be charged.

Notwithstanding this, where a regular hirer defaults in the performance of his responsibilities associated with nominated seasonal activities, a bond of \$200 shall apply irrespective of the facility being hired.

M. N. WILLIAMS, General Manager/Shire Clerk.

LG413

LOCAL GOVERNMENT ACT 1960

Cunderdin Shire Council

Swimming Pool Inspection

Council has adopted a \$10.00 inspection charge on private swimming pools within the Shire of Cunderdin.

N. J. ALCOCK, Shire Clerk.

LG414

LOCAL GOVERNMENT ACT 1960

Shire of Busselton

CLOSURE OF PRIVATE STREET

Department of Local Government,
Perth, 2 October 1991.

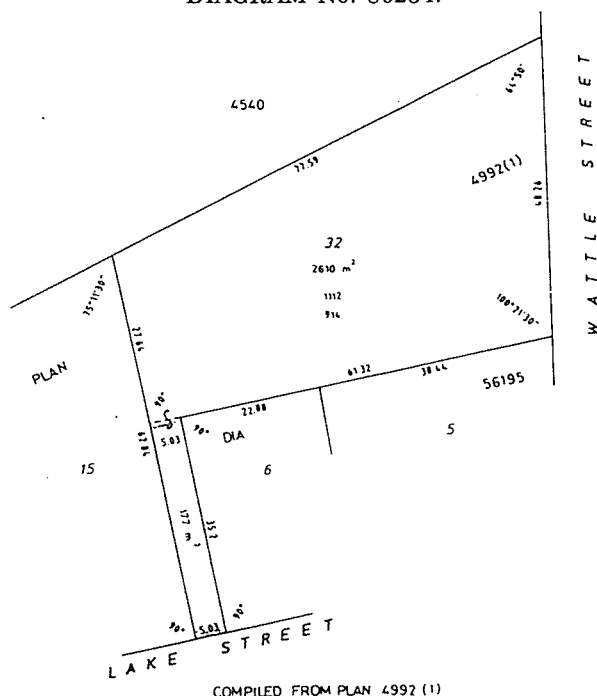
LG: BN 4-15.

It is hereby notified for public information that His Excellency the Governor has approved under the provisions of section 297A of the Local Government Act 1960, the resolution passed by the Shire of Busselton that the private street which is described as being portion of Sussex Location 5, being portion of the land coloured brown on Plan 4992 (1) and being portion of the land contained in Certificate of Title Vol. 1512 Folio 895 be closed, and the land contained therein be amalgamated with adjoining Lot 32 Wattle Road, Busselton, as shown in the schedule hereunder.

JOHN LYNCH, Executive Director,
Department of Local Government.

Schedule

DIAGRAM No. 80234.



LG415

LOCAL GOVERNMENT ACT 1960*Shire of Kellerberrin***Private Swimming Pools—Inspection Fee**

It is notified for public information that the Shire of Kellerberrin at its Ordinary Meeting held on 16 July 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 within the townsite of the Municipality on which there is a swimming pool, to meet the estimated costs of inspection shall be \$15.00 (fifteen dollars).

T. R. BUNNEY, Shire Clerk.

LG501

BUSH FIRE ACT 1954

(Section 33)

Shire of Ashburton

Notice to all Owners and/or Occupiers of Townsite Land in the Shire of Ashburton

Pursuant to the powers contained in section 33 of the above Act you are hereby required on or before 1 November 1991, to remove from the land owned or occupied by you all inflammable material or to clear Firebreaks in accordance with the following, and thereafter to maintain the land or the firebreaks clear of inflammable material up to and including 31 March 1992.

- (1) On Townsite Land or Land Subdivided for Residential Purposes—clear of all inflammable material firebreaks at least three metres wide immediately inside all external boundaries of the land and also immediate surrounding all building situated on the land. Keep gardens free of unnecessary leaves and rubbish, and lop any trees that can endanger the house in the event of a fire.
- (2) Fuel Dumps and Depots—remove all inflammable material from all land where fuel drum ramps or dumps are located and where fuel drums, whether containing fuel or not, are stored, to a distance of at least five metres outside the perimeter of any drum, ramp or stack of drums.

The Firebreaks Inspection Officer will commence inspection of firebreaks and fire hazards early in the season.

If for any reason it is considered impracticable to provide firebreaks as required by this notice, the approval of the Fire Control Officer must be obtained to construct such firebreaks in an alternative position.

The penalty for failing to comply with this notice is a fine of \$400, or a prescribed penalty of \$50 on service of an infringement notice, and a person in default is also liable whether prosecuted or not, to pay the cost of performing the work directed by 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 Fire Act, which include the necessity for permits to burn during the restricted burning season.

By order of the Council.

L. A. VICARY, Shire Clerk.

LG502

BUSH FIRES ACT 1954*Shire of Chittering***FIREBREAK ORDER AMENDMENT****Chittering Country Club Subdivision—Bindoon**

Landowners or Occupiers shall—

1. Clear firebreaks not less than 2 metres wide completely surrounding and not more than 20 metres from the perimeter of all buildings; haystacks and fuel storage areas situated on the land.

2. Install access (3 metres wide gate) on fences meeting the perimeter fence of the subdivision (where there is not a bridle trail on the perimeter) to allow access for firebreak maintenance machinery on each such lot joining the subdivision perimeter.

Payment for the Chittering Country Club firebreak maintenance forms part of the membership fee of the Chittering Country Club (Inc).

3. Landowner/Occupier not wishing to conform to section 2 will clear firebreak not less than 2 metres wide immediately inside all external boundaries of their land, as well as precautions detailed in section 1.

By order of the Council.

R. W. HERBERT, Shire Clerk.

LG503

BUSH FIRES ACT 1954

Shire of Mundaring

NOTICE TO ALL OWNERS AND/OR OCCUPIERS OF LAND SITUATED IN THE SHIRE OF MUNDARING

Firebreaks

Pursuant to the powers contained in section 33 of the Bush Fires Act 1954, you are hereby required to clear of inflammable material firebreaks not less than 3 metres in width in the following positions on all land owned or occupied by you and situated within the Shire of Mundaring.

1. Immediately inside all external boundaries of the said land.
2. Immediately surrounding all buildings erected on the said land.

Such firebreaks may be constructed by one or more of the following methods—

ploughing, cultivating, scarifying, burning, chemical spraying or other approved method

and are to be cleared to the satisfaction of the Shire's Ranger Service. In addition you may be required to carry out further works which may be deemed necessary by the Shire's Ranger Service and specified by way of a separate written notice forwarded to the address as shown on the Shire of Mundaring rate records for the land.

In some instances naturally occurring features such as rocky outcrops, natural water courses or landscaping such as reticulated gardens, lawns or driveways may be an acceptable substitute for cleared firebreaks. This option must first be discussed with and approved by the Shire's Ranger Service.

All firebreaks as designated above must be prepared on or before the 30th day of November, 1991 (or within 14 days of you becoming the owner or occupier should this be after that date) and maintained clear of inflammable material up to and including the 14th day of March, 1992.

Take notice that pursuant to Clause 33 (4) of the Bush Fires Act, where the owner or occupier of land who has received notice fails or neglects to comply with the requisitions of the notice within the time specified, the Shire of Mundaring may, by its officers and with such servants, workmen and contractors vehicles and machinery as the officers deem fit enter upon the land and carry out the requisitions of the notice which have not been complied with and pursuant to Clause 33 (5) of the Bush Fires Act the amount of any costs and expenses incurred may be recovered from you as the owner or occupier of the land.

Application to vary the above requirements

If it is considered to be impracticable for any reason whatsoever to clear firebreaks as required by this notice, you may apply to the Council of the Shire of Mundaring or its duly authorised officers not later than the 15th day of November, 1991 for permission to provide firebreaks in alternative positions on the land. If permission is not granted by the Council or its duly authorised officers, you must comply with the requirements of 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 penalty for failing to comply with this notice is a fine not exceeding \$1 000 and a person in default is also liable whether prosecuted or not to pay the costs of performing the work directed in this notice if it is not carried out by the owner and/or occupier by the date required by this notice.

By order of the Council.

M. N. WILLIAMS, Shire Clerk.

LG901

LOCAL GOVERNMENT ACT 1960*City of Kalgoorlie-Boulder*

Notice of Intention to Borrow

Proposed Loan (No. 205) of \$30 000

Pursuant to section 610 of the Local Government Act 1960, the City of Kalgoorlie-Boulder hereby gives notice of its intention to borrow the money by sale of debentures on the following terms for the following purpose—

Amount: \$30 000.00

Period: 15 years

Interest: Ruling Rates

Repayments: 30 equal six monthly

Review: Four (4) yearly

Purpose: Construction of Hockey Stadium for the Eastern Goldfields Hockey Association

The loan repayments will be met in full by the Eastern Goldfields Hockey Association. There will be no charge against the ratepayers of the City of Kalgoorlie-Boulder.

Plans, specifications and estimates of the costs are available for inspection at the Office of the Council, Davidson Street, Kalgoorlie, during normal office hours for a period of 35 days after publication of this notice.

Dated this 25th day of September, 1991.

M. R. FINLAYSON, Mayor.
L. P. STRUGNELL, Town Clerk.

LG902

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

Proposed Loan No. 259 of \$20 000

Pursuant to section 610 of the Local Government Act 1960 as amended the City of Bunbury hereby gives notice of its intention to borrow money by the sale of debentures on the following terms for the following purpose—

Loan 259 of \$20 000 for a period of ten years with interest at ruling Treasury Rates repayable at the Office of the Council, by twenty half-yearly instalments of Principal and Interest. The ruling Treasury rate of interest will be reviewed after four years during the term of the Loan.

Purpose: Assist towards upgrade of facilities and to hotmix seal the track surface.

Plans, specifications and estimates of the costs thereof are open for inspection at the Office of the Council, Stephen Street, Bunbury, during normal office hours for a period of 35 days after the publications of this notice.

All repayments of Principal and Interest will be the responsibility of the Bunbury City Kart Club (Inc).

Dated this 1st day of October 1991.

E. C. MANEA, Mayor.
V. S. SPALDING, Town Clerk/City Manager.

MAIN ROADS

MA501

MRD 41-392-A

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 Armadale District, for the purpose of the following public works namely, widening of the Fremantle-Armadale Road and that the said pieces or parcels of land are marked off on Plans MRD WA 9025-110 to 9025-117 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. | Philip John Quinn and Brenda Quinn | P. J. and B. Quinn | Portion of Jandakot Agricultural Area Lot 74 and being Lot 2 on Plan 3347 (Sheet 1) and being part of the land comprised in Certificate of Title Volume 1461 Folio 686 | 322 m ² |
| 2. | Janice Ellen Keelan | J. E. Keelan | Portion of Jandakot Agricultural Area Lot 74 and being Lot 3 on Plan 3347 (Sheet 1) and being part of the land comprised in Certificate of Title Volume 1386 Folio 773 | 322 m ² |
| 3. | Robert Ernest Adshead, Glenys Lynette Adshead, Joanne Elizabeth Symmans and Robert Dennis Symmans | R. E., G. L. Adshead and J. E. and R. D. Symmans | Portion of Jandakot Agricultural Area Lot 74 and being Lot 4 on Plan 3347 (Sheet 1) and being part of the land comprised in Certificate of Title Volume 1804 Folio 398 | 322 m ² |
| 4. | Carl Fred Fisher and Dina Catharina Fisher | C. F. and D. C. Fisher | Portion of Jandakot Agricultural Area Lot 74 and being Lot 5 on Plan 3347 (Sheet 1) and being part of the land comprised in Certificate of Title Volume 177 Folio 82A | 322 m ² |
| 5. | Raymond Lawrence Tunbridge and Gweneth Shirley Tunbridge | R. L. and G. S. Tunbridge | Portion of Jandakot Agricultural Area Lot 74 and being Lot 6 on Plan 3347 (Sheet 1) and being part of the land comprised in Certificate of Title Volume 126 Folio 142A | 322 m ² |
| 6. | Adam Anthony Ottoway and Averil Yvonne Ottoway | A. A. and A. Y. Ottoway | Portion of Jandakot Agricultural Area Lot 74 and being Lot 7 on Plan 3347 (Sheet 1) and being part of the land comprised in Certificate of Title Volume 116 Folio 131A | 322 m ² |
| 7. | William Morris Maney and Dian Elizabeth Maney | W. M. and D. E. Maney | Portion of Jandakot Agricultural Area Lot 529 and being part of the land comprised in Certificate of Title Volume 1827 Folio 361 | 322 m ² |
| 8. | Edgar George Meyerkort and Shirley Veronica Meyerkort | E. G. and S. V. Meyerkort | Portion of Jandakot Agricultural Area Lot 74 and being Lot 9 on Plan 3347 (Sheet 1) and being part of the land comprised in Certificate of Title Volume 377 Folio 19A | 322 m ² |

Dated this 2nd day of October, 1991.

D. R. WARNER, Director Administration and Finance,
Main Roads Department.

MA502

MRD 42-25-K

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 Mandurah District, for the purpose of the following public works namely, the widening and realignment of the Old Coast Road (Highway H2 Perth-Bunbury) (SLK section 66.5-67.1) and that the said pieces or parcels of land are marked off on Plan MRD WA 8625-135-3 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. | Taneda Pty Ltd | Taneda Pty Ltd | Portion of Murray Location 106 and being part of the land contained in Certificate of Title Volume 1513 Folio 633. | 6 437 m ² |
| 2. | Taneda Pty Ltd | Taneda Pty Ltd | Portion of Murray Location 752 and being part of the land contained in Certificate of Title Volume 1513 Folio 632. | 2 554 m ² |

Dated this 2nd day of October 1991.

D. R. WARNER, Director Administration and Finance,
Main Roads Department.

MARINE AND HARBOURS

MH401

WA MARINE ACT 1982 NAVIGABLE WATER REGULATIONS Restricted Speed Areas and Water Ski Areas

Department of Marine and Harbours,
Fremantle WA 4 October 1991.

Acting pursuant to the powers conferred under section 66 of the WA Marine Act 1982 and Regulation 48A of the Navigable Waters Regulations the Department of Marine and Harbours by this notice revokes paragraph 4 (q) of the notice published in the *Government Gazette* of 30 October 1987, relating to a maximum speed of 8 knots at Mandurah, and defines and sets aside the following area of navigable waters for the purpose of water skiing—

City of Mandurah—Mandurah Estuary—All those waters of the Estuary commencing at the Old Traffic Bridge and extending downstream to an imaginary line drawn at right angles across the Estuary from the upstream side of the Fishing Boat Service Jetty, excluding Administration Bay.

Providing however that such revocation of the maximum speed limit and the creation of the water ski area, in the above area, shall only apply on Sunday 3 November 1991 between the hours of 1 p.m. and 4 p.m. is only applicable to those members of the West Australian Water Ski Association Inc., participating in water ski display associated with the Kanyana Carnival.

J. M. JENKIN, Executive Director.

MH402

WESTERN AUSTRALIAN MARINE ACT 1982 DEPARTMENT OF MARINE AND HARBOURS

It is hereby notified that His Excellency the Governor in Executive Council has revoked in accordance with section 117 of the Western Australian Marine Act 1982, the appointments of Eric William Crane and Alan Charlewood Kirk as Inspectors.

J. M. JENKIN, Executive Director.

MINES

MN301 EXPLOSIVES AND DANGEROUS GOODS ACT 1961
EXPLOSIVES AND DANGEROUS GOODS (AUTHORIZED EXPLOSIVES)
AMENDMENT ORDER (No. 8) 1991

Made by the Minister for Mines under section 14.

Citation

1. This Order may be cited as the *Explosives and Dangerous Goods (Authorized Explosives) Amendment Order (No. 8) 1991*.

Commencement

2. This Order shall take effect on and from the day on which notice of this Order is published in the *Government Gazette*.

Principal Order Varied

3. The Schedule to the *Explosives and Dangerous Goods (Authorized Explosives) Order 1988** is varied—

(a) under the heading "Classification 1.1B" by inserting in its appropriate alphabetical position the following—

" (0360) Goldet Detonators (IES) (ZZ) ";

(b) under the heading "Classification 1.1D" by inserting in its appropriate alphabetical position the following—

" (0082) Anfo PS 50/50 (DWL) (ZZ)
 (0241) Impact SF3 (ICI) (ZZ)
 (0241) Impact SF5 (ICI) (ZZ) ";

(c) under the heading "Classification 1.3G" by inserting in its appropriate alphabetical position the following—

" (0333) Shower of Sparks (HOW) (X)
 (0333) Silver Jets (HOW) (X) "; and

(d) under the heading "Classification 1.4S" by inserting in its appropriate alphabetical position the following—

" (0193) Howard Railway Track (HOW) (X) ".
 Signals

[*Published in the *Gazette* of 13 May 1988 at pp. 1634-1640. For amendments to 18 September 1991 see pp. 223-224 of the 1990 *Index to Legislation of Western Australia* and *Gazettes* of 1 March, 28 March, 10 May, 12 July, 2 August and 23 August 1991.]

GORDON HILL, Minister for Mines.

MN401

State of Western Australia
PETROLEUM ACT 1967

Section 47 (1)

Declaration of a Location

I, Ian Fraser, Director, Petroleum Division in the Department of Mines in the State of Western Australia being the person for the time being, holding certain powers and functions of the Minister for Mines in respect of the area specified in the State of Western Australia by virtue of an instrument of delegation dated 14th November, 1986 and published in the *Government Gazette* of Western Australia on 21 November 1986, declare the following block to be a location for the purpose of Part III of the Act.

| Block | Perth Mapsheet | Field | Location No. |
|-------|----------------|-------|--------------|
| 6275 | Lloyd | | 1/91-2 |

This block is the subject of Exploration Permit No. EP 129 held by—

Petroleum Securities Energy Limited.
 Petroleum Securities Pty Limited.
 Command Petroleum NL.
 Ocelot International Pty Limited.
 Ampol Exploration Limited.
 CPC Petroleum Corporation NL.
 Laurel Bay Petroleum Limited.
 Minora Energy Ltd.
 Minora Energy (Australasia) Pty Limited.

Dated at Perth this 26th day of September, 1991.

IAN FRASER, Director Petroleum Division.

MN402

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines,
Leonora.

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

P. G. MALONE, Warden.

To be heard in the Warden's Court at Leonora on the 29th October 1991.

MOUNT MARGARET MINERAL FIELD

Mount Malcolm District

Prospecting Licences

37/3738—Lorimer, John Marcus.

MOUNT MARGARET MINERAL FIELD

Mount Margaret District

Prospecting Licence

38/1186—Australasian Gold Mines NL.

MOUNT MAGNET MINERAL FIELD

Mount Morgans District

Miscellaneous Licence

39/8—Mullavey, Terence Patrick.

MOUNT MAGNET MINERAL FIELD

Mount Morgans District

Prospecting Licences

39/1256—McKnight, Russell Geoffrey.

39/1463—McKnight, Russell Geoffrey.

39/2393—Klein-Beernink, Gunter.

Klein-Beernink, Linda Christine.

Wilkinson, Alexander Edward.

Wilkinson, Evie.

39/2394—Klein-Beernink, Gunter.

Klein-Beernink, Linda Christine.

Wilkinson, Alexander Edward.

Wilkinson, Evie.

NORTH COOLGARDIE MINERAL FIELD

Niagara District

Prospecting Licence

40/925—Attwood, Cynthia Margaret.
Major, George.

MN403

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines,
Coolgardie WA 6429.
23 September 1991.

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

P. MALONE, Warden.

To be heard in the Warden's Court Coolgardie on the 19th day of November 1991.

COOLGARDIE MINERAL FIELD

Coolgardie District

Prospecting Licences

15/1949—Maenad Exploration Pty Ltd.

Ruane, Michael.

15/1955—Gane, Garry.

King, Peter Thomas.

MN404

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines.

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

Warden.

To be heard in the Warden's Court, Marble Bar on the 22nd November 1991.

PILBARA MINERAL FIELD

Marble Bar District

L45/21—Greenbushes Ltd.

L45/43—Bamboo Gold Mines NL.; Haoma North West NL.; Kitchener Mining NL.; Titan Resources Ltd.

PILBARA MINERAL FIELD

Nullagine District

L46/21—Newton, John Frederick George.

L46/1007—Robertson, Peter Harry.

MN405

MINING ACT 1978

Department of Mines,
Perth, 18th September 1991.

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, and prior right of application granted under section 100.

GORDON HILL, Minister for Mines.

YILGARN MINERAL FIELD

Mining Leases

77/21—Sita, Francesco.

Blake, Mervyn Grenfell.

77/32—Sita, Francesco.

Blake, Mervyn Grenfell.

OCCUPATIONAL HEALTH SAFETY AND WELFARE

OA401

OCCUPATIONAL HEALTH, SAFETY AND WELFARE ACT 1984

OCCUPATIONAL HEALTH, SAFETY AND WELFARE REGULATIONS 1988

Exemption Certificate under Regulation 213
(No. 15 of 1991)

I, Neil Bartholomaeus, Commissioner for Occupational Health, Safety and Welfare, hereby grant an exemption to KBE Contracting Pty Ltd from the requirements of Regulation 525 of the Occupational Health, Safety and Welfare Regulations 1988 in relation to the use of an existing material hoist for emergency evacuation of injured personnel at the BP Refinery, Mason Road, Kwinana, provided the hoist is used only in an emergency situation, and is operated by a certificated man and materials hoist operator.

This exemption is valid until 5.00 pm, 31 October 1991.

Dated this twenty fifth day of September 1991.

NEIL BARTHOLOMAEUS, Commissioner for Occupational Health,
Safety and Welfare.

PARLIAMENT

PA401

PARLIAMENT OF WESTERN AUSTRALIA**Bills Assented To**

It is hereby notified for public information that His Excellency the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the undermentioned Bill passed by the Legislative Council and the Legislative Assembly during the Third Session of the Thirty-Third Parliament.

| Short Title of Bill | Date of Assent | Act No. |
|---|-------------------|----------------|
| Criminal Injuries Compensation Amendment Bill | 20 September 1991 | No. 21 of 1991 |

L. B. MARQUET, Clerk of the Parliaments.

PLANNING AND URBAN DEVELOPMENT

PD401

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

Town Planning Scheme No. 16—Amendment No. 595

Ref: 853/2/16/18, Pt. 595.

Notice is hereby given that the City of Canning has prepared the abovementioned scheme amendment for the purpose of amending the Zoning Tables which follow Clause 18, so that the Use Class "Hairdressing Salon" becomes an "AA" use in the "Industrial Service" Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 1317 Albany Highway, Cannington 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 15 November 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 15 November 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.

I. F. KINNER, Town Clerk.

PD402

**TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION***City of South Perth*

Town Planning Scheme No. 5—Amendment No. 44

Ref: 853/2/11/7, Pt. 44.

Notice is hereby given that the City of South Perth has prepared the abovementioned scheme amendment for the purpose of introducing an Added Use for the purpose of "Veterinary Clinic" to Lot 3 (No. 34) Charles Street on the south-western corner of Labouchere Road.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, corner Sandgate Street/South Terrace, 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 15 November 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 15 November 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. L. METCALF, Town Clerk.

PD403

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

District Planning Scheme No. 2—Amendment No. 151

Ref: 853/2/20/34, Pt. 151.

Notice is hereby given that the City of Stirling has prepared the abovementioned scheme amendment for the purpose of rezoning Pt. Lot 8 Odin Drive, Balcatta from "Residential R20" and "Special Use—Market Garden Sales" to "Business".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Civic Place, Stirling, 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 November 15, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before November 15, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

R. H. FARDON, Town Clerk.

PD404

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENTS AVAILABLE FOR INSPECTION*City of Stirling*

District Planning Scheme No. 2—Amendment Nos. 160 and 166

Ref: 853/2/20/34, Pts. 160 and 166.

Notice is hereby given that the City of Stirling has prepared the abovementioned scheme amendments for the purpose of—

Amendment No. 160—rezoning Lot 44, H. Nos. 123-127 corner Flora Terrace and Malcolm Street, North Beach from "Service Station" to "Residential R20".

Amendment No. 166—rezoning Lots 382 and 383, H.N. 88 corner Main Street and McDonald Street, Osborne Park from "Service Station" to "Residential R20/40".

Plans and documents setting out and explaining the scheme amendments have been deposited at Council Offices, Civic Place, Stirling, 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 Amendment No. 160, November 15, 1991; and Amendment No. 166, November 1, 1991.

Submissions on the scheme amendments should be made in writing on Form No. 4 and lodged with the undersigned on or before Amendment No. 160, November 15, 1991; and Amendment No. 166, November 1, 1991.

These amendments are 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. BRAY, Town Clerk.

PD405

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

Town Planning Scheme No. 1—Amendment No. 452

Ref: 853/2/30/1, Pt. 452.

Notice is hereby given that the City of Wanneroo has prepared the abovementioned scheme amendment for the purpose of rezoning Portion Pt. Lot M1722 Currambine from "Rural" to "Residential Development R20, R30, R40 and R80".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Boas Avenue, Joondalup, 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 November 15, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before November 15, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

R. F. COFFEY, Town Clerk.

PD406

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Wanneroo

Town Planning Scheme No. 1—Amendment No. 574

Ref: 853/2/30/1, Pt. 574.

Notice is hereby given that the City of Wanneroo has prepared the abovementioned scheme amendment for the purpose of zoning Reserve 34029 Waterford Drive/Angrove Drive, Hillarys "Residential Development" and providing R25 and R40 residential density codes.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Boas Avenue, Joondalup, 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 November 15, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before November 15, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

R. COFFEY, Town Clerk.

PD407

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of West Arthur

Town Planning Scheme No. 1—Amendment No. 3

Ref: 853/5/17/2, Pt. 3.

Notice is hereby given that the Shire of West Arthur has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 276 Arthur Street from Public Purposes Reserve to Industrial Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Burrowes Street, Darkan, 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 November 15, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before November 15, 1991.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

K. T. O'CONNOR, Shire Clerk.

PD408

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

Shire of Yalgoo

Town Planning Scheme No. 1 (District Scheme)

Ref: 853/9/8/1.

Notice is hereby given the Shire of Yalgoo has prepared the abovementioned town planning scheme for the purpose of—

- (a) To secure and reserve land for public access and recreation.
- (b) To maintain public recreation areas for the use of sporting and recreation bodies.
- (c) To preserve areas of natural vegetation worthy of retention.
- (d) To provide visual or noise buffer areas between incompatible uses.
- (e) To reflect and protect areas already set aside for National Parks or Crown Reserves.

Plans and documents setting out and explaining the town planning scheme have been deposited at Council Offices, 15 Shamrock Street, Yalgoo, 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 January 6, 1992.

Submissions on the town planning scheme should be made in writing on Form No. 4 and lodged with the undersigned on or before January 6, 1992.

R. J. SMITH, Shire Clerk.

PD409

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Canning

Town Planning Scheme No. 21—Amendment No. 19

Ref: 853/2/16/22, Pt. 19.

Notice is hereby given that the City of Canning has prepared the abovementioned scheme amendment for the purpose of deleting from the Scheme Map and the Development Guide Map—

1. The reservation of land required for Scheme Purposes (Roads) for portion of Lots 447 and 448 Crawford Street and portion of Lots 427 and 428 Lacey Street, East Cannington, and designate these areas for residential purposes.
2. that portion of Crawford Street designated Residential and that portion of Lacey Street designated Local Open Space.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 1317 Albany Highway, Cannington, 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 November 15, 1991.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before November 15, 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.

I. F. KINNER, Town Clerk.

PD501

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

**METROPOLITAN REGION SCHEME—S.33A AMENDMENT—PROPOSED AMENDMENT FOR
EXHIBITION AND COMMENT**

Secret Harbour, City of Rockingham

No. 862/33A.

File: 833-2-28-34.

Proposal

The purpose of the amendment is to facilitate a revised development proposal for the area known as Secret Harbour.

Description

The effect of the proposed amendment on the Metropolitan Region Scheme is to transfer various portions of land in the area known as Secret Harbour, between the Urban, Urban Deferred and Rural Zones and the Public Purposes (Special Uses), Parks and Recreation, and Important Regional Roads Reservations as shown on Plan No. 3.0637/1.

Certificate

The Metropolitan Planning Council, on behalf of the State Planning Commission and acting under delegated powers, has certified that, in its opinion, the proposed amendment does not constitute a substantial alteration to the Metropolitan Region Scheme.

Exhibition

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

1. Office of the Department of Planning and Urban Development
469-489 Wellington Street
Perth WA 6000.
2. J. S. Battye Library
Alexander Library Building
Cultural Centre
Francis Street
Northbridge WA 6000.
3. Office of the Municipality of the City of Rockingham
Council Avenue
Rockingham WA 6168.

Submissions

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

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

Submissions must be lodged by 4.00 pm Friday, December 6, 1991.

GORDON G. SMITH, Secretary,
State Planning Commission.

PD502

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
METROPOLITAN REGION SCHEME—S.33A AMENDMENT—PROPOSED AMENDMENT FOR
EXHIBITION AND COMMENT

Deletion of Scenic Drive (Important Regional
Road Reservation) from Albany Highway to Toodyay Road

No. 860/33A.

File: 833-2-1-20.

Proposal

The purpose of the amendment is to delete Scenic Drive (Important Regional Road Reservation) between Albany Highway in the south and Toodyay Road in the north.

Description

The effect of the proposed amendment on the Metropolitan Region Scheme is to transfer land proposed for Scenic Drive (Important Regional Road Reservation) between Albany Highway and Toodyay Road between the Urban and Rural Zones and the Important Regional Road and Parks and Recreation Reservations as shown on Plan No's. 2.0674, 2.0675, 2.0676 and 2.0677.

Certificate

The Metropolitan Planning Council, on behalf of the State Planning Commission and acting under delegated powers, has certified that, in its opinion, the proposed amendment does not constitute a substantial alteration to the Metropolitan Region Scheme.

Exhibition

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

1. Office of the Department of Planning and Urban Development,
469-489 Wellington Street,
Perth WA 6000.
2. J. S. Battye Library,
Alexander Library Building,
Cultural Centre,
Francis Street,
Northbridge WA 6000.
3. Office of the Municipality of the Shire of Swan,
Great Northern Highway,
Middle Swan, WA 6056.
4. Office of the Municipality of the Shire of Mundaring,
7000 Great Eastern Highway,
Mundaring WA 6073.
5. Office of the Municipality of the Shire of Kalamunda,
2 Railway Road,
Kalamunda, WA 6076.
6. Office of the Municipality of the City of Gosnells, 2120 Albany Highway, Gosnells, WA 6110.
7. Office of the Municipality of the City of Armadale, 7 Orchard Avenue, Armadale, WA 6112.

Submissions

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

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

Submissions must be lodged by 4.00 p.m. Friday, December 6 1991.

GORDON G. SMITH, Secretary,
State Planning Commission.

PD503

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959
METROPOLITAN REGION SCHEME—S.33A AMENDMENT APPROVED AMENDMENT
Rationalisation of Regional Roads, Shires of Swan and Kalamunda

No. 780/33A.

File: 833-2-24-32.

The Hon. Minister for Planning has approved, without notification, the abovementioned amendment to the Metropolitan Region Scheme.

The amendment, as shown on State Planning Commission Plan No. 3.0601, shall have effect as from the date of publication of this notice in the *Gazette*.

The Plan as approved can be viewed at—

1. Office of the Department of Planning and Urban Development,
469-489 Wellington Street,
Perth WA 6000.
2. J. S. Battye Library,
Alexander Library Building,
Cultural Centre,
Francis Street,
Northbridge WA 6000.
3. Office of the Municipality of the Shire of Swan,
Great Northern Highway,
Middle Swan, WA 6056.
4. Office of the Municipality of the Shire of Kalamunda,
2 Railway Road,
Kalamunda, WA 6076.

GORDON G. SMITH, Secretary.

PD601

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

City of Melville

Town Planning Scheme No. 3—Amendment No. 84

Ref: 853/2/17/10, Pt. 84.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon. Minister for Planning approved the City of Melville Town Planning Scheme Amendment on September 23 1991 for the purpose of amending Scheme Map 4 by rezoning Reserve No. 32456 from Public use reserve to Residential B R 20.

J. N. PAPAPHOTIS, Deputy Mayor.
G. G. HUNT, Town Clerk.

PD602

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

Shire of Kalamunda

District Planning Scheme No. 2—Amendment No. 98

Ref: 853/2/24/16, Pt. 98.

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 Kalamunda Town Planning Scheme Amendment on September 23 1991 for the purpose of—

1. Removing Lot 500 Canning Location 283 and part of Canning Location 1102 Moffett Road, Lesmurdie from the Rural Conservation Zone and including them in the Rural Agricultural Zone, as depicted in the Scheme Amendment Map;
2. Deleting map "Area 4" from Appendix I and inserting map "Area 4.1" therein; and
3. Deleting "Map 14" from Appendix K and inserting "Map 14.1" therein.

B. R. WILLMOTT, President.
E. H. KELLY, Shire Clerk.

PD604

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of West Arthur

District Planning Scheme No. 1—Amendment No. 1

Ref: 853/5/17/2, Pt. 1.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of West Arthur Town Planning Scheme Amendment on September 23, 1991 for the purpose of—

1. Introducing "Additional Uses" provisions into the Scheme under Part III—zones clause 3.3 as follows—

3.3 Additional Uses

Notwithstanding anything contained within the zone table. The land specified in Schedule 5 may, subject to compliance with any condition specified in the schedule with respect to the land, be used for the purpose set against that land. The use so specified is in addition to the other uses permitted in the zone in which the land is situated, unless any of those uses are excluded or modified by a condition specified in that schedule.

2. Amending the Scheme Text contents page to renumber Schedule 5 to become Schedule 6, and introduce a new Schedule 5 "Additional Uses".
3. Inserting the following Schedule 5.

Schedule No. 5

Additional Uses

| Description of Land | Permitted Uses | Development Conditions |
|--|----------------|--------------------------|
| Pt Williams Loc 12898 | Tannery | (i) (ii) (iii) See below |
| Pt Williams Loc 13158 | Tannery | (i) (ii) (iii) See below |
| (i) No person shall develop or modify an existing development without first obtaining Council's approval to an application for planning consent pursuant to Part VI of the Scheme. | | |
| (ii) Any person conducting the additional use permitted in this Land shall maintain and comply with at all times a current licence to operate the use from the Environmental Protection Authority. | | |
| (iii) In giving consideration to granting planning consent pursuant to Part VI of the Scheme Council will address and may impose conditions in respect of— | | |
| (a) the maximum size of the tannery; | | |
| (b) the use of tree planting, chrome liquor recycling and other options to minimise the amount and impacts of salt generated by the tannery process; | | |
| (c) the investigation of and regular reporting on alternative beneficial uses of tannery effluent; | | |
| (d) the elimination of potential for malodours from the waste disposal system; | | |
| (e) the supply of regular reports to Council on the monitoring of the tannery; and | | |
| (f) such other conditions as Council thinks fit. | | |

4. Amending the Scheme Text Schedule 5 "Adoption Page" to become Schedule 6.

D. M. JOHNSTON, President.

K. T. O'CONNOR, Shire Clerk.

PD703

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME

Shire of Plantagenet

Town Planning Scheme No. 3—District Zoning Scheme

Ref: 853/5/14/4.

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 Plantagenet Town Planning Scheme No. 3 on August 27, 1991—the Scheme Text of which is published as a Schedule annexed hereto.

P. L. SKINNER, President.
C. E. NICHOLLS, Shire Clerk.

Schedule

SHIRE OF PLANTAGENET
Town Planning Scheme No. 3
District Zoning Scheme

The Plantagenet 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.

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PART I—PRELIMINARY

1.1 Citation:

This Town Planning Scheme may be cited as the Shire of Plantagenet Town Planning Scheme No. 3 hereinafter called 'the Scheme' and shall come into operation on the publication of notice of the Minister's approval thereof and the Scheme Text in the *Government Gazette*.

1.2 Responsible Authority:

The Authority responsible for implementing the Scheme is the Council of the Shire of Plantagenet hereinafter called 'the Council'.

1.3 Scheme Area:

The Scheme applies to the whole of the Municipal district of the Council as contained within the inner edge of the broken black line on the Scheme Maps.

1.4 Contents of Scheme:

The Scheme comprises:

- (a) This Scheme Text
- (b) The Scheme Map (Sheets 1-6)

1.5 Arrangement of Scheme Text:

The Scheme Text is divided into the following parts:

- Part I—Preliminary
- Part II—Reserves
- Part III—Zones
- Part IV—Non-conforming uses
- Part V—Development requirements
- Part VI—Planning Consent
- Part VII—Administration

1.6 Scheme Objectives:

1.6.1 To encourage and control orderly development in the Scheme Area in such a way that will promote and safeguard the health, safety, convenience, and economic and general welfare of its inhabitants and the amenities of the area.

1.6.2 To promote the development of Kendenup, Narrikup, Rocky Gully and Mount Barker town sites and all Plantagenet rural areas.

1.6.3 To protect and retain the existing rural amenity around the Stirling and Porongurup National Parks.

1.6.4 To promote the growth of the grape and wine industry and to encourage and control efficient Animal Husbandry.

1.6.5 To rationalise the small allotment subdivision in and around the Kendenup Townsite.

1.7 Revocation:

The Shire of Plantagenet Town Planning Schemes Nos. 1 and 2 as amended, which came into operation by publication in the *Government Gazette* on 23rd March 1973 and 3rd August 1984 respectively are hereby revoked.

1.8 Interpretation:

1.8.1 Except as provided in Clause 1.8.2 and 1.8.3, the words and expressions of the Scheme have their normal and common meaning.

1.8.2 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 No. 1 and the Residential Planning Codes.

1.8.3 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 II—RESERVES

2.1 Local Authority Scheme Reserves:

The lands shown as Local Authority Scheme Reserves on the Scheme Map are lands reserved under the Scheme for Local Authority purposes or for the purposes shown on the Scheme Map.

2.2 Matters to be Considered by Council:

Where an application for planning consent is made with respect to land within a 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.

2.3 Compensation:

2.3.1 Where a Council refuses planning consent for the development of a Reserve on the ground that the land is reserved for Local Authority purposes or for the purposes shown on the Scheme Map, or grants consent subject to conditions that are unacceptable to the applicant the owner of the land may, if the land is injuriously affected thereby, claim compensation for such injurious affection.

2.3.2 Claims for such compensation shall be lodged at the office of the Council not later than six months after the date of the decision of the Council refusing planning consent or granting it subject to conditions that are unacceptable to the applicant.

2.3.3 In lieu of paying compensation the Council may purchase the land affected by such decision of the Council at a price not exceeding the value of the land at the time of refusal of planning consent or of the grant of consent subject to conditions that are unacceptable to the applicant.

PART III—ZONES

3.1 Zones:

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

- Residential
- Commercial
- Service Industrial
- Industrial
- Special Industrial
- Rural
- Rural Residential
- Special Sites

3.1.2 The zones are delineated and coloured on the Scheme Map according to the legend thereon.

3.2 Zoning Table:

3.2.1 The Zoning Table indicates, subject to the provisions of the Scheme, the several uses permitted in the Scheme 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.

3.2.2 The symbols used in the cross reference in the Zoning Table have the following meanings:

- '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 Application has been given in accordance with Clause 6.2.

3.2.3 Where no symbol appears in the cross reference of a use class against a zone in the Zoning Table, a use of that class shall not be permitted in that zone.

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

3.2.5 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 categories the Council may:

- (a) Determine that the use is not consistent with the objectives and purpose of the particular zone and is therefore not permitted, or
- (b) Determine by absolute majority that the proposed use is consistent with the objectives and purpose of the zone and thereafter follow the 'SA' procedure of Clause 6.2 in considering an Application for planning consent.

3.3 Additional Uses:

Notwithstanding anything contained within the Zoning Table, the land specified in Schedule 2 may, subject to compliance with any condition specified in the Schedule with respect to the land, be used for the purpose set against that land. The use so specified is in addition to the other uses permitted in the zone in which the land is situated unless any of those uses is excluded or modified by a condition specified in that Schedule.

3.4 Special Site Zone:

No person shall use land or any building or structure thereon in a Special Site Zone, except for the purpose set against that land in Schedule 3 and subject to compliance with any conditions specified in the Schedule with respect to the land.

Zoning Table

| Use Classes | Residential | Commercial | Service Industrial | Industrial | Special Industrial | Rural * | Rural Residential | Special Site |
|---|-------------|------------|--------------------|------------|--------------------|---------|-------------------|--------------|
| 1. Abattoir | | | | SA | SA | SA | | |
| 2. Animal Husbandry | | | | AA | AA | AA | | |
| 3. Automotive Panel Beating Spraypainting | | | SA | P | P | | | |
| 4. Automotive Repairs | | | AA | P | P | | | |
| 5. Automotive Wrecking | | | SA | P | P | | | |
| 6. Automotive and Marine Sales | | P | P | | | | | |
| 7. Boarding House | AA | | | | | AA | | |
| 8. Builders Storage Yard | | | P | P | P | | | |
| 9. Car Sales Premises | | P | P | | | | | |
| 10. Car Park | AA | AA | AA | AA | AA | | | |
| 11. Caravan Park | SA | | | | | SA | | |
| 12. Caretaker's Dwelling | P | AA | AA | AA | AA | | | |
| 13. Civic Building | AA | AA | AA | AA | | | | |
| 14. Consulting Rooms | SA | AA | | | | | | |
| 15. Club Premises | | AA | | | | | | |
| 16. Dog Kennel | | | AA | AA | AA | AA | | |
| 17. Dry Cleaning Premises | | SA | AA | P | | | | |
| 18. Educational Establishment | AA | AA | | | | AA | | |
| 19. Eating House | | P | | | | | | |
| 20. Fast Food Take Away | | P | | | | | | |
| 21. Fuel Depot | | | AA | P | | | | |
| 22. Home Occupation | AA | | | | | AA | | |
| 23. Horse Stables | | | | | | P | | |
| 24. Hospital | SA | AA | | | | AA | | |
| 25. Hotel | | SA | | | | | | |
| 26. Industry—Cottage | P | | | | | P | | |
| 27. Industry—Extractive | | | | AA | AA | SA | | |
| 28. Industry—General | | | | P | P | | | |
| 29. Industry—Hazardous | | | | SA | SA | | | |
| 30. Industry—Light | | AA | P | P | P | SA | | |
| 31. Industry—Noxious | | | | SA | SA | SA | | |
| 32. Industry—Rural | | | | P | P | AA | | |
| 33. Industry—Service | | AA | P | P | P | | | |
| 34. Kennels | | | | P | P | AA | | |
| 35. Marine Collectors Yard | | | P | P | P | AA | | |
| 36. Motel | AA | P | | | | SA | | |
| 37. Motor Repair Station | | | AA | P | P | | | |
| 38. Nursing Home | AA | | | | | AA | | |
| 39. Office | | P | AA | AA | AA | | | |
| 40. Open Air Display | | AA | AA | AA | AA | | | |
| 41. Poultry Farm | | | | | P | P | | |
| 42. Public Recreation | AA | AA | AA | AA | AA | AA | | |
| 43. Public Utility | AA | AA | AA | AA | AA | AA | | |
| 44. Public Worship—Place of | AA | AA | AA | | | AA | | |
| 45. Residential Building | AA | | | | | | | |
| (a) Single House | P | AA | AA | AA | | P | | |
| (b) Attached House | AA | | | | | AA | | |
| (c) Grouped Dwelling | SA | | | | | | | |
| 46. Restaurant | | AA | | | | SA | | |
| 47. Rural Use | | | | | | P | | |
| 48. Service Station | | AA | AA | P | AA | | | |
| 49. Shop | | P | AA | | | SA | | |
| 50. Showrooms | | P | P | AA | AA | | | |
| 51. Tavern | | SA | SA | | SA | | | |
| 52. Trade Display | | AA | AA | | AA | | | |
| 53. Transport Depot | | AA | AA | P | P | AA | | |
| 54. Veterinary Consulting Rooms | | AA | AA | | | AA | | |
| 55. Warehouse | | AA | P | P | P | | | |

Refer to Schedule No. 5

Refer to Schedule No. 3

3.5 Rural Residential Zone:

The following provisions shall apply specifically to all land included in the Rural Residential Zone in addition to any provisions which are more generally applicable to such land under this Scheme—

- (a) The objective of the Rural Residential Zone is to select areas within the rural areas wherein closer subdivision will be permitted to provide for such uses as hobby farms, horse breeding, rural retreats, intensive agriculture including market gardens and viticulture, 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, land uses and development relating to specific Rural Residential Zones will be as laid down in the Schedule No. 5 to the Scheme and future subdivision will accord with the Plan of Subdivision for the specified area referred to in the Schedule and such plan of subdivision shall form part of the Scheme. Before making provision for a Rural Residential Zone, Council will prepare or require the owner of the land to prepare a submission supporting the creation of the Rural Residential Zone and such submission shall be in accordance with the State Planning Commission Rural Land Use Planning Policy. The Rural Land Use Planning Policy requires the preparation of a Local Rural Strategy which must justify any such scheme amendment proposal.
- (c) The Scheme provisions for a Rural Residential Zone shall include a plan of Subdivision showing:
 - (i) The proposed ultimate subdivision including approximate 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.
 - (v) Any other features relevant from the Local Rural Strategy.
- (d) In addition to the Plan of Subdivision, the Scheme provisions for a specific Rural Residential Zone shall specify:
 - (i) The facilities which the purchasers of the lots will be required to provide (e.g. their own potable water supply, liquid and solid waste disposal system, etc.)
 - (ii) Proposals for the control of land uses and development which will ensure that the purpose or 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.
- (e) The Council may, by notice served upon individual landowners or upon subdivider of land within this zone require the preservation of any groups of trees and thereafter no landowner or subdivider shall cut, remove or otherwise destroy any trees so specified unless the Council rescinds the notice or order.

3.6 Special Industrial Zone

The objective of the Special Industrial Zone is to facilitate the development of special industries such as abattoirs, tanneries, food processing plants etc, and to encourage the development of such uses within Special Industrial estates established for such purposes subject to appropriate conditions of development and, where required, assessment by the Environmental Protection Authority and appropriate regulatory bodies.

The following provisions shall apply specifically to all land included in the Special Industrial Zone in addition to any provisions which are more generally applicable to such land under the Scheme.

- (a) No vehicular access shall be gained directly to Albany Highway except for subdivisional roads to the satisfaction of the Main Roads Department.
- (b) Prior to Council granting planning consent to any development within the Special Industrial Zone, Council will require a detailed assessment of the site to determine the sites capability for the proposed land use. Without limiting the generality of this clause, the assessment is to include soil and groundwater analysis as well as consideration of the landscape and amenity of the area.
- (c) Upon receipt of an application for planning consent for a special industry, Council shall refer the application to the Environmental Protection Authority and shall not grant planning consent until the recommendation of the Environmental Protection Authority has been received. Council shall in addition to any other conditions it requires, impose such conditions as the Environmental Protection Authority sees fit or it shall refuse consent if the Authority so recommends.
- (d) All development shall provide a potable water supply and suitable means of effluent disposal to the satisfaction of the Council and where appropriate the Environmental Protection Authority and the Water Authority of W.A.
- (e) All development shall comply with the provisions set out for the Industrial Zone in the Zone Development Table at Schedule No. 4.
- (f) Unless otherwise approved by Council, no person shall use the land within 10 metres of the common boundary with Albany Highway or the Rural Zone for any purpose other than:
 - (i) a means of access; and/or
 - (ii) the planting of trees and shrubs.
- (g) Council may require individual landowners, as a condition of planning consent, to protect existing vegetation and/or undertake a program of tree planting to ensure that developments on the land are screened from public roads. Such tree planting is to be planted and maintained for a period of at least 3 years in endemic native trees of species and locations approved by Council.

PART IV—NON-CONFORMING USES

4.1 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 authorise the development to be carried out, were duly obtained and are current.

4.2 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 having obtained the planning consent of the Council under the Scheme and unless in conformity with any other provisions and requirements contained in the Scheme.

4.3 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 existing use and is, in the opinion of the Council, closer to the intended uses of the zone or reserve.

4.4 Discontinuance of Non-Conforming Use:

4.4.1 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 other than in conformity with the provisions of the Scheme.

4.4.2 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 owner or the occupier or to both the owner and the occupier of that property, and may enter into an agreement with the owner for that purpose.

4.5 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 V—DEVELOPMENT REQUIREMENTS

5.1 Development of Land

5.1.1 Subject to Clause 5.1.2 a person shall not commence or carry out development of any land zoned or reserved under the Scheme without first having applied for and obtained the planning consent of the Council under the Scheme.

5.1.2 The planning consent of the Council is not required for the following development of land:

- (a) The use of land in a local Reserve, where such land is held by the Council or vested in a Public Authority;
 - (i) for the purpose for which the land is reserved under the Scheme; or
 - (ii) in the case of land vested in a Public Authority, for any purpose for which such land may be lawfully used by that Authority.
- (b) The erection of a boundary fence except as otherwise required by the Scheme;
- (c) The erection on 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 that zone in the Zoning Table.
- (d) 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;
- (e) 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;
- (f) The carrying out of works urgently necessary in the public safety or for the safety or security of plant or equipment or for the maintenance of essential services.

5.2 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.

5.3 Residential Development: Residential Planning Codes, Country Towns:

5.3.1 For the purpose of the Scheme 'Residential Planning Codes' means the Residential Planning Codes set out in Appendix 3 to the Statement of Policy Planning No. 1, together with any amendments thereto.

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

5.3.3 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.

5.3.4 Where residential development is permitted in Commercial, Service Industrial or Industrial zones development shall comply with the R.12.5 coding requirements in areas serviced by reticulated sewerage, and with R.10 requirements where such service is not available.

5.4 Development in Rural Residential Zones:

5.4.1 Development in a Rural Residential Zone shall comply with the requirements of the following:

- (a) Planning consent 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 5.1 of the Scheme.
- (b) No more than one single dwelling house 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 authorised by the Council.
- (d) In addition to such other provisions of the Scheme as may affect it, any land which is included in a "Rural Residential Zone" shall be subject to those provisions as may be specifically set out against it in Schedule 5.
- (e) Notwithstanding the provisions of the Scheme and what may be shown in the plan of subdivision specified in Clause 3.5 (c), the State Planning 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.

5.5 Development Other Than Residential Development:

All development other than residential development, shall comply with the provision set out in the zone development table at Schedule No. 4.

5.6 Control of Advertisements

5.6.1 Council's objective in the control of advertising is to secure the orderly and proper planning and the amenity of the Scheme Area through the control of advertisements by the examination and determination of applications for advertising signs in the light of:

- the impact of new advertisements upon residential, rural and recreational areas;
- the potential of any proposed advertisement to enhance or detract from the visual amenity and character of an area; and
- the potential for the rationalisation, consolidation or removal of existing advertisements where amenity is already impaired by poor, excessive or derelict advertising.

5.6.2 Power to Control Advertisements

5.6.2.1 For the purpose of this Scheme, the erection, placement and display, and, subject to the provisions of Clause 5.6.6, the continuance of advertisements and the use of land or buildings for that purpose is development within the definition of the Act requiring, except as otherwise provided, the prior approval of the Council. Such a planning consent is required in addition to any licence pursuant to Council's Signs and Hoarding and Bill Posting By-laws.

5.6.2.2 Applications for Council's consent pursuant to this Part shall be submitted in accordance with the provisions of Part 6 of the Scheme and shall be accompanied by a completed Additional Information Sheet in the form set out at Schedule 9 giving details of the advertisement(s) to be erected, placed or displayed on the land.

5.6.3 Existing Advertisements

Advertisements which:

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

5.6.4 Consideration of Applications

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

5.6.5 Exemptions from the Requirement to Obtain Consent

Subject to the provisions of the Main Roads (Control of Signs) Regulations 1983 and notwithstanding the provisions of Clause 5.6.2.1, the Council's prior consent is not required in respect of those advertisements listed in Schedule 10 which for the purpose of this Part are referred to as 'exempted advertisements'. The exemptions listed in Schedule 10 do not apply to places, buildings, conservation areas or landscape protection zones which are either:

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

5.6.6 Discontinuance

Notwithstanding the Scheme objectives and Clause 5.6.5 where in the opinion of the Council, an exempted or existing advertisement so seriously conflicts with the objectives of this Part, it may by notice in writing (giving clear reasons) require the advertiser to remove, relocate, adapt, or otherwise modify the advertisement within a period of time specified in the notice.

5.6.7 Derelict or Poorly Maintained Signs

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

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

5.6.8 Notices

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

5.6.8.2 Any notice served pursuant to Clauses 5.6.6 and 5.6.7 shall be served upon the advertiser and shall specify:

- (i) the advertisement(s) the subject of the notice,
- (ii) full details of the action or alternative courses of action to be taken by the advertiser to comply with the notice,
- (iii) the period, not being less than 60 days, within which the action specified shall be completed by the advertiser.

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

5.6.9 Scheme to Prevail

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

5.6.10 Enforcement and Penalties

The offences and penalties provisions specified in Clause 7.2 of the Scheme apply to the advertiser in this part.

5.7 Cash Payment in Lieu of Public Open Space

The Council may accept a cash payment in lieu of the provision of public open space as provided for under Clause 20c of the Town Planning and Development Act for the purchase of additional public open space or the improvement of existing facilities.

5.8 Preservation and Conservation of Places of Heritage Value

The places described in Schedule No. 11 are considered by the Council to be of heritage value.

5.8.1 Where any development involves an alteration to, or the destruction, total or partial, of a building, object or place which is described in Schedule No. 11, the Council before determining the application may give notice thereof to the Plantagenet Historic Society, and such other bodies or persons as the Council thinks fit.

5.8.2 In determining an application referred to in sub-clause 5.8.1 the Council shall have regard to any submissions made to the Council with respect to the preservation of the building, object or place involved in that application.

5.8.3 The Council may give special approval to the development referred to in sub-clause 5.8.1 notwithstanding that the work involved does not comply with the Building Code of Australia. The Council may relax the requirements of Schedule No. 4 in respect of the retention or restoration of historic places.

5.8.4 Where development is proposed which would incorporate or conserve the whole or part of an existing building which the Council considers worthy of preservation, the Council may:

- (a) permit an increase in the permissible floor area by an amount equal to the existing floor area conserved, up to a maximum increase of 50%.
- (b) permit setbacks consistent with those of the existing building.

5.8.5

(a) In this clause the term 'development' shall have the additional meanings of changing the colour of the exterior of a building and demolition in whole or in part.

(b) No development of land subject to this clause shall be commenced without the consent of the Council. The Council may refuse consent or grant to the preservation of historical or scientific interest.

(c) In considering an application subject to this clause, the Council shall have regard to any planning policy statement of the Council and to the published policies and the views of the Australian Heritage Commission, WA Heritage Commission, and the National Trust of Australia (WA) which views the Council may solicit.

5.9 Urban Design

Where in the opinion of the Council the amenity of a place, street or locality relates significantly to the architectural or physical character of existing buildings and landscape, the Council shall ensure that the appearance of any proposed development will not impair the amenity of place, street or locality in question and will maintain the harmony in the exterior designs of buildings. In making a determination the Council shall seek expert advice and shall have regard to such advice.

5.10 Demolition

No persons shall demolish any building, structure or part thereof unless the consent of the Council is obtained, except where the Council has issued an order to do so under the Scheme or any other law. In considering an application for approval to demolish a building the Council may:

- (a) defer consideration of the application until it has received and granted consent to an application for subsequent development of the site.
- (b) consent to the application, subject to conditions including the retention, maintenance, reinstatement and repositioning of any part.

PART VI—PLANNING CONSENT

6.1 Application for Planning Consent:

6.1.1 Every application for planning consent shall be made in the form prescribed in Schedule No. 6 to the Scheme and shall be accompanied by such plans and other information as is required by the Scheme.

6.1.2 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;
 - (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 the same;
- (b) Plans, elevations and sections of any building proposed to be erected or altered and of any building it is intended to retain;
- (c) Any other plan or information that the Council may reasonably require to enable the application to be determined.

6.2 Advertising of Applications:

6.2.1 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.

6.2.2 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.

6.2.3 Where the Council is required or decides to give notice of any 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 displaying notice of the proposed development to be erected in a conspicuous position on the land for a period of twenty-one days stating that submissions may be made to the Council within the display period.

6.2.4 The notice referred to in Clause 6.2.3 (a) and (b) shall be in the form contained in Schedule No. 7 with such modifications as circumstances require.

6.2.5 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.

6.3 Determination of Application:

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

6.3.2 The Council, having regard to any matter which it is required by the Scheme to consider, to the purpose for which the land is reserved, zoned or approved for 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.

6.3.3 The Council shall issue its decision in respect of an application for planning consent in the form prescribed in Schedule No. 8 to the Scheme.

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

6.4 Deemed Refusal:

6.4.1 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 6.2 the application may be deemed to have been refused.

6.4.2 Where the Council has given notice of an application for planning consent in accordance with Clause 6.2 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.

6.4.3 Notwithstanding that an application for planning consent may be deemed to have been refused under Clauses 6.4.1 or 6.4.2 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 VII—ADMINISTRATION

7.1 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 provisions of 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, authorised by the Council for the purpose, may at all reasonable times enter any building or land for the purpose of ascertaining whether the provisions of the Scheme are being observed.

7.2 Offences:

7.2.1 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 or issue of any consent required by the Scheme have been and continue to be complied with;
- (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 part have been and continue to be complied with.

7.2.2 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.

7.3 Act:

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

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

7.4 Claims for Compensation and Betterment:

7.4.1 Except where otherwise provided in the Scheme, the time limited for the making of claims for compensation pursuant to section 11 (1) of the Act is six (6) months after the date when notice of the approval of the Scheme is published in the *Government Gazette*.

7.5 Appeals:

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

7.6 Power to Make Policies:

7.6.1 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.

7.6.2 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 area giving details of where the draft policy may be inspected and where, in what form, and during what period (being not less than 21 days) representations may be made to the Council.
- (b) The Council shall review its Draft Town Planning Scheme Policy in the light of any representations made and shall then decide to finally adopt the Draft Policy with or without amendment, or not proceed with the Draft Policy.
- (c) Following final adoption of a Town Planning Scheme Policy, details thereof shall be advertised publicly and a copy kept with the scheme documents for inspection during normal office hours.

7.6.3 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 area.

7.6.4 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.

SCHEDULE No. 1

Interpretations

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

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

Amenity: means the quality of the environment as determined by the character of an area, its appearance and land use, which contributes to its pleasantness and harmony and to its better enjoyment.

Animal Husbandry: means the use of land or buildings for the rearing or keeping of animals for the purpose of sale of live animals, meat or skins for commercial gain.

Automotive Panel Beating/Spray Painting: means chassis reshaping, minor or major body repairs and the painting of motor vehicles by a spray process.

Automotive Repairs: means the mechanical repair and overhaul of motor vehicles.

Automotive Wrecking: means the storage, breaking up or dismantling of motor vehicles and includes the sale of second-hand automotive accessories and spare parts.

Automotive and Marine Sales: means the display and sale of new or second-hand motorcycles, cars, trucks, caravans and boats or any one or more of them and may include, with the approval of Council, the servicing of motor vehicles sold from the site.

Boarding House: means any building or structure, permanent or otherwise, and any part thereof, 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.

- (b) premises used as a boarding school approved under the Education Act 1928.
- (c) a single, attached, grouped or multiple dwelling unit.
- (d) any building that is the subject of a strata title issued under the provisions of the Strata Titles Act 1985 (as amended).
- (e) a hospital special purposes, reformatory, penal institution, institutional home or a group residence.

Builders Storage Yard: means land used for the storage of materials and tools of trade ordinarily connected with building construction.

Building: means any structure or appurtenance thereto whether fixed or moveable, temporary or permanent, placed or erected upon land, and the term shall include part of a building.

Building Line: has the same meaning given to it in, and for the purposes of, The Act.

Building Setback: means the distance between a boundary or other specified point and the position at which a building may be erected.

Caretaker's Dwelling: means a dwelling used by a person having the care of a building or plant situated upon the same site or an industrial or commercial activity carried on upon the same site.

Caravan: means a vehicle as defined under the Road Traffic Act 1974-82 maintained in condition suitable for licence under that Act at all times and being designed or fitted or capable of use as a habitation or for dwelling or sleeping purposes.

Caravan Park: means an area of land specifically set aside for the parking of caravans and park homes or for the erection of camps on bays or tent sites allocated for that purpose.

Car Park: means a site or building used primarily for parking private cars or taxis whether as a public or private car park, but does not include any part of a public road used for parking or for a taxi rank, or any land or buildings on or in which cars are displayed for sale.

Car Sales Premises: means land and buildings used for the display and sale of cars, whether new or second-hand but does not include a workshop.

Civic Building: means a building designed, used or intended to be used by Government Departments, statutory bodies representing the Crown, or councils as offices or for administrative or other like purposes.

Civic Use: means the use of land by a Government Department, instrumentality of the Crown, or the Council, for Administrative, Recreational or other purpose.

Club Premises: means land used by a Club or Association or other body approved by the Council as a meeting place for formal or informal activity including entertainment within limitations approved by the Council and includes any land appurtenant thereto used for recreation.

Clause: means a clause of the Scheme.

Commission: means the State Planning Commission constituted under the State Planning Commission Act 1985.

Consulting Rooms: means a building or part of a building (other than a hospital) used in the practice of his profession by a legally qualified medical practitioner, dentist or chiropractor, or by a physiotherapist, a masseur or a person ordinarily associated with a medical practitioner in the investigation or treatment of physical or mental injuries or ailments.

Council: means the Council of the Shire of Plantagenet.

Development: means the use or development of any land and includes the erection, construction, alteration or carrying out, as the case may be, of any building, excavation or other works on any land.

District: means the district of the Council.

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.

Eating House: means premises in which meals are served to the public for gain or reward, but does not include:

- (a) premises in respect of which an hotel licence, tavern licence, limited hotel licence or wine house licence has been granted under the Liquor Act, 1970;
- (b) a boarding house, lodging house or hostel;
- (c) a building or other structure used temporarily for serving meals to the public at a fair, show, military encampment, races or other public sports, games or amusements.

Educational Establishment: means a school, college, university, technical institute, academy or other educational centre, but does not include a reformatory or institutional home.

Existing Use: means use of any land or building for the purpose for which it was lawfully used immediately prior to the gazettal date of the Scheme, in accordance with the conditions set out in the Scheme.

Fastfood/Take Away: means a shop wherein food is prepared and offered for sale for consumption principally off the premises.

Fuel Depot: means land and buildings used for the storage and bulk sale of solid, liquid and gaseous fuels, but does not include a Service Station.

Gazettal Date: means the date on which notice of the approval of the Minister to this Scheme is published in the *Government Gazette*.

Gross Floor Area: means the total floor area within any building, exclusive of lift shafts, toilets, amenities, stair wells, external wall thicknesses, plant areas and gross areas of parking facilities and access thereto which are sited within any building.

Home Occupation: means an activity carried on with the permission of the responsible authority within a house or the curtilage of a house 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 noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, waste water, or waste products;
- (b) does not entail the employment of any person not a member of the occupier's family, except in the case of a professional person;
- (c) does not occupy an area greater than 20 square metres;
- (d) does not require the provision of any essential service main of a greater capacity than normally required in the zone in which it is located;
- (e) is restricted in advertisement to a sign not exceeding 0.2 square metres in area; and
- (f) will not result in the requirement of a greater number of vehicle parking facilities 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;

Horse Stables: means land, buildings and appurtenances thereto used for the keeping and agistment of horses;

Hospital: means any building or part of 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 and which is the subject of an Hotel Licence granted under the provisions of the Liquor Act 1970 (as amended) but does not include a Tavern, Boarding House or premises the subject of a Limited Hotel Licence granted under that Act.

Incidental Use: means the use of land in conjunction with and ancillary to the main use on the land.

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 55 m²;
- (d) does not require the provisions of any essential service main of a greater capacity than normally required in the zone in which it is located, and;
- (e) does not display a sign exceeding 0.2 m² in area.

Industry—General: means the carrying out of any process in the course of trade or business for gain, for and incidental to:

- (a) the winning, processing or treatment of minerals;
- (b) the making, altering, repairing, or ornamentation, painting, finishing, cleaning, packing or canning or adapting for sale, or the breaking up or demolition of any article or part of an article;
- (c) the generation of electricity or the production of gas;
- (d) the manufacture of edible goods for human or animal consumption; and
- (e) 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 of accounting, or the sale 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 on land;
 - (iii) in the case of edible goods for human or animal consumption, the preparation of food for sale from the premises;
 - (iv) automotive panelbeating, spray painting or wrecking.

Industry—Extractive: means:

- (a) the extraction of sand, gravel, clay, turf, soil, rock, stone, minerals, or similar substance from the land, and also the treatment or manufacture of products from those materials when carried out on the land from which any of those materials is extracted or on land adjacent thereto;
- (b) the production of salt by the evaporation of sea water.

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 injury to or prejudicially affect the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil or otherwise; and
- (b) the establishment of which will not or the conduct of which does not impose an undue load on any existing or projected service for the supply or provision of water, gas, electricity, sewerage facilities, or any other like service.

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 a fish shop or a dry cleaning establishment.

Industry—Rural: means an industry handling, treating, processing or packing primary products grown, reared or produced in the locality, and a workshop servicing plant or equipment used for rural purposes in the locality.

Industry—Service: means a light industry carried on on land and in buildings having a retail shop front and in which goods may be manufactured only for sale on the premises, or land and buildings having a retail shop front and used as a depot for receiving goods to be serviced.

Kennels: means land and buildings used for the keeping or breeding of dogs or cats where such premises are registered or required to be registered.

Land: has the same meaning given to it in, and for the purposes of, the Act.

Lot: has the same meaning given to it in, and for the purposes of, the Act and "allotment" has the same meaning.

Marine Collector's Yard: means land used for the storage of marine stores under the provisions of the Marine Stores Act 1902 (as amended) and Marine Dealer's Yard has the same meaning.

Motel: means a building, group of buildings or place used or intended to be used to accommodate patrons in a manner similar to an hotel or boarding house but in which special provision is made for the accommodation of patrons with motor vehicles.

Motor Repair Station: means land and buildings used for or in connection with mechanical repairs and overhauls, including tyre recapping, retreading, panel beating, spray painting and chassis reshaping.

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

Nursing Home: means a building used for the care and maintenance of the aged—or infirm or the physically or mentally handicapped.

Office: means a building or part of a building used for the conduction of administration, the practice of a profession, the carrying on of agencies, banks, typist and secretarial services, and services of a similar nature.

Open Air Display: means the use of land as a site for the display or sale of goods and equipment or both of those purposes.

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 lessee or licensee from the Crown; or
- (d) is entitled to receive or is in receipt of, or if the lands 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.

Park Home: means a movable dwelling, not being a vehicle as defined under the Road Traffic Act 1974-82 but constructed and maintained on its own chassis and wheels and capable of mobility at all times although stabilised by jacks and provided with skirtings and being so designed and constructed as to permit independent occupancy for dwelling purposes.

Park Home Park: means an area of land set aside exclusively for the parking of park homes occupied for residential purposes whether for short or long stay purposes but includes the provision of buildings and uses incidental to the predominant use of the land including ablution blocks recreation areas, office and storage space and, as approved by Council, a shop or kiosk and refuelling facilities, but the term shall be interpreted to exclude the parking of caravans, camper trailers and the erection of tents or camps.

Poultry Farm: means land and buildings used for hatching, rearing or keeping of poultry for either egg or meat production which does not constitute an offensive trade within the meaning of the Health Act 1911-1979 (as amended).

Private Recreation: means the use of land for parks, gardens, playgrounds, sports arenas or other grounds for recreation which are not normally open to the public without charge and includes areas provided for spectators.

Public Authority: has the same meaning given to it in, and for the purposes of, the Act.

Public Recreation: means the use of land for a public park, public gardens, foreshore reserve, play ground or grounds for recreation which are normally open to the public without charge.

Public Worship—Place of: means a building used primarily for the religious activities of a church but does not include an institution for primary, secondary, or higher education, or a residential training institution.

Restaurant: means a building or portion of a building wherein food is prepared solely for sale and consumption within the building or portion thereof and the expression shall include a licensed restaurant, cafe or nightclub, and also includes a restaurant at which food for consumption outside the building or portion thereof, is sold where the Council is of the opinion that forms a minor part of the business only.

Rural Use: means the use of land for any of the purposes set out hereunder and shall include such buildings normally associated therewith:

- (a) the growing of vegetables, fruit, cereals or food crops;
- (b) the rearing or agistment of poultry, sheep, cattle;
- (c) the stabling, agistment or training of horses;
- (d) the growing of trees, plants, shrubs, or flowers for replanting in domestic commercial or industrial gardens and includes the growing of trees for wood products;
- (e) the sale of produce grown solely on the lot, but does not include the following except as approved by the Council:
 - (i) the keeping of pigs;
 - (ii) the processing, treatment or packing of produce;
 - (iii) the breeding, rearing or boarding of domestic pets;
 - (iv) the establishment of feed lots.

Service Station: means land used for the supply of motor vehicle oil and fuel to the public and may include the supply of automotive accessories other than petroleum products, greasing, tyre repairs and mechanical repairs but does not include panel beating, spraypainting or wrecking.

Shop: means any building or portion of a building wherein goods are kept, exposed or offered for sale, but does not include a bank, fuel depot, a market, service station, milk depot, marine store, timber yard or land and buildings used for the sale of motor and other vehicles or for any purpose falling within the definition of industry (cafe and restaurant are included under the definition of 'Restaurant').

Showroom: means a building or portion of a building wherein goods are displayed and may be offered for sale, excluding foodstuffs, liquor or beverages; items of clothing or apparel; magazines, newspapers, books or paper products; medicinal or pharmaceutical products; china, glassware or domestic hardware; or items of personal adornment; provided that retail uses shall be limited to an area no greater than 20% of the total gross leasable area.

Tavern: means land or a building the subject of a Tavern Licence granted under the provisions of the Liquor Act 1970 (as amended).

Trade Display: means the external display of goods for advertisement and inspection purposes only.

Transport Depot: means land used for the garaging of road motor vehicles used or intended to be used for carrying goods for hire or reward or for any consideration, or for the transfer of goods from one such motor vehicle to another of such motor vehicles and includes maintenance 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.

Warehouse: means a building or portion of a building wherein goods are received and stored and includes the sale of such goods stored by wholesale, but not of other goods.

Zone: means a portion of the Scheme area shown on the map by distinctive colouring, hatching, or edging for the purpose of indicating the restrictions imposed by the Planning Scheme on the erection and use of buildings or for the use of land, but does not include land reserved.

SCHEDULE No. 2 Additional Uses (Clause 3.3)

| No. | Land Particulars | Permitted Uses | Development Standards/ Conditions |
|-----|------------------|----------------|---|
|-----|------------------|----------------|---|

SCHEDULE No. 3
Special Sites (Clause 3.4)

| (a) Particulars of Land | (b) Restricted Use | (c) Conditions |
|--|--|---|
| Loc. 7380 Albany Highway | Service Station or use that has low traffic generating capacity | Ingress and egress to Albany Highway to be to satisfaction of M.R.D. |
| Lots 45 and 46 Albany Highway | Wine display, storage and retail; manufacture and production of wine | Ingress and egress to Albany Highway to be to satisfaction of M.R.D. |
| Lot 47 Albany Highway | Use that has low traffic generating capacity | Ingress and egress to Albany Highway to be to satisfaction of M.R.D. |
| Lot 350 Albany Highway | Restaurant | No access to Albany Highway |
| Lot 122 Albany Highway | Restaurant | Ingress and egress to Albany Highway to be to satisfaction of M.R.D. |
| Lot 2 Albany Highway | Motel | Ingress and egress to Albany Highway to be to satisfaction of M.R.D. |
| Portion of Lot 584 Reserve No. 28095, Albany Highway | Commercial development other than Road House or Service Station | Ingress and egress to Albany Highway to be to satisfaction of M.R.D. |
| Lot 2063, Omrah Road | Holiday Time-share Chalet | Potable water supply, effluent disposal system, internal road access, bush fire protection measures and facilities, building design and extension material to be to the satisfaction of Council |
| Lot 311, Lake Matilda Road, Kendenup | Rabbit abattoir | Construction and maintenance to comply with the requirements of the Agriculture Department |
| Lot 1, Loc. 982 Porongurup Road, Porongurups | Shop Tea Room and Accommodation associated with Tourism | Ingress and egress to Porongurup Road to be to satisfaction of Council. |

SCHEDULE No. 4
Zone Development Table

| Zone | Min. Lot Area (m ²) | Min. effect front. (m) | Max. Plot ratio | Min. Boundary Setbacks | | | Min. Car Parking Spaces | Min. Land-scaping (% of) | Max. advert. (m ²) | Other Requirements |
|---------------|---|------------------------|-----------------|------------------------|---|---------------|--|--------------------------|--------------------------------|--------------------|
| | | | | Front (m) | Rear (m) | Sides (m) | | | | |
| Commercial: | — | 5 | 1.5 | Nil | Nil | Nil | 1 per 40 m ² | 10 | 10 | |
| Residential: | See Clauses 5.3 (Residential Planning Code Standards) | | | | | | | | | |
| Service | | | | | 5. | | | | | |
| Industrial: | 1000 | 20 | 0.5 | 9 | 7.5 (where boundary abuts Residential Zone) | 5 on one side | 1 per 100 m ² gross floor area or display area. | 20 | 5 | |
| Industrial: | 2000 | 20 | 0.5 | 20 | 10 | 5 on one side | 1 per 100 m ² gross floor area or display area. | 20 | 5 | |
| Rural: | | — | — | 10 | 10 | 5 | | | | |
| Rural | See Schedule Number Five and | | | | | | | | | |
| Residential: | Clauses 3.5 and 5.4 | | | | | | | | | |
| Special Site: | | | | 7.5 | Nil | Nil | 1 per 40 m ² gross floor area. | 10 | 10 | |

SCHEDULE No. 5

Rural Residential Zones—Provisions Relating to Specified Areas

| (a) Specified Area of Locality | (b) Special Provisions to refer to (a) |
|---|--|
| 1. MOUNT BARKER HILL Plantagenet Locations 3698, 921 and 3148 | <ol style="list-style-type: none"> 1. Minimum Lot size shall be 2 ha 2. (a) The following uses are permitted ('P') within the Rural Residential Zone: Single House Public Recreation. (b) The following uses may be permitted at the discretion of Council ('AA')— Rural Uses Home Occupation Industry—cottage Public Utility Poultry Farming Horse Stables. (c) All other uses not mentioned under (a) and (b) are not permitted. 3. Subdivision within the Rural Residential Zone shall be generally in accordance with a plan of subdivision approved by Council and the Commission. 4. A person shall not construct erect or commence to construct or erect— <ol style="list-style-type: none"> (i) a building within 20 m of any boundary of a lot unless, where the topography or shape of the lot or flora thereon require otherwise, the Council approves a lesser distance and if it does so, a person shall not construct or erect or commence to construct or erect a building within the distance approved by the Council; (ii) a dwelling house having an internal floor area of less than 45 m²; (iii) a building in a manner or of materials that would in the opinion of the Council destroy the amenity of the area or not blend in with the landscape. 5. A person shall not use any land for the purposes of breeding or keeping animals for commercial gain without the approval of the Council. 6. A person shall not use any land for intensive rural pursuits for commercial gain without the approval of the Council. 7. In order to conserve the natural beauty of the locality notwithstanding the provisions of Clause 3.5 (e) all groups of trees shall be retained unless their removal is authorised by Council. 8. Prior to the occupation of any dwelling house within the Rural Residential Zone it shall be connected to a water storage capacity of 92,000 litres or to an alternative source of water that meets the Council's requirements. |
| 2. MIRA FLORES ESTATE— PORONGURUPS Plantagenet Locations 1099 and 2877. Lot 2 of Porongurups Estate Lot 9 | <ol style="list-style-type: none"> 1. Minimum Lot size shall be 4 ha. 2. (a) The following uses are permitted ('P') within the Rural Residential Zone: Single House. (b) The following uses may be permitted at the discretion of Council ('AA')— Residential Building Home Occupation. (c) All other uses not mentioned under (a) and (b) are not permitted. 3. Subdivision within the Rural Residential Zone shall be generally in accordance with the plan of subdivision approved by Council and the Commission. |

| (a) Specified Area of Locality | (b) Special Provisions to refer to (a) |
|-----------------------------------|--|
| | <p>4. A person shall not construct erect or commence to construct or erect—</p> <p>(i) a building within 100 metres of the front boundary or 45 metres of a side boundary of a lot unless, where the topography or shape of the lot or flora thereon require otherwise, the Council approves a lesser distance.</p> <p>(ii) a dwelling house having an internal floor area of less than 60 m².</p> <p>(iii) a building in a manner or of materials that would in the opinion of the Council destroy the amenity of the area or not blend in with the landscape.</p> <p>5. Any development proposal shall embody the basic premise that development and associated services are secondary to the natural features of the site and development plans will indicate the extent of earthmoving and clearing.</p> <p>6. No lot shall be cleared of native vegetation to a greater area of 25% of lot size excluding fire breaks required by Council or Bushfire Board.</p> <p>7. Prior to the occupation of any dwelling house within the Rural Residential Zone it shall be connected to a water storage capacity of not less than 92,000 litres or to an alternative source of water that meets the Council's requirements.</p> <p>8. No exotic grasses shrubs or tree areas shall be introduced into the development except by approval of the Department of Conservation and Land Management.</p> <p>9. No chemical fertilizers or sprays are to be used except with the approval of the Department of Conservation and Land Management.</p> <p>10. For the purposes of assisting and guiding the Council in administering the estate, the owners of land within the estate shall from time to time, elect or appoint an Owners' Committee of 5 members.</p> <p>11. The Council may refer any application for development to the Owners' Committee and the Committee shall recommend in writing to the Council that the application be approved, conditionally approved or refused.</p> <p>12. The Council shall pay regard to, but shall not be bound by the recommendation of the Owners' Committee.</p> |

SCHEDULE No. 6

Office Use Only

Application No.
 Date Received
 Notice of Application

Shire of Plantagenet

Town Planning Scheme No. 3

APPLICATION FOR PLANNING CONSENT

I/We
 (Full name of Applicant)

of Post Code
 (Address for Correspondence)

hereby apply for planning consent to:—

(1) use the land described hereunder for the purpose of

(2) erect, alter or carry out development on land described hereunder in accordance with the accompanying plans (3 copies).

The existing use of the land is

The approximate cost of the proposed development is \$

The estimated time of completion is

The approximate number of persons to be housed/employed when the development is completed is

Titles Office Description of Land

House No. Street

Lot No. Plan or Diag.

Loc. No.

Certificate of Title: Vol. Folio

Dimensions:

Site Area sq. metres

Frontage metres

Depth metres North

Locality Plan
(indicate distance
to nearest inter-
secting street)

Signature of Applicant

Date

Where the Applicant is not the Owner the Owner's signature is required.

Signature of Owner

Date

This form is to be submitted in duplicate, together with three copies of plans, comprising the information specified in the particulars required with application in Clause 6.1 of the Scheme.

SCHEDULE No. 7

Shire of Plantagenet

Town Planning Scheme No. 3

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. House No.

Street

Proposal

Details of the proposal are available for inspection at the Council Office. Comments on the proposal may be submitted to Council in writing on or before

Shire Clerk

Date

Office Use Only

SCHEDULE No. 8

Shire of Plantagenet

Town Planning Scheme No. 3

Decision on Application for Planning Consent

Name and address of Landowner:

Granted*

Planning consent is hereby Refused in respect of

Reference Application No.

made on the

by

in respect of land situated at and described as

(1) for the land to be used for the purpose of

(2) to have development carried out in accordance with the

endorsed* conditions*

submitted plans; upon the following grounds

This approval is valid for a period of

If development is not completed within this period a new approval must be obtained prior to commencing or continuing development.

Shire Clerk

Date

* Delete whatever is not applicable.

NOTE: This is NOT a Building Licence for which a separate application is necessary.

Shire of Plantagenet
Town Planning Scheme No. 3
SCHEDULE No. 9

Control of Advertisements
Additional Information Sheet for Advertisement Approval
(to be completed in addition to Application for Planning Consent)

1. Name of Advertiser (if different from owner):
 2. Address in full:
 3. Description of Property upon which advertisement is to be displayed including full details of its proposed position within that property:
 4. Details of Proposed Sign:

Height: Width: Depth:

Colours to be used:

Height above ground level { to top of Advertisement:
to Underside:

Materials to be used:

Illuminated: Yes/No

If yes, state whether steady, moving, flashing, alternating, digital, animated or scintillating, etc.:

If yes, state intensity of light source:
 5. State period of time for which advertisement is required:
 6. Details of signs, if any, to be removed if this application is approved:
- NB: Application should be supported by a photograph or photographs of the premises superimposed thereon the proposed position for the advertisement and those advertisements to be removed details in 6 above.
- Signature of Advertiser(s):
(if different from land owners)
- Date:

Shire of Plantagenet
Town Planning Scheme No. 3
SCHEDULE No. 10
Exempted Advertisements Pursuant to Clause 5.6.5

| Land Use and/or Development Requiring Advertisement | Exempted Sign Type and Number (Includes the change of posters on poster signs and applies to all non-illuminated unless otherwise stated) | Maximum Area of Exempted Sign |
|---|---|--|
| Dwellings | One professional name-plate as appropriate. | 0.2 m ² |
| Home Occupation | One advertisement describing the nature of the home occupation. | 0.2 m ² |
| Places of Worship, Meeting Halls and Places of Public Assembly. | One advertisement detailing the function and/or the activities of the institution concerned. | 0.2 m ² |
| Cinemas, Theatres and Drive-in Theatres | Two signs (illuminated or non-illuminated) detailing the entertainment being presented from time to time at the venue upon which the signs are displayed. | Each advertisement sign not to exceed 5 m ² . |

| Land Use and/or Development Requiring Advertisement | Exempted Sign Type and Number (Includes the change of posters on poster signs and applies to all non-illuminated unless otherwise stated) | Maximum Area of Exempted Sign |
|---|---|---|
| Shops, Showrooms and other uses appropriate to a Shopping Area. | All advertisements affixed to the building below the top of the awning or, in the absence of an awning, below a line measured at 5 metres from the ground floor level, of the building subject to a compliance with the requirements of the Signs, Hoarding and Bill Posting By-laws. | Not Applicable |
| Industrial and Warehouse Premises. | <p>A maximum of 4 advertisements to or affixed to the walls of the building but not including signs which project above the eaves or the ridge of the roof of the building, and excluding signs projecting from a building whether or not those signs are connected to a pole, wall or other building.</p> <p>A maximum of two free-standing advertisement signs not exceeding 5 m in height above ground level.</p> | <p>Total area of any such advertisements shall not exceed 15 m²</p> <p>Maximum permissible total area shall not exceed 10 m² and individual advertisement signs shall not exceed 6 m².</p> |
| Showroom, race courses, major racing tracks, sports stadia, major sporting grounds and complexes. | All signs provided that, in each case the advertisement is not visible from outside the complex or facility concerned either from other private land or from public places and streets. | N/A |
| Public Places and Reserves | <p>(a) Advertisement signs (illuminated and non-illuminated) relating to the functions of Government, a public authority or council of a municipality excluding those of a promotional nature constructed or exhibited by, or on behalf of any such body, and</p> <p>(b) Advertisement signs (illuminated and non-illuminated) required for the management or control of traffic on any public road, car park, cycleway, railway or waterway where such advertisement has been constructed or exhibited by or at the direction of a Government department, public authority or the council of a municipality, and</p> <p>(c) Advertisement signs (illuminated and non-illuminated) required to be exhibited by or pursuant to any statute or regulation or the like made pursuant to powers contained within a statute provided that any such advertisement is constructed and/or exhibited strictly in accordance with the requirements specified therein.</p> | N/A |
| Railway Property and Reserves. | Advertisement signs exhibited on such land provided that each such advertisement is directed only at or upon a railway station. | No sign shall exceed 2 m ² in area. |
| Advertisements within Buildings. | All advertisements placed or displayed within buildings which cannot ordinarily be seen by a person outside of those buildings. | N/A |
| All classes of buildings other than single family dwellings. | One advertisement sign containing the name, number and address of the building, the purpose for which the building is used or the name and address of the managing agent thereof. | 0.2 m ² |

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

SCHEDULE No. 11
Places of Heritage Value
Clause 5.8

| Name | Location | Description |
|---|--|---|
| Old Police Station Stables and Courthouse | Reserve 29661 and 23817 Albany Highway, Mt Barker | Restored buildings in Historic precinct. Courthouse used as Student Hostel. |
| Old Post Office | Lot 10/35 Albany Highway, Mt Barker | Used as an Art Centre |
| Mount Barker Railway Station Buildings | Reserve 10338 Albany Highway, Mt Barker | Disused and in bad state of repair |
| Anglican Church | Reserve 6493 Albany Highway, Mt Barker | Fine example of stone building |
| Ruins of bush home | Pt. Lot 81 Frost Park off McDonald Avenue, Mt Barker | One of the first buildings of any substance constructed in Mt Barker |
| St Werburghs Chapel | Loc. 20 Chapel Road | Privately owned fine example of early settlers Chapel |
| Egerton-Warburton Homestead | Loc. 20 Chapel Road | Early Homestead |
| Williams Post | Lot 195 Albany Highway | Early Settlers Cottage |
| Karri Bank Guest House | Lot 10 Mt Barker-Porongurup Road, Porongurups | Timber construction Guest House |
| Bolganup Homestead | Loc. 982 Mt Barker-Porongurup Road, Porongurups | Early Homestead |

Adoption

Adopted by resolution of the Council of the Shire of Plantagenet at the Ordinary Meeting of the Council held on the 23rd day of October 1990.

P. L. SKINNER, President.
C. E. NICHOLLS, Shire Clerk.

Final Approval

Adopted for final approval by resolution of the Shire of Plantagenet at the Ordinary Meeting of the Council held on the 23rd day of July 1991. The Common Seal of the Shire of Plantagenet was hereunto affixed by authority of a resolution of the Council in the presence of:

P. L. SKINNER, President.
C. E. NICHOLLS, Shire Clerk.

Recommended/Submitted for Final Approval—

D. BROWN, for Chairman of the State Planning Commission.

Dated 21 August 1991.

Final approval granted—

DAVID SMITH, Hon. Minister for Planning.

Dated 27 August 1991.

POLICE

PE401

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, 15 October 1991.

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

B. BULL, Commissioner of Police.

PE402**POLICE AUCTION**

Under the provisions of the Police Act 1892, unclaimed and stolen property will be sold by Public Auction at the premises of Ronald Scott, trading as Snowball Auctions, Auctioneer of 89 Frederick Street, Albany at approximately 9.15 a.m. on Friday, 13 December 1991.

Auction to be conducted by Ronald Scott, Auctioneer.

B. BULL, Commissioner of Police.

PE403**POLICE AUCTION**

Under the provisions of the Police Act 1892, unclaimed and stolen property will be sold by Public Auction at the premises of Boyd Street Furniture Mart, 9 Boyd Street, Geraldton at approximately 10.00 a.m. on 2 November 1991.

Auction to be conducted by John Whitehouse, auctioneer.

B. BULL, Commissioner of Police.

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. I. F. Taylor, MLA for the period 17-25 November 1991 inclusive.

Acting Minister for State Development; Goldfields—Hon. G. L. Hill, MLA.

M. C. WAUCHOPE, Acting Chief Executive.

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. I. F. Taylor, MLA, for the period 7-13 October 1991 inclusive.

Acting Minister for State Development; Goldfields—Hon. J. M. Berinson, MLC.

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

RACING AND GAMING

RA401**SUMMARY OF LIQUOR LICENSING APPLICATIONS**

The following is a summary of applications received under the Liquor Licensing Act 1988 and required to be advertised. Any person wishing to obtain more details about any application, or about the objection process, should contact the Liquor Licensing Division, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth (telephone: 425 1888), or consult a solicitor or relevant industry organisation.

| Application No. | Applicant | Nature of Application | Last Day For Objections |
|----------------------------|-------------------------------|---|-------------------------|
| TRANSFER OF LICENCE | | | |
| 70 | City of Perth | Application for Transfer of Tavern Licence in respect of Tracks, situated in Perth, from City of Perth (S.87) | 2/10/91 |
| 71 | Baden Pty Ltd | Application for Transfer of Restaurant Licence in respect of Mancini's Cafe, Bunbury, from M. A. Cahill | 10/10/91 |
| 72 | Oklaholma Enterprises Pty Ltd | Application for Transfer of Hotel Licence in respect of Bohemia Hotel, Perth, from University of W.A. | 18/10/91 |

| Application No. | Applicant | Nature of Application | Last Day For Objections |
|--------------------|--|--|-------------------------|
| NEW LICENCE | | | |
| 61B/91 | South East Metropolitan Softball Association | Application for a Club Restricted Licence in respect of the South East Metropolitan Softball Association, Hos-sack Avenue, Lynwood | 1/11/91 |
| 62B/91 | Freycinet Estate Pty Ltd | Application for a Wholesale Licence in respect of Freycinet Estate, 12/10 Johnson Street, Peppermint Grove | 23/10/91 |
| 63B/91 | P. M. Byrne | Application for a Restaurant Licence in respect of Thompson Bay Cafe, Rott-nest Island | 23/10/91 |
| 31A/91 | J. K. Flotman and G. J. Trevor | Application for a Special Facility Licence in respect of the Old Shanghai, Shop 10, 123 James Street, Northbridge | 22/10/91 |
| 32A/91 | El Questro Station Pty Ltd | Application for a Special Facility Licence in respect of El Questro Station, Emma Gorge, via Wyndam | 28/10/91 |
| 33A/91 | Darlington Theatre Play-ers | Application for a Special Facility Licence in respect of Marloo Theatre, 20 Marloo Road, Greenmount | 24/10/91 |

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

G. B. AVES, Director of Liquor Licensing.

SALARIES AND ALLOWANCES TRIBUNAL

SA301

SALARIES AND ALLOWANCES ACT 1975

SALARIES AND ALLOWANCES AMENDMENT REGULATIONS 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Salaries and Allowances Amendment Regulations 1991*.

Regulation 3 repealed and a regulation substituted

2. Regulation 3 of the *Salaries and Allowances Regulations 1975** is repealed and the following regulation substituted—

Prescribed offices

“ 3. The offices created or established under the written laws specified in column 1 of the Schedule to this regulation and specified in column 2 of that Schedule opposite and corresponding to those written laws are prescribed offices for the purposes of section 6 of the Act.

| Schedule | |
|--|---|
| COLUMN 1 | COLUMN 2 |
| Written Law | Prescribed Office |
| Abattoirs Act 1909 | Chief Executive Officer, Western Australian Meat Commission |
| Companies (Administra- tion) Act 1982 | Commissioner for Corporate Affairs |
| Conservation and Land Management Act 1984 | Executive Director of the Department of Con- servation and Land Management |
| Director of Public Prose- cutions Act 1991 | Director of Public Prosecutions Deputy Director of Public Prosecution |
| Electoral Act 1907 | Electoral Commissioner Deputy Electoral Commissioner |
| Financial Administration and Audit Act 1985 | Auditor General |

Schedule—*continued*

| COLUMN 1 | COLUMN 2 |
|---|--|
| Written Law | Prescribed Office |
| Fire Brigades Act 1942 | Executive Chairman Chief Officer |
| Fremantle Port Authority Act 1902 | General Manager, Fremantle Port Authority |
| Government Railways Act 1904 | Commissioner of Western Australian Government Railways |
| Hospitals Act 1927 | Chief Executive Officer, Fremantle Hospital Chief Executive Officer, King Edward Memorial Hospital Chief Executive Officer, Princess Margaret Hospital Administrator, Royal Perth Hospital Chief Executive Officer, Sir Charles Gardiner Hospital |
| Library Board of Western Australia Act 1951 | State Librarian |
| Main Roads Act 1930 | Commissioner of Main Roads Assistant Commissioners of Main Roads |
| Metropolitan (Perth) Passenger Trust Act 1957 | Chairman, Metropolitan (Perth) Passenger Transport Trust |
| Museum Act 1969 | Director of the Museum |
| Occupational Health, Safety and Welfare Act 1984 | Commissioner for Occupational Health and Safety |
| Parliamentary Commissioner Act 1971 | Parliamentary Commissioner for Administrative Investigations |
| Police Act 1892 | Commissioner of Police Deputy Commissioner of Police Assistant Commissioners of Police |
| Public Service Act 1978 | Commissioner, Public Service Commission |
| State Energy Commission Act 1979 | Deputy Commissioner Assistant Commissioners |
| Totalisator Agency Board Betting Act 1960 | Manager |
| Water Authority Act 1984 | Managing Director, Water Authority of Western Australia |
| Western Australian Coastal Shipping Commission Act 1965 | General Manager, Western Australian Coastal Shipping Commission |
| Western Australian Tourism Commission Act 1983 | Chairman, Western Australian Tourism Commission " |

[*Published in the Gazette of 8 August 1975 at pp. 2862-3. For amendments to 5 September 1991 see 1990 Index to Legislation of Western Australia, p. 3577.]

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

WATER AUTHORITY**WA201**

At a meeting of the Executive Council held in the Executive Council Chambers, Perth, this first day of October 1991 the following Order in Council was ordered to be issued.


COUNTRY AREAS WATER SUPPLY ACT 1947

Variation (addition) to

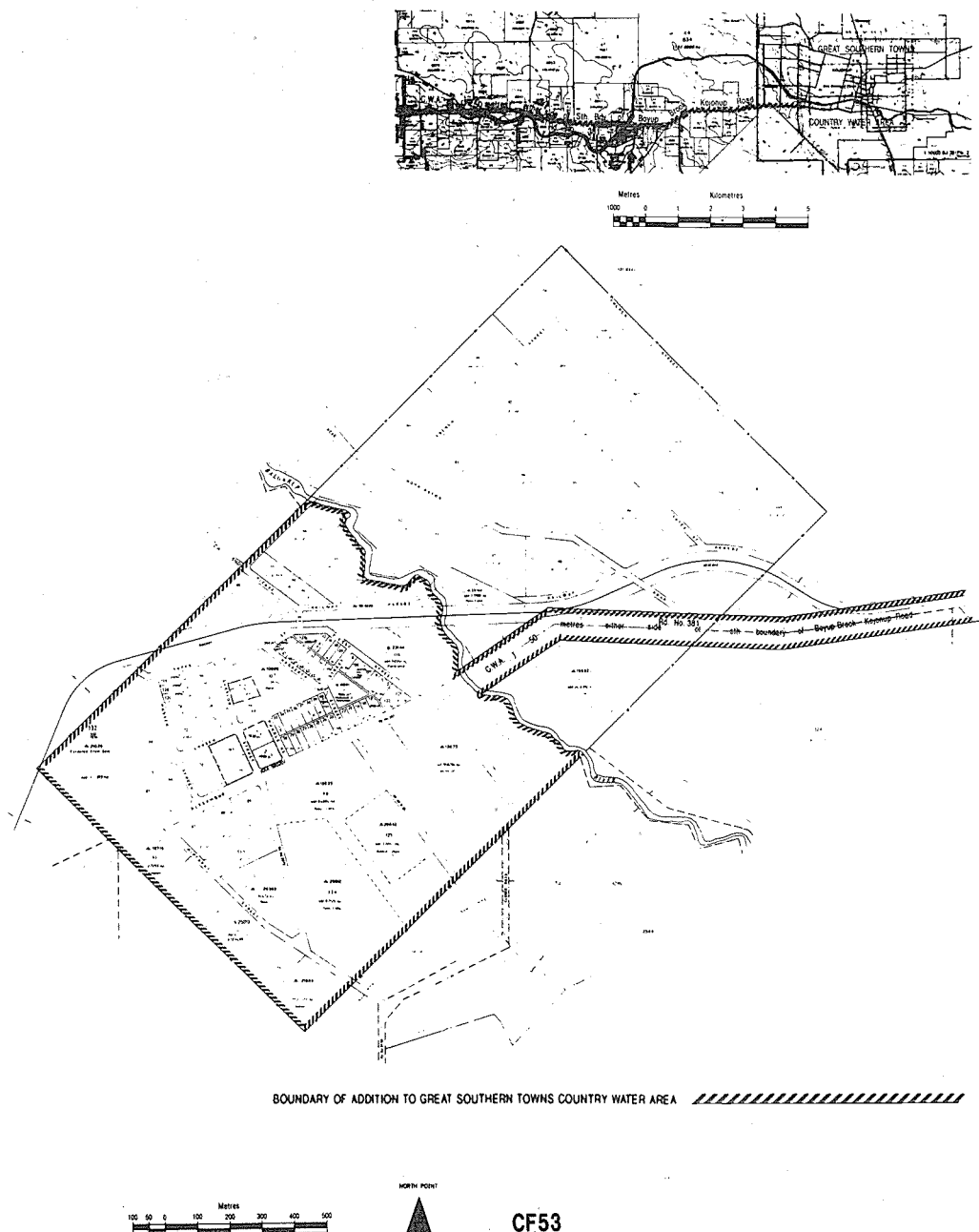
Great Southern Towns Country Water Area (Muradup)

ORDER IN COUNCIL

File: A16177

Whereas it is enacted by section 9 (1) (b) of the Country Areas Water Supply Act 1947, that the Governor may, by Order in Council, alter or extend the boundaries of any country water area, now, therefore the Governor, acting by and with the advice and consent of the Executive Council does hereby alter the Great Southern Towns Country Water Area by the addition of that portion of land delineated and shown with symbolised boundary  on Water Authority of Western Australia Plan CF53 depicted below.

L. M. AULD, Clerk of the Council.



TENDERS**ZT301****STATE SUPPLY COMMISSION***Tenders Invited*

Tender forms and full particulars of the Schedule hereunder may be obtained on application at the State Supply Commission, 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 |
| Sept. 20 | 099A1991 | Supply and delivery of Sterile Fluids, Large Volume to meet a "Whole of Health" Requirements for a two (2) year period with an option of a further extension (Recall of previous Tender Schedule No. 99A1991 which closed 2 May 1991) | October 10 |
| Sept. 27 | 020A1991 | Supply and delivery of Petri Dishes and Specimen Containers for a two (2) year period with an option of a further one (1) year | October 17 |
| Sept. 27 | 516A1991 | Supply and delivery of two (2) only Triple Axle Low Loaders in accordance with Specification P541 for the Main Roads Department—Derby | October 17 |
| Sept. 27 | 515A1991 | Supply of Corporate Database Environment for the Department of Corrective Services (Information Systems Solution to enhance the Department's Information Technology effectiveness) | October 24 |
| Sept. 20 | 012A1991 | Supply of Certain Classes of Motor Vehicles for various Government Departments | October 31 |
| October 4 | 218A1991 | Major Household Appliances, both Gas and Electric to Homeswest for a one (1) year period with two successive options exercisable by the Commission to extend for a further twelve (12) month period | October 24 |
| October 4 | 080A1991 | White Goods (Household Appliances) for the Whole of Government for a period of twelve (12) months with an option exercisable by the Commission to extend for a further twelve (12) month period | Nov. 17 |
| <i>For Service</i> | | | |
| Sept. 20 | 285A1991 | Service and repair of Motor Vehicles within the Metropolitan Area for various Government Departments ... | October 10 |
| <i>Invitation to Register Interest</i> | | | |
| Sept. 20 | ITRI 6/91 | Registration for Cleaning Contracts for the Ministry of Education | October 10 |
| <i>For Sale</i> | | | |
| Sept. 27 | 511A1991 | 1986 Nissan Cabstar Dual Cab truck (MRD 9624) at Welshpool | October 17 |
| Sept. 27 | 512A1991 | 1982 Clark Bobcat Loader (MRD 6052) and 1978 Chamberlain R/End Loader (MRD 3002) at Welshpool | October 17 |
| Sept. 27 | 513A1991 | 1987 Toyota Landcruiser Personnel Carrier (6QN 644) at Agriculture Department, Kununurra | October 17 |
| Sept. 27 | 514A1991 | 106 Hives of Bees, comprising a Longstroth brood box, two manley supers and a plastic queen excluder | October 17 |
| NB: The Apiary has been infected with American Brood Disease (six diseased hives having been burnt in August 91) and is currently under quarantine management. | | | |
| October 4 | 517A1991 | 1976 Aveling Barford Steel Wheel Roller (MRD 1969) at Welshpool | October 24 |
| October 4 | 518A1991 | 1988 Toyota Landcruiser S/W (6QS 555) at Derby | October 24 |
| October 4 | 519A1991 | 1988 London Metro Cab (TAXI 862) at Nedlands | October 24 |

Tenders, addressed to the Chairman, State Supply Commission, 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 Supply Commission.

ZT302

STATE SUPPLY COMMISSION—*continued**Accepted Tenders*

| Schedule No. | Particulars | Contractor | Rate |
|-----------------------------|--|-----------------------------|-----------------------|
| <i>Supply</i> | | | |
| 096A1991 | Supply and Delivery of Disinfectants and Antiseptics to meet a whole of health requirement for a one (1) year period | Various Suppliers | Details on Request |
| <i>Purchase and Removal</i> | | | |
| 501A1991 | 1990 Ford Falcon Utility (MRD B140) . | Kevin Davis Carworld ... | Item 1 \$11 090.00 |
| | 1989 Ford Falcon Utility (MRD B262) . | Olympic Motor Co | Item 2 \$8 091.00 |
| | 1989 Mitsubishi Triton Utility (MRD A900) | Kenwick Vehicle Wholesalers | Item 3 \$7 091.00 |
| | 1990 Toyota Corolla 4x4 Station Wagon (MRD B547)—Welshpool | J. Getliher | Item 4 \$10 799.00 |
| 502A1991 | 1980 Isuzu Crew Cab Truck (MRD 4922)—Welshpool | Robert McDonald | Item 1 \$5 100.00 |
| 503A1991 | 1990 Toyota Hilux Utility (MRD B235) | Olympic Motor Co | Item 1 \$15 161.00 |
| | 1989 Ford Falcon Van (MRD B152) | William Wood Motors | Item 2 \$6 919.00 |
| | 1989 Ford Econovan (MRD B131) | | Item 3 \$8 829.00 |
| | 1989 Ford Courier Crew Cab Diesel Utility (MRD B010) | Olympic Motor Co | Item 4 \$11 781.00 |
| | 1988 Nissan Navara King Cab Utility (MRD A392)—Welshpool | J. C. Bell | Item 5 \$6 900.00 |
| 504A1991 | 1985 Toyota Dyna Cab Chassis (MRD 8805)—Welshpool | East Side Cars | Item 1 \$5 486.00 |
| <i>Decline of Tender</i> | | | |
| 505A1991 | 1982 Polmac Bobcat Trailer—Kalgoorlie | | |

ZT501

MARINE AND HARBOURS ACT 1981

Dredging at Mandurah Ocean Entrance and
Dredging at Kalbarri of the Murchison River—Ocean Entrance

| Contract No. | Project | Closing Date | Tender Document From: |
|--------------|--|----------------------|--|
| E 104.... | Dredging at Mandurah Ocean Entrance | 8/10/91 2.30 p.m. | Administrative Assistant Engineering Division |
| E 105.... | Dredging at Kalbarri of the Murchison River—Ocean Entrance | 8/10/91 2.30 p.m. | Administrative Assistant Engineering Division |

Tender documents available from Monday, 23rd September 1991 on payment of a non-refundable deposit of \$15.00

M. J. PAUL, Director Engineering.

PUBLIC NOTICES**ZZ201****THE 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 4th November 1991, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bailey, Lorette Joy, late 1 Olympic Avenue, Cunderdin, died 1/4/91.

Coleman, John Ellard, late of 42 Bendix Way, Girrawheen, died 2/8/91.

Duff, Jean Margretta, late of Villa Maria Homes, Bussell Highway, Busselton, died 11/6/91.

Goggin, Roma May, late of 17 Elizabeth Street, Bayswater, died 9/5/91.

Hardeman, Kevin Ernest, late of Tandara Nursing Home, 73 Jarrah Road, Bentley, died 1/9/91.

Mauger, Flossie, late of Florence Hummerston Lodge, 67 Cleaver Street, West Perth, died 15/8/91.

Refeld, Aisne Darnel, late of 62 Edgcumbe Street, South Como, died 17/8/91.

Walter, Nellie, late of Crystal Halliday Homes, Jeanes Road, Karrinyup, died 4/2/90.

Dated this 1st day of October 1991.

K. E. BRADLEY, Public Trustee,
Public Trust Office,
565 Hay Street, Perth.

ZZ202**TRUSTEES ACT 1962****NOTICE TO CREDITOR AND CLAIMANTS**

Alwyn Leslie Armstrong, late of Sherwin Lodge, Bullcreek Road, Rossmoyne, Western Australia, died on 29th day of December 1990 and creditors and other persons having claims (to which section 63 of the Act relates) in respect of his estate are required to send particulars of their claims to the executor Gregory Robert Boyle, care of Jackson McDonald, Solicitors, GPO Box M971, Perth WA 6001, Ref: EJC by the 5th day of November 1991 after which date he may convey or distribute the assets of the estate having regard only to the claims of which he then has notice.

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.

Anderson, Doris Ileen, late of 270 Preston Point Road, Bicton, Home Duties died 29 August 1991.

Balk, Willem Adrianus Theodorus Aloysius, late of 13 Steward Way, Orelia, died 21 September 1991.

Cameron, Brenda Maude, late of Como Nursing Home, Widow, died 23 September 1991.

Hodby, Mavis Hazel, late of Unit 2, 1 Kings Park Avenue, Crawley, Married Woman, died 25 August 1991.

Kemp, Mary Walker, late of 27A Heard Way, Glendalough, Retired School Teacher, died 27 July 1991.

McMillan, Agnes Augusta Donovan, late of Kimberley Nursing Home, Leederville, Widow, died 12 September 1991.

Peirl, Amy Ruth, formerly of Unit 1/23 Alvan Street, Mount Lawley, late of Charles Jenkins Hospital, Rowethorpe, Bentley, Widow, died 6 September 1991.

Shaw, Raymond, late of 338 Wharf Street, Shenton Park, Pensioner, died 15 April 1991.

Tobin, Leslie Norman, late of 32/42 Kathleen Avenue, Maylands, Retired Salesman, died 3 September 1991.

Dated this 4th day of October 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, Daniel Markus Gherardi of 19 Vance Place, Bullcreek, Assessor 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 630 Welshpool Rd, Wattle Grove.

I am the holder of a current licence issued under the Act.

Dated the 27th day of September 1991.

D. GHERARDI.

Appointment of Hearing

I hereby appoint the 5th day of November 1991 at 2.15 o'clock in the afternoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Perth.

Dated the 27th day of September 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.

ZZ302

INQUIRY AGENTS LICENSING ACT 1954**APPLICATION FOR LICENCE IN THE FIRST INSTANCE**

To the Court of Petty Sessions at Perth.

I, Michael John Johnston of 158 Corinthian Street, Riverton, 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 81 Manning Road Bentley.

Dated the 26th day of June 1991.

M. JOHNSTON, Signature of Applicant.

Appointment of Hearing

I hereby appoint the 29th day of October 1991 at 2.15 o'clock in the afternoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Perth.

Dated the 23rd of September 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.

ZZ401

AUSTRALIAN SECURITIES COMMISSION**CORPORATIONS LAW****A.C.N. 008 709 813***Turner Farms Pty. Ltd. (in liquidation)***Notice of Special Resolutions**

Notice is hereby given that at a meeting of members of Turner Farms Pty. Ltd. held on the 20th day of September 1991 the following Special Resolutions were passed—

That the company be wound up under the provisions applicable to a Members' Voluntary Liquidation, and that Diana Denise Newman be and is hereby appointed Liquidator of the company.

The the Liquidator is hereby authorised to distribute *in specie* such of the assets as she sees fit and on such conditions as she deems necessary to any one or more of the members of the company.

Dated this 24th day of September 1991.

D. D. NEWMAN, Liquidator.

Lodged by:
Bird Cameron Partners
Chartered Accountants
8 St George's Terrace
Perth W.A. 6000.

ZZ402

AUSTRALIAN SECURITIES COMMISSION

CORPORATIONS LAW

Form 546

Sub-regulation 5.6.65(1)

A.C.N. 008 709 813

Notice of Intention to Declare Dividend

Turner Farms Pty. Ltd. (in liquidation)

A dividend is to be declared on the 29th November 1991 in respect of the company.

Creditors whose debts or claims have not already been admitted are required on or before the 29th day of November 1991 formally to prove their debts or claims. In default, they will be excluded from the benefit of the dividend.

Dated this 24th day of September 1991.

D. D. NEWMAN, Liquidator.

Lodged by:
Bird Cameron Partners
Chartered Accountants
8 St George's Terrace
Perth W.A. 6000.

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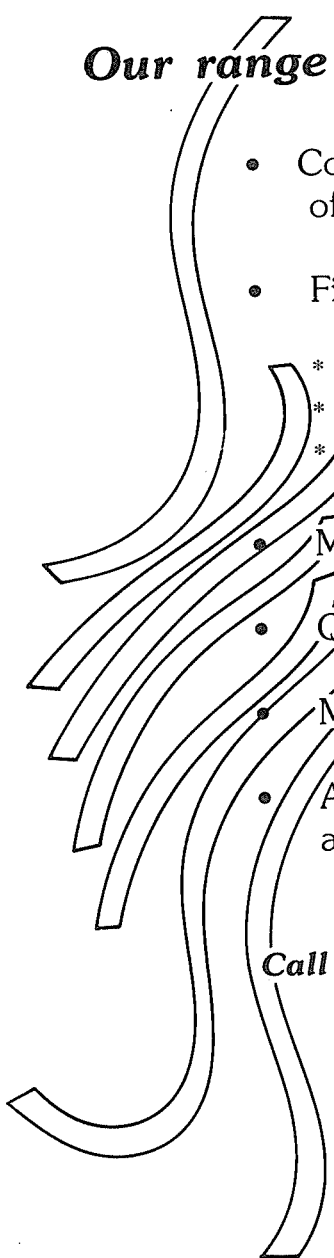
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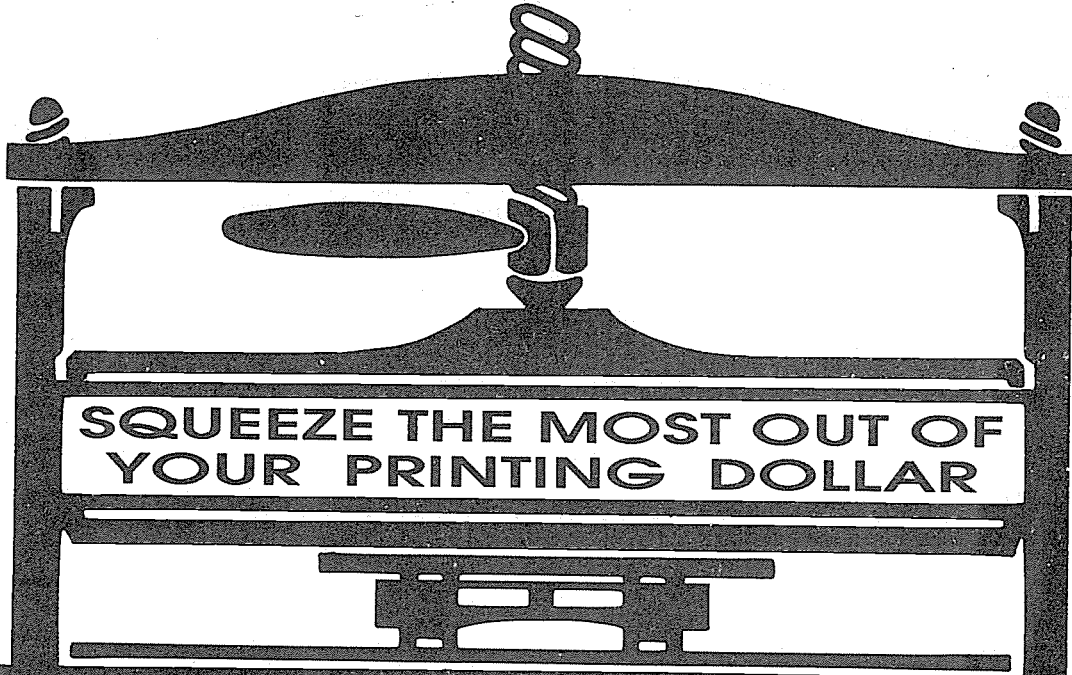
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