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767



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IMPORTANT NOTICE

CHANGE OF PUBLISHING DETAILS FOR 1992

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Tuesday publication:

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G. L. DUFFIELD, Director.

PROCLAMATIONS

AA101

MAIN ROADS ACT 1930 DECLARATION OF CONTROL OF ACCESS PROCLAMATION

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

MRD 90-1831.

Whereas by section 28A of the Main Roads Act 1930, it is provided that the Governor may on the recommendation of the Commissioner, by proclamation declare that any section or part of a road is subject to Control of Access, and the places only at which it may be entered or departed from; and whereas the Commissioner has recommended that the road sections delineated on the Drawings specified in Schedule 1 hereto shall be subject to Control of Access. Therefore, I the Governor, acting with the advice and consent of the Executive Council, in exercise of the powers conferred by section 28A of the Main Roads Act 1930, and pursuant to the said recommendations do hereby declare the road sections delineated on the Drawings and as generally described in Schedule 1 hereto shall be subject to Control of Access, and the places only at which it may be entered or departed from shall be as shown on the Drawings.

Given under my hand and the Public Seal of the said State at Perth this 4th day of February 1992.
By His Excellency's Command,

PAM BEGGS, Minister for Transport.

GOD SAVE THE QUEEN !

Schedule 1

Highway	Route No.	Local Government	Location of Route	Drawing No.
Reid Hwy	H21	Shire of Swan and City of Stirling	Mirrabooka Ave to Luderman Rd	9025-009
Reid Hwy	H21	Shire of Swan	Luderman Rd to Clyde Ave	9025-010
Reid Hwy	H21	Shire of Swan	Clyde Ave to Beechboro Rd	9025-011

ARTS

AR401

INDECENT PUBLICATIONS AND ARTICLES ACT 1902

I, Kay Hallahan, being the Minister administering the Indecent Publications and Articles Act 1902, acting in the exercise of powers conferred by subsection (1) of Section 10 of that Act, do hereby determine that the publications specified in the schedule below shall be classified as restricted publications for the purposes of that Act.

Dated this 29th day of January 1992.

KAY HALLAHAN, Minister for the Arts.

Schedule

21 January 1992

Title or Description; Publisher

AAG International (Velvet Letters) May 1991; Eton Publishing Company Inc.
Adam Film World Guide Jul. 1991 Vol. 14 No. 1; Knight Publishing Corp.
Adam Girls International (Special Edition) Jul. 1991 Vol. 2 No. 12; Knight Publishing Company.
Adam Girls International (Special Edition) Sep. 1991 Vol. 3 No. 1; Knight Publishing Company.
Adam Presents Couples Vol. 2 No. 2; Knight Publishing Corp.
Australian Penthouse (National Edition) Feb 1992 Vol. 13 No. 2; Ph Editorial Services Pty. Limited.
Australian Variations 1991 No. 31; Viva International Ltd.
Bedful of Women, A (by Gil Frenz); Sierra Publications.

Best of Genesis (Couples) 1992 Vol. 14 No. 3; Jakel Corp.
Best of Genesis (Friends & Lovers) 1992 Vol. 14 No. 5; Jakel Corp.
Best of Velvet Nov. 1991; Eton Publishing Company.
Bolt Apr. 1991 Vol. 3 Iss. 1; BPG Inc.
Bolt Jul. 1991 Vol. 3 Iss. 2; BPG Inc.
Cavalier Oct. 1991 Vol. 41 No. 10; Dugent Publishing Corp.
C. B. Hot Mama (by Melody Jameson); A Mature Media Paperback.
Cheri Oct. 1991 Vol. 16 No. 3; Cheri Magazine Inc.
Cheri Nov. 1991 Vol. 16 No. 4; Cheri Magazine Inc.
Chic May 1991 Vol. 15 No. 7; L. F. P. Inc.
Chic (Collector's Edition—XXX-Movie Star Issue) Sep. 1991 Vol. 15 No. 11; L. F. P. Inc.
Close Shave Vol. 3 No. 6; Leisure Plus Publications Inc.
Discotheque Dancer (by Leslie Felix); A Mature Media Paperback.
Elephant Parts Vol. 3 No. 7; Tristar Publications Ltd.
Escort Vol. 12 No. 1; Paul Raymond Publications Ltd.
Fotogirls Vol. 5 No. 12; Galaxy Publications Ltd.
Fox (Anniversary) 1991 Vol. 10 No. 5; Montcalm Publishing Corporation.
Friction Oct. 1991; Momentum Publishing Inc.
Gallery Feb. 1992 Vol. 20 No. 2; Montcalm Publishing Corporation.
Gas Vol. 3 No. 7; Tristar Publications Ltd.
Genesis (Collectors Edition) Sep. 1991 Vol. 19 No. 2; Jakel Corp.
Genesis (Collectors Edition) Feb. 1992 Vol. 19 No. 8; Jakel Corp.
Gent (Home of the D-Cups) Aug. 1991 Vol. 32 No. 8; Dugent Publishing Corp.
High School No. 14; Scandinavian Picture GMBH.
High Society Oct. 1991 Vol. 16 No. 10; High Society Magazine.
High Society Nov. 1991 Vol. 16 No. 11; High Society Magazine.
His Neighbor's Wife (Carnal Library); Star Distributors Ltd.
Hot Male Review Sep. 1991 Vol. 7 No. 6; Magcorp Publishing Company Inc.
Hot Stuf Oct. 1991 Vol. 1 No. 2; Sunshine Publishing Company Inc.
Hustler Sep. 1991 Vol. 18 No. 3; HG Publications Inc.
Hustler Busty Beauties Jul.-Aug. 1991; HG Publications Inc.
Hustler Humor Sep. 1991 Vol. 14 Iss. 7; HG Publications Inc.
Hustler Specials (Girls of Hustler) Vol. 3; HG Publications Inc.
Hustler Specials (Best of Chic) (International Edition) Jul.-Aug. 1991 Vol. 6; HG Publications Inc.
Hustler Specials (Hustler Hardest—Collector's Edition) Sep.-Oct. 1991 Vol. 7; HG Publications Inc.
Inches Aug 1991 Vol. 7 No. 6; Inches Inc.
Knave Vol. 23 No. 12; Galaxy Publications Ltd.
Latin Men Mar. 1991 Vol. 1 No. 2; Heat Publications Inc.
Latin Women Vol. 1 No. 1; Leisure Plus Publications Inc.
Leg Show Presents High-heeled Women Vol. 2 No. 6; Leg Glamour Inc.
Live Oct. 1991 Vol. 11 No. 7; Live Periodicals Inc.
Male Pictorial Jun. 1991; Liberation Publications Inc.
Mandate Jun 1991 Vol. 15 No. 6; Mandate Publications Ltd.
Men's Collection Vol. 7 No. 5; Portland Publishing Ltd.
Men's World Vol. 3 No. 12; Paul Raymond Publications Ltd.
Mostly Male (by Jess Ballard); Cameo Library Inc.
Nasty Photos Vol. 3 No. 2; Leisure Plus Publications Inc.
Obsessions Jun. 1991 Vol. 4 Iss. 3; BHB Inc.
Oralrama! #13 Vol. 3 No. 2; Leisure Plus Publications Inc.
Oriental Dolls Vol. 2 No. 1; Leisure Plus Publications Inc.
Outrage's Men No. 2; Designer Publications Pty. Ltd.
Penthouse Forum Feb. 1992 Vol. 22 No. 2; Forum International Ltd.
Playgirl Nov. 1991 Vol. 19 No. 6; Sherwood Katsoff.
Playguy Aug. 1991 Vol. 15 No. 8; Playguy Publications Ltd.
Price of the Prostitute (by Richard Bell); Carmen Classics.
Schwanger Girls No. 6; Odorfer-Verlags-GMBH.
Seventeen Special (Collectors Item) No. 37; Seventeen.
Sex Bizarre Dec. 1991 No. 53; Peter Theander.
Skinflicks Aug. 1991 Vol. 11 No. 4; Magcorp Publishing Company Inc.
Stag (Girls Over 40) Aug. 1991 Vol. 42 No. 9; Sawmill Publishing Corp.
Stallion Aug. 1991 Vol. 4 No. 5; Stallion Publications Inc.
Stars Jun. 1991 Vol. 5 Iss. 4; BHB Inc.
Stars Jul. 1991 Vol. 5 Iss. 5; BHB Inc.
Stars Aug. 1991 Vol. 5 Iss. 6; BHB Inc.
Swank Leisure Series (Shaved) Jun. 1991 Vol. 2 No. 3; Broadway Publishing Corp.
Teaser, The (by Shirley Miller); Deluxx Editions.
Thigh High Fall 1991 Vol. 1 No. 3; Man's World Publications Inc.
Thrills Vol. 1 No. 36; Power Radio Ltd.
Titbits Nov. 1991; Not Known.
Velvet's Guide (Couples X-Posed) Nov. 1991; Eton Publishing Company Inc.
Very Best of High Society, The (Collector's Edition No. 36) Vol. 7 No. 6; Drake Publishers Inc.

BUSH FIRES BOARD

BU401

**BUSH FIRES ACT 1954
SUSPENSION OF SECTION 25**

It is hereby notified that I, Graham Edwards administering the Bush Fires Act 1954, hereby revoke all previous orders under section 25B of the said Act with relation to the Denmark, Peaceful Bay and Ocean Beach Rubbish Disposal Sites situated on reserve No. 23067 McIntosh Road, Denmark, reserve No. 24510 at Peaceful Bay and Ocean Beach Caravan Park located on Part Plantagenet Location 2238 and pursuant to the powers contained in section 25B of the said Act, approve the suspension of the operations of section 25 that relate to a fire to be lit, or which is lit, for the purpose of destroying garden refuse or rubbish or any like purpose during the declared Prohibited and Restricted Burning Times on land set aside for the purpose in the Municipal district of the Shire of Denmark.

This notice shall have effect until revoked and is issued subject to the following specified conditions:
Denmark Rubbish Tip—McIntosh Road—Reserve 23067.

1. That the area of the dump as located on the above Reserve be burnt within the constructed perimeter firebreak.
2. A sign to be erected and maintained at the entrance of the site warning of prohibition of unauthorised lighting of fires and to inform the public that dumping in any other place is prohibited.
3. The burning on the dump be carried out only between Monday and Thursday in any week, inclusive, between 10.30 hours and 15.30 hours.
4. That the rubbish both burnt and unburnt be pushed up regularly.
5. That at least one Council employee, equipped with a fire unit be constantly in attendance during the burning.
6. The site to be checked for fire safety at 1700 hours on each day when burning has been carried out.
7. The Shire Clerk or the Chief Fire Control Officer for the Shire to be informed each day when burning is to be carried out.
8. No fires to be lit on land subject to this suspension on a day for which the fire danger forecast issued by the Bureau of Meteorology in Perth in respect of the locality is "Extreme" or "Very High".

Peaceful Bay Rubbish Disposal Site—Reserve 24510.

1. That the area of the dump as located on the above Reserve be burnt within the constructed perimeter firebreak.
2. A sign to be erected and maintained at the entrance of the site warning of prohibition of unauthorised lighting of fires and to inform the public that dumping in any other place is prohibited.
3. The burning on the dump be carried out only between Monday and Thursday in any week, inclusive, between 10.30 hours and 15.30 hours.
4. That the rubbish both burnt and unburnt be pushed up regularly.
5. That at least one Council employee, equipped with a fire unit be constantly in attendance during the burning.
6. The site to be checked for fire safety at 1700 hours on each day when burning has been carried out.
7. The Shire Clerk or the Chief Fire Control Officer for the Shire to be informed each day when burning is to be carried out.
8. No fires to be lit on land subject to this suspension on a day for which the fire danger forecast issued by the Bureau of Meteorology in Perth in respect of the locality is "Extreme" or "Very High".

Ocean Beach Caravan Park Rubbish Disposal Site—Part Plantagenet Location 2238.

1. That the graded 10m break around the location perimeter be maintained by the Shire.
2. That the buffer created by the two parallel 3m breaks internal to the said location, be burnt as the vegetation cures.
3. That all burning of refuse be done only within the trench provided.
4. Burning to be carried out daily Monday to Saturday inclusive and only between 1800 hours and midnight.
5. Two men and a fire fighting unit to be in attendance when burning is being carried out.
6. That all fires lit under the conditions stated must be checked for safety prior to and immediately after extinguishment.
7. A sign to be erected at the dump area warning of the prohibition of unauthorised lighting of fires. Said sign to be maintained in good condition.

8. No fires to be lit on a day for which the fire danger forecast issued by the Bureau of Meteorology in Perth in respect of the locality is "Very High" or "Extreme".
9. That the Shire Clerk, Chief Fire Control Officer or his Deputy be advised by 1700 hours on the day when it is intended to burn.

GRAHAM EDWARDS, Minister for Emergency Services.

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 Office of Justice of the Peace for the State of Western Australia—

Hedley Brooke Fowler of "Kuranda", North Delyanine Road, Wagin.

Jennifer June Franklin of 399 Austin Street, Cue and 354 Austin Street, Cue.

Accepted the following resignations from the Office of Justice of the Peace for the State of Western Australia—

Benjamin Jack Allen of 7/16 Comer Street, Como.

Gerard Douglas Gibbs of 4 Waltham Court, Bateman.

Gerald Percy Wild of 80 Culeenup Road, Yunderup.

D. G. DOIG, Under Secretary for Law.

CW402

COMMISSIONER FOR DECLARATIONS

Notice

It is hereby notified for public information that Doretta Hardinge of Nollamara whose appointment as a Commissioner for Declarations was notified in the *Government Gazette* of 4 September 1987 on page 3485 is to be known as Doretta Holm.

D. G. DOIG, Under Secretary for Law.

CW403

COMMISSIONER FOR DECLARATIONS

Notice

It is hereby notified for public information that Vivien Lesley Hope of Mt Helena whose appointment as a Commissioner for Declarations was notified in the *Government Gazette* of 11 June 1976 on page 1856 is to be known as Vivien Lesley Dewar.

D. G. DOIG, Under Secretary for Law.

CW404

COMMISSIONER FOR DECLARATIONS

Notice

It is hereby notified for public information that Janice Margaret Petrelis of Mundaring whose appointment as a Commissioner for Declarations was notified in the *Government Gazette* of 17 November 1972 on page 4390 is to be known as Janice Margaret Henderson.

D. G. DOIG, Under Secretary for Law.

CW405

COMMISSIONER FOR DECLARATIONS

Notice

It is hereby notified for public information that the Hon Attorney General has accepted the resignation of—

Gerard Douglas Gibbs of 4 Waltham Court, Bateman

as a Commissioner for Declarations under the Declarations and Attestations Act 1913.

D. G. DOIG, Under Secretary for Law.

EDUCATION

ED401

EDITH COWAN UNIVERSITY ACT 1984

Office of the Minister for Education,
Perth 1991.

It is hereby notified that His Excellency the Governor in Executive Council, acting under the provision of section 27 of the Edith Cowan University Act 1984, has approved Statute No. 24 (Academic Board).

KAY HALLAHAN, Minister for Education.

EDITH COWAN UNIVERSITY

Statute No. 24

Academic Board

1. Definitions

In this Statute unless the contrary intention appears—

“Board” means the Academic Board established by section 18 of the Act.

“commencement date” means the date on which this Statute comes into operation.

“University Board” means the board established by the Council under that name and which is superseded by the Academic Board.

2. Functions and Duties of the Board

The functions and duties of the Board shall include—

- (a) The discussion and submission to the Council of opinions and recommendations on academic policy, academic development, the admission of students, instruction, studies and examinations, research, the admission to degrees, the discipline of the University and any other matters which in the opinion of the Academic Board are relevant to the objects of the Act;
- (b) The consideration of reports and recommendations of the Faculties, through their Deans or Faculty Boards, and of other committees on matters pertinent to the functions of the Board; and
- (c) The furnishing to the Council and Vice-Chancellor of reports and recommendations on all matters referred to it by the Council and Vice-Chancellor.

3. Constitution of the Board

The Board shall consist of the following persons—

- (a) the Vice-Chancellor;
- (b) the Deputy Vice-Chancellors;
- (c) the Deans;
- (d) the Principal of the Bunbury campus;
- (e) the Professors of discipline as appointed but not exceeding nine;
- (f) the Heads of Schools provided that the Director of the Academy shall nominate one Head of School only to sit on the Board for a period two years;
- (g) six members elected by academic staff, provided that there shall not be more than one person from each faculty including the Western Australian Academy of Performing Arts;
- (h) the University Librarian;
- (i) the Head of External Studies;
- (j) two students elected by the students;
- (k) the Executive Director (Administration);
- (l) the President of the Academic Staff Association;

- (m) the President of the Student Guild;
- (n) up to three members co-opted by the Board.
- 4. Election of Chairperson and Deputy Chairperson
 - (a) The Board shall elect from amongst its membership a Chairperson.
 - (b) The Board shall elect from amongst its membership a Deputy Chairperson.
- 5. Election of Members
 - (a) Subject to this Statute and when the number of Professors of discipline exceeds nine an election shall be held by and of the Professors of discipline to determine the six Professors of discipline who shall sit on the Board.
 - (b) Elections held to elect persons to the Board pursuant to section 3 (g) shall be conducted by the faculties and by such methods as determined by the respective Faculty Boards or in the case of the Western Australian Academy of Performing Arts the Academic Committee.
 - (c) Elections held to elect persons to the Board pursuant to section 3 (j) shall be conducted by the Student Guild and by such methods as determined by the Student Guild.
- 6. Terms of Office
 - (a) Subject to the provisions of subsection (b) of this section—
 - (i) persons holding office pursuant to sections 3 (a), 3 (b), 3 (c), 3 (d), 3 (f), 3 (h), 3 (i), 3 (k), 3 (l) and 3 (m), shall hold office for the term of his or her office in the position as described by the appropriate section;
 - (ii) persons holding office pursuant to section 3 (e) shall hold office for the term of his or her office in the position as described except that when such persons are elected to office pursuant to section 5 (a) they will hold office for a period not exceeding three years;
 - (iii) persons holding office pursuant to section 3 (g) and 3 (n) shall hold office for a period not exceeding three years;
 - (iv) persons holding office pursuant to section 3 (j) shall hold office for a period not exceeding one year.
 - (b) The following limitations shall apply to the holding of office on the Board—
 - (i) persons holding office pursuant to section 3 (e) by election are not eligible for further periods of membership following the expiry of a third consecutive term of office;
 - (ii) persons holding office pursuant to section 3 (g) are not eligible for further periods of membership following the expiry of a third consecutive term of office;
 - (iii) persons holding office pursuant to section 3 (j) are not eligible for further periods of membership following the expiry of two consecutive terms of office;
 - (iv) a person elected as Chairperson shall hold office for a period not exceeding three years and will be eligible for re-election;
 - (v) a person elected as Deputy Chairperson shall hold office for a period not exceeding three years and will be eligible for re-election.
- 7. Meetings
 - (a) The Chairperson of the Board shall preside at all meetings at which he or she is present. If the Chairperson is not present at any meeting the Deputy Chairperson shall preside.
 - (b) If at any meeting of the Board the Chairperson is not present and the Deputy Chairperson is not present the members present shall elect a member to preside at that meeting and such a member has all the powers and duties of the Chairperson of the Board.
 - (c) The Board shall hold such meetings as are necessary for the performance of its functions.
 - (d) The Vice-Chancellor or Chairperson of the Board may at any time convene a meeting of the Board at any time and shall convene a meeting of the Board when requested in writing by any 4 members of the Board.
 - (e) Subject to the requirements of this section the Board may regulate its own procedure in such manner as it thinks fit.
 - (f) A member of the Board is not entitled to vote either on the Board or in any committee of the Board on any question in respect of which he or she has a direct pecuniary interest, and if a member of the Board so votes his or her vote shall be disregarded.
 - (g) At a meeting of the Board—
 - (i) not less than one half of the total number of members for the time being forms a quorum;
 - (ii) a question arising at the meeting shall be determined by a majority of the valid votes of the members present.
 - (h) in the event of a quorum not being present within 30 minutes after the time appointed for a meeting, the meeting shall be adjourned to a time not later than 14 days after the date of such adjournment;

- (i) At a meeting—
 - (i) all motions shall be passed on the basis of a majority of the valid votes of members present;
 - (ii) the Chairperson of the Board shall have a deliberative vote only;
 - (iii) when any question voted upon by the Board results in an equal number for and against, the Chairperson of the Board shall declare the question lost.
 - (j) A resolution of the Board shall not be rescinded unless notice of the intention to propose such rescission is placed on the agenda of a meeting.
 - (k) No act or thing done by the Board is invalidated, prejudiced or affected by reason of any vacancy in the membership of the Board or any failure to appoint or elect any member of the Board, or any defect or irregularity in the appointment or election of any person purporting to be a member so long as a quorum of the Board remains.
8. Committees of the Board
- (a) The Board from time to time may—
 - (i) appoint Committees either for general or specific purposes;
 - (ii) require a Committee to advise the Board in respect of any matter or class of matters;
 - (iii) require a Committee to report to the Board on its activities at such times and in such manner as the Board directs.
 - (b) The membership of Committees appointed by the Board shall be determined by the Board and may include up to a maximum of five persons who are not members of the Board.
 - (c) The Vice-Chancellor of the University or his or her nominee shall be an *ex officio* member of all Committees established by the Board.
9. Review of Statute
- (a) This Statute shall be reviewed by the Board when the number of Professors of discipline exceeds nine in number. The Board will report and make recommendations to the Council on the result of the review.
 - (b) The review required by subsection (a) of this section shall commence within 6 consecutive weeks of the number of Professors of discipline exceeding nine and a report shall be submitted to Council within 16 weeks of the date of commencement.
10. Transitional Arrangements
- (a) A reference to the University Board whether by that name or a similar name or in an abbreviated form of that name in any document made before the commencement date shall be construed as a reference to the Academic Board as established by this Statute, unless because of the context it would be inappropriate to construe the reference in that manner.
 - (b) Committees established as committees of the University Board shall continue in operation after the commencement date with the same terms as reference and membership provisions until such time as other arrangements are made by the Board.

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

R. FRENCH, Chancellor.
D. A. JECKS, Vice Chancellor.

FISHERIES

FI301

FISHERIES ACT 1905

SHARK BAY SNAPPER LIMITED ENTRY FISHERY AMENDMENT NOTICE 1992

Notice No. 530

FD 374/78.

Made by the Minister under section 32.

Citation

1. This notice may be cited as the *Shark Bay Snapper Limited Entry Fishery Amendment Notice 1992*.

Principal Notice

2. In this notice the *Shark Bay Snapper Limited Entry Fishery Notice No. 455** is referred to as the principal notice.

Clause 2 amended

3. Clause 2 of the principal notice is amended by inserting in alphabetical order the following—

- (a) "Shark Bay Beach Seine and Mesh Net Fishery means the part of the Fishery within the waters of Shark Bay lying south of a line commencing at the intersection of 25°30'30" south latitude and the high water mark on the mainland and extending due west to a point on the high water mark of Dirk Hartog Island south of Cape Levillian."; and
- (b) "Standard container means a container made of plastic or similar material having a capacity of 32 litres and the following internal measurements—
 - Length at top—597 mm
 - Breadth at top—362 mm
 - Depth—203 mm."

Clause 10 amended

4. Clause 10 of the principal notice is amended by inserting after subclause (3) the following subclauses—

- "(4) A person who operates a boat—
 - (a) with an "A" or "B" class licence; or
 - (b) endorsed under Clause 15 or 17,may not take or attempt to take snapper in the area of the Shark Bay Beach Seine and Mesh Net Fishery at any time.
- (5) Only boats with their fishing boat licences endorsed permitting the boat to—
 - (a) be used for the taking of snapper within the Shark Bay Beach Seine and Mesh Net Fishery; or
 - (b) operate within the Shark Bay Beach Seine and Mesh Net Fishery; may take or attempt to take snapper from within the area of the Shark Bay Beach Seine and Mesh Net Fishery at any time."

Clause 11 amended

5. Clause 11 of the principal notice is amended by inserting in subclause (1) (a) (ii) after the word "clause" the following—

"10 (5),".

Clause 12 amended

6. Clause 12 of the principal notice is amended by inserting in order the following subclause—

- "(7) (a) A licensee who does not take his full unit entitlement during the peak season in any one year may, prior to the 1st January of the following year, apply in writing to the Minister for approval to carry over to the following peak season the unused portion of his unit entitlement, provided that the unit entitlement carried over shall not exceed 0.5 of a unit.
- (b) If the Minister approves a carry over of unit entitlement in accordance with subclause (a) then that carried over unit entitlement shall only apply to the following peak season and shall not be carried over to any subsequent year.
- (c) To calculate the unit entitlement carry over for any year the following formula shall be used—
 - A-B = C where—
 - "A" = the endorsed unit entitlement allocated in accordance with subclause 12 (3);
 - "B" = the units taken during the current peak season; and
 - "C" = the carry over for the following peak season only (subject to subclause 12 (7) (a)).
- (d) The provisions of this subclause shall apply to "A" and "B" Class licences only."

Clause 14 amended

7. Clause 14 of the principal notice is amended—

- (a) in subclause (1) (b) by deleting the words "clause 15 and 17" and substituting the following—
 - "either clause 10 (5), 15 or 17"; and

(b) by deleting subclauses (2) and (3) and substituting the following—

“(2) A person referred to in subclause (1) shall not land, or allow or permit a person to land, snapper in standard containers unless a catch and consignment note as prescribed in clause 18 has been completed and delivered to the Inspector, his office or a place nominated by the Inspector at Carnarvon or Denham.

(3) A person referred to in subclause (1) shall not land, or allow or permit a person to land, snapper in containers other than standard containers unless—

(a) the snapper are landed between 0600 hours and 1800 hours on any day; and

(b) an inspector is in attendance.”.

Clause 16 is amended

8. Clause 16 of the principal notice is amended in subclause (2) (a) by deleting Area 2 and substituting the following—

“Area 2

All the waters within three (3) nautical miles of Koks Island, Cape St Cricq and Cape Inscription together with all the waters within one (1) nautical mile of Bernier, Dorre and Dirk Hartog Islands and within one (1) nautical mile of the mainland of Western Australia from Steep Point south to the parallel of 26°30' south latitude.

Clause 18 amended

9. Clause 18 of the principal notice is amended—

(a) in subclause (2) by—

(i) inserting “standard” before the word “containers” where it appears in the second line; and

(ii) deleting the words “such that the precise weight of snapper cannot be readily determined at the point of landing”;

(b) in subclause (2) (a) by inserting after “snapper”, the words “catch and”;

(c) in subclause (3) by inserting before the word “consignment”, the words “catch and”; and

(d) by deleting subclause (4).

Schedule amended

10. The schedule to the principal notice is amended by deleting—

“excluding that part of the waters of the Shark Bay Beach Seine and Mesh Net Fishery lying south of a line commencing at the intersection of 25°30'30" south latitude and the high water mark on the mainland and extending due west to a point on the high water mark of Dirk Hartog Island south of Cape Levillian.”.

[*Published in the Gazette of 6 July 1990. For amendments to 10 December 1991 see Notice No. 496 published in the Gazette of 10 May 1991.]

Dated this sixth day of February 1992.

GORDON HILL, Minister for Fisheries.

HEALTH

HE401

RADIATION SAFETY ACT 1975

Health Department of WA,
Perth, 4 February 1992.

521/91 Exco. No. 0265.

His Excellency the Governor in Executive Council has appointed, under the provisions of section 13 (2) (b) (v) of the Radiation Safety Act 1975 Professor L. A. Cala as deputy member to Dr N. D. Costa of the Radiological Council for the period ending 6 May 1994.

PETER J. BRENNAN, Commissioner of Health.

HE402

DENTAL ACT 1939

Health Department of WA,
Perth, 4 February 1992.

1066/91 Exco 0266.

His Excellency the Governor in Executive Council has appointed, under the provisions of the Dental Act 1939, Mr P. J. Colgan as a member of the Dental Board of Western Australia, for the period ending 12 August 1993.

PETER J. BRENNAN, Commissioner of Health.

LAND ADMINISTRATION

LA101

CORRIGENDUM

File Ref: 400/1987.

In the Road Dedication on page 253 of *Gazette* No. 7 dated the 17th January 1992, an error occurred and is corrected as follows—

ROAD DEDICATION

It is hereby notified that the Minister for Lands has approved, pursuant to section 288 of the Local Government Act, the dedication as public street Margaret ROW—Road No. 18338 from Saw Street to Angelo Street and Road No. 18339 extending south-westerly along the south-eastern boundary of Carnarvon Sub Lots 7 and 8 from Margaret ROW to the closed portion of William Street and also the land as described in the abovementioned resumption notice.

By Order of the Minister for Lands,

Dated this 11th day of February 1992.

A. SKINNER, Chief Executive Officer.

LA401

LOCAL GOVERNMENT ACT 1960

DECLARATION OF CLOSURE OF STREETS

Made by the Minister for Lands

Under Section 288A

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

Schedule

1. City of Stirling (DOLA File 2404/987; Document No. E780443; Closure No. S432). The whole of Butt Lane (Road No. 7111) shown coloured blue on page 7 of Road Closure and Disposal Document E780443.

Public Plan: BG34 (2) 16.26 (Perth).

2. Town of Kwinana (DOLA File 201/967; Closure No. K1056). All that portion of Hogg Road (Road Nos. 13875 and 12329); from the northeastern side of Sutton Road (Road No. 13874) to the southwestern side of Railway Reserve.

Public Plan: BG33 (2) 08.39 (Peel).

3. Shire of Carnarvon (DOLA File 2127/990; Document No. E788603; Closure No. C1241). Those rights-of-way shown coloured blue on page 7 of Road Closure and Disposal Document E788603.

Public Plan: AN 54 (2) 08.05, 09.05 (Carnarvon).

4. Shire of Collie (DOLA File 1455/972 V3; Closure No. C1240). All those portions of Morrison Way now comprised in the land the subject of DOLA Survey Plan 17628.

Public Plan: BG30 (2) 30.31 (Collie).

5. Shire of Denmark (DOLA File 3721/921; Closure No. D753). All those portions of the surveyed roads now comprised in Hay Location 2368 shown bordered red on DOLA Survey Diagram 90259.

Public Plan: BH26 (2) 30.08 (Nornalup).

6. Shire of Harvey (DOLA File 1865/991; Closure No. H112). All that portion of Myalup Beach Road (Road No. 9768) now comprising Myalup Lot 3 shown bordered pink on DOLA Survey Diagram 90408.

Public Plan: BG31 (2) Pt. 04.16, 04.17 (Myalup).

7. Shire of Kalamunda (DOLA File 1930/950; Closure No. K1055). The whole of the surveyed road now comprised in Canning Location 3766 shown bordered pink on DOLA Survey Diagram 90419. Public Plan: BG34 (2) 24.22 (Perth).

8. Shire of Northampton (DOLA File 1415/991; Document No. E780442; Closure No. N707). The whole of the widening shown coloured blue on page 7 of Road Closure and Disposal Document E780442.

Public Plan: BE44 (2) 03.19 (Horrocks).

A. A. SKINNER, Chief Executive Officer,
Department of Land Administration.

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—the sale by public auction or private contract the land hereunder described, such land being no longer required for the work for which it was acquired.

Land

File No. 463/992.

Portion of Canning Location 2 and being part of the land on Plan 9191 and being the whole of the land comprised in Certificate of Title Volume 242 Folio 11A as is shown more particularly delineated and coloured green on Plan LAWA 869.

Land

File No. 509/992.

Katanning Lot 1023 held as Reserve 42038 as is shown more particularly delineated and coloured green on Plan LAWA 870.

Land

File No. 2814/991.

Wagin Lot 225 being the whole of the land contained in Certificate of Title Volume 1017 Folio 585 as is shown more particularly delineated and coloured green on Plan LAWA 868.

Land

File No. 2823/991.

Katanning Lot 170 being the whole of the land contained in Certificate of Title Volume 304 Folio 31 as is shown more particularly delineated and coloured green on Plan LAWA 867.

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

LB401

LOCAL GOVERNMENT ACT 1960
DECLARATION OF PUBLIC STREETS

Orders of the Minister for Lands
Made under Section 288

At the request of the local governments nominated, each piece of land specified in the Schedule is now declared to be absolutely dedicated as a public street.

Schedule

1. Shire of Coolgardie (DOLA File 826/980). Road No. 18387 (Great Eastern Highway). A strip of land, commencing at the easternmost boundary of Reserve 17101 and extending generally northeastwards to terminate at the westernmost boundary of Coolgardie Townsite. (Widening). A strip of vacant Crown land as delineated and coloured mid-brown on DOLA Survey Diagram 90246.

Public Plan: CF37 (2.5) 08.12 (Coolgardie); Coolgardie Regional 1:10000; Kalgoorlie 1:250000.

2. Shire of Swan (DOLA File 1488/968). Road No. 14095 (Partridge Street) (Extension). All that portion of land, plus widenings, as delineated and coloured brown on Office of Titles Plan 8644 (Sheet 1).

Public Plan: BG34 (2) 20.38 (Perth).

3. Shire of Wagin (DOLA File 835/989). Road No. 2515 (Noble Road) (Widenings). Those portions of vacant Crown land as delineated and coloured mid-brown on DOLA Survey Diagram 89606.

Public Plan: 2331—IV S.W. (Highbury).

4. Shire of Wongan-Ballidu (DOLA File 1382/990). Road No. 10786 (Patterson Street) (Extension). A strip of land, 20.12 metres wide, extending southwestwards from the southwestern side of Stickland Street to the northeastern side of Wongan Road (Road No. 5616).

(Widening). the whole of the widening as delineated and coloured dark brown on DOLA Survey Diagram 89717.

Public Plan: BH 37 (2) 23.23, 24.23 (Wongan Hills).

5. Shire of Yilgarn (DOLA File 1802/991). Road No. 18383. A strip of land, varying in width, commencing at the southernmost boundary of Southern Cross Townsite and extending southeastwards to terminate at the northernmost boundary of Jilbadji Location 373.

Public Plan: BM (10) 04.05 (Southern Cross); Marvel Loch 1:50000.

A. A. SKINNER, Chief Executive Officer,
Department of Land Administration.

LOCAL GOVERNMENT

LG101

CORRIGENDUM
LOCAL GOVERNMENT ACT 1960
City of Melville
SCHEDULE OF FEES AND CHARGES
Facilities of the Council

It is hereby notified for public information that Schedule of Fees and Charges notice published on page 419 of the *Government Gazette* dated January 24/1992 requires the following amendment—

Bull Creek Hall (rate/hr):

non profit group \$7.00

JUNE BARTON, Mayor.

GARRY G. HUNT, City Manager/Town Clerk.

LG401

CITY OF ARMADALE
Honorary Inspector

Notice is given that pursuant to the provisions of section 665A (2) of the Local Government Act, Mr C. Raabe of Bedfordale has been appointed as an Honorary Litter Inspector for Reserve A4561, Bungendore Park.

J. W. FLATOW, City Manager/Town Clerk.

LG402

DOG ACT 1976
CITY OF BUNBURY

It is hereby notified for public information that Karen Leanne Collins has been appointed by the Council of the City of Bunbury to exercise the powers of a Registration Officer and has been authorised for the purposes of the Dog Act 1976 to register dogs.

V. S. SPALDING, Town Clerk.

LG403

CITY OF MANDURAH
Municipal Fund Summary of Financial Activity
For period ended 30th June 1991
Particulars

Operating Section	Income \$	Expenditure \$
General Purpose Income	6 766 103	
General Administration	34 166	1 132 293
Law, Order, Public Safety	76 603	247 784
Health	9 518	196 330
Welfare	148 674	150 880
Community Amenities	1 278 204	1 478 358
Recreation and Culture	891 346	1 985 889
Transport	24 798	1 217 332
Economic Services	154 289	283 349
Other Property and Services	409 585	254 475
Finance and Borrowing	976 643	1 277 355
Total Operating Income and Expenditure	10 769 929	8 224 045
Capital Section	\$	\$
General Administration	224 133	296 005
Law, Order, Public Safety	61 755	97 993
Health	29 353	35 333
Welfare	26 381	52 433
Community Amenities	29 100	95 440
Recreation and Culture	448 919	797 647
Transport	1 309 932	2 446 103
Economic Services	25 871	40 812
Other Property and Services	1 000 031	244 969
Fund Transfers		1 201 562
Finance and Borrowing	263 951	960 811
Total Capital Income/Expenditure	3 419 426	6 269 108
Total Operating and Capital Income/Expenditure	14 189 355	14 493 153
Surplus 1 July 1990 B/Fwd	546 453	
	14 735 808	14 493 153
Surplus 30 June 1991 C/Fwd		242 655
	\$14 735 808	\$14 735 808

Balance Sheet as at 30th June 1991

Current Assets	\$
Municipal Fund	1 271 227
Non Current Assets	
Trust Fund	1 867 291
Loan Fund	1 038 910
Reserve Fund	2 045 783
Deferred Assets	
Municipal Fund	2 066 786
Overdraft	66 275
Fixed Assets	
Municipal Fund	12 299 881
	\$20 656 153
Current Liabilities	\$
Municipal Fund	1 080 668
Non Current Liabilities	
Trust Fund	1 867 291

Deferred Liabilities	\$
Municipal Fund	7 691 525
Overdraft	66 275
	<hr/>
	\$10 705 759

Total Net Amounts as Represented by Capital
Accumulation Account

	\$
Municipal Fund	6 865 701
Loan Fund	1 038 910
Reserve Fund	2 045 783
	<hr/>
Total	\$9 950 394

I hereby certify that the Balance Sheet of the City of Mandurah as at 30 June 1991 and the supporting schedules 2 to 27 for the year ended on that date, are to the best of my knowledge true and correct and in accordance with the books of account of the City of Mandurah and that the books of account and other accounting records are maintained in accordance with the Local Government Act 1960 and Local Government Accounting Directions 1985.

K. W. DONOHOE, City Manager/Town Clerk.

LG901

LOCAL GOVERNMENT ACT 1960

City of Melville

NOTICE OF INTENTION TO BORROW

Proposed Loan No. 361 of \$30 000

Pursuant to section 610 of the Local Government Act 1960, the City of Melville hereby gives notice that it proposed to borrow money, by the sale of a debenture, repayable at the office of the lender, by equal half yearly instalments of principal and interest (with interest rate renegotiable on a 4 to 5 year cycle) for the following term and purpose—

Loan No. 361—\$30 000—10 Year Term—Reticulation and Water Supply.

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

Dated this tenth day of February 1992.

JUNE BARTON, Mayor.

GARRY G. HUNT, City Manager/Town Clerk.

LG902

LOCAL GOVERNMENT ACT 1960

City of Bunbury

Notice of Intention to Borrow

Proposed Loan No. 256 of \$25 000

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 256 of \$25 000 for a period of six years with interest at ruling Treasury Rates repayable at the Office of the Council, by twelve 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: New Building Koombana Bay for the Bunbury Dolphin Trust.

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 publication of this notice.

Dated this 11th day of February, 1992.

E. C. MANEA, Mayor.

V. S. SPALDING, Town Clerk/City Manager.

LG903

LOCAL GOVERNMENT ACT 1960*Shire of Perenjori***Notice of Intention to Borrow Proposed Loan
No. 81 of \$252 000**

Pursuant to section 610 of the Local Government Act 1960, the Shire of Perenjori hereby gives notice that it proposes to borrow money by sale of debentures on the following terms for the following purposes \$252 000 for a term of four years at the ruling rate of interest. Repayable at the office of Council by half yearly instalments of principal and interest. Purpose, renegotiate and consolidate Councils loans No. 42, 58 and 79.

Plans, specifications, estimates and costs as required under section 609 of the Local Government Act are open for inspection at the Shire Office during normal office hours for thirty five days after publication of this notice.

Dated 12 February 1992.

W. L. KING, President.
J. R. GILFELLON, Shire Clerk.

MAIN ROADS

MA501

**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 South Perth District, for the purpose of the following public works namely, control of access, Kwinana Freeway and that the said pieces or parcels of land are marked off on Plan MRD WA 7825-80 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	City of South Perth	Hon. Minister for Works	Portion of Canning Location 37, being the right of way between Davilak and Wooltana Streets shown coloured brown on Plan 3486 and being part of the land comprised in Certificate of Title Volume 1418 Folio 856.	970 m ²

Dated this 12th day of February 1992.

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

MA502

MRD 42-161-G

**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 Chittering District, for the purpose of the following public works namely, reconstruction of the Bindoon-Moora Road and Great Northern Highway Intersection (SLK section 67.58) and that the said pieces or parcels of land are marked off on Plan MRD WA 9010-116 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.	Yunggamurra Nominees Pty Ltd	Yunggamurra Nominees Pty Ltd	Portion of each of Swan Locations 1372 and 1414 and being part of Lot 101 on Diagram 53179 and being part of the land comprised in Certificate of Title Volume 1498 Folio 991	2 980 m ²
2.	Glen Hamilton Lovell and Shirley Mary Lovell	G. H. and S. M. Lovell	Portion of Swan Location 1372 and being part of Lot 5 on Plan 6638 and being part of the land comprised in Certificate of Title Volume 1522 Folio 718	2 800 m ²
3.	Karrawirra Properties Pty Ltd	Karrawirra Properties Pty Ltd	Portion of Swan Location 5929 and being part of the land comprised in Certificate of Title Volume 1695 Folio 670	600 m ²
4.	Gregory Edward Stephens	G. E. Stephens	Portion of Swan Location 5935 and being part of the land comprised in Certificate of Title Volume 1252 Folio 70	124 m ²
5.	Syldon Enterprises Pty Ltd	Rosswell Bruce Jones Lessee <i>vide</i> Caveat E727680	Portion of Swan Location 1372 and being part of Lot 4 on Plan 6638 and being part of the land comprised in Certificate of Title Volume 1522 Folio 716	320 m ²

Dated this 12th day of February 1992.

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

MINES

MN401

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines,
Norseman.

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

P. G. MALONE, Warden.

To be heard in the Warden's Court, Norseman, on the 11th March 1992.

P63/613—Australis Mining N.L.

P63/679—P. K. Purkait.

MN402

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Mines,
Mt Magnet,
29th January 1992.

In accordance with Regulation 49 (2) (c) of the Mining Act 1978-1983, 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.

S. A. HEATH, Warden.

To be heard in the Warden's Court Mt Magnet on the 24th March 1992.

EAST MURCHISON MINERAL FIELD

P57/643—Woolgrove, John Christian.

MURCHISON MINERAL FIELD

Cue District

P20/1359—McLarty, Peter Richard; McLarty, William James; Radovanovic, Jefto.

Day Dawn District

P21/440—Austminex NL.

P21/442—Marmino, Joe; Vazey, Shane William Henry.

Mt Magnet District

P58/736—Ackley, Kevin Maurice; Sheppard: Robert Ernst John.

P58/739—Longmuir, Christopher John; Nichols, Steven Jeremy Troup.

P58/740—Longmuir, Christopher John; Nichols: Steven Jeremy Troup.

P58/741—Longmuir, Christopher John; Nichols: Steven Jeremy Troup.

YALGOO MINERAL FIELD

P59/878—Arnhem Holdings Pty. Ltd.

P59/1002—Vodanovich: Anthony.

MN403

MINING ACT 1978

Notice of Intention to Forfeit

Department of Mines,
Perth WA 6000.

In accordance with Regulation 50 (b) of the Mining Act 1978, notice is hereby given that unless the rent due of the undermentioned leases and licences is paid on or before 6 March 1992 it is the intention of the Hon. Minister for Mines under the provisions of sections 97 (1) and 96A (1) of the Mining Act 1978 to forfeit such covenant, *viz*, non-payment of rent.

D. R. KELLY, Director General of Mines.

Number; Holder; Mineral Field.

Exploration Licences

08/104—Ladyman, Christopher Robin, Pownall, Kathleen Mary; Ashburton.

08/109—Nicholls, Brian Stephen, Pownall, Kathleen Mary; Ashburton.

08/349—Ramirez, Arnold James; Ashburton.

09/162—Rimbal Pty Ltd; Gascoyne.

15/169—Goode, William Donald, Gould, Albert Roy, Gould, Gilbert Alfred, Gould, Robert John; Coolgardie.

15/178—Gwalia Minerals NL; Coolgardie.

15/186—Gould, Albert Roy, Gould Robert John; Coolgardie.

20/124—Eldorado Resources NL; Murchison.

31/50—Dymaton Pty Ltd; North Coolgardie.

37/214—Barnes, Flloyd Cyril, Hoar, Graham Peter; Mt Margaret.

39/43—Austmin Gold NL, Croesus Mining NL; Pilbara.

45/935—Snowball Pty. Ltd; Pilbara.

46/136—Morrell, John David; Pilbara.

47/442—Zappacosta, Wilhelm Nicholas; Pilbara.

53/179—Csak, Jozsef; Salkanovick, Frederick; East Murchison.

63/195—Fraser Range Granite NL; Dundas.

63/196—Fraser Range Granite NL; Dundas.

69/283—Growth Resources NL; Warburton.

69/284—Growth Resources NL; Warburton.

70/525—Simto Resources Ltd; South West.

70/526—Simto Resources Ltd; South West.

70/527—Simto Resources Ltd; South West.

70/644—Black Swan Pacific NL; Polaris Pacific NL; Roebuck Resources NL; South West.

70/793—Eldorado Resources NL; South West.

70/1015—Thornton, Robert Jeffrey; Goldhill Corporation Pty. Ltd; South West.

70/1016—Thornton, Robert Jeffrey; Goldhill Corporation Pty. Ltd; South West.

70/1017—Thornton, Robert Jeffrey; Goldhill Corporation Pty. Ltd; South West.

77/38—Outokumpu Australia Pty Ltd; Yilgarn.

77/108—Cyprus Gold Australia Corporation Gondwana Resources NL; Yilgarn.

77/312—Hull, Charles; Yilgarn.

77/407—Jacobs, Peter Robert; Strange, Vernon Wesley; Yilgarn.

Mining Leases

- 04/105—Moonstone Mines NL; Sorensen, Erik Christian; West Kimberley.
08/79—Mallina Holdings Ltd; Ashburton.
08/81—Mallina Holdings Ltd; Ashburton.
08/83—Pinniger, William Hamilton; Ashburton.
09/1—Specified Services Pty Ltd; Gascoyne.
15/217—Doutch, John William; Coolgardie.
14/444—Stillman, William James; Coolgardie.
24/249—Mistral Mines NL; Broad Arrow.
25/72—Callegari, John Cedric; Roberts, George; East Coolgardie.
26/147—Montgomery, Maxwell Robert; East Coolgardie.
26/192—Haoma North West NL; East Coolgardie.
27/123—Delta Gold NL, Peko Gold Ltd; North East Coolgardie.
28/38—Agars, Bruce Malcolm; Agars, Philip Alexander; Elliott, Laurence Harry Marshall, Western Reefs Ltd; North East Coolgardie.
29/87—Norgold Ltd; North Coolgardie.
30/13—Barrack Exploration Pty Ltd; North Coolgardie.
30/81—New Holland Mining NL; Reif, Hermann Friederich; Thyssen Schachtbau GMBH, Mettall Mining Australia Pty Ltd.
31/78—European Pacific Resources Pty Ltd; North Coolgardie.
31/79—European Pacific Resources Pty Ltd; North Coolgardie.
31/80—Tonkin, Stephen John; North Coolgardie.
31/81—Tonkin, Stephen Frederick.
36/56—Kamin Pty. Ltd; East Murchison.
37/81—MacDonald, Stanley Allan; Mt. Margaret.
37/122—Dodds, William John Nelson; Mt Margaret.
37/297—Williams, Gavin Roy; Williams, Geoffrey Thomas, Williams, Norman; Williams, Thomas Geoffrey; Mt. Margaret.
37/299—Metana Minerals NL; Mt. Margaret.
37/300—Metana Minerals NL; Mt. Margaret.
37/301—Metana Minerals NL; Mt. Margaret.
38/179—Delta Gold NL; Mt. Margaret.
45/17—West, Robert George; Pilbara.
45/23—Adelaide Quarry Industries Ltd; Pilbara.
51/20—Saladar, Pty. Ltd; Murchison.
52/8—Dvorak, Vincent; Novak, Vaclav Jaroslav; Paramount Gold Mines Pty Ltd; Peak Hill.
53/144—Eon Metals NL; East Murchison.
53/145—Eon Metals NL; East Murchison.
57/183—Meekal Pty Ltd; Isbister, Robert Patterson; Ladyman, Christopher Robin; East Murchison.
59/8—Ladyman, Wavely Hester; Lanigan, Thomas; Yalgoo.
59/20—Inco Australasia Ltd; Yalgoo.
59/57—Mann, Robert Emmett, Yalgoo.
59/210—Gondwana Resources NL; Yalgoo.
70/246—Ardler, Ian Ross; Green, Keith Langlouis; Green, Pearl McKinnon; South West.
70/416—Duffy, Bernard James; Duffy, Raymond Allen; South West.
74/59—Outokumpu Exploration Australia Pty Ltd; Phillips River.
77/52—Watts, Frankland John Hornby; Varadan Pty Ltd; Kesdalet Pty Ltd; Hunt Contracting Co. Pty Ltd; Yilgarn.
77/149—Outokumpu Exploration Australia Pty Ltd; Yilgarn.
77/150—Outokumpu Exploration Australia Pty Ltd; Yilgarn.
77/151—Outokumpu Exploration Australia Pty Ltd; Yilgarn.
77/166—Carnicelli, Eric Bernard; Yilgarn.
77/292—Fortuna NL; Yilgarn.
77/322—Legal & Specialized Accounts Pty Ltd; Yilgarn.
80/90—Murphy, Terrence John; Porkhomenko, John; Kimberley.
80/156—Spargo, Paul Anthony; Kimberley.

General Purpose Leases

- 30/4—MMC Australia Pty Ltd; North Coolgardie.
30/5—MMC Australia Pty Ltd; North Coolgardie.
45/22—Lavardin Resources NL; Pilbara.
47/04—Wright Prospecting Pty Ltd; Hancock Resources Ltd; West Pilbara.
47/05—Wright Prospecting Pty Ltd; Hancock Resources Ltd; West Pilbara.
47/06—Wright Prospecting Pty Ltd; Hancock Resources Ltd; West Pilbara.
52/16—Horseshoe Gold Mine Pty Ltd; Peak Hill.

MN404

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 18th March, 1992.

EAST MURCHISON MINERAL FIELD

Lawlers District

Miscellaneous Licence

36/50—Forsayth NL.

Prospecting Licence

36/1060—Omen Pty Ltd; Avon Management Co. Pty Ltd.

MOUNT MARGARET MINERAL FIELD

Mount Malcolm District

Prospecting Licences

37/3228—Halloran, Wayne Vincent; Prugnoli, Peter Ben; Van Blitterswyk, Wayne Craig.

37/3238—Cummings, Kathleen Theresa; Mellor, Terance.

37/3829—Mason, Harry.

37/3830—Mason, Harry.

37/3832—Mason, Harry.

37/3833—Mason, Harry.

37/3834—Mason, Harry.

37/3836—Baker, Robert Albert Lawrence.

37/3839—Trent, Leonard Claude.

37/3847—Golian, Rudolf.

Mount Margaret District

Prospecting Licence

38/1787—Mason, Robert; Mason, Valda Christine.

NORTH COOLGARDIE MINERAL FIELD

Niagara District

40/939—Pollock, George Leo.

MN405

MINING ACT 1978

Department of Mines,
Perth.

I hereby declare in accordance with the provisions of section 99 (1) (a) of the Mining Act 1978 that the undermentioned Gold Mining Leases are forfeited for breach of covenant, viz; non compliance with expenditure conditions, with prior right of application being granted to the plaintiff under section 100.

GORDON HILL, Minister for Mines.

DUNDAS MINERAL FIELD

Gold Mining Leases

63/2383 and 63/2384—Renmark Nominees Pty Ltd and Australis Mining NL

05556—3

MN406

MINING ACT 1978

Department of Mines,
Perth.

I hereby declare in accordance with the provisions of section 99 (1) (a) of the Mining Act 1978 that the undermentioned Exploration Licence be forfeited for breach of covenant, viz; non compliance with expenditure conditions, with prior right of application being granted to the plaintiff under section 100.

GORDON HILL, Minister for Mines.

SOUTH WEST MINERAL FIELD

Exploration Licence

70/905—Berkley Arrow Pty Ltd

PLANNING AND URBAN DEVELOPMENT

PD401

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

Town Planning Scheme No. 6—Amendment No. 134

Ref: 853/6/2/9, Pt. 134.

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

1. Rezoning the rear half of Lot 2 (98) from "Special Use—Offices, Professional Offices, Consulting Rooms", to "Residential R15".
2. Rezoning the front half of Lot 3 (96) from "Residential R15" to "Special Use—Offices, Professional Offices, Consulting Rooms".
3. Inserting in Appendix No. 4 to the Scheme, provisions relating to Special Uses.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 4 Stephen Street, Bunbury and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including March 20, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before March 20, 1992.

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

V. S. SPALDING, Town Clerk.

PD402

TOWN PLANNING AND DEVELOPMENT ACT 1928
AMENDMENTS TO SCHEMES AVAILABLE FOR INSPECTION*City of Canning*

Town Planning Scheme No. 17—Amendment No. 3

Town Planning Scheme No. 21—Amendment No. 18

Town Planning Scheme No. 23—Amendment No. 14

Town Planning Scheme No. 24—Amendment No. 10

Ref: 853/2/16/21, Pt. 3; 853/2/16/22, Pt. 18; 853/2/16/19, Pt. 14; 853/2/16/20, Pt. 10.

Notice is hereby given that the City of Canning has prepared the abovementioned amendments to the Schemes for the purpose of altering the Texts to clarify the Public Open Space provisions of the Schemes.

Plans and documents setting out and explaining the amendments 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 March 27, 1992.

Submissions on the amendments should be made in writing on Form No. 4 and lodged with the undersigned on or before March 27, 1992.

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.

A. TORRANCE, A/Town Clerk.

PD403

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

Town Planning Scheme No. 16—Amendment No. 612

Ref: 853/2/16/18, Pt. 612.

Notice is hereby given that the City of Canning has prepared the abovementioned scheme amendment for the purpose of rezoning portions of Part Lots 81 and 82, Wendouree Road, Wilson, from "Private Clubs and Institutions" to "General Residential Class 4".

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 March 27, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before March 27, 1992.

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.

PD404

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

Town Planning Scheme No. 1—Amendment No. 376

Ref: 853/2/25/1, Pt. 376.

Notice is hereby given that the City of Gosnells has prepared the abovementioned scheme amendment for the purpose of rezoning portions of Lots 2 and Part 33 Stafford Road, Kenwick from Residential R.17.5 to R.30 to accommodate 16 single storey group homes.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 2120 Albany Highway, Gosnells 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 March 27, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before March 27, 1992.

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

G. WHITELEY, Town Clerk.

PD405

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

Town Planning Scheme No. 1—Amendment No. 590

Ref: 853/2/30/1, Pt. 590.

Notice is hereby given that the City of Wanneroo has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 3 Joondalup Drive, Edgewater to Mixed Business.

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 March 27, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before March 27, 1992.

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

Shire of Busselton

Town Planning Scheme No. 5—Amendment No. 212

Ref: 853/6/6/6, Pt. 212.

Notice is hereby given that the Shire of Busselton has prepared the abovementioned scheme amendment for the purpose of—

1. Rezoning Lot 12 of Pt. Sussex location 161 Bussell Highway, Busselton from "Short Stay Residential" to "Restricted Use"—Aged Persons Housing, incidental uses, Nursing Home.
2. Amending the Scheme Text by adding the subject land to Appendix V—Restricted Use Zones and including land use and development controls.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Southern Drive, Busselton 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 March 20, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before March 20, 1992.

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. A. WHITE, Acting Shire Clerk.

PD407

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Harvey

Town Planning Scheme No. 10—Amendment No. 53

Ref: 853/6/12/14, Pt. 53.

Notice is hereby given that the Shire of Harvey has prepared the abovementioned scheme amendment for the purpose of—

1. Rezoning Lot 479 corner Mardo Avenue and Pearce Road, Australind from "Residential" to "Restricted Use".
2. Incorporating in Appendix 7 "Schedule of Restricted Uses" appropriate land use controls.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 102 Uduc Road, Harvey 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 27 March 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 27 March 1992.

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. J. LEECE, Town Clerk.

PD408

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

City of Melville

Town Planning Scheme No. 3—Amendment No. 96

Ref: 853/2/17/10, Pt. 96.

Notice is hereby given that the City of Melville has prepared the abovementioned scheme amendment for the purpose of amending the provisions of Clause 4.5.10 Policy 3 to increase the retail gross leasable area from 2 000 square metres to 2 600 square metres.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Almondbury Road, Ardross and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including 27 March 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 27 March 1992.

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

G. G. HUNT, Town Clerk.

PD409

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

Shire of Murray

Town Planning Scheme No. 4—Amendment No. 30

Ref: 853/6/16/7, Pt. 30.

Notice is hereby given that the Shire of Murray has prepared the abovementioned scheme amendment for the purpose of amending the Scheme Text at Column B of Schedule 5 and including the interpretation "Market" within the Scheme Text at Appendix 1—Interpretations.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Pinjarra Road, Pinjarra 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 March 27, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before March 27, 1992.

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.

C. W. YORK, Acting Shire Clerk.

PD410

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

Shire of Shark Bay

Town Planning Scheme No. 2—Amendment No. 31

Ref: 853/10/5/3, Pt. 31.

Notice is hereby given that the Shire of Shark Bay has prepared the abovementioned scheme amendment for the purpose of—

- (a) rezoning Murchison Location 161 from Parks and Recreation Reserve to Special Use Zone (Historic Place and Tourist Accommodation);
- (b) adding to Appendix No. 5—Schedule of Special Use Zones—Item No. 14—Murchison Location 161, together with appropriate provisions.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Hughes Street, Denham 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 March 27, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before March 27, 1992.

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.

M. G. OLIVER, Shire Clerk.

PD411

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

City of Stirling

Town Planning Scheme No. 2—Amendment No. 174

Ref: 853/2/20/34, Pt. 174.

Notice is hereby given that the City of Stirling has prepared the abovementioned scheme amendment for the purpose of amending the definition of Industry—Noxious to include the storage of used tyres.

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 March 27, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before March 27, 1992.

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

G. S. BRAY, Town Clerk.

PD412

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

Shire of Swan

Town Planning Scheme No. 9—Amendment No. 148

Ref: 853/2/21/10, Pt. 148.

Notice is hereby given that the Shire of Swan has prepared the abovementioned scheme amendment for the purpose of rezoning portion of Lot 133 Toodyay Road, Middle Swan from "Local Reserve—Public Purpose" to "Caravan Park".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Great Northern Highway, Middle Swan and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including March 27, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before March 27, 1992.

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

E. W. LUMSDEN, Shire Clerk.

PD707

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

City of Cockburn

District Zoning Scheme No. 2

Ref: 853/2/23/19, Vol. 3.

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 Cockburn, District Zoning Scheme No. 2 on 7 January 1992—the Scheme Text of which is published as a Schedule annexed hereto.

D. F. MIGUEL, Mayor.
A. J. ARMAREGO, Town Clerk.

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Town Planning Scheme—District Zoning Scheme No. 2
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City of Cockburn

District Zoning Scheme No. 2

The Council of the City of Cockburn under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act 1928 ("the Act"), hereby makes the following Town Planning Scheme for the purpose of:

- (a) Setting aside Land for future public use as Local Reserves;
- (b) Controlling Land development by zoning; and
- (c) Other matters authorised by the Act.

Part 1—Preliminary

1.1. Citation

This Town Planning Scheme may be cited as the City of Cockburn District Zoning Scheme No. 2 ("the Scheme") and shall come into operation on the publication of notice of the Minister's final approval thereof in the *Government Gazette*.

1.2 Responsible Authority

The authority responsible for implementing the Scheme is the City of Cockburn ("the Council") except that where land is shown on the Scheme Map as "Regional Reservation" the responsible Authority is the State Planning Commission.

1.3 Scheme Area

The Scheme applies to the Land shown on the Scheme Map ("the Scheme Area").

1.4 Contents of the Scheme

The Scheme comprises:

- (a) this Scheme text; and
- (b) the Scheme Map (Sheets 1-24).

1.5 Arrangement of the Scheme Text

The Scheme Text is divided into the following parts:

- Part 1—Preliminary
- Part 2—Reserves
- Part 3—Zones
- Part 4—Non-conforming Uses
- Part 5—Development Requirements
- Part 6—Planning Consent
- Part 7—Administration

1.6 Revocation of Existing Scheme

The City of Cockburn Town Planning Scheme—District Zoning Scheme No. 1, which came into operation by publication in the *Government Gazette* on the 12th June, 1974 is hereby revoked.

1.7 Relationship to Metropolitan Region Scheme and By-Laws

1.7.1 The Scheme is complementary to and is not a substitute for the Metropolitan Region Scheme and the provisions of the Metropolitan Region Scheme shall continue to have effect.

1.7.2 The provisions of the Scheme have effect notwithstanding any by-law for the time being in force in the District and where the provisions of the Scheme are inconsistent with the provisions of any such by-law the provisions of the Scheme shall prevail.

1.8 Interpretation

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

1.8.2 In this Scheme unless the context otherwise requires words or terms set out in the Seventh Schedule have the respective meanings as set opposite them in that Schedule.

1.8.3 In this Scheme unless the context otherwise requires a reference to a part, clause, paragraph or schedule is a reference to that part, clause, paragraph or schedule of this Scheme.

1.8.4 In this Scheme any reference to a statute or any by-law, regulation or scheme made thereunder is a reference to that statute, by-law, regulation or scheme as amended, re-enacted or consolidated from time to time.

1.8.5 Where the context so admits:

- (a) reference to persons includes reference to corporations and unincorporated associations; and
- (b) reference to the singular includes reference to the plural and vice versa and reference to a gender includes reference to each other gender;
- (c) where an obligation is cast on two or more persons that obligation is binding on them jointly and each of them severally.

1.8.6 The headings herein are for ease of reference only and shall not affect the interpretation or construction of the Scheme.

Part 2—Reserves

2.1 Metropolitan Region Scheme Reserves

The lands shown as "Regional Reservation" on the Scheme Map are lands reserved under the Metropolitan Region Scheme and are shown on the Scheme Map in order to comply with the Metropolitan Region Town Planning Scheme Act, 1959. The provisions of the Metropolitan Region Scheme continue to apply to those reserves.

2.2 Local Authority Scheme Reserves

The lands shown as "Local Authority Scheme Reserves" on the Scheme Map ("Local Reserves") are lands reserved under this Scheme for the purposes shown on the Scheme Map and respectively comprise the areas which are delineated, distinctly coloured and identified as such on the Scheme Map.

2.3 Development of Local Reserves

2.3.1 Subject to Part 4 of the Scheme and except as otherwise provided a person shall not on any Local Reserve:

- (a) Commence or carry out any development other than the erection of a boundary fence unless that Land is vested in a Public Authority and the development is for the purpose for which the Land is so vested;
- (b) Use that Land other than for the purposes for which it is reserved under this Part;
- (c) Demolish, damage or alter any Buildings or works or remove or damage any tree; or
- (d) Excavate, spoil or waste the Land so as to destroy, damage or adversely affect its usefulness for the purpose for which it is reserved, without first applying for and obtaining the Planning Consent of the Council under this Scheme.

2.4 Matters to be Considered by the Council

Where an application for Planning Consent is made with respect to Land within a Local Reserve the Council shall in addition to any other matters also have regard to the ultimate purpose intended for the reserve and the Council may refuse approval or grant approval subject to such conditions as it sees fit.

2.5 Compensation

2.5.1 Where the Council refuses Planning Consent for the development of a Local Reserve on the ground that the Land is reserved for the purposes shown on the Scheme Map or grants consent subject to conditions that are unacceptable to the applicant if the Land is injuriously affected thereby the Owner of the Land may claim compensation for that injurious affection in accordance with the Act.

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

2.5.3 In lieu of paying compensation the Council may purchase the Land affected by the decision of the Council at a price not exceeding the value of the Land at the time of refusing Planning Consent or of granting it subject to the conditions that are unacceptable to the applicant.

Part 3—Zones.

3.1 Zones

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

- Residential
- Commercial
- Light Industry
- General Industry
- Noxious Industry
- Special Industry "A"
- Special Industry "B"
- Special Industry "C"
- Rural
- Special Rural

3.1.2 The Zones respectively comprise the areas which are delineated, distinctly coloured or identified by the legend on the Scheme Map.

3.2 Zoning Table

3.2.1 Subject to this Part and Parts 4 and 5 the various purposes for which a person may use Land are set out in the first column of the Zoning Table in the First Schedule. The various Zones created by the Scheme are indicated at the head of that Table. Whether a person may use Land in a particular Zone other than the Special Rural Zone for a particular purpose is determined by reference to the symbol appearing alongside that use class in the column relating to the Zone in which that Land is situated. The purposes for which a person may use Land in the Special Rural Zone are detailed in the Sixth Schedule.

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

"P" means that Land in that Zone may be used for the purpose indicated in accordance with a Planning Consent;

"AA" means that Land in that Zone shall not be used for the purpose indicated unless the Council has in its discretion granted Planning Consent;

"SA" means that Land in that Zone shall not be used for the purpose indicated unless the Council has in its discretion granted Planning Consent after notice of application has been given in accordance with Clause 6.2;

"X" means that Land in that Zone shall not be used for the purpose indicated.

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

3.2.4 If the use of Land for a particular purpose is not specifically mentioned in the list of use classes in the Zoning Table or is not included in the general terms of any of the use classes a person shall not so use Land unless the Council determines by an Absolute Majority that the proposed use is consistent with the objectives and purpose of the Zone and the Council may grant Planning Consent after notice of the application has been given in accordance with Clause 6.2.

3.3 Additional Uses

Notwithstanding anything contained in the Zoning Table where the Land is specified in the Second Schedule if he complies with any condition specified in that Schedule with respect to that Land a person may use that Land—

(a) for the purpose set against the Land in the Schedule, or

(b) for any purpose permitted in the Zone in which the Land is situated unless use for any of those purposes is excluded or modified by a condition specified in that Schedule with respect to that Land.

3.4 Restricted Uses

3.4.1 Notwithstanding anything contained in the Zoning Table where Land is specified in the Third Schedule a person shall not use that Land except for the purpose set against that Land in that Schedule and then only in accordance with any conditions specified in that Schedule with respect to that Land.

Part 4—Non-conforming Uses

4.1 Definition

In this Scheme “a Non-conforming Use” in respect of any Land or Building in the Scheme Area means a use of that Land or that Building which though lawful immediately prior to the coming into operation of the Scheme is not in conformity with any provision of the Scheme which deals with a matter specified in Clause 10 of the First Schedule to the Act unless that provision:

- (a) Is also contained in any public, general or local Act or in any order having the force of an Act of Parliament in operation in the area or is such as would have been enforceable without compensation if it had been contained in by-laws lawfully made by the Council.
- (b) Is inserted in the Scheme with a view to securing the amenity, health or convenience of the Scheme Area or any part thereof which prescribe the space about or limit the number of or prescribe the height, location, purpose dimensions or general character of Buildings or any sanitary conditions in connection with Buildings or the quantity of Land which may be taken for parks or open spaces which the Council having regard to the nature and situation of the Land affected by the provisions considers reasonable for the purpose.
- (c) Prescribes any requirement to be complied with in respect of a class or kind of Building.

4.2 Non-conforming Use Rights

Subject to this Part and to any Act or by-law no provision of the Scheme shall prevent the continued use of any Land or Building for a Non-conforming Use.

4.3 Current Valid Permits

No provision of the Scheme shall prevent the carrying out of any development on land for which development at the Gazettal Date all necessary permits or licences required under the Act or any other law authorising that development have been duly obtained and are current.

4.4 Extension of Non-conforming Use

A person shall not erect alter or extend any Building or Buildings used or to be used in conjunction with a Non-conforming Use without first having applied for and obtained the Planning Consent of the Council and then only in conformity with any other provisions and requirements contained in the Scheme or in any statute or by-law.

4.5 Extension Beyond Lot Boundaries

4.5.1 If at the Gazettal Date a Non-conforming Use was in fact being carried on on a Lot or Lots that use shall not be extending beyond the boundaries of that Lot or those Lots on which it was being carried on.

4.5.2 If at the Gazettal Date a Non-conforming Use was being carried on in any Building or Buildings standing on one Lot:

- (a) that Building shall not be extended in connection with or in furtherance of that use beyond the boundary of the Lot on which the Building stands; and
- (b) that use shall not be extended beyond the boundary of the Lot on which the Building stands.

4.5.3 If at the Gazettal Date a Non-conforming Use was being carried on in any Building standing on more than one Lot the Building or the Non-conforming Use shall not be extended beyond:

- (a) the Land on which the Building stands, and
- (b) such Land which is—
 - (i) adjacent to the Building;
 - (ii) not being used for any other purpose authorised by the Scheme; and
 - (iii) reasonably required for the Non-conforming Use for which the Building is being used.

4.6 Change of Non-conforming Use

The Council may grant its Planning Consent to the change of use of any Land from one Non-conforming Use to another Non-conforming 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.

4.7 Discontinuance of Non-conforming Use

4.7.1 When a Non-conforming Use of any Land or Building or a use permitted by the Council pursuant to Clause 4.4 has ceased for a period of six months or more that Land or Building shall not thereafter be used otherwise than in conformity with the provisions of the Scheme.

4.7.2 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 both of that property and may enter into an agreement with the Owner or occupier or both for that purpose.

4.8 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 was 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 the Non-conforming Use or in a manner or position not permitted by the Scheme.

4.9 Subdivision

If after the Gazettal Date Land in respect of which a Non-conforming Use exists or a use approved of by the Council under Clause 4.4 is subdivided into two or more Lots no part of that Land shall be used otherwise than in conformity with the Scheme after that subdivision takes place unless the Council is satisfied that:

- (a) the subdivision was effected to enable part of the Land to be used for a public work within the meaning of the Public Works Act 1902; or
- (b) the effect of the subdivision will be to reduce the extent of the Non-conforming Use being made of the Land.

Part 5—Development Requirements

5.1 Development of Land

5.1.1 Subject to Clause 5.1.3, a person shall not commence or carry out development (including without limitation the use or change of use and the clearing) of Land zoned under the Scheme without first having applied for and obtained the Planning Consent of the Council under the Scheme.

5.1.2 A person shall not carry out works associated with development (including the clearing of vegetation, the excavation or filling of land, or works associated with a subdivision for which approval has not been obtained in accordance with the Act) unless Planning Consent has been obtained.

5.1.3 The Planning Consent of the Council is not required for the following development of Land zoned under the Scheme:

- (a) the erection of a boundary fence (except as otherwise required by the Scheme);
- (b) the erection on a Lot of a single house, two attached houses or two grouped dwellings, including ancillary outbuildings, in a Zone other than the Special Rural Zone where the proposed use is designated with the symbol "P" in the cross-reference to that Zone in the Zoning Table;
- (c) the carrying out of any works on, in, over or under a street by a Public Authority acting pursuant to the provisions of any Act;
- (d) the carrying out of works for the maintenance, improvement or other alteration of any Building being works which affect only the interior of the Building and which do not:
 - (i) materially affect the external appearance of the Building;
 - (ii) change the use which may be made of the Building; or
 - (iii) change the class of the Building or portion of the Building within the meaning of the Uniform Building By-Laws;
- (e) 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.

5.1.4 The Council's Planning Consent is required for the use of land for any advertisement and for the commencement or carrying out of any development involving the erection, display or alteration of an advertising sign or advertisement.

5.1.5 No Planning Consent is required in respect of an advertisement that comprises a sign or advertising device that stands alone and is less than 4 square metres in area, or which, together with other adjacent advertisements with which it is associated has a total area of less than 4 square metres.

5.2 Discretion to modify Development Standards

Where 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 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

5.3.1 For the purpose of the Scheme "Residential Planning Codes" means the Residential Planning Codes set out in Appendix 2 to the Statement of Planning Policy No. 1 gazetted the 30th January 1985 as from time to time duly amended, or as set out in any subsequent Statement of Planning Policy by which that statement is revoked and those codes shall be read as part of the Scheme.

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 The R Code Density applicable to Land within the Residential Zone shall be determined by reference to the R Code Density Numbers superimposed on the respective areas within that Zone shown on the Scheme Map as being contained within the outer edges of the borders, or where one such area abuts on another as contained within the centre lines of those borders.

5.3.5 Notwithstanding the Codes, on land in the Residential Zone the Council may grant Planning Consent for the development of two attached houses or two grouped dwellings on an area of Land being not less than 75 per centum of the minimum average area of land required for two single houses on that land under the Codes.

5.4 Sewerage Connection

5.4.1 Notwithstanding any provision of this Scheme to the contrary but subject to clause 5.4.2 all residential development shall be connected to a comprehensive sewerage system.

5.4.2 Where no such system is available, no residential development other than the erection of a single house shall be approved unless:

- (a) the Department recommends to the Council that there are exceptional circumstances which warrant a variation of the requirement in clause 5.4.1; or
- (b) immediately prior to the gazettal date the land in respect of which approval is sought is used for the purpose of two or more dwellings.

5.4.3 In this clause "Department" shall have the same meaning as is given to it in the Health Act.

5.5 Special Rural Zone

5.5.1 General Provisions

In respect of any Land in the Special Rural Zone the special provisions set opposite that Land in the Sixth Schedule apply to that Land and to the extent that the following general provisions are not excluded or modified by those special provisions the following general provisions shall apply in respect of all Land in the Special Rural Zone.

(1) Water Supply

Where Land in the Special Rural Zone is to be subdivided and the Water Authority of Western Australia or the subdivider decides that a reticulated water supply is not to be provided the subdivider of the Land shall be responsible for providing a Potable Water supply equivalent to not less than 90,000 litres per annum to each Lot at his own expense or in lieu thereof shall make arrangements satisfactory to the Council, which will guarantee that prospective purchasers of the Lots are advised that no reticulated water supply can be provided by the Water Authority of Western Australia and those purchasers will therefore be obliged to make their own arrangements to obtain a Potable Water Supply. In addition in the absence of an underground or piped water supply, each dwelling shall be connected to a rain water storage tank of a capacity of not less than 90,000 litres.

(2) Road Construction

Roads on Land within the Special Rural Zone shall be bituminised to a width of 6.1 metres with shoulders of 1.2 metres. Culverts shall be provided where considered necessary by the Council.

(3) Buildings

- (a) A person shall not erect more than one single house per Lot.
- (b) When considering an application for Planning Consent within the Special Rural Zone the Council may either refuse or conditionally approve any application for any Building it considers to have more than one storey.

(4) Building Envelopes

On Land the subject of a Building Envelope a person shall not erect or cause, permit or suffer to be erected any Building or portion of a Building other than within the Building Envelope.

(5) Minimum Building Setbacks

A person shall not erect or cause, permit or suffer to be erected any Building or portion of a Building nearer to a Boundary of a Lot than the minimum Building Setback distance which shall be:

- (a) In the case of the Street Alignment: 20 metres
- (b) In all other cases: 10 metres

(6) Clearing of Flora

- (a) Subject to paragraph (b) of this subclause, a person shall not clear or cause, permit or suffer to be cleared any flora except for the construction of a vehicular accessway and for the purpose of complying with the requirements of the Bush Fires Act unless the Council has in its discretion granted Planning Consent.

- (b) A person shall not clear or cause, permit or suffer to be cleared any flora nearer to a Boundary of a Lot than the minimum Building Setback distances referred to in sub-clause (5) of this Clause from any street alignment except for the construction of a vehicular accessway and for the purpose of complying with the requirements of the Bush Fires Act.
 - (c) The Council, in considering any application for Planning Consent to clear flora on any Land in the Special Rural Zone shall have regard to the effects of the proposed clearing on erosion, water quality and other elements of the physical environment and may refer such applications to the Department of Conservation and Environment or the Department of Agriculture or both for investigation and recommendations. In granting Planning Consent for the clearing of flora, the Council shall have due regard to those recommendations.
 - (d) The Council may, by notice served upon any Owner or occupier of Land within the Special Rural Zone require the preservation of specified trees or groups of trees and thereafter no Owner or occupier shall cut remove or otherwise destroy or cause or suffer to be cut removed or otherwise destroyed any tree or trees so specified unless the Council rescinds the requirement.
 - (e) The Council may by notice served upon any Owner or occupier of Land within the Special Rural Zone upon which a Building is erected require that person within the time limited by the notice to plant trees on that Land if the total of the number of the trees then existing on that Land within the minimum building setback distance under Clause 5.4.1(5) together with the number specified in the notice does not exceed the product of the length in metres of the street alignment, or if more than one the longest street alignment, divided by four.
 - (f) Wherever, in the opinion of the Council, Land is being grazed or stocked to cause topsoil to be exposed or trees to be ring-barked to the general detriment of the natural beauty of the area or so that the Land is not being improved or developed to the best possible advantage, the Council may refer the matter to the Department of Agriculture for investigation and recommendation. Having regard to the recommendations of the Department, the Council may by notice to the Owner or occupier order the reduction of number of, or removal of stock or the protection of trees by fencing or lattice binding within the time limited by the notice.
- (7) Fencing
- Fences erected in the Special Rural Zone shall be in accordance with Schedule Two of the Council's Fencing By-Laws.

5.6 Industrial Zones

The following provisions apply to all Land included in Industrial Zones in addition to any provisions which are more specifically applicable to that Land under the Scheme.

5.6.1 Buildings Setback

- (1) A person shall not erect or cause, permit or suffer to be erected any Building or any portion of a Building nearer to a street alignment than the minimum Building Setback distance.
 - (2) Subject to paragraph (3) and (4) of this subclause the minimum Building Setback distance shall be: 15 metres
 - (3) In the case of a Lot having a depth of 50 metres or less the minimum Building Setback distance shall be: 9 metres
 - (4) Where a Lot has a Frontage to more than one street the minimum Building Setback distance from the less important of the streets shall be: 7.5 metres
- and the Council shall in each case determine which is the less important street.

5.6.2 Development of Area Adjacent to Street

A person shall not use the Land between the street alignment and the minimum Building Setback distance allowed under Clause 5.6.1 except for one or more of the following purposes:

- (1) A means of access.
- (2) The parking of vehicles used by employees or customers.
- (3) The loading and unloading of vehicles.
- (4) Lawns, gardens or the planting of trees or shrubs.
- (5) If the Council has granted Planning Consent for the use of the Land, for the purpose of a Trade Display.

5.6.3 Landscaped Area and Treeplanting

The Owner of Land being developed or used for the purposes of any Industry shall:

- (1) Retain or plant and maintain on the Land a number of trees being not less than the number ascertained by dividing the length of the street alignment in metres (or if more than one the longest street alignment) by four;
- (2) Design, develop and maintain as landscaped area, an area of at least 3 metres multiplied by the total length of all Frontages of the particular Lot calculated in metres;

- (3) Show the proposed landscaping and position and type of existing trees and trees to be planted on the site plan accompanying the application for Planning Consent; and
- (4) Develop and maintain the trees and landscaping in accordance with the approved plan relating thereto.

5.6.4 Access for Loading and Unloading of Vehicles

- (1) A person shall not use a Building for the purposes of any Industry unless there is provided a paved accessway of a nature mentioned in this clause and being not less than 4.5 metres in width from a street to the rear of the Building for the purpose of loading and unloading.
- (2) The accessway shall be so constructed that vehicles using it can return to a street in forward gear.
- (3) If there exists a right-of-way to the rear or side of the Lot, an area shall be paved on the Lot so that vehicles when loading or unloading shall not remain in the right-of-way and the area shall be of such a size that if no alternative route exists vehicles may turn so as to return to a street in forward gear.

5.6.5 Factory Unit Building

A person shall not occupy or use or permit to be occupied or used a Factory Unit Building or any part thereof unless it is situated on a parcel of Land at least 2000 square metres in area and has a Frontage to a street of not less than 40 metres and unless the following requirements are complied with:

- (1) Every Factory Unit shall have a Floor Area of not less than 100 square metres.
- (2) There shall be an open yard appurtenant to each Factory Unit which shall have an area of not less than 50 square metres.
- (3) Each open yard shall be screened from any street and adjoining Factory Units by a closed fence or wall of not less than 2 metres in height.

5.6.6 Dry Areas

- (1) In this Clause

“Dry Area” means Land designated as such on the Scheme Map being Land for which the Water Authority of Western Australia has determined that deep sewerage facilities will not be provided.

“Wet Industry” means any industry which by virtue of its function, processes or activities results in:

- (a) a need to dispose of large quantities of liquid trade or industrial waste which in the opinion of the Council or the Minister for Health cannot be disposed of on-site or which cannot be stored on site for transportation and disposal elsewhere; or
 - (b) a need to dispose of septic effluent, the quantities of which are such that in the opinion of the Council or the Minister for Health on-site disposal would not be effective.
- (2) Where Land in a Dry Area is zoned for Light or General Industry a person shall not use that Land for the purpose of a Wet Industry.
 - (3) Where Land in a Dry Area is zoned for Light or General Industry a person who uses or develops that Land for industrial purposes shall set aside for the construction and maintenance of on-site effluent disposal by being:
 - (a) not less than 10% of the Lot if the Lot has an area of less than 4,000 square metres,
 - (b) such proportion of the Lot as is determined by the Council in each case if the Lot has an area of 4,000 square metres or moreand the area set aside may in the discretion of Council be included in the areas set aside for the purposes of landscaping, car parking and access for loading and unloading vehicles.

5.7 Commercial Zone

The following provisions apply to all Land included in a Commercial Zone in addition to any provisions which are more specifically applicable to such Land under the Scheme:

5.7.1 Building Setback

- (1) A person shall not erect or cause or permit to be erected any Building or any portion of a Building in a Commercial Zone nearer to a street alignment than the minimum Building Setback distance.
- (2) Subject to paragraph (3) of this sub-clause the minimum setback distance shall be: 11.5 metres.
- (3) Where a Lot has a Frontage to more than one street the minimum Building Setback distance from the less important of the streets shall be: 4.5 metres
and the Council shall in each case determine which is the less important street.

5.7.2 Development of Area Adjacent to Street

Unless otherwise approved by the Council pursuant to clause 5.7.1 a person shall not use the Land between the street alignment and the minimum Building Setback distance allowed under clause 5.7.1 except for one or more of the following purposes:

- (1) A means of access.
- (2) The parking of vehicles used by employees or customers.
- (3) The loading and unloading of vehicles.
- (4) Lawns, gardens or the planting of trees or shrubs.
- (5) If the Council has granted Planning Consent for the use of the Land, for the purpose of a Trade Display.

5.7.3 Landscaping and Treeplanting

The Owner of Land being developed or used for commercial purposes shall:

- (1) Retain or plant and maintain on the site at least one tree per 4 car parking spaces;
- (2) Design develop and maintain not less than 10% of the total site area for landscaping;
- (3) Show the proposed landscaping and the position and type of existing trees and trees to be planted on the site plan accompanying the application for Planning Consent; and
- (4) Develop and maintain the trees and landscaping in accordance with the approved plan relating thereto.

5.8 District Heritage—Significant Places

5.8.1 Policy Statement

In considering any application for Planning Consent in respect of any place ("a Significant Place") described in the Eighth Schedule situated on the lands shown as District Heritage—Significant Places on the Scheme Map the Council shall have regard to the historic, architectural, scientific, scenic or other value and the desirability that those places should be retained in their present state or restored to their original state or to a state acceptable to the Council and the Council may refuse the application or approve it subject to such conditions as the Council thinks necessary or desirable to protect or preserve those places.

5.8.2 Permitted Uses and Development Standards

- (a) A person shall not at or on a Significant Place which is not included in a Regional Reservation carry out any development including:
 - (i) the erection, demolition or alteration of any Building or structure; and
 - (ii) the felling or damaging of any trees listed unless the Council has in its discretion granted Planning Consent after notice of application has been given in accordance with Clause 6.2.
- (b) The Council may approve the restoration of a Significant Place which is not in a Regional Reservation notwithstanding that the work involved does not comply with the Uniform Building By-Laws, or with the Development Requirements of this Part for the Zone or area in which the place exists.
- (c) The Council may except in the case of Land in a Regional Reservation purchase or subject to the Act resume the parcel of Land on which a Significant Place is situated or so much thereof as is in the opinion of the Council necessary for the preservation of the Significant Place.
- (d) The Council may enter into agreements with the Owners or occupiers of Land on which a Significant Place is situated for its preservation or conservation.
- (e) Where the Council—
 - (1) refuses consent to do any of the things mentioned in paragraph (a) of this Clause; or
 - (2) grants consent subject to conditions that are unacceptable to the applicant and which relate to the preservation of the Significant Place,the Owner of the place may, if the place is injuriously affected by the making of the Scheme, claim compensation for that injurious affection under and within the time specified in Clause 7.4.

5.9 Car Parking

5.9.1 A person shall not use Land for a purpose specified in the Fourth Schedule unless car parking spaces of the number specified in the Fourth Schedule are provided and maintained and are sealed, drained and marked to the Council's specifications.

5.10 Commercial Vehicle Parking

5.10.1 Notwithstanding any other provision of this Scheme, no commercial vehicle is permitted to remain on privately owned land within a Residential or Special Rural zone for a longer period than is necessary for loading or unloading unless the Council has issued a Metropolitan Region Scheme Form 2 Notice of Approval permitting the parking of such a vehicle.

5.10.2 A commercial vehicle may be permitted to be parked within a Residential or Special Rural zone, provided that:

- (a) the vehicle is parked on a lot containing only a single house;
- (b) the vehicle forms an essential part of the occupation of an occupant of the dwelling;
- (c) vehicles exceeding 8 metres in length are parked parallel to the side boundary in the case of Residential properties;
- (d) no major repairs are undertaken on the lot, and any minor repair is carried out in an area which is fully screened from the street;
- (e) in the opinion of the Council, it is not likely to adversely affect the amenity of the surrounding land;
- (f) the Council may apply any conditions to the approval it sees fit;
- (g) the Council has the ability to withdraw its approval at any time for any reason.

5.10.3 An approval granted under Clause 5.10.2:

- (a) is granted to the person to whom it was issued;
- (b) is not capable of being transferred or assigned to any other person;
- (c) does not run with the land in respect of which it is granted.

Part 6—Planning Consent

6.1 Application for Planning Consent

6.1.1 Every application for Planning Consent shall be made in the Form No. 1 prescribed by the Metropolitan Region Scheme and shall be accompanied by such plans and other information as is required by the Scheme.

6.1.2 Unless the 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 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 area, open storage or Trade Display and particulars of the manner in which it is proposed to develop the same;
 - (vii) The existing contours of the Land, natural features or if existing stands of significant vegetation;
- (b) Plans, elevations and sections of any Building proposed to be erected or altered and of any Building it is intended to retain; and
- (c) Any other plan or information that the Council may reasonably require to enable the application to be determined.

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 Planning Consent 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 an application for Planning Consent the Council shall cause one or more of the following to be carried out:

- (a) notice of the proposed development shall 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 21 days of the service of such notice;
- (b) notice of the proposed development shall be published in a newspaper circulating in the Scheme Area stating that submissions may be made to the Council within 21 days from the publication thereof;

- (c) a sign or signs displaying notice of the proposed development shall be erected in a conspicuous position on the Land for a period of 21 days from the date of erection of the sign or signs or service or publication of the notice referred to in paragraph (a) or (b) of this Clause.

6.2.4 The notices referred to in Clause 6.2.3 (a) and (b) shall be in the form contained in the Fifth Schedule with such modifications as circumstances require.

6.2.5 After the expiration of 21 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 Applications

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 objectives for which the Scheme is made as set out in the Scheme report, 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 No. 2 prescribed in the Metropolitan Region 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.

6.3.5 If the Council shall have granted Planning Consent subject to conditions and any of those conditions shall not be fulfilled or complied with the Council may revoke the Planning Consent.

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 shall be deemed to have been refused unless within that time the Council and the applicant have agreed in writing upon a further time and that time has not expired.

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 shall be deemed to have been refused unless within that time the Council and the applicant have agreed in writing upon a further time and that time has not expired.

Part 7—Administration

7.1 Powers of the Council

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; and
- (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 Subject to Part 4 of the Scheme, a person shall not erect, alter or add to a Building or use or change the use of any Land, Building or part of a Building, or permit or suffer any Land, Building or part of a Building to be used or permit or suffer the use of any Land, Building or part of a Building to be changed for any purpose:

- (a) other than a purpose permitted or approved of by the Council in the Zone in which that Land or Building is situated;
- (b) unless all approvals, consents or licences required by the Scheme or any other law have been granted or issued;
- (c) unless all conditions imposed upon the grant or issue of any approval, consent or licence required by the Scheme or any other law have been and continue to be complied with; and
- (d) unless all standards laid down and all requirements prescribed by the Scheme or determined by the Council pursuant to the Scheme with respect to that Building or that use of that Land or 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 Notices

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 any manner as the Council is from time to time entitled to recover rates levied by the Council.

7.4 Claims for Compensation

Except where otherwise provided in the Scheme the time limit for the making of claims for compensation pursuant to Section 11(1) of the Act is 6 months after the date of publication of the Scheme 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 the Scheme may appeal in accordance with Part V of the Act and the Rules and Regulations made pursuant to the Act.

7.6 Delegation

The Council may delegate:

- (a) the power to determine applications for Planning Consent;
- (b) any discretionary power of the Council under Part 8, to any officer of the Council.

Part 8—Urban Development Areas

8.1 Urban Development Areas

The areas on the Scheme Map delineated by a heavy black dashed line and named respectively Packham Urban Development Area, Kogolup Lake Urban Development Area and Phoenix Road Urban Development Area are "Urban Development Areas" within their respective Zones.

8.2 Application of this Part

Nothing in this Part shall derogate from:

- (a) the provisions of Part 3;
- (b) the provisions of Part 5, including without limitation, the requirement under clause 5.1.1 to apply for and obtain Planning Consent; or
- (c) the provisions of Part III of the Act, including without limitation, the requirement under section 20 for the approval of the State Planning Commission.

8.3 Development of Land within an Urban Development Area:

No person shall commence or carry out development (including without limitation, the use or change of the use) of any Land within an Urban Development Area:

- (a) for any purpose other than the purpose indicated in respect of that on a Structure Plan adopted by the Council under this clause;
- (b) otherwise than in accordance with a Structure Plan adopted or adopted and amended by the Council under this clause and approved by the State Planning Commission;
- (c) unless all conditions imposed upon the adoption or amendment under this clause have been and continue to be complied with "and approved by the State Planning Commission".

8.4 Subdivision Within an Urban Development Area

No person shall subdivide any land within an Urban Development Area otherwise than in accordance with a Structure Plan which has been adopted by the Council under this clause and approved by the State Planning Commission.

8.5 Application for Adoption of Structure Plan

Every application for adoption of a Structure Plan shall be:

- (a) in writing;
- (b) signed by each owner of land within the Urban Development Area the subject of the Structure Plan;
- (c) accompanied by three (3) copies of a Structure Plan to a scale between 1:2000 and 1:5000 showing:
 - (i) all roads within the Urban Development Area;
 - (ii) proposed public open space drainage reserves within the Urban Development Area;
 - (iii) proposed new lot boundaries;
 - (iv) proposed use classes designated for land within the Urban Development Area;
 - (v) existing contours, water courses, buildings and natural vegetation;

- (d) accompanied by copies of the duplicate Certificates of Title of each lot within the Urban Development Area which copies were obtained from the Land Titles Office not less than seven (7) days prior to the lodging of the application.

8.6 Determination of Application

The Council, having regard to:

- (a) the orderly and proper planning of the Urban Development Area and the surrounding locality;
- (b) the preservation of the amenities of the Urban Development Area and the surrounding locality;
- (c) the zoning of the Urban Development Area; and
- (d) in the case of an application for the adoption of a Structure Plan for part of an Urban Development Area, the need to ensure that the Structure Plan is in co-ordination with any adopted Structure Plan for other parts of the Urban Development Area,

may refuse to adopt a Structure Plan or may adopt a Structure Plan unconditionally or subject to such conditions as it may see fit.

8.7 Time Limitations

The Council may adopt a Structure Plan under this clause subject to a condition limiting the time during which:

- (a) the development the subject of the adopted Structure Plan shall be commenced; and
- (b) the adoption of the Structure Plan remains valid.

8.8 Revocation of Previously Adopted Structure Plan

When adopting a Structure Plan for an Urban Development Area, the Council may revoke any previous Council adoption of a Structure Plan for that Urban Development Area.

8.9 Amendment of Adopted Structure Plan

Upon application in writing being made and signed by each owner of land shown on an adopted Structure Plan the Council may, at its discretion, amend the adopted Structure Plan by making minor alterations.

8.10 Particular Conditions

Without limiting the generality of the matters with respect to which the Council may impose conditions under clause 8.6, the Council may impose conditions with respect to:

- (a) the preservation of natural vegetation;
- (b) fences;
- (c) the installation of underground power services;
- (d) the provision of drainage systems;
- (e) the provision of sites for the disposal of storm water;
- (f) the location of sporting grounds and fields; and
- (g) the provision and maintenance of landscaped areas adjoining major roads including Forrest Road, North Lake Road and Phoenix Road.

8.11 Packham Urban Development Area

In the Packham Urban Development Area, not less than 75% of all land:

- (a) within the Residential Zone; and
- (b) shown on a plan or diagram of subdivision deposited in the Office of Titles,

shall be developed for the purpose of single houses.

8.12 Phoenix Road Urban Development Area

8.12.1 Notwithstanding any provision of this Scheme to the contrary, but subject to clause 8.12.2 land within the Phoenix Road Urban Development area can be developed to a maximum R Code density of R.12.5.

8.12.2 Notwithstanding clause 8.12.1, the Council may permit portion of the land within the Phoenix Road Urban Development Area north of Forrest Road to be developed to a maximum R Code density of R40 in accordance with an adopted Structure Plan.

8.12.3 Clause 32 of the Residential Planning Codes shall not apply to land within the Phoenix Road Urban Development Area.

First Schedule
ZONING TABLE

USE CLASSES	ZONES									
	Residential	Rural	Commercial	Light Industry	General Industry	Noxious Industry	Special Industry 'A'	Special Industry 'B'	Special Industry 'C'	Special Rural
RESIDENTIAL USES										
Aged or Dependent Persons Dwelling	AA	AA								
Attached House	AA									
Caravan Park	SA	SA								
Caretaker's Dwelling	AA		AA	AA	AA					
Club Premises	SA	SA	SA	SA	SA					
Display Home Centres	AA	SA								
Grouped Dwelling	AA									
Home Occupation	AA	AA								
Hospital	SA	SA								
Hotel	SA	SA	SA	SA	SA					
Lodging House	SA	SA	SA	SA	SA					
Motel	SA	SA	SA	SA	SA					
Multiple Dwelling	AA									
Single House	P	P								
Tavern	SA	SA	SA	SA	SA					
Two Attached Houses	P	AA								
LEISURE AND CIVIC USES										
Amusement Facility			SA							
Betting Agency	SA	SA	AA							
Civic Building	AA	AA	AA	AA	AA					
Educational Establishment	AA	AA	AA	AA	AA					
Health Studio	SA	SA	AA	AA	AA					
Museum	AA	AA	AA	AA	AA					
Place of Public Worship	AA	AA	AA	AA	AA					
Private Recreation	SA	SA	AA	AA	AA					
Public Amusement	SA	SA	AA	AA	AA					
Reception Centre	SA	SA	AA							
Restaurant	SA	SA	AA							
COMMERCIAL USES										
Advertisement or Sign			SA	SA	SA	SA	SA	SA	SA	SA
Convenience Store	SA		SA							
Dry Cleaning Premises			AA	P	P					
Garden Centre		AA	AA	AA	AA					
Nursery		AA	AA	AA	AA					
Office	SA		P	AA	AA	AA	AA	AA	AA	AA
Restricted Premises										

6

SCHEDULE

PER

AS

USE CLASSES	ZONES									
	Residential	Rural	Commercial	Light Industry	General Industry	Noxious Industry	Special Industry 'A'	Special Industry 'B'	Special Industry 'C'	Special Rural
Restricted Publications Shop										
Shop			P	SA						
Shop with Dwelling or Flat above	AA		SA							
Shop for Factory Refreshments				AA	AA	AA	AA	AA	AA	
Showroom			P	AA	AA	AA	AA	AA	AA	
PROFESSIONAL SERVICES										
Consulting Rooms	AA		P	P						
Funeral Parlour			SA	AA	AA					
Medical Centre	AA	AA	P							
Veterinary Consulting Rooms			SA	P						
Veterinary Hospital			SA	SA	AA	P				
INDUSTRIAL USES										
Factory Unit Building				AA	P	P				
Industry - Cottage	SA	SA	SA							
Industry - Extractive		SA			SA					
Industry - General					P	AA				
Industry - Light				P	P	P				
Industry - Noxious						P				
Industry - Rural		SA								
Industry - Service			AA	AA						
Industry - Special 'A'							P			
Industry - Special 'B'								P		
Industry - Special 'C'									P	
TRANSPORT USES										
Fuel Depot		SA		AA	AA					
Marine Collectors Yard		AA		P	P					
Motor Vehicle & Marine Sales Premises			AA	AA	AA					
Motor Vehicle Hire Station			AA	AA	AA					
Motor Vehicle Repair Station				SA	P	AA				
Motor Vehicle Wash Station			AA	AA	AA	AA				
Motor Vehicle Wrecking Premises					AA	AA				
Service Station			SA	SA	SA					
Transport Depot				AA	P	AA				
Warehouse			SA	AA	P	P	P	P	P	
Commercial Vehicle Parking	AA	AA	AA	P	P	P	P	P	P	
RURAL USES										
Dog Kennels										
Farm Supply Centre		SA		P	AA					
Piggery										
Poultry - Intensive										
Rural Pursuits	P									

6

SCHEDULE

PER

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Second Schedule

ADDITIONAL USES

Street	Particulars of Land	Additional Use Permitted
1. Rockingham Rd	Lot 16 being portion Cockburn Sound Location 360 on Diagram 31661	The land may be used for the purpose of a Farm Supply Centre (if vehicular access to and egress from the land is restricted solely to Hurst Road)
2. Mandogalup Rd	Lot 600 on Diagram 63306 of Cockburn Sound Location 15 formerly part of Lot 87, 88 and 89 Wattleup Road on Plan 8190	Fruit and Vegetable Warehouse and Distribution Centre
3. Rockingham Rd	Lot 6 of Cockburn Sound Location 264	Liquor Store and Convenience Store
4. Redmond Road, Hamilton Hill	Lot 29 as shown on Lands and Surveys Plan No. 4489 and described on Certificate of Title Vol. 1278 Folio No. 263	Caravan and trailer hire station in addition to the residentially zoned portion of Lot 29.
5. Cockburn Rd and Rollinson Rd	Fremantle Lots 2058 and 2059	Fashion Leather Park and shall include the uses listed hereunder:— <ul style="list-style-type: none"> — Educational Establishment — Factory unit Building — Industry <ul style="list-style-type: none"> • Cottage • Light • General • Service — Museum — Office — Public Amusement — Private Recreation — Reception Centre — Restaurant — Shop — Showroom
6. Cockburn Rd	<p>Portion of Cockburn Sound Location 102 being part of the land on Diagram 9474 (C/T 1106/935)</p> <p>Portion of Cockburn Sound Location 102 being part of the land on Diagram 9474 (C/T 1109/857)</p> <p>Clarence Lot 100</p> <p>Clarence Lot 101</p> <p>Portion of Reserve 11430 (Railway)</p> <p>Vacant Crown Land on the west side adjacent to Clarence Lots 100 and 101</p>	Subject to investigation for a recreation marina and associated residential and resort facilities.
7. Jandakot Road	Lot 50 Jandakot Road Cnr Lauanders Street	Mineral Processing

Third Schedule
RESTRICTED USE

Street	Particulars of Land	Restricted Use
1. Cockburn Rd	Lots 17, 5, 6, Pt. 16, 19, 18 of Cockburn Sound Location 704 and Clarence Lot 103, on Plan 1294 Lots 30, 31 and 32 of Cockburn Sound Location 2608 and 2638. Pt. Cockburn Sound Locations 2608 and 2638. Cockburn Sound Location 2637.	Shipbuilding and the manufacture fabrication and assembly of components for use by the offshore petroleum industry.
2. Progress Dr.	Cockburn Sound Location 179	Private Recreation
3. Hamilton Rd	Lot 2 of Pt. Cockburn Sound Location 80 and Cockburn Sound Location 114 on Diagram 48222.	Private Recreation
4. Progress Dr.	Cockburn Sound Location 550. Lots Pt. 103, 104 and Lots 105 and 106.	Private Recreation. The Council may grant Planning Consent to an Educational Establishment, Health Studio, Reception Centre or Restaurant provided that notice of the application for Planning Consent is first given in accordance with the provisions of Clause 6.2.
5. Troode Street	Lot 501 Cockburn Sound 154	Private Recreation
6. Jandakot Road	Lot 4 of Cockburn Sound Location 160 on Diagram 307901.	Hotel.
7. Jandakot Road	Lots 3 and 5 of Cockburn Sound Location 169 on Diagram 307901.	Private Recreation
8. Cnr. Ferris & Gorham Ways	Portion of Pt. Lot 11 Cockburn Sound Location 133 on Plan 3727.	Aged or dependent person's dwelling.
9. Bibra Drive	Portion of Cockburn Sound Location 21 Vol. 1659 Fol. 998	Aged or dependent person's dwelling and hospital.
10. Cockburn Rd	Lot Pt. 2 of Cockburn Sound Locations 1843 and 2197	Marine Engineering.

Fourth Schedule
CAR PARKING REQUIREMENTS

Use	Number of Car Parking Bays
Residential	
Single House, Attached House, Grouped Dwelling and Multiple Dwellings.	As prescribed in the Residential Planning Codes.
Aged or Dependent Person's Dwelling, Hostel, Institutional Building, Institutional Home, Hospital.	1 per 4 persons accommodated.
Lodging House.	1 per 2 persons accommodated.
Motel.	1 per unit plus 1 per employee.
Hotel, Tavern	1 per 2 square metres of drinking area.
Leisure and Civic Uses	
Restaurant, Club Premises, Public Worship—Place of Public Amusement.	1 per 4 seats or 4 persons accommodated.
Reception Centre.	1 per 4 seats or 4 persons.
Tennis/Squash Centre.	3 per court.
Bowling Alley.	3 per alley.
Health Studio.	1 per 15 square metres gross floor area.

Use	Number of Car Parking Bays
Day Care, Kindergarten and Pre-Schools.	10.
Primary School.	1.25 per classroom.
Secondary School.	1.5 per classroom.
Commercial Uses	
Convenience Store, Shop, Betting Agency	Where the gross leasable area is 5,000 square metres or less—1 per 12.5 square metres of gross leasable area. Where the gross leasable area is greater than 5,000 square metres or equal to or less than 10,000 square metres—1 per 13.5 square metres of gross leasable area. Where the gross leasable area is greater than 10,000 square metres—1 per 14.5 square metres of gross leasable area.
Office.	1 per 50 square metres of gross floor area.
Service Station.	2 per work bay plus 1 per employee.
Professional Services	
Consulting Rooms, Medical Centre, Veterinary Hospital.	5 per consulting room or practitioner.
Funeral Parlour.	6.
Industrial Uses	
Factory Unit Building, Showroom, Industry except Motor Vehicle Wrecking Premises and Scrap Metal Yard.	1 per 50 square metres gross floor area.
Warehouse.	1 per 90 square metres gross floor area.
Motor Vehicle Wrecking Premises, Scrap Metal Yards.	12.

Fifth Schedule

FORM OF SITE AND ADVERTISEMENT NOTICE

City of Cockburn District Zoning Scheme No. 2

Notice of Application for Planning Consent to Use or Develop Land

Notice is hereby given that (1)

 has applied to Cockburn City Council for approval to (2)

 on land situated at (3)

 being (4)

Any person wishing to object or otherwise comment upon this proposal, should do so in writing to reach the Town Clerk, Council Offices, 9 Coleville Crescent, Spearwood, WA 6163, not later than (5)

- (1) Insert name of Applicant
- (2) Insert particulars of the proposed land use or development.
- (3) Insert postal address of the land subject of the application.
- (4) Insert title description of the land subject of the application.
- (5) Insert the date which should be not less than twenty-one days after publication or service of the notice.

Sixth Schedule
Special Rural Zone

1.0 Prinsep Road, Jandakot

1.1 Locality

The land comprising the following lots:

- Lot 3 of J.A.A. 174 (Prinsep Road)
- Lot 9 of J.A.A. 168 (Prinsep Road)
- Lot 10 of J.A.A. 168 (Prinsep Road)
- Lot 100 of J.A.A. 168 (Prinsep Road/Glendale Crescent)

1.2 Provisions

The following provisions shall apply specifically to the Special Rural Zone area referred to in clause 1.1 of this Schedule.

1.2.1 Zoning Table—

(1)	Civic Building	AA
(2)	Educational Establishment	AA
(3)	Home Occupation	AA
(4)	Kindergarten	SA
(5)	Office within a dwelling	SA
(6)	Private Recreation	SA
(7)	Public Utility	AA
(8)	Single House	P
(9)	Stables	SA
(10)	Commercial Vehicle Parking	AA

1.2.2 The Council shall not give Planning Consent for Private Recreation or Stables in this Schedule unless the Water Authority of Western Australia has formally advised that it would issue a licence for a water bore to extract the quantity of ground water necessary for the development.

1.2.3 A use that is not mentioned in clause 1.2.1 of this Schedule shall not be permitted.

1.2.4 Notwithstanding clause 5.4.1(6) of the Scheme no person shall clear or cause, suffer or permit to be cleared any flora within a distance of 50 metres from the alignment of Prinsep Road, except for the purposes of:

- (1) complying with the requirements of the Bush Fires Act;
- (2) constructing a dedicated road; or
- (3) constructing a vehicular accessway.

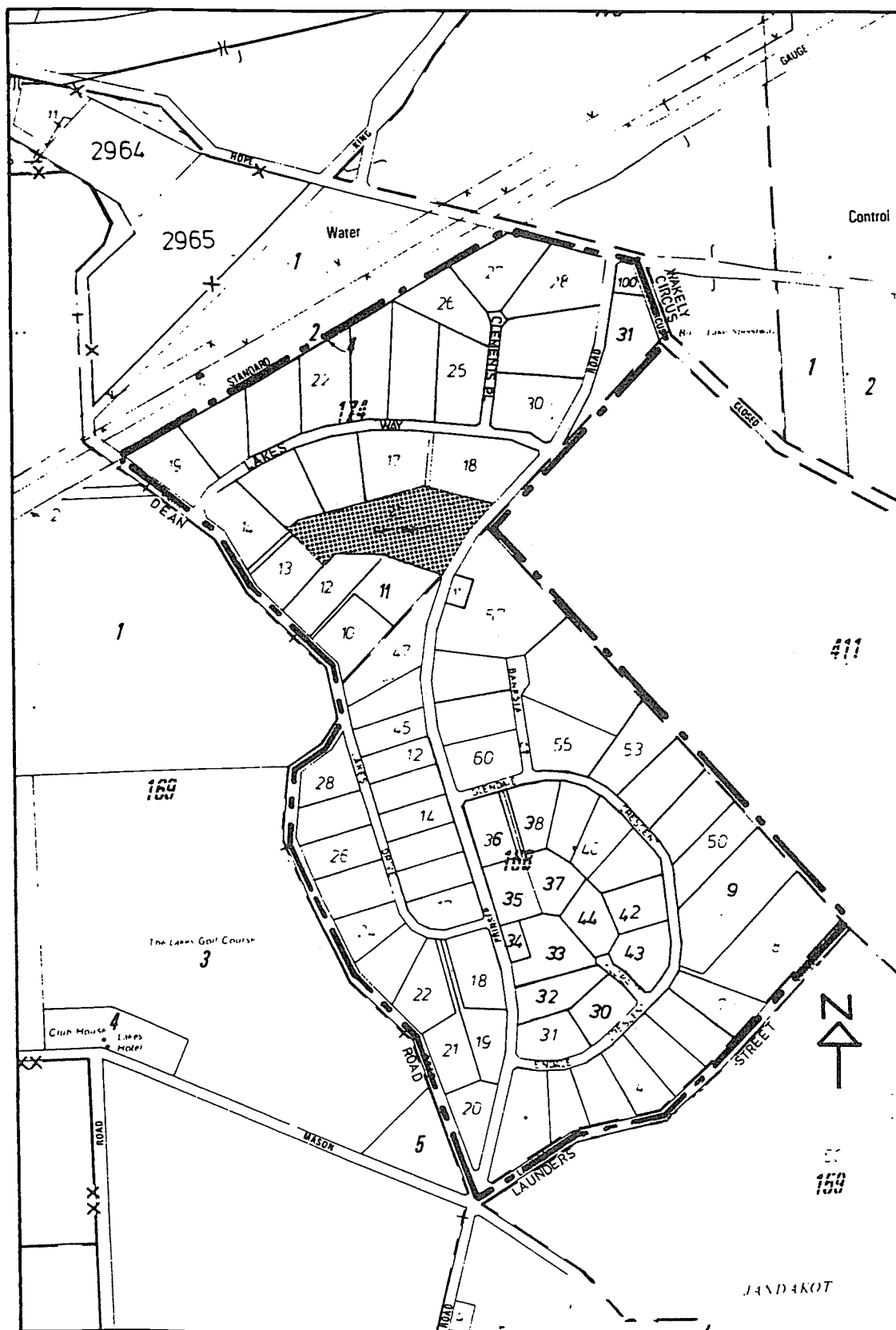
1.2.5 A vehicular accessway shall not be constructed from a lot onto Prinsep Road except from Lot 20, as shown on Subdivision Plan Map No. 21.H, where only one accessway is permitted.

1.2.6 In the interests of air safety the Council shall not, for any lots shown on Subdivision Plan—Map No. 21.Q, grant Planning Consent for any development, unless that development complies with the Permitted Height Contours as shown on Subdivision Plan—Map No. 21.Q.

1.2.7 The minimum lot size shall be 1 hectare and the average lot sizes shall not be less than 1.5 hectares.

See Map following page.

SIXTH SCHEDULE - SPECIAL RURAL ZONE -1.0 PRINSEP ROAD
JANDAKOT



Sixth Schedule
Special Rural Zone

2.0 Jandakot/Warton Roads, Banjup

2.1 Locality

The land comprising the following lots:

- Lot 1 of J.A.A. 145 (Jandakot/Warton Roads)
- Pt. Lot 2 of J.A.A. 145 (Warton Road)

2.2 Provisions

The following provisions shall apply specifically to the Special Rural Zone area referred to in clause 2.1 of this Schedule.

2.2.1 Zoning Table—

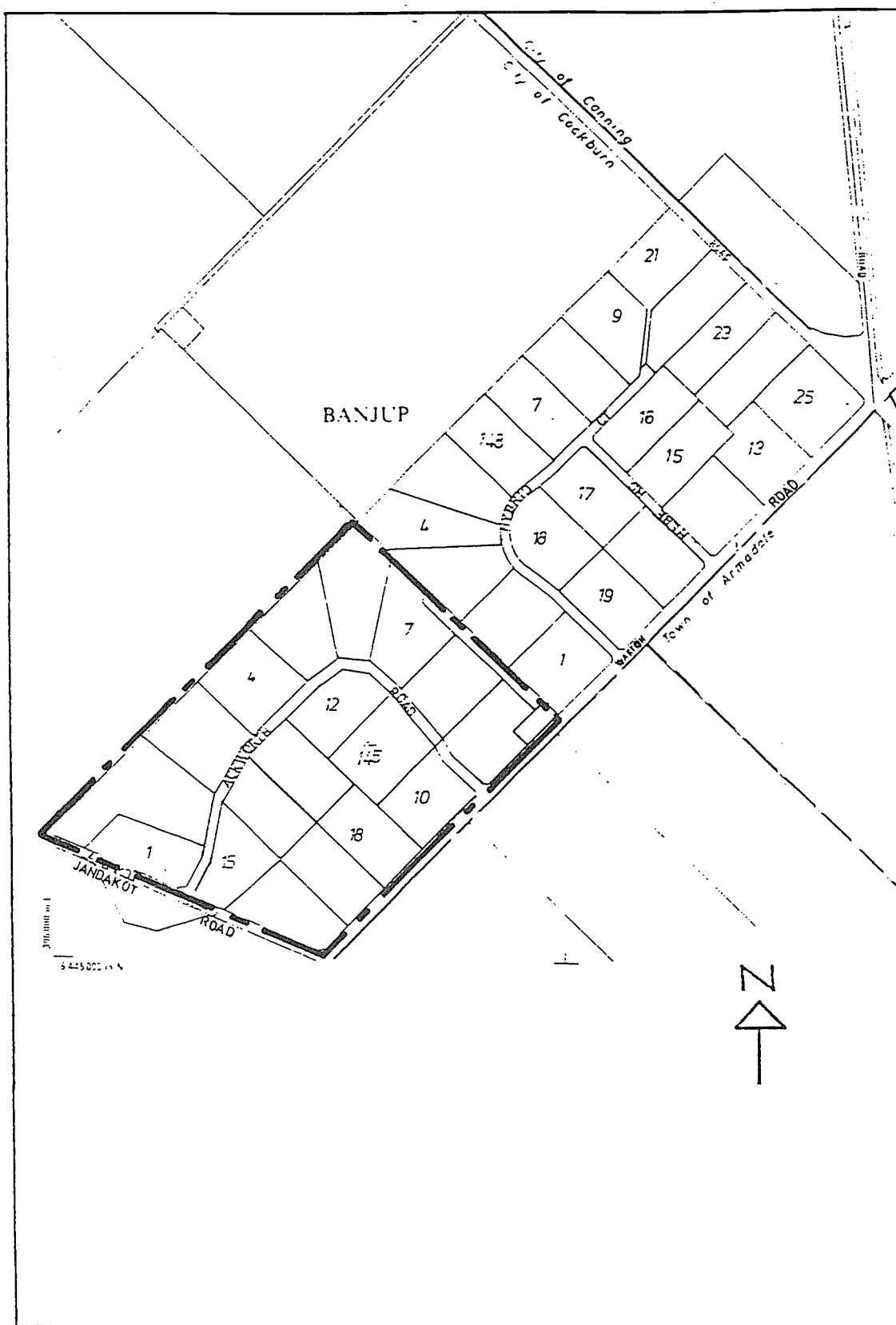
(1)	Civic Building	AA
(2)	Educational Establishment	AA
(3)	Home Occupation	AA
(4)	Kindergarten	SA
(5)	Office within a dwelling	SA
(6)	Private Recreation	SA
(7)	Public Utility	AA
(8)	Single House	P
(9)	Stables	SA
(10)	Commercial Vehicle Parking	AA

2.2.2 The Council shall not give Planning Consent for Private Recreation or Stables unless the Water Authority of Western Australia has formally advised that it would issue a licence for a water bore to extract the quantity of ground water necessary for the development.

2.2.3 A use that is not mentioned in clause 2.2.1 of this Schedule shall not be permitted.

2.2.4 The minimum lot size shall be 2 hectares.

See Map following page.

SIXTH SCHEDULE - SPECIAL RURAL ZONE - 2.0 JANDAKOT / WARTON ROADS
BANJUP

Sixth Schedule
Special Rural Zone

3.0 Solomon Road, Jandakot

3.1 Locality

The land comprising the following lots:

J.A.A. Pt. Lot 160 (Jandakot/Solomon Roads)
Lot 1 of J.A.A. Lot 158 (Jandakot/Solomon Roads)

3.2 Provisions

The following provisions shall apply specifically to the Special Rural Zone area referred to in clause 3.1 of this Schedule.

3.2.1 Zoning Table—

(1)	Civic Building	AA
(2)	Educational Establishment	AA
(3)	Home Occupation	AA
(4)	Kindergarten	SA
(5)	Office within a dwelling	AA
(6)	Private Recreation	SA
(7)	Public Utility	AA
(8)	Single House	P
(9)	Stables	SA
(10)	Commercial Vehicle Parking	AA

3.2.2 The Council shall not give Planning Consent for Private Recreation or Stables unless the Water Authority of Western Australia has formally advised that it would issue a licence for a water bore to extract the quantity of ground water necessary for the development.

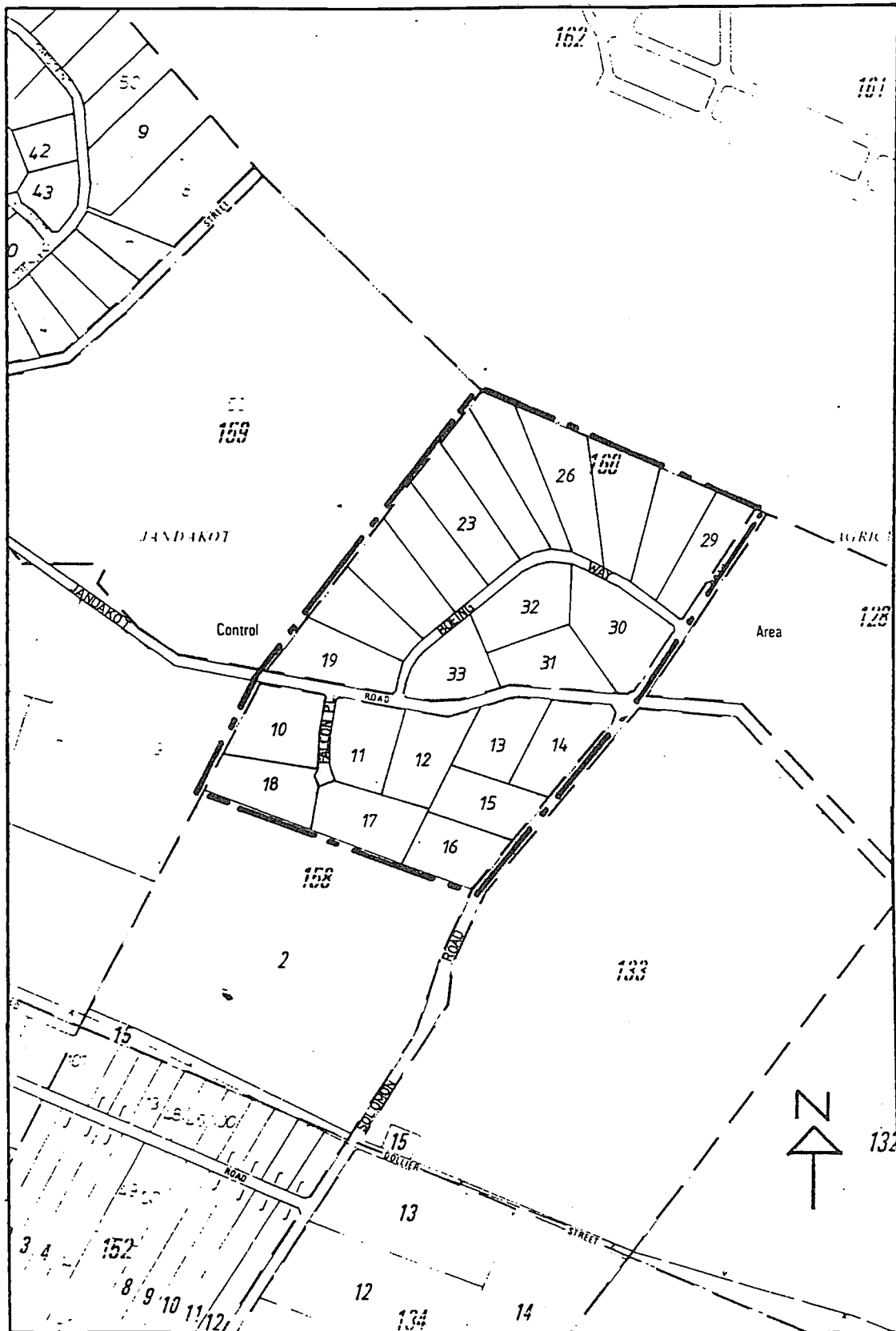
3.2.3 A use that is not mentioned in clause 3.2.1 of this Schedule shall not be permitted.

3.2.4 The minimum lot size shall be 2 hectares.

3.2.5 No person shall keep or permit to be kept more than one horse on any lot.

See Map following page.

SIXTH SCHEDULE - SPECIAL RURAL ZONE - 3.0 SOLOMON ROAD JANDAKOT



Sixth Schedule
Special Rural Zone

4.0 Tapper Road, Banjup

4.1 Locality

The land comprising the following lots:

J.A.A. Lot 216 (Tapper Road)
J.A.A. Lot 218 (Liddelow Road)
Part of J.A.A. Lot 219 (Tapper Road)
J.A.A. Lot 225 (Liddelow Road)
J.A.A. Lot 41 (Liddelow Road)
J.A.A. Lot 42 (Liddelow Road)
J.A.A. Lot 220 (Tapper Road)

4.2 Provisions

The following provisions shall apply specifically to the Special Rural Zone area referred to in clause 4.1 of this Schedule.

4.2.1 Zoning Table—

(1)	Civic Building	AA
(2)	Educational Establishment	AA
(3)	Home Occupation	AA
(4)	Kindergarten	AA
(5)	Office within a dwelling	AA
(6)	Nursery	SA
(7)	Private Recreation	SA
(8)	Public Utility	AA
(9)	Hobby Farm	AA
(10)	Single House	P
(11)	Stables	SA
(12)	Veterinary Consulting Rooms	AA
(13)	Veterinary Hospital	AA
(14)	Commercial Vehicle Parking	AA

4.2.2 The Council shall not give Planning Consent for a Nursery, Private Recreation, Hobby Farm or Stables unless the Water Authority of Western Australia has formally advised that it would issue a licence for a water bore to extract the quantity of ground water necessary for the development.

4.2.3 The Council shall not give Planning Consent for the agistment or the stabling of horses on any lot unless the Department of Agriculture has formally advised that it is satisfied that the soil conditions and type of vegetation existing within the area defined in clause 4.1 of this Schedule or a particular lot within the area so defined is capable of supporting such a use.

4.2.4 A use that is not mentioned in clause 4.2.1 of this Schedule shall not be permitted.

4.2.5 Notwithstanding clause 5.5.1(6) of the Scheme, no person shall clear or cause, suffer or permit to be cleared any flora within a distance of 50 metres from the alignment of the following roads:—

- (1) Forrest Road; and
- (2) Liddelow Road

except for the purpose of:

- (1) complying with the requirements of the Bush Fires Act;
- (2) constructing a dedicated road; or
- (3) constructing a vehicular accessway.

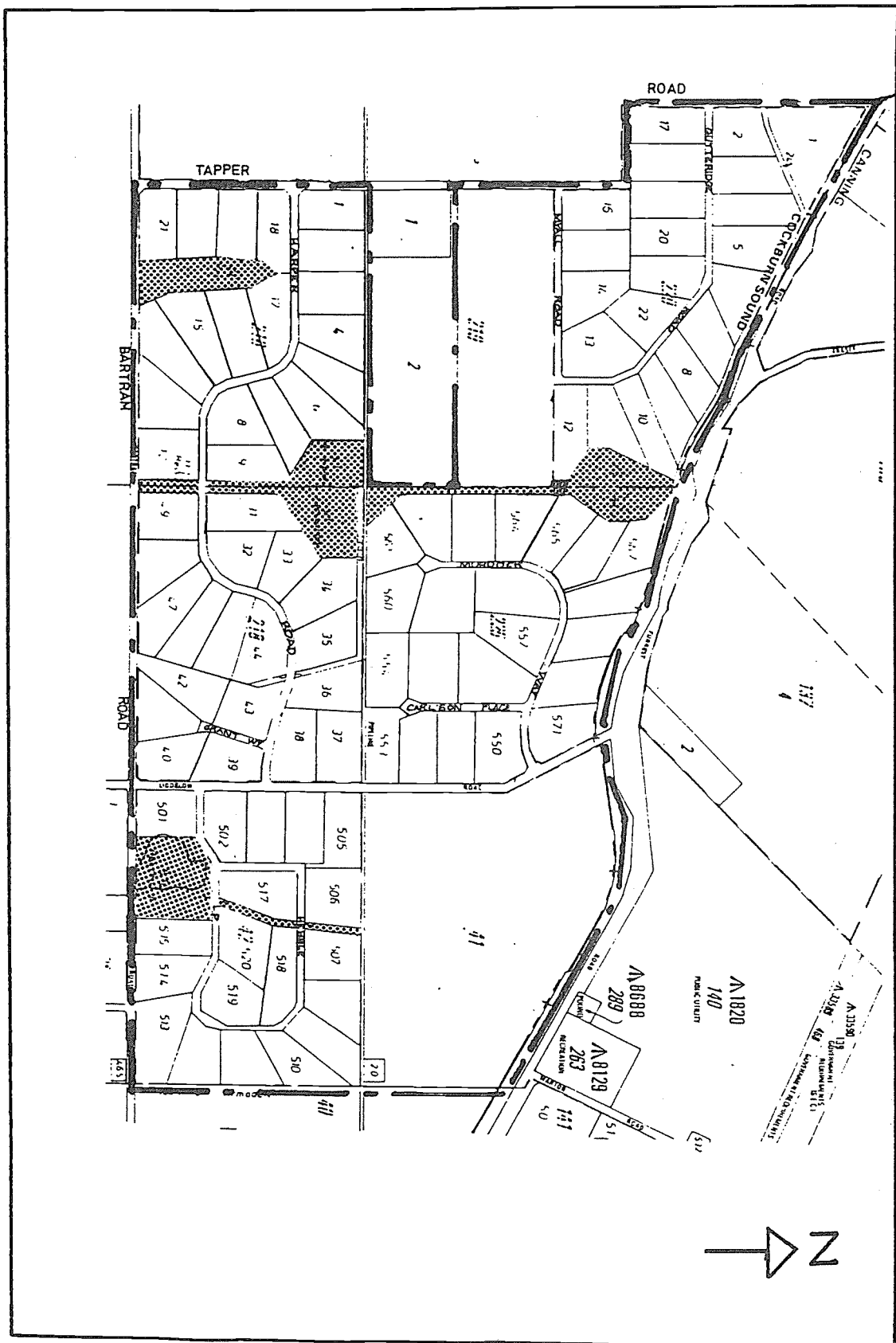
4.2.6 A vehicular accessway shall not be constructed from a lot onto the following roads:

- (1) Forrest Road; and
- (2) Liddelow Road.

4.2.7 The minimum lot size shall be 2 hectares.

See Map following page.

SIXTH SCHEDULE - SPECIAL RURAL ZONE - 4.0 TAPPER ROAD BANJUP



Sixth Schedule
Special Rural Zone

5.0 Warton Road, Banjup (Kennels)

5.1 Locality

The land comprising Jandakot Agricultural Area Lot 148 Corner Warton and Acourt Roads.

5.2 Provisions

The following provisions shall apply specifically to the Special Rural Zone area referred to in clause 5.1 of this Schedule.

5.2.1 Zoning Table—

(1)	Civic Building	AA
(2)	Educational Establishment	AA
(3)	Home Occupation	AA
(4)	Building used in conjunction with and for the purpose of a Kennel Club	SA
(5)	Private Recreation	AA
(6)	Public Utility	AA
(7)	Dog Kennels	AA
(8)	Single House	P
(9)	Hobby Farm	AA
(10)	Veterinary Consulting Rooms	AA
(11)	Veterinary Hospital	SA
(12)	Commercial Vehicle Parking	AA

5.2.2 The Council shall not give Planning Consent for Private Recreation or Hobby Farm unless the Water Authority of Western Australia has formally advised that it would issue a licence for a water bore to extract the quantity of ground water necessary for the development.

5.2.3 A use that is not mentioned in clause 5.2.1 of this Schedule shall not be permitted.

5.2.4 Notwithstanding clause 5.4.1(6) of the Scheme no person shall clear or cause, suffer or permit to be cleared any flora within a distance of 50 metres from the alignment of Warton Road, except for the purposes of:

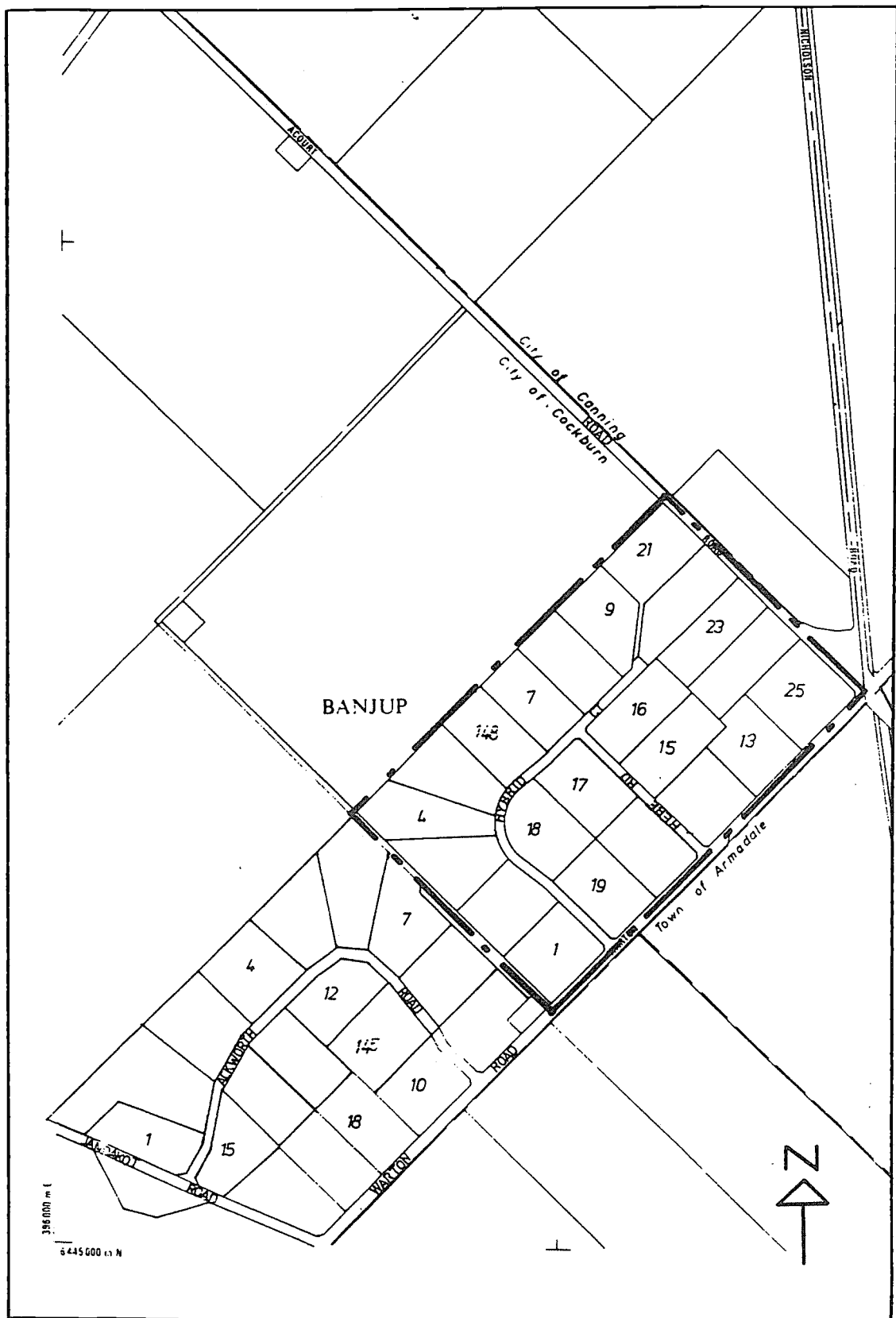
- (1) complying with the requirements of the Bush Fires Act;
- (2) constructing a dedicated road; or
- (3) constructing a vehicular accessway.

5.2.5 The minimum lot size shall be 2 hectares.

5.2.6 The agistment or stabling of horses is not permitted on any lot.

See Map following page.

SIXTH SCHEDULE - SPECIAL RURAL ZONE - 5.0 WARTON ROAD BANJUP



Sixth Schedule
Special Rural Zone

6.0 Liddelow Road, Banjup

6.1 Locality

The land comprising the following lots:

Jandakot Agricultural Area Lots 43 and 44 Liddelow Road.

6.2 Provisions

The following provisions shall apply specifically to the Special Rural Zone area referred to in clause 6.1 of this Schedule.

6.2.1 Zoning Table—

(1)	Civic Building	AA
(2)	Educational Establishment	AA
(3)	Home Occupation	AA
(4)	Kindergarten	SA
(5)	Office within a dwelling	SA
(6)	Nursery	SA
(7)	Private Recreation	SA
(8)	Public Utility	AA
(9)	Hobby Farm	AA
(10)	Single House	P
(11)	Stables	SA
(12)	Veterinary Consulting Rooms	AA
(13)	Veterinary Hospital	SA
(14)	Commercial Vehicle Parking	AA

6.2.2 The Council shall not give Planning Consent for a Nursery, Private Recreation, Hobby Farm or Stables unless the Water Authority of Western Australia has formally advised that it would issue a licence for a water bore to extract the quantity of ground water necessary for the development.

6.2.3 The Council shall not give Planning Consent for the agistment or the stabling of horses on any lot unless the Department of Agriculture has formally advised that it is satisfied that the soil conditions and type of vegetation existing within the area defined in clause 6.1 of this Schedule or a particular lot within the area so defined is capable of supporting such a use.

6.2.4 A use that is not mentioned in clause 6.2.1 of this Schedule shall not be permitted.

6.2.5 Notwithstanding clause 5.5.1(6) of the Scheme no person shall clear or cause, suffer or permit to be cleared any flora within a distance of 30 metres from the alignment of Liddelow Road, except for the purposes of:

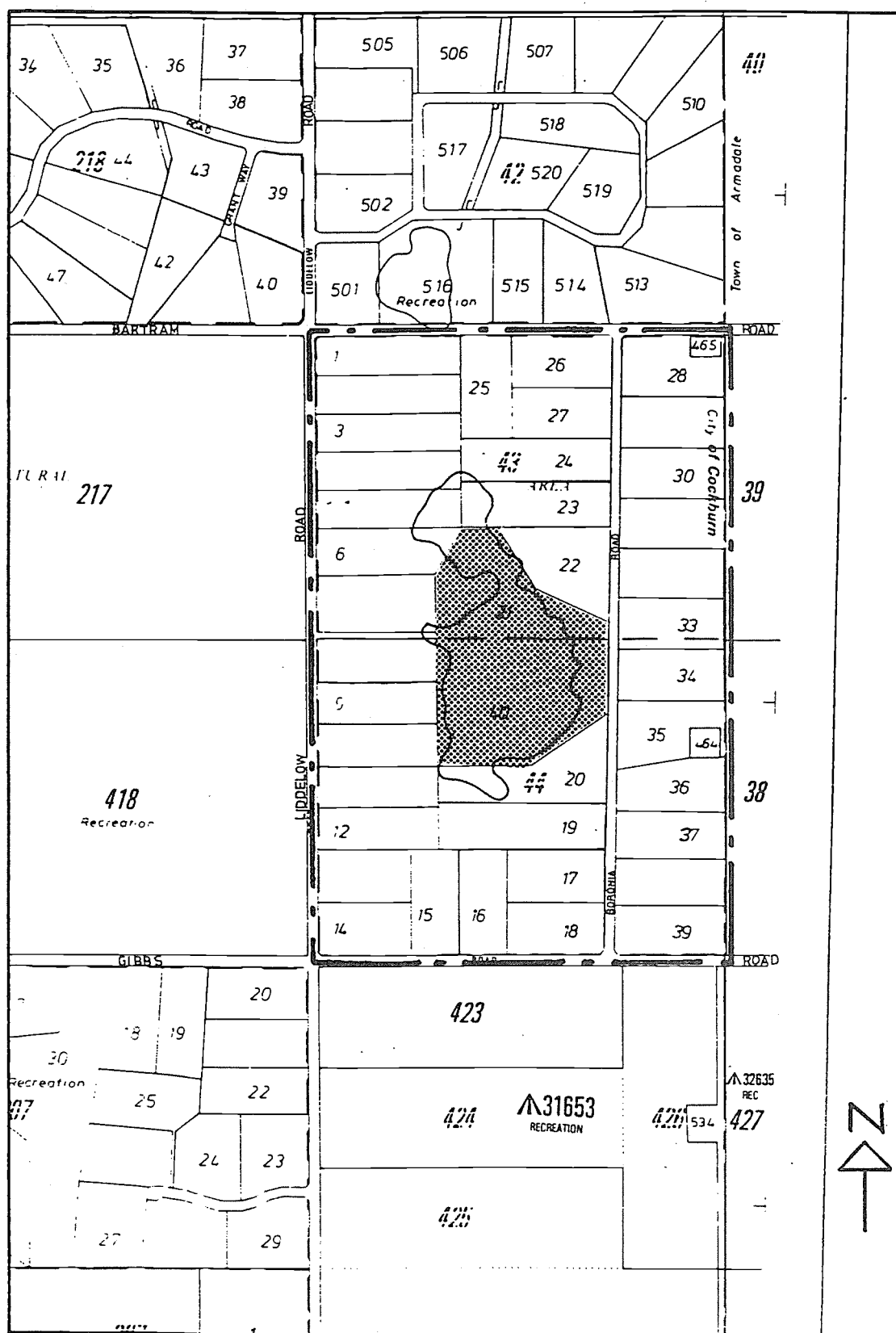
- (1) complying with the requirements of the Bush Fires Act;
- (2) constructing a dedicated road; or
- (3) constructing a vehicular accessway.

6.2.6 The minimum lot size shall be 2 hectares.

6.2.7 The Minimum Development Height for the land described in clause 6.1 of this Schedule shall be 1.2 metres above the highest known water table for the land as determined by the Water Authority of Western Australia.

See Map following page.

SIXTH SCHEDULE - SPECIAL RURAL ZONE - 6.0 LIDDELOW ROAD BANJUP



Sixth Schedule
Special Rural Zone

7.0 Gibbs Road, Banjup

7.1 Locality

The land comprising Jandakot Agricultural Area Lot 207 corner Gibbs and Liddelow Roads.

7.2 Provisions

The following provisions shall apply specifically to the Special Rural Zone area referred to in clause 7.1 of this Schedule.

7.2.1 Zoning Table—

(1)	Civic Building	AA
(2)	Educational Establishment	AA
(3)	Home Occupation	AA
(4)	Kindergarten	SA
(5)	Office within a dwelling	AA
(6)	Nursery	SA
(7)	Private Recreation	SA
(8)	Public Utility	AA
(9)	Hobby Farm	AA
(10)	Single House	P
(11)	Stables	SA
(12)	Veterinary Consulting Rooms	AA
(13)	Veterinary Hospital	SA
(14)	Commercial Vehicle Parking	AA

7.2.2 The Council shall not give Planning Consent for a Nursery, Private Recreation or Hobby Farm unless the Water Authority of Western Australia has formally advised that it would issue a licence for a water bore to extract the quantity of ground water necessary for the development.

7.2.3 The Council shall not give Planning Consent for the agistment or the stabling of horses on any lot unless the Department of Agriculture has formally advised that it is satisfied that the soil conditions and type of vegetation existing within the area defined in clause 7.1 of this Schedule or a particular lot within the area so defined is capable of supporting such a use.

7.2.4 A use that is not mentioned in clause 7.2.1 of this Schedule shall not be permitted.

7.2.5 Notwithstanding clause 5.5.1(6) of the Scheme no person shall clear or cause, suffer or permit to be cleared any flora within a distance of 30 metres from the alignment of Liddelow Road, except for the purposes of:

- (1) complying with the requirements of the Bush Fires Act;
- (2) constructing a dedicated road; or
- (3) constructing a vehicular accessway.

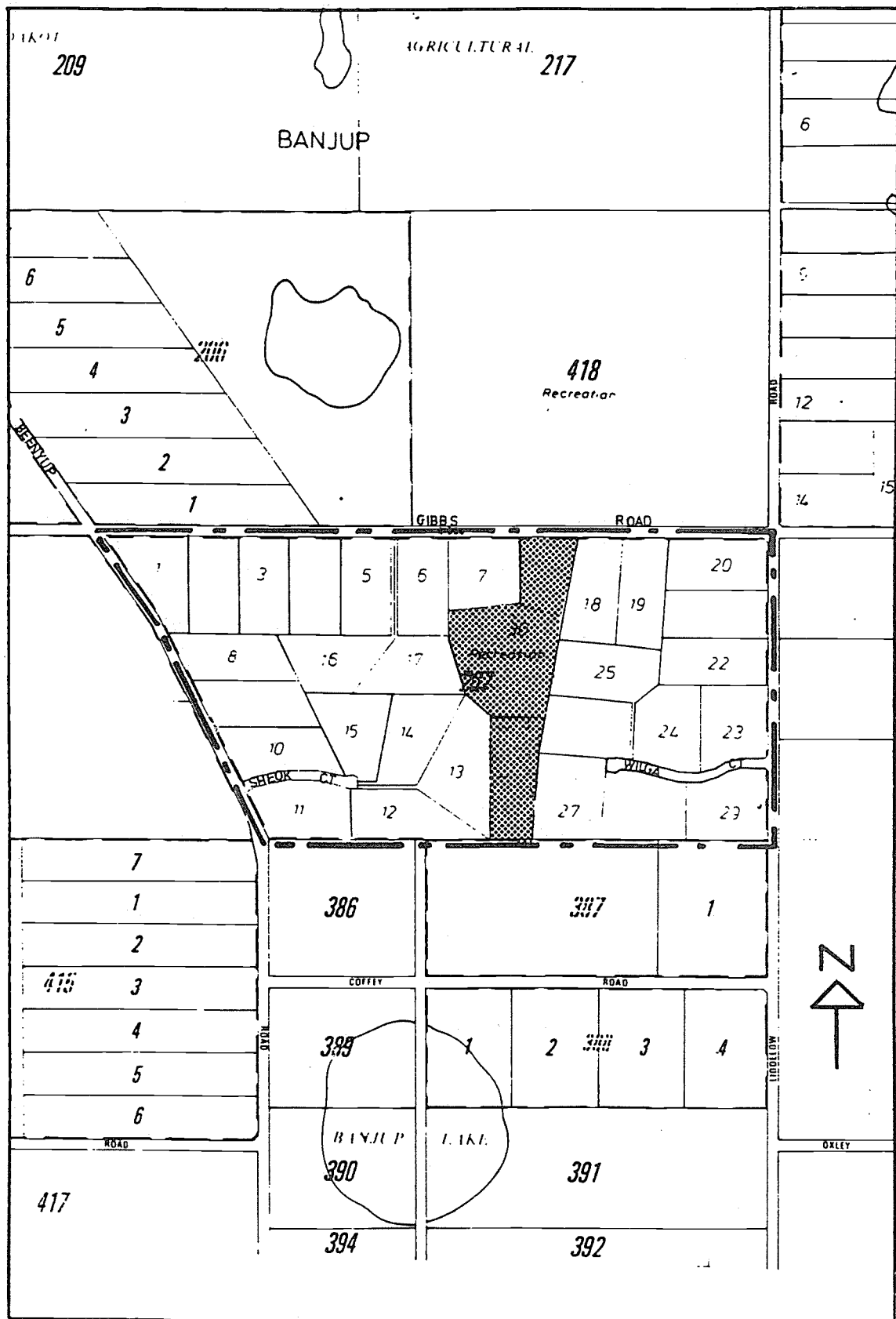
7.2.6 The minimum lot size shall be 2 hectares.

7.2.7 The Minimum Development Height for the land described in clause 7.1 of this Schedule shall be 1.2 metres above the highest known water table for the land as determined by the Water Authority of Western Australia.

See Map following page.

SIXTH SCHEDULE - SPECIAL RURAL ZONE - 7.0 GIBBS ROAD

BANJUP



Sixth Schedule
Special Rural Zone

8.0 Wolfe Road, Banjup

8.1 Locality

The land comprising the following lots:

Jandakot Agricultural Area Lot 23 Liddelow Road and Portion of Jandakot Agricultural Area Lot 24, and being Lot 1 corner Liddelow and Wolfe Roads.

8.2 Provisions

The following provisions shall apply specifically to the Special Rural Zone area referred to in clause 8.1 of this Schedule.

8.2.1 Zoning Table—

(1)	Civic Building	AA
(2)	Educational Establishment	AA
(3)	Home Occupation	AA
(4)	Kindergarten	SA
(5)	Office within a dwelling	AA
(6)	Nursery	SA
(7)	Private Recreation	SA
(8)	Public Utility	AA
(9)	Hobby Farm	AA
(10)	Single House	P
(11)	Stables	SA
(12)	Veterinary Consulting Rooms	AA
(13)	Veterinary Hospital	SA
(14)	Commercial Vehicle Parking	AA

8.2.2 The Council shall not give Planning Consent for a Nursery, Private Recreation, Hobby Farm or Stables unless the Water Authority of Western Australia has formally advised that it would issue a licence for a water bore to extract the quantity of ground water necessary for the development.

8.2.3 The Council shall not give Planning Consent for the agistment or the stabling of horses on any lot unless the Department of Agriculture has formally advised that it is satisfied that the soil conditions and type of vegetation existing within the area defined in clause 8.1 of this Schedule or a particular lot within the area so defined is capable of supporting such a use.

8.2.4 A use that is not mentioned in clause 8.2.1 of this Schedule shall not be permitted.

8.2.5 Notwithstanding clause 5.5.1(6) of the Scheme no person shall clear or cause, suffer or permit to be cleared any flora within a distance of 30 metres from the alignment of Liddelow Road, except for the purposes of:

- (1) complying with the requirements of the Bush Fires Act;
- (2) constructing a dedicated road; or
- (3) constructing a vehicular accessway.

8.2.6 The minimum lot size shall be 2 hectares.

8.2.7 The Minimum Development Height for the land described in clause 8.1 of this Schedule shall be 1.2 metres above the highest known water table for the land as determined by the Water Authority of Western Australia.

8.2.8 Prior to the subdivision of the land described in clause 8.1 of this Schedule the subdivider shall:

- (i) ensure that the 30 metre setback area of each lot with frontage to Liddelow Road, is fenced off with fencing complying with Schedule 2 of the Council's Fencing By-laws in order to preserve the natural flora; and
- (ii) submit to and obtain the approval of Council of a landscaping plan of the area contained within the 30 metre setback distance of each lot with a frontage to Liddelow Road.

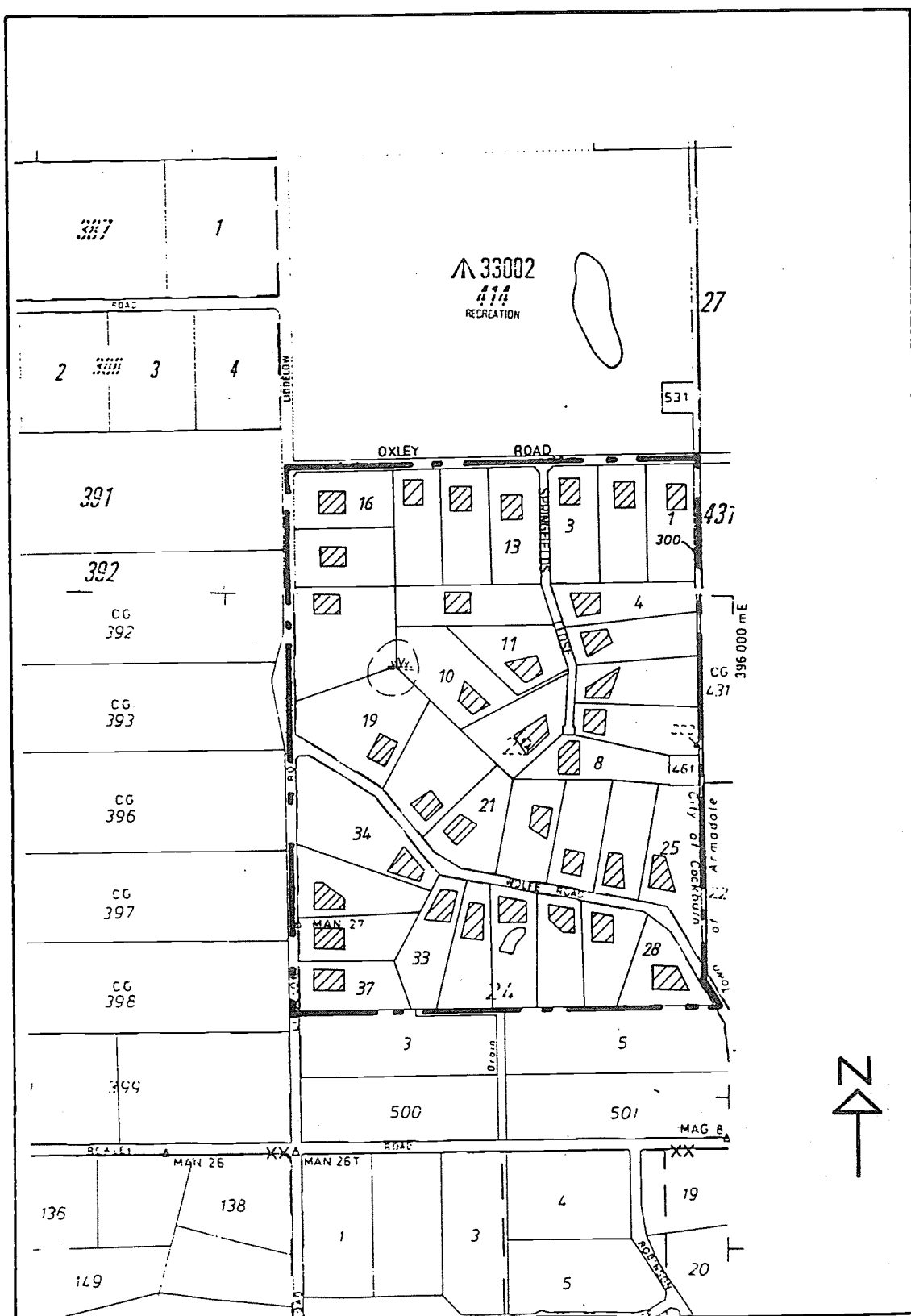
8.2.9 Prior to the subdivision of the land described in clause 8.1 of this Schedule the subdivider shall:

- (i) on every lot shown on Map No. 21.S, provide a vehicular accessway not less than 2.75 metres in width, constructed in accordance with Council's specifications at the road development height from the street alignment through the minimum setback area; and
- (ii) at the subdivider's expense, construct that part of Liddelow Road abutting on the western boundary of those lots to a width of 7.4 metres and in accordance with the Council's specifications.

8.2.10 No person shall keep or permit to be kept more than one horse on any lot.

See Map following page.

SIXTH SCHEDULE - SPECIAL RURAL ZONE - 8.0 WOLFE ROAD BANJUP



Sixth Schedule
Special Rural Zone

9.0 Bartram Road, Banjup

9.1 Locality

Jandakot Agricultural Area Lot 217 corner Bartram and Liddelow Roads.

9.2 Provisions

The following provisions shall apply specifically to the Special Rural Zone area referred to in clause 9.1 of this Schedule.

9.2.1 Zoning Table—

(1)	Civic Building	AA
(2)	Educational Establishment	AA
(3)	Home Occupation	AA
(4)	Kindergarten	SA
(5)	Office within a dwelling	AA
(6)	Nursery	SA
(7)	Private Recreation	SA
(8)	Public Utility	AA
(9)	Hobby Farm	AA
(10)	Single House	P
(11)	Stables	SA
(12)	Veterinary Consulting Rooms	AA
(13)	Veterinary Hospital	SA
(14)	Commercial Vehicle Parking	AA

9.2.2 The Council shall not give Planning Consent for a Nursery, Private Recreation, Hobby Farm or Stables unless the Water Authority of Western Australia has formally advised that it would issue a licence for a water bore to extract the quantity of ground water necessary for the development.

9.2.3 The Council shall not give Planning Consent for the agistment or the stabling of horses on any lot unless the Department of Agriculture has formally advised that it is satisfied that the soil conditions and type of vegetation existing within the area defined in clause 9.1 of this Schedule or a particular lot within the area so defined is capable of supporting such a use.

9.2.4 A use that is not mentioned in clause 9.2.1 of this Schedule shall not be permitted.

9.2.5 Notwithstanding clause 5.5.1(6) of the Scheme no person shall clear or cause, suffer or permit to be cleared any flora within a distance of 30 metres from the alignment of Liddelow Road, except for the purposes of:

- (1) complying with the requirements of the Bush Fires Act;
- (2) constructing a dedicated road; or
- (3) constructing a vehicular accessway.

9.2.6 The minimum lot size shall be 2 hectares.

9.2.7 The Minimum Development Height for the land described in clause 9.1 of this Schedule shall be 1.2 metres above the highest known water table for the land as determined by the Water Authority of Western Australia.

9.2.8 Prior to the subdivision of the land described in clause 9.1 of this Schedule the subdivider shall:

- (i) ensure that the 30 metre setback area of each lot with frontage to Liddelow Road, is fenced off with fencing complying with Schedule 2 of the Council's Fencing By-laws in order to preserve the natural flora; and
- (ii) submit to and obtain the approval of Council of a landscaping plan of the area contained within the 30 metre setback distance of each lot with a frontage to Liddelow Road.

9.2.9 Prior to the subdivision of the land described in clause 9.1 of this Schedule the subdivider shall:

On every lot shown on Map No. 21.R, provide a vehicular accessway not less than 2.75 metres in width, constructed in accordance with Council's specifications at the road development height from the street alignment through the minimum setback area.

9.2.10 No person shall keep or permit to be kept more than one horse on any lot.

See Map following page.

Sixth Schedule
Special Rural Zone

10.0 Coffey Road, Banjup

10.1 Locality

Jandakot Agricultural Area Lot 387 corner Liddelow and Coffey Roads.

10.2 Provisions

The following provisions shall apply specifically to the Special Rural Zone area referred to in clause 10.1 of this Schedule.

10.2.1 Zoning Table—

(1)	Civic Building	AA
(2)	Educational Establishment	AA
(3)	Home Occupation	AA
(4)	Kindergarten	SA
(5)	Office within a dwelling	AA
(6)	Nursery	SA
(7)	Private Recreation	SA
(8)	Public Utility	AA
(9)	Hobby Farm	AA
(10)	Single House	P
(11)	Stables	SA
(12)	Veterinary Consulting Rooms	AA
(13)	Veterinary Hospital	SA
(14)	Commercial Vehicle Parking	AA

10.2.2 The Council shall not give Planning Consent for a Nursery, Private Recreation, Hobby Farm or Stables unless the Water Authority of Western Australia has formally advised that it would issue a licence for a water bore to extract the quantity of ground water necessary for the development.

10.2.3 The Council shall not give Planning Consent for the agistment or the stabling of horses on any lot unless the Department of Agriculture has formally advised that it is satisfied that the soil conditions and type of vegetation existing within the area defined in clause 10.1 of this Schedule or a particular lot within the area so defined is capable of supporting such a use.

10.2.4 A use that is not mentioned in clause 10.2.1 of this Schedule shall not be permitted.

10.2.5 Notwithstanding clause 5.4.1(6) of the Scheme no person shall clear or cause, suffer or permit to be cleared any flora within a distance of 30 metres from the alignment of Liddelow Road, except for the purposes of:

- (1) complying with the requirements of the Bush Fires Act;
- (2) constructing a dedicated road; or
- (3) constructing a vehicular accessway.

10.2.6 The minimum lot size shall be 2 hectares.

10.2.7 The Minimum Development Height for the land described in clause 10.1 of this Schedule shall be 1.2 metres above the highest known water table for the land as determined by the Water Authority of Western Australia.

10.2.8 Prior to the subdivision of the land described in clause 10.1 of this Schedule the subdivider shall:

- (i) ensure that the 30 metre setback area of each lot with frontage to Liddelow Road, is fenced off with fencing complying with Schedule 2 of the Council's Fencing By-laws in order to preserve the natural flora; and
- (ii) submit to and obtain the approval of Council of a landscaping plan of the area contained within the 30 metre setback distance of each lot with a frontage to Liddelow Road.

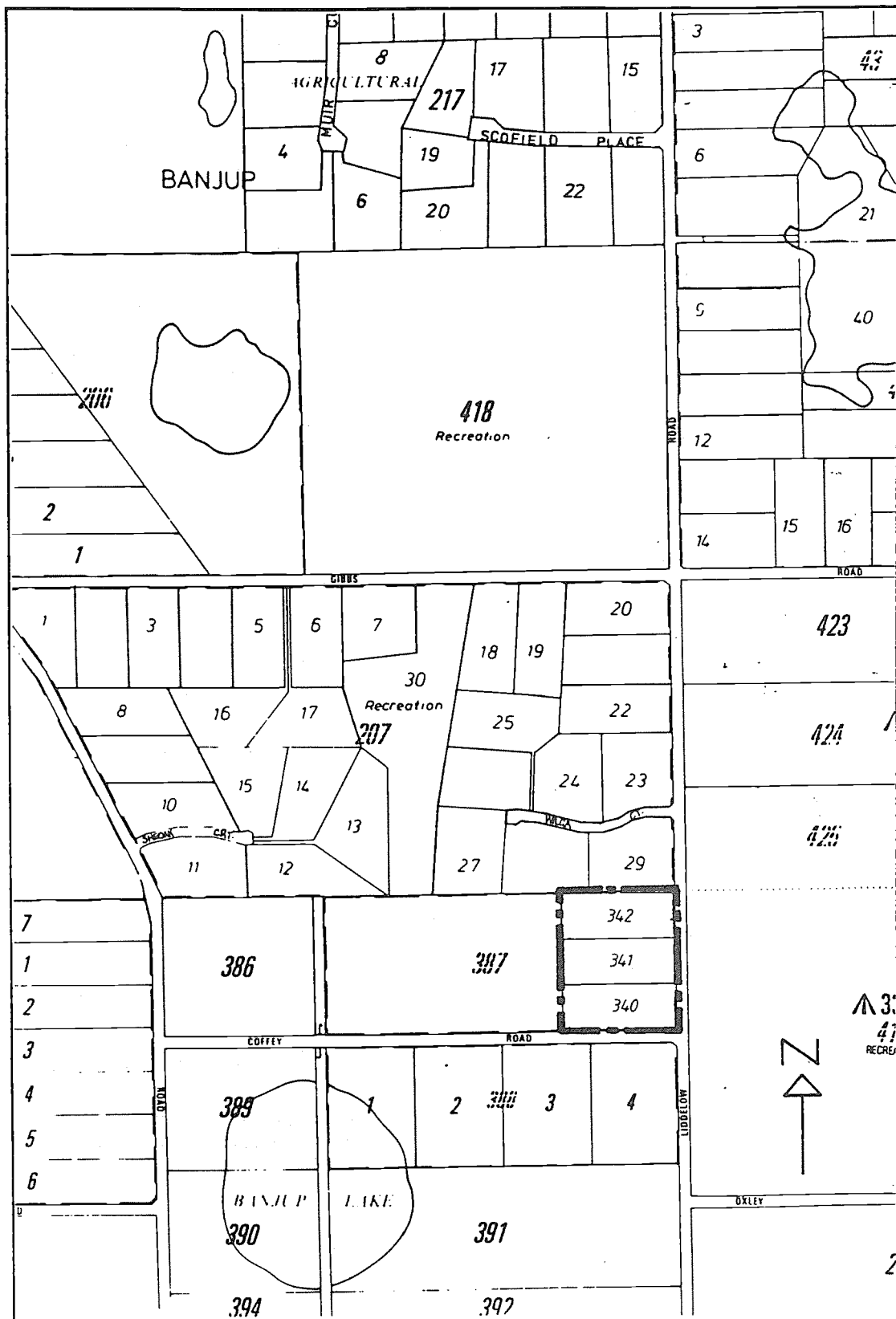
10.2.9 Prior to the subdivision of the land described in clause 10.1 of this Schedule the subdivider shall:

On every lot shown on Map No. 21.T, provide a vehicular accessway not less than 2.75 metres in width, constructed in accordance with Council's specifications at the road development height from the street alignment through the minimum setback area.

10.2.10 No person shall keep or permit to be kept more than one horse on any lot.

See Map following page.

SIXTH SCHEDULE - SPECIAL RURAL ZONE - 10.0 COFFEY ROAD BANJUP



Sixth Schedule
Special Rural Zone

11.0 Gibbs/Liddelow Roads Banjup.

11.1 Locality

Jandakot Agricultural Area Lot 423 Gibbs Road Jandakot.

11.2 Provisions

The following provisions shall apply specifically to the Special Rural zone area referred to in Clause 11.1 of this Schedule.

11.2.1 Zoning Table

(1)	Civic Building	AA
(2)	Education Establishment	AA
(3)	Home Occupation	AA
(4)	Kindergarten	SA
(5)	Office within a dwelling	SA
(6)	Nursery	SA
(7)	Private Recreation	SA
(8)	Public Utility	AA
(9)	Hobby Farm	AA
(10)	Single House	P
(11)	Stables	SA
(12)	Veterinary Consulting Rooms	AA
(13)	Veterinary Hospital	SA
(14)	Commercial Vehicle Parking	AA

11.2.2 The Council shall not give Planning Consent for a Nursery, Private Recreation, Hobby Farm or Stables unless the Water Authority of Western Australia has formally advised that it would issue a licence for a water bore to extract the quantity of ground water necessary for the development.

11.2.3 The Council shall not give Planning Consent for the agistment or the stabling of horses on any lot unless the Department of Agriculture has formally advised that it is satisfied that the soil conditions and type of vegetation existing within the area defined in Clause 11.1 of this Schedule or a particular lot within the area so defined is capable of supporting such a use.

11.2.4 A use that is not mentioned in Clause 6.2.1 of this Schedule shall not be permitted.

11.2.5 Notwithstanding Clause 5.5.1(6) of the Scheme no person shall clear or cause or suffer or permit to be cleared any flora within a distance of 30 metres from the alignment of Liddelow Road, except for the purpose of:

- (1) complying with the provisions of the Bush Fires Act;
- (2) constructing a dedicated road; or
- (3) constructing a vehicular accessway.

11.2.6 The minimum lot size shall be 2 hectares.

11.2.7 The Minimum Development Height for the land described in Clause 11.1 of this Schedule shall be 1.2 metres above the highest known water table for the land as determined by the Water Authority of Western Australia.

11.2.8 Prior to subdivision of land described in Clause 11.1 of this Schedule the subdivider shall:

- (i) ensure that a 30 metre setback area of each lot with a frontage to Liddelow Road, is fenced off with fencing complying with Schedule 2 of the Council's Fencing By-laws in order to preserve the natural flora; and
- (ii) submit to and obtain the approval of Council of a landscaping plan of the area contained within the 30 metre setback distance of each lot with a frontage to Liddelow Road.

11.2.9 Prior to the subdivision of land described in Clause 11.1 of this Schedule the subdivider shall:

On every lot shown on the map in this Schedule, provide a vehicular accessway not less than 2.75m in width, constructed in accordance with Council's specifications at the road development height from the street alignment through the minimum setback area.

11.2.10 No person shall keep or permit to be kept more than one horse on any lot.

See Map following page.

Sixth Schedule
Special Rural Zone

12.0 Jandakot Road Jandakot

12.1 Locality

Jandakot Agricultural Area Lots 128 and 129 Jandakot/Solomon/Fraser Roads.

12.2 Provisions

The following provisions shall apply specifically to the Special Rural Zone area referred to in Clause 12.1 of this Schedule.

12.2.1 Zoning Table

(1)	Civic Building	AA
(2)	Educational Establishment	AA
(3)	Home Occupation	AA
(4)	Kindergarten	SA
(5)	Office within a dwelling	AA
(6)	Private Recreation	SA
(7)	Public Utility	AA
(8)	Single House	P
(9)	Stables	SA
(10)	Commercial Vehicle Parking	AA

12.2.2 The Council shall not give Planning Consent for Private Recreation or Stables unless the Water Authority of Western Australia has formally advised that it would issue a licence for a water bore to extract the quantity of ground water necessary for the development.

12.2.3 A use that is not mentioned in Clause 12.2.1 of this Schedule shall not be permitted.

12.2.4 The minimum lot size shall be 2 hectares.

12.2.5 No person shall keep or permit to be kept any horse on any lot, with the exception of the following lots, where only one horse will be permitted:—

Lots 7, 8, 9, 11 and 12 of Jandakot Agricultural Area Lot 128 and Lots 3, 7, 8, 9, 10, 11, 14, 15, 17, 18, 19, 20 and 21 of Jandakot Agricultural Area Lot 129.

12.2.6 The Minimum Development Height for the land described in Clause 12.1 of this Schedule shall be 1.2 metres above the highest known water table for the land as determined by the Water Authority of Western Australia.

12.2.7 The maximum height of development of structures on the land described in Clause 12.1 of this Schedule shall be 74m above A.H.D.

12.2.8 The owners of lots abutting the Jandakot Airport shall construct and maintain fencing in accordance with Schedule 2 of the Council's Fencing By-laws.

See Map following page.

Seventh Schedule

Interpretations

- Absolute Majority:** has the same meaning as is given to it in the Local Government Act 1960.
- Advertisement:** means the publication display or presentation of any sign or advertising device, and the terms "advertising" and "advertising sign" have corresponding meanings but the term "advertising sign" in this Scheme shall not be taken to include a sign or advertising device which stands alone and is less than 2 square metres in area.
- Advertising Device:** means any object or structure on which any word, letter, number, symbol, figure, drawing, image or other representation whatsoever is written, placed, affixed, attached, painted, projected or otherwise displayed for the purpose of giving any message or direction or promoting or publicising any business, project, enterprise or undertaking, or any function or event, or any person, body or group, or any produce or article, or other thing whatsoever, and includes an airborne device anchored to any land building or thing and also includes any vehicle or trailer or other similar object placed or located so as to serve the purpose hereinbefore referred to.
- Amusement Facility:** means Land and Buildings, open to the public, used for not more than two amusement machines where such use is incidental to the predominant use.
- Amusement Machine:** means a machine, device or games table, mechanically or electronically powered, that releases or makes available balls, discs or other items for projection in or on the machine by the use of springs, flippers, paddles or cues, or electronic devices which are controlled or partly controlled by computer associated with electronic screen(s) operated by one or more players for amusement or recreation.
- Battle-axe Lot:** means a Lot having access to a public road by means of an access strip included in the Certificate of Title of that Lot.
- Betting Agency:** means a Building operated in accordance with the Totalisator Agency Board Act 1960.
- Building:** has the same meaning as is given to it in the Residential Planning Codes.
- Building Envelope:** means an area of Land within a Lot marked on a plan forming part of the Scheme outside which buildings are not permitted.
- Building Setback:** means the shortest horizontal distance between a boundary or other specified point and the position at which a Building may be erected.
- Car Park:** means Land and Buildings used primarily for parking private cars or taxis whether open to the public or not but does not include any part of a public road used for parking or for a taxi rank or any Land or Buildings on or in which cars are displayed for sale.
- Caravan & Trailer Hire Premises:** means Land and Buildings used for the hiring out of caravans and trailers and when conducted on the same site the storage and cleaning of them but does not include mechanical repair or servicing of them.
- Caravan Park:** means Land and Buildings used for the parking of caravans under the By-laws of the Council or the Caravan Parks and Camping Grounds Regulations, 1974 made pursuant to the provisions of the Health Act, 1911.
- Caretaker's Dwelling:** means a Building used as a dwelling by a person having the care of the Building, plant, equipment or grounds associated with an industry, business, office or recreation area carried on or existing on the same site.
- Cattery:** means the use of an approved outbuilding constructed in accordance with the Health Act Model By-laws Series "A" Part One—General Sanitary Provisions (as amended) for the purpose of keeping more than three (3) cats over the age of three (3) months.
- Civic Building:** means a Building designed, used or intended to be used by a Government Department, an instrumentality of the Crown, or the Council as offices or for administrative or other like purpose.
- Club Premises:** means Land and Buildings used or designed for use by a legally constituted club or association or other body of persons united by a common interest whether such Building or premises be licensed under the provisions of the Liquor Act, 1970 or not and which Building or premises are not otherwise classified under the provisions of the Scheme.
- Commercial Vehicle:** means any vehicle used or intended to be used in the course of a business or trade, which has a tare weight in excess of one tonne.
- Consulting Rooms:** means a Building (other than a hospital or medical centre) used by no more than two practitioners who are registered medical practitioners or dentists, physiotherapists, chiropractors, and persons ordinarily associated with a practitioner, in the prevention investigation or treatment of physical or mental injuries or ailments, and the two practitioners may be of the one profession or any combination of professions or practices.
- Convenience Store:** means Land and Buildings used for the retail sale of convenience goods being those goods commonly sold in supermarkets, delicatessens and newsagents but including the sale of petrol and operated during hours which include but which may extend beyond normal trading hours and providing associated parking. The Buildings associated with a convenience store shall not exceed 300m² gross leasable area.
- Development:** shall have the same meaning given to it in the Act.

- Display Home Centre:** means a group of two or more dwellings which are intended to be open for public inspection.
- District:** means the Municipal District of the City of Cockburn.
- Dog Kennels:** means Land and Buildings used for the boarding and breeding of dogs where the premises are registered or required to be registered by the Council and includes the sale of dogs where that use is incidental to the predominant use.
- Dry Cleaning Premises:** means Land and Buildings used for the cleaning of garments and other fabrics by chemical processes.
- Educational Establishment:** means a school, college, university, technical institute, academy or other educational centre, but does not include a reformatory or institutional home.
- Factory Unit Building:** means an industrial building designed, used or adapted for use as two or more separately occupied production or storage areas.
- Farm Supply Centre:** means the use of Land and Buildings for the supply of:
- (a) vegetable seeds,
 - (b) fertilisers,
 - (c) agricultural chemicals,
 - (d) stock foods,
 - (e) tractors,
 - (f) farm machinery, farm implements or components, or
 - (g) irrigation equipment
- and includes the maintenance, repair and servicing of those items.
- Floor Area:** has the same meaning given to it in and for the purposes of the Uniform Building By-laws.
- Frontage:** means the boundary line or lines between a site and the street or streets upon which the site abuts.
- Fuel Depot:** means Land and Buildings used for the storage and sale in bulk of solid or liquid gaseous fuel, but does not include a Service Station.
- Funeral Parlour:** means Land and Buildings occupied by an undertaker where bodies are stored and prepared for burial or cremation.
- Garden Centre:** means Land and Buildings used for the sale and display of garden products, including garden ornaments, plants, seeds, domestic garden implements and motorised implements and the display but not manufacture of pre-fabricated garden buildings but in any zone other than an industrial zone does not include the sale or display in bulk of sand, gravel, rocks, blue metal, cement, firewood, sleepers or other items for use in a house or garden.
- Gazettal Date:** means the date on which final approval of this Scheme is published in the *Government Gazette*.
- Gross Leasable Area:** means in relation to a Building the area of all floors capable of being occupied by a tenant for his exclusive use, which area is measured from the centre lines of joint partitions or walls and from the outside faces of external walls or the building alignment, including shop fronts, basements, mezzanines and storage areas.
- Health Studio:** means Land and Buildings designed and equipped for physical exercise, recreation and sporting activities including outdoor recreation.
- Hobby Farm:** means the use of Land for the agistment of horses, the growing of vegetables, fruit and flowers and the keeping of domestic poultry for private use only and not for commercial purposes or sale and shall include any Building normally associated therewith.
- Home Occupation:** means a business or activity carried on with the written permission of the Council within a dwelling house or the curtilage of a house by a person resident therein or within a domestic outbuilding by a person resident in the dwelling house to which it is appurtenant that:
- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection due to the emission of light, noise, vibration, electrical interference, vapour, steam, soot, ash, dust, grit, oil liquid wastes or waste products or the unsightly appearance of the dwelling house or domestic outbuilding on or the land on which the business is conducted;
 - (b) does not entail employment of any person not a member of the occupier's family;
 - (c) does not occupy an area greater than twenty 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) does not display a sign exceeding 0.2 square metres in area;
 - (f) in the opinion of the Council is compatible with the principal uses to which land in the zone it is located may be put and will not in the opinion of the Council generate a volume of traffic that would prejudice the amenity of the area;
 - (g) does not entail the presence, use or calling of a vehicle of more than 2 tonnes tare weight;
 - (h) does not entail the presence of more than one commercial vehicle and does not include provision for the fuelling or repairing of motor vehicles within the curtilage of the dwelling house or domestic outbuilding;

- (i) does not entail the offering for sale or display of motor vehicles machinery or goods (other than goods manufactured or serviced on the premises); and
- (j) does not entail a source of power other than an electric motor of not more than 0.373 kilowatts (0.5 horse power).

Hospital: means a Building in which persons are received and lodged for medical treatment or care and includes a maternity hospital.

Hotel: means Land and Buildings providing accommodation for the public and the subject of a Hotel Licence granted under the provisions of the Liquor Act, 1970.

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

- (a) the winning, processing or treatment of minerals;
- (b) the making, altering, repairing or ornamentation, painting, finishing, cleaning, packing or canning or adapting for sale, or the breaking up or demolition of any article or part of an article;
- (c) the generation of electricity or the production of gas;
- (d) the manufacture of edible goods;

and includes, when carried out on land upon which the process is carried out and in connection with that process, the storage of goods, any work of administration or accounting, or the wholesaling of goods resulting from the process, and the use of land for the amenity of persons engaged in the process;

but does not include:

- (i) the carrying out of agriculture;
- (ii) site work on Buildings, work on Land;
- (iii) in the case of edible goods the preparation of food for sale from the premises;
- (iv) panel beating, spray painting or motor vehicle wrecking.

Industry-Cottage: means an industry which produces arts and craft goods which cannot be carried out under the provisions relating to a "Home Occupation" and that:

- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection, due to the emission of light, noise, vibration, steam, soot, ash, dust, grit, oil, liquid wastes or waste products;
- (b) where operated in a Residential zone, does not entail the employment of any person not a member of the occupier's family normally resident on the Land;
- (c) is conducted in an outbuilding which is compatible to the zone and its amenity and does not occupy an area in excess of 55 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; and
- (e) does not display a sign exceeding 0.2 square metres in area.

Industry-Extractive: means an industry which involves:

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

Industry-General: means an industry other than a cottage, extractive, hazardous, light, noxious, rural or service, Special A or Special B industry.

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

Industry-Light: means an industry:

- (a) in which the processes carried on, the machinery used, and the goods and commodities carried to and from the premises will not cause any injury to, or will not adversely affect the amenity of the locality by reason of the emission of light, noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water or other waste products; and
- (b) the establishment of which will not or the conduct of which does not impose an undue load on any existing or projected service of 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, but does not include a fish shop, dry cleaning premises, marine collectors yard, laundromat, piggery or poultry farm.

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

Industry-Service: means a light industry carried out on Land or in Buildings which may have a retail shop front and from which goods manufactured on the premises may be sold or Land and Buildings having a retail shop front and used as a depot for receiving goods to be serviced.

Industry-Special A: means the use of Land and Buildings for the carrying out of any process for and incidental to the production of meat and allied products, in accordance with the provisions of the Health Act of 1911 and any Regulations or By-laws made under that Act and includes:

- (a) abattoirs for the slaughtering of livestock and the processing, packing, freezing and wholesaling of meat, and the carrying on of all processes related thereto, including freezer works and associated stock agistment yards;
- (b) the manufacture of by-products of livestock slaughtering, including:
 - (i) the production of edible offals from the entrails of livestock slaughtered;
 - (ii) the rendering of fat;
 - (iii) the preparation of skins and leather, including the drying, curing and pickling of animal skins and hides; tanning and fell-mongering;
- (c) the processing of rock lobster including the freezing the packing thereof for sale and the production and storage of bait for sale to rock lobster fishermen;
- (d) the production of any commodity being a direct use of substances resulting from the slaughter of livestock, that from time to time is made possible by technological advancement or increase in scale of production or both if the said production does not contravene any Act or regulation governing the production of meat.

Industry-Special B: means the use of Land and Buildings for the carrying out of any process for or incidental to the slaughtering of pigs and the manufacture of meat products and the treatment of offal therefrom, together with the manufacture of dairy products in accordance with the provisions of the Health Act, 1911 and any Regulations or By-laws made under the Act and includes:

- (a) abattoirs for the slaughtering of pigs and the carrying on of all processes related thereto including pig agistment yards;
- (b) the processing and canning of meat products and the manufacture of smallgoods;
- (c) the curing of bacon and ham;
- (d) the manufacturing of meat meal;
- (e) the rendering of fat;
- (f) the manufacture of butter;
- (g) the packaging of cheese;
- (h) the production of any commodity being a direct use of substances resulting from the slaughter of pigs that from time to time is made possible by technological advancement and increased in scale of production or both if the said production does not contravene any Act or regulation governing the production of meat and meat products.

Industry-Special C: means the use of land and buildings for the carrying out of any process for and incidental to the production of seafoods and allied products, in accordance with the Health Act of 1911, as amended and any regulations or By-laws made under the Act, and includes:

- (a) the processing of rock lobster or other crustacea, shell fish or wet fish including the holding, breeding, freezing and packing thereof for sale and the production and storage of bait for sale to rock lobster fishermen;
- (b) the production of any commodity being a direct use of substances resultant from marina biota, that from time to time is made possible by technological advancement or increase in scale of production provided that the said production does not contravene any Act or regulation governing the production of seafoods.

Kindergarten: means Land and Buildings used for a school or developing the intelligence of young children by object-lessons, toys, games, singing and similar methods and the term Pre-School shall have the same meaning.

Land: has the same meaning given to it in the Act.

Liquor Store: means a Building the subject of a Store Licence granted under the provisions of the Liquor Act, 1970.

Lodging House: has the same meaning as is given to it in and for the purposes of the Health Act, 1911.

Lot: has the same meaning given to it in the Act.

Marine Collector's Yard: means Land and Buildings used for the storage of marine stores under the provisions of the Marine Stores Act, 1902.

Marine Engineering: means the carrying out of any process for and incidental to the fitting out, maintenance and repair of ships, including the construction of boats, but excluding all blasting other than wet slurry blasting operations as defined by Clean Air Act Regulations.

Medical Centre: means a Building (other than a hospital) that contains or is designed to contain facilities not only for the practitioner or practitioners mentioned under the interpretation of consulting rooms but also for ancillary services such as chemists, pathologists and radiologists.

Minimum Development Height: means the lowest height datum at which the floor of a dwelling may be constructed.

- Motel:** means Land and Buildings used or intended to be used to accommodate patrons in a manner similar to a Hotel or Boarding House but in which special provision is made for the accommodation of patrons with motor vehicles.
- Motor Vehicle and Marine Sales Premises:** means Land and Buildings used for the display and sale of new or second hand motorcycles, cars, trucks, caravans and boats or any one or more of them and may include, the servicing of motor vehicles sold from the site.
- Motor Vehicle Hire Station:** means Land and Buildings used for the hiring out of motor vehicles and when conducted on the same site, the storage and cleaning of motor vehicles for the hire but does not include mechanical repair or servicing of such vehicles.
- Motor Vehicle Repair Station:** means Land and Buildings used for the mechanical repair and overhaul of motor vehicles including tyre recapping, retreading, panel beating, spray painting and chassis reshaping.
- Motor Vehicle Wash Station:** means Land and Buildings where vehicles are washed and cleaned by or primarily by mechanical means.
- Motor Vehicle Wrecking Premises:** means Land and Buildings used for the storage, breaking up or dismantling of motor vehicles and includes the sale of second hand motor vehicles accessories and spare parts.
- Museum:** means Land and Buildings used for storing and exhibiting objects illustrative of antiquities, natural history, art, nature and curiosities.
- Nursery:** means Land and Buildings used for the propagation, rearing and sale of plants, and the storage and sale of products associated with horticultural and garden decor.
- Office:** means a Building used for the conduct of administration, the practice of profession, the carrying on of agencies, banks, typist and secretarial services, and services of a similar nature.
- Owner:** in relation to any Land includes the Crown and every person who jointly or severally whether at law or in equity:
- (a) is entitled to the Land for an estate in fee simple in possession; or
 - (b) is a person to whom the Crown has lawfully contracted to grant the fee simple of the Land; or
 - (c) is a lessee or licensee from the Crown; or
 - (d) is entitled to receive or is in receipt of, or if the Land were let to a tenant, would be entitled to receive the rents and profits thereof, whether as a beneficial owner, trustee, mortgagee in possession, or otherwise.
- Permitted Height Contours:** means a contour line defined on a plan of subdivision lodged with the Council which specifies the height above the natural surface of the Land above which Buildings or structures may not be erected.
- Piggery:** means a piggery as defined under the Health Act 1911.
- Potable Water:** means water in which levels of physical, chemical and bacteriological constituents do not exceed the maximum permissible levels set out in "International Standards for Drinking Water—Third Edition, World Health Organisation—1971".
- Poultry—Intensive:** means the keeping of poultry in Buildings for the purpose of the commercial production of meat, eggs and associated products.
- Private Recreation:** means Land used for parks, gardens, playgrounds, sports arenas or other grounds for recreation which are not normally open to the public without charge.
- Public Amusement:** means Land and Buildings used for the amusement or entertainment of the public, with or without charge.
- Public Authority:** has the same meaning given to it in the Act.
- Public Utility:** means any work or undertaking constructed or maintained by a Public Authority or the Council as may be required to provide, sewerage, electricity, gas, drainage, communications or other similar services.
- Public Worship—Place of:** means Land and Buildings used for the religious activities of a church but does not include an institution for primary, secondary, or higher education, or a residential training institution.
- Reception Centre:** means Land and Buildings used by parties for functions on formal or ceremonious occasions, but not for unhosted use for general entertainment purposes.
- Restaurant:** means a Building wherein food is prepared for sale and consumption within the Building and the expression shall include a licensed restaurant, and a restaurant at which food for consumption outside the building is sold where the sale of food for consumption outside the Building is not the principal part of the business.
- Restricted Premises:** means any premises, part or parts thereof, used or designed to be used primarily for the sale by retail or wholesale, or the offer for hire, loan or exchange, or the exhibition, display or delivery of:
- (a) publications that are classified as restricted publications pursuant to the Indecent Publications and Articles Act 1902 (as amended); or
 - (b) materials, compounds, preparations or articles which are used or intended to be used primarily in or in connection with any form of sexual behaviour or activity.

Rural Pursuit: 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 goats, sheep, cattle or beasts of burden;
- (c) the stabling, agistment or training of horses;
- (d) the growing of trees, plants, shrubs, or flowers for replanting in domestic commercial or industrial gardens;
- (e) the sale of produce grown solely on the lot,

but does not include the following except as approved by the Council:

- (i) the keeping of pigs;
- (ii) poultry farming;
- (iii) the processing, treatment or packing of produce;
- (iv) the breeding, rearing or boarding of domestic pets.

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

Shipbuilding: means Land and Buildings used for constructing or repairing ships.

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

Shop for Factory Refreshment: means a shop forming part of a factory Building and used to provide meals and refreshments for the employees of the factory.

Shop with Attached Dwelling: means a shop with dwelling above it for occupation by the proprietor or manager of the shop.

Showroom: means a Building wherein goods are displayed and may be offered for sale by wholesale or by retail, excluding the sale by retail of foodstuffs, liquor or beverages, items of clothing or apparel, magazines, newspapers, books or paper products, medical or pharmaceutical products, china, glassware or domestic hardware and items of personal adornment.

Sign: includes a signboard or any message, direction or representation whatsoever displayed on a building or structure, a bunting sign, a clock other than a clock which is built into a wall and does not project beyond the face of the wall, or flags, and bunting, whether they contain a written message or not, and every other type or style of sign defined or referred to in the Council's By-laws relating to signs and hoardings.

Stables: means any Building in which a horse is stabled or kept and includes any shed, loose box, stall or shelter used for the keeping, stabling, feeding, watering, grooming, sheltering, shoeing or veterinary treatment of a horse.

Tavern: means Land and Buildings the subject of a Tavern Licence granted under the provisions of the Liquor Act, 1970.

Trade Display: means Land and Buildings used for the display of trade goods and equipment for the purposes of advertisement.

Transport Depot: means Land and Buildings used or intended to be used for the transfer of goods or persons from one motor vehicle to another motor vehicle for hire or reward, including management, maintenance and repair of the vehicles used and includes the garaging or parking of such vehicles associated with this use, but does not include the parking of a commercial vehicle in the Residential and Special Rural Zones.

Uniform Building By-laws: means the Uniform Building By-laws, 1974.

Veterinary Consulting Rooms: means a Building in which a veterinary surgeon or veterinarian treats the minor ailments of domestic animals and household pets as patients but in which animals or pets do not remain overnight.

Veterinary Hospital: means a Building used in connection with the treatment of sick animals and includes the accommodation of sick animals.

Warehouse: means a Building wherein goods are stored and may be offered for sale by wholesale.

Wholesale: means the sale of any goods to any person or persons other than the ultimate consumer of those goods by a person or his trustee, registered as a "wholesale merchant" for Sales Tax purposes under the provisions of the Sales Tax Assessment Act No. 1, 1930.

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

Eighth Schedule
District Heritage—Significant Place

Code	Name of Place	Location (as shown on Scheme Map)	Description
1	Hotel (Powell's Coogee Hotel)	Lot 51 Cockburn Road, Coogee, Co. Snd. Loc. 417 Metropolitan Region Scheme Reserve for Controlled Access Highway	Substantial stone construction. First hotel in area. Coursed smooth faced limestone with brick quoins. Plaster moulded arches front door and windows 1901.
2	Hotel (Newmarket)	Lot Pt. 43 Cnr. Cockburn/Rockingham Rds., Co. Snd. Loc. 5	Coursed rough-faced limestone walls with brick quoins. Second oldest hotel in area. Circa 1905.
3	Hotel (Forrest Inn)	Lot Pt. 16 Forrest Road, Yangebup, Co. Snd. Loc. 541	Steep pitch corrugated iron roof. Tuck-pointed red brick-work. Early 1900's.
4	Church with Bell Tower (1st St. Jerome's)	Lot 4 Edeline Street, Spearwood, Co. Snd. Loc. 561	Limestone with brick quoins. Circa 1910.
5	Church (2nd St. Jerome's)	Lot 102 Edeline Street/Rockingham Road, Spearwood, Co. Snd. Loc. 561	Rough hewn limestone with buttresses and steep pitched corrugated iron roof. Second St. Jerome's Church 1930.
6	Church (C of E)	Lot 5 Mell Rd, Spearwood, Co. Snd. Loc. 150	Coursed smoothfaced tuck-pointed limestone. Brick buttresses and quoins. Gothic arches to front door and windows.
7	School (Hamilton Hill)	Reserve 8860 Rockingham Rd, Hamilton Hill, Co. Snd. Loc. 10	Timber-framed weather-board structure. Red-brick fire-places and chimneys. Corrugated iron roof. 1903.
8	Hall (Memorial Hall)	Lot Pt. 7 Rockingham Rd/Carrington St., Hamilton Hill, Co Snd. Loc. 10	Coursed smoothfaced limestone. Faced brick quoins. 1919
9	Hall (South Coogee Agricultural)	Lot 48 Rockingham Road, Munster, Co. Snd. Loc. 404	Coursed rock-faced limestone facade and sides of main hall. Remainder sawn faced. Brick quoins. Steep pitched tiled roof. 1919.
10	Post Office (Coogee)	Lot 51 Cockburn Road, Coogee, Co. Snd Loc. 417. Metropolitan Region Scheme Reserve for Controlled Access Highway	Coursed smooth-faced limestone with brick quoins.
11	Council Chambers	Lot Pt. 1 Cnr. Forrest Rd/Rockingham Rd, Hamilton Hill, Co. Snd. Loc. 10	Limestone building with quoins. Two rooms built 1922 for Fremantle District Roads Board.
12	Lighthouse and two Keeper's Cottages	Reserve 24061, Cockburn Rd, Munster. Vested in Fremantle Port Authority	Limestone. Built 1902.
13	Obelisk	Lot 5 of Clarence Sub-Lots 47 and 48 Cockburn Rd, Munster. Metropolitan Water Authority (Waste Water Treatment Plant)	Sailing mark for vessels. Marked the Challenger Passage between Carnac and Garden Islands.
14	Lime Kilns	Pt. of Reserve for Recreation 38676 and Lot 48. Metropolitan Region Scheme Reserve for Controlled Access Highway	Industrial ruins.

Code	Name of Place	Location (as shown on Scheme Map)	Description
15	Lime Kilns	Lot 48 Cockburn Road, Coogee, Co. Snd. Loc. 415. Metropolitan Region Scheme Reserve for Controlled Access Highway	Industrial ruins.
16	House and Farm Buildings (Azelia Ley Homestead)	Lot Pt. 9 Davilak Ave., Hamilton Hill, Co. Snd. Loc. 3. Metropolitan Region Scheme Reserve for Parks and Recreation.	Random limestone rubble smoothfaced (plastered). Timber framed verandah. Brick quoins 1905. Out-buildings ditto unplastered.
17	House (Greenslades)	75 Rockingham Rd, Hamilton Hill, Lot 69 Co. Snd. Loc. 10	Coursed rough-faced limestone with brick quoins. High Pitch corrugated iron hip with timber supported verandah on front.
18	Store (Greenslade's)	Lot 70 Rockingham Rd/ Lucius Rd, Hamilton Hill, Co. Snd. Loc. 10	Random smoothfaced limestone rubble (plastered). Brick quoins Queens post trusses. C 1914.
19	House	Lot 21 Fairbairn Rd/ Hamilton Rd, Munster Loc. P. 11	Rendered limestone. Brick chimneys. Steep pitch corrugated iron roof.
20	House (Watsonia)	174 Hamilton Road, Spearwood, Co. Snd. Loc. 10	Coral limestone
21	House (Meller)	Lot 68 Homestead Ave, Bibra Lake, Co. Snd. Loc. 439	Sun-dried brick construction.
22	House (Sudell)	357 Carrington St, Hamilton Hill, Lot 19, Co. Snd. Loc. 10	Sawn limestone. Mortar joints black tuck-pointed. Built 1931.
23	House (Smith)	183 Clontarf Road, Hamilton Hill	Coursed smoothfaced limestone plastered quoins. Corrugated iron roof. 1918.
24	House (Baker)	211 Clontarf Road, Hamilton Hill, Lot 40, Co. Snd. Loc. 10	Limestone walls, red brick, corrugated iron roof. Circa 1920.
25	Stables	Lot Pt. 2 Forrest Road, Hamilton Hill, Co. Snd. Loc. 19. Metropolitan Region Scheme Reserve for Controlled Access Highway (Roe)	Random rubble smoothfaced limestone. Faced brick quoins. Corrugated iron roof.
26	Botanical Reserve	Part of Reserve 24305, Cockburn Road, Munster, as shown in "Woodman Point Design Concept" No. 5. Metropolitan Region Scheme Reserve for Parks and Recreation.	Relatively undisturbed ecosystem with prime stands of Tuart and Rottnest Pine.
27	Tuart Forest	Reserve 1843 Rockingham Road, Henderson	Extensive area of Tuart trees.
28	Trees	Lot 14 Progress Drive, Bibra Lake, Co. Snd. Loc. 22	Three Moreton Bay Fig trees 12 metres dia.
29	Tree	Road Reserve Kent Street, Spearwood	Norfolk Island Pine—30 metres tall.
30	Tree	Outside Former Council Chambers, Lot 1 Rockingham Road, Hamilton Hill, Co. Snd. Loc. 10	Royal Coronation Oak Tree 1937 (King George VI and Queen Elizabeth).

Code	Name of Place	Location (as shown on Scheme Map)	Description
31	Bushland (Bibra Lake)	Cockburn Sound Location 550; Lots 84 and 89 inclusive and Lot 502 Phoenix Road and portion of Lot 83 and portion of Lot 2 Deller Street and Lot 79, Part Lots 50, 81, 82 and 90 and Lots 91 to 95 inclusive and Lot 501 Forrest Road and portion of Cockburn Sound Location 552 bounded by Forrest Road, North Lake Road and the Roe Highway Reserve	Native trees and vegetation.

Adopted by resolution of the Council of the City of Cockburn at the ordinary meeting held on the 3rd December 1991 and the Seal of the Municipality was pursuant to that resolution hereunto affixed in the presence of

D. F. MIGUEL, Mayor.

A. J. ARMAREGO, Town Clerk.

This text is to be read in conjunction with the approved maps of the Scheme described in Clause 1.4 of this Scheme and to which formal approval was given by the Hon. Minister for Planning on the 7th day of January 1992.

Recommended—

JOHN F. FORBES, for Chairman, State Planning Commission

Dated 7th January, 1992.

DAVID SMITH, Hon. Minister for Planning.

Dated 7th January, 1992.

POLICE

PE401

POLICE ACT 1892

POLICE AUCTION

Under the provisions of the Police Act 1892-1983, unclaimed, and stolen property will be sold by public auction at the premises of David Rumens and Co. of 95 Forrest Ave, Bunbury, on March 26th, 1992 at 6.30 p.m.

Auction will be conducted by David Rumens, Auctioneer.

B. BULL, Commissioner of Police.

PE402

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974 pursuant to the powers conferred by section 83 (1) of that Act and the consent of the local authorities having been obtained and nominated for the purpose of Cycle Races by members/entrants of the Albany Triathlon Club on February 9, 16, 1992 between the hours of 9.00 am-11.30 am, do hereby approve the temporary suspension of regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway on Barker Road, Graham Street, Sanford Road, North Road, Albany Highway, Barker Road—Albany.

All participants to wear approved head protection at all times.

Dated at Perth this 15th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE403

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act, 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of cycle races by members/entrants of the Peel District Cycle Club on February 8, 29, 1992 between the hours of 3.30 pm-7.30 pm do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on Old Coast Road, Mary Street, McLarty Road, Peelwood Parade, Casuarina Drive, Old Coast Road, Mandurah.

All participants to wear approved head protection at all times.

Dated at Perth this 15th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE404

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of cycle races by members/entrants of the West Coast Veterans Bicycle Club on February 2, 9, 16 and 23, 1992, between the hours of 9.00 am-12.00 noon, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway on Bradford Street, Chilver Street, Valentine Road, Hazelhurst Road, Bradford Street, Kewdale.

All participants to wear approved head protection at all times.

Dated at Perth this 15th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE405

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of criterium cycle races by members/entrants of the Collie Cycle Club on February 2, 16, 1992, between the hours of 9.30 am-11.30 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on Rowlands Road, Collins Street, Troutman Road, Morrison Road, Rowlands Road, Collie.

All participants to wear approved head protection at all times.

Dated at Perth this 10th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE406

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of cycle races by members/entrants of the Northern Districts Cycle Club on February 2, 9, 16, 23, 1992, between the hours of 8.30 am-11.00 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on Hunt Street, Montgomery Way, Irvine Drive, Malaga.

All participants to wear approved head protection at all times.

Dated at Perth this 10th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE407

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of criterium cycle races by members/entrants of the Peel District Cycling Club on February 23, 1992, between the hours of 9.00 am-12.00 noon, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on Marungi Drive, Yanagin Road, Riverside Gardens.

All participants to wear approved head protection at all times.

Dated at Perth this 10th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE408

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of cycle races by members/entrants of the Esperance Amateur Cycle Club on February 5, 1992, between the hours of 1800-1900 hours, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on Pink Lake Road, Eleven Mile Beach Road and return to start, Esperance.

All participants to wear approved head protection at all times.

Dated at Perth this 8th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE409

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of criterium cycle races by members/entrants of the Peel District Cycling Club on February 9, 1992, between the hours of 9.00 am-12.00 noon, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on Russell Street, Clifton Crescent, Warr Street, Colin Street, Camp Road, Pinjarra.

All participants to wear approved head protection at all times.

Dated at Perth this 8th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE410

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of criterium cycle races by members/entrants of the Peel District Cycling Club on February 16, 1992, between the hours of 9.00 am-12.00 noon, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on Carcoola Drive, Wandoo Drive, Wisteria Crescent, Carcoola.

All participants to wear approved head protection at all times.

Dated at Perth this 8th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE411

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of criterium cycle races by members/entrants of the Avon Valley Cycling Club on February 15, 1992, between the hours of 4.30 am-6.00 pm, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on May Street, Burgoyne Street, Chidlow Street, May Street, Northam.

All participants to wear approved head protection at all times.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE412

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of cycle races by members/entrants of the Masters Cycling Council of W.A. on March 29, 1992, between the hours of 8.30 am-1.00 pm, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Oxleigh Drive, Denninup Way, Townsend Street, Oxleigh Drive, Malaga.

All participants to wear approved head protection at all times.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE413

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of cycle races by members/entrants of the Masters Cycling Council of W.A. (Inc) on March 3, 1992, between the hours of 5.45 pm-6.45 pm, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Oxleigh Drive, Denninup Way, Townsend Street, Oxleigh Drive, Malaga.

All participants to wear approved head protection at all times.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE414

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of cycle races by members/entrants of the Masters Cycling Council of W.A. (Inc) on February 25, 1992, between the hours of 6.00 pm-7.00 pm, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Oxleigh Drive, Denninup Way, Townsend Street, Oxleigh Drive, Malaga.

All participants to wear approved head protection at all times.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE415

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of criterium cycle races by members/entrants of the Peel District Cycle Club on March 15, 1992, between the hours of 0900-1200, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Carcoola Drive, Wandoo Avenue, Wisteria Crescent, Carcoola.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE416

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of criterium cycle races by members/entrants of the Peel District Cycle Club on March 22, 1992, between the hours of 0900-1200, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Marungi Drive, Yanagin Road, Riverside Gardens, Mandurah.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE417

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of cycle races by members/entrants of the Northern Districts Cycling Club on March 1, 8, 15, 22, 29 1992, between the hours of 8.30 am to 11.00 am do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Hunt Street, Montgomery Way, Irvine Street, Hunt Street, Malaga.

All participants to wear approved head protection at all times.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE418

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of Criterium Cycle Races by members/entrants of the Bunbury Cycling Club on March 8, 1992, between the hours of 0900-1200, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Hester Street, Cookworthy Road, Webb Street, Busselton.

All participants to wear approved head protection at all times.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE419

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of Criterium Cycle Races by members/entrants of the Peel District Cycle Club on March 8, 1992, between the hours of 0900-1200, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway on Camp Road, Russell St., Clifton Crescent, Warr St., Colin Street, Pinjarra.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE420

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of Cycle Races by members/entrants of the West Coast Veterans Bicycle Club on March 1, 8, 15, 22, 29 1992, between the hours of 0900-1200, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Bradford Street, Chilver Street, Valentine Road, Hazelhurst Road, Bradford Street, Kewdale.

All participants to wear approved head protection at all times.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE421

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having first been obtained and nominated for the purpose of cycle races by members/entrants of the West Coast Veterans Bicycle Club on February 2, 9, 16, 23, 1992, between the hours of 9.00 am-12.00 noon, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on Bradford Street, Chilvers Street, Valentine Street, Hazelhurst Street, Bradford Street, Kewdale.

All participants to wear approved head protection at all times.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE422

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of cycle races by members/entrants of the Masters Cycling Council of W.A. (Inc) on March 10 and 17, 1992, between the hours of 5.45 pm-6.30 pm, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Oxleigh Drive, Denninup Way, Townsend Street, Oxleigh Drive, Malaga.

All participants to wear approved head protection at all times.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE423

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of cycle time trials by members/entrants of the Australian Time Trials Association on February 16, 1992, between the hours of 0800-1000, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway on Old Northam Road, Werribee Road, Chidlow to Wundowie and return to start.

All participants to wear approved head protection at all times.

Dated at Perth this 15th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE424

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of cycle time trials by members/entrants of the Australian Time Trials Association on February 2, 1992, between the hours of 0800-1000, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway on Wanneroo Road—Yanchep—1 kilometre north of the National Park entrance and north for 20 kilometres and return to start.

All participants to wear approved head protection at all times.

Dated at Perth this 15th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE425

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of Cycle Time Trials by members/entrants of the Albany Cycling Club on February 5, 12, 19, 16, 1992, between the hours of 4.45 pm-6.00 pm, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on Frenchmans Bay Road from Trudy's Cabin out for 10 km and Return to start Albany.

All Participants to wear Approved Head Protection at all times.

Dated at Perth this 10th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE426

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of Cycle Time Trials by members/entrants of Avon Valley Cycling Club on March 4, 11, 18, 1992, between the hours of 5.30 pm-7.00 pm, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Wellington Street, Northam, Spencer Brook Road, 8 km out and Return to Start.

All Participants to wear Approved Head Protection at all times.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE427

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of Cycle Time Trials by members/entrants of the Albany Cycling Club on March 4, 11, 18, 25 1992, between the hours of 4.45 pm-6.00 pm, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Frenchmans Bay Road, Albany from Trudy's Cabin out for 8 km and Return to Start.

All participants to wear approved head protection at all times.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE428

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of cycle time trials by members/entrants of the Avon Valley Cycling Club on February 12, 19, 26, 1992, between the hours of 5.30 pm-7.00 pm, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on York Road, Northam, at Morby Cottage 8 km out to Katrine Road and return to start.

All participants to wear approved head protection at all times.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE429

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of triathlon by members/entrants of the Western Australian Government Schools Sports Association on February 17, 1992, between the hours of 9.00 am-11.30 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway on Riverton Drive, Zenith Street, Riverton Drive, Shelley.

All participants to wear approved head protection at all times for the cycle event.

Dated at Perth this 15th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE430

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of triathlons by members/entrants of the Katanning Triathlon Club on February 15 and 16, 1992, between the hours of 2.30 pm-6.00 pm and 6.00 am-6.00 pm (respectively), do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway on Park Street, Adam Street, Clive Street, Adam Street, Blaeside Street, Warren Road, Conroy Street, Katanning.

All participants to wear approved head protection at all times for the cycle event.

Dated at Perth this 15th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE431

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of a triathlon by members/entrants of the Bunbury Triathlon Club on February 9, 1992, between the hours of 8.00 am-10.00 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on Pratt Road, Eaton. All participants to wear approved head protection at all times for the cycle event.

Dated at Perth this 8th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE432

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of a Triathlon by members/entrants of the Esperance Triathlon Association on February 2, 16, 1992, between the hours of 0800-1000, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on the Esplanade, Norseman Road, Goldfields Road, Fisheries Road, Norseman Road, The Esplanade, Esperance.

All applicants to wear approved head protection at all times.

Dated at Perth this 8th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE433

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of a Triathlon by members/entrants of the Bunbury Triathlon Club (Inc.) on March 1, 1992, between the hours of 8.00 am-11.00 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway on Bicentennial Square, Blair Street, Strickland Street, King Road, Sandridge Road, Koombana Drive, Bicentennial Square, Bunbury.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE434

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of a Triathlon by members/entrants of the Toodyay Triathlon Association on February 23, 1992, between the hours of 7.30 am-10.30 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Toodyay Road, Northam to Toodyay and Return to Start.

All participants to wear approved head protection at all times for cycle event.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE435

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of a Mini Triathlon by members/entrants of the Bunbury Triathlon Club on March 29, 1992, between the hours of 8.00 am-10.00 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Apex Park, Pratt Road, Eaton, Bunbury.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE436

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of a Triathlon by members/entrants of the Esperance Triathlon Association on March 15, 1992, between the hours of 0800-1000, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on the Esplanade, Norseman Road, Goldfields Road, Fisheries Road, Norseman Road, Esperance.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE437

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of a Triathlon by members/entrants of the Albany Triathlon Club on March 29, 1992, between the hours of 9.00 am-12.00 noon, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Cunningham Street, Bongarrrie Street, Mermain Avenue, Emu Point Road, Troode Street, Lower King Road, Out to Lower King Shop and Return to Start.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE438

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of a triathlon by members/entrants of the Albany Triathlon Club on March 8, 15, 22, 1992, between the hours of 9.00 am-11.30 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Barker Road, Graham Street, Sanford Road, North Road, Albany Highway, Barker Road, Albany.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE439

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of a triathlon by members/entrants of the Albany Triathlon Club (Inc) on March 1, 1992, between the hours of 7.00 am-9.30 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Princess Royal Drive, Hanrahan Road, South Coast Highway, Lower Denmark Road, Frenchman Bay Road, Princess Royal Drive, South Coast Highway, George Street, Lower Denmark Road, Frenchman Bay Road, Princess Royal Drive, Albany.

All participants to wear approved head protection at all times for the cycle event.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE440

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of a Triathlon by members/entrants of the Western Australian Triathlon Association (Inc.) on February 2, 1992, between the hours of 8.00 am-10.00 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway on Hackett Drive, The Avenue, Birdwood Parade, Jutland Parade, Beatrice Road, Turn and Return to Start Point along the Same Route, Nedlands.

All participants to wear Approved Head Protection at all times for the Cycle Event.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE441

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of the 1992 "6 KG Goldfields Triathlon" by members/entrants of the Goldfields Harriers Triathlon Club (Inc.) on March 29, 1992, between the hours of 6.00 am-11.30 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on—

(1) McDonald Street, Lane Street, Hannan Street, Great Eastern Highway, Kalgoorlie, West for 15 km and Return to Start via the above route for the Cycle Event.

(2) Cassidy Street, Hannan Street, Lionel Street, Johnston Street, Lane Street, Federal Road, Boulder Road, McDonald Street, Kalgoorlie for the 8 km Foot Race.

(3) Cassidy Street, Egan Street, Boulder Street, South to Oberthur Street then return North to McDonald Street, McDonald Street, Kalgoorlie, for the 3 km Foot Race.

All Participants to wear Approved Head Protection at all times for the Cycle Event.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE442

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of Foot Races by members/entrants of the Northam Running Club on February 6 and 20, 1992, between the hours of 1800-1845, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on Broome Terrace, Peel Street Bridge, Newcastle Bridge, Broome Terrace, Northam.

Dated at Perth this 10th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE443

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of the "Matilda Bay" Foot Race by members/entrants of the W.A. Marathon Club (Inc) on February 16 1992, between the hours of 7.00 am-9.00 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Hackett Drive, The Avenue, Birdwood Parade, Jutland Parade, Victoria Avenue, Nedlands/Dalkeith.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE444

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of the 1992 Narrogin Speed Classic by members/entrants of the Narrogin Chamber of Commerce on March 15, 1992, between the hours of 9.00 am-6.00 pm, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Earl Street, Falcon Street, Federal Street, Furnival Street, Fairway Street, Fortune Street, Federal Street, Egerton Street, Earl Street, Narrogin.

Dated at Perth this 30th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE445

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of a Biathlon by members/entrants of the Albany Triathlon Club on February 23, 1992, between the hours of 9.30 am-11.30 am, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Elleker Road, Grassmere Road, Elleker Road, Elleker.

Dated at Perth this 31st day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PE446

ROAD TRAFFIC ACT 1974

I, Anthony Royston Pilkington, Commander (Traffic Operations) being the delegated officer of the Minister for Police under section 83 (6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83 (1) of that Act, and the consent of the local authorities having been obtained and nominated for the purpose of Motor Cycle Races by members/entrants of the Motor Cycle Racing Club of W.A. on March 1, 1992, between the hours of 0800-1700, do hereby approve the temporary suspension of regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the extreme left hand side of the carriageway only on:

1. Willcock Drive, Portway, Eliot Street, Crowther Street, Shenton Street, Portway, Separation Way, Willcock Drive, Leeman.
2. Spectators and Competitors to be separated by Approved Safety Barriers placed along the route.
3. Local Authority to supply, erect, maintain and remove all Barriers and Signs required to close roads.

All participants to wear approved head protection at all times.

Dated at Perth this 10th day of January 1992.

A. R. PILKINGTON, Commander (Traffic Operations).

PORT AUTHORITIES

PH401

**GERALDTON PORT AUTHORITY
APPLICATIONS TO LEASE LAND**

Applications are invited from persons or companies interested in leasing land from the authority for fishing industry purposes.

Land vested in the authority under the Geraldton Port Authority Act No. 10 of 1968 may be leased for any term not exceeding twenty one years, as yards or sites for—

- (a) shipbuilding, boatbuilding, storing of goods
- (b) the erection of workshops or foundries
- (c) other purposes connected with shipping

Vacant land is available within Reserve 20606 adjacent to steelform hydraulics lease.

Applications close at 5 pm Friday, 28 February 1992 with—

L. W. GRAHAM,
General Manager,
Geraldton Port Authority, P.O. Box 1856, Geraldton WA 6530.

No application will necessarily be accepted.

RACING AND GAMING

RA301

BETTING CONTROL ACT 1954**BETTING CONTROL AMENDMENT REGULATIONS 1991**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Betting Control Amendment Regulations 1991*.

Principal regulations

2. In these regulations the *Betting Control Regulations 1978** are referred to as the principal regulations.

[* *Published in the Gazette of 22 June 1978 at pp. 1991-2014.*
For amendments to 31 October 1991 see 1990 Index to Legislation of Western Australia, pp. 194-195.]

Regulation 3 amended

3. Regulation 3 of the principal regulations is amended by adding the subregulation following —

“ (4) In these regulations, unless the context otherwise requires —

- (a) a reference to a betting ticket includes a reference to a betting ticket which is produced by a computer used to facilitate the betting; and
- (b) a reference to writing includes a reference to the printing of a betting ticket, form or other record produced by a computer so used.

”.

Regulation 33 amended

4. Regulation 33 of the principal regulations is amended —

- (a) by inserting after the regulation designation “33.” the subregulation designation “(1)”;
- (b) by deleting “or” and substituting the following —
“ , to comply with subregulation (2), or otherwise ”;
and
- (c) by adding the subregulation following —

“ (2) A bookmaker shall —

- (a) prepare and keep in the English language a true, complete and accurate written record —

- (i) setting out the financial position of the business carried on, in such a way as will enable the accounts to be conveniently inspected and properly audited; and

- (ii) showing full particulars and details of each betting transaction made by or on behalf of that bookmaker and the betting turnover resulting,

in such manner as is required by these regulations or by the Commissioner;
- (b) for the purpose of recording bets —
 - (i) use forms, or a method of recording, approved by the Commissioner; and
 - (ii) make the required entries in numerical sequence;
- (c) ensure that any duplicate of a form or other record required by or under the Act is clearly legible and an exact copy of the original;
- (d) not remove, or permit to be removed, any part of any book of forms or of any form or other record, except for the purpose of delivering it to a racing club or the Commissioner as required by the Act;
- (e) retain such betting material and records relating to the business carried on by or on behalf of that bookmaker as the Commissioner may from time to time in writing require for such period after the completion of the transaction to which they relate as the Commissioner may so require; and
- (f) on being required to do so by the Board, the Commissioner or some other person authorized by the Act or these regulations so to require —
 - (i) notify the Board or the Commissioner, as may be required, where any betting material, form or other record may be inspected; and
 - (ii) furnish, deliver or produce any such betting material, form or other record to the Board or the Commissioner, or to a person authorized for the purpose under the Act, as may be required. ”.

Regulation 34 amended

5. Regulation 34 of the principal regulations is amended —

- (a) in subregulation (1), by inserting after “bet” the following —

“ or in any record in such a manner as to prevent its legibility, or any obliteration of any such entry, except as is required by subregulation (2) ”;

and
- (b) in subregulation (2), by deleting “shall rule through the incorrect entry and make the correct entry immediately under it” and substituting the following —

“ shall —

- (a) if the record is handwritten —
 - (i) rule through the incorrect entry, preserving its legibility; and
 - (ii) make the correct entry immediately under it; or
- (b) if the record was made using a computer —
 - (i) cause the word “CANCELLED” to be endorsed adjacent to such details of the incorrect entry as will enable the reference to be identified; and
 - (ii) make the correct entry immediately thereafter.

”.

Regulation 35 amended

6. Regulation 35 of the principal regulations is amended by deleting “bet to write and deliver” and substituting the following —

“ bet —

- (a) if the record of betting is to be handwritten, to write and deliver; or
- (b) if the record of betting is to be made using a computer, to ensure that the computer causes to be issued,

”.

Regulation 36 amended

7. Regulation 36 of the principal regulations is amended by adding the subregulations following —

“ (5) Betting tickets shall —

- (a) bear consecutive numbers, and be issued in consecutive order;
- (b) be provided for the use of a bookmaker —
 - (i) if the record of betting is to be handwritten, by the Commissioner at reasonable cost; and
 - (ii) if the record of betting is to be made using a computer, by that bookmaker in a form, size and colour approved by the Commissioner;

and

- (c) when issued in respect of a bet, be cancelled —
 - (i) by writing across the face; or
 - (ii) otherwise defacing the ticket,
- in such a manner as to prevent re-use.

(6) A bookmaker who —

- (a) uses a betting ticket that does not comply with; or
- (b) otherwise fails to comply with,

this regulation commits an offence.

”.

Regulation 37 substituted

8. Regulation 37 of the principal regulations is repealed and the following regulation substituted —

The written record

“ **37.** (1) The written record required to be kept in respect of each betting transaction shall show the following information —

- (a) the name of the bookmaker;
- (b) the name of the racecourse;
- (c) the date of the meeting;
- (d) where appropriate, the race number;
- (e) the number of the betting ticket;
- (f) the name of the horse or greyhound, or the nature of the event or contingency, on which the bet is made;
- (g) the kind of bet made, in sufficient detail to identify the bet;
- (h) the amount of the bet and the odds at which it was made;
- (j) where the bet is not made for cash, the name of the person with whom the bet is made; and
- (k) where the bet is on a sporting event, such other particulars as are specified by the Minister in the notice given under section 4B approving the conduct of betting.

(2) The details of the amount of the bet may be shown in either of the following ways —

- (a) the amount bet by the bettor and the odds at which the bet is made shall be recorded, and if win and place bets in respect of one runner backed each way are recorded on the one ticket the separate amounts backed for a win and a place, and the odds at which the bet for a win is made, shall be recorded; or
- (b) the sum of the amount bet by the bettor and the amount bet by the bookmaker shall be recorded, and if win and place bets in respect of one runner backed each way are recorded on the one ticket, 2 amounts shall be shown, each being the sum of the amount backed and the amount bet by the bookmaker in relation to each bet.

(3) Where approval is granted under subregulation (5), the record shall be made using the approved computer and in a format which shows the information required by subregulation (1) unless a different format is specifically approved by the Commissioner.

(4) Except where approval is granted under subregulation (5) the record shall —

(a) be made using a book of forms provided by the Commissioner; and

(b) show the information required by subregulation (1),

unless otherwise specifically approved by the Commissioner.

(5) Upon application made in writing by the bookmaker concerned, the Board may grant written approval to the use of a computer —

(a) to facilitate the recording of bets;

(b) for the purposes of the written record required to be kept by that bookmaker under the Act; and

(c) to produce betting tickets for issue to bettors.

(6) In respect of any approval granted under subregulation (5) —

(a) such conditions as to —

(i) the use of;

(ii) the time or circumstances of the use of;

(iii) subject to regulation 36 (5) (b) (ii), the form, colour or other specifications of betting tickets to be issued as required by; and

(iv) the format of the record to be produced by,

that computer as the Board specifies in that approval may be imposed;

and

(b) the Board, at any time by notice in writing given to the bookmaker, may —

(i) cancel or vary a condition imposed; or

(ii) withdraw the approval.

”.

Regulation 39 amended

10. Regulation 39 of the principal regulations is amended by deleting “these regulations” and substituting the following —

“ the Act ”.

Regulation 40 amended

11. Regulation 40 of the principal regulations is amended —

(a) in subregulation (1) —

(i) by deleting “on a form supplied by the Commissioner and in such manner that the original and duplicate are clearly legible and the duplicate is an exact copy of the original,” and substituting the following —

“ , on a form provided by the Commissioner if the record is handwritten and in a permanent documentary form if the record is to be made using a computer, ”;

and

- (b) in subregulation (2), by deleting “under the provisions of” and substituting the following —

“ if a handwritten record is kept for the purposes of ”.

By His Excellency's Command,

L. M. AULD, Clerk of the Council.

RA401

LIQUOR LICENSING ACT 1988 SUMMARY OF LIQUOR LICENSING APPLICATIONS

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

App. No.	Applicant	Nature of Application	Last Day for Objections
TRANSFER OF LICENCE			
195	Galadia Pty Ltd	Application for the transfer of Tavern licence in respect of the Palace Tavern Perth, from Arikindale Pty Ltd.	19/2/92
196	Victoria Co. Hospitality Pty Ltd	Application for the Transfer of Cabaret licence in respect of Breakwater Cabaret Sorrento, from Hillarys Boat Harbour No. 2 Pty Ltd.	21/2/92
197	Nove Pty Ltd	Application for the Transfer of Restaurant licence in respect of Gino's Trattoria, Fremantle, from Luigi M. Saccone.	7/2/92
198	C. L. and J. A. O'Brien and K. R. and J. M. Spragg	Application for transfer of Restaurant licence in respect of The Living Room Restaurant, Scarborough, from Salforth Pty Ltd.	19/2/92
199	Piana Pty Ltd	Application for Transfer of Special Facility licence in respect of Unkai House of Japanese Gourmet, Perth, from Carnamah Holdings Pty Ltd.	21/2/92
200	B. G. and P. R. Wasse	Application for the Transfer of a Restaurant licence in respect of the Moon Cafe, Perth, from P. G. Murray, Marlin Holdings Pty Ltd, Roxy Holdings Pty Ltd and C. R. Mills.	20/2/92
201	R. S. and R. E. Armstrong	Application for the Transfer of Tavern Licence in respect of the Jarrahdale Tavern, Jarrahdale, from Hallsell Pty Ltd.	20/2/92
202	A. W., H. D., D. A., M. D. and S. E. Llewellyn and T. J. Rogers	Application to transfer Liquor Store in respect of Wundowie Groceries and Liquor Store, Wundowie, from Stanrox Pty Ltd.	21/2/92
NEW LICENCE			
113B/91	Quairading Football Club Inc.	Application for a Club Restricted Licence in respect of the Quairading Football Club Inc, Avon Street, Quairading.	2/3/92
114B/91	YMCA Coastal City Hockey Club Inc.	Application for a Club Restricted Licence in respect of the YMCA Coastal Hockey Club Inc, Perry Lakes, Floreat.	3/3/92

App. No.	Applicant	Nature of Application	Last Day for Objections
NEW LICENCE—continued			
115B/91	Avon Districts Softball Association Inc	Application for a Club Restricted Licence in respect of the Avon Valley Softball Association Inc, Suburban Rd, Northam.	16/3/92
116B/91	Boulder City Soccer Club Inc	Application for a Club Restricted Licence in respect of the Boulder City Soccer Club Inc, Cnr Hay and French Streets, Kalgoorlie.	16/3/92
66A/91	Roleystone Theatre Incorporated	Application for a Special Facility Licence in respect of the Roleystone Theatre, Brookton Hwy, Roleystone.	15/3/92
ALTERATION/REDEFINITION OF LICENCE			
188/91	T. N., P. N., N. and T. Andonovski	Application for alteration/redefinition in respect of premises situated at 84 Beaufort Street, Perth and known as the Court Wine Bar.	2/3/92
189/91	Breheny Nominees Pty Ltd	Application for alteration/redefinition in respect of premises situated at the Cnr of Stock Rd and Leach Hwy, Melville and known as the Willagee Park Hotel.	24/2/92
194/91	Quality Pacific Management WA Pty Ltd	Application for alteration/redefinition in respect of premises situated at Great Northern Hwy, Newman and known as the Quality Inn.	24/2/92
206/91	Seaview Holdings Pty Ltd	Application for alteration/redefinition in respect of premises situated at Clarendon Street, Derby and known as the Spinifex Hotel.	24/2/92

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

H. R. HIGHMAN, A/Director of Liquor Licensing.

WATER AUTHORITY

WA401

RIGHTS IN WATER AND IRRIGATION ACT 1914

WATER AUTHORITY OF WESTERN AUSTRALIA

Notice Under Section 13 of the Act

(Regulation 14 (1))

The applications in the following schedule have been received for a licence to divert, take and use water from the Warren-Donnelly Rivers System.

Any owner or occupier of land within 4.8 kilometres of the applicant's land and contiguous to the watercourse may object to that application.

Objections should be sent to reach me at the

Water Authority of WA
PO Box 305
Bunbury WA 6230

prior to the 28th of February, 1992 by certified mail.

C. ELLIOTT, Regional Manager,
South West Region, Water Authority of WA.

Schedule

Occupier	Postal Address	Description of Land
D. R. Roche	PO Box 131, Pemberton WA 6260	Nelson Loc. 11940, North Pemberton
M. F. Masters	RMB 128, Manjimup WA 6258	Nelson Loc. 72, Balbarrup

WA402

WATER SUPPLY IMPROVEMENTS

Shire of Albany

Wellstead

Notice of Intention to Construct the Wellstead Water Supply Scheme

To provide a water supply to the town of Wellstead the Water Authority proposes to construct—

1.34 ha bitumen catchment and collector drains

6 500 m³ excavated tank, pump station and a chlorination unit

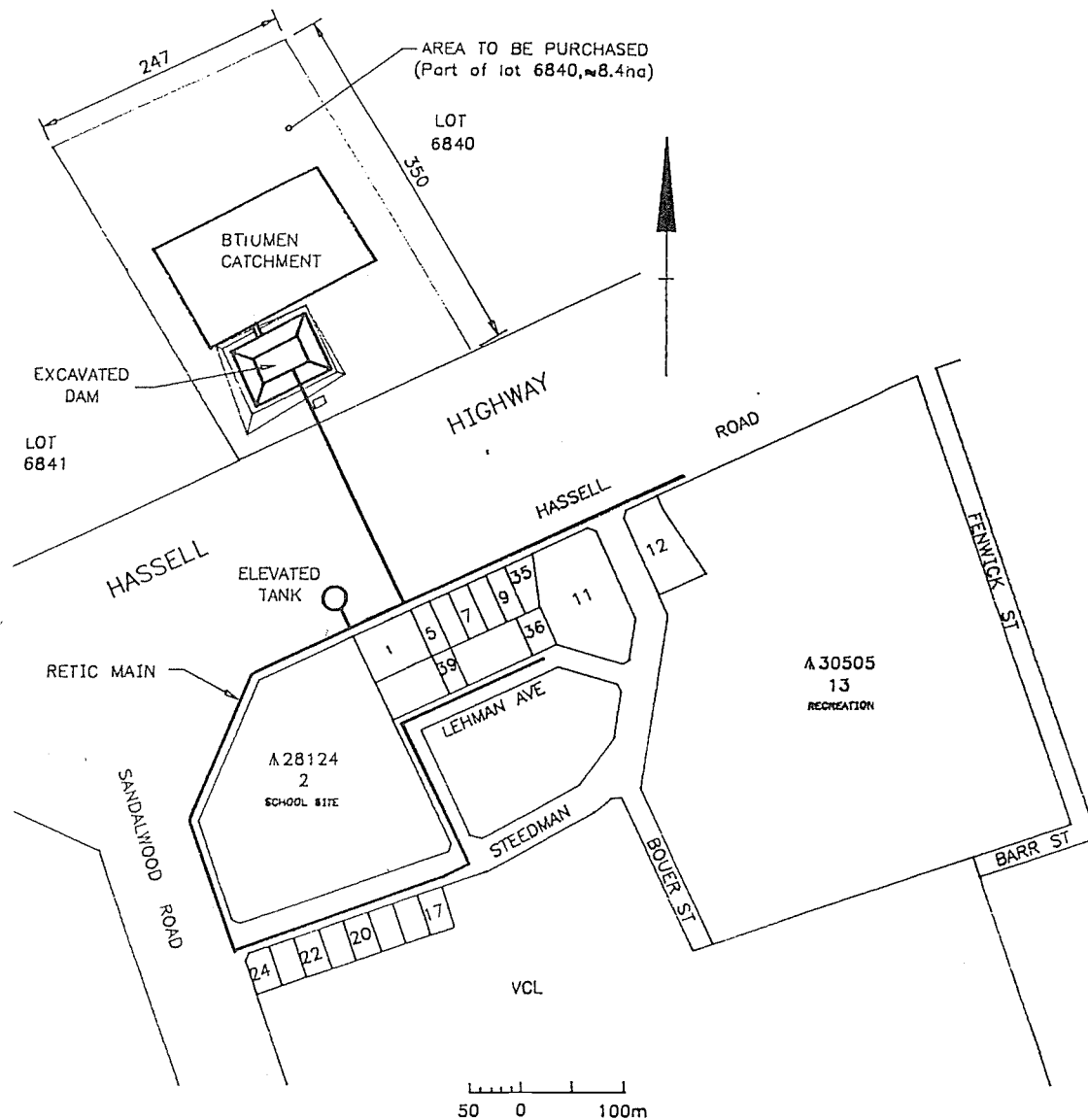
20 m³ elevated tank on 6 m stand

Reticulation pipework

The location of the proposed works are shown on this plan.

Further information and inspection of plan BY04-0-1 is available at the Authority's Customer Enquiries counter John Tonkin Water Centre, 629 Newcastle Street, Leederville and the Water Authority Regional Office, 63 Serpentine Road, Albany.

Information can also be obtained by contacting Mr B. Norton, telephone (098) 42 0211. Objections to the proposed works will be considered if lodged in writing at either of the above Water Authority offices before the close of business on 16 March 1992.



TENDERS**ZT201****MAIN ROADS DEPARTMENT***Tenders*

Tenders are invited for the following projects.

Tender documents are available from the Contracts Clerk, Ground Floor, Main Roads Department, Waterloo Crescent, East Perth.

Tender No.	Description	Closing Date
		1992
114/91	Supply and erection of a herbicide storage shed at MRD Depot, Narrogin	Wednesday, 4 March
136/91	Construction of a brick veneer residence at Lot 225 Foss Street, Carnarvon	Wednesday, 11 March
145/91	Manufacture and delivery of precast concrete box culverts (1 500 x 1 500 and 2 400 x 1 800 mm) GNH, Tuckanarra, Geraldton	Tuesday, 18 February
148/91	Construction of a brick veneer residence at Lot 127 Durlacher Street, Geraldton	Wednesday, 11 March
151/91	Complete cleaning of MRD Welshpool complex	Friday, 28 February

ZT202*Acceptance of Tenders*

Contract No.	Description	Successful Tenderer	Amount
			\$
14/91	Construction of Bridge No. 1351 over Southern River Road, Gosnells	Mac Mahon Construction P/L	444 298.23
82/91	Cold planing and asphalt surfacing, Narrows Interchange, Metropolitan Division.	The Readymix Group	243 691.00
139/91	Supply of sawn limestone blocks for Kwinana Freeway, South Perth foreshore protection	Carabooda Limestone New Market Limestone	106 120.00

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

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
			1992
Jan. 24	114A1992	Sterile Dressing Packs for the Health Department and other Government Departmental Institutions initially for one (1) year with an option to extend for a further twelve (12) months	Feb. 20
Feb. 7	119A1992	Double and Triple Central Venous Catheters for the Whole of Health Requirements; for a period of 12 months with an option exercisable by the Commission to extend for a further 12 months	Feb. 27

STATE SUPPLY COMMISSION—*continued**Tenders Invited—continued*

Date of Advertising	Schedule No.	Description	Date of Closing
1992			1992
Feb. 7	308A1992	Supply and delivery of approximately 300 Hospital Beds for the Health Department to various hospitals throughout the State of Western Australia	Feb. 27
Feb. 7	325A1992	Supply and delivery of one (1) to two (2) Crawler Dozer Class 105C in accordance with Specification P74-8 for the Main Roads Department	Feb. 27
Feb. 7	326A1992	One (1) to Two (2) Crawler Dozers Class 60C in accordance with Specification P554 for the Main Roads Department	Feb. 27
Feb. 7	327A1992	One (1) to Four (4) Self Propelled Smooth Drum Vibrating Rollers in accordance with Specification P280-6 for the Main Roads Department	Feb. 27
Jan. 31	328A1992	Supply, delivery, site planning, installation, commissioning, maintenance, operational support and supplies for a Whole Body Magnetic Resonance (MR) Scanner for clinical Imaging in the Radiology Department of Royal Perth Hospital	Feb. 27
Feb. 7	329A1992	Supply and delivery of a Folding, Inserting and Pressure Sealing Machine for the State Print	Feb. 27
Feb. 14	317A1992	Supply and delivery of one (1) to three (3) Four Wheel Drive Telescopic Materials Handlers in accordance with Specification P350-3 for the Main Roads Department.	March 5
Feb. 14	330A1992	Supply and delivery of one (1) to five (5) Four Wheel Drive Tractors in accordance with Specification P213-8 for the Main Roads Department	March 5
<i>For Sale</i>			
Jan. 31	318A1992	Hyster 15 Tonne Grid Roller (MRD 3641)—Welshpool	Feb. 20
Jan. 31	319A1992	Hanomic 33C 4WD Loader (MRD 8373)—Welshpool	Feb. 20
Jan. 31	320A1992	Labelco LK500 Loader (MRD 7445)—Welshpool	Feb. 20
Jan. 31	321A1992	Mitsubishi FK115J16 Flat Top Truck (MRD 7331)—Welshpool	Feb. 20
Jan. 31	322A1992	John Deere 570A Grader (MRD 5995)—Welshpool	Feb. 20
Jan. 31	323A1992	J.C.B. 3CX Backhoe (MRD 7413)—Welshpool	Feb. 20
Jan. 31	324A1992	Hanomag 33C Loader (MRD 7443)—Welshpool	Feb. 20
Feb. 7	331A1992	1980 Fiat 1300DT 4x4 Tractor (MRD 4720)—Welshpool	Feb. 27
Feb. 7	332A1992	1979 Coates 15 Tonne Grid Roller (MRD 3639), 1980 ANI 15 Tonne Grid Roller (MRD 4710)—Welshpool	Feb. 27
Feb. 7	333A1992	1990 Ford Fairmont Sedan (Crown Law)—Port Hedland	Feb. 27
Feb. 7	334A1992	1987 Toyota HJ75 4x4 Landcruiser (Diesel)—Agriculture Department	Feb. 27
Feb. 14	335A1992	1985 Case Tractor 4WD (MRD 8273) at Welshpool	March 5
Feb. 14	336A1992	1990 Mitsubishi Triton Crew Cab Utility (MRD C062) at Carnarvon	March 5
Feb. 14	337A1992	1989 Holden Commodore Station Wagon (6QX 883) at Derby (Agriculture Dept)	March 5
Feb. 14	338A1992	1989 Ford Falcon Sedan (6QN 820) at Kalgoorlie (Goldfields-Esperance Development Authority c/- MRD)	March 5

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>			
075A1991	Supply and Delivery of Photocopiers, Consumables and Maintenance Services—Various Government Departments (One year period with the option to extend for a further 12 month period.)	Various	Details on Request
080A1991	Supply and Delivery of White Goods (Household Appliances) for the Whole of Government (One year period with the option to extend a further 12 month period.)	Various	Details on Request
565A1991	Supply, Installation, Commissioning and Maintenance of Energy Load Control Systems for the expansion of the Health Department Energy Management System for various Hospitals—Health Department of Western Australia	Electromation Pty Ltd ...	\$314 939.00
<i>Service</i>			
285A1991	Service and Repair of Motor Vehicles within the Metropolitan Area—Various Government Departments	Various	Details on Request

ZT401

WATER AUTHORITY OF WESTERN AUSTRALIA

Accepted Tenders

Contract	Particulars	Contractor	Price
AM 10216	Pressure Grouting at Conjurunup Pipehead Dam	Structural Systems Ltd.	Schedule of Rates
AM 10623	Rock Excavation at Conjurunup Pipehead Dam	Drilling & Grouting Ser. Pty. Ltd.	Schedule of Rates
AM 11041	Supply and Delivery of Engineering/CAD Workstation Monitors	CADD Systems Pty. Ltd.	\$71 190.00
AM 11043	Supply of 600 mm and 750 mm Nominal Diameter and Non-Pressure Pipes and Bends Class Z 359° Plastic Lined Complete with Necessary Rings for Balga Branch Sewer	CSR Humes Pty. Ltd.	Schedule of Rates
UP 12046	Supply and Delivery of Pre-Mixed Concrete in the Perth North Region for a Twelve Month Period	Hillmack Contractors, Boral Concrete.	Schedule of Rates
AP 12047	Supply of Brass Adaptors Water Meters for a Twenty Four Month Period	TKG Machine Works Pty Ltd., Ausboard (Aust.) Pty. Ltd.	Schedule of Rates
AV 13332	Supply of Two (2) Mobile High Pressure Cleaners in accordance with Spec. 91P/23	Pressure Masters Pty. Ltd.	\$70 000.00
AP 22006	Supply and Delivery of Filling Sand for the Victoria Dam Outlet Main off Harding Road	Italia Lime Stone	Schedule of Rates

W. COX, Managing Director.

PUBLIC NOTICES**ZZ201****TRUSTEES ACT 1962**

Creditors and other persons having claim (to which section 63 of the Trustees Act 1962 relates) in respect of the undermentioned deceased persons are required to send particulars of their claims to the Executors of care of Kott Gunning, Level 11, 66 St George's Terrace, Perth by the 20th March 1992 after which date the Trustees may convey or distribute the assets having regard only to the claims of which notice has been given.

Surnames, Given Names, Address, Occupation, Date of Death

Gray, Murray John, 22 Whittle Place, Stirling, Bank Officer, 9/9/91.

Bryce, John Stewart, Riverside Home, 1 North Road, Bassendean, Retired Public Servant, 20/1/92.

Zaffiro, Italo Carmelo, 40 Forrest Street, North Beach, Retired Fencing Machinist, 22/11/87.

ZZ202**TRUSTEES ACT 1962****Notice to Creditors and Claimants**

Creditors and other persons having claims (to which Section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 17th March 1992, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bowman, Eileen May, late of Weane House, 7 Leslie Street, Mandurah, died 1/1/92.

Budd, Ruby Olive, late of Home of Peace, Subiaco, died 30/11/91.

Burgess, Rebecca May, late of St George's Nursing Home, Pinaster Street, Menora, died 24/12/91.

Carr, Edith, late of 31 Forrest Street, Beverley, died 15/9/91.

Dowsett, Harold Ross, late of 53 Festing Street, Albany, died 10/1/92.

Fimmell, Henry Charles, late of Goline House, Armadale, died 3/12/91.

Fletcher, Winifred Sarah, late of Illawong Hostel, 1 Rodd Place, Hamilton Hill, died 10/1/91.

Fry, Gladys Lavinia May, late of 30 Wellesley Way, Samson, died 22/12/91.

Gent, Albert George, late of Unit 7, 43 Davies Road, Claremont, died 30/12/91.

Graham, John Allen, late of 81 Alexander Street, Wembley, died 29/11/91.

Harber, Ella, late of Shoalwater Nursing Home, 70-74 Fourth Avenue, Shoalwater Bay, died 6/11/91.

Henderson, Charles Duncan, late of 167 Princep Street, Collie, died 13/12/91.

Hirons, George Edward, late of 19/144 Lincoln Street, Highgate, died 17/12/91.

Hunter, Robert, late of 211 Surrey Road, Rivervale, died 16/1/92.

Jones, Lynn Rosemary, late of 8 Ferrara Place, Girrawheen, died 7/10/91.

Lowder, Guy Molyneaux, late of 15 Adelaide Road, Dunsborough, died 21/10/91.

Marriner, Constance Louis, late of Braemar Lodge, 51 Point Walter Road, Bicton, died 12/11/91.

Martin, Thomas Richard, late of 26 Morrison Road, Midland, died 25/12/91.

Naughton, Sydney Thomas, late of 207 3rd Street, Wonthella, died 24/11/91.

Rosich, Christine, late of Tandarra Nursing Home, Jarrah Road, Bentley, died 12/11/91.

Stove, Ena Schiller, late of Moline House Unit 243/7 Deanmore Road, Karrinyup, died 27/12/91.

Solomon, Lucy, late of Port Hedland Regional Hospital, Port Hedland, died 13/11/91.

Valaitis, Viktoras, late of Braille Lodge, 61 Kitchener Avenue, Victoria Park, died 24/11/91.

Weston, Alfred Ernest, late of Shoalwater Nursing Home, 72 Fourth Avenue, Shoalwater, died 8/1/92.

Dated this 10th day of February 1992.

K. E. BRADLEY, Public Trustee,
Public Trust Office, 565 Hay Street, Perth 6000.

ZZ203

TRUSTEES ACT 1962

NOTICE TO CREDITORS AND CLAIMANTS

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the Estates 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.

Abbott, Gilbert Ernest, late of 38A Ingram Street, Hamilton, Retired Plumber died 3/2/92.

Burgess, John William Walter, formerly of 18 Stainer Street, Willagee late of 6A Tamar Street, Palmyra, Waterside Worker died 18/1/92.

Carter, John, late of 37 Mallard Way, Cannington, Retired Serviceman died 12/1/92.

Davidson, Dorothy Elizabeth, late of 128 Waminda Hostel, Adie Court, Bentley, Widow died 1/2/92.

George, Gladys Amelia Agnes, late of 242 Canning Highway, Como, Widow died 1/2/92.

Hampton, Edna May formerly of 59 Flinders Way, Griffith ACT, late of Unit 19/6 Manning Terrace, South Perth, Widow died 1/1/92.

Heard, Frank Lyonel, late of 22 Davilak Crescent, Manning, Retired Master Mariner died 14/9/91.

Jackson, Thelma Yvonne, late of 11 Sexton Court, Kardinya, Bar Supervisor died 25/11/91.

Oliver, Horace Douglas, late of 29 Guildford Road, Mount Lawley, Retired Clerk, died 14/1/92.

Orr, Edna Doris, late of St David's Home for the Aged, Mount Lawley, Spinster died 16/1/92.

Rattigan, Dorothy Jean, late of 29 Abbey Road, Armadale, Widow died 18/1/92.

Smith, Fanny Christina, late of 197 Kent Street, Rockingham, Spinster, died 27/12/91.

Solly, Sheila Zilla, late of 3003 Albany Highway, Kelmscott, Widow died 6/1/92.

Tinker, Ruby Marion, late of 6 Dalry Road, Darlington, Widow died 26/1/92.

Vojnovic, Michael, late of 33 Western Avenue, High Wycombe, Retired Plant Operator, died 11/1/92.

Willet, Frank Percival, late of 113 West Parade, Mount Lawley, Retired Boilermaker died 11/1/92.

Dated the 12th day of February, 1992.

J. KMIECIK, Manager Trusts and Estates Administration.

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