

WESTERN  
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3183



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G. L. DUFFIELD, Director.

**PROCLAMATIONS**

AA101

**PROCLAMATION  
RETIREMENT VILLAGES ACT 1992**

(No. 34 of 1992)

**PROCLAMATION**

WESTERN AUSTRALIA	} By His Excellency the Honourable David Kingsley Malcolm, Companion of the Order of Australia, Lieutenant-Governor and Administrator of the State of Western Australia.
DAVID MALCOLM,	
Lieutenant-Governor.	
[L.S.]	

I, the Lieutenant-Governor and Administrator, acting under section 2 of the Retirement Villages Act 1992, and with the advice and consent of the Executive Council, fix 10 July 1992 as the day on which that Act shall come into operation.

Given under my hand and the Public Seal of the State on 7 July 1992.

By Command of the Lieutenant-Governor and Administrator.

YVONNE HENDERSON, Minister for Consumer Affairs.

GOD SAVE THE QUEEN !

AA102

**ACTS AMENDMENT AND REPEAL (BETTING) ACT 1992**

(No. 11 of 1992)

**PROCLAMATION**

WESTERN AUSTRALIA	} By His Excellency the Honourable David Kingsley Malcolm, Companion of the Order of Australia, Lieutenant-Governor and Administrator of the State of Western Australia.
DAVID MALCOLM,	
Lieutenant-Governor.	
[L.S.]	

I, the Lieutenant-Governor and Administrator, acting under section 2 of the Acts Amendment and Repeal (Betting) Act 1992, and with the advice and consent of the Executive Council, fix—

- (a) as the day on which Parts 1 and 3 of that Act, respectively, come into operation 10 July 1992;
- and
- (b) as the day on which Parts 4 and 7 of that Act, respectively, come into operation 31 July 1992.

Given under my hand and the Public Seal of the State on 7 July 1992.

By His Excellency's Command,

PAM BEGGS, Minister for Racing and Gaming.

GOD SAVE THE QUEEN !

**AGRICULTURE**

AG301

**SOIL AND LAND CONSERVATION ACT 1945****SOIL AND LAND CONSERVATION (ASHBURTON SOIL CONSERVATION  
DISTRICT) AMENDMENT ORDER 1992**

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

**Citation**

1. This order may be cited as the *Soil and Land Conservation (Ashburton Soil Conservation District) Amendment Order 1992*.

**Principal order**

2. In this order the *Soil and Land Conservation (Ashburton Soil Conservation District) Order 1989\** is referred to as the principal order.

[\*Published in the Gazette on 17 March 1989 at pp 797-99.]

**Clause 1 amended**

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

" Land "

**Clause 2 amended**

4. Clause 2 of the principal order is amended by deleting the definitions of "committee", "member", "producer organizations" and "the district" and substituting the following definitions—

" "committee" means the Land Conservation District Committee for the Ashburton Land Conservation District;

"member" means a member of the committee;

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

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

**Clause 3 amended**

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

" Land ".

**Clause 4 repealed and a clause substituted**

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

" Establishment of the committee

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

**Clause 5 amended**

7. Clause 5 of the principal order is amended—

(a) in subclause (1)—

(i) by deleting "West Pilbara Shire" and substituting the following—  
" Ashburton Shire "

(ii) by deleting "9" and substituting the following—  
" 17 "; and

(iii) in paragraph (a) by deleting "for Soil" and substituting the following—  
" of Soil and Land "; and

(iv) by deleting paragraphs (b), (c) and (d) and substituting the following paragraphs—

" (b) one shall be appointed by the Minister on the nomination of the Shire of Ashburton; and

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

(d) 12 shall be appointed by the Minister, of whom—

(i) 10 shall be persons actively engaged in, or affected by or associated with land use in the district; and

(ii) one shall be a representative of the Department of Main Roads; and

(iii) one shall be a representative of the Department of Conservation and Land Management "

(b) in subclause (5) by deleting "Governor" and substituting the following—  
" Minister "; and

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

**Schedule amended**

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

" LAND "

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

AG302

**SOIL AND LAND CONSERVATION ACT 1945****SOIL AND LAND CONSERVATION (BROOKTON LAND CONSERVATION DISTRICT) AMENDMENT ORDER 1992**

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

**Citation**

1. This order may be cited as the *Soil and Land Conservation (Brookton Land Conservation District) Amendment Order 1992*.

**Principal Order**

2. In this order the *Soil and Land Conservation (Brookton Land Conservation District) Order 1989\** is referred to as the principal order.

[\*Published in the Gazette on 17 March 1989 at pp. 791-95 and amended in the Gazette of 1 December 1989 at pp 4440-41.]

**Clause 5 amended**

3. Clause 5 of the principal order is amended in subclause (1)(a) by deleting "for Soil" and substituting the following—

" of Soil and Land "

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

AG303

**SOIL AND LAND CONSERVATION ACT 1945****SOIL AND LAND CONSERVATION (CADOUX-MANMANNING LAND CONSERVATION DISTRICT) AMENDMENT ORDER 1992**

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

**Citation**

1. This order may be cited as the *Soil and Land Conservation (Cadoux-Manmanning Land Conservation District) Amendment Order 1992*.

**Principal Order**

2. In this order the *Soil and Land Conservation (Cadoux-Manmanning Land Conservation District) Order 1989\** is referred to as the principal order.

[\*Published in the Gazette of 7 April 1989 at pp.1061-63.]

**Clause 5 amended**

3. Clause 5 of the principal order is amended in subclause (1)(a) by deleting "for Soil" and substituting the following—

" of Soil and Land "

**Schedule repealed and a schedule substituted**

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

Schedule

(Clause 3)

Cadoux-Manmanning Land Conservation District

All that portion land bounded by lines starting from the intersection of the centreline of Hospital Road with the prolongation westerly of the centreline of the eastern section of Degruassas Road and extending easterly to and along that centreline to the prolongation southerly of the western boundary of Ninghan Location 2793; thence northerly to and northerly, easterly and southerly along boundaries of that location and onwards to the centreline of the eastern section of Degruassas Road; thence easterly along that centreline and onwards to the centreline of Rabbit Proof Fence Road; thence southeasterly along that centreline to the prolongation westerly of the centreline of Strahan Road; thence easterly to and along that centreline to the prolongation northerly of the northernmost eastern boundary of the northern severance of Location 2559; thence southerly to and southerly, easterly, again southerly, again easterly and again southerly along boundaries of that severance and onwards to the northwestern corner of Location 3517; thence southerly along the western boundary of that location and

onwards to the northeastern boundary of the southern severance of Location 2559; thence southeasterly and southerly along boundaries of that severance and onwards to the northern boundary of Location 2297; thence easterly, southerly and westerly along boundaries of that location and onwards to the centreline of Rabbit Proof Fence Road; thence southerly, southwesterly and again southerly along that centreline to the centreline of Fifty Four Gate West Road; thence generally westerly along that centreline and westerly along the centreline of Manmanning Road to the prolongation southerly of the western side of Haywood Boundary Road; thence northerly to the northern side of Manmanning Road; thence westerly along that side to the centreline of Salvare Road; thence northerly along that centreline and onwards to the centreline of Koorda-Wongan Hills Road; thence northwesterly along that centreline to the prolongation southerly of the centreline of Podmore Road; thence northerly to and along that centreline and onwards to the centreline of Cadoux-Wongan Hills Road; thence westerly along that centreline to the prolongation southerly of the westernmost western boundary of Location 1731; thence northerly to and northerly, easterly and again northerly along boundaries of that location to the southwestern corner of Location 20; thence northerly along the western boundary of that location and northerly along the western boundary of Location 1696 and onwards to the centreline of Hospital Road and thence generally northeasterly and generally northerly along that centreline to the starting point.

Department of Land Administration Public Plans 1:25000's:

Ballidu SE; Cadoux NE, NW; Kokardine NW, SW, SE; Mount Dillon NE; Newcarlbeon SW

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

#### AG304

#### SOIL AND LAND CONSERVATION ACT 1945

#### SOIL AND LAND CONSERVATION (EAST PILBARA SOIL CONSERVATION DISTRICT) AMENDMENT ORDER 1992

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

#### Citation

1. This order may be cited as the *Soil and Land Conservation (East Pilbara Soil Conservation District) Amendment Order 1992*.

#### Principal order

2. In this order the *Soil and Land Conservation (East Pilbara Soil Conservation District) Order 1989\** is referred to as the principal order.

[\*Published in the Gazette on 20 January 1989 at pp 133-135.]

#### Clause 1 amended

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

" Land "

#### Clause 2 amended

4. Clause 2 of the principal order is amended by deleting the definitions of "committee", "member", "producer organizations" and "the district" and substituting the following definitions—

" "committee" means the Land Conservation District Committee for the East Pilbara Land Conservation District;

"member" means a member of the committee;

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

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

#### Clause 3 amended

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

" Land ".

**Clause 4 repealed and a clause substituted**

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

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

**Clause 5 amended**

7. Clause 5 of the principal order is amended—

(a) in subclause (1)—

(i) by deleting “12” and substituting the following—

“ 15 ”; and

(ii) in paragraph (a) by deleting “for Soil” and substituting the following—

“ of Soil and Land ”; and

(iii) by deleting paragraphs (b), (c), (d) and (e) and substituting the following paragraphs—

“ (b) one shall be appointed by the Minister on the nomination of the Shire of East Pilbara; and

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

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

(e) 10 shall be appointed by the Minister, of whom—

(i) 8 shall be persons actively engaged in, or affected by or associated with landuse in the district; and

(ii) one shall be a representative of the Department of Main Roads; and

(iii) one shall be a representative of the Department of Conservation and Land Management ”

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

“ Minister ”; and

(d) in subclause (7)(b) by deleting “Governor” and substituting the following

“ Minister ”.

**Schedule amended**

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

“ LAND ”

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

AG305

**MARKETING OF MEAT ACT 1971**

**ACTS AMENDMENT (MEAT INDUSTRY) ACT 1985**

**ACTS AMENDMENT (MEAT INDUSTRY) ACT 1987**

**INTERPRETATION ACT 1984**

**THE WESTERN AUSTRALIAN MEAT MARKETING CORPORATION  
(APPOINTMENT OF MEMBERS) INSTRUMENT No. 2 OF 1992**

Made by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

**Citation**

1. This instrument may be cited as the *Western Australian Meat Marketing Corporation (Appointment of Members) Instrument No. 2 of 1992*.

**Definitions****2. In this instrument—**

“the Act” means the *Marketing of Meat Act 1971*, as amended by the *Acts Amendment (Meat Industry) Act 1985*; and the *Acts Amendment (Meat Industry) Act 1987*;

and

“the Corporation” means the Western Australian Meat Marketing Corporation established under section 5 of the Act.

**Appointment of Members and Terms of Office**

3. (1) Under section 7 (1) (c) and (1b) (d) of the Act, and on the nomination of the Minister, John Michael Schaffer as a member of the Corporation for a term of office expiring on 30 June 1995.

(2) Under section 7 (1) (c) and (1b) (e) of the Act and on the nomination of the Minister, Robert John Lightfoot as a member of the Corporation for a term of office expiring on 30 June 1995.

By His Excellency's command,

M. C. WAUCHOPE, Clerk of the Council.

## ARTS

**AR401****INDECENT PUBLICATIONS AND ARTICLES ACT 1902**

I, Kay Hallahan, being the Minister administering the Indecent Publications and Articles Act, 1902-1983, acting in the exercise of powers conferred by sub-section (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 23rd day of June, 1992.

KAY HALLAHAN, Minister for the Arts.

**Schedule****Title or Description; Publisher**

40+ OCTOBER 1991; ETON PUBLISHING COMPANY.  
 40+ NOV 1991; ETON PUBLISHING COMPANY  
 ACNE ISS 10; NOT KNOWN  
 ADAM AUGUST 1991 VOL. 35 NO. 8; KNIGHT PUBLISHING CORP.  
 ADAM SEPTEMBER 1991 VOL. 35 NO. 9; KNIGHT PUBLISHING CORP.  
 ADAM OCTOBER 1991 VOL. 35 NO. 10; KNIGHT PUBLISHING CORP.  
 ADAM FILM WORLD GUIDE (XXX MOVIE ILLUSTRATED) NOVEMBER 1991 VOL. 6 NO. 3;  
 KNIGHT PUBLISHING CORP.  
 ADAM GIRLS INTERNATIONAL (GIRLS/GIRLS SPECIAL EDITION) NOVEMBER 1990 VOL. 2  
 NO. 9; KNIGHT PUBLISHING COMPANY.  
 ADAM GIRLS INTERNATIONAL (ADAM LOVERS SPECIAL EDITION) MAY 1991 VOL. 2 NO.  
 11; KNIGHT PUBLISHING COMPANY.  
 ADAM GIRLS INTERNATIONAL (SPECIAL LINGERIE EDITION) FEBRUARY 1992 VOL. 3 NO.  
 3; KNIGHT PUBLISHING COMPANY.  
 AUSTRALIAN PENTHOUSE (NATIONAL EDITION) JULY 1992 VOL. 13 NO. 7; GEMKILT  
 PUBLISHING PTY LTD.  
 AUSTRALIAN ROSIE, THE MAY-JUNE 1992 NO. 25; ROSIE PUBLICATIONS PTY LTD.  
 AUSTRALIAN ROSIE, THE JUNE 1992 NO. 26; ROSIE PUBLICATIONS PTY LTD.  
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 BEST OF AUSTRALIAN PENTHOUSE FORUM, THE NO. 2; GEMKILT PUBLISHING PTY  
 LIMITED.  
 BEST OF MAYFAIR, THE (GIRLS OF SUMMER) NO. 13; PAUL RAYMOND.  
 BIG ONES (40 PLUS) VOL 1 NO. 7; POWER RADIO LTD.  
 BIG ONES VOL 3 NO. 3; POWER RADIO LTD.  
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ELECTRIC BLUE ASIAN BABES 1992 VOL. 1 NO. 2; POWER RADIO LTD.  
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FIESTA 1992 VOL. 26 NO. 6; GALAXY PUBLICATIONS LTD.  
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IRON HORSE APRIL 1992 VOL. 15 NO. 4 ISS 105; J.Q. ADAMS PRODUCTIONS INC.  
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LESBIAN LOVE MARCH 1992 NO. 34; PETER THEANDER.  
LOLITAS ANAL (SILWA SPECIAL) NO. 8; SILWA FILM.  
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SEARCHLIGHT (21ST YEAR OF PUBLICATION) NO. 94; SEARCHLIGHT.  
SEARCHLIGHT (21ST YEAR OF PUBLICATION) NO. 95; SEARCHLIGHT.  
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## CONSUMER AFFAIRS

CN301

### RETIREMENT VILLAGES ACT 1992

### RETIREMENT VILLAGES REGULATIONS 1992

Made by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

#### Citation

1. These regulations may be cited as the *Retirement Villages Regulations 1992*.

**Commencement**

2. These regulations shall come into operation on the day on which the *Retirement Villages Act 1992* comes into operation.

**Interpretation**

3. In these regulations —

“financially disadvantaged person” means a person who produces, or in respect of whom there is produced, to an officer of the Tribunal authorized in that behalf, evidence to the satisfaction of that officer showing that the person holds —

- (a) a Health Care Card;
- (b) a Health Benefit Card;
- (c) a Pensioner Health Benefit Card;
- (d) a Veteran Health Benefit Card;
- (e) a War Widow Concession Fare Certificate,

issued by the Department of Social Security or the Department of Veteran's Affairs of the Government of the Commonwealth —

- (f) a Rates Concession Card, issued by the Department for Community Welfare in this State; or
- (g) an entitlement to the Special Rate of Pension granted under Schedule 2 of the *Repatriation Act 1920* (as amended) of the Commonwealth.

**Section 13 statement**

4. At least 5 working days before a person enters into a residence contract, the owner shall cause to be given to that person a statement in the form of Form 1 in Schedule 1 completed and signed by the owner containing the information required to be provided under that form.

**Section 13 notice**

5. (1) At least 5 working days before a person enters into a residence contract, the owner shall cause to be given to that person a notice in the form of Form 2 in Schedule 1 of the persons's rights under sections 13 and 14 of the Act.

(2) The notice given under subregulation (1) shall be printed in a size not less than 12 point type face.

**Memorial — prescribed information**

6. The memorial approved by the Registrar of Titles under section 15 (3) of the Act shall contain the following information —

- (a) a description of the relevant land;
- (b) the name of the registered proprietor of the land; and
- (c) the date on which the memorial was lodged.

**Disposal of abandoned goods**

7. (1) If a residence contract is terminated and goods are abandoned on the residential premises by a former resident of a retirement village, the administering body of the retirement village may, after the expiration of 2 days from the termination of the contract, remove and destroy or dispose of the goods if —

- (a) the goods are perishable foodstuffs; or
- (b) the estimated value of the goods is less than the total estimated cost of the removal, storage and sale of the goods.

(2) Where a residence contract is terminated and goods are left on the residential premises that were subject to the residence contract and have not been removed for destruction or disposal under subregulation (1), the administering body shall store them in a safe place and manner for a period of not less than 60 days.

(3) An administering body shall before the expiration of 7 days after it has stored goods under subregulation (2) —

- (a) where the former resident has informed it of a forwarding address, send a notice to the resident at that address in or to the effect of Form 3 in Schedule 1; and
- (b) cause a notice in or to the effect of Form 4 in Schedule 1 to be inserted in a newspaper circulating generally throughout the State.

(4) At the request of an administering body, the Commissioner may state in writing where or not in his or her opinion there are reasonable grounds for believing that subregulation (1) applies in respect of particular goods.

(5) A person who has a lawful right to goods removed and stored under subregulation (2) may at any time before the goods are sold under subregulation (6) reclaim the goods upon paying to the administering body the reasonable costs of the removal and storage of the goods.

(6) Where goods are stored under subregulation (2) and have not been reclaimed within 60 days after the day on which they were removed and stored, the administering body shall as soon as practicable after the expiration of that period cause them to be sold by public auction.

(7) If goods are stored, removed and sold by public auction under this regulation, the administering body is entitled to retain out of the proceeds of the sale the reasonable costs of removing, storing and selling the goods.

(8) An administering body shall not incur any liability in respect of the removal, storage or sale under this regulation of goods to which subregulation (1) does not apply, except liability for intentional or negligent damage to the goods or where the administering body has actual notice of any interest in the goods of any person other than the former resident and fails to take all reasonable steps to notify that person of the whereabouts of the goods and afford that person a reasonable opportunity to reclaim the goods.

(9) Where a dispute arises between an administering body and a former resident in respect of goods to which this regulation applies, the Tribunal may upon application by such person, order the payment of any amount or make such other order as it considers appropriate in the circumstances.

(10) The provisions of this regulation are subject to any order of the Tribunal made under section 70 (2) of the Act.

**Proceeds of sale of abandoned goods**

8. Before making an application to the Tribunal for an order as to the proceeds of the sale of goods under section 70 (2) of the Act the administering body shall —

- (a) where the former resident has informed it of a forwarding address, send a notice of its intention to apply for that order to the resident at that address; or

- (b) where the administering body is aware of the address of a personal representative of the former resident, send a notice of its intention to apply for that order to the personal representative at that address.

#### **Enforcement of certain orders**

9. A person who contravenes an order of the Tribunal, other than an order referred to in section 72 (1) (a) or (b) of the Act, commits an offence.

Penalty: \$500.

#### **Fees**

10. The fees set out in Schedule 2 are prescribed for the purposes of section 38 (2) of the Act.

### **SCHEDULE 1**

#### **FORMS**

##### **FORM 1**

#### ***RETIREMENT VILLAGES ACT 1992***

[section 13 (2)]

#### **INFORMATION STATEMENT FOR PROSPECTIVE RESIDENT**

Under section 13 (2) of the *Retirement Villages Act 1992* the owner of residential premises in a retirement village is required to provide the following information to a person at least 5 working days before that person enters into a residence contract.

EACH OF THE FOLLOWING QUESTIONS IS TO BE ANSWERED IN WRITING BY THE OWNER BELOW EACH QUESTION.

1. What costs will be payable to enter the retirement village?
2. What periodic changes or fees will be payable and what method is used to determine these fees? What are the components of the maintenance fee?
3. What services will be provided for the fees payable?
4. What additional or optional services are provided and at what cost?
5. What costs are associated with moving to and living in alternative accommodation within the village?
6. In what circumstances would the prospective resident be required to move to alternative accommodation within the village or be transferred or re-located?
7. What is the refund entitlement if the residence contract is terminated? (include any fees or commissions charged by management on termination of the contract and detail the method used to make the determination)
8. Does the prospective resident have to supply a medical certificate or report to certify his/her ability to live independently?
9. Will the prospective resident have to provide documentation of his/her medical conditions and medications?  
If so, who will have access to it?

10. What restrictions will there be on the resident in the use of his/her accommodation unit and the village facilities in regard to —
  - having someone else live with him/her?
  - having visitors, including short stay guests?
  - car parking?
  - pets?
11. What type of public, private or village transport is available to residents?
12. If the accommodation unit is still under construction, can the prospective resident have input into the design, construction or furnishings of his/her unit?
13. Under what conditions can the residence contract be terminated? (The conditions must include the procedures to be followed under the *Retirement Villages Act 1992*.)
14. What arrangements exist for residents to have input into management of the village, including the making of village rules and the setting of fees and charges?
15. What protection will the prospective resident have against a loss of rights (including accommodation rights) if the village is sold to another organization?
16. Can the prospective resident be liable for any additional or extraordinary charges? If so, under what circumstances?
17. Are there any restrictions on the prospective resident on the sale of his/her accommodation unit?  
What happens if there is a dispute over the sale price?
18. What are the qualifications and experience of the retirement village's senior management?
19. What are the rights of the prospective resident to compensation for capital improvements made to the accommodation unit at the resident's expense?
20. What entitlement does a resident have to a refund of deposit monies if a village, planned or under construction, is not completed?
21. By what percentage did the maintenance fee increase during the previous financial year?
22. Is there a service contract already in existence which will bind the resident? How can the service contract be varied or cancelled?
23. What are the arrangements and fees for any necessary insurance cover?
24. Is there an emergency call system?  
If so, when is it monitored?  
How much does it cost?  
Who is responsible for responding to the calls?  
In the event of an emergency who will be called?  
If hospitalisation is required where will a person normally be taken?
25. If hospitalisation or nursing care is required, how long will the prospective resident's accommodation unit be kept in the name of the resident?
26. In the event that hospitalisation or nursing care is required, what ongoing costs would the prospective resident incur with his or her existing unit?

.....  
Signature of owner

.....  
Date

To ..... (name of former resident)  
of ..... (forwarding address of former resident)

1. The residence contract in respect of the premises at .....  
 .....  
 was terminated on .....  
 (insert date)
2. The following goods were left on the premises —  
 .....  
 (specify goods\*)  
 .....  
 which were put into storage under regulation 7 (2) on .....  
 (insert date)
3. Under regulation 7 (5), a person who has a lawful right to the goods may reclaim them upon paying to the administering body the reasonable costs incurred for removal and storage.
4. If the goods have not been reclaimed within 60 days after the date shown in paragraph 2 above —
  - (a) the administering body is required by the regulations to have them sold by public auction; and
  - (b) the administering body is entitled to receive from the proceeds of sale its costs.

.....  
 (date)

.....  
 (signature of administering body)

.....  
 (name of administering body)

.....  
 (address of administering body)

\*NOTE: Under regulation 7 (1), an administering body need not store, but may remove and destroy —

- (a) perishable foodstuffs; and
- (b) goods whose value is less than the estimated cost of removal, storage and sale.

#### FORM 4

#### RETIREMENT VILLAGES ACT 1992

[Regulation 7 (3) (b)]

#### NOTICE AS TO DISPOSAL OF GOODS

1. A residence contract in respect of the premises at .....  
 .....  
 between .....  
 as owner of the premises and .....  
 as resident was terminated on .....
2. The following goods were left on the premises —  
 .....  
 which have been put into storage under regulation 7 (2) on .....
3. Under regulation 7 (5), a person who has a lawful right to the goods may reclaim them upon paying to the administering body the reasonable costs incurred for removal and storage.

4. If the goods have not been reclaimed within 60 days after the date shown in paragraph 2 above the administering body —
- (a) is required by the regulations to have them sold by public auction; and
  - (b) is entitled to receive from the proceeds of sale its costs.

.....  
(date)

.....  
(signature of administering body)

.....  
(name of administering body)

.....  
(address of administering body)

## SCHEDULE 2

[Regulation 10]

### FEES

- |                                      |    |
|--------------------------------------|----|
| 1. Application to Tribunal —         | \$ |
| (a) financially disadvantaged person | 20 |
| (b) other persons                    | 30 |

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

CN302

## CREDIT ACT 1984

### Order under Section 19

Made by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

#### Citation

1. This Order may be cited as the *Credit Order No. 80 of 1992 Credit Personal Loan Interest Rate*.

#### Commencement

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

#### Exemption

3. For the purpose of determining whether a loan contract is a regulated loan contract under the *Credit Act 1984*, the provisions of section 30 (2) (b) and 30 (2) (c) of the Act do not apply to any loan entered into by any credit provider on or after the date on which this order takes effect.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.



CN303

**CREDIT ACT 1984****Order under Section 19**

Made by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

**Citation**

1. This Order may be cited as *Credit Order No. 81 of 1992—Credit Personal Loan Interest Rate Revocation*.

**Commencement**

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

**Order Revoked**

3. *Credit Order No. 78 of 1992 Credit Personal Loan Interest Rate* is hereby revoked.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

CN304

**BUILDERS' REGISTRATION ACT 1939****BUILDING DISPUTES COMMITTEE REGULATIONS 1992**

Made by His Excellency the Lieutenant-Governor and Administrator in Executive Council under section 46.

**Citation**

1. These regulations may be cited as the *Building Disputes Committee Regulations 1992*.

**Jurisdiction that may be given to registrar**

2. The jurisdiction set out in the Table to this regulation is prescribed, for the purposes of section 33 (2) of the Act, as jurisdiction that the registrar may exercise with the written approval of the Disputes Committee or the chairperson of that Committee.

**TABLE**

- |    |  |
|----|--|
| A. | The hearing of a complaint under section 12A of the Act and the determination of the complaint by the making of one of the following orders — <ul style="list-style-type: none"><li>(a) an order under subsection (1) (a) or (1a) (a) of that section to remedy building work; or</li><li>(b) an order under subsection (1) (b) or (1a) (b) of that section for the payment of costs or compensation but not exceeding an amount of \$5 000.</li></ul> |
| B. | The hearing of an application under subsection (1) of section 17 of the <i>Home Building Contracts Act 1991</i> and the determination of the application by making an order under subsection (4) (a) of that section.  |
| C. | The hearing of an application under subsection (1) of section 18 of the <i>Home Building Contracts Act 1991</i> and the making of an order under that subsection.  |

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

CN305

**RETAIL TRADING HOURS ACT 1987****RETAIL TRADING HOURS ORDER (No. 10) 1992**

Made by the Minister for Consumer Affairs under section 5.

**Citation**

1. This Order may be cited as the *Retail Trading Hours Order (No. 10) 1992*.

**Duration**

2. This Order has effect for the period commencing 1 July 1992 and ending on 31 December 1993.

**Extended Trading Hours**

3. Section 12 of the *Retail Trading Hours Act 1987*, does not apply to the general retail shops, other than specified general retail shops, specified in Column 1 of the Schedule on the days and during the hours specified opposite and corresponding to those general retail shops in Column 2 of the Schedule.

4. In sub-clause (3)—

“specified general retail shops” means general retail shops.

(a) in, on or from which motor vehicles are sold, or

(b) in, on or from which spare parts for motor vehicles are sold by way of retail sale in conjunction with the sale of motor vehicles.

**Schedule**

Column 1 General Retail Shops	Column 2 Days and Hours of Exemption
General retail shops in the town of York	On Monday, Tuesday, Wednesday and Friday, in each week between 6pm and 9pm; on Saturday in each week between 5pm and 9pm and on Sunday in each week between 8am and 9pm.

YVONNE HENDERSON, Minister for Consumer Affairs.

**CROWN LAW**

CW101

**CORRIGENDUM****DECLARATIONS AND ATTESTATIONS ACT 1913**

Reference publication in the *Government Gazette* No. 85 dated 19 June 1992, page 2555, in the list of persons appointed as Commissioners for Declarations for—

Lyn Girdleston Cottesloe

read

Lyn Girdlestone of Cottesloe

D. G. DOIG, Under Secretary for 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—

Anthony Cooke of 60 Sunbury Road, Victoria Park and 27 Brewer Street, East Perth.

Rona Day of Lot 24 Samson Court, Henley Brook and 136 Great Eastern Highway, South Guildford.

Saviour Anthony Grech of 61 South Lake Drive, South Lake and Sir Charles Gairdner Hospital, 22 Verdun Street, Nedlands.

Shirley Wynne of 121 Atkinson Street, Collie.

D. G. DOIG, Under Secretary for Law.

CW402

**JUSTICES ACT 1902**

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

Approved of the following appointments to the Office of Justice of the Peace for the State of Western Australia—

Andrew John Antonas of 27B Manberry Way, Yangebup and 81 Bennett Street, East Perth.

Hazel Dawn Butorac of 21 Allestree Road, Darlington and 33 Barrack Street, Perth.

Richard Gustav Doye of 119 Chidlow Street, Northam.

Wendy Lou Grove of 6 Edgar Street, Kalgoorlie and Kalgoorlie Court House, Brookman Street, Kalgoorlie.

Kathleen Veronica Heath of 14 Harrod Street, Willagee and 416 Stirling Highway, Cottesloe.

Margaret Leith Rhodes-Smith of 12 Repatriation Road, Pickering Brook and 107 Wellington Street, East Perth.

Paul Gregory Such of 15 Smith Street, Perth.

D. G. DOIG, Under Secretary for Law.

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CW403

**EX OFFICIO JUSTICE OF THE PEACE**

It is hereby notified for public information that Ronald Stanley Yuryevich has been appointed under section 9 of the Justices Act 1902 to be a Justice of the Peace for the Magisterial District of Hannans during his term of office as Mayor of the City of Kalgoorlie-Boulder.

D. G. DOIG, Under Secretary for Law.

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CW404

**EX OFFICIO JUSTICE OF THE PEACE**

It is hereby notified for public information that Jan Hendrick Douglas Slinger has been appointed under section 9 of the Justices Act 1902 to be a Justice of the Peace for the Magisterial District of Fremantle during his term of office as Mayor of the Town of Kwinana.

D. G. DOIG, Under Secretary for Law.

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CW405

**CHILDREN'S COURT OF WESTERN AUSTRALIA ACT (No. 2) 1988**

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the appointment of the following persons as members of the Children's Court of Western Australia—

Keith Wayne Beer of 12 May Street, Northam.

Graeme James MacArthur of 305 Welman Road, Halls Creek.

Rolando Ernesto Nanini of Lot 4 Roberta Avenue, Halls Creek.

D. G. DOIG, Under Secretary for Law.

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CW406

**DECLARATIONS AND ATTESTATIONS ACT 1913**

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

Laurence Albert Ettridge of Narrogin.

David John Rees of Albany.

D. G. DOIG, Under Secretary for Law.

**FISHERIES**

FI401

**FISHERIES ACT 1905  
PART IIIB—PROCESSING LICENCE**

FD 645/89.

The public is hereby notified that I have issued a permit to T. D. & J. N. Westerberg, to establish a processing establishment to process fish in pursuance of the provisions of section 35C of the Fisheries Act 1905, onboard fishing vessel "Olivia" LFB A40, subject to the following conditions:—

That the processing establishment subject to this permit—

1. Shall comply with the requirements of the Fisheries Act 1905 and all Regulations, Orders in Councils, and Notices and Ministerial Directions issued thereunder.
2. Shall not be used for the processing of rock lobster, prawns, abalone, salmon or tuna.
3. Shall comply with the requirements of the Health Act 1911 (amended).
4. Shall be registered as an export establishment pursuant to the provisions of the Parliament of the Commonwealth Export Control Act 1982, and orders made thereunder, more specifically the prescribed goods (general) orders and the fish orders, should it be used to process fish for export.
5. Shall not be used for the processing of marron (*Cherax tenuimanus*) unless a licence is held under section 39C of the Fisheries Act 1905.
6. Shall not be used for the processing of fish or crustacea caught by any other vessel, except that the boat shall be used to process mulies caught by other purse seine boats licensed to operate in the Esperance, Bremer Bay or Augusta Zones of the South Coast Purse Seine Fishery.

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

J. W. PENN, Acting Executive Director of Fisheries.

**HEALTH**

HE301

**HEALTH ACT 1911  
Shire of Westonia**

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

**Part VII—Food**

By-law 51 is amended by deleting "ten dollars" in sub-bylaw (2) and inserting "two hundred and seventy dollars".

Passed by resolution at a meeting of the Westonia Shire Council held on the Twentieth day of February 1992.

Dated this 19th day of March 1992.

A. W. DAY, President.  
C. P. STRUGNELL, Shire Clerk.

Confirmed—

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

Approved by his Excellency, the Lieutenant-Governor and Administrator in Executive Council, the 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

HE302

## HEALTH ACT 1911

*Shire of Narembeen*

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

## Part VII—Food

By-law 51 is amended by deleting "ten dollars" in sub-bylaw (2) and inserting "two hundred dollars".

Passed by resolution at a meeting of the Narembeen Shire Council held on the eighteenth day of March 1992.

Dated this 26th day of March 1992.

R. B. PARSONS, President.  
G. HADLOW, Shire Clerk.

Confirmed—

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

Approved by His Excellency, the Lieutenant-Governor and Administrator in Executive Council, the 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

HE303

## HEALTH ACT 1911

*Shire of Jerramungup*

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

## Part VII

By-law 51 as amended in subsection (2) by deleting "one hundred dollars" and substituting the following— "two hundred and seventy dollars".

Passed by resolution at a meeting of the Jerramungup Shire Council held on the eighteenth day of March 1992.

Dated this 15th day of May 1992.

G. L. HOUSTON, President.  
F. J. PECZKA, Shire Clerk.

Confirmed—

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

Approved by His Excellency, the Lieutenant-Governor and Administrator in Executive Council, the 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

HE304

## HEALTH ACT 1911

*The Municipality of the City of Wanneroo*

## Amendments to By-laws Relating to Eating Houses

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the twenty-sixth day of February 1992 to make and submit for confirmation by the Governor the following amendments to its By-laws Relating to Eating Houses as published in the *Government Gazette* on 12 August 1988.

The Sixth Schedule to the principal by-laws is deleted and the following Schedule is substituted—

## "Sixth Schedule

## Scale of Fees

Item No.	Fees
1.	The fee payable upon registration of an eating house shall be \$270.00.
2.	The fee payable upon the issue of a licence shall be \$30.00.
3.	The fee payable upon the transfer of a licence shall be \$30.00."

Dated this 27th day of May 1992.

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

R. F. JOHNSON, Mayor.  
R. F. COFFEY, Town Clerk.

Confirmed—

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

Approved by His Excellency, the Lieutenant-Governor and Administrator in Executive Council, the 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

HE305

## HEALTH ACT 1911

*City of Rockingham*

## By-law relating to Eating Houses

Whereas under the provisions of the Health Act 1911, a local authority may make or adopt by-laws and may alter, amend or repeal any by-laws so made or adopted, the City of Rockingham being a local authority with the meaning of the Act, and having adopted the By-law Relating to Eating Houses made by it and published in the *Government Gazette* on 21 September 1984 has resolved and determined that the adopted by-laws shall be amended as follows—

1. Delete the whole of the Sixth Schedule, scale of fees and replace with a new "Sixth" Schedule, viz.

## Sixth Schedule

## Scale of Fees

1. The fee payable upon the issue of a license shall be \$30.
2. The fee payable upon the transfer of a licence shall be \$30.

3. The fee payable upon registration of an eating house shall be—

- (i) from 1st July 1992—\$150.
- (ii) from 1st July 1993—\$200.
- (iii) from 1st July 1994—\$270.

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Passed by resolution at a meeting of the Rockingham City Council held on the 9th day of June 1992.

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

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Confirmed—

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

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Approved by His Excellency, the Lieutenant-Governor and Administrator in Executive Council, the 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

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HE306

#### HEALTH ACT 1911

##### *Shire of Kalamunda*

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

1. Part VII 51 (2) after the words, "deposit a fee of" delete references to \$100 and insert "\$270".

---

Passed by resolution at a meeting of the Kalamunda Shire Council held on the 22nd day of April 1992.

Dated this 28th day of April 1992.

B. R. WILLMOTT, President.  
E. H. KELLY, Shire Clerk/Chief Executive.

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Confirmed—

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

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Approved by His Excellency, The Lieutenant-Governor and Administrator in Executive Council, the 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

HE307

**HEALTH ACT 1911***City of Rockingham*

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

**1. Part V—Lodging Houses**

Delete the whole of Schedule "C" (By-law 2) and replace with a new Schedule "C" (By-law 2) *viz*

**Schedule "C"****(By-law 2)**

Fees to be paid on registration and annually thereafter by Keepers of Lodging Houses.

\$60 from 1st July 1992

\$120 from 1st July 1993

\$180 from 1st July 1994

**2. Part VII—Food**

The sale of food by Itinerant Food Vendors, By-law 51 (2) is amended by deleting the words one hundred dollars appearing after the passage "and shall with this application deposit a fee of" and inserting the words in lieu thereof "two hundred and seventy dollars".

---

Passed by resolution at a meeting of the Rockingham City Council held on the 9th day of June 1992.

Dated this 12th day of June 1992.

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

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Confirmed—

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

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Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council, the 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

HE308

**HEALTH ACT 1911***City of Melville*

Pursuant to the provisions of the Health Act 1911, the City of Melville being a Local Authority within the meaning of the Health Act 1911 and having adopted the Model By-laws described as Series "A" under the Health Act 1911, and as reprinted pursuant to the Reprinting Regulations Act 1954, in the *Government Gazette* on 17 July 1963, and as amended from time to time, resolved and determined on the 22nd day of April 1992 that the By-laws shall be amended as follows—

**Part VII—Food**

By-law 51 is amended by deleting the words "One Hundred Dollars" in Sub-by-law 2, and substituting the amount of "Two Hundred and Seventy Dollars".



Passed by resolution at a meeting of the City of Melville held on the 22nd April 1992.

Dated the Eleventh day of May 1992.

The Common Seal of the City of Melville was hereto affixed in the presence of—

M. J. BARTON, Mayor.  
GARRY G. HUNT, City Manager/Town Clerk.

Confirmed—

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

Approved by His Excellency the Lieutenant-Governor and Administrator in the Executive Council, this 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

HE309

#### HEALTH ACT 1911

##### *City of Melville*

##### Amendments to the Eating House By-laws

Pursuant to the provisions of the Health Act 1911, the City of Melville being a Local Authority within the meaning of the Health Act 1911 may make or adopt by-laws and may alter, amend or repeal any by-laws so made or adopted, and having adopted the Eating House by-law made by it and published in the *Government Gazette* of 21st August 1987, resolved to amend that by-law on 22nd of April 1992 as follows.

##### Sixth Schedule

##### Scale of Fees

##### Item No.

1. Fee payable upon registration of an Eating House shall be—delete "\$10.00" and replace with "\$90.00".
2. Fee payable upon the issue of a licence shall be—delete "\$20.00" and replace with "\$30.00".

Passed by resolution at a meeting of the City of Melville held on the 22nd day of April 1992.

Dated the twenty fifth day of May 1992.

The Common Seal of the City of Melville was hereto affixed in the presence of—

M. J. BARTON, Mayor.  
GARRY G. HUNT, City Manager/Town Clerk.

Confirmed—

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

Approved by His Excellency the Lieutenant-Governor and Administrator in the Executive Council, this 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.



(c) in item number 3. by deleting "2.00" and substituting the following—

" 30 ".

Passed by resolution at a meeting of the City of Kalgoorlie-Boulder on the 24 February 1992.

The Common Seal of the City of Kalgoorlie-Boulder was hereunto affixed on the 9 June 1992, in the presence of—

RON YURYEVICH, Mayor.  
L. P. STRUGNELL, Town Clerk.

Confirmed—

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

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council on the 7th July 1992.

M. C. WAUCHOPE, Clerk of the Council.

HE312

#### HEALTH ACT 1911

##### *Shire of Albany*

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

1. By deleting By-law No. 19 (7) of Part 1 and substituting the following—

" (7) The driver of a vehicle upon entry to the George Street and Bakers Junction rubbish disposal sites for the purpose of depositing refuse, garbage or rubbish shall make payment of a fee as per the schedule as shown and as amended from time to time by resolution of the Council—

\$

(A) Per car, utility, or trailer belonging to ratepayers and occupiers of the Shire of Albany at no charge.	
(B1) Per utility, panel van, tray top, or single axle trailer from a commercial source or from outside the Shire of Albany not exceeding 3 tonnes aggregate weight .....	4.00
(B2) Single axle trailer with sides exceeding 300mm....	8.00
(C1) Per tandem trailer with sides not exceeding 300mm.....	6.00
(C2) Per tandem axle trailer with sides exceeding 300mm.....	10.00
(D) Per truck or trailer in excess of 3 tonnes but not exceeding 5.5 tonnes aggregate weight.....	8.00
(E) Per truck or trailer exceeding 5.5 tonnes but not exceeding 8 tonnes aggregate weight.....	12.00
(F) Per truck or trailer exceeding 8 tonnes but not exceeding 12 tonnes aggregate weight.....	20.00
(G) Per truck or trailer exceeding 12 tonnes but not exceeding 15 tonnes aggregate weight.....	25.00
(H) Truck or trailer exceeding 15 tonnes aggregate weight or compactor vehicle, with dual axle.....	30.00
(I) Per bulk bin not exceeding 2 cubic metres.....	4.00
(J) Per bulk bin not exceeding 4 cubic metres.....	8.00

(K) Per bulk bin not exceeding 6 cubic metres.....	10.00
(L) Per bulk bin not exceeding 8 cubic metres.....	12.00
(M) Per motor vehicle body.....	Nil"

Passed by resolution at a meeting of Albany Shire Council held on the 18th day of December 1991.

Dated this 24th day of December 1991.

D. A. STONEY, President.

D. J. CUNNINGHAM, Shire Clerk.

Confirmed—

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

Approved by His Excellency, the Lieutenant-Governor and Administrator in Executive Council the 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

### HE313

#### HEALTH ACT 1911

##### *Shire of Serpentine-Jarrahdale*

Pursuant to the provisions of the Health Act 1911 the Shire of Serpentine-Jarrahdale, being a Local Authority within the meaning of the Health Act 1911, having adopted the Model By-laws series "A" made under the Health Act 1911 and as reprinted pursuant to the Reprinting of Regulations Act 1954 in the *Government Gazette* on 13 July 1966 and as amended from time to time resolved and determined on 24th February 1992 that the adopted By-laws shall be amended as follows:—

##### Part V Lodging Houses

Part V Lodging Houses is amended by the Deletion of Schedule "C" and the replacement thereof of a new schedule to read as follows:—

##### Schedule C (By-law 2)

Scale of fees to be paid on registration and annually thereafter by the keeper of a lodging house shall be ninety dollars.

##### Part VII Food

By-law 51 amended by substituting for the amount of one hundred dollars where it appears in Sub-bylaw (2) the amount of one hundred and twenty dollars.

Dated this 26th day of May 1992.

Passed at the Ordinary Council Meeting of the Shire of Serpentine-Jarrahdale on 24th February 1992.

D. J. HADDOW, Shire President.

N. D. FIMMANO, Shire Clerk.

Confirmed:—

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

Approved by His Excellency, the Lieutenant-Governor and Administrator in Executive Council the 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

HE401

## HEALTH ACT 1911

Health Department of WA.  
Perth 30 June 1992.

8698/88.

The cancellation of the appointment of Mr Kevin Bartley as an Environmental Health Officer to the City of Bayswater effective from 6 March 1992 is hereby notified.

BRIAN DEVINE, delegate of Executive Director Public Health.

HE402

## HEALTH ACT 1911

Health Department of WA,  
Perth 26 May 1992.

1040/85.

The appointment of Dr Phillip Ried as a Medical Officer of Health to the City of Kalgoorlie-Boulder effective from 26 May 1992 is approved.

P. PSAILA-SAVONA, for Commissioner of Health.

HE403

## MENTAL HEALTH ACT 1962

Health Department of WA,  
Perth 22 June 1992.

973/89.

I, Keith James Wilson, being the Minister administering the Mental Health Act 1962, appoint under the provision of section 26H (2) of the Act, Ms C Stevenson as a member of the Board of Visitors of Approved Private Psychiatric Hostels Group 2, for the period ending 31 December 1993.

KEITH WILSON, Minister for Health.

**LAND ADMINISTRATION**

LA101

## CORRIGENDA

DOLA File 4066/980.

In the notice at page 6085 of the *Government Gazette* dated 6 December 1991 in respect to Reserve No. 37087 the area is amended from 11.6033 hectares to read 11.6483 hectares.

DOLA File 13692/03V4.

In the notice at page 6086 of the *Government Gazette* dated 6 December 1991 in respect to Reserve No. 20781 the reference to the Shire of Manjimup is amended to read Shire of Albany.

A. A. SKINNER, Chief Executive.

LA301

## TRANSFER OF LAND ACT 1893

## TRANSFER OF LAND AMENDMENT REGULATIONS 1992

Made by the Commissioner of Titles and approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

**Citation**

1. These regulations may be cited as the *Transfer of Land Amendment Regulations 1992*.

**Commencement**

2. These regulations shall come into operation on the 31st day after the day on which they are published in the *Gazette*.

**Schedule 1 repealed and a Schedule substituted**

3. Schedule 1 to the *Transfer of Land Regulations 1972\** is repealed and the following Schedule is substituted —

“

## SCHEDULE 1

[Reg. 6]

## FEES PAYABLE TO THE REGISTRAR

## PART 1 — REGISTRATIONS AND RECORDINGS

\$

- |    |   |       |
|----|---|-------|
| 1. | Of a transfer of a mortgage or charge —   |       |
|    | first mortgage or charge  | 62.00 |
|    | subsequent mortgage or charge   | 13.00 |
| 2. | Of a transfer if stamp duty is assessed under item 6 of the Second Schedule to the <i>Stamp Act 1921</i> or is exempted under section 75AA, 75AB or 119 of that Act before lodgment for registration, or is exempt under the Third Schedule to that Act | 62.00 |
| 3. | Of a transfer of a lease, surrender, easement or restrictive covenant   | 62.00 |
| 4. | Of any other transfer where the value of the consideration or the value as assessed under the <i>Stamp Act 1921</i> , whichever is the greater —  |       |
|    | does not exceed \$85 000  | 62.00 |
|    | exceeds \$85 000 but does not exceed \$120 000  | 72.00 |
|    | exceeds \$120 000 but does not exceed \$200 000   | 93.00 |
|    | PLUS, for each whole or part \$100 000 above \$200 000  | 20.00 |

## NOTE:

Where —

- (a) stamp duty is assessed on a parcel of land;
- (b) transfers are lodged for parts of that parcel; and

- (c) a separate value for each part is not allocated in the contract,

the fee for registering and recording the first of the transfers lodged for registration shall be assessed under item 4 on the value as assessed under the *Stamp Act 1921* of the parcel and, subject to proof of the payment of that fee, the fee for registering and recording each of the second and subsequent of the transfers is — 62.00

NOTE: The fees specified in items 1 to 4 include the issue of a new certificate of title where such certificate is required by the Registrar.

5. Of a mortgage or charge or of a whole or partial discharge of a mortgage or charge — for each interest 62.00
6. Of an extension of a mortgage or charge — for each interest 62.00
7. Of a Crown grant, a Crown lease or of a freehold lease or sub-lease or extension of a freehold lease 62.00
8. Of a memorial under section 46 of the *Land Tax Assessment Act 1976* or any other Act or Commonwealth Act (unless exempted from payment under that Act) 62.00
9. Of a certificate of trustees under section 33 of the *Friendly Societies Act 1894* 62.00
10. Of an order of the Supreme Court, a warrant of a Local Court or a writ of *fieri facias* 62.00
11. Of revocation of a power of attorney 62.00

## PART 2 — LODGMENTS

\$

1. Of a caveat, a power of attorney or a declaration of trust 62.00
2. Of a plan or diagram —
  - general fee 110.00
  - for each lot 45.00

(A lodgement fee is not payable where a lot vests in the Crown under section 20A of the *Town Planning and Development Act 1928*)
3. Of a plan or diagram accepted under regulation 44 of the *Licensed Surveyors (Transfer of Land Act 1893) Regulations* —
  - general fee 110.00
  - for each lot or part lot incorporated into such a plan or diagram 45.00
4. Of a duplicate certificate of title or lease for the registration or recording of a dealing lodged by a third party —
  - for the first certificate of title or lease 31.00
  - for each subsequent certificate of title or lease 6.00

**PART 3 — WITHDRAWALS**

\$

1. Of a caveat, warrant of a Local Court, writ of *fiery facias* or a memorial under section 46 of the *Land Tax Assessment Act 1976* or any other Act or Commonwealth Act (unless exempted from payment under that Act) 62.00
2. Of a document from registration or recording 31.00

**PART 4 — APPLICATIONS**

\$

1. For a new certificate of title in respect of undivided shares in land —
    - for one certificate 62.00
    - for each additional certificate 6.00
  2. For a new certificate of title in any other case 62.00
- NOTE: No fees are payable in respect of the issue of any certificate of title by the Registrar under regulation 4 (2) or 5.
3. To amend certificates of title of other owners affected by section 170 — for each certificate of title affected 62.00
  4. An application in respect of any matter not specifically provided for 62.00

**PART 5 — CERTIFICATES**

\$

1. For the issue of a certificate of title, either on request or where necessary in connection with an application or process (except where this service is included in another fee) 62.00
2. For a certificate of ownership issued under section 655 (1) (b) (ii) of the *Local Government Act 1960* 62.00
3. For certification by the Registrar of a certificate of title, Crown lease, plan, diagram or other document 62.00

**PART 6 — SEARCHES AND COPIES OF DOCUMENTS**

\$

1. Of names index — each name 4.00
2. Of a Crown lease or permit where number is known (including photocopy) 8.00
3. Of a certificate of title where number is known (including photocopy) —
  - where required as a result of a check search 4.00
  - in other cases 8.00
4. Of a plan or diagram 8.00
5. Of other documents not specifically provided for 8.00
6. For the number of a certificate of title, Crown lease or permit 4.00
7. Of Office of Titles index plans where a photocopy is requested 8.00



- |    |   |      |
|----|---|------|
|    |   | \$   |
| 8. | Check search  | 4.00 |
| 9. | By inquiry from a privately owned data terminal —   |      |
|    | search of the survey lot file, strata lot file or Crown allotment file for the number of a certificate of title, Crown lease or permit or search of the names index — for each name — |      |
|    | up to 3 screens of information  | 4.00 |
|    | for each additional screen of information   | 0.70 |
|    | search of the names index file by —   |      |
|    | title number  | 1.30 |
|    | check search  | 4.00 |
|    | and in all cases the fee includes the taking of a hard copy print.  |      |

**PART 7 — POSTING**

\$

- |    |   |      |
|----|---|------|
| 1. | For posting by request search information   | 6.50 |
| 2. | For posting material weighing over 50 grams or material overseas — \$6.50 plus such additional costs as are assessed in each case by the Registrar. |      |

**PART 8 — ASSURANCE FUND**

- |    |  |
|----|--|
| 1. | An Assurance Fund contribution is payable on first bringing freehold land under the operation of the Act, whether by application or Crown grant, and on the issue of a certificate of title to a proprietor by possession. |
|----|--|

For each dollar of the value of the land — 0.2 of a cent.

**PART 9 — MISCELLANEOUS**

\$

- |    |  |       |
|----|--|-------|
| 1. | For production of permit   | 62.00 |
| 2. | For advertising —  |       |
|    | minimum fee (payable on lodgment of application)   | 62.00 |
|    | PLUS actual cost above \$62.00 (payable when actual cost is known).  |       |
| 3. | The fee for —  |       |
|    | (a) a map or a colouring of a map on a copy of a certificate of title, Crown lease, plan, diagram or other document; or  |       |
|    | (b) the drafting of a plan, diagram or other document  |       |
|    | is the fee assessed by the Registrar but which shall not exceed the cost of providing the service.   |       |
| 4. | For the co-ordination and delivery of a plan or diagram to the Department of Planning and Urban Development and collection of the same (including the cost of the preparation of prints) | 53.00 |

		\$
5.	Annual subscription fee for the authorized electronic access to data held by the Office of Titles (additional to fees for each access)	75.00
	NOTE: The first annual subscription fee includes one inquiry and user manual per subscription and training for up to 3 staff members.	
	For additional training — per session	115.00
6.	For dispensing with the production of a duplicate of a certificate of title or other instrument	62.00
7.	Supply of statement of grounds	62.00
8.	Order for stay of registration under section 148 of the Act	62.00
9.	Sale of practice manual	62.00
10.	Where charged by the Registrar — for a document on which requisitions are raised	31.00
11.	Where charged by the Registrar — for a plan, diagram or other survey document on which requisitions are raised	63.00
12.	For sending 14 days notice on a caveat — each caveat	62.00
13.	Cancellation of a plan or diagram	63.00
14.	Excision or addition of lots, easements etc. from/to a plan or diagram	42.00
	if a plan or diagram has been certified correct, an additional fee of	53.00

#### PART 10 — EXEMPTIONS

The following matters are exempt from the payment of prescribed fees —

1. Lodgment or withdrawal of a memorial under —
  - (a) section 297A, 412A or 584 of the *Local Government Act 1960*;
  - (b) section 124A of the *Metropolitan Water Supply Sewerage and Drainage Act 1909*;
  - (c) sections 12BA, 12BB and 12EA of the *Country Areas Water Supply Act 1947*; or
  - (d) section 66 of the *Environmental Protection Act 1986*.
2. In respect of the transfer of loans for housing to financial institutions participating in the Home Buyers Guarantee Scheme of the State from other financial institutions, fees for the registration of a mortgage or the discharge of a mortgage, photocopy of a certificate of title, search of a plan, diagram or other document and photocopying or check search.

- 3 . In respect of the lodging by a person of or the use by a third party of a duplicate certificate of title or lease for a purpose referred to in either of the 2 items above.
4. To amend the address of the registered proprietor on the certificate of title.
5. An application for the issue of a crown land record for crown land and an endorsement on the record of details of —
  - (a) the creation of a reserve under sections 8, 10 and 13 of the *Conservation and Land Management Act 1984*;
  - (b) notices under sections 9 and 10 of the *Marine and Harbours Act 1981*;
  - (c) proclamations or notices under the *Mining Act 1978*;
  - (d) a vesting in a relevant Port Authority under the —
    - (i) *Albany Port Authority Act 1926*;
    - (ii) *Bunbury Port Authority Act 1909*;
    - (iii) *Dampier Port Authority Act 1985*;
    - (iv) *Esperance Port Authority Act 1968*;
    - (v) *Fremantle Port Authority Act 1902*;
    - (vi) *Geraldton Port Authority Act 1968*; or
    - (vii) *Port Hedland Port Authority Act 1970*;
  - (e) the declaration of a water reserve or catchment area under section 13 of the *Metropolitan Water Supply, Sewerage and Drainage Act 1909*;
  - (f) a soil conservation reserve under section 22 or 26 of the *Soil Conservation Act 1945*.

#### PART 11 — MICROFICHE AND DIGITAL PRODUCTS

\$

##### A. Microfiche

1. Index sets — rental fee per annum —
  - (a) Names index in owner name order to obtain certificate of title and survey lot references 880.00
  - (b) Names index in certificate of title order to obtain survey lot reference and owner name 880.00
  - (c) Survey lot index in plan/diagram order to obtain lot and certificate of title reference 166.00
  - (d) Strata indexes in strata plan order to obtain building name and in building name order to obtain strata plan reference 360.00

		\$
(e)	Crown allotment index for all non-subdivided land	360.00
(f)	Ex-owners index for land disposals since September 1981	360.00
(g)	Street address index in street name order to obtain land parcel identifier and certificate of title reference	332.00
(h)	Crown reserves in numerical order	880.00
(i)	Land parcel identifier to mapsheet in land parcel identifier order to obtain valuation map, Office of Titles index plan and public plan references	360.00
2.	Valuation map microfiche — rental fee per annum —	
	full set (5973 as at January 1991) — per map	0.75
	part sets —	
	up to 100 maps — per map	6.00
	100 maps	600.00
	PLUS per map over 100 up to 1000	1.30
	1000 maps	1 770.00
	PLUS per map over 1000	0.75
3.	Sales evidence microfiche sets — purchase fee per annum —	
(a)	Full set —	
	weekly	2 480.00
	monthly	1 984.00
	6 monthly	992.00
(b)	Metro (non strata) set —	
	weekly	1 615.00
	monthly	1 250.00
	6 monthly	630.00
(c)	Country (non strata) set —	
	weekly	496.00
	monthly	396.80
	6 monthly	198.40
(d)	Strata (State-wide) set —	
	weekly	372.00
	monthly	297.60
	6 monthly	148.80

NOTE 1: A full set includes all the sets.

NOTE 2: The weekly service includes the monthly and 6 monthly updates.

NOTE 3: Additional sets of the same set are 20% of the cost of the first set.

4. Index plan microfiche —
- |                                 |          |
|---------------------------------|----------|
| per set to purchase             | 569.00   |
| daily updates per set per annum | 2 047.00 |

### B. Digital products

5. For obtaining data from a computerised data base (if not prescribed elsewhere in this Schedule) —
- |   | Hard copy | Digital |
|---|-----------|---------|
| (a) Primary constructs (lines, arcs, strings, string points) — per polygon  | 3.1¢      | 12.3¢   |
| (b) Polygon (boundary points) — per polygon   | n/a       | 12.3¢   |
| (c) Polygon (centroids) — per polygon   | 1.2¢      | 2.6¢    |
| (d) Text items (e.g. parcel identifier, certificate of title etc.) — per item   | 3.1¢      | 6.2¢    |
| (e) The fee is to be determined by the Registrar, but is not to exceed the amount that would otherwise be payable under this item, where —  |           |         |
| (i) the data is obtained by an approved government agency and the Registrar is satisfied that the data is obtained for the purpose of performing its functions and is not to be used for commercial gain; |           |         |
| (ii) the data is obtained by an individual and the Registrar is satisfied that it is to be used for educational purposes.   |           |         |
| Service fee — per data extract job  |           | 30.00   |
- NOTE 1: Products include computer generated plots and reports.
- NOTE 2: In subitem (e) (i) “approved” means from time to time approved by the Minister.
6. For access to data in the Land Information Access System —
- |  |          |
|--|----------|
| per terminal per month (plus, where access is via a controller port) | 1 308.00 |
| per month for 24 months  | 625.00   |
| per month after 24 months  | nil      |
7. An annual subscription for monthly digital copies, on computer tape of the crown reserves register database
- |  |          |    |
|--|----------|----|
|  | 2 000.00 | ”. |
|--|----------|----|

[\* Reprinted in the Gazette of 13 August 1981 at pp. 3291-98.  
For amendments to 15 June 1992 see 1991 Index to Legislation of Western Australia, pp. 514-515.]

Dated 30th June 1992.

J. L. GLADSTONE, Acting Commissioner of Titles.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

M. C. WAUCHOPE, Clerk of the Council.

LA302

## STRATA TITLES ACT 1985

## STRATA TITLES GENERAL AMENDMENT REGULATIONS 1992

Made by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

## Citation

1. These regulations may be cited as the *Strata Titles General Amendment Regulations 1992*.

## Commencement

2. These regulations shall come into operation on the 31st day after the day on which they are published in the *Gazette*.

## Schedule 1 amended

3. Schedule 1 to the *Strata Titles General Regulations 1985\** is amended by deleting item 1 and substituting the following item —

“ 1. The fees payable to the Registrar of Titles are —

	\$
(a) on lodgment of any strata plan —	
general fee	70.00
for each lot shown	30.00
(b) on lodgment of any application	62.00
(c) on lodgment of any notification	62.00
(d) for entering any notice	62.00
(e) for a procedure or function required or permitted to be done under the Act which is not specified in this item but which is specified in the <i>Transfer of Land Regulations 1972</i> — the fee prescribed by those regulations.	
(f) for any procedure or function required or permitted to be done under this Act and not specified in this item or in the <i>Transfer of Land Regulations 1972</i> — the fee, if any, assessed by the Registrar but which shall not exceed the cost of providing the service.	

”.

[\* Published in the *Gazette* of 21 June 1985, pp. 2210-27.  
For amendments to 15 June 1992 see 1991 Index to Legislation of Western Australia, p. 502.]

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

LA303

## REGISTRATION OF DEEDS ACT 1856

## REGISTRATION OF DEEDS AMENDMENT REGULATIONS 1992

Made by the Commissioner of Titles and approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

**Citation**

1. These regulations may be cited as the *Registration of Deeds Amendment Regulations 1992*.

**Commencement**

2. These regulations shall come into operation on the 31st day after the day on which they are published in the *Gazette*.

**Schedule 1 repealed and  
a Schedule substituted**

3. Schedule 1 to the *Registration of Deeds Regulations 1974\** is repealed and the following Schedule is substituted —

“

## SCHEDULE 1

[Reg. 4]

## FEES TO BE CHARGED BY THE REGISTRAR

## PART 1 — REGISTRATIONS

\$

- |    |  |       |
|----|--|-------|
| 1. | For registering, recording, enrolling or receiving on deposit, any memorial, enrolment or instrument | 62.00 |
| 2. | For cancelling or amending a registration by order of the Court                                      | 62.00 |

## PART 2 — SEARCHES

\$

- |    |  |      |
|----|--|------|
| 1. | For a search of records — each name, location or lot | 8.00 |
| 2. | For a search of a memorial                           | 8.00 |

PART 3 — REPRODUCTION OF  
DOCUMENTS

\$

- |    |   |      |
|----|---|------|
| 1. | For a photocopy supplied in connection with a search of a plan, diagram or other document not specifically provided for | 8.00 |
|----|---|------|

## PART 4 — MISCELLANEOUS

\$

- |    |   |       |
|----|---|-------|
| 1. | For giving out an instrument deposited  | 31.00 |
| 2. | For a certification by the Registrar  | 41.00 |
| 3. | Withdrawal of a memorial under section 46 of the <i>Land Tax Assessment Act 1976</i>  | 62.00 |
| 4. | For any service not mentioned in this schedule — the fee, if any, assessed by the Registrar but which shall not exceed the cost of providing the service. |       |

## PART 5 — POSTING

\$

1. For posting search information 6.50
2. For posting material weighing over 50 grams or material overseas — \$6.50 plus such additional costs as are assessed in each case by the Registrar.

”.

[\* *Reprinted in the Gazette of 18 March 1981 at pp. 989-90.*  
*For amendments to 15 June 1992 see 1991 Index to Legislation of Western Australia, pp. 463-64.*]

Dated 30th June 1992.

J. L. GLADSTONE, Acting Commissioner of Titles.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

M. C. WAUCHOPE, Clerk of the Council.

LA304

## LAND ACT 1933

## LAND AMENDMENT REGULATIONS 1992

Made by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

**Citation**

1. These regulations may be cited as the *Land Amendment Regulations 1992*.

**Commencement**

2. These regulations shall come into operation on the 31st day after the day on which they are published in the *Gazette*.

**Principal regulations**

3. In these regulations the *Land Act Regulations 1968\** are referred to as the principal regulations.

[\* *Reprinted as at 6 January 1987 in the Gazette of 22 January 1987, pp. 131-78.*  
*For amendments to 15 June 1992 see 1991 Index to Legislation of Western Australia, at p. 395.*]



**Regulation 5 amended**

4. Regulation 5 of the principal regulations is amended by deleting the Schedule to the regulation and substituting the following Schedule —

“

**SCHEDULE**

<b>PART 1 — SERVICES</b>		<b>\$</b>
1.	For the preparation of a lease, a licence, a substitute duplicate lease or licence (where duplicate lost or destroyed) or a permit to occupy issued under section 142 (2) of the Act	62.00
2.	For registration of a discharge of a mortgage — for each holding affected	62.00
3.	For registration or recording of a transfer of mortgage —	
	for the first mortgage	62.00
	for a subsequent mortgage	13.00
4.	For registration of any instrument not specifically provided for	62.00
5.	For any entering up	62.00
6.	For an application for the amendment of boundaries of a pastoral lease or for a change of name as to the holder of a holding or any other application not specifically provided for	62.00
7.	For the lodging of a caveat or for a total or partial withdrawal of a caveat	62.00
8.	For serving notice on a caveator under section 153 (3) of the Act	62.00
9.	For the reinstatement of a forfeited holding	62.00
10.	For the issue of a Crown grant under section 41 (4) or 142 (1) of the Act	62.00
11.	For the issue of a closed road certificate under section 118F (2) of the Act	62.00
<b>PART 2 — SEARCHES</b>		<b>\$</b>
1.	Of the register of leases, licences or reserves — each holding	4.00

		\$
2.	Of a names index — each name	4.00
3.	Of the register of Crown reserves (including hard copy print-out) — each reserve	8.00
4.	Of a lease, licence, plan, diagram or other document not specifically provided for other than a field book (including electrostatic photocopy)	8.00
5.	Of a field book where a photocopy is requested	8.00
6.	For photocopies of plans, diagrams or field books obtained by a customer using self service equipment —	
	per A4 page	1.40
	per A3 page	2.10

## PART 3 — MISCELLANEOUS

		\$
1.	For a report on an entry in the register of Crown reserves —	
	report not requiring special computer programming	37.50
	print of output as to each report — per page	2.30
	report requiring special computer programming	37.50
	PLUS pre-programming for the report — per whole or part hour	75.00
2.	Minimum charge for a Crown register report	90.00
3.	For the lodgment of a plan or diagram (drawn externally) —	
	general fee	110.00
	for each lot or part lot on such plan or diagram or for each lot or part lot burdened by an easement drawn on such plan or diagram and for each lot or part lot included in a road or road widening drawn on such plan or diagram	45.00

4.	For advertising —	\$
	minimum fee (payable on lodgment of application etc.)	62.00
	PLUS actual cost above \$62.00 (payable when actual cost is known).	
5.	For the certification under section 65 of the <i>Evidence Act 1906</i> of a copy of a plan, diagram or other document (excluding documents created for a customer)	62.00
6.	For posting by request search information or any document	6.50
7.	For posting material weighing over 50 grams or material overseas — \$6.50 plus such additional costs as are assessed in each case by an authorized officer of the Department of Land Administration.	
8.	Where charged by an authorized land officer for a plan, diagram or other survey document on which requisitions are raised	63.00

#### PART 4 — FEES TO BE ASSESSED BY THE DEPARTMENT

The fees payable in respect of the following services are the fees assessed in each case by an authorized officer of the Department of Land Administration but which shall not exceed the cost of providing the service.

1. For a diagram drawn or certified on a transfer, surrender, mortgage, application or other instrument.
2. For the creation, registration and certification of a plan, diagram or other document.
3. For a map or a colouring of a map on a copy of a plan, diagram or other document.
4. For a copy of a document by a process other than by electrostatic copier.
5. For any service not mentioned in this schedule.

”.

**Regulation 8, First Schedule deleted  
and a schedule substituted**

5. Regulation 8 of the principal regulations is amended by deleting the First Schedule to the regulation and substituting the following schedule —

“

**FIRST SCHEDULE**

**Scale of Survey Fees**

Area exceeds	(ha)	but not	(ha)	Fee	\$
	0		4		876
	4		8		1 024
	8		20		1 227
	20		40		1 490
	40		80		1 842
	80		120		2 183
	120		160		2 467
	160		200		2 694
	200		240		2 910
	240		280		3 115
	280		320		3 297
	320		360		3 456
	360		400		3 627
	400		480		3 854
	480		560		4 138
	560		640		4 389
	640		720		4 638
	720		800		4 855
	800		1 000		5 229
	1 000		1 200		5 719
	1 200		1 400		6 139
	1 400		1 600		6 561
	1 600		1 800		6 936
	1 800		2 000		7 300
	2 000		2 400		7 822
	2 400		2 800		8 437
	2 800		3 200		9 017
	3 200		3 600		9 539
	3 600		4 000		10 051

”

**Regulation 8, Fifth Schedule deleted  
and a schedule substituted**

6. Regulation 8 of the principal regulations is amended by deleting the Fifth Schedule to the regulation and substituting the following schedule —

“

**FIFTH SCHEDULE**

**Survey Fees on Lands Granted in Trust under section 33**

	\$
Area not exceeding 2 000 m <sup>2</sup>	807
Area exceeding 2 000 m <sup>2</sup> but not exceeding 4 000 m <sup>2</sup>	853
Area exceeding 4 000 m <sup>2</sup> but not exceeding 4 ha	876
Area exceeding 4 ha — in accordance with the scale in the First Schedule to this regulation.	”.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

LA801

**LAND ACT 1933**

**Amendment of Reserve**

Made by His Excellency the Lieutenant-Governor and Administrator under section 37.

The following Reserve has been amended.

DOLA File 1526/959V2.

Reserve No. 26889 (Yurabi Locations 6 and 10) “Schoolsite (Christmas Creek)” to include Location 44 as delineated and shown bordered pink on Land Administration Diagram 89358 and of its area being increased to 5.877 9 hectares accordingly.

Public Plan: Noonkanbah 1:250 000. Local Authority—Shire of Halls Creek.

A. A. SKINNER, Chief Executive.

LB701

File No. 1526/1959.  
Ex. Co. No. 1198.

**LAND ACT 1933; PUBLIC WORKS ACT 1902**

**LAND RESUMPTION**

**School Improvements (Housing)**

Notice is hereby given, and it is hereby declared, that the several pieces or parcels of land described in the Schedule hereto, being all in the Yurabi District have, in pursuance of the written approval and consent of His Excellency the Lieutenant-Governor and Administrator, acting by and with the advice of the Executive Council, dated the 7th day of July 1992, been set apart, taken or resumed for the purpose of the following public work, namely School Improvements (Housing). Date of Entry under section 112 and 112A of the Public Works Act being March 18, 1992.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Plan, L.A., W.A. 908 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way or other easements whatsoever.

## Schedule

No. on Plan L.A., W.A. No. 908	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
	Crown	Klopper Holdings Pty Ltd	That portion of Yurabi Location 74 now described as Yurabi Location 44 on DOLA Diagram 89358 being part of the Land contained in Pastoral Lease 3114/1257 (Crown Lease 304/1990).	5.1915 ha

Certified correct this 18th day of June 1992.

DAVID SMITH, Minister for Lands.

Dated this 7th day of July 1992.

DAVID K. MALCOLM, Lieutenant-Governor  
and Administrator in Executive Council.

LB702

File No. 3170/1978.  
Ex. Co. No. 1201.

**LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902**

**LAND RESUMPTION**

**Road Deviation—Maranup Ford Road—Shire of Bridgetown-Greenbushes**

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Bridgetown-Greenbushes passed at a meeting of the Council held on or about 28 February 1992, the several pieces or parcels of land described in the Schedule hereto, being all in the Nelson District have, in pursuance of the written approval and consent of His Excellency the Lieutenant-Governor and Administrator acting by and with the advice of the Executive Council, dated the 7th day of July 1992, been set apart, taken or resumed for the purpose of the following public work, namely—Road Deviation—Maranup Ford Road—Shire of Bridgetown-Greenbushes.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Plan 17788, which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
Hugh Browne	Michael H. M. Browne	Portion of Nelson Location 2362 and being part of Lot 11 on Plan 13954 being part of the land contained in Certificate of Title Volume 1652 Folio 198.	9089 m <sup>2</sup>
Peter Browne	Maslin P. M. Browne	Portion of Nelson Location 2362 and being part of Lot 12 on plan 13954 being part of the land contained in Certificate of Title Volume 1652 Folio 199.	724 m <sup>2</sup>

Certified correct this 29th day of June 1992.

DAVID SMITH, Minister for Lands.

Dated this 7th day of July 1992.

DAVID K. MALCOLM, Lieutenant Governor  
and Administrator in Executive Council.

LB703

File No. 1727/1988.  
Ex. Co. No. 1201.

## LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

## LAND RESUMPTION

## Road Extension and Widening—Athol Road—Shire of Beverley

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Beverley passed at a meeting of the Council held on or about 4 March 1992, the several pieces or parcels of land described in the Schedule hereto, being all in the Avon District have, in pursuance of the written approval and consent of His Excellency the Lieutenant-Governor and Administrator acting by and with the advice of the Executive Council, dated the 7th day of July 1992, been set apart, taken or resumed for the purpose of the following public work, namely—Road Extension and Widening—Athol Road—Shire of Beverley.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Plan 17701 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.

## Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
Royce Anthony Edwards	Royce Anthony Edwards	Portion of Avon Location 8320 being part of the Land contained in Certificate of Title Volume 1122 Folio 26.	1.3706 ha
Royce Anthony Edwards	R. A. Edwards	Portion of Avon Location 8321 being part of the Land contained in Certificate of Title Volume 1040 Folio 428.	1.7076 ha
Royce Anthony Edwards	R. A. Edwards	Portion of Avon Location 6733 being part of the Land contained in Certificate of Title Volume 1043 Folio 348.	296 m <sup>2</sup>

Certified correct this 29th day of June 1992.

DAVID SMITH, Minister for Lands.

Dated this 7th day of July 1992.

DAVID K. MALCOLM, Lieutenant Governor  
and Administrator in Executive Council.

LB704

File No. 3747/1990.  
Ex. Co. No. 1203.

## LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

## LAND RESUMPTION

## Road Widening—Hanson Street—Town of Albany

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Town of Albany passed at a meeting of the Council held on or about 1955 the several pieces or parcels of land described in the Schedule hereto, being all in the Albany District have, in pursuance of the written approval and consent of His Excellency the Lieutenant-Governor and Administrator acting by and with the advice of the Executive Council, dated the 7th day of July 1992, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—Hanson Street—Town of Albany.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Land Titles Office Diagram 20041 which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.

## Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
Geoffrey Gordon McNeill and Barbara Ann McNeill	G. G. & B. A. McNeill	Portion of Albany Suburban Lot B2 and being that part of Lot 108 on Plan 190 (Sheet 2) now contained in Diagram 20041 being part of the Land contained in Certificate of Title Volume 1726 Folio 582.	304m <sup>2</sup>
Edward Tunkin Hancock and Dorris Eileen Hancock	E. T. & D. E. Hancock	Portion of Albany Suburban Lot B2 and being that part of Lot 109 on Plan 190 now contained in Diagram 20041 being part of the Land contained in Certificate of Title Volume 1125 Folio 143.	304m <sup>2</sup>
Terrence Hayden Broadhurst and Helen Mary Broadhurst	T. H. & H. M. Broadhurst	Portion of Albany Suburban Lot B2 and being that part of Lot 110 on Plan 190 now contained in Diagram 20041 being part of the Land contained in Certificate of Title Volume 1117 Folio 383.	304m <sup>2</sup>
Mary Alice Hunt	M. A. Hunt	Portion of Albany Suburban Lot B2 and being that part of Lot 111 on Plan 190 now contained in Diagram 20041 being part of the Land contained in Certificate of Title Volume 1143 Folio 995.	304m <sup>2</sup>

Certified correct this 18th day of June 1992.

DAVID SMITH, Minister for Lands.

Dated this 7th day of July 1992.

DAVID K. MALCOLM, Lieutenant Governor  
and Administrator in Executive Council.

LB705

File No. 622/1991.  
Ex. Co. No. 1204.

# LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

## LAND RESUMPTION

### Road Widening—Cnr John Street and Church Avenue—City of Armadale

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the City of Armadale passed at a meeting of the Council held on or about 1 August 1990, the several pieces or parcels of land described in the Schedule hereto, being all in the Canning District have, in pursuance of the written approval and consent of His Excellency the Lieutenant-Governor and Administrator of the Executive Council, dated the 7th day of July 1992, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—Cnr John Street and Church Avenue—City of Armadale.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 90323, which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.



## Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
George William Saw	G. W. Saw	Portion of Canning Location 31 and being part of Lot 41 on Plan 2785 being part of the land contained in Certificate of Title Volume 410 Folio 151.	4 m <sup>2</sup>

Certified correct this 18th day of June 1992.

DAVID SMITH, Minister for Lands.

Dated this 7th day of July 1992.

DAVID K. MALCOLM, Lieutenant-Governor  
and Administrator in Executive Council.

LB706

File No. 516/1992.  
Ex. Co. No. 1205.

# LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902

## LAND RESUMPTION

### Road Widening—Morrison Road—Shire of Swan

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Swan passed at a meeting of the Council held on or about 9 July 1991, the several pieces or parcels of land described in the Schedule hereto, being all in the Swan District have, in pursuance of the written approval and consent of His Excellency the Lieutenant-Governor and Administrator, acting by and with the advice of the Executive Council, dated the 7th day of July 1992, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—Morrison Road—Shire of Swan.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 90624, which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.

## Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
Tommaso Mucciarone and Vicky Sandra Mucciarone	T. & V. S. Mucciarone	Portion of Swan Location 7 and being part of Lot 348 on Plan 1232 being part of the land contained in Certificate of Title Volume 1302 Folio 20.	7 m <sup>2</sup>

Certified correct this 29th day of June 1992.

DAVID SMITH, Minister for Lands.

Dated this 7th day of July 1992.

DAVID K. MALCOLM, Lieutenant-Governor  
and Administrator in Executive Council.

LB707

File No. 1722/1991.

Ex. Co. No. 1206.

**LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902****LAND RESUMPTION****Road Widening—Morrison Road—Shire of Swan**

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Swan passed at a meeting of the Council held on or about 26 November 1991, the several pieces or parcels of land described in the Schedule hereto, being all in the Swan District have, in pursuance of the written approval and consent of His Excellency the Lieutenant-Governor and Administrator, acting by and with the advice of the Executive Council, dated the 7th day of July 1992, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—Morrison Road—Shire of Swan.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 90628, which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.

**Schedule**

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
Filippo Marinucci, Theresa Marinucci and Kendrew Pty Ltd	F. & T. Marinucci and Kendrew Pty Ltd	Portion of Swan Location 7 and being part of Lot 5 on Diagram 58151 being part of the land contained in Certificate of Title Volume 1720 Folio 774.	229 m <sup>2</sup>

Certified correct this 29th day of June 1992.

DAVID SMITH, Minister for Lands.

Dated this 7th day of July 1992.

DAVID K. MALCOLM, Lieutenant-Governor  
and Administrator in Executive Council.

LB708

File No. 3618/1990.

Ex. Co. No. 1207.

**LOCAL GOVERNMENT ACT 1960; PUBLIC WORKS ACT 1902****LAND RESUMPTION****Road Widening—Hawke Road—Shire of Manjimup**

Notice is hereby given, and it is hereby declared, that pursuant to a resolution of the Shire of Manjimup passed at a meeting of the Council held on or about September 1990, the several pieces or parcels of land described in the Schedule hereto, being all in the Nelson District have, in pursuance of the written approval and consent of His Excellency the Lieutenant-Governor and Administrator, acting by and with the advice of the Executive Council, dated the 7th day of July 1992, been set apart, taken or resumed for the purpose of the following public work, namely—Road Widening—Hawke Road—Shire of Manjimup.

And further notice is hereby given that the said pieces or parcels of land so set apart, taken, or resumed are marked off and more particularly described on Department of Land Administration Diagram 90583, which may be inspected at the Department of Land Administration, Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description. And it is hereby directed that the said lands shall vest in Her Majesty for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.

## Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
Vincent Patrick Farrell and Elizabeth Anne Crandon Farrell	V. P. Farrell and E. A. C. Farrell	Portion of Nelson Location 8185 being part of the land contained in Certificate of Title Volume 1489 Folio 891.	336 m <sup>2</sup>

Certified correct this 29th day of June 1992.

DAVID SMITH, Minister for Lands.

Dated this 7th day of July 1992.

DAVID K. MALCOLM, Lieutenant-Governor  
and Administrator in Executive Council.

## Road Dedication

It is hereby notified that the Minister for Lands has approved, pursuant to section 288 of the Local Government Act 1960, the dedication as public street the roads in the various Municipalities as described in the abovementioned resumption notices.

By Order of the Minister for Lands.

Dated this 10th day of July 1992.

A. A. SKINNER, Minister for Lands.

## LOCAL GOVERNMENT

LG301

### LOCAL GOVERNMENT ACT 1960

#### *The Municipality of The Shire of Murray*

#### By-law Relating to Extractive Industries

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 20th February 1992, to make and submit for confirmation by the Lieutenant-Governor and Administrator the following amendment to its By-law—

The By-law relating to Extractive Industries as published in the *Government Gazette* on the 14th October 1983, is amended by deleting the Third Schedule of the By-law and inserting in lieu thereof the following—

#### “ Third Schedule

##### Licence and Renewal Fees:

1. Where the overall area of excavation is less than 5 ha: \$500.00 per annum payable annually during the currency of the licence.
2. Where the overall area of excavation is greater than 5 ha: \$1 000.00 per annum payable annually during the currency of the licence.

Calculation of amount of guarantee (or other form of acceptable security):

1. Where it is proposed to excavate sand or similar fine grained material—the rehabilitation bond shall be calculated at a rate of \$1 500 per ha of area of excavation to be excavated annually.

2. Where it is proposed to excavate stone, gravel or other aggregate—the rehabilitation bond shall be calculated at a rate of \$2 000 per ha of area of excavation to be excavated annually. ”

Dated this 28th day of May 1992.

The Common Seal of the Municipality of the Shire of Murray was affixed hereto in the presence of—

M. J. GREENUP, Shire President.

D. A. McCLEMENTS, Shire Clerk.

Recommended—

DAVID SMITH, Minister for Local Government.

Confirmed by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 7th day of July 1992.

M. C. WAUCHOPE, Clerk of Council.

## LG302

### LOCAL GOVERNMENT ACT 1960

#### *Municipality of the Shire of Murray*

#### By-law Relating to Hawkers, Stallholders and Trading in Public Places

In pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 28th day of November 1991, to make and submit for confirmation of the Lieutenant-Governor and Administrator the following By-law:

#### **Previous By-law**

1. The Murray Road Board Hawkers and Stallholders By-law, published in *Government Gazette* of the 11th day of November 1955, is hereby repealed and the following By-law is substituted in lieu thereof.

#### Part I—Preliminary

#### **Arrangement**

2. This by-law is divided into parts as follows—
  - Part I—Preliminary, Clauses 2-5
  - Part II—Licences, Clauses 6-18
  - Part III—Conduct, Clause 19
  - Part IV—Offences and Penalties, Clause 20

#### **Citation**

3. This by-law may be cited as the Shire of Murray By-law relating to Hawkers, Stallholders and Trading in Public Places.

#### **Application**

4. This by-law shall apply and have force and effect throughout the whole of the district.

#### **Definitions**

5. (1) In this by-law unless the context otherwise requires—
  - “The Act” means the Local Government Act 1960 (as amended);
  - “authorised officer” means the Clerk of the Council or any Health Surveyor, Building Surveyor or any Ranger employed by the Council or any other person appointed by the Council as an authorised officer for the purpose of this by-law;
  - “charitable organisation” means an institution, association, club, society or body, whether incorporated or not, the objects of which are of a charitable, benevolent, religious, cultural, educational, recreational, sporting or other like nature and members of which are not entitled or permitted to receive any pecuniary profit from the transactions thereof;

“Council” means the Council of the Municipality of the Shire of Murray;

“district” means the municipal district of the Shire of Murray;

“hawker” has the same meaning given to it in Section 217 of the Act;

“licence” means a licence issued pursuant to this by-law to hawk, conduct a stall or carry out trading in a public place as the case may be;

“public place” includes a street, way and place which the public are allowed to use, whether the street, way or place is or is not on private property;

“street” includes a highway and a thoroughfare which the public are allowed to use and includes every part of the highway or thoroughfare, and other things including bridges and culverts, appurtenant to it;

“stallholder” means a person in charge of a stall;

“trading” means selling or hiring of goods, wares, merchandise or services, or offering goods, wares, merchandise or services for sale or hire, in a street or other public place and includes displaying goods, wares or merchandise for the purpose of offering them for sale or hire, inviting offers for sale or hire soliciting orders or carrying out any other transaction therein, but does not include the setting up of a stall, or the conducting of a business at a stall under the authority of a stallholder’s licence issued under this by-law;

“vehicle” includes every conveyance, not being a train, boat, aircraft, or wheelchair and every object capable of being propelled or drawn on wheels or tracks by any means;

(2) Unless otherwise defined herein the terms and expressions used in this by-law shall have the same meanings given to them in the Act.

(3) In this by-law a reference to the Council having power to do something in its discretion or a reference to the Council forming an opinion prior to the doing of anything shall be deemed to include a reference to any officer or committee to whom the Council has delegated the power or the doing of the thing exercising such discretion or forming such opinion.

## Part II—Licences

### Hawkers

6. (1) A person shall not hawk any goods, wares or merchandise within the district unless that person holds a current hawker’s licence issued pursuant to this by-law.

(2) Every application for a hawker’s licence shall be in the form provided in Schedule 1 and shall specify:

- (a) the name and address of the applicant who seeks the licence;
- (b) the kind of goods, wares or merchandise which the applicant requires to hawk;
- (c) the type of vehicle, conveyance or means of carriage to be employed in hawking;
- (d) the period for which the licence is required;
- (e) where the licence is required for part of the district, the part of the district to which it will apply.

(3) Every application for a hawker’s licence (other than a renewal) must be accompanied by a certificate signed by two Justices of the Peace certifying that the applicant is of good character and reputation, and is a fit person to exercise the trade of a hawker.

(4) A licence granted to a hawker is valid for the hawking of the goods, wares, merchandise or services therein described only, and in the case of a licence limited to a part of the district, is valid for that part of the district only.

### Stallholders

7. (1) Subject to sub-clause (2), a person shall not conduct a stall for the sale of goods, wares or merchandise within the district unless that person is a holder of a current stallholders licence or is an assistant specified in a current stallholder’s licence.

(2) The Council may, in its absolute discretion and subject to such conditions as it thinks fit, permit a particular class of stallholder.

(3) Every application for a stallholder’s licence shall be in the form provided in Schedule 2 and shall specify:

- (a) the full name and address of the applicant;

- (b) the proposed number and names and addresses of assistants to be engaged by the applicant in conducting the stall pursuant to the licence;
- (c) the location for which the licence is sought;
- (d) the period for which the licence is sought;
- (e) the proposed goods, wares, merchandise or service to be sold or hired from the stall; and
- (f) be accompanied by an accurate plan and description of any proposed stall which may be used for the selling or hiring of goods.

#### **Traders**

8. (1) A person shall not carry on trading in any street or public place within the district unless that person is the holder of a current trader's licence or is an assistant specified in a current trader's licence.

(2) Every application for a trader's licence shall be in the form provided in Schedule 3 and shall specify:

- (a) the full name and address of the applicant;
- (b) the proposed number and the names and addresses of assistants to be engaged by the applicant in trading pursuant to the licence;
- (c) the location for which the licence is sought;
- (d) the proposed days and hours of trading;
- (e) the proposed goods, wares, merchandise or services in respect of which trading will be carried on; and
- (f) be accompanied by an accurate plan and description of any proposed stand, table, structure or vehicle which may be used for trading.

#### **Selling of Newspapers**

9. The requirement for a valid licence to be held pursuant to this by-law shall not apply to the selling or offering for sale of newspapers.

#### **Discretion**

10. (1) The Council may in its discretion under this part grant a licence or refuse to grant a licence or grant a licence subject to such conditions as it thinks fit and for a period of twelve (12) months or less.

(2) The Council may refuse to issue a licence and may cancel a licence if the applicant or licensee;

- (a) has been twice convicted during the preceding five (5) years or is twice convicted in the space of five (5) years of an offence against the by-laws of any Local Authority relating to hawkers, stallholders or trading in public places; or
- (b) does not conform with the requirements of the Health Act 1911.

(3) The Council may refuse to issue a licence if—

- (a) in its opinion the needs of the district or the portion thereof for which the licence is sought are adequately catered for by established shops or by persons to whom licences have been issued;
- (b) the proposed activity or place of trading is in the opinion of Council undesirable;
- (c) the proposed stand, table, structure or vehicle is in the opinion of Council unsuitable in any respect to the location for which the licence is sought;
- (d) the gathering of customers would impede pedestrian or vehicle movements, or cause conflict with other activities;
- (e) the trading location is not provided with sufficient off-road parking so as to prevent a traffic hazard or danger to the public.

(4) Notwithstanding the provisions of sub-clause (3) of Clause 10; a licence may not be issued to trade in a public place that is located in any part of a controlled access highway, major highway or important regional road within the district as defined by the Shire of Murray Town Planning Scheme No. 4.

(5) Where a licensee by reason of illness, accident or other cause is unable to comply with the by-law, Council may at the request of that licensee issue a permit in writing authorising a person named in the permit to be a nominee to occupy the period of the licensee's inability to comply with the licence or until the expiration of the term of the licence whichever is earlier.

(6) Notwithstanding the provisions of any other Act, Regulation or By-law none of the provisions of this by-law shall preclude any person from complying with the provisions of the Shire of Murray Town Planning Scheme No. 4.

#### **Conditions**

11. Where a licence has been granted by the Council under this part subject to conditions, the person to whom the licence has been granted shall ensure that the conditions are observed at all times. If any condition is not observed that person commits an offence against this by-law and the Council additionally or in the alternative to any court proceedings in respect of such offence may exercise the power in Clause 18 to cancel the licence.

#### **Licence Certificate**

12. The Council shall issue to every licensee a licence certificate in the form set out in Schedules 1, 2 or 3 respectively, for which the licensee shall pay the sum set out in Schedule 4, which shall be displayed by the licensee hawking, conducting a stall or trading as the case may be and while that person is the holder of a hawker's, stallholder's or trader's licence under this by-law but not otherwise.

#### **Transfer of Licence**

13. Subject to sub-clause (5) of Clause 10, a licence issued under this by-law shall not be transferable to another person.

#### **Length of Licence**

14. A licence issued pursuant to this by-law shall be valid until the 30th day of June next after it is granted or such lesser period as specified in the licence except where the licence is granted in the months of May or June when it shall extend to the 30th day of June in the next year following or such lesser period as specified.

#### **Annual Renewal**

15. Every application for the renewal of a licence for a period of twelve months shall be made annually during the month of June and every application for renewal of a licence for a period less than twelve (12) months shall be made three weeks prior to the expiration date and shall be in writing accompanied by the licence then in force.

#### **Fees**

16. The fees and additional charges to be imposed for an application for registration and for every renewal thereof and for an application to transfer a registration shall be those set out in Schedule 4. No licence is valid until the fees and charges have been paid.

#### **Exemption**

17. Notwithstanding Clause 16 the Council may grant without fee or charge, a licence to conduct a stall or to carry out trading in any street or way or on any land for any period specified in such licence if the stall or trading is conducted by a charitable organisation or if the trading is carried on in a portion of a street or public place adjoining the normal place of business of the licence holder.

#### **Cancellation**

18. (1) The Council may by written notice cancel any licence issued under this by-law for any of the reasons set out in subclause (2) of Clause 10 or on the grounds:

- (a) that the licensee is not conducting the business the subject of the licence in a respectable or sober manner;
- (b) that the licensee has assigned the licence without Council permission or no longer carries on the business the subject of the licence;
- (c) that the licensee is not regularly carrying on the business for which the licence was granted; and
- (d) that the licensee has breached a condition of the licence.

(2) Upon cancellation of a licence the holder thereof shall forthwith return the licence certificate issued pursuant to Clause 12 to the Clerk of the Council and shall forfeit fees paid in respect of the licence.

## Part III—Conduct

19. (1) A hawker while hawking, a stallholder while conducting a stall or a person carrying out trading shall:

- (a) display the licence certificate in a conspicuous place on the vehicle or temporary structure (in the case of a hawker or trader) or on the stall (in the case of a stallholder);
- (b) have the name of the hawker, trader or stallholder (or his assistant/s where appropriate) displayed on the vehicle or stall;
- (c) when selling goods, wares or merchandise by weight, carry and use for that purpose, scales tested and certified in accordance with the provisions of the Weights and Measures Act 1915; and
- (d) in the case of a stallholder, maintain the stall in good order and condition.

(2) A hawker, stallholder or trader shall not:

- (a) hawk, conduct a stall or carry on trading between 1900 hours and 0700 hours the next day, or any Christmas Day or Good Friday without obtaining the written consent of Council;
- (b) attempt to conduct business within a distance of 200 metres of any shop or permanent place of business or services of the kind being hawked or offered for sale by the stallholder or trader;
- (c) call the licensee's wares or cause or make any outcry noise or disturbance likely to be a nuisance or cause annoyance to any person in that vicinity;
- (d) deposit or store any box or basket containing goods, wares or merchandise under the vehicle of the licensee or upon the roadway or footpath;
- (e) obstruct the free passage of pedestrians or vehicles on any footpath or roadway;
- (f) act in an offensive manner;
- (g) subject to subclause 1 (a) and (b) of Clause 19, use, display or permit to be used or displayed any advertisement, placard, poster, streamer, sign or signboard on or about the place specified in the licence other than price tickets or labels on the items with labels not exceeding 200 square centimeters in area and relating to the business specified in the licence;
- (h) use or permit to be used any flashing or intermittent lighting apparatus or device on or from the place specified in the licence;
- (i) use or permit to be used any apparatus or device including any flap or shelf whereby the dimensions of a stall or vehicle area increased beyond any specified in the licence; and
- (j) in the case of a trader conduct trade from a public place unless there is adequate off-road parking adjacent to the place of trading for the parking of customers' vehicles.

(3) A person shall not display a licence certificate without being the holder of a valid licence pursuant to this by-law.

**Penalty Provision**

20. (1) Any person failing to do any act directed to be done or doing any act forbidden to be done by this by-law, or any notice under this by-law commits an offence.

(2) Where an offence is committed in respect of a trader or a stall set up in a street or other public place, the maximum penalty shall upon conviction be \$1 000.00 or imprisonment for six (6) months.

(3) Any person who commits an offence under this by-law other than an offence dealt with in subclause (2) of Clause 20, shall upon conviction be liable to:

- (a) a maximum penalty of \$500.00 and
- (b) a maximum daily penalty of \$10.00 per day.



## Schedule 1

## LOCAL GOVERNMENT ACT 1960

*The Municipality of the Shire of Murray*

## By-law Relating to Hawkers, Stallholders and Trading in Public Places

## Application for Hawker's Licence

1. Full Name and Address of Applicant .....
2. Kind of goods, wares or merchandise which the applicant intends to hawk: .....
3. Type of vehicle, conveyance or means of carriage to be employed in hawking: .....
4. Proposed days and hours of trade .....
5. Part of the district for which the licence is required .....
6. Certificate signed by two (2) Justices of the Peace (to be attached).

.....  
Signature of Applicant.

## Schedule 1

## LOCAL GOVERNMENT ACT 1960

*The Municipality of the Shire of Murray*

## By-law Relating to Hawkers, Stallholders and Trading in Public Places

## Licence for Hawkers

1. Full Name and Address of Licensee .....
2. Date of Issue of Licence .....
3. Date of Expiration of Licence .....
4. Requirements, Terms and Conditions—
  - (a) Part of the district to which the licence applies .....
  - (b) Description of stand, structure or vehicle to be used by the licensee: .....
  - (c) Particulars of goods, wares, merchandise or service in respect of which hawking may be carried on: .....
  - (d) The permitted days and hours when trading may be carried on .....
  - (e) Other requirements, terms or conditions applicable to this licence .....

.....  
Shire Clerk.

## Schedule 2

## LOCAL GOVERNMENT ACT 1960

*The Municipality of the Shire of Murray*

## By-law Relating to Hawkers, Stallholders and Trading in Public Places

## Application for Stallholder's Licence

1. Full Name and Address of Applicant .....
  2. Name/s and Address/es of Assistant/s\*
    - (1) .....
    - (2) .....
    - (3) .....
  3. Location of Proposed Site for which Licence is sought .....  
 (To be accompanied by an accurate plan and description of any proposed stall which may be used)
  4. The Period for which the Licence is sought:  
 From .....  
 To .....
  5. Nature of proposed goods, wares, merchandise to be sold or hired:  
 .....
  6. Charitable Organisation under section 242 of the Local Government Act:  
 Fee Exemption: Yes ..... No .....
- \*If space insufficient use back of form.

.....  
 Signature of Applicant.

## Schedule 2

## LOCAL GOVERNMENT ACT 1960

*The Municipality of the Shire of Murray*

## By-law Relating to Hawkers, Stallholders and Trading in Public Places

## Licence for Stall

1. Full Name and Address of Licensee .....
2. Date of issue of licence .....
3. Date of expiration of licence .....
4. Requirements, Terms and Conditions—
  - (a) Place to which the licence applies .....
  - (b) Description of stall to be used by licensee .....
  - (c) Particulars of the goods, wares, merchandise or services to be sold or hired from the Stall .....
  - (d) Name/s and Address/es of Assistant/s who may be engaged at any one time.\*
    - (1) .....
    - (2) .....
    - (3) .....
  - (e) The permitted day/s and hour/s when stall will be in operation:  
 .....
  - (f) Other requirements, terms or conditions applicable to this licence ....  
 .....

\*If space insufficient use back of form.

.....  
 Shire Clerk.

## Schedule 3

## LOCAL GOVERNMENT ACT 1960

## By-Law Relating to Hawkers, Stallholders and Trading in Public Places

## Application for a Trader's Licence

1. Full Name and Address of Applicant .....
2. Nature of goods, wares or merchandise to be traded .....
3. Proposed Number and Names and Addresses of Assistants .....
- Charitable Organisation under Clause 5 of this By-law: Yes/No
4. Proposed days and hours of Trade .....
5. Location of Proposed Site for which the Licence is Required .....

(To be accompanied by an accurate plan and description of any proposed stand, table, structure or vehicle which may be used for trading.)

.....  
Signature of Applicant.

## Schedule 3

## LOCAL GOVERNMENT ACT 1960

*The Municipality of the Shire of Murray*

## By-law Relating to Hawkers, Stallholders and Trading in Public Places

## Licence to Trade in a Public Place

1. Full Name and Address of Licensee .....
2. Date of issue of Licence .....
3. Date of expiration of Licence .....
4. Requirements, Terms and Conditions—
  - (a) Place to which Licence applies .....
  - (b) Description of stand, structure or vehicle to be used by the Licensee .....
  - (c) Particulars of Goods, Wares, Merchandise or Services in respect of which trading may be carried on .....
  - (d) The permitted days and hours when trading may be carried on .....
  - (e) Other requirements, terms or conditions applicable to this licence .....
  - (f) Full Name/s and Address/es of Assistant/s who may be engaged at any one time .....

Charitable Organisation under Clause 5 of this By-law: Yes/No

.....  
Shire Clerk.

## Schedule 4

## LOCAL GOVERNMENT ACT 1960

*The Municipality of the Shire of Murray*

## By-law Relating to Hawkers, Stallholders and Trading in Public Places

## Fees and Charges

Fees and additional charges will be assessed in accordance with the table below:

## 1. Hawkers

Licence Fee \$40 per annum on initial issue and renewal.

## 2. Stallholders

Licence Fee \$50 on initial issue and renewal.

Additional Charge on initial issue and renewal

Per Day	Per Week	Per Month	Per Annum
\$10.00	\$50.00	\$100.00	\$1,000.00

## 3. Traders

Licence Fee \$50 on initial issue and renewal.

Additional Charge on initial issue and renewal

Per Day	Per Week	Per Month	Per Annum
\$10.00	\$50.00	\$100.00	\$1,000.00

## 4. Transfer of Licence

Administration Fee \$20.00

Dated this 28th day of January 1992.

The Common Seal of the Municipality of the Shire of Murray was affixed hereto in the presence of—

M. J. GREENUP, President.

D. A. McCLEMENTS, Shire Clerk.

Recommended—

DAVID SMITH, Minister for Local Government.

Confirmed by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 7th day of July 1992.

M. C. WAUCHOPE, Clerk of Council.

LG303

## LOCAL GOVERNMENT ACT 1960

*Municipality of the Shire of Swan*

## By-law Relating to Hawkers, Stallholders and Street Traders

In pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 28th day of May 1991 to make and submit for confirmation by the Lieutenant-Governor and Administrator the following By-law:

## Division 1—Preliminary

## 1.1 Citation

This by-law may be cited as "Shire of Swan Hawkers, Stallholders and Street Traders By-law" or "Shire of Swan Traders By-law"

## 1.2 Commencement

This by-law shall come into operation on the date of its publication in the *Government Gazette*.

## 1.3 Revocation

The By-law Relating to Stalls and Stallholders published in the *Government Gazette* on 4 December 1981 and amended from time to time is hereby revoked.

#### 1.4 Application

This by-law shall apply and have force and effect throughout the whole of the district.

#### 1.5 Interpretation

1.5.1 In this by-law unless the context otherwise requires:—

“Act” means the Local Government Act 1960 and any regulations or by-law made thereunder;

“authorized person” means the clerk of the Council or any ranger, health surveyor or building surveyor employed by the Council or any other person appointed by the Council as an authorized person for the purposes of this by-law;

“community association” means an institution, association, club, society or body, whether incorporated or not, the objects of which are of a charitable, benevolent, religious, cultural, educational, recreational, sporting or other like nature and the members of which are not entitled or permitted to receive any pecuniary profit from the transactions thereof;

“Council” means the Council of the Municipality of the Shire of Swan;

“district” means the municipal district of the Shire of Swan;

“hawker” has the meaning given to it in s.217 of the Act;

“licence” means a licence issued under this by-law to hawk, conduct a stall, or carry out trading in a street or other public place as the case may be;

“primary zone” means that area of the municipal district of the Shire of Swan as is contained within the Shire of Swan Town Planning Scheme No. 12 and being the land bounded by Spring Park Road, Morrison Road, Keane Street and its southern prolongation to Great Eastern Highway, Great Eastern Highway, Viveash Road, Victoria Street, Helena Street and Great Eastern Highway to Spring Park Road;

“public place” includes a street, way and place which the public is allowed to use, whether the street, way or place is or is not on private property;

“Shire Clerk” means the Shire Clerk of the Shire of Swan;

“street” includes a freeway, highway and thoroughfare which the public are allowed to use and includes every part of the freeway, highway or thoroughfare and other things including bridges and culverts appurtenant to it;

“stall” means a movable or temporarily fixed structure, stand or table and including but without limiting the generality of the foregoing a vehicle, on or from which goods, wares, merchandise or services are sold, hired or offered for sale or hire;

“stallholder” means a person in charge of a stall;

“trading” means selling or hiring of goods, wares, merchandise or services, or offering goods, wares, merchandise or services for sale or hire, in a street or other public place and includes displaying goods, wares or merchandise for the purpose of offering them for sale or hire, inviting offers for sale or hire, soliciting orders or carrying out any other transaction therein, but does not include the setting up of a stall, or the conducting of business at a stall under the authority or a stallholder’s licence issued under this by-law;

“vehicle” includes every conveyance, not being a train, boat, aircraft, or wheelchair and every object capable of being propelled or drawn on wheels or tracks by any means.

1.5.2 Unless otherwise defined herein the terms and expressions used in this by-law shall have the meanings given to them in the Act.

1.5.3 In this by-law a reference to the Council having the power to do something in its discretion or a reference to the Council forming an opinion prior to the doing of anything shall be deemed to include a reference to any person, committee or body to whom the Council has delegated the power or the doing of the thing exercising such discretion or forming such opinion.

### Division 2—Licences

#### 2.1 Hawkers

2.1.1 A person shall not hawk any goods, wares or merchandise within the district unless that person holds a current hawker’s licence issued pursuant to this by-law.

### 2.1.2 Applications (Hawkers)

Every application for a hawker's licence shall be in the form provided in Schedule 1 and shall specify:

- (a) the name and address of the applicant who seeks the licence;
- (b) the kind of goods, wares or merchandise which the applicant requires to hawk;
- (c) the type of vehicle, conveyance or means of carriage to be employed in hawking;
- (d) the period for which the licence is required;
- (e) such other information as Council may require.

2.1.3 Every application for a hawker's licence (other than a renewal) must be accompanied by a Certificate signed by two Justices of the Peace certifying that the applicant is of good character and reputation, and is a fit person to exercise the trade of a hawker.

## 2.2 Stallholders

2.2.1 A person shall not conduct a stall for the sale of goods, wares or merchandise within the district unless that person holds a current stallholder's licence issued pursuant to this by-law.

- (a) Council may, subject to such conditions as it thinks fit, permit:—
  - (i) a particular class of stallholder; or
  - (ii) stallholders conducting stalls within particular premises or areas within the district; to conduct a stall or stalls without a stallholder's licence.

### 2.2.2 Applications (Stallholders)

Every application for a stallholder's licence shall be in the form provided in Schedule 2 and shall specify:—

- (a) the name and address of the applicant who seeks the licence;
- (b) the kinds of goods, wares or merchandise which the applicant desires to sell or hire;
- (c) the location of the stall;
- (d) the period for which the licence is required;
- (e) the proposed days and hours of trading;
- (f) such other information as Council may require.

Every application shall be accompanied by an accurate plan and description of any proposed stand, table, structure or vehicle which may be used for trading.

## 2.3 Traders

2.3.1 A person shall not carry on trading in any street or public place within the district unless that person is the holder of a current trader's licence or is an approved assistant specified in a current trader's licence.

### 2.3.2 Applications (Traders)

Every application for a trader's licence shall be in the form provided in Schedule 3 and shall specify:

- (a) the full name and address of the applicant;
- (b) the location for which the licence is sought;
- (c) the proposed days and hours of trading;
- (d) the proposed goods, wares, merchandise or services in respect of which trading will be carried on;
- (e) such other information as Council may require.

Every application shall be accompanied by an accurate plan and description of any proposed stand, table, structure or vehicle which may be used for trading.

## 2.4 Application

The requirement for a valid trader's licence to be held shall not apply to:

- (a) the selling or offering for sale of newspapers;
- (b) the operation of a licence issued under the Council's By-laws Relating to Eating Areas in Public Places.

## 2.5 Discretion

2.5.1 The Council may in its discretion under this Division grant a licence or refuse to grant a licence subject to such conditions as it thinks fit and for a period of twelve (12) months or less.

2.5.2 The Council may refuse to issue a licence and may cancel a licence if the applicant or licensee—

- (a) has been twice convicted during the preceeding five (5) years, or is twice convicted in the space of five (5) years of an offence against the by-laws of any Local Authority relating to hawkers, stallholders or trading in public places; and
- (b) does not conform with the requirements of the Health Act 1911.

2.5.3 The Council may refuse to issue a licence if—

- (a) in its opinion the needs of the district or the portion thereof for which the licence is sought are adequately catered for by established shops or by persons to whom licences have been issued;
- (b) the proposed activity or place of trading is in the opinion of Council undesirable;
- (c) the proposed stand, table, structure or vehicle is in the opinion of Council unsuitable in any respect to the location for which the licence is sought;
- (d) the gathering of customers would impede pedestrian or vehicle movements, or cause conflict with other activities;
- (e) the trading location is not provided with sufficient off-road parking so as to prevent a traffic hazard or danger to the public.

## 2.6 Conditions

2.6.1 Where a licence has been granted by the Council under this Division subject to conditions, the person to whom the licence has been granted shall ensure that the conditions are observed at all times. If any condition is not observed that person commits an offence against this by-law and the Council additionally or in the alternative to any court action it undertakes in respect of such offence may exercise the power in clause 2.14 to cancel the licence.

2.6.2 Council may not issue or renew any stallholder's or trader's licence until it has been provided with a Certificate of Currency for a policy of insurance in the joint names of the applicant or licensee and the Council for public liability risk in a sum to be specified by Council.

## 2.7 Licence Certificate

The Council shall issue to every licensee a certificate in the form set out in Schedules 1, 2 or 3 respectively for which the licensee shall pay the sum set out in Schedule 4 which certificate shall be displayed by the licensee hawking, conducting a stall or trading as the case may be and while that person is the holder of a hawker's, stallholder's or trader's licence under this by-law but not otherwise.

## 2.8 Transfer of Licence

A licence issued under this by-law shall not be transferable.

## 2.9 Length of Licence

A licence under this by-law shall be valid until the 30th day of June next after it is granted or such lesser period as specified.

## 2.10 Annual Renewal

Every application for the renewal of a licence for twelve (12) months shall be made annually during the month of June and every application for renewal of a licence for a period of less than twelve (12) months shall be made two (2) weeks prior to the expiration date and shall be in writing accompanied by the licence then in force.

## 2.11 Fees

The fees to be charged for registration and for every renewal thereof shall be those set out in Schedule 4. No licence is valid until the fees have been paid.

## 2.12 Exemption

Notwithstanding clause 2.11 the Council may grant without fee or charges, a licence to conduct a stall or to carry out trading in any street or way or on any land for any period specified in such licence if:

- (a) the stall or trading is conducted by a community association within the meaning of s.242 of the Act; or
- (b) fresh fruit or vegetables, or cut flowers are offered for sale from a stall on land on which the fruit, vegetables or flowers were grown and which land is owned by the person offering the said goods for sale.

### 2.13 Validity of Licence

A licence granted to a hawker or trader or stallholder is valid for the hawking or trading of the goods, wares, merchandise or services therein described only, and in the case of a licence limited to a part of the district, is valid for that part of the district only.

### 2.14 Cancellation

2.14.1 The Council may by written notice cancel any licence issued under this by-law for any of the reasons set out in subclause 2.5.2 or on the ground:—

- (a) that the licensee is not conducting the business, the subject of the licence in a respectable or satisfactory manner;
- (b) that the licensee has assigned the licence or no longer carries on the business, the subject of the licence;
- (c) that the licensee is not regularly carrying on the business for which the licence was granted;
- (d) that the licensee has breached a condition of the licence;
- (e) that the proposed activity or place of trading is in the opinion of Council undesirable.

2.14.2 Upon cancellation of a licence, the holder thereof shall forthwith return the licence certificate issued pursuant to clause 2.7 to the Shire Clerk and shall forfeit fees paid in respect of the licence.

## Division 3—Conduct

3.1 A hawker while hawking, a stallholder while conducting a stall or a person carrying out trading shall:—

- (a) display the licence certificate in a conspicuous place on the vehicle (in the case of a hawker or trader) or on the stall (in the case of a stallholder);
- (b) when selling goods, wares or merchandise by weight, carry and use for that purpose, scales tested and certified in accordance with the provisions of the Weights and Measures Act 1915;
- (c) in the case of a trader or stallholder, maintain the stall and any surrounding area in good order and condition and free from litter;

3.2 A hawker, stallholder or trader shall not:—

- (a) call the licensee's wares or cause or make any outcry, noise or disturbance likely to be a nuisance or cause annoyance to any person in that vicinity;
- (b) deposit or store any box or basket containing goods wares or merchandise under the vehicle of the licensee or upon the street or footpath;
- (c) obstruct the free passage of pedestrians or vehicles on any footpath or street;
- (d) act in an offensive manner;
- (e) in the case of a stallholder, conduct a stall on private property unless there is adequate provision on the private property adjacent to the stall for the parking of customers' vehicles.

3.3 A person shall not display a licence certificate without being the holder of a valid licence under this by-law.

## Division 4—Offences and Penalties

### 4.1 Penalty Provisions

4.1.1 Any person failing to do any act directed to be done, or doing any act forbidden to be done by this by-law, or any notice under this by-law commits an offence.

4.1.2 Where an offence is committed in respect of conducting a stall or trading, the maximum penalty shall upon conviction be \$1,000.00 or imprisonment for six months.

4.1.3 Any person who commits an offence under this by-law, other than an offence dealt with in subclause 4.1.2, shall be liable upon conviction if no other penalty is imposed to:—

- (a) a minimum penalty of \$50.00 and a maximum penalty of \$500.00; and
- (b) in addition, if the Court thinks fit, a minimum daily penalty of \$10.00 per day and a maximum daily penalty of \$50.00 per day.



## Schedule 1

**LOCAL GOVERNMENT ACT 1960***Municipality of the Shire of Swan*

## By-law Relating to Hawkers, Stallholders and Street Traders

## Application for Hawker's Licence

1. Full name and address and telephone number of Applicant .....
2. Kind of goods, wares or merchandise which the applicant requires to hawk .....
3. Type of vehicle, conveyance or means of carriage to be employed in hawking .....
4. Proposed days and hours of trade .....
5. Part of the district for which a Licence is required .....
6. Certificate signed by two Justices of the Peace (to be attached).

.....  
Signature of Applicant

..... 199.....

## Schedule 1

**LOCAL GOVERNMENT ACT 1960***Municipality of the Shire of Swan*

## By-law Relating to Hawkers, Stallholders and Street Traders

## Hawkers Licence

1. Full name and address and telephone number of Licensee .....
2. Date of issue .....
3. Date of expiration .....
4. Conditions:—
  - (a) Part of district to which Licence applies .....
  - (b) Description of stand, structure or vehicle to be used by the Licensee .....
  - (c) Particulars of goods, wares, merchandise or services in respect of which hawking may be carried on .....
  - (d) The permitted days and hours when trading may be carried on .....
  - (e) Other .....

.....  
Shire Clerk

..... 199.....

## Schedule 2

**LOCAL GOVERNMENT ACT 1960***Municipality of the Shire of Swan*

## By-laws Relating to Hawkers, Stallholders and Street Traders

## Application for Stallholder's Licence

1. Full name and address and telephone number of applicant .....
2. Location of proposed site for which Licence is sought .....
3. The period for which the Licence is sought .....

4. Proposed days and hours of trading .....
  5. Nature of proposed goods, wares, or merchandise to be sold or hired .....
- .....  
Signature of Applicant  
..... 199.....

If the applicant is a community association for the purposes of s.242 of the Local Government Act 1960, an exemption from the Licence Fee may be claimed.

This application shall be accompanied by an accurate plan and description of any proposed stall.

#### Schedule 2

### LOCAL GOVERNMENT ACT 1960

#### *Municipality of the Shire of Swan*

#### By-laws Relating to Hawkers, Stallholders and Street Traders

#### Stallholder's Licence

1. Full name and address and telephone number of Licensee .....
  2. Date of issue .....
  3. Date of expiration .....
  4. Conditions—
    - (a) Place to which Licence applies .....
    - (b) Description of stall to be used by the Licensee .....
    - (c) Particulars of the goods, wares, merchandise or services to be sold or hired from the stall .....
    - (d) Permitted days and hours when stall may be operated .....
    - (e) Other .....
- Exemption to fee granted to Community Association under s.242 of the Local Government Act 1960    Yes ... No ...

.....  
Shire Clerk

..... 199.....

#### Schedule 3

### LOCAL GOVERNMENT ACT 1960

#### *Municipality of the Shire of Swan*

#### By-laws Relating to Hawkers, Stallholders and Street Traders

#### Application for a Trader's Licence

1. Full name and address and telephone number of applicant .....
2. Location of proposed site for which Licence is sought .....
3. The period for which the Licence is sought .....
4. Proposed days and hours of trade .....
5. Nature of proposed goods, wares or merchandise to be traded .....

.....  
Signature of Applicant

..... 199.....

If the applicant is a Community association for the purposes of s.242 of the Local Government Act 1960, an exemption from the Licence Fee may be claimed.

This application shall be accompanied by an accurate plan and description of any proposed stall.

## Schedule 3

**LOCAL GOVERNMENT ACT 1960***Municipality of the Shire of Swan*

## By-law Relating to Hawkers, Stallholders and Street Traders

## Licence to Trade in a Public Place

1. Full name and address and telephone number of Licensee .....
  2. Date of issue .....
  3. Date of expiration .....
  4. Conditions:—
    - (a) Place to which Licence applies .....
    - (b) Description of stand, structure or vehicle to be used by the Licensee .....
    - (c) Particulars of goods, wares, merchandise or services in respect of which trading may be carried on .....
    - (d) The permitted days and hours when trading may be carried on .....
    - (e) Other .....
- Exemption to fee granted to Community Association under s.242 of the Local Government Act 1960    Yes ... No ...

.....  
Shire Clerk

..... 199.....

## Schedule 4

**LOCAL GOVERNMENT ACT 1960***Municipality of the Shire of Swan*

## By-law Relating to Hawkers, Stallholders and Street Traders

## Fees and Charges

- (1) LICENCE FEES:
  - (a) HAWKERS  
Initial Application/Licence Fee: \$40 per annum on initial issue and renewal.
  - (b) STALLHOLDERS AND TRADERS  
Initial Application/Licence Fee: \$50 per annum on initial issue and renewal.
- (2) ADDITIONAL CHARGES: STALLHOLDERS AND TRADERS:  
Additional charges shall be paid for each licence issued, in accordance with the following table:

	Per Day	Per Month	Per Year
Primary Zone:	\$ 15.00	\$ 150.00	\$ 1 500.00
Elsewhere within district	10.00	100.00	1 000.00

The Common Seal of the Municipality of the Shire of Swan was affixed hereto in the presence of—

C. ZANNINO, President.

E. W. T. LUMSDEN, Chief Executive Officer/Shire Clerk.

Recommended—

DAVID SMITH, Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council on this 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

LG304

## LOCAL GOVERNMENT ACT 1960

*Municipality of The City of Kalgoorlie-Boulder*

## BY-LAWS RELATING TO PARKING AND USE OF VEHICLES

In pursuance of the powers conferred upon it by the above-mentioned Act and all other powers enabling it, the Council of the above-mentioned Municipality hereby records having resolved on the eighteenth day of June, 1990, to make and submit for confirmation by the Lieutenant-Governor and Administrator the following By-laws:—

## Citation

1. These By-laws may be cited as the City of Kalgoorlie-Boulder By-laws Relating to Parking and Use of Vehicles.

## Revocation

2. From the date of coming into operation of these By-laws all previous By-laws relating to parking and the use of vehicles on streets and reserves made and in force in the area now comprising the district of the Municipality of the City of Kalgoorlie-Boulder including the Town of Kalgoorlie By-laws relating to the Parking of Vehicles on Street Verges published in the *Government Gazette* of the 15th January, 1982, the Town of Kalgoorlie By-laws Relating to Parking Facilities published in the *Government Gazette* of the 29th April, 1983, and the Shire of Boulder By-laws Relating to Parking Facilities published in the *Government Gazette* of the 16th August, 1985, and the 27th November, 1987, are hereby revoked.

## Interpretation

3. In these By-laws, unless the context requires otherwise:—

“Authorised vehicle” means a vehicle authorised by the Council or an Inspector and to which is attached in a conspicuous place a sticker as shown in the Second Schedule to stand in a street or in a reserve carpark which is designated by signs to be used for parking by “Authorised Vehicles Only”;

“Bus” means an omnibus within the meaning of the Road Traffic Act;

“Carriageway” means a portion of a street that is improved, designed or ordinarily used for vehicular traffic and includes the shoulders and areas, including embayments, at the side or centre of the carriageway used for the standing or parking of vehicles and where a street has two or more of these portions divided by a median strip, the expression means each of these portions separately;

“Clerk” means the Town Clerk of the Council;

“Commercial vehicle” means a vehicle which comes within the description of a motor wagon in the First Schedule to the Road Traffic Act;

“Council” means the Kalgoorlie-Boulder City Council;

“Crossover” means a pavement to the specification fixed by the Council for use by vehicles over the verge from the carriageway to the nearest property line;

“Cycles” means any one wheeled, two wheeled or three wheeled vehicle that is designed to be propelled solely by human power;

“Driver” includes rider and the person in charge of a vehicle;

“Footway” includes every footpath, lane or other place intended for use of pedestrians only, or habitually used by pedestrians and not by vehicles, except cycles where the path is set aside for dual use by both cyclists and pedestrians;

“Form” means a form in the First Schedule;

“Inspector” means a Parking Inspector appointed by the Council under these By-laws;

“Motor Cycle” means a motor vehicle designed to travel on two wheels but shall not include a vehicle to which a sidecar is attached;

“Municipality” means the City of Kalgoorlie-Boulder;

“No parking area” means a portion of a carriageway that lies:—

- (a) between two consecutive white signs inscribed with the words “No Parking”, in red lettering, and each with an arrow pointing generally towards the other of them; or
- (b) between a white sign inscribed with the words “No Parking”, in red lettering, and a dead end or an area in which parking is prohibited and that lies in the general direction indicated by an arrow inscribed on that sign;

"No standing area" means a portion of a carriageway that lies:—

- (a) between two consecutive white signs inscribed with the words "No Standing", in red lettering, and each with an arrow pointing generally towards the other of them; or
- (b) between a white sign inscribed with the words "No Standing", in red lettering, and a dead end or an area in which standing is prohibited and that lies in the general direction indicated by an arrow inscribed on the sign;

"Notice" means a notice in the form of Form 1, Form 2, Form 3 or Form 4 issued pursuant to By-law 62;

"Owner" of a vehicle means the person who is the holder of the requisite vehicle licence under the Road Traffic Act in respect of that vehicle, or, if the vehicle is not licensed under that Act, the person who owns the vehicle or is entitled to its possession;

"Park" means to permit a vehicle, whether attended or not, to remain stationary, except for the purpose of avoiding conflict with other traffic, or complying with the provisions of any law or of immediately taking up or setting down persons or goods, and "parking" has a correlative meaning;

"Parking area", means a portion of a carriageway—

- (a) between two consecutive white signs inscribed with the word "Parking", in green lettering, each with an arrow pointing generally towards the other of them; or
- (b) extending from a white sign inscribed with the word "Parking", in green lettering, in the general direction indicated by an arrow inscribed on the sign, to any other sign inscribed with the words "No Parking" or "No Standing", in red lettering, or to a dead end or an area in which the standing or parking of a vehicle is prohibited,

and is that half of the carriageway nearest to the sign;

"Parking region" means streets and reserves and any private land in respect of which the owner or occupier from time to time requests the Council to control parking under these By-laws within the Scheme Area of the Joint Kalgoorlie-Boulder Town Planning Scheme.

"Parking stall" means a section or part of a street or of a reserve car park which is marked or defined by painted lines, by metallic studs or similar devices for the purpose of indicating where a vehicle may stand or be parked whether on payment of a fee or charge or otherwise;

"Parking station" means any land, building or other structure provided for the purpose of accommodating vehicles with or without charge;

"Property line" means the boundary between the land comprising a street and the land that abuts thereon;

"Reserve" means any land, other than street reserves, owned by, vested in or otherwise under the care, control or management of the Municipality;

"Reserve car park" means any portion of a reserve set aside by the Council for the purpose of the standing or parking of vehicles whether on payment of a fee or charge or otherwise;

"Sign" means a traffic sign, mark, structure or device placed or erected on or near a street or reserve or within a reserve car park for the purpose of regulating, guiding or directing traffic;

"Stand" in relation to a vehicle means to stop the vehicle and permit it to remain stationary, except for the purpose of avoiding conflict with other traffic or of complying with the provisions of any law and "standing" has a correlative meaning;

"Street" has the meaning given to it by the Act;

"Traffic island" means any physical provision, other than lines marked on a carriageway, made to guide vehicular traffic;

"Vehicle" includes any vehicle (excluding wheelchairs) which comes within the interpretation of that expression in the Road Traffic Act;

"Verge" means that portion of a street which lies between the carriageway and the nearest property line.

4. In these By-laws a reference to the Council having the power to do something in its discretion and subject to any condition it thinks fit shall be deemed to include a reference to any person, committee or body to whom the Council has delegated the power or the doing of the thing exercising such discretion and imposing any conditions thought fit.

#### Council Powers to Control Parking and Erect Signs

5. The Council may provide for and control the standing and parking of vehicles within the parking region.

6. To give effect to By-law 5 and subject to section 231(3) of the Act, a discretionary authority is conferred on the Council to, by resolution, constitute, determine and vary, and also indicate by signs, from time to time, prohibitions, regulations and restrictions of standing or parking of vehicles generally or of a specified class or of specified classes at all times or specified times.

7. Any sign that was lawfully erected prior to the coming into operation of these By-laws and relates to the standing or parking of vehicles within the parking region shall be deemed, for the purposes of these By-laws, to have been erected by the Council under the authority of these By-laws.

8. Where under these By-laws the standing or parking of vehicles in a street is controlled by a sign, such sign shall be read as applying to that part of the street which:—

- (a) lies beyond the sign;
- (b) lies between that sign and the next sign beyond that sign;
- (c) is that side of the carriageway of the street nearest to the sign.

9. A sign marked, erected, established or displayed on or near a street or a reserve is, in the absence of evidence to the contrary presumed to be a sign marked, erected, established or displayed under the authority of these By-laws.

10. The first three letters of any day of the week when used on a sign indicate that day of the week.

11. A sign referred to in these By-laws is limited in its operation and effect in respect of days, periods of the day, classes of persons, classes of vehicles or circumstances to the extent, if any, shown on the sign.

12. An inscription on a sign operates and has effect according to its tenor and a person contravening the direction of a sign commits an offence under these By-laws.

13. A person shall not without the authority of the Council mark, set up or exhibit any sign purporting to be or resembling a sign marked, set up or exhibited by the Council under the authority of these By-laws.

14. A person shall not remove, damage, deface or misuse any sign or attempt to do any such acts.

15. A person shall not, without the permission of the Council, affix any board, sign, placard, notice or other thing to or paint or write upon any part of a sign.

#### Standing or Parking of Vehicles in Street

16. Subject to By-law 17 a person standing or parking a vehicle in a street shall stand or park it:—

- (a) on a two-way carriageway, so that it is as near as practicable to and parallel with, the left boundary of the carriageway and headed in the direction of the movement of traffic on the side of the carriageway on which the vehicle is standing or parked;
- (b) on a one-way carriageway, so that it is as near as practicable to and parallel with, either boundary of the carriageway and headed in the direction of the movement of traffic.

17. (1) Where a traffic sign associated with a parking area is not inscribed with the words "Angle Parking" then:—

- (a) where the parking area is adjacent to the boundary of a carriageway, a person standing a vehicle in the parking area shall stand it as near as practicable to and parallel with, that boundary;
- (b) where the parking area is at or near the centre of a carriageway, a person standing a vehicle in the parking area shall stand it approximately at right angles to the centre of the carriageway, unless a sign associated with the parking area indicates, or marks on the carriageway indicate that vehicles are to stand in a different position.

(2) Where a traffic sign associated with a parking area is inscribed with the words "Angle Parking" a person standing a vehicle in the parking area shall stand the vehicle at an angle of approximately 45 degrees to the centre of the carriageway, unless otherwise indicated by the inscription on the sign or by marks on the carriageway.

(3) Sub-by-law (2) does not apply to a person standing a motor cycle or a bicycle in a parking area.

18. Where a street is provided with parking stalls set at an angle to the kerb a person shall not stand a vehicle or permit a vehicle to stand on such street otherwise than wholly within a parking stall and as close to the kerb as is practicable.

19. A person shall not park a vehicle exceeding 3 tonne gross in a parking area or parking stall where parking in that area or stall is regulated by a sign inscribed with the words "Angle Parking".

20. A person parking a vehicle on a street shall park it:—

- (a) so that at least 3 metres of the width of the street is available for the passage of other vehicles;
- (b) so that it is not less than 1.2 metres from any other vehicle, except a motor bicycle or a bicycle parked in accordance with these By-laws;
- (c) so that it does not cause any undue obstruction on the street.

21. A person shall not stand a vehicle or permit a vehicle to stand in a street:—

- (a) in a "No Standing" area;
- (b) in a parking area, other than in a manner indicated by the inscription on the sign or signs associated with the parking area and where the parking area includes parking stalls, except as in these By-laws provided, with reference to such parking stalls;
- (c) in a parking area contrary to any limitation in respect of time, days, periods of the day, classes of persons or classes of vehicles indicated by the inscription on the sign or signs associated with the area.

22. Where parking on a street is limited as to time and a vehicle has been parked in that street, a person shall not park that vehicle again in that street unless:—

- (a) the vehicle has been removed from the street for at least one hour; or
- (b) there is between the place where the vehicle had been parked and the place where the vehicle is subsequently parked another street that meets or intersects that street.

23. A person shall not park a vehicle in a street:—

- (a) in a "No Parking" area;
- (b) partly within and partly outside a parking area, unless directed to do so by an Inspector or a member of the Police Force;
- (c) for the purpose of effecting repairs to it, other than the minimum repairs necessary to enable the vehicle to be moved to a place other than a street;
- (d) if the vehicle is exposed for sale.

24. (1) A person shall not stand or park a vehicle in a street so that any portion of the vehicle is:—

- (a) between any other standing vehicle and the centre of the carriageway;
- (b) adjacent to or on a median strip;
- (c) obstructing a right of way, passage or private drive or carriageway or so close thereto as to deny vehicles reasonable access to or egress from the right of way, passage or private drive or carriageway;
- (d) in front of a footway constructed across a reservation;
- (e) alongside, or opposite, any excavation in, or obstruction, on the carriageway, if the vehicle would thereby obstruct traffic;
- (f) on or within 9 metres of, any portion of a carriageway bounded on one or both sides by a traffic island;
- (g) on any footway or pedestrian crossing;
- (h) on a bridge or other elevated structure;
- (i) between the boundaries of a carriageway and any double longitudinal line consisting of two continuous lines or between a double longitudinal line consisting of a continuous line and a broken or dotted line and the boundary of the carriageway nearer to the continuous line, unless there is a distance of at least 3 metres clear between the vehicle and the double longitudinal line;
- (j) on an intersection, except adjacent to a carriageway boundary that is not broken by an intersecting carriageway;
- (k) within 1 metre of a fire hydrant or fire plug, or of any sign or mark indicating the existence of a fire hydrant or a fire plug;
- (l) within 3 metres of a public letter pillar box, unless the vehicle is being used for the purpose of collecting postal articles from the pillar box;
- (m) within 6 metres of the nearer property line of any street intersecting the street on the side on which the vehicle is standing;

(n) within 9 metres of the departure side of:—

(i) a sign inscribed with the words "Bus Stop" or "Hail Bus Here", unless the vehicle is a bus stopped to take up or set down passengers; or

(ii) a childrens crossing established on a two-way carriageway.

(o) within 18 metres of:—

(i) the approach side of a sign inscribed with the words "Bus Stop" or "Hail Bus Here", unless the vehicle is a bus stopped to take up or set down passengers;

(ii) the approach side of a pedestrian crossing or a childrens crossing;

(iii) the nearest rail of a railway level crossing.

(2) The provisions of paragraph (m), (n) and (o) of Sub-bylaw (1) do not apply to a vehicle standing or parking in a parking stall established by the Council nor to a bicycle parked in a bicycle rack established by the Council.

25. A person shall not stand or permit to stand a motor cycle without a sidecar or a bicycle in a street without parking stalls unless it is parked parallel to the kerb and as close thereto as practicable.

26. A person shall not permit a vehicle to stand in a parking stall which is set aside for use by buses except for the purpose of taking up or setting down passengers to or from such vehicle.

27. A person shall not park a vehicle or any combination of vehicles that together with any projection on, or load carried by the vehicle or combination of vehicles is more than 8 metres in length, on a carriageway for a period exceeding one hour.

28. Subject to By-law 29 and 30 a person shall not drive or park or cause a vehicle to be driven or parked on a verge.

29. By-law 28 does not apply to a vehicle driven or parked on a crossover or other usual accessway to land adjoining a carriageway provided that such vehicle is driven or parked at right angles to the carriageway and not parked on or near a footway so as to cause an obstruction.

30. By-law 28 does not apply to the owner or occupier of the adjoining property or if the vehicles owner has the permission of the property owner or occupier, provided that:—

(a) A private vehicle is not parked on the street verge for more than 24 hours without being moved.

(b) Vehicles over eight metres in length are not parked on the street verge for more than one hour in any 24 hour period.

(c) A vehicle is not parked on the verge to effect repairs to it, other than the minimum repairs necessary to enable the vehicle to be moved to a place other than a street.

(d) A vehicle is not parked on the verge to be wrecked.

#### Parking and Use of Vehicles on Reserves

31. A person, other than an employee of the Council carrying out official duties, shall not, without the permission of the Council, drive, ride, stand or park a vehicle on any portion of a reserve which is not set aside or intended for vehicular use.

32. Subject to By-law 31 a person shall not drive or ride a vehicle on any road or carriageway at a speed in excess of any maximum set by the Council and indicated by signs.

33. Notwithstanding By-law 32, maximum speed limits shall not apply to any portion of a reserve which is being used for competitive or training purposes with the written permission of the Council.

34. A person shall not stand or park a vehicle in any area of a reserve contrary to any prohibitions, regulations or restrictions indicated by the inscription on a sign or signs on or associated with the area.

35. A person shall not stand or park a vehicle so as to obstruct an entrance to, an exit from or a thoroughfare within a reserve or a reserve carpark or beyond the limits of any defined right-of-way within a reserve car park.

#### Standing and Parking of Vehicles Generally

36. A person shall not stand or park a vehicle or permit a vehicle to stand in a street or reserve carpark:—

(a) which is by any sign thereon or adjacent thereto set apart for the standing or parking of vehicles of a different class;

(b) if by any sign the standing of vehicles is prohibited or restricted during any period or periods, during such period or periods;



(c) if by any sign the standing of vehicles is permitted for a limited time, for longer than such time;

(d) which is by any sign designated "Authorised Vehicles Only" or "Council Vehicles Only", unless the person first obtains the permission of the Council, the Clerk or an Inspector.

37. The Council or an Inspector may permit a person who requires space in an area where by any sign the standing or parking of vehicles is permitted for a limited time in order to carry out urgent or essential work to occupy such space with a vehicle for a longer time than the time so limited and may prohibit the use of such space by any other vehicle during the extended time permitted.

38. A person shall not, without the permission of the Council or an Inspector, stand or park a vehicle on any part of a street or reserve car park, whether or not such part be marked as a parking stall, if a sign is exhibited forbidding the standing of vehicles thereon.

39. A person shall not stand or park a vehicle on any part of a street or reserve if an Inspector or member of the Police Force directs the driver to remove it.

40. Where parking stalls are set out in a parking area in a street or in a reserve car park a person standing or parking a vehicle in that area shall stand or park the vehicle wholly within a parking stall unless an Inspector or member of the Police Force directs otherwise.

41. A person shall not stand or attempt to stand a vehicle in a parking stall in which another vehicle is standing provided that this By-law shall not prevent the parking of a motor cycle and a bicycle together in a stall in a street marked "M/C" if the bicycle is parked against the kerb.

42. A person shall not stand or park a vehicle in a parking stall marked "M/C" unless the vehicle is a motor cycle without a sidecar or a bicycle.

43. A person shall not stand or park a motor cycle without a sidecar or a bicycle in a parking stall unless the sign "M/C" is marked on the stall.

44. (1) A person shall not stand a vehicle in a parking stall which is at the time set aside for use by commercial vehicles unless such a vehicle is a commercial vehicle and unless some person is actively engaged in loading or unloading goods to or from such vehicle, nor in any case for more than a period of thirty minutes.

(2) In this By-law "goods" means an article or collection of articles weighing at least 14 kilograms of which the content is at least 0.2 cubic metres.

(3) A parking stall is set aside for use by commercial vehicles if there is a sign thereon or adjacent thereto marked "Loading Zone".

#### Impounding of Vehicles

45. Where a vehicle is left parked or standing so as to obstruct any portion of a street or reserve the Clerk or an Inspector may authorise and otherwise arrange the removal of such vehicle to a place appointed for the purpose by the Council except that a vehicle parked in a place where vehicles may lawfully be parked is not obstructing for the purposes of this By-law unless it is parked contrary to these By-laws for a period exceeding 24 hours.

46. An employee, contractor or agent of the Council may for the purposes of removal under By-law 45 use such force as is necessary to enter the vehicle and neither the person who effects the removal nor the Council shall be liable for any loss or damage to that vehicle that occurs while the person is entering the vehicle or removing it to the appointed place other than loss or damage which results from the failure of the person or the Council to exercise due care.

47. For every vehicle removed under By-law 45 there shall be entered in a register, provided by the Council for that purpose, details of the time and date of removal, a description of the vehicle and details of the place from which it was removed and the Clerk shall exhibit on the notice board of the Council notification that a vehicle therein described has been placed in the appointed place and shall, unless the vehicle is sooner recovered, keep that notification exhibited for a period of not less than 7 days.

48. The owner or person entitled to possession of such vehicle shall on proof of ownership or right to possession to the satisfaction of an Inspector be entitled to delivery of possession of the vehicle on payment of such charges as have been incurred in the removal thereof and a further charge of \$5 per day or part thereof during which the vehicle has been in the custody of the Council.

49. If a vehicle is not recovered within one month of the date of removal the Council may cause that vehicle to be offered for sale by public auction or by public tender and thereupon accept the best offer made and where no offer is made for the purchase of the vehicle the Council may otherwise sell or dispose of the vehicle as it thinks fit.

50. The proceeds of any sale of a vehicle under By-law 49 shall be applied by the Council:—

- (a) firstly, in meeting the costs of the sale; and
- (b) secondly, in meeting the cost of removal of the vehicle to the appointed place and the further charge referred to in By-law 48.

51. Any surplus from the proceeds of the sale of a vehicle shall be paid by the Council into its Trust Fund. If the money has remained in the Trust Fund for a period of ten years, the Council may transfer it to such fund as the Council thinks proper on condition that the Council shall repay it from that fund to a person claiming and establishing a right to the surplus from the sale proceeds.

52. A person is not entitled to any claim, by way of damages or otherwise against the Council or its employees in respect of any vehicle held and dealt with under these By-laws or against any person who purchases a vehicle sold by the Council under the provisions of By-law 49.

#### Miscellaneous

53. The Council may appoint such of its officers as it deems necessary as Inspectors for the purposes of these By-laws.

54. Inspectors appointed by the Council are authorised:—

- (a) to take all reasonable necessary steps to enable the By-laws to be given full force and effect;
- (b) to initiate and conduct prosecutions as directed by the Council or the Clerk from time to time.

55. An Inspector shall be furnished with a certificate of appointment in a form determined by the Council from time to time.

56. An Inspector shall on demand show a certificate of his or her appointment.

57. A person who is not an Inspector shall not in any way assume the duties of an Inspector.

58. A person shall not in any way obstruct or hinder an Inspector in the execution of his or her duties.

59. An Inspector may mark the tyres of a parked vehicle with chalk or any other non-indelible substance for any purpose connected with or arising out of his or her duties and powers and a person shall not remove such a mark made by an Inspector so that the purpose of affixing the mark is defeated or likely to be defeated.

60. An Inspector who finds a person committing or who on reasonable grounds suspects a person of having committed a breach of the provisions of these By-laws may demand from that person his or her name and place of abode.

61. A person who refuses a demand from an Inspector to state his or her name or place of abode, or who states a false name or place of abode, commits an offence.

62. (1) A notice served under section 669C(2) of the Act in respect of an offence alleged to have been committed against any provision of these By-laws shall be in or to the effect of Form 1 in the First Schedule.

(2) Subject to Sub-byLaw (3) an infringement notice served under section 669D of the Act in respect of an offence alleged to have been committed against any provision of these By-laws shall be in or to the effect of Form 2 in the First Schedule.

(3) An infringement notice served under section 669D(2) of the Act in respect of an offence alleged to have been committed against any provision of these By-laws shall be in or to the effect of Form 3 in the First Schedule.

(4) A notice sent under section 669D(5) of the Act withdrawing an infringement notice served under that section in respect of an offence alleged to have been committed against any provision of these By-laws shall be in or to the effect of Form 4 in the First Schedule.

63. A person, other than the driver of the vehicle, shall not remove from the vehicle any notice affixed thereto or left therein or thereon by an Inspector.

64. The amount appearing in the final column of the Third Schedule directly opposite the offence described in that Schedule is the modified penalty for that offence if dealt with under section 669D of the Act.

65. The Council shall cause adequate records to be kept of all infringement notices served and modified penalties received under section 669D of the Act in respect of offences against these By-laws.

66. A penalty for an offence against these By-laws (not being a modified penalty) may be recovered by the Council by taking proceedings against the alleged offender in a Court of Petty Sessions.

67. Any person who contravenes or fails to comply with any provision of these By-laws commits an offence and is liable on conviction to a penalty not exceeding \$200.

First Schedule

*City of Kalgoorlie-Boulder*

PARKING AND USE OF VEHICLES BY-LAWS

Form 1

Notice Requiring Owner of Vehicle to Identify Driver

To the Owner

To the Owner  
 Plate Number: ..... Serial Number: .....  
 C/R: ..... Make: .....  
 Time: ..... am/pm  
 You are hereby notified that it is alleged that on the: .....  
 the driver, or person in charge of the above vehicle did: .....  
 in contravention of the provisions of By-law number: .....  
 of the City of Kalgoorlie-Boulder Parking and Use of Vehicles By-laws.

You are hereby required to identify the person who was the driver or person in charge of the above vehicle at the time when the above offence is alleged to have been committed.

Unless within twenty-one days after the date of the service of this notice you:—

(a) Inform the Town Clerk of the City of Kalgoorlie-Boulder or the Parking Inspector as to the identity and address of the person who was the driver or person in charge of the above vehicle at the time of the above offence;

or

(b) Satisfy the Town Clerk of the City of Kalgoorlie-Boulder that the above vehicle had been stolen or unlawfully taken; or was being unlawfully used, at the time of the above offence;

you will, in absence of proof to the contrary, be deemed to have committed the above offence and Court proceedings may be instituted against you.

Town Clerk.

*City of Kalgoorlie-Boulder*

PARKING AND USE OF VEHICLES BY-LAWS

Form 2

Infringement Notice

TO: ..... Serial Number: .....  
 Date: .....  
 Place: .....  
 Time: ..... am/pm

You are hereby notified that it is alleged that you did on the .....  
 commit a breach of By-law number .....  
 of the City of Kalgoorlie-Boulder Parking and Use of Vehicles By-laws as indicated hereunder by a cross (x).

By-Law No. Nature of Offence \*\* Parking for Disabled By-laws Penalty

Inspector: ..... Number: .....

If you do not wish to have a complaint of the above offence heard and determined by a Court, you may pay the modified penalty within twenty-one days after the date of the service of this notice.

Unless payment is made within twenty-one days of the date of the service of this notice, Court proceedings may be instituted against you.

Payment may be made by cash or cheque either by posting this form together with the amount of \$..... mentioned above, to the Town Clerk of the City of Kalgoorlie-Boulder, or by delivering this form and paying that amount at the Council Office between the hours of ..... from Monday to Friday.

Town Clerk.

City of Kalgoorlie-Boulder  
PARKING AND USE OF VEHICLES BY-LAWS

Form 3

Infringement Notice

To the Owner: Serial Number: .....  
Date: .....  
Plate Number: ..... Make: .....  
C/R: ..... Time: ..... am/pm  
Place: .....  
You are hereby notified that it is alleged that you did on the: .....  
..... commit a breach of By-law number: .....  
of the City of Kalgoorlie-Boulder Parking and Use of Vehicles By-laws as  
indicated hereunder by a cross (x).

\*\* Parking for Disabled By-Laws

By-Law No.	Nature of Offence	Penalty
Inspector: .....	Number: .....	
If you do not wish to have a complaint of the above offence heard and determined by a Court, you may pay the modified penalty within twenty-one days after the date of service of this notice.		

Unless within twenty-one days after the date of the service of this notice;

(a) The modified penalty is paid;

or

(b) You:—

i. Inform the Town Clerk of the City of Kalgoorlie-Boulder or the Parking Inspector as to the identity and address of the person who was the driver or person in charge of the above vehicle at the time of the above offence;

or

ii. Satisfy the Town Clerk of the City of Kalgoorlie-Boulder that the above vehicle had been stolen or was being unlawfully used at the time of the above offence, you will, in the absence of proof to the contrary, be deemed to have committed the above offence and Court proceedings may be instituted against you.

Payment may be made by cash or cheque either by posting this form together with the amount of \$..... mentioned above, to the Town Clerk of the City of Kalgoorlie-Boulder, or by delivering this form and paying that amount at the Council Office, between the hours of..... from Monday to Friday.

Town Clerk.

Name: .....  
Address: .....

If your name and address do not appear in this notice, please complete above to enable a receipt to be forwarded.

City of Kalgoorlie-Boulder  
PARKING AND USE OF VEHICLES BY-LAWS

Form 4

Withdrawal of Infringement Notice

TO:

Date: .....  
Infringement Notice Number: ..... Dated: .....  
For the alleged offence of: .....

Modified penalty of \$..... is hereby withdrawn.

Town Clerk.

## Third Schedule

Item Number	By-law	Nature of Offence	Penalty
	(18)+(40)	Parking not wholly within a Parking Stall	\$10.00
	24(1)(c) & 24(1)(e) & (20)(c)	Causing an obstruction	\$20.00
	(21)(a)	Standing "No Standing" Area	\$30.00
	(23)(a)	Parking "No Parking" Area	\$20.00
	(26)	Standing in a Bus Stand	\$30.00
	(28)	Parking or Driving on Street Verge	\$20.00
	(36)(a)	Standing or Parking Vehicle of a Different Class	\$20.00
	(36)(b)	Standing Vehicle in a Restricted Time Period Area	\$30.00
	(36)(c)	Standing Vehicle longer than time permitted	\$15.00
	(36)(d)	Unauthorised Parking	\$30.00
	(44)(1)	Standing Vehicle in a "Loading Zone"	\$20.00
		All other Offences	\$10.00

Dated this 17th day of September 1990.

The Common Seal of the Municipality of the City of Kalgoorlie-Boulder was duly affixed hereto in the presence of:

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

Recommended—

DAVID SMITH, Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

This 7th Day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

LG305

**LOCAL GOVERNMENT ACT 1960**

*The Municipality of the City of Melville*

By-law Relating to Use of Public Jetties

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned municipality hereby records having resolved on the Seventeenth Day of March 1992 to make and submit for confirmation by the Lieutenant-Governor and Administrator the following amendments to the By-laws Relating to Use of Public Jetties published in the *Government Gazette* (No. 75) of 25 September 1981 with amendments published 31 January 1986, 29 April 1988 and 26 July 1991.

1. By-law 6(a) to be amended by inserting the words "other than a wheelchair," after the word "vehicle".

Dated the Eighth day of May 1992.

The Common Seal of the City of Melville was hereunto affixed by Authority of a Resolution of the Council in the presence of—

M. J. BARTON, Mayor.  
G. G. HUNT, City Manager/Town Clerk.

Recommended—

D. SMITH, Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in the Executive Council this 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.

## LG306

**LOCAL GOVERNMENT ACT 1960**

SHIRE OF WAROONA (ALTERATION OF WARD NAME) ORDER No. 1, 1992  
Made by His Excellency the Lieutenant-Governor and Administrator under the provisions of section 12(2)(e) of the Local Government Act.

**Citation**

1. This Order may be cited as the *Shire of Waroona (Alteration of Ward Name) Order No. 1, 1992*.

**Commencement**

2. This Order shall take effect on and from the date it is published in the *Government Gazette*.

**Alteration of Ward Name**

3. The name of the South Ward of the Shire of Waroona is hereby altered to the South East Ward.

By His Excellency's Command.

M. C. WAUCHOPE, Clerk of the Council.

## LG307

**LOCAL GOVERNMENT ACT 1960**

CITY OF ROCKINGHAM (ALTERATION OF WARD NAME) ORDER No. 1,  
1992

Made by His Excellency the Lieutenant-Governor and Administrator under the provisions of section 12(2)(e) of the Local Government Act.

**Citation**

1. This Order may be cited as the *City of Rockingham (Alteration of Ward Name) Order No. 1, 1992*.

**Commencement**

2. This Order shall take effect on and from the date it is published in the *Government Gazette*.

**Alteration of Ward Name**

3. The name of the Singleton Ward of the City of Rockingham is hereby altered to the Coastal Ward.

By His Excellency's Command.

M. C. WAUCHOPE, Clerk of the Council.

## LG308

**AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976****LOCAL GOVERNMENT ACT 1960***The Municipality of the Shire of Donnybrook/Balingup*

## By-laws Relating to Pest Plants

In pursuance of the powers conferred upon it by the abovementioned Acts and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on 15th January, 1992 to make and submit for confirmation by the Lieutenant-Governor and Administrator the following By-laws—

1. These By-laws may be cited as the Shire of Donnybrook/Balingup Pest Plant By-laws 1992.
2. In these By-laws, unless the contrary intention appears—  
“Council” means Council of the Municipality of the Shire of Donnybrook/Balingup;  
“District” means the District of the Council;  
“Pest Plants” means a plant described as a pest plant by By-law 4 of these By-laws.
3. These By-laws apply in respect of the district.
4. Every plant described in the First Schedule to these By-laws is a pest plant.
5. (1) The Council may serve on the owner or occupier of any land within the district a duly completed notice in the form of the Second Schedule to these By-laws requiring him to destroy, eradicate or otherwise control any pest plant on that land.

- (2) A person served with a notice under sub-bylaw (1) of this By-law shall comply with that notice within the time and in the manner specified therein.
6. Where a person fails to comply with a notice under By-law 5 of these By-laws served upon him, the Council may—
- (a) Without payment of any compensation in respect thereof, destroy, eradicate or control, as the case may be, any pest plant, the destruction, eradication or control of which was required by the notice; and
  - (b) Recover in a court of competent jurisdiction from the person to whom the notice is directed, the amount of the expense of such destruction, eradication or control.

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First Schedule

Pest Plants

Common Name

Naturalised Pampas Grass

Scientific Name

*Cortaderia Selloana*

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Second Schedule

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976  
SHIRE OF DONNYBROOK/BALINGUP PEST PLANT BY-LAWS 1992

Pest Plant Notice

No: .....

To: .....  
(Full Name)

Of: .....  
(Address)

You are hereby given notice under the above By-laws that you are required—

(Here specify whether required to destroy, eradicate or otherwise control)

The Pest Plant: .....  
Common Name Scientific Name

On: .....  
(Here specify the land)

On which you are the .....  
(Owner or Occupier)

This notice may be complied with by .....

(Here specify manner of achieving destruction, eradication or control)

Such measures shall be commenced not later than .....  
..... and shall be completed .....  
(Date) (Date)

Upon failure to comply with the notice within the times specified, the Council may destroy, eradicate or control, as the case may be any specified pest plant at your expense, and if necessary recover the same in a court of competent jurisdiction.

Date of Service of Notice .....

(Signature of Person Authorised by the Council of the Municipality of the Shire of Donnybrook/Balingup)

Dated this 20th day of February, 1992.

The Seal of the Municipality of the Shire of Donnybrook/Balingup was affixed hereto in the presence of—

W. B. HEARMAN, President.

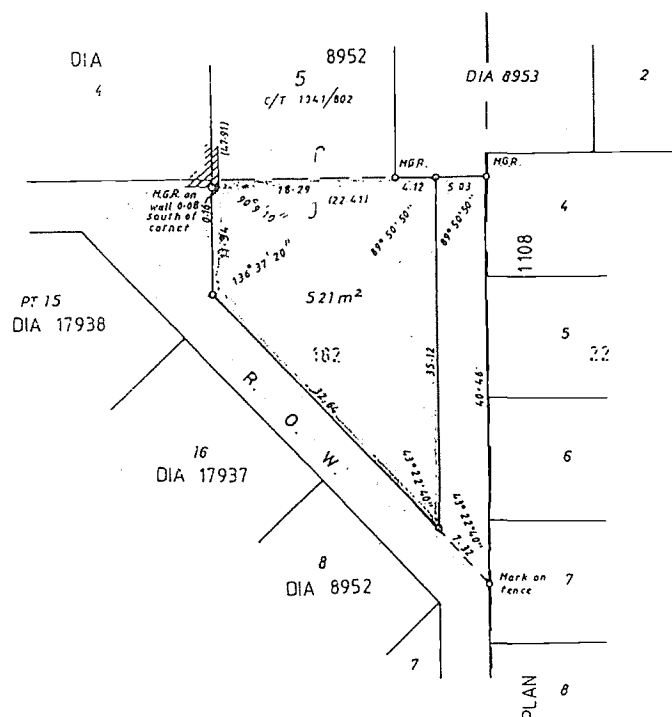
J. R. ATTWOOD, Shire Clerk.

Recommended—

DAVID SMITH, Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council the 7th day of July 1992.

M. C. WAUCHOPE, Clerk of the Council.





LG701

## LOCAL GOVERNMENT ACT 1960; HEALTH ACT 1911

*Shire of Kalamunda*

Memorandum of Imposing Rates and Charges for Financial Year 1992/93.

At a meeting of the Shire of Kalamunda held on 1 July 1992 it was resolved that the rates and charges specified hereunder shall be imposed on all rateable property within the Municipality in accordance with the provisions of the Local Government Act 1960 and the Health Act 1911.

Dated 3 July 1992.

B. R. WILLMOTT, President.

E. H. KELLY, Shire Clerk.

## Schedule of Rates and Charges levied

## General Rate

Gross Rental Values—7.1104 cents in the dollar.

Unimproved Values—0.7021 cents in the dollar.

Minimum Rate—\$317.00

Discount—7.5% on all current rates paid in full on or before 21 August 1992.

## Sanitation Charges—

Rubbish Collection and Disposal Charges—

Domestic Service—

\$102.40 per annum for once weekly collection of one mobile garbage bin placed one metre from the kerb including household recycling service.

\$51.20 per annum for eligible pensioners for same service as above.

Where a pensioner, under the new Pensioner Rebate and Deferment Act is entitled to a part rebate on rates the same proportion of rebate allowed on rates will be applied to domestic rubbish collection charge concessions.

Includes twelve tip passes.

Commercial Services: Minimum of \$103.00 per annum for 1 mobile garbage bin and \$103.00 per annum for each bin thereafter.

Dawson Avenue Sanitary Landfill Site: The deposit of refuse, garbage or rubbish on land set aside by Council for that purpose shall be subject to a fee as follows:

- a. Per car, utility or trailer or tray top vehicle of no more than 1 tonne capacity, arising from residential premises within the Shire of Kalamunda, provided that persons who are ratepayers or occupiers surrender a pass issued by the Shire of Kalamunda—Nil.
- b. Per car or station sedan depositing household refuse but not exceeding 100 litres in volume—\$5.00.
- c. Per utility or trailer up to 1.8m x 1.2m—\$10.00.
- d. Per trailer up to 2.1m x 1.2m and utilities or 1.8m x 1.2m trailers with sides exceeding 600mm—\$15.00.
- e. All other trailers not exceeding 1 tonne—\$20.00.

—All wastes over weighbridge \$25.00 per tonne.

—Kalamunda and South Perth Councils—\$20.77 per tonne.

Lawnbrook Road Rubbish Transfer Station: The deposit or refuse, garbage rubbish into the Transfer Station established by Council for that purpose, shall be subject to a fee as follows:—

- a. Per car, utility or trailer or tray top vehicle of no more than 1 tonne capacity, arising from residential premises within the Shire of Kalamunda provided that persons who are ratepayers or occupiers surrender a pass as issued by the Shire of Kalamunda—Nil.
- b. Per car or station sedan depositing household refuse but not exceeding 100 litres in volume—\$5.00.
- c. Per utility or trailer up to 1.8m x 1.2m—\$10.00.
- d. Per trailer up to 2.1m x 1.2m and utilities or 1.8m x 1.2m trailers with sides exceeding 600mm—\$15.00.
- e. All other trailers not exceeding 1 tonne—\$20.00.

No commercial waste.

LG702

**LOCAL GOVERNMENT ACT 1960; HEALTH ACT 1911***City of Subiaco*

## Memorandum of Imposing Rates

To whom it may concern.

At a special meeting of the City of Subiaco held on the 23rd day of June 1992, it was resolved that the rates specified hereunder should be imposed on all rateable properties within the district of the City of Subiaco, in accordance with the Local Government Act 1960 and the Health Act 1911 for the year ending 30 June 1993.

H. E. PASSMORE, Mayor.

J. F. R. McGEOUGH, Town Clerk/City Manager.

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Schedule of Rates

1. The General Rate be 6.31 cents in the dollar on Gross Rental Valuation.
2. In accordance with section 550 (2) of the Local Government Act 1960, a discount of 10.0% will be allowed on current rates paid in full and receipted at Council or any branch of the Commonwealth Bank on or before 4pm, Thursday, 6 August 1992.
3. A 10.0% penalty will be levied against rates outstanding as at 31st day of January 1993. (Pensioners rates being excluded).
4. A minimum rate of \$230 per assessment.
5. A separate annual rubbish charge of \$95.00 per service will be imposed against all properties utilising the Council's refuse collection service.

Dated 7th July 1992.

LG703

**LOCAL GOVERNMENT ACT 1960; HEALTH ACT 1911***City of Armadale*

## Memorandum of Imposing Rates

To whom it may concern.

At the meeting of the Council of the City of Armadale held on 1st July 1992 it was resolved that the rates and charges specified hereunder should be imposed on all rateable property within the District of the City of Armadale for the period 1 July 1992 to 30 June 1993 in accordance with the provisions of the Health Act 1911 and the Local Government Act 1960.

R. C. STUBBS, Mayor.

J. W. FLATOW, Town Clerk.

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Schedule of Rates

- A General Rate in the dollar of 8.6088 cents be levied on all rateable land in the District valued according to gross rental valuations.
- A General Rate in the dollar of 1.7046 cents be levied on all rateable land in the District valued according to unimproved valuations other than land declared to be Urban Farmland.
- A rate of 1.3978 cents in the dollar be levied on all rateable land in the district declared Urban Farmland as at 1 July 1992 and valued according to unimproved valuations.
- Minimum Rate: \$380.00 per assessment.
- Discount: A 4% discount is offered on current rates for rate assessments paid within 35 days of the date of service.
- Penalty on Overdue Rates: A penalty of 10% will be applied to all rates owing at 31st January 1993 except those owed by eligible pensioners.
- Rubbish Removal Charge—
- (1) An annual charge of \$92.00 for emptying one 240 litre rubbish receptacle per week or, if for only part of the year, an annual *pro rata* charge based on \$92.00 for a full year;
  - (2) Bulk Rubbish Receptacle Service—An emptying fee of \$7.00 be charged against the hirer for each time the 1.1 cubic metre bulk rubbish receptacle is emptied.

LG704

**LOCAL GOVERNMENT ACT 1960***Town of Bassendean***Memorandum of Imposing Rates**

To whom it may concern.

At a special meeting of the Council of the Town of Bassendean, held on 6th July 1992, it was resolved that the rates and charges specified hereunder, should be imposed on all rateable property within the district of the municipality for the period 1 July 1992 to 30 June 1993, in accordance with the Local Government Act 1960.

Dated 7th July 1992.

J. COX, Mayor.

S. K. GOODE, General Manager/Town Clerk.

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General Rate—9.5627 cents in the dollar upon the gross rental value.

Urban Farmland Rate—4.7814 cents in the dollar upon the gross rental value.

Minimum Rate—\$320.00 for each separate lot.

Rubbish Charge—

\$160.00 per annum for one 240 litre bin cleared weekly on Government owned and occupied unrated properties,

\$80 per annum for one 240 litre bin cleared weekly on properties owned and occupied by Charitable organisations,

\$12.00 recycle charge on domestic properties.

A penalty of 10 per cent of rates owing will be imposed in accordance with section 550A of the Local Government Act 1960.

LG705

**LOCAL GOVERNMENT ACT 1960***Shire of Denmark***Memorandum of Imposing Rates**

To whom it may concern.

At a special meeting of the Council of the Shire of Denmark, held on 2nd July 1992, it was resolved that the rates and charges specified hereunder, should be imposed on all rateable property within the district of the municipality of the Shire of Denmark for the period 1 July 1992 to 30 June 1993, in accordance with the Local Government Act 1960.

Dated 3rd July 1992.

D. MORRELL, President.  
P. DURTANOVICH, Shire Clerk.

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**Schedule of Rates and Charges**

General Rate—

14.6686 cents in the dollar on Gross Rental Value.

1.1736 cents in the dollar on Unimproved Value.

Minimum Rate—

\$290.00 for each separate lot.

Rubbish Removal Charges—

\$70.00 per annum per dwelling/unit cleared weekly.

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

LG706

## CEMETERIES ACT 1986

*Shire of Plantagenet*

The following scales of fees and charges payable to the Shire of Plantagenet for services provided in relation to management of the Mount Barker, Kendenup and Rocky Gully Cemeteries were adopted by the Council of the Municipality of the Shire of Plantagenet on 26th May 1992. The fees and charges are advertised in accordance with section 53 of the Cemeteries Act 1986 and will come into effect after the expiration of 14 days of the date of this gazettal.

## Schedule

(a) On application for a form of grant of right of burial for—	\$
Land 2.44 x 1.2m .....	20.00
Land 2.44m x 2.4m .....	35.00
Land 2.44m x 4.2m .....	50.00
(b) On application for a form or order of burial for—	
Ordinary Grave .....	180.00
Grave for any child under seven years or stillborn .....	130.00
(c) Niche Wall—	
Single niche (does not include cost of tablet or fitting) .....	30.00
Double niche (does not include cost of tablet or fitting) .....	55.00
If graves are required to be sunk deeper than 1.8 metres then the cost of each additional 300mm .....	30.00
Re-opening an ordinary grave for each interment or exhumation—	
(a) Ordinary .....	180.00
(b) of a child under seven years of age or stillborn .....	130.00
Where removing of kerbing, tiles, grass etc is necessary, according to time required at a rate per man hour or .....	20.00
(c) Extra charge to replace any headstone, monument or kerbing after re-opening any grave .....	90.00
For each interment on a Saturday, Sunday or public holiday—	
(a) In open ground—	
For interment of any adult in grave 1.8m deep .....	360.00
For interment of any child under seven years of age in grave 1.4m deep .	290.00
For interment of any stillborn child in grave 1.4m deep .....	290.00
(b) Extra charge if graves required to be sunk deeper than 1.8m deep—	
For each additional 0.3m .....	60.00
Miscellaneous charges—	
Permission to erect a headstone and/or kerbing .....	5.00
Permission to erect a monument .....	5.00
Permission to erect any nameplate .....	5.00
Funeral director's licence fee—annual .....	60.00
Funeral director's licence fee—single interment .....	25.00

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

LG707

## CITY OF FREMANTLE

## Hire Charges—Sporting Reserves/Recreation Facilities

Council at its Ordinary Meeting held on Monday 22 June, 1992 adopted the following changes to hire fees for the 1992/93 financial year.

## 1. FREMANTLE GOLF COURSE

Driving Range (per visit—no time limit) \$2.50.

The existing green fees for the Fremantle Public Golf Course remain the same.

Note: Access to the Driving Range is included in the existing green fees.

## 2. KANYANA COMMUNITY RECREATION CENTRE

## Hourley Charges

## Hall Hire

Before 6.00 p.m. ....	\$15.00
After 6.00 p.m. ....	\$18.00
Weekends .....	\$18.00

## Tennis Courts

Without Lights .....	\$5.00
With Lights .....	\$6.00

## Volley Ball Court

Per Court:

Before 6.00 p.m. ....	\$10.00
After 6.00 p.m. ....	\$13.00
Weekends .....	\$13.00

## Badminton Court

Before 6.00 p.m. ....	\$6.00
After 6.00 p.m. ....	\$6.00
Weekends .....	\$6.00

Bond to be applied at the discretion of the Manager.

The following schedule is proposed to allow programme fees to be charged and changed with a degree of flexibility.

Item	\$	Item	\$
Term participant per session/week			
Schedule 1	1.00	Schedule 20	5.75
Schedule 2	1.25	Schedule 21	6.00
Schedule 3	1.50	Schedule 22	6.25
Schedule 4	1.75	Schedule 23	6.50
Schedule 5	2.00	Schedule 24	6.75
Schedule 6	2.25	Schedule 25	7.00
Schedule 7	2.50	Schedule 26	7.25
Schedule 8	2.75	Schedule 27	7.50
Schedule 9	3.00	Schedule 28	7.75
Schedule 10	3.25	Schedule 29	8.00
Schedule 11	3.50	Schedule 30	8.25
Schedule 12	3.75	Schedule 31	8.50
Schedule 13	4.00	Schedule 32	8.75
Schedule 14	4.25	Schedule 33	9.00
Schedule 15	4.50	Schedule 34	9.25
Schedule 16	4.75	Schedule 35	9.50
Schedule 17	5.00	Schedule 36	9.75
Schedule 18	5.25	Schedule 37	10.00
Schedule 19	5.50		

Schedules are determined by the number of participants enrolled and to return a cost recovery to the centre equivalent to the cost of running the programme. Programme cost includes instruction fees, materials, promotion, and a centre overhead recovery.

M. J. CAROSELLA, Town Clerk.

LG801

# BUSH FIRES ACT 1978

*Shire of Kojonup*

## Firebreak Order—(Section 33)

### Notice to Owners and Occupiers of Land within the Shire of Kojonup

Pursuant to the powers contained in section 33 of the above Act, you are hereby required to have firebreaks clear of all inflammable material, in the position, of the width, and for the period as specified hereunder.

#### 1. Urban Land (Land within a townsite)

During the period from the 15th November to the 31st May inclusive, you shall have firebreaks in the following positions—

1.1 On land which is 4 000 square metres or less in area, you shall remove all inflammable material from the whole of the land.

1.2 On land which exceeds 4 000 square metres (one acre) in area as per item 2.1 hereunder.

1.3 However, owners of property with an area greater than 4 000 square metres that boundaries a developed residentially zoned property, must install a satisfactory 2.4 metre wide boundary firebreak on their land abutting that residential property.

**2. Rural Land—Homesteads, Buildings, Haystacks, Bulk Fuel, Drums and Liquid Petroleum**

2.1 During the period from the 15th December, to the 31st May inclusive you shall have firebreaks at least 20 metres wide, if provided by burning, cultivating or spraying or 60 metres wide, if provided by being closely grazed or mowed to the satisfaction of a Bush Fire Control Officer in such positions as are necessary to completely surround the perimeter of any homestead building (excluding isolated non inflammable buildings) fuel installation (including drums), haystack (but only haystacks within 100 metres of any building) or group of such structures or installations. In each case the outer 2.5 metres of the area must be totally free of any inflammable material and where mowing is the method used all residue of the mowing process must be removed from the area.

**Note:**

Boundary firebreaks are not compulsory within the Shire of Kojonup Rural Area. Land holders can provide firebreaks if they wish.

**General Information:**

If it is considered impractical for any reason to clear firebreaks on the land as required by this notice you may apply to Council or its duly authorised officer for permission to provide firebreaks in alternative positions or to take alternative action to abate fire hazards on the land. If permission is not granted by Council or its duly authorised officer you shall comply with the requirements of this notice.

Please Note: Following the method adopted by Council to inspect the firebreaks required in this notice, it is not necessary for Council to notify you or give you any prior warning that legal action may proceed for failing to comply with the requirements of this notice.

The penalty for failing to comply with this notice is a fine of not less than \$40 nor more than \$400 and a person in default is also liable, whether prosecuted or not to pay the cost of performing the work directed in this notice if it is not carried out by the required date.

Harvesting: As per the Bush Fires Act it is now compulsory that an engine powered pumping unit and not less than 400 litres of water be in attendance during grain harvesting operations.

Swathers and Balers are subjected to the same conditions as Harvesting, i.e. an engine powered pumping unit and not less than 400 litres of water be in attendance during operations from 1st December.

Oxyacetylene, Arc welders, friction cutting equipment (whilst used in the open) are subject to the same conditions as are swathers and balers, and that in addition, the worksite be adequately cleared of flammable material prior to the use of the abovementioned equipment.

By Order of the Council,

NEIL P. HARTLEY, Shire Clerk.

Please Note: The Bushfire Advisory Committee recommend the prior installation of a preliminary chemical firebreak around your house and sheds and also around the 20 metre boundary mark to burn your break from/to. This practice will help reduce the number of protective burns which escape. The chemical break should be installed in June, or thereabouts, however, annual seasonal conditions should be considered.

Assist fire fighting by prominently displaying owner-property names at main gate please.

LG901

**LOCAL GOVERNMENT ACT 1960***Shire of Katanning***Proposed Loan No. 122—\$90 000**

Pursuant to section 610 of the Local Government Act 1960, the Shire of Katanning hereby gives notice that it proposes to borrow money by the sale of debenture, repayable at the office of the tender, by equal half yearly instalments of principal and interest for the following terms and purpose:

Loan No. 122 of \$90 000 for the term of three (3) years for the purpose of acquiring Plant.

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 3rd day of July 1992.

P. J. KERIN, President.

H. L. EATON, Acting Shire Clerk.

LG902

**LOCAL GOVERNMENT ACT 1960***Shire of Denmark*

Proposed Loan No. 106—\$190 000

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

\$190 000 for a period of seven (7) years with repayments to be negotiated after four years and paid half yearly for the term of the loan.

Purpose: Plant Purposes.

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

Dated this 3rd day of July 1992.

D. MORRELL, President.

P. DURTANOVICH, Shire Clerk.

**MAIN RADDS**

MA501

MR 40-8-23VB  
& 41-1104-3

**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 off section 17 (2) of the Public Works Act, 1902, (as amended) 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 Subiaco District, for the purpose of the following public works namely, widening and re-alignment of Hay Street and that the said pieces or parcels of land are marked off on LTO Plan 79975 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
1.	Delegate Holdings Pty Ltd	Commissioner of Main Roads	Portion of each of Perth Suburban Lots 198 and 199 and being Lot 1 on Diagram 69837 now contained in Diagram 79975 and being part of the land comprised on Certificate of Title Volume 1770 Folio 370.	45m <sup>2</sup>

Dated this 8th day of July 1992.

A. D. JAMIESON, Acting Director Corporate Services,  
Main Roads.

**MINES**

MN401

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

Department of Mines,  
Mt. Magnet WA 6638,  
23 June 1992.

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.

S. A. HEATH, Warden.

To be heard in the Warden's Court Mt. Magnet on the 25th August 1992.

## MURCHISON MINERAL FIELD

*Cue District*

P20/1237—Fire Hills Gold NL; Gilpin Park Pty. Ltd.

*Mt. Magnet District*

L58/24—Cottingham, Robert.

P58/729—Wiltshire, Kim Mervyn.

## YALGOO MINERAL FIELD

P59/1011—Roebuck Resources NL.

MN402

## MINING ACT 1978

Department of Mines,  
Perth WA 6000.

I hereby declare in accordance with the provisions of Section 97 (1) of the Mining Act 1978 that the undermentioned mining tenements are forfeited for breach of covenant *viz*; non-payment of rent.

GORDON HILL, Minister for Mines.

Number	Holder Mining Leases	Mineral Field
09/36	Mitchell, Clarence Roy George	Gascoyne
28/1	Regan, Maxwell	North East Coolgardie
31/102	Waideman, Colin Geoffrey	North Coolgardie
38/258	Favas, Shirley Joyce Sunter-Smith, Elaine Dorothy	Mt Margaret
80/186	Griffin, Michael Gary	Kimberley

MN403

Commonwealth of Australia

## MINERALS (SUBMERGED LANDS) ACT 1981

## NOTICE OF GRANT OF EXPLORATION PERMIT WA-4-MEP

Exploration Permit WA-4-MEP has been granted to—

Cambridge Gulf Exploration NL  
18 High Street  
Fremantle WA 6160

to explore for minerals, in respect of each of the blocks that is constituted by a graticular section, or by part of a graticular section, described hereunder.

Plan reference: Medusa Banks 1:250 000

Block numbers:

Primary No.	Block Identifier
1907	v
1979	a b f g l m n q r s v w x y
2051	a b c d f g h j k l m n o p q r s t u v w x y z
2052	l q v w
2123	a b c d e f g h j k l m n o p q r s t u v w x y z
2124	a b c f g h l m n o q r s t v w x y z



Plan reference: Knob Peak 1:100 000  
Block numbers:

Primary No.	Block Identifier																									
2195	a	b	c	d	e	f	g	h	j	k	l	m	n	o	p	q	r	s	t	u	v	w	x	y	z	
2196	a	b	c	d	e	f	g	h	j	k	l	m	n	o	p	q	r	s	t	u	v	w	x	y	z	
2267	a	b	c	d	e	f	g	h	j	k	l	m	n	o	p	q	r	s	t	u	v	w	x	y	z	
2268	a	b	c	d	e	f	g	h	j	k	l	m	n	o	p	q	r	s	t	u	v	w	x	y	z	
2339	a	b	c	d	e	f	g	h	j	k	l	m	n	o	p	q	r	s	t	u	v	w	x	y	z	
2340	a	b	c	d	e	f	g	h	j	k	l	m	n	o	p	q	r	s	t	v	w	x				

Plan reference: Turtle Point 1:100 000  
Block numbers:

Primary No.	Block Identifier															
2197	a	f	l	m	q	r	v	w								
2269	a	b	f	g	l	m	q	r	v	w						
2341	a	b	f	g	l	m										

Assessed to contain 258 blocks.

To have effect for a period of two years from the 22nd day of June 1992.

GORDON HILL, Designated Authority.

MN404

#### MINING ACT 1978

Department of Mines,  
Perth.

I hereby declare in accordance with the provisions of section 99 (1) (a) of the Mining Act 1978 that the undermentioned mining lease is 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.

#### PHILLIPS RIVER MINERAL FIELD Mining Lease

74/34—Norseman Gold Mines NL.

MN405

#### PETROLEUM ACT 1967

Invitation for Applications for the Grant of Exploration Permits and Drilling Reservations under Section 30 (1) and 43A of the Act

Applications are invited for the grant of exploration permits and drilling reservations within Western Australia's sedimentary basins and will be received up until 4.00 pm on 25 September 1992.

Any areas not taken up from this invitation will be regazetted in early October 1992 with a late December closing date.

Each application for an exploration permit should comprise a single area of contiguous blocks of the applicant's choice. While the Act allows that a maximum of 200 blocks may be applied for in a single application, only applications that propose work programs relative to the whole of the area applied for, shall be considered.

Each application for a drilling reservation shall comprise a block or a contiguous group of blocks containing potential sites of petroleum deposits. A drilling reservation carries a minimum commitment to drill a well within 12 months of being granted.

Not included in this invitation are blocks which, at the time of this notice being published—

- are the subject of exploration permits, production licences or applications therefor;
- are capable of being the subject of an invitation under Section 33 of the Act (surrendered etc licence and location blocks);
- cover offshore islands.

Plans showing the areas available for application are available from the Public Counter located on the first floor of the Department of Minerals and Energy.

Applications for exploration permits are to be made in accordance with Section 31 of the Act, submitted in duplicate and be accompanied by—

(a) Details of—

- (i) the blocks comprising the application by reference to the numbers of the blocks as shown on the Department's 1:1 000 000 series map sheets and by a plan delineating those blocks;
- (ii) the applicant's assessment of the petroleum potential of the area, including a geological and geophysical review and technical assessment of the area, and the concepts underlying the proposed exploration programme;
- (iii) the minimum work programme proposed for each of the five years, specifying the number of wells to be drilled, the line kilometres of seismic survey to be carried out and the estimated expenditure;
- (iv) wells referred to in the work programme should not include development wells (the AAPG well classification scheme will be the basis of identification).

(b) Particulars of—

- (i) the technical qualifications of the applicant and of its employees;
  - (ii) the technical advice available to the applicant;
  - (iii) the financial resources available to the applicant, including evidence of the applicant's ability to fund the work programme proposed, and a copy of the latest annual report for each applicant company;
  - (iv) where relevant, the viability of the consortium lodging the application, including evidence that a satisfactory settlement has been, or can be, reached on a Joint Operating Agreement (a copy of a Heads of Agreement dealing will generally suffice);
  - (v) the percentage participating interest of each party to the application; and
  - (vi) a single address for service of notices in respect of the application.
- (c) A fee of \$3 000, made payable to the Department of Minerals and Energy through an Australian bank or by bank cheque (application fees are not refundable).
- (d) Such other information as the applicant wishes to be taken into account in consideration of the application.

Consideration of an application for a permit shall take into account the adequacy of the work programme for each of the five years of the permit term and the applicant's technical and financial ability to undertake the work. The prior purchase of any speculative or contractor seismic data (such as Western Geophysical's onshore Southern Carnarvon Basin Speculative Seismic Survey) relevant to the area applied for will be taken into favourable account when considering the adequacy of the work programme.

The successful applicant will be required to fulfill the minimum commitment for the first two years without variation. This is known as the firm commitment phase, however, the balance of the programme may be renegotiated based on or taking into consideration the results of prior exploration.

Applications for drilling reservations are to be made in accordance with Section 43B of the Act and shall be submitted in duplicate and be accompanied by—

(a) Details of—

- (i) the block(s) comprising the application by reference to the number(s) of the block(s) as shown on the Department's 1:1 000 000 series map sheets and by a plan delineating the block(s);
- (ii) the applicants proposal for the drilling of a well or wells and other work in respect of the block(s) in the application;
- (iii) a statement as to size and configuration of the potential petroleum deposit(s) and a geological prognosis of the well(s);

- (iv) a statement as to an approximate time for the completion of the well(s).
- (b) Particulars of—
  - (i) the technical qualifications of the applicant and of its employees;
  - (ii) the technical advice available to the applicant;
  - (iii) the financial resources available to the applicant, including evidence of the applicant's ability to fund the work programme proposed, and a copy of the latest annual report for each applicant company;
  - (iv) where relevant, the viability of the consortium lodging the application, including evidence that a satisfactory settlement has been, or can be, reached on a Joint Operating Agreement (a copy of a Heads of Agreement dealing with will generally suffice);
  - (v) the percentage participating interest of each party to the application; and
  - (vi) a single address for service of notices in respect of the application.
- (c) A fee of \$3 000, made payable to the Department of Minerals and Energy through an Australian bank or by bank cheque (application fees are not refundable).
- (d) Such other information as the applicant wishes to be taken into account in consideration of the application.

Consideration of an application shall take into account the adequacy of the applicant's assessment of the potential petroleum deposit, the well prognosis and its ability both technically and financially to undertake the work.

In situations where a drilling reservation application may be within an area also the subject of an exploration permit application the award will be on the basis of which application offers the most definitive assessment of a petroleum resource. Should such a decision result in a drilling reservation being awarded, the balance of the area (the blocks not the subject of the drilling reservation) may be offered to the applicant for the exploration permit.

When selecting an area of interest in preparation for an application, consideration should be given to the likelihood of other land uses within that area, particularly land the subject of nature reserves or other areas of conservation value. While the occurrence of such land does not necessarily preclude the grant of a title or petroleum operations being conducted, environmental assessment will be necessary.

Applications made on the approved form are to be addressed to—

The Director  
Petroleum Division  
Department of Minerals and Energy  
Level 3, Mineral House, 100 Plain Street  
East Perth W.A. 6004  
Tel: (09) 222 3165  
Fax: (09) 222 3515

Enquiries concerning the availability of the relevant basic exploration data should be addressed as follows—

- (a) For microfilm data information to—

The Librarian  
Geological Survey Division  
Department of Minerals and Energy  
Mineral House, 100 Plain Street  
East Perth W.A. 6004  
Tel: (09) 222 3165  
Fax: (09) 222 3633
- (b) For full scale data to—
  - (i) Petroleum Information Energy Services  
180 Stirling Highway  
Claremont W.A. 6010  
Tel: (09) 389 8499  
Fax: (09) 389 8243
  - (ii) Advanced Reprographic Services  
1321 Hay Street  
West Perth W.A. 6005  
Tel: (09) 322 2933  
Fax: (09) 481 5911
- (c) For speculative seismic data—

Western Geophysical Co.  
447 Belmont Ave  
Kewdale W.A. 6105  
Tel: (09) 353 1999  
Fax: (09) 353 3963

MN406

Commonwealth of Australia  
PETROLEUM (SUBMERGED LANDS) ACT 1967

## Section 95 (2)

## SURRENDER OF EXPLORATION PERMIT WA-203-P

The surrender of Exploration Permit No. WA-203-P has been registered and will take effect on and from the date this notice appears in the *Government Gazette*.

IAN FRASER, Director Petroleum Division.

**PARLIAMENT**

PA401

## PARLIAMENT OF WESTERN AUSTRALIA

## Bills Assented To

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

## Short Title of Bill; Date of Assent; Act No.

Justices Amendment Bill 1991; 4 December 1991; No. 33 of 1991.  
Fitzgerald Street Bus Bridge Bill 1991; 3 December 1991; No. 34 of 1991.  
Official Corruption Commission Amendment Bill 1991; 4 December 1991; No. 35 of 1991.  
Public Authorities (Contributions) Amendment Bill 1991; 12 December 1991; No. 36 of 1991.  
Criminal Law Amendment Bill 1991; 12 December 1991; No. 37 of 1991.  
Appropriation (Consolidated Revenue Fund) Bill 1991; 17 December 1991; No. 38 of 1991.  
Appropriation (General Loan and Capital Works Fund) Bill 1991; 12 December 1991; No. 39 of 1991.  
Loan Bill 1991; 12 December 1991; No. 40 of 1991.  
Coal Mining Industry Long Service Leave Amendment Bill 1991; 12 December 1991; No. 41 of 1991.  
Uniting Church in Australia Amendment Bill 1991; 12 December 1991; No. 42 of 1991.  
Industrial Lands Development Authority Amendment Bill 1991; 17 December 1991; No. 43 of 1991.  
Acts Amendment (Industrial Magistrate's Court) Bill 1991; 17 December 1991; No. 44 of 1991.  
Fruit Growing Industry (Trust Fund) Amendment Bill 1991; 17 December 1991; No. 45 of 1991.  
Road Traffic (Bicycle Helmets) Amendment Bill 1991; 17 December 1991; No. 46 of 1991.  
Prisons Amendment Bill (No. 2) 1991; 17 December 1991; No. 47 of 1991.  
Acts Amendment (Evidence) Bill 1991; 17 December 1991; No. 48 of 1991.  
Salaries and Allowances Amendment Bill 1991; 17 December 1991; No. 49 of 1991.  
Road Traffic Amendment (Power Assisted Pedal Cycles) Bill 1991; 17 December 1991; No. 50 of 1991.  
Corporations (Western Australia) Amendment Bill 1991; 17 December 1991; No. 51 of 1991.  
Stamp Amendment Bill 1991; 17 December 1991; No. 52 of 1991.  
Stamp Amendment Bill (No. 2) 1991; 17 December 1991; No. 53 of 1991.  
Transfer and use of Funds (Shires of Harvey and Waroona) Bill 1991; 17 December 1991; No. 54 of 1991.  
Waterfront Workers (Compensation for Asbestos Related Diseases) Amendment Bill 1991; 17 December 1991; No. 55 of 1991.  
Land Tax Relief Bill 1991; 12 December 1991; No. 56 of 1991.  
Reserves and Land Revestment Bill 1991; 17 December 1991; No. 57 of 1991.  
Education Service Providers (Full Fee Overseas Students) Registration Bill 1991; 30 December 1991; No. 58 of 1991.  
Health Amendment Bill 1991; 23 December 1991; No. 59 of 1991.  
Builders' Registration Amendment Bill 1991; 30 December 1991; No. 60 of 1991.  
Home Building Contracts Bill 1991; 30 December 1991; No. 61 of 1991.  
East Perth Redevelopment Bill 1991; 30 December 1991; No. 62 of 1991.  
Criminal Law Amendment Bill 1992; 7 February 1992; No. 1 of 1992.  
Aboriginal Heritage (Marandoo) Bill 1992; 7 February 1992; No. 2 of 1992.  
Crime (Serious and Repeat Offenders) Sentencing Bill 1992; 13 February 1992; No. 3 of 1992.

I. L. ALLNUTT, Acting Clerk of the Parliaments.

PA402

## PARLIAMENT OF WESTERN AUSTRALIA

## Bills Assented To

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

## Short Title of Bill; Date of Assent; Act No.

Business Franchise (Tobacco) Amendment Bill 1992; 8 May 1992; No. 4 of 1992.  
South West Development Authority Amendment Bill 1992; 14 May 1992; No. 5 of 1992.  
Pay-roll Tax Amendment Bill 1992; 16 June 1992; No. 6 of 1992.  
Pay-roll Tax Assessment Amendment Bill 1992; 16 June 1992; No. 7 of 1992.  
Valuation of Land Amendment Bill 1992; 16 June 1992; No. 8 of 1992.  
Royal Commission into Commercial Activities of Government Bill 1992; 16 June 1992; No. 9 of 1992.  
Sheep Lice Eradication Fund Amendment Bill 1992; 16 June 1992; No. 10 of 1992.  
Acts Amendment and Repeal (Betting) Bill 1992; 16 June 1992; No. 11 of 1992.  
Declarations and Attestations Amendment Bill 1992; 16 June 1992; No. 12 of 1992.  
Road Traffic Amendment Bill 1992; 16 June 1992; No. 13 of 1992.  
Acts Amendment (Sexual Offences) Bill 1992; 17 June 1992; No. 14 of 1992.  
Acts Amendment (Confiscation of Criminal Profits) Bill 1992; 16 June 1992; No. 15 of 1992.  
Guardianship and Administration Amendment Bill 1992; 17 June 1992; No. 16 of 1992.  
Education Amendment Bill 1992; 17 June 1992; No. 17 of 1992.  
Acts Amendment (Game Birds Protection) Bill 1992; 16 June 1992; No. 18 of 1992.  
Fire Brigades Superannuation Amendment Bill 1992; 16 June 1992; No. 19 of 1992.  
Public and Bank Holidays Amendment Bill 1992; 17 June 1992; No. 20 of 1992.  
Supply Bill 1992; 17 June 1992; No. 21 of 1992.  
Treasurer's Advance Authorization Bill 1992; 17 June 1992; No. 22 of 1992.  
Land Tax Relief Bill 1992; 17 June 1992; No. 23 of 1992.  
Western Australian Treasury Corporation Amendment Bill 1992; 17 June 1992; No. 24 of 1992.  
Government Employees Superannuation Amendment Bill 1992; 19 June 1992; No. 25 of 1992.  
Industrial Lands Development Authority Amendment Bill 1992; 19 June 1992; No. 26 of 1992.  
Nurses Bill 1992; 23 June 1992; No. 27 of 1992.  
Financial Institutions (Taxing) Bill 1992; 17 June 1992; No. 28 of 1992.  
Western Australian Financial Institutions Authority Bill 1992; 19 June 1992; No. 29 of 1992.  
Financial Institutions (Western Australia) Bill 1992; 19 June 1992; No. 30 of 1992.  
Rates and Charges (Rebates and Deferments) Bill 1992; 19 June 1992; No. 31 of 1992.  
Lotteries Commission Amendment Bill 1992; 19 June 1992; No. 32 of 1992.  
Land Amendment (Transmission of Interests) Bill 1992; 16 June 1992; No. 33 of 1992.  
Retirement Villages Bill 1992; 19 June 1992; No. 34 of 1992.  
Western Australian Land Authority Bill 1992; 23 June 1992; No. 35 of 1992.

I. L. ALLNUTT, Acting Clerk of the Parliaments.

**PLANNING AND URBAN DEVELOPMENT**

PD401

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

## Town Planning Scheme No. 29—Amendment No. 8

Ref: 853/2/16/30 Pt 8

Notice is hereby given that the City of Canning has prepared the abovementioned scheme amendment for the purpose of amending Clause 8 (2) of the Scheme Text to show that "Residential Land Use" is a permitted use in Area A of the Scheme.

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 August 21, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before August 21, 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.

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**PD402**

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

*City of Gosnells*

Town Planning Scheme No. 1—Amendment No. 383

Ref: 853/2/25/1 Pt 383

Notice is hereby given that the City of Gosnells has prepared the abovementioned scheme amendment for the purpose of rezoning Lots 181 and 3 Wilfred Road Thornlie from "Residential A" zone to "Residential B" zone (R30).

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 August 21, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before August 21, 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.

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**PD403**

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

*City of Mandurah*

Town Planning Scheme No. 1A—Amendment No. 181

Ref: 853/6/13/9 Pt 181

Notice is hereby given that the City of Mandurah has prepared the abovementioned scheme amendment for the purpose of rezoning Part Lot 167 Beacham Street, Coodanup from "Residential 1" to "Residential 3".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Mandurah Terrace, Mandurah and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including August 21, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before August 21, 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.

D. W. DONOHOE, Town Clerk.

PD404

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

*City of Wanneroo*

Town Planning Scheme No. 1—Amendment No. 555

Ref: 853/2/30/1 Pt 555

Notice is hereby given that the City of Wanneroo has prepared the abovementioned scheme amendment for the purpose of rezoning/coding Pt Lot 24 Wanneroo Road, Kingsley from "Rural" to "Residential Development R40".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Administration Centre, 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 August 21, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before August 21, 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.

PD405

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

*Shire of Augusta-Margaret River*

Town Planning Scheme No. 17—Amendment No. 3

Ref: 853/6/3/17 Pt 3

Notice is hereby given that the Shire of Augusta-Margaret River has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 35 Walcliffe Road from "Tourist Accommodation" Zone to "Institutional Use" Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Town View Terrace, Margaret River and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including August 14, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before August 14, 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.

L. J. CALNEGGIA, Shire Clerk.

PD406

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

*Shire of Kalamunda*

District Planning Scheme No. 2—Amendment No. 112

Ref: 853/2/24/16 Pt 112

Notice is hereby given that the Shire of Kalamunda has prepared the abovementioned scheme amendment for the purpose of adding to Clause 6.13 Urban Development zone of the Scheme Text a new sub-clause (j) as follows—

"(j) When dealing with an application to amend the Scheme by rezoning land to "Urban Development" zone, Council shall require the submission of an Outline Development Plan".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 2 Railway Road Kalamunda and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 31, 1992.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 31, 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. H. KELLY, Shire Clerk.

PD501

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT**  
*City of Bunbury*

Town Planning Scheme No. 6—Amendment No. 134

Ref: 853/6/2/9 Pt 134

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 (as amended) that the Hon Minister for Planning approved the City of Bunbury Town Planning Scheme Amendment on July 2, 1992 for the purpose of—

1. Rezoning the rear half of Lot 2 (No. 98) Beach Road from "Special Use—Offices, Professional Offices and Consulting Rooms" to "Residential R15" as depicted on the Scheme Amendment Map.
2. Rezoning the front half of Lot 3 (No. 96) Beach Road from "Residential R15" to "Special use—Offices, Professional Offices and Consulting Rooms" as depicted on the Scheme Amendment Map.
3. Inserting in Appendix No. 4, First Schedule to the Scheme under the heading "Description of Land"—"Part of Lots 2 and 3 Beach Road."
4. Inserting in Appendix No. 4, First Schedule to the Scheme under the heading "Permitted Uses"—"Offices, Professional Offices and Consulting Rooms".
5. Inserting in Appendix No. 4, First Schedule to the Scheme under the heading "Development Conditions" the following—

"Refer Scheme Provisions".

**Car Parking**

A person shall not develop or use land or erect, use or adapt any building for use as an office unless car parking spaces are provided in the ratio of 1 car parking space for each 30 square meters of gross floor area or part thereof, or in the case of consulting rooms, in accordance with the scheme provisions.

E. C. MANEA, Mayor.  
V. S. SPALDING, Town Clerk.

**POLICE**

PE401

**POLICE AUCTION**

Under the provisions of the Police Act 1892-1983, unclaimed, stolen bicycles will be sold by public auction at the State Supply Disposal Centre, 21 Pilbara Street, Welshpool, on Tuesday, August 11, 1992 at 9.00 am.

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

B. BULL, Commissioner of Police.

**POLICE AUCTION**

Under the provisions of the Police Act 1892-1983, unclaimed, Found and Stolen property will be sold by public auction at the State Supply Disposal Centre, 21 Pilbara Street, Welshpool on Thursday, 13th August, 1992 at 9.00 am.

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

B. BULL, Commissioner of Police.

**POLICE AUCTION**

Under the provisions of the Police Act 1892-1983, unclaimed, Found and Stolen property will be sold by public auction at the Property Tracing Section, Police Complex, Clarkson Road, Maylands, on Tuesday, 25th August, 1992 at 9.00 am.

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

B. BULL, Commissioner of Police.



**PE402**

The following will be offered for Auction at the Broome Auction Centre, Clementson Street, Broome at 10.00 am on Saturday 1st August, 1992 on behalf of the Commissioner of Police.

6 x mens bicycles of assorted makes, sizes and colours.

The above property can be inspected at the premises of the Broome Auction Centre, situated at Lot 2096 Clementson Street, Broome.

**PE403****ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 car rally by members/entrants of the Nissan Car Club on July 18th 1992 between the hours of 4.00 pm and 12.00 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Central Road, Boundary Road, Heartbreak Road, South Road, Eastern Boundary Track of Avon Downs, Central Road and unnamed track, Heartbreak Road, South Road, Eastern Boundary Track of Avon Downs.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Robin John Devlin, Acting 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 cycle race by members/entrants of the Eastern Goldfields Cycle Club on July 19th and 26th, August 2nd and 9th, 1992 between the hours of 8.30 am and 12 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Coolgardie Road, out 45 klm and return to Kalgoorlie.

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

Dated at Perth this 26th day of June 1992.

R. J. DEVLIN, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Robin John Devlin, Acting 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 cycle race by members/entrants of the West Australian Cycling Federation on August 23rd 1992 between the hours of 9.00 am and 4.00pm do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Raeburn Road, Heath Road, Chevin Road, Coventry Road, Urch Road, Peet Road, Armadale.

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

Dated at Perth this 26th day of June 1992.

R. J. DEVLIN, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Robin John Devlin, Acting 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 cycle race by members/entrants of the Midland Cycle Club on August 1st, 9th, 16th and 30th 1992 between the hours of 1.00 pm and 4.00pm on 1st and 9.00 am and 12 noon on 9th, 16th, 30th do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Wilkins Street, Henkin Street, Clayton Road, Military Road, Helena Valley Road, Scott Street, Clayton Road, Kathrine Street, Wilkins Street, Midland.

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

Dated at Perth this 26th day of June 1992.

R. J. DEVLIN, Acting Commander (Traffic Operations).

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**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Avon Valley Cycle Club on September 19th 1992 between the hours of 2.00 pm and 5.30 pm do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Wellington Street, Spencers Brook Road, to Hammersley Siding Northam, and return.

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

Dated at Perth this 3rd day of June 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

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**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Avon Valley Cycle Club on September 26th 1992 between the hours of 2.00 pm and 5.30 pm do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Wellington Street, Spencers Brook Road, Great Eastern Highway, and return to Northam.

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

Dated at Perth this 3rd day of June 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

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**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Avon Valley Cycle Club on July 11th 1992 between the hours of 2.00 pm and 5.30 pm do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Wellington Street, Spencers Brook Road, Trimmer Road to Great Eastern Highway, and return.

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

Dated at Perth this 3rd day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Avon Valley Cycling Club on August 1st 1992 between the hours of 2.00 pm and 5.30 pm do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—York Road, Katrine Road, to Toodyay Road, and return to Morby Cottage Northam.

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

Dated at Perth this 3rd day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Avon Valley Cycle Club on August 29th 1992 between the hours of 2.00 pm and 5.30 pm do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Glass Avenue, Burlong Road, Jennings Street Spencers Brook Road, Glass Avenue, Northam.

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

Dated at Perth this 3rd day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Avon Valley Cycle Club on July 18th and August 15th 1992 between the hours of 2.00 pm and 5.30 pm do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—York Road, Irish Town Road, Frenchies Road, and return to Morby Cottage, Northam.

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

Dated at Perth this 3rd day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Avon Valley Cycle Club on July 25th 1992 between the hours of 2.00 pm and 5.30 pm do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—York Road, Katrine Road, Toodyay Road, to Rushton Park, Northam.

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

Dated at Perth this 3rd day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Avon Valley Cycle Club on August 8th 1992 between the hours of 2.00 pm and 5.30 pm do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—York Road, Carter Road, Grass Valley South Road, Muluckine Road, York Road, Northam.

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

Dated at Perth this 3rd day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

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**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Avon Valley Cycle Club on September 5th 1992 between the hours of 2.00 pm and 5.30 pm do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Mitchell Road, Great Eastern Highway, Trimmer Road, Spencers Brook Road, Jennings Street, Burlong Road, Fitzgerald Street, Newcastle Road, Mitchell Road, Northam.

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

Dated at Perth this 3rd day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

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**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Esperance Districts Cycle Club on July 7th 1992 between the hours of 9.00 am and 12 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Port Authority Park to Wireless Hill Cemetary, Pink Lake Road, Tourist Loop, Esperance.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

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**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Esperance Districts Cycle Club on July 12th 1992 between the hours of 9.00 am and 12 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Brambles Fisheries Road, Gibson East Road, Norseman Road Esperance.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Esperance Districts Cycle Club on July 18th 1992 between the hours of 9.00 am and 12 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Adelaide Street, Phillips Street, Hockey Place, Albany Place, Adelaide Street, Esperance.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Esperance Districts Cycle Club on July 26th 1992 between the hours of 9.00 am and 12 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Brambles Fisheries Road, Dempster Road, Esperance and return.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Esperance Districts Cycle Club on August 2nd 1992 between the hours of 9.00 am and 12 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Brambles Norseman Road, Fisheries Road, Myrup Road, Norseman Road, Esperance.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Esperance Districts Cycle Club on August 9th 1992 between the hours of 9.00 am and 12 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Ravy Road, Fisheries Road, Dempster Road, Gibson East Road, Ravy Road, Norseman Road, Shark Lake Road, Ravy Road, Esperance.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Esperance Districts Cycle Club on August 23rd 1992 between the hours of 9.00 am and 12 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Port Authority Park, Tourist Loop Road, to Nine Mile Beach Esperance, and return.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Esperance Districts Cycle Club on August 30th 1992 between the hours of 9.00 am and 12 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Brambles, Fisheries, Myrup, Norseman Roads, Esperance.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Esperance Districts Cycle Club on September 5th 1992 between the hours of 1.30 pm and 4.00 pm do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

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

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Esperance Districts Cycle Club on September 6th 1992 between the hours of 9.00 am and 12 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—James Street Jetty, The Esplanade, Twilight Beach Road, Tourist Loop, Collier Road, Ravy Road, Shark Lake Road, Myrup Road, Fisheries Road, Goldfields Road, The Esplanade, Esperance.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 Dualathlon by members/entrants of the Triathlon Association of W.A. on August 2nd 1992 between the hours of 8.00 am and 9.30 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 left hand side of the carriageway on—Port Beach Road, Rudderham Drive, Birksgate Road, Rudderham Drive, North Mole Road, Rous Head Road, Port Beach Road, Fremantle.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

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**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 walking race by members/entrants of the W.A. Athletic Association on July 5th 1992 between the hours of 8.00 am and 11.00 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 left hand side of the carriageway on—Scenic Drive, Neville Drive, Church Street, Baluk Street, and return to Scenic Drive, Wanneroo.

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

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**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 Junior Triathlon by members/entrants of Advantage International Pty Ltd on December 6th 1992 between the hours of 7.00 am and 12 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Alexandria View, Anchorage Drive, Rosslare Promenade, Kinsale Drive, Seaham Way, Quinns Road, Ocean Road Robinson Avenue, Montrose Road, Toulon Circle, St Malo Court, Syros Court, Rosslare Promenade, Clarecastle Retreat, Mindarie.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

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**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Masters Cycling Council of W.A. on August 22nd 1992 between the hours of 9.30 am and 3.30 pm do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Great Eastern Highway, Hawke Avenue, Werribee Road, Linley Valley Road, Great Eastern Highway, Wooraloo.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 running race by members/entrants of the W.A. Marathon Club on October 25th 1992 between the hours of 6.45 am and 10.00 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 left hand side of the carriageway on—Kwinana Freeway Cycleway, Canning Bridge, The Esplanade, Mt. Henry Bridge Footpath/Cycleway.

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**ROAD TRAFFIC ACT 1974**

I, Victor Herbert Smith, Acting 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 cycle race by members/entrants of the Esperance Districts Cycle Club on September 13th 1992 between the hours of 9.00 am and 12 noon do hereby approve the temporary suspension of Regulations made under such Act on the Carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on—Ravy Road, Ravensthorpe Road, Esperance.

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

Dated at Perth this 1st day of July 1992.

V. H. SMITH, Acting Commander (Traffic Operations).

**RACING AND GAMING**

RA301

**BETTING CONTROL ACT 1954****BETTING CONTROL AMENDMENT REGULATIONS 1992**

Made by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

**Citation**

1. These regulations may be cited as the *Betting Control Amendment Regulations 1992*.

**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 1 July 1992 see 1991 Index to Legislation of Western Australia, pp. 258-259.]

**"License" amended throughout**

3. The principal regulations are amended, throughout, by deleting "license" and "licenses" and substituting, respectively, the following—

“ “licence” or “licences” ”.

**Regulation 4 amended**

4. Regulation 3 of the principal regulations is amended—

- (a) by deleting the definitions of "employee", of "metropolitan area" and of "registration, licence or permit" respectively;
- (b) in the definition of "country", by deleting "as defined in these regulations";
- (c) in the definition of "each way bet", by deleting "horse or greyhound" and substituting the following—  
“ horse, greyhound or other competitor or contingency ”;
- (d) in the definition of "rules", by inserting after "means" the following—  
“ , except in the Appendix, ”;



(e) in subregulation (2)—

(i) by deleting “defined by section 4 of the Act and” and substituting the following—

“ which are defined in, or are to be read as included in a reference by reason of, section 4 of the Act or which are ”;

(ii) by deleting “rule 1 of”;

and

(iii) by adding after “regulations”, in the second place where it occurs, the following—

“ , those Rules, and any approval given or notice published under section 4B of the Act, unless the context otherwise requires ”;

and

(f) by repealing subregulation (3) and subregulation (4) and substituting the following—

“ (3) Notwithstanding that these regulations and the Rules of Betting set out in the Appendix to these regulations would not otherwise apply, where an approval given or notice published under section 4B of the Act provides that, in the context of any sporting event or contingency to which that approval or notice applies, bets of a kind other than those defined in this regulation may be made, these regulations and those Rules of Betting then shall be taken to apply to those bets. ”.

#### **Regulation 4 amended**

5. Regulation 4 of the principal regulations is amended in subregulation (8), by deleting paragraphs (c) and (d) and substituting the paragraphs following—

“ (c) all applications for a licence to carry on business as a bookmaker;

(d) all applications for a licence to undertake employment as a bookmaker's employee; ”.

#### **Regulation 9 amended**

6. Regulation 9 of the principal regulations is amended—

(a) in subregulation (1)—

(i) by deleting “in the first instance or for the renewal of a licence”;

and

(ii) by deleting “approved by the Commissioner”;

(b) by repealing subregulations (2), (3) and (4);

(c) in subregulation (5)—

(i) by deleting the subregulation designation “(5)” and substituting the following—

“ (2) ”;

(ii) in paragraphs (a), by deleting “or renewal”;

(iii) in paragraph (b), by deleting “or renewal of a license”

(iv) in paragraph (a), by deleting “his” and substituting the following—

“ their ”; and

(v) in paragraph (b), by deleting “him” and substituting the following—

“ that person ”;

and

(d) by repealing subregulation (6).

#### **Regulation 9A amended**

7. Regulation 9A of the principal regulations is amended by repealing subregulation (6).

#### **Regulation 10 repealed**

8. Regulation 10 of the principal regulations is repealed.

#### **Regulation 11 amended**

9. Regulation 11 of the principal regulations is amended by inserting after “licence”, where it first occurs, the following—

“ as a bookmaker's employee ”.

#### **Regulation 12 amended**

10. Regulation 12 of the principal regulations is amended, in subregulation (1)—

(a) by deleting “prescribed in regulation 17” and substituting the following—

“ , if any, prescribed ”; and

- (b) by deleting "prescribed in regulation 18" and substituting the following—

" required by the Board in accordance with regulation 18 "

**Regulation 13 repealed**

11. Regulation 13 of the principal regulations is repealed.

**Regulation 14 amended**

12. Regulation 14 of the principal regulations is amended—

- (a) by repealing subregulation (1) and substituting the subregulation following—

" (1) A licence under the Act shall be issued in a form approved by the Board. ";

and

- (b) in subregulation (5)—

- (i) by inserting after "regulations", where it first occurs, the following—

" , as are specified in a notice published under section 4B of the Act ";

- (ii) by deleting "he is"; and

- (iii) by adding after "regulations", in the second place where it occurs, the following—

" or such a notice "

**Regulation 15 repealed**

13. Regulation 15 of the principal regulations is repealed.

**Regulation 16 amended**

14. Regulation 16 of the principal regulations is amended—

- (a) in subregulation (1), by deleting "a fee of two dollars" and substituting the following—

" the prescribed fee "; and

- (b) by repealing subregulation (3).

**Regulation 17 amended**

15. Regulation 17 of the principal regulations is amended—

- (a) in subregulation (1)—

- (i) by deleting the subregulation designation "(1)";

- (ii) in paragraph (a), by deleting "license, in the first instance \$10.00" and substituting the following—

" Bookmaker's licence \$300; ";

- (iii) by inserting the following paragraph—

" (b) on an application for, or for the renewal of, a bookmaker's employee licence \$20; ";

- (iv) in paragraph (c), by deleting "\$20.00" and substituting the following—

" \$100; "; and

- (v) by adding the following paragraphs—

" (d) on provision of a copy of a transcript of an appeal hearing, for each page \$2

(e) on applying for the issue of a duplicate licence \$10. ";

and

- (b) by repealing subregulation (2).

**Regulation 18 amended**

16. Regulation 18 of the principal regulations is amended—

- (a) by repealing subregulation (1) and subregulation (2);

- (b) by repealing subregulation (3) and substituting the following regulation—

" 18. The amount of the security required to be lodged with the Board under section 11 of the Act on an application for a bookmaker's licence shall be such as the Board may specify in relation to that application, but shall not be less than—

- (a) for a licence endorsed for operation in a metropolitan area Grandstand Enclosure \$30 000;

- (b) for a licence endorsed  
for operation in a leger \$15 000;
- (c) for a licence endorsed for  
operation at a country  
racecourse \$15 000. ”;

and

(c) by repealing subregulation (4) to subregulation (14), inclusive.

**Regulations 19, 20, 21, 21A, 21B, 22 repealed**

17. Regulations 19 to 22, inclusive, of the principal regulations are respectively repealed.

**Regulations 23 and 24 repealed**

18. Regulations 23 and 24, respectively, of the principal regulations are repealed.

**Regulation 26 repealed**

19. Regulation 26 of the principal regulations is repealed.

**Regulation 27 amended**

20. Regulation 27 of the principal regulations is amended—

- (a) by deleting “he changes his” and substituting the following—  
“ changing his or her ”;
- (b) by deleting “his new” and substituting the following—  
“ the address of the then current ”; and
- (c) by deleting “\$20” and substituting the following—  
“ \$50 ”.

**Regulation 28 amended**

21. Regulation 28 of the principal regulations is amended—

- (a) in subregulation (1), by deleting “, or any renewal certificate relating thereto,”; and
- (b) in subregulation (2), by deleting “, and any renewal certificate relating thereto,”.

**Regulation 29 amended**

22. Regulation 29 of the principal regulations is amended—

- (a) by deleting “his” and substituting the following—  
“ the ”;
- (b) by deleting “, together with the current renewal certificate, if any,”; and
- (c) by deleting the penalty provision, and substituting the following—  
“ Penalty: \$200. ”.

**Regulation 30 amended**

23. Regulation 30 of the principal regulations is amended by inserting, after “his”, the following—

“ or her ”.

**Regulation 31 repealed**

24. Regulation 31 of the principal regulations is repealed.

**Regulation 32 repealed**

25. Regulation 32 of the principal regulations is repealed.

**Regulations 33, 34 and 35 repealed**

26. Regulations 33, 34, and 35, respectively, of the principal regulations are repealed.

**Regulation 36 amended**

27. Regulation 36 of the principal regulations is amended—

- (a) in subregulation (1)—
  - (i) by deleting “who uses any betting ticket or causes it to be used shall” and substituting the following—  
“ shall not use or permit to be used in the carrying on of his or her business any betting ticket that—  
(a) is not in a form approved by the Commissioner; and  
(b) does not ”;
  - (ii) by inserting, after “his,” the following—  
“ or her ”;
  - (iii) by deleting “he” and substituting the following—  
“ that bookmaker ”;

(b) in subregulation (2)—

(i) by inserting after “his”, in both places where it occurs, the following—

“ or her ”; and

(ii) by deleting “he” and substituting the following—

“ that bookmaker ”;

and

(c) at the end of subregulation (3), by inserting the following—

“ Penalty: \$500 ”.

**Regulation 38 amended**

28. Regulation 38 of the principal regulations is amended—

(a) by deleting “Copies of the forms” and substituting the following—

“ Where copies of any form required to be ”;

(b) by inserting, after “approved”, the following—

“ or provided ”;

(c) by deleting “shall” and substituting the following—

“ is to ”; and

(d) by inserting, before “at”, the following—

“ the book of forms shall be so supplied ”.

**Regulations 40, 41, and 42 repealed**

29. Regulations 40, 41 and 42, respectively, of the principal regulations are repealed.

**Regulation 43 amended**

30. Regulation 43 of the principal regulations is amended—

(a) by repealing subregulation (1);

(b) in subregulation (2), by deleting “his employee” and substituting the following—

“ an employee of the bookmaker ”;

and

(c) in subregulation (3)—

(i) by deleting “his or its” and substituting the following—

“ the ”; and

(ii) by inserting, after “control”, the following—

“ of that person or body ”.

**Regulation 44 repealed**

31. Regulation 44 of the principal regulations is repealed.

**Regulations 45, 46 and 47 repealed**

32. Regulation 45, 46 and 47, respectively, of the principal regulations are repealed.

**Regulation 49 amended**

33. Regulation 49 of the principal regulations is amended by adding, after “only”, the following—

“ except in so far as in the context of a sporting event a notice published under section 4B of the Act provides otherwise ”.

**Regulation 50 amended**

34. Regulation 50 of the principal regulations is amended—

(a) by inserting, after “shall”, the following—

“ except in so far as in the context of a sporting event a notice published under section 4B of the Act provides otherwise, or ”;

and

(b) by deleting “he” and substituting the following—

“ the bookmaker ”.

**Regulation 51 amended**

35. Regulation 51 of the principal regulations is amended—

(a) in subregulation (1)—

(i) by deleting “unless he is” and substituting the following—

“ , except in so far as in the context of a sporting event a notice published under section 4B of the Act provides otherwise or unless ”;

and

(ii) by deleting "he" and substituting the following—

“ the bookmaker ”;

and

(b) in subregulation (3), by inserting after "horse or greyhound", in both places where it occurs, the following—

“ , or competitor or contingency in the context of a sporting event, ”.

#### **Regulation 52 amended**

36. Regulation 52 of the principal regulations is amended by deleting "he", in both places where it occurs, and substituting the following—

“ the bookmaker ”.

#### **Regulation 56 amended**

37. Regulation 56 of the principal regulations is amended—

(a) by deleting "Liquor Act, 1970" and substituting the following—

“ Liquor Licensing Act 1988 ”;

and

(b) in paragraph (b), by deleting the full stop and substituting the following—

“

unless the bet is authorized under section 5 (1a) of the Act. ”.

#### **Regulation 57 amended**

38. Regulation 57 of the principal regulations is amended—

(a) by deleting "to him";

(b) by inserting, after "ring", the following—

“ , or in an approved area where betting to which section 4B of the Act applies is carried on, ”;

and

(c) by inserting, after "stand", the following—

“ or other specified area ”.

#### **Regulation 58 amended**

39. Regulation 58 of the principal regulations is amended—

(a) by inserting after the regulation designation "58." the subregulation designation "(1)";

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

“ any licensed ”; and

(c) by adding the subregulation following—

“ (2) A bookmaker or licensed employee shall remain at the betting stand of that bookmaker for at least 15 minutes after the declaration of correct weight for the last race on the programme at any meeting on which the bookmaker is operating. ”.

#### **Regulation 59 amended**

40. Regulation 59 of the principal regulations is amended—

(a) by deleting "he displays on his stand" and substituting the following—

“ there is displayed on the betting stand of that bookmaker ”;

and

(b) by deleting "his name" and substituting the following—

“ the name of the bookmaker ”.

#### **Regulation 60 amended**

41. Regulation 60 of the principal regulations is amended—

(a) by deleting "his name" and substituting the following—

“ the name of that bookmaker ”;

(b) by inserting, after "greyhounds," the following—

“ or in the context of a sporting event the name of every competitor and a description of each contingency on which betting is approved, ”;

(c) by deleting "he" and substituting the following—

“ the bookmaker ”; and

(d) by deleting "Penalty: \$200".

**Regulation 61 amended**

42. Regulation 61 of the principal regulations is amended—

- (a) in subregulation (1)—
    - (i) by deleting “his”;
    - (ii) by deleting “he shall list” and substituting the following—  
“ is listed ”; and
    - (iii) by inserting, after “meeting” in the second place where it occurs, the following—  
“ or in the context of a sporting event the name of every competitor and a description of each contingency on which betting is approved ”;
  - (b) in subregulation (2)—
    - (i) by deleting “him” and substituting the following—  
“ that bookmaker ”; and
    - (ii) by deleting “longer” and substituting the following—  
“ other ”;
  - (c) in subregulation (3)—
    - (i) by deleting “employee of a bookmaker” and substituting the following—  
“ licensed employee ”; and
    - (ii) by deleting “he” and substituting the following—  
“ the bookmaker ”;
- and
- (d) by repealing subregulation (4).

**Regulation 62 amended**

43. Regulation 62 of the principal regulations is amended—

- (a) by inserting after the regulation designation “62.” the subregulation designation “(1)”;
  - (b) in paragraph (a)—
    - (i) by inserting, after “his”, the following—  
“ or her ”;
    - (ii) by inserting, after “he”, the following—  
“ or she ”;
  - (c) in paragraph (b), by deleting “by him” in both places where it occurs;
- and
- (d) by adding the subregulation following—  
“ (2) No bookmaker shall bet or offer to bet on any horse or greyhound, or in the context of a sporting event any competitor or contingency, which is not at that time included in the official list. ”.

**Regulation 63 amended**

44. Regulation 63 of the principal regulations is amended—

- (a) by repealing subregulation (2);
  - (b) by repealing subregulation (3) and substituting the subregulation following—  
“ (3) Where a bookmaker or a person on behalf of a bookmaker backs a horse or greyhound, or in the context of a sporting event a competitor or contingency, for the purpose of reducing the bookmaker's liability for bets already accepted by the bookmaker against that particular horse, greyhound, competitor or contingency, the bet shall be regarded for the purpose of these regulations as a “bet back”. ”;
  - (c) in subregulation (4), in paragraph (b), by deleting “in his books”;
  - (d) in subregulation (5), by deleting “in his books”;
  - (e) in subregulation (6), by deleting “he”, in both places where it occurs, and substituting the following—  
“ the bookmaker ”;
- and
- (f) by repealing subregulation (7).

**Regulation 64 amended**

45. Regulation 64 of the principal regulations is amended—

- (a) by deleting “he”, wherever it occurs, and substituting the following—  
“ the bookmaker ”; and
- (b) in subregulation (1)—
  - (i) by inserting, after “greyhound,”, the following—  
“ or in the context of a sporting event any competitor or contingency, ”;
  - (ii) in paragraph (b), and in paragraph (c), by inserting, after “race-course”, the following—  
“ , or in the context of any sporting event, ”;  
and
  - (iii) in paragraph (d), by inserting after “race”, where it first occurs, the following—  
“ , not being a race in respect of which betting is conducted in the context of a sporting event, ”.

**Regulation 65 amended**

46. Regulation 65 of the principal regulations is amended—

- (a) by deleting “he”, wherever it occurs, and substituting the following—  
“ the bookmaker ”; and
- (b) in subregulation (1)—
  - (i) by inserting, after “greyhound,”, the following—  
“ or in the context of a sporting event any competitor or contingency, ”;
  - (ii) in paragraph (b), and in paragraph (c), by inserting, after “race-course”, the following—  
“ , or in the context of any sporting event, ”;  
and
  - (iii) in paragraph (d), by inserting after “race”, where it first occurs, the following—  
“ , not being a race in respect of which betting is conducted in the context of a sporting event, ”.

**Regulation 66 repealed**

47. Regulation 66 of the principal regulations is repealed.

**Regulation 67 repealed**

48. Regulation 67 of the principal regulations is repealed.

**Regulation 70 added**

49. The principal regulations are amended by adding, after regulation 69, the regulation following—

“ **Totalisator operation by a racing club**

70. (1) In this regulation a reference to a club is a reference to a committee or another authority controlling a racecourse that operates a totalisator under an authorisation to which section 17B of the Act for the time being applies

(2) A club may authorise another club to transmit bets received by that club to a totalisator pool conducted by the first-mentioned club.

(3) A club shall not accept a bet transmitted by another club to a totalisator pool conducted by it unless the club transmitting the bet has been authorised by the first-mentioned club to so transmit bets and the authorisation has not been withdrawn by that club.

(4) A club may withdraw an authorisation given by it under subregulation (2) at any time.

(5) A bet received by a club may be transmitted by that club to—

(a) a totalisator pool operated by the TAB under the Totalisator Agency Board Betting Act 1960 if the TAB has authorised the club to so transmit the bet and that authorisation has not been withdrawn; or

(b) a totalisator pool operated by another club if that club has authorised the first-mentioned club to so transmit the bet and the authorisation has not been withdrawn.

(6) Bets transmitted under section 17B of the Act and registered on a totalisator shall form part of the total amount invested on the totalisator in respect of the race, sporting event or contingency for which

the bets were transmitted, and shall be taken into account in the calculation of the dividends to be declared payable on the result of that race, sporting event or contingency.

(7) Notwithstanding subregulation (6), bets that are transmitted and received under section 17B of the Act form part of the gross amount of the takings of the totalisator of the club with whom the bet was initially placed and the dividends declared payable on those bets shall be payable by that club.

(8) Where a club transmits bets to a totalisator pool conducted by another club, the profit, or loss, from the operation of that totalisator pool shall be apportioned by the club to which the bet was transmitted and paid, credited or debited to the club transmitting the bet in proportion to the contribution of that club to the total investments in that totalisator pool. ”.

#### **Appendix amended**

50. The Appendix to the principal regulations is amended—

(a) by inserting, after the heading “RULES OF BETTING”, the following subheading—

“ *Part 1—Betting under the Rules of Racing, the Rules of Trotting or the Rules of Greyhound Racing* ”;

and

(b) by inserting, after rule 17, the following subheading and rules—

“ *Part 2—Betting on a sporting event, or a contingency, approved under section 4B*

1. Bets shall be determined on the official results as declared by the controlling authority responsible for conducting the sporting event to which the bets relate.
  2. Any outcome not covered by these rules shall be determined by the Stewards acting at the race meeting where the bet was laid.
  3. Where betting on the outcome of a sporting contingency involves a points margin, such a points margin shall be declared to half a point in every case.
  4. Where a sporting event or contingency results in a tie, draw or dead-heat, and odds are offered for that tie, draw or dead-heat, any bet for a win is lost.
  5. If no odds are offered for a tie, draw or dead-heat and the event or contingency results in a tie, draw or dead-heat between 2 teams or 2 competitors, then any bet for a win shall be determined in the following manner—
    - (i) half of the amount wagered shall be regarded as “won” at the agreed odds; and
    - (ii) half of the amount wagered shall be lost.
  6. In bets involving more than one contingency of, or relating to, the same sporting event—
    - (a) if the first contingency is not decided in the backer’s favour, the bet is lost;
    - (b) where the bet covers 2 contingencies and either of those contingencies is decided in the backer’s favour and the other results in a tie, the backer shall receive half the amount receivable had the bet been a winning bet;
    - (c) where the bet covers 2 contingencies and both are tied, the backer shall receive one fourth of the amount receivable had the bet been a winning bet;
    - (d) where the bet covers 2 or more contingencies and one contingency is decided in the backer’s favour, if the event is subsequently abandoned or if by reason of circumstances not covered by that bet any bet as to any of the other contingencies is not capable of being decided, the backer shall be paid at odds to be determined by the Stewards acting at the race meeting where the bet was laid;
    - (e) where the bet covers 3 or more contingencies and one or more results in a tie, bets shall be determined by the Stewards acting at the meeting where the bet was laid;
- and
- (f) where the bet covers a contingency and by reason of circumstances not covered by the bet it is not capable of being decided, all bets are to be refunded.



7. Where a sporting event is abandoned, all bets are to be refunded except those laid in respect of contingencies that have been decided totally or in part.
8. Where a sporting event is postponed to a later date, all bets on the event or contingent on the event shall stand.
9. All bets in relation to sporting contingencies shall be "play or pay", unless the parties mutually agree to the contrary. "

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

#### RA401

#### SUMMARY OF LIQUOR LICENSING APPLICATIONS

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

App No.	Applicant	Nature of Application	Last Day for Objections
<b>Transfer of Licence</b>			
1	Birok Pty Ltd	Application to transfer liquor store licence in respect of Brackleys Cellars—Gosnells, from, P. M. Rundell (R&M).	30/6/92
2	Thi Du Tran	Application to transfer liquor store licence in respect of Mount Lawley Liquor Store, Mount Lawley, from, Landrell Pty Ltd.	17/7/92
3	Tranby Pty Ltd	Application to transfer hotel licence in respect of the Court Hotel, Perth, from, B. D. & K. A. Oakley.	15/7/92
4	Matilda Bay Brewing Co. Ltd.	Application to transfer tavern licence in respect the Union Bar and Cafe, West Perth, from Matilda Bay Brewing Co. Ltd (S87).	17/7/92.
5	Erley Pty Ltd	Application to transfer hotel licence in respect of Warwick Hotel, Warwick from Destone Pty Ltd.	17/7/92
6	M. A. and C. L. Wauchope	Application to transfer Special Facility licence in respect of the Peel Princess, South Yunderup, from, S. H. McMahan.	18/7/92
7	Selwyn Wines P/L	Application to transfer wholesale licence in respect of Selwyn Wine Co., Maddington, from, Caineggia Refrigeration Pty Ltd.	18/7/92
8	Gannaway Holdings Pty Ltd	Application to transfer liquor store licence in Hyden Trading Co, Hyden, from G. W. & C. S. Sydney and W. & D. Raine.	15/7/92
9	Dolten Pty Ltd	Application to transfer liquor store licence in respect of Dunstons Liquor Store, Mount Lawley, from Retail Equity Pty Ltd.	15/7/92
<b>New Licence</b>			
1A/92	N & M Gangemi	Application for a liquor store licence in respect of Mundijong Store and Deli, 20 Paterson Street, Mundijong.	3/8/92
2A/92	Sunmill Holdings P/L & Concordia Investments P/L	Application for a tavern licence in respect of the Palm Springs Tavern, Lot 606 Warnbro Sound Ave, Palm Springs.	5/8/92
3A/92	Haze Holdings P/L & Impala Holdings P/L	Application for a special facility licence in respect of Striker Belmont Indoor Sports Centre, 136 Esther Road, Belmont.	3/8/92
2BR/92	Seyval Pty Ltd	Application for the removal of wholesale licence in respect of Fletcher Rienhold, from: 4/104 Norma Road, Myaree to: 1/25 Frederick Street, Belmont.	16/7/92

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

G. B. AVES, Director of Liquor Licensing.

RA402

**BETTING CONTROL ACT 1954****Section 4B (3)****Notice of Approval for Sports Betting Events and Contingencies**

I, Pamela Beggs, being the Minister administering the Betting Control Act 1954, hereby approve the following sporting events and contingencies on which betting by licensed bookmakers is permitted in accordance with section 4B of the Betting Control Act.

1. Event: Olympic Games, Commonwealth Games, any World or National athletic or swimming championship.

Contingency: A nominated competitor or team to win the final of an event.

2. Event: AFL Football matches.

Contingency: (a) A nominated team or teams to win a nominated match or matches either outright or by a nominated points margin.

(b) A nominated team to win the AFL Grand Final either outright or by a nominated points margin.

(c) A nominated team to play in the AFL Grand Final.

(d) A nominated team to finish in the top five teams at the end of the qualifying rounds.

(e) A nominated player to score the most goals at the completion of the qualifying rounds.

(f) A nominated player to win the Brownlow Medal.

3. Event: WAFL Football matches.

Contingency: (a) A nominated team or teams to win a nominated match or matches.

(b) A nominated team to finish in the top five (5) after the qualifying rounds.

(c) A nominated team to play in the Grand Final.

(d) A nominated team to win the Grand Final.

(e) A nominated player to score the most goals at the completion of the qualifying rounds.

(f) A nominated player to win the Sandover Medal.

4. Event: National Basketball League matches.

Contingency: (a) A nominated team to win the National Basketball League Championship.

(b) A nominated team to win a nominated match.

5. Event: International Cricket Test matches.

Contingency: (a) A nominated team to win a nominated series.

(b) A nominated series to be drawn.

(c) A nominated team to win a nominated match.

(d) A nominated match to be drawn or tied.

6. Event: One Day Cricket matches between National, State or English Country teams.

Contingency: (a) A nominated team to win a nominated series.

(b) A nominated team to win a nominated match.

(c) A nominated match to be tied.

7. Event: Sheffield Shield Cricket matches.

Contingency: (a) A nominated team to win the Sheffield Shield.

(b) A nominated team to win a nominated match.

(c) A nominated match to be drawn or tied.

8. Event: The Australian and American Masters, Open and PGA Golf Championships, British Open Golf Championship and any Australian State Open Golf Championship.

Contingency: A nominated player to win a nominated tournament.

9. Event: World Formula 1 Motor Racing Championship, Australian Touring Car Motor Racing Championship, World 500 cc Motorcycle Racing Championship, Australian 500 cc Motor Cycle Racing Championship, World and Australian Rally Championships.

Contingency: (a) A nominated competitor or team to win a nominated race.

(b) A nominated competitor or team to win a Final or Series.

10. Event: NSW Rugby League matches.

Contingency: (a) A nominated team to win the Grand Final either outright or by a nominated points margin.

(b) A nominated team to be one of the teams that compete in the Finals matches.

(c) A nominated team to win a nominated match either outright or by a nominated points margin.

(d) A nominated match to be drawn.

11. Event: State of Origin Rugby League Series.

Contingency: (a) A nominated team to win the series.

(b) A nominated team to win a nominated match in the series either outright or by a nominated margin.

(c) A nominated match to be drawn.

12. Event: International Rugby League or Union matches.

Contingency: (a) A nominated team to win a nominated match either outright or by nominated points margin.

(b) A nominated team to win a series.

(c) A nominated match to be drawn.

13. Event: English Football Association Soccer Cup, European Nations Soccer Cup, European Soccer Cup, European Soccer Cup Winners Cup, U.E.F.A. Soccer Cup, World Soccer Cup, English League Soccer Cup.

Contingency: (a) A nominated team to win the Final either outright or by a nominated points (goals) margin.

(b) A nominated team to play in the Final.

(c) A nominated team to win a nominated match in—

(i) 90 minutes play plus injury time,

(ii) extra time,

(iii) after replay(s) and or penalty shoot out,

either outright or by a nominated points margin.

(d) A nominated match to be drawn after—

(i) 90 minutes play plus injury time,

(ii) extra time.

14. Event: United Kingdom, Italian and Australian Soccer League Championships.

Contingency: A nominated team to win the Championship.

15. Event: Australian Open, French Open, United States Open, Wimbledon, ITP German Compaq, Davis Cup and Hopman Cup Tennis Tournaments.

Contingency: (a) A nominated player or team to win a nominated final.

(b) A nominated player or team to win a nominated match.

(c) Number of sets taken to decide a nominated match.

16. Event: National Baseball League matches.

Contingency: (a) A nominated team to win the National Baseball League Championship.

(b) A nominated team to win a nominated match.

17. Event: Sydney to Hobart Yacht Race.

Contingency: (a) A nominated yacht to be awarded "Line Honours".

(b) A nominated yacht to be declared the winner of the race on handicap.

18. Event: America's Cup Yacht Races.

Contingency: (a) A nominated yacht to win the America's Cup.

(b) A nominated yacht to win the Challenger series.

(c) A nominated yacht to win a nominated race.

19. Event: World Title boxing matches.

Contingency: (a) A nominated boxer to win a nominated bout, either by knock out or on points.

(b) A nominated bout to be drawn.

(c) a nominated bout to be won by a nominated boxer in a nominated round or decided in a nominated round.

PAM BEGGS, Minister for Racing and Gaming.

**VALUER GENERAL****VG101****CORRIGENDUM****VALUATION OF LAND ACT 1978**

The notice of making General Valuations that appeared in the *Government Gazette* dated 26 June 1992 is corrected as follows—

**1. Gross Rental Values**

Authorities required to adopt—

Water Authority of Western Australia;  
Local Government; Water Board Bunbury  
For those listed as appropriate.

**2. Unimproved Values**

Shires of	Urban Areas	Rural Areas
Harvey	1 October 1991	1 January 1991
Kent	1 October 1991	1 January 1991
Kondinin	1 October 1991	1 January 1991
Kulin	1 October 1991	1 January 1991
Lake Grace	1 October 1991	1 January 1991
Waroona	1 October 1991	1 January 1991

J. B. DUNCAN, Valuer General.

**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
215/91 .....	Supply and erection of minor plant shed at MRWA Depot, Carnarvon	July 23
216/91 .....	Supply and erect a maintenance shed with loading ramp at MRWA Winning Depot, Carnarvon	July 23
37/92 .....	The erection of 79.15 km of electric fencing through Minilya Station adjacent to NWCH and Minilya-Exmouth Road, Carnarvon Division	July 31

**ZT202***Acceptance of Tenders*

Contract No.	Description	Successful Tenderer	Amount
			\$
210/91 .....	Supply and delivery of three 5.0 tonne aggregate tilting plant trailers.	Polmac Trailers Pty Ltd	25 593.75
32/92 .....	Alterations to general purpose shed, Northam Depot.	N. & J. Gough .....	20 650.00
11/92 .....	Provision of routine testing for a twelve month period, Metropolitan Division.	Materials Consultants Pty Ltd SRC Laboratories	As required

D. R. WARNER, Director, Corporate Services.

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			1992
June 19	252A1992	Request for Tenders for Data Cabling & Associated Services for the Department for Community Services	July 16
June 19	253A1992	Supply and Installation of Data Communications Equipment for the Department for Community Services ....	July 16
June 26	040A1992	Tapes—Sound Recording and Video Recording to various Government Departments .....	July 16
June 26	127A1992	Supply and Delivery of Garden Machinery and Chainsaws to various Government Departments (includes Brushcutters, Lawn Edgers, Lawn Mowers, Lawn/Leaf Vacuums and Chainsaws) for a period of one (1) year (beginning August 24, 1992) with an option exercisable by the Commission to extend for two (2) further twelve (12) month periods .....	July 16
June 26	427A1992	Cardboard Voting Screens (approx 3 000 Screens) for the Western Australian Electoral Commission .....	July 16
June 26	435A1992	Supply and Delivery of a Real Time Diagnostic Ultrasound Scanning Unit for the Swan Districts Hospital's Department of Radiology .....	July 16
June 26	436A1992	Supply and Delivery of three (3) only 1 Berth Caravan Office Sleeper and Kitchen Units for the Main Roads Department .....	July 16
July 3	439A1992	Supply, Delivery, Installation and Commissioning of an Uninterruptable Power Supply Unit (U.P.S.) for the Department of State Services, Bureau Services. Tenderer briefing at Bureau Services on Thursday July 9, 1992 at 10.00 a.m. ....	July 16
July 3	440A1992	Supply, Delivery, Installation and Commissioning of two (2) 60kW to 70kW Airconditioning Units and the Decommissioning, Removal and Disposal of an existing Airconditioning Unit for the Department of State Services, Bureau Services. Tenderer briefing at Bureau Services on Thursday July 9, 1992 at 2.00 p.m. ....	July 16
July 3	030A1992	Batteries, Storage, Lead Acid to various Government Departments .....	July 23
July 3	276A1992	Supply and Delivery of Ultra High Frequency Portable (Manpack) Radio Transceivers for a period of up to three (3) years for the W.A. State Emergency Service .....	July 30
July 10	444A1992	Supply and free delivery of a Mobile Surgical X-Ray C-Arm for Biomedical Engineering, Health Department .....	July 23
July 10	442A1992	Amenities Mobile Camp Mess Facilities: One (1) only Mobile Kitchen Facility; One (1) only Mobile Dining Facility; and One (1) only Mobile Storage Facility, for Westrail .....	July 30

*For Service*

June 26	191A1992	State Government Ad-Hoc Courier Service for a one (1) year period with an option of two (2) further twelve (12) month periods .....	July 23
July 10	182A1992	Hire of Light Twin-Engined Aircraft and Helicopters (with Pilots) for Aerial Prescribed Burning Operations and other Aerial work for Department of Conservation and Land Management .....	July 30
July 10	254A1992	Cleaning of Joondalup College of TAFE for Classification B Cleaners—Inspection: 3.30 pm Friday 17th July 1992, for the Ministry of Education .....	July 30

STATE SUPPLY COMMISSION—*continued*

Date of Advertising	Schedule No.	Description	Date of Closing
1992		<i>For Sale</i>	1992
June 26	434A1992	1972 Bitumen Premix Unit (MRD 1784) at Welshpool for Main Roads Department .....	July 16
June 26	437A1992	Tractor Mounted Road Broom (MRD 0516) at Welshpool for Main Roads Department .....	July 16
July 3	438A1992	One Ford 500 Prime Mover (UQL 738) and Low Loader Trailer (UQT 838) at Esperance for Department of Agriculture .....	July 23

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

*Accepted Tenders*

Schedule No.	Particulars	Contractor	Rate
	<i>Supply</i>		
041A1992	Supply and Free Delivery of Injection Sets, Needles and Syringes for "Whole of Health" Requirement. For a Two Year Period with an option to extend for a further 12 months.	Terumo Aust Pty Ltd. ...	Details on Request
236A1992	Supply and Delivery of Fabrics for the Hospital Laundry and Linen Service for a One Year Period	Various .....	Details on Request
	<i>Purchase and Removal</i>		
403A1992	Purchase and Removal of Firearms for Police Department—Ballistic Section—Maylands	Various .....	Details on Request
426A1992	Purchase and Removal of a Kitchen Caravan (MRD 0641) (UQV 792), Mess Caravan (MRD 1687) (UQV 643), Sleeper Kitchen Caravan (MRD 1860) (UQV 950) for Main Roads Department—Kalgoorlie	Item 1: J. Devlin Item 2: Denis Johnson Item 3: Denis Johnson	\$755.00 \$640.00 \$2 200.00
424A1992	Purchase and Removal of a 1989 Mitsubishi Triton Ute (6QY 490) for the Department of Agriculture—Kununurra	G. Drew .....	\$8 113.00

## ZT401

## WATER AUTHORITY OF WESTERN AUSTRALIA

*Tenders*

Tenders are invited for the projects listed below and will be accepted up to 2.30 pm on the closing date specified.

Tender documents are available from the Supply Services Branch, Level 2, Entry 4, John Tonkin Water Centre, 629 Newcastle Street, Leederville, WA 6007.

Tender documents must be completed in full, sealed in the envelope provided and placed in the Tender Box located at the above Leederville address.

The lowest or any tender may not necessarily be accepted.

Contract No.	Description	Closing Date
		1992
AV 23312	Supply of one only 1500 kg G.V.M. Tray Top Truck in accordance with Specification 92V/9	21 July

ZT402

WATER AUTHORITY OF WESTERN AUSTRALIA—*continued*  
Accepted Tenders

Contract	Particulars	Contractor	Price
NM 20607	Esperance Wastewater Treatment Plant Augment Capacity—Civil Works	Backland Nominees Pty Ltd	\$226 956

W. COX, Managing Director.

## PUBLIC NOTICES

ZZ101

### 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 10th August 1992, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Atkins, Susan, late of 17 Clifton Street, Nedlands, died 8/4/92.  
 Beeson, Amy Jennie, late of Kwinana Nursing Hostel, 44 Chilcott Street, Kwinana, died 15/6/92.  
 Brooks, Beatrice Clare, late of Seaforth Gardens, 2452 Albany Highway, Gosnells, died 29/5/92.  
 Clegg, Charles Murray, formerly of 52 Chrysostom Street, Trigg, late of Craigmont Nursing Home, Maylands, died 6/4/92.  
 Collins, Alice Ruth, late of 3 William Street, Bunbury, died 26/3/92.  
 Cottee, Ronald Edward, late of 156 Riseley Street, Booragoon, died 10/5/92.  
 De Young, John Robinson, late of St George's Nursing Home, 20 Pinaster Street, Mount Lawley, died 28/4/92.  
 Doughney, Arthur Robert, late of 70A Wasley Street, North Perth, died 5/6/92.  
 Hansen, Patricia May, late of 54 Goddard Street, Lathlain, died 11/6/92.  
 Hayes, James William, late of Room 25 Spinifex Hotel, Derby, died 19/2/92.  
 Holroyde, Derek James Gilbert, late of 10 Winjana Road, Lesmurdie, died 10/5/92.  
 Horton, Lucelle Blanche, late of Southern Cross Hospital, Leach Highway, Bateman, died 24/6/92.  
 Jones, Sophia, late of Joondanna Village Lodge, Osborne Street, Joondanna, died 27/5/92.  
 Logan, Margaret Aldington, late of Mount Henry Hospital, Cloister Avenue, Como, died 7/5/92.  
 Lydiate, Berna Mary Ross, late of Unit 15 Wattle Hill Lodge, Bunbury, died 29/5/92.  
 McDowall, Lena, late of Mosman Park Nursing Home, 57 Palmerston Road, Mosman Park, died 3/6/92.  
 McKenzie, Euan Raymond, late of 145 Heytesbury Road, Subiaco, died 23/4/92.  
 McNab, Peter, late of 3 Bucktin Street, Collie, died 29/4/92.  
 Myers, Alice Eleanor, late of 2/45 Dryden Street, Yokine, died 9/6/92.  
 Ngarari, Alice, late of Numbala Nunga Nursing Home, Derby, died 21/11/91.  
 O'Neill, Bonnie Inez, late of Bassendean Nursing Home, 27 Hamilton Road, Bassendean, died 19/5/92.  
 Pallas, Rodolf Karl Frederick, late of 4 Rockton Road, Nedlands, died 14/5/92.  
 Parry, Ann Wyn, late of 95 Rochester Circle, Balga, died 7/11/89.  
 Peacock, Cyril Edward, late of Bunbury Nursing Home, Bunbury, died 19/4/92.  
 Pride, Olive Josephine, late of 19/16 Bunderra Close, Karawara, died 29/4/92.  
 Sheridan, Reginald Charles, late of St. George's Nursing Home, 20 Pinaster Street, Mount Lawley, died 30/5/92.  
 Smith, Evelyn Beatrice, late of 136 Rosebery Street, Inglewood, died 6/6/92.  
 Smith, Samuel Thomson, late of 16/106 William Street, Gooseberry Hill, died 5/6/92.  
 Steneker, Grace Violet, late of 266 Charles Street, North Perth, died 30/3/92.  
 Stevenson, William, late of Borneo House, Lemnos Hospital, 227 Stubbs Terrace, Shenton Park, died 26/11/91.  
 Thomas, Leslie Ernest, late of 5B Cadd Street, Balcatta, died 12/6/92.  
 Walsh, Ellen Loxley, late of 1 Lawrence Street, Bayswater, died 25/5/92.  
 Watkins, Gregory Sharwood, late of Unit 1, 5 Ostend Road, Scarborough, died 26/5/92.  
 Wesselink, Josef, late of 38 Storrington Crescent, Balga, died 21/6/92.  
 Dated this 6th day of July 1992.

K. E. BRADLEY, Public Trustee.  
Public Trust Office,  
565 Hay Street Perth 6000.

ZZ102

**PUBLIC TRUSTEE ACT 1941**

Notice is hereby given that pursuant to section 14 of the Public Trustee Act 1941 and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons. Dated at Perth the 1st day of July 1992.

K. E. BRADLEY, Public Trustee  
565 Hay Street, Perth 6000.

Name of Deceased; Occupation; Address; Date of Death; Date Election Filed.

Stoines, Frederick Mark; Invalid Pensioner; Armadale; 12/1/90; 3/6/92.

Thomas, Emily; Widow; Lesmurdie; 29/3/92; 3/6/92.

Brandon, Joseph Albert; Retired Works Manager; Scarborough; 28/3/92; 3/6/92.

Casey, Herbert Robert; Retired Mechanical Engineer; Inglewood; 15/1/92; 3/6/92.

Constable, Linda Tabitha; Widow; Warwick; 23/2/92; 3/6/92.

Craine, Thomas Bruce; Marine Engineer; Muster; 23/8/92; 3/6/92.

Mutton, James Henry; Retired Union; South Perth; 9/4/92; 3/6/92.

Shute, Caroline Alice; Widow; Bentley; 8/4/92; 3/6/92.

Small, Gladys Beatrice; Widow; Beaconsfield; 22/1/92; 3/6/92.

Van Allen, Willem Frederick; Retired Mental; Perth; 12/5/91; 3/6/92.

Whitaker, Lilyan Winifred; Widow; Orelia; 7/4/92; 9/6/92.

Shane, Martin David; Retired Labourer; Boulder; 26/2/92; 9/6/92.

Moore, Cathleen May; —; Rivervale; 27/6/92; 9/6/92.

Rye, Carl; Invalid Pensioner; Perth; 10/2/92; 9/6/92.

Jones, Catherine Helen; Widow; Nedlands; 7/4/92; 9/6/92.

McCafferty, Samuel Sharp; Retired Labourer; Coolbellup; 21/1/92; 9/6/92.

Evans, Mary Monica; Widow; Claremont; 8/7/91; 9/6/92.

Elliott, Lilian; Widow; Bentley; 7/4/92; 9/6/92.

Bryson, Joseph Alan; Retired Labourer; Cannington; 20/2/92; 26/6/92.

Obrolinski, Frank Joseph; Labourer; Fremantle; 14/12/92; 26/6/92.

Keay, Lewis Alyth; Retired Customs Officer; Como; 6/1/92; 26/6/92.

Sprogis, Reinholds; Retired Labourer; Innaloo; 11/11/90; 26/6/92.

Lillywhite, Laurence Arthur; Retired Accountant; Dalkeith; 5/6/91; 26/6/92.

Murphy, Florence Marion; Widow; Victoria Park; 28/4/92; 26/6/92.

Logan, Margaret Adlington; Widow; Como; 7/5/92; 26/6/92.

O'Connor, Gregory William; Retired Butcher; Karrinyup; 29/1/92; 26/6/92.

Thompson, Audrey Anne; Widow; Karawara; 17/4/92; 26/6/92.

ZZ201

**TRUSTEES ACT 1962**

In the matter of the Estate of Albert Thomas Harris late of 74 Kurdal Road, Coodanup in the State of Western Australia, Retired Motor Driver, Deceased.

Creditors and other persons who have claims to which Section 63 of the Trustees Act 1962 (as amended) relates, in respect of the Estate of the abovenamed Deceased who died on the 16th February 1989 at Fremantle Hospital, Fremantle in the said State, are required by the Executors of this Estate Mavis Harris and Rodney Thomas Harris both care of 91 Dundas Road, Inglewood in the said state to send particulars of their claim to them at the address hereunder by the 7th day of August 1992, after which date the Executors may convey or distribute the assets having regard only to the claims of which they have notice.

Dated the 3rd day of July 1992.

BOSTOCK & RYAN, Solicitors for the Executors.  
Fourth Floor, 178 St George's Tce, Perth 6000



ZZ202

**TRUSTEES ACT 1962**

In the matter of the Estate of Philip Louis Van Doornum late of 62 Blanchard Road, Swan View in the State of Western Australia, Mechanic Deceased.

Creditors and other persons who have claims to which section 63 of the Trustees Act 1962 (as amended) relates in respect of the Estate of the abovenamed Deceased who died on the 3rd April 1991 at Shenton Park, in the said State, are required by the Executrix of his Estate Margaret Alison Van Doornum of care of Bostock & Ryan to send particulars of their claim to her at the address hereunder by the 7th August 1992 after which date the Executrix may convey or distribute the assets, having regard only to the claims of which she has notice.

Dated this 3rd day of July 1992.

BOSTOCK & RYAN, Solicitors for the Executrix.  
Fourth Floor, 178 St George's Tce, Perth 6000.

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ZZ203

**TRUSTEES ACT 1962**

In the Matter of the Estate of Alice Victoria James Late of Undercliffe Nursing Home, Coongan Avenue, Greenmount, Widow, Deceased.

Creditors and other persons who have claims to which section 63 of the Trustees Act 1962 (as amended) relates, in respect of the estate of the abovenamed Deceased who died on the 2nd April 1992 at Greenmount in the said State, are required by the Executors of her Estate Colin Winston James and Judith James of 1370 Victor Road, Darlington in the said State to send particulars of their claim to them at the address hereunder by the 7th August 1992, after which date the Executors may convey or distribute the assets having regard only to the claims of which they have notice.

Dated this 3rd day of July 1992.

BOSTOCK & RYAN, Solicitors for the Executors.  
Fourth Floor, 178 St George's Tce, Perth 6000.

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ZZ204

**TRUSTEES ACT 1962****NOTICE TO CREDITORS AND CLAIMANTS**

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the Estate of the undermentioned deceased persons, are required by Perpetual Trustees W.A. Ltd of 89 St George's Terrace, Perth, to send particulars of their claims to the Company, by the undermentioned date, after which date the said Company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following expire one month after the date of publication hereof.

Bennett, Muriel Sheila, late of 11 Adana Street, Mandurah, Widow, died 21 June 1992.

Boardman, Ernest, late of 4/91-93 Fitzroy Road, Rivervale, Retired, died 18 June 1992.

Bowley, Milner Clyde, formerly of Tuohy Nursing Home, 22 Morrison Road, Midland, late of 61 York Street, Tuart Hill, Retired Postmaster, died 9 June 1992.

Durack, Eric Gerard, late of 3 Bruce Street, Nedlands, Retired Pastoralist, died 25 June 1992.

Goodrick, James Thomas, late of 14 Bridges Road, Melville, Retired Clerk, died 30 May 1992.

Kleeman, Geraldine Gertrude, late of The Homes of Peace, Walter Road, Inglewood, Divorced, died 30 June 1992.

Lasserre, Patricia Lucy, late of 10 Fortview Road, Mt. Claremont, Home Duties, died 26 June 1992.

Nash, Marjorie Constance, late of Capetown, Republic of South Africa, Widow, died 15 September 1991.

Taylor, Annie Patricia, formerly of 34 Coral Road, Kalamunda, late of 21 Heath Road, Kalamunda, Widow, died 15 June 1992.

Weir, Kathleen, late of 32A Raleigh Street, Carlisle, Widow, died 3 April 1992.

Dated this 8th day of July 1992.

J. KMIECIK, Manager, Trusts and Estates, Administration.

ZZ205

**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 undermentioned deceased person are required to send particulars of their claims to the Executors care of Mayberry, Hammond & Co., 85 Fitzgerald Street, Northam within one (1) calendar month from the date of publication of this Notice at the expiration of which time the Trustees may convey or distribute the assets having regard only to claims of which notice has been given.

Leeson, Peter William late of Permanent Care Unit Northam Hospital, Northam, Retired Farmer, who died on the 3rd day of December 1991.

Dated this 6th day of July 1992.

MESSRS. MAYBERRY, HAMMOND & CO.,  
Solicitors for the Executor,  
85 Fitzgerald Street, Northam.

ZZ401

**NOTICE OF DISSOLUTION OF PARTNERSHIP**  
**Honda Small Motors**

Notice is hereby given that as from 28 June 1992 the partnership subscribing between Graham John McKenna, Dene Joan McKenna, Ermano Rampellini and Rhonda Rampellini carrying on business as Honda Small Motors ("the Business") at Lot 70 Cobbler Place Mirrabooka was dissolved.

Ermano Rampellini and Rhonda Rampellini will continue to carry on the Business.

Graham John McKenna and Dene Joan McKenna will not accept responsibility of liability for any debts incurred by Ermano Rampellini and Rhonda Rampellini on behalf of the Business or by the Business after the date of dissolution.

MALLESONS STEPHEN JAQUES, Solicitors and Agents  
for Graham John McKenna and Dene Joan McKenna.

ZZ402

**CARTER CONTRACTING CO. PTY LTD.**  
**(IN VOLUNTARY LIQUIDATION)**  
**A.C.N. 008 675 643**

**Notice of Final Meeting of Members Pursuant to Section 509**

Notice is hereby given in pursuance of Section 509 of the Australian Corporation and Securities Legislation that the final General Meeting will be held at the office of Metcalf Spahn, 40 Churchill Avenue, Subiaco on Friday 14th August, 1992 at 2.30 p.m. to receive the Liquidators account showing how the winding-up has been conducted and the property of the company has been disposed of and hear any explanations that may be given by the Liquidator.

Dated this 6th day of July, 1992.

B. M. RICHARDS, Liquidator.

ZZ403

**CORPORATIONS LAW**  
**Section 492 (2) (a)**  
**Notice of Resolution**  
**JARDINE PRENTIS PTY LTD**  
**A.C.N. 008 741 651**

Notice is hereby given that at an Extraordinary General Meeting of members of the abovenamed Company, held on 1 July 1992, the following Special Resolution was passed—

That the Company be wound up voluntarily.

Peter Brazier, Chartered Accountant, was appointed Liquidator for the purposes of the winding up.

Dated this 6th day of July 1992.

PETER BRAZIER, Liquidator.  
Unit 2, Building A  
661 Newcastle Street  
Leederville.

ZZ404

## DISSOLUTION OF PARTNERSHIP

Graham Neil Basden hereby gives notice that the partnership subsisting between himself and Andrew Lawrence Waite carrying on the business of movie and television memorabilia retailers at Shop 31 Cinema City Arcade Perth under the business name "Movie Mania" was dissolved from and including 10th July 1992. As from that date the abovementioned business shall be carried on by the said Andrew Lawrence Waite as sole proprietor.

Dated this 10th day of July 1992.

TOLSON & CO, Solicitors and Agents  
for Graham Neil Basden.

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WESTERN AUSTRALIA

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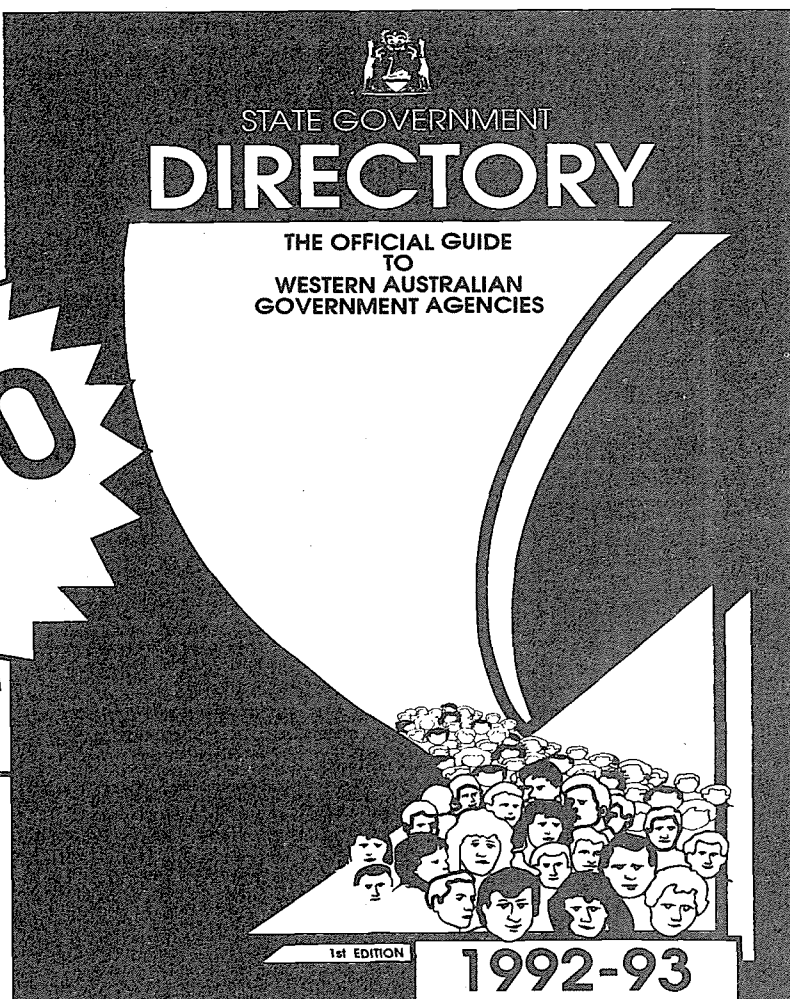
Government offers an enormous range of services to people in our community which enhances their lives.

Departments and agencies do not operate behind closed doors. These organisations are making every effort to be increasingly responsive to the needs of customers and citizens.

This publication consolidates valuable information about agencies of the Western Australian Government. Simple contact details are accompanied by concise descriptions of the role of agencies and the legislation they administer. Future editions will be improved and expanded taking into account the needs of users.

This directory will have many uses and individuals and organisations should find this volume most helpful.

Carmen Lawrence  
PREMIER.



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