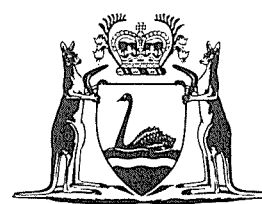




WESTERN
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Gazette

4957



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G. L. DUFFIELD, Director.

PROCLAMATIONS

AA101

DEBITS TAX ASSESSMENT ACT 1990

PROCLAMATION

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

I, the Lieutenant-Governor and Administrator, acting under and for the purposes of clause 5 (2) of Schedule 1 to the Debits Tax Assessment Act 1990 and with the advice and consent of the Executive Council, appoint 31 December 1993 as the day on which any arrangement made under clause 2 of that schedule that is in force immediately before that day ceases to have effect.

Given under my hand and the Public Seal of the State on 29 September 1992.

By His Excellency's Command,

CARMEN LAWRENCE, Treasurer.

GOD SAVE THE QUEEN !

AA102

TRANSFER OF LAND ACT 1893

TRANSFER OF LAND (REVESTMENT)

PROCLAMATION

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

DOLA File: 5735/950V8.

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

Given under my hand and the Seal of the State on 31/9/92.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN !

SCHEDULE 1

DOLA File	Description of Land	Certificate of Title	
		Volume	Folio
1645/980	Portion of Canning Location 25 being Lot 37 on Diagram 59193 (now comprising Location 3785)	1410	339
2347/980	Portion of Wellington Location 41 being Lot 759 on Plan 13279 (now comprising Location 5618)	1568	354
1646/980	Portion of Swan Location M being Lot 376 on Diagram 59199 (now comprising Location 11728)	1599	332
3277/980	Portion of Wellington Location 1 being Lot 5 on Diagram 59984 (now comprising Location 5621)	1556	152
67/966	Portion of Wellington Location 1 being Lot 1 the subject of Diagram 30377. (now comprising Location 5609)	1289	33
67/966	Portion of Brunswick Estate Lot 15 coloured blue and marked Drain Reserve on Plan 17396 (now comprising Estate Lot 42)	1872	375
723/992	Portion of Sussex Location 580 being Lot 125 on Plan 18346 (now comprising Location 4936)	1925	225
2044/990	Portion of each of Peel Estate Lots 125 and 650 and being Lot 3 the subject of Diagram 79285 (now comprising Estate Lot 1372)	1919	898

SCHEDULE 2

DOLA File	Description of Land
1028/979	Portion of Swan Location 30 being Lot 11 on Diagram 56396 being part of the land comprised in Certificate of Title Volume 1559 Folio 039. (now comprising Location 11738).
1080/979	Portion of Swan Location 33 being Lot 97 on Plan 12973 being part of the land comprised in Certificate of Title Volume 1093 Folio 437. (now comprising Location 11727).
829/992 PF	That portion of Cockburn Sound Location 16 marked "Pedestrian Access Way" on Plan 12219 and being part of the land comprised in Certificate of Title Volume 1486 Folio 520.

AA103

TRANSFER OF LAND ACT 1893
TRANSFER OF LAND (REVESTMENT)

PROCLAMATION

WESTERN AUSTRALIA DAVID MALCOLM, Lieutenant-Governor. [L.S.]	} By His Excellency the Honourable David Kingsley Malcolm, Companion of the Order of Australia, Lieutenant-Governor and Administrator of the State of Western Australia.
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DOLA File: 5735/950V10.

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

Given under my hand and the Seal of the State on 1/9/92.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN !

SCHEDULE 1

DOLA File	Description of Land	Certificate of Title	
		Volume	Folio
908/984	Portion of Roebourne Suburban Lot 16. (now comprising Lot 774)	1093	705
2066/982	Westdale Lot 14. (now comprising Lot 20)	1654	249
2105/972	Portion of Swan Location 1214 and being Lot 54 on Diagram 34150. (now comprising Location 9339)	1164	755

SCHEDULE 2

1959/991PF	Portion of Kwinana Lot A749 being the land marked 'Pedestrian Accessway' on Plan 9637 and being part of the land comprised in Certificate of Title Volume 348 Folio 49A.
2294/991PF	Portion of Kwinana Lot A749 being the land marked 'Pedestrian Access Way' and comprising an area of 324 square metres on Plan 9636 and being part of the land comprised in Certificate of Title Volume 347 Folio 198A.
2324/991PF	That portion of Canning Location 386 marked 'Pedestrian Accessway' on Diagram 47705 being the balance of the land contained in Certificate of Title Volume 1365 Folio 276.
2483/990PF	Portion of Kwinana Lot E6 being the land marked 'Pedestrian Access Way' adjoining Lots 372 and 388 on Plan 10032 and being part of the land contained in Certificate of Title Volume 557 Folio 102A.

AA104

TRANSFER OF LAND ACT 1893
TRANSFER OF LAND (REVESTMENT)
PROCLAMATION

WESTERN AUSTRALIA DAVID MALCOLM, Lieutenant-Governor. [L.S.]	}	By His Excellency the Honourable David Kingsley Malcolm, Companion of the Order of Australia, Lieutenant-Governor and Administrator of the State of Western Australia.
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DOLA File: 5735/950V9.

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

Given under my hand and the Seal of the State on 1/9/92.

By His Excellency's Command,

DAVID SMITH, Minister for Lands.

GOD SAVE THE QUEEN !

SCHEDULE 1

DOLA File	Description of Land	Certificate of Title Volume	Folio
421/912V3	Broome Lot 1799	1663	820

SCHEDULE 2

DOLA File	Description of Land
661/992 PF No. 3	<ol style="list-style-type: none"> 1. Portion of Kelmscott Suburban Lot 10 being the land marked 'Pedestrian Accessway' on Plan 11213 being part of the land comprised in Certificate of Title Volume 1421 Folio 1001. 2. Portion of Swan Location P being the land marked 'Pedestrian Accessway' containing an area of 296 square metres and being part of the land comprised in Certificate of Title Volume 536 Folio 106A. 3. Portion of Canning Location 16 being the land marked 'Pedestrian Accessway' on Diagram 46749 being part of the land comprised in Certificate of Title Volume 1379 Folio 303. 4. Portion of Swan Location 960 and being that portion coloured brown and marked 'Footway' containing an area of 281 square metres on Plan 7754 (2) being part of the land comprised in Certificate of Title Volume 1278 Folio 181. 5. Portion of Canning Location 31 being the land marked 'Pedestrian Accessway' on Plan 11692 adjoining Lot 35 and being part of the land comprised in Certificate of Title Volume 1448 Folio 701. 6. Portion of Canning Location 21 being the land marked 'Pedestrian Accessway' containing an area of 243 square metres on Plan 8728 being part of the land comprised in Certificate of Title Volume 20 Folio 40A. 7. Portion of Canning Location 32 being the land marked 'Pedestrian Accessway' on Plan 10859 and being part of the land comprised in Certificate of Title Volume 1380 Folio 317. 8. Portion of Canning Location 30 being the land marked 'Pedestrian Accessway' on Plans 9386(1) and 9386(2) adjoining Lots 168 and 187 and being part of the land comprised in Certificate of Title Volume 388 Folio 105A. 9. Portion of Swan Location 1315 being the land marked 'Pedestrian Access Way' on Plan 9384(1) and being part of the land comprised in Certificate of Title Volume 1102 Folio 370. 10. Portion of Perthshire Location Au being the land marked 'Pedestrian Access Way' containing an area of 140 square metres on Plan 12675 and being part of the land comprised in Certificate of Title Volume 1523 Folio 001.

AGRICULTURE

AG301

SOIL AND LAND CONSERVATION ACT 1945**CORRIGIN LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1992**

Made by the Minister for Agriculture.

Citation

1. This Instrument may be cited as the *Corrigin Land Conservation District (Appointment of Members District Committee) Instrument 1992*.

Interpretation

2. In this Instrument—

“Constitution order” means the *Soil and Land Conservation (Corrigin Land Conservation District) Order 1988*.

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

[*Published in the Gazette of 30 December 1988 at pp 5108-09 and amended in the Gazettes of 28 April 1989 at pp 1251-52; 13 September 1991 at p 4772; and 11 September 1992 at p 4592.]

Appointment of Members

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

- (a) Colin Leslie Larke of Corrigin
- (b) Alexander Gifford Rae of Corrigin

are appointed members of the Committee on the nomination of the Shire of Corrigin.

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

- (a) Ivan Henry Lee of Bulyee
- (b) Lawrence John Pitman of Kunjin

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

(3) Under Clause 5 (1) (d) of the constitution order Stephen Charles Smith of Bullaring is appointed a member of the Committee to represent the Pastoralists and Graziers Association.

- (4) Under Clause 5(1)(e) of the constitution order—

- (a) Elisa Francine Pernich of Corrigin
- (b) Richard John Guinness of Corrigin
- (c) Bryce Nicholls of Corrigin
- (d) Barry Thomas Whittington of Corrigin
- (e) Yvette Young of Corrigin
- (f) Christine Rosemary Elsegood of Bullaring
- (g) Anthony Craig McBeath of Woglin
- (h) Robert Petagna of Corrigin
- (i) Colin Edward Hodgson of Bullaring
- (j) Robert Bruce Wallace of Bilbarin
- (k) Darralyn Ebsary of Corrigin

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

Term of Office

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

ERNIE BRIDGE, Minister for Agriculture.

AG302

SOIL AND LAND CONSERVATION ACT 1945**DARDANUP LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1992**

Made by the Minister for Agriculture.

Citation

1. This Instrument may be cited as the *Dardanup Land Conservation District (Appointment of Members District Committee) Instrument 1992*.

Interpretation

2. In this Instrument—

“Constitution order” means the *Soil and Land Conservation (Dardanup Land Conservation District) Order 1992*.

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

[*Published in the Gazette of 11 September 1992 at pp. 4595-4597.]

Appointment of Members

3. (1) Under Clause 5 (1) (b) of the constitution order Peter Alan Bass of Dardanup is appointed a member of the Committee on the nomination of the Shire of Dardanup.

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

- (a) Maxwell Strachan Kerr of Ferguson Gully
- (b) Gail Patricia George of Ferguson Gully
- (c) Graham Butler of Waterloo
- (d) Judith Anne Hagan of Wellington Mill
- (e) Gwendolyn Murphy of Copplestone
- (f) Bernard John Depiazzi of Dardanup
- (g) Michael Bertram Gelmi of Waterloo
- (h) Richard Hugh Davies of Wellington Mill
- (i) Geoffrey Thomas Cross of Crooked Brook
- (j) Garrick John Edwards of Waterloo
- (k) Ian Leslie Trigwell of Wellington
- (l) Patricia Mary Sherwood of Dardanup

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

Term of Office

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

ERNIE BRIDGE, Minister for Agriculture.

AG303

SOIL AND LAND CONSERVATION ACT 1945**TAMMIN LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1992**

Made by the Minister for Agriculture.

Citation

1. This Instrument may be cited as the *Tammin Land Conservation District (Appointment of Members District Committee) Instrument 1992*.

Interpretation

2. In this Instrument—

“Constitution order” means the *Soil and Land Conservation (Tammin Land Conservation District) Order 1985*.

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

[*Published in the Gazette of 19 April 1985 at pp 1410-11 and amended in the Gazettes of 31 March 1989 at pp 872-73; and 11 September 1992 at pp 4598-99.]

Appointment of Members

3. (1) Under Clause 6 (1) (b) of the constitution order Richard Keith Hocking of Tammin is appointed a member of the Committee on the nomination of the Shire of Tammin.

(2) Under Clause 6 (1) (c) of the constitution order—

(a) Colin Arthur Tremlett of Tammin

(b) Anthony John York of Tammin

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

(3) Under Clause 6 (1) (d) of the constitution order James Elwood Gardner of Tammin is appointed a member of the Committee to represent the Pastoralists and Graziers Association.

(4) Under Clause 6 (1) (e) of the constitution order—

(a) Dennis John Chatfield of Tammin

(b) Jos Chatfield of Tammin

(c) Donna Dransfield of Tammin

(d) Ivan Rogers of Tammin

(e) Jill Rogers of Tammin

(f) Allan Edward Rogers of Tammin

(g) Denis Saunders of Guildford

(h) Derek Chatfield of Tammin

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

Term of Office

4. The appointment is made under Clause 6 (3) shall be for a term of three years commencing on the day that this instrument is published in the *Gazette*.

ERNIE BRIDGE, Minister for Agriculture.

AG304

SOIL AND LAND CONSERVATION ACT 1945**WARNBRO LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1992**

Made by the Minister for Agriculture.

Citation

1. This Instrument may be cited as the *Warnbro Land Conservation District (Appointment of Members District Committee) Instrument 1992*.

Interpretation

2. In this Instrument—

“Constitution order” means the *Soil and Land Conservation (Warnbro Land Conservation District) Order 1989*.

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

[*Published in the *Gazette* of 23 June 1989 at pp 1854-55 and amended in the *Gazette* of 18 October 1991 at p 5324.]

Appointment of Members

3. (1) Under Clause 5 (1) (b) of the constitution order John Harold Butts of Warnbro is appointed a member of the Committee on the nomination of the City of Rockingham.

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

(a) John Austin Quilty of Warnbro

(b) Guy Jesse Nichols of Warnbro

(c) Ronald Frank Rybak of Warnbro

(d) John Bochat of Warnbro

(e) Timothy John Mills of Warnbro

(f) David Fullard of Warnbro

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

Term of Office

4. The appointment is made under Clause 5 (2) shall be for a term of three years commencing on the day that this instrument is published in the *Gazette*.

ERNIE BRIDGE, Minister for Agriculture.

AG305

SOIL AND LAND CONSERVATION ACT 1945**SERPENTINE-JARRAHDAL LAND CONSERVATION DISTRICT
(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT
1992**

Made by the Minister for Agriculture.

Citation

1. This Instrument may be cited as the *Serpentine-Jarrahdale Land Conservation District (Appointment of Members District Committee) Instrument 1992*.

Interpretation

2. In this Instrument—

“Constitution order” means the *Soil and Land Conservation (Serpentine-Jarrahdale Land Conservation District) Order 1989*.

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

[*Published in the *Gazette* of 17 March 1989 at pp 795-96 and amended in the *Gazettes* of 26 May 1989 at pp. 1580-81 and 11 September 1992 at p 4594.]

Appointment of Members

3. (1) Under Clause 5 (1) (b) of the constitution order Jan Starr of Serpentine is appointed a member of the Committee on the nomination of the Shire of Serpentine-Jarrahdale.

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

(a) Edward Ernest Love of Mundijong

(b) Peter Bates of Mardella

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

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

(a) Robert Harrington of Armadale

(b) Neil James Kentish of Serpentine

(c) Geoffrey Reginald Manning of Mardella

(d) Rupert John Richardson of Mundijong

(e) Peter John Mason of Serpentine

(f) Wayne Ian Lightbody of Mundijong

(g) Don Atkinson of Mundijong

(h) Theo John Griffith of Mundijong

(i) Mary Annette Warnes of Mundijong

(j) Bronwyn Mather of Mardella

(k) Athol Wolton Wigg of Keysbrook

(l) Peter Hay Hector of Mundijong

(m) District Manager, Department of Conservation and Land Management, Jarrahdale

(n) District Supervisor, Water Authority of Western Australia, Welshpool

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

Term of Office

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

ERNIE BRIDGE, Minister for Agriculture.

AG306

SOIL AND LAND CONSERVATION ACT 1945**SANDSTONE LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1992**

Made by the Minister for Agriculture.

Citation

1. This Instrument may be cited as the *Sandstone Land Conservation District (Appointment of Members District Committee) Instrument 1992*.

Interpretation

2. In this Instrument—

“Constitution order” means the *Soil and Land Conservation (Sandstone Land Conservation District) Order 1989*.

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

[*Published in the Gazette of 20 January 1989 at pp 135-137 and amended in the Gazette of 11 September 1992 at pp 4593-94.]

Appointment of Members

3. (1) Under Clause 5 (1) (b) of the constitution order Richard Atkinson of Black Hill Station is appointed a member of the Committee on the nomination of the Shire of Sandstone.

(2) Under Clause 5 (1) (c) of the constitution order Dale Zadow of Windimurra Station is appointed a member of the Committee to represent the Western Australian Farmers Federation.

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

(a) Phillip Lefroy of Cashmere Downs Station

(b) Rodger Broadhurst of Altey Station

are appointed members of the Committee to represent the Pastoralists and Graziers Association.

- (4) Under Clause 5 (1) (e) of the constitution order—

(a) Alan Humphreys of Lake Mason Station

(b) Tup Biggs of Yelirrie Station

(c) Alan Morton of Lake Barlee Station

(d) Neville Marshall of Youanmi Downs Station

(e) Timothy Gooch of Gidgee Goldmine, Sandstone

(f) Robert Biggs of Yelirrie Station

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

Term of Office

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

ERNIE BRIDGE, Minister for Agriculture.

AG307

SOIL AND LAND CONSERVATION ACT 1945**MORAWA LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1992**

Made by the Minister for Agriculture.

Citation

1. This Instrument may be cited as the *Morawa Land Conservation District (Appointment of Members District Committee) Instrument 1992*.

Interpretation

2. In this Instrument—

“Constitution order” means the *Soil and Land Conservation (Morawa Land Conservation District) Order 1985*.

“Committee” means the District Committee established by Clause 5 of the Constitution Order.

[*Published in the Gazette of 3 May 1985 at pp 1588-89 and amended in the Gazettes of 26 May 1989 at pp. 1576-77 and 11 September 1992 at p 4597.]

Appointment of Members

3. (1) Under Clause 6 (1) (b) of the constitution order James Foster Cook of Morawa is appointed a member of the Committee on the nomination of the Shire of Morawa.

(2) Under Clause 6 (1) (c) of the constitution order—

- (a) Gary Raymond North of Morawa
- (b) Wallace Joseph Barnes of Canna
- (c) Joy Dellyse Carslake of Morawa

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

(3) Under Clause 6 (1) (d) of the constitution order—

- (a) Peter James Cecil Baxter of Koolanooka
- (b) Graeme Leslie Malcolm of Koolanooka
- (c) Andrew Frank Vandeleur of Morawa
- (d) Ian Gregory Pulbrook of Canna
- (e) Betty Joy Heitman of Merkanooka
- (f) Christopher Croot of Canna
- (g) John Adrian Pulbrook of Morawa
- (h) Matthew Bestry of Bowgada

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

Term of Office

4. The appointment is made under Clause 6 (3) shall be for a term of three years commencing on the day that this instrument is published in the *Gazette*.

ERNIE BRIDGE, Minister for Agriculture.

AG308

SOIL AND LAND CONSERVATION ACT 1945**YALGOO LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1992**

Made by the Minister for Agriculture.

Citation

1. This Instrument may be cited as the *Yalgoo Land Conservation District (Appointment of Members District Committee) Instrument 1992*.

Interpretation

2. In this Instrument—

“Constitution order” means the *Soil and Land Conservation (Yalgoo Land Conservation District) Order 1989*.

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

[*Published in the *Gazette* of 14 October 1989 at pp 4209-11 and amended in the *Gazettes* of 26 May 1989 at pp 1577-78 and 11 September 1992 at p 4598.]

Appointment of Members

3. (1) Under Clause 5 (1) (b) of the constitution order John Morrissey of Muralgarra Station is appointed a member of the Committee on the nomination of the Shire of Yalgoo.

(2) Under Clause 5 (1) (c) of the constitution order Thomas Morrissey of Thundelarra Station is appointed a member of the Committee to represent the Western Australian Farmers Federation.

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

- (a) Jack Kellock of Gabyon Station
- (b) Arthur Harold Hele of Mouroubra Station

are appointed members of the Committee to represent the Pastoralists and Graziers Association.

(4) Under Clause 5 (1) (e) of the constitution order—

- (a) Mary Kanny of Wagga Wagga Station
- (b) Sharon Kathleen Lee Steere of Edah Station
- (c) John Carlyle Reeves of Oudabunna Station
- (d) Trevor Graeme Kanny of Wagga Wagga Station
- (e) Martin McMahon of Yalgoo

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

Term of Office

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

ERNIE BRIDGE, Minister for Agriculture.

AG309

SOIL AND LAND CONSERVATION ACT 1945

BRIDGETOWN-GREENBUSHES LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 1992

Made by the Minister for Agriculture.

Citation

1. This Instrument may be cited as the *Bridgetown-Greenbushes Land Conservation District (Appointment of Members District Committee) Instrument 1992*.

Interpretation

2. In this Instrument—

“Constitution order” means the *Soil and Land Conservation (Bridgetown-Greenbushes Land Conservation District) Order 1989*.

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

[*Published in the *Gazette* of 17 March 1989 at pp 796-797 and amended in the *Gazette* of 11 September 1992 at p 4592.]

Appointment of Members

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

- (a) Robert Wardell-Johnson of Bridgetown
- (b) John James Taylor of Bridgetown

are appointed members of the Committee on the nomination of the Shire of Bridgetown-Greenbushes.

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

- (a) David Ayres of Bridgetown
- (b) Henry Moyes of Bridgetown

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

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

- (a) James Leslie Frith of Bridgetown
- (b) Peter Maslin Browne of Bridgetown
- (c) Guy Edwin Wardell-Johnson of Winnejump
- (d) Richard Gordon Wheatley of Bridgetown
- (e) Stewart Arthur Hunt of Hester
- (f) Marilyn Maud Rowan-Robinson of Bridgetown
- (g) Gilbert Charles Rowan-Robinson of Bridgetown
- (h) Nicholas Dodson of Bridgetown
- (i) District Manager, Department of Conservation and Land Management, Kirup

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

Term of Office

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

ERNIE BRIDGE, Minister for Agriculture.

AG401

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

Pursuant to Section 23 (2b) (d) of the Soil and Land Conservation Act 1945, being persons actively engaged in, or affected by, or associated with land use in the District, the following persons are appointed members of the District Committee for the Wagin Land Conservation District, which Committee was established by an Order in Council, published in the *Government Gazette* of 4 May 1990 and amended in the *Gazette* of 11 September 1992, the appointments being for a term ceasing on 8 June 1993:

- (a) William St Clair Brockway of Wagin
- (b) Gregory Robert Ball of Wagin
- (c) James Grant Davidson of Wagin
- (d) Geoffrey Tyson Scanlon of Wagin
- (e) Alexander MacLennan of Wagin

ERNIE BRIDGE, Minister for Agriculture.

AG402

FRUIT GROWING INDUSTRY (TRUST FUND) ACT 1941**NOTICE OF APPOINTMENT**

Department of Agriculture,
South Perth, 17 September 1992.

Agric. 298/90.

I, the undersigned Minister for Agriculture hereby appoint pursuant to Section 5 of the Fruit Growing Industry (Trust Fund) Act 1941 the following persons as members of the Fruit Growing Industry Trust Fund Committee for a term of office expiring on 4 September 1994.

John Charles Nicholls	Chairman
John Patrick Gallagher	Deputy to Chairman.

ERNIE BRIDGE, Minister for Agriculture.

AG403

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

Pursuant to Section 23(2b)(d) of the Soil and Land Conservation Act 1945, being persons actively engaged in, or affected by, or associated with land use in the District, Yvonne Joyce Morrell of Cunderdin is appointed a member of the District Committee for the Cunderdin Land Conservation District, which Committee was established by an Order in Council, published in the *Government Gazette* of 24 April 1987 and amended in the *Gazettes* of 26 April 1991 and 18 September 1992, the appointment being for a term ceasing on 17 May 1994.

ERNIE BRIDGE, Minister for Agriculture.

COMMUNITY SERVICES

CG401

ADOPTION OF CHILDREN ACT 1896

I, Eric Ripper, Minister for Community Services, approve the following persons as Mandatory Counsellors for the purposes of Section 24AA (6) of the Adoption of Children Act 1896.

Ms. Kathryn Benham
Department for Community Services
1275 Albany Highway,
Cannington WA 6107

Ms. Joan Last
Centrecare
PO Box 34,
Bunbury WA 6230

Ms. Aileen Hancock
Department for Community Services
281 Great Eastern Highway
Midland WA 6056

Ms. Marie De Lacey
Department for Community Services
PO Box 230
Midland WA 6057

Mr. Renay Grech
Department for Community Services
79 Stirling Street,
Perth WA 6000

Ms. Iolanda Rodino
Mildred Creek Autistic Centre
999 Albany Highway,
East Victoria Park WA 6100

Mr. Donald Bibby
Department for Community Services
79 Stirling Street,
Perth WA 6000

Ms. Debbie Cooley
Department for Community Services
189 Royal Street,
East Perth WA 6004.

Mr. Ian Tyers
Health Department of Western Australia
281 Great Eastern Highway,
Midland WA 6056

Ms. Katrina Gage
Department for Community Services
PO Box 8146, Stirling Street,
Perth WA 6849

Mr. Patrick Gaillard
Department for Community Services
PO Box 283,
Kununurra WA 6743

Dated the 16th day of September 1992.

Ms. Angela Parsons
Department for Community Services
PO Box 335
Narrogin WA 6312

Ms. Irene McConville
Department for Community Services
PO Box 493
Esperance WA 6450

Mr. John Dean
Department for Community Services
25 Duke Street,
Albany WA 6330

Mr. Stewart McAllister
Department for Community Services
Cnr. Gairdner & Fitzgerald Streets
Northam WA 6401

Ms. Anita Barber
Department for Community Services
PO Box 213,
Kalgoorlie WA 6430

Ms. Beryl Magnus
Department for Community Services
PO Box 258
Karratha WA 6714

Ms. Elizabeth Coates
Department for Community Services
PO Box 230
Midland WA 6056

ERIC RIPPER, Minister for Community Services.

CG402

ADOPTION OF CHILDREN ACT 1896

I, Eric Ripper, Minister for Community Services, approve the following person to be regazetted as Mandatory Counsellors for the purposes of Section 24AA (6) of the Adoption of Children Act 1896.

Ms. Anne McKenna
Health Department of WA
PO Box 813,
Esperance WA 6450.

Dated the 16th day of September 1992.

ERIC RIPPER, Minister for Community Services.

CONSERVATION AND LAND MANAGEMENT

CM301

WILDLIFE CONSERVATION ACT 1950

WILDLIFE CONSERVATION AMENDMENT REGULATIONS 1992

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

Citation

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

Principal regulations

2. In these regulations the *Wildlife Conservation Regulations 1970** are referred to as the principal regulations.

[* Reprinted as at 30 January 1992.]

Regulation 3 amended

3. Regulation 3 of the principal regulations is amended —

- (a) in the definition of “direct dealer” by deleting “kangaroos from any person or persons licensed under regulation 5 or 6;” and substituting the following —

“ fauna from persons licensed under regulation 5, 6 or 14; ”;

and

- (b) in the definition of “fauna farm licence” by deleting “to authorize the holder to farm and breed fauna for commercial display or for sale”.

Regulation 5 amended

4. Regulation 5 (4) of the principal regulations is amended by deleting “The” and substituting the following —

“ Unless exempted from this regulation by the licence, the ”.

Regulation 12A amended

5. Regulation 12A (7) of the principal regulations is amended in paragraph (b) by deleting “holder and” and substituting the following —

“ holder; ”.

Regulations 21 and 22 repealed

6. Regulations 21 and 22 of the principal regulations are repealed.

Regulation 45 amended

7. Regulation 45 (2) of the principal regulations is repealed.

Regulation 46 amended

8. Regulation 46 of the principal regulations is amended in paragraph (j) by deleting “, except that a licensed shotgun may be used on a game reserve in the manner prescribed in these regulations”.

Regulation 49 repealed

9. Regulation 49 of the principal regulations is repealed.

Regulation 54 amended

10. Regulation 54 of the principal regulations is amended —

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

“ (a) Subject to paragraph (b), any firearm, weapon or instrument is an illegal device when used to take any fauna.

(b) A firearm, weapon or instrument is not an illegal device when used to take fauna if its use is authorized by —

- (i) a licence issued under the Act or these regulations; or
- (ii) a notice published under section 14 of the Act. ”;

(b) by repealing subregulation (2);

(c) in subregulation (3) by deleting “declared to be a game species.” and substituting the following —

“ , unless its use is authorized by a licence issued under the Act or these regulations. ”;

(d) by inserting after subregulation (3) the following subregulation —

“ (3a) In subregulation (3), “fauna” does not include western grey kangaroo (*Macropus fuliginosus*), euro (hill kangaroo or biggada) (*Macropus robustus*), or red kangaroo (marloo) (*Macropus rufus*), when taken in accordance with a notice published under section 14 of the Act. ”;

(e) by repealing subregulation (4) and substituting the following subregulation —

“ (4) The use of any motor vehicle, boat, aircraft or other thing is an illegal means of taking fauna, when used to drive any fauna in front of or over shooters, unless its use is authorized by —

- (i) a licence issued under the Act or these regulations; or
- (ii) a notice published under section 14 of the Act. ”;

and

(f) by repealing subregulations (6), (7), (8), (9) and (10) and substituting the following subregulations —

“ (6) Subject to subregulation (7), the following are illegal devices when used to take any fauna —

- (a) a snare likely to throttle, or cause suffering to, ensnared animals;
- (b) a trap likely to cause suffering to trapped animals;
- (c) a mist net or other net.

(7) The following devices are not illegal devices if used in the following manner —

- (a) traps or similar devices, if used to take fauna declared to be not protected by notice published under section 14 of the Act;
- (b) a net, snare or trap when being lawfully used under another written law, which results in the accidental taking of fauna.

(8) Subject to subregulation (9), use of an animal is an illegal means of taking fauna.

(9) The use of an animal is not an illegal means of taking fauna if used to take fauna —

- (a) which has been declared to be not protected by notice published under section 14 of the Act; or
- (b) under a licence issued under the Act or these regulations, if that licence permits the use of animals.

(10) Subject to subregulation (11), the use of any explosive, poisonous, noxious or narcotizing substance is an illegal means of taking fauna.

(11) The use of an explosive, poisonous, noxious or narcotizing substance is not an illegal means of taking fauna if —

- (a) the fauna taken by this means has been declared to be not protected by notice published under section 14 of the Act;
- (b) its use is authorized by a notice published under section 14 of the Act; or
- (c) used to take fauna under a licence issued under the Act or these regulations, if that licence permits the use of that substance. ”.

Part 10 repealed

11. Part 10 of the principal regulations is repealed.

Regulation 61 amended

12. Regulation 61 (4) of the principal regulations is amended by inserting after “fauna,” following —

“ flora, ”.

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

CONSUMER AFFAIRS

CN301

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. 85 AGC Personal Line of Credit*.

Commencement and Duration

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

AGC Personal Line of Credit—Exemption

3. Sections 52, 54 (2), 55 (1), 59 (1) (b) and 59 (1) (f) of the *Credit Act 1984* and Clause 1 (n) of Schedule 7 of that Act do not have effect in relation to the Australian Guarantee Corporation Limited to the extent that it enters or has entered into continuing credit contracts under the name of AGC Personal Line of Credit.

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

CN302

RETAIL TRADING HOURS ACT 1987**RETAIL TRADING HOURS EXEMPTION ORDER (No. 19) 1992**

Made by the Minister for Consumer Affairs under section 5.

Citation

1. This Order may be cited as the *Retail Trading Hours Exemption Order (No. 19) 1992*.

Extended Trading Hours

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

Schedule

Column 1 General Retail Shops	Column 2 Period
Karrinyup Shopping Centre	Wednesday, 2 December 1992 between the hours of 6.15 pm and 8.30 pm.

YVONNE HENDERSON, Minister for Consumer Affairs.

CN303

RETAIL TRADING HOURS ACT 1987**RETAIL TRADING HOURS EXEMPTION ORDER (No. 23) 1992**

Made by the Minister for Consumer Affairs under section 5.

Citation

1. This Order may be cited as the *Retail Trading Hours Exemption Order (No. 23) 1992*.

Exemption

2. The operator of the filling station known as Ampol East Perth Service Station at 193 Hay Street, East Perth, may at that filling station sell or allow fuel to be sold on Sunday, 27 September 1992, for use in vehicles competing in the event known as the Yalgoo 1000 and to that extent the *Retail Trading Hours Act 1987* does not apply to that filling station.

YVONNE HENDERSON, Minister for Consumer Affairs.

CN304

RETAIL TRADING HOURS ACT 1987**RETAIL TRADING HOURS EXEMPTION ORDER (No. 24) 1992**

Made by the Acting Minister for Consumer Affairs under section 5.

Citation

1. This order may be cited as the *Retail Trading Hours Exemption Order (No. 24) 1992*.

Commencement

2. This order shall come into operation on 12 October 1992.

Revocation

3. The *Retail Trading Hours Exemption Order (No. 15) 1992** is revoked.

[*Published in the Gazette of 14 August 1992 at p. 3999.]

Exemption

4. (1) A person who operates a filling station in the metropolitan area (Zones Nos. 1 to 8 inclusive), the Bunbury District (Zone No. 10) or the Esperance District (Zone No. 15), as prescribed for the purposes of section 14 (6) of the Act, may sell, or allow to be sold—

(a) fuel;

(b) requisites; or

(c) goods prescribed under section 14 (5) (b) of the Act,

at that filling station, and keep that filling station open, during such hours as the operator thinks fit, other than between the hours of 7 am and 10 pm on any Sunday, and to that extent the *Retail Trading Hours Act 1987* does not apply to filling stations in those zones.

(2) Between the hours of 7 am and 10 pm on any Sunday, filling stations in the zones set out in subclause (1) shall be subject to such orders in relation to opening hours as are made by the Minister, from time to time, under section 14 (8) of the Act.

JUDYTH WATSON, Acting Minister for Consumer Affairs.

CROWN LAW**CW401****JUSTICES ACT 1902**

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following appointments to the Office of Justice of the Peace for the State of Western Australia—

Denis Graham Beresford of 48 Burgoyne Street, Northam

Leslie Robert Calcraft of 39 Renwick Street, South Perth and 112 Cambridge Street, Leederville

Ian Barrie McClelland of 300 Beechboro Road, Morley and 1 Eyre Street, Belmont

D. G. DOIG, Under Secretary for Law.

CW402**DECLARATIONS AND ATTESTATIONS ACT 1913**

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

Jana Penelope Allan of Gooseberry Hill

D. G. DOIG, Under Secretary for Law.

ELECTORAL COMMISSION**EL401****TAXI-CAR CONTROL ACT 1985****TAXI CONTROL BOARD (ELECTIONS) REGULATIONS 1964****Election of One Member to the Taxi Control Board**

I, Peter Roger McDonagh, being the Returning Officer duly appointed for the purpose of the Regulations made under the Taxi-Car Control Act 1985 do hereby certify that in accordance with the said Regulations I have held an election which closed on the 30th day of September, 1992 for the election of One Member to the Taxi Control Board.

Pursuant to the said Regulations, the election resulted in the undermentioned candidate being elected as Member of the Taxi Control Board.

Peter Lambert Van Onselen

Dated at Perth this 5th day of October, 1992.

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

FISHERIES

FI301

FISHERIES ACT 1905

JOINT AUTHORITY SOUTHERN DEMERSAL GILLNET AND DEMERSAL LONGLINE LIMITED ENTRY FISHERY NOTICE 1992

Arrangement

Clause

1. Citation
2. Interpretation
3. Declaration of Limited Entry Fishery
4. Prohibition on use of a demersal gillnet or demersal longline
5. Criteria for Entry
6. Publication of details
7. Details on a licence
8. Authorised means of operating in the Fishery
9. Licence to use gear in the Fishery
10. Gear conversion
11. Time gear access
12. Quarantined time gear units
13. Supplementary access may be granted to specified boats
14. Demersal gillnet specifications
15. Transfer of licence
16. Time gear unit transfers
17. Use of gear in zones
18. Nomination of fishing time
19. Cancellation and suspension of licence
20. Application and fees
21. Revocation

Schedule

(Clause 3).

1. Description of fishery
2. Zones

FISHERIES ACT 1905

JOINT AUTHORITY SOUTHERN DEMERSAL GILLNET AND DEMERSAL LONGLINE LIMITED ENTRY FISHERY NOTICE 1992

Notice No. 560

504/87

MADE by the Minister under Part 11A and section 32.

Citation

1. This notice may be cited as the *Joint Authority Southern Demersal Gillnet and Demersal Longline Limited Entry Fishery Notice 1992*.

Interpretation

2. In this notice unless the contrary intention appears—
 - “approved form” means in a form approved by the Director;
 - “day” means from midnight to midnight;
 - “demersal gillnet” means any gillnet intended or used for the purpose of catching fish that—
 - (a) has a mesh size greater than 114 millimetres; and
 - (b) when set is wholly or partially in continuous or intermittent contact with the sea bed;
 - “demersal longline” means any longline that when set is laid wholly or partially in continuous or intermittent contact with the sea bed;
 - “endorsed” means endorsed by the Director;
 - “Fishery” means the Joint Authority Southern Demersal Gillnet and Demersal Longline Limited Entry Fishery declared under clause 3;
 - “gear” means—
 - (a) a demersal gillnet; or
 - (b) a demersal longline;
 - “gear unit” means a gillnet unit or a longline unit;

"gillnet" means any net intended or used for the purpose of catching fish and has a mesh size exceeding 114 millimetres;

"gillnet month" means a gillnet unit authorised to be used in a specific month;

"gillnet unit" means 540 metres of demersal gillnet;

"licence" means a licence authorising a boat to operate in the Fishery in accordance with clause 8;

"longline month" means 180 fish hooks on a length of demersal longline authorised to be used for one calendar month;

"longline unit" means 180 hooks on a length of demersal longline;

"quarantined time gear units" means the balance of time gear units acquired after transfer which had been subject to a 50% reduction prior to the introduction of this notice;

"reel" means any device used to store, carry, set or haul a demersal gill net;

"set" in relation to a demersal gillnet or demersal longline means to position, release, leave or allow to remain in the waters of the Fishery;

"statutory return" means the return required to be furnished in accordance with section 18 of the Act;

"time gear unit" means one gillnet month or one longline month;

"time unit" means one calendar month;

"year" means the period from 1 June to 31 May in the following year;

"zone" means a zone described in item 2 of the Schedule.

Declaration of limited entry Fishery

3. (1) It is hereby declared that the use of demersal gillnets and demersal longlines to take fish shall constitute a limited entry fishery in the waters described in item 1 of the Schedule to be called the *Joint Authority Southern Demersal Gillnet and Demersal Longline Limited Entry Fishery*.

(2) The waters referred to in subclause (1) shall be divided into zones as described in item 2 of the Schedule.

Prohibition on the use of a demersal gillnet or demersal longline

4. A person shall not use or attempt to use a demersal gillnet or a demersal longline in the waters described in the Schedule other than in accordance with this notice.

Criteria for entry

5. The criteria that shall be applied to determine the boats which may operate in the Fishery are—

(a) that immediately before the coming into operation of this notice the boat was authorised to be used to take fish by means of demersal gillnet or demersal longline in the Southern Demersal Gillnet and Demersal Longline Fishery*; or

(b) that the boat has replaced a boat to which paragraph (a) applies.

Publication of Details

6. The Director may from time to time give notice of the names of—

(a) licensees; and

(b) boats and registration numbers of the boats authorised to engage in the Fishery or in any specified operations in the Fishery by publishing that information in such manner as the Director deems appropriate.

Details on licence

7. A licence shall contain the following details—

(a) the name and licensed fishing boat number of the boat in respect of which it is issued or endorsed;

(b) the name and address of the licensee of the boat specified on the licence;

(c) the licence number;

(d) the day of issue;

(e) the period for which the licence is valid;

(f) the type of gear permitted to be used;

(g) the total time gear unit allocation to the boat specified on the licence;

(h) monthly allocation of gillnet month or longline month;

(i) the minimum mesh size of net which may be used;

(j) the maximum depth in meshes of the net which may be used;

(k) the zone or zones in which the boat may operate; and

(l) any conditions imposed on the licence.

Authorised means of operating in the Fishery

8. (1) Subject to subclause (2) a person shall not take or attempt to take fish by means of a demersal gillnet or demersal longline from a licensed boat in the Fishery unless the licence for that boat is endorsed to permit the taking of fish by means of—

- (a) demersal gillnet; or
- (b) demersal longline; or
- (c) demersal gillnet and demersal longline.

(2) A person shall not use a demersal gillnet and a demersal longline at the same time.

(3) Unless otherwise authorised in writing by the Minister a person shall not carry on board a boat or use from a boat in the Fishery any gillnet or longline that is in excess of that boat's demersal gillnet or demersal longline allocation.

(4) A demersal gillnet shall—

- (a) not contain mesh of a size less than that endorsed on the licence;
- (b) not have a depth in number of meshes greater than that endorsed on the licence;
- (c) have attached surface floats which—
 - (i) have a diameter of not less than 200 millimetres; and
 - (ii) are branded or stamped with the licensed fishing boat number of the boat (without the letters "LFB") in legible characters not less than 60 millimetres high and 10 millimetres wide;
- (d) be removed from the water at least once each day.

(5) A demersal longline shall—

- (a) have attached surface floats which—
 - (i) have a diameter of not less than 200 millimetres; and
 - (ii) are branded or stamped with the licensed fishing boat number of the boat (without the letters "LFB") in legible characters not less than 60 millimetres high and 10 millimetres wide;
- (b) be removed from the water at least once each day.

(6) Subject to subclause (7) a person shall not carry onboard a boat any gear during a month or months when that gear is not permitted to be used.

(7) (1) Where a demersal gillnet is stored on a reel that reel shall—

- (a) have inspection slots at each end of the reel of not less than 30 millimetres wide and 150 millimetres in length and which when taken together cover the complete radius of the storage area of the reel;
- (b) have slots in the reel so that a rigid bar—
 - (i) will pass across the face of the net and when in place prevent the removal of the net from the reel;
 - (ii) will immobilise the reel;
 - (iii) have provision for a lock and seal to hold the bar in place; and
 - (iv) have the lock and seal fixed at all times when the boat is not permitted to take fish by means of a demersal gillnet or demersal longline.

(2) The seal referred to in paragraph (1) shall be provided by the Fisheries Department and shall be affixed to the reel as directed by an Inspector.

(8) The person in charge of the boat shall not remove or permit any other person to remove any lock or seal fitted to a reel at any time during the period the boat is not permitted to operate in the Fishery.

Licence to use gear in the Fishery

9. (1) The licensee of a boat which fulfils the criteria in clause 5 may apply in accordance with clause 20 for a licence to use gear in the Fishery.

(2) The gear used within the Fishery shall be divided into time gear units.

(3) The licensee of a boat licensed in accordance with subclause (1) shall make application each year in accordance with clause 20 to renew that licence.

Gear conversion

10. (1) With the prior written approval of the Director—

- (a) a longline unit may be converted to a gillnet unit; and
- (b) a gillnet unit may be converted to a longline unit.

(2) For the purpose of this clause a "longline unit" means 250 fishing hooks on a length of demersal longline.

Time gear access

11. (1) The number of time gear units which a boat is authorised to use at the commencement of the operation of this notice is the number of time gear units the boat was authorised to use immediately before this notice commenced operation.

(2) The minimum number of time units which may be held is 1.

Quarantined time gear units

12. The licensee of a boat licensed in accordance with Clause 9 (1) may apply in writing on the approved form for any quarantined units to be converted into time gear units in accordance with the following formula—

$$a \times \frac{10}{9} = b$$

where—

a = Number of quarantined time gear units.

b = Number of time gear units after conversion.

Supplementary access may be granted to specified boats

13. (1) A boat not licensed to operate in the Fishery may, on application and with the approval of the Minister, be used to take fish by means of a—

- (a) demersal gillnet; or
- (b) demersal longline; or
- (c) demersal gillnet and demersal longline;

and the fishing boat licence shall be endorsed accordingly.

(2) An endorsement granted under subclause (1) of this Clause shall contain the following detail—

- (a) the maximum time gear allocation that may be used;
- (b) the zone or area in which the boat may operate.
- (c) the type of gear permitted to be used;
- (d) the total time gear allocation;
- (e) the minimum mesh size of net which may be used;
- (f) the maximum depth in meshes of the net which may be used; and
- (g) any conditions imposed on the endorsement.

(3) A person shall not use a demersal gillnet and demersal longline at the same time.

(4) A boat granted access in accordance with subclause (1) may have that access withdrawn by the Minister at any time.

(5) Access granted under this clause may, with the approval of the Director, be transferred subject to the following conditions—

- (a) such access forms an integral part of the boat's fishing operations; and
- (b) it is sold in conjunction with all other licences issued for the boat.

(6) For the purpose of this clause a "time gear unit" shall mean 600 metres of demersal gillnet used for one month or 200 hooks on a length of demersal longline used for one calendar month or such other length of demersal gillnet or number of hooks on a length of demersal longline as the Minister may determine.

Demersal gill net specification

14. (1) A demersal gillnet—

- (a) having a mesh size less than—
 - (i) 162.5 millimetres shall not be used in the waters of the Fishery south of 33° south latitude and west of 116°30' east longitude;
 - (ii) 175 millimetres shall not be used in the waters of the Fishery between 116°30' east longitude and 129° east longitude.
- (b) shall not have a depth exceeding 15 meshes.

(2) Notwithstanding subclause (1) (b) the Director may approve the use of a demersal gillnet the depth of which shall not exceed 20 meshes.

(3) Where a person is permitted to increase the mesh depth to a maximum of 20 meshes the number of gear units shall be reduced by 20%

Transfer of licence

15. (1) With the written approval of the Director a licence granted under this notice may be transferred and the licence shall be endorsed accordingly.

(2) For the purpose of this clause, transfer means the passing of ownership or effective control of the licence from one person to another person.

Time gear unit transfers

16. (1) The Director may approve the transfer of—

(a) all or some of the time gear units from one licensed boat to another licensed boat.

(b) some of the time gear units from one licensed boat to another licensed boat provided that the total time gear units remaining shall not be less than 3.5 units.

(2) A licensed boat may have time gear units added to its entitlement in accordance with subclause (1) provided that the entitlement is not increased to a number which is greater than 14 for any calendar month.

(3) Where the combination of time gear units is less than 3.5—

(a) the licence shall be cancelled; and

(b) the remaining time gear units shall be cancelled.

Use of gear in zones

17. Time gear units shall only be used in the zone for which those units are allocated.

Nomination of fishing time

18. (1) A person authorised to operate in the Fishery shall nominate in writing on an approved form and at a time specified by the Director, the months in which they will operate in the Fishery in the following year.

(2) The nomination under subclause (1) shall specify the type of gear and number of gear units to be used within the months nominated.

Cancellation and suspension of licence

19. The Minister may grant, renew, remove, suspend, transfer or cancel with or without conditions a licence or endorsement issued under this Notice.

Application and fees

20. Applications under clauses 9, 13, 15 and 16 shall be—

(a) in the approved form;

(b) lodged in accordance with the instructions, if any; and

(c) accompanied by the annual fee prescribed in the *Fisheries Regulations 1938*.

Revocation

21. Notice No. 323 published in the *Gazette* of 13 May 1988 is cancelled.

Schedule
(Clause 3)

Description of Fishery

1. The waters situated on the west and south coasts of the State between 33° south latitude and 129° east longitude.

Zones

2. The waters within the Fishery shall be divided into zones as follows—

(a) Zone 1 being the whole of the waters between 33° south latitude and 116°30' east longitude;

(b) Zone 2 being the whole of the waters between 116°30' east longitude and 129° east longitude;

(c) Zone 3 being the whole of the waters between 33° south latitude and 116°55'24" east longitude;

(d) Zone 4 being the whole of the waters between 116° east longitude and 129° east longitude.

[*Published in the *Gazette* of 13 May 1988. For amendments to 31 July 1992 see Notice No. 360 published in the *Gazette* of 8 July 1988, Notice No. 430 published in the *Gazette* of 22 December 1989 and Notice No. 498 published in the *Gazette* of 24 May 1991.]

Dated this 24th day of September 1992.

For and on behalf of the Western Australian Fisheries Joint Authority.

GORDON HILL, Minister for Fisheries.

FI302

FISHERIES ACT 1905

PILCHARD FISHING (PROFESSIONAL) RESTRICTIONS NOTICE 1992

Notice No. 571

FD 400/900.

Made by the Minister under sections 9 and 10.

Citation

1. This notice may be cited as the *Pilchard Fishing (Professional) Restrictions Notice 1992*.

Interpretation

2. In this notice unless the contrary intention appears—"pilchard" means the species of fish *Sardinops neopilchardus*.

Prohibition on taking pilchard

3. Subject to clause 4, a person who is the holder of a professional fisherman's licence shall not take or attempt to take pilchard by any means of capture in all Western Australian waters.

Exemption

4. A person who is the holder of a Professional Fisherman's Licence—

- (a) when using a licensed fishing boat and the licence for that boat is endorsed authorising the boat to be used to take pilchard; or
- (b) when using a licensed fishing boat and the boat is authorised by licence or endorsement under section 32 to be used to take pilchard from a limited entry fishery; or
- (c) which is endorsed to permit the licensee to take pilchard;

is exempted from the provisions of this notice.

Dated this 30th day of September 1992.

GORDON HILL, Minister for Fisheries.

FI303

FISHERIES ACT 1905

METROPOLITAN RECREATIONAL ABALONE FISHERY NOTICE (No. 2) 1992

Notice No. 570

FD 149/75.

Made by the Minister under sections 9, 10 and 11.

Citation

1. This notice may be cited as the *Metropolitan Recreational Abalone Fishery Notice (No. 2) 1992*.

Interpretation

2. In this notice unless the contrary intention appears—

"Gastropoda" includes any abalone, whelks, turbans, top shells, periwinkles, baler shells and giant conch shells;

"Marmion Marine Park Reserve No. 1" means those waters bordered in red on Department of Land Administration Miscellaneous Plan No. 1597;

"Mussels" means bivalves of the Family *Mytilidae*;

"Sea Urchins" means echinoderms of the class *Echinoida*;

"Shoalwater Islands Marine Park Reserve No. 5" means those waters of the Indian Ocean as shown delineated in black and bordered red on Department of Land Administration Miscellaneous Plan No. 1687; and

"Squid, cuttlefish and octopus" means all species of cephalopods of the subclass *Coleoidea*.

Application of notice

3. (1) The provisions of this notice shall apply to all persons other than a person who is the holder of a professional fisherman's licence and authorised to take abalone within Zone 3 of the Abalone Limited Entry Fishery.

(2) The provisions of this notice shall not have any effect within those waters adjacent to the Research Laboratories, Waterman and which are described in Fisheries Notice No. 329*.

[*Published in the Gazette of 11 November 1988, p. 4446.]

Prohibition on taking Molluscs and sea urchins

4. (1) The taking of any species of mollusc of the class Gastropoda and sea urchins by any means of capture is prohibited within all the waters described in Schedule 1 except within the defined areas and at the permitted times described in Schedules 2 and 3.

(2) Notwithstanding the provisions contained in subclause (1) the taking of sea urchins or any species of mollusc whatsoever is prohibited in the waters described—

(a) in Schedule 4 except that—

(i) Roe's Abalone may be taken during the permitted times as described in Part (2) of Schedule 2; and

(ii) squid, cuttlefish and octopus may be taken on any day and at any time.

(b) in Schedule 5 except that—

(i) Roe's Abalone may be taken during the permitted times as described in Part (2) of Schedule 3; and

(ii) squid, cuttlefish and octopus may be taken on any day at any time.

(c) in Schedule 6 except that—

(i) Roe's Abalone may be taken during the permitted times as described in Part (2) of Schedule 2; and

(ii) squid, cuttlefish, octopus and mussels may be taken on any day and at any time.

Prohibition on the use of diving apparatus

5. The taking of any species of abalone by diving using any breathing apparatus utilising compressed air is prohibited in all waters defined in Schedule 1.

Revocation

6. Notice No. 565 published in the *Gazette* of 11 September 1992 is cancelled.

Schedule 1

All waters of the Indian Ocean between Cape Bouvard and the mouth of the Moore River.

Schedule 2

(1) Defined area—all that portion of the Indian Ocean within 800 metres of the highwater mark on the Australian mainland between Cape Bouvard and the mouth of the Moore River excluding the waters described in Schedule 4 and Schedule 6.

(2) Permitted times—between the hours of 7am and 9am on any Saturday, Sunday or public holiday during the period commencing at 7am on the third Saturday in October and ending at 9am on the last Sunday prior to Christmas day in the same year.

Schedule 3

(1) Defined Area—all waters of the Indian Ocean between Cape Bouvard and the mouth of the Moore River, excluding those waters described in Schedule 2 and Schedule 5.

(2) Permitted times—on any Saturday, Sunday or public holiday commencing on the third Saturday in October and ending on the Sunday prior to Christmas Day in each year.

Schedule 4

All the waters contained within—

(a) the boundaries of the Marmion Marine Park Reserve No. 1;

(b) Ocean Reef Boat Harbour; and

(c) Hillarys Boat Harbour.

Schedule 5

All that portion of the Indian Ocean within 800 metres of the high water mark of Rottnest Island.

Schedule 6

All the waters contained within the boundaries of the Shoalwater Islands Marine Park Reserve No. 5.

Dated this 1st day of October 1992.

GORDON HILL, Minister for Fisheries.

HOMESWEST**HM101****CORRIGENDUM****COMMONWEALTH STATE HOUSING AGREEMENT ACT 1989****REPORT OF THE AUDITOR**

Pursuant to section 38 (3) of the 1989 Commonwealth State Housing Agreement, the statement in respect of the operations of the Rental Capital Account of the State Housing Commission of Western Australia for the year ended 30th June, 1991 has been submitted to us for audit.

The Rental Capital Account, being a notional account created from the accounts and records of the State Housing Commission of Western Australia has been audited in accordance with Australian Auditing Standards.

In our opinion, the Statement of the Operation of the Rental Capital Account for the year ended 30th June, 1991—

- (a) Is in agreement with the accounts and records of the State Housing Commission of Western Australia; and
- (b) Fairly presents monies received to and expended from the Account, in accordance with the terms and conditions of the 1989 Commonwealth State Housing Agreement.

BIRD CAMERON PARTNERS, Chartered Accountants.

S. C. CUBITT, Partner.

LAND ADMINISTRATION**LA101****CORRIGENDA**

DOLA File: 608/938.

In the notice at page 1263 of the *Government Gazette* dated 20 March 1992 in respect to Reserve No. 21873 the reference to Shire of Yilgarn is amended to read Shire of Yalgoo.

DOLA File: 602/990.

In the notice at page 4141 of the *Government Gazette* dated 21 August, 1992 in respect to Reserve No. 1600 the reference to the Shire of Derby-East Kimberley is amended to read Shire of Derby-West Kimberley.

DOLA File: 1066/991.

In the notice at page 114 of the *Government Gazette* dated 21 August, 1992 in respect to Reserve No. 22256 the reference to the Shire of Derby-East Kimberley is amended to read Shire of Derby-West Kimberley.

A. A. SKINNER, Chief Executive.

LA102**ERRATA**

File No. MRD 42-63-B.
Ex. Co. No. 0827.

PUBLIC WORKS ACT 1902**LAND RESUMPTION**

Road Widening—Arthur Road (Roelands-Lake King Road 143.64-155.19 SLK)

Whereas an error occurred in the notice published under the above heading on page 4608 of *Government Gazette* No. 130 dated 11 September 1992 they are at page 4610—

In the item commencing "92-30 & 92-32" Winifred Margaret Piesse (Three Undivided Twelfth Shares)" in the last column delete "1.6979 ha" and insert " 1.1679 ha ".

In the item commencing "92-30 & 92-32" Tillellan Nominees Pty. Ltd. (Nine Undivided Twelfth Shares)" in the last column delete "1.679 ha" and insert " 1.1679 ha ".

LA301**LICENSED SURVEYORS ACT 1909****LAND SURVEYORS LICENSING BOARD**

It is hereby notified for general information that the undermentioned persons have all been registered as Licensed Surveyors under the provisions of the abovementioned Act, on the dates specified.

No. 913 Van Der Wal, Anthony David: 7 Coombe Place, Sorrento WA 6020:
23 July 1992

No. 914 Abbey, Donald Alexander: 50 Sewell Street, East Fremantle WA 6158:
17 September 1992.

H. J. HOUGHTON, Chairman.

G. E. MARION, Secretary.

Land Surveyors Licensing Board,
Cathedral Avenue, Perth WA 6000.

LA401**LOCAL GOVERNMENT ACT 1960****DECLARATION OF CLOSURE OF STREET**

Made by the Minister for Lands under section 288A

At the request of the local government nominated, the street described in the Notice is now declared to be closed.

Notice

City of Belmont (DOLA File No. 2121/1987, Closure No. B 1315) all that portion of Fairbrother Street (Road No. 6605) as shown bordered blue on Crown Survey Diagram 90585.

Public Plan: BG34(2) 17.25

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

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: 619/980V2.

Reserve No. 36939 (Canning District) "Public Recreation" to comprise:—

(a) Location 3236 and

(b) Location 3645 as surveyed and shown bordered pink on Land Administration Diagram 88903 in lieu of Location 3362 and of its area remaining unaltered.

Public Plan: Perth BG34 (2) 20.10, 20.11 Anaconda Drive. Local Authority—City of Gosnells.

LB701

File No. MR 42-607-4
Ex. Co. No. 1490

PUBLIC WORKS ACT 1902**LAND RESUMPTION**

Road Widening—South Western Highway (50.70 SLK)

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 Donnybrook/Balingup 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 18th day of August 1992, been set apart, taken, or resumed for the purposes of the following public work, namely: Road Widening—South Western Highway—Shire of Donnybrook/Balingup.

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 the Plan specified in the Schedule, which may be inspected at Main Roads, Waterloo Crescent, East 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

Plan MR No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
92-71	Leita Mary Sertorio	Commissioner of Main Roads	Portion of Kirup Lot 69 now comprised in Diagram 80804 and being part of the land com- prised in Certificate of Title Volume 1577 Folio 319	209 m ²

Certified correct this 31st day of August 1992.

PAM BEGGS, Minister for Transport.

Dated this 18th day of August 1992.

DAVID 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, 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 9th day of October 1992.

A. SKINNER, Chief Executive.

LOCAL GOVERNMENT

LG101

CORRIGENDUM

LOCAL GOVERNMENT ACT 1960

Shire of Dardanup

Notice of Intention to Borrow

Proposed Loan No. 45 of \$375 000

The Notice which appeared in the *Government Gazette* on the 16th June, 1992 is amended as follows:—

The Term of the Loan is ten (10) years, repayable in twenty half yearly instalments with the interest rate being reviewed after four (4) years during the term of the loan.

L. D. HARRIS, President.

C. J. SPRAGG, Shire Clerk.

LG401

SHIRE OF NORTHAM

Fire Control Officer

Notice is hereby given that the Shire of Northam has appointed Simon Wilding as a Fire Control Officer for the District of the Shire of Northam.

A. J. MIDDLETON, Shire Clerk.

LG402

BUSH FIRES ACT 1954*Shire of Northam*

Appointment of Fire Control Officers

It is hereby notified for public information that pursuant to section 40 of the above Act, the Councils of the Shire and Town of Northam have resolved to jointly appoint Fire Control Officers as Officers to exercise the powers conferred under the above Act, in each of the Municipal Districts.

Schedule of Fire Control Officers

Alfred Douglas Morgan	Gordon Arnold Ashman
Simon Thomas Wilding	
Bruce Humphris Wittber	Peter Kazimierz Kata
Garry Owen Moulds	Garry Kingsley Hargrave

A. J. MIDDLETON, Shire Clerk.

LG403

SHIRE OF MUNDARING

It is hereby notified for public information that the Council of the Shire of Mundaring has appointed Mr Kevin Richardson as a Registration Officer and Authorised person pursuant to the provisions of the Dog Act and as a Ranger pursuant to the provisions of Part XX of the Local Government Act.

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

LG404

LOCAL GOVERNMENT ACT 1960*Shire of Moora*

It is hereby notified for public information that the following fees and charges have been set by Council resolution on the 19th August, 1992 in accordance with section 191A of the Local Government Act 1960.

MOORA COMMUNITY RECREATION CENTRE

	\$
Weddings—	
All of building	250.00
50% of Main Hall	180.00
Areas B and C only	135.00
Cabarets, Balls—All of building	385.00
Cabarets—50% of Main Hall	220.00
Dances No Alcohol—	
All of building	165.00
50% of Main Hall	70.00
Private Dinners/Parties—	
50% of Main Hall	180.00
B & C only	80.00
Luncheons—	
All of building	110.00
B and C only	85.00
D only	35.00
Sporting Clubs—Windups/Dinners/Dances—	
All of building	220.00
50% Main Hall	150.00
B and C only	75.00
Vote Count Night—B and C	65.00
Fashion Parade—	
Main Hall	165.00
B and C	90.00
After Funeral Gathering—Any part	45.00
Bingo/Quiz Night—	
Main Hall	95.00
B and C only	65.00
D only	40.00

Concert—	\$
School	110.00
Travelling	220.00
Local	110.00
Rehearsals—Any part	15.00
Tutor Groups, Adult Education, Club Committees, Keep Fit Classes—	
Main Hall	25.00
Areas B, C or D (Min \$10 per booking up to 4 hours) (Then \$2 per hour after) ...	10.00
Commercial (Tupperware, Jewellery Shows)—	
Main Hall	110.00
Area B and C	45.00
Area D	35.00
Bazaars/Displays/Exhibitions—	
Main Hall	135.00
Area B and C	110.00
Area D	35.00
Agricultural, Company Sheep Sales, Seminars and Meetings—	
Main Hall	220.00
B and C only	145.00
Area D	35.00
Public/Political Meetings—	
Main Hall	85.00
B and C	70.00
Area D	35.00
Church Meetings/Religious/Memorial Service—Any area	20.00
Moora Arts and Crafts Society—Use of Recreation Centre 2-3 times per week plus rental for tin shed pottery—per annum	850.00
Use of Junction Box for Function	50.00
Setting up per night	15.00
Use of Kitchen Preparation Area only	15.00
Basketball/Netball per night	35.00
Badminton/Hockey per half day/night	20.00
Basketball/Indoor Netball per season	450.00
Badminton per season	330.00
Moora Football Clubs per season	500.00
Sunday Aftergame Football Show	40.00
Cricket/Hockey/Football Players Teas Week Nights	30.00
Cricket/Hockey After Game Socials	30.00
TOWN HALLS	
Moora	
Cabarets, Balls	95.00
Weddings, Private Parties, Dinners	60.00
Supper only	40.00
Dances (No Alcohol)	40.00
Dancing Lessons	8.00
Decorating	10.00
Quiz Nights/Bingo	35.00
Films	35.00
Bazaars	30.00
Meetings—	
Hall	12.00
Board Room	6.00
Local Concerts	45.00
Travelling Concerts	80.00
Rehearsals	7.00
Club Activities	6.00
Religious/Remembrance Services	Nil
WATHEROO AND MILING HALLS AND PAVILIONS	
Cabarets, Balls	75.00
Weddings, Private Parties, Dinners	55.00
Supper only	40.00
Dances (No Alcohol)	40.00
Dancing Lessons	8.00
Decorating	10.00
Quiz Nights/Bingo	30.00

	\$
Films	30.00
Bazaars	25.00
Meetings—Hall	8.00
Local Concerts	40.00
Travelling Concerts	60.00
Rehearsals	7.00
Club Activities	6.00
Religious/Remembrance Services	Nil
BBQ's	15.00
Badminton 1/2 Day/Night	8.00
Commercial Shows	35.00
Players Teas	15.00
After Golf Socials	18.00

MILING SUPPER ROOMS

Weddings, Private Parties, Dinners	35.00
Supper only	20.00
Dances (No Alcohol)	20.00
Dancing Lessons	8.00
Decorating	10.00
Quiz Nights/Bingo	20.00
Films	20.00
Bazaars	20.00
Meetings—Hall	7.00
Local Concerts	20.00
Travelling Concerts	25.00
Rehearsals	7.00
Club Activities	6.00
Religious/Remembrance Services	Nil

BINDI BINDI, ROUND HILL AND COOMBERDALE HALLS

Cabarets, Balls	70.00
Weddings, Private Parties, Dinners	45.00
Supper only	35.00
Dances (No Alcohol)	35.00
Dancing Lessons	8.00
Decorating	10.00
Quiz Nights/Bingo	25.00
Films	25.00
Bazaars	20.00
Meetings—Hall	7.00
Local Concerts	35.00
Travelling Concerts	45.00
Rehearsals	7.00
Club Activities	6.00
Religious/Remembrance Services	Nil
Badminton Half Day/Night	8.00

Other

1. (a) Use of the Recreation Centre by Central Midlands Football League. In addition to Ground Charges, Coastal Inter League Matches, Finals plus Association (includes players teas)—per fixture 85.00
- (b) Central Midlands Agricultural Society. In addition to Ground Hire. Monthly Meetings plus Two Day Annual Show 440.00

Squash

2. \$2.00 per Court per 1/2 hour.

Schools and Inter-School Sports Association

3. Charge for use of Moora Oval/Grandstand for Athletic/Winter Carnival \$30.00 per day.
For combined use of Oval/Grandstand/Recreation Centre Facilities \$60.00 per day (Kitchen and Servery Areas).

Other	\$
Steel Chairs—each20c
P.A. System available on loan	
Marquees—Bond \$50.00—per day	20.00
Life Be In It Trailer—Bond \$50.00—per day	20.00
Trestles—Bond \$20.00 each—per day	5.00
Moora Cemetery Charges	
Burial—	
In All Ground	200.00
Reopening Any Grave—No Age Group	190.00
Child Under 10 Years	180.00
Grant of Right of Burial (To Reserve a Plot)	10.00
Reopening of Any Grave for Exhumation	200.00
Permission to Erect a Headstone	5.00

Cemetery Memorial Wall

During 1986 the Moora Shire Council completed a Memorial Wall at the Cemetery. The purpose of the wall is—

- (1) To enable the ashes of persons (having a connection with Moora) who have been cremated to be deposited in the Niche Wall and be covered by a metal tablet which would bear an inscription.
- (2) To enable a metal place to be affixed as above in memory of a person having had a connection with Moora who has been buried elsewhere.

To ensure uniformity in shape, size and letter style all tablets must be purchased through the Council.

The following charges apply—

- (a) Actual cost of plaque plus 15% administration costs.
- (b) To reserve a Niche—

Single	\$20.00
Double	\$40.00

Note 1. Where a previous grant of right of burial exists (for a grave) \$10.00 may be deducted from above costs and the appropriate grave number (under grant) released.

Note 2. Plan of Memorial Wall available for the booking of Reserved Niches.

LG501

BUSH FIRES ACT 1954

Bunbury City Council

Important Information Relating to Your Responsibility as a Landholder in the City of Bunbury
Pursuant to the powers contained in section 33 of the Bush Fires Act 1954, you are required to carry out fire prevention work on land owned or occupied by you in accordance with the provisions of this order.

This work must be carried out by 14th December 1992 and kept maintained throughout the summer months until 31st March 1993.

An inspection of firebreaks and hazard removal will be carried out in all areas of the City by an authorised officer.

Persons who fail to comply with the requirements of this order, may be issued with an infringement notice (penalty \$80) or prosecuted with an increased penalty, and additionally, Council may carry out the required work at cost to the owner or occupier.

If it is considered for any reason to be impractical to clear firebreaks as required by this notice, or if natural features render firebreaks unnecessary, you may apply to the Council or its duly authorised Officer not later than 25th November 1992 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 the Council or its duly authorised Officer, you shall comply with the requirements of this notice. If the requirements of this notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fires Act.

Requirements

1. Rural and Townsite Land (includes residential, commercial and industrial).
 - (a) Where the area of the land is 2024 m² (approximately 1/2 acre) or less, remove all flammable material on the land except living standing trees, from the whole of the land and;
 - (b) Where the area of land exceeds 2 024 m² provide firebreaks at least 3 metres wide, immediately inside all external boundaries of the land and also immediately surrounding all buildings and haystacks situated on the land. Where several adjoining lots are held or used by the owner-occupier, the firebreaks may be provided inside and along the external boundaries of the group or lot.

2. Special Rural Land

The owners of small rural holdings zoned as Special Rural under Town Planning Scheme must maintain clear of all flammable material, a firebreak not less than three (3) metres wide immediately inside all external boundaries of the land.

3. Fuel and/or Gas Depots

In respect of land owned and/or occupied by you on which is situated any container normally used to contain liquid or gas fuel, including the land on which any ramp or supports are constructed, you shall have the land clear of all flammable material.

By Order of the Council,

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

LG503**BUSH FIRES ACT 1954**

As amended section 33

Notice to All Owners and/or Occupiers of Land in the Shire of Kalamunda

Pursuant to the powers contained in section 33 of the above Act, you are hereby required on or before November 30, 1992 to remove from the land owned or occupied by you all inflammable material or to clear firebreaks in accordance with the following and thereafter to maintain the land or the firebreaks clear of inflammable material up to and including March 31, 1993.

You shall on or before November 30, 1992 or within 14 (fourteen) days of the date of you becoming the owner or occupier, should this be after November 15, 1992—

(1) On Townsite Land or Land Subdivided for Residential Purposes

Clear off all inflammable material firebreaks at least three metres wide immediately inside all external boundaries of the land and also immediately surrounding all buildings situated on the land. Keep gardens free of unnecessary leaves and rubbish, and lop any trees that can endanger your house in the event of a fire.

(2) Rural/Special Rural Land

Clear off all inflammable material firebreaks at least three metres wide immediately inside all external boundaries of the land and within thirty metres of the perimeter of any hay stack, building or group of buildings, so positioned as to completely surround such hay stacks, buildings or group of buildings.

(3) Fuel Dumps and Depots

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

If it is considered to be impracticable for any reason to clear firebreaks or to remove inflammable material from land as required by this notice, you may apply to the Council or its duly authorised officer in writing on or before November 1992 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 the Council or its duly authorised officer, you shall comply with the requirements of this notice. The firebreaks Inspection Officers will commence inspection of firebreaks and fire hazards early in the season.

The penalty for failing to comply with this notice is a fine of \$1 000 or a prescribed penalty of \$80 on service of an infringement notice, and a person in default is also liable whether prosecuted or not, to pay the cost of performing the work directed by this notice if it is not carried out by the owner or occupier by the date required by this notice.

If the requirements of this notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fires Act, which include the necessity for permits to burn during the restricted burning season.

E. H. KELLY, Shire Clerk.

LG504**BUSH FIRES ACT 1954**

Shire of Mundaring

Notice to All Owners and/or Occupiers of Land Situated in the Shire of Mundaring

Firebreaks

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

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

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

Ploughing, Cultivating, Scarifying, Burning, Chemical Spraying or other approved method, and are to be cleared to the satisfaction of the Shire's Ranger Service. In addition you may be required to carry out further works which may be deemed necessary by the Shire's Ranger Service and specified by way of a separate written notice forwarded to the address as shown on the Shire of Mundaring rate records for the land.

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

All firebreaks as designated above must be prepared on or before the 30th day of November, 1992 (or within 14 days of you becoming the owner or occupier should this be after that date) and maintained clear of inflammable material up to and including the 14th day of March, 1993.

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

Application to Vary the Above Requirements

If it is considered to be impractical for any reason whatsoever to clear firebreaks as required by this notice, you may apply to the Council of the Shire of Mundaring or its duly authorised officers not later than the 15th day of November, 1992 for permission to provide firebreaks in alternative positions on the land. If permission is not granted by the Council or its duly authorised officers, you must comply with the requirements of this notice.

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

The penalty for failing to comply with this notice is a fine not exceeding \$1 000.00 and a person in default is also liable whether prosecuted or not to pay the costs of performing the work directed by this notice if it is not carried out by the owner and/or occupier by the date required by this notice.

By order of the Council,

M. N. WILLIAMS, Shire Clerk.

LG505

BUSH FIRES ACT 1954

Shire of Toodyay

FIRE BREAK ORDER

Notice to all owners and occupiers of land within the district of the Shire of Toodyay.

Pursuant to the powers contained in Section 33 of the abovementioned Act, you are hereby required on or before the date specified hereunder, or within 14 days of the date of you becoming an owner or occupier of land within the Shire of Toodyay should that be after the specified date, to clear a fire-break clear of inflammable material on the land in the manner specified hereunder and thereafter to maintain that fire-break clear of inflammable material up to and including April 30, 1993.

1. RURAL LAND

1.1 Rural land is all land other than land within a townsite.

Specified date: October 28, 1992.

1.2 Where the land does not exceed 20 hectares, a firebreak 2 metres wide shall be cleared and maintained inside and within 10 metres of the external boundaries of the land.

1.3 Where land exceeds 20 hectares but does not exceed 200 hectares, a fire-break 2 metres wide shall be cleared and maintained inside and within 100 metres of the external boundaries of the land.

NOTE—STRATEGIC FIRE-BREAKS

Land owners within the subdivisions known as "Majestic Heights", "Majestic Waters", "Toodyay Highlands", "Woodland Heights" and "Vernon Hills" as designated in the Shire of Toodyay Town Planning Scheme No. 3 and that portion of West Toodyay being Lots R1 to R36, R43 to R64, R69 to R74, Lots S102, 122, 123 and Reserve 5610, who have paid to the Shire the necessary contribution specified hereunder, on or before September 30, 1992, or within 14 days of the date of becoming an owner or occupier of land within those subdivisions should that be after September 30, 1992, toward the maintenance of the Strategic Fire-break System constructed in their area will have fulfilled the requirements of Sections 1.1, 1.2, 1.3, 1.4 and 1.5 of this Order however they must still comply with the requirements of Sections 1.6, 1.7 and 1.8 of this Order.

CONTRIBUTIONS

West Toodyay \$10.00 and all other areas \$20.00.

- 1.4 Where land exceeds 200 hectares, a fire-break 2 metres wide shall be cleared and maintained in such a manner as to divide the land into areas not exceeding 200 hectares, each area being completely surrounded by a fire-break.
- 1.5 A fire-break 3 metres wide shall be cleared and maintained immediately around all buildings, haystacks and fuel ramps situated on the land.
- 1.6 A fire-break 2 metres wide shall be cleared and maintained immediately around any unattended stationary motor (including electric motors) when that motor is operating.
- 1.7 A fire-break 20 metres wide shall be cleared and maintained immediately inside the external boundaries of all land which has been bulldozed, chained or prepared in any similar manner for clearing by burning (whether it is intended to burn the bush or not) provided that where the bulldozing, chaining or other method of preparation for clearing is completed after October 28, 1992, the fire-break is required to be completed within 28 days of such completion.
- 1.8 On all land situated within the subdivisions known as "Majestic Heights" and "Majestic Waters" as designated in the Shire of Toodyay Town Planning Scheme No. 3, a fire-break 15 metres wide shall be cleared and maintained immediately around all buildings on the land.

PLEASE NOTE: It shall not be necessary to remove live standing trees when providing the fire-breaks required by this section.

NOTE—FIRE-BREAK VARIATIONS

If for any reason it is considered to be impracticable to clear fire-breaks or remove inflammable material from land as required by Part 1 of this Order, you may apply in writing to the Council or its duly authorised officer on or before October 14, 1992 for permission to provide fire-breaks in an alternative position. If such permission is granted, it shall be in writing and shall remain valid until such time as it is revoked by the Council or its duly authorised officer.

If such permission in writing is not granted by the Council or its duly authorised officer, you shall comply with the requirements of this Notice.

2. TOWNSITE LAND

- 2.1 Townsite land is all land within the Toodyay townsite.

Specified date: November 15, 1992.

- 2.2 A fire-break is to be cleared and maintained in such a manner as to ensure the fire-break covers the whole of the land. If the land is used permanently for grazing animals or has had other methods of fire hazard reduction applied to it, you may apply in writing to Council or its duly authorised officer on or before November 1, 1992 for permission to have fire-breaks cleared of all inflammable material at least 2 metres wide immediately inside the external boundaries of the land in lieu of removing all inflammable material from the whole of the land. If permission is not granted by the Council or its duly authorised officer, you shall comply with the requirements of this Notice.

Any owner or occupier of land who fails or neglects to comply with the requirements of this Order is guilty of an offence under Section 33 (3) of the Act and is liable to a penalty not exceeding \$1 000 and in addition to that penalty the Shire may enter upon the land and carry out the requisite works and recover the cost of so doing from the owner or occupier in a Court of competent jurisdiction.

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

LG901

LOCAL GOVERNMENT ACT 1960

City of Gosnells

NOTICE OF INTENTION TO BORROW

Proposed Loan No. 305 of \$20 000

Pursuant to section 610 of the Local Government Act 1960, the Council of the City of Gosnells hereby gives notice that it proposes to borrow money by the sale of a debenture for a period of 10 years, repayable at the office of the lender by 20 half-yearly instalments of principal and interest, with the interest rate to be renegotiated after 4 years.

Purpose: Improvements to watering facilities—Mills Park Bowling and Recreational Club (Inc.)

Note: The repayments for loan 305 are to be met by Mills Park Bowling and Recreational Club (Inc.) and therefore no loan repayment costs should be required to be met by ratepayers in respect to this proposal.

Dated this 6th day of October 1992.

P. M. MORRIS, Mayor.
G. WHITELEY, Town Clerk.

LG902**LOCAL GOVERNMENT ACT 1960***Shire of Murray***NOTICE OF INTENTION TO BORROW**

Proposed Loan No. 145 of \$390 000

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

\$390 000 for a 10 year term at the current rate of interest, repayable at the office of the Council, Pinjarra by 20 half yearly instalments of principal and interest, such interest rate to be renegotiated after 4 years.

Purpose—

(a) Construction of Roads, Drainage and Kerbing, Pinjarra Light Industrial Area Pinjarra.	\$170 000.00
(b) Reconstruction Roadworks—	
Old Bunbury Road	\$50 000.00
Del Park Road	\$50 000.00
Greensland Road	\$50 000.00
Hopelands Road	\$70 000.00
	\$220 000.00
	<hr/> \$390 000.00

Specifications as required by section 609 of the Act are available for inspection at the office of the Council during normal hours for a period of thirty-five (35) days after publication of this notice.

M. J. GREENUP, President.

D. A. McCLEMENTS, Shire Clerk.

LG903**LOCAL GOVERNMENT ACT 1960***Shire of Wyndham-East Kimberley***NOTICE OF INTENTION TO BORROW**

Proposed Loan No. 101 of \$413 500

Pursuant to section 609 and 610 of the Local Government Act 1960, the Council of the Municipality of the Shire of Wyndham-East Kimberley hereby gives notice that it proposes to borrow money by the sale of a debenture on the following terms and for the following purpose—

\$413 500 for the period of 10 years at the current rate of interest, at a fixed interest rate repayable at the office of the Council, by 20 half-yearly instalments of principal and interest.

Purpose: Refurbishment and Construction of Kununurra Airport Terminal.

Estimates and Statements as required by section 609 are open for inspection by ratepayers at the Kununurra office of the Council during office hours for a period of thirty-five (35) days after the 12th October 1992.

All repayments of principal and interest will be from income generated by Airport Activities.

Dated this 7th day of October 1992.

D. K. CHAPMAN, President.

M. G. CHEVERTON, Shire Clerk.

MINES**MN101****ERRATUM****MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Whereas an error occurred in the notice published under the above heading on page 4860 of *Government Gazette* No. 140 dated 2 October 1992 it is corrected as follows.

At page 4861 under the heading of "GASCOYNE MINERAL FIELD" delete the line "P09/286—R. M. COLLINS & H. O. RICHARDS" and insert " P09/286—H. P. COLLINS & J. L. RICHARDS ".

MN401

EXPLOSIVES AND DANGEROUS GOODS ACT 1961**NOTICE OF APPOINTMENT**

Made by the Chief Inspector of Explosives and Dangerous Goods with the approval of the Minister. Under section 47 of the Explosives and Dangerous Goods Act 1961 the Chief Inspector of Explosives and Dangerous Goods has appointed the following persons as Inspectors of Dangerous Goods.

Trevor James Robinson

Michael Beverly Rowe

The limitations on these appointments shall be as follows:

1. As to the provisions of the Act, the scope of the authority shall be limited to the provisions of the Dangerous Goods Regulations 1992 except for part 6—transport of dangerous goods.
2. As to places, the scope of the authority shall be limited to premises or sides designated as minesites within the meaning of the Mines Regulations Act 1946.
3. As to time, the scope of the authority shall be limited to such time as the appointed officer is an employee of the Department of Minerals and Energy in the Mining Engineering Division, or until revoked.
4. As to powers, the officer may exercise all powers of an Inspector relative to storage and keeping of dangerous goods.

K. PRICE, Chief Inspector of Explosives and Dangerous Goods.

MN402

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

Department of Mines,
Mt Magnet, 22nd September 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 24th November 1992.

MURCHISON MINERAL FIELD*Day Dawn District*

P21/406—Blizard, Mark Ronald; Blizard, Michael Clement.

Cue District

P20/1132—Lukin, Robert Boyd.

Mt Magnet District

P58/763—Hellwig, Neville.

MN403

MINING ACT 1978**INSTRUMENT OF EXEMPTION OF CROWN LAND**

The Minister for Mines pursuant to the powers conferred on him by section 19 of the Mining Act 1978, hereby exempts all areas of Crown Land described in the Schedule hereunder (not being Crown Land that is the subject of a mining tenement or an application therefor) from Divisions 1-5 of Part IV of the Mining Act 1978.

Schedule**PILBARA MINERAL FIELD**

1. Starting at the N.W. corner (A.M.G. co-ordinates 7711000mN, 717000mE—Zone 50)

thence 700 m @ 90 deg. (grid)

thence 700 m @ 180 deg. (grid)

thence 700 m @ 270 deg. (grid)

thence 700 m @ 360 deg. (grid) back to start.

Area: 49 ha.

Plan: Carlindie 1:100 000

2. Starting at the N.W. corner (A.M.G. co-ordinates 7712600mN, 718400mE—Zone 50)
thence 600 m @ 90 deg. (grid)
thence 600 m @ 180 deg. (grid)
thence 600 m @ 270 deg. (grid)
thence 600 m @ 360 deg. (grid) back to start.
Area: 36 ha.
Plan: Carlindie 1:100 000
3. Starting at the N.W. corner (A.M.G. co-ordinates 7693600mN, 767700mE—Zone 50)
thence 500 m @ 90 deg. (grid)
thence 400 m @ 180 deg. (grid)
thence 500 m @ 270 deg. (grid)
thence 400 m @ 360 deg. (grid) back to start.
Area: 20 ha.
Plan: Coongan 1:100 000
4. Starting at the N.W. corner (A.M.G. co-ordinates 7674200mN, 740000mE—Zone 50)
thence 700 m @ 90 deg. (grid)
thence 1 000 m @ 180 deg. (grid)
thence 700 m @ 270 deg. (grid)
thence 1 000 m @ 360 deg. (grid) back to start.
Area: 70 ha.
Plan: North Pole 1:50 000

Dated this 26th day of September 1992.

GORDON HILL, Minister for Mines.

PLANNING AND URBAN DEVELOPMENT

PD401

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

Town Planning Scheme No. 1—Amendment No. 626

Ref: 853/2/30/1, Pt. 626.

Notice is hereby given that the City of Wanneroo has prepared the abovementioned scheme amendment for the purpose of to include the following "Temporary Facility" definition into Clause 1.8.A.

"Temporary Facility" means a use of land or buildings which the Council may approve for a limited period of time for the convenience of residents who live in a developing residential area where permanent facilities are to be provided at some future time in accordance with a structure plan approved by the Council.

Council also resolved to list the use class Temporary Facility in zoning Table or 'AA' in the Residential Development Zone and X in all other zones. Council requires the adoption of a Temporary Facilities Policy prior to final approval of Amendment No. 626.

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 November 20, 1992.

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

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

R. F. COFFEY, Town Clerk.

PD402

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

Town Planning Scheme No. 6—Amendment No. 7

Ref: 853/3/6/7, Pt. 7.

Notice is hereby given that the Shire of Dandaragan has prepared the abovementioned scheme amendment for the purpose of inserting Clauses into the Scheme Text which allows Council to have the power to make Town Planning Scheme Policies relating to parts or all of the Scheme area and relating to one or more of the aspects of the control of development.

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

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

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

B. GOLDING, Shire Clerk.

PD403

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Dardanup

Town Planning Scheme No. 3—Amendment No. 41

Ref: 853/6/9/6, Pt. 41.

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

1. Rezoning Part Dardanup Lot 33, part 2, and Lots 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15 Picton-Boyanup Road from "Non-Urban—General Farming" to "Residential R12.5".
2. Rezoning Lots 52 and 35 Picton-Boyanup Road from "Non-Urban—General Farming" to "Recreation".
3. Rezoning Lots 31, 32, 33 and 34 Picton-Boyanup Road from "Non-Urban—General Farming" to "Other Community Use".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Little Street, Dardanup and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including November 6, 1992.

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

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

C. J. SPRAGG, Shire Clerk.

PD404

TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION

Shire of Mundaring

Town Planning Scheme No. 1—Amendment No. 347

Ref: 853/2/27/1, Pt. 347.

Notice is hereby given that the Shire of Mundaring has prepared the abovementioned scheme amendment for the purpose of amending the subdivision guide plan that forms part of Town Planning Scheme No. 1 as it relates to Pt Lot 289 Hedges Road, Hovea, to allow for the creation of two lots.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 7000 Great Eastern Highway, Mundaring and at the Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including November 20, 1992.

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

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

M. N. WILLIAMS, Shire Clerk.

PD405**TOWN PLANNING AND DEVELOPMENT ACT 1928
SCHEME AMENDMENT AVAILABLE FOR INSPECTION***Shire of Wyndham-East Kimberley*

Town Planning Scheme No. 4—Amendment No. 26

Ref: 853/7/5/6, Pt. 26.

Notice is hereby given that the Shire of Wyndham-East Kimberley has prepared the abovementioned scheme amendment for the purpose of including in the Scheme Text provisions for approving the construction of a carport or pergola or like structure between the building line and the front boundary in the Industrial Zones.

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

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

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

M. CHEVERTON, Shire Clerk.

PD501**TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT***Shire of Augusta-Margaret River*

Town Planning Scheme No. 17—Amendment No. 3

Ref: 853/6/3/17, P3.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of Augusta-Margaret River Town Planning Scheme Amendment on September 9, 1992, for the purpose of rezoning Lot 35 Wallcliffe Road from "Tourist Accommodation" zone to "Institutional Use" zone.

A. L. COLYER, Acting President.

A. BROWN, Acting Shire Clerk.

PD601**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959****BOARD OF VALUERS****Appointment of Members**

File: 817-2-1-2.

Notice is hereby given that His Excellency the Lieutenant-Governor and Administrator has been pleased to appoint in accordance with the provisions of section 36B of the Metropolitan Region Town Planning Scheme Act 1959 for a period of two years expiring on June 30, 1994—

- (a) Brian Douglas Mickle of 1/1 Queen Street, South Perth nominated by State Planning Commission as a member and Chairman of the Board of Valuers; and
- (b) (i) Geoffrey Bryne Russell of 10/18 Victoria Avenue, Claremont
- (ii) Gerald Ian Gauntlett of 99 Thomas Street, Subiaco
- (iii) David Stewart Liggins of 7 Geraldine Street, Cottesloe

nominated by the Real Estate Institute of Western Australia (Inc) as members of the Board of Valuers.

- (c) approve of the payment of their remuneration for attendance at the meetings of the Board of Valuers.

GORDON G. SMITH, Secretary.

PD602**STATE PLANNING COMMISSION ACT 1985**

Appointment to State Planning Commission

File: 970-1-1-2, Vol. 2.

His Excellency the Lieutenant-Governor and Administrator, has in accordance with section 5, 7 and 8 of the State Planning Commission Act 1985, appointed: Lesley Anne McComish of 102 Glengariff Drive, Floreat Park, WA, 6014 as a part-time member of the State Planning Commission such appointment dating from September 29, 1992 and expiring on December 5, 1993.

GORDON G. SMITH, Secretary.

PD603**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**

METROPOLITAN REGION SCHEME—SECTION 33A AMENDMENT

Approved Amendment

Reserve 31860 (Loc. 3004) Corner Mills Street and Albany Highway Bentley

City of Canning

No: 893/33A; File: 833-2-16-34.

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

The amendment, as shown on Plan No. 4.1107, shall have effect from the date of publication of this notice in the *Gazette*.

The Plan as approved can be viewed at:

1. Department of Planning and Urban Development, 469 Wellington Street, Perth WA 6000.
2. J. S. Battye Library, Alexander Library Building, Perth Cultural Centre, Francis Street, Northbridge WA 6000.
3. Office of the Municipality of the City of Canning, 1317 Albany Highway, Cannington WA 6107.

GORDON G. SMITH, Secretary.

PD702**TOWN PLANNING AND DEVELOPMENT ACT 1928 (AS AMENDED)***Shire of Chapman Valley*

Town Planning Scheme No. 1

Amendment No. 3

The Shire of Chapman Valley under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act 1928 (as amended), hereby amends the above Town Planning Scheme by amending the Scheme Text by undertaking the following modifications.

(A) Delete all of the Interpretations in Part 1.7 and insert the following Interpretations into Part 1.7.

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

Absolute Majority: Shall have the same meaning as is given to it in and for the purposes of the Local Government Act 1960 (as amended).

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

Added Accommodation Unit: Means separate living accommodation attached to or within the curtilage of a dwelling house, constructed for and used exclusively by an aged, invalid or disabled relative of the owners of the dwelling house or such other person as may be approved by Council, in respect of which an Annual Written Permit to occupy has been issued by Council and is current.

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

- (a) an advertising sign of less than 2 metres square in area relating to the carrying out of building or similar work on land on which it is displayed, not being land which is normally used for those purposes;

- (b) an advertising sign of less than 2 metres square in area announcing a local event of a religious, educational, cultural, political, social or recreational character not promoted or carried on for commercial purposes;
- (c) an advertising sign of less than 2 metres square in area relating to the prospective sale or letting of the land or building on which it is displayed;
- (d) an advertising sign exhibited upon any land vested in or owned by the Minister for Railways which is directed only to persons upon or entering a railway station or platform or bus station; and
- (e) directional signs, street signs and other like signs erected by a public authority.

Aged Persons Village: Means a building or group of buildings designed for residential occupation by aged persons and includes buildings and parts of buildings used for communal facilities, food preparation, dining, recreation, laundry or medical care.

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

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

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

Battle-Axe Lot: Means a lot having access to a public road by means of an access strip including in the Certificate of Title of that lot.

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

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

Building: Shall have the same meaning as is given to it in and for the purposes of the Residential Planning Codes.

Building Code: Means the Building Code of Australia (as amended).

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

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

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

Camping Area: Means land used for the lodging of persons in tents or other temporary shelter.

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

Caretakers Dwelling: Means a building used as a dwelling by a person having the care of the building, plant, equipment or grounds associated with an industry, business, office or recreation area carried on or existing on the same site.

Car Park: Means land and buildings used primarily for parking private cars or taxis whether open to the public or not but does not include any part of a public road used for parking or for a taxi rank, or any land or buildings in which cars are displayed for sale.

Cattery: Means the use of an approved outbuilding constructed in accordance with the Health Act Model By-Laws Series 'A' Part one—General Sanitary Provisions (as amended) for the purpose of keeping more than three (3) cats over the age of three (3) months.

Civic Building: Means a building designed, used or intended to be used by a Government Department, an instrumentality of the Crown, or the Council as offices or for the administrative or other like purpose.

Civic Use: Means land and buildings used by a Government Department, an instrumentality of the Crown, or the Council, for administrative, recreational or other purpose.

Club Premises: Means land and buildings used or designed for use by a legally constituted club or association or other body of persons united by a common interest whether such building or premises be licensed under the provisions of the Liquor Act, 1970 (as amended) or not and which building or premises are not otherwise classified under the provisions of the Scheme.

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

Consulting Rooms: Means a building (other than a hospital or medical centre) used by no more than two practitioners who are legally qualified medical practitioners or dentists, physiotherapists, chiropractors, and persons ordinarily associated with a practitioner, in the prevention or treatment of physical or mental injuries or ailments, and the two practitioners may be of the one profession or any combination of professions or practices.

Consulting Rooms Group: Means a building (other than a hospital or medical centre) used by more than two practitioners who are legally qualified medical practitioners or dentists, physiotherapists, chiropractors and persons ordinarily associated with a practitioner, in the prevention, investigation or treatment of physical or mental injuries or ailments, and the practitioners may be of the one profession or any combination of professions or practices.

Convenience Store: Means land and buildings used for the retail sale of convenience goods being those goods commonly sold in supermarkets, delicatessens and newsagents but including the sale of petrol and operated during hours which include but which may extend beyond normal trading hours and providing associated parking. The buildings associated with a convenience store shall not exceed 200 metres square gross leasable area.

Day Care Centre: Means land and building used for the daily or occasional care of children in accordance with the Child Welfare (Care Centre) Regulations 1968 (as amended).

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

Display Home Centre: Means a group of two or more dwellings which are intended to be open for public inspection.

District: Means the Municipal District of the Shire of Chapman Valley.

Dog Kennels: Means land and buildings used for the boarding and breeding of dogs where such premises are registered or required to be registered by the Council; and may include the sale of dogs where such use is incidental to the predominant use.

Drive-In Theatre: Means land and buildings used to make provision for an audience to view the entertainment while seated in motor vehicles.

Dry Cleaning Premises: Means land and buildings used for the cleaning of garments and other fabrics by chemical processes.

Dwelling: " 'Dwelling' means a building or portion of a building containing at least one living room and includes rooms, outbuildings and other structures attached to or separate from such building but auxiliary thereto; such building or portion thereof being used or intended, adapted or designed to be used for the purpose of human habitation on a permanent basis by—

- a single person;
- a family; or
- no more than six (6) persons who do not comprise a single family."

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

Effective Frontage: Means the width of a lot at the minimum distance from the street alignment at which buildings may be constructed, and shall be calculated as follows—

- (a) where the side boundaries of a lot are parallel to one another, the length of a line drawn at right angles to such boundaries;
- (b) where the side boundaries of a lot are not parallel to one another, the length of a line drawn parallel to the street frontage and intersecting the side boundaries at the minimum distance from the street alignment at which buildings may be constructed; and
- (c) where a lot is of such irregular proportions or on such a steep grade that neither of the foregoing methods can reasonably be applied, such length as determined by the Council.

Factory Unit Building: Means an industrial building designed, used or adopted for use as two or more separately occupied production or storage areas.

Family Care Centre: Means land and buildings used for the purpose of a Family Care Centre as defined in Child Welfare (Care Centres) Regulations, 1968 (as amended).

Fast Food Outlet: Means land and buildings used for the preparation, sale and serving of food to customers in a form ready to be eaten without further preparation, primarily off the premises, but does not include a fish shop.

Fish Shop: Means a building where wet fish and similar foods are displayed and offered for sale.

Frontage: Means the boundary line or lines between a site and the street or streets upon which the site abuts.

Fuel Depot: Means land and building used for the storage and sale in bulk of solid or liquid gaseous fuel, but does not include a service station.

Funeral Parlour: Means land and buildings occupied by an undertaker where bodies are stored and prepared for burial or cremation.

Garden Centre: Means land and buildings used for the sale and display of garden products, including garden ornaments, plants, seeds, domestic garden implements and motorised implements and the display but not manufacture of prefabricated garden buildings.

Gazettal Date: Means the date of which this Scheme is published in the *Government Gazette*.

Gross Leasable Area: Means in relation to a building, the area of all floors capable of being occupied by a tenant for his exclusive use, which area is measured from the centre lines of joint partitions or walls and from the outside faces of external walls or the building alignment, including shop fronts, basements, mezzanines and storage areas.

Harbour Installations: Means land and buildings used for and incidental to the purposes of loading, unloading and maintaining ships.

Health Studio: Means land and buildings designed and equipped for physical exercise, recreation and sporting activities including outdoor recreation.

Home Occupation: Means a business or activity carried on with the written permission of the Council within a dwelling house or the curtilage of a house by a person resident therein or within a domestic outbuilding by a person resident in the dwelling house to which it is appurtenant that—

- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection due to the emission of light, noise, vibration, electrical interference, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, liquid wastes or waste products of the unsightly appearance of the dwelling house or domestic outbuilding on or the land on which the business is conducted;
- (b) does not entail employment of any person not a member of the occupier's family;
- (c) does not occupy an area greater than twenty square metres;
- (d) does not require the provision of any essential service main of a greater capacity than normally required in the zone in which it is located;
- (e) does not display a sign exceeding 0.2 metres square in area;
- (f) in the opinion of the Council it is compatible with the principal uses to which land in the zone it is located may be put and will not in the opinion of the Council generate a volume of traffic that would prejudiced the amenity of the area;
- (g) does not entail the presence, use or calling of a vehicle of more than two tonnes tare weight;
- (h) does not entail the presence of more than one commercial vehicle and does not include provision for the fuelling or repairing of motor vehicles within the curtilage of the dwelling house or domestic outbuilding;
- (i) does not entail the offering for sale or display of motor vehicles machinery or goods (other than goods manufactured or serviced on the premises); and
- (j) does not entail a source of power other than an electric motor of not more than 0.373 kilowatts (0.5hp).

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

Hospital Special Purposes: Means a building used or designed for use wholly or principally for the purpose of a hospital or sanatorium for the treatment of infectious or contagious diseases, or hospital for the treatment of the mentally ill or similar use.

Hotel: Means land and buildings providing accommodation for the public the subject of an Hotel License granted under the provisions of the Liquor Act, 1970 (as amended).

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

- (a) the winning, processing or treatment of minerals;
- (b) the making, altering, repairing, or ornamentation, painting, fishing, cleaning, packing or canning or adapting for sale, or the breaking up or demolition of any article or part of an article;
- (c) the generation of electricity or the production of gas;
- (d) the manufacture of edible goods, and includes, when carried out on land upon which the process is carried out and in connection with that process, the storage of goods, any work of administration or accounting, or the wholesaling of goods resulting from the process, and the use of land for the amenity of persons engaged in the process; but does not include—
 - (i) the carrying out of agriculture;
 - (ii) site work on buildings, work or land;
 - (iii) in the case of edible goods the preparation of food for sale from the premises; or
 - (iv) panel beating, spray painting, motor vehicle wrecking.

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

- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing) injury, or prejudicial affection, due to the emission of light, noise, vibration, stream, soot, ash, dust, grit, oil, liquid wastes or waste products;
- (b) where operated in a Residential Zone, does not entail the employment of any person not a member of the occupier's family normally resident on the land;
- (c) is conducted in an out-building which is compatible to the zone and its amenity and does not occupy an area in excess of 55 metres square;
- (d) does not require the provisions of any essential service main of a greater capacity than normally required in the zone in which it is located; and
- (e) does not display a sign exceeding 0.2 metres square in area.

Industry—Extractive: Means an industry which involves—

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

Industry General: Means an industry other than a cottage, extractive, hazardous, light, noxious, rural or service industry.

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

Industry—Light: Means an industry—

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

Industry—Noxious: Means an industry in which the processes involved constitute an offensive trade within the meaning of the Health Act, 1911-1979 (as amended), but does not include a fish shop, dry cleaning premises, marine collectors yard, laundromat, piggery or poultry farm.

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

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

Kindergarten: Means land and buildings used as a school for developing the intelligence of young children by singing and similar methods.

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

Laundromat: Means a building, open to the public in which coin-operated or other washing machines, with or without provision for drying clothes, are available for use.

Liquor Store: Means a building the subject of a Store License granted under the provisions of the Liquor Act, 1970 (as amended).

Lodging House: Shall have the same meaning as is given to it in and for the purposes of the Health Act, 1911-1979 (as amended).

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

Marina: Means premises at which berths or pens, and fuelling, servicing, repairing, storage (including storage on land) and other facilities for boats are provided, with or without the sale of boating gear and equipment, and includes all jetties, piers, embankments, quays and moorings appurtenant thereto and all offices and storerooms used in connection therewith.

Marine Collectors Yard: Means land and buildings used for the storage of marine stores under the provisions of the Marine Stores Act, 1902 (as amended) and Marine Dealer's Yard and Marine Store have the same meaning.

Marine Filling Station: Means land and buildings used for the storage and supply of liquid fuels and lubricants for marine craft, but in which no industry is carried on; but does not include a service station.

- Market:** Means land and buildings used for a fair, a farmer's or producer's market, or a swapmeet in which the business or selling carried on or the entertainment provided is by independent operators or stallholders carrying on their business or activities independently of the market operator save for the payment where appropriate of a fee or rental.
- Medical Centre:** Means a building (other than a hospital) that contains or is designed to contain facilities not only for the practitioner or practitioners mentioned under the interpretations of consulting rooms but also for ancillary services such as chemist, pathologists and radiologists.
- Milk Depot:** Means land and buildings to which milk is delivered for distribution to consumers but in which milk is not processed or pasteurised.
- Mobile Home:** Means any vehicle or similar relocatable structure having been manufactured with wheels (whether or not such wheels have been removed) and having no footings other than wheels, jacks or skirtings, and so designed or constructed as to permit independent occupancy for continuous swelling purposes incorporating its own facilities including bathroom and toilet facilities.
- Mobile Home Park:** Means land upon which two or more mobile homes, occupied for dwelling purposes, are located regardless of whether or not a charge is made for such accommodation.
- Motel:** Means land and buildings used or intended to be used to accommodate patrons in a manner similar to an Hotel or Boarding House but in which special provision is made for the accommodation of patrons with motor vehicles.
- Motor Vehicle and Marine Sales Premises:** Means land and buildings used for the display and sale of new or second hand motorcycles, cars, trucks, caravans and boats or any one or more of them and may include, the servicing of motor vehicles sold from the site.
- Motor Vehicle Hire Station:** Means land and buildings used for the hiring out of motor vehicles and when conducted on the same site, the storage and cleaning of motor vehicles for hire but does not include mechanical repair or servicing of such vehicles.
- Motor Vehicle Repair Station:** Means land and buildings used for the Mechanical repair and overhaul of motor vehicles including tyre recapping, retreading, panel beating, spray painting and chassis re-shaping.
- Motor Vehicle Wash Station:** Means land and buildings where vehicles are washed and cleaned by or primarily by mechanical means.
- Motor Vehicle Wrecking Premises:** Means land and buildings used for the storage, breaking up or dismantling of motor vehicles and includes the sale of second-hand motor vehicle accessories and spare parts.
- Museum:** Means land and buildings used for storing and exhibiting objects illustrative of antiquities, natural history, art, nature and curiosities.
- Non-Conforming Use:** Means a use of land which, though lawful immediately prior to the coming into operation of this Scheme, is not in conformity with the Scheme.
- Nursery:** Means land and buildings used for the propagation, rearing and sale of products associates with horticultural and garden decor.
- Office:** Means land and buildings used for the conduct of administration, the practice of a profession, the carrying on of agencies, banks, typist and secretarial services, and services of a similar nature.
- Open Air Display:** Means the use of land for the display or sale of goods and equipment not within buildings.
- Owner:** In relating to any land includes the Crown and every person who jointly or severally whether at law or in equity—
- (a) is entitled to the land for an estate in fee simple in possession; or
 - (b) is a person to whom the Crown has lawfully contracted to grant the fee simple of the land; or
 - (c) is a lessor or licensee from the Crown; or
 - (d) is entitled to receive or is in receipt of, or if the land were let to a tenant, would be entitled to receive the rents and profits thereof, whether as a beneficial owner, trustee, mortgagee in possession, or otherwise.
- Petrol Filling Station:** Means land and buildings used for the supply of petroleum products and motor vehicle accessories.
- Piggery:** Shall have the same meaning given to it in and for the purposes of the Health Act, 1991-1979 (as amended).
- Places of Natural Beauty:** Means the natural beauties of the area including rivers, lakes and other inland waters, banks or rivers, foreshores of harbours and other parts of the sea, hill slopes and summits and valleys.
- Plot Ratio:** Means the ratio of the Gross total of the areas of all floors, to the area of land, within the site boundary and in calculating the Gross total of area, of all floors, the areas shall be measured over any wall, but shall not include, lift shafts, stairs or stair landings, machinery rooms, airconditioners, equipment rooms, non habitable space in basements, areas used exclusively for the parking of wheeled vehicles at or below ground level, lobbies or amenities common to more than one dwelling or private open balconies of not more than 2.4m in depth.

- Potable Water: Means water in which level of physical, chemical and bacteriological constituents do not exceed the maximum permissible levels set out in 'International Standards for Drinking Water—Third Edition, World Health Organisation—1971'.
- Poultry Farm: Means land and buildings used for hatching, rearing or keeping of poultry for either egg or meat production which does not constitute an offensive trade within the meaning of the Health Act, 1911-1979 (as amended).
- Prison: Shall have the same meaning given to it in and for the purposes of the Prisons Act, 1981 (as amended).
- Private Hotel: Means land and buildings used for the residential purposes the subject of a Limited Hotel License granted under the provisions of the Liquor Act 1970 (as amended).
- Private Recreation: Means land used for parks, gardens, playgrounds, sports arenas, or other grounds for recreation which are not normally open to the public without charge.
- Produce Store: Means land and buildings wherein fertilisers and grain are displayed and offered for sale.
- Professional Office: Means a building used for the purposes of his profession by an accountant, architect, artist, author, barrister, chiroprapist, consular official, dentist, doctor, engineer, masseur, nurse, physiotherapist, quantity surveyor, solicitor, surveyor, teacher (other than a dancing teacher or a music teach), town planner, or valuer, or a person having an occupation of a similar nature, and Professional Person has a corresponding interpretation.
- Public Authority: Shall have the same meaning given to it in and for the purposes of the Act.
- Public Mall: Means any public street or right-of-way designed especially for pedestrians who shall have right of way and vehicle access shall be restricted to service vehicles at times specified by the Council.
- Public Recreation: Means land used for a public park, public gardens, foreshore reserve, playground or other grounds for recreation which are normally open to the public without charge.
- Public Utility: Means any work or undertaking constructed or maintained by a public Authority or the Council as may be required to provide water, sewerage, electricity, gas, drainage, communications or other similar services.
- Public Worship Places of: Means land and buildings used for the religious activities of a church but does not include an institution for primary, secondary, or higher education, or a residential training institution.
- Radio and T.V. Installation: Means land and buildings used for the transmission, relay and reception of signals and pictures, both commercial and domestic, but does not include domestic radio and television receivers.
- Reception Centre: Means land and buildings used by parties for functions on formal or ceremonious occasions, but not for unhosted used for general entertainment purposes.
- Reformatory: Means land and buildings used for the confinement or detention in custody of juvenile offenders against the law with a view to their reformation.
- Residential Building: " 'Residential Building' means a building or portion of a building, together with rooms and outbuildings separate from such building but auxiliary thereto; such building being used or intended, adapted or designed to be used for the purpose of human habitation—
- temporarily by two or more persons; or
 - permanently by seven or more persons, who do not comprise a single family; but does not include a hospital or sanatorium, a prison, a hotel, a motel, or a residential school."
- Residential Planning Codes: Means the residential planning codes, set out in Appendices 2 and 3 to the Statement of Planning Policy No. 1 together with any amendments thereto as published in the *Government Gazette* on January 30, 1985.
- Restricted Premises: Means any premises part or part thereof, used or designed to be used for the sale by retail or for the exchange, hire, exhibition, loan, delivery or for the display and offer of—
- (a) publications that are classified as restricted publications pursuant to the Indecent Publications and Articles Act 1902-1983; or
 - (b) material compounds, preparations or devices which are used or intended to be used primarily in or in connection with any form of sexual behaviour or activities;
- but does not include a newsagency, pharmacy, video shop or any other shop or cinema.
- Restaurant: Means a building wherein food is prepared for sale and consumption within the building and the expression shall include a licensed restaurant, and a restaurant at which food for consumption outside the building is sold where the sale of food for consumption outside the building is not the principal part of the business.
- Restoration: Means any work or process on at or in respect of a building structure or place which wholly or partly brings back the building structure or place to its original condition or which reinstates its historic or natural character either by rebuilding or repairing its fabric or by removing accretions or additions.

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

- (a) the growing of vegetables, fruit, cereals or food crops;
- (b) the rearing or agistment of goats, sheep, cattle or beasts of burden;
- (c) the stabling, agistment or training of horses;
- (d) the growing of trees, plants, shrubs, or flowers for replanting in domestic, commercial or industrial gardens;
- (e) the sale of produce grown solely on the lot;

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

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

Salvage Yard: Means land and buildings used for the storage and sale of materials salvaged from the erection, demolition, dismantling or renovating of, or fire, or flood damage to structures including (but without limiting the generality of the foregoing) buildings, machinery, vehicles and boats.

Sawmill: Means land and buildings where logs or large pieces of timber are sawn but does not include a joinery works unless logs or large pieces of timber are sawn therein.

Schedule: Means a schedule to the Scheme.

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

Shop: Means a building wherein goods are kept, exposed or offered for sale by purpose falling within the definition of industry.

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

Special Residential: Means the use of land or buildings for business, service or recreational purposes provided the owner, operator or a caretaker is resident in a single dwelling house constructed within the area located between the 7.5m and 20m setback line on any site.

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

Trade Display: Means land and buildings used for the display of trade goods and equipment for the purposes of advertisement.

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

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

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

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

Wayside Stall: Means a building situated on private land which offers for sale to the general public produce or any commodity which is produced on the land upon which the buildings are located.

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

Wine House: Means land and buildings the subject of a Wine House License granted under the provisions of the Liquor Act, 1970 (as amended).

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

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

Insert the following clauses into Part 1.7 after the Interpretations—

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

1.7.2 In the Scheme unless the context otherwise requires, or unless it is otherwise provided herein, words and expressions have the respective meanings given to them in Section 1.7 and the Residential Planning Codes.

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

Delete Clause 1.8 and insert new Clause 1.8—

1.8 General Obligations

Subject to the provisions of the Act and all Regulations made thereunder and to Part 4 of this Scheme, no person shall depart or permit or suffer any departure from the requirements and provisions of the Scheme, nor shall any person use or permit the use of any land or building or undertake to permit any new work if the use, new work, reconstruction, alteration or modification, does not conform with the Scheme or would tend to delay the effective operation of the Scheme.

Insert new Clauses after 1.8—

1.9 Relationship of Scheme to By-Laws

The provisions of this Scheme shall have effect, notwithstanding any By-Law for the time being in force in the District, and where the provisions of the Scheme are inconsistent with the provisions of any By-Law, the provisions of the Scheme shall prevail.

1.10 Review of Town Planning Scheme No. 1—District Zoning Scheme

The review of Shire of Chapman Valley Town Planning Scheme No. 1 as amended, which came into operation by publication in the Government Gazette on 20th August 1982 is hereby undertaken by the preparation and approval of Amendment No. 3 to that Scheme.

(B) Delete Clauses 2.2.4, 2.2.5, 2.2.6, 2.2.9 and insert new Clauses—

2.2.4 If the use of land for a particular purpose is not specifically mentioned in the zoning table and cannot reasonably be determined as falling within the interpretation of one of the use categories Council may—

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

2.2.5 The Council shall, in the latter case, decide which of the use symbols shall apply and may impose any conditions or development standards it deems fit.

Insert new Clauses after 2.3.6—

2.4 Development Requirements

2.4.1 Subject to the provisions of the Scheme, a person shall not commence or carry out the development of any land—

- (a) within a Residential Zone, except in accordance with the provisions of the Residential Planning Codes;
- (b) within a zone other than a Residential Zone except in accordance with the provisions of the Scheme Text and the development standards set out in the Zoning and Development Table.

2.5 Residential Zones—Residential Planning Codes

2.5.1 For the purpose of this Scheme “Residential Planning Codes” means the Residential Planning Codes set out in Appendix 2 to the Statement of Planning Policy No. 1, together with any amendments thereto.

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

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

2.5.4 The Residential Planning Code density applicable to all residential zoned land within the Scheme shall be determined by—

- (a) the Residential R-10 Planning Code Density Zone as stated in the Zoning and Development Table.

2.6 Residential Planning Codes—Variations and Exclusions

2.6.1 Notwithstanding the provisions of the Residential Planning Codes the R-10 Residential Planning Code density applicable to all residential zoned land within the Scheme area shall have the following meaning—

- (a) where an area is designated with an R Code R-10, no development other than a single dwelling house is permitted, except that Council may approve an added accommodation

unit or a grouped dwelling development containing a maximum of two (2) dwelling units subject to R12.5 requirements, if the following conditions are satisfied—

- (i) The proposed project site complying with the provisions of Town Planning Scheme No. 1 and having been agreed to by Council prior to the development of a Subdivisional Project; or
- (ii) No existing grouped dwellings existing on any lot which abuts or touches the proposed project site;
- (iii) No existing grouped dwellings existing on any of the five (5) lots which have street frontage either side of the proposed project site;
- (iv) No existing grouped dwellings existing on the opposite street frontage for a distance of at least 40 metres either side of the points which are created by the prolongation of the side boundaries of the proposed project site to the road reserve boundary opposite the same.

2.6.2 Nothing in the Residential Planning Codes as they are applied in the Scheme operates to preclude the erection of a dwelling house on a lot which was in existence at the date of coming into operation of the Scheme and which is situated within the Residential zone and is smaller in area or in any dimension than the minimum area of dimension set out in the code for that lot.

2.6.3 Notwithstanding the provisions of the Residential Planning Codes a person shall not commence or carry out the development of any land within a Residential zone unless in conformity with the Development Standards laid down in the Zoning and Development Table.

2.6.4 Notwithstanding the provisions of the Residential Planning Codes, additional accommodation as set out in clauses 28 and 29 of the codes have been replaced by the term "added accommodation unit" as defined in Clause 1.7 Interpretations. Council may approve an added accommodation unit as per the provisions of the Zoning and Development Table.

In the Residential Zone the following requirements are to be satisfied—

- (a) the lot on which the unit is proposed is to have an area not less than 1000 square metres;
- (b) the total floor space of the added accommodation unit does not exceed 60 square metres in area;
- (c) the added accommodation unit contains no more than two habitable rooms; and
- (d) the added accommodation unit will be occupied by an aged, elderly or disabled person related to the persons occupying the remainder of the dwelling or such other person as approved by Council by the issue of an annual written permit.

2.6.5 The owner of any premises for which approval has been granted for use as an added accommodation unit shall notify the Council forthwith when the occupant for whom the approval was granted no longer permanently resides therein and the premises shall not be re-occupied as an added accommodation unit without prior approval of the Council.

Zoning and Development Tables

(C) Delete Table for Zone Residential and insert new Table Zone Residential (R10—Single) (see Table).

(D) Delete Table for Zone Special Rural and insert new Table Zone Special Rural (see Table).

(E) In the Table for Zone Short Stay Residential

- (i) under the following permitted uses—

- 5—Delete Residential Building and insert Lodging House
- 8—Delete Caretakers House and insert Caretakers Dwelling
- 13—Delete Shop within a Residential Building
- 15—Delete Public Amusement and insert Amusement Parlour

- (ii) in the development standards—

Front Setback—delete 7.5m and insert 11m or 20m Maximum Advertising—insert, See Clause 3.1.19 Other Requirements—insert, Appendix No. 7 applies.

(F) Delete Table for Zone Hotel and insert new Table Zone Hotel (see Table).

(G) Delete Table for Zone Shop and insert new Table Zone Shop (see Table).

(H) In the Table for Zone Service Station in the Development Standards—

Minimum Landscaping—insert, See Clauses 3.1.12 and 6.6 Maximum Advertising—insert, See Clause 3.1.19

(I) In the Table for Zone Industry

- (i) under the following permitted uses—

- 27—Delete Caretakers House and insert, Caretakers Dwelling

- (ii) in the development standards—

Minimum Landscaping—insert, see Clauses 3.1.12 and 6.6
Maximum Advertising—insert, See Clause 3.1.19
Other Requirements—insert, Appendix No. 7 applies

(J) In the Table for Zone Public Utility under the permitted uses column delete 5—Caretakers House and insert, Caretakers Dwelling.

ZONE Residential (R 10 – Single)**ZONING AND DEVELOPMENT TABLE**

POLICY STATEMENT Primarily single storey detached dwelling houses on separate lots. A grouped dwelling (2 Units) will be the highest density permitted. Other uses will only be permitted by Council if it is satisfied that the amenity and character of the residential neighbourhood will not be downgraded.

IP	= Use not permitted unless it is incidental to a predominant use as determined by Council.	<table><tr><th colspan="11">DEVELOPMENT STANDARDS</th></tr><tr><th rowspan="2">Minimum lot area</th><th rowspan="2">Minimum effective frontage</th><th rowspan="2">Minimum area of lot per dwelling unit</th><th colspan="3">Minimum boundary setbacks</th><th rowspan="2">Minimum car parking spaces</th><th rowspan="2">Minimum landscaping</th><th rowspan="2">Minimum private open space</th><th rowspan="2">Other requirements</th></tr><tr><th>Front</th><th>Rear</th><th>Sides</th></tr><tr><td>Sewered R12.5</td><td rowspan="3">R10</td><td rowspan="3">R10</td><td>7.5m</td><td>7.5m</td><td>R10</td><td>2 Per Dwelling</td><td rowspan="3">*R10 *See Clauses 3.1.12 & 6.6</td><td rowspan="3"></td><td rowspan="3">Refer to the Residential Planning Codes</td></tr><tr><td>Unsewered R10</td></tr><tr><td></td></tr></table>	DEVELOPMENT STANDARDS											Minimum lot area	Minimum effective frontage	Minimum area of lot per dwelling unit	Minimum boundary setbacks			Minimum car parking spaces	Minimum landscaping	Minimum private open space	Other requirements	Front	Rear	Sides	Sewered R12.5	R10	R10	7.5m	7.5m	R10	2 Per Dwelling	*R10 *See Clauses 3.1.12 & 6.6		Refer to the Residential Planning Codes	Unsewered R10	
DEVELOPMENT STANDARDS																																						
Minimum lot area	Minimum effective frontage		Minimum area of lot per dwelling unit	Minimum boundary setbacks			Minimum car parking spaces	Minimum landscaping	Minimum private open space	Other requirements																												
				Front	Rear	Sides																																
Sewered R12.5	R10	R10	7.5m	7.5m	R10	2 Per Dwelling	*R10 *See Clauses 3.1.12 & 6.6		Refer to the Residential Planning Codes																													
Unsewered R10																																						
P	= Use permitted subject to compliance with Development Standards.																																					
PS	= Use not permitted unless special approval given by Council and conditions complied with.																																					
AP	= Not permitted unless special approval given by Council after advertising.																																					

PERMITTED USES			NOTE: UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE										
1	Dwelling House (Single)	P											
2	Grouped Dwelling (maximum of 2 dwelling units only)	PS		R20	R20							R20	See Clause 2.6.4 (a)
3	Consulting Rooms attached to a Single Residence	AP								2 per Consultant			
4	Professional Office within a Dwelling House	PS								as determined by Council			
5	Home Occupation	IP											
6	Car Park	IP				2m	2m	2m					
7	Public Recreation	P											
8	Educational Establishment	PS											Minimum Lot Area to be determined by Council
9	Public Utility	PS											
10	Residential Building	PS											
11	Aged Persons Village	AP	5000 sq m	40m	R30					0.5 per Unit			Maximum Lot Area 2 Hectares
12	Day Care Centre	PS	1000 sq m	20m						1 per Supervisor			
13	Added Accommodation Unit	PS											
14	Special Residential	AP	4000 sq m										Each Home to be on a separate Lot
15	Kindergarten	PS											
16	Civic Use	P								as determined by Council			

ZONE Hotel**ZONING AND DEVELOPMENT TABLE**

POLICY STATEMENT Hotels and taverns are basically commercial uses, however, in view of the potential risks and nuisances associated with liquor outlets, specific zoning will enable the maximum community involvement in decisions on their location. Council will pay particular regard to access, traffic and noise problems.

IP = Use not permitted unless it is incidental to a predominant use as determined by Council.

P = Use permitted subject to compliance with Development Standards.

PS = Use not permitted unless special approval given by Council and conditions complied with.

AP = Not permitted unless special approval given by Council after advertising.

IP	= Use not permitted unless it is incidental to a predominant use as determined by Council.	DEVELOPMENT STANDARDS										
		Minimum lot area	Minimum effective frontage	Maximum plot ratio	Minimum boundary setbacks			Minimum car parking spaces	Minimum landscaping	Minimum advertising	Other requirements	
					Front	Rear	Sides					
P	= Use permitted subject to compliance with Development Standards.	1 ha.	80m	0.6	20m	15m	10m/ storey	1 per Bedroom plus 1 per 3m² of Public Area	• 25% • See Clauses 3.1.12 & 6.6	See Clause 3.1.19	Appendix No. 7 applies. No direct access on to an Important Regional Road	
PS	= Use not permitted unless special approval given by Council and conditions complied with.											
AP	= Not permitted unless special approval given by Council after advertising.											
PERMITTED USES			NOTE: UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE									
1	Hotel	P										
2	Tavern Detached	P	4000m²	40m								
3	Tavern Attached	P		5m	0.5	11m	7.5m	Nil				
4	Club Premises	P							As determined by Council			
5	Private Hotel	PS										
6	Licensed Restaurant	IP							1 per table			
7	Night Club/Cabaret Room	IP							1 per 4 seats			
8	Shop with Dwelling attached	IP										
9	Eating House	IP							1 per table			
10	Caretaker's Dwelling	IP										
11	Public Amusement	IP										
12	Car Park	IP				2m	2m	1m				
13	Hotel Service Premises	IP										
14	Amusement Parlour	IP										
15	Public Utility	PS										
16	Betting Agency	PS										
17	Motel	PS	4000m²						1.5 per Accommodation Unit	20%		

ZONE Shop**ZONING AND DEVELOPMENT TABLE**

POLICY STATEMENT Primarily retail shops but with other uses listed below permitted. Where the other uses are to be developed in conjunction with a shop or shops and those uses involve different periods of use, joint parking provision will be allowed at Council discretion. Where the conversion of existing premises is involved, Council shall use its discretion on development standards.

IP = Use not permitted unless it is incidental to a predominant use as determined by Council.

P = Use permitted subject to compliance with Development Standards.

PS = Use not permitted unless special approval given by Council and conditions complied with.

AP = Not permitted unless special approval given by Council after advertising.

DEVELOPMENT STANDARDS									
Minimum lot area	Minimum effective frontage	Maximum plot ratio	Minimum boundary setbacks			Minimum car parking spaces	Minimum landscaping	Maximum advertising	Other requirements
			Front	Rear	Sides				
	5m/Shop	0.5	11m or 20m	7.5m	Nil	1 per 10m ² gross leasable area	+ 20% + See Clauses 3.1.12 & 6.6	See Clause 3.1.19	Side setback shall be 2m (min) where residential zone adjoins trees to be planted in landscaped and car parking areas, as determined by Council. Appendix No. 7 applies

PERMITTED USES			NOTE: UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE							
1	Shop, including Fish Shop and Liquor Store	P								
2	Shop with single dwelling attached	P								80m ² of Private Open Space contiguous with Dwelling
3	Eating House	P					1 per 3m ² Public Area			
4	Club Premises	P								
5	Bank	P								
6	Art and Craft Studio and Sales	P								
7	Dry Cleaning Agency	P								
8	Laundromat	P								
9	Public Amusement	P								
10	Medical Centre	P					5 per Doctor			
11	Rooms for the Exhibition of works of Art or Craft and Photographs for instruction	P								
12	Health Studio	PS	2000m ²				As determined by Council.			
13	Veterinary Consulting Rooms	PS					As determined by Council.			
14	Day Care Centre/Family Care	PS								

ZONE Shop**ZONING AND DEVELOPMENT TABLE**

POLICY STATEMENT Primarily retail shops but with other uses listed below permitted. Where the other uses are to be developed in conjunction with a shop or shops and those uses involve different periods of use, joint parking provision will be allowed at Council discretion. Where the conversion of existing premises is involved, Council shall use its discretion on development standards.

IP = Use not permitted unless it is incidental to a predominant use as determined by Council.

P = Use permitted subject to compliance with Development Standards.

PS = Use not permitted unless special approval given by Council and conditions complied with.

AP = Not permitted unless special approval given by Council after advertising.

DEVELOPMENT STANDARDS									
Minimum lot area	Minimum effective frontage	Maximum plot ratio	Minimum boundary setbacks			Minimum car parking spaces	Minimum landscaping	Maximum advertising	Other requirements
			Front	Rear	Sides				
	5m/Shop	0.5	11m or 20m	7.5m	Nil	1 per 10m ² gross leasable area	+ 20% + See Clauses 3.1.12 & 6.6	See Clause 3.1.19	Side setback shall be 2m (min) where residential zone adjoins trees to be planted in landscaped and car parking areas, as determined by Council. Appendix No. 7 applies

continued

PERMITTED USES			NOTE: UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE							
15	Civic Use	P							To be determined by Council	
16	Public Recreation	P								
17	Take Away Food Outlet	PS	2000m ²						1 per 3m ² Public Area	The design of access to and car parking associated with the outlet will be determined by Council.
18	Tavern/Wine Shop	AP								Maximum Public floor area 200 m ²
19	Licensed Restaurant	PS								
20	Restricted Premises	AP								
21	Caretaker's Dwelling	IP								
22	Office	P								
23	Plant Nursery and Premises for the sale of domestic garden plants and allied products	IP								
24	Car Park	IP				2m	2m	1m		
25	Service Station/Car Wash	PS	1500m ²	25m	0.3			5m		Boundary setbacks to apply to pumps, canopy & buildings.

ZONING AND DEVELOPMENT TABLE

IP = Use not permitted unless it is incidental to a predominant use as determined by Council.

P = Use permitted subject to compliance with Development Standards.

PS = Use not permitted unless special approval given by Council and conditions complied with.

AP = Not permitted unless special approval given by Council after advertising.

DEVELOPMENT STANDARDS									
Minimum lot area	Minimum effective frontage	Maximum plot ratio	Minimum boundary setbacks			Minimum car parking spaces	Minimum landscaping	Maximum advertising	Other requirements
			Front	Rear	Sides				
1 ha with reticulated water supply 2 ha without reticulated water supply	50m	N/A	15m	7.5m	5m	3	+ as determined by Council + See Clauses 3.1.12 and 6.6	See Clause 3.1.19	See i) Clause 3.1.20 ii) Appendix 6

[illegible]

ZONE General Farming**ZONING AND DEVELOPMENT TABLE**

POLICY STATEMENT This zone embraces the broad acre farming areas of the Shire. It is intended to protect the economic viability of those areas generally and to preserve the rural character and appearance of the area. The lot sizes shall be at the discretion of Council based on what is locally accepted as a viable farm unit, or where a non-farming use is proposed on the amount of land required for that purpose.

- IP = Use not permitted unless it is incidental to a predominant use as determined by Council.
- P = Use permitted subject to compliance with Development Standards.
- PS = Use not permitted unless special approval given by Council and conditions complied with.
- AP = Not permitted unless special approval given by Council after advertising.

DEVELOPMENT STANDARDS									
Minimum lot area	Minimum effective frontage	Maximum plot ratio	Minimum boundary setbacks			Minimum car parking spaces	Minimum landscaping	Maximum advertising	Other requirements
			Front	Rear	Sides				
Based on locally acceptable Farm Units	200m	N/A	15m	15m	5m	at Council discretion	+ as determined by Council + See Clauses 3.1.12 and 6.6	See Clause 3.1.19	See Clause 3.2.9

PERMITTED USES			NOTE: UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE							
1	Public Worship, Place of	P	2000m ²	20m					1 per 5 seats	
2	Places of natural beauty with managed public access	P								
3	Horse Stables	P								
4	Veterinary Hospital and Consulting Rooms	P								
5	Grouped Dwelling (2 Units only)	PS								
6	Caravan Park including Kiosk and Fuel Outlet for Patrons only plus ancillary buildings	AP	5000m ²	40m					50%	Not to be located on skyline, development to be screened by trees as determined by Council and provisions of the Local Government Model By-laws on Caravan Parks, Camping Grounds and Holiday Accommodation have to be complied with.
7	Camping area	AP	5000m ²	40m					50%	
8	Chalets, Holiday Accommodation, Motels, including Kiosk and Fuel Outlet for Patrons only, plus ancillary buildings	AP	5000m ²	40m					50%	
9	Club Premises	PS								
10	Radio and T.V. Studio and Installation	PS								
11	Roadhouse	PS	2000m ²							Site Access: Minimum visibility along roads 400m

ZONING AND DEVELOPMENT TABLE

POLICY STATEMENT This zone embraces the broad acre farming areas of the Shire. It is intended to protect the economic viability of those areas generally and to preserve the rural character and appearance of the area. The lot sizes shall be at the discretion of Council based on what is locally accepted as a viable farm unit, or where a non-farming use is proposed on the amount of land required for that purpose.

IP	= Use not permitted unless it is incidental to a predominant use as determined by Council.	DEVELOPMENT STANDARDS									
P	= Use permitted subject to compliance with Development Standards.	Minimum lot area	Minimum effective frontage	Maximum plot ratio	Minimum boundary setbacks			Minimum car parking spaces	Minimum landscaping	Maximum advertising	Other requirements
PS	= Use not permitted unless special approval given by Council and conditions complied with.				Front	Rear	Sides				
AP	= Not permitted unless special approval given by Council after advertising.	Based on locally acceptable Farm Units	200m	N/A	15m	15m	5m	at Council discretion	+ as determined by Council + See Clauses 3.1.12 and 6.6	See Clause 3.1.19	See Clause 3.2.9

continued

continued

[illegible]

ZONE General Farming**ZONING AND DEVELOPMENT TABLE**

POLICY STATEMENT This zone embraces the broad acre farming areas of the Shire. It is intended to protect the economic viability of those areas generally and to preserve the rural character and appearance of the area. The lot sizes shall be at the discretion of Council based on what is locally accepted as a viable farm unit, or where a non-farming use is proposed on the amount of land required for that purpose.

IP = Use not permitted unless it is incidental to a predominant use as determined by Council. P = Use permitted subject to compliance with Development Standards. PS = Use not permitted unless special approval given by Council and conditions complied with. AP = Not permitted unless special approval given by Council after advertising.	DEVELOPMENT STANDARDS									
	Minimum lot area	Minimum effective frontage	Maximum plot ratio	Minimum boundary setbacks			Minimum car parking spaces	Minimum landscaping	Maximum advertising	Other requirements
				Front	Rear	Sides				
	Based on locally acceptable Farm Units	200m	N/A	15m	15m	5m	at Council discretion	+ as determined by Council + See Clauses 3.1.12 and 6.6	See Clause 3.1.19	See Clause 3.2.9

continued

PERMITTED USES			NOTE: UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE							
27	Health Studio	PS								Only one dwelling house per Lot or location is permitted, unless Council is satisfied that additional single dwellings are required for the operation of the General Farming activity.
28	Dwelling House (Single)	P								
30	Rural Pursuit	P								
31	Education Establishment	PS								
32	Industry—Rural	P								
33	Industry—Noxious	AP								
34	Industry—Hazardous	AP								
35	Stockyards	P								
36	Dog Kennels	PS								
37	Cattery	PS								
38	Abattoirs	PS								
39	Piggery	PS								
40	Poultry Farm	PS								
41	Forrestry	P								
42	Hospital	PS								
43	Hospital Special Purposes	AP								
44	Open Air Display	PS								
45	Produce Store	PS								
46	Public Utility	PS								

ZONE General Farming**ZONING AND DEVELOPMENT TABLE**

POLICY STATEMENT This zone embraces the broad acre farming areas of the Shire. It is intended to protect the economic viability of those areas generally and to preserve the rural character and appearance of the area. The lot sizes shall be at the discretion of Council based on what is locally accepted as a viable farm unit, or where a non-farming use is proposed on the amount of land required for that purpose.

IP = Use not permitted unless it is incidental to a predominant use as determined by Council. P = Use permitted subject to compliance with Development Standards. PS = Use not permitted unless special approval given by Council and conditions complied with. AP = Not permitted unless special approval given by Council after advertising.	DEVELOPMENT STANDARDS									
	Minimum lot area	Minimum effective frontage	Maximum plot ratio	Minimum boundary setbacks			Minimum car parking spaces	Minimum landscaping	Maximum advertising	Other requirements
				Front	Rear	Sides				
	Based on locally acceptable Farm Units	200m	N/A	15m	15m	5m	at Council discretion	+ as determined by Council + See Clauses 3.1.12 and 6.6	See Clause 3.1.19	See Clause 3.2.9

continued

PERMITTED USES			NOTE: UNLESS OTHERWISE SPECIFIED AGAINST A PARTICULAR USE BELOW THE STANDARDS ABOVE WILL APPLY TO THIS ZONE							
47	Public Recreation	P								
48	Sawmill	AP								
49	Transport Depot	PS								
50	Wayside Stall	PS								

(K) In the Table for Zone Recreation—

(i) under the following permitted uses—

4—delete Registered Sporting Club

9—delete Private Clubs including Golf and Sporting Clubs and insert, Club Premises

(ii) in the development standards—

Minimum Landscaping—insert, see Clauses 3.1.12 and 6.6

Maximum Advertising—insert, see Clauses 3.1.19

(L) In the Table for Zone School under the permitted uses column delete 6 Caretakers House and insert, Caretakers Dwelling.

(M) In the Table for Zone Community—

(i) under the following uses—

2—delete Pre School Centre and insert, Kindergarten

3—delete Public Library and insert, Civic Use

5—delete Infant Health Clinic and insert, Day Care Centre

6—delete Medical Clinic and insert, Medical Centre

8—delete Nursing Home and insert, Aged Persons Village

9—delete Convalescent Home and insert, Residential Building P.S.

10—delete Institutional Home

12—delete Municipal Office

13—delete Government Office

14—delete house of Worship and insert, Public Worship Place of

15—delete Squash Courts and insert, Family Care Centre

17—delete Parks, Recreation Grounds, Golf Links, Botanical Gardens, Playing Fields not used at night, and insert—Public Recreation

18—delete Playing Fields used at night and insert, Public Recreation used at night

19—delete Buildings used in conjunction with and for the purpose of Playing Fields, Recreation Grounds and Sporting Clubs and insert, Reception Centre

20—delete Private Clubs including Golf and other Sporting Clubs

22—delete Registered Sporting Club and insert, Club Premises

23—delete Spectator Sports Grounds and insert, Private Recreation

25—delete Caretakers House and insert, Caretakers Dwelling

(ii) in the development standards—

Front Setback—insert, or 20m

Minimum Landscaping—insert, see Clauses 3.1.12 and 6.6

(N) Delete Table for Zone General Farming and insert new Table Zone General Farming (see Table).

(O) Special Zones

Insert in Table under Condition 1 of Land Parcel 1 the following at the end of the sentence,—Such plan of development to pay regard to Council's General Policy for Coastal Management as detailed in Clause 3.2.8.

(P) Delete all of Part 3, Clauses 3.1 to 3.5.2 inclusive and insert the following Clauses—

3.1 General Provisions

3.1.1 Development of Land

- (1) Subject to Clause 3.1.1(2) a person shall not commence or carry out development of any land zoned or reserved under the Scheme or materially change the use of the land, without first having applied for and obtained the Planning Consent of the Council under the Scheme.
- (2) The planning consent of the Council is not required for the following development of land—
 - (a) the use of the land in a reserve, where such land is held by the Council or vested in a Public Authority—
 - (i) for the purpose for which the land is reserved under the Scheme; or
 - (ii) in the case of land vested in a Public Authority, for any purpose for which such land may be lawfully used by that Authority.
 - (b) the erection of a boundary fence except as otherwise required by the Scheme;
 - (c) the erection of a lot of a single dwelling house, including ancillary outbuildings, in a zone where the proposed use is designated with the Symbol 'P' in the cross-reference to that zone in the Zoning Table; except in cases where the lot has frontage to or abuts any Major Highway, Important Local Road, Flood Plain Area, Reserve laid down under the Scheme or is zoned for Special Rural purposes;
 - (d) the carrying out of any works on, in, over or under a street or road by a Public Authority acting pursuant to the provisions of any Act;
 - (e) the carrying out of works for the maintenance, improvement or other alteration of any buildings, being works which affect only the interior of the building or which do not materially affect the external appearance of the building;
 - (f) the carrying out of works urgently necessary in public safety or for the safety or security of plant or equipment or for the maintenance of essential services.

3.1.2 Compliance With Use and Development Requirements

Subject to the provisions of Clause 3.1.3, development within the Scheme Area, shall conform to the standards set out—

- (a) in Table No. 1—Zoning and Development Table;
- (b) in this part.

Where no standard is prescribed, development shall be carried out in accordance with the requirements which Council may specify in each particular case.

3.1.3 Power to Relax Development Standards and Requirements

Notwithstanding the provisions of Clause 3.1.1, if a development, other than a residential development, the subject of an application for planning consent, does not comply with a standard or requirement prescribed by the Scheme with respect to that development the Council may, notwithstanding that non-compliance, conditions as the Council thinks fit. The power conferred by this Clause may only be exercised if the Council is satisfied that—

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

3.1.4 Maximum Building Height

No site shall be developed or building constructed to contain more than two stories or exceed 10 metres in height, measured to the highest portion of the building from mean natural ground level, or such other ground level, as may be determined by Council.

Council may vary this requirement, if it can be satisfied the development, can comply with the development standards and;

- (a) will not restrict light, sunshine and natural ventilation enjoyed by surrounding properties;
- (b) will not intrude upon the privacy enjoyed by surrounding properties with overview;
- (c) will not diminish views or outlook available from surrounding properties;
- (d) is sympathetic with the scale and character of the surrounding built environment.

3.1.5 Privacy

In considering a proposed development, Council shall have regard to likely impact on privacy enjoyed by neighbouring developments and may impose conditions, regarding the size, location and design of balconies, windows overlooking adjoining back yards or private spaces.

3.1.6 Height of Retaining Walls

Unless otherwise approved by the Council, no person shall erect or construct a retaining wall other than in accordance with any conditions on Council's approval and in no case without Council approval, if the wall is greater than 0.5 metres in height at any point. In determining an application to erect or construct a retaining wall, Council shall have regard to—

- (a) its likely impact on the amenity or appearance of the land immediately adjoining the proposed retaining wall;
- (b) the engineering design, materials, shape, height or proximity of the retaining wall to, and their likely effect on the outlook from, adjoining land;
- (c) the effect on the useability of the land on which the retaining wall is proposed.

3.1.7 Appearance of Buildings and the Land on which they are Located

All buildings and the land on which they are located shall be maintained to the satisfaction of Council and in a manner which preserves the amenity of the surrounding area.

No person shall without the written approval of the Council erect a building which by virtue of colour or type of materials, architectural style, height or bulk, ornamental or general appearance, has an exterior design which is out of harmony with existing buildings or the landscape character of the area.

3.1.8 Waste Disposal

Land within the Scheme area shall not be used for the purposes of storage or the disposal of rubbish, refuse or industrial wastes (whether liquid or solid) without the written approval of Council.

3.1.9 Outbuildings—Construction Type and Size Limitations

Within all "Residential" and "Special Rural" zoned areas of the Shire and on General Farming zoned lots with an area of 2 hectares or less, planning and building approval will be granted to outbuildings appurtenant to a dwelling provided all boundary set backs and building separation requirements have been complied with the building is of single storey construction, located behind any residence on site and provided the proposed development complies with the following—

- (a) In any Residential Zone of the Shire
 - (i) Non-masonry construction, where the total non-masonry outbuilding area does not exceed 55 metres square and the total outbuilding area does not exceed 75 metres square; and
 - (ii) masonry construction, where the total outbuilding area has walls constructed of the same materials and appearance as the house and does not exceed 75 metres square and no parapet wall is greater in length than 8m;
 - (iii) wall height of any outbuildings not to exceed 3m, this height limitation also applies to parapet walls; in the case of gable roof construction the maximum building height is not to exceed 4m;
 - (iv) prior to considering a parapet wall construction over 8m in length, the applicant will present Council with written agreement to the same by any affected adjoining landowner;
 - (v) no planning consent or building license approval is to be granted or issued, for any outbuildings, on any residential zoned lot which does not contain a residence;
 - (vi) the applicant providing the Shire with his written undertaking that the outbuilding constructed, will only be used for the purpose permitted within the zone in which it is located under the provisions of the Shire's operative Town Planning Scheme;
 - (vii) any development application which does not comply with the above, shall be referred to Council for consideration.
- (b) In the Special Rural Zone of the Shire and on General Farming Zoned Lots which have an Area of 2 Hectares or less
 - (i) Non-masonry zincalume construction, where the total zincalume outbuilding area does not exceed 75 metres square and the total outbuilding area does not exceed 200 metres square; or
 - (ii) non-masonry colourbond construction, where the total colourbond outbuilding area does not exceed 150 metres square and the total outbuilding area does not exceed 200 metres square;
 - (iii) masonry construction, where the total outbuilding area has walls constructed of the same materials and appearance as the house and does not exceed 200 metres square;

- (iv) wall height of any outbuilding not to exceed 4m, this height limitation also applies to parapet walls, in the case of a gable roof construction the maximum building height is not to exceed 5m;
 - (v) prior to considering a parapet wall construction over 10m in length, the applicant will present Council with written agreement to the same by any affected adjoining landowner;
 - (vi) the applicant providing the Shire with his written undertaking that the outbuilding constructed, will only be used for purposes permitted within the zone in which it is located under the provisions of the Shire's operative Town Planning Scheme;
 - (vii) any development application which does not comply with the above, shall be referred to Council for consideration.
- (c) Distance from Boundaries
- (i) Garages, sheds, pergolas and patios: Brick Construction—attached to house 1.0m from side boundaries. Eaves not closer than 0.75m measured from the outer edge of the gutter. Detached must be 1.8m clear of house with either parapet wall on boundary or walls 1.0m from boundary—eaves 0.75m clear.
Steel/Framed garages and sheds, pergolas and patios: In a Residential Zone—detached at rear of residence 1.8m clear of residence, leach drains and septic tanks and 1200mm clear of side and rear boundaries.
In a Special Rural or General Farming zoned lot with an area of 2 hectares or less—detached at rear of residence 1.8m clear of residence, leach drains and septic tanks, all setbacks as shown on the appropriate Zoning and Development Table.
 - (ii) Carports: Columns of brick (350 x 350) or steel may be erected on a boundary provided no more than 4 columns are used and roofing including guttering is at least 0.75m clear of the boundary. Beams must be of steel where within 0.75m of a boundary and a dividing fence forming a side wall of the carport must not be higher than 1.8m.
Timber framed carports must be sited 1200mm clear of boundaries.
 - (iii) Corner Lots: In the case of a Residential zoned corner lot—
 - Where an outbuilding is constructed in brick or clad in colourbond, Council will permit a setback of 3.75m to the minor street.
 - Where an outbuilding is clad in zincalume a setback of 7.5m to the minor street will apply.
 - In the case of a corner lot which is zoned other than Residential the setback to the minor street will be the same as the frontage setback laid down in the Zoning and Development Table.

3.1.10 Dividing Boundaries—Fence or Screen Wall Heights

No fence or screen wall shall be erected within 0.9 metres of a dividing boundary to a height greater than 1.8 metres above natural ground level without the approval of the Council. The Council may refuse to grant approval of a screen wall or fence higher than 1.8 metres above natural ground level if in the opinion of Council such additional height would adversely affect the amenity of the occupants of the adjoining lot.

3.1.11 Car Parking

Car Parking requirements are set out in the Zoning and Development Table for the land uses shown therein. In addition the following general requirements shall apply—

- (a) The parking spaces required under the provisions of the Scheme, shall measure not less than the dimensions shown in Appendix 4 for the type of parking layout adopted.
- (b) All parking spaces and all necessary access ways shall, unless the Council agrees otherwise and except as hereinafter provided, be paved.
- (c) Where the maximum dimension of any open car parking area exceeds twenty metres in length or width, one car parking space in every ten shall be used for garden and tree planting to provide visual relief and, so long as the garden and tree planting areas shall be maintained in good order, those car parking spaces shall be included in calculations as car parking and not as landscaping.
- (d) Where the owner can demonstrate to the satisfaction of the Council that there is not the demand for the number of parking spaces specified in the Zoning and Development Table landscaping may be provided in lieu of car parking spaces not constructed and the landscaping shall be included in calculations as car parking but not as landscaping, provided that the Council may from time to time require that additional parking spaces be provided by the owner.
- (e) In Hotel and shop zones where a developer can satisfy the Council that the minimum car parking requirements cannot be provided on the site the Council may accept a cash payment in lieu of the provision of car parking spaces, but subject to the requirements of this clause—
 - (i) A cash-in-lieu payment shall be not less than the estimated cost to the owner of providing and constructing the parking spaces required by the Scheme, plus the value as estimated by the Valuer General, or by a licensed Valuer appointed by Council of that area of his land which would have been occupied by the parking spaces;

- (ii) Before the Council agrees to accept a cash payment in lieu of the provision of parking spaces, the Council must either have already provided a public car park nearby, or must have firm proposals for providing a public car park area nearby within a period of not more than eighteen months from the time of agreeing to accept the cash payment; and
- (iii) Payments made under this Clause shall be paid into a special fund to be used to provide public car parks and the Council may use this fund to provide public car parks anywhere in the immediate vicinity.
- (f) When considering an application to commence development the Council shall have regard to, and may impose conditions in respect of, the location and design of the required car parking spaces, natural planting and pedestrian spaces on the lot. In particular, the Council shall take into account and may impose conditions concerning—
 - (i) the proportion of car spaces to be roofed or covered;
 - (ii) the proportion of car spaces to be below natural ground level;
 - (iii) the means of access to each car space and the adequacy of any vehicular manoeuvring area;
 - (iv) the location of the car spaces on the site and their effect on the amenity of adjoining development, including the potential effect if those spaces should later be roofed or covered;
 - (v) the extent to which car spaces are located within required building set back areas; and
 - (vi) the locations of proposed public footpaths, vehicular crossings, or private footpaths within the lot, and the effect on both pedestrians and vehicular traffic movement and safety.

3.1.12 Landscaping

The landscaping requirement shown in the Zoning and Development Table or referred to in the Scheme means an open area designed, developed and maintained as garden planting and areas for pedestrian use and at the discretion of the Council it may include natural bushland, swimming pools and areas under covered ways; garbage collection and handling spaces, and other open storage areas shall not be included—

- (a) Access driveways between a street alignment and any buildings may be included in the landscaping requirement but otherwise car parking areas and driveways shall not be included.
- (b) The Council may in a landscaped area restrict the use of concrete, gravel, pebble and similar hard materials and require in lieu thereof, the planting of drought resistant trees and shrubs of a type that require little maintenance.
- (c) Where a proposed development utilises less than fifty percent of the allowable plot ratio, the Council may reduce the landscaping requirement, provided that the landscaping requirement shall be required proportionately as subsequent development occurs.
- (d) Except where the provisions of the Scheme specify otherwise, a requirement of the landscaping of any development is that one native or locally acceptable tree capable of growing to height of at least five metres shall be planted for every ten square metres of landscape area. Council may relax this requirement in the case of residential land use.
- (e) No person shall, unless the Council otherwise approves, occupy any buildings forming part of an approved development until the required landscaping has been constructed and planted.

3.1.13 Access for Loading and Unloading of Vehicles

- (a) No person shall use a building for business or industry or for any purpose for which a license has been granted under the Liquor Act 1970, unless there is provided a paved access-way for vehicles from a street to the building for the purpose of loading and unloading and of a nature mentioned hereunder.
- (b) The access-way shall be so constructed that vehicles using it may return to a street in forward gear.
- (c) If there exists a right-of-way to the side or rear of the lot, an area shall be paved on the lot so that vehicles when loading or unloading shall not remain in the right-of-way and the area shall be of such a size that if no alternative route exists vehicles may manoeuvre so as to return to a street in forward gear.
- (d) Except as hereinafter mentioned the access-way shall be not less than four and one half metres in width. If the size of the lot makes the provision of a four and one half metres wide access-way impracticable or unreasonable the Council may permit an access-way of a narrower width but in no case less than three metres in width.
- (e) The Council may vary the requirement of Clauses 3.1.12 (a) to (d) if all buildings are set twenty metres back from the street frontage in accordance with Appendix No. 7.

3.1.14 Development of Lots with more than one Street Frontage

Where development is proposed on a lot which has more than one street frontage the Council shall decide which street (if any) is the street frontage for the purposes of the Zoning and Development Table and the other provisions of the Scheme.

3.1.15 Battle-Axe Lots

In the application of the Zoning and Development Table to battle-axe lots the following standards apply—

- (a) the access strip shall be excluded in calculating the area of the lot;
- (b) the requirements of plot ratio and site coverage and other site requirements shall be applied to the area as calculated in paragraph (a); and
- (c) the set-back requirements of the Zoning and Development Table shall be applied according to the direction in which the dwelling-house faces or in such other direction as is agreed upon by the Council and the owner.

3.1.16 Use of Land Between Street Alignment and Front Building Set-Back

In any zone other than the Single Residential R10 Zone; a person shall not use the land between the street alignment and the front set-back otherwise than for one or more of the purposes specified in Appendix No. 7—

- (a) Within the Single Residential R10 Zone; a person shall not use the land between the street alignment and the front set back except for one more of the following purposes—
 - (i) gardens and other landscaping;
 - (ii) access driveways; and
 - (iii) the parking of motor cars, commercial vehicles or caravans for periods of not more than eight hours consecutively.
- (b) In the Single Residential R10 Zone; the Council may permit the use of the land between the street alignment and the front set back for the purposes of a swimming pool, pergola and fence enclosing the swimming pool where the Council is satisfied that—
 - (i) the streetscape will not be adversely affected; and
 - (ii) a traffic hazard will not be caused.

3.1.17 Development within the Chapman, Greenough and Buller River Flood Plains

In considering any application for planning consent to commence development, on any land area abutting the Chapman, Greenough and Buller Rivers and or which could be affected by a 100 year flood of the same, as defined by the Water Authority of Western Australia, Council will ensure—

- (a) that any planning consent to commence development which is issued by Council under the provisions of the Scheme, is conditional on the applicant receiving the approval of the Water Authority of Western Australia prior to commencing any development on-site and complying with any conditions imposed by the Authority; and
- (b) that any development and use of land contained within the Floodway of the Rivers as defined by the Water Authority of Western Australia, will be for Recreation purposes only and undertaken in a manner which does not in any way constitute an obstruction to flood flows.

3.1.18 Land Liable to Flooding

In any zone laid down under the Scheme, Council will not issue a Planning Consent or Building Licence for any building located on land which is considered by Council as being liable to flooding or inundation.

3.1.19 Control of Advertisements

(a) Power to Control Advertisements

- (i) For the purpose of this Scheme, the erection, placement and display, and, subject to the provisions of Clause (d) the continuance of advertisements is development within the definition of the Act requiring, except as otherwise provided, the prior approval of the Council. Such an approval for planning consent is required in addition to any licence pursuant to Council's Signs and Hoarding and Bill Posting By-Laws.
- (ii) Applications for Council's consent pursuant to this Part shall be submitted in accordance with the provisions of Part 5 of the Scheme and shall be accompanied by a completed Additional Information Sheet in the form set out at Appendix No. 9 giving details of the advertisements to be erected, placed or displayed on the land.

(b) Existing Advertisements

Advertisements which—

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

(c) Consideration of Applications

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

(d) Exemptions from the Requirement to Obtain Consent

Subject to the provisions of the Main Roads (Control of Signs) Regulations 1983 and notwithstanding the provisions of Clause (a) (i) the Council's prior consent is not required in respect of those advertisements listed in Appendix No. 8 which for the purpose of this Part are referred to as 'exempted advertisements'.

(e) Discontinuance

Notwithstanding the Scheme objectives and Clause (d), where in the opinion of the Council, an exempted or existing advertisement so seriously conflicts with the objectives of this Part, it may by notice in writing require the advertiser to remove, relocate, adapt, or otherwise modify the advertisement.

(f) Derelict or Poorly Maintained Signs

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

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

(g) Notices

- (i) 'The Advertiser' shall be interpreted as any one or any group comprised of the owner, occupier, licensee or other person having interest in or drawing benefit from the display of the advertisement concerned.
- (ii) Any notice served pursuant to Clauses (e) and (f) shall be served upon the advertiser and shall specify—
 - (a) the advertisement(s) the subject of the notice;
 - (b) full details of the action or alternative courses of action to be taken by the advertiser to comply with the notice; and
 - (c) the period, not being less than 28 days, within which the action specified shall be completed by the advertiser.
- (iii) Any person upon whom a notice is served pursuant to this Part may within a period of 28 days from the date of the notice, appeal to the Hon Minister for Planning or the Town Planning Appeal Tribunal in accordance with Part V of the Act, and where any such appeal is lodged the effect of the notice shall be suspended until the decision to uphold, quash or vary the notice is known and shall thereafter have effect according to that decision.

(h) Scheme to Prevail

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

(i) Enforcement and Penalties

Any advertiser who—

- (a) erects, places or displays or who permits to be erected, placed or displayed an advertisement otherwise than in accordance with the provisions of this Part; or
- (b) fails to comply with any notice issued pursuant to this part; commits an offence and is liable to the remedies available to the Council pursuant to Section 10 of the Act.

3.1.20 Special Rural Zones

Council in considering the development of, or other aspects associated with any Special Rural Zoned land will have regard to the following provisions—

- (a) Any Special Rural Zones within the Scheme Area will be selected as areas wherein closer subdivision will be permitted to provide for such uses as Hobby Farms, Horse Breeding, Rural-Residential Retreats and also to make provision for retention of the rural landscape and amenity in a manner consistent with the orderly and proper planning of such areas.
- (b) In addition to the provisions laid down in the Zoning and Development Table, specific provisions for controlling subdivision and development in each individual Special Rural zone shall be as laid down in Appendix No. 6 to the Scheme and future subdivision will generally accord with the plan of subdivision for the specified area and such plan of subdivision shall form part of the Scheme.

- (c) Development in a Special Rural zone shall comply with the requirements of the following—
- (i) In addition to a Building License, the Council's prior approval to commence development is required for all development including a single dwelling house and such application shall be made in conformity with the provisions of the Scheme and be subject to the provisions of the Zoning and Development Table.
 - (ii) In order to conserve the rural environment or features of natural beauty all trees shall be retained unless their removal is authorised by the Council.
 - (iii) In addition to such other provisions of the Scheme as may affect it, any land which is included in a "Special Rural Zone" shall be subject to those provisions as may be specifically set out against it in Appendix No. 6.
 - (iv) Notwithstanding the provisions of the Scheme and what may be shown in the plan of subdivision specified in Clause (e) the Department of Planning and Urban Development may approve a minor variation to the subdivisional design but further breakdown of the lots so created shall be deemed to be contrary to the provisions of the Scheme.
- (d) Before considering any Amendment for the creation of a Special Rural Zone, Council will require the owner(s) of the land to prepare, a limited Rural Strategy for the consideration of the Shire and the Department of Planning and Urban Development supporting the creation of the Special Rural Zone and such submission shall be in accordance with the Rural Land Use Planning Policy of the Department of Planning and Urban Development and shall include—
- (i) a statement as to the purpose or intent for which the zone is being created;
 - (ii) the reasons for selecting the particular area the subject of the proposed zone with particular reference as to how this relates to the Council's Local Rural Strategy;
 - (iii) a plan or plans showing contours at such intervals as to adequately depict the land form of the area and physical features such as existing buildings, rock outcrops, trees or groups of trees, lakes, rivers, creeks, swamps, orchards, wells and significant improvements;
 - (iv) information regarding the method whereby it is proposed to provide a potable water supply to each lot;
 - (v) the proposed staging of the subdivision and development and the criteria to be met before successive stages are implemented.
- (e) The Scheme provisions for a Special Rural Zone shall include a plan of subdivision showing—
- (i) the proposed ultimate subdivision including lot sizes and dimensions;
 - (ii) areas to be set aside for public open space, pedestrian access- ways, horse trails, community facilities etc. as may be considered appropriate;
 - (iii) those physical features it is intended to conserve;
 - (iv) the proposed staging of the subdivision where relevant.

3.2 Policies

3.2.1 Town Planning Scheme Policy

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

3.2.2 Operative Town Planning Scheme Policy

A Town Planning Scheme Policy shall become operative only after the following procedures have been completed—

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

3.2.3 Alteration or Rescinding of a Town Planning Scheme Policy

A Town Planning Scheme Policy may only be altered or rescinded by—

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

3.2.4 Binding of Council

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

3.2.5 Conflict between Policy/Scheme

If there is any conflict between a Policy made or adopted by Council and the provisions of the Scheme, the Scheme prevails.

3.2.6 Policy Statements relating to Individual Zones

In considering applications for planning consent in each zone laid down under the provisions of the Scheme, Council shall have regard to the Policy Statement applicable to each Zone laid down under the Scheme, as detailed in Table No. 1 (Zoning and Development Table) and to the General Policy detail referred to in the following clauses; 3.2.7, 3.2.8 and 3.2.9.

3.2.7 General Townscape Improvement and Development Policy

Notwithstanding the specific provisions of this Scheme or any General Policies relating to specific zones, in considering any proposed development, Council shall have regard to any Townscape Improvement Plan or Plans which have been adopted by Council and the Department of Planning and Urban Development and may impose conditions relating to the following—

- (a) the need for limitation of height or location of buildings, in order to preserve a streetscape or enhance views;
- (b) the need for the preservation of existing trees and the planting of additional trees and other vegetation within all zones of the Shire, in order to provide shade, aesthetic pleasure, reduce roadside noise, provide habitats for natural fauna, reduce salinity in soil, prevent erosion and assist in the same;
- (c) the preservation of areas or buildings of architectural or historic interest and development of land abutting the same;
- (d) the choice of building materials, finishes and landscape detail where these relate to the preservation of local character and the amenity of the area generally;
- (e) the location, orientation and bulk of buildings, in order to ensure the adequate protection of an adjoining land use and or avoid the visual monotony of the street scene as a whole;
- (f) the impact on the general amenity of the locality including times of activity, traffic generation, access, parking and pedestrian movement.

3.2.8 General Policy for Coastal Management

The sector of the Shire to which the above mentioned Policy applies is that section which lies between North West Coastal Highway and the Ocean. It is subject to the provisions of parts of the Scheme and has been defined as an area for Coastal Management due to the Recommendations laid down in the Geraldton Region Plan.

- (a) The Council may prepare or cause to be prepared, Policies for any sector of the defined Coastal Management Area. The policies so created will be formulated in consultation with the Department of Planning and Urban Development and will have regard to the Department's Country Coastal Planning Policy.
- (b) Council may adopt management strategies, in conformity with any Policy laid down for any sector of the Coastal Management Area and will thereafter determine development in accordance with the strategy.
- (c) Prior to the formulation of any Policy or the adoption of any strategy resulting therefrom, Council will refer any development proposal, including Local Authority road works other than maintenance or works within existing road reserves falling within the Coastal Management Area, to—
 - (i) Coastal Management Co-Ordinating Committee;
 - (ii) Registrar of Aboriginal Sites;and request that they comment on the proposal and advise Council of any requirements for development within a period of 42 days.
- (d) Subject to the provisions of Part 5 of the Scheme and after receipt of the advice or recommendations from the bodies referred to in Clause 3.2.8 (c), or the expiry of the 42 day comment period referred to in the same clause, Council may—
 - (i) approve the development proposal;
 - (ii) refuse the development proposal; or
 - (iii) grant approval to the development proposal, subject to conditions, which may include a requirement to prepare and implement a Foreshore Management Plan.

3.2.9 General Farming Zone Policy

In considering applications for Subdivision, Rezoning, or Planning Consent within this zone, Council shall in addition to the general provisions of the Scheme, have regard to—

- (i) The specific provisions relating to this zone as laid down in the Zoning and Development Table.

- (ii) The specific provisions relating to development within the Chapman, Greenough and Buller River Flood Plains as specified in section 3.1.17 of the Text.
- (iii) The General Policy for Coastal Management as specified in section 3.2.8 of the Text.
- (iv) The objectives detailed below, which are considered relevant by Council, in order to preserve and protect the integrity and maintain a proper balance within the General Farming Zone—
 - (a) the need to ensure that a legal right of vehicular access exists to any land, which is the subject of any application for Planning Consent or Building License Approval;
 - (b) the need to ensure that the economic viability of rural land use generally is protected via support only for subdivision or re- subdivision which enables the retention or promotion of lot or location sizes, which relate to the predominant general farming activity, in any particular locality of the Shire;
 - (c) the need to preserve the rural character and rural appearance of the land included within this zone;
 - (d) the need to ensure that the services located in any particular area can meet any additional demands that a development proposal could generate;
 - (e) the need to preserve and protect the natural undeveloped land areas throughout the zone and to provide for the planting of trees and other suitable vegetation via the imposition of conditions on any Planning Consent issued, in order to assist in balancing the greenhouse effect, provide shade, prevent erosion, reduce salinity and provide habitats for native fauna.

(Q) Insert new Clause after Clause 4.6 as follows—

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

(R) Part 5—Administration

Delete all of Part 5, Clauses 5.1 to 5.10 inclusive and insert the following Clauses—

Part 5—Planning Consent and Administration

5.1 Application for Planning Consent

5.1.1 Every application for planning consent shall be made in the form prescribed in Appendix No. 1 to the Scheme, and shall be accompanied by such plans and other information as is required by the Scheme.

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

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

5.2 Advertising of Applications

5.2.1 Where an application is made for planning consent to commence or carry out development which involves an 'AP' use, the Council shall not grant consent to that application unless notice of the application is first given in accordance with the provisions of Clause 5.2.3.

5.2.2 Where an application is made for planning consent to commence or carry out development which involves a 'PS' use, or for any other development which requires the planning consent of the Council, the Council may give notice of the application in accordance with the provisions of Clause 5.2.3.

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

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

5.2.4 The notice referred to in Clause 5.2.3(a) and (b) shall be in the form contained in Appendix No. 3 with such modifications as circumstances require.

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

5.3 Determination of Applications

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

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

5.3.3 The Council shall issue its decision in respect of an application for planning consent in the form prescribed in Appendix No. 2 to the Scheme.

5.3.4 Where the Council approves an application for planning consent under this Scheme the time for which that consent remains valid, is two (2) years, unless otherwise stated on Council's decision on application for planning consent.

5.4 Deemed Refusal

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

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

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

5.5 Administration

5.5.1 Powers of the Scheme

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

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

5.5.2 Offences

- (a) A person shall not erect, alter or add to or commence to erect, alter or add to a building or use or change the use of any land, building or part of a building for any purpose—
 - (i) otherwise than in accordance with the provisions of the Scheme;
 - (ii) unless all consents required by the Scheme have been granted and issued;
 - (iii) unless all conditions imposed upon the grant and issue of any consent required by the Scheme have been and continue to be complied with;
 - (iv) unless all standards laid down and all requirements prescribed by the Scheme or determined by the Council pursuant to the Scheme with respect to that building or that use of that part have been and continue to be complied with.
- (b) A person who fails to comply with any of the provisions of the Scheme is guilty of an offence and without prejudice to any other remedy given herein is liable to the penalties prescribed by the Act.

5.5.3 Act

- (a) Twenty eight (28) days written notice is hereby prescribed as the notice to be given pursuant to section 10 of the Act.
- (b) The Council may recover expenses under section 10(2) of the Act in a court of competent Jurisdiction.

5.5.4 Claims for Compensation

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

5.5.5 Appeals

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

- (S) Insert a new Part 6 with the following Clauses.

Part 6—Conservation and preservation of places of natural beauty and objects of historic, natural, scientific and townscape interest

6.1 Schedule—Places of Natural Beauty and Historic Buildings and Objects of Historic, Natural, Scientific and Townscape Interest

6.1.1 The Council considers that the places of natural beauty and historic buildings and objects of historic, natural, scientific and townscape interest listed in Appendix No's 5 and 5A, should be conserved and preserved.

6.1.2 If the Council resolves that any place, building or object should be protected by the conservation and preservation provisions of this Part, the Council may initiate an amendment to the Scheme to add the place, building or object to Appendix No's 5 and 5A.

6.1.3 If the Council resolves that any place, building or object should no longer be protected by the conservation and preservation provisions of this Part, the Council may initiate an amendment to the Scheme to delete the place, building or object from Appendix No's 5 and 5A.

6.2 Consent of the Council

6.2.1 A person shall not, without the written consent of the Council permit, commence or carry out any development on, in, adjoining or in relation to any place, building or object listed in Appendix No's 5 and 5A and without in any way limiting the generality of the foregoing shall not—

- (a) clear, excavate or fill any land;
- (b) fill, remove, kill or irreparably damage any tree;
- (c) erect any fence;
- (d) landscape or develop any road verges, front set back area or beachfront area in a manner not approved by Council;
- (e) commence or carry out any development, renovation, modification, refitting, decoration or demolition in, of or on any place, building or object; or
- (f) erect any advertising sign.

6.2.2 The provisions of this sub-clause shall not affect any obligation imposed by other provisions of this Scheme Text to apply for and obtain the approval of the Council prior to the commencement or carrying out of any development and the written consent of the Council under this sub-clause is required in addition to any such approval to commence or carry out any development.

6.2.3 If the Council gives its written consent referred to in Clause 6.2.1, this may be given notwithstanding that the development or work involved does not comply with the provisions of the Uniform Building By-Laws, Building Code of Australia, the Residential Planning Codes or with any requirement or standard specified in this Scheme Text.

6.2.4 The Council when considering an application for its consent in writing pursuant to the provisions of Clause 6.2.1 may—

- (a) give its consent in writing with or without conditions and limit the time for which that consent remains valid; or
- (b) refuse to give its consent.

6.3 Purchase or Resumption

The Council may pursuant to the provisions of the Scheme Text and or the Act, acquire any land, buildings or part thereof, that it considers is necessary for the preservation or conservation of any Place, Building or Object listed in Appendix No's 5 and 5A.

6.4 Agreements

In order to ensure the preservation or conservation of any Place, Building or Object, the Council may enter into agreements with—

- (a) the owners or occupiers of land on or in which the Place, Building or Object listed in Appendix No's 5 and 5A is situated;
- (b) the National Trust of Australia (W.A.), or any Society, Body, Organisation, Commission, Person or Government Department.

6.5 Injurious Affection

Except where an owner can demonstrate that the Scheme or decisions made pursuant to the Scheme provide grounds to claim compensation for injurious affection by reason of the operation of sections 11 & 12 of the Act, the inclusion of any Place, Building or Object within Appendix No's 5 and 5A of the Scheme shall not, per se, provide the basis for such a claim.

Any claim for compensation shall be made within six months of the date of approval of the Scheme or the date of the decision made under the Scheme as the case may require.

6.6 Tree Preservation and Planting

The Clauses listed below relate to tree preservation and planting for the purpose of conserving and enhancing the natural beauty, convenience and amenity of each zone defined under the Scheme, in order to assist Council to realise the following benefits—

- Reduction in soil salinity
- Prevention of erosion
- Provision of habitats for native fauna
- Provision of aesthetic pleasure
- Assist in the retention of a balanced Greenhouse effect
- Reduction of roadside noise
- Visual amenity of the locality

6.6.1 In considering any rezoning or development proposal in any zone specified on the Scheme Map, Council may at its discretion unless otherwise specified in the provisions of the Scheme, require the preservation and or planting of trees as a condition of planning consent.

6.6.2 Areas of Tree Preservation and Planting will be detailed in the minimum landscaping requirements for any development proposal submitted for Council consideration.

6.6.3 Within any area approved for tree preservation purposes as a condition of planning consent, no indigenous tree may be felled except—

- (a) where trees are dead, diseased or dangerous;
- (b) for the purpose of a firebreak required by a Regulation or By-Law except that in order to preserve the amenity of the area Council may at its discretion vary the position of any required firebreak to avoid destruction of vegetation or due to the physical features of the subject land.

6.6.4 The Council may, by notice served upon individual landowners or upon a subdivider of land within a General Farming or Special Rural zone, require the preservation of groups of trees, and thereafter no landowner shall cut, remove or otherwise destroy any tree unless the Council rescinds the notice or orders.

6.6.5 The Council may require any land developer or landowner to advise future landholders of the restrictions in relation to the clearing of land.

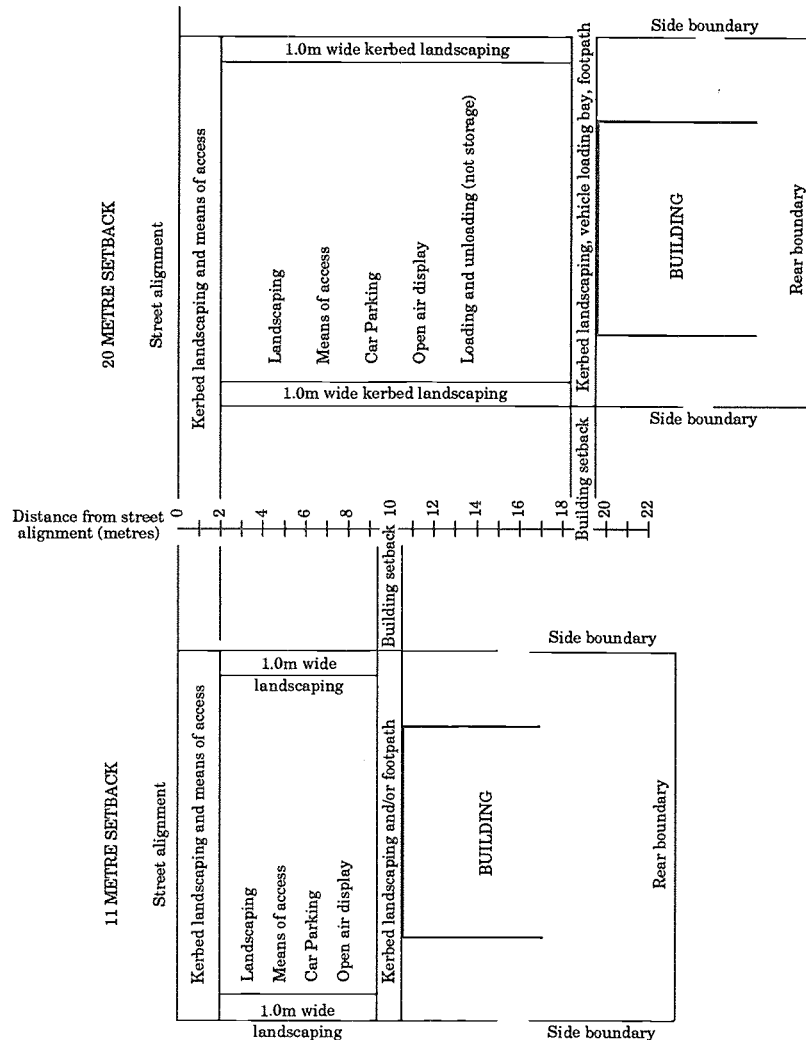
(T) Appendix No. 2

Insert the following notes at the base of the form—

- (a) Any Council decision to grant approval is only valid for a period of two (2) years from the date shown on the decision unless otherwise stated.
- (b) It is the responsibility of the owner/developer to ensure that the provisions of the Aboriginal Heritage Act 1972-80 are complied with by contacting the Department of Aboriginal Sites, Western Australian Museum, prior to the commencement of any development.

APPENDIX No. 7

USE OF SETBACK AREAS IN ZONES OTHER THAN RESIDENTIAL



Note: Council may approve setbacks other than these detailed above where a development proposal is being undertaken in conformity with an adopted Townscape Improvement Plan.

(U) Insert a new Appendix No. 8 as follows—

Appendix No. 8

Control of Advertisements
Exempted Advertisements pursuant to clause 3.1.19 (d)

Land Use and/or Development Requiring Advertisement	Exempted Sign Type and Number (All non-illuminated unless otherwise stated)	Maximum Area of Exempted Sign
Dwellings	One professional name-plate as appropriate	0.2m ²
Home Occupation	One advertisement describing the nature of the home occupation	0.2m ²
Places of Worship, Meeting Halls and Places of Public Assembly	One advertisement detailing the function and/or the activities of the institution concerned	0.2m ²

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

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

(W) Insert a new Appendix No. 9 as follows

Appendix No. 9

CONTROL OF ADVERTISEMENTS

Additional Information Sheet for Advertisement Approval
(to be completed in addition to Application for Planning Consent, Schedule No. 9)

1. Name of Advertiser (if different from owner):
.....
 2. Address in full:
.....
 3. Description of Property upon which advertisement is to be displayed, including full details of its proposed position within that property:
.....
 4. Details of Proposed Sign:
Height: Width: Depth:
Colours to be used:
Height above ground level (to top of Advertisement:
(to Underside:
Materials to be used:
Illuminated: Yes/No
If yes, state whether steady, moving, flashing, alternating, digital, animated or scintillating etc:
If yes, state intensity of light source:
 5. State period of time for which advertisement is required:
.....
 6. Details of signs, if any, to be removed if this application is approved:
.....
.....
- N.B. Application should be supported by a photograph or photographs of the premises showing superimposed thereon the proposed position for the advertisement and those advertisements to be removed detailed in 6 above.
- Signature of Advertiser(s):
(if different from land owners)
- Date:

POLICE

PE401

POLICE AUCTION

Under the provisions of the Police Act, Unclaimed and Stolen Property will be sold by Public Auction at the premises of Ronald Scott, trading as Snowball Auctions, Auctioneer, of 89 Frederick Street, Albany, at approximately 9.15 am on Friday, 18 December 1992.

Auction will be conducted by Ronald Scott, Auctioneer.

B. BULL, Commissioner of Police.

PORT AUTHORITIES

PH301

DAMPIER PORT AUTHORITY ACT 1985

DAMPIER PORT AUTHORITY AMENDMENT REGULATIONS 1992

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

Citation

1. These regulations may be cited as the *Dampier Port Authority Amendment Regulations 1992*.

Principal regulations

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

[* *Published in the Gazette of 28 February 1989 at pp. 601-62.*

For amendments to 25 June 1992 see 1991 Index to Legislation of Western Australia p.298.]

Schedule 4 repealed and a Schedule substituted

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

“

SCHEDULE 4

[Regs. 70, 74, 75 & 76]

PORT CHARGES AND STORAGE CHARGES

- | | | | |
|----|---|---|----------|
| 1. | Port dues | 4.0 cents per gross registered tonne (minimum charge of \$165.00) | |
| 2. | Wharfage charges — | | |
| | (a) Private motor vehicles | per vehicle | \$5.85 |
| | (b) Passengers | per passenger | \$2.70 |
| | (c) Bunkers | per tonne | \$2.10 |
| | (d) Petroleum products in bulk | per tonne | \$4.25 |
| | (e) General cargo for which specific rates are not otherwise provided — | | |
| | Inwards | per tonne | \$4.25 |
| | Outwards | per tonne | \$4.25 |
| | (f) Containers — Full (or partially full) | | |
| | 20 ft. | per container | \$66.20 |
| | 40 ft. | per container | \$132.40 |
| | (g) Containers — Empty | | |
| | 20 ft. | per container | \$16.60 |
| | 40 ft. | per container | \$33.20 |
| | Minimum charge for wharfage | per consignment | \$55.00 |
| 3. | Service charges — | | |
| | (a) Berth hire for vessels not working manifested cargo — per 6 hourly period or part thereof | | \$55.00 |
| | (b) Fresh water | per tonne | \$2.60 |
| | (c) Gangway Hire | per day | \$55.00 |

4. Storage charges per square metre or tonne (whichever is the greater)
- | | | | |
|-----|-----------------------------|---------|---------|
| (a) | For the first 9 days | per day | \$0.15 |
| (b) | For days 10 to 30 inclusive | per day | \$0.10 |
| (c) | For additional days over 30 | per day | \$0.075 |

”

Schedule 5 repealed and a Schedule substituted

4. Schedule 5 to the principal regulations is repealed and the following Schedule is substituted —

“

SCHEDULE 5

[Reg. 77]

PILOTAGE CHARGES

Nature of pilotage services		Tonnage of vessel (GRT)	Charge \$
1.	Pilotage of vessels entering or departing from the Port	Not exceeding 10 000	2 400.00
		10 001 — 20 000	2 884.00
		20 001 — 30 000	3 149.00
		30 001 — 40 000	3 477.00
		40 001 — 50 000	3 754.00
		50 001 — 60 000	3 896.00
		Exceeding 60 000	4 300.00
2.	Pilotage of vessels being moved within the Port		1 200.00
			1 200.00
3.	Pilot and/or Pilot boat cancellation (to apply if the service is deferred by more than 2 hours from the ordered time)		

”

Resolved by the Dampier Port Authority at a meeting held on 23rd March 1992.
The common seal of the Dampier Port Authority was affixed here in the presence of—

CAPT. G. F. HAMMONDS, Board Member.

CAPT. D. W. WALKER, Board Member.

Mr. G. F. FRANCIS, Secretary.

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

D. G. BLIGHT, Clerk of the Council.

RACING AND GAMING**RA401****SUMMARY OF LIQUOR LICENSING APPLICATIONS**

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

App. No.	Applicant	Nature of Application	Last Day for Objections
TRANSFER OF LICENCE			
93	Harry Kemp Hall	Application for transfer of a restaurant licence in respect of the Rose & Crown Restaurant, Guildford from Harry Kemp Hall (S87)	14/10/92
94	Vernon Harold Boys	Application for transfer of a hotel licence in respect of the Fremantle Hotel, Fremantle from Cobb West Australia Pty Ltd	17/10/92
95	Navigators The Club P/L	Application for transfer of a cabaret licence in respect of the Breakwater Cabaret, Hillarys from Victoria Co (Hospitality) Pty Ltd	16/10/92
96	Verticordia Nominees PL	Application for transfer of a tavern licence in respect of the Quindanning Tavern, Quindanning from D. W. and C. A. Wearn	1 /10/92
97	Vic Park Holdings Pty Ltd	Application for transfer of a hotel licence in respect of the Victoria Park Hotel, Victoria Park from A. J. Halse G. J. Trevor (S87)	1 /10/92
100	Laurie Minozzi	Application for transfer of a hotel licence in respect of the Rock Tavern, Bulla Bulling from Mario Minozzi	26/10/92
NEW LICENCE			
55/92	Port Hedland Rifle Club Inc	Application for a club restricted licence in respect of the Port Hedland Rifle Club Inc situated at Loc No. 81 Madigan Road, Port Hedland	27/10/92
56/92	Parissis Holdings Pty Ltd and Parissis Nominees Pty Ltd	Application for a restaurant licence in respect of the Plaka premises to be situated at 87-89 James Street, Northbridge	30/10/92
57/92	R. S. and L. A. Bullied	Application for a producers licence in respect of premises known as Lauren Brook Winery to be situated at Windsor, Eedle Terrace, Bridgetown	10/11/92
58/92	Leschenault Diamond Sports Association	Application for a club restricted licence in respect of premises known as Leschenault Diamond Sports Association to be situated at Glen Huon Sportsground Eaton	10/11/92

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

G. B. AVES, Director of Liquor Licensing.

SMALL BUSINESS DEVELOPMENT**SB301****SMALL BUSINESS GUARANTEES ACT 1984****SMALL BUSINESS GUARANTEES AMENDMENT
REGULATIONS 1992**

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

Citation

1. These regulations may be cited as the *Small Business Guarantees Amendment Regulations 1992*.

Principal regulations

2. In these regulations the *Small Business Guarantees Regulations 1985** are referred to as the principal regulations.

[* Published in the Gazette of 10 May 1985 at page 1655.
For amendments to 20 July 1992 see page 489 of 1991 Index to
Legislation of Western Australia.]

Regulation 6 amended

3. Regulation 6 of the principal regulations is amended by inserting after "\$260" the following —

" or 1% of the amount to be guaranteed, whichever is the greater amount, "

Regulations 7 and 8 inserted

4. After regulation 6 of the principal regulations the following regulations are inserted —

" **Fee where amendment of guarantee
requires Ministerial consent**

7. Where, under the terms of a guarantee under the Act, a party to the guarantee requests an amendment to that guarantee —

(a) which requires the consent of the Minister; and

(b) for which the Minister's consent is obtained,

a fee of \$260 shall be charged and payable, by the party who requested the amendment, upon demand by the Minister.

Administration fee

8. (1) Where a guarantee is given under the Act after the commencement of the *Small Business Guarantees Amendment Regulations 1992*, an administration fee of 0.2% of the guaranteed amount shall be charged and payable by the lender, at the end of the year, for each year that the guarantee remains in effect.

(2) For the purposes of this regulation a year shall commence on 1 July.

(3) Where a guarantee is given or is determined during a year, the fee in subregulation (1) shall be payable *pro rata* for each whole month for which the guarantee is in effect during that year. "

Schedule amended

5. The Schedule to the principal regulations is amended in the item commencing "CLASSES" by inserting in the appropriate numerical positions the following classes —

" 0136, ";
" 0144, ";
" 0195, ";
" 0196, "; and
" 9231, ".

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

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

Tenders are invited for the following projects.

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

Tender No.	Description	Closing Date
		1992
50/92	Construction of two 3 bedroom houses and one 4 bedroom house, Pilbara Division.	October 28
84/92	Cold planing, rubberised bituminous sealing and asphalt surfacing, Kwinana Freeway, Perth-Bunbury Highway, Metropolitan Division.	October 23
97/92	Seal and reseal, various roads, Kalgoorlie.	October 16
105/92	Supply and delivery of crushed aggregate, Narrogin.	October 16

ZT202*Acceptance of Tenders*

Contract No.	Description	Successful Tenderer	Amount
			\$
4/92	Supply of precast concrete box culverts with spans of 1 200 mm and smaller for a 12 month period.	Rocla Pipeline Products Wembley Cement Industries	} Details on Request
5/92	Supply of precast concrete drainage pipes for a 12 month period.	CSR Humes Pty Ltd Rocla Pipeline Products	

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
Sept. 25	018A1992	RECALL—Bags, Plastic: Polyethylene, to various Government Departments	October 15
Sept. 25	491A1992	Supply and delivery of one (1) only Low Loader Prime Mover over 50 000 kg GCM for Main Roads at Welshpool	
Sept. 25	492A1992	Supply and delivery of one (1) only Plant Trailer in accordance with Specification P587 for Main Roads at Carnarvon	October 15
Sept. 25	493A1992	Supply and delivery of one (1) only 4WD Loader Backhoe for the Swan River Trust	October 15
Sept. 11	486A1992	Supply, delivery and commissioning of a 100 Tonne Hydraulic Rail Puller/Expander Machine	October 22

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

Date of Advertising	Schedule No.	Description	Date of Closing
1992			1992
Aug. 14	468A1992	Supply, delivery, installation and commissioning of Dual Gauge Underfloor Railway Wheel Lathes (one (1) of each) in accordance with Specifications 2594-6/92 and 2583-5/92 for Westrail	Extended October 29
Aug. 21	474A1992	Supply, delivery, installation and commissioning of Induction Furnaces for Westrail	October 29
Oct. 9	034A1992	Supply and delivery of Cleaning Products for various Government Departments for a one (1) year period with a further option of two (2) x twelve month periods	October 29
Oct. 9	299A1992	Supply and maintenance of ISA and EISA Personal Computers for DEVET for a one (1) year period with two (2) successive options to extend for six (6) months each	October 29
Oct. 9	497A1992	Supply and delivery of one (1) only Truck with Rear Three Way Tip and Flat Top Body for Main Roads ..	October 29
Oct. 9	498A1992	Supply and delivery of one (1) only 4m ³ Tip Truck with Hydraulic Crane for Main Roads	October 29
Oct. 9	112A1992	Supply and delivery of Diesel Fuel (Bulk) various Government Departments for a One (1) year period with two further One (1) year options	November 5
<i>For Service</i>			
Sept. 25	153A1992	Cash Collection Service for the Police Licensing and Services Centres for a two (2) year period	October 15
Oct. 9	194A1992	Cleaning of the Ministry of Education Head Office at 151 Royal Street, East Perth—Inspection Time: Monday, October 19, 1992 at 5.30 pm	October 29
Oct. 9	195A1992	Cleaning of Distance Education Centre, cnr. Havelock Street & Parliament Place, West Perth—Inspection Time: Tuesday, October 20, 1992 at 4.00 pm	October 29
Oct. 9	168A1992	Lease of new, fully maintained Motor Vehicles for Members of Parliament for a period of two (2) years with an option exercisable by the Commission to extend for a further twelve (12) month period	November 5
<i>For Sale</i>			
Oct. 9	496A1992	Emus of various ages for WA Dept of Agriculture	October 22
Oct. 9	494A1992	One (1) only 1980 ANI Grid Roller, 15 Tonne MK3 (MR 4711) (XQU 732) for Main Roads, Welshpool	October 29
Oct. 9	495A1992	Various rolls of Polyurethane Film and non-Woven Fabric for the Health Dept.	October 29

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
252A1992	<i>Supply</i> Data Cabling and Associated Services for the Dept. for Community Services.	Telecom Australia	Details on Request
253A1992	Data Communications Equipment for the Dept. for Community Services.	Fujitsu Australia Ltd	Details on Request

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 1, 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
AM 21034	Supply of Regulating Valves for South Dandalup Dam and Conjurunup Dam Pipe Junction	20 October

ZT402*Accepted Tenders*

Contract	Particulars	Contractor	Price
AM 20208	Perth Metropolitan Control Centre—Overhead Protection System.	Optel Audio Visual	\$81 702
TS 20211	The Thrust Boring of a 400 mm Nominal Diameter Steel Sleeve beneath Welshpool Road near the intersection of Welshpool Road and William Street, Welshpool.	DM Drainage & Construction	\$68 800
FM 20613	Construction of Additions to the Harvey Water Resources Depot at Harvey WA.	Murphy Contractors (Civil) Pty Ltd	\$112 000
AP 22022	Supply of Metals various shapes including Galvanised Pipe and Fittings for a Twelve Month Period.	Stirling Metals	
		Tubemakers Aluminium Cnre. Pipeline Supp. of Australia Steelmark-Sand-Eagle & Globe Union Steel	Schedule of Rates
AV 23319	Supply of One (1) only 22 500 kg GVM Tray Top Truck in accordance with specification 92V/14.	Scania Australia Pty Ltd	\$126 715

W. COX, Managing Director.

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

In the matter of the Estate of Eric Ture Rundgren, late of 21 Spiers Road, Quinns Rock in the State of Western Australia, Retired Professional Hunter, deceased.

Creditors and other persons having claims to which section 63 of the Trustees Act 1962 relates in respect of the Estate of the deceased, who died on the 18th day of August 1992, are required by the Executor, Carl David Rundgren, to send the particulars of their claim to Messrs. Taylor Smart of 6th Floor, 533 Hay Street, Perth by the 10th day of November, 1992, after which date the said Executor may convey or distribute the assets, having regard only to the claims of which he then has had notice.

Dated the 5th day of October 1992.

TAYLOR SMART.

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

Creditors and other persons having claims (to which section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 9th November 1992, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Banks, Marnoobah (also known as Marnoobah Banks) late of Leonora District Hospital, Leonora, died 1/10/92

Bird, Jessica Elizabeth, formerly of 4 Bernard Street, Claremont, late of Montrose Nursing Home, Grange Road, Claremont, died 11/9/92.

Brawnie, Topsy, late of Numbala Nunga Nursing Home, Sutherland Street, Derby, died 11/10/90.

Cass, Arthur Matthew, formerly of Unit 503 Johnson Court, 23 Adelaide Street, Fremantle, late of 13 Careening Way, Coogee, died 15/7/92.

Clark, Doris Victoria, late of 67 Centenary Drive, Rowethorpe, Bentley, died 8/9/92.

Field, Muriel Chloris, late of 17 Clontarf Street, Sorrento, died 3/9/92.

Fist, Ina Marion, late of 236 Hamersley Road, Subiaco, died 21/9/92.

Ingrey, Josephina, late of Midland Nursing Home, 44 John Street, Midland, died 16/5/92.

James, Linda Grace, formerly of Unit 30 Forsyth Gardens, 15 Plantation Street, Mount Lawley, late of Hardey Lodge, Monmouth Street, Mount Lawley, died 15/8/92.

Kearney, Winifred May, late of Kimberley Nursing Home, 78 Kimberley Street, Leederville, died 7/9/92.

Lawson, Anne Adeline, late of Alfred Carson Nursing Home, died 6/9/92.

Loveridge, Charles, late of 41 Clayton Street, East Fremantle, died 7/9/92.

Nicoll, Robert Alexander, late of 806A Wanden Flats, 93 Thomas Street, Subiaco, died 3/9/92.

Norris, Lillian May, late of Hamersley Hospital, 441 Rokeby Road, Subiaco, died 14/7/92.

Plewes, Herbert, late of 26 Princep Street, Norseman, died 3/8/92.

Smith, John Leslie, late of 71 Planet Street, Carlisle, died 26/8/92.

Taylor, Maisie Ethel, late of 1 Olive Street, Guildford, died 3/9/92.

Wilkie, Lucy May, late of 3 Carstairs Court, Beechboro, died 20/9/92.

Dated this 5th day of October 1992.

K. E. BRADLEY, Public Trustee,
Public Trust Office, 565 Hay Street, Perth WA 6000.

ZZ203**TRUSTEES ACT 1962****NOTICE TO CREDITORS AND CLAIMANTS**

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the estates of the undermentioned deceased persons, are required to send particulars of their claims to R&I Trustees Limited of 5th Floor, 54-58 Barrack Street, Perth on or before the expiration of one month from the date of publication of this notice after which date the Company may convey or distribute the assets, having regard only to the claims of which it then has notice:—

Fisher, John late of 188 Duke Street, Busselton Retired Gold Miner died 6th June 1992.

Harris, Leonard Arthur Wills late of Unit 11/36 Gardiner Street, Belmont Retired Bricklayer died 5th September 1992.

Lord, William George formerly of Yarri Road Side Mail via Kalgoorlie late of Kalgoorlie Nursing Home, Dugan Street, Kalgoorlie Prospector died 8th July 1992.

Whittle, Gladys late of Unit 1/158 Broadway, Nedlands Widow died 30th August 1992.

Dated this 5th day of October, 1992.

A. J. HALL, Business Development Officer.

ZZ204**TRUSTEES ACT 1962****NATIONAL MUTUAL TRUSTEES LIMITED**

Creditors and other person have claims (to which section 63 of the Trustees Act 1962, relates) in respect of the Estate of Raymond Gamble late of Unit 30 Lisle Lodge, 57 Lisle Street, Mount Claremont who died on 5th July, 1992, are required by the executor National Mutual Trustees Limited of 111 St George's Terrace, Perth (Box B76 GPO Perth) to send particulars of their claims to them by 12th November 1993 after which date the Company may convey or distribute the assets of the Estate having regard only to the claims of which it then has notice.

AUSTIN KNIGHT.

ZZ301

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

To the Court of Petty Sessions at Perth.

I Peter Richard Pedersen, of 5 Lynas Way, Quinns Rocks WA 6030, Phone Number: (H) 305 1729, Night Manager: 401 6644, Security Guard: 309 2676 having attained the age of twenty-one years, hereby apply on my own behalf for a licence under the abovementioned Act. The principal place of business will be at 5 Lynas Way, Quinns Rocks WA 6030.

Dated the 6th day of October, 1992.

P. R. PEDERSEN, Signature of Applicant.

APPOINTMENT OF HEARING

I hereby appoint the 10th day of November 1992 at 2.15 o'clock in the afternoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Perth.

Dated the 6th day of October, 1992.

PETER NEEDHAM, Clerk of Petty Sessions.

Objections to the granting of the application may be served on the applicant and the Clerk of Petty Sessions at any time prior to seven days before the date appointed for the hearing.

NOTICE

***PAYMENT OF NOTICES PUBLISHED IN THE
GOVERNMENT GAZETTE***

As of 7 November 1991, persons or organisations intending to place a notice in the Public Notices Section of the *Government Gazette* and who do not have an established account, must forward a cheque/credit card authorisation at the time of lodgement of the notice.

Confirmation of amounts payable for a notice may be obtained from the State Law Publisher's Office, telephone number 383 8852.

This takes effect for the *Gazette* published on 15 November 1991 and all issues thereafter.

G. L. DUFFIELD, Director.

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