



WESTERN  
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G. L. DUFFIELD, Director.

**PROCLAMATION****AA101****PORTS (FUNCTIONS) ACT 1993**

(No. 46 of 1993)

**PROCLAMATION**

WESTERN AUSTRALIA  
P. M. Jeffery,  
Governor.  
[L.S.]

} By His Excellency Major General Philip Michael  
Jeffery, Officer of the Order of Australia, Military  
Cross, Governor of the State of Western  
Australia.

I, the Governor, acting under section 2 of the Ports (Functions) Act 1993, and with the advice and consent of the Executive Council—

(a) revoke the proclamation dated 24 May 1994 made under that Act and published in the *Government Gazette* of 27 May 1994 at p. 2206; and

(b) fix 15 June 1994 as the day on which that Act comes into operation.

Given under my hand and the Public Seal of the State on 7th June 1994.

By His Excellency's Command,

E. J. CHARLTON, Minister for Transport.

GOD SAVE THE QUEEN !

**AGRICULTURE****AG401****AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976**

Agriculture Protection Board,  
South Perth, 10 May 1994.

The Agriculture Protection Board, acting pursuant to section 60 of the Agriculture and Related Resources Protection Act 1976 and with the approval of the Minister, hereby imposes a rate of:

(a) 6.92 cents in the dollar on the unimproved value of land held under pastoral lease that is not in the part of the State specified in the Schedule to the said Act; and

(b) 2.63 cents in the dollar on the unimproved value of land held under pastoral lease that is in the part of the State specified in the Schedule

for the financial year commencing on the first day of July 1994.

The Common Seal of the Agriculture Protection Board of Western Australia was hereunto affixed in the presence of:

M. D. CARROLL, Chairman,  
Agriculture Protection Board.

Approved:—

MONTY HOUSE, Minister for Primary Industry.

**ELECTORAL COMMISSION****EL401****POTATO GROWING INDUSTRY TRUST FUND ACT 1947**

The Potato Growing Industry Trust Fund Advisory Committee

**NOTICE OF INTENTION TO HOLD AN ELECTION**

Notice is hereby given that it is intended to hold an election to elect one elective Member of the Potato Growing Industry Trust Fund Advisory Committee as constituted under section 6 of the Potato Growing Industry Trust Fund Act 1947, and the following dates and times have been fixed:

Close of Nominations

Monday 8 August 1994

For the Close of the Poll, in the event of an election being necessary

Wednesday 7 September 1994 at 9.30 am

Every nomination of a candidate must be made in writing in the prescribed form and must be signed by the candidate and also by a proposer and seconder, both of whom must be persons enrolled on the electoral roll to be used at the election.

Nominations must be sent or delivered to the Returning Officer, Western Australian Electoral Commission, Fire Brigade Building, 4th Floor, 480 Hay Street, Perth so as to be in his hands not later than 12 noon on Monday 8 August 1994.

Dated this 10th day of June 1994.

K. R. MONAGHAN, Returning Officer.

**EMPLOYMENT AND TRAINING****EM401****HEDLAND COLLEGE COUNCIL**

Office of the Minister for Employment and Training,  
Perth, 1994.

It is hereby notified for general information that the Lieutenant-Governor and Deputy of the Governor in Executive Council, has approved the reappointment of Ms Tracie Fleay of 11 Ross Avenue Newman, as a member of the Hedland College Council for a term expiring on 31 March 1997.

N. F. MOORE, Minister for Employment and Training.  
D. G. BLIGHT, Clerk of the Council.

**EM402****SKILLS STANDARDS AND ACCREDITATION BOARD**

Office of the Minister for Employment and Training,  
Perth, 1994.

It is hereby notified for general information that the Lieutenant-Governor and Deputy of the Governor has, in accordance with the provisions of the State Employment and Skills Development Authority Act 1990, approved the re-appointment of:

- Mr Barry Ashbolt of 6 Canning Highway, East Fremantle, under section 27 (2) (b)
- Mr David Napoli of 113 Thomas Street, Subiaco, under section 27 (2) (b)
- Ms Donna White of 75 Canning Highway, Victoria Park, under section 27 (2) (c)
- Mr Peter Quinn of 150 Adelaide Terrace, Perth, under section 27 (2) (c)
- Dr Ann Ghisalberti of 26 Broome Street, Nedlands, under section 27 (2) (d)
- Dr Robert Innes of Prospect Place, West Perth, under section 27 (2) (d)

as members of the Skills Standards and Accreditation Board for terms expiring on 14 December 1994.

N. F. MOORE, Minister for Employment and Training.  
D. G. BLIGHT, Clerk of the Council.

**ENVIRONMENTAL PROTECTION****EP301****ENVIRONMENTAL PROTECTION ACT 1986****ENVIRONMENTAL PROTECTION AMENDMENT REGULATIONS  
1994**

Made by His Excellency the Governor in Executive Council on the recommendation of the Environmental Protection Authority.

**Citation**

1. These regulations may be cited as the *Environmental Protection Amendment Regulations 1994*.

**Principal regulations**

2. In these regulations the *Environmental Protection Regulations 1987\** are referred to as the principal regulations.

[\* Published in the Gazette of 20 February 1987 at pp. 444-9.  
For amendments to 21 March 1994 see 1992 Index to Legislation of  
Western Australia, Table 4, p. 66 and Gazettes of 13 July, 24  
September, 19 November and 31 December 1993.]

**Regulation 4 amended**

3. Regulation 4 of the principal regulations is amended by deleting paragraph (a) and "and" following that paragraph and substituting the following —

- (a) premises on which there is carried out any activity for commercial purposes that causes, or is likely to cause, or contribute to, pollution of any waters, air or land; and

**Regulation 5 amended****4. Regulation 5 (2) of the principal regulations is amended —**

- (a) in paragraph (a) by inserting after “in the case of premises referred to in regulation 4 (a)” the following —

“ on which there is carried out any activity for commercial purposes that causes, or is likely to cause, or contribute to, pollution of any waters

and

- (b) after paragraph (a) (iii) by deleting “or” and substituting the following —

(ab) in the case of premises referred to in regulation 4 (a) on which there is carried out any activity for commercial purposes that causes, or is likely to cause, or contribute to, pollution of any air or land, a fee of \$120 per annum; and

**Schedule 1 amended****5. Schedule 1 to the principal regulations is amended in item 1 —**

- (a) by deleting “or” at the end of paragraph (b);
- (b) by deleting the full stop at the end of paragraph (c) and substituting the following —

“ ; or ”; and

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

(d) on which there is a biomedical waste incinerator, in which —

(i) infectious or potentially infectious waste produced by health care establishments, or by pathology, dental, or veterinary practices, or by laboratories, is incinerated;

(ii) quarantine waste is incinerated; or

(iii) cytotoxic waste is destroyed,

but not including premises on which there are only facilities used exclusively for human or animal cremation.

**Schedule 3 amended****6. Schedule 3 to the principal regulations is amended —**

- (a) in item 1 by deleting subitem (s); and
- (b) by inserting after item 3 the following item —

“

**4. PREMISES ON WHICH THERE ARE BIOMEDICAL WASTE INCINERATORS —**

processing not more than 100 tonnes per annum .....	80
---	----

processing more than 100 tonnes per annum but not more than 500 tonnes per annum .....	160
--	-----

processing more than 500 tonnes per annum but not more than 2 000 tonnes per annum .....	320
processing more than 2 000 tonnes per annum .....	800

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

Approved at the Out of Session EPA Meeting No. 1 of 22 March 1993 and confirmed at EPA Meeting No. 592 on 7 April 1994.

R. K. STEEDMAN, Chairman,  
Environmental Protection Authority.

## FISHERIES

### FI401

#### FISHERIES ACT 1905 PART IIIB—PROCESSING LICENSING

FD 972/83.

The public is hereby notified that I have issued a permit to Luigi Basile of 15 Kononen Place, Geraldton to establish a processing establishment to process fish excluding prawns, abalone, tuna, salmon or rock lobster in pursuance of the provisions of section 35C of the Fisheries Act 1905 on board licensed fishing boat "Julia" LFB G146.

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

P. P. ROGERS, Executive Director.

### FI402

#### FISHERIES ACT 1905 PART IIIB—PROCESSING LICENCES

FD 509/85.

The public is hereby notified that I have issued a permit to Mr Noel Stubbs, Edgemere Pty Ltd of 66 Eastern Road, Geraldton to establish a processing establishment in the name of Storks Fisheries to process fish including prawns in pursuance of the provisions of section 35C of the Fisheries Act 1905, on board licensed fishing boat "NW Quobba" registration number LFB M10, subject to the following conditions. That the processing establishment—

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

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

P. P. ROGERS, Executive Director.

**HEALTH****HE301****HEALTH ACT 1911****HEALTH (MEAT INSPECTION AND BRANDING) AMENDMENT  
REGULATIONS (NO. 2) 1994**

Made by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Health (Meat Inspection and Branding) Amendment Regulations (No. 2) 1994*.

**Schedule B amended**

2. Schedule B to the *Health (Meat Inspection and Branding) Regulations 1950\** is amended by inserting in the appropriate alphabetical position the following —

“ Dalwallinu Health District ”.

[\* Reprinted as at 10 September 1992.  
For amendments to 31 March 1994 see 1992 Index to Legislation  
of Western Australia, Table 4, pp.123-4 and Gazettes of 12  
February and 1 October 1993 and 28 January 1994.]

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

**HE401****DENTAL ACT 1939**

Health Department of WA,  
Perth, 7 June 1994.

24/73, Ex. Co. No. 0859.

His Excellency the Governor in Executive Council has appointed under the provisions of the Dental Act 1939, the following members and deputy members to the Dental Charges Committee for a period of three years, commencing on the date of appointment.

Section of Act	Member	Deputy Member
51A (2) (a)	Mr D. C. Neesham (Chairman)	Mr B. A. Atkinson
51A (2) (b) (i)	Dr T. Pitsikas	Dr D. Faraone
51A (2) (b) (ii)	Mr S. Jakobsen	Mr T. A. C. van Leeuwen

PETER J. BRENNAN, Commissioner of Health.

**HE402****HOSPITALS ACT 1927**

Health Department of WA,  
Perth, 7 June 1994.

ML 1.9, Ex. Co. No. 0861.

His Excellency the Governor in Executive Council has assigned, under the provisions of the Hospitals Act 1927, the name of Mullewa Health Services, Board of Management, to replace the name Mullewa District Hospital Board and further to appoint the following persons as members of the Board of Management, Mullewa Health Services for the terms specified.

Name	Period of Appointment
Mrs A. M. Morgan	period ending 30 September 1994
Mr W. J. Mortimer	period ending 30 September 1995
Mrs L. A. Freeman	period ending 30 September 1995
Mr K. P. Stokes	period ending 30 September 1995
Mrs B. I. N. Thomas	period ending 30 September 1996
Mr A. J. Messina	period ending 30 September 1996

PETER J. BRENNAN, Commissioner of Health.

**HE403****HOSPITALS ACT 1927**

Health Department of WA,  
Perth, 7 June 1994.

DN 1.9, Ex. Co. No. 0863.

His Excellency the Governor in Executive Council has assigned under the provisions of the Hospitals Act 1927, the name Numbala Nunga Nursing Home and Hospital Board, to replace the name Numbala Nunga Derby Nursing Home and Hospital Board and further to appoint the following persons as members of the Board of Management, Numbala Nunga Nursing Home and Hospital for the terms specified.

Name	Period of Appointment
Ms S. L. Gavranich	period ending 30 September 1994
Mr T. J. Burt	period ending 30 September 1994
Ms A. O'Connor	period ending 30 September 1994
Ms A. Hogan	period ending 30 September 1995
Mr C. W. Johnson	period ending 30 September 1995
Mr A. R. L. Rees	period ending 30 September 1995
Ms E. M. Archer	period ending 30 September 1996
Ms P. J. Brewster	period ending 30 September 1996
Ms M. A. Tetsi	period ending 30 September 1996

PETER J. BRENNAN, Commissioner of Health.

**HE404****POISONS ACT 1964**

Health Department of WA,  
Perth, 26 May 1994.

8699/93.

I, Peter Gilbert Foss, being the Minister administering the Health Legislation Administration Act 1984, hereby appoint Mr Murray John Patterson as an Authorised Person for the purposes of sections 54 and 57 of the Poisons Act 1964.

PETER FOSS, Minister for Health.

**HE405****HOSPITALS ACT 1927**

Health Department of WA,  
Perth, 7 June 1994.

NH 1.9, Ex. Co. No. 0862.

His Excellency the Governor in Executive Council has assigned under the provisions of the Hospitals Act 1927, the name Northampton Kalbarri Health Services, to replace the name Northampton District Hospital Board and further to appoint the following persons as members of the Board of Management, Northampton Kalbarri Health Services for the terms specified.

Name	Period of Appointment
Mrs E. M. Teakle	period ending 30 September 1994
Mr A. G. Putland	period ending 30 September 1994
Mr V. E. McDonald	period ending 30 September 1994
Ms A. F. Simmons	period ending 30 September 1994
Mrs P. J. Hasleby	period ending 30 September 1995
Mrs J. M. Teakle	period ending 30 September 1995
Mr G. M. Clinch	period ending 30 September 1995
Ms S. V. L. Fawcett	period ending 30 September 1995
Mr S. M. Scott	period ending 30 September 1996
Mr G. Patrick	period ending 30 September 1996
Ms I. J. Annear	period ending 30 September 1996
Mr K. R. Schulz	period ending 30 September 1996
Ms J. M. Shine	period ending 30 September 1996

PETER J. BRENNAN, Commissioner of Health.



HE406

**HEALTH ACT 1911**Health Department of WA,  
Perth, 1 June 1994.

The appointment of the following persons as Environmental Health Officers is approved.

Officer; Date Effective; Local Authority.

Alison Edmunds; 8 March 1994-30 June 1994; City of Perth.  
Norman Joseph Forrest; 18 April 1994; City of Bunbury.  
Geoffrey Warwick Savage; 27 April 1994; Shire of Exmouth.  
Sharyn Maree Nayler; 20 December 1994; Shire of Busselton.  
Paul Todd; 5 April 1994; Shire of Woodanilling.

The cancellation of the following people as Environmental Health Officers is hereby notified.

Officer; Date Effective; Local Authority.

Emil Keith Murray; 18 February 1994; Shire of Leonora.  
Raymond Sweeney; 28 April 1994; City of Stirling.

BRIAN DEVINE, delegate of  
Executive Director, Public Health.

**HERITAGE COUNCIL**

HR401

**HERITAGE OF WESTERN AUSTRALIA ACT 1990****NOTICE OF INTENTION TO ENTER PLACES IN THE REGISTER OF HERITAGE PLACES**

The Minister for Heritage, Richard Lewis, has directed that the place described in Schedule 1 be entered in the Register of Heritage Places on a permanent basis pursuant to section 47 (1) of the Heritage of Western Australia Act 1990.

## Schedule 1

Place	Location	Land Description
Water Police Station and Quarters (Fmr)	10-20 Marine Terrace, Fremantle	Lot 1-6 in Strata Plan 24012
Warwick	79 Solomon Street, Fremantle	Lot 116 on P18473

The Minister for Heritage, Richard Lewis, has directed that the places described in Schedule 2 be entered in the Register of Heritage Places as interim registrations pursuant to section 47 (1) of the Heritage of Western Australia Act 1990.

In accordance with the requirements of section 49 (1) of that Act, the Heritage Council of Western Australia hereby gives notice that it is proposed that the places be entered in the Register on a permanent basis.

Submissions on the proposed entry on a permanent basis are invited from interested persons.

Submissions must be in writing and should be forwarded to the following address—

The Director  
Office of the Heritage Council  
292 Hay Street  
East Perth 6004

Submissions concerning the entries of the places listed in Schedule 2 must be lodged by 22 July 1994.

## Schedule 2

Place	Location	Land Description
Dampier Memorial	Dampier Terrace, Broome	Reserve No. 17698
Broome Pioneer Cemetery	Robinson Street, Broome	Reserve No. 1643

Dated this 10th day of June 1994.

IAN BAXTER, Director, Office of the Heritage Council.

**LAND ADMINISTRATION****LA401****LOCAL GOVERNMENT ACT 1960****CHANGE OF NAME OF STREETS**

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

City of Cockburn DOLA File 1195/971  
Portion of Hartwell Parade to Glen Iris Drive as coloured yellow at page 265.

City of Armadale DOLA File 3157/970  
Portion of Bevan Road to Heritage Drive as coloured red at page 23.

Portion of Thompson Road to Old Albany Lane as coloured black at page 24.

Portion of Old Albany Road to Old Albany Lane as coloured black at page 24.

Portion of Old Albany Road to Heritage Drive as coloured blue at page 24.

City of Belmont DOLA File 2464/970  
Tibradden Way to Tibradden Circle as shown coloured black at page 161.

Portion of Ben Street to Great Eastern Highway as shown coloured black at page 162.

Shire of Collie DOLA File 3356/981  
Rogers Road to Buchanan Road as coloured yellow at page 111.

City of Gosnells DOLA File 3137/970  
Portion of Bullfinch Street to Bronzewing Street as coloured black at page 284.

Portion of Walter Street to Ray Court as highlighted yellow at page 288.

Portion of Walter Street to Astinal Drive as hachured at page 288.

Shire of Greenough DOLA File 1567/983  
Portion of Moloney Street to Hardey Road as coloured black on the prints at pages 151-154.

Shire of Irwin DOLA File 2530/983  
Portion of Deepwater Drive to Whelan Street as coloured black at page 62.

Shire of Kellerberrin DOLA File 1074/984  
Portion of Wilson Street to McCulloch Street as coloured yellow at page 66.

Shire of Mandurah DOLA File 3689/976  
Gum Nut Close to Gum Nut Avenue as coloured yellow at page 333.

City of Stirling DOLA File 2441/970  
Portion of Walderton Avenue to Storrington Crescent as coloured blue at page 58.

City of Wanneroo DOLA File 1036/971V3  
Westerley Crescent to Westerly Crescent as coloured yellow at page 433.

Boabab Court to Boab Court as coloured yellow at page 436.

Shire of Wongan Ballidu DOLA File 2373/983  
Portion of Lake Hinds North Road to The Lane as coloured black at page 87.

A. A. SKINNER, Chief Executive.

**LA402****LOCAL GOVERNMENT ACT 1960****DECLARATION OF CLOSURE OF STREETS**

Made by the Minister for Lands

Under Section 288A

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

**SCHEDULE**

1. Shire of Busselton (DOLA File No. 2778/977; Closure No. B1346).

All those portions of Chapman and James Streets now comprised in Dunsborough Lots 273 and 274 as shown on Crown Survey Plan 18518.

Public Plan: BF30(2) 10.01.

2. Shire of Kalamunda (DOLA File No. 2662/1980; Closure No. K1090).

All that portion of Ravenswood Road as shown bordered blue on Crown Survey Diagram 91600.

Public Plan: BG34(2) 22.24.

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

LA403

**LAND ACT 1933****DECLARATION THAT PART 1A DOES NOT APPLY**

I declare under section 27H of the Land Act 1933, that Part 1A of the Act does not apply to the following proposal affecting the land specified.

Proposal	Land	DOLA File
Mungari Industrial Park, Explosives Reserve and Surrounding Buffer Zone.	Hampton Locations 228, 229, Jaurdi Location 64 and Ngalbain Location 99 being the whole of the land contained in Pastoral Lease 3114/875 (C.L. 285/68).  Portion of Jaurdi Location 70 set aside as portion of Reserve 18930 the subject of Special Lease 332/1961 (C.L. 508/1990).	1592/1992

GEORGE CASH, Minister for Lands.

LA404

**PUBLIC WORKS ACT 1902****DECLARATION THAT PART 11A DOES NOT APPLY**

I declare under section 33L of the Public Works Act 1902, that Part 11A of the Act does not apply to the following proposal affecting the land specified.

Proposal	Land	DOLA File
Mungari Industrial Park, Explosives Reserve and Surrounding Buffer Zone.	Hampton Locations 228, 229, Jaurdi Location 64 and Ngalbain Location 99 being the whole of the land contained in Pastoral Lease 3114/875 (C.L. 285/68).  Portion of Jaurdi Location 70 set aside as portion of Reserve 18930 the subject of Special Lease 332/1961 (C.L. 508/1990).	1592/1992

GRAHAM KIERATH, Minister for Works.

LB401

**LOCAL GOVERNMENT ACT 1960****DECLARATION OF PUBLIC STREETS****ORDERS OF THE MINISTER FOR LANDS**

Made under Section 288

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

**SCHEDULE**

1. City of Canning (DOLA File No. 1432/994).  
Road No. 122 (Albany Highway)(Widening). All that portion of Canning Location 2 and being Lot 97 as shown on Office of Titles Diagram 54172.  
Public Plan: BG32(2) 17.18.
2. Shire of Roebourne (DOLA File No. 3088/978 V2).  
Road No. 18673 (Kennels Road). All that portion of land as shown coloured mid brown on Crown Survey Plan 18510.  
Public Plan: BH65(2) 32.23, BH65(10) 7.5.

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

LB901

File No. 1592/1992.

**WESTERN AUSTRALIAN LAND AUTHORITY ACT 1992**  
**PUBLIC WORKS ACT 1902**  
**LAND ACT 1933**

**NOTICE OF INTENTION TO TAKE OR RESUME LAND**

Mungari Industrial Park, Explosives Reserve and associated Buffer Zone

The Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Public Works Act 1902, that it is intended to take or resume under section 17 (1) of that Act, the pieces or parcels of land described in the Schedule hereto and being all in the Jaurdi and Ngalbain Districts, for the purpose of the following public work namely, Mungari Industrial Park, Explosives Reserve and Associated Buffer Zone, and that the said pieces or parcels of land are marked off on Public Plan 50/80, which may be inspected at the office of the Department of Land Administration, Midland. 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.

Schedule

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (approx.)
Crown	Bernard Michael Scanlon, Nancy Faye Scanlon and Hayden Christopher Scanlon	Hampton Locations 228, 229, Jaurdi Location 64 and Ngalbain Location 99 being the whole of the land contained in Pastoral Lease 3114/875 (C.L. 285/68).	31 931 ha
		Portion of Jaurdi Location 70 set aside as portion of Reserve 18930 the subject of Special Lease 332/1961 (C.L. 508/1990).	2 221.7241 ha

Certified correct this 14th day of May 1994.

G. D. KIERATH, Minister for Works.

## LOCAL GOVERNMENT

LG301

**LOCAL GOVERNMENT ACT 1960**

*The Municipality of the Shire of Capel*

In pursuance of the powers conferred upon it by the abovementioned Act and of all the other powers enabling it the Council of the abovementioned Municipality hereby records having resolved on 28th January, 1994, to make and submit for confirmation by the Governor, the following By-laws.

By-laws Relating to the Removal and Disposal of Obstructing Animals and Vehicles

1. The By-laws of the Shire of Capel relating to the Removal and Disposal of Obstructing Animals and Vehicles published in the *Government Gazette* on 4th March, 1977, are repealed.

2. These By-laws may be cited as the Shire of Capel Removal and Disposal of Obstructing Animals and Vehicles By-Laws.

3. (1) In these By-Laws—

“Act” means the Local Government Act, 1960, as amended;

“appointed place” means a yard or other piece of land set aside as a place to which obstructing vehicles may be removed;

“authorised person” means a person appointed by the Council to seize animals and vehicles, pursuant to these by-laws;

“Council” means the Council of the Shire;

“district” means the municipal district of the Shire;

“public place” has the meaning given it by the Act;

“Shire” means the municipality of the Shire of Capel; and

“Shire Clerk” means the Shire Clerk of the Shire and includes an Acting Shire Clerk.

- (2) An animal that is secured in any portion of a public place wherein animals may lawfully be secured and a vehicle that is parked in any portion of a public place wherein vehicles may lawfully be parked is not obstructing, for the purposes of these By-laws, unless in the case of—
  - (a) an animal, that is so secured for any period exceeding eight hours; and
  - (b) a vehicle, so parked for any period exceeding twenty-four hours, without the consent in writing of the Shire Clerk.
4. A person shall not leave an animal or vehicle in a public place so as to obstruct any portion of that place.
5. A person who leaves an animal in a public place, contrary to the provision of by-law 4 of these By-laws commits an offence.
6. The Council may appoint a person as an authorised person for the purposes of these By-laws.
7. Where an authorised person or a member of the Police Force finds an animal or vehicle left in a public place, contrary to the provision of by-law 4 of these By-laws, he/she may remove the animal or vehicle and use such force as necessary to enter the vehicle for the purposes of removing it—
  - (a) in the case of an animal, place it in a public pound;
  - (b) in the case of a vehicle, place it in an appointed place.
8. Where an authorised person places an animal in a public pound, pursuant to by-law 7 of these By-laws, the animal shall thereafter be dealt with according to law.
9. When an authorised person places a vehicle in an appointed place, pursuant to by-law 7 of these By-laws, he/she shall enter in a register to be provided by the Council for that purpose, details of the time and date, a description of the vehicle, and of the place from which it was removed; and shall notify the Shire Clerk.
10. The Shire Clerk shall notify the last known owner in writing that the vehicle therein described has been placed in the appointed place.
11.
  1. A person may recover a seized vehicle from an appointed place, by paying to the Shire Clerk—
    - (a) the cost incurred by the Council in removing the vehicle thereto; and
    - (b) an impounding fee of twenty dollars (\$20) and if applicable, a subsequent custody fee of five dollars (\$5) per day and upon payment of that cost and fees, the Shire Clerk if satisfied that the person is the owner of the vehicle or is a person entitled to possession of the vehicle, shall permit he/she to remove it.
  2. Every person who removes a vehicle from an appointed place without the authority of the Shire Clerk commits an offence.
12. Where a vehicle, placed in an appointed place, in accordance with the provision of these By-laws, has not been received by the owner or a person entitled thereto within one month from the day upon which it was there placed, the Council may cause the vehicle to be offered for sale by public auction or by public tender and thereupon accept the best offer made, and where no offer is made for the purchase of the vehicle, the Council may cause it to be destroyed.
13. A person is not entitled to any claim, by way of damages or otherwise, against the authorised person, member of the Police Force or the Council in respect of any vehicle or animal seized and dealt with under the provisions of these By-laws or against any person who purchases a vehicle sold by the Council under the provisions of by-law 12 of these By-laws.
14.
  1. The proceeds of the sale of a vehicle under the provision of by-law 12 of these By-laws shall be applied by the Council—
    - (a) firstly, in meeting the costs of the sale; and
    - (b) secondly, in meeting the cost of removal of the vehicle to the appointed place, and a sum of five dollars for each day or part of a day that the vehicle remained in that place; and those sums shall be paid into the Municipal Fund.
  2. Any surplus of the proceeds of the sale shall be paid by the Council into its Trust Fund, and may be paid to any person who satisfies the Council that he/she was the owner of the vehicle at the time of its sale by the Council.
  3. Any surplus of the proceeds of the sale may, if not paid to the owner within ten years, be paid into the Municipal Fund on the condition that the Council shall repay it to a person claiming and establishing a right to the repayment.

15. Where the proceeds of the sale of any animal or vehicle under the provisions of by-law 12 of these By-laws after deduction of the monies authorised to be applied by the Council thereto by by-law 14 does not cover the costs of the removal, custody and disposal of that animal or vehicle, the Council may recover the balance of these costs from the owner of that animal or vehicle in a court of competent jurisdiction.

16. A person committing a breach of these By-laws is liable to a penalty not exceeding five hundred dollars (\$500).

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Dated this 18th day of April, 1994.

The Common Seal of the Shire of Capel was affixed hereunto in the presence of—

W. C. SCOTT, President.  
R. G. BONE, Shire Clerk.

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Recommended—

PAUL OMODEI, Minister for Local Government.

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Approved by His Excellency the Governor in Executive Council this day 7th of June, 1994.

D. G. BLIGHT, Clerk of the Council.

LG302

**LOCAL GOVERNMENT ACT 1960**

*The Municipality of the Shire of Nannup*

Adoption of Local Government Model By-law (Prevention of Damage to Streets) No. 15  
In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned municipality hereby records having resolved on the 11th day of November, 1993, to adopt the Local Government Model By-laws (Prevention of Damage to Streets) No. 15 as published in the *Government Gazette* on the 18th day of February, 1965, with such alterations as are set out below:

1. By-laws No. 6 amended as follows:

- (a) Delete "Penalty: Fifty Pounds" in line 6 and immediately after the word "offence" in line 5, and insert:

" and shall be liable to a penalty not exceeding \$500.00 and where such breach is of a continuing nature, to an additional daily penalty not exceeding \$50.00 for every day during which the breach is continued ".

Dated this 24th day of March, 1994.

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The Common Seal of the Shire of Nannup was hereunto affixed in the presence of:

M. A. CAMARRI, President.  
I. P. ASHDOWN, Shire Clerk.

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Recommended—

P. D. OMODEI, Minister for Local Government.

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Approved by His Excellency the Governor in Executive Council on the 7th day of June, 1994.

D. G. BLIGHT, Clerk of the Council.

LG303

**LOCAL GOVERNMENT ACT 1960***The Municipality of the Shire of Nannup***By-laws Relating to Clearing of Land and Removal of Refuse, Rubbish and Disused Material**

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the Shire of Nannup hereby records having resolved on the 25th February, 1994, to make and submit for confirmation by the Governor the following by-laws:

1. These by-laws may be cited as the Shire of Nannup By-laws relating to clearing of land and removal of refuse, rubbish and disused material.

2. In these By-laws:

"Council" means the Council of the Municipality of the Shire of Nannup;

"Shire Clerk" means the person appointed to the position of Shire Clerk of the Shire of Nannup;

"District" means the district of the Shire of Nannup;

3. If there is:

- (a) On any vacant land within the district any trees, scrub, undergrowth or rubbish; or

- (b) On any land within the district any refuse, rubbish or disused material, unregistered motor vehicles, motor vehicle bodies or parts thereof, whether of the same kind or a different kind from that here specified;

which in the opinion of the Council is likely to affect adversely the value of adjoining property or the health, comfort or convenience of the inhabitants thereof, the Council may cause a notice under the hand of the Shire Clerk to be served on the owner or occupier of such land requiring them within the time specified in such notice, to clear the land of such trees, scrub, undergrowth, refuse or rubbish, or remove such refuse, rubbish, or disused material and unregistered motor vehicle bodies or parts thereof from such land.

4. Every owner or occupier of land upon whom a notice is served under by-law 3 of these By-laws shall comply with such notice within the time therein specified or in that time give a satisfactory reason why the materials should be retained or be given extra time in which to comply.
5. Where the owner or occupier does not comply with the notice given by the Council, the Council may, without payment of any compensation in respect thereof, undertake the requirements of the notice at the expense of, and recover in a court of competent jurisdiction the amount of the expense, from the owner or occupier of whom the notice was given.
6. Any person who fails to comply with any notice served under by-law 3 of these By-laws commits an offence against these By-laws and on conviction shall be liable to a penalty commensurate with the section 190 (7) (d) (i) and (ii) of the Local Government Act 1960.

Dated this 14th day of April, 1994.

The Common Seal of the Municipality of the Shire of Nannup was hereto affixed in the presence of:

M. A. CAMARRI, President.  
I. P. ASHDOWN, Shire Clerk.

Recommended:

P. D. OMODEI, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of June, 1994.

D. G. BLIGHT, Clerk of the Council.

LG304

**LOCAL GOVERNMENT ACT 1960***Municipality of the Shire of Shark Bay***Extractive Industries By-law**

In pursuance of the powers conferred upon it by the above mentioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 25th day of February, 1994, to make and submit for confirmation by the Governor the following By-law.

**Citation**

1. This By-law may be cited as the *Shire of Shark Bay Extractive Industries By-law*.

**Definitions**

2. In this By-law, unless the context otherwise requires—
  - "Act" means the *Local Government Act 1960* as amended;
  - "carrying on an extractive industry" has the meaning given to it in section 235 of the Act;
  - (Note—s.235 of the Act defines "carrying on an extractive industry" to mean quarrying and excavating for stone, gravel and other material.)
  - "Council" means the Council of the Shire;
  - "district" means the municipal district of the Shire;
  - "excavation" includes quarry;
  - "licence" means a licence issued under this By-law;
  - "Licensee" means the person named in the licence as the licensee;
  - "secured sum" means the sum required to be paid or the amount of a bond, guarantee or other security under clause 12;
  - "site" means the land specified by the Council in a licence;
  - "Shire" means the municipality of the Shire of Shark Bay; and
  - "Shire Clerk" means the Shire Clerk of the Shire and includes an Acting Shire Clerk.

**Application**

3. This By-law—
  - (a) subject to paragraph (b)—
    - (i) applies and has force and effect throughout the whole of the district; and
    - (ii) applies to every excavation whether commenced prior to or following the coming into operation of this By-law; and
  - (b) does not apply to the carrying on of an extractive industry on Crown land or the extraction of minerals under the *Mining Act 1978*.

**Extractive Industries Prohibited Without Licence**

4. A person must not carry on an extractive industry—
  - (a) unless the person is the holder of a valid and current licence; and
  - (b) otherwise than in accordance with any terms and conditions set out in, or applying in respect of, the licence.

**Applicant to Advertise Proposal**

5. (1) Unless the Council approves otherwise, a person seeking the issue of a licence must, before applying to the Council for a licence—
  - (a) forward by certified mail a notice in the form set out in Schedule 1 to—
    - (i) the owners and occupiers of all land adjoining the land upon which it is proposed to excavate; and
    - (ii) every authority or person having control or jurisdiction over any of the things referred to in clause 6(1)(a)(vii) and (viii) within 500 metres from the boundaries of the land or within an area determined by the Council as likely to be affected by the granting of a licence; and
  - (b) as soon as practicable after complying with the requirements of paragraph (a)—
    - (i) forward a copy of the notice to the Shire Clerk; and
    - (ii) publish the notice in a newspaper circulating in the area in which the proposed excavation is located.
- (2) The Council may, within 14 days after receiving a copy of a notice referred to in subclause (1), cause to be displayed, or require the proposed applicant to display, in a prominent position on the land one or more notices—
  - (a) in the form set out in Schedule 2;
  - (b) the content, size and construction of which have been approved by the Shire Clerk;



- (c) specifying particulars of the proposed excavation; and
- (d) inviting objections or comments within 21 days from the placement of the notice.

#### **Application for Licence**

6. (1) A person seeking the issue of a licence in respect of any land must apply in the form set out in Schedule 3 and must forward the application duly completed and signed by both the applicant and the owner of the land to the Shire Clerk together with—

- (a) 4 copies of a plan of the excavation site to a scale of between 1:500 and 1:2000 showing—
  - (i) the existing and proposed land contours based on the Australian Height Datum and plotted at 1 metre contour intervals;
  - (ii) the land on which the excavation site is to be located;
  - (iii) the external surface dimensions of the land;
  - (iv) the location and depth of the existing and proposed excavation of the land;
  - (v) the location of existing and proposed roads or other means of vehicle access to and egress from the land and to public roads in the vicinity of the land;
  - (vi) the location of buildings, treatment plant, tanks and other improvements and developments existing on, approved for or proposed in respect of the land;
  - (vii) the location of existing power lines, telephone cables and any associated poles or pylons, sewers, pipelines, reserves, bridges, railway lines and registered grants of easement or other encumbrances over, on, under or adjacent to or in the vicinity of the land;
  - (viii) the location of all existing dams, watercourses, drains or sumps on or adjacent to the land;
  - (ix) the location and description of existing and proposed fences, gates and warning signs around the land; and
  - (x) the location of the areas proposed to be used for stockpiling excavated material, treated material, overburden and soil storage on the land and elsewhere;
- (b) 4 copies of a works and excavation programme containing—
  - (i) the nature and estimated duration of the proposed excavation for which the licence is applied;
  - (ii) the stages and the timing of the stages in which it is proposed to carry out the excavation;
  - (iii) details of the methods to be employed in the proposed excavation, and a description of any on-site processing works;
  - (iv) details of the depth and extent of the existing and proposed excavation of the site;
  - (v) an estimate of the depth of and description of the nature and quantity of the overburden to be removed;
  - (vi) a description of the methods by which existing vegetation is to be cleared and topsoil and overburden removed or stockpiled;
  - (vii) a description of the means of access to the excavation site and the types of roads to be constructed;
  - (viii) details of the proposed number and size of trucks entering and leaving the site each day and the route or routes to be taken by those vehicles;
  - (ix) a description of any proposed buildings, treatment plant, tanks and other improvements;
  - (x) details of drainage conditions applicable to the land and methods by which the excavation site is to be kept drained;
  - (xi) a description of the measures to be taken to minimise noise and dust nuisance, erosion, watercourse siltation and dangers to the general public;
  - (xii) a description of the existing site environment and a report on the anticipated effect that the proposed excavation will have on the environment in the vicinity of the land;
  - (xiii) details of the nature of existing vegetation, shrubs and trees and a description of measures to be taken to minimise the destruction of existing vegetation; and
  - (xiv) a description of the measures to be taken in screening the excavation site, or otherwise minimising adverse visual impacts, from nearby roads or other areas;

- (c) 4 copies of a rehabilitation and decommissioning programme indicating—
    - (i) the objectives of the programme, having due regard to the nature of the surrounding area and the proposed end-use of the excavation site;
    - (ii) whether restoration and reinstatement of the excavation site is to be undertaken progressively or upon completion of excavation operations;
    - (iii) the method by which topsoil is to be replaced and revegetated;
    - (iv) the numbers and types of trees and shrubs to be planted and other landscaping features to be developed;
    - (v) how rehabilitated areas are to be maintained and irrigated; and
    - (vi) the programme for the removal of buildings, plant, waste and final site clean up;
  - (d) evidence that a datum peg has been established on the land related to a point approved by the Council on the surface of a constructed public road or such other land in the vicinity;
  - (e) a certificate from a licensed surveyor certifying the correctness of—
    - (i) the plan referred to in paragraph (a); and
    - (ii) the datum peg and the related point referred to in paragraph (d);
  - (f) evidence that the requirements of clause 5(1) and (2) have been carried out;
  - (g) copies of all land use planning approvals required under any planning legislation;
  - (h) the consent in writing to the application from the owner of the excavation site;
  - (i) any other information that the Council may require; and
  - (j) the licence application fee specified in Schedule 5.
- (2) All survey data supplied by an applicant for the purposes of subclause (1) must comply with Australian Height Datum and Australian Map Grid standards.

#### **Determination of Application**

7. (1) The Council may refuse to consider an application for a licence that does not comply with the requirements of clause 6.
- (2) The Council may, in respect of an application for a licence—
- (a) refuse the application; or
  - (b) approve the application—
    - (i) over the whole or part of the land in respect of which the application is made; and
    - (ii) on such terms and conditions, if any, as it sees fit.
- (3) Where the Council approves an application for a licence, it must—
- (a) determine the licence period, not exceeding 21 years from the date of issue; and
  - (b) approve the issue of a licence in the form set out in Schedule 4.
- (4) Where the Council approves the issue of a licence, the Shire Clerk upon receipt by the Shire of—
- (a) payment of the annual licence fee, or the relevant proportion of the annual licence fee to 30 June next, calculated in accordance with Schedule 5; and
  - (b) payment of the secured sum, if any, imposed under clause 12; and
  - (c) the documents, if any, executed to the satisfaction of the Shire Clerk, under clause 12,
- must issue the licence to the applicant.
- (5) Without limiting subclause (2), the Council may impose conditions in respect of the following matters—
- (a) the orientation of the excavation to reduce visibility from other land;
  - (b) the appropriate siting of access roads, buildings and plant;
  - (c) the stockpiling of material;
  - (d) the hours during which excavation work may be carried out;
  - (e) the hours during which any processing plant associated with, or located on, the site may be operated;
  - (f) the depths below which a person shall not excavate;
  - (g) distances from adjoining land or streets within which a person shall not excavate;
  - (h) the safety of persons employed at or visiting the excavation site;
  - (i) the control of dust and wind-blown material;

- (j) the planting, care and maintenance of trees, shrubs and other landscaping features during the time in which the extractive industry is carried out in order to effectively screen the area to be excavated and to provide for progressive rehabilitation;
- (k) the prevention of the spread of dieback disease;
- (l) the drainage of the excavation site and the disposal of water;
- (m) the restoration and reinstatement of the excavation site, the staging of such works, and the minimising of the destruction of vegetation;
- (n) the provision of retaining walls to prevent subsidence of any portion of the excavation or of land abutting the excavation;
- (o) requiring the licensee to furnish to the Council a surveyor's certificate each year, prior to the renewal fee being payable, to certify the quantity of material extracted and that material has not been excavated below the final contour levels outlined within the approved excavation programme;
- (p) requiring the licensee to enter into an agreement with the Council in respect of any condition or conditions imposed under this By-law; and
- (q) any other matter for properly regulating the carrying on of an extractive industry.

#### **Payment of Annual Licence Fee**

8. On or before 30 June in each year, a licensee shall pay to the Shire the annual licence fee calculated in accordance with Schedule 5.

#### **Transfer of Licence**

9. (1) An application for the transfer of a licence must—
- (a) be made in writing;
  - (b) be signed by the licensee and the proposed transferee of the licence;
  - (c) be accompanied by the current licence;
  - (d) include any information that the Council may reasonably require; and
  - (e) be forwarded to the Shire Clerk together with the fee set out in Schedule 5.
- (2) Upon receipt of any application for the transfer of a licence, the Council may—
- (a) refuse the application; or
  - (b) approve the application on such terms and conditions, if any, as it sees fit.
- (3) Where the Council approves an application for transfer of a licence, the Council shall transfer the licence by an endorsement on the licence to that effect signed by the Shire Clerk.
- (4) Where the Council approves the transfer of a licence it shall not be required to refund any part of the fees paid by the former licensee in respect of the transferred licence.

#### **Cancellation of Licence**

10. (1) The Council may cancel a licence where the licensee has—
- (a) been convicted of an offence against—
    - (i) this By-law; or
    - (ii) any other law relating to carrying on an extractive industry; or
  - (b) transferred or assigned or attempted to transfer or assign the licence without the consent of the Council;
  - (c) permitted another person to carry on an extractive industry otherwise than in accordance with the terms and conditions of the licence and of the provisions of this By-law; or
  - (d) failed to pay the annual licence fee under clause 8.
- (2) Where the Council cancels a licence under this clause—
- (a) the Council shall advise the licensee in writing of the cancellation;
  - (b) the cancellation takes effect on and from the day on which the licensee is served with the cancellation advice; and
  - (c) the Council shall not be required to refund any part of the fees paid by the licensee in respect of the cancelled licence.

#### **Renewal of Licence**

11. (1) A licensee who wishes to renew a licence must apply in writing to the Council at least 45 days before the date of expiry of the licence and must submit with the application for renewal—
- (a) the fee prescribed in Schedule 5;
  - (b) a copy of the current licence;

- (c) a plan showing the contours of the excavation carried out to the date of that application;
  - (d) details of the works, excavation and rehabilitation stages reached and of any changes or proposed changes with respect to any of the things referred to in clauses 6(1)(b) and (c); and
  - (e) any other things referred to in clauses 6 and 7.
- (2) The Council may waive any of the requirements specified in clause 11(1)(d) or (e).
- (3) If—
- (a) an application to renew a licence is in relation to land in respect of which the current licence was issued less than 12 months prior to the date from which the new licence if granted would apply; and
  - (b) the methods to be employed in the proposed land excavation are identical to those being employed at the date of the application.
- then the applicant shall not be obliged, unless otherwise required by Council to submit details of any of the things referred to in clauses 6 and 7.
- (4) Upon receipt of an application for the renewal of a licence, the Council may—
- (a) refuse the application; or
  - (b) approve the application on such terms and conditions, if any, as it sees fit.

#### **Security for Restoration and Reinstatement**

12. (1) For the purpose of ensuring that an excavation site is properly restored or reinstated, the Council shall require that—

- (a) as a condition of a licence; or
  - (b) before the issue of a licence, the licensee must give to the Shire a bond, bank guarantee or other security, of a kind and in a form acceptable to the Council, in or for a sum determined by the Council in accordance with Schedule 5.
- (2) A bond required under subclause (1) is to be paid into a fund established by the Shire for the purposes of this clause.

#### **Use by the Council of Secured Sum**

13. (1) If a licensee fails to carry out or complete the restoration and reinstatement works required by the licence conditions either—

- (a) within the time specified in those conditions; or
  - (b) where no such time has been specified, within 60 days of the completion of the excavation or portion of the excavation specified in the licence conditions,
- then—
- (c) the Shire may carry out the required restoration and reinstatement work or so much of that work as remains undone; and
  - (d) the licensee shall pay to the Shire on demand all costs incurred by the Shire or which the Shire may be required to pay under this clause.
- (2) The Shire may apply the proceeds of any bond, bank guarantee or other security provided by the licensee under clause 12 towards its costs under this clause.
- (3) The liability of a licensee to pay the Shire's costs under this clause is not limited to the amount, if any, secured under clause 12.

#### **Limits on Excavation Near Boundary**

14. Subject to any licence conditions imposed by the Council, a person shall not, without the written approval of the Council, excavate within—

- (a) 20 metres of the boundary of any land on which the excavation site is located;
- (b) 20 metres of any land affected by a registered grant of easement;
- (c) 40 metres of any road; or
- (d) 40 metres of any watercourse.

#### **Prohibitions**

15. A licensee must—

- (a) not remove any trees or shrubs within 40 metres (or such lesser distance as may be allowed, in writing, by the Council) of the boundary of any road reserve on land in respect of which a licence has been granted, except for the purpose of constructing access roads, erecting buildings or installing plant for use in connection with the excavation and then only with the express approval of the Council and subject to any conditions which the Council may impose in accordance with clause 7;
- (b) where the Council so requires, securely fence the excavation to a standard determined by Council and keep the gateways locked when not actually in use in order to prevent unauthorised entry;

- (c) erect and maintain warning signs along each of the boundaries of the site to which the licence applies so that each sign—
  - (i) is not more than 200 metres apart;
  - (ii) is not less than 1.8 metres high and not less than 1 metre wide; and
  - (iii) bears the words "DANGER EXCAVATIONS KEEP OUT";
- (d) except where the Council approves otherwise, drain and keep drained to the Council's satisfaction any excavation to which the licence applies so as to prevent the accumulation of water;
- (e) not store, or permit to be stored, any explosives or explosive device on the site to which the licence applies;
- (f) not fill or excavate, other than in accordance with the terms and conditions of the licence, the site plans and the works and excavation programme approved by the Council;
- (g) restore and reinstate the excavation site in accordance with the terms and conditions of the licence, the site plans and the works and excavation programme approved by the Council;
- (h) take all reasonable steps to prevent the emission of dust, noise, vibration and other forms of nuisance from the excavation site; and
- (i) otherwise comply with the conditions imposed by the Council in accordance with clause 7.

### **Blasting**

16. (1) A person must not carry out or permit to be carried out any blasting in the course of excavating unless—

- (a) the Council has otherwise given approval in respect of blasting generally or in the case of each blast;
- (b) subject to subclause (2), the blasting takes place only between the hours of 8.00 am and 5.00 pm, or as determined by the Council, on Mondays to Fridays inclusive;
- (c) the blasting is carried out in strict accordance with the AS2187 SAA Explosives Code, the *Mines Regulation Act 1946* and all relevant By-laws of the Council; and
- (d) in compliance with any other conditions imposed by the Council concerning—
  - (i) the time and duration of blasting;
  - (ii) the purposes for which the blasting may be used;
  - (iii) the methods of detonation and blasting;
  - (iv) the types of explosives to be used; and
  - (v) such other matters as the Council may reasonably require in the interests of the safety and protection of members of the public and of property within the district.

(2) A person must not carry out or permit to be carried out, any blasting on a Saturday, Sunday or Public Holiday except with the prior approval of the Council.

### **Public Liability**

17. A licensee must have at all times a current public liability insurance policy taken out in the joint names of the licensee and the Shire indemnifying the licensee and the Shire for a sum of not less than \$5,000,000 in respect of any one claim relating to any of the excavation operations.

### **Mines Regulation Act**

18. (1) In any case where the *Mines Regulation Act 1946* applies to any excavation carried on or proposed to be carried on at a site, the licensee in respect of that site must—

- (a) comply with all applicable provisions of that Act; and
- (b) provide to the Council within 14 days full particulars, of any inspection or report made under that Act.

(2) In this clause, the *Mines Regulation Act 1946* includes all subsidiary legislation made under that Act.

### **Notice of Cessation of Operations**

19. (1) Where a licensee intends to cease carrying on an extractive industry—

- (a) temporarily for a period in excess of 12 months; or
- (b) permanently,

the licensee must, as well as complying with clause 20, give the Council written notice of the cessation not later than 1 week after those operations have ceased.

(2) Where a licensee has given written notice to the Council of the intention to permanently cease carrying on an extractive industry on the site to which the licence applies the licence is deemed to have expired on the date such cessation is so notified.

(3) The temporary or permanent cessation of the carrying on of an extractive industry on a site or the deemed expiration or cancellation of a licence does not entitle the licensee to any refund of any licence fee.

#### **Works to be Carried out on Cessation of Operations**

20. Where the carrying on of an extractive industry on the site permanently ceases or on the expiration or cancellation of the licence applicable to the site, whichever first occurs, the licensee must, as well as complying with the provisions of clause 19—

- (a) restore and reinstate the excavated site in accordance with the proposals approved by the Council or in such other manner as the Council may subsequently agree in writing with the licensee;
- (b) ensure that any face permitted to remain upon the excavation site is left safe with all loose materials removed and where the excavation site is—
  - (i) sand, the sides are sloped to a batter of not more than 1:3 (vertical:horizontal); and
  - (ii) limestone or material other than sand, the sides are sloped to a batter which, in the opinion of the Council, would enable the site to be left in a stable condition;
- (c) ensure that the agreed floor level of the excavation site is graded to an even surface or is otherwise in accordance with the rehabilitation and decommissioning programme approved by the Council;
- (d) ensure that all stockpiles or dumps of stone, sand or other material are left so that no portion of that material can escape onto land not owned or occupied by the licensee nor into any stream, watercourse or drain that is not wholly situated within the land owned or occupied by the licensee;
- (e) erect retaining walls where necessary to prevent subsidence of land in the vicinity of any excavation;
- (f) remove from the site all buildings, plant and equipment erected, installed or used for or in relation to the carrying on of an extractive industry on the site and fill all holes remaining after such removal to the level of the surrounding ground and compact such filled holes sufficiently to prevent settling; and
- (g) break up, scarify, cover with topsoil and plant with grass, trees and shrubs all parts of the site where buildings, plant and equipment were erected or installed and all areas which were used for stockpiling unless otherwise specified under this By-law.

#### **Appeal to Minister**

21. Where a person applies to the Council for a licence and the Council does not grant the licence within 28 days of service of the application, the person may appeal to the Minister in accordance with section 235 of the Act.

#### **Penalties**

22. A person who contravenes or fails to comply with any of the provisions of this By-law commits an offence and upon conviction is liable to—

- (a) a penalty not exceeding \$500; and
- (b) a daily penalty not exceeding \$50 for every day or part of a day during which the offence continues.

#### **Schedule 1**

(Form of Newspaper Notice)

Clause 5(1)(a)

#### **NOTICE OF APPLICATION FOR AN EXTRACTIVE INDUSTRIES LICENCE**

Take notice that (1) .....  
 .....  
 intends to apply to the Shire of Shark Bay for an extractive industries licence to excavate  
 (2) .....  
 .....  
 on land situated at (3) .....  
 .....  
 being (4) .....  
 .....

Any person who wishes to object or otherwise comment upon this proposal, should to so in writing to the Shire Clerk, Shire of Shark Bay, PO Box 126, Denham 6537, not later than

- (5) .....
- (1) Insert the name of applicant
- (2) Insert the material(s) proposed to be excavated
- (3) Insert the postal address of the land subject of the application
- (4) Insert the title description of the land subject of the application
- (5) Insert the date which should not be less than 3 weeks after the date when the advertisement first appears in the newspaper.

#### Schedule 2

(Form of Site Notice)

Clause 5(2)

#### NOTICE OF APPLICATION FOR AN EXTRACTIVE INDUSTRIES LICENCE

Take note that (1) .....  
 .....  
 intends to apply to the Shire of Shark Bay for an extractive industries licence to excavate  
 (2) .....  
 .....  
 on land situated at (3) .....  
 .....  
 being (4) .....

Any person who wishes to object or otherwise comment upon this proposal, should do so in writing to the Shire Clerk, Shire of Shark Bay, PO Box 126, Denham 6537, not later than

- (5) .....
- (1) Insert the name of applicant
- (2) Insert the material(s) to be excavated
- (3) Insert the postal address of the land subject of the application
- (4) Insert the title description of the land subject of the application
- (5) Insert the date which is to be 21 days after the date on which the notice is placed on the land.

#### Schedule 3

Shire of Shark Bay

Clause 6

#### APPLICATION FOR AN EXTRACTIVE INDUSTRY LICENCE

1. Name .....(the "applicant")
2. Address .....
3. Telephone..... Fax: .....
4. Address and locality of proposed excavation site  
 .....
5. Lot No. ....
6. Location No. ....
7. Plan or Diagram No. ....
8. Certificate of Title Volume: .....Folio: .....
9. Owner of the land .....
10. Address of owner of the land .....
11. Material to be excavated .....
12. If the application covers land that is the subject of an existing licence:  
 Date of issue of that licence .....  
 Date of expiration of that licence .....  
 Conditions applicable to that licence .....
13. Term of licence sought: .....
14. Submitted with this application are:  
 (a) 4 copies of excavation site plans (cl. 6(1)(a))  
 (b) 4 copies of works and excavation programme (cl. 6(1)(b))  
 (c) 4 copies of rehabilitation and decommissioning programme (cl. 6(1)(c))  
 (d) datum peg evidence (cl. 6(1)(d))  
 (e) licensed surveyor's certificate (cl. 6(1)(e))  
 (f) evidence of compliance with cl. 5(1) and (2) (cl. 6(1)(f))

- (g) copies of all land use planning approvals (cl. 6(1)(g))
- (h) written consent of the owner of the excavation site (cl. 6(1)(h))
- (i) any other information that the Council has required (cl. 6(1)(i))
- (j) licence application fee of \$50.00 (cl. 6(1)(j)).

The applicant applies for a licence in respect of the proposed excavation site in accordance with and subject to the *Shire of Shark Bay Extractive Industries By-law*.

Dated this ..... day of ..... 19.....

.....  
Signature of Applicant.

.....  
Signature of Owner of the Land.

.....  
Signature of existing licensee.  
(if applicable)

#### Schedule 4

#### Shire of Shark Bay EXTRACTIVE INDUSTRIES LICENCE

Clause 7(3)(b)

Licensee .....

Address .....

Land Description .....

Material to be Excavated .....

Term of Licence .....

Date of Expiry .....

This licence is issued in accordance with the *Shire of Shark Bay Extractive Industries By-law* subject to the following conditions:

.....  
Dated this ..... day of ..... 19.....

.....  
Shire Clerk, Shire of Shark Bay.

#### TRANSFER ENDORSEMENT

Clause 8(3)(b)

This licence is transferred to .....

of .....

.....  
from the date of the endorsement until .....  
subject to each of the above conditions and the following additional conditions—

.....  
Dated this ..... day of ..... 19.....

.....  
Shire Clerk, Shire of Shark Bay.



## Schedule 5

Shire of Shark Bay

Clause 6(j), 9(1)(d) 12

1. Licence Application and Licence Renewal Application Fees \$50.00.
2. Annual Licence Fees—
  - (a) where the overall area of excavation is less than 5 hectares \$1,000 payable annually in advance; and
  - (b) where the overall area of excavation is 5 hectares or greater \$2,000 payable annually in advance.
3. Secured Sum (clause 12)  
A rate not exceeding \$2,500 per hectare (or part of a hectare) of the area to be excavated annually.
4. Licence Transfer Fee—\$50.00.

Dated 30th March 1994.

The Common Seal of Shark Bay was hereunto affixed by Authority of a resolution of the Council in the presence of—

M. R. LEE, President.  
M. G. OLIVER, Shire Clerk.

Recommended—

PAUL OMODEI, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of June, 1994.

D. G. BLIGHT, Clerk of the Council.

LG305

## LOCAL GOVERNMENT ACT 1960

*The Municipality of the Shire of Yalgoo*

By-law Relating to the Repeal of By-laws

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 17th day of March, 1993, to make and submit for confirmation by the Governor the following By-law:

The following By-laws are repealed.

1. By-laws relating to Building as appearing on pages 2118 and 2119 of the *Government Gazette* published 26 November 1920.
2. General By-laws as appearing on page 80 of the *Government Gazette* published 21 January 1921.
3. By-law relating to Motor Traffic as appearing on page 2247 of the *Government Gazette* published 5 December 1924.
4. By-law relating to Discount on Rates as appearing on page 1559 of the *Government Gazette* published 16 October 1933.
5. By-law relating to Appointment of Employees as appearing on page 1050 of the *Government Gazette* published 13 November 1942.
6. By-laws relating to Long Service Leave as appearing on page 781 of the *Government Gazette* published 7 March 1969 and as amended in *Government Gazette* published 24 March 1969.
7. By-law for the Management and the Use of the Yalgoo Shire Hall appearing on pages 2884, 2885 and 2886 of the *Government Gazette* published 5 August 1983.

Dated this 5th day of May 1994.

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

J. H. MORRISSEY, President.  
A. J. GERTENBACH, Shire Clerk.

Recommended—

PAUL OMODEI, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of June, 1994.

D. G. BLIGHT, Clerk of the Council.

LG307

**LOCAL GOVERNMENT ACT 1960***Municipality of the City of Perth***By-law No. 15—Relating to Street Trading**

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the Municipality of the City of Perth hereby records having resolved on 8 March 1994, to make and submit for confirmation by the Governor the following amendment to the City of Perth By-law No. 15—relating to Street Trading—

**Second Schedule**

That the Second Schedule to the By-law be deleted.

Dated this 26th day of April 1994.

The Common Seal of the City of Perth was hereunto affixed in the presence of:

C. LAWRENCE, Chairman of Commissioners.  
R. F. DAWSON, Chief Executive/Town Clerk.

Recommended—

PAUL OMODEI, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of June 1994.

D. G. BLIGHT, Clerk of the Council.

LG306

**LOCAL GOVERNMENT ACT 1960***The Municipality of the Shire of York***By-laws Relating to Brick Areas**

In pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the municipality of the Shire of York hereby records having resolved on 21 December 1992, to make and submit for confirmation by the Governor the amendments as here set out to the above by-laws made under the action published in the *Government Gazette* on 2 November 1973 and amended on 1 October 1976.

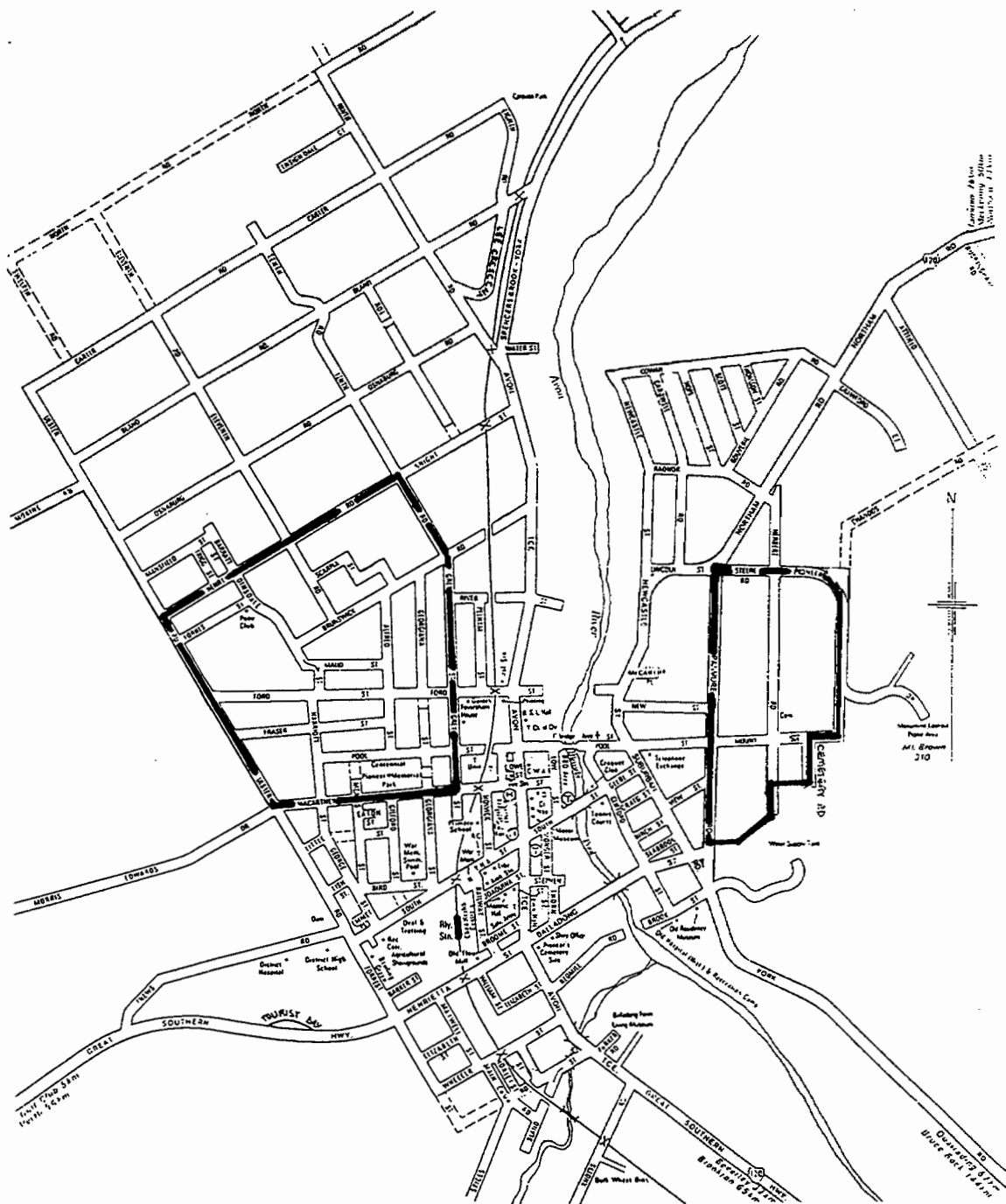
Clause 1 is deleted and a new clause 1 is substituted:

1. " All buildings which may be erected in that portion of the district of the Shire of York bounded in the first instance, Ulster Road, Macartney Street, Grey Street, Tenth Road and Henry Road and in the second instance, Panmure Road, Steere Road, Pioneer Road, Chandos Road, Mount Street, Cemetery Road, Herbert Road as indicated by the area bordered black on the plan being the schedule hereto shall comply with the following requirements:
  - (a) All external walls to be constructed of brick, stone or other like substance but not wholly or partly of wood, iron or fibro cement sheets.
  - (b) A minimum area of any such buildings being erected as habitable dwellings shall be 110 m<sup>2</sup>. Such specified area to exclude any carports or garages associated with the buildings.

Provided, however, that if it is established to the complete satisfaction of the Council by written application that special or extraordinary circumstances exist in any particular instance, then the Council by resolution may dispense with the compliance to this by-law in the case of any particular application for a permit to build. "

2. The Schedule is deleted and a new schedule substituted.

## Schedule



Dated this 28th day of October, 1993.

The Common Seal of the Shire of York was hereunto affixed by authority of the resolution of the Council in the presence of:

M. W. JOYCE, President.  
D. R. STEWART, Acting Shire Clerk.

Recommended—

PAUL OMODEI, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 7th day of June, 1994.

D. G. BLIGHT, Clerk of the Council.

LG308

**LOCAL GOVERNMENT ACT 1960***The Municipality of the City of Subiaco*

By-law No. 23—Relating to Removal and Disposal of Obstructing Animals or Vehicles  
In pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned municipality hereby records having resolved on the 24th day of March 1994, to make and submit for confirmation by the Governor the following By-law:

1. The Local Government Model By-laws (Removal and Disposal of Obstructing Animals or Vehicles) No. 7 published in the *Government Gazette* of 1st August 1962 and adopted by the City of Subiaco on 26th May 1965 and the Municipality of the City of Subiaco By-law No. 48 relating to the removal of vehicles made by the City of Subiaco on 24 July 1984 and published in the *Government Gazette* on 19 October 1984 are hereby repealed and a new Principal By-law is remade titled By-law No. 23—Relating to Removal and Disposal of Obstructing Animals or Vehicles.
2. In this By-law:
  - “Act” means the Local Government Act 1960;
  - “Appointed Place” means a yard or other piece of land set aside as a place to which obstructing or trespassing vehicles may be removed pursuant to this By-law;
  - “Authorised Officer” means a person appointed by the Council to seize animals or vehicles pursuant to this By-law;
  - “Council” means the Council of the City of Subiaco;
  - “Footpath” has the meaning given it by the Act;
  - “Owner” has the meaning given to it by the Act;
  - “Public Place” has the meaning given it by the Act;
  - “Shopping Trolley” means a vehicle used or designed for use by customers of shops for the purpose of transporting goods and merchandise;
  - “Street” has the meaning given it by the Act;
  - “Way” has the meaning given it by the Act.
3. A person shall not leave an animal or vehicle in a street, way, footpath or public place so as to obstruct a portion of that street, way, footpath or public place.
4. Where an authorised officer or a member of the police force finds a vehicle or shopping trolley trespassing on privately owned land anywhere within the City of Subiaco, that officer or member of the police force may remove the vehicle to an appointed place and may use such force as necessary to enter the vehicle for the purpose of so removing it.
5. (a) An animal that is secured in any portion of a street, way, footpath or public place wherein animals may lawfully be secured is not obstructing for the purposes of this By-law unless it is so secured for any period exceeding 8 hours.
  - (b) A vehicle other than a shopping trolley, that is parked in any portion of a street, way, footpath or public place wherein vehicles may lawfully be parked, is not obstructing for the purposes of this By-law unless it is so parked for any period exceeding 24 hours, without the consent in writing of the Clerk of the Council.
  - (c) A shopping trolley left in any portion of a street, way, footpath or public place is not obstructing for the purposes of this By-law unless it is so left for any period exceeding 3 hours, without the consent in writing of the Clerk of the Council.
6. The Council may appoint a person as an authorised officer for the purposes of this By-law.
7. The Council may appoint a yard or other piece of land as a place to which vehicles may be removed pursuant to this By-law.

8. Where an authorised officer or a member of the Police Force finds an animal or vehicle left in a street, way, footpath or public place, contrary to the provisions of this By-law, he may remove the animal or vehicle therefrom and shall, thereupon:
  - (a) in the case of an animal, place it in a public pound;
  - (b) in the case of a vehicle, place it in an appointed place.
9. Where an authorised officer places an animal in a public pound pursuant to Clause 7 of this By-law, the animal shall thereafter be dealt with in a manner authorised for animals lawfully impounded.
10. A member of the Police Force or an authorised officer may use such force as is necessary to enter a vehicle left in a street, way, footpath or other public place, contrary to Clause 3 of this By-law.
11. Where an authorised person places a vehicle in an appointed place, pursuant to Clause 7 of this By-law, he shall enter in a register to be provided by the Council for that purpose, details of the time and date, a description of the vehicle and of the place from which it was removed and shall notify the Clerk of the Council.
12. The Clerk of the Council shall exhibit on the notice board of the Council a notification that a vehicle therein described has been placed in the appointed place and shall, unless the vehicle is sooner recovered, keep that notification exhibited for a period of not less than 7 days and in the case of a motor vehicle, advise in writing the owner, insofar as may be reasonably established, that the vehicle has been removed and placed in the appointed place.
13. A person may recover a vehicle seized pursuant to this By-law from an appointed place by paying to the Clerk of the Council:
  - (a) in the case of a vehicle which is not a shopping trolley, the cost incurred by the Council in removing the vehicle thereto, together with a charge of \$5.00 per day for each day or part of a day that the vehicle has remained in the appointed place;
  - (b) in the case of a shopping trolley, the sum of \$15.00 together with a charge of \$5.00 per day for each day or part of a day that the vehicle has remained in the appointed place;and upon payment of those costs and charges, the Clerk, if satisfied that the person is the owner of the vehicle or is a person entitled to possession of the vehicle, shall permit the person to remove the vehicle.
14. Where a vehicle, placed in an appointed place, in accordance with the provisions of this By-law, has not been recovered by the owner or a person entitled thereto within 1 month from the day upon which it was there placed, the Council may cause the vehicle to be offered for sale by public auction tender and thereupon accept the best offer made and where no offer is made for the purchase of the vehicle, the Council may dispose of it in such manner as it shall determine.
15. A person is not entitled to any claim, by way of damages or otherwise against an authorised person, a member of the Police Force, or the Council in respect of any vehicle or animal seized and dealt with under the provisions of this By-law or against any person who purchases a vehicle sold by a Council under the provision of Clause 14 of these By-laws.
16. The proceeds of the sale of a vehicle under the provisions of Clause 14 of this By-law shall be applied by the Council:
  - (a) firstly, in meeting the costs of the sale;
  - (b) secondly, in meeting the cost of removal of the vehicle to the appointed place and the daily charge for the vehicle remaining in the place; and those sums together with the costs of the sale shall be paid into the Municipal Fund; and
  - (c) thirdly, in payment of the balance to the person who satisfies the Council that he was the owner of the vehicle at the time of its sale by the Council or where the identity of the owner is unknown, the balance shall be placed in a trust fund and dealt with according to the provisions of Section 526 of the Act.
17. Where the proceeds of sale of a vehicle under Clause 14 of this By-law are less than the total of the sums referred to in paragraphs (a) and (b) of Clause 16 of this By-law, the Council may recover the amount of the deficiency from the owner of the vehicle in a Court of competent jurisdiction.
18. No person shall remove a vehicle seized pursuant to this By-law from an appointed place without the authority of the Clerk of the Council.

19. A person committing a breach of this By-law or failing to comply with any requirement of this By-law commits an offence and shall be liable to a penalty not exceeding \$500.00 and where such breach is of a continuing nature, to an additional daily penalty not exceeding \$50.00 for every day during which the breach is continued.

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Dated this 31st day of March 1994.

The Common Seal of the City of Subiaco is hereunto affixed by authority of a resolution of Council in the presence of:

H. PASSMORE, Mayor.  
PATRICK WALKER, Chief Executive Officer/Town Clerk.

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Confirmed—

PAUL OMODEI, Minister for Local Government.

Date 26th May 1994.

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Approved by His Excellency the Governor in Executive Council on the 7th day of June 1994.

D. G. BLIGHT, Clerk of the Council.

LG309

**LOCAL GOVERNMENT ACT 1960**

*The Municipality of the City of Wanneroo*

**Amendment to By-laws Relating to Caravan Parks and Camping Grounds**

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the Ninth day of March 1994, to make and submit for confirmation by the Governor the following amendment to its By-laws Relating to Caravan Parks and Camping Grounds as published in the *Government Gazette* on 21 February 1975 including subsequent amendments—

Schedule "Y" to the by-laws is amended by—

- (a) inserting in Clause 5 after "annexes" the following—  
"to be of all metal construction and";
- (b) deleting Clause 6; and
- (c) renumbering Clause "7" to "6".

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Dated this 22nd day of April 1994.

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

G. A. MAJOR, Mayor.  
R. F. COFFEY, Town Clerk.

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Recommended—

PAUL OMODEI, Minister for Local Government.

Date 20th May 1994.

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Approved by His Excellency the Governor in Executive Council on the 7th day of June 1994.

D. G. BLIGHT, Clerk of the Council.

## LG310

## LOCAL GOVERNMENT ACT 1960

*The Municipality of the City of Wanneroo*

## Amendment to By-laws Relating to Standing Orders

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned municipality hereby records having resolved on the 9th day of March 1994, to make and submit for confirmation by the Governor the following amendment to its By-laws Relating to Standing Orders, as published in the *Government Gazette* on 18 October 1985, including subsequent amendments.

By-law 112 is amended by deleting  
"by absolute majority resolution"

Dated this 22nd day of April 1994.

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

G. A. MAJOR, Mayor.  
R. F. COFFEY, Town Clerk.

Recommended—

PAUL OMODEI, Minister for Local Government.

Dated 20 May 1994.

Approved by His Excellency the Governor in Executive Council this 7th day of June 1994.

D. G. BLIGHT, Clerk of the Council.

## LG401

## CITY OF NEDLANDS

It is hereby notified for public information that the following charges for 1994/95 have been set by Council resolution on 26 May 1994 in accordance with section 191A of the Local Government Act.

## Hall Hire Charges—1994/95

Dalkeith Hall	Main Hall		
Functions:	\$		
Evenings to Midnight .....	200		
Daytime to 5 p.m. ....	102		
Commercial Hire .....	Standard Charge + 200%		
Meetings Monday-Thursday			
Evenings .....	51		
Daytime (per hour) .....	7.50		
Classes			
Commercial (per hour) .....	20		
Semi Commercial (per hour) (as determined by Council) .....	12.50		
Non Commercial (per hour) .....	7.50		
Sunday Services .....	25		
Drabble House	Main Room	Side Room	Front Room
Functions	\$		
Evenings .....	200	Includes all rooms	
Daytime .....	160		
Meetings Monday-Thursday	\$	\$	\$
Evenings .....	25	25	25
Daytime (per hour) .....	7.50	7.50	7.50
Classes			
Commercial (per hour) .....	15	15	15
Non Commercial (per hour) .....	7.50	7.50	7.50
Sunday Services .....	25	25	25

Pavilion/Music Centre	Allen Park Pavilion	John Leckie Music Centre
Functions	\$	\$
Evenings .....	160	158
Daytime—Monday-Friday .....	80	79
Daytime—Saturday/Sunday .....	160	158
Commercial Hire .....	Standard Charge + 200%	
Meetings	\$	\$
Evenings .....	25	24
Daytime (per hour) .....	7.50	7.50
Classes		
Commercial .....	13	13
Sunday Services .....	25	25
Hackett Hall		1994/95
Functions		\$
Evenings to midnight .....		200
Daytime (to 5 p.m.) .....		102
Commercial Hire .....	Standard Charge + 200%	
Meetings (Monday-Thursday)		
Evenings .....		53
Daytime (per hour) .....		7.50
Classes		
Commercial (per hour) .....		20
Non Commercial (per hour) .....		7.50
Sunday Services .....		25
J. C. Smith Pavilion		1994/95
Functions		\$
Evenings .....		160
Daytime—Monday-Friday .....		80
Daytime Saturday/Sunday .....		160
Commercial Hire .....	Standard Charge + 200%	
Meetings		
Evenings .....		25
Daytime (per hour) .....		7.50
Classes		
Commercial .....		13
Sunday Services .....		25
Concessions—Hall Hire		
Meetings and Classes are to be charged a maximum of 3 hours at the appropriate rate for half day bookings.		
One third rebate of the hire fee can be authorised by the Town Clerk for functions only for approved City organisations and charitable organisations.		

## Fees and Charges—Ground Usage

Tennis Court Hire	1994/95	
	Seniors	Juniors
College Park (per hour) .....	\$6.50	\$3.50
Hollywood (per hour) .....	\$6.50	\$3.50
Mt Claremont (per hour) .....	\$6.50	\$3.50
Hackett (per hour) .....	\$6.50	\$3.50
Golf Practice Permits		1994/95
Seniors (per annum) .....		\$32.00
Juniors (per annum) .....		\$21.00



Seasonal Ground Fees	1994/95
Fixtures—Seniors (per player per season) .....	\$17.00
Fixtures—Juniors from under 17's (per season) .....	No Charge
Training—per club per night (Both Juniors and Seniors) .....	\$5.00
Turf Facilities	1994/95
Fixtures—per club per day .....	\$65.00
Fixtures—Association .....	\$165.00
Training—per club per night .....	\$10.00
Casual Social Bookings for Reserves	1994/95
Per day .....	\$50.00

N. G. LEACH, Town Clerk.

## LG402

## LOCAL GOVERNMENT ACT 1960

*Shire of Denmark*

## SCHEDULE OF FEES AND CHARGES

It is hereby notified for public information that the Council of the Shire of Denmark resolved on 24 May 1994, to adopt the following miscellaneous fees and charges in accordance with provisions of section 191A of the Local Government Act 1960, to come into effect as from 1 July 1994.

## Saleyard Fees

	\$
Cattle .....	1.50 per head
Pigs .....	.50 per head
Stud Pigs .....	1.00 per head
Sheep .....	.20 per head

## Schedule of Fees and Charges

## Civic Centre Hire Charges

Travelling Shows—	\$
Evening .....	85
Day .....	45
Dances—	
Evening .....	85
Day .....	45
Weddings—	
Evening .....	85
Day .....	45
Kitchen Hire prior to function—	
Half Day .....	25
Full Day .....	40
Socials—	
Evening .....	85
Day .....	45
Concerts—	
Evening .....	85
Day .....	45
Socials, Concerts, Films and Public Meetings (Where no charge is made for admittance)—	
Evening .....	55
Day .....	25
Auctions .....	85
Bazaars .....	45
Dancing Classes (per hour)—	
Evening .....	8
Day .....	6
Rehearsals (Concerts, etc. where stage is used only) (maximum charge 10 rehearsals/show)—	
Evening .....	40
Day .....	20

Religious Services—	\$
Evening .....	55
Day .....	25
Foyer (for meetings etc.)—	
Evening .....	15
Day .....	10

## Office Fees and Charges

Photocopying Fees: \$4.00 per first copy, 50 cents per copy thereafter.

Facsimile Charges: Sending—\$4.00 per first copy. Receiving—\$2.00 per copy thereafter.

Council Minutes: \$7.00 per copy (per month).

Electoral Rolls: \$18.00 per roll.

Policy Manual: \$10.00 per copy.

Rating Searches: Account/Zoning Enquiry \$15.00.

Map Sales: Denmark \$8.00, Walpole \$8.00.

## Administration Fees—Planning Approvals

- (1) Process and advertise a Town Planning Scheme Amendment included within a Scheme Review ..... Unchargeable
- (2) Process and advertise a Town Planning Scheme Amendment ..... \$1 500
  - 2.1 Refund if Amendment not given approval to advertise ..... \$800
- (3) Planning Application for all Land uses other than (Permitted) "P" uses as set out in Table One—Zoning Table, plus advertising costs where applicable ..... \$60
- (4) Inspection/Assessment of potential home-based businesses, other than Home Occupations as defined by Town Planning Scheme No. 3 ..... \$60

## LG403

## LOCAL GOVERNMENT ACT 1960

*Shire of Denmark*

Under section 464 of the Local Government Act, the Shire of Denmark resolved on 24 May 1994, to vary Rates for damage by trespass by cattle as specified in the Fifteenth Schedule and as varied from time to time, as follows.

## Rates for Damage by Trespass by Cattle

Description of Cattle	Trespass in Enclosed Growing Crop of any kind, or Garden or Enclosure from which the crop has not been re- moved or in an enclosed public ceme- tery or sani- tary site	Trespass in an Unenclosed Paddock or Meadow of Grass or of Stubble	Trespass in Other Enclosed Land	Trespass in Other Unen- closed
1. Entire horses, mares, geldings, fillies, colts, foals, bulls, oxen, steers, heifers, calves, asses, mules, or camels—per head	\$5.00	\$2.00	\$4.00	\$1.00
2. Pigs of any description—per head	\$5.00	\$2.00	\$4.00	\$1.00
3. Sheep of any description—per head	\$2.00	\$1.00	\$1.00	\$1.00
4. Goats—per head	\$2.00	\$1.00	\$1.00	\$1.00

D. MORRELL, President.  
P. DURTANOVICH, Shire Clerk.

## LG404

**TOWN PLANNING AND DEVELOPMENT ACT 1928****ADVERTISEMENT OF RESOLUTION DECIDING TO PREPARE A TOWN PLANNING SCHEME**

Shire of Roebourne Town Planning Scheme No. 7—Roebourne, Wickham, Point Samson

Notice is hereby given that the Council of the Shire of Roebourne on the eighteenth day of April 1994 passed the following Resolution:

Resolved that the Council, in pursuance of section 7 of the Town Planning and Development Act, 1928, prepare the above Town Planning Scheme with reference to an area situated wholly within the Shire of Roebourne and enclosed within the inner edge of the black border on a plan now produced to the Council and marked and certified by the Shire Clerk under his hand dated the eighteenth day of April 1994 as "Scheme Area Map".

Dated this 30th day of May, 1994.

F. GOW, Shire Clerk.

## LG405

**LOCAL GOVERNMENT ACT 1960**

FORM No. 30

*Shire of Tammin*

Sale of Land for Rates

(Section 584)

Notice is hereby given that default in payment of rates for a period of not less than three years having occurred, the Council of the Shire of Tammin, acting under the powers conferred by subsection C of Division 6 of Part XXV of the Local Government Act 1960, will offer for sale, by public auction, at the Tammin Hall, Donnan Street, Tammin on 27 August 1994 at 10.30 am the pieces of land specified in the Schedule hereto.

The auction will be conducted by Colin Philpott.

G. L. KEEFFE, Shire Clerk.

## Schedule

Description of Land and Lot or Location Number	Plan or Diagram Number	Title References	Area	Street	Description of Improvements if any	Name of Registered Proprietor	Name of Other Persons Appearing to have an Interest	Rates Outstanding	Other Charges Due on the Land
Tammin Lot 52	—	Vol. 1122 Fol. 206	1 075 m <sup>2</sup>	Walston	nil	F. J. and D. M. Pickett	WAWA	\$861.91	\$302.00
Tammin Lot 118	—	Vol. 1189 Fol. 914	1 075 m <sup>2</sup>	Dreyer	nil	W. Tangye	WAWA	\$405.42	
Tammin Lot 67	—	Vol. 823 Fol. 69	1 075 m <sup>2</sup>	Ridley	nil	D. E. Netherway	WAWA	\$405.42	

Note: Owners of Lot 118 Dreyer and 67 Ridley are those shown as per the Certificate of Title. Council rate records indicate that Lot 118 is owned by Neil Eric Christenson of 21 Wade Square, Stratton and Lot 67 Ridley is owned by Hamilton Eden Moannaroa of Tammin. Both lots were sold however Certificate of Titles not amended.

## LG406

**LOCAL GOVERNMENT ACT 1960**

*City of Belmont*

It is hereby notified for public information that the following person has been appointed Honorary Parking Inspector for the Belmont Forum Shopping Centre under the provisions of section 669DA of the Local Government Act 1960, effective from 1st June 1994.

Kevin Ronn Phillips

B. R. GENONI, Town Clerk.

LG407

**LOCAL GOVERNMENT ACT 1960**

Form No. 1

*Municipality of the Shire of Merredin***NOTICE REQUIRING PAYMENT OF RATES PRIOR TO SALE**

The several registered proprietors or owners in fee simple, or person (or persons) appearing by the last memorial in the Office of Registrar of Deeds to be seized of the fee simple respectively of the several pieces of land described in the third column of the Appendix to this notice and persons appearing in the Register Book or by memorial in the Office of the Registrar of Deeds to have respectively an estate or interest in the land, and whose names appear in the first column of the Appendix to this notice.

Take notice that—

- (1) Default has been made in the payment to the Council of the Shire of Merredin of a rate charged on the several pieces of land described in the third column of the Appendix to this Notice; and the default has continued in respect of each separate piece of land for a period greater than three years;
- (2) The total amount owing to the council in respect of rates and other amounts charged on each piece of land is shown in the second column of the Appendix set opposite the description of that piece of land;
- (3) Payment of these amounts representing rates; or charges is hereby required;
- (4) In default of payment, the pieces of land will be offered for sale by public auction after the expiration of one hundred and five days from the date of service of this notice at a time appointed by the Council.

The pieces of land in respect of which the rates specified in the second column of the Appendix are owing are those severally described in the third column of the Appendix and set opposite the respective amounts so specified.

Names of Registered Proprietors or Owners and also of all other Persons having an Estate or Interest in the Land	Amount Owing showing separately the amount owing as Rates, and any other Amount owing	Description of the several Pieces of Land referred to
Alan David Brown	\$394.05 Rates	Avon Location 25289 Merredin CT Vol 1420 Folio 737
Anthony A. Wajlerski	\$870.11 Rates \$286.00 Rubbish Charge	Lot 210 Duff Street, Merredin CT Vol 714 Folio 57

Dated this 3rd day of June 1994.

R. LITTLE, Shire Clerk.

LG408

**LOCAL GOVERNMENT ACT 1960***Municipality of the Shire of Mundaring***NOTICE REQUIRING PAYMENT OF RATES PRIOR TO SALE**

The several registered proprietors or owners in fee simple, or persons appearing by the last memorial in the office of the Register of Deeds to be seized of the fee simple respectively of the several pieces of land described in the third column of the Appendix to this notice and persons appearing in the Register Book or by memorial in the Office of the Registrar of Deeds to have respectively an estate or interest in the land, and whose names appear in the first column of the Appendix to this notice.

Take notice that—

- (1) Default has been made in the payment to the Council of the abovenamed Municipality of a rate charged on the several pieces of land described in the third column of the Appendix to this Notice, and the default has continued in respect of each separate piece of land for a period greater than three years.
- (2) The total amount owing to the Council in respect of rates and other amounts charged on each piece of land is shown in the second column of the Appendix set opposite the description of that piece of land.

- (3) Payment of these amounts representing rates, and other amounts is hereby required; and  
 (4) In default of payment, the pieces of land will be offered for sale by public auction after the expiration of one hundred and five days from the date of service of this notice at a time appointed by the Council.

The pieces of land in respect of which the rates specified in the second column of the Appendix are owing are those severally described in the third column of the Appendix and set opposite the respective amounts so specified.

Dated the third day of June 1994.

M. N. WILLIAMS, Clerk of the Council.

#### Appendix

Names of Registered Proprietors or Owners, and also of all other Persons having an Estate or Interest in the Land	Amount owing showing separately the amount owing as Rates, and any other Amounts owing	Description of the several Pieces of Land referred to	Vol.	Folio
Keith Barry Goff, Patricia Goff, Commonwealth Trading Bank of Australia and Home Building Society	Rates \$2 762.48 Other \$233.00	Portion of Greenmount Lot 22 and being Lot 3 on Diagram 50837. (Lot 3 Harold Street, Darlington)	1454	364
Lorrain Susan Stafford, and Challenge Bank Ltd.	Rates \$3 410.21 Other \$411.00	Portion of Swan Location 1775 and being Lot 69 on Diagram 10425. (Lot 69 Chalfont Way, Swan View)	1343	998
The Public Trustee, Department of State Taxation	Rates \$1 327.05	Parkerville Lot 245. (Lot 245 Riley Road, Parkerville)	1137	995
Colin Bruce Robertson, Lorraine Hilda Robertson, R&I Bank of Western Australia	Rates \$2 229.61 Other \$448.30	Portion of Swan Location Lot 1240 and being Lot 4 on Plan 3711. (Lot 4 Pine Terrace, Darlington)	699	161
Edwin Ross Turner, Beryl Joan Turner, James Allan Hunter, Colinvale Nominees Pty Ltd., Vinco Durmanich, Matija Durmanich, and Water Authority of Western Australia	Rates \$1 882.35 Other \$415.00	Portion of Helena Location 120b and being Lot 67 on Plan 9811. (Lot 67 Katherine Place, Boya)	545	115A
Stipe Udiljak, Marijana Udiljak and Commissioners of the R&I Bank of Western Australia	Rates \$1 782.65 Other \$284.00	Portion of Swan View Lot 97 and being Lot 191 on Plan 8521. (Lot 191 Chartwell Way, Swan View)	84	131A

LG409

#### LOCAL GOVERNMENT ACT 1960

##### SHIRE OF CARNAMAH (TEMPORARY CLOSURE OF PUBLIC STREET) ORDER No. 1, 1994

Made by His Excellency the Governor under the provisions of section 334 of the Local Government Act 1960.

#### Citation

1. This Order may be cited as the *Shire of Carnamah (Temporary Closure of Public Street) Order No. 1, 1994*.

#### Commencement

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

#### Authorisation

3. Those portions of Erindoon, Rocky Spring and Gould Simpson Roads, Carnamah, as described in the schedule to this Order, are hereby closed for a period not exceeding 5 years.

**Power to Lease**

4. The Shire of Carnamah is hereby authorised to lease the temporarily closed portion of the roads described in the schedule to RGC Mineral Sands Ltd for a period not exceeding five years.

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

7 June 1994.

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**Schedule**

All those portions of Gould Simpson Road, Rocky Spring Road and Erindoon Road delineated in black and shown coloured blue on Department of Land Administration Miscellaneous Diagram Number 419.

Department of Land Administration Public Plan: Beagle Island and Logue 1:50 000.

**LG410****LOCAL GOVERNMENT ACT 1960****TOWN OF NORTHAM (TEMPORARY CLOSURE OF PUBLIC STREET) ORDER  
No. 1, 1994**

Made by His Excellency the Governor under the provisions of section 334 of the Local Government Act 1960.

**Citation**

1. This Order may be cited as the *Town of Northam (Temporary Closure of Public Street) Order No. 1, 1994*.

**Commencement**

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

**Authorisation**

3. The whole of the surveyed road along the northwestern boundary of Lot 2 of Avon Location P1 (Office of Titles Plan 1863(1)) from the southwestern side of Great Eastern Highway (Road No. 107) to a line in prolongation northwestward of the southwestern boundary of the said Lot 2, is hereby closed for a period not exceeding 5 years.

**Power to Lease**

4. The Town of Northam is hereby authorised to lease the temporarily closed portion of the street described in 3 to Page Machinery Pty Ltd for a period not exceeding five years.

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

7 June 1994.

**LG411****LOCAL GOVERNMENT ACT 1960****SHIRE OF DUNDAS AND SHIRE OF ESPERANCE (DISTRICT AND WARD  
BOUNDARIES) ORDER No. 1, 1994**

Made by His Excellency the Governor under the provisions of section 12 of the Local Government Act 1960.

**Citation**

1. This Order may be cited as the *Shire of Dundas and Shire of Esperance (District and Ward Boundaries) Order No. 1, 1994*.

**Commencement**

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

**Alteration of District Boundaries**

3. The boundaries of the districts of the Shire of Dundas and Shire of Esperance are hereby altered by severing from the district of the Shire of Dundas the land described in the Schedule to this Order and annexing that land to the Shire of Esperance.

**Alteration of Ward Boundaries**

4. The boundaries of the Cowan Ward of the Shire of Dundas and the North Ward of the Shire of Esperance are hereby altered by severing the land described in the Schedule to this Order from the Cowan Ward of the Shire of Dundas and annexing that land to the North Ward of the Shire of Esperance.

By His Excellency's Command,

7 June 1994.

D. G. BLIGHT, Clerk of the Council.

**Schedule**

All that portion of land bounded by lines starting from the intersection of the easternmost northwestern boundary of Leake Location 340 (Reserve 27023) with an east-west line passing through the 120 Mile Post on the surveyed line of the Number One Rabbit Proof Fence, a point on a present westernmost southern boundary of the Shire of Dundas and extending north to an east-west line passing through the western corner of Dundas Location 30; thence east to a line in prolongation north of the eastern boundary of Oldfield Location 636 (Class "A" Reserve 7352), the present northwestern corner of the Shire of Esperance and thence south and west along boundaries of the Shire of Dundas to the starting point.

Area: about 40 896 hectares.

LG412

**LOCAL GOVERNMENT ACT 1960***Shire of Plantagenet***Closure of Private Street**

Department of Local Government,  
Perth, 1 June 1994.

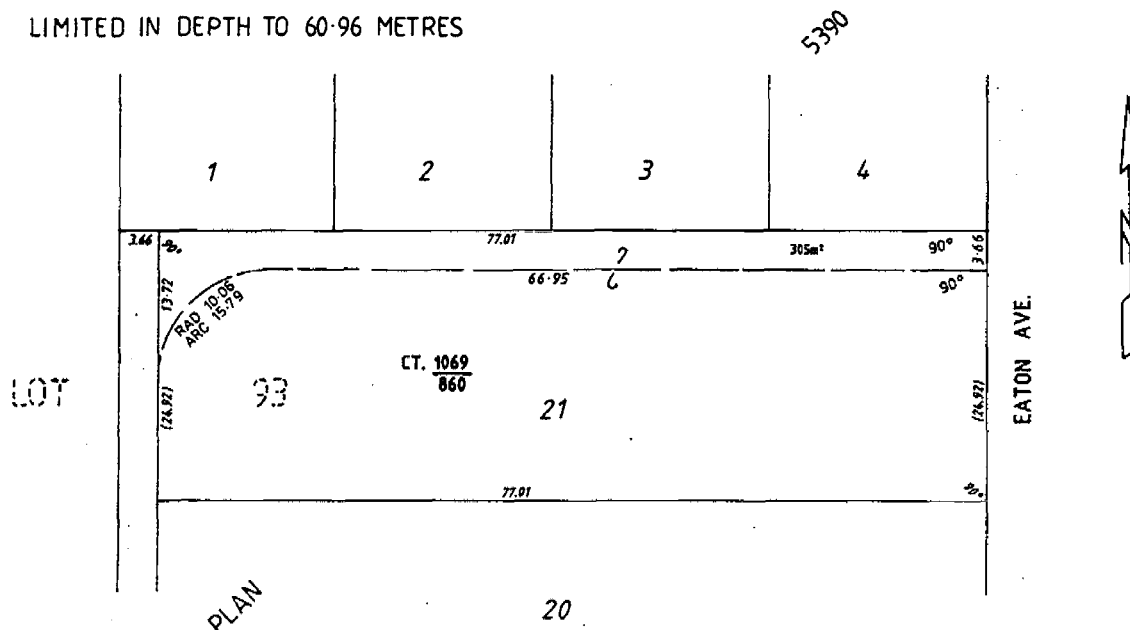
LG: PL 4-12.

It is hereby notified for public information that His Excellency the Governor has approved under the provisions of section 297A of the Local Government Act 1960, the resolution passed by the Shire of Plantagenet that the private street which is described as being portion of portion of Mt Barker Lot 93, being portion of the land coloured brown on Plan 5390 and being portion of the land contained in Certificate of Title Vol. 1020 Fol. 851 be closed, and the land contained therein be amalgamated with adjoining Lot 21 Eaton Avenue, Mt Barker, as shown in the Schedule hereunder.

JOHN LYNCH, Executive Director,  
Department of Local Government.

**Schedule****Diagram No. 86517**

LIMITED IN DEPTH TO 60.96 METRES



LG901

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

Proposed Loan (No. 108) of \$10 000

Pursuant to section 610 of the Local Government Act 1960, the Dandaragan Shire Council hereby gives notice that it proposes to borrow money for the following purpose \$10 000 for a period of two years, repayable at the Office of the Council, Dandaragan, by four (4) equal half yearly instalments of principal and interest. Purpose of Loan—Refinancing of Loan No. 92 on behalf of the Jurien Bay Country Golf Club.

Ratepayers note: Repayments of this Loan will be met by the Jurien Bay Country Golf Club and there will be no charge against any rates.

Plans, specifications and estimates of cost as required by section 609 of the Act are open for inspection at the Office of the Council for 35 days after publication of this notice.

G. SNOOK, President.  
B. J. GOLDING, Shire Clerk.

**MAIN ROADS**

MA101

**CORRECTION****MAIN ROADS ACT 1930****PUBLIC WORKS ACT 1902****NOTICE OF INTENTION TO TAKE OR RESUME LAND**

File No. MRWA 42-435-C.

An error occurred in the notice published under the above heading in the *Government Gazette* No. 63 dated Friday, 13 May 1994 on page 2028, Item 5 of the Schedule;

\*Under the heading "Description" delete "the subject of Diagram 1153" and insert "the subject of Diagram 11331"

D. R. WARNER, Director Corporate Services.

MA401

**PUBLIC WORKS ACT 1902****SALE OF LAND**

MRWA 42-22-32.

Notice is hereby given that the piece or parcel of land hereinafter described is no longer required for the purpose for which it was resumed and is available for sale under the provisions of section 29 (1) of the Public Works Act 1902.

A person who immediately prior to taking of the land referred to had an estate in fee simple in that land may, within three months after publication of this Notice in the *Gazette* and in accordance with the provisions of section 29 (3) of the Public Works Act 1902 may apply to the Minister for Transport at the Office of Main Roads for an option to purchase the land but such application shall be subject to the provisions of Section 29 (3) (ca) of that Act.

**Land**

Portion of Leschenault Location 30 and being part of the land on Plan 9152 and being part of the land comprised in Certificate of Title Volume 1984 Folio 230 as is more particularly shown delineated and coloured green on Plan MR 93-122.

D. R. WARNER, Director Corporate Services.



## MINERALS AND ENERGY

MN301

MINING ACT 1978

## MINING AMENDMENT REGULATIONS (NO. 2) 1994

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

## Citation

1. These regulations may be cited as the *Mining Amendment Regulations (No. 2) 1994*.

## Commencement

2. These regulations come into operation on 1 July 1994.

## Second Schedule amended

3. The Second Schedule to the *Mining Regulations 1981\** is amended —

(a) in item 2 by deleting

“ Exploration Licence..... Reg. 18 824.00 ”

and substituting the following —

Exploration Licence —

(a) one block..... Reg. 18 400.00

(b) more than one block..... Reg. 18 824.00 ”;

and

(b) in item 10 by deleting “25.00” in the 12 places it occurs and substituting in each place the following —

“ 45.00 ”.

[\* Reprinted as at 11 August 1988.

For amendments to 6 May 1994 see 1993 Index to Legislation of Western Australia, Table 4, pp. 185-7.]

By Command of the Lieutenant-Governor and deputy of the Governor.

D. G. BLIGHT, Clerk of the Council.

MN401

## PETROLEUM PIPELINES ACT 1969

## NOTICE OF APPLICATION FOR A PIPELINE LICENCE

I, Ian Fraser, Director of the Petroleum Division in the Department of Minerals and Energy for the State of Western Australia being the officer for the time being holding certain powers and functions of the Minister in respect of the area specified in the State of Western Australia by virtue of an instrument of delegation dated 2 March 1993 and published in the *Government Gazette* of Western Australia on 12 March 1993, give notice pursuant to section 8 (4) of the Petroleum Pipelines Act 1969 that an application has been received from Chevron Asiatic Limited (A.R.B.N. 009 473 090) of 27th Floor, St Martin's Tower, 44 St George's Terrace, Perth, Western Australia 6000, Shell Development (Australia) Pty Limited (A.C.N. 009 663 576) of Spring Street, Melbourne, Victoria 3000, Texaco Oil Development Company (A.R.B.N. 000 988 670) of 2000 Westchester Avenue, White Plains, New York, U.S.A. and Ampolex (A.O.E.) Limited (A.C.N. 008 674 413) of c/- Ampolex Limited, Level 7, 580 George Street, Sydney, New South Wales 2000 for a licence to construct and operate a pipeline located approximately 20 km southeast of Dongara townsite and 2 km east from Ejarno Spring in portion of Victoria Location 2011 and being lot M356 for the conveyance of gas commencing from an offtake at the Mondarra gas custody transfer meter on the existing SECWA Dampier to Perth Pipeline and extending westerly 0.458 km to the Wang Pipeline (PL-1) Main Line Valve MLV0.

A map showing the proposed route of the pipeline may be examined during public office hours until 24 June 1994 at the Petroleum Division, Department of Minerals and Energy, 3rd Floor, Mineral House, 100 Plain Street, East Perth.

Dated this 2nd day of June 1994.

MN402

**MINING ACT 1978**

Department of Minerals and Energy,  
Perth, 31/5/94.

I hereby declare in accordance with the provisions of Section 99 (1) (a) of the Mining Act 1978 that the undermentioned exploration licence be forfeited for breach of covenant, *viz*; non compliance with expenditure conditions, and prior right of application granted to the Plaintiff under Section 100.

GEORGE CASH, Minister for Mines.

**WEST PILBARA MINERAL FIELD**

Exploration Licence 47/588—Paget Mining Ltd.

MN403

**MINING ACT 1978**

Notice of Application for an Order for Forfeiture

Department of Minerals and Energy.

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

Warden.

To be heard in the Warden's Court, Marble Bar on the 15/7/94.

**PILBARA MINERAL FIELD**

P45/2009—Holecka, Joseph Michael

P45/2235—Rivett, Kevin Charles

P46/902—Capricorn Resources Australia NL.

## PLANNING AND URBAN DEVELOPMENT

PD101

**PRINTERS CORRECTION**

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

*Town of East Fremantle*

Town Planning Scheme No. 2—Amendment No. 25

Ref: 853/2/4/2, Pt. 25.

An error occurred in the notice published under the above heading on page 1925 of *Government Gazette* No. 60 dated 6 May 1994 and is corrected as follows.

On page 1927 under the section headed "Roof Pitch" delete the words: "A minor skillion roof may be of any able." and insert " A minor skillion roof may be of any angle. "

PD401

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

*City of Stirling*

District Planning Scheme No. 2—Amendment Nos 219 & 220

Ref: 853/2/20/34 Pts 219 & 220

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

Amendment No. 219:

1. Rezoning portions of the existing residential zones in the area broadly bounded by the Swan River, Mitchell Street, Stanley Street, Guildford Road, Whatley Crescent, Kenilworth Street and Darby Street in the suburbs of Maylands and Mount Lawley, as part of the Residential Density Review.

## Amendment No. 220:

1. Rezoning portions of the existing residential zones in the area broadly bounded by Central Avenue, Railway Parade, Sussex Street, Nelson Street, Wood Street, Walter Road West, Dundas Road and Hamer Parade in the suburbs of Inglewood and Maylands, as part of the Residential Density Review.

Plans and documents setting out and explaining the scheme amendments have been deposited at Council Offices, Civic Place, Stirling and at the State Planning Commission/Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 8, 1994.

Submissions on the scheme amendments should be made in writing on Form No. 4 and lodged with the undersigned on or before July 8, 1994.

These amendments are available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

G. S. BRAY, Town Clerk.

## PD402

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

Town Planning Scheme No. 1—Amendment No. 16

Ref: 853/8/2/2 Pt 16

Notice is hereby given that the Shire of East Pilbara had prepared the abovementioned scheme amendment for the purpose of—

1. Adding to Appendix A—Interpretations—a definition for the use 'Cabaret';
2. Adding the use Cabaret to Table 1 Zoning Table as a use permitted only in the town centre, and hotel/motel zones;
3. In Appendix B, Schedule of Special Sites, adding the use Cabaret to uses permitted on Lots 1982 and 1983, corner of Newman Drive and Cowra Drive; and
4. On the face of the Scheme Map adding the use Cabaret to the Special Site for Lots 1982 and 1983.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Kalgan Drive, Newman and at the State Planning Commission/Department of Planning and Urban Development, Albert Facey House, 469-489 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 22, 1994.

Submissions on the Scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before July 22, 1994.

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

P. A. ANNING, Shire Clerk.

**POLICE**

## PE401

**POLICE AUCTION**

Under the provisions of the Police Act 1892, unclaimed stolen bicycles will be sold by public auction at the Department of State Services, State Disposal Centre, 21 Pilbara Street, Welshpool on Tuesday, 26 July 1994 at 9.00 am.

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

B. BULL, Commissioner of Police.

## PE402

**POLICE AUCTION**

Under the provisions of the Police Act 1892, unclaimed, found and stolen property will be disposed of by public auction at the Department of State Services, State Disposal Centre, 21 Pilbara Street, Welshpool on Tuesday, 2 August 1994 at 9.00 am.

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

B. BULL, Commissioner of Police.

## PE403

## POLICE AUCTION

The following property will be offered by public auction on behalf of the Commissioner of Police on Saturday, 25th June, 1994 at the Broome Auction Centre, Clementson Street, Broome commencing at 9.00 am—

- 10 assorted bicycles
- 1 gold chain and earrings (plate)
- 1 Olympus 35 MM camera
- 1 hiking tent
- 1 sleeping bag
- 1 Lorus watch
- 2 pr stereo headphones
- 1 Casio calculator
- 1 microphone and lead
- 1 Sony Walkman
- 1 spanner set
- 1 pool cue
- sundry other tools

Inspection of the above items can be made at the Broome Auction Centre, Lot 2096 Clementson Street, Broome from Monday, 20th June, 1994. Phone (091) 93 5309.

## PREMIER AND CABINET

## PR401

## MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Honourable David Kingsley Malcolm AC, Lieutenant-Governor and deputy of the Governor has approved the following temporary allocation of portfolios during the absence from office of the Hon. G. D. Kierath, MLA at any time in the period 2-19 June 1994 inclusive:—

Acting Minister for Labour Relations; Works; Services;  
Multicultural and Ethnic Affairs

Hon. P. G. Foss, MLC

M. C. WAUCHOPE, Chief Executive.

## RACING AND GAMING

## RA401

## LIQUOR LICENSING ACT 1988

## SUMMARY OF LIQUOR LICENSING APPLICATIONS

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

App No.	Applicant	Nature of Application	Last Date for Objections
<b>TRANSFER OF LICENCE</b>			
625	Spotless Catering Pty Ltd	Application for the transfer of a special facility licence in respect of premises situated via Leinster and known as the Bronzewing Camp Wet Mess, from Minesite Catering Pty Ltd.	12/6/94
626	Brian Colin Prater	Application for the transfer of a liquor store licence in respect of premises situated in Albany and known as R. Bell and Co, from CNA Holdings Pty Ltd.	21/6/94

App No.	Applicant	Nature of Application	Last Date for Objections
<b>TRANSFER OF LICENCE—continued</b>			
627	Brian John Letts	Application for the transfer of a tavern-licence in respect of premises situated in Cannington and known as the Carousel Tavern, from Carousel Tavern Pty Ltd.	19/6/94
630	Show Business Australia Pty Ltd and Musical Investments Pty Ltd	Application for the transfer of a cabaretlicence in respect of premises situated at 164 James Street, Guildford and known as the Minnow, from Salmon Point Holdings Pty Ltd.	13/6/94
631	Moonraker Nominees Pty Ltd	Application for the transfer of a tavern-licence in respect of premises situated in Muntadgin and known as Muntadgin Tavern, from Hedley Jolly.	16/6/94
632	Paul Crowley and Mary Crowley	Application for the transfer of a restaurant licence in respect of premises situated in Manjimup and known as the Billabong Restaurant, from Sanou Pty Ltd.	14/6/94
633	Vista Parker Holdings Pty Ltd	Application for the transfer of a restaurant licence in respect of premises situated in Midland and known as Kappy's Italian Restaurant, from Pasquale and Lana Gayle Valenti.	15/6/94
634	System Holdings Pty Ltd	Application for the transfer of a hotel licence in respect of premises situated in Denmark and known as the Denmark Unit Hotel, from Gastev Pty Ltd.	20/6/94
635	Visualize Pty Ltd	Application for the transfer of a wholesale licence in respect of premises situated in Claremont and known as Continental Food and Wine Wholesalers, from SPFC Nominees Pty Ltd.	26/6/94
<b>GRANT OF A LICENCE</b>			
416	Queen of the Murchison Pty Ltd	Application for the grant of a hotel restricted licence in respect of premises situated in Cue and known as Queen of the Murchison Hotel.	1/7/94
417	Bolivia Nominees Pty Ltd	Application for the grant of a restaurant licence in respect of premises situated in East Perth and known as the Whistle Stop Coffee Lounge.	3/7/94

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

G. B. AVES, Director of Liquor Licensing.

## RAILWAYS

### RB401

#### WESTRAIL

#### COUNTRY RAIL AND ROAD COACH FARES

The Honourable Minister for Transport has approved increases to Westrail's fare structure to take effect from Friday, 1 July 1994 as follows—

- an across-the-board fare increase of 5% for all road and rail country passenger services;
- an increase in the minimum charge from \$4 to \$8 for surfboards and bicycles conveyed on Westrail country passenger services; and
- a common fare for passengers joining or alighting services at any of the metropolitan stations.

Concurrently the meal charge on the Prospector train between Perth and Kalgoorlie will increase from \$8.90 to \$9.50.

## 48. COUNTRY RAIL AND ROAD COACH—DISTANCE FARE TABLE

This table is for use in calculating rail or road coach fares to or from station and stopping places outside the suburban area.

Return fares are calculated at double of the single fare.

(Effective 1 July 1994)	Adult	Child, Student & W.A. Pensioner
Kilometres	Single	Single
1-40	\$4.60	\$2.30
41-60	\$6.30	\$3.15
61-80	\$8.00	\$4.00
81-100	\$9.70	\$4.85
101-120	\$11.40	\$5.70
121-140	\$13.00	\$6.50
141-160	\$14.70	\$7.35
161-180	\$16.30	\$8.15
181-200	\$18.00	\$9.00
201-220	\$19.70	\$9.85
221-240	\$21.30	\$10.65
241-258	\$22.90	\$11.45
259-260	\$24.50	\$12.25
261-280	\$26.10	\$13.05
281-300	\$27.60	\$13.80
301-320	\$29.10	\$14.55
321-340	\$30.60	\$15.30
341-360	\$32.00	\$16.00
361-380	\$33.50	\$16.75
381-400	\$35.10	\$17.55
401-420	\$36.70	\$18.35
421-440	\$38.10	\$19.05
441-460	\$39.30	\$19.65
461-480	\$40.30	\$20.15
481-500	\$41.50	\$20.75
501-520	\$42.50	\$21.25
521-540	\$43.70	\$21.85
541-560	\$44.70	\$22.35
561-580	\$45.90	\$22.95
581-600	\$47.00	\$23.50
601-620	\$48.10	\$24.05
621-640	\$49.30	\$24.65
641-660	\$50.40	\$25.20
661-680	\$51.50	\$25.75
681-700	\$52.60	\$26.30
701-720	\$53.80	\$26.90
721-740	\$55.00	\$27.50
741-760	\$56.00	\$28.00
761-780	\$57.10	\$28.55
781-800	\$58.20	\$29.10
801-820	\$59.40	\$29.70
821-840	\$60.50	\$30.25
841-860	\$61.70	\$30.85
861-880	\$62.70	\$31.35
881-900	\$63.90	\$31.95
901-920	\$65.00	\$32.50
921-940	\$66.20	\$33.10
941-960	\$67.30	\$33.65
961-980	\$68.40	\$34.20
981-1000	\$69.50	\$34.75
1001-1020	\$70.60	\$35.30
1021-1040	\$71.70	\$35.85
1041-1060	\$72.80	\$36.40
1061-1080	\$74.00	\$37.00
1081-1100	\$75.00	\$37.50
1101-1120	\$76.10	\$38.05
1121-1140	\$77.30	\$38.65
1141-1160	\$78.50	\$39.25
1161-1180	\$79.50	\$39.75
1181-1200	\$80.70	\$40.35
1201-1220	\$81.70	\$40.85
1221-1240	\$83.00	\$41.50

(Effective 1 July 1994)	Adult	Child, Student & W.A. Pensioner
Kilometres	Single	Single
1241-1260	\$84.00	\$42.00
1261-1280	\$85.20	\$42.60
1281-1300	\$86.20	\$43.10
1301-1320	\$87.40	\$43.70
1321-1340	\$88.50	\$44.25
1341-1360	\$89.70	\$44.85
1361-1380	\$90.70	\$45.35
1381-1400	\$92.00	\$46.00
1401-1420	\$92.00	\$46.00
1421-1440	\$93.00	\$46.50
1441-1460	\$94.10	\$47.05
1461-1480	\$95.20	\$47.60
1481-1500	\$96.30	\$48.15
1501-1520	\$97.50	\$48.75
1521-1540	\$98.60	\$49.30
1541-1560	\$99.70	\$49.85
1561-1580	\$101.00	\$50.50
1581-1600	\$102.00	\$51.00
1601-1620	\$103.10	\$51.55
1621-1640	\$104.20	\$52.10
1641-1660	\$105.30	\$52.65
1661-1680	\$106.40	\$53.20
1681-1700	\$107.50	\$53.75
1701-1720	\$108.70	\$54.35
1721-1740	\$110.00	\$55.00
1741-1760	\$111.00	\$55.50
1761-1780	\$112.10	\$56.05
1781-1800	\$113.10	\$56.55
1801-1820	\$114.30	\$57.15
1821-1840	\$115.30	\$57.65
1841-1860	\$116.50	\$58.25
1861-1880	\$117.60	\$58.80
1881-1900	\$119.00	\$59.50
1901-1920	\$120.00	\$60.00
1921-1940	\$121.00	\$60.50
1941-1960	\$122.00	\$61.00
1961-1980	\$123.20	\$61.60
1981-2000	\$124.40	\$62.20

## 49. MONTHLY AND QUARTERLY TICKETS

This table is for use in calculating term ticket fares for travel between specific points on the Westrail System. Fares apply to both rail and road coach travel.

(Effective 1 July 1994)	Fares	
Kilometres	One Month	Three Months
1-100	\$150.00	\$375.00
101-200	\$175.00	\$430.00
201-300	\$195.00	\$495.00
301-400	\$210.00	\$525.00
401-500	\$215.00	\$540.00
501-600	\$220.00	\$550.00
601-700	\$225.00	\$565.00

## TRANSPORT

TR301

## TRANSPORT CO-ORDINATION ACT 1966

COUNTRY TAXI-CARS (FARES AND CHARGES) AMENDMENT  
REGULATIONS (NO. 2) 1994

Made by His Excellency the Governor in Executive Council.

## Citation

1. These regulations may be cited as the *Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 2) 1994*.

## Commencement

2. These regulations come into operation on 13 June 1994.

## Schedule amended

3. The Schedule to the *Country Taxi-cars (Fares and Charges) Regulations 1991\** is amended in Part 1 by deleting the item commencing "AREA 6 —" and substituting the following item —

"

## AREA 6 — Town of Geraldton and environs —

## (a) Metered rates —

- (i) to apply between the hours of 6 am to 6 pm Monday to Friday — \$
- |   |       |
|---|-------|
| Flag fall .....                             | 2. 00 |
| Distance rate —                             |       |
| per kilometre .....                         | 0.90  |
| for each 111 m or part thereof .....        | 0.10  |
| Detention charge —                          |       |
| for each 14.4 seconds or part thereof ..... | 0.10  |
| Minimum charge .....                        | 1.90  |
- (ii) to apply between the hours of 6 pm to 6 am Monday to Friday, 6 pm Friday to 6 am Monday and all day on public holidays —
- |   |       |
|---|-------|
| Flag fall .....                             | 2. 90 |
| Distance rate —                             |       |
| per kilometre .....                         | 0.90  |
| for each 111 m or part thereof .....        | 0.10  |
| Detention charge —                          |       |
| for each 14.4 seconds or part thereof ..... | 0.10  |
| Minimum charge .....                        | 2.90  |

## (b) Off Meter rates —

- Distance rate —
- |   |      |
|---|------|
| during hiring — for each kilometre or part thereof .....  | 0.60 |
| for forward or return journey by the nearest practicable route — for each kilometre or part thereof ..... | 0.60 |



Detention charge —  
for each 14.4 seconds or  
part thereof ..... 0.10

[\* *Published in Gazette of 19 April 1991 at pp. 1815-20 at p. .*  
*For amendments to 31 May 1994 see 1993 Index to Legislation of*  
*Western Australia, Table 4, p. 282, and Gazette of 4 March 1994.*]

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.

TR302

ALBANY PORT AUTHORITY ACT 1926  
PORTS (FUNCTIONS) ACT 1993

**ALBANY PORT AUTHORITY AMENDMENT REGULATIONS 1994**

Made by the Albany Port Authority.

**Citation**

1. These regulations may be cited as the *Albany Port Authority Amendment Regulations 1994*.

**Commencement**

2. These regulations come into operation on 15 June 1994.

**Principal regulations**

3. In these regulations the *Albany Port Authority Regulations 1951\** are referred to as the principal regulations.

[\* *Published in Gazette of 30 March 1951 at pp. 680-714.*  
*For amendments to 26 May 1994 see 1993 Index to Legislation of*  
*Western Australia, Table 4, pp. 11-15.*]

**Regulation 1 amended**

4. Regulation 1 of the principal regulations is amended by deleting the definition of "pilot" and substituting the following definition —

"

"pilot" means a person approved by the Port Authority under  
section 16 (1) of the *Ports (Functions) Act 1993* as a pilot for  
the Port;

".

**Regulation 129A repealed and regulations 129A, 129AA and 129AB substituted**

5. Regulation 129A of the principal regulations is repealed and the following regulations are substituted —

"

***Ports (Model Pilotage) Regulations 1994* adopted**

**129A.** The *Ports (Model Pilotage) Regulations 1994*, as amended from time to time, are adopted by the Port Authority in accordance with section 36 (5) of the *Ports (Functions) Act 1993*.

**Application fees under *Ports (Model Pilotage) Regulations 1994***

**129AA.** The fees payable by applicants under the adopted regulations referred to in regulation 129A are as set out in Schedule D.

**Validity of pilotage exemption certificates under the *Ports and Harbours Regulations***

**129AB.** A pilotage exemption certificate issued under the *Ports and Harbours Regulations* that was valid in respect of the Port immediately before 15 June 1994 shall be taken to be, on and after that date, a pilotage exemption certificate issued in respect of the Port under the adopted regulations referred to in regulation 129A and shall lapse, and may be revalidated, renewed or cancelled, in accordance with those regulations.

”.

**Schedule D added**

6. After Schedule C to the principal regulations the following Schedule is added —

“

**SCHEDULE D — APPLICATION FEES UNDER PORTS  
(MODEL PILOTAGE) REGULATIONS 1994**

[regulation 129AA]

<i>Nature of application</i>	<i>Fee payable</i>
1. Application for pilotage exemption certificate	\$530.00

”.

Passed by a resolution of the Albany Port Authority at a meeting of the Authority held on 27 May 1994.

The Common Seal of the Albany Port Authority was at the time of the abovementioned resolution affixed in the presence of—

T. J. ENRIGHT, Chairman.  
N. S. HALL, Member.  
R. EMERY, Managing Secretary.

TR303

**BUNBURY PORT AUTHORITY ACT 1909  
PORTS (FUNCTIONS) ACT 1993**

**BUNBURY PORT AUTHORITY AMENDMENT REGULATIONS 1994**

Made by the Bunbury Port Authority.

**Citation**

1. These regulations may be cited as the *Bunbury Port Authority Amendment Regulations 1994*.

**Commencement**

2. These regulations come into operation on 15 June 1994.

**Principal regulations**

3. In these regulations the *Bunbury Port Authority Regulations 1962\** are referred to as the principal regulations.

[\* Reprinted as at 1 July 1992.

For amendments to 26 May 1994 see 1993 Index to Legislation of Western Australia, Table 4, pp. 26-7.]

**Regulation 1 amended**

4. Regulation 1 of the principal regulations is amended by deleting the definition of "pilot" and substituting the following definition —

"

"pilot" means a person approved by the Port Authority under section 16 (1) of the *Ports (Functions) Act 1993* as a pilot for the Port;

".

**Regulation 43A repealed and regulations 43A and 43AA substituted**

5. Regulation 43A of the principal regulations is repealed and the following regulations are substituted —

"

***Ports (Model Pilotage) Regulations 1994 adopted***

43A. The *Ports (Model Pilotage) Regulations 1994*, as amended from time to time, are adopted by the Port Authority in accordance with section 36 (5) of the *Ports (Functions) Act 1993*.

***Application fees under Ports (Model Pilotage) Regulations 1994***

43AA. The fees payable by applicants under the adopted regulations referred to in regulation 43A are as set out in Schedule 5.

".

**Schedule 5 added**

6. After Schedule 4 to the principal regulations the following Schedule is added —

"

**SCHEDULE 5 — APPLICATION FEES UNDER PORTS  
(MODEL PILOTAGE) REGULATIONS 1994**

[regulation 43AA]

<i>Nature of application</i>	<i>Fee payable</i>
1. Application for pilotage exemption certificate	\$530.00

".

Passed by a resolution of the Bunbury Port Authority at a meeting of the Authority held on 27 May 1994.

The Common Seal of the Bunbury Port Authority was at the time of the abovementioned resolution affixed in the presence of—

J. WILLINGE, Chairman.  
N. EASTMAN, Member.  
D. FIGLIOMENI, General Manager.

TR304

## ESPERANCE PORT AUTHORITY ACT 1968

## PORTS (FUNCTIONS) ACT 1993

ESPERANCE PORT AUTHORITY AMENDMENT REGULATIONS  
(NO. 2) 1994

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

**Citation**

1. These regulations may be cited as the *Esperance Port Authority Amendment Regulations (No. 2) 1994*.

**Commencement**

2. These regulations come into operation on 15 June 1994.

**Principal regulations**

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

[\* Reprinted as at 2 January 1991.  
For amendments to 24 May 1994 see 1993 Index to Legislation of Western Australia, Table 4, pp. 70-1, and Gazette of 15 April 1994 at p. 1623.]

**Regulation 1A amended**

4. Regulation 1A of the principal regulations is amended by deleting the definition of "pilot" and substituting the following definition —

“

“pilot” means a person approved by the Port Authority under section 16 (1) of the *Ports (Functions) Act 1993* as a pilot for the Port;

”.

**Regulation 37A repealed and regulations 37A, 37AA and 37AB substituted**

5. Regulation 37A of the principal regulations is repealed and the following regulations are substituted —

“

***Ports (Model Pilotage) Regulations 1994* adopted**

**37A.** The *Ports (Model Pilotage) Regulations 1994*, as amended from time to time, are adopted by the Port Authority in accordance with section 36 (5) of the *Ports (Functions) Act 1993*.

***Application fees under Ports (Model Pilotage) Regulations 1994***

**37AA.** The fees payable by applicants under the adopted regulations referred to in regulation 37A are as set out in the Fifth Schedule.

**Validity of pilotage exemption certificates under *Ports and Harbours Regulations***

**37AB.** A pilotage exemption certificate issued under the *Ports and Harbours Regulations* that was valid in respect of the Port immediately before 15 June 1994 shall be taken to be, on and after that date, a pilotage exemption certificate issued in respect of the Port under the adopted regulations referred to in regulation 37A and shall lapse, and may be revalidated, renewed or cancelled, in accordance with those regulations.

**Fifth Schedule added**

**6.** After the Fourth Schedule to the principal regulations the following Schedule is added —

**FIFTH SCHEDULE — APPLICATION FEES UNDER  
PORTS (MODEL PILOTAGE) REGULATIONS 1994**

[regulation 37AA]

<i>Nature of application</i>	<i>Fee payable</i>
1. Application for pilotage exemption certificate	\$530.00

Passed by a resolution of the Esperance Port Authority at a meeting of the Authority held on 27 May 1994.

The Common Seal of the Esperance Port Authority was at the time of the abovementioned resolution affixed in the presence of—

R. E. BOWER, Chairman.  
R. J. NULSEN, Member.  
C. A. STEWART, General Manager.

Approved by His Excellency the Governor in Executive Council,

D. G. BLIGHT, Clerk of the Council.

TR305

**GERALDTON PORT AUTHORITY ACT 1968  
PORTS (FUNCTIONS) ACT 1993**

**GERALDTON PORT AUTHORITY AMENDMENT REGULATIONS 1994**

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

**Citation**

1. These regulations may be cited as the *Geraldton Port Authority Amendment Regulations 1994*.

**Commencement**

2. These regulations come into operation on 15 June 1994.

**Principal Regulations**

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

[\* Published in Gazette of 13 March 1969 at pp. 843-99.

For amendments to 24 May 1994 see 1993 Index to Legislation of Western Australia, Table 4, pp. 102-4.]

**Regulation 1 amended**

4. Regulation 1 of the principal regulations is amended by deleting the definition of "pilot" and substituting the following definition—

" "pilot" means a person approved by the Port Authority under section 16 (1) of the *Ports (Functions) Act 1993* as a pilot for the Port;

**Part III amended**

5. Part III of the principal regulations is amended in the heading to Division 5 by deleting "*dues*".

**Regulations 67C, 67D and 67E inserted**

6. After regulation 67B of the principal regulations the following regulations are inserted—

**" Ports (Model Pilotage) Regulations 1994 adopted**

**67C.** The *Ports (Model Pilotage) Regulations 1994*, as amended from time to time, are adopted by the Port Authority in accordance with section 36 (5) of the *Ports (Functions) Act 1993*.

**Application fees under Ports (Model Pilotage) Regulations 1994**

**67D.** The fees payable by applicants under the adopted regulations referred to in regulation 67C are as set out in the Fifth Schedule.

**Validity of pilotage exemption certificates under the Ports and Harbours Regulations**

**67E.** A pilotage exemption certificate issued under the *Ports and Harbours Regulations* that was valid in respect of the Port immediately before 15 June 1994 shall be taken to be, on and after that date, a pilotage exemption certificate issued in respect of the Port under the adopted regulations referred to in regulation 67C and shall lapse, and may be revalidated, renewed or cancelled, in accordance with those regulations. "

**Fifth Schedule added**

7. After the Fourth Schedule to the principal regulations the following Schedule is added—

**" FIFTH SCHEDULE—APPLICATION FEES UNDER PORTS (MODEL PILOTAGE) REGULATIONS 1994**

	[regulation 67D]	
<i>Nature of application</i>	<i>Fee payable</i>	
1. Application for pilotage exemption certificate	\$530.00	".

Passed by a resolution of the Geraldton Port Authority at a meeting of the Authority held on 27th of May 1994.

The Common Seal of the Geraldton Port Authority was at the time of the abovementioned resolution affixed in the presence of—

R. MAVATH, Member.

A. SALE, Member.

G. TREASURE, Acting General Manager.

Approved by His Excellency the Governor in Executive Council,

D. G. BLIGHT, Clerk of the Council.

**TREASURY**

TY401

**FINANCIAL ADMINISTRATION AND AUDIT ACT 1985**

The Treasury,  
Perth, 10 June 1994.

It is hereby notified for general information that, pursuant to section 58 of the Financial Administration and Audit Act 1985, the Treasurer has issued the following amended Treasurer's Instructions to be effective from the operative date specified in the Treasurer's Instruction or, in the absence of a specified date, from the date this notice is published in the *Government Gazette*.

Treasurer's Instruction	Paragraph	Topic
TI 215	(1)-(2)	Estimated Revenue Cash Flows
TI 303	(1)-(4)	Estimated Expenditure Cash Flows and Governor's Warrants
TI 819	(1)-(4)	Treasury and Other Accounting Forms
TI 953	(1)-(2)	Publication of Estimates
TI 1101	(1)-(2)	Application of Australian Accounting Standards

## TENDERS

## ZT201

## MAIN ROADS

*Tenders*

Tenders are invited for the following projects.

Tender documents are available from the Contracts Clerk, Supply Branch, Ground Floor, Waterloo Crescent, East Perth.

Tender No.	Description	Closing Date
		1994
29/94 .....	Asphalt surfacing, Stirling Link Road, Stevenson Highway, Osborne Park	21 June
28/94 .....	Supply and delivery of one (1) only Road Suction Sweeper in accordance with specification P-RSS	28 June
93COM4 ..	Implementation of a Quality Management System in Rural Divisions	23 June

## ZT202

*Acceptance of Tenders*

Contract No.	Description	Successful Tenderer	Amount
			\$
93Q46 .....	Supply and delivery of Peridata external tape drives IBM attachment cables and Verbatim or equivalent cartridge tapes	Stott & Hoare International	8 276.00
93Q49 .....	Supply and delivery of Personal Computer Items	Stott & Hoare International W. J. Moncrieff P/L	22 156.15
93Q60 .....	Supply and delivery of one (1) only Designjet Model 650C AO Plotter	Computer Corp	15 500.00
111/93 .....	Road and bridge construction Ludlow deviation bridge numbers 1367, 1368, 1369. Bunbury-Augusta Road	MacMahon Contractors (WA) P/L	8 602 529.04
179/93 .....	Supply and Spray Bitumen Emulsion Enrichment GNH Newman to Auski Roadhouse Pilbara Division	The Readymix Group (Carlisle)	296 125.00
182/93 .....	Construction of concrete and masonry retaining wall, Stirling Link Road, Osborne Park	Alan Woodward Builder	53 204.00

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

FACSIMILE No. 321 7918

Date of Advertising	Schedule No.	Description	Date of Closing
1994			1994
May 27	014A1994	Disposable Paper Products and Dispensers to Various Government Departments for a one (1) year period with an option to extend for a two (2) further one (1) year periods .....	June 16
May 27	542A1994	Supply and Installation of the Hardware and Software for a Local Area Network for State Taxation Department .....	June 16
June 3	545A1994	Wide Area Network (WAN) Router Equipment for the Department of Conservation and Land Management ..	June 16
June 3	548A1994	Supply, delivery and installation of a Vax Alpha Computer for the Department of Conservation and Land Management .....	June 16
May 27	538A1994	Supply, installation, commissioning and maintenance of a Dish Washing, Pot Washing and Garbage Disposal System at Sir Charles Gairdner Hospital—Note: There is a mandatory briefing for this tender on 9 June 1994 .....	June 30
May 27	539A1994	Supply, installation, commissioning and maintenance of a Rethermalization/Refrigeration Food Delivery System at Sir Charles Gairdner Hospital—Note: There is a mandatory briefing for this tender on 9 June 1994 .....	June 30
June 10	550A1994	Perimeter Fence Upgrade for State Supply Disposal Centre .....	June 30
June 10	551A1994	Installation of Electronic Detection Monitoring Equipment for the W.A. Police Department .....	June 30
		<i>Request for Proposal</i>	
June 3	RFP 20/94	Computer Operation Support for the Department of Land Administration, Midland .....	June 23
June 10	RFP 21/94	Strategic Health Facilities Consultancy and Planning Model for the Health Department of W.A. ....	June 30
May 27	RFP 18/94	For an Integrated Command Control and Communications System for the WA Police Department .....	July 28
		<i>Service</i>	
May 27	541A1994	Consultancy Services to Support the State Taxation Department of WA in Managing the Development of the Revenue Collection Information System Project ..	June 16
June 3	277B1994	Printing of the 1995 TAFE Hand Books for the WA Department of Training .....	June 16
June 3	252A1994	Preventative Maintenance, Repairs and 24 hour Monitoring of Graylands Hospital's Security Systems .....	June 23
June 10	309A1994	Security Service for Education Department Buildings in the Hedland Area for the Education Department .....	June 23
June 10	549A1994	Consultancy Service for "Telecommunications Strategy" for the Min of Premier and Cabinet .....	June 23
June 10	547A1994	Consultancy Service for "Tourism Strategy for W.A." for Tourism Commission of W.A. ....	July 7
		<i>For Sale</i>	
May 27	535A1994	1990 Toyota Trayback (6QZ 696) for the Department of Agriculture, Broome .....	June 16
May 27	536A1994	1986 Mazda Crew Cab Flat Top Truck (MR 9265) (6QF 682) for Main Roads, Welshpool .....	June 16
May 27	537A1994	1959 Bitumen Tanker Trailer—Approx 9000L (MR 1155) (UQV 316) for Main Roads, Welshpool .....	June 16
June 3	546A1994	1993 Ford Station Wagon (7QA 268) for the WA Department of Training, Kellerberrin .....	June 23

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

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

L. W. GRAHAM, Chairman, State Supply Commission.



**ZT302****STATE SUPPLY COMMISSION—continued***Accepted Tenders*

Schedule No.	Particulars	Contractor	Rate
<i>Supply and Delivery</i>			
102A1993	Groceries (including tinned fruits)	Various .....	Details on Request
137A1993	Cable Power, Electrical	Various .....	Details on Request
304A1994	Photocopiers for Police Department of W.A.	Various .....	Details on Request
305A1994	Personal Computers, Printers and Network Software for Police Department	Various .....	Details on Request
442A1994	21 Channel Electroencephalograph Recorder to Princess Margaret Hospital	Medtel Australia .....	\$57 760.00 each
509A1994	Approx. 100 Personal Computers to Min of Premier and Cabinet	Databiz Computing .....	\$2 996.29 each
<i>Provision of Service</i>			
499A1994	Consultancy Service for South Coogee Hydrogeological Assessment for Department of Commerce and Trade	Groundwater Technology	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
		1994
AS 40733	Consultancy for detailed electrical design services for North Dandalup Water Treatment and Power Distribution	21 June
AM 41020	Supply of non-pressure pipe complete with necessary couplings and/or rings for Neerabup Main Sewer	21 June
AM 41021	Supply of pumps for Beenyp Wastewater Treatment Plant Module 3 Activated Sludge Pump Station	14 June

**ZT402***Accepted Tenders*

Contract	Particulars	Contractor	Price
AM 40220	Site rehabilitation works at the Ocean Reef Outflow Site, Ocean Reef Road, Ocean Reef	Environmental Industries Pty Ltd	\$38 026.00

W. COX, Managing Director.

## PUBLIC NOTICES

ZZ101

## PUBLIC TRUSTEE ACT 1941

Notice is hereby given that pursuant to section 14 of the Public Trustee Act 1941 and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons. Dated at Perth the 2nd day of June 1994.

K. E. BRADLEY, Public Trustee,  
565 Hay Street, Perth WA 6000.

Name of Deceased	Address	Date of Death	Date Election Filed
Bergin, Kevin Patric James	South Fremantle	22/2/94	2/6/94
Brining, Constance Louisa	Trigg	1/5/94	2/6/94
Korosec, Harold	Bentley	16/4/94	2/6/94
White, Amy Bell	Bunbury	18/1/94	2/6/94

ZZ102

## 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 11th July 1994, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Arnott, Robert, late of 8 Hopkinson Way, Wilson, died 7/5/94.

Askew, Ernest, formerly of 21 Jarret Street, Woodlands, late of St Michael's Nursing Home, 59 Wasley Street, North Perth, died 28/4/94.

Bailey, Herbert Leslie, formerly of 8 Elizabeth Crescent, Bunbury, late of Forrest Lodge, Bunbury Regional Hospital, Blair Street, Bunbury, died 9/4/94.

Birnie, Daphne, late of Carinya Village Lodge, 20 Plantation Street, Mt Lawley, died 10/5/94.

Black, Thomas Frederick George, late of Hollywood Senior Citizens Village Nursing Home, Monash Avenue, Nedlands, died 12/5/94.

Butler, Leah Agnes, formerly of 100 Howick Street, Lathlain, late of Hollywood Hospital, Monash Avenue, Nedlands, died 13/5/94.

Butlin, Joseph Harold, formerly of 93 Hubble Street, East Fremantle, late of Mount Henry Hospital, Cloister Avenue, Como, died 13/5/94.

Callanan, Kevin Peter, late of Unit 6/17-19 Odin Road, Innaloo, died 15/5/94.

Cook, Molly, late of 12 Nind Street, Albany, died 12/5/94.

Crew, Ethel, late of Unit 5/47 Kinsella Street, Joondanna, died 12/5/94.

Emery, Elaine Mavis, late of Flat 5, Jane Court, 872 Canning Highway, Applecross, died 24/2/94.

Flanagan, James Joseph Anthony, late of Midland Nursing Home, 44 John Street, Midland, died 28/2/94.

Hooper, Freda, also known as Hooper, Patricia, late of 10 Ley Street, Manning, died 9/5/94.

Juduju, Tommy, also known as Woodheap, Tommy, late of Ringer Soak, Halls Creek, died 27/12/90.

Layton, Henry Thomas, late of 5 Crater Place, Rockingham, died 5/5/94.

Lewis, Christina Mona, late of Carlisle Nursing Home, 110 Star Street, Carlisle, died 10/3/94.

Miller, Kensit Walter George late of 132 Grantham Street, Floreat, died 23/4/94.

Motzel, George William, late of Unit 7, Merrittville Village, Bates Street, Merredin, died 9/9/93.

Needs, George Sweetser, late of 16 Armstrong Street, Dongara, died 26/4/94.

Nicholls, Rose, late of Rowethorpe Nursing Home, Rowethorpe, Bentley, died 17/5/94.

Pareu, Dorian Davie, also known as Pareu, Dorian, late of 11 Stoner Street, Innaloo, died 2/2/94.

Phillips, Kathleen Mary, late of Hamersley Hospital, 441 Rokeby Road, Subiaco, died 15/5/94.

Rye, John Francis, late of 1/6 Hardy Street, South Perth, died 26/4/94.

White, Henrietta Thelma, formerly of 21 Munday Way, Medina, late of Kwinana Village, 44 Chilcott Street, Kwinana, died 13/5/94.

Dated this 10th day of June, 1994.

KENNETH ERIC BRADLEY, Public Trustee,  
Public Trust Office, 565 Hay Street, Perth W.A. 6000.

**ZZ201****TRUSTEES ACT 1962**

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the Estate of the undermentioned deceased persons, are required by Perpetual Trustees W.A. Ltd of 89 St George's Terrace, Perth, to send particulars of their claims to the Company, by the undermentioned date, after which date the said Company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following expire one month after the date of publication hereof.

Allanson, Phillip William, late of c/- Homes of Peace, Thomas Street, Subiaco 6008, Investor, died 24/5/94.

Barker, Sally Valerie, late of 26A Merino Court, Thornlie 6108, Bookkeeper, died 17/5/94.

Craig, Bruce, late of 349B Old Coast Road, Australind 6230, Pensioner, died 5/5/94.

Kemp, Peters, late of Unit 9/87 The Esplanade, South Perth 6151, Chief Clerk, died 8/5/94.

Kipling, Frederick William, late of 3 Chetwynd Way, Booragoon 6154, Mining Engineer, died 1/5/94.

Larwood, Herbert William, late of c/- 9 Jecks Place, Orelia 6167, Retired Laundry Supervisor, died 22/4/94.

Parton, Lois Molyneux, late of Riversea Hostel, 720 Stirling Highway, Mosman Park 6012, Pensioner, died 21/5/94.

Dated this 10th day of June 1994.

D. R. CLARK, Divisional Manager,  
Trustee and Financial Services.

**ZZ301****INQUIRY AGENTS LICENSING ACT 1954****APPLICATION FOR LICENCE IN THE FIRST INSTANCE**

To the Court of Petty Sessions at Rockingham, W.A.

I, John Cedric Callegari of 50 Lewington Street, Rockingham 6168, Company Director 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 13B Dixon Road, Rockingham W.A. 6168.

Dated the 26th day of May 1994.

J. C. CALLEGARI, Signature of Applicant.

**APPOINTMENT OF HEARING**

I hereby appoint the 18th day of July 1994 at 9.30 o'clock in the forenoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Rockingham.

Dated the 2nd day of June 1994.

R. N. STEVENSON, Clerk of Petty Sessions.

Objection to the granting of the application may be served on the applicant and the Clerk of Petty Sessions at any time prior to seven days before the date appointed for the hearing.

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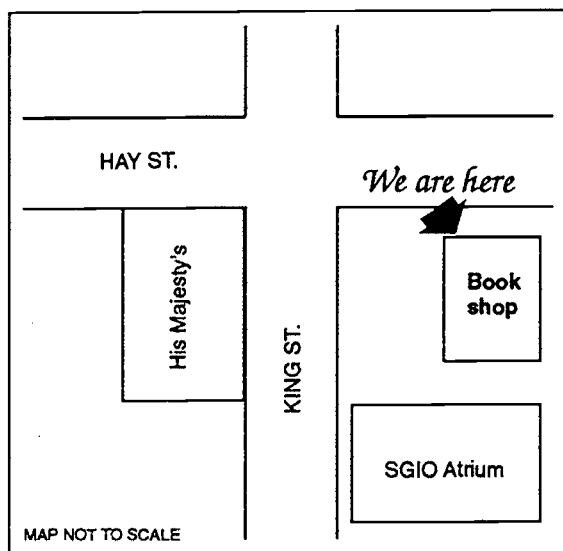
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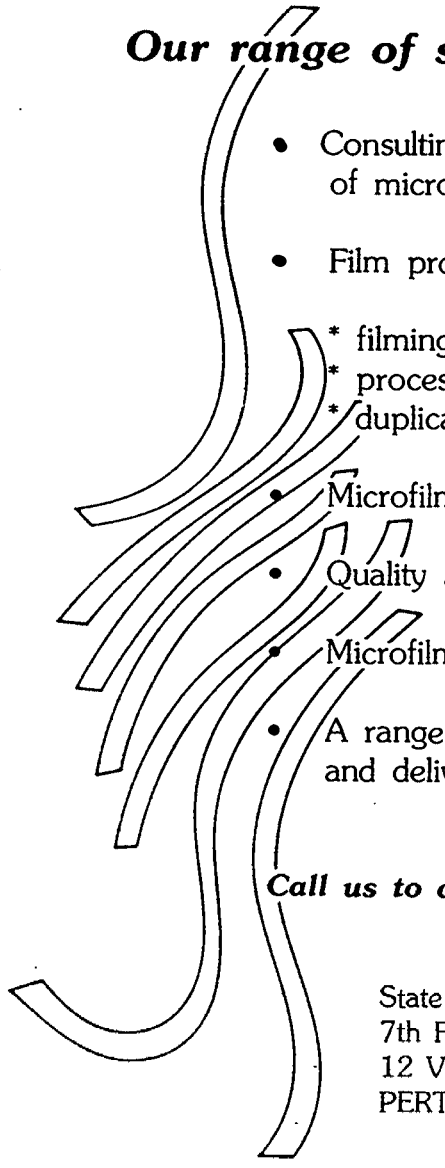
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