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# Gazette



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G. L. DUFFIELD, Director.

**PROCLAMATIONS**

AA101

**ABORIGINAL AFFAIRS PLANNING AUTHORITY ACT 1972****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 25 of the Aboriginal Affairs Planning Authority Act 1972 and with the advice and consent of the Executive Council do hereby declare that the areas of land described in the Schedule shall cease to be reserved for persons of Aboriginal descent.

**Schedule**

Reserve No. 21907	[Declared to be reserved by Proclamation published in the <i>Gazette</i> of 15 June 1973 at pp. 2215-16.]
Reserve No. 23648	[Declared to be reserved by Proclamation published in the <i>Gazette</i> of 15 June 1973 at pp. 2215-16.]

Given under my hand and the Public Seal of the State on 14 February 1995.

By His Excellency's Command,

KEVIN PRINCE, Minister for Aboriginal Affairs.

GOD SAVE THE QUEEN !

**CONSERVATION AND LAND MANAGEMENT**

CM401

**CONSERVATION AND LAND MANAGEMENT ACT 1984****REGIONAL MANAGEMENT PLAN FOR THE GOLDFIELDS REGION**

The National Parks and Nature Conservation Authority and the Lands and Forest Commission advise that the regional management plan for the Goldfields Region is now available.

The management plan was prepared in accordance with sections 53 to 61 of the Conservation and Land Management Act 1984 and was approved by the Minister for the Environment on 5 October 1994. No modifications were made to the management plan under section 60 (2) of the Act, and it comes into operation with this *Gazette* notice.

Copies of the plan can be inspected or purchased for \$5.00 and the Analysis of Public Submissions for \$5.00 at the following offices of the Department of Conservation and Land Management—

State Operations Headquarters, 50 Hayman Road, Como WA 6152

Goldfields Regional Office, Hannan Street, Kalgoorlie WA 6430

Copies of the plan are also available for inspection or loan at local authorities and libraries in the Region.

SYD SHEA, Executive Director.

**FISHERIES**

FI301

**FISHERIES ACT 1905****FISHERIES AMENDMENT REGULATIONS 1995**

Made by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Fisheries Amendment Regulations 1995*.

**Commencement**

2. These regulations come into operation on 1 March 1995.

**Schedule amended****3. The Schedule to the *Fisheries Regulations 1938*\* is amended —**

- (a) in item 7 (a), by deleting "4 800.00" and substituting the following —

" 62 700.00 ";

- (b) in item 7 (b), by deleting "3 500.00" and substituting the following —

" 58 700.00 "; and

- (c) by inserting after item 18C the following items —

18D.	Cockburn Sound (Crab) Limited Entry Fishery (reg. 3H) .....	780.00
18E.	Cockburn Sound (Fish Net) Limited Entry Fishery (reg. 3H) .....	860.00
18F.	Cockburn Sound (Line and Pot) Limited Entry Fishery (reg. 3H) .....	20.00
18G.	Cockburn Sound (Mussel) Limited Entry Fishery (reg. 3H) .....	2 350.00
18H.	Specimen Shell Limited Entry Fishery (reg. 3H) .....	500.00
18I.	West Coast (Beach Bait Fish Net) Limited Entry Fishery (reg. 3H) .....	1 875.00

"

[\* Reprinted as at 15 September 1988.

For amendments to 3 February 1995 see *Index to Legislation of Western Australia, Table 4, pp. 82-3, and Gazettes of 25 February, 17 May, 28 June, 2 and 30 September, 1, 15 and 29 November and 23 December 1994.*]

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

**FI401****FISHERIES ACT 1905****WEST COAST (BEACH BAIT FISH NET) LIMITED ENTRY FISHERY****NOTICE 1995****Arrangement****Clause**

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### FISHERIES ACT 1905

#### WEST COAST (BEACH BAIT FISH NET) LIMITED ENTRY FISHERY NOTICE 1995

NOTICE No. 661

FD 968/85

Made by the Minister under Section 32.

#### Citation

1. This Notice may be cited as the *West Coast (Beach Bait Fish Net) Limited Entry Fishery Notice 1995*.

#### Commencement

2. This Notice shall commence operation on 1 March 1995.

#### Interpretation

3. In this Notice unless the contrary intention appears—

“anchovy” means the species of fish *Engraulis australis*;

“authorization” means any limited entry fishing licence issued or renewed pursuant to a limited entry fishery notice including this Notice made under s.32 of the Act in respect of Cockburn Sound or the waters in Schedule 1;

“authorized boat” means a licensed fishing boat in respect of which a licence is issued pursuant to this Notice;

“authorized person” means the nominated operator of a licence, or if no nominated operator then the licensee of a licence;

“bait net” means a net with a mesh size less than 48 millimetres and includes a beach seine net and a small purse seine net but does not include a garfish net;

“beach seine net” means a winged hauling net which net—

- (a) may have a bunt;
- (b) may be released from a boat or from the shore to surround a shoal of fish with a wall of net;
- (c) has a headrope with floats on the surface of the water;
- (d) has a weighted ground line;
- (e) when hauled, retains the encircled fish in a pocket or bunt in the net; and
- (f) has the dimensions mentioned in subclause 12(5);

“blue sprat” means the species of fish *Spratelloides robustus*;

“class A licence” means a limited entry fishery licence issued or renewed pursuant to this Notice, that is endorsed as a “class A licence” and that authorizes a person to use a licensed fishing boat to operate in the Fishery;

“class B licence” means a limited entry fishery licence issued or renewed pursuant to this Notice, that is endorsed as a “class B licence” and that authorizes a person to use a licensed fishing boat to operate in the waters of Statistical Block 3115 and Statistical Block 3215;

“Cockburn Sound” means the area of water described in Schedule 2;

“crabs” means any crab of the species *Portunus pelagicus*;

“Fishery” means the West Coast (Beach Bait Fish Net) Limited Entry Fishery declared under clause 4;

“licence” means any limited entry fishery licence issued or renewed pursuant to this Notice that authorizes a person to operate in the Fishery or any part of the Fishery;

“licensed fishing boat” means a boat licensed pursuant to regulation 2 of the Regulations;

“measured length” means the measured length of the boat as defined by and determined in accordance with the Department of Transport Instruction to Surveyors notice 7/87 (reworked September 1994) effective from 21 September 1994, as reworked or superseded from time to time;

"nominated operator" means a person approved by the Director as the nominated operator of a licence in accordance with clause 8;

"operate" means—

- (a) to search for fish;
- (b) to attempt to take fish;
- (c) to take fish; or
- (d) to engage in any other activity that can reasonably be expected to result in the taking of fish;

"Regulations" means the Fisheries Regulations 1938;

"small purse seine net" means a winged hauling net which net—

- (a) may have a bunt;
- (b) is released from a fishing boat or the shore to surround a shoal of fish with a wall of net;
- (c) has a headrope with floats on the surface of the water;
- (d) has a ground line;
- (e) has attached to the groundline a series of rings through which is passed a purse line;
- (f) when hauled, creates a purse which retains the encircled fish; and
- (g) has the dimensions mentioned in subclause 12(3);

"Statistical Block 3115" means all the waters of the Indian Ocean bounded by a line commencing at the intersection of the high water mark on the mainland and 31° south latitude; thence extending westerly to the intersection of 31° south latitude and 115° east longitude; thence southerly to the intersection of 32° south latitude and 115° east longitude; thence easterly to the intersection of the high water mark on the mainland and 32° south latitude; thence generally northerly along the high water mark to the commencing point;

"Statistical Block 3215" means all the waters of the Indian Ocean bounded by a line commencing at the intersection of the high water mark on the mainland and 32° south latitude; thence extending westerly to the intersection of 32° south latitude and 115° east longitude; thence southerly to the intersection of 33° south latitude and 115° east longitude; thence easterly to the intersection of the high water mark on the mainland and 32° south latitude; thence generally northerly along the high water mark to the commencing point; but excluding the waters of Cockburn Sound;

"supplementary licence" means a limited entry fishery licence issued pursuant to clause 9 that is endorsed as a "supplementary licence" or any such licence subsequently renewed;

"transfer" means the passing of any ownership or effective control of a licence from one person to another person;

"whitebait" means the species of fish *Hyperlophus vittatus*.

#### **Declaration of limited entry fishery**

4. It is hereby declared that the taking of fish or otherwise operating by bait net from the waters described in Schedule 1 shall constitute a limited entry fishery named the *West Coast (Beach Bait Fish Net) Limited Entry Fishery*.

#### **Prohibition on taking or selling fish**

5. (1) A person, other than a person to whom section 32(5) of the Act applies and other than a person referred to in subclause (2), shall not operate by means of a bait net in the Fishery other than in accordance with this Notice.

(2) To the extent that a species of fish forms part of the *West Coast Purse Seine Limited Entry Fishery* and part of the Fishery, a person licensed in the *West Coast Purse Seine Limited Entry Fishery* may take or attempt to take fish in that part of the Fishery without obtaining a licence under this Notice, provided that the person complies with the requirements of the *West Coast Purse Seine Limited Entry Fishery Notice 1989\** and of any licence issued or renewed pursuant to that notice.

(3) A person shall not sell, dispose of or otherwise deal with or attempt to sell, dispose of or otherwise deal with fish taken in contravention of this Notice.

#### **Criteria for a person to operate in the Fishery**

6. A person, other than a person to whom s 32(5) of the Act applies or a person referred to in subclause 5(2), shall not operate in the Fishery unless—

- (a) the person holds a professional fisherman's licence issued pursuant to the Regulations; and
- (b) the person operates from an authorized boat or is authorized by licence to so operate.

#### **Criteria for issue of a licence**

7. (1) The criteria that shall be applied to determine whether a class A licence may be issued in relation to a licensed fishing boat, are that—

- (a) the boat—
  - (i) was used to take whitebait, blue sprat or anchovy (or any combination of these species) by net from the waters of Cockburn Sound in 1984 and during 1985 prior to 30 April 1985;

- (ii) was used to take at least 1000 kilograms in total of whitebait, blue sprat or anchovies (or any combination of these species) by net in at least two separate months in the period from 1 January 1984 to 30 April 1985—
    - (A) from the waters of Cockburn Sound only; or
    - (B) from the waters of Cockburn Sound and any other waters described in Schedule 1; and
  - (iii) was used to take at least 2000 kilograms in total of whitebait, blue sprat or anchovy (or any combination of these species) by net in any of the waters described in Schedule 1 in each year in at least three years of the four year period from 1 May 1985 to 30 April 1989; or
  - (b) the boat has replaced a boat to which paragraph (a) applies.
- (2) The criteria that shall be applied to determine whether a class B licence shall be issued in relation to a licenced fishing boat, are that—
- (a) the boat was used to take at least 2000 kilograms of whitebait, blue sprat or anchovies (or a combination of more than one of these species) by net from the waters of Statistical Block 3115 and Statistical Block 3215 in each year in at least three years of the four year period from 1 July 1986 to 30 June 1990; or
  - (b) the boat has replaced a boat to which paragraph (a) applies.
- (3) In subclause (1), "year" means the period from 1 May in any year to 30 April in the following year.
- (4) In subclause (2), "year" means the period from 1 July in any year to 30 June in the following year.

### **Licence**

8. (1) The licensee of a licensed fishing boat as described in—
- (a) Clause 7(1)—may apply to the Director for the issue of a class A licence; or
  - (b) Clause 7(2)—may apply to the Director for the issue of a class B licence.
- (2) Where more than one person (whether natural persons or otherwise) or a body corporate is the proposed licensee, the proposed licensee must nominate one natural person to be the nominated operator and a licence shall not issue unless the Director approves such nomination.
- (3) A nomination made under subclause (2) shall be in writing to the Director on the approved form.
- (4) The nominated operator of a licence shall not be replaced.
- (5) A licensee may apply to the Director for the renewal of a licence at any time within 30 days before the licence expires.
- (6) If the Director considers that it is appropriate to do so, the Director may in the case of an application made under—
- (a) subclause (1)—approve the issue of a licence;
  - (b) subclause (3)—approve the person nominated to be the nominated operator of the licence; or
  - (c) subclause (5)—approve the renewal of a licence.
- (7) Where the Director has approved the issue or renewal of a licence, the licence expires on 31 December of the year for which it was issued.
- (8) A licence may be issued or renewed subject to conditions that shall be endorsed on it.
- (9) When a licence is issued or renewed, the licence shall be endorsed to show—
- (a) the name and licensed fishing boat number of the boat in respect of which it is issued;
  - (b) the name and address of the licensee and nominated operator (if any) of that boat;
  - (c) the name of the Fishery;
  - (d) the licence number;
  - (e) the date of issue or renewal;
  - (f) the period for which the licence is valid;
  - (g) the class of the licence; and
  - (h) any conditions imposed on the licence.

### **Ministerial discretion**

9. (1) Notwithstanding the provisions of clause 7, the licensee of a licensed fishing boat that does not satisfy the criteria mentioned in clause 7 may, on application and with the written approval of the Minister, be issued with a licence to operate in the Fishery.
- (2) The Minister may, pursuant to this clause, direct that any licence (including a supplementary licence) be issued.
- (3) Without limiting subclause (2), a licence issued under this clause may be restricted—
- (a) to any part of the Fishery;
  - (b) to any period of operation; and
  - (c) by any conditions that the Minister may impose.

**Closures within the Fishery**

10. (1) A person shall not take or attempt to take crabs in the waters of the Fishery unless authorized by an authorization to do so.

(2) A person shall not, pursuant to a class B licence, operate in Cockburn Sound.

**Licensee or nominated operator to control operations within Fishery**

11. Unless otherwise authorized in writing by the Director, an authorized person shall—

- (a) not operate in the Fishery from a boat other than the authorized boat;
- (b) when the authorized boat is in the waters of the Fishery, be in physical proximity to the authorized boat; and
- (c) be in control of or in charge of any operations being carried on in the Fishery pursuant to the licence.

**Permitted means of operating in the Fishery**

12. (1) A person shall not operate in the Fishery other than by means of a beach seine net or small purse seine net.

(2) Any net (except for a small purse seine net) permitted to be used in the Fishery—

- (a) shall be hauled from a beach;
- (b) shall not be hauled with the assistance of any mechanical aid whatsoever;
- (c) may contain a pocket or bunt; and
- (d) may be used as a set net.

(3) A small purse seine net used in the Fishery shall have—

- (a) a minimum mesh size of 9 millimetres and maximum mesh size of 38 millimetres;
- (b) a length not exceeding 90 metres; and
- (c) a stretched depth not exceeding 18 metres.

(4) A small purse seine net may only be used in the waters in Schedule 4.

(5) A beach seine net used in the Fishery shall have—

- (a) a minimum mesh size of 10 millimetres and maximum mesh size of 38 millimetres;
- (b) a length not exceeding 180 metres; and
- (c) a stretched depth not exceeding 5 metres.

(6) A person shall not operate by means of a beach seine net in the waters described in Schedule 3 at any time.

**Boat replacement**

13. (1) An authorized boat may only be replaced by another licensed fishing boat with the prior written approval of the Director.

(2) An authorized boat—

- (a) which is less than 5.5 metres measured length; and
- (b) in respect of which no authorization other than a licence to operate in the *West Coast (Beach Bait Fish Net) Limited Entry Fishery* is in force,

may be replaced on application made to the Director by another licensed fishing boat which is not more than 5.5 metres measured length.

(3) An authorized boat to which subclause (2) does not apply may only be replaced on application made to the Director by another licensed fishing boat of measured length less than or equal to that of the authorized boat.

(4) The measured length of a boat shall, in the case of any disagreement or where otherwise necessary, be determined by an officer of the Department of Transport nominated in writing by the Director and appointed in writing by the licensee of the boat at the licensee's cost.

(5) Any change effected to the measured length of an authorized boat shall be, for the purposes of this Notice, taken to be a replacement of the authorized boat.

(6) Where an authorized boat is replaced other than in accordance with this clause, the replacement boat shall not be an authorized boat for the purposes of this Notice.

**Transfer of licence**

14. A licence issued under the provisions of this Notice shall not be transferred.

**Applications and prescribed fees**

15. An application to the Director under this Notice shall be—

- (a) made on the form approved by the Director;
- (b) lodged subject to any direction in this Notice, in accordance with the directions on the form; and
- (c) accompanied with the prescribed fee, if any.

**Publication of details**

16. The Director may by letter or by notice published in *The West Australian* newspaper or in the *Western Fisheries* magazine published by the Fisheries Department give notice of the names and addresses of the persons who hold licences to operate in the Fishery.



**Determination of position by reference to the Australian Geodetic Datum**

17. (1) Where for the purposes of this Notice it is necessary to determine a position on the surface of the earth by geographical co-ordinates, that position shall be determined on the Australian Geodetic Datum which is defined by an ellipsoid having a semi-major axis (equatorial radius) of 6 378 160 metres and a flattening of  $1/298.25$  and fixed by the position of the origin being the Johnston Geodetic Station in the Northern Territory of Australia.

(2) The Johnston Geodetic Station referred to in subclause (1) shall be taken to be situated at  $25^{\circ} 56' 54.5515''$  south latitude and at  $133^{\circ} 12' 30.0771''$  east longitude and to have a ground level elevation of 571.2 metres above the ellipsoid referred to in that subclause.

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**Schedule 1**

(clauses 3, 4 and 7)

All the waters of the Indian Ocean between the mouth of the Moore River and Tim's Thicket.

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**Schedule 2**

(clause 3)

The waters of the Indian Ocean bounded by a line commencing at a point on the high water mark at the western extremity of the South Mole at the entrance to Fremantle Harbour and extending westerly to the southern most rock of the Straggler Rocks; thence south easterly to the high water mark on the northern most point of Mewstone; thence generally southerly along the high water mark on the eastern shore of Mewstone to its southern most point; thence southerly to the high water mark on the northern most point of Carnac Island; thence generally southerly along the high water mark on the eastern shore of that island to its southern most point; thence southerly to the high water mark at Entrance Point on Garden Island; thence generally southerly along the high water mark on the eastern shore of that island to south west point; thence southerly to the high water mark at John Point on the mainland; thence along the high water mark to the commencing point.

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**Schedule 3**

(clause 12)

**Item 1. Waterman**

All the waters of the Indian Ocean within 300 metres of the high water mark between the prolongation westerly of the northern side of Elsie Street, Waterman and the prolongation westerly of the southern side of Malcolm Street, Waterman.

**Item 2. Ocean Reef and Hillarys Boat Harbours**

All the waters of the Ocean Reef and Hillarys Boat Harbours and all the waters of the Indian Ocean within 200 metres of the groynes and entrances of those harbours.

**Item 3. Rous Head Boat Harbour**

All waters of the Rous Head Boat Harbour adjacent to the North Mole including the waters of the Indian Ocean within 200 metres of the Rous Head Boat Harbour wall.

**Item 4. Rous Head Boat Harbour to Swanbourne**

All that portion of the Indian Ocean bounded by a line commencing at the point of intersection of the northern extremity of the Rous Head Boat Harbour and the high water mark; thence extending in a north easterly direction along the high water mark to a point 800 metres south of the drain at Swanbourne; thence 400 metres west; thence south westerly to the intersection of the northern boundary of the closure described in Item 3 of this schedule but excluding the waters described in Item 5.

**Item 5. Port Beach**

All that portion of the Indian Ocean at Port Beach bounded by a line commencing at the western most extremity of the groyne at the northern end of Rudderham Drive at Port Beach; thence extending easterly along the northern edge of the groyne to its intersection with the high water mark; thence north easterly along the high water mark for 200 metres, thence west for 100 metres, thence south for 200 metres to its intersection with a line extending west from the commencing point; thence along that line to the commencing point.

**Item 6. City Beach**

All that portion of the Indian Ocean at City Beach bounded by a line commencing at a point on the foreshore 800 metres south of the southern groyne and extending in a northerly direction to a point 800 metres north of the northern groyne with a width of 800 metres from the high water mark.

**Item 7. Scarborough Beach**

All that portion of the Indian Ocean at Scarborough Beach bounded by a line commencing at a point on the foreshore fronting the western extremity of Reserve Street, and extending in a southerly direction to a point 400 metres south of Brighton Road and to a width of 800 metres from the high water mark.

**Item 8. Yanchep Beach**

All that portion of the Indian Ocean at Yanchep Beach bounded by a line commencing at a point on the foreshore 800 metres northwest of the north western corner of Reserve 12439 and extending in a generally south easterly direction to a point on the foreshore 400 metres southeast of the southwestern corner of the said reserve with a width of 800 metres from the high water mark.

**Item 9. Warnbro Sound and Shoalwater Bay**

All that portion of Warnbro Sound, the Indian Ocean and Shoal water Bay bounded by a line starting from a point on the high water mark of Warnbro Sound situated in prolongation southerly of the eastern side of June Road and extending southerly along that prolongation to a line parallel to and 800 metres from the high water mark of Warnbro Sound aforesaid; thence generally westerly along that line to its intersection with a line parallel; to and 1600 metres from the high water mark of Penguin Island; thence generally southerly, westerly, northerly and easterly along that line to a point situated south from Cape Peron; thence north to that Cape and thence generally southeasterly along the high water mark of Shoal Water Bay and Warnbro Sound to the commencing point.

**Item 10. Cockburn Sound (west of Rockingham)**

All that portion of Cockburn Sound bounded by a line commencing from a point on the high water mark situated in prolongation north westerly of the midline of Flinders Lane, Rockingham; thence northwesterly 800 metres along that prolongation; thence generally westerly and northwesterly parallel to and 800 metres from the high water mark to a point situated 800 metres north of the high water mark on the northern most extremity of John Point; thence south to the high water mark at John Point and thence generally south easterly and easterly along the high water mark to the commencing point.

**Item 11. Cockburn Sound (Kwinana Beach)**

All that portion of Cockburn Sound bounded by a line commencing from a point on the high water mark situated in prolongation northwesterly of the mid line of John Street, East Rockingham and extending generally northeasterly along the high water mark to a point situated on the intersection of the high water mark with the prolongation northwesterly of the midline of Harbour Road, Kwinana; thence northwesterly 800 metres along that prolongation; thence generally southwesterly parallel to and 800 metres from the high water mark to a point situated in prolongation north westerly of the mid line of John Street, East Rockingham and thence southeasterly to the commencing point.

**Item 12. Coogee Beach**

All that portion of the Indian Ocean bounded by a line commencing from a point on the high water mark situated in prolongation westerly of the mid line of Beach Road, Coogee and extending generally southerly along the high water mark to an east west line passing through a point situated 460 metres south of the commencing point; thence west 400 metres; thence north 920 metres; thence east to the high water mark of the Indian Ocean and thence generally southerly along the high water mark to the commencing point.

**Item 13. Cockburn Sound and Garden Island**

All that portion of Cockburn Sound bounded by a line commencing at the easternmost extremity of Colpoys Point on Garden Island and extending east for 400 metres; thence south westerly to a point situated 400 metres east of the eastern most extremity of Collie Head; thence west to that point and thence generally northeasterly along the foreshore of Cockburn Sound and Careening Bay to the commencing point.

**Item 14. South Beach**

All that portion of the Indian Ocean adjacent to South Beach, Fremantle bounded by a line commencing from a point on the intersection of the prolongation westerly of the midline of Douro Road with the high water mark of the Indian Ocean and extending generally southerly along that high water mark to a point situated in prolongation westerly of the mid line of Island Street, thence westerly 150 metres along that prolongation; thence generally northerly parallel to and 150 metres from the high water mark to a point situated in prolongation westerly of the midline of Douro Road and thence easterly to the commencing point.

**Item 15. Channel Entrance**

All the waters of the Indian Ocean lying within a radius of 800 metres of the northernmost extremity of the mole situated on the west side of the channel entrance to Peel Harbour.

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Schedule 4  
(Clause 12)

**Item 1. Ocean Reef, Hillarys and Mindarie Keys Boat Harbours**

All the waters of the Ocean Reef, Hillarys and Mindarie Keys Boat Harbours and all the waters of the Indian Ocean within 50 metres of the groynes and entrances of those harbours.

**Item 2. Port Beach**

All that portion of the Indian Ocean at Port Beach bounded by a line commencing at the western most extremity of the groyne at the northern end of Rudderham Drive at Port Beach; thence extending easterly along the northern edge of the groyne to its intersection with the high water mark; thence north easterly along the high water mark for 200 metres, thence west for 100 metres, thence south for 200 metres to its intersection with a line extending west from the commencing point; thence along that line to the commencing point.

**Item 3. Cockburn Sound (East of Rockingham)**

All that portion of Cockburn Sound bounded by lines starting from a point on the high water mark situate in prolongation northwesterly of the mid-line of Flinders Lane, Rockingham and extending generally northeasterly along the high water mark to a point situate on the intersection of the high water mark with the prolongation northwesterly of the mid-line of John Street, East Rockingham; thence north-westerly 800 metres along that prolongation; thence generally southwesterly parallel to and 800 metres from the high water mark to a point situated in prolongation northwesterly of the mid-line of Flinders Lane, Rockingham and thence southeasterly to the starting point.

**Item 4. Inner Harbour (Fremantle)**

All the waters of the area described as Berth 12A, Inner Fremantle Harbour, North Quay Fremantle, on a plan called the "Fremantle Port Inner Harbour Plan" published on 1 April 1993 by the Fremantle Port Authority.

**Item 5. Jervois Bay Boat Harbours**

All the waters of the Jervois Bay Boat Harbours and all the waters of the Indian Ocean within 50 metres of the groynes and entrances of those harbours.

**Item 6. Fremantle Sailing Club, Fremantle Fishing Boat and Challenger Boat Harbours**

All the waters of the Fremantle Sailing Club, Fremantle Fishing Boat and Challenger Boat Harbours and all the waters of the Indian Ocean within 50 metres of the groynes and entrances of those harbours.

**Item 7. Rous Head Boat Harbour**

All the waters of the Rous Head Boat Harbour and all the waters of the Indian Ocean within 50 metres of the groynes and entrances of that harbour.

**Item 8. Robert Point (Halls Head) to Tim's Thicket Point**

All the waters of the Indian Ocean within 800 metres of high water between Robert Point (Halls Head, Mandurah) south to Tim's Thicket Point at latitude 32° 39' 5".

*[\* Declared by notice published in the Gazette of 8 September 1989.]*

Dated this 17th day of February 1995.

MONTY HOUSE, Minister for Fisheries.

**FI402****FISHERIES ACT 1905****COCKBURN SOUND (LINE AND POT) LIMITED ENTRY FISHERY NOTICE 1995****Arrangement****Clause**

1. Citation
  2. Commencement
  3. Interpretation
  4. Declaration of limited entry fishery
  5. Prohibition on taking or selling fish
  6. Criteria for a person to operate in the Fishery
  7. Criteria for issue of a licence
  8. Licence
  9. Ministerial discretion
  10. Licensee or nominated operator to control operations within Fishery
  11. Permitted means of operating in the Fishery
  12. Boat replacement
  13. Transfer of licence
  14. Applications and prescribed fees
  15. Publication of details
  16. Determination of position by reference to the Australian Geodetic Datum
- Schedule

**FISHERIES ACT 1905****COCKBURN SOUND (LINE AND POT) LIMITED ENTRY FISHERY NOTICE 1995**

NOTICE No. 660

FD 968/85.

Made by the Minister under Section 32.

**Citation**

1. This Notice may be cited as the *Cockburn Sound (Line and Pot) Limited Entry Fishery Notice 1995*.

**Commencement**

2. This Notice shall commence operation on 1 March 1995.

**Interpretation**

3. In this Notice unless the contrary intention appears—

“authorization” means any limited entry fishing licence issued or renewed pursuant to a limited entry fishery notice including this Notice made under s32 of the Act in respect of Cockburn Sound or any of the waters of the Indian Ocean between the mouth of the Moore River and Tim’s Thickett.

“authorized boat” means a licensed fishing boat in respect of which a licence is issued pursuant to this Notice;

“authorized person” means the nominated operator of a licence, or if no nominated operator then the licensee of a licence.;

“Cockburn Sound” means the area of water described in the Schedule;

“cuttlefish” means any fish of the order *Sepioidea*;

“Fishery” means the Cockburn Sound (Line and Pot) Limited Entry Fishery declared under clause 4;

“jig” means a device used for taking squid or cuttlefish which is attached to a hand line and which has unbarbed hooks;

“licence” means any limited entry fishery licence issued or renewed pursuant to this Notice that authorises a person to use a licensed fishing boat to operate in the Fishery or any part of the Fishery;

“licensed fishing boat” means a boat licensed pursuant to regulation 2 of the Regulations;

“measured length” means the measured length of the boat as defined by and determined in accordance with the Department of Transport Instruction to Surveyors notice 7/87 (reworked September 1994) effective from 21 September 1994, as reworked or superseded from time to time;

“nominated operator” means a person approved by the Director as the nominated operator of a licence in accordance with clause 8;

“octopus” means any fish of the order *Octopoda*;

“octopus pot” means an unbaited device open at one end or a baited device designed to capture cuttlefish, octopus or squid and approved in writing for that use by the Director;

“operate” means—

- (a) to search for fish;
- (b) to attempt to take fish;
- (c) to take fish; or
- (d) to engage in any other activity that can reasonably be expected to result in the taking of fish;

“Regulations” means the Fisheries Regulations 1938;

“squid” means any fish of the order *Teuthoidea*;

“supplementary licence” means a limited entry fishery licence issued pursuant to clause 9 that is endorsed as a “supplementary licence” or any such licence subsequently renewed;

“transfer” means the passing of any ownership or effective control of a licence from one person to another person.

**Declaration of limited entry fishery**

4. It is hereby declared that the taking of any species of fish or otherwise operating from the waters described in the Schedule by line or octopus pot shall constitute a limited entry fishery named the *Cockburn Sound (Line and Pot) Limited Entry Fishery*.

**Prohibition on taking or selling fish**

5. (1) A person, other than a person to whom section 32 (5) of the Act applies, shall not operate by means of a line or octopus pot in the Fishery other than in accordance with this Notice.

(2) A person shall not sell, dispose of or otherwise deal with or attempt to sell, dispose of or otherwise deal with fish taken from the Fishery in contravention of this Notice.

**Criteria for a person to operate in the Fishery**

6. A person, other than a person to whom section 32(5) of the Act applies, shall not operate in the Fishery unless—

- (a) the person holds a professional fisherman's licence issued pursuant to the Regulations; and
- (b) the person operates from an authorized boat.

**Criteria for issue of a licence**

7. The criteria that shall be applied to determine whether a licence may be issued in relation to a licensed fishing boat are that—

- (a) the boat is licensed to be used to operate in any of the following limited entry fisheries—
  - (i) under a class A licence in the *Cockburn Sound (Crab) Limited Entry Fishery*;
  - (ii) under a class A licence in the *West Coast (Beach Bait Fish Net) Limited Entry Fishery*;
  - (iii) the *Cockburn Sound (Fish Net) Limited Entry Fishery*; or
  - (iv) the *Cockburn Sound (Mussel) Limited Entry Fishery*;
- (b) the boat was used to fish by line or pot in Cockburn Sound in 1984 and during 1985 prior to 30 April 1985; or
- (c) the boat has replaced a boat to which paragraph (a) or paragraph (b) applies.

**Licence**

8. (1) The licensee of a licensed fishing boat as described in Clause 7 may apply to the Director for a licence to operate in the Fishery.

(2) Where more than one person (whether natural persons or otherwise) or a body corporate is the proposed licensee, the proposed licensee must nominate one natural person to be the nominated operator and a licence shall not issue unless the Director approves such nomination.

(3) A nomination made under subclause (2) shall be in writing to the Director on the approved form.

(4) Subject to clause 13, the nominated operator of a licence shall not be replaced.

(5) A licensee may apply to the Director for the renewal of a licence at any time within 30 days before the licence expires.

(6) If the Director considers that it is appropriate to do so, the Director may in the case of an application under—

- (a) subclause (1)—approve the issue of a licence;
- (b) subclause (3)—approve the person nominated to be the nominated operator of the licence; or
- (c) subclause (5)—approve the renewal of a licence.

(7) Where the Director has approved the issue or renewal of a licence, the licence expires on 31 December of the year for which the licence was issued.

(8) A licence may be issued or renewed subject to conditions that shall be endorsed on it.

(9) When a licence is issued or renewed, the licence shall be endorsed to show -

- (a) the name and licensed fishing boat number in respect of which it is issued;
- (b) the name and address of the licensee and nominated operator (if any) of that boat;
- (c) the name of the Fishery;
- (d) the licence number;
- (e) the date of issue or renewal;
- (f) the period for which the licence is valid; and
- (g) any conditions imposed on the licence.

**Ministerial discretion**

9. (1) Notwithstanding the provisions of clause 7, the licensee of a licensed fishing boat that does not satisfy the criteria mentioned in clause 7 may, on application and with the written approval of the Minister, be issued with a licence to operate in the Fishery.

(2) The Minister may, pursuant to this clause, direct that any licence (including a supplementary licence) be issued.

(3) Without limiting subclause (2), a licence issued under this clause may be restricted—

- (a) to any part of the Fishery;
- (b) to any period of operation; and
- (c) by any conditions that the Minister may impose.

**Licensee or nominated operator to control operations within Fishery**

10. Unless otherwise authorized in writing by the Director, an authorized person shall—

- (a) when the authorized boat is in the waters of the Fishery, be on board the authorized boat; and
- (b) when the authorized boat is being used to operate in the waters of the Fishery, be in control of or in charge of those activities.

**Permitted means of operating in the Fishery**

11. Unless otherwise approved by the Minister and authorized in writing by the Director or Minister—

- (a) fish (other than octopus, squid or cuttlefish) may only be taken from the waters of the Fishery from an authorized boat and by means of a maximum of three hand lines, each line—
  - (i) having no more than three hooks or three gangs (of three hooks or less) of hooks; and
  - (ii) being attended to from or attached to the authorized boat at all times; and
- (b) octopus, squid or cuttlefish may only be taken from the waters of the Fishery from an authorized boat and by means of—
  - (i) octopus pots; or
  - (ii) a maximum of three hand lines, each line having no more than three jigs and each line being attended to from or attached to the authorized boat at all times.

**Boat replacement**

12. (1) An authorized boat may only be replaced by another licensed fishing boat with the prior written approval of the Director.

(2) An authorized boat—

- (a) which is less than 5.5 metres measured length; and
- (b) in respect of which no authorization other than a licence is in force,

may be replaced on application made to the Director by another licensed fishing boat which is not more than 5.5 metres measured length.

(3) An authorized boat to which sub clause (2) does not apply may only be replaced on application made to the Director by another licensed fishing boat of measured length less than or equal to that of the authorized boat.

(4) The measured length of a boat shall, in the case of any disagreement or where otherwise necessary, be determined by an officer of the Department of Transport nominated in writing by the Director and appointed in writing by the licensee of the boat at the licensee's cost.

(5) Any change effected to the measured length of an authorized boat shall be, for the purposes of this Notice, taken to be a replacement of the authorized boat.

(6) Where an authorized boat is replaced other than in accordance with this clause, the replacement boat shall not be an authorized boat for the purposes of this Notice.

**Transfer of Licence**

13. (1) A licensee who—

- (a) in respect of an authorized boat holds a licence and a class A licence in the *Cockburn Sound (Crab) Limited Entry Fishery*; and
- (b) has obtained the prior written approval of the Director

may on application made to the Director, transfer both licences simultaneously with the authorized boat or to the licensee of another licensed fishing boat which qualifies under clause 12 as a replacement boat for the authorized boat.

(2) Where the proposed transferee of the licences referred to in subclause (1) is more than one person (whether natural persons or otherwise) or a body corporate, the proposed transferee must nominate in accordance with subclause 8(2) a person to be the nominated operator of the licences and the licences shall not be transferred unless the Director approves such nomination.

(3) Except as provided in this clause, a licence shall not be transferred.

(4) The licences affected by a transfer under this clause shall be endorsed accordingly.

**Applications and prescribed fees**

14. An application to the Director under this Notice shall be—

- (a) made on the form approved by the Director;
- (b) lodged subject to any direction in this notice, in accordance with the directions on the form; and
- (c) accompanied with the prescribed fee, if any.

**Publication of details**

15. The Director may by letter or by notice published in *The West Australian* newspaper or in the *Western Fisheries* magazine published by the Fisheries Department give notice of the names and addresses of the persons who hold licences to operate in the Fishery.

**Determination of position by reference to the Australian Geodetic Datum**

16. (1) Where for the purposes of this Notice it is necessary to determine a position on the surface of the earth by geographical co-ordinates, that position shall be determined on the Australian Geodetic Datum which is defined by an ellipsoid having a semi-major axis (equatorial radius) of 6 378 160 metres and a flattening of 1/298.25 and fixed by the position of the origin being the Johnston Geodetic Station in the Northern Territory of Australia.

(2) The Johnston Geodetic Station referred to in subclause (1) shall be taken to be situated at 25° 56' 54.5515" south latitude and at 133° 12' 30.0771" east longitude and to have a ground level elevation of 571.2 metres above the ellipsoid referred to in that subclause.

Schedule  
(clauses 3 and 4)

The waters of the Indian Ocean bounded by a line commencing at a point on the high water mark at the western extremity of the South Mole at the entrance to Fremantle Harbour and extending westerly to the southern most rock of the Straggler Rocks; thence south easterly to the high water mark on the northern most point of Mewstone; thence generally southerly along the high water mark on the eastern shore of Mewstone to its southern most point; thence southerly to the high water mark on the northern most point of Carnac Island; thence generally southerly along the high water mark on the eastern shore of that island to its southern most point; thence southerly to the high water mark at Entrance Point on Garden Island; thence generally southerly along the high water mark on the eastern shore of that island to south west point; thence southerly to the high water mark at John Point on the mainland; thence along the high water mark to the commencing point.

Dated this 17th day of February 1995.

MONTY HOUSE, Minister for Fisheries.

**FI403**

**FISHERIES ACT 1905**

**COCKBURN SOUND (FISH NET) LIMITED ENTRY FISHERY NOTICE 1995**

Arrangement

Clause

1. Citation
  2. Commencement
  3. Interpretation
  4. Declaration of limited entry fishery
  5. Prohibition on taking or selling fish
  6. Criteria for a person to operate in the Fishery
  7. Criteria for issue of a licence
  8. Licence
  9. Ministerial discretion
  10. Closures within the Fishery
  11. Licensee or nominated operator to control operations within Fishery
  12. Permitted means of operating in the Fishery
  13. Boat replacement
  14. Transfer of licence
  15. Applications and prescribed fees
  16. Publication of details
  17. Determination of Position by reference to the Australian Geodetic Datum
- Schedule 1  
Schedule 2

**FISHERIES ACT 1905**

**COCKBURN SOUND (FISH NET) LIMITED ENTRY FISHERY NOTICE 1995**

NOTICE No. 662

FD 968/85

Made by the Minister under Section 32.

**Citation**

1 This Notice may be cited as the *Cockburn Sound (Fish Net) Limited Entry Fishery Notice 1995*.

**Commencement**

2. This Notice shall commence operation on 1 March 1995.

**Interpretation**

3. In this Notice unless the contrary intention appears—

“authorization” means any limited entry fishing licence issued or renewed pursuant to a limited entry fishery notice including this Notice made under s 32 of the Act in respect of Cockburn Sound or any of the waters of the Indian Ocean between the mouth of the Moore River and Tim’s Thicket;

“authorized boat” means a licensed fishing boat in respect of which a licence is issued pursuant to this Notice;

- "authorized person" means the nominated operator of a licence, or if no nominated operator then the licensee of a licence;
- "Cockburn Sound" means the area of water described in Schedule 1;
- "crustacea" means any fish of the subphylum *crustacea*;
- "Fishery" means the Cockburn Sound (Fish Net) Limited Entry Fishery declared under clause 4;
- "fish net" means a net of minimum mesh size of 48 millimetres;
- "garfish" means any fish of the Family *Hemirhamphidae*;
- "garfish net" means a surface set net with a minimum mesh size of 25 millimetres, a maximum mesh size of 76 millimetres and a maximum depth of 18 metres;
- "haul net" means a net which is hauled by hand with a minimum mesh size of 48 millimetres, a maximum mesh size of 114 millimetres, a maximum length of 300 metres and a maximum depth of 6 metres;
- "licence" means any limited entry fishery licence issued or renewed pursuant to this Notice that authorizes a person to use a licenced fishing boat to operate in the Fishery or any part of the Fishery;
- "licenced fishing boat" means a boat licensed pursuant to regulation 2 of the Regulations;
- "measured length" means the measured length of the boat as defined by and determined in accordance with the Department of Transport Instruction to Surveyors notice 7/87 (reworked September 1994) effective from 21 September 1994, as reworked or superseded from time to time;
- "nominated operator" means a person approved by the Director as the nominated operator of a licence in accordance with clause 8;
- "operate" means—
- (a) to search for fish;
  - (b) to attempt to take fish;
  - (c) to take fish; or
  - (d) to engage in any other activity that can reasonably be expected to result in the taking of fish;
- "Regulations" means the Fisheries Regulations 1938;
- "set net" means a net which is set with a minimum mesh size of 48 millimetres, a maximum mesh size of 114 millimetres, a maximum length of 1 000 metres and a maximum depth of 3 metres;
- "supplementary licence" means a limited entry fisheries licence issued pursuant to clause 9 that is endorsed as a "supplementary licence" or any such licence subsequently renewed;
- "transfer" means the passing of any ownership or effective control of a licence from one person to another person.

#### **Declaration of limited entry fishery**

4. It is hereby declared that the taking of any species of fish or otherwise operating from the waters described in Schedule 1 by fish net or garfish net, shall constitute a limited entry fishery named the *Cockburn Sound (Fish Net) Limited Entry Fishery*.

#### **Prohibition on taking or selling fish**

5. (1) A person, other than a person to whom section 32(5) of the Act and other than a person referred to in subclause (2) applies, shall not operate by means of a fish net or a garfish net in the Fishery other than in accordance with this Notice.

(2) To the extent that a species of fish forms part of the *West Coast Purse Seine Limited Entry Fishery* and of this Fishery, a person licensed in the *West Coast Purse Seine Limited Entry Fishery* may take or attempt to take fish in that part of the Fishery without obtaining a licence under this Notice, provided that the person complies with the requirements of the *West Coast Purse Seine Limited Entry Fishery Notice 1989\** and of any licence issued or renewed pursuant to that Notice.

(3) A person shall not sell, dispose of or otherwise deal with or attempt to sell, dispose of or otherwise deal with fish taken in contravention of this Notice.

#### **Criteria for a person to operate in the Fishery**

6. A person, other than a person to whom section 32(5) of the Act applies or a person referred to in subclause 5(2), shall not operate in the Fishery unless—

- (a) the person holds a professional fisherman's licence issued pursuant to the Regulations; and
- (b) the person operates from an authorized boat.

#### **Criteria for issue of a licence**

7. (1) The criteria that shall be applied to determine whether a licence may be issued in relation to a licensed fishing boat, are that—

- (a) the boat was used in Cockburn Sound—
  - (i) to fish during 1984 and during 1985 prior to 30 April 1985 using haul nets or set nets;
  - (ii) to take at least 1000 kilograms of fish by haul net or set net and fished by those methods in at least two months in the period 1 January 1984 to 30 April 1985; and
  - (iii) to take at least 1000 kilograms of fish by haul net or set net in each year in at least three of the four years from 1 May 1985 to 30 April 1989 inclusive; or
- (b) the boat has replaced a boat to which paragraph (a) applies.

(2) In this clause, "year" means the period from 1 May in any year to 30 April in the following year.



**Licence**

8. (1) The licensee of a licensed fishing boat as described in Clause 7 may apply to the Director for a licence to operate in the Fishery.

(2) Where more than one person (whether natural persons or otherwise) or a body corporate is the proposed licensee, the proposed licensee must nominate one natural person to be the nominated operator and a licence shall not issue unless the Director approves such nomination.

(3) A nomination made under sub-clause (2) shall be in writing to the Director on the approved form.

(4) The nominated operator of a licence shall not be replaced.

(5) A licensee may apply to the Director for the renewal of a licence at any time within 30 days before the licence expires.

(6) If the Director considers that it is appropriate to do so, the Director may in the case of an application under—

(a) subclause (1)—approve the issue of a licence;

(b) subclause (3)—approve the person nominated to be the nominated operator of the licence; or

(c) subclause (5)—approve the renewal of a licence

(7) Where the Director has approved the issue or renewal of a licence, the licence expires on 31 December of the year for which it was issued.

(8) A licence may be issued or renewed subject to conditions that shall be endorsed on it.

(9) When a licence is issued or renewed, the licence shall be endorsed to show—

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

(b) the name and address of the licensee and nominated operator (if any) of that boat;

(c) the name of the Fishery;

(d) the licence number;

(e) the date of issue or renewal;

(f) the period for which the licence is valid; and

(g) any conditions imposed on the licence.

**Ministerial discretion**

9. (1) Notwithstanding the provisions of clause 7, the licensee of a licensed fishing boat that does not satisfy the criteria mentioned in clause 7 may, on application and with the written approval of the Minister, be issued with a licence to operate in the Fishery.

(2) The Minister may, pursuant to this clause, direct that a licence (including a supplementary licence) be issued.

(3) Without limiting subclause (2), a licence issued under this clause may be restricted—

(a) to any part of the Fishery;

(b) to any period of operation; and

(c) by any conditions that the Minister may impose.

**Closures within the Fishery**

10. (1) A person shall not take or attempt to take fish by means of a haul net, set net or garfish net in the waters described in Schedule 2 at any time.

(2) A person shall not take or attempt to take crustacea in the waters of the Fishery unless authorized by an authorization to do so.

**Licensee or nominated operator to control operations within Fishery**

11. Unless otherwise authorized in writing by the Director, an authorized person shall:

(a) when the authorized boat is in the waters of the Fishery, be on board the authorized boat; and

(b) when the authorized boat is being used to operate in the waters of the Fishery, be in control of or in charge of those activities.

**Permitted means of operating in the Fishery**

12. (1) A person may take fish or otherwise operate in the Fishery only by means of a haul net, set net or garfish net.

(2) All nets used in the Fishery must have a floatline which remains on the surface of the water.

(3) A haul net or set net used in the Fishery shall not contain a bunt or pocket.

(4) An authorized boat in the Fishery shall not—

(a) have on board the boat; or

(b) be operated to use or set,

more than 1000 metres of haul or set net or 260 metres of garfish net.

(5) Garfish may be taken in the Fishery only by means of a garfish net.

**Boat replacement**

13. (1) An authorized boat may only be replaced by another licensed fishing boat with the prior written approval of the Director.

(2) An authorized boat—

(a) which is less than 5.5 metres measured length; and

(b) in respect of which no authorization other than a licence is in force,

may be replaced on application made to the Director by another licensed fishing boat which is not more than 5.5 metres measured length.

(3) An authorized boat to which subclause (2) does not apply may only be replaced on application made to the Director by another licensed fishing boat of measured length less than or equal to that of the authorized boat.

(4) The measured length of a boat shall, in the case of any disagreement or where otherwise necessary, be determined by an officer of the Department of Transport nominated in writing by the Director and appointed in writing by the licensee of the boat at the licensee's cost.

(5) Any change effected to the measured length of an authorized boat shall be, for the purposes of this Notice, taken to be a replacement of the authorized boat.

(6) Where an authorized boat is replaced other than in accordance with this clause, the replacement boat shall not be an authorized boat for the purposes of this Notice.

**Transfer of licence**

14. A licence issued under the provisions of this Notice shall not be transferred.

**Applications and prescribed fees**

15. An application to the Director under this Notice shall be—

(a) made on the form approved by the Director;

(b) lodged subject to any direction in this Notice, in accordance with the directions on the form; and

(c) accompanied with the prescribed fee, if any.

**Publication of details**

16. The Director may by letter or by notice published in *The West Australian* newspaper or in the *Western Fisheries* magazine published by the Fisheries Department give notice of the names and addresses of the persons who hold licences to operate in the Fishery.

**Determination of position by reference to the Australian Geodetic Datum**

17. (1) Where for the purposes of this Notice it is necessary to determine a position on the surface of the earth by geographical co-ordinates, that position shall be determined on the Australian Geodetic Datum which is defined by an ellipsoid having a semi-major axis (equatorial radius) of 6 378 160 metres and a flattening of 1/298.25 and fixed by the position of the origin being the Johnston Geodetic Station in the Northern Territory of Australia.

(2) The Johnston Geodetic Station referred to in subclause (1) shall be taken to be situated at 25° 56' 54.5515" south latitude and at 133° 12' 30.0771" east longitude and to have a ground level elevation of 571.2 metres above the ellipsoid referred to in that subclause.

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Schedule 1

(clauses 3 and 4)

The waters of the Indian Ocean bounded by a line commencing at a point on the high water mark at the western extremity of the South Mole at the entrance to Fremantle Harbour and extending westerly to the southern most rock of the Straggler Rocks; thence south easterly to the high water mark on the northern most point of Mewstone; thence generally southerly along the high water mark on the eastern shore of Mewstone to its southern most point; thence southerly to the high water mark on the northern most point of Carnac Island; thence generally southerly along the high water mark on the eastern shore of that island to its southern most point; thence southerly to the high water mark at Entrance Point on Garden Island; thence generally southerly along the high water mark on the eastern shore of that island to south west point; thence southerly to the high water mark at John Point on the mainland; thence along the high water mark to the commencing point.

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Schedule 2

(clause 10)

Item 1. Cockburn Sound (west of Rockingham)

All that portion of Cockburn Sound bounded by a line commencing from a point on the high water mark situated in prolongation north westerly of the midline of Flinders Lane, Rockingham; thence northwesterly 800 metres along that prolongation; thence generally westerly and northwesterly parallel to and 800 metres from the high water mark to a point situated 800 metres north of the high water mark on the northern most extremity of John Point; thence south to the high water mark at John Point and thence generally south easterly and easterly along the high water mark to the commencing point.

**Item 2. Cockburn Sound (Kwinana Beach)**

All that portion of Cockburn Sound bounded by a line commencing from a point on the high water mark situated in prolongation northwesterly of the mid line of John Street, East Rockingham and extending generally northeasterly along the high water mark to a point situated on the intersection of the high water mark with the prolongation northwesterly of the midline of Harbour Road, Kwinana; thence northwesterly 800 metres along that prolongation; thence generally southwesterly parallel to and 800 metres from the high water mark to a point situated in prolongation north westerly of the mid line of John Street, East Rockingham and thence southeasterly to the commencing point.

**Item 3. Coogee Beach**

All that portion of the Indian Ocean bounded by a line commencing from a point on the high water mark situated in prolongation westerly of the mid line of Beach Road, Coogee and extending generally southerly along the high water mark to an east west line passing through a point situated 460 metres south of the commencing point; thence west 400 metres; thence north 920 metres; thence east to the high water mark of the Indian Ocean and thence generally southerly along the high water mark to the commencing point.

**Item 4. Cockburn Sound and Garden Island**

All that portion of Cockburn Sound bounded by a line commencing at the easternmost extremity of Colpoys Point on Garden Island and extending east for 400 metres; thence south westerly to a point situated 400 metres east of the eastern most extremity of Collie Head; thence west to that point and thence generally northeasterly along the foreshore of Cockburn Sound and Careening Bay to the commencing point.

**Item 5. South Beach**

All that portion of the Indian Ocean adjacent to South Beach, Fremantle bounded by a line commencing from a point on the intersection of the prolongation westerly of the midline of Douro Road with the high water mark of the Indian Ocean and extending generally southerly along that high water mark to a point situated in prolongation westerly of the mid line of Island Street, thence westerly 150 metres along that prolongation; thence generally northerly parallel to and 150 metres from the high water mark to a point situated in prolongation westerly of the midline of Douro Road and thence easterly to the commencing point.

**Item 6. Rockingham**

All that portion of Cockburn Sound bounded by a line commencing from a point on the high water mark situated in prolongation northwesterly of the mid line of Flinders Lane, Rockingham and extending generally northeasterly along the high water mark to a point situated on the intersection of the high water mark with the prolongation northwesterly of the mid line of John Street, East Rockingham; thence north westerly 800 metres along that prolongation; thence generally south westerly parallel to and 800 metres from the high water mark to a point situated in prolongation northwesterly of the mid line of Flinders Lane, Rockingham and thence southeasterly to the commencing point.

*[\*Published in the Gazette of 8 September 1989]*

Dated this 17th day of February 1995.

MONTY HOUSE, Minister for Fisheries.

**FI404**

**FISHERIES ACT 1905****COCKBURN SOUND (CRAB) LIMITED ENTRY FISHERY NOTICE 1995****Arrangement****Clause**

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### FISHERIES ACT 1905

#### COCKBURN SOUND (CRAB) LIMITED ENTRY FISHERY NOTICE 1995

NOTICE No. 663

FD 968/85

Made by the Minister under Section 32.

#### Citation

1. This Notice may be cited as the *Cockburn Sound (Crab) Limited Entry Fishery Notice 1995*.

#### Commencement

2. This Notice shall commence operation on 1 March 1995.

#### Interpretation

3. In this Notice unless the contrary intention appears—

“authorization” means any limited entry fishing licence issued or renewed pursuant to a limited entry fishery notice including this Notice made under s.32 of the Act in respect of Cockburn Sound or any of the waters of the Indian Ocean between the mouth of the Moore River and Tim’s Thicket;

“authorized boat” means a licensed fishing boat in respect of which a licence is issued pursuant to this Notice;

“authorized person” means the nominated operator of a licence, or if no nominated operator then the licensee of a licence;

“class A licence” means a limited entry fishery licence issued or renewed pursuant to this Notice, that is endorsed as a “class A licence” and that authorizes a person to use a licensed fishing boat to operate in the Fishery;

“class B licence” means a limited entry fishery licence issued or renewed pursuant to this Notice, that is endorsed as a “class B licence” and that authorizes a person to use a licensed fishing boat to operate in the Fishery;

“Cockburn Sound” means the area of water described in Schedule 1;

“crab pot” means a device which is baited for the purpose of taking crabs;

“crabs” means any crab of the species *Portunus pelagicus* or *Ovalipes Australiensis*

“Fishery” means the Cockburn Sound (Crab) Limited Entry Fishery declared under clause 4;

“licence” means any limited entry fishery licence issued or renewed pursuant to this Notice that authorizes a person to operate in the Fishery or any part of the Fishery;

“licensed fishing boat” means a boat licensed pursuant to regulation 2 of the Regulations;

“measured length” means the measured length of the boat as defined by and determined in accordance with the Department of Transport Instruction to Surveyors notice 7/87 (reworked September 1994) effective from 21 September 1994, as reworked or superseded from time to time;

“net” means a demersal gillnet;

“nominated operator” means a person approved by the Director as the nominated operator of a licence in accordance with clause 8;

“operate” means -

- (a) to search for crabs;
- (b) to attempt to take crabs;
- (c) to take crabs; or
- (d) to engage in any other activity that can reasonably be expected to result in the taking of crabs;

“pull” in relation to a net or crab pot means to bring the net or crab pot from the seabed to the surface of the sea;

“Regulations” means the Fisheries Regulations 1938;

“set” in relation to a net or crab pot means to position and release the net or crab pot into the water;

"supplementary licence" means a limited entry fishery licence issued pursuant to clause 9 that is endorsed as a "supplementary licence" or any such licence subsequently renewed;

"transfer" means the passing of ownership or effective control of the licence from one person to another person.

#### **Declaration of limited entry fishery**

4. It is hereby declared that the taking of crabs or otherwise operating from the waters described in Schedule 1 shall constitute a limited entry fishery named the *Cockburn Sound (Crab) Limited Entry Fishery*.

#### **Prohibition on taking or selling crabs**

5. (1) A person, other than a person to whom section 32(5) of the Act applies, shall not operate by any means in the Fishery other than in accordance with this Notice.

(2) A person shall not sell, dispose of or otherwise deal with or attempt to sell, dispose of or otherwise deal with crabs taken in contravention of this Notice.

#### **Criteria for a person to operate in the Fishery**

6. A person, other than a person to whom section 32(5) of the Act applies, shall not operate in the Fishery unless—

- (a) the person holds a professional fisherman's licence issued pursuant to the Regulations; and
- (b) the person operates from an authorized boat.

#### **Criteria for issue of a licence**

7. (1) The criteria that shall be applied to determine whether a class A licence may be issued in relation to a licensed fishing boat, are that—

- (a) the boat was used in Cockburn Sound—
  - (i) to take at least 3000 kilograms of crabs in each year from 1 May 1982 to 30 April 1985;
  - (ii) to fish for crabs in 1984 and during 1985 prior to 30 April 1985;
  - (iii) to take at least 1000 kilograms of crabs in at least two months in the period 1 January 1984 to 31 December 1984;
  - (iv) to take at least 1000 kilograms of crabs from 1 January 1985 to 30 April 1985; and
  - (v) to take at least 1000 kilograms of crabs each year in at least three years of the four year periods from 1 May 1985 to 30 April 1989; or
- (b) the boat has replaced a boat to which paragraph (a) applies.

(2) The criteria that shall be applied to determine whether a class B licence shall be issued in relation to a licensed fishing boat are that—

- (a) the boat was used in Cockburn Sound—
  - (i) to take less than 3000 kilograms of crabs in any year from 1 May 1982 to 30 April 1985;
  - (ii) to fish for crabs in 1984 and during 1985 prior to 30 April 1985;
  - (iii) to take at least 1000 kilograms of crabs in at least two months in the period 1 January 1984 to 31 December 1984;
  - (iv) to take at least 1000 kilograms of crabs from 1 January 1985 to 30 April 1985; and
  - (v) to take at least 1000 kilograms of crabs each year in at least three years of the four year periods from 1 May 1985 to 30 April 1989; or
- (b) the boat has replaced a boat to which paragraph (a) applies.

(3) In this clause, "year" means the period from 1 May in any year to 30 April in the following year.

#### **Licence**

8. (1) The licensee of a licensed fishing boat as described in—

- (a) Subclause 7(1)—may apply to the Director for the issue of a class A licence; or
- (b) Subclause 7(2)—may apply to the Director for the issue of a class B licence.

(2) Where more than one person (whether natural persons or otherwise) or a body corporate is the proposed licensee, the proposed licensee must nominate one natural person to be the nominated operator and a licence shall not issue unless the Director approves such nomination.

(3) A proposed licensee who is a single natural person may, with the prior written approval of the Director, nominate a brother, sister or a son or daughter of the licensee, the licensee's brother or the licensee's sister to be the nominated operator provided that the person nominated has operated the licensed fishing boat or its replacement in the Fishery continuously for not less than five years prior to 1 May 1994.

(4) A nomination made under subclause (2) or (3) shall be in writing to the Director on the approved form.

(5) Subject to clause 14, the nominated operator of a licence shall not be replaced.

(6) A licensee may apply to the Director for the renewal of a licence at any time within 30 days before the licence expires.

(7) If the Director considers that it is appropriate to do so, the Director may in the case of an application made under—

- (a) subclause (1)—approve the issue of a licence;

- (b) subclause (4)—approve the person nominated to be the nominated operator of the licence; or
- (c) subclause (6)—approve the renewal of a licence.
- (8) Where the Director has approved the issue or renewal of a licence, the licence expires on 31 December of the year for which it was issued.
- (9) A licence may be issued or renewed subject to conditions that shall be endorsed on it.
- (10) When a licence is issued or renewed, the licence shall be endorsed to show—
  - (a) the name and licensed fishing boat number in respect of which it is issued;
  - (b) the name and address of the licensee and nominated operator (if any) of that boat;
  - (c) the name of the Fishery;
  - (d) the licence number;
  - (e) the date of issue or renewal;
  - (f) the period for which the licence is valid;
  - (g) the class of the licence; and
  - (h) any conditions imposed on the licence.

#### **Ministerial discretion**

9. (1) Notwithstanding the provisions of Clause 7, the licensee of a licensed fishing boat that does not satisfy the criteria mentioned in Clause 7 may, on application and with the written approval of the Minister, be issued with a licence to operate in the Fishery.

(2) The Minister may, pursuant to this clause, direct that any licence (including a supplementary licence) be issued.

(3) Without limiting subclause (2), a licence issued under this clause may be restricted—

- (a) to any part of the Fishery;
- (b) to any period of operation; and
- (c) by any conditions that the Minister may impose.

#### **Closures within the Fishery**

10. (1) A person shall not operate by any means in the waters of the Fishery during the period commencing on 1 October in any year and ending on 30 November in the same year.

(2) Subject to subclauses (3) and (4) a person may pull or set either nets or crab pots in the waters of the Fishery—

- (a) during the period commencing on 1 December in any year and ending on 28 February in the following year, between the hours of 0430 and 1200 on any day;
- (b) during the period commencing on 1 March and ending on 30 June in any one year, between the hours of 0530 and 1300 on each day; and
- (c) during the period commencing on 1 July and ending on 30 September in any one year, between the hours of 0600 and 1400 on each day.

(3) A person shall not operate by means of net or crab pot in the waters described in Schedule 2 at any time.

(4) A person shall not operate by means of crab pots in the waters described in Schedule 3 at any time.

#### **Licensee or nominated operator to control operations within the Fishery**

11. Unless otherwise authorized in writing by the Director, an authorized person shall—

- (a) when the authorized boat is in the waters of the Fishery, be on board the authorized boat;
- (b) when the authorized boat is being used to operate in the waters of the Fishery, be in control of or in charge of those activities; and
- (c) when the authorized boat is being used to operate in the waters of the Fishery, ensure that any undersize crabs and female spawning crabs taken are returned to the waters of the Fishery within 5 minutes (if crab pots are being used) or 60 minutes (if nets are being used) of being brought aboard the authorized boat.

#### **Permitted means of operating in the Fishery**

12. (1) The only means of operating in the Fishery that may be used from an authorized boat are—

- (a) not more than 100 crab pots, all of which may be pulled only once in any 24 hour period (commencing at midnight); or
- (b) nets having a combined length of not more than 2,400 metres, of which not more than 1,200 metres may be pulled in any 24 hour period (commencing at midnight).

(2) A net used in the waters of the Fishery shall have—

- (a) the licenced fishing boat number clearly marked on either —
  - (i) every tenth lead weight with lettering a minimum of 4 millimetres high;
  - (ii) every fifth net float with lettering a minimum of 10 millimetres high; or
  - (iii) tags attached every 30 metres along the head rope with lettering a minimum of 10 millimetres high;
- (b) a maximum depth of 10 meshes;

- (c) a minimum mesh size of 152.5 millimetres;
  - (d) a maximum monofilament line size of 0.48 millimetres diameter (8 line) or multifilament size 210/9 ply; and
  - (e) a maximum length of 1,200 metres.
- (3) A crab pot used in the waters of the Fishery shall—
- (a) have two rings each of diameter no greater than 1.16 metres; and
  - (b) when set, have a height between the rings of no greater than 450 millimetres, and have attached to it by negatively buoyant rope one float that—
  - (c) has a diameter of not less than 190 mm, and
  - (d) is branded or stamped in legible characters not less than 80 mm high and not less than 15 mm wide with the letter "F" followed by the distinguishing number allotted under sub regulation (4) of regulation 2 of the Regulations in respect of the licensed fishing boat that is used to set or lift the crab pot.
- (4) An authorized person shall, within 5 working days after the Director has approved the issue of a licence and within 5 working days before 1 December of any year for which the licence is in force, deliver to a licensing officer of the Metropolitan District Office of the Fisheries Department (Fremantle) a written notice electing the use of either crab pots or nets in the Fishery and, subject to subclause (5) the authorized person shall only operate in the Fishery by the means elected.
- (5) An authorized person may only change the means used to operate in the Fishery by—
- (a) delivering to a licensing officer of the Metropolitan District Office of the Fisheries Department (Fremantle) within 5 business days before the day in a month described in Schedule 4 a written notice electing to change the means of operating in the Fishery and specifying the change; and
  - (b) within the first 2 days of the month immediately following the month relevant to subclause (5)(a), changing the means of operating in the Fishery in accordance with the specified change.
- (6) Where a change of means of operating in the Fishery is being given effect to pursuant to subclause (5)—
- (a) a conversion ratio of 100 crab pots for 2,400 metres (total length) of net shall apply;
  - (b) the authorized person shall not set the crab pots or net in the waters of the Fishery until all net or crab pots (as the case may be) have first been removed from the waters of the Fishery; and
  - (c) the authorized person shall not have on board the authorized boat at any one time both crab pots and net.

### Boat replacement

13. (1) An authorized boat may only be replaced by another licensed fishing boat with the prior written approval of the Director.

(2) An authorized boat—

- (a) which is less than 5.5 metres measured length; and
- (b) in respect of which no authorisation other than a licence is in force,

may be replaced on application made to the Director by another licensed fishing boat which is not more than 5.5 metres measured length.

(3) An authorized boat to which subclause (2) does not apply may only be replaced on application made to the Director by another licensed fishing boat of measured length less than or equal to that of the authorized boat.

(4) The measured length of a boat shall, in the case of any disagreement or where otherwise necessary, be determined by an officer of the Department of Transport nominated in writing by the Director and appointed in writing by the licensee of the boat at the licensee's cost.

(5) Any change effected to the measured length of an authorized boat shall be, for the purposes of this Notice, taken to be a replacement of the authorized boat.

(6) Where an authorized boat is replaced other than in accordance with this clause, the replacement boat shall not be an authorized boat for the purposes of this Notice.

### Transfer of licence

14. (1) A licensee who—

- (a) in respect of an authorized boat holds a class A licence and an authorisation in the *Cockburn Sound (Line and Pot) Limited Entry Fishery*; and
- (b) has obtained the prior written approval of the Director

may on application made to the Director transfer both licences simultaneously with the authorized boat or to another licensed fishing boat which qualifies under clause 12 as a replacement boat for the authorized boat.

(2) Where the proposed transferee of the licences referred to in subclause (1) is more than one person (whether natural persons or otherwise) or a body corporate, the proposed transferee must nominate in accordance with subclause 8(2) a person to be the nominated operator of the licences and the licences shall not be transferred unless the Director approves such nomination.

(3) Except as provided in this clause, a licence shall not be transferred.

(4) The licences affected by the transfers mentioned in subclause (1) shall be endorsed accordingly.

(5) Immediately prior to the transfers mentioned in sub-clause (1), any licence held by the transferor in any of the following limited entry fisheries—

- (a) the *West Coast (Beach Bait) Limited Entry Fishery*;
- (b) the *Cockburn Sound (Fish Net) Limited Entry Fishery*;
- (c) the *Cockburn Sound (Mussel) Limited Entry Fishery*;

shall be cancelled and may not be transferred.

(6) A class B licence shall not be transferred.

#### **Applications and prescribed fees**

15. An application to the Director under this Notice shall be—

- (a) made on the form approved by the Director;
- (b) lodged subject to any direction in this Notice, in accordance with the directions on the form; and
- (c) accompanied with the prescribed fee, if any.

#### **Publication of details**

16. The Director may by letter or by notice published in *The West Australian* newspaper or in the *Western Fisheries* magazine published by the Fisheries Department give notice of the names and addresses of the persons who hold licences to operate in the Fishery.

#### **Revocation**

17. The following notices are cancelled—

- (a) No. 426 published in the *Gazette* on 1 December 1989;
- (b) No. 464 published in the *Gazette* on 30 November 1990; and
- (c) No. 516 published in the *Gazette* on 8 November 1991.

#### **Determination of position by reference to the Australian Geodetic Datum**

18. (1) Where for the purposes of this Notice it is necessary to determine a position on the surface of the earth by geographical co-ordinates, that position shall be determined on the Australian Geodetic Datum which is defined by an ellipsoid having a semi-major axis (equatorial radius) of 6 378 160 metres and a flattening of 1/298.25 and fixed by the position of the origin being the Johnston Geodetic Station in the Northern Territory of Australia.

(2) The Johnston Geodetic Station referred to in subclause (1) shall be taken to be situated at 25° 56' 54.5515" south latitude and at 133° 12' 30.0771" east longitude and to have a ground level elevation of 571.2 metres above the ellipsoid referred to in that subclause.

#### **Schedule 1**

(Clauses 3 and 4)

The waters of the Indian Ocean bounded by a line commencing at a point on the high water mark at the western extremity of the South Mole at the entrance to Fremantle Harbour and extending westerly to the southern most rock of the Straggler Rocks; thence south easterly to the high water mark on the northern most point of Mewstone; thence generally southerly along the high water mark on the eastern shore of Mewstone to its southern most point; thence southerly to the high water mark on the northern most point of Carnac Island; thence generally southerly along the high water mark on the eastern shore of that island to its southern most point; thence southerly to the high water mark at Entrance Point on Garden Island; thence generally southerly along the high water mark on the eastern shore of that island to south west point; thence southerly to the high water mark at John Point on the mainland; thence along the high water mark to the commencing point.

#### **Schedule 2**

(clause 10)

##### **Item 1. Coogee Beach**

All that portion of the Indian Ocean bounded by a line commencing from a point on the high water mark situated in prolongation westerly of the mid line of Beach Road, Coogee and extending generally southerly along the high water mark to an east west line passing through a point situated 460 metres south of the commencing point; thence west 400 metres; thence north 920 metres; thence east to the high water mark of the Indian Ocean and thence generally southerly along the high water mark to the commencing point.

##### **Item 2. Cockburn Sound and Garden Island**

All that portion of Cockburn Sound bounded by a line commencing at the easternmost extremity of Colpoys Point on Garden Island and extending east for 400 metres; thence south westerly to a point situated 400 metres east of the eastern most extremity of Collie Head; thence west to that point and thence generally northeasterly along the foreshore of Cockburn Sound and Careening Bay to the commencing point.



**Item 3. South Beach**

All that portion of the Indian Ocean adjacent to South Beach, Fremantle bounded by a line commencing from a point on the intersection of the prolongation westerly of the midline of Douro Road with the high water mark of the Indian Ocean and extending generally southerly along that high water mark to a point situated in prolongation westerly of the mid line of Island Street, thence westerly 150 metres along that prolongation; thence generally northerly parallel to and 150 metres from the high water mark to a point situated in prolongation westerly of the midline of Douro Road and thence easterly to the commencing point.

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**Schedule 3**

(clause 10)

All waters of Cockburn Sound excepting those waters lying between the causeway joining Garden Island and the mainland and a line extending from Woodman Point on the mainland to Second Head on Garden Island.

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**Schedule 4**

(clause 12)

27 February of any year

30 May of any year

Dated this 17th day of February 1995.

MONTY HOUSE, Minister for Fisheries.

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**FI405****FISHERIES ACT 1905****COCKBURN SOUND (MUSSEL) LIMITED ENTRY FISHERY NOTICE 1995****Arrangement****Clause**

1. Citation
  2. Commencement
  3. Interpretation
  4. Declaration of limited entry fishery
  5. Prohibition on taking or selling mussels
  6. Criteria for a person to operate in the Fishery
  7. Criteria for issue of a licence
  8. Licence
  9. Ministerial discretion
  10. Licensee or nominated operator to control operations within Fishery
  11. Permitted means of operating in the Fishery
  12. Boat replacement
  13. Transfer of licence
  14. Applications and prescribed fees
  15. Publication of details
  16. Determination of position by reference to the Australian Geodetic Datum
- Schedule

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**FISHERIES ACT 1905****COCKBURN SOUND (MUSSEL) LIMITED ENTRY FISHERY NOTICE 1995****NOTICE No. 664**

FD 968/85.

Made by the Minister under Section 32.

**Citation**

1. This Notice may be cited as the *Cockburn Sound (Mussel) Limited Entry Fishery Notice 1995*.

**Commencement**

2. This Notice shall commence operation on 1 March 1995.

**Interpretation**

3. In this Notice unless the contrary intention appears—

“authorization” means any limited entry fishing licence issued or renewed pursuant to a limited entry fishery notice including this Notice made under s.32 of the Act in respect of Cockburn Sound or any of the waters of the Indian Ocean between the mouth of the Moore River and Tim’s Thicket;

“authorized boat” means a licensed fishing boat in respect of which a licence is issued pursuant to this Notice;

“authorized person” means the nominated operator of a licence, or if no nominated operator then the licensee of a licence;

“Cockburn Sound” means the area of water described in the Schedule;

“Fishery” means the Cockburn Sound (Mussel) Limited Entry Fishery declared under clause 4;

“licence” means any limited entry fishery licence issued or renewed pursuant to this Notice, that authorizes a person to use a licenced fishing boat to operate in the Fishery or any part of the Fishery;

“licensed fishing boat” means a boat licensed pursuant to regulation 2 of the Regulations;

“measured length” means the measured length of the boat as defined by and determined in accordance with the Department of Transport Instruction to Surveyors notice 7/87 (reworked September 1994) effective from 21 September 1994, as reworked or superseded from time to time;

“mussels” means the species *Mytilus edulis*;

“nominated diver” means a person approved by the Director as a nominated diver of a licence in accordance with clause 8;

“nominated operator” means the person approved by the Director as the nominated operator of a licence in accordance with clause 8;

“operate” means—

- (a) to search for mussels;
- (b) to attempt to take mussels;
- (c) to take mussels; or
- (d) to engage in any other activity that can reasonably be expected to result in the taking of mussels;

“Regulations” means the Fisheries Regulations 1938;

“supplementary licence” means a limited entry fishery licence issued pursuant to clause 9 that is endorsed as a “supplementary licence” or any such licence subsequently renewed;

“transfer” means the passing of any ownership or effective control of a licence from one person to another person.

**Declaration of limited entry fishery**

4. It is hereby declared that the taking of mussels or otherwise operating from the waters described in the Schedule shall constitute a limited entry fishery named the *Cockburn Sound (Mussel) Limited Entry Fishery*.

**Prohibition on taking or selling mussels**

5. (1) A person, other than a person to whom section 32 (5) of the Act applies, shall not operate in the Fishery other than in accordance with this Notice.

(2) A person shall not sell, dispose of or otherwise deal with, or attempt to sell, dispose of or otherwise deal with mussels taken from the Fishery in contravention of this Notice.

**Criteria for a person to operate in the Fishery**

6. A person, other than a person to whom section 32 (5) of the Act applies, shall not operate in the Fishery unless—

- (a) the person holds a professional fisherman’s licence issued pursuant to the Regulations; and
- (b) the person operates from an authorized boat or is authorized by licence to so operate.

**Criteria for issue of a licence**

7. (1) The criteria that shall be applied to determine whether a licence may be issued in relation to a licensed fishing boat are that—

- (a) the boat—
  - (i) was used to take mussels in Cockburn Sound during 1984 and during 1985 prior to 30 April 1985;
  - (ii) was used to take more than 5 000 kilograms in any one year in the three years from 1 May 1982 to 30 April 1985; and
  - (iii) was used to take at least 5 000 kilograms of mussels in Cockburn Sound each year in at least three of the four years from 1 May 1985 to 30 April 1989; or
- (b) the boat has replaced a boat to which paragraph (a) applies.

(2) In this clause, “year” means the period from 1 May in any year to 30 April in the following year.

**Licence**

8. (1) The licensee of a licensed fishing boat as described in Clause 7 may apply to the Director for a licence to operate in the Fishery.

(2) Where more than one person (whether natural persons or otherwise) or a body corporate is the proposed licensee, the proposed licensee must nominate one natural person to be the nominated operator and a licence shall not issue unless the Director approves such nomination.

(3) The nominated operator of a licence shall not be replaced.

(4) A proposed licensee shall nominate no more than two persons who each hold a professional fisherman's licence to be the nominated divers for the proposed licence, and a licence shall not issue unless the Director approves such nomination and such nominated divers are endorsed on the licence.

(5) At any one time no more than two nominated divers may be endorsed on a licence.

(6) A licensee may, subject to the written approval of the Director, apply to replace any nominated diver.

(7) A nomination made under sub-clause (2), (4), or (6) shall be in writing to the Director on the approved form.

(8) A licensee may apply to the Director for the renewal of a licence at any time within 30 days before the licence expires.

(9) If the Director considers that it is appropriate to do so, the Director may in the case of an application under—

(a) subclause (1)—approve the issue of a licence;

(b) subclause (7)—approve the person nominated to be the nominated operator of the licence;

(c) subclause (7)—approve a person nominated to be a nominated diver of the licence; or

(d) subclause (8)—approve the renewal of a licence.

(10) Where the Director has approved the issue or renewal of a licence, the licence expires on 31 December of the year for which the licence was issued.

(11) A licence may be issued or renewed subject to conditions that shall be endorsed on it.

(12) When a licence is issued or renewed, the licence shall be endorsed to show—

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

(b) the name and address of the licensee, nominated operator (if any) and nominated divers of that boat;

(c) the name of the Fishery;

(d) the licence number;

(e) the date of issue or renewal;

(f) the period for which the licence is valid; and

(g) any conditions imposed on the licence.

**Ministerial discretion**

9. (1) Notwithstanding the provisions of clause 7, the licensee of a licensed fishing boat that does not satisfy the criteria mentioned in clause 7, may on application and with the written approval of the Minister, be issued with a licence to operate in the Fishery.

(2) The Minister may, pursuant to this clause, direct that any licence (including a supplementary licence) be issued.

(3) Without limiting subclause (2), a licence issued under this clause may be restricted—

(a) to any part of the Fishery;

(b) to any period of operation; and

(c) by any conditions that the Minister may impose.

**Licensee or nominated operator to control operations within Fishery**

10. Unless otherwise authorized in writing by the Director, an authorized person shall—

(a) not operate in the Fishery from a boat other than the authorized boat;

(b) when the authorized boat is in the waters of the Fishery, be in physical proximity to the authorized boat; and

(c) when the authorized boat is being used to operate in the waters of the Fishery, be in control of or in charge of those activities.

**Permitted means of operating in the Fishery**

11. (1) Mussels may only be taken in the Fishery—

(a) by diving; and

(b) by a nominated diver.

(2) During any 16 hour period commencing at 0400 hours on any one day, only one nominated diver may—

(a) dive; or

(b) take or attempt to take mussels,  
from an authorized boat.

(3) Unless otherwise authorized in writing by the Director, no more than three persons may be on board an authorized boat at any one time when it is in the waters of the Fishery.

#### **Boat replacement**

12. (1) An authorized boat may only be replaced by another licensed fishing boat with the prior written approval of the Director.

(2) An authorized boat—

(a) which is less than 5.5 metres measured length; and

(b) in respect of which no authorization other than a licence is in force,

may be replaced on application made to the Director by another licensed fishing boat which is not more than 5.5 metres measured length.

(3) An authorized boat to which sub clause (2) does not apply may only be replaced on application made to the Director by another licensed fishing boat of measured length less than or equal to that of the authorized boat.

(4) The measured length of a boat shall, in the case of any disagreement or where otherwise necessary, be determined by an officer of the Department of Transport nominated in writing by the Director and appointed in writing by the licensee of the boat at the licensee's cost.

(5) Any change effected to the measured length of an authorized boat shall be, for the purposes of this Notice, taken to be a replacement of the authorized boat.

(6) Where an authorized boat is replaced other than in accordance with this clause, the replacement boat shall not be an authorized boat for the purposes of this Notice.

#### **Transfer of licence**

13. A licence issued under the provisions of this Notice shall not be transferred.

#### **Applications and prescribed fees**

14. An application to the Director under this Notice shall be—

(a) made on the form approved by the Director;

(b) lodged subject to any direction in this Notice, in accordance with the directions on the form; and

(c) accompanied with the prescribed fee, if any.

#### **Publication of details**

15. The Director may by letter or by notice published in *The West Australian* newspaper or in the *Western Fisheries* magazine published by the Fisheries Department give notice of the names and addresses of the persons who hold licences to operate in the Fishery.

#### **Determination of position by reference to the Australian Geodetic Datum**

16. (1) Where for the purposes of this Notice it is necessary to determine a position on the surface of the earth by geographical co-ordinates, that position shall be determined on the Australian Geodetic Datum which is defined by an ellipsoid having a semi-major axis (equatorial radius) of 6 378 160 metres and a flattening of 1/298.25 and fixed by the position of the origin being the Johnston Geodetic Station in the Northern Territory of Australia.

(2) The Johnston Geodetic Station referred to in subclause (1) shall be taken to be situated at 25° 56' 54.5515" south latitude and at 133° 12' 30.0771" east longitude and to have a ground level elevation of 571.2 metres above the ellipsoid referred to in that subclause.

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#### **Schedule**

(Clauses 3 and 4)

The waters of the Indian Ocean bounded by a line commencing at a point on the high water mark at the western extremity of the South Mole at the entrance to Fremantle Harbour and extending westerly to the southern most rock of the Straggler Rocks; thence south easterly to the high water mark on the northern most point of Mewstone; thence generally southerly along the high water mark on the eastern shore of Mewstone to its southern most point; thence southerly to the high water mark on the northern most point of Carnac Island; thence generally southerly along the high water mark on the eastern shore of that island to its southern most point; thence southerly to the high water mark at Entrance Point on Garden Island; thence generally southerly along the high water mark on the eastern shore of that island to south west point; thence southerly to the high water mark at John Point on the mainland; thence along the high water mark to the commencing point.

Dated this 17th day of February 1995.

MONTY HOUSE, Minister for Fisheries.

F1406

## FISHERIES ACT 1905

## WEST COAST PURSE SEINE LIMITED ENTRY FISHERY AMENDMENT NOTICE 1995

Notice No. 683

FD 255/88.

Made by the Minister under section 32.

**Citation**

1. This notice may be cited as the *West Coast Purse Seine Limited Entry Fishery Amendment Notice 1995*.

**Principal Notice**

2. In this notice the *West Coast Purse Seine Limited Entry Fishery Notice 1989\** is referred to as the principal notice.

**Clause 5 repealed and a clause substituted**

3. Clause 5 of the principal notice is repealed and the following clause substituted—

“ 5. (1) A person, other than a person—

(a) to whom section 32 (5) of the Act applies; or

(b) referred to in subclause (2);

shall not take small pelagic fish in the Fishery otherwise than in accordance with this notice.

(2) To the extent that a species of fish or a means of taking fish forms part of either the *Cockburn Sound (Fish Net) Limited Entry Fishery* or the *West Coast (Beach Bait Fish Net) Limited Entry Fishery* and this Fishery, a person licensed to take fish in either the *Cockburn Sound (Fish Net) Limited Entry Fishery* or the *West Coast (Beach Bait Fish Net) Limited Entry Fishery* may take or attempt to take fish in this Fishery provided that the person complies with the requirements, as the case may be, of the *Cockburn Sound (Fish Net) Limited Entry Fishery Notice 1994* and of any licence issued or renewed pursuant to that notice or the *West Coast (Beach Bait Fish Net) Limited Entry Fishery Notice 1994* and of any licence issued or renewed pursuant to that notice.

(3) A person shall not, for gain or reward, sell or otherwise dispose of fish taken in contravention of this notice. ”

[Published in the Gazette of 8 September 1989.]

Dated this 17th day of February 1995.

MONTY HOUSE, Minister for Fisheries.

F1407

## FISHERIES ACT 1905

## SPECIMEN SHELL LIMITED ENTRY FISHERY NOTICE 1995

## Arrangement

**Clause**

1. Citation
2. Commencement
3. Interpretation
4. Declaration of limited entry fishery
5. Prohibition on taking or selling specimen shells
6. Exemption
7. Criteria for a person to operate in the Fishery
8. Criteria for the issue of a licence
9. Licences
10. Nominated persons
11. Criteria for a boat to be used in the Fishery
12. Permitted means of operating in the Fishery
13. Prohibited species
14. Transfer of a licence
15. Replacement of an authorised boat
16. Applications and prescribed fees
17. How the Director may give notice

**FISHERIES ACT 1905**  
**SPECIMEN SHELL LIMITED ENTRY FISHERY NOTICE 1995**  
Notice No.689

376/83

Made by the Minister under section 32.

**Citation**

1. This notice may be cited as the Specimen Shell Limited Entry Fishery Notice 1995.

**Commencement**

2. This notice shall come into operation on 1 March 1995.

**Interpretation**

3. In this notice unless the contrary intention appears—

“authorised boat” means a licensed fishing boat which is authorised pursuant to this notice to be used in the Fishery;

“commencement date” means the date that this notice commences operation;

“Fishery” means the Specimen Shell Limited Entry Fishery declared under clause 4;

“measured length” means, in relation to a boat, the length as determined in accordance with regulations made under the Western Australian Marine Act 1982, expressed in metres to 1 decimal point (with an amount of 0.05 metres or more being rounded upwards to the next 0.1 of a metre);

“licence” means a limited entry fishery licence issued or renewed pursuant to this notice;

“licensee” means the licensee of a licence issued pursuant to this notice;

“nominated person” means a natural person approved by the Director as the person other than the licensee who may take specimen shells in the Fishery;

“operate” means—

- (a) searching for specimen shells;
- (b) attempting to take specimen shells;
- (c) taking specimen shells; or
- (d) engaging in any activity that can reasonably be expected to result in the taking of specimen shells;

“regulations” means the Fisheries Regulations 1938;

“specimen shell” means any species of the phylum Mollusca.

**Declaration of limited entry fishery**

4. It is hereby declared that specimen shells shall constitute a limited entry fishery in all Western Australian waters and land below high water mark on the landward side of the 200 metre isobath.

**Prohibition on taking or selling specimen shells**

5. (1) A person, other than a person to whom section 32(5) of the Act applies, shall not operate in the Fishery other than in accordance with this notice.

(2) A person shall not, for gain or reward, sell or otherwise dispose of specimen shells taken from the Fishery in contravention of this notice.

**Exemption**

6. The provisions of this notice do not apply to a licensed professional fisherman using a licensed fishing boat which is—

- (a) being used in a limited entry fishery declared by notice under section 32 of the Act;
- (b) authorised to be used to take molluscs in that limited entry fishery; and
- (c) being used in accordance with the provisions of the notice published in the Gazette declaring that limited entry fishery in which the boat is being used.

**Criteria for a person to operate in the Fishery**

7. A person shall not operate in the Fishery unless the person holds a professional fisherman's licence issued pursuant to the regulations and is either a—

- (a) licensee; or
- (b) a nominated person whose professional fisherman's licence is endorsed to permit the holder to operate in the Fishery.

**Criteria for the issue of a licence**

8. (1) The criteria that shall be applied to determine whether a licence shall be issued to a person are that the person—

- (a) was, at the commencement date, the holder of a professional fisherman's licence which was endorsed to permit the holder to take specimen shells; and
- (b) submitted productive returns for at least two months each year during the period commencing 1 January 1990 and ending 31 December 1992.

(2) Notwithstanding the provisions of subclause (1) a person who—

- (a) does not satisfy the criteria mentioned in that subclause;
- (b) prior to 1 November 1990 applied in writing to the Western Australian Department of Fisheries for a licence or licence endorsement to take specimen shells;
- (c) was not issued with a Professional Fisherman's Licence endorsed to permit the holder to take specimen shells; and
- (d) satisfied the criteria applied at the time of the application referred to in paragraph (b) for the issue of a Professional Fisherman's Licence endorsed to permit the holder to take specimen shells,

may, if the Minister considers it appropriate to do so, be issued with a licence.

(3) In this clause "year" means the period 1 January to 31 December in the same year.

#### **Licences**

9. (1) A person who satisfies the criteria as described in clause 8 may apply to the Director for a licence.

(2) A person may apply to the Director for the renewal of a licence at any time within 30 days before the licence expires.

(3) If the Director considers that it is appropriate to do so, the Director may in the case of an application under—

- (a) subclause (1)—approve the issue of a licence; or
- (b) subclause (2)—approve the renewal of a licence.

(4) A licence expires on 31 December of the year for which the licence was issued.

(5) A licence shall only be issued in the name of a natural person.

(6) A licence may be issued or renewed subject to conditions that shall be endorsed on it.

(7) When a licence is issued or renewed, the licence shall be endorsed to show—

- (a) the name and address of the licensee;
- (b) the name and licensed fishing boat number of the boat, if any, in respect of which it is issued;
- (c) the licence number;
- (d) the date of issue or renewal;
- (e) the period for which the licence is valid;
- (f) the nominated person, if any; and
- (g) any conditions imposed on the licence.

#### **Nominated persons**

10. (1) A licensee may apply to the Director for a person to be a nominated person.

(2) The name and address of a person who is approved by the Director to be a nominated person shall be endorsed on the licence.

(3) A licensee may apply to the Director for a nominated person to be replaced by another person.

(4) Subject to the prior written approval of the Director, a nominated person may be replaced by another person.

(5) Only one nominated person shall be endorsed on a licence at any one time.

(6) A person shall not be a nominated person on more than one licence.

#### **Criteria for a boat to be used in the Fishery**

11. (1) A person shall not use a boat in the Fishery unless—

- (a) that boat is endorsed on a Western Australian fishing boat licence issued pursuant to regulation 2 of the Regulations; and
- (b) the boat is endorsed on a licence issued pursuant to this notice.

(2) Unless otherwise specified on the licence, an authorised boat shall not be used to take any fish other than specimen shells.

#### **Permitted means of operating in the fishery**

12. (1) Unless otherwise authorised in writing by the Minister, a person shall not take specimen shells in the Fishery other than by hand.

(2) A licensee or nominated person may use diving apparatus when operating in the Fishery.

(3) A person shall not operate in the Fishery or permit or suffer another person to operate in the Fishery unless the licensee is actually present and in control of the fishing operations.

#### **Prohibited species**

13. A person operating in the Fishery shall not take or attempt to take any of the following species or genera—

- (a) all species of the genus *Haliotis*;
- (b) the genus *Pinctada*;
- (c) *Tectus niloticus*;
- (d) *Amusium balloti*;

- (e) the family Tridacnidae;
- (f) the genus *Mytilus*;
- (g) the genus *Pecten*.

**Transfer of a licence**

14. (1) A licensee may apply to the Director to transfer a licence to another natural person.
- (2) If the Director considers it appropriate to do so, the Director may approve an application made under subclause (1) and transfer that licence to another natural person.

**Replacement of an authorised boat**

15. (1) A licensee may apply to the Director to replace an authorised boat with another boat.
- (2) If the Director considers it appropriate to do so, the Director may approve an application made under subclause (1) and replace an authorised boat endorsed on a licence with another boat.
- (3) Notwithstanding the provisions of subclause (1) and subclause (2) an authorised boat shall not be replaced by a boat which is more than 8 metres in length.

**Applications and prescribed fees**

16. An application to the Director under this notice shall be—
- (a) made on the form approved by the Director;
  - (b) lodged in accordance with the directions on the form; and
  - (c) accompanied with the fee, if any, prescribed by the Regulations.

**How the Director may give notice**

17. The Director may, by letter, or by notice published in *The West Australian* newspaper or in the *Western Fisheries* magazine published by the Fisheries Department, give notice of the names and addresses of the persons who hold licences to engage in the Fishery and the areas to which those licences apply.

Dated this 27th day of January 1995.

MONTY HOUSE, Minister for Fisheries.

FI408

**FISHERIES ACT 1905**

**KIMBERLEY GILLNET AND BARRAMUNDI LIMITED ENTRY FISHERY AMENDMENT  
NOTICE 1995  
Notice No. 682**

FD 330/86.

Made by the Minister under section 32.

**Citation**

1. This notice may be cited as the *Kimberley Gillnet and Barramundi Limited Entry Fishery Amendment Notice 1995*.

**Principal notice**

2. In this notice the *Kimberley Gillnet and Barramundi Limited Entry Fishery Notice 1989\** is referred to as the principal notice.

**Arrangement amended**

3. The arrangement to the principal notice is amended by inserting after item 8 the following item—
- “ 8A. Nominated operator ”.

**Clause 3 amended**

4. Clause 3 of the principal notice is amended by inserting after the item commencing “net” the following item—

“ nominated operator” means a person as described in clause 8A; ”.

**Clause 8A inserted**

5. After clause 8 of the principal notice the following clause is inserted—

**“ Nominated operator**

8A. (1) Where a licensee is a company, the beneficial owner of the majority of the issued capital of the company as at the date of commencement of this notice shall, subject to subclause (2), be the nominated operator of the licence.

(2) The nominated operator of a licence may, on the application of the relevant licensee and with the written approval of the Director, be replaced by a natural person who was a shareholder in the company at the time of the commencement of this notice or by—

- (a) the spouse;
- (b) a son;



(c) a daughter; or

(d) a grandchild,

of the nominated operator, and not otherwise. ”.

#### Clause 9 amended

6. Clause 9 of the principal notice is amended by deleting paragraph (b) and substituting the following paragraph—

“ (b) the name and address of the licensee and the name of the nominated operator (if any) of the licence; ”.

#### Clause 11 amended

7. Clause 11 of the principal notice is amended in subclause (2) by inserting after “licensee” the following—

“ or nominated operator ”.

#### Clause 12 amended

8. Clause 12 of the principal notice is amended by inserting after “licensee” the following—

“ or nominated operator ”.

#### Clause 15 amended

9. Clause 15 of the principal notice is amended by inserting after “licensee” the following—

“ or nominated operator ”.

#### Clause 18 amended

10. Clause 18 of the principal notice is amended by inserting after “clauses 8” the following—

“ , 8A ”.

[\*Published in the Gazette of 27 October 1989.]

Dated this 17th day of February 1995.

MONTY HOUSE, Minister for Fisheries.

## FAIR TRADING

### FT301

#### REAL ESTATE AND BUSINESS AGENTS ACT 1978 (Section 61)

#### REAL ESTATE AND BUSINESS AGENTS (REMUNERATION) NOTICE 1995

Made by the Real Estate and Business Agents Supervisory Board under Section 61.

#### Citation

1. This notice may be cited as the *Real Estate and Business Agents (Remuneration) Notice 1995*.

2. (1) The fees set out in the Schedule are the maximum amounts of remuneration which licensees under the Act may charge for services rendered in the course of and incidental to their business as agents.

2. (2) The amendments to the Schedule shall apply to all transactions carried out pursuant to an appointment entered into after 1 March 1995.

2. (3) The purpose of this notice is to amend the scale of fees applicable for an assignment of lease or tenancy.

3. The fees set out in the Schedule to the *Real Estate and Business Agents (Remuneration) Notice 1991* shall be amended as follows—

(a) Item 5 (2) (d) be deleted and replaced by the following—

“ Assignment of a tenancy on behalf of a lessor

The Maximum fee for acting on behalf of a lessor for matters incidental to the assignment of a lease or tenancy shall be

(a) Where the Annual Gross Rent does not exceed \$30,000—\$650

(b) Where the Annual Gross Rent exceeds \$30,001—\$650 plus 2% of the rental in excess of \$30,001 ”

(b) Item 5 (2) (e) be deleted and replaced by the following—

“ Arranging an assignment or sub-tenancy on behalf of a tenant ie where an agent introduces a sub-tenant or assignee on behalf of a tenant

The Maximum fee for acting on behalf of an outgoing tenant for an assignment of a lease or tenancy shall be

(a) Where the Annual Gross Rent does not exceed \$30,000—\$650

- (b) Where the Annual Gross Rent exceeds \$30,001—\$650 plus 2% of the rental in excess of \$30,001.

No fee is payable under this item if item 5 (2) (f) applies ".

Passed by a resolution of the Real Estate and Business Agents Supervisory Board at a meeting of the Board held on 10 February 1995.

The Common Seal of the Real Estate and Business Agents Supervisory Board was at the time of the abovementioned resolution affixed in the presence of—

R. ROSSI, Registrar.  
D. C. MILLER, Chairman.

#### FT401

##### IN THE MATTER OF THE COMPANIES (CO-OPERATIVE) ACT 1943

##### IN THE MATTER OF BATAVIA COAST FISHERIES CO-OPERATIVE LTD

Notice is hereby given that, pursuant to section 26 (1) of the abovenamed Act, a Certificate of Incorporation, as a Limited Company, has this day been issued to—

Batavia Coast Fisheries Co-Operative Ltd

Dated the 16th day of February 1995.

Signed—

(A person authorised by the Commissioner for Corporate Affairs in Western Australia).

Ministry of Fair Trading,  
Business Names Branch,  
Perth 6000.

## HEALTH

#### HE401

##### HEALTH ACT 1911

Health Department of WA,  
Perth, 8 February 1995.

8475/93.

The cancellation of the appointment of Dr A. D. Van Ballegooyen as a Medical Officer of Health to the Shire of Moora, effective from 19 October 1994, is hereby notified.

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

#### HE402

##### HEALTH ACT 1911

Health Department of WA,  
Perth, 14 February 1995.

8484/90.

The cancellation of the appointment of Dr Lindsay Thomas Matthews as a Medical Officer of Health to the Shire of Kellerberrin, effective 27 January 1995 is hereby notified.

The appointment of Dr Andrew Dilus Van Ballegooyen as a Medical Officer of Health to the Shire of Kellerberrin, effective 2 February 1995 is approved.

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

## INDUSTRIAL RELATIONS

IR301

**INDUSTRIAL RELATIONS ACT 1979**  
**INDUSTRIAL RELATIONS COMMISSION AMENDMENT REGULATIONS**

No. 2 of 1994

Pursuant to the powers conferred by section 113 of the Industrial Relations Act 1979 (as amended) and all other powers enabling, the Western Australian Industrial Relations Commission makes the following regulations:

1. (1) These regulations may be cited as the Industrial Relations Commission Amendment Regulations No. 2 of 1994.
- (2) In these regulations the Industrial Relations Commission Regulations 1985 (as amended) are referred to as the principal regulations.

2. Amend Form 7 by deleting in NOTE 2: "seven (7)", and insert in lieu thereof "fourteen (14)".

Dated the 17th day of January 1995.

P. J. SHARKEY, President.  
W. S. COLEMAN, Chief Commissioner.  
G. G. HALLIWELL, Senior Commissioner.  
G. L. FIELDING, Commissioner.  
J. F. GREGOR, Commissioner.  
S. A. CAWLEY, Commissioner.  
R. N. GEORGE, Commissioner.  
A. R. BEECH, Commissioner.  
C. B. PARKS, Commissioner.  
P. E. SCOTT, Commissioner.  
R. H. GIFFORD, Commissioner.

Form 7

**INDUSTRIAL RELATIONS ACT, 1979**  
**IN THE WESTERN AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION**

No. of 19

## NOTICE OF APPEAL TO FULL BENCH

To.....

(name of respondent/s)

Take notice that.....

(name of appellant/s)

has this day instituted an appeal against the decision of the Commission constituted by

(name of Commissioner, Government School Teachers Tribunal,  
Public Service Arbitrator, Railways Classification Board)

given on ..... day of ..... 19 .....

in matter numbered ..... of ..... or the following  
parts or parts of the said decision namely .....

on the ground/s set forth in the attached schedule

Signature of appellant.

(Affix Stamp of Commission)

THE APPROPRIATE FEE IS TO BE PAID UPON LODGEMENT OF THIS APPEAL

NOTE 1: This form is to be completed by the appellant, signed and, where necessary, sealed by him and a statement of the ground/s of appeal must be attached.

NOTE 2: An appeal book in accordance with the Industrial Relations Commission Regulations, 1985, shall be filed in the Commission and served on the respondent/s within seven (7) days of the filing of this notice.

## JUSTICE

JM301

## GUARDIANSHIP AND ADMINISTRATION ACT 1990

## GUARDIANSHIP AND ADMINISTRATION REGULATIONS 1995

Made by His Excellency the Governor in Executive Council.

## Citation

1. These regulations may be cited as the *Guardianship and Administration Regulations 1995*.

## Fees to be paid to the Public Trustee

2. The fees specified in the Table to this regulation are payable to the Public Trustee by the administrator for performing the functions of the Board prescribed under rule 1 (9) and (10) of the *Rules of the Guardianship and Administration Board*.\*.

Table

Item	Gross value of the estate	Fees
1.	If the gross value of the estate does not exceed \$10 000 .....	\$20.00
2.	If the gross value of the estate exceeds \$10 000 but does not exceed \$20 000 .....	\$50.00
3.	If the gross value of the estate exceeds \$20 000 .....	at the rate of \$60.00 per hour.

[\*Published in the Gazette of 20 October 1992 at pp. 5210-20.]

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

JM401

## NOTICE OF APPOINTMENT OF STIPENDIARY MAGISTRATE

His Excellency the Governor has been pleased to appoint Antoine Louis Bloemen to be—

- (a) a stipendiary magistrate under the Stipendiary Magistrates Act 1957;
  - (b) a warden of mines under the Mining Act 1978;
  - (c) a Children's Court magistrate under the Children's Court of Western Australia Act 1988; and
  - (d) a compensation magistrate under the Workers' Compensation and Rehabilitation Act 1981,
- as from and including 27 February 1995.

DAVID GRANT, Director General,  
Ministry of Justice.

JM402

## CHILDREN'S COURT OF WESTERN AUSTRALIA ACT 1988

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

David John McArthur of 17 Bibra Way, Carnarvon.

Brian Joseph McCormack of Lot 16 Stearnes Road, Esperance and Suite 8/10 William Street, Esperance.

RICHARD FOSTER, Executive Director,  
Courts Development and Management.

JM403

**JUSTICES ACT 1902**

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

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

Jocelyn Diane Clark of 1A/133 Drabble Road, City Beach and 248 Fitzgerald Street, Perth.

Approved the appointment of Georgia Rosemary Smith of Lot 34 Dawson Road, Toodyay to the Office of Justice of the Peace for the Avon Magisterial District.

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

Bruce William Francis Lee of 192 High Street, Fremantle.

Ethel May Castlehow of 17 President Street, Kalgoorlie.

Eric Peter Knight of Site 23, Golden Village Caravan Park, Hay Street, Kalgoorlie.

Accepted the resignation of Georgia Rosemary Smith of Lot 34 Dawson Road, Toodyay from the Office of Justice of the Peace for the Roebourne Magisterial District.

Ordered the removal of Sandy James Isaac of Bardi Aboriginal Community, One Arm Point via Broome from the Office of Justice of the Peace from the Broome Magisterial District.

RICHARD FOSTER, Executive Director,  
Courts Development and Management.

**LAND ADMINISTRATION**

LA101

**CORRECTION****PUBLIC WORKS ACT 1902**

Vesting Railway Land in the Shire of Merredin

File No. 1619/1978.

In the notice appearing under the above heading on page 310 of the *Government Gazette* dated 31 January 1995, the land described is subject to DOLA Diagram 90751.

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

LA102

**CORRECTION****TOWN PLANNING AND DEVELOPMENT ACT 1928****METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959****PUBLIC WORKS ACT 1902****STATE PLANNING COMMISSION ACT 1985****LAND ACQUISITION**

File No. 1441/1994.

In the notice appearing under the above heading on page 5601 of the *Government Gazette* dated 1 November 1994 make the following changes, firstly;

Under the heading "Schedule" and in the first line of the description—substitute "Part of Lots 50 and 51" in lieu of "Lots 50 and 51",

and secondly;

Under "Area" in the schedule—

substitute "1.3729 ha  
= Lot 50  
1.1407 ha  
= Lot 51"

in lieu of "1.4174 ha  
= Lot 50  
1.1907 ha  
= Lot 51"

A. BURKE, A/Chief Executive,  
Department of Land Administration.

**LA103****CORRECTION**

DOLA File 2715/984 v2.

In the notice at page 310 of the *Government Gazette* dated 31 January, 1995 in respect to the declaration under Section 27H of the Land Act, the reference to DOLA File No. 02751-1984-02RO is amended to read 2715-1984-02RO.

DOLA File 2808/976 v2.

In the notice at page 418 of the *Government Gazette* dated 7 February, 1995 in respect to the declaration under Section 27H of the Land Act, the reference to DOLA File No. 02808-1997-02RO is amended to read 02808-1976-02RO.

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The notices appearing in the *Government Gazette* dated 1 November, 1994 as listed below, are amended by the deletion of the reference to automatic vesting in the National Parks and Nature Conservation Authority pursuant to Section 7 of the CALM Act 1984.

DOLA File	Reserve No.	Page No.
1839/993	43202	5592
1795/989	11959	5596
1830/989	11993	5596
504/987	39844	5597

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DOLA File 6865/910.

In the notice at page 808 of the *Government Gazette* dated 30 March 1984 in respect to Reserve No. 38703 the reference to (70.216 1 hectares) is amended to read (35.1080 hectares).

A. A. SKINNER, Chief Executive.

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**LA201**

**LAND ACT 1933**  
**ORDERS IN COUNCIL**  
 (Revocations of Vestings)

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

DOLA File 11195/907.

Order in Council gazetted on 28 August 1959 vesting Reserve No. 5302 (Canning Locations 509 and 1693) in the Gosnells Road Board for the designated purpose of "Road Board Requirements".

DOLA File 205/903.

Order in Council 16 October 1992 vesting Reserve No. 8592 (Kojonup Location 9304) in the Shire of Broomehill for the designated purpose of "Disposal of Chemical Containers".

DOLA File 12634/911.

Order in Council 20 April 1916 vesting Reserve No. 14368 in The Honourable the Minister for Water Supply, Sewerage and Drainage for the designated purpose of "Water".

Local Authority—Shire of Dalwallinu.

DOLA File 5865/914.

Order in Council 5 February 1915 vesting Reserve No. 15774 (Williams Location 11630) in the Hon. Minister for Water Supply, Sewerage and Drainage for the designated purpose of "Water".

Local Authority—Shire of Dumbleyung.

DOLA File 2831/925V2.

Order in Council 24 February 1933 vesting Reserve No. 19206 (Melbourne District) in the Dandaragan Road Board for the designated purpose of "Public Utility".

DOLA File 1102/928.

Order in Council 24 February 1933 vesting Reserve No. 19759 in the Dandaragan Road Board for the designated purpose of "Camping".

DOLA File 1021/964.

Order in Council 27 June 1975 vesting Reserve No. 27238 in The State Electricity Commission of Western Australia for "Electricity Purposes".

Local Authority—Shire of Wyndham-East Kimberley.

DOLA File 2361/966

Order in Council gazetted on 26 February 1988 vesting Reserve No. 31993 (Canning Locations 2096, 2460, 2499, 2899, 3085 and 3188) in the City of Gosnells for the designated purpose of "Bird Sanctuary and Park".

DOLA File 2773/987.

Order in Council 5 January 1990 vesting Reserve No. 41182 (Lyndon Locations 123, 124 and 125) in The State Energy Commission of Western Australia for "Natural Gas Pipe Purposes".

Local Authority—Shire of Carnarvon.

DOLA File 853/961.

Order in Council gazetted on 2 November 1962 vesting Reserve No. 26520 (Swan Location 7496) in the Shire of Perth for the designated purpose of "Recreation".

Local Authority—City of Stirling.

M. C. WAUCHOPE, Clerk of the Council.

LA202

**LAND ACT 1933**  
**ORDERS IN COUNCIL**  
(Vesting of Reserves)

DOLA File 2666/901.

Reserve No. 7713 (Ravensthorpe Lot 807) vested in the Shire of Ravensthorpe for the designated purpose of "Parking".

DOLA File 205/903.

Reserve No. 8592 (Kojonup Location 9311) vested in the Shire of Broomehill for the designated purpose of "Disposal of Chemical Containers" subject to the following conditions:

- (1) The Crown accepts no responsibility for any form of claim from the Shire of Broomehill, its agents, contractors and the general public resulting from the use of Reserve 8592 for the disposal of chemical containers.
- (2) The Shire of Broomehill shall at its cost, be responsible for the clean up and rehabilitation of Reserve 8592 to the satisfaction of the Department of Environmental Protection and Health Department of Western Australia (or such other appropriate Government agencies at the time) upon the Reserve no longer being required for the purpose designated in this Vesting Order.
- (3) The reserve shall be used in accordance with the approved management plan.

DOLA File 1795/989.

Reserve No. 11959 (Nelson Location 13312) vested in the National Parks and Nature Conservation Authority for the designated purpose of "Conservation and Protection and Use of Geodetic Survey Mark".

DOLA File 1830/989.

Reserve No. 11993 (Nelson Location 13257) vested in the National Parks and Nature Conservation Authority for the designated purpose of "Conservation and Protection and Use of Geodetic Survey Mark".

DOLA File 7054/909.

Reserve No. 12286 (Kojonup Location 9309) vested in the Shire of Tambellup for the designated purpose of "Landscape Protection".

DOLA File 2831/925V2.

Reserve No. 19206 (Melbourne Location 4154 and Victoria Locations 12007 and 12008) vested in the Shire of Dandaragan for the designated purpose of "Parkland, Recreation and the Letting of Cottages existing thereon on 14 January 1995" with power, to lease the whole or any portion of the reserve for a term or terms expiring on or before 30 June 2001, subject to:

1. (i) approval in writing of the Minister for Lands to each and every lease being first obtained,  
(ii) leasing is to be restricted to persons occupying cottages as at 14 January 1995,  
(iii) no transfer or assignment of leases will be permitted.
2. the following conditions:
  - (a) The Shire is to ensure early removal of structures for which a lease is not accorded by 31 December 1995 and in any case is to ensure clearing of all structures and rehabilitation of affected area by 31 December 2001.
  - (b) No. new cottages will be allowed to be constructed within the reserve from the date of making this Order.
  - (c) The Shire will manage the reserve in accordance with a Management Plan prepared in consultation with Conservation and Land Management (CALM) and approved by the Minister for Lands.
  - (d) That the Shire, CALM and the NPNCA will establish a Memorandum of Understanding to cover the management of the area.

DOLA File 1021/964.

Reserve No. 27238 (Kununurra Lots 1 and 228) vested in The State Energy Commission of Western Australia for "Electricity Purposes" with power, to lease the whole or any portion thereof for any term.

Local Authority—Shire of Wyndham-East Kimberley.

DOLA File 2361/966.

Reserve No. 31993 (Canning Locations 2096, 2460, 2499, 2899, 3085, 3188, 3933 and 3934) vested in the City of Gosnells for the designated purpose of "Bird Sanctuary and Park".

DOLA File 504/987.

Reserve No. 39844 (Avon Location 28909) vested in the National Parks and Nature Conservation Authority for the designated purpose of "Conservation and Protection and Use of Geodetic Survey Mark".

DOLA File 2773/987.

Reserve No. 41182 (Lyndon Locations 123, 124, 125, 196 and 201) vested in The State Energy Commission of Western Australia for "Natural Gas Pipeline Purposes".

Local Authority—Shire of Carnarvon.

DOLA File 2734/994.

Reserve No. 43236 (Victoria Location 11979) vested in the Shire of Greenough for the designated purpose of "Gravel".

DOLA File 1627/993.

Reserve No. 43273 (Canning Location 3870) vested in the City of Canning for the designated purpose of "Public Utilities Services".

Local Authority—City of Canning.

DOLA File 2151/994.

Reserve No. 43276 (Broome Lot 3066) vested in Telstra Corporation Limited for the designated purpose of "Telephone Exchange".

Local Authority—Shire of Broome.

DOLA File 1307/991.

Reserve No. 43277 (Koondra Location 34) vested in Telstra Corporation Limited for the designated purpose of "Regenerator Site".

Local Authority—Shire of Meekatharra.

DOLA File 2877/994.

Reserve No. 43279 (Victoria Location 12002) vested in the Shire of Greenough for the designated purpose of "Recreation".

DOLA File 1383/990.

Reserve No. 43280 (Hay Location 2366) vested in the Water Authority of Western Australia for the designated purpose of "Water Catchment Area".

Local Authority—Shire of Plantagenet.

M. C. WAUCHOPE, Clerk of the Council.

LA401

**LOCAL GOVERNMENT ACT 1960**  
**DECLARATION OF CLOSURE OF STREETS**  
Made by the Minister for Lands  
Under Section 288A

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

Schedule

1. Town of Kwinana (DOLA File No. 1331/992; Closure No. K1096).  
All that portion of Patterson Road now comprised in Kwinana Lot 329 shown bordered red on DOLA Crown Survey Plan 18632.  
Public Plan: BG33(2) 08.33, 09.33 (Peel).
2. Shire of Esperance (DOLA File No. 667/991; Closure No. E267).  
All that portion of Road No. 5761 now comprising Fitzgerald Location 1666 shown bordered green on DOLA Crown Survey Plan 18030.  
Public Plan: Salmon Gums Townsite.
3. Shire of Swan (DOLA File No. 1413/982; Closure No. S465).  
The whole of La Salle Avenue (Road No. 16899), plus widening, extending northeastwards from Muriel Street (Road No. 14195) to its terminus.  
Public Plan: BG34(2) 22.33 (Perth).



4. Shire of Victoria Plains (DOLA File No. 445/994; Closure No. V119).  
The whole of the unsurveyed road (Road No. 3752) as delineated on Office of Titles Plan 20110.  
Public Plan: New Norcia S.E. (25).

A. BURKE, A/Chief Executive,  
Department of Land Administration.

**LA402**

**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.

*Shire of Albany*

DOLA File 3948-1976V2.

Portion of Harbour Road to Maddison Way as coloured pink at page 430.

*Shire of Augusta-Margaret River*

DOLA File 2871-1970.

Portion of Sheridan Road to Heron Drive as coloured yellow at page 170.

*Shire of Busselton*

DOLA File 2271-1983 V2.

Portion of James Street to Acorn Place as hachured black at page 264.

Portion of Brockman Road to Catalpa Close as coloured orange at page 268.

*Shire of Christmas Island*

DOLA File 2898-1994.

**Correction**

On page 417 of the *Government Gazette* dated 7 February 1995 under the sub-heading of Shire of Christmas Island delete 'Triadie' and insert Triadic.

*Shire of Kalamunda*

DOLA File 2423-1970V2.

Portion of Range View Road to Range Court as coloured pink at page 549.

*Shire of Narrogin*

DOLA File 2527-1985.

Portion of Dongolocking Road to Cannell Road as coloured yellow at page 29.

Portion of Dongolocking Road to Narrogin Dongolocking Road as coloured green at pages 29 and 30.

Portion of Dongolocking Road to Dwelyerdine Road as coloured orange at page 31.

Portion of Dongolocking Road to Wagin-Wickepin Road as coloured pink at page 31.

Wagin Road to Wagin-Wickepin Road as coloured black at page 31.

Wickepin Road to Wagin-Wickepin Road as coloured blue at page 31.

*City of Perth*

DOLA File 2498-1994.

Claisebrook Street to Claisebrook Road as coloured yellow at page 9.

*Shire of Waroona*

DOLA File 2047-1983.

Portion of Preston Drive to Mitchell Road as coloured yellow at pages 103 and 104.

A. A. SKINNER, Chief Executive.

**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 proposals affecting the land specified.

Proposal	Land	DOLA File
To release the land under Section 45A of the Land Act as a residence.	Vacant Crown Land bordered green at folio 86 and being Norsemand lot 1142	01407-1952-01RO

Proposal	Land	DOLA File
Reservation under Section 33 of the Land Act with vesting.	Portion of Reserve 34621 as shown on Litho at folio 104.	03743-1976-01RO
Reservation under Section 33 of the Land Act with vesting	Portion of Reserve 34621 as shown on Litho at folio 104.	03743-1976-01RO
To excise this portion of land from existing Special Lease 3116/3685 and offer a new lease for "Power Station".	All that portion of Windell location 17 as shown green on Folio 12 of DOLA file 520/1995.	00520-1995-01RO
Sale under Section 118CA.	Portion of Lot 9 on Diagram 29856 being part of the land remaining in Certificate of Title Volume 1288 Folio 456.	01839-1994-01RO
Revestment and reservation for "Public Recreation" with vesting in the City of Bunbury.	Portion of Lot 9 on Diagram 29856 being part of the land remaining in Certificate of Title Volume 1288 Folio 456 (Elizabeth Crescent, Bunbury).	01893-1994-01RO
Reservation for the purpose of "Recreation" - vesting in local authority	All that portion of Patterson Road now comprised in Kwinana Lot 329, shown bordered red on DOLA Crown Survey Plan 18632 The whole of La Salle Avenue (Viveash), , ,	01331-1992-01RO
Reservation for the purpose of "School Purposes"	The whole of La Salle Avenue (Viveash)	01413-1982-01RO
Sale - Section 118A(3)	The whole of the unsurveyed road (Road No. 3752) as delineated on Office of Titles Plan 20110 (Noondagoonda Pool)	00445-1994-01RO
Reservation for the purpose of "Public Recreation" with vesting in the Shire of Denmark	Plantagenet Loc 7783	00609-1995-01RO
Sale 29(2)	Kununurra Lot 152 - Portion of Reserve 27615 Lot 152	00771-1988-01RO
Reservation for the purpose of "Public Recreation" with vesting in the Shire of Denmark	Plantagenet (William Bay Road) Loc 7784	00612-1995-01RO
Reservation for "Public Recreation" with vesting in the Shire of Swan.	Swan Location 12067 (St. Laurence Drive, Beechboro).	02709-1994-01RO
Reservation for "Public Recreation" vested in Shire of Northampton".	Victoria Location 12028 (Hutt Bridge Gregory Road)	02727-1994-01RO
Sale under Section 118CA for inclusion into Lot 387.	Portion of Right of Way as shown hatched at page 17A of DOLA file 512-1990.	00512-1990-01RO
Cancellation, for sale and inclusion into adjoining location	Reserve 2672	03371-1894-01RO
Reservation for "Public Recreation" for inclusion into "Public Recreation" Reserve 32788 with vesting in the Town of Cambridge.	Swan Locations 12075-12078 (Hale Road/Maloney Way, City Beach).	00391-1972-01RO
Disposal to City of Stirling under Section 29(2) of the Land Act.	Swan Location 7839 (Lennard Street, Dianella).	00140-1964-01RO
To include the subject land into Reserve 42488 "Use and Requirements of the Shire of Bruce Rock".	Vacant Crown land coloured yellow on page 14 being Bruce Rock lot 456.	01717-1990-01RO
To issue freehold title over the subject land	Hampton (Special Lease 3116/10281) as coloured green at folio 160 Loc 171	01914-1975-01RO

LA404

## LAND ACT 1933

Department of Land Administration.

The following leases and licences together with all rights title and interest therein have this day been forfeited to the Crown under the land Act 1933, for the reasons stated.

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

Phillip David & Myra Doreen Hobbs; 338/19782; Beverley Lot 355; Non-Payment of Instalments; 1762/992; Beverley Townsite

Italo Flavio Palermo; 338/20000; Manjimup Lot 791; Non-Payment of Instalments; 2070/993; Manjimup Townsite

Evergreen Pastoral Improvement Services Pty Ltd; 345B/1798; Ravensthorpe Lot 788; Non-Payment of Instalments; 2024/982; Ravensthorpe

Dasak Distributions Pty Ltd; 345B/702; Kirup Lot 109; Non-Compliance with Conditions; 532/987; Kirup Townsite

Spotless Catering Services Ltd; 3116/10721; Marvel Loch Lot 200; Non-Compliance with Conditions; 892/968; Marvel Loch Townsite

Jeffrey Robert Walker; 338/20363; Boulder Lot 4406; Non-Payment of Instalments; 1391/994; Boulder Townsite

Jeffrey Robert Walker; 338/20362; Boulder Lot 4410; Non-Payment of Instalments; 1395/994; Boulder Townsite

Newton Thomas Kickett; 3782/153; Tammin Lot 113; Non-Payment of Rent; 3282/916; Tammin Townsite

William Franklyn Harding; 345B/969; Eucla Lot 200; Non-Compliance with Conditions; 824/990; Eucla Townsite

Graham George Wilson; 345B/1605; Condingup Lot 71; Non-Payment of Instalments; 2054/990; Condingup Townsite

Damien George & Jason Robert Standing; 338/19649; Condingup Lot 73; Non-Compliance with Conditions; 2056/990; Condingup Townsite

Damien George & Jason Robert Standing; 338/19650; Condingup Lot 101; Non-Compliance with Conditions; 2081/990; Condingup Townsite

Dated 15th February 1995.

A. A. SKINNER, Chief Executive Officer.

LA701

## LAND ACT 1933

## RESERVATION NOTICES

Made by His Excellency the Governor under Section 29.

The Crown Lands described below have been set apart as public reserves.

DOLA File 7054/909.

Reserve No. 12286 comprising Kojonup Location 9309 with an area of 11.0874 hectares on Land Administration Plan 18469 for the designated purpose of "Landscape Protection".

Public Plan: Broomehill SW (25). North West Road.

Local Authority—Shire of Tambellup.

DOLA File 2734/994.

Reserve No. 43236 comprising Victoria Location 11979 with an area of 43.9250 hectares on Land Administration Diagram 91947 for the designated purpose of "Gravel".

Public Plans: Eradu SW and Nanson SE (25). Geraldton—Mount Magnet Road.

Local Authority—Shire of Greenough.

DOLA File 1627/993.

Reserve No. 43273 comprising Canning Location 3870 with an area of 3347 square metres on Land Administration Diagram 91941 for the designated purpose of "Public Utilities Services".

Public Plan: BG34 (2) 16.18. Farnham Road.

Local Authority—City of Canning.

DOLA File 2151/994.

Reserve No. 43276 comprising Broome Lot 3066 with an area of 268 square metres on Land Administration Diagram 91809 for the designated purpose of "Telephone Exchange".

Public Plan: CG73 (2) 28.14. Reid Road.

Local Authority—Shire of Broome.

DOLA File 1307/991.

Reserve No. 43277 comprising Koondra Location 34 with an area of 328 square metres on Land Administration Diagram 91548 for the designated purpose of "Regenerator Site".

Public Plan: Newman (250).

Local Authority—Shire of Meekatharra.

DOLA File 1172/994.

Reserve No. 43278 comprising Perth Lot 1064 with an area of 958 square metres on Land Administration Diagram 91864 for "Railway Purposes".

Public Plan: BG34 (2) 14.25.

Local Authority—City of Perth.

DOLA File 2877/994.

Reserve No. 43279 comprising Victoria Location 12002 with an area of 30.1778 hectares on Land Administration Plan 18542 for the designated purpose of "Recreation".

Public Plans: Geraldton NE (25), BG43 (2) 18.16, BE43 (2) 18.17 and 19.15. Ridley Road.

Local Authority—Shire of Greenough.

DOLA File 1383/990

Reserve No. 43280 comprising Hay Location 2366 with an area of 142.6622 hectares on Land Administration Plan 17537 for the designated purpose of "Water Catchment Area".

Public Plan: Rocky Gully NW (25). Mulcahy Road.

Local Authority—Shire of Plantagenet.

DOLA File 201/961V2.

Reserve No. 43283 comprising Melbourne Location 4153 with an area of about 213 hectares on Land Administration Reserve Diagram 1283 for the designated purpose of "Parkland, Recreation and the Letting of Cottages thereon on 14 January 1995.

Public Plan: Wedge Island (50).

Local Authority—Shire of Dandaragan.

DOLA File 2044/953V3.

Reserve No. 43284 comprising Melbourne Location 4152 with an area of about 192.8250 hectares on Land Administration Reserve Diagram 1277 for the designated purpose of "Parkland, Recreation and the Letting of Cottages existing thereon on 14 January 1995".

Public Plan: Cervantes (50).

Local Authority—Shire of Dandaragan.

DOLA File 1082/981.

Reserve No. 43285 comprising Swan Location 5488 with an area of 8.5136 hectares on Land Administration Original Plan 6482 for the designated purpose of "Conservation of Flora and Fauna"

Public Plan: Capitela SW (25).

Local Authority—Shire of Gingin.

Reserve No. 43285 is automatically vested in the National Parks and Nature Conservation Authority pursuant to Section 7 of the CALM Act 1984.

A. A. SKINNER, Chief Executive.

## LA801

### LAND ACT 1933 AMENDMENT OF RESERVES

Made by His Excellency the Governor under Section 37.

The following reserves have been amended.

DOLA File 2666/901.

Reserve No. 7713 (at Ravensthorpe) "Public Buildings" to comprise Lot 807 as surveyed and shown bordered pink on Land Administration Diagram 91824 in lieu of Lots 21, 22, 23, and 705 and of its area being increased (recalculated) to 3035 square metres accordingly.

Public Plan: CD30 (2) 29.01. Morgans and Queen Streets.

Local Authority—Shire of Ravensthorpe.

DOLA File 205/903.

Reserve No. 8592 (Kojonup District) "Disposal of Chemical Containers" to comprise Location 9311 as surveyed and shown bordered pink on Land Administration Diagram 91679 in lieu of Location 9304 and of its area being increased to 44.5462 hectares accordingly.

Public Plan: Carlecatup NE (25). Broomehill Kojonup Road.

Local Authority—Shire of Broomehill.

DOLA File 2633/981.

Reserve No. 13438 (Williams District) "Excepted from Sale" to comprise Location 15824 as surveyed and shown bordered red on Land Administration Diagram 91762 in lieu of Location 10260 and of its area being increased to 175.5450 hectares accordingly.

Public Plan: Kukerin NW (25). Boundary Road.

Local Authority—Shire of Dumbleyung.

DOLA File 1575/918V2.

Reserve No. 17711 (Victoria Locations 7019 and 9726) "Water Supply Purposes" to exclude:

- (a) that portion now comprised in Location 11979 as surveyed and shown bordered red on Land Administration Diagram 91947
- (b) Locations 11508 and 11509 and of its area being reduced to 2247.3541 accordingly.

Public Plans: Nanson SE and Eradu SW (25). Geraldton Mount Magnet Road.

Local Authority—Shire of Greenough.

DOLA File 2168/969V2.

Reserve No. 18865 (Victoria District) "Excepted from Sale" to exclude that portion containing about 111.5000 hectares now comprised in Victoria Location 12007 as shown delineated and bordered red on Land Administration Miscellaneous Plan 1865 and of its area being reduced to about 1736.0018 hectares accordingly.

Public Plan: Boullanger and Hill River (50). near Jurien Road.

Local Authority—Shire of Dandaragan.

DOLA File 2831/925V2.

Reserve No. 19206 (Melbourne District) "Public Utility" to comprise Melbourne Location 4154 and Victoria Locations 12007 and 12008 as shown delineated and bordered red on Land Administration Miscellaneous Plan 1865 and of its area being increased to about 1913 hectares accordingly.

Public Plans: Lesueur & Pt Green Head, Boullanger & Hill River (50) and BF39 (10) 1.1 and 1.2.

Local Authority—Shire of Dandaragan.

DOLA File 1616/939.

Reserve No. 24464 (Norseman Lots 723 and 724) "Public Utility" to exclude Lot 724 and of its area being reduced to 961 square metres accordingly.

Public Plan: Norseman 09.38 & 10.38 (2) Princeps Street.

Local Authority—Shire of Dundas.

DOLA File 5153/948V8.

Reserve No. 24496 (Victoria Locations 3940, 9947, 10200, 11295 and 11928) "Protection of Flora" to exclude that portion containing about 788 hectares now comprised in Location 12007 as shown delineated and bordered red on Land Administration Miscellaneous Plan 1865 and of its area being reduced to about 68236.0215 hectares accordingly.

Public Plans: BE40 (2) 37.33, (10) 8.1 and 8.2, Beagle Island, Logue and Mount Lefroy, Lesueur and Pt Green Head (50) and Dongara NE & SE (25).

Local Authority—Shires of Carnamah, Dandaragan, Irwin and Coorow.

DOLA File 2559/965.

Reserve No. 28623 (Victoria Locations 10950 and 11900) "Public Recreation" to exclude Location 10950 and of its area being reduced to 4070 square metres accordingly.

Public Plan: BE43 (2) 16.18. Webborton Road.

Local Authority—City of Geraldton.

DOLA File 1492/972.

Reserve No. 31675 (Melbourne Location 3980) "Conservation of Flora and Fauna" to exclude that portion containing about 75 hectares now comprised in Location 4153 as shown delineated and bordered red on Land Administration Reserve Diagram 1283 and of its area being reduced to about 11062.5000 hectares accordingly.

Public Plan: Wedge Island (50).

Local Authority—Shire of Dandaragan.

DOLA File 2361/966.

Reserve No. 31993 (Canning Locations 2096, 2460, 2499, 2899, 3085 and 3188) "Bird Sanctuary and Park" to include:

- (i) Canning Location 3933 (formerly portion of Canning Location 16 and being Lot 10 on LTO Diagram 52712)
- (ii) Canning Location 3934 (formerly portions of Canning Location 16 and being Lots 7 - 9 inclusive, 12, 20, 22, 505 and 506) and of its area being increased to 16.1967 hectares accordingly.

Public Plan: BG34 (2) 21.10, 21.11, 22.10 and 22.11.

Local Authority—City of Gosnells.

DOLA File 3278/977.

Reserve No. 37981 (Swan Locations 10151 and 10260) "Depot Site (State Energy Commission)" to exclude Location 12021 as surveyed and shown bordered green on Land Administration Diagram 91995 and of its area being reduced to 9.8044 hectares accordingly.

Public Plan: BG34 (2) 21.23. Harrison Road.

Local Authority—Shire of Kalamunda.

DOLA File 2773/987.

Reserve No. 41182 (Lyndon Locations 123, 124 and 125) "Natural Gas Pipeline Purposes" to include Locations 196 and 201 on Land Administration Diagrams 89820 and 90761 respectively and of its area being increased to 33.5891 hectares accordingly.

Public Plan: Winning Pool (250).

Local Authority—Shire of Carnarvon.

DOLA File 798/989.

Reserve No. 41551 (Broome Lot 2441) "Recreation and Drainage" to exclude that that portion now comprised in Lot 3066 as surveyed and shown bordered pink on Land Administration Diagram 91809 and of its area being reduced to 10.4166 hectares accordingly.

Public Plan: CG73 (2) 28.14. Reid Road.

Local Authority—Shire of Broome.

A. A. SKINNER, Chief Executive.

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#### LA802

#### LAND ACT 1933 AMENDMENT OF RESERVE

The following reserve has been amended in accordance with DOLA Executive Minute No. 2/93.

DOLA File 11621/905.

Reserve No. 10012 (Chapman Agricultural Area) "School Site" to comprise Lot 96 as redescribed on Land Administration Diagram 92144 and of its area being recalculated (increased ) to 1.1366 hectares accordingly.

Public Plan: Nolba (25) SW. McNaught—Mazzuchelli Road.

Local Authority—Shire of Chapman Valley.

A. A. SKINNER, Chief Executive.

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#### LA901

#### LAND ACT 1933 CHANGE OF PURPOSE OF RESERVES

Made by His Excellency the Governor under Section 37.

The purpose of the following reserves have been changed.

DOLA File 2666/901.

Reserve No. 7713(Ravensthorpe Lot 807) being changed from "Public Buildings " to "Parking".

Public Plan: CD30 (2) 29.01. Morgans and Queen Streets.

Local Authority—Shire of Ravensthorpe.

DOLA File 2633/981.

Reserve No. 13438(Williams Location 15824) being changed from "Excepted from Sale " to "Conservation of Flora and Fauna".

Public Plan: Kukerin NW (25). Boundary Road.

Local Authority—Shire of Dumbleyung.

Reserve 13438 is automatically vested in the National Parks and Nature Conservation Authority pursuant to Section 7 of CALM Act 1984.

DOLA File 2831/925.

Reserve No. 19206(Melbourne Location 4154 and Victoria Locations 12007 and 12008) being changed from "Public Utility" to "Parkland, Recreation and the Letting of Cottages existing thereon on 14 January 1995".

Public Plans: Lesueur & Pt Green Head, Boulanger & Hill River (50) and BF39 (10) Pts 1.1 and 1.2.

Local Authority—Shire of Dandaragan.

A. A. SKINNER, Chief Executive.

LB201

**LAND ACT 1933**  
**CANCELLATION OF RESERVES**

Made by His Excellency the Governor under Section 37.

The following reserves have been cancelled.

DOLA File 11195/907.

Reserve No. 5302 (Canning Locations 509 and 1693) "Road Board Requirements"

Public Plan: BG34 (2) 20.14 and 21.14. Kelvin Road.

Local Authority—City of Gosnells

DOLA File 12634/911.

Reserve No. 14368 (Melbourne Location 2670) "Water".

Public Plan: Pithara (50). Pithara Well.

Local Authority—Shire of Dalwallinu

DOLA File 5865/914.

Reserve No. 15774 (Williams Location 11630) "Water"

Public Plan: Kukerin NW (25). Boundary Road.

Local Authority—Shire of Dumbleyung.

DOLA File 1102/928.

Reserve No. 19759 (Victoria District) "Camping".

Public Plan: Green Head & Lesueur (50). Sandy Point Road.

Local Authority—Shire of Dandaragan.

DOLA File 2746/988.

Reserve No. 25643 (Canning Location 979) "Forestry Purposes".

Public Plans: BG34 (2) 28.11 and 28.12. Canning Mills Road.

Local Authority—Shire of Kalamunda.

DOLA File 853/961.

Reserve No. 26520 (Swan Location 7496) "Recreation".

Public Plan: BG34 (2) 11.31. Hutton Street

Local Authority—City of Stirling

DOLA File 2614/972.

Reserve No. 32726 (Cockburn Sound Location 2307) "Public Recreation"

Public Plan: BG32 (2) 10.38 Local Authority - Shire of Murray

DOLA File 728/973 v2.

Reserve No. 33296 (Canning Location 2973) "Fire Station Site".

Public Plan: BG34 (2) 13.14 Fyfe Circle.

Local Authority—City of Melville

DOLA File 2034/993.

Reserve No. 42891 (Albany Lot 1401) "Use and Requirements of the Lotteries Commission".

Public Plan: BK26 (2) 11.04. Lower Stirling Terrace.

Local Authority—Town of Albany.

DOLA File 4636/989.

Reserve No. 42917 (Bruce Rock Lots 447 and 448) "Use and Requirements of the Shire of Bruce Rock".

Public Plan: Bruce Rock Townsite. Strange Street.

A. A. SKINNER, Chief Executive.

LB501

**LAND ACT 1933**  
**NAMING OF ROADS**

It is hereby notified for general information that His Excellency the Governor has been pleased to approve under Section 10 of the Land Act 1933, of the naming of the following—

*Shire of Esperance*

DOLA File No. 2442/970 V3.

ELEVEN MILE BEACH ROAD, as coloured pink at pages 310 and 311.

*Shire of Merredin*

DOLA File No. 450/985.

MERREDIN-NAREMBEEN ROAD, as coloured orange at page 22.

*Shire of Wyalkatchem*

DOLA File No. 1215/985.

DAVIES ROAD, as coloured blue at page 15.

ELASHGIN ROAD, as coloured green at page 15.

A. A. SKINNER, Chief Executive,  
Department of Land Administration.**LOCAL GOVERNMENT****LG401****LOCAL GOVERNMENT ACT 1960***City of Kalgoorlie-Boulder***DECLARATION OF RESULT OF LOAN POLL**

Sections 137 (1), 138 (1) and 692

The proposal submitted to the ratepayer was—

That the Council proceed to borrow the sum of Two Million Dollars (\$2 000 000) as loan number 305, for the purpose of meeting part cost of the proposed new administration centre situated at Lot 3520 Great Eastern Highway, on the terms of the advertisement which appeared in the *Government Gazette* on the 18 November 1994 and the Kalgoorlie Miner newspaper published on the 16 November 1994.

Date of Poll: Saturday, 18 February 1995.

## Number of Votes

Yes:.....	393
No:.....	1 341
Informal:.....	84
Total:.....	1 818

In a poll in which more than 15% of the persons eligible to vote did so vote the majority of those who voted were not in favour of the raising of the loan.

R. S. YURYEVICH, Mayor.  
L. P. STRUGNELL, Town Clerk.**LG402****LOCAL GOVERNMENT ACT 1960****TWENTY-SECOND SCHEDULE**

Form No. 1

*Municipality of the Shire of Northampton***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 Registrar of Deeds to be seized of the fee simple respectively of the 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 land described in the third column of the Appendix to this Notice, and the default has continued in respect of the 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 the 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, rates penalty, rubbish service charges and costs associated with exercising councils powers in progressing through the procedures preparatory to the sale of the land is hereby required; and
- (4) In default of payment, the 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 land in respect of which the rates specified in the second column of the Appendix are owing as described in the third column of the Appendix and set opposite the respective amounts so specified.

Dated the 20th day of February 1995.

C. J. PERRY, Shire Clerk.



## Appendix

Names of Registered Proprietors or Owners, and also all other Persons having an Estate or Interest in the Land	Amount owing showing separately the amount owing as Rates, and any other Amounts	Description of the piece of Land referred to
Patricia Anne Anderson	Rates \$1 564.30 Rubbish Service Charges \$568.00 *Refer (3) Above.	Northampton Town Lot 127 and being Lot 12 on Diagram 70340, Certificate of Title Volume 1748 Folio 540.

LG403

**LOCAL GOVERNMENT ACT 1960  
TWENTY-SECOND SCHEDULE**

Form No. 1

*Municipality of the Shire of Toodyay*

**Notice Requiring Payment of Rates Prior to Sale**

The several registered proprietors or owners in the fee simple, or persons appearing by the last memorial in the Office of the Registrar of Deeds to be seized of the fee simple respectively of the 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 interest or estate 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 above 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 debts 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 20th day of February 1995.

ROBERT J. MILLAR, Shire Clerk.

## Appendix

Name 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 charges owing	Description of the several pieces of land referred to
Walker, George Hamilton Walker, Lisa Marie	Rates \$1 112.06	Toodyay Lot 225 Red Brook Circle, Regal Hill, Toodyay being the whole of the land comprised in Certificate of Title Volume 1917 Folio 594

**LG404****LOCAL GOVERNMENT ACT 1960***Town of Claremont*

It is hereby notified for public information that Council has resolved to set the following fees and charges in accordance with section 191A of the Local Government Act 1960.

**Schedule of Fees and Charges****Claremont Museum****—Education Programme**

Primary—years 2-7	Teacher assisted visit	\$4.50
Preprimary—year 1	Teacher assisted visit	\$3.50
Primary—years 2-7	Museum staff lead	\$5.00
Secondary—	Specialist Programmes	\$4.50

**—History on Wheels**

Full Day Programmes—all consumables provided	\$340.00
Full Day Programmes—school assists with consumables	\$320.00

R. J. STEWART, Town Clerk.

**LG405****BUSH FIRES ACT 1954***Shire of Dandaragan***Fire Control Officer**

Notice is hereby given that Terrance Reid McCallum has been appointed to the position of Fire Control Officer with the Shire of Dandaragan.

B. J. GOLDING, Shire Clerk.

**LG406****DOG ACT 1976***Shire of Katanning***By-Laws Relating to Dogs**

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 28th July 1994, to make and submit for confirmation by the Governor the following amendment to its By-laws relating to Dogs which were published in the *Government Gazette* on 18 July 1986.

The By-laws are amended as follows—

Delete all of the First Schedule—Fees and substitute with the following—

**First Schedule****Fees and Charges**

For the seizure and impounding of a dog .....	\$50.00
For the maintenance of a dog in a pound per day or part thereof .....	\$12.00
For the destruction of a dog .....	\$15.00
License to keep an approved kennel establishment .....	\$30.00
Renewal of License to keep an approved kennel establishment .....	\$30.00

Dated the 28th day of July 1994.

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

PETER KERIN, Shire President.  
MICHAEL ARCHER, Shire Clerk.

**LG407****SHIRE OF LEONORA**

It is hereby notified for public information that Mr James Gregory Epis has been appointed Acting Shire Clerk for the period of 27th February 1995, to 17th March 1995, inclusive in the absence of the Shire Clerk.

W. JACOBS.

**LG901****LOCAL GOVERNMENT ACT 1960***Shire of Murchison***NOTICE OF INTENTION TO BORROW**

Proposed Loan (No. 12) of \$100 000

Pursuant to section 610 of the Local Government Act 1960, the Shire of Murchison hereby gives notice that it proposes to borrow money by the sale of a debenture repayable at the office of the lender on the following terms and conditions—

Amount: \$100 000

Repayment: Half yearly instalments of principal and interest.

Purpose: Purchase of Plant—Motor Grader.

Term: Four (4) years.

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

Dated this 17th day of February, 1995.

K. W. KEOGH, President.  
RICHARD A. CHILD, Shire Clerk.

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**LG902****LOCAL GOVERNMENT ACT 1960***Shire of Narembeen*

Proposed Loan No. 110—\$125 000

Pursuant to section 610 of the Local Government Act 1960, the Council of the Shire of Narembeen hereby gives notice of its proposal to borrow by the sale of debentures on the following terms and for the following purpose.

\$125 000 for a period of ten (10) years repayable at the office of the Council by twenty (20) equal half yearly instalments of Principal and interest, subject to review each five years.

Purpose: Subdivision Development

Specifications and estimates of cost as required by section 609 of the Local Government Act are open for inspection at the office of the Council during office hours for thirty five (35) days after publication of this notice.

Dated 16 February 1995.

H. W. J. COWAN, President.  
C. G. JACKSON, Shire Clerk.

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**LG903****LOCAL GOVERNMENT ACT 1960***Shire of Boddington***NOTICE OF INTENTION TO BORROW**

Pursuant to section 610 of the Local Government Act the Boddington Shire Council hereby gives notice that it proposes to borrow \$27 365 for a term of three (3) years repayable at the offices of the lender by six (6) half yearly instalments of principal and interest. The purpose being for the refinancing of existing loan number 59—staff housing.

B. E. JONES, Shire Clerk.

## MAIN ROADS

MA401

### PUBLIC WORKS ACT 1902 SALE OF LAND

MRWA 42-84-9VB.

Notice is hereby given that His Excellency the Governor has authorised under section 29 (7) (a) (ii) of the Public Works Act 1902, the sale by public auction or private contract of the land hereunder described, such land being no longer required for the work for which it was acquired.

#### Land

Portion of Pinjarra Town Lot 49 and being part of the land comprised in Certificate of Title Volume 1966 Folio 924 as is more particularly shown delineated and coloured green on Plan MR 94-100.

Dated this 22nd day of February 1995.

D. R. WARNER, Director Corporate Services.

## MINERALS AND ENERGY

MN101

### PRINTERS CORRECTION MINING ACT 1978

#### NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

An error occurred in the notice published under the above heading on page 509 of *Government Gazette* No. 20 dated 17 February 1995 and is corrected as follows—

In the list of Prospecting Licences insert in numerical order “ 77/2750—Scanfire Exploration Pty Ltd; Southern Goldfields Ltd ”.

MN401

### MINING ACT 1978 NOTICE OF INTENTION TO FORFEIT

Department of Minerals and Energy,  
Perth 6000.

In accordance with Regulation 50 (b) of the Mining Act 1978, notice is hereby given that unless the rent due on the undermentioned licences and leases is paid on or before 14 March 1995, it is the intention of the Hon Minister for Mines under the provisions of sections 96A (1) and 97 (1) of the Mining Act 1978, to forfeit such for breach of covenant, *viz*, non-payment of rent.

K. R. PERRY, Director General.

#### Number—Holder—Mineral Field. Exploration Licences

- 04/699—RUSSELL, VICTOR KINGSFORD—WEST KIMBERLEY.
- 04/798—OLIVIERI RESOURCES PTY LTD—WEST KIMBERLY.
- 04/846—MANSFIELD, GODFREY ALEXANDER WINSTON; TOWERS, JOHN HUNTER—WEST KIMBERLEY.
- 04/847—MANSFIELD, GODFREY ALEXANDER WINSTON; TOWERS, JOHN HUNTER—WEST KIMBERLEY.
- 08/670—EYRES GOLD NL—ASHBURTON.
- 08/672—SAS, ZLATOMIR AUREL; WOODS, PETER JAMES; ZADNIK, JOHN PAUL; EXPLORATION AND GEOLOGICAL SERVICES PTY LTD—ASHBURTON.
- 08/673—SAS, ZLATOMIR AUREL; WOODS, PETER JAMES; ZADNIK, JOHN PAUL; EXPLORATION AND GEOLOGICAL SERVICES PTY LTD—ASHBURTON.
- 08/674—SAS, ZLATOMIR AUREL; WOODS, PETER JAMES; ZADNIK, JOHN PAUL; EXPLORATION AND GEOLOGICAL SERVICES PTY LTD—ASHBURTON.
- 08/675—SAS, ZLATOMIR AUREL; WOODS, PETER JAMES; ZADNIK, JOHN PAUL; EXPLORATION AND GEOLOGICAL SERVICES PTY LTD—ASHBURTON.
- 08/676—SAS, ZLATOMIR AUREL; WOODS, PETER JAMES; ZADNIK, JOHN PAUL; EXPLORATION AND GEOLOGICAL SERVICES PTY LTD—ASHBURTON.
- 08/677—SAS, ZLATOMIR AUREL; WOODS, PETER JAMES; ZADNIK, JOHN PAUL; EXPLORATION AND GEOLOGICAL SERVICES PTY LTD—ASHBURTON.
- 08/678—SAS, ZLATOMIR AUREL; WOODS, PETER JAMES; ZADNIK, JOHN PAUL; EXPLORATION AND GEOLOGICAL SERVICES PTY LTD—ASHBURTON.

## Number—Holder—Mineral Field.

09/612—GAN, MICHAEL ENG TEAN—GASCOYNE.  
15/152—DEFIANCE MINING NL—COOLGARDIE.  
37/181—SUNDOWNER MINERALS NL—MT MARGARET.  
38/250—GOLDFIELDS LAND COUNCIL ABORIGINAL CORPORATION—MT MARGARET.  
38/251—GOLDFIELDS LAND COUNCIL ABORIGINAL CORPORATION—MT MARGARET.  
38/254—COSMO DEVELOPMENTS PTY LTD—MT MARGARET.  
38/257—COSMO DEVELOPMENTS PTY LTD—MT MARGARET.  
38/263—COSMO DEVELOPMENTS PTY LTD—MT MARGARET.  
38/271—COSMO DEVELOPMENTS PTY LTD—MT MARGARET.  
38/272—COSMO DEVELOPMENTS PTY LTD—MT MARGARET.  
45/1157—CITY RESOURCES (WA) PTY LTD—PILBARA.  
45/1159—CITY RESOURCES (WA) PTY LTD—PILBARA.  
45/1433A—VAN UDEN, JOHN—PILBARA.  
46/356—NORTH COOLGARDIE RESOURCES NL—PILBARA.  
46/357—JONES, WAYNE RICHARD—PILBARA.  
51/317—NORTH COOLGARDIE RESOURCES NL—MURCHISON.  
51/418—AUSTRALIAN GOLD CORPORATION NL—MURCHISON.  
52/560—TOPJEST PTY LTD—PEAK HILL.  
52/561—TOPJEST PTY LTD—PEAK HILL.  
52/812—AUSICARIBIAN PTY LTD—PEAK HILL.  
52/813—AUSICARIBIAN PTY LTD—PEAK HILL.  
52/830—MERCHANT HOLDINGS PTY LTD—PEAK HILL.  
52/839—KKR RESOURCES NL—PEAK HILL.  
53/321—MARYMIA EXPLORATION NL—EAST MURCHISON.  
59/424—ROEBUCK RESOURCES NL—YALGOO.  
59/523—ROEBUCK RESOURCES NL—YALGOO.  
59/527—MARYMIA EXPLORATION NL—YALGOO.  
59/528—MARYMIA EXPLORATION NL—YALGOO.  
63/380—DELUGE HOLDINGS PTY LTD—DUNDAS.  
63/381—DELUGE HOLDINGS PTY LTD; DUNDAS.  
69/544—CENTRAL AUSTRALIAN EXPLORATION PTY LTD—WARBURTON.  
69/545—CENTRAL AUSTRALIAN EXPLORATION PTY LTD—WARBURTON.  
69/546—CENTRAL AUSTRALIAN EXPLORATION PTY LTD—WARBURTON.  
69/547—CENTRAL AUSTRALIAN EXPLORATION PTY LTD—WARBURTON.  
69/548—CENTRAL AUSTRALIAN EXPLORATION PTY LTD—WARBURTON.  
69/549—CENTRAL AUSTRALIAN EXPLORATION PTY LTD—WARBURTON.  
69/550—CENTRAL AUSTRALIAN EXPLORATION PTY LTD—WARBURTON.  
69/551—CENTRAL AUSTRALIAN EXPLORATION PTY LTD—WARBURTON.  
69/552—CENTRAL AUSTRALIAN EXPLORATION PTY LTD—WARBURTON.  
69/621—CENTRAL AUSTRALIAN RESOURCES NL—WARBURTON.  
69/622—CENTRAL AUSTRALIAN RESOURCES NL—WARBURTON.  
69/684—RESCAN NL—WARBURTON.  
69/966—JAYARE NOMINEES PTY LTD; VOLPE, PATRICK JOHN; VOLPE, TINA—WARBURTON.  
69/967—JAYARE NOMINEES PTY LTD; VOLPE, PATRICK JOHN; VOLPE, TINA—WARBURTON.  
69/971—WESTERN REEFS LTD—WARBURTON.  
69/972—WESTERN REEFS LTD—WARBURTON.  
69/973—WESTERN REEFS LTD—WARBURTON.  
80/1525—MENZIES, JOHN CHARLES; RICHMOND, WILLIAM ROBERT—KIMBERLEY.  
80/1528—ANGLO AUSTRALIAN RESOURCES NL—KIMBERLEY.  
80/1535—RESCAN NL—KIMBERLEY.  
80/1551—ANGLO AUSTRALIAN RESOURCES NL—KIMBERLEY.  
80/1660—LEFROY GOLD NL—KIMBERLEY.  
80/1670—DEFIANCE MINING NL—KIMBERLEY.

## MINING LEASES

04/236—CHANT, NEIL; PICHLER, JULIUS—WEST KIMBERLEY.  
15/163—QUINTON PTY LTD—COOLGARDIE.  
15/286—GREEN, GARRY ARNOLD; OTWAY, BRIAN JOHN—COOLGARDIE.  
15/644—DODSLEY PTY LTD—COOLGARDIE.  
16/32—AQUARIUS EXPLORATION NL—COOLGARDIE.  
24/399—CAPELLA HOLDINGS PTY LTD—BROAD ARROW.  
27/69—SMITH, RICHARD JOHN—NORTH EAST COOLGARDIE.  
38/373—McKNIGHT, RUSSELL GEOFFREY—MT MARGARET.  
39/1—WIEROBIEJ, EDWARD HENRYK—MT MARGARET.  
40/100—STRIDE, PETER GODFREY—NORTH COOLGARDIE.  
45/220—ATTWOOD, RONALD GREGORY—PILBARA.  
45/402—BORAL BESSER MASONRY LTD—PILBARA.  
47/277—DUMPNA PTY LTD—WEST PILBARA.  
59/300—GOLD PARNTERS NL; SAMANTHA GOLD NL—YALGOO.  
70/13—LIMESTONE BUILDING BLOCKS CO. PTY LTD—SOUTH WEST.  
70/54—COMMERCIAL MINERALS LTD—SOUTH WEST.  
70/219—GREEN, KEITH LANGLOUIS; GREEN, PEARL McKINNON—SOUTH WEST.  
70/220—GREEN, AMANDA LOUISE; GREEN, KEITH LANGLOUIS; GREEN, PEARL McKINNON—SOUTH WEST.

## Number—Holder—Mineral Field.

- 70/247—HINES, JEAN CALTHORPE; HORTON, GILLIAN FRANCES; HORTON, KEVIN RONALD;  
RULE, HILDA MAY; RULE, IAN MAX—SOUTH WEST.  
70/339—LIMESTONE BUILDING BLOCKS (CO) PTY LTD—SOUTH WEST.  
70/762—FURNISS, STANLEY ROBERT; LAMBIE, DAVID MUIR HAMILTON—SOUTH WEST.  
70/763—GLASS, CLARE; GLASS, JAMES ALEXANDER—SOUTH WEST.  
74/67—DAW, LEONARD GEORGE—PHILLIPS RIVER.

## GOLD MINING LEASES

- 15/6469—CAHILL, JOHN REGINALD—COOLGARDIE.  
15/6515—HOPPMANN, ROBERT—COOLGARDIE.  
15/6761—MARMARAC, CHUCK—COOLGARDIE.  
26/7311—DIXON, CRAIG LESLIE—EAST COOLGARDIE.  
27/1745—BEUTEL, MARY KINNAIRD; CAMERON, DONALD WAVERLY—NORTH EAST  
COOLGARDIE.  
27/1754—MANNKAL MINING PTY LTD—NORTH EAST COOLGARDIE.  
29/6025—GOULD, ALBERT ROY—NORTH COOLGARDIE.  
30/1415—MIHALJ, ANTE; MULRONEY, DAVID—NORTH COOLGARDIE.  
37/2331—BONAVENTURE RESOURCES NL—MT MARGARET.  
38/2883—HILL, KEITH—MT MARGARET.  
38/2884—HILL, KEITH—MT MARGARET.  
38/2885—HILL, KEITH—MT MARGARET.  
38/3086—FAVAS, KENNETH WILLIAM VICTOR; SUNTER-SMITH, HARVEY ANTHONY—MT  
MARGARET.  
39/942—PARKER, RONALD THOMAS; PARKER, SUSAN LORRAINE—MT MARGARET.  
39/943—PARKER, RONALD THOMAS; PARKER, SUSAN LORRAINE—MT MARGARET.  
47/394—ROBERTS, PATRICIA ANNE; ROBERTS, VINCENT THOMAS—WEST PILBARA.  
47/395—ROBERTS, PATRICIA ANNE; ROBERTS, VINCENT THOMAS—WEST PILBARA.  
47/396—ROBERTS, PATRICIA ANNE; ROBERTS, VINCENT THOMAS—WEST PILBARA.  
47/397—ROBERTS, PATRICIA ANNE; ROBERTS, VINCENT THOMAS—WEST PILBARA.  
47/398—ROBERTS, PATRICIA ANNE; ROBERTS, VINCENT THOMAS—WEST PILBARA.  
47/399—ROBERTS, PATRICIA ANNE; ROBERTS, VINCENT THOMAS—WEST PILBARA.  
47/466—ROBERTS, PATRICIA ANNE; ROBERTS, VINCENT THOMAS—WEST PILBARA.  
52/688—FORSYTH, DIANNE ELAINE; FORSYTH, GRAHAM LAURENCE—PEAK HILL.  
52/845—FORSYTH, DIANNE ELAINE; FORSYTH, GRAHAM LAURENCE—PEAK HILL.  
58/1791—KLONDYKE MINING CO PTY LTD—MURCHISON.  
59/1329—FOGGARTY, ROSEMARY ANNE; FOGGARTY, SPENCER LYNTON—YALGOO.  
59/1483—HOBDA, GEORGE RADENHURST; SAMUELS, MAURICE JACOB; TAYLOR, HAROLD—  
YALGOO.  
59/1484—HOBDA, GEORGE RADENHURST; SAMUELS, MAURICE JACOB; TAYLOR, HAROLD—  
YALGOO.  
59/1549—ANDREWS, MALCOLM KEITH; PENNO, PAULINE CARRIE; TAYLOR, HAROLD—  
YALGOO.  
59/1550—ANDREWS, MALCOLM KEITH; PENNO, PAULINE CARRIE; TAYLOR, HAROLD—  
YALGOO.  
59/1551—ANDREWS, MALCOLM KEITH; PENNO, PAULINE CARRIE; TAYLOR, HAROLD—  
YALGOO.  
59/1552—ANDREWS, MALCOLM KEITH; PENNO, PAULINE CARRIE; TAYLOR, HAROLD—  
YALGOO.  
59/1553—ANDREWS, MALCOLM KEITH; PENNO, PAULINE CARRIE; TAYLOR, HAROLD—  
YALGOO.  
59/1554—ANDREWS, MALCOLM KEITH; PENNO, PAULINE CARRIE; TAYLOR, HAROLD—  
YALGOO.  
59/1564—HOBDA, GEORGE RADENHURST; SAMUELS, MAURICE JACOB; TAYLOR, HAROLD—  
YALGOO.  
59/1565—HOBDA, GEORGE RADENHURST; SAMUELS, MAURICE JACOB; TAYLOR, HAROLD—  
YALGOO.  
59/1574—HOBDA, GEORGE RADENHURST; SAMUELS, MAURICE JACOB; TAYLOR, HAROLD—  
YALGOO.  
59/1578—HOBDA, GEORGE RADENHURST; SAMUELS, MAURICE JACOB; TAYLOR, HAROLD—  
YALGOO.  
59/1582—TAYLOR, HAROLD—YALGOO.  
59/1583—HOBDA, GEORGE RADENHURST—YALGOO.  
59/1584—SAMUELS, MAURICE JACOB—YALGOO.  
63/2319—AUR NL; AUSTRALIS MINING NL; LEEDER, STANLEY FREDERICK—DUNDAS.  
77/4462—GRACE, WILLIAM JAMES—YILGARN.  
77/4818—HARE, THOMAS ANGUS—YILGARN.  
77/4932—PIETSCH, MICHAEL; WESTERN UNION SECURITIES PTY LTD—YILGARN.  
77/4934—PIETSCH, MICHAEL; WESTERN UNION SECURITIES PTY LTD—YILGARN.  
77/4989—CARNICELLI, ERIC BERNARD—YILGARN.  
77/5014—THOMSON, ANNE ELIZABETH; THOMSON, RODNEY HUGH—YILGARN.  
77/5175—CARNICELLI, ERIC BERNARD—YILGARN.  
77/5395—MACKIE, OLIVER GOLDSMITH—YILGARN.

Number—Holder—Mineral Field.

MINERAL LEASES

70/600—GREEN, KEITH LANGLOUIS; GREEN, PEARL McKINNON—SOUTH WEST.  
70/601—GREEN, KEITH LANGLOUIS; GREEN, PEARL McKINNON—SOUTH WEST.  
74/415—O'DEA, JOHN KYRAN DANIEL; WALKER, HARRY DENNIS—PHILLIPS RIVER.

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**MN402**

**MINING ACT 1978**

**NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Minerals and Energy,  
Coolgardie, 14 February 1995.

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

S. MALLEY, Warden.

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To be heard in the Warden's Court, Coolgardie on the 4th day of April 1995.

**COOLGARDIE MINERAL FIELD**

*Coolgardie District*

Miscellaneous Licence

15/151—Central Kalgoorlie Gold Mines NL.

Prospecting Licences

15/2801—Missoni Investments Pty Ltd.

15/3380—Downe, Lynton James.

15/3456—Broadmeadow Pty Ltd.

15/3457—Broadmeadow Pty Ltd.

*Kunanalling District*

Prospecting Licence

16/1549—Pavlinovich, Kevin Michael.

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**MN403**

**MINING ACT 1978**

Department of Minerals and Energy,  
East Perth 6000.

I hereby declare in accordance with the provisions of section 96A (1) and 97 (1) on the Mining Act 1978, that the undermentioned mining tenements are forfeited for breach of covenant *viz.* non-payment of rent.

GEORGE CASH, Minister for Mines.

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Number—Holder—Mineral Field.

Exploration Licences

04/653—Russell, Victor Kingsford—West Kimberley.

04/833—Yule River Mining Pty Ltd—West Kimberley.

08/630—Pickering, Robert; Seneca Pty Ltd—Ashburton.

45/1443—Sheppard, Alexander Andrew; Sheppard, Robert Allan—Pilbara.

80/1642—Menzies, John Charles—Kimberley.

Mining Lease.

27/163—Smit, Johnan Heinrich; Weeden, Frederick Charles William; Welburn, Bruce Moore—North East Coolgardie.

MN404

## MINING ACT 1978

## NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Minerals and Energy,  
Leonora.

In accordance with Regulation 49 (2) (c) of the Mining Regulations 1981, notice is hereby given that the following licences are liable to forfeiture under the provisions of section 96 (1) (a) of the Mining Act 1978, for breach of covenant, *viz.* non-payment of rent.

S. R. MALLEY, Warden.

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To be heard in the Warden's Court at Leonora on 22 March 1995.

## MOUNT MARGARET MINERAL FIELD

*Mount Malcolm District*

Miscellaneous Licence

37/77—Triton Resources Ltd.

Prospecting Licences

37/4108—Legendre, Bruce Robert.  
37/4109—Legendre, Bruce Robert.  
37/4110—Legendre, Bruce Robert.  
37/4111—Legendre, Bruce Robert.  
37/4112—Legendre, Bruce Robert.  
37/4113—Legendre, Bruce Robert.  
37/4114—Legendre, Bruce Robert.  
37/4115—Legendre, Bruce Robert.  
37/4116—Legendre, Bruce Robert.  
37/4117—Legendre, Bruce Robert.  
37/4118—Legendre, Bruce Robert.  
37/4536—Melville, Brian Anthony; Legendre, Joseph Paul.  
37/4746—Melville, Brian Anthony; Legendre, Joseph Paul.  
37/4792—Csak, Jozsef.  
37/4801—Csak, Jozsef.

*Mount Margaret District*

Prospecting Licences

38/914—Ashwin, Raymond William.  
38/2484—Matich, Brett.

*Mount Morgans District*

Prospecting Licences

39/2616—Legendre, Bruce Robert.  
39/2617—Legendre, Bruce Robert.  
39/2618—Legendre, Bruce Robert.  
39/2619—Legendre, Bruce Robert.

## NORTH COOLGARDIE MINERAL FIELD

*Niagara District*

Prospecting Licences

40/939—Pollock, George Leo.  
40/1026—Money Mining NL.

MN405

## MINING ACT 1978

## NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Minerals and Energy,  
Perth.

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

P. HEANEY, Warden.

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To be heard in the Warden's Court, Perth on 10 March 1995.

## SOUTH WEST MINERAL FIELD

Prospecting Licence

P70/1136—Jones, Robert John; Shadbolt, Brian Maxwell; Sheard, Leonard John.



MN406

**MINING ACT 1978****NOTICE OF CANCELLATION OF EXEMPTION OF CROWN LAND**

Pursuant to Section 19 (1) (b) of the Mining Act 1978, I hereby cancel the Instruments of Exemption dated 21 September 1992 published in the *Government Gazette* dated 2 October 1992, page 4862. The area affected is described in the Schedule hereunder, and such land is now subject to Divisions 1 to 5 of Part IV of the Mining Act 1978.

**Schedule****WEST PILBARA MINERAL FIELD****Mt Spinifex**

Starting at North West corner (AMG co-ordinates 616200 mE, 7701200 mN-Zone 50), thence 400 m @ 90 deg. (grid), thence 400 m @ 180 deg. (grid), thence 400 m @ 270 deg. (grid), thence 400 m @ 0 deg. (grid) back to start.

Public Plan: Yule 1:100 000.

Dated at Perth this 14th day of February 1995.

GEORGE CASH, Minister for Mines.

MN407

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

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

**Description of Land****Bulara Site:**

All that portion of land starting at NW corner, being AMG coordinates 7488100 N and 806400 E, thence easterly to NE corner, being AMG coordinates 7488250 N and 806900 E, thence southerly to SE corner, being AMG coordinates 7487725 N and 806640 E, thence westerly to SW corner, being AMG coordinates 7487650 N and 806300 E, thence northerly, back to starting point.

Public Plan: Point Cloates 1:100 000.

Dated at Perth this 14th day of February 1995.

GEORGE CASH, Minister for Mines.

**PLANNING AND URBAN DEVELOPMENT**

PD401

**TOWN PLANNING AND DEVELOPMENT ACT 1928****SCHEME AMENDMENT AVAILABLE FOR INSPECTION***City of Bayswater***Town Planning Scheme No. 21—Amendment No. 51**

Ref: 853/2/14/25, Pt. 51.

Notice is hereby given that the City of Bayswater has prepared the abovementioned scheme amendment for the purpose of rezoning Lot 5 (No. 392) Light Street, Dianella from "Residential R17.5" to "Medium Density Residential R40".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 61 Broun Avenue, Morley 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 April 7, 1995.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before April 7, 1995.

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

M. J. CAROSELLA, City Manager/Town Clerk.

**PD402****TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT***City of Bunbury*

Town Planning Scheme No. 6—Amendment No. 150

Ref: 853/6/2/9, Pt. 150.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Bunbury Town Planning Scheme Amendment on February 19, 1995 for the purpose of—

1. Recoding Lots 127-130 and Lots 207 & 208 Erica Entrance, Lots 109-126 Orchid Drive, Lots 154-180 & 193-206 Kurralong Circle, Lots 181 & 187-192 Holly Way, Lots 35 & 36 & 49-52 & Lots 54 and 55 Vittoria Road, Lots 46-48 & 101-108 Woodley Road, and Lot 29 Jubilee Road, Glen Iris Residential R 12.5' to Residential R 20'.
2. Amending the Scheme Map accordingly.

E. C. MANEA, Mayor.  
G. P. BRENNAN, Town Clerk.

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**PD403****TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT***City of Bunbury*

Town Planning Scheme No. 6—Amendment No. 162

Ref: 853/6/2/9, Pt. 162.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Bunbury Town Planning Scheme Amendment on February 19, 1995 for the purpose of—

- (a) Amending the definition for resort facilities to read as follows:

“means land and buildings for temporary accommodation, with a percentage of permanent ‘park homes’ as determined by Council, and used for tourist and holiday activities with principal activities including Caravan Park, Holiday Cottages and Motel; and approved incidental activities including Art Gallery, Boatel, Caretakers House, Commercial Hall, Eating House (licensed), Local Shop, Office, Recreational Facilities, and similar approved uses.”

- (b) Amending the Scheme Text by adding to Appendix No. 5 under the heading ‘Interpretations’ the modified definition for Resort Facilities.

E. C. MANEA, Mayor.  
G. P. BRENNAN, Town Clerk.

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**PD404****TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT***City of Canning*

Town Planning Scheme No. 40—Amendment No. 16

Ref: 853/2/16/44, Pt. 16.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Canning Town Planning Scheme Amendment on February 19, 1995 for the purpose of rezoning 2 Gloucester Court (Pt Lot 78), Willetton, from “Residential R17.5” to “Residential R17.5/R20”.

M. S. LEKIAS, Mayor.  
A. TORRANCE, A/Town Clerk.

PD405

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT**  
*City of Kalgoorlie-Boulder*

Joint Town Planning Scheme—Amendment No. 99

Ref: 853/11/3/2, Pt. 99.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Kalgoorlie-Boulder Town Planning Scheme Amendment on February 19, 1995 for the purpose of rezoning Lot 2579 Lane Street, Boulder from "Residential A" to "Showroom/Office/Warehouse".

R. S. YURYEVICH, Mayor.  
L. P. STRUGNELL, Town Clerk.

PD406

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT**  
*City of Nedlands*

Town Planning Scheme No. 2—Amendment No. 75

Ref: 853/2/8/4, Pt. 75.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Nedlands Town Planning Scheme Amendment on February 18, 1995 for the purpose of modifying Part 29 of Schedule 1 (Additional Use) from "Residential R15 (Additional Use—Shop)" to "Residential R15 (Additional Use—Shop/Cafe)".

C. E. BARNES, Mayor.  
N. G. LEACH, Town Clerk.

PD407

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

District Planning Scheme No. 2—Amendment No. 226

Ref: 853/2/20/34, Pt. 226.

Notice is hereby given that the City of Stirling has prepared the abovementioned scheme amendment for the purpose of rezoning Portion of Lot 153 Wishart Street, Gwelup from "Rural" to "Special Use—Mail Delivery Centre/Post Office".

Plans and documents setting out and explaining the scheme amendment 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 April 7, 1995.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before April 7, 1995.

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

G. BRAY, Town Clerk.

PD408

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT**  
*City of Wanneroo*

Town Planning Scheme No. 1—Amendment No. 681

Ref: 853/2/30/1, Pt. 681.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Wanneroo Town Planning Scheme Amendment on February 19, 1995 for the purpose of rezoning/recoding portion of Pt. Lot 3 (521) Beach Road, Duncraig from "Residential Development R20 and Special Zone (Additional Use) Offices" to "Residential Development R25".

H. M. WATERS, Mayor.  
R. T. COFFEY, Town Clerk.

PD409

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

*Shire of Capel*

Town Planning Scheme No. 5—Amendment No. 6

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

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Shire of Capel Town Planning Scheme Amendment on February 19, 1995 for the purpose of—

1. Amending the Scheme Maps, in respect to Lot 5 Buchanan Road, Capel, by deleting the Public Purpose Reserve and to include it within the Special Use zone.
2. Amending Appendix No. 3 First Schedule of the Scheme Text by adding the following—

APPENDIX No. 3  
**FIRST SCHEDULE**  
**SPECIAL USES**

Description of Land	Permitted Uses
Lot 5 Buchanan Road	Licensed Post Office, Residential and Retail

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

PD410

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

*Shire of Denmark*

Town Planning Scheme No. 3—Amendment No. 14

Ref: 853/5/7/3, Pt. 14.

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

1. rezoning Pt Lot 613 Scotsdale Road, Denmark, from the "Rural" zone to the "Special Rural" zone and "Parks and Recreation" Reserve.
2. amending the face of the Scheme Map accordingly.
3. inserting Pt Lot 613 Scotsdale Road, Denmark within "Appendix 2—Schedule of Additional Use Sites" to allow for the development of an educational establishment.
4. amending Appendix 6—Special Rural Zone Provisions Relating to Specified Areas.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Strickland Street, Denmark 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 April 7, 1995.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before April 7, 1995.

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. DURTANOVICH, Shire Clerk.

PD412

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

*Shire of Katanning*

Town Planning Scheme No. 3—Amendment No. 7

Ref: 853/5/10/3, Pt. 7.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Shire of Katanning Town Planning Scheme Amendment on February 19, 1995 for the purpose of rezoning Lot 4 corner Great Southern Highway and Garstone Road from Special Use (Veterinary Hospital) to Rural.

P. J. KERIN, President.  
 M. ARCHER, Shire Clerk.

## PD411

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT***Shire of Kalamunda*

## District Planning Scheme No. 2—Amendment No. 143

Ref: 853/2/24/18, Pt. 143.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Shire of Kalamunda Town Planning Scheme Amendment on February 19, 1995 for the purpose of—

1. Rezoning Lots 1, 3, 4, 5, 21, C/T 1108/322 and C/T 1108-321 from "Rural Agriculture" to "Special Residential", "Special Rural" and "Recreation/Open Space" as depicted in the Scheme Amendment Map.
2. In Appendix C to the Scheme Text—
  - (i) Under Column (a) inserting—

"Special Rural Zone Area No. 66 (area bounded by Halleendale, Pomeroy, Canning Roads and Lawnbrook Road West, Walliston) Pt Lots 1, 3, 4, 5, 21, C/T 1108-322 and C/T 1108-321".
  - (ii) Under Column (b) inserting—

"(1) Subdivision of Special Rural Zone Area No. 66 to be generally in accordance with Subdivisional Guide Plan No. 66-1.

(2) (a) Within Special Rural Zone Area No. 66 the following uses are permitted (P)—  
Dwelling House

(b) The following uses are not permitted unless specific approval is granted by the Council (AA)—  
Additional accommodation (granny flat)  
Home occupation  
Public utility  
Rural pursuit  
Stable  
Nursery

(c) All other uses not mentioned under (a) and (b) are not permitted (X).
3. A reticulated public water supply shall be provided to all lots of less than 2 hectares as a condition of subdivision approval.
4. In order to enhance the rural amenity of the land in areas Council considers deficient in tree cover, it may require as a condition of any planning approval within Special Rural Zone Area No. 66 the planting of such trees and/or groups of trees and species as specified by Council".

O. F. McGRATH, President.  
G. DUTTON, Shire Clerk.

## PD413

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT***Shire of Manjimup*

## Town Planning Scheme No. 2—Amendment No. 50

Ref: 853/6/14/20, Pt. 50.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Shire of Manjimup Town Planning Scheme Amendment on February 19, 1995 for the purpose of—

- (a) rezoning and forms Lot 4 of Nelson Locations 6224 and 1611, Part Nelson Location 6223 and 1277 South West Highway, Manjimup from Rural to Special Rural as depicted on the amending plan adopted by Council on the 20th day of January 1994.
- (b) incorporating the land within the "Schedules relating to additional requirements and modifications to the provisions of the Scheme Text for Specific Rural Zones" at Appendix 1 of the Scheme as follows—

AREA No. 16—South Western Highway, Manjimup

**SPECIAL PROVISIONS**

1. Subdivision of Special Rural zone No. 16 shall be generally in accordance with "Plan of subdivision No. 16 and the Landscape Protection Plan" as endorsed by the Shire Clerk.
  - (a) The following uses are permitted in Special Rural zone No. 16—  
Dwelling

- (b) The following uses are "AA" being not permitted unless approval is granted by Council—

Duplex  
Home Occupation  
Rural Use  
Private Recreation  
Public Utility  
Cottage Industry  
Public Recreation

- (c) All other uses not mentioned in (a) and (b) are not permitted "X".

2. No septic tank or leach drain shall be constructed within 100 metres of water courses unless otherwise approved by Council.
3. Landscape Protection and Tree Preservation areas to be planted with local species, fenced and kept free of stock in accordance with the Landscape Plan.
4. Landscape Protection and Tree Preservation areas to be maintained on an ongoing basis by subsequent lot owners.
5. Road reserves to be planted with trees native to the locality in accordance with the Landscape Plan.
6. All measures to be implemented in accordance with the Landscape Plan prior to acceptance of the Diagram of Survey by Council.
7. On those lots divided by a water course, a vehicle crossing will be required to be located and constructed to the satisfaction of Council.

W. E. THOMPSON, President.  
M. D. RIGOLL, Shire Clerk.

**PD414**

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

*Shire of Murray*

Town Planning Scheme No. 4—Amendment No. 54

Ref: 853/6/16/7, Pt. 54.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Shire of Murray Town Planning Scheme Amendment on February 19, 1995 for the purpose of making deletions, substitutions or additions to the Scheme Text as follows—

1. Delete sub-clause 6.2.10 and substitute the following—  
6.2.10 All buildings shall be set back not less than 9.0 metres from a canal frontage.
2. Delete the words "more than 7.5 m from" sub-clause 6.2.15 and substitute the words "within 7.5 m of".
3. Delete sub-clause 6.2.18 and substitute the following—  
6.2.18 The Council may, with the agreement of the Peel Inlet Management Authority, vary any of the provisions of sub-clauses 6.2.11, 6.2.12 and 6.2.13 provided it is satisfied that—
  - (a) no structural weakness will result;
  - (b) no erosion or soil instability will result; and
  - (c) the overall amenity and appearance of the canal frontages will be maintained or improved;but before determining any application to vary such provisions, the Council shall notify the owners of all lots within the estate, at the cost of the applicant, of the proposal and take into consideration any comments submitted by them within 14 days of the notification.

N. H. NANCARROW, President.  
D. A. McCLEMENTS, Shire Clerk.

**PD415****TOWN PLANNING AND DEVELOPMENT ACT 1928  
APPROVED TOWN PLANNING SCHEME AMENDMENT***Shire of Swan*

Town Planning Scheme No. 9—Amendment No. 181

Ref: 853/2/21/10, Pt. 181.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Shire of Swan Town Planning Scheme Amendment on February 18, 1995 for the purpose of—

1. amending the Scheme Map 4C in accordance with Amendment Map 4C.
2. amending the Scheme Text by deleting from Appendix 6B Schedule of Additional or Restricted Uses the entry added by Amendment 71 published in the *Government Gazette* on Friday, November 11, 1988.

C. M. GREGORINI, President.

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

**PD416****TOWN PLANNING AND DEVELOPMENT ACT 1928  
APPROVED TOWN PLANNING SCHEME AMENDMENT***Shire of Swan*

Town Planning Scheme No. 9—Amendment No. 222

Ref: 853/2/21/10, Pt. 222.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Shire of Swan Town Planning Scheme Amendment on February 17, 1995 for the purpose of—

- (i) Amending the Scheme Map to—

Rezoning lots 115, 114, 113, 112, Pt 111, 200, 110, 109, 108, 107, 106, Pt 105, Pt 104 Victoria Road, Lots 60, 1, 2, 62, 63, 3, 4, 65, Pt 54, Pt 52, Pt 50, Pt 49, 66, 67, 68, 69, 70, 71, Pt 72 and Swan Location 8528 Coast Road, Lots 102, 101, 103, 5 Beechboro Road and Lots 58, 106, 105, 104, 55, 7, 53, 1, 51, 9, 3, 48, Pt 47 Marshall Road from 'General Rural' to 'Residential Development'.

- (ii) Rezoning portion of Pt 104 Victoria Road from 'General Rural' to 'Regional Parks and Recreation'.

C. M. GREGORINI, President.

E. W. LUMSDEN, Shire Clerk.

**PD417****TOWN PLANNING AND DEVELOPMENT ACT 1928  
APPROVED TOWN PLANNING SCHEME AMENDMENT***Town of Kwinana*

Town Planning Scheme No. 2—Amendment No. 29

Ref: 853/2/26/3, Pt. 29.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Town of Kwinana Town Planning Scheme Amendment on February 19, 1995 for the purpose of—

- (1) "Rezoning Part Lot 180 Abercrombie Road, Hope Valley, from 'Rural A' to 'Rural B'."
- (2) Amend Table 1 TPS2—Policy Area map to include Part Lot 180 in Policy Area 11—Postans East and exclude from Policy Area 7—Hope Valley.
- (3) Amend Sheets 2 and 3 of the Scheme Maps to define the demarcation between Policy Area 7 (Hope Valley) and Policy Area 11 (Postans East) along Postans Road, but including Part Lot 180 west of Postans Road.

J. H. D. SLINGER, Mayor.

R. K. SMILLIE, Town Clerk.

PD418

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

*Town of Mosman Park*

Town Planning Scheme No. 2—Amendment No. 15

Ref: 853/2/18/4, Pt. 15.

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Town of Mosman Park Town Planning Scheme Amendment on February 19, 1995 for the purpose of—

1. excluding a portion of Part Lot 55 Saunders Street, Mosman Park from the Town of Mosman Park Town Planning Scheme No. 2 Reserve for Parks and Recreation, as depicted on the Scheme Maps and including the land in the Residential zone; and
2. amending the Development Guide Map by the inclusion of the land in the R12.5 coded area.

B. H. MOORE, Mayor.  
T. J. HARKEN, Town Clerk.

PD501

**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**

**METROPOLITAN REGION SCHEME**

Notice of Section 33 Amendment

“North West Corridor and City of Nedlands Omnibus Amendment”

File No. 809-2-1-27.

Amendment No. 963/33.

The State Planning Commission proposes to amend the Metropolitan Region Scheme (the Scheme) for various portions of land in the north west corridor of the Perth metropolitan region.

The procedure for amending the Scheme, as set out in section 33 of the Metropolitan Region Town Planning Scheme Act 1959, is to be used to advertise this proposal. Public submissions are invited and the amendment will eventually be put to Parliament for final approval. In accordance with the procedure in section 33, the Hon Minister for Planning has approved the amendment for public display and for the calling of submissions.

Copies of the maps showing the proposed changes to the zones and reservations of the Scheme will be available for the public inspection at each of the places listed hereunder over the period Monday, February 20, 1994 to Friday, May 19, 1995.

The Metropolitan Region Scheme is proposed to be amended by substituting amending map sheets numbered 4/3, 7/43, 8/7, 11/52, 12/54 and 15/53 and for those parts of Metropolitan Region Scheme map sheets 4, 7, 8, 11, 12 and 15. The detail of these changes are included in a brief report which will also be available at the places of exhibition.

The amending plans 1.3213 to 1.3216 and on detail plans 3.0665/1, 3.0747/1, 3.0849 to 3.0862, 3.0865 to 3.0870 and 1.3212 will be available for inspection from Monday, February 20, 1994 to Friday, May 19, 1995 at each of the following places—

- (a) Department of Planning and Urban Development  
1st Floor, Albert Facey House  
469-489 Wellington Street  
Perth WA 6000
- (b) Council Offices of the municipalities of—
  - (i) City of Perth  
Westralia Square  
141 St George's Terrace  
Perth WA 6000
  - (ii) City of Nedlands  
71 Stirling Highway  
Nedlands WA 6009
  - (iii) City of Stirling  
Civic Place  
Stirling WA 6021
  - (iv) City of Wanneroo  
Administration Centre  
Boas Avenue  
Joondalup WA 6027
- (c) J S Battye Library  
Alexander Library Building  
Cultural Centre  
Francis Street  
Northbridge WA 6163



Any person who desires to make a submission either supporting or objecting to any provisions of the proposed amendment may do so on the prescribed Form 6A. Submission forms are available on request from the display locations and must be lodged with the—

Secretary, State Planning Commission  
c/- Department of Planning and Urban Development  
469-489 Wellington Street  
Perth WA 6000

on or before 4.30 pm Friday, May 19, 1995.

IAN WIGHT-PICKIN, A/Secretary,  
State Planning Commission.

## POLICE

### PE401

#### POLICE ACT 1892

An auction of abandoned and unclaimed property will be held at the Kalgoorlie Police Complex at 9.30 am on Saturday the 1st of April 1995.

## PREMIER AND CABINET

### PR401

#### MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that His Excellency the Governor has approved the following temporary allocation of portfolios during the absence from office of the Hon G. M. Evans, at any time in the period 24 February to 19 March 1995 inclusive—

Acting Minister for Finance; Racing and Gaming; Hon S. G. E. Cash.

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 solicitor or relevant industry organisation.

App No.	Applicant	Nature of Application	Last Date for Objections
<b>TRANSFER OF LICENCE</b>			
882/94	West Harbour Pty Ltd	Application for the transfer of a Hotel Licence in respect of premises situated in Geraldton and known as the Freemasons Hotel, from Ross Stewart Norgard (S87).	2/3/95
884/94	Gwy & Ky Ng Pty Ltd	Application for the transfer of a Restaurant Licence in respect of premises situated in Nedlands and known as the New Garden Chinese Restaurant, from Ping Fai Chan	2/3/95
886/94	Marsee Pty Ltd	Application for the transfer of a Hotel Licence in respect of premises situated in Gingin and known as the Gingin Hotel, from Serecolt Pty Ltd	1/3/95

App No.	Applicant	Nature of Application	Last Date for Objections
887/94	Geoffrey Bruce Stanley	Application for the transfer of a Tavern Licence in respect of premises situated in Ashfield and known as the Ashfield Tavern, from Purdat Pty Ltd	28/2/95
888/94	A. Parissis, P. Parissis, C. Collova & R. Perrvzza	Application for the transfer of a Restaurant Licence in respect of premises situated in Highgate and known as the Rialto Caffè Ristorante, from A. Parissis, P. Parissis, C. Collova, C. Sialtsis & M. Sialtsis	2/3/95
889/94	F. Pasquale, R. Pasquale, C. Manning, C. Spaseski & S. Spaseski	Application for the transfer of a Liquor Store Licence in respect of premises situated in Ocean Reef and known as the Ocean Reef Liquor Store, from Matfield Holdings Pty Ltd	3/3/95
890/94	Thorley Pty Ltd	Application for the transfer of a Restaurant Licence in respect of premises situated in Perth and known as Savva's from Viodale Pty Ltd	3/3/95
891/94	S. Pruiti, G. Milio & G. Fazio	Application for the transfer of a Restaurant Licence in respect of premises situated in Fremantle and known as the Equator Cafe Restaurant from Kerang Holdings Pty Ltd	3/3/95
892/94	Gregory Lewis Price	Application for the transfer of a Tavern Licence in respect of premises situated in Jarrahdale and known as Jarrahdale Tavern from Camberwell Nominees Pty Ltd	5/3/95
<b>GRANT OF A LICENCE</b>			
555/94	Swan Italian Sporting Club Inc	Application for the grant of a Club Licence in respect of premises situated in Middle Swan and known as the Swan Italian Sporting Club Inc.	17/3/95

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

G. B. AVES, Director of Liquor Licensing.

## STATE TAXATION

**SX401**

### PAY-ROLL TAX ASSESSMENT ACT 1971

#### NOTICE OF EXEMPTION OF CHARITABLE BODY

Notice is hereby given under the provisions of section 10 (3) of the Pay-roll Tax Assessment Act 1971, that the Metropolitan Cemeteries Board is declared exempt for the purposes of section 10 (1) (k) of the Act, in relation to its charitable objects.

G. M. EVANS, Minister for Finance.

**TENDERS****ZT201**

**MAIN ROADS  
WESTERN AUSTRALIA  
Tenders**

Tenders are invited for the following projects.

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

Tender No.	Description	Closing Date
		1995
186/94 .....	Surcharging Roe Highway, William Street to Rupert Street connection	March 22
205/94 .....	Pavement repairs Great Northern Highway and Midland Goomalling Road, Metropolitan Area .....	February 28
235/94 .....	Supply and install long life pavement marking, City of Geraldton and Shire of Greenough .....	March 8

**ZT202**

*Acceptance of Tenders*

Contract No.	Description	Successful Tenderer	Amount
			\$
195/94 ....	Construction of box culvert structure and culvert end treatments, Great Eastern Highway	Avon Concrete .....	90 125.00
119/94 ....	Provision of routine testing services, Northam Division	Barrett Fuller & Partners and SRC Laboratories	66 130.75
203/94 ....	Pavement reconstruction and associated works, Kwinana Freeway and Narrows Interchange	Ertech .....	545 598.00

D. R. WARNER, Director, Corporate Services.

**ZT301**

**STATE SUPPLY COMMISSION  
Tenders Invited**

Tenders forms and full particulars of the Schedule hereunder may be obtained on application at the State Supply Commission, 6th Floor, 441 Murray Street, Perth, 6000.

TELEPHONE No. 365 8491

FACSIMILE No. 321 7918

Date of Advertising	Schedule No.	Description	Date of Closing
1995			1995
February 10	070B1995	Supply of Certain Classes of Personal Computers for the WA Government. This is an extension of the current contract 070A1994 and enables new contractors to be included .....	—
February 17	431A1995	Supply, Delivery and Installation of MacIntosh Computer Equipment and Services for the WA Dept of Training (Central Metro College of TAFE) .....	March 9
February 24	439A1995	File Server(s) (Banyan Certified) & Associated Equipment for the Department of State Services ...	March 9
February 24	444A1995	Information Technology Services for support of the Student Data System for WA Department of Training .....	March 16

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

Date of Advertising	Schedule No.	Description	Date of Closing
1995			1995
<i>Provision of Service</i>			
February 10	228A1995	Printing of the 1996 (37th Edition) Streetmart Directory—Dept of Land Administration .....	March 2
February 10	422A1995	Professional Leasing Consultancy Services to provide assistance in the procurement of Office Accommodation for the Government Property Office .....	March 2
February 10	428A1995	Consultancy Service to conduct an Information Technology Needs Analysis and make recommendations for the Government Employees Superannuation Board .....	March 2
February 10	429A1995	Bailiffs for the Execution of Warrants in accordance with the Fine, Penalties and Infringement Notices Enforcement Act 1994 for country regions on behalf of the Ministry of Justice .....	March 2
February 17	436A1995	Consultancy Advice on PC Lan Support Services for the Dept of Premier and Cabinet .....	March 2
February 17	170A1995	For the Provision of a Property Management Service for Technology Park, Bentley for the Dept of Commerce and Trade .....	March 9
February 17	435A1995	Systems Based Audits of Six (6) TAFE Colleges for the WA Dept of Training .....	March 9
February 24	437A1995	Software Development Services for the Assessment Module of the College Management Information System (CMIS) .....	March 9
February 24	375A1995	Printing Services for Eventscorp .....	March 16
February 24	441A1995	Provision of a Consultancy Service incorporating the first phase of the first steps in Mathematics Project (K-7) for the Education Department of WA .....	March 16
February 10	406A1995	Electronic Trading Database Services for Dept of State Services .....	March 23
February 17	434A1995	Pre-vocational Training Courses for July 1, 1995 to June 30, 1996 for the WA Dept of Training .....	March 23
<i>Purchase and Removal</i>			
February 10	425A1995	1970 Freightor Tandem Axle Flat Top Semi Trailer (UQT 187) for Dept of CALM, Nannup .....	March 2
February 10	427A1995	1985 Toyota Landcruiser Ute HJ75 (R1743) for the Heritage Council of WA, Wickham .....	March 2
February 24	438A1995	Approximately Five thousand (5 000) Black Bream ( <i>Acanthopagrus butcheri</i> ) fingerlings for the W.A. Fishing & Aquaculture Centre, Fremantle .....	March 2
February 17	433A1995	1992 Ford Falcon Station Wagon (6QH 098) for the Dept of Agriculture, Kununurra .....	March 9
February 24	442A1995	1983 Mitsubishi 8 Tonne Tray Top Truck (XQX 612) for the Education Department .....	March 16
February 24	443A1995	Radio Transmitting Equipment for the Department of Agriculture .....	March 16

Tenders addressed to the Chairman, State Supply Commission, 6th Floor, 441 Murray Street, Perth WA 6000, before 10.00 am on the nominated closing date.

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>			
701A1994	One (1) only Nissan UD CPC15N Cab and Chassis Truck for Police Dept.	A.V. Truck Services P/L	\$67 687.00
<i>Provision of Service</i>			
303A1995	Selection Service for Chief Executive Officer for the Western Australian Public Sector on behalf of the Public Sector Standards Commission	Various	Details on Request
708A1994	Advertising & Promotional Services for the Marketing of Homewest's Commercial Operations involving the Sale of Land Sub Divisions. Properties and Associated Promotional Activities	Various	Details on Request
736A1994	Collection of Samples for a Regional Geochemical Mapping Program	Geochemex Australia	Details on Request

## PUBLIC NOTICES

## ZZ101

## TRUSTEES ACT 1962

## NOTICE TO CREDITORS AND CLAIMANTS

Creditors and other persons having claims (to which section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 24th March 1995, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Arnold, Nancy Emily, late of 124 Jells Road, Wheelers Hill in the State of Victoria, died 8/12/84. (DEC 279063 DA2)

Blinco, Mervin Keith, late of 233 St Kilda Road, Kewdale, died 22/1/94. (DEC 280102 DG4)

Britland, Ruth, formerly of 234B Grand Promenade, Dianella, late of St George's Home, 2 Essex Street, Bayswater, died 7/1/95. (DEC 278923 DP4)

Crack, Daphne Verrill, late of Dean Lodge, Bullcreek Drive, Bullcreek, died 31/12/94. (DEC 279418 DS4)

Dunkley, Ronald, late of Braemar Nursing Home, 214 Canning Highway, East Fremantle, died 19/1/95. (DEC 279787 DG2)

Dyer, Peter Clarke, late of 2 Sedgmere Terrace, Mandurah, died 27/11/94. (DEC 278433 DC2)

Evans, Dorothy Ethel, formerly of 128 Walter Road, Bedford, late of Air Force Memorial Estate Gordon Lodge, Room 36, Bullcreek Drive, Bullcreek, died 19/1/95. (DEC 279436 DC2)

Gale, Leonard Sydney, formerly of 172 Arkana Road, Balga, late of Villa Hellas Aged Hostel, 2 Hellenic Drive, Dianella, died 22/1/95. (DEC 279683 DP4)

Garner, Graeme Francis, late of 59 Gladstone Road, Rivervale, died 1/11/94. (DEC 277860 DD2)

Grimshaw, Philomena Anne, also known as Grimshaw, Anne, late of Unit 3/4 Justinian Street, Palmyra, died 13/12/94. (DEC 278404 DL3)

Hall, George Francis, late of 81 Arkwell Street, Willagee, died 10/12/94. (DEC 278397 DP3)

Harris, Barbara, formerly of 52 Great Northern Highway, Middle Swan, late of Midland Nursing Home, 44 John Street, Midland, died 21/1/95. (DEC 279718 DA2)

Higgins, Hilda May, formerly of 9 Forrest Street, Narrogin, late of McDougall Park Nursing Home, 18 Ley Street, Como, died 11/1/95. (DEC 279202 DG4)

Homewood, Ada Amelia, formerly of 40 Joslin Street, Hilton, late of Carlisle Nursing Home, 110 Star Street, Carlisle, died 9/12/94. (DEC 279677 DG4)

Jones, Ardrossian Mary, late of Fremantle Nursing Home, Holland Street, Fremantle, died 1/2/95. (DEC 279709 DS4)

Knight, Gwendoline Florence Elizabeth, late of 83 Star Street, Carlisle, died 29/11/94. (DEC 280091 DS4)

MacFarlan, Dorothea, formerly of 34 Griffin Crescent, Manning, late of Churches of Christ Home, 98 Ellersdale Road, Warwick, died 17/12/94. (DEC 278792 DC2)

Mangnall, Violet Rose, late of 148 Barker Road, Subiaco, died 13/1/95. (DEC 279649 DC4)  
Martindale, May, formerly of 11 Bolingbroke Street, Spearwood, late of 39A Garden Street, Spearwood, died 28/1/95. (DEC 280159 DL3)  
Morrow, Barbara Sarah Allison, late of Carinya Nursing Home, Bristol Avenue, Bicton, died 6/1/95. (DEC 279674 DP3)  
Pennington, Michael, late of Ngurra Narmpi Aboriginal Nursing Home, Kalgoorlie, died 14/8/94. (DEC 279799 DD3)  
Semini, Frank Edward, late of 5/30 Peninsula Road, Maylands, died 2/2/95. (DEC 279859 DL4)  
Stavretis, Chrissaula, late of 212 Cedric Street, Balcatta, died 8/1/95. (DEC 279826 DA3)  
Symons, Maurice Joseph, late of Walridge Retirement Village, Unit C1/45 Berkshire Road, Forrestfield, died 14/1/95. (DEC 279612 DC2)  
Walker, Stanley George, late of 20 Norman Street, Bellevue, died 8/12/94. (DEC 278815 DE3)  
Watkins, Roy Stanley, late of Leighton Nursing Home, 40 Florence Street, West Perth, died 27/1/95. (DEC 279636 DG3)

K. E. BRADLEY, Public Trustee,  
Public Trust Office, 565 Hay Street, Perth 6000.  
Telephone: 222 6777.

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**ZZ201**

**TRUSTEES ACT 1962**  
**NATIONAL MUTUAL TRUSTEES LIMITED**

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962, relates) in respect of the Estate of Ronald Leslie Staines, late of 1 Salisbury Street, Leederville, Process Worker, who died on 9 September 1994, are required by the executor National Mutual Trustees Limited of 111 St George's Terrace, Perth (Box B76 GPO Perth) to send particulars of their claims to them by 24 March 1995, after which date the Company may convey or distribute the assets of the Estate having regard only to the claims of which it then has notice.

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**ZZ202**

**TRUSTEES ACT 1962**

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

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

Archdeacon, Silvia Alice, late of Lake Side Nursing Home, 65 Lyall Street, Redcliffe WA 6104, Retired School Teacher, died 17/1/95.

Barton, Anastasia, late of Mallee Fowl Way, Honeyeat Ridge, Margaret River WA 6285, Home Duties, died 3/2/95.

Doig, David John, late of 2 Hertford Place, East Victoria Park WA 6101, Retired Service Manager, died 28/1/95.

Furphy, Maybel Elizabeth, late of 5 Ennis Street, Eaton WA 6230, Widow, died 13/1/95.

Garcia, Antonia, late of 175B Kent Street, Rockingham WA 6168, Artist, died 6/2/95.

Jenyns, Ronald Arthur, late of 90 Wheatley Street, Gosnells WA 6110, Retired Panel Beater, died 1/2/95.

Jordan, Edna May, late of Mosman Park Nursing Home, 57 Palmerston Street, Mosman Park WA 6012, Widow, died 27/1/95.

Merritt, Lily, late of Cabrini Nursing Home, Guildford Road, Maylands WA 6051, Widow, died 20/1/95.

Sainsbury, Goldina Pretoria, late of 8 Lythe Place, Willetton WA 6155, Home Duties, died 6/2/95.

Dated this 22nd day of February 1995.

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

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