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JOHN A. STRIJK,  
Acting Government Printer.

## BUSH FIRES BOARD

BU401

### BUSH FIRES ACT 1954

#### SECTION 12

Cancellation of Appointment of Bush Fire Liaison Officer

Bush Fires Board,  
Kensington.

Correspondence No. A12.

The appointment of Mr John Phillip Campbell as a Bush Fire Liaison Officer as published on page 6253 of the *Government Gazette* of 10 December 1993 has been cancelled.

## EDUCATION

ED401

### UNIVERSITY ACT OF WESTERN AUSTRALIA 1911

Office of the Minister for Education,  
Perth 1995.

It is hereby notified that the Lieutenant-Governor and deputy of the Governor in Executive Council acting under the provisions of Section 33 of the University of Western Australia Act 1911 has approved Amending Statute No. 2 of 1995, as set out in the attached schedule.

N. F. MOORE, Minister for Education.

J. PRITCHARD, Clerk of Council.

### UNIVERSITY OF WESTERN AUSTRALIA ACT 1911

Office of the Minister for Education,  
Perth 1995.

The Lieutenant-Governor and deputy of the Governor in Executive Council, acting pursuant to the provisions of Section 33 of the University of Western Australia Act 1911, has been pleased to approve the Statute made by the Senate of The University of Western Australia which is set out in the schedule hereunder.

N. F. MOORE, Minister for Education.

#### SCHEDULE

##### AMENDING STATUTE No. 2 OF 1995

#### 1. AMENDMENTS TO STATUTE No. 12—METHOD OF ELECTION BY CONVOCATION OF PERSONS TO BE MEMBERS OF THE SENATE

1.1 The following new Clause 1 which comprises Clause 23 amended is inserted:

1. In this Statute—'Warden' means the Warden, or, in his or her absence, the Deputy Warden, or in the absence of the Deputy Warden a person appointed by the Chancellor;

'Convocation Officer' means the Convocation Office, or in his or her absence a Returning Officer appointed by the Warden.

1.2 Clause 1 is renumbered as Clause 2.

1.3 Clause 2 is renumbered as Clause 3.

1.4 Clause 3 is deleted and replaced by the following:

4. At least 60 days' notice of any election shall be given by advertisement in the University's internal newspaper and in at least one daily or weekly newspaper published in Perth.

1.5 Clause 4 is deleted and replaced by the following:

5. (a) Nominations of candidates shall reach the Warden of Convocation no later than 42 days before the date fixed for the election.

(b) Each nomination shall be in writing signed by the nominee and two persons eligible to vote in the election as proposer and seconder.

1.6 Clause 5 is deleted and replaced by the following:

6. Persons shall not be eligible for election who:

(a) are not of the full age of 21 years;

(b) are undischarged bankrupts;

- (c) are insolvents under administration;
- or
- (d) have been convicted of an offence and sentenced to imprisonment, unless they have received a free pardon or have undergone the sentence passed upon them; or
- (e) are of unsound mind or are persons whose person or estate is liable to be dealt with in any way under the law relating to mental health;
- (f) are not members of Convocation.

1.7 Clause 6 is deleted and replaced by the following:

7. On the expiration of the time for receiving nominations, the Warden shall arrange for the names of the nominees and the fact of their candidature to be advertised in the University's internal newspaper and in at least one daily or weekly newspaper in Perth.

1.8 Clause 7 is deleted and replaced by the following:

8. (1) If the number of candidates is equal to the number of vacancies the Warden shall report the fact to the Chancellor, who shall then declare the candidate or candidates duly elected.

(2) If there are more candidates than vacancies the election shall be by ballot of the members of Convocation.

1.9 Clause 8 is deleted and replaced by the following:

9. (1) If a ballot is necessary for the annual election of one member of the Senate, the Convocation Officer shall, not later than 28 days after the latest day for receiving nominations, post with the notice of the First Ordinary Meeting of Convocation, sent in accordance with the provisions of sub-Clause 18(2) of Statute No. 9:

- (a) a voting paper;
- (b) an envelope marked "Voting Paper—Election of Senate Member"; and
- (c) a reply paid envelope upon which shall be written or printed the address of the Convocation Officer and the words 'Convocation—Election of Senate Member' and on the back of which shall be printed a form of declaration, as set out below:

I declare I am a member of the Convocation of The University of Western Australia and that I have not previously voted at this election.

Signature

.....

Full name (Block letters) .....

(2) In the event that the office of a member of the Senate elected by Convocation becomes vacant from any cause whatsoever except termination of office by effluxion of time, and a ballot is necessary, the Convocation Officer shall not later than 28 days after the latest day for receiving nominations post to each member of Convocation whose name and address is entered in the Postal List in accordance with the provisions of sub-Clause 6(1) of Statute No. 9:

- (a) a voting paper;
- (b) an envelope marked 'Voting Paper—Election of Senate Member'; and
- (c) a reply paid envelope on the back of which is printed a form of declaration, as set out in sub-Clause (1)(c) and upon which shall be written or printed the address of the Convocation Officer and the words 'Convocation—Election of Senate Member'.

1.10 Clause 9 is renumbered as Clause 10.

1.11 Clause 10 is deleted and replaced by the following:

11. (1) The ballot shall be conducted by the Convocation Officer assisted by scrutineers appointed by the Warden.

(2) Each candidate shall be entitled to nominate one scrutineer to be present at the ballot.

1.12 Clause 11 is deleted and replaced by the following:

12. (1) Each voting paper shall list the names of all candidates who have been duly nominated, the order in which the names appear on the voting paper having been determined by the Warden by lot, and no voting paper or declaration other than that officially issued as aforesaid shall be accepted.

(2) Upon being satisfied that a voting paper or either or both envelopes have been accidentally lost or destroyed, the Convocation Officer shall, on application being made, supply another voting paper or envelope, or both, as applicable.

1.13 Clause 12 is deleted and replaced by the following:

13. (1) A voter shall indicate on the voting paper the order of his or her preference by placing numbers consecutively, starting with the number '1', opposite the name of his or her first preference and may continue numbering second and later preferences.

(2) A voting paper will be considered valid up to the point where a sequential numeral is omitted or duplicated.

(3) A voting paper shall be considered invalid if:

- (a) when it is received by the Convocation Officer it is not contained in sealed envelopes with a signed declaration in the form specified in Clause 9; or
- (b) it bears the signature of any person or any other mark which identifies the voter.

1.14 Clause 13 is deleted and replaced by the following:

14. (1) Each voter shall:

- (a) place his or her voting paper without any other matter in the envelope provided for that purpose by the Convocation Officer;
- (b) seal the envelope and place it in the envelope addressed to the Convocation Officer;
- (c) sign the declaration on the envelope addressed to the Convocation Officer; and
- (d) post or deliver the envelope to the Convocation Officer.

(2) All voting papers received by the Convocation Officer by 5 p.m. on the day of the election shall if otherwise valid be counted at the scrutiny.

1.15 Clause 14 is deleted and replaced by the following:

15. Except as provided in Clause 14 a member of Convocation shall not before or after marking the voting paper, transfer or part with it or with the envelope on which the declaration is endorsed to, or permit it to be used by, any other person.

1.16 Clause 15 is deleted and replaced by the following:

16. (1) The Convocation Officer shall from time to time (as decided by the Convocation Officer):

- (a) open or cause to be opened each envelope in respect of which the declaration has been signed;
- (b) check or cause to be checked the names appearing on the declarations with the Postal List of members of Convocation;
- (c) open each envelope marked 'Voting Paper—Election of Senate Member' and place it or cause it to be placed in a sealed ballot box;

provided that if there is any dispute as to the genuineness of any signature the Warden shall examine the disputed signature and determine conclusively whether or not it is genuine;

(2) At the expiration of the time allotted for the ballot the Convocation Officer and the scrutineers shall proceed to the examination of the voting papers.

1.17 Clause 16 is deleted and replaced by the following:

17. If, on the report of the Convocation Officer or of a scrutineer, the Warden is of the opinion that any voting paper is substantially defective, such voting paper shall not be used in the election.

1.18 Clause 17 is deleted and replaced by the following.

18. The distribution of votes cast in the ballot shall be carried out by the method described in the appendix to Statute No. 25.

1.19 Clause 18 is deleted.

1.20 Clause 19 is amended by deleting the words "herein contained" and replacing them with "of this Statute".

1.21 Clause 21 is deleted and replaced by the following:

21. When the count of the votes has been completed the Convocation Officer shall immediately place them in a sealed container and shall hold them for 14 days at the expiration of which time the Convocation Officer shall destroy them unless otherwise directed by the Chancellor.

1.22 Clause 22 is amended by inserting a full stop after the word, "election" (first mention) and deleting the words which follow.

1.23 Clause 23 is amended and becomes new Clause 1 as set out above.

1.24 Clause 24 is renumbered as Clause 23.

1.25 Clause 25 is deleted and replaced by the following:

24. (1) A person seeking election may deliver, with the nomination referred to in Clause 5, a biography not exceeding 250 words in length, containing all or any of the following particulars of the person:

- (a) degree or degrees, date of graduation and other professional qualifications;
- (b) profession or position;
- (c) details of work on bodies connected or associated with the University;
- (d) prizes won, publications issued and research done;
- (e) service whether in war or peace to the community or any section of it and positions held in connection herewith;
- (f) such other particulars as the candidate may consider appropriate.

(2) (a) If an election is required the biography of each candidate for election shall be submitted to the Vice-Chancellor and the Warden, (unless the Warden is seeking election), who may delete any matter therein which they or he or she (as the case may be) consider to be offensive or untrue;

(b) Before exercising the power to delete any matter from a biography the Vice-Chancellor or Warden shall if possible consult the candidate concerned;

(c) A copy of the approved biography of each person seeking election showing his or her name and address and the names of the proposer and seconder referred to in Clause 5(b) shall be posted with the ballot papers.

## 2. AMENDMENTS TO STATUTE No. 19—ACADEMIC BOARD

2.1 Paragraph 2(1)(k) is deleted and replaced by the following.

(k) one member, who shall hold office for two years, selected by the Chair from amongst those postdoctoral staff of the University who

- (i) are not members of the academic staff;
- (ii) are engaged in academic research;
- (iii) have full-time or 50% or greater fractional appointments of at least two years' duration; and
- (iv) submit a nomination form, with any additional material specified, in accordance with the requirements of an advertisement in the University's internal newspaper.

## 3. AMENDMENTS TO STATUTE No. 25—METHOD OF ELECTION OF MEMBERS OF THE SENATE UNDER SECTIONS 10(c) AND 10A(1)(c) OF THE UNIVERSITY ACT

3.1 Clause 1 is amended by placing a full-stop after "Acting Registrar" (second mention) and by deleting the words which follow.

3.2 Clause 2 is amended by adding the words "or more" following the word "one" and by replacing the word "member" with "members" in the first line of the clause.

3.3 Clause 3 is amended by deleting the words "by post".

3.4 Clause 4 is amended in sub-Clause (2) by adding the words "in writing" following the words "shall be" and by replacing the word "candidate" by the words "nominee and two persons eligible to vote in the election as proposer and seconder".

3.5 Clause 5 is amended by renumbering sub-Clause 5(1) as paragraph 5(1)(a), by replacing the words "Vice-Chancellor" in that subclause with the word "Registrar" and by adding a new paragraph 5(1)(b) to read as follows:

"If the vacancies are for different terms the terms served by each candidate shall be determined by the Registrar by lot."

3.6 Clause 6 is amended by the addition of the word "accidental" before the word "omission".

3.7 Clause 7 is deleted and replaced by the following:

7. (1) Every voting paper shall contain the names of all candidates nominated, the order in which the names appear on the voting paper having been determined by the Registrar by lot.

(2) The voter shall write the figure '1' opposite the name of the candidate who stands first in the voter's order of preference and may also indicate an order of preference for one or more other candidates by writing the numbers '2', '3' . . . opposite the names of the candidates in the voter's order of preference.

(3) A ballot paper which does not satisfy the above procedure will be accepted if the Registrar is satisfied the voter has unambiguously indicated an order of preference by some other means.

(4) Each completed voting paper shall be sent by the voter to the Registrar in a sealed envelope marked 'Senate Voting Paper'.

(5) The Registrar shall from time to time (as decided by the Registrar) open each envelope marked 'Senate Voting Paper' and place the voting paper in a ballot box.

(6) The scrutiny of the voting papers shall commence at five o'clock on the afternoon of the day of the election and no voting papers received after that hour shall be included in the scrutiny.

(7) Each candidate shall be entitled to nominate one scrutineer to be present at the count.

(8) The distribution of votes cast in the ballot shall be carried out by the method described in the Appendix to this Statute.

(9) (a) Successful candidates shall be elected sequentially.

(b) Where vacancies are for different terms the candidate elected first will serve the longest term, the candidate elected second will serve the second longest term, and so on.

(10) Within forty-eight hours of the conclusion of the count the Registrar shall report the result of the election to the Chancellor, who shall thereupon declare in writing which candidates have been elected.

3.8 Clause 8 is deleted and replaced by the following:

8. In the event of the office of a member becoming vacant before the expiration of a full term by death or resignation or by the member ceasing to be qualified under Section 10(c) of the Act, the Senate shall at its meeting next after the occurrence of the vacancy fix a date for the election of a successor, such election to be held in accordance with this Statute and with the successful candidate holding office for the unexpired term remaining.

3.9 Clause 9 is amended by replacing the words "Vice-Chancellor" with the word "Registrar".

The Common Seal of The University of Western Australia was hereto affixed by authority of the Senate.

Attested by—

ALAN ROBSON, Deputy Vice-Chancellor.

The University of Western Australia  
PROPOSED AMENDMENT TO STATUTE No. 12

Statute No. 12

**Existing**

METHOD OF ELECTION BY CONVOCATION OF PERSONS TO BE MEMBERS OF THE SENATE

23. Whenever the word 'Warden' is used in this Statute, it shall mean the 'Warden, or in his absence a Deputy appointed by the Warden, or failing the Warden, by the Chancellor'. Similarly the words 'Convocation Officer' shall mean 'the Convocation Officer, or in his absence a Returning Officer appointed by the Warden, or failing the Warden, by the Chancellor'.

1. The annual election of one member of the Senate shall be held on the second Tuesday of March in every year or upon such later date in that month as the Senate may appoint.
2. In the event of the office of a member of the Senate elected by Convocation becoming vacant by death or resignation or otherwise before the expiration of the full term, the Senate at its first meeting after the occurrence of the vacancy shall fix a day for the election of a successor.
3. At least sixty days' notice of any election shall be given by advertisement in at least one daily newspaper published in Perth, and also in the Government Gazette, and be posted at the University.
4. No person shall be eligible for election unless his name, together with his written consent to his nomination, shall have been communicated to the Warden of Convocation, under the hands of two qualified voters at least 46 days before the date fixed for the election.
5. No person shall be eligible for election who—
  - (a) is not of the full age of 21 years;
  - (b) is an undischarged bankrupt;
  - (c) has his affairs under liquidation by arrangement with his creditors; or
  - (d) has been convicted of an offence and sentenced to imprisonment, unless he has received a free pardon or has undergone the sentence passed upon him; or
  - (e) is an insane person or patient within the meaning of the laws in force for the time being relating to lunacy.
6. On the expiration of the time for receiving nominations, the Warden shall cause the name of each person so nominated and the fact of his candidature to be forthwith advertised in at least one daily newspaper in Perth and in the Government Gazette, and to be posted at the University.
7. In the case of the number of candidates being equal to the number of vacancies the Warden shall report the fact to the Chancellor, who shall then declare the candidate or candidates duly elected. If there are more candidates than vacancies the election shall be by ballot of the members of Convocation.

Statute No. 12

**Proposed**

METHOD OF ELECTION BY CONVOCATION OF PERSONS TO BE MEMBERS OF THE SENATE

1. In this Statute—'Warden' means the Warden, or in his or her absence, the Deputy Warden, or in the absence of the Deputy Warden a person appointed by the Chancellor;

'Convocation Officer' means the Convocation Officer, or in his or her absence a Returning Officer appointed by the Warden.

2. The annual election of one member of the Senate shall be held on the second Tuesday of March in every year or upon such later date in that month as the Senate may appoint.
3. In the event of the office of a member of the Senate elected by Convocation becoming vacant by death or resignation or otherwise before the expiration of the full term, the Senate at its first meeting after the occurrence of the vacancy shall fix a day for the election of a successor.
4. At least 60 days' notice of any election shall be given by advertisement in the University's internal newspaper and in at least one daily or weekly newspaper published in Perth.
5. (a) Nominations of candidates shall reach the Warden of Convocation no later than 42 days before the date fixed for the election.  
(b) Each nomination shall be in writing signed by the nominee and two persons eligible to vote in the election as proposer and seconder.
6. Persons shall not be eligible for election who;
  - (a) are not of the full age of 21 years;
  - (b) are undischarged bankrupt;
  - (c) are insolvents under administration; or
  - (d) have been convicted of an offence and sentenced to imprisonment, unless they have received a free pardon or have undergone the sentence passed upon them; or
  - (e) are of unsound mind or are persons whose person or estate is liable to be dealt with in any way under the law relating to mental health;
  - (f) are not members of Convocation.
7. On the expiration of the time for receiving nominations, the Warden shall arrange for the names of the nominees and the fact of their candidature to be advertised in the University's internal newspaper and in at least one daily or weekly newspaper in Perth.
8. (1) If the number of candidates is equal to the number of vacancies the Warden shall report the fact to the Chancellor, who shall then declare the candidate or candidates duly elected.  
(2) If there are more candidates than vacancies the election shall be by ballot of the members of Convocation.

8. (1) Should a ballot be necessary for the annual election of one member of the Senate the Convocation Officer shall not later than 28 days after the latest day for receiving nominations post with the notice of the first Ordinary Meeting Convocation despatched in accordance with the provisions of Clause 7(2) and Clause 7(3) of Statute No. 9 to each member of Convocation whose name and address is entered in the Postal List—

- (a) a voting paper;
  - (b) an envelope that is marked 'Voting Paper—Election of Senate Member'; and
  - (c) another envelope on the back of which is printed a form of declaration and which shall bear a distinguishing number. Upon this envelope shall be written or printed the address of the Convocation Officer and the words 'Convocation—Election of Senate Member'.
- The declaration shall be in the following form:

I declare I am a member of the Convocation of the University of Western Australia and that I have not previously voted at this election.

Signature  
.....

Full name (Block letters).....

(2) In the event of the office of a member of the Senate elected by Convocation becoming vacant from any cause whatsoever except termination of office by effluxion of time and a ballot is necessary the Convocation Officer shall not later than 28 days after the latest day for receiving nominations post to each member of Convocation whose name and address is entered in the Postal List—

- (a) a voting paper;
  - (b) an envelope that is marked 'Voting Paper—Election of Senate Member'; and
  - (c) another envelope on the back of which is printed a form of declaration and which shall bear a distinguishing number. Upon this envelope there shall be written or printed the address of the Convocation Officer and the words 'Convocation—Election of Senate Member'.
- The declaration shall be in the following form:

I declare I am a member of Convocation of The University of Western Australia and that I have not previously voted at this election.

Signature  
.....

Full name (Block letters).....

9. The ballot shall be taken on the day appointed for the election at the University or such other place as the Senate may determine, of which due notice shall have been given. The ballot shall close at 5 p.m. on the day appointed.

10. The ballot shall be conducted by the Convocation Officer assisted by scrutineers to be appointed by the Warden. Each candidate shall also be entitled to nominate one scrutineer.

9. (1) If a ballot is necessary for the annual election of one member of the Senate, the Convocation Officer shall, not later than 28 days after the latest day for receiving nominations, post with the notice of the First Ordinary Meeting of Convocation, sent in accordance with the provisions of sub-Clause 18(2) of Statute No. 9;

- (a) a voting paper;
- (b) an envelope marked 'Voting Paper—Election of Senate Member'; and
- (c) a reply paid envelope upon which shall be written or printed the address of the Convocation Officer and the words 'Convocation—Election of Senate Member' and on the back of which shall be printed a form of declaration, as set out below.

I declare I am a member of the Convocation of The University of Western Australia and that I have not previously voted at this election.

Signature  
.....

Full name (Block letters).....

(2) In the event that the office of a member of the Senate elected by Convocation becomes vacant from any cause whatsoever except termination of office by effluxion of time, and a ballot is necessary, the Convocation Officer shall not later than 28 days after the latest day for receiving nominations post to each member of Convocation whose name and address is entered in the Postal List in accordance with the provisions of sub-Clause 6(1) of Statute No. 9;

- (a) a voting paper;
- (b) an envelope marked 'Voting Paper—Election of Senate Member'; and
- (c) a reply paid envelope on the back of which is printed a form of declaration, as set out in sub-Clause (1)(c) and upon which shall be written or printed the address of the Convocation Officer and the words 'Convocation—Election of Senate Member'.

10. The ballot shall be taken on the day appointed for the election at the University or such other place as the Senate may determine, of which due notice shall have been given, and shall close at 5 p.m. on the day appointed.

11. (1) The ballot shall be conducted by the Convocation Officer assisted by scrutineers appointed by the Warden.

(2) Each candidate shall be entitled to nominate one scrutineer to be present at the ballot.



11. Every voting paper shall contain the names of the candidates who have been duly nominated for election, arranged in alphabetical order of surname, and no voting paper or declaration other than that officially issued as aforesaid shall be accepted; provided that in the case any voting paper or either or both envelopes has been lost or destroyed a duplicate shall be supplied, if time permits, on written application to the Convocation Officer.

12. The voter shall write the figure '1' opposite the name of the candidate who stands first in his order of preference; the figure '2' opposite the name of the candidate who stands second in his order of preference, and so on, provided that in case of a voting paper on which one name is left unnumbered the appropriate number shall be inserted thereon by the Convocation Officer and such voting paper shall thereupon, subject to the provisions of this Statute, be a valid voting paper. No signature or other mark of identification other than that of the Convocation Officer as aforesaid shall be written on the voting paper.

13. Having marked his voting paper, the voter shall place it without any other matter in the envelope marked 'Voting Paper—Election of Senate Member' and shall seal the same and place the said sealed envelope in the envelope addressed to the Convocation Officer and marked 'Election of Senate Member' and same shall be sealed and transmitted to the Convocation Officer. All voting papers so transmitted and received at the University not later than 5 p.m. on the day of the election shall be counted in the ballot.

14. Except as aforesaid no member of Convocation shall, before or after marking his voting paper, transfer or part with his voting paper or envelope on which the declaration is endorsed to or permit it to be used by any other person.

15. The Convocation Officer shall from time to time (as decided by the Convocation Officer) =

- (a) open each envelope in respect of which the declaration has been signed;
- (b) check the names appearing on the declarations with the Postal List of members of Convocation;

12. (1) Each voting paper shall list the names of all candidates who have been duly nominated, the order in which the names appear on the voting paper having been determined by the Warden by lot, and no voting paper or declaration other than that officially issued as aforesaid shall be accepted.

(2) Upon being satisfied that a voting paper or either or both envelopes have been accidentally lost or destroyed, the Convocation Officer shall, on application being made, supply another voting paper or envelope, or both, as applicable.

13. (1) A voter shall indicate on the voting paper the order of his or her preference by placing numbers consecutively, starting with the number '1', opposite the name of his or her first preference and may continue numbering second and later preferences.

(2) A voting paper will be considered valid up to the point where a sequential numeral is omitted or duplicated.

(3) A voting paper shall be considered invalid if

(a) when it is received by the Convocation Officer it is not contained in sealed envelopes with a signed declaration in the form specified in Clause 9; or

(b) it bears the signature of any person or any other mark which identifies the voter.

14. (1) Each voter shall:

(a) place his or her voting paper without any other matter in the envelope provided for that purpose by the Convocation Officer;

(b) seal the envelope and place it in the envelope addressed to the Convocation Officer;

(c) sign the declaration on the envelope addressed to the Convocation Officer; and

(d) post or deliver the envelope to the Convocation Officer.

(2) All voting papers received by the Convocation Officer by 5 p.m. on the day of the election shall if otherwise valid be counted at the scrutiny.

15. Except as provided in Clause 14 a member of Convocation shall not, before or after marking the voting paper, transfer or part with it or with the envelope on which the declaration is endorsed to, or permit it to be used by, any other person.

16. (1) The Convocation Officer shall from time to time (as decided by the Convocation Officer):

- (a) open or cause to be opened each envelope in respect of which the declaration has been signed;
- (b) check or cause to be checked the names appearing on the declarations with the Postal List of members of Convocation;

(c) place the envelopes marked 'Voting Paper—Election of Senate Member' unopened in a ballot box marked 'Senate Member'; provided that if there is any doubt as to the genuineness of any signature the Warden shall examine the disputed signature and decide whether or not it is genuine and his decision thereon shall be final. At the expiration of the time allotted for the ballot the Convocation Officer and the scrutineers shall proceed to the examination of the voting papers.

16. If, on the report of the Convocation Officer or of a scrutineer, the Warden be of opinion that any voting paper is substantially defective, such voting paper shall not be used in the election.

17. If there be more than one vacancy to be filled at any election, the vacancies shall be filled separately, and as each vacancy is filled the name of the successful candidate shall be deemed to have been erased from each voting paper, and the names which remain to have been renumbered with the figures '1', '2', '3', '4', etc., according to the order in which they stand in the voter's order of preference.

18. One or more scrutinies shall be made by the Convocation Officer and scrutineers, according to the following rules:

(i) Subject to sub-section (v) hereof the first scrutiny shall be made in the following manner—

(a) The figure written opposite the name of any candidate on any voting paper shall be deemed to represent so many votes against the said candidate.

(b) The number obtained by dividing the total number of votes so cast by the number of candidates shall be the average for the scrutiny.

(c) Every candidate whose sum total is not less than the average shall be rejected.

(ii) Any subsequent scrutiny shall be made in the same manner as the first scrutiny: provided that the names of all candidates rejected at any preceding scrutiny shall be deemed to have been erased from each voting paper and the names which remain to have been renumbered with the figures '1', '2', '3', '4', etc., according to the order in which they stand in the voter's order of preference.

(iii) When upon any scrutiny all the candidates but one have been rejected, that one shall be declared elected.

(iv) If upon any scrutiny all the candidates have the same number of votes recorded against them, the Warden shall by a casting vote reject one of them.

(v) If upon the first scrutiny it is found that any candidate has an absolute majority of the total number of first votes polled, he shall be declared elected.

19. The Warden shall, subject to the provisions herein contained, determine conclusively all questions of detail concerning the election.

(c) open each envelope marked 'Voting Paper—Election of Senate Member' and place it or cause it to be placed in a sealed ballot box;

provided that if there is any dispute as to the genuineness of any signature the Warden shall examine the disputed signature and determine conclusively whether or not it is genuine, (2) At the expiration of the time allotted for the ballot the Convocation Officer and the scrutineers shall proceed to the examination of the voting papers.

17. If, on the report of the Convocation Officer or of a scrutineer, the Warden is of the opinion that any voting paper is substantially defective, such voting paper shall not be used in the election.

18. The distribution of votes cast in the ballot shall be carried out by the method described in the appendix to Statute No. 25.

19. The Warden shall, subject to the provisions of this Statute, determine conclusively all questions of detail concerning the election.

20. The Warden shall report the result of the election to the Chancellor, who shall then declare the candidate or candidates, who have been found to be preferred by the electors, duly elected a member or members of the Senate.

21. Immediately upon the completion of the scrutiny of voting papers same shall be placed by the Convocation Officer in a sealed container and shall be held by him for 14 days at the expiration of which time same shall be destroyed by the Convocation Officer unless otherwise directed by the Chancellor.

22. The Convocation Officer shall prepare a list of all persons entitled to vote completed to the last day for receiving nominations for any election, and a copy of such list shall be exhibited at the University during the period from that date to the day of the election.

24. All voting papers and envelopes in connection therewith for the election by members of Convocation of members of the Senate addressed to members at places not having a regular surface mail which would be received by the addressee within 14 days of posting shall if there is an airmail service available be forwarded to the addressee by airmail.

25. (1) There may be delivered with the written consent hereinbefore referred to of a person seeking election a short biography containing all or any of the following particulars of that person:

- (a) his degree or degrees, date of graduation and other professional qualifications;
- (b) his profession or position;
- (c) details of his work on bodies connected or associated with the University;
- (d) prizes won, publications issued and research done by him;
- (e) his service whether in war or peace to the community or any section of it and positions held by him in connection therewith;
- (f) such other particulars as he shall deem fit.

Such biography shall not exceed 250 words in length.

(2) (a) If an election is required the biography of each person seeking election shall be submitted to the Vice-Chancellor and the Warden of Convocation (unless he is a person seeking election) who may delete any matter therein deemed by them or him (as the case may be) to be offensive or untrue and thereafter a copy of the biography of each person seeking election showing his name and address and the names of the two qualified voters hereinbefore referred to shall be sent by the Convocation Officer with each voting paper and envelopes as hereinbefore provided.

(b) The Vice-Chancellor and the Warden of Convocation (unless he is a person seeking election) shall exercise the power to delete any matter from a biography only after consultation with the candidate who submitted the biography if available.

20. The Warden shall report the result of the election to the Chancellor, who shall then declare the candidate or candidates, who have been found to be preferred by the electors, duly elected a member or members of the Senate.

21. When the count of the votes has been completed the Convocation Officer shall immediately place them in a sealed container and shall hold them for 14 days at the expiration of which time the Convocation Officer shall destroy them unless otherwise directed by the Chancellor.

22. The Convocation Officer shall prepare a list of all persons entitled to vote completed to the last day for receiving nominations for any election,

23. All voting papers and envelopes in connection therewith for the election by members of Convocation of members of the Senate addressed to members at places not having a regular surface mail which would be received by the addressee within 14 days of posting shall if there is an airmail service available be forwarded to the addressee by airmail.

24. (1) A person seeking election may deliver, with the nomination referred to in Clause 5, a biography not exceeding 250 words in length, containing all or any of the following particulars of the person:

- (a) degree or degrees, date of graduation and other professional qualifications;
- (b) profession or position;
- (c) details of work on bodies connected or associated with the University;
- (d) prizes won, publications issued and research done;
- (e) service whether in war or peace to the community or any section of it and positions held in connection therewith;
- (f) such other particulars as the candidate may consider appropriate.

(2) (a) If an election is required the biography of each candidate for election shall be submitted to the Vice-Chancellor and the Warden, (unless the Warden is seeking election), who may delete any matter therein which they or he or she (as the case may be) consider to be offensive or untrue;

(b) Before exercising the power to delete any matter from a biography the Vice-Chancellor or Warden shall if possible consult the candidate concerned;

(c) A copy of the approved biography of each person seeking election showing his or her name and address and the names of the proposer and seconder referred to in Clause 5(b) shall be posted with the ballot papers.

PROPOSED AMENDMENTS TO CLAUSE 2 OF STATUTE No. 19  
(as approved by Senate)

**Existing Clause**

2. (1) There shall be constituted a Board to be called the Academic Board which shall consist of the following members:

- (a) the Chair of the Academic Board;
- (b) ...
- (c) ...
- (d) ...
- (e) ...
- (f) ...
- (g) ...
- (h) ...
- (i) ...
- (j) ...
- (i) ...
- (ii) ...

(k) one member elected by and from those postdoctoral staff of the University who are not members of the academic staff, who are engaged in academic research and who have full-time or 50 per cent or greater fractional appointments of at least two years' duration;

**Proposed Amended Clause**

2. (1) ...

(a) ...

...

...

...

...

...

...

...

...

(j) ...

(i) ...

(ii) ...

(k) one member, who shall hold office for two years, selected by the Chair from amongst those postdoctoral staff of the University who  
(i) are not members of the academic staff;  
(ii) are engaged in academic research;  
(iii) have full-time or 50% or greater fractional appointments of at least two years' duration;  
and  
(iv) submit a nomination form, with any additional material specified, in accordance with the requirements of an advertisement in the University's internal newspaper.

STATUTE No. 25

METHOD OF ELECTION OF MEMBERS OF THE SENATE UNDER SECTIONS 10(c) AND 10A(1)(c) OF THE UNIVERSITY ACT

**Existing Statute**

1. In this Statute—

'Registrar' shall include Acting Registrar or a deputy nominated in writing by the Registrar or Acting Registrar;

'Vice-Chancellor' shall include Acting Vice-Chancellor or a deputy nominated in writing by the Vice-Chancellor or Acting Vice-Chancellor: Words importing the singular or plural shall be deemed to include the plural or singular and words importing the male sex shall be deemed to include the female sex unless the context otherwise requires.

2. The election of one member of the Senate in accordance with Section 10(c) of the *University of Western Australia Act* shall be held on the first Tuesday of March in each year or on such later date in the same month as the Senate shall appoint.

3. At least sixty days' notice of any election shall be given and a copy of such notice shall be sent by post to each elector.

4. (1) Nominations of candidates must reach the Registrar not less than 28 days nor more than 42 days before the date fixed for the election.

(2) Each nomination shall be signed by the candidate.

5. (1) If the number of candidates is equal to the number of vacancies, the Vice-Chancellor shall so report to the Chancellor, who shall thereupon and in writing declare the candidates to be elected.

**Proposed Amended Statute**

1. In this Statute—'Registrar' shall include Acting Registrar or a deputy nominated in writing by the Registrar or Acting Registrar.

2. The election of one or more members of the Senate in accordance with Section 10(c) of the *University of Western Australia Act* shall be held on the first Tuesday of March in each year or on such later date in the same month as the Senate shall appoint.

3. At least sixty days' notice of any election shall be given and a copy of such notice shall be sent to each elector.

4. (1) Nominations of candidates must reach the Registrar not less than 28 days nor more than 42 days before the date fixed for the election.

(2) Each nomination shall be in writing signed by the nominee and two persons eligible to vote in the election as proposer and seconder.

5. (1) (a) If the number of candidates is equal to the number of vacancies, the Registrar shall so report to the Chancellor, who shall thereupon and in writing declare the candidates to be elected.

(b) If the vacancies are for different terms served by each candidate shall be determined by the Registrar by lot.

(2) If there are more candidates than vacancies there shall be an election by ballot, for which purpose a voting paper shall be sent to each elector not later than seven days after the last day for receiving nominations.

6. The omission to send any notice or voting paper as required by Sections 3 and 5 of this Statute or the misdirection or non-receipt thereof shall not invalidate any nomination or election.

7. Whenever sub-section (2) of Section 5 of this statute applies:

(1) The voting paper shall contain the names of the candidates arranged in alphabetical order of their surnames.

(2) Each elector shall insert opposite the names of the candidates the numbers 1, 2, 3, etc. in numerical order of his preference. Provided that every voting paper shall be valid on which not more than one name is left unnumbered.

(3) Each elector shall address his completed voting paper to the Registrar in a sealed envelope marked 'Senate Voting Paper'.

(4) The scrutiny of the voting papers shall commence at five o'clock on the afternoon of the day of the election and no voting papers received after that hour shall be included in the scrutiny.

(5) The Registrar with one or more scrutineers to be appointed by him who shall be electors but not candidates shall make a scrutiny of the voting papers in the manner prescribed by Section 19 of Statute No. 12, but so that the words 'Convocation Officer' in the said section shall be replaced by the word 'Registrar' and the word 'Warden' by the word 'Vice-Chancellor'.

(6) Each candidate shall be entitled to nominate one scrutineer to be present at the scrutiny held in accordance with the preceding sub-section.

(7) Within forty-eight hours of the conclusion of the scrutiny the Registrar shall report to the Vice-Chancellor the result of the election.

(8) The Vice-Chancellor shall report the result of the election to the Chancellor, who shall thereupon and in writing declare the candidates who have been preferred by the electors to have been duly elected as members of the Senate.

(2) If there are more candidates than vacancies there shall be an election by ballot, for which purpose a voting paper shall be sent to each elector not later than seven days after the last day for receiving nominations.

6. The accidental omission to send any notice or voting paper as required by Sections 3 and 5 of this Statute or the misdirection or non-receipt thereof shall not invalidate any nomination or election.

7. (1) Every voting paper shall contain the names of all candidates nominated, the order in which the names appear on the voting paper having been determined by the Registrar by lot.

(2) The voter shall write the figure '1' opposite the name of the candidate who stands first in the voter's order of preference and may also indicate an order of preference for one or more candidates by writing the numbers '2', '3', ... opposite the names of the candidates in the voter's order of preference.

(3) A ballot paper which does not satisfy the above procedure will be accepted if the Registrar is satisfied the voter has unambiguously indicated an order of preference by some other means.

(4) Each completed voting paper shall be sent by the voter to the Registrar in a sealed envelope marked 'Senate Voting Paper'.

(5) The Registrar shall from time to time (as decided by the Registrar) open each envelope marked 'Senate Voting Paper' and place the voting paper in a ballot box.

(6) The scrutiny of the voting papers shall commence at five o'clock on the afternoon of the day of the election and no voting papers received after that hour shall be included in the scrutiny.

(7) Each candidate shall be entitled to nominate one scrutineer to be present at the count.

(8) The distribution of votes cast in the ballot shall be carried out by the method described in the Appendix to this Statute.

(9) (a) Successful candidates shall be elected sequentially.

(b) Where vacancies are for different terms the candidate elected first will serve the longest term, the candidate elected second will serve the second longest term, and so on.

(10) Within forty-eight hours of the conclusion of the count the Registrar shall report the result of the election to the Chancellor, who shall thereupon declare in writing which candidates have been elected.

8. In the event of the office of a member becoming vacant before the normal expiration of his term of office by death or resignation or by his ceasing to be qualified under Section 10(c) of the Act the Senate shall at its meeting next after the occurrence of the vacancy fix a date for the election of a successor, each election to be held in accordance with this Statute and the successful candidate to hold office for the remainder of the term of office of his predecessor.

9. Subject to the provisions of the Act and of this Statute it shall be competent for the Vice-Chancellor to make all necessary administrative and other arrangements for the conduct of elections.

8. In the event of the office of a member becoming vacant before the expiration of a full term by death or resignation or by the member ceasing to be qualified under Section 10(c) of the Act, the Senate shall at its meeting next after the occurrence of the vacancy fix a date for election of a successor, such election to be held in accordance with this Statute and with the successful candidate holding office for the unexpired term remaining.

9. Subject to the provisions of the Act and of this Statute it shall be competent for the Registrar to make all necessary administrative and other arrangements for the conduct of elections.

#### Appendix

#### DISTRIBUTION OF VOTES (AS RECOMMENDED BY SENATE)

1. Each voting paper is given a value of 1, and is distributed to the candidate who is first in the voter's order of preference.
2. The following procedure is repeated until a candidate has been elected for each vacancy.
  - (1) The vote for each continuing candidate is determined by adding the values of all the papers allocated to that candidate.
  - (2) The total residual vote is determined by adding the value of the individual candidates' votes.
  - (3) The quota is determined by dividing the total residual vote by one more than the number of unfilled vacancies, ignoring the fraction, and adding 1.
  - (4) If one or more candidates has a vote at least as great as the quota, the one with the highest vote is declared elected and the surplus of the electee's votes over the quota is distributed to the continuing candidates as follows:
    - (a) The surplus is determined by subtracting the quota from the electee's vote.
    - (b) The transfer fraction is determined by dividing the surplus by the electee's vote.
    - (c) The value of each of the electee's papers being transferred is adjusted by multiplying it by the transfer fraction.
    - (d) Each paper is distributed to the continuing candidate next highest in the voter's order of preference. If no such candidate is specified the paper is set aside as exhausted.
  - (5) If, on the other hand, no candidate has a vote at least as great as the quota, the candidate with the smallest vote is eliminated and each of that candidate's papers is distributed to the continuing candidate next highest in the voter's order of preference. If no such candidate is specified the paper is set aside as exhausted.
3. If in the application of the above procedure, two or more candidates have the same number of votes then it will be decided by lot which candidate shall be elected or eliminated first.

## FAIR TRADING

### FT301

#### FINANCE BROKERS CONTROL ACT 1975 CODE OF CONDUCT AMENDMENT NOTICE 1996

Pursuant to the provisions of section 81 of the Finance Brokers Control Act 1975, the Finance Brokers Supervisory Board has amended the Code of Conduct for Finance Brokers by amending the wording of clause 17 and the schedule following clause 17 will now read as follows.

"17. A broker shall have a knowledge of his duties and in particular a broker shall be aware that his obligation to his client is one which requires him not to put his duty to his client in conflict or in any likelihood of conflict with his own interests or that of any other person.

A broker may sometimes act for both parties to a loan transaction. The test to apply is to consider whether in the interest of one he should withhold some information or advice from the other. If he should, then he should inform both clients that he is compromised.

He shall not continue to act for one party in the same matter if the other party has provided confidential information which he would be obliged to disclose to the selected party to the other parties detriment.

Where a borrower proposes to appoint a broker to act on his behalf in respect to a loan transaction which is to be negotiated by the broker and the broker is also acting on behalf of the lender and is to receive a fee, commission or any other form of financial reward from the lender in connection with the loan transaction then before the appointment required under section 43 is effected and before the broker submits any loan application on behalf of the borrower, the broker shall give to the borrower a notice in writing in the form of Form 1 in the Schedule to this Code of Conduct stating the name of the lender for whom he acts and that a fee, commission or other form of financial reward may be received from the lender in connection with the particular loan.

Schedule  
FINANCE BROKERS CONTROL ACT 1975  
CODE OF CONDUCT  
Form 1  
NOTICE OF DISCLOSURE

To.....  
(name of proposed client [borrower])

Whereas you have indicated your intention to appoint.....  
.....  
(name of Finance Broker)

to arrange a loan for you—  
Now Take Notice that.....  
(name of Finance Broker)

has been appointed to act for.....  
.....  
(name of lender)

and the said broker is to receive a fee, commission, or financial reward from.....  
.....  
(name of lender)

.....in connection with this loan.  
Such appointment could possibly give rise in the future to some conflict of interest.

The said broker has not yet submitted your loan application, you are entitled to appoint another broker to negotiate the loan for you.

Borrower's signature(s) ...../...../.....  
Date

Dated this 13th day of December 1995.

The Common Seal of the Finance Brokers Supervisory Board was hereunto affixed by authority of a resolution of the Board in the presence of—

J. URQUHART, Chairman.  
L. KEY, Member.

**LAND ADMINISTRATION**

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 government nominated, the street described in the Schedule is now declared to be closed.

SCHEDULE

1. Shire of Swan (DOLA File No. 2484/986; Closure No. S479).  
All that portion of Sampson Close as shown bordered blue on Crown Survey Diagram 92001.  
Public Plan: BG34(2) 22.32.
2. Shire of Yilgarn (DOLA File No. 2621/974; Closure No. Y227).  
All that portion of Kalgoorlie Road now comprised in Bodallin Lot 45 on Crown Survey Plan 18513.  
Public Plan: Bodallin Townsite.

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

**LA402****LAND ACT 1933**

It is hereby notified that it is intended to Grant a Special Lease over Wellington Location 5753 to Charm Hill Pty Ltd under Section 116 of the Land Act 1933 for the purpose of "Hotel Extensions" for a term of 50 years.

A. A. SKINNER, Chief Executive.

**LOCAL GOVERNMENT****LG401****LOCAL GOVERNMENT ACT 1960***Shire of Tambellup*

## Schedule of Fees and Charges

Notice is hereby given that Council at its meeting held on 17 January 1996, resolved in accordance with section 191A of the Local Government Act to set the following Plant Hire Rates to be effective from 12 February 1996.

Graders .....	\$75/hour
Loader .....	\$70/hour
Light Truck .....	\$45/hour
Heavy Tipper Truck .....	\$55/hour
Tractors .....	\$40/hour
Backhoe .....	\$50/hour

Dated this 19th day of January 1996.

L. J. NEWING, President.  
J. M. TREZONA, Acting Shire Clerk.

**MAIN ROADS****MA401**

MRWA 90-2105V3

**MAIN ROADS ACT 1930****LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

## NOTICE OF INTENTION TO TAKE OR RESUME LAND

The Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Land Acquisition and Public Works Act 1902, that it is intended to take or resume under section 17 (1) of that Act the pieces or parcels of land described in the Schedule hereto and being all in Meekatharra District, for the purpose of the following public works namely, widening and realignment of the Great Northern Highway, Nannine to Bluebird and that the said pieces or parcels of land are marked off on MRWA Drawing 9025-15-1 which may be inspected at the office of the Commissioner of Main Roads, Waterloo Crescent, East Perth.

## Schedule

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area (Approx.)
1.	Crown	Roderick Edward Yelverton O'Connor, Wanda O'Connor, Andrew Yelverton O'Connor, Myles Yelverton O'Connor, John Yelverton O'Connor vide Pastoral Lease 3114/686. Alex Norman King, Ross Lloyd Smith, Noel Edward Mani. Lessees vide Mining Lease 51/6. Country Gold NL Caveator vide Caveats 1651H/878 and 1162H/878	Portion of Nookawarra Location 32 and Kyarra Location 139	3.8572 ha

Dated this 17th day of January 1996.

R. D. GILES, A/Director Corporate Services.



MA402

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

File No. MRWA 41-170-102  
Ex Co No. 1391

LAND ACQUISITION

ROAD WIDENING—SOUTH WESTERN HIGHWAY (ARMADALE-BUNBURY ROAD 6.37 SLK)

Notice is hereby given, and it is hereby declared, that the said piece or parcel of land described in the Schedule hereto, being in the Serpentine-Jarrahdale District has, in pursuance of the written consent under the Town Planning and Development Act 1928, Metropolitan Region Town Planning Scheme Act 1959, Western Australian Planning Commission Act 1985 and approval under section 17 (1) of the Land Acquisition and Public Works Act 1902 of His Excellency the Governor, acting by and with the advice of the Executive Council, dated the 19th day of December 1995, been compulsorily taken and set apart for the purposes of the following public work, namely: Road Widening—South Western Highway (Armadale-Bunbury Road)—Shire of Serpentine-Jarrahdale.

And further notice is hereby given that the said piece or parcel of land so taken and set apart is shown marked off on Plan MR 95-131, which may be inspected at Main Roads Western Australia, Waterloo Crescent, East Perth. The additional information contained in the Schedule after the land descriptions is to define locality only and in no way derogates from the Transfer of Land Act description.

And it is hereby directed that the said land shall vest in the Western Australian Planning Commission for an estate in fee simple in possession for the public work herein expressed, freed and discharged from all trusts, mortgages, charges, obligations, estates, interests, rights-of-way, or other easements whatsoever.

Schedule

Plan MR No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
95-131	Margery Irene Moon	M. I. Moon	Portion of Wungong Lot 66 now contained in Diagram 89536 and being part of the land comprised in Certificate of Title Volume 1277 Folio 144.	1815 m <sup>2</sup>

Certified correct this 10th day of December 1995.

RICHARD LEWIS, Minister for Planning.

Dated this 19th day of December 1995.

MICHAEL JEFFERY, Governor in Executive Council.

**MINERALS AND ENERGY**

MN401

**MINING ACT 1978**

Department of Minerals & Energy,  
Perth WA 6004.

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

GEORGE CASH, Minister for Mines.

MURCHISON MINERAL FIELD

Mining Lease 59/66—Christopher Ross Calegari.

**MN402****MINING ACT 1978**

Notice of Application for an Order for Forfeiture

Department of Mines.

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.

C. D. ROBERTS, Warden.

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To be heard in the Warden's Court Kununurra on the 20th February 1996.

**KIMBERLEY MINERAL FIELD**

P80/1285—G. R. Bloodworth  
 P80/1286—R. E. Nanini  
 P80/1284—Molas Pty Ltd  
 P80/1138—J. N. Read  
 P80/1291—K. Davidson, N. Macri, P. Pietroniro  
 P80/1292—K. Davidson, N. Macri, P. Pietroniro

**MN403****MINING ACT 1978**

Notice of Application for an Order for Forfeiture

Department of Minerals and Energy,  
Kalgoorlie WA 6430.

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

K. M. BOOTHMAN, Warden.

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To be heard in the Warden's Court, Kalgoorlie on the 1st of March 1996.

**BROAD ARROW MINERAL FIELD**

24/86—Glengarry Mining NL

**NORTH EAST COOLGARDIE MINERAL FIELD**

27/53—Russell, Raymond Thomas

**MN404****MINING ACT 1978**

Notice of Application for an Order for Forfeiture

Department of Minerals and Energy,  
Kalgoorlie WA 6430.

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

K. M. BOOTHMAN, Warden.

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To be heard in the Warden's Court, Kalgoorlie on the 1st, March 1996.

**BROAD ARROW MINERAL FIELD**

24/2509—CROESUS MINING NL  
 24/2661—LONE STAR EXPLORATION NL  
 24/2706—RENTON, Darrall James  
 24/2709—ANVIL MINING NL  
 24/3021—McCLAREN, Kym Anthony; ROSAS PTY LTD  
 24/3022—TAIPAN RESOURCES NL  
 24/3405—BROADMEADOW PTY LTD  
 24/3406—BROADMEADOW PTY LTD

## EAST COOLGARDIE MINERAL FIELD

25/1144—BAMBOO GOLD MINES NL  
 25/1149—O'DEA, Trevor Edward; RETI, Sandy Bonny Hemi  
 25/1380—BROADMEADOW PTY LTD  
 26/2557—BROADMEADOW PTY LTD

## EAST COOLGARDIE MINERAL FIELD

26/2650—GARDINER, June Marjorie  
 26/2651—GARDINER, June Marjorie

## NORTH EAST COOLGARDIE

27/1218—RICHMOND, William Robert  
 28/882—MASON, William

## NORTH COOLGARDIE MINERAL FIELD

29/1342—HARRIS, Clifford Harris  
 29/1374—BAMBOO GOLD MINES NL  
 29/1455—BROADMEADOW PTY LTD  
 31/1428—ABOYNE NL; HURST, James Andrew  
 31/1484—SALIB, Jason Mathew  
 31/1485—INSOFARAS PTY LTD

## PARLIAMENT

### PA401

#### PARLIAMENT OF WESTERN AUSTRALIA

##### Bills Assented To

It is hereby notified for public information that the Lieutenant-Governor and deputy of the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the dates shown, to the under-mentioned Bills passed by the Legislative Council and the Legislative Assembly during the Third Session of the Thirty-Fourth Parliament.

Short Title of Bill	Date of Assent	Act No.
Government Employees Superannuation Legislation Amendment Bill 1995	9 January 1996	62 of 1995
Local Government Bill 1995	9 January 1996	74 of 1995
Health Services (Conciliation and Review) Bill 1995	9 January 1996	75 of 1995
Sentencing Bill 1995	16 January 1996	76 of 1995
Sentence Administration Bill 1995	16 January 1996	77 of 1995
Sentencing (Consequential Provisions) Bill 1995	16 January 1996	78 of 1995
Industrial Relations Legislation Amendment and Repeal Bill 1995	16 January 1996	79 of 1995

IAN ALLNUTT, Acting Clerk of the Parliaments.

January 22, 1996.

## PLANNING

### PD401

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

##### *City of Canning*

Town Planning Scheme No. 40—Amendment No. 36

Ref: 853/2/16/44, Pt 36.

Notice is hereby given that the City of Canning has prepared the abovementioned scheme amendment for the purpose of rezoning 18 Latham Road (Lot 201), Ferndale, from "Residential R17.5" to "Residential R17.5/R25".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 1317 Albany Highway, Cannington and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 7 March 1996.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 7 March 1996.

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

I. F. KINNER, Town Clerk.

**PD402****TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**SCHEME AMENDMENT AVAILABLE FOR INSPECTION***City of Wanneroo*

Town Planning Scheme No. 1—Amendment No. 727

Ref: 853/2/30/1, Pt 727.

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

1. zoning portion of Lot 51 Burns Beach Road, Joondalup to “Residential Development” and portion of Pt Lot 52 Burns Beach Road, Joondalup from “Rural” to “Residential Development”;
2. coding portions of Lot 51 and Pt Lots 50, 52 and 53 to R5 and R20.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Boas Avenue, Joondalup and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 22 February 1996.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 22 February 1996.

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

R. F. COFFEY, Town Clerk.

**PD403****TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**SCHEME AMENDMENT AVAILABLE FOR INSPECTION***Shire of Chittering*

Town Planning Scheme No. 5—Amendment No. 38

Ref: 853/3/4/5, Pt 38.

Notice is hereby given that the Shire of Chittering has prepared the abovementioned scheme amendment for the purpose of amending Schedule 2—Special Uses in the Scheme Text to permit a Special Use development on Lot 1, Muchea Road East within the Rural 3 Zone—Chittering Valley.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Great Northern Highway, Bindoon and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 7 March 1996.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 7 March 1996.

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. L. FITZGERALD, Shire Clerk.

**PD404****TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT***Shire of Denmark*

Town Planning Scheme No. 3—Amendment No. 12

Ref: 853/5/7/3, Pt 12.

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 Denmark Town Planning Scheme Amendment on 10 January 1996 for the purpose of—

- (1) Rezoning Pt Lot 1 (Pt Location 2015) Harington Break, Denmark, from the “Tourist” Zone to the “Special Rural” zone and the “Parks and Recreation” and “Public Use” reserves.
- (2) Rezoning Pt-Lot 1 (Pt Location 2015) Harington Break, Denmark, from “Tourist” zone to “Special Residential” zone.
- (3) Introducing “Appendix 14—Special Residential Zone” and “Clause 5.32 Special Residential zone Provisions” into the Scheme Text to allow provisions to be placed to guide and manage land within this zone.
- (4) Amending the face of the Scheme map accordingly.

- (5) Inserting within Part 3-Zones a "PURPOSE AND INTENT OF THE ZONE" a purpose and intent for the Special Residential Zone.
- (6) Introducing within "Table One—Zoning Table", a "Special Residential Zone" with the following notation within the landuse classes "Refer to Appendix 14".
- (7) Introducing within "Table 2—Development Standards" the following—

Zone	Minimum Setback			Maximum Plot Ratio	Maximum Site Coverage	Landscaping
	Front (Metres)	Side (Metres)	Rear (Metres)			
Special Residential	15	10	10	(B)	(B)	(B)

- (8) Placing the following within the legend on the Scheme Map under Zones—



SPECIAL RESIDENTIAL



SPECIAL RESIDENTIAL ZONE No.  
Referred to in Appendix 14

- (9) Amending Appendix 6—Special Rural Zone Provisions relating to Specified Areas by—
- \* Inserting the notation under the heading "Particulars of the Land"—No. 14 Harington Break Special Rural Zone.
  - \* Inserting Special Provisions (a), (b) and (c) (i) to xiii) relating to Special Rural Zone Area No. 14, Pt Lot 1 (Pt Loc 2015) Harington Break, Denmark.
- (10) Amending Appendix 14—Special Residential Zone Provisions relating to Specified Areas by—
- \* Inserting the notation under the heading "Particulars of the Land"—No 1 Harington Break Special Residential Zone.
  - \* Inserting Special Provisions (a), (b) and (c) (i) to xv) relating to Special residential Zone Area No. 1, Pt Lot 1 (Pt Loc 2015) Harington Break, Denmark.

#### PART (1)

#### 14. HARINGTON BREAK SPECIAL RURAL ZONE

- (a) Pt Lot I (Pt Location 2015) Harington Break, Denmark
- (b) Rural Residential
- Permitted Use (P): Single House  
Permitted at Council's Discretion (AA):  
Home Occupation
- (c) (i) Subdivision of Special Rural Zone No. 14 is to be in accordance with Plan of Subdivision (Plan No. A94-15-1) Special Rural Zone No. 14 dated September 1994 as signed by the Shire Clerk.
- (ii) Notwithstanding (i) above, the State Planning Commission may approve a minor variation to the subdivisional design, but further breakdown of the lots so created shall be deemed contrary to the provisions of the Scheme.
- (iii) The minimum lot size shall be 2 hectares.
- (iv) (a) All buildings and effluent disposal systems shall be located within the defined Building Envelope of No. larger than 2 000 sqm, as shown on Subdivision Guide Plan (Plan No. A94-15-1) as signed by the Shire Clerk.
- (b) All buildings and structures shall be setback a minimum of 15 metres from the front boundary.
- (v) (a) Strategic firebreaks, as nominated on the Plan of Subdivision, shall be provided as a condition of subdivision and constructed to a standard by the developer approved by Council and the Bush Fires Board. Strategic firebreaks shall be designed and constructed so as to avoid erosion problems.
- (b) Council shall require that individual landowners are responsible for the maintenance of a strategic firebreak where it crosses the landowner's lot.
- (c) The clearing of firebreaks other than for strategic firebreak purposes will not be permitted unless for safety reasons to comply with Council and Bush Fires Board requirements.
- (d) Low fuel areas as shown on the Subdivision Guide Plan shall be established by the subdivider and thereafter maintained by landowners to the satisfaction of the Local Authority and the Bush Fires Board.
- All buildings and structures shall be located inside the low fuel areas and set back at least 25 metres from where the low fuel areas border uncleared areas.
- (e) The subdivider shall make arrangements to the satisfaction of Council to ensure prospective purchasers, in the transfer of lots, are aware of the fire management guidelines of the Homeowners Bushfire Survival Manual.

- (f) All buildings shall be constructed in accordance with Australian Standard 3959-1991 'Construction of Buildings in Bushfire Prone Areas'.
- (vi) (a) Where land is devoid of vegetation or it is determined that erosion has occurred as a result of the development of private property, Council may require the landowner to implement erosion control measures in accordance with the requirements and specifications of Council in the interests of preventing further land degradation.
- (b) In the event that provision (a) above is not complied with, Council may carry out appropriate action to eliminate adverse affect. Any expenses incurred by Council in carrying out such action shall be borne by the landowner.
- (vii) To assist in the retention of existing vegetation cover and preserve and enhance the visual character of the zone, the erection of boundary fencing shall not be permitted within the Tree Preservation Area as shown on the Subdivision Guide Plan.
- (viii) (a) All buildings constructed within the zone shall be sympathetic to existing landscape elements (namely landform and vegetation) in terms of their location, scale, height, building materials and colour.
- (b) Buildings shall be constructed of roof and external wall materials comprising natural earth or olive green colours. Zinalume or other similar cladding will not be permitted. Other roof and external wall materials which would, in the opinion of Council, prejudice the landscape amenity of the area, will not be permitted.
- (c) All residential buildings shall be single storey except where it can be proven to Council that a variation to the height restriction would not adversely affect the, visual amenity of the locality.
- (d) All buildings shall be sited to maximise the natural screening effect of vegetation and topography.
- (e) Proposals to vary the height restrictions pursuant to (c) above shall be accompanied by such plans, elevations and sketches as is determined by the Council to assess the affect on the visual amenity and the natural screening effect of vegetation and topography or any proposed landscaping to be provided.
- (f) Driveways shall be sited and constructed so as to avoid erosion problems to the specification and satisfaction of Council.
- (ix) On-site effluent disposal shall be the responsibility of the individual landowner and shall involve the use of on-site disposal systems approved by Council and the Public Health Department.
- (x) Power supply to land within Special Rural Zone No. 14 shall be located underground both within the road reserve and where connection is made to individual lots.
- (xi) Roads within the zone shall be located in a manner which is sympathetic to the topography and minimises visual impact.
- (xii) All lots shall be connected to WA Water Authority reticulated water supply scheme.
- (xiii) Fire hydrants and a standpipe facility as shown on the Subdivision Guide Plan shall be provided by the subdivider in accordance with the requirements of the Bush Fires Board and to the satisfaction of Council and the Bush Fires Board.
- (ix) Council shall prepare an information sheet for distribution to prospective purchasers and successors in title, detailing measures to minimise impacts from cats on flora and fauna on the land and adjoining public reserve.

## PART 2

Introducing Appendix 14 into the Scheme as follows—

### APPENDIX 14—SPECIAL RESIDENTIAL ZONES PROVISIONS RELATING TO SPECIFIED AREAS

- (a) Particulars of the Land
  - (b) Proposed Uses
  - (c) Special Provisions
- 1. HARINGTON BREAK SPECIAL RESIDENTIAL ZONE**
- (a) Pt Lot 1 (Pt Location 2015) Harington Break, Denmark
  - (b) Residential
    - Permitted Use (P): Single House
    - Permitted at Council's Discretion (AA): Home Occupation
  - (c) (i) Subdivision of Special Residential Zone No. 1 is to be in accordance with Plan of Subdivision (Plan No. A94-15-1) Special Residential Zone No. 1 dated September 1994 as signed by the Shire Clerk.
  - (ii) Notwithstanding (a) above, the State Planning Commission may approve a minor variation to the subdivisional design, but further breakdown of the lots so created shall be deemed contrary to the provisions of the Scheme.
  - (iii) The minimum lot size shall be 4 000 sqm.

- (iv) (a) All buildings and effluent disposal systems shall be located within a defined Building Envelope of No. larger than 1 000 sqm, which has been selected and delineated on-site by the landowner, and approved by Council in accordance with Provision (v) below.
- (b) The positioning of the building envelope shall be such that—
- it does not necessitate the removal of significant vegetation for house construction or the removal of overhanging trees in the interests of the longer term safety of residences
  - the location of the building will not detract from the environmental quality of the area or from the amenity of adjoining residences.
- (v) (a) No building envelope may be closer to the boundary of a lot than:
- (i) from the front and rear of a lot 15 metres.
  - (ii) from the side boundary of a lot 10 metres.
- (b) Notwithstanding (a) above, Council may approve a lesser distance if it can be shown to the satisfaction of Council that the topography or shape of the lot or indigenous vegetation upon it makes it desirable to vary this provision.
- (vi) (a) Strategic firebreaks, as nominated on the Plan of Subdivision, shall be provided as a condition of subdivision and constructed by the developer to a standard approved by Council and the Bush Fires Board. The breaks shall be designed and constructed so as to avoid erosion problems.
- (b) Council shall require that individual landowners are responsible for the maintenance of a strategic firebreak where it crosses the landowner's lot.
- (c) The clearing of firebreaks other than for strategic firebreak purposes will not be permitted unless for safety reasons to comply with Council and Bush Fires Board requirements.
- (d) Low fuel areas as shown on the Subdivision Guide Plan shall be established by the subdivider and thereafter maintained by landowners to the satisfaction of the Local Authority and the Bush Fires Board.
- All buildings and structures shall be located inside the low fuel areas and set back at least 25 metres from where the low fuel areas border uncleared areas.
- (e) The subdivider shall make arrangements to the satisfaction of Council to ensure prospective purchasers, in the transfer of lots, are aware of the fire management guidelines of the Homeowners Bushfire Survival Manual.
- (f) All buildings shall be constructed in accordance with Australian Standard 3959-1991 'Construction of Buildings in Bushfire Prone Areas'.
- (vii) (a) Where land is devoid of vegetation or it is determined that erosion has occurred as a result of the development of private property, Council may require the landowner to implement erosion control measures in accordance with the requirements and specifications of Council in the interests of preventing further land degradation.
- (b) In the event that provision (a) above is not complied with, Council may carry out appropriate action to eliminate adverse affect. Any expenses incurred by Council in carrying out such action shall be borne by the landowner.
- (viii) To assist in the retention of existing vegetation cover and preserve and enhance the visual character of the zone, the erection of boundary fencing shall not be permitted without Council approval.
- (ix) (a) All buildings constructed within the zone shall be sympathetic to existing landscape elements (namely landform and vegetation) in terms of their location, scale, height, building materials and colour.
- (b) Buildings shall be constructed of roof and external wall materials comprising natural earth or olive green colours. Zinalume or other similar cladding will not be permitted. Other roof and external wall materials which would, in the opinion of Council, prejudice the landscape amenity of the area, will not be permitted.
- (c) All residential buildings shall be single storey except where it can be proven to Council that a variation to the height restriction would not adversely affect the visual amenity of the locality.
- (d) All buildings shall be sited to maximise the natural screening effect of vegetation and topography.
- (e) Proposals to vary the height restrictions pursuant to (c) above shall be accompanied by such plans, elevations and sketches as is determined by the Council to assess the affect on the visual amenity and the natural screening effect of vegetation and topography or any proposed landscaping to be provided.
- (f) Driveways shall be sited and constructed so as to avoid erosion problems to the specification and satisfaction of Council.
- (x) On-site effluent disposal shall be the responsibility of the individual landowner and shall involve the use of on-site disposal systems approved by Council and the Public Health Department.
- (xi) Power supply to land within Special Residential Zone No. 1 shall be located underground both within the road reserve and where connection is made to individual lots.

- (xii) Roads within the zone shall be located in a manner which is sympathetic to the topography and minimises visual impact.
- (xiii) All lots shall be connected to WA Water Authority reticulated water supply scheme.
- (xiv) Fire hydrants and a standpipe facility as shown on the Subdivision Guide Plan shall be provided by the subdivider in accordance with the requirements of the Bush Fires Board and to the satisfaction of Council and the Bush Fires Board.
- (xv) Tree planting shall be undertaken by the subdivider in the positions as shown on the Subdivision Guide Plan to the satisfaction of Council at the subdivision stage.
- (xvi) Council shall prepare an information sheet for distribution to prospective purchasers and successors in title, detailing measures to minimise impacts from cats on flora and fauna on the land and adjoining public reserve.

#### CLAUSE 5.32 SPECIAL RESIDENTIAL ZONE PROVISIONS

The following provisions shall apply generally to all land included in the Special Residential Zone, in addition to any provisions which are more specifically applicable to such land under this Scheme—  
Submission Requirements

- (a) Before making provision for a Special Residential Zone, Council will prepare, or require the owner(s) of the land to prepare a submission supporting the creation of the Special Residential Zone and such submission shall include—
  - (i) A statement as to the purpose or intent for which the zone is being created.
  - (ii) The reasons for selecting the particular area the subject of the proposed zone.
  - (iii) A plan or plans showing contours at such intervals as to adequately depict the landform of the area and physical features such as existing buildings, rock outcrops, trees or groups of trees, lakes, rivers, creeks, swamps, orchards, wells and significant improvements.
  - (iv) A plan or proposed subdivision for the zone clearly demonstrating that landform, vegetation and physical constraints have been taken into account in terms of lot size, lot shape, road layout, strategic firebreaks and open space.
  - (v) A plan outlining the proposed staging of the subdivision and of any development, including criteria to be met before successive stages are implemented.

#### Plan of Subdivision

- (b) An application for rezoning to create a specific Special Residential Zone shall include a Plan of Subdivision showing—
  - (i) The proposed ultimate subdivision including approximate lot sizes and dimensions, and proposed road reserve widths.
  - (ii) Areas to be set aside for Public Open space, pedestrian accessways, community facilities and other matters considered appropriate by Council.
  - (iii) The proposed staging of the subdivision where relevant.

#### Scheme Provisions

- (c) Scheme provisions for a specific Special Residential Zone shall be set out in Appendix 14 specifying any special provisions appropriate to secure the objectives of the zone, including a statement of the purpose of the zone.
- (d) In addition to specific provisions set out in Appendix 14 and other provisions of the Scheme as may affect it, land which is included within a Special Residential Zone shall be subject to the following provisions—
  - (i) Not more than one single dwelling house shall be erected on each lot.
  - (ii) The Council may determine a minimum standard of road boundary fencing after considering the purpose or intent for which the Special Residential Zone was created.
  - (iii) Where approved by Council, all other boundary fencing shall be of a rural and open nature and shall exclude asbestos, sheet iron and any other material which in the opinion of Council would detract from the semi-rural amenity of the area.

#### PART (3)

Inserting within Clause 3.1.3 "PURPOSE AND INTENT OF THE ZONES" the following—

##### (e) Special Residential Zone:

To permit the creation of lots between 2 000sqm and 2 hectares in suitable locations as determined by Council so as to provide for a range of residential opportunities and lot sizes within Denmark.

To ensure that development proposals are appropriate to the natural, physical, social and landscape conditions of the zone and subject to applicable standards and controls.

J. NEKEL, President.  
P. DURTANOVICH, Clerk.



**PD405****TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**SCHEME AMENDMENT AVAILABLE FOR INSPECTION***Shire of Plantagenet*

Town Planning Scheme No. 3—Amendment No. 14

Ref: 853/5/14/4, Pt 14.

Notice is hereby given that the Shire of Plantagenet has prepared the abovementioned scheme amendment for the purpose of rezoning Lots 1, 2 and 3, Albany Highway, Mount Barker and Lot 4 Pugh Street, Mount Barker from Residential Zone to Service Industrial Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Lowood Road, Mount Barker and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 7 March 1996.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 7 March 1996.

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

C. E. NICHOLLS, Shire Clerk.

**PD406****TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**SCHEME AMENDMENT AVAILABLE FOR INSPECTION***Shire of Roebourne*

Town Planning Scheme No. 6—Amendment No. 45

Ref: 853/8/5/4, Pt 45.

Notice is hereby given that the Shire of Roebourne has prepared the abovementioned scheme amendment for the purpose of rezoning a portion of Part Lot 2378 adjoining Lots 3803 and 3804 Gawthorne Drive, Millars Well, from "Public Utilities Reserve" to "Commercial Retail".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Welcome Road, Karratha and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 7 March 1996.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 7 March 1996.

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.

T. RULAND, Chief Executive Officer.

**PD407****TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**SCHEME AMENDMENTS AVAILABLE FOR INSPECTION***Town of Port Hedland*

Town Planning Scheme No. 4—Amendment Nos. 27 and 30

Ref: 853/8/4/5, Pts. 27 and 30.

Notice is hereby given that the Town of Port Hedland has prepared the abovementioned scheme amendments for the purpose of—

Amendment No. 27—rezoning Part VCL Lot 203 west of Lot 2498 Leehey Street, Boodarie from "Rural" to "Industry 2".

Amendment No. 30—

1. modifying the current zoning of Lot 3839 Paton Road, South Hedland from "Special Sites—Drive In Theatre" to "Residential R30".
2. amending Schedule 3 to the Scheme Text by deleting Lot 3839 Paton Road, South Hedland from the list of "Special Sites".

Plans and documents setting out and explaining the scheme amendments have been deposited at Council Offices, McGregor Street, Port Hedland and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 7 March 1996.

Submissions on the scheme amendments should be made in writing on Form No. 4 and lodged with the undersigned on or before 7 March 1996.

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

J. ROBERTS, Chief Executive Officer.

## POLICE

### PE301

*CORRECTION*  
**ROAD TRAFFIC ACT 1974**  
**ROAD TRAFFIC CODE 1975**

The *Road Traffic Code 1975* is corrected as follows—

After regulation 1301 (7) insert—

“ (8) A rider shall not leave a child in a child carrying seat on a bicycle when the bicycle is unattended. ”

## PREMIER AND CABINET

### PR401

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Lieutenant-Governor and deputy of the Governor in accordance with section 52 (1) (b) of the Interpretation Act 1984 has approved the following temporary appointment in the place of the Hon K. J. Minson MLA in the period 5 to 28 April 1996 inclusive—

Minister assisting the Minister for Justice—Hon P. G. Foss, MLC

Minister for Works; Services; Disability Services—Hon P. D. Omodei, MLA

This notice amends information published in *Government Gazette* No. 161 dated 28 November 1995.

M. C. WAUCHOPE, Chief Executive.

### PR402

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Lieutenant-Governor and deputy of the Governor in accordance with section 52 (1) (b) of the Interpretation Act 1984 has approved the following temporary appointment in the place of the Hon C. L. Edwardes MLA in the period 17 to 28 January 1996 inclusive—

Minister for Family and Childrens Services; Youth; Seniors; Fair Trading; Women's Interests—  
Hon R. K. Nicholls, MLA

M. C. WAUCHOPE, Chief Executive.

### PR403

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Lieutenant-Governor and deputy of the Governor in accordance with section 52 (1) (b) of the Interpretation Act 1984 has approved the following temporary appointment in the place of the Hon H. J. Cowan MLA in the period 21 to 26 January 1996 inclusive—

Minister for Commerce and Trade; Regional Development; Small Business—Hon M. G. House,  
MLA

M. C. WAUCHOPE, Chief Executive.

**TRANSPORT****TR401****WESTERN AUSTRALIAN MARINE ACT 1982****RESTRICTED SPEED AREAS—ALL VESSELS**

Lower Leschenault Inlet

Department of Transport,  
Fremantle WA, 3 November 1995.

Acting pursuant to the powers conferred by section 67 of the Western Australian Marine Act 1982, the Department of Transport by this notice revokes sub paragraph b (6) of the notice published in the *Government Gazette* on 25 October 1991 relating to restricted speed areas for all vessels on the Lower Leschenault Inlet.

Providing that this revocation will apply only to official bona fide competitors competing in the Bunbury Speedboat Club racing event between the hours of 1400 and 1900 on Friday 26 January 1996.

STUART HICKS, Director General of Transport.

**TR402****WESTERN AUSTRALIAN MARINE ACT 1982****RESTRICTED SPEED AREAS—ALL VESSELS**

Mangles Bay—Rockingham

Department of Transport,  
Fremantle WA, 19 January 1996.

Acting pursuant to the powers conferred by section 67 of the Western Australian Marine Act 1982, the Department of Transport by this notice revokes sub paragraph (d) (4) (iv) of the notice published in the *Government Gazette* of 25 October 1991.

Providing however that such revocation is only applicable to an area of 500 by 1000 metres adjacent to the Causeway between the hours of 0900 and 1600 on Sunday 18 February 1996 and to those members of the Power Dinghy Racing Club participating in an approved aquatic event.

STUART HICKS, Director General of Transport.

**WATER AND RIVERS COMMISSION****WX401****WATERWAYS CONSERVATION ACT 1976****ALBANY WATERWAYS MANAGEMENT PROGRAMME**

The Albany Waterways Management Authority is required under section 35 of the Waterways Conservation Act 1976 to prepare a management programme for the management area under its control.

The management programme is prepared as a guide for the operations of a management authority and other agencies involved in the management of land and water resources. The management authority is bound to ensure its decisions are consistent with its management programme.

In accordance with the Act a draft management programme was released for public comment in February 1994. Comments received were considered during preparation of the final programme.

I now approve final gazettal of the Albany Waterways Management Programme and fix 1 January 1996 as the date on which the programme is to commence.

PETER FOSS, Attorney General; Minister for Justice;  
The Environment; The Arts.

**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
		1996
423/95	Provision of design services, Midland-Goomalling Road, Wheatbelt North Region .....	6 February
479/95	Provision of engineer services, South West Region .....	31 January
484/95	Supply of rock base for Chidlow York Road 2.95 to 4.30 SLK, Wheatbelt North Region .....	2 February
393/95	Pruning thinning and removal of vegetation. Various roads Metropolitan area .....	6 February
381/95	Bridge 4759, repair and overlay Munbinea Road, Wheatbelt North Region .....	5 February
237/95	Replacement of timber bridges with culverts. Various shires in the southwest region, South West Region. ....	13 February
236/95	Timber bridge refurbishment work. Various shires in the southwest region, South West Region .....	13 February
464/95	Coldplaning and asphalt surfacing, Great Eastern Highway .....	9 February
478/95	Bridge 1060 Mt Henry—metal spray treatment of handrailings .....	8 February

**ZT202**

*Acceptance of Tenders*

Contract No.	Description	Successful Tenderer	Amount
			\$
170/95	Road construction, reconstruction, widening and overlay works, Roelands-Lake King Road, South West Region	Ertech Pty Ltd .....	3 449 022.00
153/95	Road construction, Albany Highway, Nicholson Road to William Street	Highway Construction Pty Ltd	3 220 225.00
316/95	Supply and installation of a UNIX development server for the Main Roads Financial Management System	Applied Micro Systems .....	109 949.00
95D20	1993 Mazda ute 4WD D868, 1992 Nissan station wagon 4WD D107, 1994 Ford panel van E577, 1983 Isuzu flat top crew cab 7045	Peter Webb .....	8 795.00
95D21	Sale of 1983 Kenroc Power Screen Trailer MRWA 4429	Peter Pacey .....	1 000.95

D. R. WARNER, Director Corporate Services.

**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 26th February 1996 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Allen, Bruce, late of 61 Porter Street, Kalgoorlie, died 27/11/95. (DEC 289563 DA3)

Black, James Russell, late of 43 Kenilworth Street, Bayswater, died 13/9/95. (DEC 288404 DS3)

Clements, Albert John, late of 22 Dundas Road, Inglewood, died 13/12/95. (DEC 290058 DS2)

Dennis, William Clement, late of A5 Johnson Road, Maylands, died 1/1/96. (DEC 289753 DS2)

Doherty, William James Joseph, late of 6 Elata Mews, Warnbro, died 2/12/95. (DEC 289957 DL4)

Dudek, Eva, late of 7 Burgland Drive, Girrawheen, died 28/12/95. (DEC 289813 DG3)

Fingers, Reinholds, also known as Fingers, Ray, late of Lemnos Hospital, Stubbs Terrace, Shenton Park, died 19/11/95. (DEC 289079 DD4)

Flint, Nellie, late of R S L War Veterans Home, 51 Alexander Drive, Mount Lawley, died 25/11/95. (DEC 289307 DA4)

Green, Jack, late of 3/2 Corander Gardens, Carine, died 6/11/95. (DEC 289035 DA4)

Hickey, Rhoda Iris Marjorie, late of 24 Windsor Drive, Gosnells, died 12/12/95. (DEC 289793 DL4)

Hooper, Ada, late of Braemar Nursing Home, 214 Canning Highway, East Fremantle, died 13/12/95. (DEC 289620 DA4)

Kennedy, Alice, late of 15 Koolgoo Way, Koongamia, died 22/12/95. (DEC 289752 DA2)

McAughtrie, Hazel Susan, late of 11 Belgrade Road, Wanneroo, died 2/11/95. (DEC 288913 DA4)

Nunn, Trevor Frederick, late of 12B Nightingale Place, Greenfields, died 28/11/95. (DEC 289531 DD4)

Pusey, Kevin Douglas, late of 45 Redgum Avenue, Bellevue, died 22/2/95. (DEC 288923 DE3)

Scott, Cyril Joseph, late of 8 Whitfield Street, Geraldton, died 3/12/95. (DEC 289470 DS3)

Smith, Brian George, late of 4 Gibbs Street, Collie, died 15/12/95. (DEC 289801 DA3)

Stevens, Donald John, late of Unit 42/99 McCabe Street, Mosman Park, died 20/12/95. (DEC 289792 DA1)

Ukermarks, Anna Katrina, late of 25 Halse Crescent, Melville, died 14/11/95. (DEC 289063 DP3)

Vecchia, Ada Margaret, formerly of 45 Pinjarra Road, Mandurah, late of Mandurah Nursing Home, Hungerford Avenue, Mandurah, died 12/12/95. (DEC 289487 DA1)

K. E. BRADLEY, Public Trustee,  
Public Trust Office, 565 Hay Street, Perth WA 6000.  
Telephone: 222 6777.

**ZZ102****PUBLIC TRUSTEE ACT 1941**

Notice is hereby given that pursuant to section 14 of the Public Trustee Act 1941 and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth the 17th day of January 1996.

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

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Name of Deceased; Address; Date of Death; Date Election Filed.

White, Wilma Margaret; Karrinyup; 3 December 1994; 28 September 1995.

McCauley, John; Midland; 27 July 1995; 16 November 1995.

Plowman, Jack Gordon; Doubleview; 19 September 1995; 27 December 1995.

Dumolard, Gladys Roberte; Mount Lawley; 2 December 1995; 27 December 1995.

McCarley, Thelma Irene; Stirling; 16 September 1995; 27 December 1995.

King, Allen; Kalamunda; 26 September 1995; 27 December 1995.

Shaddick, Betty; Bedford; 23 November 1995; 4 January 1996.

Foord, Sidney Charles; Mosman Park; 4 November 1995; 4 January 1996.

Rudland, Laura; Mount Lawley; 21 October 1995; 4 January 1996.

Needle, Madge Amy; Bicton; 3 December 1995; 4 January 1996.

**ZZ301**

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

To the Court of Petty Sessions at Armadale.

I, Patricia Smith of 46 Kellar Way, Thornlie 6108, Housewife having attained the age of twenty-one years, hereby apply on my own behalf for a licence under the abovementioned Act. The principal place of business will be at 46 Kellar Way, Thornlie 6108.

Dated the 18th day of January 1996.

P. SMITH, Applicant.

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Appointment of Hearing

I hereby appoint the 27th day of February 1996 at 9.30 o'clock in the forenoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Armadale.

Dated the 19th day of January 1996.

PAUL SMITH, Clerk of Petty Sessions.

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

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**CONTENTS****REGULATIONS, BY-LAWS, RULES, DETERMINATIONS, ORDERS**

	Page
Finance Brokers Control Act—Code of Conduct Amendment Notice 1996 .....	318-319
Road Traffic Act—Correction .....	330

**GENERAL CONTENTS**

	Page
Bush Fires Board .....	307
Education .....	307-318
Fair Trading .....	318-319
Land Administration .....	319-320
Local Government .....	320
Main Roads .....	320-321
Minerals and Energy .....	321-323
Parliament .....	323
Planning .....	323-330
Police .....	330
Premier and Cabinet .....	330
Public Notices—	
Deceased Persons .....	333
Inquiry Agents .....	334
Tenders—	
Main Roads .....	332
Transport .....	331
Water and Rivers Commission .....	331

