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JOHN A. STRIJK,
Acting Government Printer.

PROCLAMATIONS

AA101

PUBLIC AND BANK HOLIDAYS ACT 1972

PROCLAMATION

WESTERN AUSTRALIA P. M. Jeffery, Governor. [L.S.]	}	By His Excellency Major General Philip Michael Jeffery, Officer of the Order of Australia, Military Cross, Governor of the State of Western Australia.
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I, the Governor, acting under section 7 of the Public and Bank Holidays Act 1972 and with the advice and consent of the Executive Council, declare that Tuesday 22 October 1996 be a special public holiday for the centenary of Port Hedland, in the area comprising the Town of Port Hedland.

Given under my hand and the Public Seal of the State on 21 May 1996.

By His Excellency's Command,

G. D. KIERATH, Minister for Labour Relations.

GOD SAVE THE QUEEN !

AGRICULTURE

AG401

RURAL ADJUSTMENT AND FINANCE CORPORATION

Rural Adjustment and Finance Corporation,
Perth, May 1996.

GO0062 VO3.

I, Monty House, Minister for Primary Industry; Fisheries acting under the provisions of section 6 (1) (c) of the Rural Adjustment and Finance Corporation Act 1993 hereby appoint Timothy C. Johnson as a Member of the Corporation, for a term expiring 2 December 1997.

MONTY HOUSE, Minister for Primary Industry; Fisheries.

EDUCATION

ED401

EDITH COWAN UNIVERSITY ACT 1984

Office of the Minister for Education,
Perth, 1995.

It is hereby notified that His Excellency the Governor in Executive Council, acting under the provisions of Section 27 of the Edith Cowan University Act 1984, has approved Amending Statute No 1 of 1995.

N. F. MOORE, Minister for Education.
J. PRITCHARD, Clerk of the Council.

EDITH COWAN UNIVERSITY ACT 1984

Edith Cowan University

AMENDING STATUTE No 1 of 1995

The following University Statutes are enacted or amended—

1. Statute No 26 Granting and Conferring of Degrees and Diplomas
 - (a) Statute No 26 Granting and Conferring of Degrees and Diplomas as set out in the attached Schedule is hereby enacted and shall come into operation on the day that this Amending Statute is published in the *Government Gazette*.
 - (b) Statute No 19 Graduation Seal and Statute No 23 Academic Regalia are hereby repealed.
2. Statute No 22 Student Obligations
 - (a) Section 1(4) is amended by deleting in the definition of "Division" the words "Schools of study" and inserting in their place the word "Faculties";
 - (b) Section 2(1) preamble is amended by deleting the words "all other members" and inserting in their place the words "each of the staff and students";
 - (c) Section 2(2) preamble is amended by deleting the word "would" and adding an "s" to the word "include";

- (d) Section 2(2) is amended by deleting the fullstop at the end of section 2(2)(1) and inserting a semi-colon and inserting the following as sub-section 2(2)(m)—
 “engaging in sexual harassment contrary to the provisions of any State or Commonwealth legislation.”;
- (e) Section 3(4) is amended by deleting the word “suspended” and inserting in its place the word “stayed”, inserting the words “an appeal has been dismissed” after the expression “against it has expired or”, and deleting the words from and including the word “generally” to the end of the sentence;
- (f) Section 3 is amended by inserting the following section as sub-section 3(5) and renumbering the existing sub-sections 3(5) to 3(8) inclusive, 3(6) to 3(9) inclusive respectively—
 “A penalty may be suspended for such period and on such terms and conditions as may be specified provided that the penalty lapses at the expiration of the period or if the terms and conditions are satisfied.”;
- (g) Section 4(6) is amended by deleting the expression “*de novo*” and inserting in its place the word “anew”;
- (h) Section 4 is amended by inserting the following section as sub-section 4(18) and renumbering the existing sub-sections 4(18), 4(19) and 4(20), sub-sections 4(19), 4(20) and 4(23) respectively—
 “In all proceedings the burden of proving a breach of an obligation by a student shall be on the University, unless otherwise expressly provided in this Statute, rule or by-law under which the charge is made and the standard of proof shall be that applicable to a civil action in a court of law.”;
- (i) Section 4 is amended by inserting the following as sub-section 4(21)—
 “The Board shall act according to equity and good conscience and the substantial merits of the case without regard to technicalities or legal forms and shall not be bound by any rules of evidence, subject to the requirements of natural justice, and may inform itself of any matter as it thinks fit.”;
- (j) Section 4 is amended by inserting the following as sub-section 4(22)—
 “If the student before committing the breach of obligation which is the subject of consideration by the Board of Discipline, has been found guilty of previous breaches of obligations, whether such breaches are of the same character or not the Board of Discipline is entitled to take them into account when determining the penalty.”;
- (k) Section 6(4) is amended by deleting the word “proof” and inserting in its place the words “proving a breach of an obligation by a student” and adding after word “made” at the end of the sentence the words “and the standard of proof shall be that applicable to a civil action in a court of law”
- (l) Section 6 is amended by adding the following words as subsection 6(24)—
 “If the student before committing the breach of obligation which is the subject of consideration by the Board of Appeal, has been found guilty of previous breaches of obligations, whether such breaches are of the same character or not the Board of Appeal is entitled to take them into account when determining the penalty.”.

The Common Seal of the Edith Cowan University was hereto affixed by authority of a resolution of the Council of the University in the presence of—

R. FRENCH, Chancellor.
 R. LOURENS, Vice-Chancellor.

Schedule to Amending Statute No 1 of 1995

Edith Cowan University

Statute No. 26

GRANTING AND CONFERRING OF DEGREES AND DIPLOMAS

1. General

1.1 This Statute applies to the academic awards of the University which include its degrees, diplomas, certificates and such other awards as may be so designated by the Council.

1.2 The academic awards of the University may be conferred at meetings of the Council or at such other University ceremonies as the Council may from time to time determine.

1.3 (a) The academic awards may, on behalf of the Council, be conferred by the Chancellor. In the absence of the Chancellor they may be conferred by the Pro-Chancellor and in the absence of both Chancellor and Pro-Chancellor by the Vice-Chancellor.

(b) Notwithstanding paragraph 1.2, in accordance with University Statute No 15, the Board of Management of the Western Australian Academy of Performing Arts, on behalf of the Council, may confer, after appropriate assessment academic awards.

1.4 The procedure for the presentation of candidates and for the conferring of academic awards shall be as prescribed by the Council.

- 1.5 (a) A Register of Graduates containing the name and address of every person to whom an academic award has been granted and particulars of each such academic award shall be maintained by the Academic Registrar.
- (b) The Register may not be altered or amended except for the purposes of Clause 1.6, or unless the Council directs that—
- (i) some further qualification be added to the particulars of a pass degree either to add a new major programme of study or by upgrading it to an honours degree; or
 - (ii) a three-year pass degree be converted to a different four-year pass degree; or
 - (iii) some manifest error or omission be corrected.
- (c) No person shall be deemed to hold an academic award of the University unless the name of such person and the academic award is recorded in the Register.
- 1.6 (a) The Council reserves the right to revoke any academic award which has been granted to any person and upon such revocation the Academic Registrar shall strike such persons off the Register of Graduates.
- (b) The Council may at any time thereafter, on good cause being shown, restore to any person an academic award which has been revoked, and thereupon the Academic Registrar shall restore the name of such person to the Register of Graduates.

2. Honorary Degrees

2.1 The University Council, on the recommendation of the Honorary Degrees Committee, may award *honoris causa* any degree of the University to any person, whether or not a graduate of the University, who has made a distinguished contribution to some branch of learning or to the arts, or who has rendered distinguished service to the University or the community. Such an honorary degree shall be awarded only rarely and normally should not be awarded to a person while a staff member or a voluntary office bearer of the University.

2.2 The Honorary Degrees Committee shall be a standing committee of the Council and shall consist of the Chancellor, the Pro-Chancellor, the Vice-Chancellor, the Chairperson of the Academic Board, two other members of the Council, two members nominated by the Academic Board, and a representative of the Alumni to be nominated by the Alumni Association. The Academic Registrar shall be the non-voting Secretary to the Committee.

2.3 The committee shall act in accordance with the following procedure—

- (a) A nomination of a candidate for the award of an honorary degree may be made by any member of the Council or Academic Board.
- (b) Only nominations submitted in writing to the Vice-Chancellor and stating the grounds on which the candidate is nominated shall be considered. Unless the committee otherwise determines, nominations shall be submitted by the first Monday in October each year.
- (c) A member of the committee who has nominated a candidate for the award of an honorary degree shall not take part in the deliberations nor in the decision of the committee on the candidate so nominated.
- (d) When the grounds for the nomination of a candidate include academic eminence, the Dean of the appropriate Faculty shall be co-opted without vote to the committee while the nomination is being considered.
- (e) A person nominated for the award on an honorary degree shall not be consulted beforehand and any resolution of the committee recommending the award will be in the form of an offer of the award.
- (f) When the committee recommends that a person be offered the award of an honorary degree, the Chancellor shall make a report to that effect to Council and move the adoption of the recommendation from the Chair. No reference shall be made to persons not recommended.
- (g) Unless the Council otherwise determines, honorary degrees shall be conferred only at an annual graduation ceremony.

3. Graduation Seal

3.1 In this Statute, unless the context otherwise requires “Graduation Seal” means the Graduation Seal of the University described in sub-section 3.2 of this section.

3.2 The form of the Graduation Seal of the University is—



3.3 The Academic Registrar shall hold the Graduation Seal in safe custody and available for use as authorised by this Statute.

3.4. The Graduation Seal shall be used only by the authority of the Council and in accordance with the provisions of this Statute.

3.5 The Academic Registrar may affix the Graduation Seal to all, documents or classes of documents which the Council have authorised to be sealed with the Graduation Seal.

3.6 Every parchment of an academic award to which the Graduation Seal is affixed shall be signed by the Vice-Chancellor and countersigned by such person as shall be appointed by the Council for the purpose.

3.7 There shall be inserted at the end of every parchment of an academic award a sealing clause in the following form—

The Graduation Seal of Edith Cowan University was hereto affixed on the day of by the authority of the Council.

3.8 The Academic Registrar shall maintain a register of the use of the Graduation Seal in which shall be recorded, respect of each parchment of an academic award to which the seal is affixed, particulars of the parchment, its date, the authority for it and name and title of the persons signing and countersigning the parchment as required by sub-section 3.6 of this section.

3.9 The Council may determine by resolution from time to time either generally or in any particular case or cases that in relation to any parchment of an academic to which the Graduation Seal is affixed, the signature of the Vice-Chancellor or the other person appointed by the Council to countersign the affixing of the Graduation Seal or both may be affixed by some mechanical means and be a facsimile of those persons' signature in such manner as may be specified in the Council's resolution.

4. Academic Regalia

4.1 The official regalia of this University shall be as follows—

- (a) The Chancellor's gown shall be made from black ottoman or silk, and having facings down each side in front and a square collar at the back of the same black material. The gown shall be trimmed with five centimetres gold oak-leaf lace down each front, and continued around the full hemline, and square collar. The cape-style sleeves are completely open and lined with black waterwave moire taffeta and trimmed around all open edges and hemline with the same gold oak-leaf lace. The Chancellor's cap shall be black velvet trencher cap with gold tassel and button trimmed with three centimetres gold braid.
- (b) The Pro-Chancellor's gown shall be of the same pattern and material as that worn by the Chancellor but the facings, collar and sleeves edged with three centimetres gold lace. The Pro-Chancellor's cap shall be a black velvet trencher cap with gold tassel and button and trimmed with one point five centimetres of gold braid.
- (c) The Vice-Chancellor's gown shall be of the same pattern and material as that worn by the Chancellor and Pro-Chancellor but the facings, collar and sleeves edged with three centimetres silver braid. The Vice-Chancellor's cap shall be a black velvet trencher cap with silver tassel and button and trimmed with three centimetres silver braid.
- (d) The gown for members of the University Council shall be the habit of their degrees, or similar to the Cambridge University Bachelor of Arts gown with closed sleeves, made from black stuff, with the addition of ten centimetres black satin fronts, and a yoke of the same material as the gown is trimmed all around with one centimetre black braid. Each sleeve is pleated up in front eight centimetres and trimmed with the same black braid continuing to the shoulder. The Council members cap shall be a black cloth trencher cap.

4.2 The academic dress for graduates of this University shall be—

(a) Gowns

- (i) Undergraduates, Graduates or Graduate Diplomas, Graduate Certificates, Post Graduate Diplomas: Black stuff or silk gown similar in shape to that worn by Bachelors of Arts of the University of Cambridge.
- (ii) Masters: Black stuff or silk gown similar in shape to that worn by Masters of Arts of the University of Cambridge.
- (iii) Doctors of Philosophy: Blue stuff or silk gown as prescribed for Bachelors of Arts of the University of Cambridge but with facings of Red Satin ten centimetres wide the full length of the front with a trimming of one halfcentimetre wide gold cotton braid and with the sleeves faced on the outside in ten centimetre wide Red Satin trimmed at the top edge with one half centimetre wide gold cotton braid.

(b) Sashes

To be worn by graduates of Diploma, Associate Diploma and Certificate awards. Sashes for graduates of Diploma awards are to have a single diagonal stripe and those for other awards to be plain. The sashes shall bear the institution logo in use at the time of conferral of the award and be of a coloured stuff as follows—

- (i) Awards existing prior to 1st January 1992.

School of Arts and Applied Sciences	Pink
School of Community and Language Studies	Yellow
School of Business	Tuscan Yellow
School of Education	Blue
School of Nursing	Maroon
Academy of Performing Arts	Tangerine

- (ii) Awards introduced on or after 1st January 1992.
- | | |
|--------------------------------------|---------------|
| Faculty of Science and Technology | Pink |
| Faculty of Arts | Yellow |
| Faculty of Business | Tuscan Yellow |
| Faculty of Education | Blue |
| Faculty of Health and Human Sciences | Maroon |
| Academy | Tangerine |
- (c) Hoods
- (i) Except for the Doctors of Philosophy hoods, all hoods shall be of the simple plain cut shape similar to the hood worn by Bachelors of Arts of the University of Oxford and shall be black stuff or silk lined with satin of the colour proper to the degree as prescribed hereinafter.
- (ii) Bachelors: Graduate Diplomas, Graduate Certificates, Post Graduate Diplomas: Black stuff hood lined with satin of the prescribed colour and edged with white satin three centimetres wide.
- (iii) Masters: Black stuff hood lined with satin of the prescribed colour.
- (iv) Doctors of Philosophy: A hood of the Oxford Doctorate shape, in University Blue stuff or silk and lined with University Red Satin.
- (d) Caps
- (i) Doctors of Philosophy: Black velvet trencher cap.
- (ii) All other graduates: Black cloth trencher cap.
- 4.3 (a) The colours of the linings of the dress for degrees shall be as determined by the University Council from time to time and shall be defined by reference to the British Colour Council Dictionary of Colour Standards (2nd Edition 1951).
- (b) Until otherwise prescribed the colours shall be determined by the Field of Study to which the award is attributed and shall be as follows—
- | | | |
|------------------------------------|---------------|---------|
| Science | Emerald Green | BCC 213 |
| Arts, Humanities & Social Sciences | Royal Blue | BCC 197 |
| Business | Tuscan Yellow | BCC 233 |
| Education | Sky Blue | BCC 162 |
| Health Sciences | Ruby | BCC 38 |
| Visual and Performing Arts | Peacock Blue | BCC 120 |
| Law Legal Studies | Royal Purple | BCC 110 |
| Agriculture, Animal Husbandry | Bronze | BCC 116 |
| Architecture, Building | White | BCC 1 |
| Engineering | Gold | BCC 114 |
- (c) Hoods shall be worn with the colours displayed over the right shoulder except that graduates of bachelors awards at the pass level shall wear hoods with the colour displayed over the left shoulder.
- (d) Doctors of Philosophy gowns and hoods shall be of blue stuff or silk BCC 218 and the red satin shall be BCC 210.

FISHERIES

FI401

FISH RESOURCES MANAGEMENT ACT 1994

BROOME PRAWN INTERIM MANAGED FISHERY MANAGEMENT PLAN 1996

Arrangement

Clause

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FISH RESOURCES MANAGEMENT ACT 1994

BROOME PRAWN INTERIM MANAGED FISHERY MANAGEMENT PLAN 1996

Plan No. 4

FD 690/87.

Made by the Minister under section 54.

Citation

1. This Plan may be cited as the *Broome Prawn Interim Managed Fishery Management Plan 1996*.

Cessation of Plan

2. In this Plan ceases to have effect on 31 December 1997.

Interpretation

3. In this Plan, unless the contrary intention appears—

“authorised boat” means—

- (a) a licensed fishing boat, the name, licensed fishing boat number and length of which are specified in a permit; or
- (b) a boat specified in a written authority under regulation 132, where that boat is to be used in place of a boat described in (a);

“boat units” means the number of units of a boat as calculated by the formula specified in Schedule 5;

“Code” means the Uniform Shipping Laws Code adopted by the Marine and Ports Council of Australia and published in the *Commonwealth of Australia Gazette* on 11 May 1981;

“Fishery” means the fishery identified in clause 4;

“Northern Prawn Fishery” means the fishery described in the *Northern Prawn Fishery Management Plan 1994*, determined under the *Fisheries Management Act 1991* of the Commonwealth;

“permit” means an interim managed fishery permit granted for this Fishery;

“prawns” means the fish of that common name described by the scientific classification opposite that name in Column 2 of Schedule 7 of the Regulations;

“Regulations” means the *Fish Resources Management Regulations 1995*.

Identification of the Fishery

4. The Fishery to which this management plan relates is all fishing for prawns by any means within the area described in Schedule 1.

Fishery an interim managed fishery

5. The Fishery is an interim managed fishery.

Persons prohibited from fishing in the Fishery

6. A person other than—

- (a) a person fishing for prawns in accordance with the Act for a non-commercial purpose; or
- (b) a person who holds a commercial fishing licence granted under the Regulations and is fishing from an authorised boat,

is prohibited from fishing in the Fishery.

Prohibition on fishing activities

7. A person must not fish for prawns in the Fishery for a commercial purpose other than in accordance with this Plan.

Prohibition on selling, dealing in or purchasing prawns

8. A person must not sell, deal in or purchase any prawns taken from the Fishery unless the prawns were taken under the authority of a permit and in accordance with this Plan and the Act.

Use of a boat in the Fishery

9. (1) The holder of a permit or a person acting on that person's behalf must not use a boat in the Fishery to fish for prawns unless—

- (a) the boat is an authorised boat; and
- (b) the person attends a meeting provided for in clause 16.

(2) Subject to subclause (3) an authorised boat must not exceed 375 boat units.

(3) An authorised boat which, pursuant to the *Northern Prawn Fishery Management Plan 1994*, is also permitted to be used in the *Northern Prawn Fishery* may exceed 375 boat units.

Permits

10. (1) The maximum number of permits that may be granted by the Executive Director in respect of the Fishery is 5.

(2) Subject to subclause (1), the criterion to be satisfied by a person applying for a permit, before the Executive Director may grant a permit to that person, is that during the period 10 June 1995 to 25 July 1995 the person was the licensee of a fishing boat licence that was endorsed to permit the use of a boat to take prawns in to waters described in Schedule 2.

Duration of permits

11. (1) A permit granted in respect of the Fishery expires on 31 December of the year in which it was first issued.

(2) Subject to section 139 of the Act, a person may apply to the Executive Director for renewal of a permit at any time after 31 October in the year that it expires.

Fees

12. (1) The fee specified in Part 1 of Schedule 6 opposite a particular type of application is the fee to be paid to make that application.

(2) The fee specified in Part 2 of Schedule 6 is the fee to be paid for the issue or renewal of a permit.

Penalty for late renewal of a permit

13. The additional fee payable under section 139(3) of the Act by way of penalty where, pursuant to that section, a permit is renewed after it has expired, is 20% of the fee specified in Part 2 of Schedule 6.

Items specified on a permit

14. (1) A permit may specify the following things—

- (a) name and business address of the permit holder;
- (b) name, licensed fishing boat number, length and boat units of any licensed fishing boat that may be used for fishing in the Fishery under the authority of that permit;
- (c) the permit number;
- (d) the date of expiry of the permit;
- (e) the name of the interim managed fishery to which the permit refers; and
- (f) any conditions imposed in respect of the permit.

Fishing gear to be used in the Fishery

15. The holder of a permit, or a person acting on that person's behalf, may fish in the Fishery only by the use of otter trawl nets and one try net.

Pre-fishing meeting

16. (1) A meeting (pre-fishing meeting) between a fisheries officer and a permit holder, or a person acting on that person's behalf, must be held not more than 21 days prior to that person commencing fishing in the Fishery in any year.

(2) A fisheries officer must advise each permit holder, or the person acting on that person's behalf; of the date, time and place of the pre fishing meeting.

Closure of areas within the Fishery

17. (1) The holder of a permit, or a person acting on that person's behalf must not fish for prawns in the Fishery at any time—

- (a) during the period 1 August in any year to 30 April in the following year in the waters described in Schedule 3; or
- (b) in the waters described in Schedule 4

(2) Despite subclause (1) where the Executive Director is of the opinion that it is in the better interests of the Fishery to do so, the Executive Director may by notice in writing to all permit holders,—

- (a) prohibit fishing for prawns in the Fishery or in any part of the Fishery; or
- (b) permit fishing for prawns at any time—

- (i) during the period 1 August in any year to 30 April in the following year in the waters described in Schedule 3; or
- (ii) in the waters described in Schedule 4.

Requirement to install a Vessel Monitoring System

18. (1) The Executive Director may by notice in writing direct the holder of a permit to fit and use on an authorised boat a fully operational Vessel Monitoring System (VMS) as defined in that notice or the Regulations.

(2) Where a VMS has been fitted on an authorised boat in accordance with a direction given under subclause (1) the Executive Director may by notice in writing direct the master of that authorised boat to use that VMS.

(3) The holder of a permit must comply with a direction given pursuant to subclause (1).

(4) The master of an authorised boat must comply with a direction issued pursuant to subclause (2).

Requirement to install a Global Positioning System

19. (1) The Executive Director may by notice in writing direct the holder of a permit to fit and use on an authorised boat a fully operational Global Positioning System (GPS) as defined in that notice or the Regulations.

(2) Where a GPS has been fitted on an authorised boat in accordance with a direction given under subclause (1) the Executive Director may by notice in writing direct the master of that authorised boat to use that GPS.

(3) The holder of a permit must comply with a direction given pursuant to subclause (1).

(4) The master of an authorised boat must comply with a direction given pursuant to subclause (2).

Research logbooks

20. (1) The Executive Director may by notice in writing direct the holder of a permit or the master of an authorised boat to complete a research logbook in a form specified in that notice or as approved by the Executive Director.

(2) A person given a direction under subclause (1) must comply with that direction.

Carrying of observers on an authorised boat

21. The master of an authorised boat must—

(a) facilitate the carrying of observers on the boat including their embarkation and disembarkation; and

(b) ensure that any observer has reasonable access to all navigational and communications equipment.

Variation of fishing boat licence (boat replacement)

22. (1) The holder of a fishing boat licence in force in respect of an authorised boat applies to the Executive Director under section 142(1)(a) of the Act to vary that licence to replace the authorised boat with another boat (the replacement boat) the Executive Director, if satisfied that the criteria specified in subclause (2) has been satisfied, may vary that licence.

(2) The criteria to be satisfied for the purposes of subclause (1) are—

(a) that if the authorised boat is not permitted to be used in the *Northern Prawn Fishery*, then the number of boat units of the replacement boat does not exceed 375 boat units; and

(b) the proposed variation is in accordance with Ministerial guidelines, if any.

Use of a boat under a regulation 132 authority

23. A person using a boat in the Fishery must not contravene a condition of an authority granted under regulation 132.

Transfer of permit—grounds for cancellation of licence

24. (1) The Executive Director may cancel a fishing boat licence in force in respect of an authorised boat on the grounds that both—

(a) an application has been made to transfer the relevant permit to another person and the application has not been made together with an application to transfer the fishing boat licence to that other person; and

(b) no person is authorised to use the authorised boat in any other Western Australian trawl fishery.

(2) In subclause (1) “relevant permit” means the permit on which is specified the name, fishing boat licence number and the length of the authorised boat.

Procedure before amending this Plan

25. For the purposes of Section 65(1) of the Act, the permit holders are specified as those persons who are to be consulted before this management plan is amended or revoked.

Offences and major provisions

26. A person who contravenes a provision of—

(a) clause 6, 7, 8, 9, 15, 17, 18, 19, 20 or 23; or

(b) clause 16 or 21,

commits an offence, and for the purposes of section 75 of the Act the provisions described in paragraph (a) are major provisions.

Schedule 1—The Fishery

All waters of the Indian Ocean off the north west coast of Western Australia east of 120° east longitude and west of 123°45' east longitude on the landward side of the 200 metre isobath.

Schedule 2—Permit criteria area

All Western Australian waters bounded by a line commencing at the intersection of 17°20' south latitude and 121°50' east longitude; thence south to the intersection of 17°50' south latitude and 121°50' east longitude; thence east to the intersection of 17°50' south latitude and 121°55' east longitude; thence north to the intersection of 17°40' south latitude and 121°55' east longitude; thence east to the intersection of 17°40' south latitude and 122° east longitude; thence north to the intersection of 17°20' south latitude and 122° east longitude; thence west to the commencement point.

Schedule 3—Permitted fishing area

All Western Australian waters bounded by a line commencing at the intersection of 17°20' south latitude and 121°50' east longitude; thence south to the intersection of 17°50' south latitude and 121°50' east longitude; thence east to the intersection of 17°50' south latitude and 121°55' east longitude; thence north-east to the intersection of 17°40' south latitude and 122° east longitude; thence north to the intersection of 17°30' south latitude and 122° east longitude; thence north-west to the intersection of 17°20' south latitude and 121°55' east longitude; thence west to the commencement point.

Schedule 4—Prohibited fishing area

All waters of the Fishery not specified in Schedule 3.

Schedule 5—Boat units

The formula for calculating the units of a boat is—

$$\frac{ML \times B \times D \times 0.6}{2.83} + IEP$$

where

ML means the “measured length” as defined in the Code measured in accordance with Appendix A to Section 1 of the Code;

B means “breadth” as defined in the Code;

D means “depth” as defined in the Code;

IEP is installed engine power in kilowatts of the boat’s engine as certified by the supplier.

Schedule 6—Fees

Part 1—Application fees—

(a) For grant of permit	\$210.00
(b) For renewal of permit	\$55.00
(c) For transfer of permit	\$310.00
(d) For variation of permit	\$310.00

Part 2—Issue fee—

On grant or renewal of permit	\$5 100.00
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Dated this 30th day of May 1996.

MONTY HOUSE, Minister for Fisheries.

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 governments nominated, the streets described in the Schedule are now declared to be closed.

SCHEDULE

1. City of Kalgoorlie-Boulder (DOLA File No. 1711/1974 V2; Closure No. K1121).
All those portions of East Street shown bordered blue and red on Crown Survey Diagram 92599.
Public Plan: CF37(2) 30.37.
2. City of Kalgoorlie-Boulder (DOLA File No. 2381/1994; Closure No. K1122).
All that portion of Rason Street now contained in Boulder Lots 4629 and 4630 as shown on Crown Survey Plan 18680.
Public Plan: CF37(2) 29.34.
3. Shire of Gingin (DOLA File No. 1453/995; Closure No. G812).
All that portion of Ledge Point Road (No. 11332) now contained in Ledge Point Lot 726 as shown on Crown Survey Plan 19144.
Public Plan: BF36(2) 23.38 and Lancelin N.E (25).

4. Shire of West Arthur (DOLA File No. 2106/995; Closure No. W.1362)
All that portion of Road Number 4837, 20.12 metres wide, commencing from a line joining the northernmost northeastern corner of the western severance of Williams Location 4548 with the northern corner of the central severance of that location and extending generally southwesterly along the northwestern boundaries of the last mentioned severance and generally southwesterly, southerly and southwesterly through Wellington Location 1910 to terminate at the prolongation northerly of the eastern boundary of the eastern severance of Location 1576.
Public Plan: Hillman SW 1:25000

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

LA402

LOCAL GOVERNMENT ACT 1960 (W.A.)(C.I.)
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

Christmas Island Shire Council (DOLA File No. 2654/1995; Closure C1313).
All that portion of Coconut Grove now comprised in Christmas Location 423 as delineated on Crown Survey Diagram 92457.
Public Plan: 2K94(2) 07.09.

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

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

Shire of Kondinin (DOLA File No. 3369/1990; Closure No. K1119).
All that portion of unnamed road, 20.12 metres wide, commencing from the prolongation northerly of the eastern boundary of Roe Location 314 and extending westerly, southwesterly and generally northwesterly along boundaries of that location and westerly along the northern boundary of Location 327 to terminate at a line joining the northwestern corner of that location with the westernmost southwestern corner of Location 1308 (Class "A" Reserve 21253).
Public Plan: Hyden 1:50,000.

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

LB401

LOCAL GOVERNMENT ACT 1960
DECLARATION OF PUBLIC STREETS
ORDERS OF THE MINISTER FOR LANDS
Made under Section 288

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

SCHEDULE

Shire of Busselton (DOLA File No. 807/1996).
Road No. 18809—All that portion of vacant Crown land as shown coloured mid brown on Crown Survey Diagram 92683.
Public Plan: BF29(10) 4.7.

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

LB402

LOCAL GOVERNMENT ACT 1960
DECLARATION OF PUBLIC STREETS
ORDERS OF THE MINISTER FOR LANDS
 Made under Section 288

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

SCHEDULE

1. Shire of Murray (DOLA File No. 3024/1995).
 Road No. 18843—The whole of the pedestrian access way (P.A.W) as shown coloured brown on Office of Titles Plan 19966.
 Public Plan: BG33(2) 19.03.
2. Shire of Wickepin (DOLA File No. 971/1981).
 Road No. 18748—All that portion of vacant Crown land as shown coloured mid brown on Crown Survey Diagram 92999.
 Public Plan: Malyalling S.E (25).

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

LB403

LOCAL GOVERNMENT ACT 1960
DECLARATION OF PUBLIC STREETS
ORDERS OF THE MINISTER FOR LANDS
 Made under Section 288

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

NOTICE

Shire of Mundaring (DOLA File No. 574/996).

Hillcrest Drive (Extension) (Road No. 18844). The whole of the Rights of Way shown coloured brown on Office of Titles Diagrams 39574 and 40653 as contained in Certificates of Title Volume 1222 Folio 801 and Volume 1222 Folio 853.

Public Plan: BG34(2) 27.28.

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

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1960

Shire of Dowerin

ANNUAL FEE REVIEW

1996/97 Fees and Charges

At its May 1996 meeting Council reviewed and set its fees and charges for the 1996/97 year in accordance with section 191A of the Local Government Act 1960.

The fees and charges relate to—

- Hall Hire Fees and Bonds
- Photocopying and Facsimile Charges
- Community Recreation Sports Centre Charges
- Annual Sporting Charges
- Swimming Pool Charges
- Horticultural Service Fees
- Cemetery Charges
- Plant Hire Charges
- Property Rate Enquiry Fees
- HACC Travel Fees

and are available for public inspection at the Shire Office during normal office hours.

M. K. HOLT, Shire Clerk.

LG402**DOG ACT 1976***Shire of Augusta-Margaret River*

It is hereby notified for public information that the following persons have been appointed under the Dog Act 1976.

Authorised Officers—

Jack Leslie Stannard
Arthur John Roberts
Noel Lesley Mason
Andrew John Litynski
Graeme Burges

Registration Officers—

Jack Leslie Stannard
Arthur John Roberts
Lisa Marie Wrigglesworth
Sara Wenona Fargher Jacobs
Leah Downe
Erin Linda Tubb
Kellie Margaret Dobsinson
Sharon Lee Nedeljkovich
Brian John Peters
Kylie Louise Horsfall

All previous appointments are hereby cancelled.

R. J. SMITH, Acting Chief Executive Officer.

LG403

**CITY OF SOUTH PERTH
SCHEDULE OF HALL HIRE CHARGES**

Council resolved on 22nd May, 1996 that the following charges will apply from 1st January, 1997.

SOUTH PERTH CIVIC CENTRE—MAIN HALL

		\$
Monday—Thursday	9.00 a.m.—5.00 p.m.	310.00
	6.00 p.m.—Midnight	310.00
	9.00 a.m.—Midnight	400.00
	Hourly charge (max 3 hrs)	52.00
Friday/Saturday	9.00 a.m.—5.00 p.m.	390.00
	6.00 p.m.—Midnight	390.00
	9.00 a.m.—Midnight	510.00
	Hourly charge (max 3 hrs)	60.00
Sunday/Public Holiday	9.00 a.m.—5.00 p.m.	612.00
	6.00 p.m.—Midnight	612.00
	9.00 a.m.—Midnight	890.00
	Hourly charge (max 3 hrs)	80.00
Bookings after Midnight	(per hour or part thereof)	104.00
If the Lesser Hall is booked with the Main Hall an additional charge on each scale—		
	Monday—Thursday	130.00
	Friday—Saturday	195.00
	Sunday & Public Holiday	248.00

All Hirings—continuous hiring of two days or more a reduction of 10% of Hall Rental only.

Other Charges	Kitchen Use	22.00
	Rubbish Removal	24.00
	Kitchen Deposit (refundable)	100.00
	Hall Deposit	375.00

SOUTH PERTH CIVIC CENTRE—LESSER HALL

Monday—Thursday	9.00 a.m.—5.00 p.m.	155.00
	6.00 p.m.—Midnight	155.00
	9.00 a.m.—Midnight	260.00
	Hourly charge (max 3 hrs)	42.00
Friday/Saturday	9.00 a.m.—5.00 p.m.	260.00
	6.00 p.m.—Midnight	260.00
	9.00 a.m.—Midnight	370.00
	Hourly charge (max 3 hrs)	50.00

		\$
Sunday/Public Holiday	9.00 a.m.—5.00 p.m.	300.00
	6.00 p.m.—Midnight	300.00
	9.00 a.m.—Midnight	445.00
	Hourly charge (max 3 hrs)	70.00
Bookings after Midnight	(per hour or part thereof)	104.00
Half Day Hirings	7.00 a.m.—noon & noon—5.00 p.m.	50% of the hire applicable to each particular day as above.
If the Lesser Hall has been booked in conjunction with the Main Hall—see Main Hall Schedule.		
	Monday—Thursday	130.00
	Friday—Saturday	195.00
	Sunday/Public Holiday	248.00
Other Charges	Kitchen Use	22.00
	Rubbish Removal	24.00
	Kitchen Deposit (refundable)	100.00
	Hall Deposit	375.00
All Hirings—continuous hiring of two days or more a reduction of 10% of Hall Rental only.		
MANNING HALL		
	Monday—Thursday	60.00
	Friday	90.00
	Saturday	145.00
	Sunday	75.00
	Hourly Charge (max 3 hours) per hour or part thereof	10.00
COLLINS STREET CENTRE		
Functions using hall and kitchen		142.00
Extra charge per hour or part thereof for use of the Centre after midnight		70.00
Hire of Clubrooms 1, 2 & 3	Everyday—first 4 hours	8.00
	In excess of 4 hours or part thereof per hour	4.00
Regular Users of the Hall Only		
	Everyday 9.00 a.m.—7.00 p.m. p/hour	11.00
	Everyday 7.00 p.m.—midnight	50.00
Other Charges	Key Deposits (refundable)	
	—Hall	22.00
	—Clubrooms	17.00
KARAWARA COMMUNITY CENTRE		
	Monday—Thursday	107.00
	Friday/Saturday	142.00
	Monday—Friday 7.00 p.m.—11.00 p.m. if no prior use	50.00
	Long Term Bookings—maximum 2 hours (per hour)	11.00
	Sunday & Public Holidays	200.00
Hire of Clubrooms 1, 2 & 3	Monday—Thursday (first 4 hours)	8.00
	In excess of 4 hours of part thereof per hour	5.00
	Friday, Saturday & Sunday (first 4 hrs)	10.00
	In excess of 4 hours or part thereof per hour	6.00
Other Charges	Lockers per week	3.00
	Kitchen	12.00
	Rubbish Removal	12.00
	Key Deposits (refundable)—Hall	22.00
	Clubroom Lockers	10.00
COLLIER PARK COMMUNITY CENTRE		
	Evening Hire Charge	200.00
	All Day Hire Charge	150.00
	Half Day Hire Charge	88.00
	Hourly Rate	25.00
Other Charges	Kitchen Use	25.00
	Use of 120 pce Crockery/Cutlery Set	60.00
	Glasses	50.00
	Centre Deposit	260.00

MAIN ROADS

MA401

MRWA 42-184-B

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 the Harvey District, for the purpose of the following public works namely, widening of the South Western Highway (SLK Section 137.00-137.50) and that the said pieces or parcels of land are marked off on MRWA Drawings 9602-0302-1 and 9602-0303-1 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.	Edmund Charles Clarke	E. C. Clarke	Portion of Wellington Location 4 and being part of Lot 30 on Plan 3096 and being part of the land comprised in Certificate of Title Volume 438 Folio 156A.	2.718 ha
2.	Robert Michael Harnett	R. M. Harnett	Portion of Wellington Location 4 and being part of the land comprised in Certificate of Title Volume 1538 Folio 598.	2.399 ha

Dated this 29th day of May 1996.

D. R. WARNER, Director Corporate Services.

PLANNING

PD101

PRINTERS CORRECTION
SHIRE OF WICKEPIN
TOWN PLANNING SCHEME NO. 3
(DISTRICT ZONING SCHEME)

An error occurred in the notice published under the above heading on page 2221 of *Government Gazette* No. 67 dated Tuesday, 28 May 1996 and is corrected as follows.

Before the heading as shown above add the following text in its entirety.

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME
Shire of Wickepin
Town Planning Scheme No. 3—District Zoning Scheme

Ref: 853/4/31/3

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 Wickepin Town Planning Scheme No. 3—District Zoning Scheme on May 4, 1996—the Scheme Text of which is published as a Schedule annexed hereto.

H. M. LANG, President.
B. W. MEAD, Shire Clerk.

Schedule

PD401**TOWN PLANNING AND DEVELOPMENT ACT 1928**
SCHEME AMENDMENT AVAILABLE FOR INSPECTION*City of Canning*

Town Planning Scheme No. 40—Amendment No. 47

Ref: 853/2/16/44, Pt. 47.

Notice is hereby given that the City of Canning has prepared the abovementioned scheme amendment for the purpose of allowing for a Video Store, by including the site (portion of Lot Pt 2 High Road (Corner Cerberus Avenue), Parkwood), within Appendix 5, Schedule of Additional Uses, with a maximum nett lettable area of 250m² as an additional use, subject to the additional development requirement that the architectural style be domestic in appearance and restricted to single storey.

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 16 July 1996.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 16 July 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 Subiaco*

Town Planning Scheme No. 3—Amendment No. 25

Ref: 853/2/12/3, Pt. 25.

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

1. amending the Scheme Map to designate Lot 52, No. 65 Thomas Street, Subiaco, with the notation "Additional Use Permit", for the use "Office".
2. amending the Scheme Text to include Lot 52 in Appendix 2.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 594 Hay Street, Jolimont 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 16 July 1996.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 16 July 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. J. WALKER, Chief Executive/Town Clerk.

PD403**TOWN PLANNING AND DEVELOPMENT ACT 1928**
APPROVED TOWN PLANNING SCHEME AMENDMENT*Shire of Albany*

Town Planning Scheme No. 3—Amendment No. 129

Ref: 853/5/4/5, Pt. 129.

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 Albany Town Planning Scheme Amendment on 26 May, 1996 for the purpose of—

1. Rezoning Pt Lot 1 of Plantagenet Locations 4929 and 5492 Kooyong Avenue Rocky Crossing Road, Warrenup from the Rural zone to the Special Residential zone and the Parks & Recreation (non restricted) reserve.
2. Rezoning Lot 3 of Locations 4929 and 5492 Rocky Crossing Road, Warrenup from the Rural zone to the Special Residential zone.
3. Amending the Scheme Maps.

4. Inserting into Schedule 4 of the Town Planning Scheme identification and provisions relating to Pt Lot 1 and Lot 3 Rocky Crossing Road and Kooyong Avenue as follows.

Schedule 4
Special Residential Zones

Area	Lots	Location	Locality
4	Pt 1 & 3	4929 & 5492	Warrenup

1.0 Plan of Subdivision

1.1 Council will not recommend approval to the subdivision of the Special Residential Zone Area No. 4 unless it is in accordance with the Subdivision Guide Plan signed by the Chief Executive Officer.

1.2 Council will not recommend lot sizes less than 4000m². The Council may recommend that the Western Australian Planning Commission approve minor variations to the Subdivision Guide Plan.

1.3 Lot sizes shall be determined based on Provision 1.2 and detailed testing and monitoring of the soil's absorption capabilities, as directed by Council's Principal Environmental Health Officer.

2.0 Objective of Zone

The purpose of Special Residential Zone Area 4 is to provide for a spacious residential living environment with particular attention being given to the visual amenity of the area in terms of the quality of development, retention of significant vegetation, screening from Albany Highway and siting and construction of on site effluent disposal systems to ensure retention of nutrients on site.

3.0 Landuse

Within Special Residential Zone Area 4

- (a) The following uses are permitted—

"Residential Dwelling House"

- (b) The following uses are not permitted unless specific approval is granted by Council—

"Home Occupation"

"Public Utility"

"Cottage Industry"

"Educational Establishment"

"Place of Worship"

- (c) All other uses not mentioned under (a) or (b) above are not permitted. With the intention of preventing land degradation and practices detrimental to the environmental amenity of the zone, the keeping of stock such as horses and cattle shall not be permitted, with the exception of up to two sheep or goats. The keeping of not more than one dog may be permitted, provided it is kept in a manner that is sensitive to the proximity of nearby rural and semi rural areas.

4.0 Setbacks

4.1 No building may be erected closer to the boundary of a lot than—

- (i) from the frontage of a lot —15m

- (ii) from the side boundary of a lot—5m

- (iii) from the rear boundary of a lot—10m

5.0 Building Design, Materials & Colour

5.1 Dwellings and outbuildings shall be designed and constructed of materials which allow them to blend into the landscape of the site. Council shall refuse to approve walls and roofs constructed of reflective materials such as unpainted zincalume and pale or 'off-white' colours. Council will be supportive of walls and roofs with green, brown or red tonings in keeping with the amenity of the area.

5.2 Dwelling houses and all outbuildings shall not exceed 6.5 metres in height which is measured vertically from the natural ground level.

5.3 No boundary fencing shall be constructed of fibre cement, metal sheeting or wooden picket. If fencing is utilised, it should be of rural-construction such as post and strand (or similar) to the satisfaction of Council.

6.0 Vegetation Protection and Revegetation

6.1 No clearing of vegetation shall occur except for—

- (a) clearing to comply with the requirements of the Bush Fires Act 1954;

- (b) clearing as may be reasonably required to construct as approved building and curtilage;

- (c) trees which are dead, diseased or dangerous;

- (d) clearing to gain vehicular access to an approved dwelling or any other clearing which may be approved by Council; and

6.2 Council may request the Commission to impose a condition at the time of subdivision for the preparation and implementation of a comprehensive revegetation plan.

6.3 Council may request the Commission to impose a condition at the time of subdivision for infill planting along the southern and western boundaries of the site as a landscape buffer.

6.4 Council may request the Commission to impose a condition at the time of subdivision for the revegetation of areas shown on the Subdivision Guide Plan/revegetation plan. Such revegetation shall be comprised of endemic native trees and shrubs of species approved by Council, and shall be maintained for a period of at least three years.

6.5 Council may request the commission to impose a condition at the time of subdivision for the establishment of stock proof fencing to protect remnant vegetation, and revegetation areas shown on the Subdivision Guide Plan.

6.6 Additional tree planting may be required as a condition of development approval.

7.0 Water Supply

7.1 Council may request the Commission to impose a condition at the time of subdivision for the provision of reticulated water.

8.0 Effluent Disposal

8.1 On-site effluent disposal shall be the responsibility of the individual landowners.

8.2 Council shall require the use of amended soil type effluent disposal systems, such as Ecomax on all lots unless a suitably qualified practitioner demonstrates, to the satisfaction of Council, that variations to the design or location of effluent disposal areas will not cause environmental or health impacts.

8.3 Effluent disposal irrigation areas are to be deep ripped to a depth of 750mm.

8.4 No more than one effluent disposal system will be permitted per lot.

9.0 Bushfire Management and Control

9.1 Council may request the Commission to impose a condition at the time of subdivision for the provision of a strategic firebreak shown on the Subdivision Guide Plan to the satisfaction of Council and the Bush Fires Board.

9.2 The strategic firebreaks shall be constructed to a standard suitable for all year access by heavy duty fire appliances.

9.3 Where a lot is traversed by a Strategic Fire Break as shown on the Subdivision Guide Plan, the owner of the lot shall maintain such firebreaks to the satisfaction of Council. Access along the strategic firebreak shall remain available at all times. Fencing and/or gates across the strategic firebreak shall only be permitted at the discretion of and to the satisfaction of Council and the Bush Fire Board.

9.4 Low fuel buffers, at least 20 metres wide shall be established and maintained around all buildings.

9.5 Council may request the Commission to impose a condition at the time of subdivision for a contribution towards firefighting facilities for the locality.

9.6 Council may request the Commission to impose a condition at the time of subdivision for the provision of fire hydrants at 200 metre intervals along water reticulation supply mains.

9.7 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 and the Australian Standard 3595. 'Construction of Buildings in Bushfire Prone Areas'.

10.0 Roads and Access

10.1 Council may request the Commission to impose a condition at the time of subdivision for the construction of shared crossovers as shown on the Subdivision Guide Plan.

10.2 Council may request the Commission to impose a condition at the time of subdivision for a contribution to the upgrading of Rocky Crossing Road.

10.3 Council may request the Commission to impose a condition at the time of subdivision for the provision of a dual use path as shown on the Subdivision Guide Plan.

11.0 Stormwater Management

11.1 Stormwater shall be managed using water sensitive techniques, including the provision of adequate compensating basins, to Council's satisfaction.

12.0 Notification of Prospective Owners

12.1 Provision shall be made to Council's satisfaction to ensure prospective purchases of land within Special Residential Zone Area No. 4 are given a copy of these Special Provisions prior to entering into an agreement to acquire any property.

13.0 Applications for Development Approval

13.1 Within Special Residential Zone Area 4, the construction of buildings including associated site works such as filling, excavation, construction of retaining walls and removal of vegetation in accordance with Special Provision 6; shall require Planning Scheme Consent.

13.2 Applications for Planning Scheme Consent shall require the submission of a completed "Application for Grant of Planning Scheme Consent" form.

K. G. BEECK, President.
R. P. BOARDLEY, A/Shire Clerk.

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

Town Planning Scheme No. 2—Amendment No. 124

Ref: 853/7/2/3, Pt. 124.

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 Broome Town Planning Scheme Amendment on 26 May, 1996 for the purpose of—

Modifying Clause 6.4.1 to read—

“6.4.1. The minimum sizes of a lot for industrial purposes shall be—

Council shall not recommend approval to the creation of lots less than 1500m² for service industry and 2000m² for industry, except for lots in the “Port” area (generally located off Port Drive and south of Clementson Street) where a minimum lot size of 6000m² is recommended. Council may recommend a minor reduction of the 6000m² minimum lot size if it is of the opinion that the minor reduction will not prejudice the intent of the “Port industrial area”.

R. J. JOHNSTON, President.
G. S. POWELL, Shire Clerk.**PD405****TOWN PLANNING AND DEVELOPMENT ACT 1928**
SCHEME AMENDMENTS AVAILABLE FOR INSPECTION
Shire of Carnarvon

Town Planning Scheme No. 10—Amendment Nos. 26 & 28

Ref: 853/10/2/12, Pts. 26 & 28.

Notice is hereby given that the Shire of Carnarvon has prepared the abovementioned scheme amendments for the purpose of—

Amendment No. 26—

rezoning Sublot 46 Shallcross Street, Carnarvon from the Residential Development zone to the Residential zone.

Amendment No. 28—

amending the Scheme Map by re-aligning Harbour Road.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Francis Street, Carnarvon 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 16 July 1996.

Submissions on the scheme amendment should be made in writing on Form No. 4 and lodged with the undersigned on or before 16 July 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.

B. G. WALKER, Shire Clerk.

PD406**TOWN PLANNING AND DEVELOPMENT ACT 1928**
APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Esperance

Town Planning Scheme No. 22—Amendment No. 16

Ref: 853/11/6/21, Pt. 16.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of Esperance Town Planning Scheme Amendment on 26 May, 1996 for the purpose of rezoning the area of land fronting The Esplanade and William and Taylor Streets from Residential R40 to Tourist Development.

I. MICKEL, President.
R. T. SCOBLE, Shire Clerk.

PD407

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

Shire of Narembeen

Town Planning Scheme No. 2

Ref: 853/4/21/2.

Notice is hereby given that the Shire of Narembeen has prepared the abovementioned town planning scheme for the following purposes—

- (a) to zone the Scheme Area for the purposes described in the Scheme;
- (b) to secure the amenity health and convenience of the Scheme Area and the residents thereof;
- (c) to make provision as to the nature and location of buildings and the size of lots when used for certain purposes;
- (d) the preservation of places of natural beauty, of historic buildings, and objects of historical and scientific interest; and
- (e) to make provision for other matters necessary or incidental to Town Planning and housing.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 1 Longhurst Street, Narembeen 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 4 September 1996.

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

S. A. GIESE, A/Shire Clerk.

PD408

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Town of Claremont

Town Planning Scheme No. 3—Amendment No. 49

Ref: 853/2/2/3, Pt. 49.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Town of Claremont Town Planning Scheme Amendment on 3 April, 1996 for the purpose of—

- (1) Deleting the definition (Recreation—Indoor) from Clause 10 and substituting the following—
 - “Recreation—Indoor” (Active) means a building or part thereof used for the purposes of a dance hall, skating rink, swimming pool, gymnasium, sport hall or squash court.
 - “Recreation—Indoor (Passive) means a building or part thereof used for the purposes of a theatre or cinema or bridge club.
- (2) Table 1 is amended by—
 - (a) Deleting the use “Recreation—Indoor” and the symbols for that use in all zones.
 - (b) Inserting a new use—
 - Recreation—Indoor
 - Active—Passive
 - (c) In the column headed “Residential” opposite the use Recreation—Indoor Active—Passive insert the symbol “X”.
 - (d) In the column headed “Local Centre” opposite the use Recreation—Indoor Active—Passive insert the symbol “X”.
 - (e) In the column headed “Town Centre” opposite the use Recreation—Indoor Active—Passive insert the symbol “SA”.
 - (f) In the column headed “Light Industrial” opposite the use Recreation—Indoor Active—Passive insert the symbol “X”.
 - (g) In the column headed “Highway” opposite the use Recreation—Indoor Active—Passive insert the symbol “X”.
- (3) Table 2 is amended by—
 - (a) In the column headed “USE” immediately below the use “Office” insert the following new use “Recreation—Indoor—Active”.
 - (b) In the column headed “BUILDING SETBACKS” opposite the use “Recreation—Indoor Active” insert the symbol “*”.
 - (c) In the column headed “LANDSCAPED OPEN SPACE” opposite the use Recreation—Indoor—Active” insert the words—
 - “5% of the site”.

- (d) In the column headed "CAR PARKING REQUIREMENTS" opposite the use "Recreation—Indoor—Active" insert the words—
"one for 12.5m² of gross leaseable area".
- (e) In the column headed "USE" immediately below the use "Recreation—Indoor—Active" insert the following new use "Recreation—Indoor—Passive".
- (f) In the column headed "BUILDING SETBACKS" opposite the use "Recreation—Indoor—Passive" insert the symbol "*".
- (g) In the column headed "LANDSCAPED OPEN SPACE" opposite the use Recreation—Indoor—Passive" insert the words—
"5% of the site".
- (h) In the column headed "CAR PARKING REQUIREMENTS" opposite the use "Recreation—Indoor—Passive" insert the words—
"one for every six seats provided".
- (i) Deleting the uses "Theatre, Hall, Cinema, Church" and all the symbols for that use in all zones.

P. H. WEYGERS, Mayor.
R. J. STEWART, Town Clerk.

PD409

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT

Town of Port Hedland

Town Planning Scheme No. 4—Amendment No. 27

Ref: 853/8/4/5, Pt. 27.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Town of Port Hedland Town Planning Scheme Amendment on 26 May, 1996 for the purpose of rezoning Part VCL Lot 203 west of Lot 2498 Leehey Street, Boodarie from "Rural" to "Industry 2".

G. BLACKMAN, Mayor.
J. ROBERTS, Chief Executive Officer.

PD410

METROPOLITAN REGION SCHEME

Notice of Resolution—Clause 27

Cockburn Urban Planning Cells 6 & 9—Yangebup Road, Yangebup—City of Cockburn.

Amendment No.: 980/27.

File No.: 812-2-23-22.

Notice is hereby given that in accordance with Clause 27 of the Metropolitan Region Scheme, the Perth Region Planning Committee for and on behalf of the Western Australian Planning Commission and acting under delegated powers, resolved on May 14, 1996 to transfer land from the Urban Deferred Zone to the Urban Zone as shown on Plan Number 4.1299.

This plan may be viewed at the offices of:

Ministry for Planning
1st floor, 469-489 Wellington Street
(Cnr Forrest Place)
PERTH WA 6000

City of Cockburn
9 Coleville Crescent
SPEARWOOD WA 6163

J. S. Battye Library
Alexander Library Building
Cultural Centre
Francis Street
NORTHBRIDGE WA 6003.

PETER MELBIN, Secretary,
Western Australian Planning Commission.

PUBLIC NOTICES**ZZ101****PUBLIC TRUSTEE ACT 1941**

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

Dated at Perth the 28th day of May 1996.

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

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

Cowan, Antoinette Maria; Gawler East S.A.; 16th February 1996; 22nd May 1996.

Randall, Patricia Mavis; Perth; 30th March 1996; 22nd May 1996.

Yendle, Elsie Flossie; Perth; 15th March 1996; 22nd May 1996.

ZZ201**TRUSTEES ACT 1962**

In the estate of Rupert Saul Kempe, late of Hollywood Senior Citizens Village, Nedlands in the State of Western Australia, Retired Real Estate Agent deceased.

Creditors and other persons having claim (to which section 63 of the Trustees Act 1962 relates) in respect of the estate of the abovenamed deceased who died on the 16th day of May, 1996 are required by the personal representative Rosemary Verna Wheatley of 8 Katrine Street, Floreat in the said State to send particulars of their claims to her by the 5th day of July 1996 after which date the personal representative may convey or distribute the assets having regard only to the claims of which she then has notice.

ZZ202**TRUSTEES ACT 1962****NOTICE TO CREDITORS AND CLAIMANTS**

Creditors and other persons having claims in respect of the Estate of the late Victor Charles Oma who died on 12th day of October 1995 at Nedlands are requested to send particulars of their claims to the Executors Roderick Charles Oma and Graeme Thomas McGlashan c/- Michael Whyte & Co, Barristers & Solicitors, Level 1, 41-43 Ord Street, West Perth 6005 within one (1) month from the date of this notice after which date the Executor may distribute the assets having regard only to the claims of which they have then had notice and the said Executor shall not be liable to any person of whose claim they have had no notice at any time of administration or distribution.

ZZ203**TRUSTEES ACT 1962****NOTICE TO CREDITORS AND CLAIMANTS**

Creditors and other persons having claims in respect of the Estate of the late Frances Margaret Henderson who died on the 15th day of October 1995 on the Cliffhead-Leeman Road are requested to send particulars of their claims to the Executor Kenneth James Henderson c/- Michael Whyte & Co, Barristers & Solicitors, Level 1, 41-43 Ord Street, West Perth 6005 within one (1) month from the date of this notice after which date the Executor may distribute the assets having regard only to the claims of which they have then had notice and the said Executor shall not be liable to any person of whose claim they have had no notice at any time of administration or distribution.

ZZ204**TRUSTEES ACT 1962**

Creditors and other persons having claims to which section 63 of the Trustees Act 1962 relates in respect of the estate of Elsie May Lynch late of 23 Swanstone Street, Collie, Western Australia, Widow who died on 9th February 1996 are required by the personal representative to send particulars of their claims addressed to the Executors of the Will of Elsie May Lynch deceased care of Young & Young, 5 Spencer Street, Bunbury by the 3rd day of July 1996 after which date the personal representative may convey or distribute the assets having regard only to the claims of which the personal representative then has notice.

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

To the Court of Petty Sessions at Joondalup.

I, Kenneth Lance Walters of 7 Newlin Mews, Clarkson WA 6030, phone number: (H) 305 2854, Truck Driver 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 7 Newlin Mews, Clarkson WA 6030.

Dated the 31st day of May 1996.

K. L. WALTERS, Signature of Applicant.

Appointment of Hearing

I hereby appoint the 8th day of July 1996 at 10.00 o'clock in the forenoon as the time for the hearing of the foregoing application at the Court of Petty Sessions at Joondalup Courts, 21 Reid Promenade, Joondalup 6027.

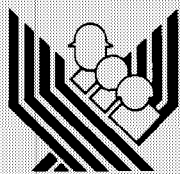
Dated the 31st day of May 1996.

A. JAKOBSON, Clerk of Petty Sessions.

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

ZZ401**DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that the partnership previously carried on by Ashley Paterson, Corrie Maitland and Meryl Jonine Paterson under the firm name "Mundaring Pharmacy" was dissolved on 29 February 1996.



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