

# G WESTERN AUSTRALIAN GOVERNMENT Gazette



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JOHN A. STRIJK,  
Government Printer.

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**PROCLAMATIONS**


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AA101\*

**CONTROL OF VEHICLES (OFF-ROAD AREAS) ACT 1978**

## PROCLAMATION

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

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

I, the Governor, acting under section 4 of the *Control of Vehicles (Off-road areas) Act 1978* and with the advice and consent of the Executive Council, do hereby vary the proclamation published in the *Government Gazette* on 5 October at pages 3079-80, and varied from time to time thereafter, by inserting in the Schedule, after Part 24, the following Parts—

**PART 25**

All that portion of land bounded by lines starting from the intersection of the centreline of Bussell Highway with a southern side of Centenary Road and extending easterly along that side of Centenary Road to the centreline of Allenville Road; thence southwesterly, generally southeasterly and southerly along that centreline to the prolongation easterly of the northern boundary of Lot 27 of Boyanup Agricultural Area Lots 247 and 277, as shown on Land Titles Office Diagram 71466; thence westerly to and along that boundary and westerly and southerly along the northern and western boundaries of Wellington Location 2644 to the southernmost southeastern corner of Boyanup Agricultural Area Lot 247 (Certificate of Title Volume 1984 Folio 759); thence westerly along the southernmost southern boundary of that lot to the centreline of Jules Road; thence generally southerly along that centreline and onwards to the centreline of Ducane Road; thence westerly along that centreline to the centreline of Marchetti Road; thence southerly along that centreline to the prolongation easterly of the northern boundary of Agricultural Area Lot 156 (Certificate of Title Volume 1969 Folio 132); thence westerly to and westerly, generally southwesterly and southerly along boundaries of that lot to the southeastern corner of the eastern severance of Lot 71 of Agricultural Area Lot 157, as shown on Land Titles Office Plan 18584; thence westerly along the southern boundary of that severance to the centreline of Jilley Road; thence generally southerly along that centreline to the prolongation easterly of the northern boundary of the northwestern severance of Agricultural Area Lot 167; thence westerly to and along the northern boundary of that severance to the northeastern corner of the northern severance of lot 2 of Agricultural Area Lot 166, as shown on Land Titles Office Diagram 45139; thence westerly along the northern boundary of that severance and onwards to the centreline of Cokelup Road; thence southwesterly along that centreline to the prolongation easterly of the centreline of Calinup Road; thence westerly to and along that centreline and onwards to the centreline of Bussell Highway and thence generally northeasterly along that centreline to the starting point.

Department of Land Administration Public Plans:

- BF30 (10) 8.4 & 8.5
- BG30 (10) 1.4 & 1.5
- BG30 (2) 01.21 to 01.23 inc. & 02.22 to 02.25 inc.

**PART 26**

All that portion of land bounded by lines starting from the southernmost southeastern corner of the southern severance of Lot 4 of Wellington Locations 968 and 2199, as shown on Land Titles Office Plan 17546, a point on the present northernmost northern boundary of Capel Townsite; thence easterly, southerly, westerly, generally southerly, again westerly, northerly and generally westerly along boundaries of that townsite and onwards to the centreline of the Bunbury-Augusta Road/Capel Bypass known as Bussell Highway (undedicated), as shown on Land Titles Office Plans 18615 and 18616; thence generally northeasterly along that centreline and onwards to the centreline of Bussell Highway (dedicated) and thence generally southwesterly along that centreline and generally southwesterly along the centreline of Widdeson Road to the prolongation westerly of the northernmost northern boundary of the southern severance of Lot 4 of Locations 968 and 2199, as shown on Land Titles Office Plan 17546 and thence easterly, southeasterly, generally southwesterly, generally southeasterly, generally northeasterly and southerly along boundaries of that severance to the starting point.

Department of Land Administration Public Plans:

- BF30 (10) 8.2
- BF30 (2) 36.06, 36.07, 37.05 to 37.08 inc. & 38.06 to 38.08 inc.

**PART 27**

All that portion of land comprised within Boyanup Townsite as promulgated in the *Government Gazette* of 28 August 1964, page 3001, and 23 March 1978, page 854.

Department of Land Administration Public Plans:

- BUNBURY SE 1:25000
- BG30 (10) 2.3
- BG30 (2) 6.14, 6.15, 7.14, 7.15 & 8.15

Given under my hand and the Public Seal of the State on 10 February 1998.

By His Excellency's Command,

PAUL D. OMODEI, Minister for Local Government.

GOD SAVE THE QUEEN !

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**JUSTICE**

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**JM401****JUSTICES ACT 1902**

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

Mr Louis Edward Ramadan of 37 Braeside Drive, Newman  
Mrs Louise Ann Stanwix of 759 Mungarra Street, Tom Price  
to the office of Justice of the Peace for the State of Western Australia.

RICHARD FOSTER, Executive Director, Court Services.

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**JM402****CHILDREN'S COURT OF WESTERN AUSTRALIA ACT 1988**

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

Mrs Georgina Constance Watkins of 48 Forrest Street, Kellerberrin

RICHARD FOSTER, Executive Director, Court Services.

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**JM403****DECLARATIONS AND ATTESTATIONS ACT 1913**

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

Mr Lawrence Malcolm Booth of 13 Harborne Street, Wembley  
Mr William John Brassington of Lot 98 Poynton Parade, Coorow  
Ms Vicki Leith Dennien of 90 Thomas Street, Halls Creek  
Ms Megan Evans of 19 Harford Avenue, Viveash  
Mr Peter Victor Farrar of 19 Manson Street, Busselton  
Mr Lance Clifford Fee of 130A Hale Road, Wembley Downs  
Mr Gordon William Godber of 2 Lyons Way, Harvey  
Mr Colin Hudson of 9 Glead Court, Gosnells  
Ms Genevieve Elizabeth Lyon of 7 Opal Drive, Edgewater  
Ms Carol Lyons of 13 Wade Square, Stratton  
Ms Karen Phyllis Mahar of 43 Lanark Street, Coolbinia  
Mr John Moneta of 11 Austin Place, Winthrop  
Ms Susan Patricia Munachen of 64 Wicca Street, Rivervale  
Mrs Barbara Louise Pyman of 5 Stuart Street, Mosman Park  
Mr Christopher Allan Rose of 61 Wheatley Drive, Bull Creek  
Mr Christopher Paul Singleton of 26 Aldington Street, Maddington  
Mrs Cheryl Smith of 18 Winston Crescent, Viveash  
Mr John Malcolm Stacy of Marchagee/Buntine Road, Coorow  
Ms Tanya Stein of 32 Avon Crescent, Viveash  
Mr Colin Frederick Twine of Wanarn Community via Laverton  
Ms Margaret Weir of 12 Pindara Place, Lesmurdie

RICHARD FOSTER, Executive Director, Court Services.

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**LAND ADMINISTRATION**

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**LB701**

Schedule No. A6/1998  
ExCo. No. 0085  
DOLA 70/1998

**LAND ACQUISITION AND PUBLIC WORKS ACT 1902****NOTICE OF RESUMPTION OF LAND**

For the purposes of the public work described in the Schedule, the land described in the Schedule ("the resumed land") has been set apart, taken or resumed. A plan and a more particular description of the resumed land may be inspected between 8.00 a.m. and 5.00 p.m. on working days at: Department of Land Administration, Midland Square, Midland.

The resumed land shall, by force of the Land Acquisition and Public Works Act 1902, be vested in Her Majesty for an estate in fee simple (except those lands being under the Land Act or dedicated or reserved for a public purpose, which will be vested in Her Majesty absolutely) for the public work, freed and discharged of all trusts, mortgages, charges, obligations, estates, interest, right-of-way, or other easements whatsoever.

## SCHEDULE

1. Public Work: Widening of Wellard Road (Road No. 313) and Bertram Road (Road No. 18953).

Local Authority: Town of Kwinana

Plan/Diagram No. showing Land resumed: Plan 19393

Council Resolution Date: 27 March, 1996. DOLA Ref: 1342/1996

Owner or Reputed Owner	Occupier or Reputed Occupier	Description of Land	Area (approx.)
Crown	Crown	Part of Kwinana Lot E19 set aside as Reserve 33897 for the purpose of "Government Requirements".	2.8209 ha

2. Public Work: Widening of Marshall Road (Road No. 809).

Local Authority: Shire of Swan

Plan/Diagram No. showing Land resumed: Diagram 93358

Council Resolution Date: 17 December, 1997. DOLA Ref: 1506/1997

Owner or Reputed Owner	Occupier or Reputed Occupier	Description of Land	Area (approx.)
Her Majesty Queen Elizabeth the Second	Her Majesty Queen Elizabeth the Second	Portion of Swan Location K and being part of the land marked Pedestrian Accessway on Plan 20496 being part of the land contained in Certificate of Title Volume 2036 Folio 41.	1 m <sup>2</sup>

30 January 1998

MIKE BOARD, Acting Minister for Lands.

10 February 1998

MICHAEL JEFFERY, Governor in Executive Council.

**LB702**

Schedule No. A9/1998  
ExCo. No. 0087  
DOLA 70/1998

**LAND ACQUISITION AND PUBLIC WORKS ACT 1902**

## NOTICE OF RESUMPTION OF LAND

For the purposes of the public work described in the Schedule, the land described in the Schedule ("the resumed land") has been set apart, taken or resumed. A plan and a more particular description of the resumed land may be inspected between 8.00 a.m. and 5.00 p.m. on working days at: Department of Land Administration, Midland Square, Midland.

The resumed land shall, by force of the Land Acquisition and Public Works Act 1902, be vested in Her Majesty for an estate in fee simple (except those lands being under the Land Act or dedicated or reserved for a public purpose, which will be vested in Her Majesty absolutely) for the public work, freed and discharged of all trusts, mortgages, charges, obligations, estates, interest, right-of-way, or other easements whatsoever.

## SCHEDULE

1. Public Work: Widening of Darkan Road South (Road No. 2981).

Local Authority: Shire of West Arthur

Plan/Diagram No. showing Land resumed: Diagram 93098

Council Resolution Date: 10 November, 1994. DOLA Ref: 624/1197

Owner or Reputed Owner	Occupier or Reputed Occupier	Description of Land	Area (approx.)
Sadie Jennifer English and Sadie Jennifer English as Executrix of the Will of Ivan Ronald English	S. J. English and Sadie Jennifer English as Executrix of the Will of Ivan Ronald English	Portion of Wellington Location 1492 being part of the land contained in Certificate of Title Volume 1120 Folio 17.	984 m <sup>2</sup>

## 2. Public Work: Widening of McDowell Street (Road No. 4639).

Local Authority: Shire of Harvey

Plan/Diagram No. showing Land resumed: Diagram 93220

Council Resolution Date: 14 January, 1997. DOLA Ref: 722/1997

Owner or Reputed Owner	Occupier or Reputed Occupier	Description of Land	Area (approx.)
Ian Maxwell Schmidt	I. M. Schmidt	Part of Lot 2 on Diagram 5598 being part of the land contained in Certificate of Title Volume 1087 Folio 72.	278 m <sup>2</sup>

## 3. Public Work: Deviation of Oro Road (Road No. 11578).

Local Authority: Shire of Murray

Plan/Diagram No. showing Land resumed: Plan 19766

Council Resolution Date: 30 October, 1997. DOLA Ref: 1498/1997

Owner or Reputed Owner	Occupier or Reputed Occupier	Description of Land	Area (approx.)
Etherington & Sons Pty. Limited	Etherington & Sons Pty. Limited	Portion of Murray Location 682 being part of the land contained in Certificate of Title Volume 1188 Folio 463.	2.7534 ha

## 4. Public Work: Widening of Borden-Bremer Bay Road (Road No. 11621).

Local Authority: Shire of Gnowangerup

Plan/Diagram No. showing Land resumed: Diagram 93430

Council Resolution Date: 17 September, 1997. DOLA Ref: 2338/1997

Owner or Reputed Owner	Occupier or Reputed Occupier	Description of Land	Area (approx.)
James Brian McCabe, Margaret McCabe and James Alexander McCabe	J. B., M. and J. A. McCabe	Portion of Kent Location 1673 being part of the land contained in Certificate of Title Volume 1537 Folio 605.	4 826 m <sup>2</sup>

3 February 1998

DOUG SHAVE, Minister for Lands.

10 February 1998

MICHAEL JEFFERY, Governor in Executive Council.

## ROAD DEDICATION

It is hereby notified that the Minister for Lands has approved, pursuant to Section 288 of the Local Government (Miscellaneous Provisions) Act, the dedication as public street the roads in the various Municipalities as described in the abovementioned resumption notices.

By Order of the Minister for Lands.

Dated this 13th day of February 1998.

A. A. SKINNER, Chief Executive.

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**LOCAL GOVERNMENT**


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**LG301****SHIRE OF COOLGARDIE****Repeal of Local Laws**

The Council of the Shire of Coolgardie records having made the following local laws at a meeting held on 29 January 1998—

The Local Laws relating to—

- Depositing, Removal of Refuse, Litter and Disused Materials published in the *Government Gazette* 14 February 1986;
- Motels, published in the *Government Gazette* 9 February 1961;

- Holiday Accommodation (Model), published in the *Government Gazette* 7 April 1989.
- are hereby repealed.

Dated this 29th day of January 1998.

The Common Seal of the Shire of Coolgardie was affixed in the presence of—

W. M. INGHAM, Shire President.  
H. J. FRASER, Chief Executive Officer.

#### LG401

#### CITY OF KALGOORLIE-BOULDER

##### Appointments

It is hereby notified for public information that Pauline Denise Flynn has been appointed as an officer to the following positions with the City of Kalgoorlie-Boulder—

1. Ranger authorised to exercise powers in accordance with the Local Government Act 1995.
2. Dog control officer in accordance with the provisions of the Dog Act 1976—Regulations and Amendments.
3. Litter control in accordance with the provisions of the Litter Act 1979 and under the Local Government Act 1995 Regulations and Amendments.
4. Exercise control under Part XX of the Local Government (Miscellaneous Provisions) Act.
5. Control and supervision of Council's Parking Facilities Local Laws 1992.
6. Control of off-road vehicles under section 39(3) of the Control of Vehicles (Off-road) Act 1978.
7. Registration Officer under the provisions of the Dog Act 1976.

The appointment of Kelly Anne Harris is hereby revoked.

P. A. ROB, Chief Executive Officer.

#### LG402

#### LOCAL GOVERNMENT ACT 1995

#### CITY OF GOSNELLS AND CITY OF CANNING (ALTERATION OF DISTRICT AND WARD BOUNDARIES) ORDER No. 1, 1998

Made by His Excellency the Governor under the provisions of sections 2.1 and 2.2 of the *Local Government Act 1995*.

##### Citation

1. This Order may be cited as the *City of Gosnells and City of Canning (Alteration of District and Ward Boundaries) Order No. 1, 1998*.

##### Commencement

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

##### Alteration of District Boundaries

3. The boundaries of the districts of the City of Gosnells and the City of Canning are hereby altered by severing from the district of the City of Gosnells the land described in the Schedule attached to this Order and annexing that land to the City of Canning.

##### Alteration of Ward Boundaries

4. The boundaries of the Bickley Ward of the City of Gosnells and the Mason Ward of the City of Canning are hereby altered by severing the land described in the Schedule attached to this Order from the Bickley Ward of the City of Gosnells and annexing that land to the Mason Ward of the City of Canning.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

#### Schedule

All that portion of land bounded by lines starting from the intersection of the centreline of Nicholson Road with the southwestern boundary of Canning Location 2289, a point on a present southeastern boundary of the City of Canning and extending southeasterly, northeasterly and northwesterly along boundaries of that location to the prolongation northeasterly of the centreline of Nicholson Road, a point on a present southeastern boundary of the City of Canning and thence southwesterly along that boundary to the starting point.

Area: 342 square metres

Department of Land Administration Public Plan: BG34(2)18.16

**LG403****LOCAL GOVERNMENT ACT 1995****SHIRE OF MURCHISON AND SHIRE OF UPPER GASCOYNE (ALTERATION OF DISTRICT AND WARD BOUNDARIES) ORDER No. 1, 1998**

Made by His Excellency the Governor under the provisions of sections 2.1 and 2.2 of the *Local Government Act 1995*.

**Citation**

1. This Order may be cited as the *Shire of Murchison and Shire of Upper Gascoyne (Alteration of District and Ward Boundaries) Order No. 1, 1998*.

**Commencement**

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

**Alteration of District Boundaries**

3. The boundaries of the districts of the *Shire of Murchison and the Shire of Upper Gascoyne* are hereby altered by severing from the district of the *Shire of Murchison* the land described in the Schedule attached to this Order and annexing that land to the *Shire of Upper Gascoyne*.

**Alteration of Ward Boundaries**

4. The boundaries of the Byro Ward of the Shire of Murchison and the South Ward of the Shire of Upper Gascoyne are hereby altered by severing the land described in the Schedule attached to this Order from the Byro Ward of the Shire of Murchison and annexing that land to the South Ward of the Shire of Upper Gascoyne.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

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Schedule

All that portion of land bounded by lines starting from the northernmost northwestern corner of Lyons Location 30 (Pastoral Lease 3114/452), a present southwestern corner of the Shire of Upper Gascoyne and extending south, west, again south and again west along boundaries of that location to the southwestern corner of late Lease 394/1138, a present southeastern corner of the Shire of Upper Gascoyne and thence north, east and south along boundaries of that shire to the starting point.

Area: About 12 026 hectares

Department of Land Administration Public Plan: Glenburgh 1:250000

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## MINERALS AND ENERGY

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**MN401****MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Minerals and Energy,  
Mt Magnet.  
27th January 1998.

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.

J. PACKINGTON, Warden.

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To be heard in the Warden's Court, Mt Magnet on the 24th March, 1998.

EAST MURCHISON MINERAL FIELD  
*Black Range District*

P57/846—Bennett, John.

MURCHISON MINERAL FIELD  
*Cue District*

P20/1652—Woods, Ronald James; Woods, Stephen James

YALGOO MINERAL FIELD

P59/1345—Krama Pty Ltd



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**PLANNING**


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**PD101\****CORRECTION***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*CITY OF KALGOORLIE-BOULDER*

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 2

Ref: 853/11/3/6, Pt 2.

It is hereby notified for public information that the notice under the above Amendment No. 2 published at page 217 of the *Government Gazette* No 6 dated January 9, 1998, contained errors which are now corrected as follows:

- 1 For the words "Hampton Loc 4533"  
read "Boulder Lot 4533".
- 2 Within Scheme provision No 1 include:
  - Lot 754 Gatacre Street
  - Lots 767 and 768 Longmore Parade.
- 3 Within Scheme provision No 2 (A)—Description of Land include:
  - Lot 754 Gatacre Street
  - Lots 767 and 768 Longmore Parade

P. A. ROB, Chief Executive Officer.

**PD401****TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*CITY OF ARMADALE*

TOWN PLANNING SCHEME No. 2—AMENDMENT No. 135

Ref: 853/2/22/4, Pt 135.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Armadale Town Planning Scheme Amendment on February 6, 1998 for the purpose of:

modifying Requirement No. 3 of the Development Table for Prescribed Special Use No. 72 by increasing the maximum number of lots from 143 to 154 lots such that the modified table will read as follows;

Prescribed Special Use	Requirements	Particulars of Land
Rural Residential —Dwelling House —Public Utility —Public Recreation —Carparking, if & as allocated on the subdivision guide plan The Council may at its discretion, permit the following uses: —Home Occupation —Private Recreation —Arts, Crafts & Handicrafts	<ol style="list-style-type: none"> <li>1. Subdivision and development shall be generally in accordance with Subdivision Guide Plan prepared in accordance with Clause 5.2.1 of the Scheme.</li> <li>2. Minimum lot size should be 2 000m<sup>2</sup>.</li> <li>3. Maximum no. of lots should be 154.</li> <li>4. All lots shall be provided with a reticulated water supply system.</li> <li>5. All lots shall be provided with a reticulated sewerage service.</li> <li>6. All lots shall be provided with underground power.</li> <li>7. The following clauses of Part 5 of the Scheme are applicable to the land, with the exception of those areas nominated on the Subdivision Guide Plan for roadways and public utilities. —Clause 5.1.1 (j) (Fencing) —Clause 5.2.2 (b) (Tree Removal) —Clause 5.2.2 (e) (Sand Pads) —Clause 5.7.8 (Development Envelope) —Clause 5.7.9 (Tree Preservation Order) —Clause 5.7.10 (Clearing Restriction)</li> <li>8. Only one dwelling shall be permitted on a lot.</li> <li>9. The keeping of poultry, livestock and horses on all lots is prohibited.</li> <li>10. In respect to Development Standards, the following shall apply:— —Lots between 2000m<sup>2</sup> and 4000m<sup>2</sup> shall comply with the "R5" Residential Planning Codes standard. —Lots greater than 4000m<sup>2</sup> shall comply with Rural Zone Development standards of the Scheme.</li> </ol>	Lot 27 Hilbert Road Portion of Lot 11 Rowley Road & Lot 1000 Rowley Road (Adios Stud)

Prescribed  
Special Use

Requirements

Particulars  
of Land

11. All elevated sand pads for buildings, driveways and other site works shall be developed in accordance with the model/guidelines depicted on the Subdivision Guide Plan.
12. No building shall be constructed within six (6) metres of any lot boundary.
13. For those lots backing onto Rowley Road, no dwelling shall be constructed within twenty (20) metres of the reserve boundary.
14. Fencing shall be limited to open rural type fencing in accordance with the post and wire or post and rail, rural, fencing model/guidelines depicted on the Subdivision Guide Plan unless otherwise approved by Council.

R. C. STUBBS, Mayor.  
R. S. TAME, Chief Executive Officer.

**PD402\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*CITY OF KALGOORLIE-BOULDER*

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 4

Ref: 853/11/3/6, Pt 4.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Kalgoorlie-Boulder Town Planning Scheme Amendment on February 8, 1998 for the purpose of:

- 1 Rezoning part of Lot 1936 Hay Street, Kalgoorlie from "Parks and Recreation" to "Mixed Business R-30";
- 2 Rezoning Lot 4860 Hay Street, Kalgoorlie from "Public Purposes" to "Mixed Business R-30"; and
- 3 Amending the Scheme Map accordingly.

R. S. YURYEVICH, Mayor.  
E. W. PIPER, A/Chief Executive Officer.

**PD403\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*CITY OF NEDLANDS*

TOWN PLANNING SCHEME No. 2—AMENDMENT No. 115

Ref: 853/2/8/4, Pt 115.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Nedlands Town Planning Scheme Amendment on February 6, 1998 for the purpose of:

- 1 Amending the zoning of Number 31 (Pt Lot 738) The Avenue, Nedlands from "Residential R10" to "Residential R20" and
- 2 Amending the Scheme Maps accordingly.

C. E. BARNS, Mayor.  
G. FAULKNER, Chief Executive Officer.

**PD404\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF SCHEME AMENDMENT AVAILABLE FOR INSPECTION

*CITY OF STIRLING*

DISTRICT PLANNING SCHEME No. 2—AMENDMENT No. 317

Ref: 853/2/20/34, Pt 317.

It is hereby notified for public information that the period in which to lodge submissions on the above Amendment No 317, published at page 7138 of the *Government Gazette* No. 220 dated December 5, 1997 has been extended up to and including March 6, 1998.

M. J. WADSWORTH, Chief Executive Officer.

**PD405\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
 TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION  
*CITY OF STIRLING*  
 DISTRICT PLANNING SCHEME No. 2—AMENDMENT No. 323

Ref: 853/2/20/34, Pt 323.

Notice is hereby given that the local government of the City of Stirling has prepared the abovementioned scheme amendment for the purpose of rezoning Lots 1217 and 1218 (H.Nos.254 and 256) Scarborough Beach Road, Doubleview from "Public Use Reserve—Australia Post" to "Special Use Zone—Offices".

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Civic Place, Stirling 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 March 27, 1998.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before March 27, 1998.

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

M. J. WADSWORTH, Chief Executive Officer.

**PD406\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT  
*SHIRE OF CHITTERING*  
 TOWN PLANNING SCHEME No. 5—AMENDMENT No. 52

Ref: 853/3/4/5, Pt 52.

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 Chittering Town Planning Scheme Amendment on February 5, 1998 for the purpose of rezoning Lots 42 and 43 Great Northern Highway, Bindoon, from Residential Zone to Commercial Zone.

S. M. METCALF, President.  
 D. R. STEWART, A/Chief Executive Officer.

**PD407**

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT  
*SHIRE OF DENMARK*  
 TOWN PLANNING SCHEME No. 3—AMENDMENT No. 42

Ref: 853/5/7/3, Pt 42.

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 February 5, 1998 for the purpose of:

1. Rezoning Pt Lot 942 Warham Road, Denmark, from 'Rural' to 'Special Residential'.
2. Rezoning Pt Lot 942 Warham Road, Denmark, from 'Rural' to 'Parks & Recreation Reserve'.
3. Amending the face of the Scheme Map accordingly.
4. Amending "Appendix 14—Special Residential Zone Provisions Relating to Specified Areas";
  - (a) Particulars of Land  
No. 5 Pt Lot 942 Warham Road, Special Residential Zone.
  - (b) Proposed Uses—Residential  
Permitted Uses (P)—Single House  
Permitted at Council's Discretion (AA)—Home Occupation
  - (c) (i) Subdivision of Special Residential Zone No. 5 is to be in accordance with Plan of Subdivision (Plan No.96/24/2) dated June 1996 as signed by the Chief Executive Officer.
  - (ii) Notwithstanding (i) above, the Western Australian Planning Commission may approve a minor variation to the subdivisional design, but further breakdown of lots so created shall be deemed contrary to the provisions of the Scheme.

- (iii) The total number of lots should be 22 with a 4,000m<sup>2</sup> minimum area and an average area of 9,000m<sup>2</sup>.
- (iv) a) All buildings and effluent disposal systems shall be located within a defined Building Envelope of no larger than 1,000m<sup>2</sup>, 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—20 metres
  - ii) from the side boundary of a lot—10 metres
- b) If an on-site effluent disposal system cannot achieve a 100m horizontal separation from a watercourse on the Subdivision Guide Plan, then Council will require as a condition of building approval that an approved alternative system be used to the specifications of the Health Department to be located no closer than 50 metres horizontal separation from the watercourses as defined on the Subdivision Guide Plan.
- c) 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 position in accordance with Provision iv) above.
- (vi) a) Council may request the Commission to impose a condition at the subdivision stage for the provision of strategic firebreaks, fire hydrants, water tank/standpipe facility and financial contribution to the purchase of fire fighting equipment.
- b) Council shall require that individual landowners are responsible for the maintenance of any 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) Within the building envelope, limited parkland clearing around all building structures will be required by Council to establish low fuel zones around all buildings.
- e) Council may request the Commission impose a condition at the subdivision stage requiring the subdivider to advise prospective purchasers of the lots of the fire management guidelines of the Homeowners Bushfire Survival Manual.
- f) Council shall require all buildings to 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 remedial works. Any expenses incurred by Council in carrying out such works shall be borne by the landowner.
- (viii) Council shall require the erection of fencing of areas of remnant vegetation to assist in the retention of existing vegetation, and preserve and enhance the visual character of the zone.
- (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.

- (x) On-site effluent disposal shall be the responsibility of the individual landowner. Alternative treatment units are preferred, however if conventional on-site disposal systems are to be used they must conform with the Environmental Protection Authority guidelines
- (xi) Council may request the Commission to impose a condition at the subdivision stage for the provision of underground power to the lots.
- (xii) Roads within the zone shall:
  - i) be located in a manner which is sympathetic to the topography and minimises visual impact.
  - ii) be drained underground and kerbed to meet the requirements and specification of Council.
- (xiii) Council may request the Commission to impose a condition at the subdivision stage for the connection of the lots to Water Corporation reticulated water supply scheme.
- (xiv) Council may request the Commission to impose a condition at the subdivision stage for tree planting to be carried out generally in the locations shown on the Subdivision Guideline.
- (xv) Council may request the Commission to impose a condition at the time of subdivision requiring a Drainage and Nutrient Management Plan to be prepared and implemented that addresses the drainage requirements on the site and impacts on local water regions through the construction phase and following completion of the subdivision.

H. J. VERSLUIS, President.  
P. DURTANOVICH, Chief Executive Officer.

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**PD408\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF SCHEME AMENDMENT AVAILABLE FOR INSPECTION

*SHIRE OF SWAN*

TOWN PLANNING SCHEME No. 9—AMENDMENT No. 314

Ref: 853/2/21/10, Pt 314.

It is hereby notified for public information that the period in which to lodge submissions on the above Amendment No. 314, published at page 356 of the *Government Gazette* No 11 dated January 16, 1998 has been extended up to and including March 6, 1998.

E. W. LUMSDEN, Chief Executive Officer.

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**PD409\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

*SHIRE OF SWAN*

TOWN PLANNING SCHEME No. 9—AMENDMENT No. 315

Ref: 853/2/21/10, Pt 315.

Notice is hereby given that the local government of the Shire of Swan has prepared the abovementioned scheme amendment for the purpose of depicting the boundaries of the Conservation Precinct around West Midland bounded by Great Eastern Highway to the south, Harper Street to the east, the Swan River and Blackadder Creek to the north and Third Avenue to the west.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Midland Square, corner Morrison Road and Old Great Northern Highway, Midland 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 March 27, 1998.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before March 27, 1998.

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.

E. W. LUMSDEN, Chief Executive Officer.

**PD410\*****TOWN PLANNING AND DEVELOPMENT ACT 1928**

## ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*TOWN OF ALBANY*

## TOWN PLANNING SCHEME No. 1A—AMENDMENT No. 109

Ref: 853/5/2/15, Pt 109.

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 Albany Town Planning Scheme Amendment on February 8, 1998 for the purpose of:

- 1 Rezoning Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15 of Location 221 Sydney Street, Yakamia from the Future Urban Zone to the Residential Zone; and
- 2 Amending the Scheme Maps accordingly.

A. G. KNIGHT, Mayor.  
M. A. JORGENSEN, Chief Executive Officer.

## PORT AUTHORITIES

**PH301\***

## DAMPIER PORT AUTHORITY ACT 1985

**DAMPIER PORT AUTHORITY AMENDMENT REGULATIONS (No. 2) 1997**

Made by the Dampier Port Authority with the approval of the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Dampier Port Authority Amendment Regulations (No. 2) 1997*.

**Principal regulations**

2. In these regulations the *Dampier Port Authority Regulations 1989\** are referred to as the principal regulations.

[\* *Published in Gazette 28 February 1989, pp. 601-62.*

*For amendments to 11 November 1997 see 1996 Index to Legislation of Western Australia, Table 4, pp. 57-8.]*

**Regulation 74 amended**

3. Regulation 74 of the principal regulations is amended by deleting "Wharfage" and substituting the following —

" Subject to regulation 76A, wharfage ".

**Regulation 75 amended**

4. Regulation 75 of the principal regulations is amended by deleting "Service" and substituting the following —

" Subject to regulation 76A, service ".

**Regulation 76 amended**

5. Regulation 76 (2) of the principal regulations is amended by deleting "If" and substituting the following —

" Subject to regulation 76A, if ".

**Part 6, Division 5A, inserted**

6. After Division 5 of Part 6 of the principal regulations the following Division is inserted —

"

*Division 5A — Certain charges not payable if Port Authority property is privately managed and operated*

**Certain charges not payable if Port Authority property is privately managed and operated**

**76A.** The charges referred to in regulations 74, 75 and 76 (2) (as set out in items 2, 3 (a) and (aa) and 4 of Schedule 4) that are payable in respect of Port Authority property are not payable if —

- (a) the Port Authority property is managed and operated by a person ("**the private operator**") under an agreement entered into with the Port Authority; and

- (b) the agreement provides for charges relating to the matters referred to in those regulations to be imposed by and paid to the private operator.

Passed by a resolution of the Dampier Port Authority at a meeting of the Authority held on 25 November 1997.

The common seal of the Dampier Port Authority was at the time of the abovementioned resolution affixed in the presence of—

W. STEWART, Chairman.  
G. ROWLEY, Member.  
P. AUSBURN, Member.

Approved by the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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## PREMIER AND CABINET

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### PR401

#### MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor in accordance with section 52(1)(b) of the Interpretation Act 1984 has cancelled the following temporary appointment in the place of the Hon A. K. R. Prince MLA in the period 13 to 20 February 1998 inclusive—

Minister for Health—Hon C. L. Edwardes MLA

M. C. WAUCHOPE, Director General.

### PR402

#### MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that 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 M. G. House MLA in the period 18 to 31 March 1998 inclusive—

Minister for Primary Industry; Fisheries—Hon H. J. Cowan MLA

M. C. WAUCHOPE, Director General.

### PR403

#### MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that 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 A. K. R. Prince MLA in the period 8 to 13 February 1998 inclusive—

Minister for Health—Hon C. L. Edwardes MLA

M. C. WAUCHOPE, Director General.

### PR404

#### MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that 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 G. M. Evans MLC in the period 8 to 15 February 1998 inclusive—

Minister for Finance; Racing and Gaming—Hon N. F. Moore MLC

M. C. WAUCHOPE, Director General.

## RACING, GAMING AND LIQUOR

### RA401

#### LIQUOR LICENSING ACT 1988

##### SUMMARY OF LIQUOR LICENSING APPLICATIONS

The following is a summary of applications received under the Liquor Licensing Act 1988 and required to be advertised. Any person wishing to obtain more details about any application, or about the objection process, should contact the Liquor Licensing Division, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR TRANSFER OF LICENCE</b>			
1899/97	Ogden Holdings Pty Ltd	Application for the transfer of a tavern licence in respect of premises situated in Bakers Hill and known as Baker's Hill Tavern, from Donald Colin Ryan.	18/2/98
1900/97	James Wong, Christina Wong, Danny Hsu and Mei Hua Hsu	Application for the transfer of a restaurant licence in respect of premises situated in Albany and known as Golden Town Chinese Restaurant, from James Wong, Christina Wong, Siu-Kee Wong and Yolanda Wong.	23/2/98
1901/97	Kellerberrin Farmers Co-operative Co Ltd	Application for the transfer of a hotel licence in respect of premises situated in Kellerberrin and known as Kellerberrin Hotel, from Rum Holdings Pty Ltd.	18/2/98
1902/97	Hopestar Pty Ltd	Application for the transfer of a producers licence in respect of premises situated in Willyabrup and known as Willespie, from Marian Ruth Bowman Squance.	5/3/98
1903/97	Rum Holdings Pty Ltd	Application for the transfer of a hotel licence in respect of premises situated in Wubin and known as Wubin Hotel, from Graham Ross Thomas.	22/2/98
1904/97	Sanon Pty Ltd	Application for the transfer of a restaurant licence in respect of premises situated in Southern Cross and known as Southern Cross Motel Restaurant, from Naleem Pty Ltd.	22/2/98
1905/97	Robert Keel Butcher & Althea Joyce Butcher	Application for the transfer of a hotel licence in respect of premises situated in Ardath and known as Ardath Hotel, from Resolution Holdings Pty Ltd.	23/2/98
1906/97	Constantinos Costa Stratilatos	Application for the transfer of a restaurant licence in respect of premises situated in Northbridge and known as Cafe Kostas, from Constantinos Costa Stratilatos & Kostas Konstantinos Houtas.	24/2/98
1907/97	Admetus Nominees Pty Ltd	Application for the transfer of a liquor store licence in respect of premises situated in Clarkson and known as Clarkson Liquor Store, from Mazz Nominees Pty Ltd.	23/2/98
1908/97	Gatti Investments Pty Ltd	Application for the transfer of a special facility licence in respect of premises situated in Bunbury and known as Paddle Wheeler, from Barry Allan Dancer & Lynette Gail Dancer.	25/2/98
1909/97	Ilijovski Nominees Pty Ltd	Application for the transfer of a liquor store licence in respect of premises situated in Tuart Hill and known as Tuart Hill Liquor Shoppe, from David Romaldo Zacconi.	24/2/98



App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
1257/97	Stefano Boni	Application for the grant of a hotel restricted licence in respect of premises situated in Esperance and known as Pink Lake Lodge.	10/3/98
1259/97	Esperance Bay Gun Club Inc	Application for the grant of a club licence in respect of premises situated in Esperance and known as Esperance Bay Gun Club Inc.	11/3/98
1262/97	Luigi Marco Antonio D'Annunzio	Application for the grant of a restaurant licence in respect of premises situated in Tuart Hill and known as Piazza Del Sol.	4/3/98
1265/97	Joshua Creek Pty Ltd	Application for the grant of a producers licence in respect of premises situated in Dardanup and known as Jay Jay Farm.	12/3/98
1266/97	Melmist Holdings Pty Ltd	Application for the grant of a wholesale licence in respect of premises situated in Landsdale and known as Melmist Holdings Pty Ltd.	8/3/98

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

G. B. AVES, Director of Liquor Licensing.

## TENDERS

### ZT201

#### MAIN ROADS WESTERN AUSTRALIA

##### *Tenders*

Tenders are invited for the following projects.

Information on these Tenders are available from the Contracts Officer, Supply Branch, Don Aitken Centre, Waterloo Crescent, East Perth.

Tender No.	Description	Closing Date
		1998
685C97	Provision of Vehicle Volume Data Collection Services in the Perth Metropolitan Area .....	20 February
709C97	Supply and Deliver Metal Sign Posts and Traffic Signal Posts in the Perth Metropolitan Area .....	24 February
732C97	Supply and Installation of 375mm Thrust Bored Culvert on Perth Bunbury Highway .....	19 February
734C97	Maintenance of Lawns, Gardens, Reticulation System, Pathways, Driveways and Parking Areas, South West Regional Depot .....	23 February
751C97	Installation of Culverts and Drainage Structures on Bussell Highway, Busselton Townsite .....	16 February

Executive Director Corporate Services.

### ZT202

#### *Acceptance of Tenders*

Contract No.	Description	Successful Tenderer	Amount \$
381C97	Road Construction on Great Northern Highway, Bullsbrook to Rutland Road	Brierty Contractors	1 925 069.00

*Acceptance of Tenders—continued*

Contract No.	Description	Successful Tenderer	Amount \$
560C97	Provision of Engineering Consultancy Services for Planning and Design, from Brand Highway to Mooliabeenie Road, Gingin	Kinhill Engineers Pty Ltd	109 915.00
598C97	Internal and External Painting of Great Southern Regional Offices	M & Y Painting Services	12 340.00
680C97	Supply and Delivery of Basecourse Material (Gravel), South West Region	Giacci Brothers Pty Ltd	101 575.00
97D45	Purchase and Removal of:		
	1980 Refrigerator—Kelvinator	B Ivanoski	30.00
	1980 Refrigerator—Kelvinator		35.00
	1978 Refrigerator—Kelvinator		40.00
	1990 Washing Machine—Simpson	Damian Milne	250.00
	1993 Surface Pump—Kubota 50 mm	Gavin Chester	280.00
	1993 Brushcutter—Stihl		300.00
	1990 Surface Pump—Kubota 50 mm		200.00
	1989 Skid Mid HP Cleaner		1 200.00
	1980 4500L Water Tanker Trailer		1 750.00
	1988 Compressor		450.00
	1971 4500L Water Tanker Trailer		1 950.00
	1984 Washing Machine—Simpson	Joseph Ronald Sweet	25.00
	1994 Submersible Pump—Flextool Drive Unit (only)	Performance Plant Hire	417.00
	1989 Compressor—Ingersol Rand XE7		475.00
	1993 Chain Saw—Stihl 20AVSEQZ	T & T Gorman Pty Ltd	275.00
	1990 Washing Machine—Simpson		170.00
	1992 Brushcutter—Husqvarna	Vlado Cotic	71.00
	1990 Drill—ABG		51.00
	1990 Brushcutter—Stihl FS86		56.00
	1989 Elect Hand Drill Hilti TE22		221.00
	1983 Surface Pump—Varisco 50 mm		121.00

Executive 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 16th March 1998, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Anderson, James Adolf, late of 18 Latham Street, Alfred Cove, died 4/12/97 (DEC 307884 DC2).

Baxter, Joan Lillian, late of 3/276 The Strand, Dianella, died 20/1/98. (DEC 307714 DC2).

Butterworth, Harold Edmund, late of 19 Chase Court, Woodvale, died 16/1/98 (DEC 308016 DP4).

Byrde, Jessie, late of 1/333-335 The Strand, Dianella, died 17/1/98 (DEC 307700 DP3).

Chilcott, John Albert, late of William Buckley Hostel, 60 Stalker Road, Gosnells, died 24/1/98 (DEC 307875 DP4).

Furby, Ivy Eleanor, late of Leighton Nursing Home, 40 Florence Street, West Perth, formerly of Moline House, 7 Deanmore Road, Karrinyup, died 23/1/98 (DEC 307856 DP4).

Hall, Frederick, late of Brightwater Nursing Home, Thomas Street, Subiaco, died 14/10/97 (DEC 307399 DL4).

Hamling, Edward Wilson, late of 30 Kathleen Street, Bassendean, died 9/1/98 (DEC 307881 DG3).

Hand, Evelyn Lois, late of 20/45 Leonard Street, Victoria Park, died 30/1/98 (DEC 307893 DL3).

Hanham, Stella, late of Charles Jenkins Nursing Home, Bentley, died 18/1/98 (DEC 307847 DG2).

Headland, John, late of 23/41 Lensham Place, Armadale, died 25/12/97 (DEC 307208 DP3).

Ingham, Moroli Valmai, late of Hollywood Senior Citizens Village Nursing Home, Monash Avenue, Nedlands, died 10/10/97 (DEC 305557 DS2).

Jeffrey, Raymond William, late of 93 Boundary Road, Mandurah, died 13/1/98 (DEC 307807 DL3).  
 Kohout, Isabell Lorraine, late of Unit 601/55 Belgrade Road, Wanneroo, died 23/1/98 (DEC 307776 DA3).  
 Kuiper, Kathleen, also known as Martin, Kathleen, late of 3A Howell Street, Derby, died 17/1/96 (DEC 306859 DD4).  
 Leary, Shirley Dorothy, late of Archbishop William Foley Nursing Home, 84 Collick Street, Hilton, died 25/1/98 (DEC 307987 DG4).  
 Mann, Nita, late of 56 Victoria Street, Mosman Park, died 20/1/98 (DEC 307777 DA4).  
 McQuinn, John Francis, late of 15 Hanbury Street, Kalgoorlie, died 3/11/97 (DEC 305783 DE3).  
 Meek, Arthur Edward, late of Geraldton Nursing Home, Milford Street, Geraldton, died 30/11/97 (DEC 307217 DS3).  
 Nobrega, Anthony Patrick, late of Shoalwater Hostel, 74 Fourth Avenue, Shoalwater, died 10/1/98 (DEC 307686 DA3).  
 Orton, John Edwin Ray, late of 30 Hewitt Way, Booragoon, died 16/12/97 (DEC 307815 DG3).  
 Short, Mildred Alma, late of 244 Grand Promenade, Dianella, died 13/1/98 (DEC 307699 DL4).  
 Spilstead, Albert Thomas, late of Quadriplegic Centre, 10 Selby Street, Shenton Park, died 12/2/97 (DEC 308008 DD2).  
 Steele, Jessie Veronica, late of Catherine McAuley Nursing Home, Barrett Street, Wembley, died 7/1/98 (DEC 307465 DP3).  
 Tait, Roger, late of 3063A Albany Highway, Armadale, died 5/11/97 (DEC 305895 DE2).  
 Walker, Ean Kenneth, late of 6 Citrus Loop, South Lake, died 9/1/98 (DEC 308029 DA3).  
 Webb, James Howard Samuel, late of Carine Caravan Park, 234 Old Balcatta Road, Carine, died 24/1/98 (DEC 307935 DC2).  
 Wells, Vaughan Kitchener, late of 204 Westview Street, Scarborough, died 20/1/98 (DEC 307917 DS3).  
 Wyatt, Pearl Mary Selina, late of Villa Pelletier, 48 Ruislip Street, Leederville, died 8/1/98 (DEC 307347 DA4).

K. E. BRADLEY, Public Trustee,  
 Public Trust Office, 565 Hay Street, Perth WA 6000  
 Telephone 9222 6777.

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

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the undermentioned deceased person, are required to send particulars of their claims to the Executors, care of Mayberry, Hammond & Co., 85 Fitzgerald Street, Northam within one (1) calendar month from the date of publication of this Notice at the expiration of which time the Trustees may convey or distribute the assets having regard only to claims of which notice has been given.

## Details

Anderson, Phyllis Myrtle, late of 53 Avon Street, Quairading, Widow. Date of death, 4th September 1997.

Dated this 4th day of February 1998.

Messrs. MAYBERRY, HAMMOND & CO.,  
 85 Fitzgerald Street, Northam.  
 Solicitors for the Executors.

**ZZ202****TRUSTEES ACT 1962**

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the undermentioned deceased person, are required to send particulars of their claims to the Administrator, care of Mayberry, Hammond & Co., 85 Fitzgerald Street, Northam within one (1) calendar month from the date of publication of this Notice at the expiration of which time the Trustee may convey or distribute the assets having regard only to claims of which notice has been given.

## Details

Porteous, Graeme Thomas, late of 21B Queen Street, Northam, Retired. Date of death, 3rd September 1997.

Dated this 5th day of February 1998.

Messrs. MAYBERRY, HAMMOND & CO.,  
 85 Fitzgerald Street, Northam.  
 Solicitors for the Administrator.

**ZZ203****TRUSTEES ACT 1962**

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 as amended relates) in respect of the Estate of Thelma May Williams, late of Lathlain Nursing Home, 63 Archer Street, Carlisle, in the State of Western Australia, Widow, Deceased, who died on 20 October 1997, are required by the personal representative to send particulars of their claims addressed to The Administrator of the Estate of Thelma May Williams deceased care of Young & Young, 5 Spencer Street, Bunbury by the 16th day of March 1998, 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.

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**ZZ204****TRUSTEES ACT 1962**

## Notice to Creditors and Claimants

Abdul Razak Abu Bakar, late of 40 New Compton Street, East Kambalda, bogger operator, deceased. Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the abovenamed deceased, who died on 20 November 1997 are required by the Administratrix of care of Macdonald Rudder, solicitors of 1st Floor, 126 Hannan Street, Kalgoorlie to send particulars of their claims to the Administratrix within one month from the date of this publication after which date the Administratrix may convey or distribute the assets, having regard only to the claims of which she then has notice.

MACDONALD RUDDER, Solicitors for the Administratrix.

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**ZZ205****TRUSTEES ACT 1962**

## Notice to Creditors and Claimants under Section 63 of the Trustees Act

In the Estate of Flora Macrae Bunning late of 12 Wilson Street, Claremont in the State of Western Australia, Spinster, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the abovenamed deceased, who died on the 17th day of March 1997 are required to send particulars of their claims to the Personal Representatives Simon Maxwell Ormsby Watson and Timothy Donald Campbell of C/- D. W. Allan & Co., Suite 9, 154 Hampton Road, Nedlands in the State of Western Australia on or before the 31st day of March 1998 after which date the Personal Representatives may convey or distribute the assets of the estate having regard only to the claims of which the Personal Representatives then has notice.

SIMON WATSON, Barrister, Solicitor & Notary Public.

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**ZZ206****TRUSTEES ACT 1962**

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the Estate of Mayne Denton Coverley, late of 179 Steere Street, Collie, Western Australia, Business Proprietor, deceased, who died on the 25th day of November 1996 are required by the personal representatives to send particulars of their claims addressed to The Executors of the Will of Mayne Denton Coverley, deceased, c/- of Young & Young, 5 Spencer Street, Bunbury by the 16th day of March 1998, after which date the personal representatives may convey or distribute the assets having regard only to the claims of which the personal representatives then has notice.

**ZZ401**

FINANCIAL INSTITUTIONS (WESTERN AUSTRALIA) CODE  
SECTION 199(1)  
WESTERN AUSTRALIAN FINANCIAL INSTITUTIONS AUTHORITY

Notice of Exemption

To: Home Building Society Limited, PO Box 6196, East Perth, WA 6892

Copy to: GIO Australia Holdings Limited, GPO Box 1559, Sydney NSW 2001.

Pursuant to section 199(1) of the Financial Institutions (Western Australia) Code ("Financial Institutions Code"), the Western Australian Financial Institutions Authority ("Authority") exempts Home Building Society Limited ("Home") from compliance with section 194(1) of the Financial Institutions Code in the circumstances and to the extent specified in Schedule A, subject to the conditions set out in Schedule B.

Terms used in this notice have the same meanings as in the Financial Institutions Code. Unless otherwise indicated, "associate" has the same meaning as in section 190 of the Financial Institutions Code.

Schedule A

1. Requirement to forfeit and sell permanent A class shares in Home to which GIO Australia Holdings Limited and its associates are entitled, to the extent to which the nominal value of those shares exceeds 10% of the nominal value of all permanent A class shares issued by Home.
2. Requirements to forfeit and sell permanent B class shares in Home to which GIO Australia Holdings Limited and its associates are entitled, to the extent to which the nominal value of those shares exceeds 10% of the nominal value of all permanent B class shares issued by Home.

Schedule B

1. As long as any of GIO Australia Holdings Limited, GIO General Limited and their related bodies corporate and associates exceed the maximum permissible shareholding in Home, their entitlement to any class of permanent shares in Home or withdrawable shares in Home must not be greater than as at 21 April 1997 (except with the prior written approval of the Authority).
2. This exemption will take effect from 17 February 1998 and will expire on 16 February 1999.
3. This exemption applies to permanent shares in Home only while they remain registered in the names of the present registered owners.
4. The exemption may be terminated by the Authority if there are material changes to the ownership of Home, GIO Australia Holdings Limited or GIO General Limited.
5. The majority of the Board of Directors of Home must be persons who are not "associates" of GIO Australia Holdings Limited or GIO General Limited, as defined in either section 4 or section 190 of the Financial Institutions Code.
6. GIO Australia Holdings Limited must report to the Authority not later than 30 April 1998, and thereafter at intervals of not more than three months, advising the Authority about progress made towards complying with the maximum permissible shareholding requirements of the Financial Institutions Code.
7. GIO Australia Holdings Limited and its related bodies corporate must not make any statements or take any actions that may have the effect of undermining the financial position of Home, the confidence of its members and customers or otherwise adversely affecting the interests of Home's members and depositors. If there is any doubt whether a proposed statement or action would have this effect, the prior consent of the Authority to the making of the statement or the taking of the action must be obtained.
8. GIO Australia Holdings Limited and its related bodies corporate must not exercise their rights under the clause 6.1(a) of the Subscription Agreement between Home and The Government Insurance Office of New South Wales dated 12 March 1991 to prevent Home making or having outstanding commercial loans that Home is permitted to make or have outstanding under the Financial Institutions Code.
9. The Authority may terminate the exemption before 16 February 1999 if—
  - (a) any of the above conditions is not met; or
  - (b) circumstances arise which cause the Authority to decide that it would be inappropriate for the exemption to continue.

Dated this 9th day of February 1998.

The Common Seal of the Western Australian Financial Institutions Authority was affixed by authority of the Board in the presence of—

A. K. R. WATSON, Director.  
N. T. RYAN, Chief Executive Officer.

## 1997 Acts

These Acts were passed by Parliament during 1997.

1. Trustees Amendment Act
2. Metropolitan (Perth) Passenger Transport Trust Amendment Act
3. Labour Relations Legislation Amendment Act
4. Western Australian Sport Centre Trust Amendment Act
5. Acts Amendment (Marine Reserves) Act
6. Sea-Carriage Documents Act
7. Limitation Amendment Act
8. Bank Mergers Act
9. Bank Mergers (Taxing) Act
10. Iron and Steel (Mid West) Agreement Act
11. Treasurer's Advance Authorization Act
12. Revenue Laws Amendment (Taxation) Act
13. Revenue Laws Amendment (Assessment) Act
14. Appropriation (Consolidated Fund) Act (No. 1)
15. Appropriation (Consolidated Fund) Act (No. 2)
16. Regional Development Commissions Amendment Act
17. Curriculum Council Act
18. State Trading Concerns Amendment Act
19. Restraining Orders Act
20. Casino (Burswood Island) Agreement Amendment Act
21. Family Court (Orders of Registrars) Act
22. Professional Standards Act
23. Acts Amendment (Auxiliary Judges) Act
24. Turf Club Legislation Amendment Act
25. Human Tissue and Transplant Amendment Act
26. Appropriation (Consolidated Fund) Act (No. 4)
27. Cement Works (Cockburn Cement Ltd) Agreement Amendment Act
28. W.A. Land Authority Amendment Act
29. Acts Amendment (Legal Costs) Act
30. Land Administration Act
31. Acts Amendment (Land Administration) Act
32. Water Legislation Amendment Act
33. Water Services Coordination Amendment Act
34. Juries Amendment Act
35. W.A. Coastal Shipping Commission Amendment Act
36. Loan Act
37. Grain Marketing Amendment Act
38. Reserves Act
39. Fishing & Related Industries Compensation (Marine Reserves) Act
40. Family Court Act
41. Acts Amendment & Repeal (Family Court) Act
42. Equal Opportunity Amendment Act (No. 3)
43. Commercial Arbitration Amendment Act
44. Maritime Archaeology Amendment Act
45. Pay-Roll Tax Amendment Act
46. Public Notaries Amendment Act
47. Wills Amendment Act
48. Mutual Recognition (W.A.) Amendment Act
49. Sunday Observance Laws Amendment & Repeal Act
50. Road Traffic Amendment Act
51. Revenue Laws Amendment (Assessment) Act (No. 2)
52. Appropriation (Consolidation Fund) Act (No. 3)
53. Dampier to Bunbury Pipeline Act
54. Interpretation Amendment Act
55. Fuel Suppliers Licensing & Diesel Subsidies Act
56. Acts Amendment (Franchise Fees) Act
57. Statute Repeals and Minor Amendments Act
58. Osteopaths Act

## Reprinted Regulations

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Prisons Regulations 1982  
State Planning Commission Regulations 1962  
Community Services (Child Care) Regulations 1988  
Strata Titles General Regulations 1996  
Electricity (Licensing) Regulations 1991  
Stamp Regulations 1979  
Veterinary Surgeons Regulations 1979  
Motor Vehicle (Third Party) Insurance Regulations 1962  
Metropolitan Water Supply Sewerage and Drainage By-laws 1981  
Travel Agents Regulations 1986  
Legal Practice Board Rules 1949  
Gaming Commission Regulations 1988  
Business Names Regulations 1962  
Dangerous Goods Regulations 1992  
Industrial Training (General Apprenticeship) Regulations 1981  
Construction Industry Portable Paid Long Service Leave Regulations 1986  
Dairy Industry Regulations 1977  
Dental Board Rules 1973  
Plant Diseases Regulations 1989  
Bulk Handling Regulations 1967  
Financial Institutions Duty Regulations 1984  
Building Regulations 1989  
W.A. Marine (Certificate of Competency and Safety Manning) Regulations 1983  
W.A. Marine (Surveys and Certificates of Survey) Regulations 1983  
Water Agencies (Charges) By-laws 1987  
Land Drainage By-laws 1986  
Rottneest Island Regulations 1988  
Liquor Licensing Regulations 1989  
Road Traffic Code 1975  
Pharmacy Act Regulations 1976  
Betting Control Regulations 1978  
Finance Brokers Control (General) Regulations 1977  
Employment Agents Regulations 1976  
Litter Regulations 1981  
Financial Administration Regulations 1986  
Home Building Contracts Regulations 1992  
Dog Regulations 1976

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