



WESTERN AUSTRALIAN GOVERNMENT Gazette

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NEW FORMAT FOR GENERAL GOVERNMENT GAZETTES

For ease of access to particular notices the general Gazette will be divided into two parts as detailed below. In each part, the notices will appear in alphabetical order of the authorising Department.

Part 1 will contain Proclamations, Regulations, Rules, Local Laws and various other Instruments etc. but not Town Planning Schemes.

Part 2 will contain general notices and information and Town Planning Schemes.

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Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
- Copy should be received by the Manager (Sales and Editorial), State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

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- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

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EFFECTIVE FROM 1 JULY 1998.

Deceased Estate notices, (per estate)—\$17.70

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All other Notices

Per Column Centimetre—\$8.15

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Clients who have an account will be invoiced for advertising charges.

Clients without an account will need to pay at time of lodging the notice.

PUBLISHING ALTERATIONS

Periodically the normal *Gazette* publishing times need to be altered to cater for disruption caused by public holidays.

- Easter and Christmas holidays cause disruption each year.
- Australia Day and Anzac Day cause disruption when they fall on a Tuesday or Friday.

In these instances, notices warning of the change are generally published on page 2 for approximately 4 weeks prior to the date.

Readers are urged to check *Gazettes* accordingly, prior to contacting State Law Publisher.

JOHN A. STRIJK, Government Printer.

— PART 1 —

FISHERIES

FI401*

Fish Resources Management Act 1994

Abrolhos Islands Fish Habitat Protection Area Order 1999

Made by the Minister under section 115 of the Act.

1. Citation

This order may be cited as the *Abrolhos Islands Fish Habitat Protection Area Order 1999*.

2. Definitions

In this order —

“**coastal waters of the State**” has the definition given by section 3 of the *Coastal Waters (State Powers) Act 1980* of the Commonwealth;

“**waters of the Abrolhos Islands**” means the area of WA waters adjacent to the Abrolhos Islands from the high water mark to the seaward limits of the coastal waters of the State.

3. Area of WA waters set aside as fish habitat protection area

The waters of the Abrolhos Islands are set aside as a fish habitat protection area.

4. Purposes for which area is set aside

The purposes for which the waters of the Abrolhos Islands are set aside as a fish habitat protection area are all of the purposes mentioned in section 115(2) of the Act.

MONTY HOUSE, Minister for Fisheries

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

Shire of Wiluna

Standing Orders Local Law

Under the powers conferred by the Local Government Act 1995, the council of the Shire of Wiluna resolved on the 13 January 1999 to adopt the Model Local Law (Standing Orders) 1998 published in the *Government Gazette* on 3 April 1998 with such modifications as are here set out:

Item	Clause	Modification
1.	1.4	Insert ' <i>Shire of Wiluna</i> ' after ' <i>the Standing Orders of the</i> ' Insert ' <i>14 August 1931 and 26 January 1934</i> ' after ' <i>Published in the Government Gazette on</i> '
2.	3.2(1)(d)	Delete paragraph (d) and insert the following: (d) <i>Petitions/Deputations</i>
3.	3.2(1)	Insert new sub paragraph ' <i>(f) Status Report</i> '
4.	3.2(1)(h)	Sub paragraph (h) after ' <i>Reports</i> ' insert ' <i>Of Committee and Officers</i> '
5.	3.2(1)(i)	Insert ' <i>Elected Members</i> ' before ' <i>motions</i> '
6.	3.2(1)(j)	Delete sub paragraph (j)
7.	3.2(1)	Due to inserting new sub paragraph (f) amend numbering of subsequent sub paragraphs accordingly.
8.	3.3(1)	Insert before ' <i>a member</i> ' the following ' <i>the Presiding person may require that and</i> '
9.	3.4	After ' 3.4 Petitions ' insert ' Deputations '
10.	3.6	Insert new paragraph 3.6 as follows 3.6 Status Report <i>The Chief Executive Officer is to submit a status report to each Ordinary Meeting of Council of incomplete resolutions of Council.</i>
11.	3.6	Due to inserting new paragraph 3.6 amend numbering of subsequent paragraphs accordingly.
12.	3.8	Delete paragraph ' <i>3.8 Correspondence</i> '
13.	3.9(2)	Before the word clear delete ' <i>four (4)</i> ' and insert ' <i>seven (7)</i> '
14.	3.10	Delete text
15.	3.11	Paragraph heading, insert ' <i>of Members Present</i> ' after ' <i>by Decision</i> '
16.	3.11(1)	After ' <i>presiding</i> ' delete ' <i>or by decision of members present</i> '
17.	3.11(2)	Insert new sub paragraph ' <i>Any member may move that the urgent business proposed to be raised by the presiding person not be accepted and if carried by a majority of members present, the urgent business is not to be accepted.</i> '
18.	3.12	Delete text
19.	6.2(2)(b)(i)	Delete text
20.	6.2(2)	Delete (b)(i) and (ii)
21.	6.2(2)(a)	Insert after ' <i>interrupted and</i> ' ' <i>in the case of a Council Meeting the provisions of clause 10.7 apply when the debate is resumed.</i> '
22.	8.2	Delete ' <i>by random draw, a position</i> ' and substitute ' <i>positions</i> '.
23.	8.2	After ' <i>Councillor</i> ', where it first appears, insert ' <i>, with the President, Deputy President and CEO to sit together.</i> '
24.	9.1	Paragraph heading delete ' <i>to rise</i> ' and substitute ' <i>wishing to speak</i> '.

Item	Clause	Modification
25.	9.1	Delete the words ' <i>rise and</i> ' and ' <i>; provided that where any member of the Council is unable to stand by reason of sickness or disability he or she may sit while speaking.</i> '
26.	9.5	Delete text
27.	9.6	Delete text
28.	9.10	Insert new paragraph as follows: <i>'Discussion without a Motion</i> (1) <i>The presiding person may allow discussion, by members present of business listed on the agenda for that meeting without the presence of a substantive motion.</i> (2) <i>The presiding person may call for a substantive motion from members present when he or she believes sufficient discussion has taken place and all members have had the opportunity to speak.'</i>
29.	10.6	Delete sub clauses ' <i>(e)</i> ' and ' <i>(f)</i> ' and renumber sub clauses accordingly.
30.	10.7	Delete ' <i>even though all members may not have spoken</i> ' and substitute ' <i>and all members have had the opportunity to speak at least once</i> '.
31.	10.16	Delete, where it appears ' <i>rises</i> ' and insert ' <i>speaks</i> '.
32.	12.2(2)(a)	Delete text
33.	12.2(2)(b)	Delete text
34.	12.2(2)	After ' <i>Council</i> ' insert ' <i>the provisions of clause 10.7 apply when the debate is resumed</i> '.
35.	12.3(2)(a)	Delete text
36.	12.3(2)(b)	Delete text
37.	12.3(2)	After ' <i>sub clause (1)</i> ' insert ' <i>the debate is to be resumed at the next meeting at the point where it was so interrupted</i> '.
38.	12.7(1)	Delete ' <i>3.7</i> ' and insert ' <i>3.8</i> '.
39.	12.7(2)	Delete ' <i>9.5</i> ' and insert ' <i>10.7</i> '.
40.	15.3	Delete the words ' <i>and be seated</i> '.
41.	15.8(1)	Delete ' <i>rises</i> ' and substitute ' <i>calls for order</i> ' and delete ' <i>,or offering to speak, is to immediately sit down</i> ' and substitute ' <i>shall cease to speak</i> '.
42.	15.9	Delete sub clause (2).
43.	16.1	Delete text
44.	16.1	Insert ' <i>(1) The presiding person may decide to adjourn any meeting to a later time on the same day or any other day</i> ' also insert ' <i>(2) Any member may move that</i> '
45.	16.2	Delete text
46.	17.6	Delete sub clauses ' <i>(b)</i> ' and ' <i>(c)</i> '
47.	18.3	Insert ' <i>Enforcement of Standing Orders</i> <i>Whenever any person is alleged to be in breach of these Standing Orders or of any of their provisions, the President may lay, or in writing cause to be laid, the information before a Justice of the Peace for the purpose of summoning the persons offending and shall afterwards appear and prosecute the charge or arrange for the charge to be prosecuted.'</i>
48.	18.4	Insert ' <i>Duty of Chief Executive Officer</i> <i>It is the duty of the Chief Executive Officer to draw the attention of the Council to any breach or likely breach of these Standing Orders, even if it requires interrupting any person speaking, including the President.'</i>

The Standing Orders of the Shire of Wiluna published in the *Government Gazette* on 14 August 1931 and 26 January 1934 are repealed.

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

IAN SMITH, Shire President.
TERRY DYER, Chief Executive Officer.

on this 13 day of January 1999.

RACING, GAMING AND LIQUOR

RA301

THE WESTERN AUSTRALIAN TURF CLUB

Amendment of By-Laws

I, EDWARD VAN HEEMST, the Chairman for the time being of The Western Australian Turf Club HEREBY CERTIFY that at a meeting of the Committee of the Club held on the 16th day of June 1998 the following resolution was passed unanimously by the members of the Committee to amend the BY-LAWS of the Club as follows—

1. In By-Law 12(c) amended by inserting the following words at the end of the sentence ending in “transferable guest ticket”—
“A Corporate Member maybe entitled to more than one transferable guest ticket”.

Dated the 2nd day of December, 1998.

(This amendment has not been disallowed and will come into effect on the date of publication in the *Government Gazette*).

Approved—

E. VAN HEEMST, Chairman.

STATE REVENUE

SX301*

Fuel Suppliers Licensing Act 1997

Fuel Suppliers Licensing Amendment Regulations 1999

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Fuel Suppliers Licensing Amendment Regulations 1999*.

2. The regulations amended

The amendments in these regulations are to the *Fuel Suppliers Licensing Regulations 1998**.

[* *Published in Gazette 30 January 1998, pp. 549-58.*

For amendments to 1 February 1999 see Gazette 23 June, 21 July and 18 August 1998.]

3. Regulation 4A amended

- (1) Regulation 4A(1) is amended by deleting “0.654” and inserting instead —

“ 0.659 ”.

- (2) Regulation 4A(2) is amended by deleting “7.495” and inserting instead —

“ 7.547 ”.

By Command of the Governor,

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

Stamp Act 1921

Stamp Act section 119 Notice 1999

Made by the Minister under section 119 of the Act.

1. Citation

This notice may be cited as the *Stamp Act section 119 Notice 1999*.

2. Exempt body under section 119

For the purpose of section 119 of the Act, a government authority specified in Schedule 1 is declared to be an exempt body with effect on and from the day on which this notice is published in the *Gazette*.

3. Amendment of notice

The Schedule to the notice made under section 119 of the Act published in the *Gazette* on 21 December 1979 at page 3916 is amended by deleting “Fremantle Hospital.”, “King Edward Memorial Hospital for Women.”, “Princess Margaret Hospital for Children.”, “Royal Perth Hospital.”, and “Sir Charles Gairdner Hospital.”.

Schedule 1 — Exempt government authorities

[cl. 2]

Albany Health Service
Ashburton Health Service
Avon Health Service
Beverley District Hospital Board
Boddington District Hospital Board
Boyup Brook Health Service
Bridgetown District Hospital Board
Brookton Health Service
Bruce Rock Memorial Hospital Board
Bunbury Health Service
Collie Health Service
Corrigin District Hospital Board
Cunderdin District Hospital Board
Denmark District Hospital
Dongara Health Service
Donnybrook/Balingup Health Service
Dundas Health Service
East Pilbara Health Service
Esperance Health Service
Gascoyne Health Service
Geraldton Health Service
Gnowangerup District Hospital Board
Harvey Health Service Board
Hawthorn Hospital
Jerramungup Hospital Board
Kalgoorlie-Boulder Health Service
Katanning Health Service
Kellerberrin Health Services Board of Management
Kimberley Health Service
Kojonup District Hospital Board
Kununoppin and Districts Health Service
Laverton and Leonora Health Service

Merredin Health Service
Metropolitan Health Service Board
Morawa and Districts Health Service
Mount Henry Hospital
Mukinbudin Health Service
Mullewa Health Services, Board of Management
Murchison Health Service
Nannup Health Service
Narembeen Health Services Board
Nickol Bay Hospital
North Midlands Health Service
Northampton Kalbarri Health Services
Northcliffe Nursing Post Board
Peel Health Services Board
Pemberton District Hospital Board
Plantagenet District Hospital Board of Management
Quadriplegic Centre Board
Quairading District Hospital Board
Ravensthorpe Health Service
Roebourne District Hospital
Southern Cross District Health Service
Tambellup Hospital Board
Upper Great Southern Health Service
Vasse Leeuwin Health Board
Warren District Hospital Board
Western Health Service
Wickham District Hospital
Wyalkatchem-Koorda and Districts Hospital Board
Yalgoo Health Services
Yarloop Health Services

G. M. EVANS, Minister for Finance.

— PART 2 —

AGRICULTURE

AG401**SOIL AND LAND CONSERVATION ACT 1945**
LANDCARE TRUST

Agriculture, Western Australia,
South Perth WA 6151.

I, the undersigned Minister for Primary Industry; Fisheries being the Minister charged with the administration of the Soil and Land Conservation Act 1945 appoint, pursuant to Section 41 of the said Act, Mr Brian Doy, to the Landcare Trust for a term of office expiring on 28 October 2001.

MONTY HOUSE, Minister for Primary Industry; Fisheries.

AG402**HERD IMPROVEMENT SERVICE ACT 1984**

Agriculture, Western Australia,
South Perth WA 6151.

His Excellency the Governor in Executive Council has been pleased to appoint pursuant to section 5(1)(b) of the Herd Improvement Service Act 1984, Mr Domenic Figliomeni as Member of the Board of Management of the Herd Improvement Service of Western Australia for a term of office expiring on 1 November 2002.

MONTY HOUSE, Minister for Primary Industry; Fisheries.

ENVIRONMENTAL PROTECTION

EP401**ENVIRONMENTAL PROTECTION AMENDMENT ACT 1998**

Notice of declared agreements in respect of disposal of waste at Mt Walton East waste facility

Under section 26 of the Environmental Protection Amendment Act 1998, I declare the following agreements in respect of disposal of waste at the Mt Walton East waste facility to be agreements to which Division 3 of Part 3 of that Act applies:

- (a) the agreement dated 10 September 1997 between the State of Western Australia and Wesfarmers CSBP Ltd ACN 008 668 371;
- (b) the agreement dated 21 March 1997 between the State of Western Australia and North Gold (WA) Ltd ACN 004 258 879.

Dated 3 February 1999.

Signed—

CHERYL EDWARDES, Minister for the Environment.

HEALTH

HE401***HOSPITALS AND HEALTH SERVICES ACT 1927**

WESTERN HEALTH SERVICE BOARD

HOSPITALS AND HEALTH SERVICES (APPOINTMENT OF MEMBERS)
INSTRUMENT 1999

Made by the Governor under section 15 of the Act.

1. Citation

This instrument may be cited as the *Hospitals and Health Services (Appointment of Members) Instrument 1999*.

2. Appointment of Member

Mr James Christopher West is appointed as deputy to Mr Henry Baxter on the Board known as Upper Great Southern Health Service pursuant to section 15(5) of the *Hospitals and Health Services Act 1927*, for the period ending 30 September 2001.

By Command of the Governor,

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

HE402***HOSPITALS AND HEALTH SERVICES ACT 1927**

AVON HEALTH SERVICE BOARD

HOSPITALS AND HEALTH SERVICES
(APPOINTMENT OF MEMBERS) INSTRUMENT (No. 1) 1999

Made by the Governor under section 15 of the Act.

1. Citation

This instrument may be cited as the Avon Health Service Board *Hospitals and Health Service (Appointment of Members) Instrument (No. 1) 1999*.

2. Appointment of Member

Ms Jennifer Doone Scott is appointed to the Avon Health Service Board pursuant to section 15 of the *Hospitals and Health Services Act 1927* for the period ending 30 September 1999, in order to fill the vacancy created by the resignation of Mrs Janette Smith.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

HE403***HOSPITALS AND HEALTH SERVICES ACT 1927**

HOSPITAL AND HEALTH SERVICES

(CORPORATE NAME) INSTRUMENT 1999

Made by His Excellency the Governor in Executive Council under the Act.

1. Citation

This notice may be cited as the *Hospitals and Health Services Act (Corporate Name) Instrument 1999*.

2. Interpretation

In this instrument—

“table” means the table in the Schedule to this instrument;

“the Act” means the *Hospitals and Health Services Act 1927* (WA);

3. Corporate Names

Pursuant to section 15(3) of the Act, the corporate name as set out in column 1 of the table is assigned to the board which has the management and control of the public hospital as set out in column 2 of the table adjacent to the corporate name of that hospital board.

SCHEDULE

TABLE—ASSIGNING OF CORPORATE NAMES TO HOSPITAL BOARDS

COLUMN 1	COLUMN 2
Corporate Name	Public Hospital
Beverley Health Services	Beverley District Hospital
Southern Cross District Health Service Board	Southern Cross District Hospital

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

HE404*

MENTAL HEALTH ACT 1996

MENTAL HEALTH REVIEW BOARD
(APPOINTMENT OF PRESIDENT) INSTRUMENT 1999

Made by the Governor under section 126 (1) (a) of the Act.

1. Citation

This notice may be cited as the *Mental Health Review Board (Appointment of President) Instrument 1999*.

2. Appointment

Mr Neville Robert Barber is appointed as President of the Mental Health Review Board pursuant to section 126 (1) (a) of the *Mental Health Act 1996* for a period of 3 months ending on 19 May 1999.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

HORTICULTURAL PRODUCE COMMISSION

HZ401

HORTICULTURAL PRODUCE COMMISSION ACT 1988

Notice of Establishment of a Growers' Committee for a Voluntary Insurance Scheme for the Benefit of Carnarvon Banana Growers

Pursuant to Section 11 (1) of the Horticultural Produce Commission Act 1988, the Horticultural Produce Commission announces that it has resolved to establish a growers' committee for a voluntary insurance scheme for the benefit of Carnarvon banana growers within the Shire of Carnarvon.

The growers' committee will be able to raise funds from commercial banana growers within the Shire of Carnarvon to establish a voluntary insurance scheme for the benefit of Carnarvon banana growers.

Nominations for appointment to the growers' committee are invited from Carnarvon commercial banana growers to nominate themselves for appointment by the Commission to the Carnarvon Banana Compensation Growers' Committee.

Nominations close: 5.00pm, Wednesday 10 March 1999, with—

Max Crake, A/Executive Officer
Horticultural Produce Commission
PO Box 1560, Midland WA 6936.

H. MORGAN, Chairman, Horticultural Produce Commission.

MINING

MN401*

PETROLEUM (SUBMERGED LANDS) ACT 1967

Surrender of Exploration Permit WA-252-P

The surrender of Exploration Permit No. WA-252-P has been registered and will take effect on the date this Notice appears in the *Government Gazette*.

W. L. TINAPPLE Director Petroleum Operations Division.

PLANNING

PD401*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF ALBANY

TOWN PLANNING SCHEME NO. 1A—AMENDMENT NO. 112

Ref: 853/5/2/15, Pt. 112.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the City of Albany Town Planning Scheme Amendment on 9 February, 1999 for the purpose of—

1. designating Lots 119 and 120 (180-184) Middleton Road as a Special Site—
2. incorporating the following development conditions and density coding in Appendix II—Schedule of Special Sites in the Scheme Text in the following manner—

<u>Code No</u>	<u>Particulars of Land</u>	<u>Base Zone</u>	<u>Additional Use</u>	<u>Conditions</u>
26	Lots 119 & 120 (180-184) Middleton Road	Residential (R20)	Holidays Accom- modation (Up to R30)	(a) Any holiday accommodation shall be developed in accordance with the Tourist Residential standards specified in Appendix III—Zone Development Table of this scheme up to a density equivalent to the R30 Code. (b) All stormwater shall be contained on-site and disposed of to Council's specification and satisfaction. (c) The holiday units are to be upgraded and completed to Council's specification and satisfaction in a timeframe to be agreed between the applicant and Council.

3. and the Scheme Maps are hereby amended accordingly.

K. MICHAEL, Chairman of Commissioners.
E. H. KELLY, Chief Executive Officer.

PD402*

TOWN PLANNING AND DEVELOPMENT ACT 1928

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

SHIRE OF GINGIN

TOWN PLANNING SCHEME NO. 8—AMENDMENT NO. 68

Ref: 853/3/8/10, Pt. 68.

Notice is hereby given that the local government of the Shire of Gingin has prepared the abovementioned scheme amendment for the purpose of—

1. Changing the Residential Density Coding of the area bounded by Lefroy, Edgar and Robinson Streets, Gingin from Residential R5 to Residential R5/10.
2. Introducing an additional sub-clause under Clause 5.3—Residential Planning Codes—Variations and Exclusions, as follows—
 - 5.3.6 Within areas that are dual coded on the Scheme Map, development and subdivision in accordance with the higher code shall only be supported where an Outline Development Plan has been prepared and adopted in accordance with Clause 5.5.3 of the Scheme.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 7 Brockman Street, Gingin 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 30 March, 1999.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before 30 March, 1999.

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.

S. D. FRASER, Chief Executive Officer.

PD403***TOWN PLANNING AND DEVELOPMENT ACT 1928****TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION***SHIRE OF ROEBOURNE***TOWN PLANNING SCHEME NO. 6—AMENDMENT NO. 55**

Ref: 853/8/5/4, Pt. 55.

Notice is hereby given that the local government of the Shire of Roebourne has prepared the abovementioned scheme amendment for the purpose of—

1. Adding Lots 3803 and 3804 Dwyer Place to Schedule 5—Additional Uses, with the additional use of Lodging House.
2. Inserting a new definition for Lodging House in Schedule 1—Interpretations.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Welcome Road, Karratha and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 30 March, 1999.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before 30 March, 1999.

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

T. S. RULAND, Chief Executive Officer.

PD404**TOWN PLANNING AND DEVELOPMENT ACT 1928****ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT***SHIRE OF YORK***TOWN PLANNING SCHEME NO. 2—AMENDMENT NO. 2**

Ref: 853/4/34/2, Pt. 2.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the Shire of York Town Planning Scheme Amendment on 9 February, 1999 for the purpose of:

1. In the Scheme Text—
 - (a) in "Part 5" of Arrangement inserting in numerical order "5.9 Parking of Commercial Vehicles in the Residential Zone".
 - (b) after the end of sub-clause 5.8.2 inserting the following—

"5.9 Parking of Commercial Vehicles in the Residential Zone"

5.9.1 No more than two commercial vehicles may be parked on a lot within the Residential zone, provided that—

 - (a) only one vehicle may exceed ten tonnes gross weight;
 - (b) the vehicles are parked on a lot containing only a single house (not grouped dwellings);
 - (c) the vehicles form an essential part of the occupation of an occupant of the dwelling;
 - (d) no vehicle exceeds either 2.7 metres in height or 15 metres in length;
 - (e) any vehicle exceeding 8 metres in length is screened from view from outside the lot;
 - (f) major repairs to either of the vehicles are not undertaken on the lot; and
 - (g) any minor repairs, servicing or cleaning of either of the vehicles are carried out in areas which are screened from view from outside the lot.

5.9.2 Notwithstanding the provisions of sub-clause 5.9.1 the approval of the Council is required for the parking of a commercial vehicle exceeding ten tonnes gross weight, on a lot within the Residential zone.

5.9.3 An approval of the Council granted under sub-clause 5.9.1

 - (a) is personal to the person to whom it was granted;
 - (b) is not capable of being transferred or assigned to any other person; and
 - (c) does not run with the land in respect of which it was granted.

5.9.4 A person to whom an approval has been granted under sub-clause 5.9.1 shall not park or cause to be parked such vehicle on any lot within the Residential zone other than on the lot in respect of which the approval was granted.

- 5.9.5 If a vehicle has been parked with the approval of the Council pursuant to sub-clause 5.9.1 and if in the opinion of the Council such vehicle is causing a nuisance or annoyance to neighbours or to owners or occupier of land in the neighbourhood, the Council may rescind the approval granted by it. After such a rescission, no person shall upon the land subject to a resolution for rescission, park a commercial vehicle exceeding ten tonnes gross weight unless approval to do so shall subsequently be granted by the Council.
- 5.9.6 With the approval of the Council the owner of land who also owns the adjoining vacant lot may park a commercial vehicle thereon subject to appropriate screening being provided. The maximum number of commercial vehicles that shall be parked on the two lots shall not exceed two."

- (c) in Schedule 1 "Interpretations" inserting the following in alphabetical order.

"commercial vehicle: means a vehicle whether licensed or not which is used or designed for use for business, trade or commercial purposes or in conjunction with a business, trade or profession and without limiting the generality of the foregoing includes any utility, van, truck, trailer, tractor and any attachment to any of them or any article designed to be attached to any of them, and any bus or any earthmoving machine whether self propelled or not. The term shall not include a vehicle designed for use **as a passenger car** or any trailer or other thing most commonly used as an attachment to a passenger car, or a van, utility or light truck which is rated by the manufacturer as being suitable to carry loads of not more than 1.5 tonnes."

G. W. MARWICK, President.
E. R. FISHER, Chief Executive Officer.

PD501*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT

METROPOLITAN REGION SCHEME (SECTION 33) AMENDMENT No. 991/33

SOUTH WEST DISTRICTS OMNIBUS (No. 3B)

CALL FOR PUBLIC SUBMISSIONS

The Western Australian Planning Commission intends to amend the Metropolitan Region Scheme for land in the Cities of Cockburn, Melville and Rockingham, the Town of Kwinana and the Shire of Serpentine-Jarrahdale and is seeking public comment. This Amendment is a consolidation of some 23 individual proposals—referred to as an 'omnibus amendment'—for the south west area of the metropolitan region

Purpose

The purpose of this amendment is to implement recommendations for the regional rezoning and reservation of land, as detailed in the Commission's *Amendment Report*.

Environmental Review

The Environmental Protection Authority required four of the twenty three proposals in the Amendment be formally assessed by way of an environmental review.

An environmental review for the four affected proposals has been prepared by the Commission to examine the potential environmental impacts if the amendment is implemented, and puts forward proposed environmental management measures.

The *Environmental Review Summary* and associated appendices is being advertised concurrently with the Metropolitan Region Scheme amendment so that environmental matters related to the Amendment can be commented on.

In addition to the official display centres shown below, the environmental review documents along with the Commission's *Amendment Report* can be examined at the public libraries of Fremantle, Cockburn, Melville, Rockingham, Kwinana, Serpentine-Jarrahdale, and the Library Information Centre of the Department of Environmental Protection, 8th floor, Westralia Square, 141 St Georges Terrace, Perth.

Procedure

The procedure for amending the Scheme, as set out in section 33 of the Metropolitan Region Town Planning Scheme Act, is to be used to advertise this proposal. Public submissions are invited and the amendment will eventually be put to Parliament for final approval.

Copies of the amending and detail plans showing the proposed changes to the zones and reservations of the Scheme, the Commission's *Amendment Report*, and the environmental review documents will be available for public inspection from Monday 7 December 1998 to Friday, 12 March 1999 at each of the following places—

- | | |
|--|--|
| <ul style="list-style-type: none">• Ministry for Planning
1st floor, Albert Facey House
469 Wellington Street
PERTH• J S Battye Library
Alexander Library Building
Francis Street
NORTHBRIDGE | <p>Council Offices of the municipalities of—</p> <ul style="list-style-type: none">• City of Perth• City of Fremantle• City of Cockburn• City of Melville• City of Rockingham• Town of Kwinana• Shire of Serpentine-Jarrahdale |
|--|--|

Any person who desires to make a submission supporting, objecting to, or providing comment on any provisions of the proposed amendment should do so on the Form 6A. This submission form is available on request from the display locations, and is also contained in the explanatory *Amendment Report* and the *Environmental Review Summary* report.

Submissions must be lodged with the—

Secretary
Western Australian Planning Commission
469 Wellington Street
PERTH WA 6000

on or before 5.00pm Friday 12 March 1999. Late submissions will not be considered.

PETER MELBIN, Secretary,
Western Australian Planning Commission.

PREMIER AND CABINET

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 approved the following temporary appointment in the place of the Hon M. F. Board MLA in the period 21 to 28 February 1999 inclusive—

Minister for Works; Services; Youth; Citizenship and Multicultural Interests—Hon C J Barnett MLA

M. C. WAUCHOPE, Director General,
Ministry of the Premier and Cabinet.

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 P. G. Foss MLC in the period 14 to 21 February 1999 inclusive—

Minister for Justice; the Arts—Hon A. K. R. Prince MLA

M. C. WAUCHOPE, Director General,
Ministry of the Premier and Cabinet.

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 appointments in the place of the Hon M. G. House MLA in the period 26 March to 11 April 1999 inclusive:

Minister for Primary Industry; Fisheries

26 March to 2 April 1999
2 to 11 April 1999

Hon M. J. Criddle MLC
Hon H. J. Cowan MLA

M. C. WAUCHOPE, Director General,
Ministry of the Premier and Cabinet.

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 17 to 21 March 1999 inclusive:

Minister for Finance; Racing and Gaming—Hon K. D. Hames MLA

M. C. WAUCHOPE, Director General,
Ministry of the Premier and Cabinet.

TRANSPORT

TR401***WESTERN AUSTRALIAN MARINE ACT 1982****CLOSURE OF NAVIGABLE WATERS****SOUTHPORT LAGOON****DAWESVILLE CHANNEL**

Department of Transport,
Fremantle WA, 16 February 1999.

ACTING pursuant to the powers conferred by Section 66 of the Western Australian Marine Act 1982, the Department of Transport revokes section 2. of Notice TR401 as published in the *Government Gazette* on 6 September 1996, in relation to the Prohibited Boating Area within the Southport Lagoon, Dawesville Channel.

MICHAEL LINLAY HARRIS, Acting, Director General of Transport.

TR402**FREMANTLE PORT AUTHORITY ACT 1902**

Office of the Minister for Transport,
Perth.

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

- the appointment of existing Commissioner, Mr Joe McKay, as Deputy Chairman of the Fremantle Port Authority for a term to expire on 31 December 1999.

This appointment is in accordance with Fremantle Port Authority Act 1902.

MURRAY CRIDDLE, Minister for Transport.

TR403**FREMANTLE PORT AUTHORITY ACT 1902**

Office of the Minister for Transport,
Perth.

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

- existing Commissioner, Mr Ron Aitkenhead, as Chairman of the Fremantle Port Authority for a term to expire on 31 December 2001;
- existing Commissioner, Mr Russell Allen, as a Commissioner of the Fremantle Port Authority for a term to expire on 31 December 2001;
- existing Commissioner, Mr Anthony Finucane, as a Commissioner of the Fremantle Port Authority for a term to expire on 31 December 2000; and
- Ms Caroline Ameduri as a Commissioner of the Fremantle Port Authority for a term to expire on 31 December 2000.

This appointment is in accordance with the Fremantle Port Authority Act, 1902.

MURRAY CRIDDLE, Minister for Transport.

TR404***WESTERN AUSTRALIAN MARINE ACT 1982****NAVIGABLE WATERS REGULATIONS****CLOSURE OF NAVIGABLE WATERS****PROHIBITED SWIMMING AREA**

Department of Transport,
Fremantle WA, 16 February 1999

Acting pursuant to Section 66 of the Western Australian Marine Act and Regulation 10(b) of the Navigable Waters Regulations I hereby close the following area of water to all vessels and prohibit swimming from 7.00 pm Friday 5 March 1999 to 8.30 pm on Saturday 6 March 1999. In addition no vessel will be permitted to anchor or moor in the following areas during the above stated times.

PERTH WATER—SWAN RIVER

AREA 1—All those waters within Perth Water, Swan River adjacent to Riverside Drive between the prolongation of Victoria Street and the prolongation of Plain Street and extending 80 metres southward into the river.

AREA 2—from 12.00 pm to 5.00 pm on Saturday 6 March 1999. All those waters within a 70 metre radius of a barge, and then from 5.00 pm to 8.30 pm all those waters within a 200 metre radius of the barge which will be positioned in Perth Waters, Swan River, 200 metres Southwards into the river from a position on the foreshore midway between the prolongation of Victoria Street and the prolongation of Plain Street. The closed area will be marked by buoys.

These areas are set aside for safety measures during the set up and display of pyrotechnics associated with the closing event of the Festival of Perth.

MICHAEL LINLAY HARRIS, Acting, Director General of Transport.

WATER

WA401***WATER AGENCIES (POWERS) ACT 1984**

Perth Main Sewer

PROPOSAL TO REPLACE SECTION 3

This project is due to begin in September 1999 and completed by October 2001. The construction will involve a combination of open trench excavation and underground tunnelling.

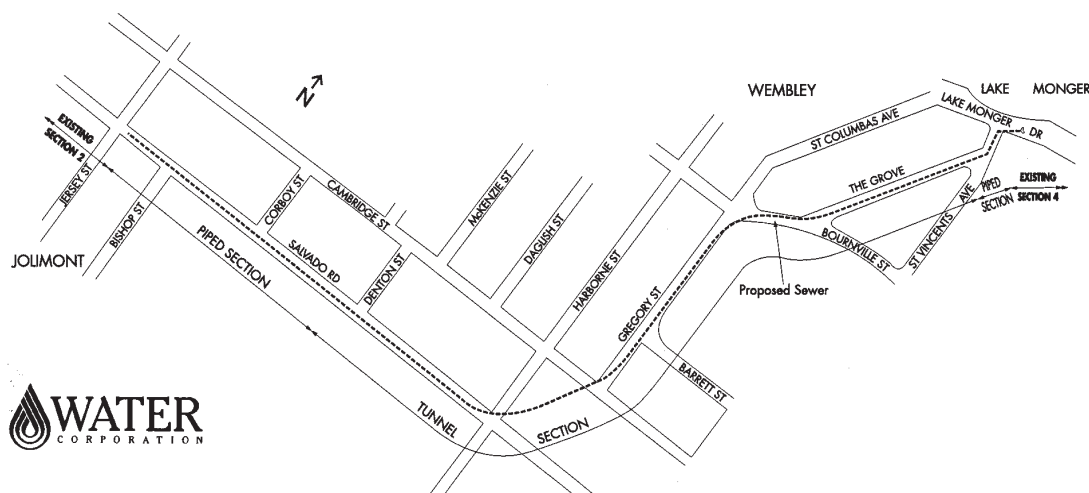
Section 3 connects with section 4 near the corner of St Vincents Avenue and Lake Monger Drive and the existing section 2 at the corner of Jersey Street and Salvado Road.

For further information on this essential wastewater project please telephone Nick Churchill during normal office hours on (08) 9221 5900.

If you have an objection to the proposed works, please write to—

Project Manager
Perth Main Sewer
SMEC Australia
Level 5, 12 St Georges Terrace
Perth WA 6000

Any objections must be lodged by the close of business on 12 March 1999.



PUBLIC NOTICES

ZZ401*

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

TO: Home Building Society Limited
PO Box 6196
EAST PERTH WA 6892

AND TO: GIO Australia Holdings Limited
GPO Box 1559
SYDNEY NSW 2001
AMP Limited
c/- Corrs Chambers Westgarth
GPO Box 9925
PERTH WA 6001

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. "Associate" has the same meaning as in section 190 of the Financial Institutions Code.

SCHEDULE A

1. Home is exempted from any requirement to forfeit and sell permanent A class or B class shares in Home that may otherwise apply as a result of GIO Australia Holdings Limited ("**GIO**"), AMP Limited ("**AMP**") and their associates being entitled to shares in Home exceeding the maximum permissible shareholding limits.
2. This exemption only applies in relation to the permanent A class and B class shares in Home held by GIO and its subsidiaries as at the date of this notice, and does not apply in relation to any other shares in Home that may be acquired at any time by GIO, AMP or any of their associates.
3. This exemption takes effect from 17 February 1999 and expires on 16 February 2000.

SCHEDULE B

1. The permanent A class and B class shares in Home held by GIO and its subsidiaries as at the date of this notice must not be transferred from the present registered owners to any of GIO, AMP or any other person or entity that is an associate of GIO or AMP without the prior written consent of the Authority.
2. The majority of the Board of Directors of Home must be persons who are not associates of GIO, AMP or any of their subsidiaries.
3. GIO must report to the Authority not later than 31 March 1999 advising of a plan of action for the sale of the permanent A class and B class shares in Home held by it and its subsidiaries or otherwise bringing the holding of those shares into compliance with the maximum permissible shareholding limits of the Financial Institutions Code.
4. GIO must promptly provide to the Authority any other reports that the Authority may require from time to time relating to progress in bringing the holding of shares in Home into compliance with the maximum permissible shareholding limits of the Financial Institutions Code.
5. GIO, AMP, their related bodies corporate and the respective officers and employees of each of GIO, AMP and those 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 taking of the action must be obtained.
6. Each of GIO, AMP and their associates must waive any rights that any of them may otherwise have under clause 6.1 of the Subscription Agreement between Home and The Government Insurance Office of New South Wales dated 12 March 1991 and act in all respects as if the restrictions placed upon Home under that clause 6.1 did not exist.
7. The Authority may terminate this exemption before 16 February 2000 if—
 - (a) any of the above conditions is not met; or
 - (b) there is any material change to the ownership of Home, GIO, GIO General Limited, AMP or AMP Insurance Investments Holdings Pty Ltd; or
 - (c) circumstances arise which cause the Authority to decide that it would be inappropriate for the exemption to continue.

Dated this twelfth day of February 1999.

The common seal of the WESTERN AUSTRALIAN FINANCIAL INSTITUTIONS AUTHORITY was affixed by authority of its Board in the presence of—

K. EDWARDS, Director.
N. T. RYAN, Chief Executive Officer.



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