



WESTERN AUSTRALIAN GOVERNMENT Gazette

611



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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.

If it is necessary through isolation or urgency to fax copy, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 1998.

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

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$41.30

Other articles in Public Notices Section—\$41.30 (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

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Per Column Centimetre—\$8.15

Bulk Notices—\$153.00 per page

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 —

CONSERVATION AND LAND MANAGEMENT

CM301*

Wildlife Conservation Act 1950

Wildlife Conservation (Restricted Open Season for Wild Ducks Causing Damage) Notice 1999

Made by the Minister under section 14.

1. Citation

This notice may be cited as the *Wildlife Conservation (Restricted Open Season for Wild Ducks Causing Damage) Notice 1999*.

2. Interpretation

In this notice —

“**district**” has the same meaning as in the *Local Government Act 1995*;

“**managed farmland**” means land wholly or principally used for agriculture, horticulture, grazing, dairying, viticulture, or other similar farming purposes;

“**Perth Metropolitan Region**” means the metropolitan region as defined in section 6 of the *Metropolitan Region Town Planning Scheme Act 1959* and the district of Mandurah;

“**restricted open season area**” means the South-west Division and the Eucla Division, excluding the Perth Metropolitan Region;

“**South-west Division**” and “**Eucla Division**” means those areas of the State as described in Schedule 1 to the *Land Administration Act 1997*;

“**wild duck**” means fauna listed in Schedule 1.

3. Declaration of a restricted open season

Subject to clauses 4, 5 and 6, an open season is declared in respect of the fauna listed in Schedule 1 in the restricted open season area for the periods —

- (a) date of publication of this notice in the *Gazette* to 30 June 1999;

- (b) 1 January 2000 to 30 June 2000;
- (c) 1 January 2001 to 30 June 2001;
- (d) 1 January 2002 to 30 June 2002; and
- (e) 1 January 2003 to 30 June 2003.

4. Restrictions on taking wild ducks

- (1) Wild ducks may be taken only —
 - (a) by a person (or the person's nominated agent or nominated shooter) on managed farmland or other damaged land that the person owns or occupies;
 - (b) in the case of managed farmland, when the wild ducks are causing damage, or when reasonably expected to cause damage, to that land;
 - (c) in the case of other damaged land, when authorized by a wildlife officer;
 - (d) by means of a 12 gauge shotgun in respect of which the person holds a licence or permit under the *Firearms Act 1973*; and
 - (e) between the hours of sunrise and sunset.

- (2) In subclause (1) —

“nominated agent” means a person who is the owner or occupier of land adjacent to the land on which the wild ducks are to be taken, who has the verbal approval of the owner of that land to take the wild ducks;

“nominated shooter” means one of up to 3 persons who is —

- (a) nominated in writing for a specified period by the owner or occupier of the managed farmland or other damaged land; and
- (b) approved by a wildlife officer;

“other damaged land” means land which a wildlife officer has inspected and considers to be significantly damaged by wild ducks.

- (3) A nominated shooter shall carry evidence of his or her nomination by the owner or occupier at all times when on the land for the purpose of taking wild ducks or when transporting wild ducks taken.

5. Further restrictions on taking wild ducks

- (1) A person shall not take or attempt to take a wild duck unless it can be positively identified as a species of wild duck listed in Schedule 1.
- (2) A person shall not take or attempt to take a fledgling or an egg of a species of wild duck listed in Schedule 1.
- (3) A person shall not —
 - (a) shoot over or from —
 - (i) any land or waters outside the restricted open season area; or

- (ii) any Crown land or waters vested in the Crown;
or
 - (b) flush, drive or otherwise induce wild ducks from —
 - (i) any land or waters outside the restricted open season area; or
 - (ii) any Crown land or waters vested in the Crown,in order to take or attempt to take wild ducks in accordance with this notice.
 - (4) A person shall not take a wild duck for the purpose of sale, aviculture or keeping in captivity.
 - (5) A person shall not possess or transport a wild duck unless at least one fully feathered wing is attached to the wild duck.
- 6. Damage licence may be required to take wild ducks on certain land**
- (1) After inspecting any land, a wildlife officer may prohibit the taking of wild ducks on that land.
 - (2) If the taking of wild ducks on land is prohibited under subclause (1), a person may only take wild ducks on that land under the authority of a damage licence issued under the *Wildlife Conservation Regulations 1970*.

Schedule 1 — Wild ducks to which the restricted open season applies

[cl. 3]

Australian Shelduck (Mountain Duck) (*Tadorna tadornoides*)

Maned Duck (Maned Goose or Wood Duck) (*Chenonetta jubata*)

CHERYL EDWARDES, Minister for the Environment.

HEALTH

HE401*

Poisons Act 1964

Poisons (Section 24) Variation Notice 1998

Made under section 24(5) of the Act by the Executive Director, Public Health as a delegate of the Commissioner of Health.

1. Citation

This notice may be cited as the *Poisons (Section 24) Variation Notice 1998*.

2. Table to notice amended

The Table to the *Poisons (Section 24) Notice 1992** is amended as follows:

- (a) by deleting the entry commencing “CAPTAN”;
- (b) in the item commencing “FLUOROACETAMIDE”, by deleting “To be supplied only to approved officers of Agriculture Western Australia” and inserting instead —

“

To be supplied only to —

- (a) officers of Agriculture Western Australia authorized by the chief executive officer of that department;
- (b) officers of the Department of Conservation and Land Management authorized by the chief executive officer of that department; and
- (c) approved persons.

”;

- (c) in the item commencing “FLUOROACETIC ACID”, by deleting “To be supplied only to approved officers of Agriculture Western Australia” and inserting instead —

“

To be supplied only to —

- (a) officers of Agriculture Western Australia authorized by the chief executive officer of that department;
- (b) officers of the Department of Conservation and Land Management authorized by the chief executive officer of that department; and
- (c) approved persons.

”;

- (d) by inserting the following item in the appropriate alphabetical position —

“

PHOSPHIDES, metallic To be supplied only to approved persons.

”.

[* *Published in Gazette 26 June 1992, pp. 2678-90.*

For amendments to 8 December 1998 see 1997 Index to Legislation of Western Australia, Table 4, p. 211.]

PAUL PSAILA-SAVONA, Executive Director, Public Health
as a delegate of the Commissioner of Health

JUSTICE

JM301*

Local Courts Act 1904

Local Court Amendment Rules (No. 4) 1998

Made by the Governor in Executive Council.

1. Citation

These rules may be cited as the *Local Court Amendment Rules (No. 4) 1998*.

2. Commencement

These rules take effect one month after their publication in the *Government Gazette*.

3. The rules amended

The amendments in these rules are to the *Local Court Rules 1961**.

[* Reprinted as at 26 February 1996.

For amendments to 6 November see 1997 Index to Legislation of Western Australia, Table 4, p. 168, and Gazette 28 August 1998.]

4. Order 27 amended

- (1) Order 27 is amended by inserting after rule 13 —

“

13A. Court may impound documents

A court hearing an examination under rule 13 of this Order may make an order impounding any documents produced at the examination.

”.

- (2) Order 27 is amended by repealing rule 14 and inserting instead —

“

14. Costs under rule 13

- (1) A court hearing an application or examination under rule 13 of this Order may make such order as to costs as may be just, including an order for fixed costs.
- (2) Subrule (1) applies despite rules 6 and 7(2) of Order 37.

”.

5. Order 32A inserted

After Order 32 the following Order is inserted —

“

Order 32A — Practice and procedure relating to warrants under the *Fines, Penalties and Infringement Notices Enforcement Act 1994*

1. Interpretation

(1) In this Order —

“**Act**” means the *Fines, Penalties and Infringement Notices Enforcement Act 1994*;

“**claim**” means a claim under section 93 of the Act;

“**claimant**” means a person who makes a claim.

(2) The definitions in Part 7 of the Act apply to this Order.

2. Examination in Aid of Seizure (Forms 185D and 185E)

(1) An application by the Sheriff for an order under section 69(1) of the Act shall be made *ex parte* in the Form 185D and supported by an affidavit.

(2) An order under section 69(1) of the Act shall be in the Form 185E and shall be served personally on the person to be examined.

(3) Except as provided in this rule, the practice and procedure relating to an examination under section 69(1) of the Act shall be the same as the practice and procedure relating to an examination of a judgment debtor in aid of execution.

3. Claims to Property Seized (Forms 185F and 185G)

(1) If the Sheriff admits a claim the Sheriff shall give notice of that admission to the claimant and, except where section 82 of the Act applies, withdraw from possession of the property in respect of which the claim is made or the proceeds of the sale of that property.

(2) If the Sheriff does not admit a claim, the Sheriff shall apply for an interpleader summons under this rule to be issued to the claimant in the Form 185F.

(3) On the application of the Sheriff, the clerk shall issue an interpleader summons and forward the interpleader summons to the Sheriff.

(4) Upon receiving an interpleader summons under subrule (3), the Sheriff shall serve the summons on the claimant, or on the solicitor of any claimant who acts by a solicitor, in the time and mode directed by these rules for the service of a summons in a personal action.

- (5) If before the return day of the summons the claimant files notice withdrawing the claim, and at the same time gives notice of that withdrawal to the Sheriff, the property seized or the proceeds of sale of that property shall be dealt with and disposed of as if the claim had not been made.
- (6) The claimant shall, 5 clear days before the return day of an interpleader summons, leave at the office of the clerk 2 copies of the particulars of the claim in the Form 185G in the Appendix.
- (7) Subject to this rule and to section 94(3) of the Act, proceedings in respect of a claim shall proceed as if the claimant were the plaintiff in a personal action and the Sheriff the defendant in that action.

”.

6. Appendix amended

Part I of the Appendix is amended by inserting after Form 185C —

“

185D — Application for order for examination in aid of seizure under the *Fines, Penalties And Infringement Notices Enforcement Act 1994*

In the Local Court of Western Australia, held at

No.

Between

A.B. Sheriff of Western Australia,
and

C.D. Offender.

I, [name], the Sheriff of Western Australia, apply for an order under section 69(1) of the *Fines, Penalties and Infringement Notices Enforcement Act 1994* that [name] of [address] being the [Offender/a person having management of the body corporate that is the Offender]* personally attend —

- (a) to be examined as to the existence and whereabouts and value of any property that may be seized under a warrant of execution issued against the Offender under the *Fines, Penalties and Infringement Notices Enforcement Act 1994*, including any debts due to the Offender; and
- (b) to produce all documents relevant to any such property.

Dated this day of

.....
Sheriff (or Solicitor)

Order granted/refused*

Dated this day of

.....
Magistrate

[* *Delete whichever does not apply.*]

**185E — Order for examination in aid of seizure under
the *Fines, Penalties And Infringement Notices
Enforcement Act 1994***

(Heading as in Form 185D)

1. On [*date*] a warrant of execution was issued under the *Fines, Penalties and Infringement Notices Enforcement Act 1994* to the Sheriff in respect of the Offender.
2. You, [*name*] of [*address*] are ordered to appear personally at the sittings of this Court to be held at [*place*] on [*date*] at [*time*] —
 - (a) to be examined as to the existence and whereabouts and value of any property that may be seized under the warrant of execution, including any debts due to the Offender; and
 - (b) to produce all documents relevant to any such property.
3. If you do not appear as required by this Order you may be dealt with under section 155 of the *Local Courts Act 1904*.

Dated this..... day of.....

.....
Magistrate

Amount outstanding

Fine/amount forfeited		\$.....
Enforcement fees	+	\$.....
Sub-total	=	\$.....
Less any amount paid	—	\$.....
Amount outstanding	=	\$.....

To [*name and address of person ordered to appear*]

185F — Interpleader summons to a claimant of property

In the Local Court of Western Australia, held at.....

No.

Between

A.B. Sheriff of Western Australia,
and

C.D. Offender.
and

E.F. Claimant.

1. You, the Claimant, are summoned to appear at a Court to be held at [time] on [date] at [location] to support a claim made by you to certain property taken by the Sheriff pursuant to a warrant of execution issued under the *Fines, Penalties and Infringement Notices Enforcement Act 1994* against the Offender.
2. You must, 5 clear days before the hearing date, leave at my office particulars of —
 - (a) your full name, address, and occupation;
 - (b) the property claimed by you; and
 - (c) the grounds of your claim,

and if you do not provide those particulars your claim will not be heard by the Court.

Dated this day of

.....
Clerk of the Court

To [name and address of Claimant]

185G — Particulars of claim under interpleader summons

(Heading as in Form 185F)

1. I, E.F., of [address and occupation], claim the following property:
[or specified in an attached Schedule], taken by the Sheriff pursuant to a warrant of execution issued under the *Fines, Penalties and Infringement Notices Enforcement Act 1994* against the Offender.

2. The grounds of my claim are as follows:
[or specified in an attached Schedule].

Dated this day of

.....

E.F., Claimant

To the Sheriff.

”.

By Command of the Governor,

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

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

Town of Port Hedland

Local Law—Dogs

In pursuance of the powers conferred upon it by the above mentioned Act, the Council of the Town of Port Hedland hereby records having resolved on the 27 January 1999 to amend clause 13.1 of the Dogs Local Law as follows—

“13.1 A person who contravenes or fails to comply with any provision of this Local Law is upon conviction, liable to pay a penalty not exceeding \$2000.00 for each offence.”

TONY FORD, Chief Executive Officer.

— PART 2 —

AGRICULTURE

AG401**PERTH MARKET ACT 1926**

Agriculture, Western Australia,
South Perth WA 6151.

I, Monty House, Minister for Primary Industry; Fisheries, acting under Sections 3 and 5 of the Perth Market Act 1926, hereby appoint Richard Alan Walter as a member of the Perth Market Authority for a term of office expiring on 5 September 1999.

MONTY HOUSE, Minister for Primary Industry; Fisheries.

COMMERCE AND TRADE

CE401**GOLDFIELDS ESPERANCE DEVELOPMENT COMMISSION****Board of Management**

The Goldfields Esperance Development Commission Board of Management would like the following noted—

Cr Kathleen Margaret Finlayson, a local government nominated member whose term of appointment expires 30 June 2000, resigned from her local government position and the Goldfields Esperance Development Commission Board of Management.

Cabinet endorsed the following appointment to the vacant position on 15 February 1999—

Name; Position; Category; Expiry Date.

Cr Kathleen Margaret FINLAYSON; Member; Local Government; 30 June 2000.

CE402**SOUTH WEST DEVELOPMENT COMMISSION****Board of Management**

The South West Development Commission Board of Management would like the following noted—

Cr Beryle Morgan, a local government nominated member whose term of appointment expires 30 June 2000, resigned from her local government position and the South West Development Commission Board of Management.

Cabinet endorsed the following appointment to the vacant position on 15 February 1999—

Name; Position; Category; Expiry Date.

Mayor Giovanni Mario (John) CASTRILLI; Member; Local Government; 30 June 2000.

FAIR TRADING

FT401**SUNDAY ENTERTAINMENTS ACT 1979****NOTICE**

I, Doug Shave, Minister for Fair Trading, acting pursuant to Section 3(2) of *The Sunday Entertainments Act 1979* do hereby declare that the provisions of Section 3(1) of the Act shall not apply to or in relation to any person involved in operating the Pot Black Family Pool and Snooker Centres listed in the Schedule below from 12.00 noon to 12.00 midnight on Good Friday, 2 April 1999.

Schedule

- 17 Queen Victoria Street, Fremantle
- 58 Francis Street, Northbridge
- 106 James Street, Northbridge
- 5 Mallard Way, Cannington
- 1st Floor, Hillarys Boat Harbour, West Coast Drive, Hillarys
- 464 Fitzgerald Street, North Perth
- 61 Pinjarra Road, Mandurah
- 8/2209 Albany Highway, Gosnells

DOUG SHAVE, MLA, Minister for Lands; Fair Trading;
Parliamentary and Electoral Affairs.

FT402**SUNDAY ENTERTAINMENTS ACT 1979**

NOTICE

I, Doug Shave, Minister for Fair Trading, acting pursuant to Section 3(2) of *The Sunday Entertainments Act 1979* do hereby declare that the provisions of Section 3(1) of the Act shall not apply to or in relation to any person involved in operating The Rosemount Bowl situated at 464 Fitzgerald Street, North Perth from 12.00 noon to 12.00 midnight on Good Friday, 2 April 1999.

DOUG SHAVE, MLA, Minister for Lands; Fair Trading;
Parliamentary and Electoral Affairs.

FISHERIES

FI401***FISH RESOURCES MANAGEMENT ACT 1994****BROOME PRAWN MANAGED FISHERY MANAGEMENT PLAN 1999**

Arrangement

Part 1—Preliminary

1. Citation
2. Commencement of Plan
3. Interpretation
4. Procedure before amending this Plan

Part 2—The Fishery

5. Identification of the Fishery

Part 3—General regulation of fishing

6. Persons prohibited from fishing in the Fishery
7. Prohibition on fishing activities
8. Prohibition on selling, dealing in or purchasing prawns
9. Use of a boat in the Fishery
10. Fishing gear to be used in the Fishery
11. Notification of fishing
12. Closure of areas within the Fishery

Part 4—Licences

13. Licences
14. Duration of licence
15. Fees
16. Items specified on a licence
17. Grounds to refuse to transfer a licence

Part 5—Miscellaneous requirements

18. Requirement to install an Automatic Location Communicator
19. Requirement to install a Global Positioning System
20. Requirement to install a Bycatch Reduction Device
21. Research logbooks
22. Carrying of fisheries officers on an authorised boat

Part 6—Offences

23. Offences and major provisions

Schedules

Schedule 1—The Fishery

Schedule 2—Fishing area

Schedule 3—Prohibited fishing area

Schedule 4—Boat units

FISH RESOURCES MANAGEMENT ACT 1994**BROOME PRAWN MANAGED FISHERY MANAGEMENT PLAN 1999**

FD 1284/98[247]

Made by the Minister under section 54.

Part 1—Preliminary**Citation**

1. This Plan may be cited as the *Broome Prawn Managed Fishery Management Plan 1999*.

Commencement of Plan

2. This Plan shall commence operation on 1 March 1999.

Interpretation

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

“ALC” means an Automatic Location Communicator as defined in regulation 55A of the regulations;

“approved directions for use” means the directions for the installation, service and effective operation of a GPS or a BRD—

(a) as specified in the regulations; or

(b) given by the Executive Director in a notice in writing to the master of an authorised boat or the holder of a licence;

“authorised boat” means—

(a) a licensed fishing boat, the name, licensed fishing boat number and length of which are specified in a licence; or

(b) a boat specified in a written authority under regulation 132, where that boat is to be used in place of a boat described in (a);

“boat units” means the number of units of a boat as calculated by the formula specified in Schedule 4;

“BRD” means a bycatch reduction device as defined in the regulations or a notice given by the Executive Director pursuant to clause 20;

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

“Fishery” means the fishery identified in clause 5;

“fishing boat licence” has the same meaning as provided in the regulations;

“GPS” means a satellite based radio navigation system which provides specially coded satellite signals that can be processed by a Global Positioning System receiver to compute the geographical location and velocity of the authorised boat on which the Global Positioning System has been installed and the time of that computation;

“headrope length” means the distance measured along the headrope from where the otter trawl net attaches to one end of the headrope to where it attaches to the other end of the headrope;

“licence” means a managed fishery licence which authorises a person to fish in the Fishery;

“licensed fishing boat number” has the same meaning as in the regulations;

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

“otter board” means one of the boards used on an otter trawl net to keep the mouth of the net open while being towed;

“otter trawl net” means a fishing net designed or intended to be towed by a boat and having its mouth or opening controlled by otter boards;

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

“regulations” means the *Fish Resources Management Regulations 1995*;

“try net” means an otter trawl net with a headrope length not exceeding five metres.

Procedure before amending this Plan

4. For the purposes of Section 65(1) of the Act, the licence holders are to be consulted before this management plan is amended or revoked.

Part 2—The Fishery

Identification of the Fishery

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

Part 3—General regulation of fishing

Persons prohibited from fishing in the Fishery

6. (1) Subject to subclause (2), a person must not fish in the Fishery other than—

- (a) in accordance with this Plan; and
- (b) under the authority of a licence.

(2) A person fishing in accordance with the Act for a non commercial purpose may fish in the waters described in Schedule 1.

Prohibition on fishing activities

7. A person must not use an otter trawl net or try net in the Fishery other than in accordance with this Plan.

Prohibition on selling, dealing in or purchasing prawns

8. A person must not sell, deal in or purchase any prawns taken from the Fishery unless the prawns were taken by a person who holds a commercial fishing licence issued pursuant to the regulations and the prawns were taken under the authority of a licence.

Use of a boat in the Fishery

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

(2) The holder of a licence or a person acting on that person's behalf must not use a boat in the Fishery where the capacity of that boat exceeds 375 boat units unless the boat is permitted to be used in the *Northern Prawn Fishery* in accordance with the *Northern Prawn Fishery Management Plan 1994*.

Fishing gear to be used in the Fishery

10. (1) The holder of a licence or a person acting on that person's behalf must not fish in the Fishery by any means other than by otter trawl net and/or one try net.

(2) A person must not use an otter trawl net in the Fishery where -

- (a) the total headrope length of the otter trawl nets exceeds 73.16 metres; or
- (b) the ground chain of the otter trawl net has any links which are made of material which exceeds 13 millimetres in diameter.

(3) The master of an authorised boat must not permit more than 4 otter trawl nets to be used from an authorised boat at any one time.

(4) A person must not use a try net in the Fishery where the headrope length of that try net exceeds 5 metres.

Notification of fishing

11. (1) A person must not use or allow an authorised boat to be used in the Fishery unless a notification to fish has been given and is in effect in accordance with this clause.

(2) A notification must—

- (a) be made either—
 - (i) in writing furnished to a fisheries officer at the Broome Office of Fisheries WA; or
 - (ii) to a fisheries officer by the use of an ALC;
- (b) be made before the authorised boat enters the waters described in Schedule 1;
- (c) be made only in relation to the intended fishing activities to be undertaken during that trip;
- (d) specify the following—
 - (i) the licensed fishing boat number of the boat;
 - (ii) the date that fishing from the boat will commence in the fishery;
 - (iii) the port at which any fish taken on the trip will be unloaded;
 - (iv) details of the number of crew members that will be on board the boat and their commercial fishing licence numbers; and
 - (v) any other information as required by the Executive Director.

(3) The master of an authorised boat must not allow that boat to be used in the Fishery contrary to the information provided in a notification made under this clause.

Closure of areas within the Fishery

12. (1) The Executive Director may, by notice published in the Gazette, prohibit fishing in any part of the Fishery described in Schedule 2 for the period specified in the notice if, in the opinion of the Executive Director, the prohibition is required in the better interests of the Fishery.

(2) A person must not fish—

- (a) in any waters of the Fishery described in Schedule 2 at a time when fishing in those waters has been prohibited by a notice made under subclause (1); or

- (b) in any of the waters described in Schedule 3.
- (3) A notice made under subclause (1) revokes any previous notice made under that subclause.

Part 4—Licences

Licences

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

(2) The Executive Director must not grant a licence after 1 May 1999.

(3) Subject to subclauses (1) and (2), the criterion to be satisfied by a person applying for the grant of a licence is that on 31 December 1998 the person was the holder of a permit which authorised the holder of that permit to fish for prawns in the Broome Prawn Interim Managed Fishery as identified in the *Broome Prawn Interim Managed Fishery Management Plan 1996**.

Duration of licence

14. A licence expires at the end of the calendar year in which it is issued.

Fees

15. The fee to be paid for the issue of a licence that will expire on 31 December 1999 is \$3518.00.

Items specified on a licence

16. (1) A licence may specify the following things—

- (a) name and business address of the licence holder;
- (b) name, licensed fishing boat number, length and boat units of any licensed fishing boat that may be used for fishing in the Fishery under the authority of that licence;
- (c) the licence number;
- (d) the date of expiry of the licence.

Grounds to refuse to transfer a licence

17. If an application is made to transfer a licence to another person and—

- (a) that application is not made together with an application to transfer the relevant fishing boat licence to the same person; and
- (b) the boat which is specified on that licence is not authorised to be used to fish in any other Western Australian trawl fishery,

then that shall be grounds for the Executive Director to refuse to transfer that licence.

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

Part 5—Miscellaneous requirements

Requirement to install an Automatic Location Communicator

18. (1) The Executive Director may from time to time by notice in writing direct the holder of a licence that the authorised boat specified on that licence must not be used to fish in the Fishery unless an Automatic Location Communicator (ALC)—

- (a) has been installed on that boat in accordance with regulation 55B(1)(a) of the regulations; and
- (b) has been serviced in accordance with regulation 55B(1)(b) of the regulations.

(2) Where an ALC has been fitted on an authorised boat the Executive Director may by notice in writing direct the master of that authorised boat to use that ALC in accordance with regulation 55C of the regulations.

(3) Where the Executive Director has given a notice in writing pursuant to subclause (1) the master of that boat must not use that boat in the Fishery unless that notice in writing has been complied with.

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

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

Requirement to install a Global Positioning System

19. (1) The Executive Director may from time to time by notice in writing direct the holder of a licence that the authorised boat specified on that licence must not be used to fish in the Fishery unless a GPS is fitted and maintained on that boat.

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

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

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

Requirement to install a Bycatch Reduction Device

20. (1) The Executive Director may from time to time by notice in writing direct the holder of a licence that the authorised boat specified on that licence must not be used to fish in the Fishery unless an approved BRD is fitted and maintained—

- (a) on that authorised boat; or
- (b) on any fishing gear being operated from that authorised boat.

(2) Where an approved BRD has been fitted on an authorised boat or on fishing gear being operated from that boat the Executive Director may by notice in writing direct the master of that authorised boat to use that BRD.

(3) The holder of a licence must comply with a direction given under subclause (1).

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

Research logbooks

21. (1) The Executive Director may by notice in writing direct—

- (a) the holder of a licence or the master of an authorised boat to complete a research logbook in a form specified in that notice or as approved by the Executive Director;
- (b) the master of an authorised boat to attend a meeting with a fisheries officer to receive instructions on the procedure to be followed to complete a research logbook.

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

Carrying of fisheries officers on an authorised boat

22. The master of an authorised boat must—

- (a) facilitate the safe carriage of a fisheries officer on the boat including his/her embarkation and disembarkation; and
- (b) ensure that any fisheries officer has reasonable access to all navigational and communications equipment.

Part 6—Offences

Offences and major provisions

23. A person who contravenes a provision of—

- (a) clause 6, 7, 8, 9, 10, 11, 12, 18, 19 or 20; or
- (b) clause 21 or 22,

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

Schedule 1—The Fishery

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

Schedule 2—Fishing area

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

Schedule 3—Prohibited fishing area

All the waters of the Fishery not specified in Schedule 2.

Schedule 4—Boat units

The formula for calculating the units of a boat is—

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

where

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

B means “breadth” as defined in the Code;

D means “depth” as defined in the Code; and

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

[*Published in the Gazette of 4 June 1996. For amendments to 31 December 1998 see the Broome Prawn Interim Managed Fishery Management Plan amendment 1997 published in the Gazette of 23 December 1997.]

Dated this 17th day of February 1999.

MONTY HOUSE, Minister for Fisheries.

FI402*

FISH RESOURCES MANAGEMENT ACT 1994

SOUTH COAST PURSE SEINE MANAGEMENT PLAN 1994

Clause 9—Notice of Prohibition of Fishing

FD 1404/98 [250]

In accordance with clause 9 of the *South Coast Purse Seine Management Plan 1994** I hereby prohibit all persons from fishing—

- (a) in all waters of Zone 4 of the Fishery west of 120° 6' east longitude;

(b) in all waters of Zones 1 and 3 of the Fishery; and

(c) in all waters of Zone 2 of the Fishery east of 117° east longitude,

during the period commencing on 27 February 1999 and ending on 26 March 1999.

[*Published in the Gazette of 22 February 1994. For amendments to 23 February 1999 see Notice No. 708 published in the Gazette of 23 May 1995, Notice No. 714 published in the Gazette of 16 June 1995, Notice No. 727 published in the Gazette of 29 September 1995, the South Coast Purse Seine Management Plan Amendment 1996 published in the Gazette of 9 February 1996, the South Coast Purse Seine Management Plan Amendment (No. 2) 1996 published in the Gazette of 29 March 1996, the South Coast Purse Seine Management Plan Amendment 1997 published in the Gazette of 27 March 1997 and the South Coast Purse Seine Management Plan Amendment (No. 5) 1997 published in the Gazette of 29 August 1997. See regulation 183 of the Fish Resources Management Regulations 1995 concerning the citation of notices under the Fisheries Act 1905 immediately before the commencement of those regulations.]

Dated this 24th day of February 1999.

P. P. ROGERS, Executive Director.

HERITAGE COUNCIL

HR401*

HERITAGE OF WESTERN AUSTRALIA ACT 1990

NOTICE OF ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES

Notice is hereby given in accordance with Section 51(2) of the Heritage of Western Australia Act 1990 that, pursuant to directions from the Minister for Heritage, the places described in Schedule 1 have been entered in the Register of Heritage Places on a permanent basis with effect from today.

Schedule 1

Name	Location	Description of Place
33 Wellington Street	33 Wellington Street, East Perth	Lot 4 on Diagram 2868, being the whole of the land comprised in Certificate of Title Volume 1439 Folio 272.
Annesley	49 Lawley Crescent, Mount Lawley	Lot 1 on Diagram 64843, being the whole of the land comprised in Certificate of Title Volume 1645 Folio 124 and Lot 2 on Diagram 64843, being the whole of the land comprised in Certificate of Title Volume 1645 Folio 125.
Bally Bally Hall	Corner Caroling-Bally Bally Road and Bally Bally-County Peak Road, Beverley	Avon Location 29165, being Crown Reserve 8820 and being the whole of the land comprised in Crown Land Record Volume 3006 Folio 42.
Bartons Mill Prison (ruins)	Bartons Mill, Pickering Brook	That part of State Forest Number 7, being a part of Crown Reserve 6203 and being part of the land comprised in Crown Land Record Volume 3066 Folio 593 as is defined in HCWA survey drawing No 3580 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.
Convent of the Sacred Heart (fmr)	Hampton Road, Northampton	Those parts of Northampton Lots 28 and 29, being part of the land comprised in Certificates of Title Volume 4 Folio 241 and Volume 1211 Folio 999 respectively as together are defined in HCWA survey drawing No 1903 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.
Enderslea	Cnr Blue Plains & Chittering Roads, Chittering	Lot 5 on Plan 11160, being the whole of the land comprised in Certificate of Title Volume 1405 Folio 821.
Fossil Downs Homestead Group	About 25 km eastwards of Fitzroy Crossing	That part of Yurabi Location 63, being part of the land comprised in Crown Lease 126/1989 as is defined in HCW survey drawing No 0697 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.
Kalgoorlie School of the Air	Reserve 8883-253 on the corner of Piesse & Brookman Streets, Boulder	Boulder Lots 253 and 2223, being Crown Reserve 8883 and being the whole of the land comprised in Crown Land Record Volume 3033 Folio 874.

Schedule 1—*continued*

Name	Location	Description of Place
Maylands Parcel Office	Cnr Whatley Crescent & Eighth Avenue, Maylands	That portion of the Eastern Railway Reserve as is defined in HCWA survey drawing No 4563 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.
Merredin Railway Station Group	Great Eastern Highway, Merredin	That portion of Merredin Lot 50, being part of Crown Reserve 10359 and being part of the land comprised in Crown Land Record Volume 3023 Folio 967 as is defined in HCWA survey drawing No 1577 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.
Merredin Town Hall (fmr)	Mitchell Street, Merredin	Merredin Lot 120, being Crown Reserve 13941 and being the whole of the land comprised in Crown Land Record Volume 3033 Folio 729.
Myrniong	50 Beach Road, Bunbury	Lot 206 on Diagram 26228, being the whole of the land comprised in Certificate of Title Volume 1248 Folio 477.
North Fremantle Primary School (fmr)	101 Stirling Highway, North Fremantle	North Fremantle Lot 435, being Crown Reserve 3109 and being the whole of the land comprised in Crown Land Record Volume 3032 Folio 56.
North Kalgoorlie Primary School	A lot bounded by Campbell, Keenan, Russell & Addis Streets, North Kalgoorlie.	Kalgoorlie Lot 3579, being Crown Reserve 7467 and being the whole of the land comprised in Crown Land Record Volume 3042 Folio 691.
Ocean View	134 Solomon Street, Beaconsfield	Lot 9 on plan 4558, being the whole of the land comprised in Certificate of Title Volume 1055 Folio 604.
St Peter's Anglican Church	Pindellup Road, Pindellup	Crown Reserve 11608.
Tenterden Agricultural Hall	Cnr Gillam & Trimmer Streets, Tenterden	Tenterden Lot 13, being Crown Reserve 13988 and being the whole of the land comprised in Crown Land Record Volume 3012 Folio 423.
Wilkinson Homestead	Lot 101 Homestead Road, Gosnells	Lot 101 on Diagram 50481, being the whole of the land comprised in Certificate of Title Volume 1444 Folio 420.

Pursuant to directions from the Minister for Heritage, notice is hereby given in accordance with Section 49(1) of the Heritage of Western Australia Act 1990 that it is proposed that the places described in Schedule 2 be entered in the Register of Heritage Places. The Heritage Council invites submissions on the proposal; submissions must be in writing and should be forwarded to the following address not later than 9th April 1999.

The Director, Office of the Heritage Council
108 Adelaide Terrace, East Perth WA 6004

The places will be entered in the Register on an interim basis with effect from today.

Schedule 2

Name	Location	Description of Place
All Saints' Anglican Church	South West Highway, Donnybrook	Lots 3 and 4 on Plan 1724, being the whole of the land comprised in Certificates of Title Volume 1492 Folios 889 and 890 respectively.
Dalgety House	Cnr Anderson & Wedge Streets, Port Hedland	Port Hedland Lot 264, being the whole of the land comprised in Certificate of Title Volume 1390 Folio 916, Port Hedland Lot 74, being the whole of the land comprised in Certificate of Title Volume 466 Folio 37A and Port Hedland Lot 462, being the whole of the land comprised in Certificate of Title Volume 1926 Folio 114.
Johnson's Complex	34 & 32 Johnson Street, Guildford	Lot 502, the subject of Diagram 96039, being the whole of the land comprised in Certificate of Title Volume 2140 Folio 760.
Padbury's Stores & Residence	112-118 Terrace Road, Guildford	Portion of Guildford Town Lot 94, being the whole of the land comprised in Certificate of Title Volume 1301 Folio 393.
Prisoner of War Hut	Location 15920 Bruce Rock Shire	That part of Avon Location 15920, being part of the land comprised in Certificates of Title Volume 1483 Folio 807 and Volume 2055 Folio 858 as is defined in HCWA survey drawing No 10652 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Schedule 2—*continued*

Name	Location	Description of Place
St Mary's Catholic Church	Cnr Franklin & Shakespeare Streets, Leederville	Lot 80 on Diagram 53837, being the whole of the land comprised in Certificate of Title Volume 1496 Folio 399.
Wesley Chapel & Manse	91 James Street, Guildford	Portion of Guildford Town Lot 46, being the whole of the land comprised in Certificate of Title Volume 1634 Folio 811.

NOTICE OF ADVICE REGARDING REGISTRATION OF CROWN PROPERTY

In accordance with the requirements of Section 47 (5) of the Heritage of Western Australia Act, the Heritage Council hereby gives notice that it has advised the Minister for Heritage that the places listed in Schedule 3 should be entered in the Register of Heritage Places on an interim basis. The Heritage Council hereby gives notice of the **interim registration** and invites submissions on the matter; submissions must be in writing and should be forwarded to the following address not later than 9th April 1999.

The Director, Office of the Heritage Council
108 Adelaide Terrace East Perth WA 6004

The places listed in Schedule 3 are vested in the Crown, or in a person on behalf of the Crown, in right of the State.

Schedule 3

Name	Location	Description of Place
Office of the Dept of Agriculture	Queen Street, Cnr Marine Terrace, Busselton	Busselton Lot 337, being the whole of the land comprised in Certificate of Title Volume 1161 Folio 647.

Dated this 26th day of February 1999.

IAN BAXTER, Director, Officer of the Heritage Council.

JUSTICE

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 Arnold Petrus Bogaers of 201 Wylarah Way, Dunsborough

Mr Alkie Laurie of 4 Cassia Court, Katanning.

to the office of Justice of the Peace for the State of Western Australia.

RICHARD FOSTER, Executive Director, Court Services.

JM402**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 Jason Leith Atkinson of 1 Satellite Retreat, Kiara

Mr Michael Philip Finn of 62 Bisdee Road, Millendon

Ms Paula Louise Pertovt of 6 Mallee Drive, Kambalda West

Ms Kerry Lynette Simpson of 3 Memorial Drive, Mukinbudin

Mrs Catherine Maria Woodley of 12 Brookman Street, Perth.

RICHARD FOSTER, Executive Director, Court Services.

LOCAL GOVERNMENT

LG401**SHIRE OF NORTHAMPTON**

Authorised Officer

It is hereby notified for public information that Mr Ralph Blundell has been appointed as an authorised officer for the Local Laws regarding the control and usage of the Kalbarri Recreation Jetty for the Municipality of the Shire of Northampton.

GARRY L. KEEFFE, Chief Executive Officer.

LG402**DOG ACT 1976***Shire of Gnowangerup*

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

Registration Officers

Daniel Lesk
Jeni Gordon
Joanne Trezona
Frank Ludovico
Scott Cox
Anna Speight

Authorised Persons

Frank Ludovico
Jason Rutter
Scott Cox
Daniel Lesk
Gordon Thill
Allan Rogers
Jason Phillips
Frank Hmeljak
Robert Desando

All previous appointments are hereby cancelled.

F. B. LUDOVICO, Chief Executive Officer.

LG403***LOCAL GOVERNMENT ACT 1995***City of Albany*

Authorisation of Officers

It is hereby notified for public information that the following persons have been appointed within the Municipality of the City of Albany for the following purposes—

1. Robert George Hall to enforce provisions of the following Acts—

- Part XX Local Government (Misc Provisions) Act 1960;
- Section 9.13, 9.16 Local Government Act 1995;
- Section 3.39(i) Local Government Act 1995;
- Section 26(i) C (i) & (ii) Litter Act 1979-81;
- Section 29 Dog Act 1976;
- Section 3 Dog Act 1976—Registration Officer;
- Section 38 Control of Vehicles (Off-road areas) Act 1978;
- Section 38 Bush Fires Act 1954-77;
- Section 59, 59A Bush Fires Act 1954-77; and
- Section 3 Spear Guns Control Act 1955-72.

2. Rebecca Louise Smith for the purpose of applying the following Acts—

- Section 9.17 Local Government Act 1995; and
- Section 3 Dog Act 1976—Registration Officer.

E. H. KELLY, Chief Executive Officer.

LG404***DOG ACT 1976***Shire of Wongan-Ballidu*

It is hereby notified for public information that the following persons have been appointed to administer the provisions of the Dog Act 1976 and regulations—

Registration Officers:

Casey Lee McCagh

Julian Peter Murphy

It is hereby notified for public information that Julian Peter Murphy has been appointed as an Authorised Officer for the following purposes—

Dog Act 1976

Litter Act 1979

The appointment of Marcus Theobald is hereby cancelled.

FRANK J. PECZKA, Chief Executive Officer.

MEDICAL BOARD

MH401**MEDICAL ACT 1894**

IN THE MATTER OF AN INQUIRY WITH REFERENCE TO THE CONDUCT OF

DR ROBERT EDMUND SETON

Date Heard: 8 February 1999

Medical Board,
of Western Australia.

I confirm that the following Orders were made by the Medical Board of Western Australia at the conclusion of the Inquiry held on 8 February 1999 namely that:

1. Dr Seton give an undertaking to be of good behaviour for a period of two years and to comply during that period with conditions in relation to his practice of medicine as set out below.
2. The following conditions and restrictions be imposed namely that:
 - A. Dr Seton work under the supervision, at all times, of another practitioner who can monitor his working hours, case load and variety of case material.
 - B. Dr Seton refrains from procedural surgical practice for the next twelve months with this condition to be reviewed after six months.
 - C. Dr Seton continue attending for regular treatment and monitoring from Dr Giles and Dr Palmer of the CDU or other suitably qualified practitioners approved by the Board.
 - D. Regular treatment be at the discretion of the treating practitioners.
 - E. Progress reports from Dr Seton's treating psychiatrist and any other treating practitioners be provided to the Medical Board every 3 months.
 - F. Dr Seton undergoes a formal psychiatric review every 12 months by a practitioner appointed by the Medical Board to reassess his condition.
 - G. Dr Seton to pay the costs of the inquiry.

By Order of the Medical Board of Western Australia.

SIMON M. HOOD, Registrar.

MINERALS AND ENERGY

MN401**MINING ACT 1978**

NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Minerals and Energy,
Norseman.

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 provision of Section 96(1)(a) for breach of covenant, viz. non payment of rent.

KIERAN BOOTHMAN SM, Warden.

To be heard in the Warden's Court Norseman on Wednesday 21st April, 1999.

DUNDAS MINERAL FIELD

P63/968—Brian Letchford

MN402**MINING ACT 1978****INSTRUMENT OF EXEMPTION OF LAND**

The Minister for Mines pursuant to the powers conferred on him by Section 19 of the Mining Act 1978, hereby exempts all areas of land described hereunder from Divisions 1 to 5 of Part IV of the Mining Act 1978.

Description

All those portions of land, not being private or land the subject of a mining tenement or application for a mining tenement, bordered yellow on the plan at page 47 of Minerals and Energy File 8771/98 and designated 'S19-135' in Tengraph

Area: 2,546.4324 hectares

Dated at Perth this 18th day of February 1999.

NORMAN MOORE, Minister for Mines.

MN403***PETROLEUM PIPELINES ACT 1969****Notice of Grant of Pipeline licence,**

PIPELINE LICENCE NO. PL45 has been granted to CMS Gas Transmission of Australia to have effect for a period of twenty one years from 17 February 1999.

W. L. TINAPPLE, Director Petroleum Operations Division.

PLANNING

PD101**CORRECTION***TOWN PLANNING AND DEVELOPMENT ACT 1928****ADVERTISEMENT OF SCHEME AMENDMENT AVAILABLE FOR INSPECTION***SHIRE OF MANJIMUP***TOWN PLANNING SCHEME NO. 2—AMENDMENT NO. 87**

Ref: 853/6/14/20, Pt. 87.

It is hereby notified for public information that the notice under the above Amendment No. 87 published at page 292 of the *Government Gazette* No. 10 dated 29 January 1999, contained an error which is now corrected as follows:

For the words: K. D. LIDDELOW, Chief Executive Officer.

Read: L. A. VICARY, Acting Chief Executive Officer.

L. A. VICARY, Acting Chief Executive Officer.

PD402***TOWN PLANNING AND DEVELOPMENT ACT 1928****TOWN PLANNING SCHEME AVAILABLE FOR INSPECTION***CITY OF GOSNELLS***TOWN PLANNING SCHEME NO. 6**

Ref: 853/2/25/8.

Notice is hereby given that the local government of the City of Gosnells has prepared the abovementioned Town Planning Scheme for the purpose of:

- (a) Providing a legislative vehicle to control the ongoing development within the District.
- (b) Zoning land within the District for the purposes described in the Scheme so as to promote the orderly and proper planning and the preservation and enhancement of amenity within the District.
- (c) Setting aside land as reservation for public purposes.
- (d) Ensuring the orderly and proper use and development of land within the District.

- (e) Protecting and enhancing the quality of the urban and rural living environments and characteristics of the District, and providing for such expansion as is consistent with the maintenance of the amenities of the District.
- (f) Promoting the health, safety, convenience and the economic and general welfare of the District.
- (g) Ensuring the use and development of land does not result in significant adverse impacts on the physical environment.
- (h) Assisting in the protection of regional forest, water catchment, recreational and other land resources.
- (i) Protecting objects and places of outstanding natural, historic, architectural, scientific and cultural significance.
- (j) Making provision within the District for such of those matters set out in Section 6 and the First Schedule of the Act as are necessary or incidental to the effective operation of a District Zoning Scheme.

Plans and documents setting out and explaining the Town Planning Scheme, Schedule of Modifications and the Municipal Inventory (Heritage List) have been deposited at Council Offices, 2120 Albany Highway Gosnells 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 26 May, 1999.

Submissions on the Town Planning Scheme, Schedule of Modifications and Municipal Inventory may be made in writing on Form No. 4 and lodged with the undersigned on or before 26 May, 1999.

S. HOLTBY, 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. 151

Ref: 853/2/22/4, Pt. 151.

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 Armadale Town Planning Scheme Amendment on 18 February 1999 for the purpose of adding "Retail Liquor Outlet" to the existing Prescribed Uses (office, shops) for Lot 11 River Road, Kelmscott and increasing the gross leaseable floorspace in the "Requirements" column from 300m² to 520m² so as to read as follows—

Prescribed Special Use	Requirements	Particulars of Land
34. Office, Shops, Retail Liquor Outlet	1. Gross leaseable area used for retail purposes limited to 520m ² .	Lot 11 River Road, Kelmscott

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

PD403*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF STIRLING

DISTRICT PLANNING SCHEME NO. 2—AMENDMENT NO. 335

Ref: 853/2/20/34, Pt. 335.

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 Stirling Town Planning Scheme Amendment on 18 February 1999 for the purpose of rezoning Lot 19, Hn 226 West Coast Highway, Scarborough from "Residential R30" to "Special Use Zone—Holiday Units and Residential R30" and adding the use to Schedule II of the Scheme.

D. C. VALLELONGA, Mayor.
M. J. WADSWORTH, Chief Executive Officer.

PD404***TOWN PLANNING AND DEVELOPMENT ACT 1928***SHIRE OF AUGUSTA-MARGARET RIVER***INTERIM DEVELOPMENT ORDER NO. 11****LOCATION 1295 BLACKBOY HOLLOW ROAD MARGARET RIVER**

Ref: 26/6/3/1, Vol. 2.

Notice is hereby given that in accordance with the provisions of sub-section (2) of Section 7B of the Town Planning and Development Act, 1928 (as amended), and by direction of the Hon Minister for Planning a summary as set out hereunder of the Shire of Augusta-Margaret River Interim Development Order No. 11 made pursuant to the provisions of Section 7B of that Act is published for general information.

The Hon Minister for Planning has made copies of this Order available for inspection by any person free of charge at the offices of the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and at the offices of the Shire of Augusta-Margaret River during normal office hours.

SUMMARY

1. The Shire of Augusta-Margaret River Interim Development Order No. 11 contains provisions inter alia—

- (a) That the Order applies to that part of the Shire of Augusta-Margaret River specified in the Order.
- (b) That, subject as therein stated, the Augusta-Margaret River Shire Council is the authority responsible for its administration.
- (c) That the carrying out of certain development on land within the cope of the Order without approval as stated therein is prohibited.
- (d) Relating to the application for, and grant of approval for, development other than development permitted by the Order.
- (e) Relating to development by a public authority.
- (f) Relating to certain development permitted by the Order.
- (g) Relating to the continuance of the lawful use of land and buildings.
- (h) Relating to appeals against refusal of approval for development or against conditions subject to which approval to carry out development is granted.

2. The Order has effect from and after the publication of this Summary in the *Government Gazette*.

Date: 28 January 1999.

M. EASTCOTT, Chief Executive Officer.

PD405**TOWN PLANNING AND DEVELOPMENT ACT 1928****ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT***SHIRE OF CHITTERING***TOWN PLANNING SCHEME NO. 5—AMENDMENT NO. 64**

Ref: 853/3/4/5, Pt. 64.

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 Chittering Town Planning Scheme Amendment on 19 February 1999 for the purpose of:

Rezoning Lot 2, Reserve Road, Muchea, from Rural 1 Zone to Rural Living B Zone.

Adding to Schedule 5—Special Rural and Rural Living Zones Provisions for Lot 2 Reserve Road, Muchea.

- | | |
|-------------------------------|--|
| (a) | (b) |
| Specified Areas or Localities | Special Provisions to refer to Special Rural—Rural Living Zones |
| Lot 2—Reserve Road, Muchea | <p>(1) Lot Sizes</p> <p>In considering development and subdivision, The Scheme requirements for 'Rural Living B' Zone shall apply, and should be generally in accordance with approved Development Plan.</p> <p>(2) Tree Preservation Areas</p> <p>No clearing of remnant vegetation shall be permitted outside the designated building envelopes as depicted on the Development Plan except where those trees are</p> <p>(i) dead, diseased or present a danger to property and the land owner obtains prior approval of the Council.</p> |

(a)
Specified Areas or Localities

(b)
Special Provisions to refer to Special Rural—Rural Living Zones

(ii) for a fence line and driveway.

This provision does not apply to the native vegetation specifically planted as part of a commercial floriculture activity.

(3) Dieback Management

In preparing the Development Plan the proponent shall examine the issue of "Dieback" in consultation with the Council and CALM. The examination should include, among other things, an assessment and impacts of the presence of "Dieback" and the ability of the subdivision design and works to mitigate against the spread and effect of Dieback.

(4) Building Envelopes

Building envelope shall be defined on the Development Plan and clearing for buildings shall not exceed 2000m² without prior approval of the Council and on the advice of the Bush Fires Board;

(5) Crossovers

Council may request, as a condition of subdivision the construction of crossovers to each lot in accordance with Council's specifications;

(6) Land Management

Any remedial or new works depicted on the Development Plan for the purpose of water catchment and management shall be implemented prior to subdivision.

The maintenance of any swales and associated tree planting shall be the responsibility of the owner/occupier.

(7) Dams and Water Bores

The construction of dams and the extraction of ground water is not permitted without the approval of the Council, Waters and Rivers Commission and Agriculture WA.

(8) Fire Control

Strategic Fire Breaks as shown on the Development Plan shall be constructed by the developer and maintained to the satisfaction of the Council and the Bush Fires Board.

A Bush Fire management Plan shall be prepared by the subdivider/developer to the satisfaction of the Bush Fires Services WA and the Council.

(9) Effluent Disposal

The Development Plan shall depict areas where conventional septic tanks may not be suitable. In these areas. Alternative On-Site effluent Disposal Systems areas shall be limited to high performance environmental systems acceptable to the Council and the Health Dept.;

(10) Permitted Uses:

Rural Living B Zone

The following uses are permitted by Council:

Single Dwelling

Rural Pursuit

Recreation

Public Utility

Intensive Native Floriculture

Not more than one single dwelling per lot shall be permitted.

The following uses may be permitted, by Council subject to Planning Consent:

Home Occupation

(11) Drainage Easements

Where an easement for land drainage traverses any lot, the owner/occupier of that lot shall maintain that drainage line in accordance with the requirements of the Council.

- | | |
|--------------------------------------|--|
| (a)
Specified Areas or Localities | (b)
Special Provisions to refer to Special Rural—Rural Living Zones
(12) Stocking Restrictions
The keeping of pigs, horses, poultry, or any grazing stock shall not be permitted.
(13) Roofing Materials
Roofing on any building shall be constructed with of a non-reflecting material.
(14) Vendor Responsibility
The developer/vendor shall inform prospective purchasers of the lots, in writing, of the provisions of Council's Town Planning Scheme relating to the use and management of land. |
|--------------------------------------|--|

S. METCALF, President.
D. R STEWART, Acting Chief Executive Officer.

PD406***TOWN PLANNING AND DEVELOPMENT ACT 1928**

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

SHIRE OF GOOMALLING

TOWN PLANNING SCHEME NO. 3—AMENDMENT NO. 2

Ref: 853/4/12/4, Pt. 2.

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

- 1 Rezoning Lots 46 and 47 Main Street, Goomalling from Rural 1—Town Environs to Light Industry.
- 2 Rezoning Lot 489 Waterhouse Way, Goomalling from Recreation Reserve to Light Industry.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Corner Hoddy/Quinlan Streets, Goomalling 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 9 April 1999.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before 9 April 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.

C. C. KERP, Chief Executive Officer.

PD407***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF HARVEY

TOWN PLANNING SCHEME NO. 1—AMENDMENT NO. 14

Ref: 853/6/12/18, Pt. 14.

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 Harvey Town Planning Scheme Amendment on 21 February 1999 for the purpose of:

- 1 Rezoning portion of Wellington Location 1, Pt Lot 9 Waterloo Road, Roelands from 'Intensive Farming' and 'Place of Landscape Value' to 'Special Residential' and 'Public Purposes (Public Utilities) Reserve.'
- 2 Including portion of Wellington Location 1, Pt Lot 9 Waterloo Road, Roelands in Schedule 3 to the Scheme Text, 'Additional Requirements—Special Residential Zone', under Area 8, Waterloo Road, Roelands.
- 3 Modifying the Planning Scheme Text by deleting existing Clause 3.9.1 and replacing it with the following new Clause 3.9.1:

"3.9.1 Subdivision shall generally be in accordance with the Subdivision Guide Plan dated October 1998 attached to the Scheme Amendment Report (Amendment No. 14) and the

Subdivision Guide Plan dated July 1996 attached to the Scheme Amendment Report to Amendment 78 of the former Shire of Harvey Town Planning Scheme No. 10."

- 4 Rezoning Lot 8 corner of Waterloo and Government Roads, Roelands from 'Intensive Farming—Place of Landscape Value' to 'Residential'.

J. W. OFFER, PRESIDENT.
K. J. LEECE, CHIEF EXECUTIVE OFFICER.

PD408*

TOWN PLANNING AND DEVELOPMENT ACT 1928

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

SHIRE OF MANJIMUP

TOWN PLANNING SCHEME NO. 2—AMENDMENT NO. 83

Ref: 853/6/14/20, Pt. 83.

Notice is hereby given that the local government of the Shire of Manjimup has prepared the abovementioned scheme amendment for the purpose of modifying the adopted guide plan for Special Residential Area No. 4, Nelson Loc 267, Aldersea Drive, Manjimup.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 37-39 Rose Street, Manjimup 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 9 April 1999.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before 9 April 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.

L. A. VICARY, Chief Executive Officer.

PD409*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF NORTHAMPTON

TOWN PLANNING SCHEME NO. 4—AMENDMENT NO. 34

Ref: 853/3/14/6, Pt. 34.

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 Northampton Town Planning Scheme Amendment on 19 February 1999 for the purpose of:

- 1 Rezoning a portion of Lot 4 Grey Street, Kalbarri from "Commercial" to "Residential", and applying a density coding of R50.
- 2 Modifying the Scheme Maps accordingly.

C. H. ATKINSON, President.
G. L. KEEFFE, Chief Executive Officer.

PD410

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF SERPENTINE-JARRAHDALE

TOWN PLANNING SCHEME NO. 2—AMENDMENT NO. 87

Ref: 853/2/29/3, Pt. 87.

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 Serpentine-Jarrahdale Town Planning Scheme Amendment on 18 February 1999 for the purpose of:

- 1 Rezoning Lot 184 Kargotich Rd, Oakford from Rural Zone to Rural Living B Zone.
- 2 Amending the Town Planning Scheme Maps accordingly.

3. Modifying the Scheme Text by inserting into Appendix 4B of the Town Planning Scheme the following Scheme Provisions.

(A) Specified Area of Locality	Special Provisions to Refer to (A)
Lot 184 Kargotich Rd Oakford	<p data-bbox="719 344 1326 398">1. Within the Rural Living Zone the following land uses are permitted at the discretion of the Council.</p> <p data-bbox="719 405 1007 432">Use classes permitted(P):</p> <p data-bbox="767 439 919 465">Single House</p> <p data-bbox="767 472 967 499">Public Recreation</p> <p data-bbox="767 506 922 533">Public Utility</p> <p data-bbox="719 539 991 566">Discretionary Uses (AA)</p> <p data-bbox="767 573 1054 600">Ancillary Accommodation</p> <p data-bbox="767 607 967 633">Home Occupation</p> <p data-bbox="767 640 991 667">Rural Use/Intensive</p> <p data-bbox="767 674 895 701">Agriculture</p> <p data-bbox="767 707 847 734">Stables</p> <p data-bbox="719 741 1118 768">All other use classes are prohibited</p> <p data-bbox="719 775 1326 945">In exercising its discretion in respect to AA uses, the Council having regard to the Planning Guidelines for Nutrient Management shall only permit such uses when it is satisfied following consultation with Government Agencies that the land use does not involve excessive nutrient application or the clearing of the land.</p> <p data-bbox="719 960 1326 1167">2. No dwelling shall be approved by the Council unless it is connected to an alternative domestic waste water treatment system as approved by the Health Department of WA with an adequate phosphorous retention capacity, as determined by the Department of Environmental Protection, and with the base of the system or the modified irrigation area being the required distance above the highest known water table.</p> <p data-bbox="719 1182 1326 1308">3. Notwithstanding the controls specified by provision 1, development and use of the land is subject to the provisions of the Water Authority of Western Australia By-Laws applying to underground water supply and pollution control.</p> <p data-bbox="719 1323 1326 1529">4. Notwithstanding the obligations of the subdivider under clause 5.12.9(e) of the scheme, the subdivider shall drain the land and provide drainage sumps in accordance with the Subdivision Guide Plan and/or Drainage Plan for the estate. Those easements required by the Council shall be provided to the Council free of costs at the time of subdivision to provide for the ongoing maintenance of the drains and sumps.</p> <p data-bbox="719 1545 1326 1751">5. No indigenous vegetation or trees shall be destroyed or cleared except, but subject to the developer obtaining the prior consent in writing of the Council, where such vegetation and trees are dead, diseased or where the clearing is required for the purpose of a firebreak, dwelling, outbuilding, fence, drainage system, house, driveways and/or to accommodate the discretionary uses identified under provision 1.</p> <p data-bbox="719 1767 1326 1892">6. The subdivider shall, in accordance with the Subdivision Guide Plan for this estate, plant indigenous trees and shrubs of a species and at a density and distribution to the satisfaction of the Council prior to the transfer of a lot(s) to a new owner.</p> <p data-bbox="719 1908 1326 2002">7. The subdivider shall either maintain the trees and shrubs planted until the land is sold, or shall plant sufficient numbers of trees and shrubs to allow for natural loss.</p> <p data-bbox="719 2018 1326 2125">Thereafter the new landowner(s) shall be responsible for the maintenance and the replacement (if and where necessary) of those trees and shrubs planted by the developer and vegetation retained on each lot to the satisfaction of the Council.</p>

(A) Specified Area of Locality	Special Provisions to Refer to (A)
	<p>8. At the time of building application for each lot a plan of the site shall be submitted by the applicant to the satisfaction and specifications of the Council which shall show site contours, existing trees and stands of vegetation and vegetation to be removed and retained and proposals for tree planting and maintenance.</p> <p>9. Notwithstanding the provisions of Clause 5.12.9(g), Council may approve the grazing of animals outside of the building envelope provided that the Council is satisfied that nutrient input to the land can be controlled to the satisfaction of the Department of Environmental Protection and that such will not result in the removal or damage of the vegetation or result in soil erosion or dust pollution. As a condition of approval the Council may require the animals to be stabled or corralled.</p> <p>Where in the opinion of the Council the continued presence of animals in any portion of the land in the estate is contributing to dust pollution or soil erosion, notice may be served on the owner of the said land, requiring the immediate removal of those animals specified in the notice for a period specified in the notice.</p> <p>When notice has been served on a landowner in accordance with this Clause the Council may also require the land to be fully rehabilitated within 3 months of the serving of the notice.</p> <p>10. The subdivider shall prepare and implement a fire management plan that identifies the need for and the construction requirements relative to strategic fire-breaks, water supplies and equipment and any other fire management requirements that may be deemed necessary, to the specifications and satisfaction of the Local Authority and Bushfires Service of WA.</p> <p>11. The Land is situated within the catchment of the Peel—Harvey system where nutrient control through fertiliser application is to be promoted. Therefore the application, type and distribution of fertiliser to the land shall be subject to the prior approval of the Council who shall consult the Department of Environmental Protection before approval is granted.</p>

C. RANKIN, President.

A. P. KERP, Acting Chief Executive Officer.

PD411*

TOWN PLANNING AND DEVELOPMENT ACT 1928

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

SHIRE OF SERPENTINE-JARRAHDAL

TOWN PLANNING SCHEME NO. 2—AMENDMENT NO. 95

Ref: 853/2/29/3, Pt. 95.

Notice is hereby given that the local government of the Shire of Serpentine-Jarrahdale has prepared the abovementioned scheme amendment for the purpose of rezoning Portion of Lot Pt 1 and Lot Pt 2 Lowlands Road, Mardella and Portion of Lot 1 Elliott Road, Keysbrook from 'Rural' to 'Conservation' zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 6 Paterson Street, Mundijong 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 9 April 1999.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before 9 April 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.

A. P. KERP, Acting Chief Executive Officer.

PD412***TOWN PLANNING AND DEVELOPMENT ACT 1928****TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION***SHIRE OF SERPENTINE-JARRAHDALE***TOWN PLANNING SCHEME NO. 2—AMENDMENT NO. 97**

Ref: 853/2/29/3, Pt. 97.

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

- 1 Rezoning Pt Cockburn Sound Location 795 Hall Road, Serpentine from "Rural" to "Rural Living A".
- 2 Amending the Scheme Map in accordance with the Scheme Amendment Map.
- 3 Amending the Scheme Text to include special provisions in Appendix 4A relating to the subdivision and development of Pt Cockburn Sound Location 795.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, 6 Paterson Street, Mundijong 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 9 April 1999.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before 9 April 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.

I. BODILL, Chief Executive Officer.

PD413***TOWN PLANNING AND DEVELOPMENT ACT 1928****TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION***SHIRE OF SWAN***TOWN PLANNING SCHEME NO. 9—AMENDMENT NO. 349**

Ref: 853/2/21/10, Pt. 349.

Notice is hereby given that the local government of the Shire of Swan has prepared the abovementioned scheme amendment for the purpose of adding to Appendix 6B (Schedule of Additional or Restricted Uses) of the Scheme Text the Additional Use of 'Stockfeed Manufacturing and Wholesale Activity' relating to Lot 6 Almeria Parade, Upper Swan.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Midland Square, 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 9 April 1999.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before 9 April 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.

A. C. FREWING, for Chief Executive Officer.

PD414***TOWN PLANNING AND DEVELOPMENT ACT 1928****ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT***SHIRE OF WANNEROO***TOWN PLANNING SCHEME NO. 1—AMENDMENT NO. 732**

Ref: 853/2/30/1, Pt. 732.

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 Wanneroo Town Planning Scheme Amendment on 18 February 1999 for the purpose of modifying Special Provision Item (a) relating to Special Residential Zone No. 3 in Schedule 6 of the Scheme as follows:

- (a) Subdivision is restricted to a minimum lot size of 5000m² in accordance with the Development Guide Plans for this zone and that all development shall be contained within the building envelopes as specified on these plans.

C. ANSELL, Chairman of Commissioners.
K. WHITE, Chief Executive Officer.

PD415***TOWN PLANNING AND DEVELOPMENT ACT 1928****ADVERTISEMENT OF RESOLUTION DECIDING TO PREPARE A TOWN PLANNING SCHEME
CITY OF BELMONT TOWN PLANNING SCHEME No. 13**

Notice is hereby given that the City of Belmont at the ordinary meeting of the Council held on the 2nd day of November 1998, passed the following Resolution—

Resolved that the Local Government, in pursuance of section 7 of the Town Planning and Development Act 1928, prepare the above Town Planning Scheme with reference to an area situate wholly within the City of Belmont and enclosed in the inner edge of a broken black border on a plan now produced to the Local Government and marked and certified by the Chief Executive Officer under his hand dated the 2nd day of November 1998 as "Scheme Map".

B. R. GENONI, Chief Executive Officer.

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 A. K. R. Prince MLA, in the period 24 February to 6 March 1999 inclusive—

Minister for Police; Emergency Services

Hon P. G. Foss MLC

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 C. L. Edwardes MLA, in the period 23 February to 2 March 1999 inclusive—

Minister for the Environment; Labour Relations

Hon N. F. Moore MLC

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 cancelled the temporary appointment of the Hon C. J. Barnett MLA as Minister for Works; Services; Youth; Citizenship and Multicultural Interests during the period 21 to 28 February 1999 inclusive.

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

SERVICES

SA401**STATE SUPPLY COMMISSION ACT 1991**

It is hereby notified for general information that, pursuant to section 28 (3) of the State Supply Commission Act 1991, the State Supply Commission has revoked the following supply policies:

- 1.1 Disposal of Goods
- 1.3 Quotations and Public Tenders

Dated this 26th day of February 1999.

DAVID MESSER, Chairman,
State Supply Commission of Western Australia.

SA402**STATE SUPPLY COMMISSION ACT 1991**

It is hereby notified for general information that, pursuant to section 28 (3) of the State Supply Commission Act 1991, the State Supply Commission has issued the following supply policies, which are applicable to all public authorities:

- Open and Effective Competition

Dated this 26th day of February 1999.

DAVID MESSER, Chairman,
State Supply Commission of Western Australia.

WATER

WA401**RIGHTS IN WATER AND IRRIGATION ACT 1914**

Notice under Section 13 of the Act

[Regulation 14(1)]

The Water & Rivers Commission has received the applications listed below to take and use surface water for irrigation purposes.

Any owner or occupier of land within 4.8 kilometres of the applicants land and contiguous to the watercourse may object to that application.

Objections should be sent to reach me at the—Water & Rivers Commission, PO BOX 261, BUNBURY WA 6230 prior to 12th March 1999 by certified mail.

Any queries regarding this application should be referred to Ms Rachael Nickoll on telephone 08 9721 0666, Water Resources Officer, South West Region, Water and Rivers Commission.

W. F. TINGEY, Regional Manager,
South West Region.

Schedule

- 1) Applicant: ALCOA of Australia Limited
Property: Pinjarra Refinery
Water Course: Barritt Brook, Tributary of the Murray River
- 2) Applicant: ALCOA of Australia Limited
Property: Pinjarra Refinery
Water Course: Oakley Brook, Tributary of the Murray River

WA402***RIGHTS IN WATER AND IRRIGATION ACT 1914**

Notice under Section 13 of the Act

[Regulation 14(1)]

The Water & Rivers Commission has received the application listed below to take and use surface water.

Any owner or occupier of land within 4.8 kilometres of the applicants land and contiguous to the watercourse may object to that application.

Objections should be sent to reach me at the—Water & Rivers Commission, PO BOX 261, BUNBURY WA 6230 prior to 17th March 1999 by certified mail.

Any queries regarding this application should be referred to Mr Craig Jaques on telephone 08 9721 0666, Water Resources Officer, South West Region, Water and Rivers Commission.

W. F. TINGEY, Regional Manager,
South West Region.

Schedule

1. Applicant: N Pinelli
Property: Nelson Location 8917 Gould Rd Northcliffe.
Water Course: Dombakup Brook.
2. Applicant: M Muir
Property: Nelson Location 8491 Perup Rd Perup.
Water Course: Tributary of Perup River.
3. Applicant: TK & EE Paull
Property: Lot 4 of Nelson Location 12852 Crowea Rd Northcliffe.
Water Course: Tributary of Warren River.

TENDERS**ZT201***

MAIN ROADS
WESTERN AUSTRALIA

Tenders

Tenders are invited for the following projects.

Information on these Tenders are available from the Supply Officer, Supply and Transport Branch, Don Aitken Centre, Waterloo Crescent, East Perth, Western Australia, Telephone: (08) 9323 4912.

Tender No.	Description	Closing Date
		1999
572C98	Panel contract for the provision of traffic survey services	March 9
753C98	Litter collection, Great Northern Highway and Victoria Highway, East Kimberley Region.	March 9
754C98	Litter collection, Great Northern Highway, Broome Highway, Derby Highway and Gibb River Road, West Kimberley Region.	March 9
756C98	Provision of a health/lifestyle program for Main Roads Western Australia .	March 18

D. R. Warner, Executive Director Corporate Services.

ZT202**Acceptance of Tenders*

Contract No.	Description	Successful Tenderer	Amount \$
667C98	Pavement investigation, Eyre Highway SLK 370 to 415, Shire of Dundas	Douglas Partners—WA	\$ 30 395.00

D. R. Warner, 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 1962 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 29th March 1999, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Barton, George Thomas, late of 17 Ince Court, Parmelia, died 03.02.99 (DEC.317160 DS3)

De Boni, Sara Orsola, late of Lot 22 North West Coastal Highway, Carnarvon, died 30.11.98 (DEC.316068 DS2)

Charles, Dorothy Alice, late of 11 Daley Street, Yokine, died 02.02.99 (DEC.317206 DS2)

Fraser, Sarah Botrel, late of 10 Jarrah Grove, Gosnells, died 05.01.99 (DEC.317107 DA2)

Grosz, Flora, late of 101/445 Stirling Highway, Cottesloe, died 04.02.99 (DEC.317234 DC3)

Hewitson, Mervyn Matthew Warren, late of 1 Dolphin Street, Mount Tarcoola, died 14.01.99 (DEC.317213 DD1)

Horne, Joan Elizabeth, late of Gracehaven Nursing Home, Rockingham, died 21.01.99 (DEC.317211 DG4)

Hough, Margaret Mary, late of 32 Tapping Way, Quinns Rock, died 14.01.99 (DEC.316678 DA3)

Isaacs, Elizabeth, late of Hillview Nursing Home, 21 Angelo Street, Armadale, died 06.08.96 (DEC.312129 DC4)

Nastasijevich, Dusan, late of 45 Oats Street, Kewdale, died 02.01.99 (DEC.316382 DL4)

Park, Bernice Mary, late of Unit 1/59 Coode Street, Bayswater, died 17.01.99 (DEC.317238 DG4)

Wain, Regina Julia Rosina, late of 9 Dreyer Court, Yanchep, died 10.02.99 (DEC.317101 DC3)

Woulfe, John Kevin, late of 31 Queenscliffe Road, Doubleview, died 04.02.99 (DEC.317205 DP3)

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

Natasha Leanne Maunders, late of 25 Robertson Street, Manjimup in the State of Western Australia.

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 23rd day of March 1998, are required by the Trustees Kevin Lindsay Maunders and Margaret Norah Cassidy of care of Beere May & Meyer, Solicitors of 37 Kent Street, Busselton in the said State, to send particulars of their claims to the Trustees by the 23rd day of March 1999, after which date the Trustees may convey or distribute the assets, having regard only to the claims of which the Trustees then have notice.

BEERE MAY & MEYER, Barristers & Solicitors,
37 Kent Street, Busselton,
Phone: (08) 9752 4166
Fax: (08) 9754 1732.

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 estates of the undermentioned deceased persons, are required to send particulars of their claims to Trustees of Western Australia Limited of Level 22, 108 St George's Terrace, Perth, on or before the expiration of one month from the date of publication of this notice, after which date the Company may convey or distribute the assets, having regard only to the claims of which it then has notice.

Blake, Vincent James, late of 6 Kessack Street, Lathlain, Wood Machinist, died 20th September 1998.

Booker, Phyllis Bartlett, late of Unit 1, 16 King Street, Albany, Married Woman, died 26th September 1998.

Eadie, Andrew Robert, late of Ocean Gardens Retirement Village, Unit 241/60 Kalinda Drive, City Beach, Retired Company Director, died 4th October 1998.

Popham, Jeannie Rodelet, late of Lot 302, 28 Dalton Street, Jurien, Widow, died 9th September 1998.

Sinclair, Harry, late of 49 First Avenue, Claremont, Retired Trades Assistant, died 18th September 1998.

Dated this 23rd day of February 1999.

ADRIAN J. HALL, Manager—Trusts.

ZZ203

TRUSTEES ACT 1962

In the matter of the Estate of Walter Aldo Patrucco, late of 338 Belmont Avenue, Kewdale in the State of Western Australia, Trades Assistant, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962, relate) in respect of the estate of the deceased, who died on the 7th day of February 1997, are required by the Executor, Robert Vojakovic, to send the particulars of their claim to Messrs Taylor Smart of Level 28, 44 St George's Terrace, Perth, in the State of Western Australia, by Monday the 29th day of March 1999, after which date the said Executor may convey or distribute the assets, having regard only to the claims of which he has had notice.

Dated the 24th day of February 1999.

GARRY E. SAME, Taylor Smart.

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ASTRONOMY IS LOOKING UP



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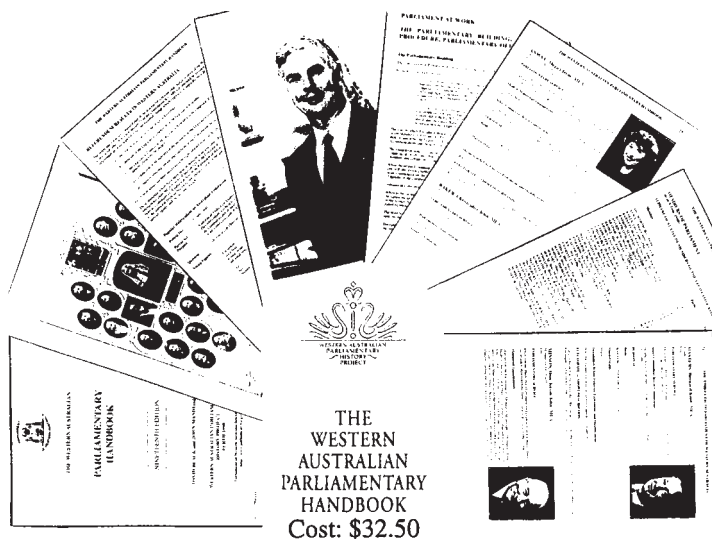
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