



**WESTERN
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GOVERNMENT
Gazette**



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PUBLISHING ALTERATIONS

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- 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 —

PROCLAMATIONS

AA101*

ELECTORAL AMENDMENT ACT 2000

36 of 2000

PROCLAMATION

WESTERN AUSTRALIA
John Sanderson,
Governor.
[L.S.]} By His Excellency Lieutenant General John Murray
Sanderson, Companion of the Order of Australia,
Governor of the State of Western Australia.

I, the Governor, acting under section 2 of the *Electoral Amendment Act 2000*, and with the advice and consent of the Executive Council, fix the day after the day on which this proclamation is published in the *Government Gazette* as the day on which section 28 and Part 5 of that Act come into operation.

Given under my hand and the Public Seal of the State on 7 November 2000.

By Command of the Governor,

D. J. SHAVE, Minister for Parliamentary and Electoral Affairs.

GOD SAVE THE QUEEN !

ELECTORAL COMMISSION

EL301*

Electoral Act 1907

Electoral (Political Finance) Notice 2000

Made by the Electoral Commissioner under regulation 20 of the *Electoral (Political Finance) Regulations 1996*.

1. Citation

This notice may be cited as the *Electoral (Political Finance) Notice 2000*.

2. Definition

In this notice a reference to a “**regulation**” is a reference to a regulation in the *Electoral (Political Finance) Regulations 1996*.

3. Application

This notice applies —

- (a) to the first general elections for the Legislative Assembly and the Legislative Council, respectively, held after this notice is published; and
- (b) to any subsequent general election or other election,

and applies to candidates and groups generally.

4. Modified operation of *Electoral (Political Finance) Regulations 1996*

- (1) Computerised accounting systems may be used to keep the following records required under regulations 16 to 18 —
 - (a) a receipt book;
 - (b) an acknowledgment book; and
 - (c) an expenditure book.
- (2) Where computerised accounting systems are used as authorised by subclause (1), regulations 16 to 18 operate as if they were repealed and the following regulations were inserted instead —

“

16. Receipt Book

- (1) If the receipt book is kept using a computerised accounting system, the following information must be recorded and printed —
 - (a) the date of the receipt;
 - (b) the sequential number of the receipt;
 - (c) the amount of money received by the candidate or group;
 - (d) the form (*for example: cash, cheque, electronic transfer, postal order etc.*) in which the money was received;
 - (e) the name and address of the person, body or organisation by whom or which or on whose behalf the amount is paid; and
 - (f) the purpose of the payment.
- (2) When —
 - (a) a gift of money; or
 - (b) an amount of money, being the proceeds of the sale of a gift made to the candidate or a group,

is received by the candidate or group, the agent of the candidate or group must record, or cause to be recorded, the particulars referred to in subregulation (1) for the amount received.

- (3) An entry under subregulation (2)(b) has to contain a cross-reference to the entry in the acknowledgment book that relates to the gift in question.

17. Acknowledgment book

- (1) If the acknowledgment book is kept using a computerised accounting system, the following information must be recorded and printed —
- (a) the date of the acknowledgment;
 - (b) the sequential number of the acknowledgment;
 - (c) the value of the gift made to the candidate or group;
 - (d) a description of the gift;
 - (e) the name and address of the persons, body or organisation by whom or on whose behalf the gift is made; and
 - (f) the purpose for which the gift is made.
- (2) When a gift is received by the candidate or group, the agent of the candidate or group must record, or cause to be recorded, the particulars referred to in subregulation (1).
- (3) In this regulation —
“**gift**” includes a gift in the form of an interest in property, but does not include a gift of money.

18. Expenditure book

If the expenditure book is kept using a computerised accounting system, details of any electoral expenditure incurred by or with the authority of the candidate or the persons included in the group have to be entered in the expenditure book as soon as is practicable after the transaction is effected.

”.

K. EVANS, Electoral Commissioner.

LOCAL GOVERNMENT

LG301*

HEALTH ACT 1911

Shire of East Pilbara

HEALTH AMENDMENT LOCAL LAWS 2000

Made by the Council of the Shire of East Pilbara under section 342 of the *Health Act 1911* in accordance with subdivision 2 of Division 2 of Part 3 of the *Local Government Act 1995*.

Citation

1. These local laws may be cited as *the “Shire of East Pilbara Health Amendment Local Laws 2000”*.

Principal local laws

2. In these local laws, *the Shire of East Pilbara Health Local Laws 1999* made under the Health Act 1911 and passed by the Council of the Shire of East Pilbara on 10 December 1999, by notice published in the *Government Gazette* on 1 February 2000, are referred to as the principal local laws.

Principal local laws amended

3. The principal local laws are amended as described in the following schedule:

SCHEDULE

Modifications to The Shire of East Pilbara Health Local Laws 1999

Item	Sections Affected	Description
1.	2.1.5	Delete Section 2.1.5 and substitute the following: "2.1.5 Where more than one toilet is provided on premises other than a dwelling house, the entrance to each toilet shall bear a suitable sign indicating for which sex its use is intended."
2.	2.2.2(1)(c) 2.2.2(2)	Delete subsection 2.2.2(1)(c) Delete Subsection 2.2.2(2) and substitute: "(2) The laundry referred to in subsection (1) must conform to the provisions of the Building Code."
4.	2.2.2(3) & (4)	Delete subsections 2.2.2(3) and 2.2.2(4).
5.	2.2.4(2)	Delete subsection 2.2.4(2) and substitute: "(2) A person shall not use or occupy, or permit to be used or occupied, a dwelling house without a kitchen equipped with cooking facilities and a sink supplied with hot and cold water, which are adequate in the opinion of an Environmental Health Officer."
6.	2.2.4(3)	Delete "stove, oven" and substitute "cooking facilities".
7.	3.2.5	Delete Section 3.2.5
8.	5.1.2	Delete the words "in a clean condition" and after the last word "premises", insert the words ", clear of any rubbish, matter or things coming from or belonging to the premises".
9.	Part 6 Division 5	Delete Division 5—Argentine Ants
10.	8.2.5(5)(b)	Delete subsection 8.2.5(5)(b).
11.	8.2.6(1)(a)	Delete "unit" after "laundry" in subsection 8.2.6(1)(a)(ii) and substitute "which complies with the provisions of the Building Code".
12.	8.2.6(3)	Delete subsection 8.2.6(3).
13.	8.2.7(2)	Delete "Western Australian Fire Brigades Board" in subsection 8.2.7(2) and substitute "Fire and Emergency Services Authority of WA".
14.	8.2.12	After subsection (2), insert new subsections (3) and (4) as follows: "(3) The sheets and blankets required to be provided by subsection (1)(b)(ii), shall be deemed to have been provided by the keeper, where the keeper offers them for hire to the lodgers. In such circumstances, each lodger must either provide his own clean sheets or hire them from the keeper. (4) In a short term hostel or recreational campsite, the storage facilities required by subsection (1)(c) may be located in a separate secure storage room or locker room."
15.	9.2.7	In paragraph (d), delete the words "and at such more frequent intervals as may be directed" and substitute the words "or at such other intervals as may be approved or directed".

Passed at a meeting of the Shire of East Pilbara held on 25 August, 2000.

The Common Seal of the Shire of East Pilbara was hereunto affixed in the presence of:

A. COCHRANE, Shire President.
A. COOPER, Chief Executive Officer

on this 26th day of September, 2000.

Consented to—

Dr RICHARD LUGG, delegate of Executive Director Public Health.

Dated this 24th day of October, 2000.

LG302*

LOCAL GOVERNMENT ACT 1995

Shire of East Pilbara

PARKING AND PARKING FACILITIES LOCAL LAW

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of East Pilbara resolved on 7 July 2000 to make the following local law-

The Shire of Coorow Parking and Parking Facilities Local Law published in the *Government Gazette* of 4 October 1999, is adopted as a local law of the Shire of East Pilbara with the modifications which follow:-

1. Preliminary

Wherever the "Shire of Coorow" is mentioned in the local law substitute Shire of East Pilbara "

2. Clause 1.2 - Repeal

Delete clause 1.2 and substitute-

"1.2 Repeal

The following Shire of East Pilbara Local Laws are repealed:

Parking and Parking Facilities Local Law published in the *Government Gazette* on 21 August, 1998, Relating to the Removal and Disposal of Obstructing Animals or Vehicles, published in the *Government Gazette* on 21 August, 1998, and Parking of Commercial Vehicles on Street Verges, published in the *Government Gazette* on 20 August, 1982."

3. Second Schedule, Prescribed Offences

3.1 In item 28, delete "3.8(2)(a)" and substitute "3.8(1)(a) or (b)" and after "Parking" delete "commercial vehicle, bus" and substitute "vehicle or unattached trailer".

3.2 In item 29, delete "3.8(1)(c)".

Dated this 29th day of September 2000.

The Common seal of the Shire of East Pilbara was Affixed in the presence of:

A. COCHRANE, Shire President.
A. COOPER, Chief Executive Officer.

LG303***CEMETERIES ACT 1986***Shire of East Pilbara*LOCAL LAW RELATING TO THE MARBLE BAR, NULLAGINE AND NEWMAN
CEMETERIES

Under the powers conferred by the Cemeteries Act 1986, the Council of the Shire of East Pilbara resolved on the 22 September 2000 to adopt the Model Local Law (Cemeteries) 1998 published in the *Government Gazette* on 12 May, 1998, in relation to each of the Marble Bar, Nullagine and Newman Cemeteries, with such modifications as are here set out.

Clause 1.3

Insert after "The following Local Law is repealed: -" - "The East Pilbara Cemetery By-laws published in the *Government Gazette* of 22 February, 1974, as amended."

Clause 3.2

Delete

Clause 3.4 (1)

Delete "or crematorium within the cemetery,"

Clause 4.2

Delete "or crematorium,"

Clause 5.1, paragraph (a)

Delete "or cremation"

Clause 5.2

Delete "or cremation" and "or clause 3.2"

Clause 5.6, paragraph (d)

Delete

Part 5, Division 2

Delete

Clause 5.12

In Subclause (1), delete—

“Memorial Wall
Garden of Remembrance
Ground Niche
Memorial Rose, Tree or Shrub
Family Shrub
Memorial Desk
Granite Seat
Book of Remembrance
Memorial Gardens”

Clause 5.13

Delete

Clause 5.14

Delete

Clause 7.12

Delete and substitute—

“7.12 A person shall not place glass domes, vases or other grave ornaments outside the perimeter of a grave in the cemetery as defined in the plans kept and maintained under section 40 (2) of the Act.”

Part 7, Division 2

Delete

Part 7, Division 3

Delete

Dated this 29th day of September 2000.

The Common Seal of the Shire of East Pilbara was affixed by authority of a resolution of its Council in the presence of:

A. COCHRANE, Shire President.
A. COOPER, Chief Executive Officer.

LG304***LOCAL GOVERNMENT ACT 1995***Shire of East Pilbara*

LOCAL LAWS RELATING TO FENCING

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of East Pilbara resolved on 22 September 2000 to make the following local laws.

The Shire of Toodyay Local Laws Relating to Fencing as published in the *Government Gazette* on 1 November 1999 are adopted as local laws of the Shire of East Pilbara with the modifications which follow:

1. Preliminary

1.1 In construing the following modifications, where a modification requires the renumbering of a clause, subclause or paragraph, subsequent modifications have been drafted on the basis that the renumbering has been effected.

1.2 Wherever the Shire of Toodyay is mentioned in the local laws substitute Shire of East Pilbara.

2. Clause 2—Repeal

Delete the whole of clause 2 and insert—

‘The Shire of East Pilbara Local Laws Relating to Fencing and Obstructions at Intersections published in the *Government Gazette* on 14 October, 1983 are repealed.’

3. Clauses renumbered

Renumber clauses	3 to 4
	4 to 6
	5 to 7
	6 to 8

And

In the First, Second and Third Schedules delete the references to ‘clause 4(2)(a)’, ‘clause 4(2)(b)’ and ‘clause 4(2)(c)’ and substitute ‘clause 6(2)(a)’, ‘clause 6(2)(b)’ and ‘clause 6(2)(c)’ respectively.

4. Clause 3 - Inserted

Insert the following clause—

‘Application of Local Laws

3. These Local Laws apply throughout the district.

5. Clause 4—Interpretation

5.1 Insert the following definition in the appropriate alphabetical position—

“local government” means the Shire of East Pilbara.

5.2 In the definition of “sufficient fence” delete “4” and substitute “6”.

6. Clause 5 Inserted

Insert to following clause—

“Licence Fees and Charges

5. All licence fees and charges applicable under these Local Laws shall be as determined by the local government from time to time in accordance with section 6.16 of the *Local Government Act 1995*.”

7. Clause 6—Sufficient Fences

Delete “A” at the beginning of subclause 6(1) and substitute “Unless by agreement between the owners of adjoining properties, a”

8. Fences within Front Setback Areas

Delete clauses 7 and 8 and substitute the following—

“Fences Within Front Setback Areas

- 7 (1) A person shall not, without the written consent of the Building Surveyor, erect a free standing fence greater than 1200mm in height within the front set-back area of a Residential Lot within the district.
- (2) The Building Surveyor may approve the erection of a fence of a height greater than 1200mm in the front setback area of a Residential Lot only if the fence on each side of the driveway into the Lot across the front boundary is to be angled into the Lot for a distance of not less than 1500mm along the frontage to a distance of not less than 1500mm from the frontage in order to provide appropriate splayed lines of vision for a motorist using the driveway for access to a thoroughfare.

- (3) The provision of sub-clause (2) shall not apply to a fence—
- (a) of open construction that does not obscure the lines of vision of a motorist using the driveway for access to a thoroughfare; or
 - (b) that does not adjoin a footpath.”

9. Clauses renumbered

Renumbered clause: the original clause 7 (Fences on a Rural Lot) to 8

- 8 to 9
- 9 to 10
- 10 to 11
- 11 to 12
- 12 to 13
- 13 to 14
- 14 to 15
- 15 to 16
- 16 to 17
- 17 to 18
- 18 to 19

10. Clause 10—General Discretion of the Local Government

In subclause (1) delete “The” and substitute “Notwithstanding clause 6, the”

11. Clause 12—Barbed wire and Broken Glass Fences

11.1 In subclause (2) delete “or allow to remain on or as part of.”

11.2 In subclause (3)—

- (a) delete “or allow to remain as part of” and substitute “on” ; and
- (b) delete “bent back into the lot from the boundary”.

11.3 Renumber subclauses ‘(4)’ and ‘(5)’ to ‘(5)’ and ‘(6)’ respectively.

11.4 Insert a new subclause (4) as follows—

- ‘(4) If the posts which carry the barbed wire or other materials referred to in subclause (3) are angled towards the outside of the lot bounded by the fence, the face of the fence must be barbed wire or other materials do not encroach on adjoining land.’

12. Clause 13—Requirements for a Licence

In clause 13(1)(b) delete “have a fence constructed” and substitute “construct a fence”.

13. Clause 14—Transfer of a Licence

Delete clause 14 and substitute the following—

- “A licence referred to in clause 13 shall transfer with the land to any new occupier or owner of the lot.”

14. “Local Laws” substituted for “local laws”

In clauses 18(1) and (2) and 19 delete “local laws” in the three places that it appears and substitute “Local Laws”.

15. First Schedule—Specifications for a Sufficient Fence on a Residential Lot

15.1 In item A paragraph (g)—

- (a) delete “a minimum of” and substitute “be”; and
- (b) after “1800mm” insert “except with respect to the front set back area for which there is no minimum height but which is subject to clause 7”

15.2 In item B—

- (a) insert “or steel” after “cement”;
- (b) in paragraph (b) insert “or steel” after “cement”;
- (c) in paragraph (d) delete “a minimum of” ; and
- (d) in paragraph (d) after “1800mm” insert “except with respect to the front set back area for which there is no minimum height but which is subject to clause 7”;

15.3 In item c paragraph (d)—

- (a) delete “a minimum of”; and
- (b) after “1800mm” insert “except with respect to the front set back area for which there is no minimum height but which is subject to clause 7”; and

15.4 In item D after “composite fence” insert “having a minimum overall height of 1800mm except with respect to the front set back area for which there is no minimum height but which is subject to clause 7”.

16. Second Schedule—Specifications For a Sufficient Fence on a Commercial Lot and an Industrial Lot

16.1 In item A (e) delete “in accordance with Part 4, Section 11(3) of the Local Law” and substitute “in accordance with clause 12(3) of these Local Laws”.

16.2 In item B insert “or steel sheeting” after “cement sheet”.

16.3 Delete item C and insert the following—

“C. A fence constructed of aluminium sheeting when supported on posts and rails provided that it is used behind a building line and is of a minimum height of 1800mm but no greater than 2400mm.”

17. Third Schedule - Specifications for a Sufficient Fence on a Rural Lot

Delete the Third Schedule and substitute the following—

“

Clause 6(2)(c)

Third Schedule**SPECIFICATIONS FOR A SUFFICIENT FENCE ON A RURAL LOT**

(1) In the case of a non-electrified fence, a sufficient fence on a Rural Lot is a fence of posts and wire construction, the minimum specifications for which are—

(a) wire shall be high tensile wire and not less than 2.5mm. A minimum of five wires shall be used, generally with the lower wires spaced closer together than the higher wires so as to prevent smaller stock passing through, and connected to posts in all cases.

(b) posts shall be of indigenous timber or other suitable material including—

- * timber impregnated with a termite and fungicidal preservative;
- * standard iron star pickets; or
- * concrete;

Cut not less than 1800mm long x 50mm diameter at small end if round or 125mm x 60mm if split or sawn.

Posts to be set minimum 600mm in the ground and 1200mm above the ground; and

(c) strainer posts shall not be less than 2250mm long and 50mm diameter at the small end (tubular steel to be 50mm in diameter) and shall be cut from indigenous timber or other suitable material. These shall be placed a minimum of 1000mm in the ground.

(2) An electrified fence having four wires only is a sufficient fence if constructed generally in accordance with (1).”

Dated this 29th day of September 2000.

The Common seal of the Shire of East Pilbara was Affixed in the presence of

A. COCHRANE, Shire President.
A. COOPER, Chief Executive Officer.

RACING, GAMING AND LIQUOR

RA301*

RULES OF HARNESS RACING 1999

Notice of Amendment

Notice is hereby given that the Committee of the Western Australian Trotting Association at Gloucester Park, East Perth, on the 26th October 2000 resolved by majority of members of the Committee that the *Rules of Harness Racing 1999* be amended as follows—

Local Rule 256 (3) be amended as follows—

Replace “1st April 2000” with “24th March 2000”.

G. PAPADOPOULOS, President.

— PART 2 —

CONSERVATION AND LAND MANAGEMENT

CM401**CONSERVATION AND LAND MANAGEMENT ACT 1984****CONSERVATION AND LAND MANAGEMENT (ABOLITION OF
STATE FOREST) ORDER (No. 2) 2000**

Made by the Governor in Executive Council under section 9(2) of the Conservation and Land Management Act 1984.

1. Citation

This order may be cited as the Conservation and Land Management (Abolition of State Forest) Order (No. 2) 2000.

2. Background to this order

(1) Under section 9(2) of the Act a proposal that, among other things, an area of about 19.4 hectares adjoining the northern boundary of Greenbushes Townsite be revoked from State forest No. 20 was laid before the Legislative Council on 5 September 1995 and before the Legislative Assembly on 19 December 1995.

(2) Resolutions that the proposal referred to in subclause (1) be carried out were passed by the Legislative Council on 14 December 1995 and by the Legislative Assembly on 19 December 1995.

(3) The land referred to in subclause (1) has been surveyed and is now described in Schedule 1.

3. Part of the State forest No. 20 abolished

The land described in Schedule 1 is declared to be no longer a State forest.

Schedule 1—Land no longer a State forest

Nelson Location 13522-13525 as surveyed and shown on Land Administration Act Plan No. 20028.

Areas:	Nelson Location	13522	0.2154	(road widenings)
	Nelson Location	13523	10.4230	
	Nelson Location	13524	4.3666	
	Nelson Location	13525	<u>4.3725</u>	
	TOTAL		<u>19.3775</u>	hectares

Public Plans: Bridgetown NW (2130-111 NW) 1:25,000; Padbury BG 29(2)/26.15

By Command of the Governor,

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

EDUCATION

ED401**EDUCATION SERVICE PROVIDERS (FULL FEE OVERSEAS
STUDENTS) REGISTRATION ACT 1991****DESIGNATED PERSON**

I, the Minister responsible for administering the Education Service Providers (Full Fee Overseas Students) Registration Act 1991, acting under section 3(3) of the Act, designate the Director-General, Education Department of Western Australia, as the designated person for the purposes of section 3(2)(b) in relation to the Education Department of Western Australia.

COLIN BARNETT, Minister for Education.

ED402**EDUCATION SERVICE PROVIDERS (FULL FEE OVERSEAS STUDENTS) REGISTRATION ACT 1991****DESIGNATED PERSON**

I, the Minister responsible for administering the Education Service Providers (Full Fee Overseas Students) Registration Act 1991, acting under section 3(3) of the Act, designate the Managing Director, TAFE International Western Australia, as the designated person for the purposes of section 3(2)(b) in relation to TAFE International Western Australia. This notice supersedes notice ED402 printed in the *Government Gazette* of 2 September 1994.

COLIN BARNETT, Minister for Education.

ELECTORAL COMMISSION

EL401***ELECTORAL ACT 1907**

Section 100 (1) (i)

DECLARATION OF BOUNDARIES OF A POLLING AREA

For the purposes of section 193 (1) of the above Act, I hereby declare and fix the boundaries of the polling area for each and every polling place appointed by the notice published in the *Government Gazette* No. 223 on 27 October 2000, to be the area outside the polling place within a 100 metre radius from every entrance to the polling place.

In accordance with section 193 (1), on polling day or on a day to which polling is adjourned, a person shall not in a polling place or such a polling area, collect, canvass for, solicit or invite signatures or comments for the purpose of any petition, opinion poll or survey, or display or distribute any information for such a purpose.

Dr KENNETH W. EVANS, Electoral Commissioner.

LAND ADMINISTRATION

LA401**FORFEITURES****DEPARTMENT OF LAND ADMINISTRATION**

The following licence together with all rights, title and interest therein have this day been forfeited to the Crown under the Land Act 1933 for the reasons stated.

Dated: 8 November 2000.

A. A. SKINNER, Chief Executive Officer.

Name	Licence	District	Reason	Corres. Number	Plan
Higgins, Sharon Margaret	345B/3506	Rocky Gully Lot 138	Non Compliance with Conditions	2088/1994	Rocky Gully Townsite (10)

LOCAL GOVERNMENT

LG402**DOG ACT 1976***Shire of Leonora***AUTHORISED OFFICERS**

Notice is hereby given that Travis Matthew Taylor, Ryan Van Der Heide, Robert Dennis McIntosh, and Isaac Joseph Rinaudo have been appointed as authorised officers for the Shire of Leonora pursuant to the provisions of—

- (i) Dog control in accordance with provisions of the Dog Act 1976, Regulations and Amendments and the Local Law Relating to Dogs.

J. G. EPIS, Chief Executive Officer.

LG401**BUSH FIRES ACT 1954***Shire of Gingin*

AUTHORISED OFFICERS

Notice is hereby given, pursuant to Section 38 of the Bush Fires Act 1954 that the following persons have been appointed as Fire Control Officers by the Shire of Gingin for the 2000/2001 Fire Season. Chief Fire Control Officer/Weather Officer—Maxwell John Borwick, Deputy Chief Fire Control Officers—George Robert Grant and Murray Charles Hyne, Inspection and Prosecution Officers—Shire Rangers—Michael Joseph O'Loughlen and Michael Pimm. The appointment of R. M. Wilson for the Nilgen Area is hereby cancelled.

Gingin Fire Area	H. A. Morris M. C. Hyne S. C. Jupp
Gingin West Fire Area	N. E. Dewar G. R. Grant M. J. Borwick
Beermullah Fire Area	B. W. Roe G. F. Drew M. S. Green E. R. Howard L. J. York
Nilgen Fire Area	D. J. Ottaway T. Roachford B. Leeson
Gingin Townsite	P. Crowe
Guilderton Townsite	T. Griffin
Seabird Townsite	S. L. Brown
Ledge Point Townsite	K. Mol
Lancelin Townsite	K. Scaddan
Ocean Farm	G. Culhane
Woodridge	S. Morris
Dual Registration for the Shire of Chittering	
Muchea	I. Taylor

S. D. FRASER, Chief Executive Officer.

LG403***LOCAL GOVERNMENT ACT 1995***Shire of Wongan-Ballidu*

APPOINTMENT OF AUTHORISED PERSONS

It is hereby notified for public information that the following persons—

Craig Thornton
Edward Bell
Malcolm Partington
Grant Astbury
Allan Moles
Julian Murphy

have been appointed as authorised officers in accordance with the following legislation—

Dog Act 1976 and Regulations
Litter Act 1979 and Regulations
Local Government Act 1995 Part 3—Functions of Local Government, Part 9—Miscellaneous Provisions
Local Government Act (Miscellaneous Provisions) 1960 Part XX (Ranger/Poundkeeper)
Caravan Parks and Camping Grounds Act
Shire of Wongan-Ballidu Local Laws

The following persons have been authorised as Registration Officers in accordance with the Dog Act 1976 and Regulations—

Natalie Brennan
 Alison Treasure
 Jo-anne Roberts
 Sandra Chambers
 Taryn Beagley
 Julian Murphy
 Allan Moles
 Craig Thornton
 Edward Bell
 Jane Fetherstonhaugh

All previous appointments are hereby cancelled.

ALLAN R. MOLES, Chief Executive Officer.

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

Bills Assented To

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

Short Title of Bill	Date of Assent	Act No.
Transport Co-ordination Amendment Bill 1998	November 2, 2000	40 of 2000
Fish Resources Management Amendment Bill 1999	November 2, 2000	41 of 2000
State Superannuation Bill 1999	November 2, 2000	42 of 2000
State Superannuation (Transitional and Consequential) Provisions Bill 1999	November 2, 2000	43 of 2000

L. B. MARQUET, Clerk of the Parliaments.

November 8, 2000.

PLANNING

PD401*

WESTERN AUSTRALIAN PLANNING COMMISSION ACT 1985

GREATER BUNBURY REGION SCHEME (DRAFT)

CALL FOR PUBLIC SUBMISSIONS

The Western Australian Planning Commission has prepared a draft region scheme for the Bunbury, Capel, Dardanup and Harvey areas and is seeking public comment.

The Greater Bunbury Region Scheme, when it is finalised, will provide the mechanisms to effectively implement regional plans such as the *Bunbury-Wellington Region Plan* (WAPC, 1995). The Scheme has the statutory powers to secure land identified in regional strategies or structure plans as being required for regional purposes, such as Regional Open Space or major transport infrastructure.

The Greater Bunbury Region Scheme has been drafted and is now available for public submission. The Scheme is a comprehensive collection of maps, a text and policy statements on floodplain management, strategic agricultural areas, mineral resources and basic raw materials and public water supply catchments. An Environmental Review has also been prepared for the Scheme.

The scheme is on display at the following locations—

- Ministry for Planning—Bunbury Office (6th Floor Bunbury Tower—61 Victoria St. Bunbury)
- City of Bunbury Council Offices
- Bunbury Public Library
- Withers Branch Library
- Shire of Capel Council Offices
- Capel Council Library

- Shire of Dardanup Council Offices (Eaton and Dardanup)
- Dardanup Public Library
- Shire of Harvey Council Offices (Harvey and Australind)
- Australind Public Library
- Ministry for Planning—Perth Office (469 Wellington Street, Perth)
- J S Battye Library—Perth (Alexander Library Building, Francis Street, Northbridge)

(at these locations during usual business hours)

Information is also available on the Internet <http://www.planning.wa.gov.au>

Submissions

Any individual or group can comment by making a written submission. This should be on the official form which is available from the above locations, from the Internet site or by phoning the Help Line.

Submissions must be lodged by 5.00 pm Friday 15 December 2000

and sent to the Secretary, Western Australian Planning Commission
6th Floor Bunbury Tower, 61 Victoria Street
BUNBURY WA 6230

by e-mail to corporate@planning.wa.gov.au

by fax to (08) 9791 0576

Help Line

Besides visiting one of the display locations, additional information can be obtained by contacting the Ministry for Planning Infoline on (08) 9791 0577 or 1800 670 577.

PETER MELBIN, Secretary,
Western Australian Planning Commission.

PD402*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF NEDLANDS

TOWN PLANNING SCHEME No. 2—AMENDMENT No. 127

Ref: 853/2/8/4 Pt 127

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the City of Nedlands Town Planning Scheme Amendment on 1 November 2000 for the purpose of—

1. rezoning Lots 500 Stirling Highway and Lot 26 Smyth Road, Nedlands from Municipal Purposes to Residential R35 and Residential R12.5 respectively; and
2. adding to Schedule 1 the Additional Use—Office (Use Class) for Lot 26 (No. 110) Smyth Road, Lot 500 (No. 71) and Lot 29 (No. 67) Stirling Highway, Nedlands, subject to development applications being in accordance with the provisions of Office Use Class in Table 1—Use Class Table.

J. PATERSON, Mayor.
S. SILCOX, Chief Executive Officer.

PD403*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF WANNEROO

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 821

Ref: 853/2/30/1 Pt 821

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the City of Wanneroo Town Planning Scheme Amendment on 1 November 2000 for the purpose of—

1. Inserting a new Part 12 into the Scheme Text—

PART 12—DISTRICT DISTRIBUTOR ROAD INFRASTRUCTURE CONTRIBUTIONS ARRANGEMENTS CELLS 1 TO 4 CLARKSON/BUTLER PLANNING DISTRICT

12.1 Area of Cells

The provisions of Part 12 shall apply to the land contained within the black line as shown on Map 1 in Schedule 12 (hereinafter referred to as the Clarkson/Butler Planning District). The Clarkson/Butler Planning District is broken into four (4) Cells delineated by the broken black line on Map 1 in Schedule 12.

12.2 Definitions

The following definitions apply to this Part—

“Cell” or “Cells” mean those parts of the Scheme area located in the Clarkson/Butler locality of the City’s District, as set out in Map 1 in Schedule 12

“Cell Works” are those works required for the construction of District Distributor Roads and Pedestrian Crossings described in Schedule 12 or as agreed to by the Council and the Western Australian Planning Commission.

“Contributing Landholding”—refers to the total area of the landholding of a Landholder in a Cell contributing to Cell Works as described in the table in Schedule 12.

“District Distributor Roads” are those roads generally comprising portions of Marmion Avenue, Connolly Drive, Neerabup Drive, Hester Avenue and Lukin Drive generally shown on Map 1 in Schedule 12.

“Infrastructure Contributions” for the purposes of Part 12 means the contribution of a landowner towards Cell Works comprising District Distributor Road works or cash payments and Pedestrian Crossings works or cash payments together with the Landowner’s proportion of Incidental Cell Works Costs calculated in accordance with this Part.

“Landowner” or “Landowners” refers to the registered proprietor’s of the contributing landholdings within Cells 1 to 4 as described in the table in Schedule 12, or their successors in title.

“Pedestrian Crossings” means the grade separated or if agreed to by the local government and the Commission, at grade, traffic controlled pedestrian crossings constructed on parts of the District Distributor Roads as described in Schedule 12.

12.3 Objective

The objective of the Part 12 provisions is to provide a simple framework for Landowners of Contributing Landholdings to meet their pro-rata ‘area’ based Infrastructure Contributions within each Cell through the construction of their Cell Works in accordance with a timing and staging strategy which they may determine to the satisfaction of the Council.

12.4 Landowner Contributions

Landowners shall make Infrastructure Contributions as outlined in this Part.

12.4.1 District Distributor Road Contributions

12.4.1.1 Subject to the satisfaction of the Council, Landowners within each Cell may determine the order and manner in which construction of District Distributor Roads is carried out within a particular Cell.

12.4.1.2 Notwithstanding Clause 12.4.1.1, the Council may determine the order and manner in which that construction is to be carried out and may, if necessary, appoint contractors to carry out such works where it considers it appropriate to do so.

12.4.1.3 Unless otherwise determined by the Council, wherever possible, the District Distributor Roads will be constructed by Landowners adjacent to their Contributing Landholding.

12.4.2 Calculation and Apportionment of Infrastructure Contributions District Distributor Road Component.

12.4.2.1 Calculation of Gross Area of a Cell

The gross area of a Cell is the total area of the Contributing Landholdings in a Cell.

12.4.2.2 Formula for Infrastructure Contributions

The Infrastructure Contribution to be made within each Cell toward providing District Distributor Roads shall be in accordance with the following formula—

(A divided by B) multiplied by C equals D or $(A \div B) \times C = D$

Where—

A = Area of Contributing Landholding

B = Gross area of the Cell

C = The total length of District Distributor Roads within a Cell

D = Total length of Landowner’s District Distributor Road Infrastructure Contribution

12.4.3 Timing of Infrastructure Contributions for District Distributor Roads

Landowners will meet their Infrastructure Contributions for District Distributor Roads through construction of these roads.

12.4.3.1 Unless otherwise agreed by the Council in writing, Infrastructure Contributions for District Distributor Roads shall be constructed prior to Council providing written advice to the Commission confirming that conditions relating to the subdivision or amalgamation have been completed to enable the Commission to endorse its approval to the relevant plan or diagram of survey pursuant of Regulation 10 of the Western Australian Planning Commission Regulations 1962 or as otherwise required of the relevant local government or the Commission under the Strata Titles Act 1985 and its Regulations in the case of strata subdivision (hereinafter referred to as clearance).

- 12.4.3.2 Council may from time to time accept a part contribution from Landowners as a payment towards their Infrastructure contribution. The amount of the part contribution is to be determined by the Council and will be based on the proportion that the total area of the Landowner's land the subject of the relevant clearance bears to the whole of the Landowner's Contributing Landholding in a Cell, applied to the relevant Infrastructure Contribution for District Distributor Roads to be constructed by that landowner.
- 12.4.3.3 Notwithstanding Clause 12.4.3.2, Landowners must construct 50% or more of the total District Distributor Roads representing part of their Infrastructure Contribution prior to 50% of their Contributing Landholding having received clearance by the Council as described in 12.4.3.1.
- 12.4.3.4 Subject to Clause 12.4.3.3, the Council may accept additional part contributions as described in 12.4.3.2 prior to 90% of the Contributing Landholding having received clearance by the Council as described in 12.4.3.1 at which point the Landholder must construct its total District Distributor Roads component of the Infrastructure Contribution.
- 12.4.3.5 Unless otherwise agreed to by the Council, should a Landowner not construct District Distributor Road's as detailed in Clause 12.4.3, the Council may use any payments previously received from that Landowner for the construction of District Distributor Roads within the relevant Cell.
- 12.4.3.6 Upon the satisfactory construction of District Distributor Road by a Landowner, Council shall return to the Landowner any payments previously received from that landowner as part contribution for that portion of District Distributor Road.

12.4.4 Pedestrian Crossing(s) Contributions

- 12.4.4.1 Subject to the satisfaction of the Council, Landowners within each Cell may determine the order and manner in which construction of Pedestrian Crossings is carried out within a particular Cell.
- 12.4.4.2 Notwithstanding Clause 12.4.4.1, the Council may determine the order and manner in which that construction is to be carried out and may, if necessary, appoint contractors to carry out such works where it considers it appropriate to do so.
- 12.4.4.3 Unless otherwise determined by the Council, wherever possible Pedestrian Crossings will be constructed by Landowners adjacent to their Contributing Landholdings.

12.4.5 Calculation and Appointment of Pedestrian Crossings Contributions.

- 12.4.5.1 Calculation of Gross Area of a Cell
The Gross Area of a Cell is the total area of the Contributing Landholdings in a Cell.
- 12.4.5.2 Formula for Contributions
The Infrastructure contribution to be made by each landowner within a Cell to Pedestrian Crossings shall be in accordance with the following formula—
(A divided by B) multiplied by E equals F or $(A \div B) \times E = F$
Where—
A = Area of Contributing Landholding
B = Gross area of the Cell
E = The total number of Pedestrian Crossings within a Cell
F = Total Landowner Pedestrian Crossing Infrastructure Contribution

12.4.6 Timing of Pedestrian Crossings Contributions

- 12.4.6.1 Pedestrian Crossings Infrastructure Contributions shall be made on the same basis as District Distributor Road Contributions as outlined in 12.4.3.1-12.4.3.2.
- 12.4.6.2 Notwithstanding Clause 12.4.4.2, Pedestrian Crossings must be constructed at the time that the District Distributor Road within which the Pedestrian Crossing is situated is constructed and that construction will be undertaken by the landowner(s) constructing that portion of the District Distributor Road.
- 12.4.6.3 Where a Pedestrian Crossing has been constructed pursuant to Clause 12.4.6.2, Infrastructure Contributions for that Pedestrian Crossing shall be determined by the Council as a proportion that each contributing landholding bears to the total area of the Cell. Unless otherwise agreed to by the Council, Contributing Landowners will compensate the constructing landholder based on the above proportional contribution within 6 months of the completion of construction to the satisfaction of Council.
- 12.4.6.4 Council may, at its discretion, accept a cash payment from a landowner to extinguish all or part of that Landholders Infrastructure Contribution for Pedestrian Crossings within a Cell.
- 12.4.6.5 Council may, at its discretion, use cash payments already received as Infrastructure contributions within a Cell for the purposes of constructing Pedestrian Crossings within that Cell.

12.5 General Provisions**12.5.1 Consultative Committee**

Council may form a Consultative Committee for each or all Cells comprising of Landowners, representatives of Council and the Western Australian Planning Commission and any other persons considered appropriate by Council to make recommendations to Council in respect to timing and arrangements for Cell Works.

12.5.2 Retrospective Payment of Infrastructure Contributions

Subject to the agreement of the Western Australian Planning Commission Council may retrospectively obtain payment from any landowner where the appropriate Infrastructure Contribution payment as required by Clause 12.4.3.1 or 12.4.6.1 was inadvertently not required or made.

12.5.3 Payment of Excess Over Estimate

Landowners in a Cell who, prior to the publication of final approval of Amendment No. 821 in the *Government Gazette* have either constructed Cell Works or made a cash payment towards such works based on preliminary estimates will be required, after Amendment No. 821 comes into effect and when Infrastructure Contributions have been determined, to provide further Cell Works or payments which represent the difference between the preliminary contribution and the amount of the landowner's contribution calculated at the time Amendment No. 821 comes into effect.

In such circumstances Landowners shall make the further contribution stipulated by Council within 6 months of the date of the request or in accordance with other arrangements agreed to by Council.

12.5.4 Compensation for Over provision

Unless otherwise determined by the Council, should a Landowner be entitled to credit where the value of any constructed Cell Works or payment of those works exceeds the total Landowners contribution at the time Amendment No. 821 comes into effect, then the difference shall be calculated by the Council and that Landowner reimbursed either by cash payment paid proportionately by the remaining Landowners within the Cell or via some other arrangements agreed to by the Council.

12.5.5 Recoverability of Infrastructure Contributions

Any overdue Landowner Infrastructure Contributions relating to land in a Cell shall be a liquidated debt due to the Council by the landowner of such land and may be recovered by the Council in a court of competent civil jurisdiction.

12.5.6 Additionally, any Infrastructure Contributions relating to land in a Cell which are due but not met shall be a charge on that land and the Council may lodge a caveat against the title of the land in respect thereof. The Council may at the cost of the Landowner and subject to such other conditions as Council considers appropriate, withdraw a caveat to permit dealings and thereafter relodge the caveat to prevent further dealing until such costs are paid. Upon the completion of the Landowner Contributions in respect of such land and upon receiving a request in writing the Council shall withdraw any such caveat which it has lodged on the title at the expense of the landowner.

12.5.7 Arbitration

12.5.7.1 Pursuant to Clauses 12.4.6.4, 12.5.3 and 12.5.4, in the event where a landowner and the Council are unable to agree to the amount of a cash payment required under these parts then the matter is to be referred to the arbitration of a single arbitrator in the manner provided by the Commercial Arbitration Act 1985.

12.5.7.2 If the parties are unable to agree upon the arbitrator, the arbitrator may be nominated by the President for the time being of the Royal Australian Institute of Civil Engineers (or its successor) on the application of any party. The costs of each party involved in the arbitration process will be borne by that party, however, in the case where the arbitrator believes an objection to be frivolous or where a party has unnecessarily frustrated the process of arbitration, the arbitrator may, at his discretion, award the costs against the erring party.

12.5.8 Financial Records

12.5.8.1 In the case where cash payments are received for Infrastructure Contributions within a Cell, the Council shall for the purpose of properly managing the implementation of Cell Works for each Cell, establish Cell Accounts for the Cell into which cash payments from Landowners of land within that Cell which are made in accordance with this Part will be credited and from which required payments for Cell Works will be paid.

12.5.8.2 The Cell Accounts shall be maintained in accordance with the provisions of the Local Government (Financial Management) Regulations 1996 and shall be audited on an annual basis. Council shall make available for inspection to any landowner on request, a detailed statement of accounts for that Cell.

12.5.8.3 The Council may (but is not obliged to do so) raise loans or provide funds from other sources for the purpose of providing the finance necessary for the implementation of the designated Cell Works and any interest or charges incurred in doing so will be deemed to be a cost which will form part of the Cell Works.

2. Inserting a new Schedule into the Scheme Text—

(Modified by resolution of the Council at the Ordinary meeting of the 10 November 1998)

SCHEDULE 12 (Part 12 Refers)
CLARKSON/BUTLER DISTRICT DISTRIBUTOR ROAD INFRASTRUCTURE
DEVELOPER CONTRIBUTION ARRANGEMENTS
(CELLS 1 TO 4 INCLUSIVE)
CELL WORKS AND CONTRIBUTION PROVISIONS

1 INTRODUCTION

For the purposes of administering the construction of District Distributor Roads and Pedestrian Crossings, Clarkson/Butler Planning District for Cells 1 to 4 as outlined in Part 12 of the Scheme and Map 1 set out in this Schedule, the following shall be classified as Cell Works which are to be contributed towards by Landowners in each of the four (4) Cells in the Clarkson/Butler District in accordance with the proportions shown in the table set out in this Schedule.

2 CELL WORKS**2.1 District Distributor Roads**

- (i) The construction of the complete earthworks both within the road reserves and where necessary, external to the road reserves, that are required for all future carriageways of the roads as well as public services, to the specification and satisfaction of the Council, and
- (ii) the construction of one carriageway of a width of two lanes with associated shoulder within the road reserves to the specifications and satisfaction of the Council,
- (iii) construction of minimum pipe drainage at low points and a piped outfall to the drainage storage facility, intersections and road crossings to drain the road reserves of stormwater,
- (iv) the construction of pathways designed for the dual purpose of the carriage of pedestrians and non-motorised cyclists along the total length of one side of each of the road reserves to the specifications and satisfaction of the Council,
- (v) intersection channelisations,
- (vi) the costs incurred for the survey design and supervision (including 1.5% fee, Local Government Act) of the implementation of the works described in paragraphs (i) to (v) hereof.

2.2 Pedestrian Crossings

- (i) the construction of pedestrian crossing facilities (underpasses, overpasses, or if agreed by the local government and the Commission, a crossing at grade, traffic controlled as the case may be) shown at various locations within the Clarkson/Butler Planning District as detailed on Map 1 to the specifications and satisfaction of the Council. Such crossing facilities shall extend the full width of the road reserve to enable pedestrian access under/over the carriageway referred to in paragraph (ii) hereof as well as the second carriageway to be constructed by the Council in the future when it determines that carriageway is necessary as if the two carriageways were constructed to their ultimate design widths.

2.3 Other

- (i) All costs associated with the preparation, processing and Gazettal of the Scheme Amendment introducing these provisions.
- (ii) Interest on loans raised externally or provided by the Council or drawn from the various accounts from each Cell (in accordance with Part 12) apportioned to Cell Works and any other cost incurred by Council with the preparation and administration of Part 12 of the Scheme.

SCHEDULE 12 PART 3; 'OPTION D' LANDOWNER CONTRIBUTIONS FOR DISTRICT
DISTRIBUTOR ROADS AND PEDESTRIAN CROSSINGS, CLARKSON/BUTLER
DISTRICT (See Map 1, Part 4)

	Lot (or portions of—see Map 1)	Area	%	District Distributor Roads			Pedestrian Crossings		
				Km's	Funded	Balance	P. Crossings	Funded	Balance
Cell 1	3 (NW)	44.7201	6.3%	0.31	0.26	0.05	0.25	0.00	0.25
	905	10.1717	1.4%	0.07	0.00	0.07	0.06	0.00	0.06
	7(NW)	77.2048	11.0%	0.54	0.00	0.54	0.44	0.00	0.44
	8(NW)	69.3996	9.8%	0.49	0.00	0.49	0.39	0.00	0.39
	9	104.6549	14.8%	0.73	0.00	0.73	0.59	0.00	0.59
	10	112.2947	15.9%	0.79	0.00	0.79	0.64	0.00	0.64
	12	77.5797	11.0%	0.54	0.00	0.54	0.44	0.00	0.44
	1000	7.8643	1.1%	0.06	0.00	0.06	0.04	0.00	0.04
	1001	43.5038	6.2%	0.30	0.00	0.30	0.25	0.00	0.25
	1002	34.1598	4.8%	0.24	0.00	0.24	0.19	0.00	0.19
	2	60.3032	8.6%	0.42	0.66	-0.24	0.34	0.00	0.34
	593	2.4789	0.4%	0.02	0.00	0.02	0.01	0.00	0.01
	1	60.5478	8.6%	0.42	0.00	0.42	0.34	0.00	0.34
	Total	704.8833	100.0%	4.93	0.92	4.01	4.00	0.00	4.00

	Lot (or portions of—see Map 1)	Area	%	District Distributor Roads			Pedestrian Crossings		
				Km's	Funded	Balance	P.Crossings	Funded	Balance
Cell 2	3(NE)	45.1883	9.4%	0.48	0.00	0.48	0.56	0.00	0.56
	8(NE)	59.5474	12.4%	0.63	0.00	0.63	0.74	0.00	0.74
	7(NE)	82.3923	17.2%	0.87	0.00	0.87	1.03	0.00	1.03
	11(NE)	76.6275	16.0%	0.81	0.00	0.81	0.96	0.00	0.96
	33	114.1992	23.8%	1.21	0.00	1.21	1.43	0.00	1.43
	32(NE)	98.3015	20.5%	1.04	0.00	1.04	1.23	0.00	1.23
	905	4.0017	0.8%	0.04	0.00	0.04	0.05	0.00	0.05
Total	480.2579	100.0%	5.08	0.00	5.08	6.00	0.00	6.00	
Cell 3	3(SW) & 31	81.6082	25.5%	1.13	0.65	0.36	1.02	0.00	0.82
	15(SW)	111.9903	35.1%	1.55	1.27	0.11	1.40	0.50	0.62
	17(SW)	125.85	39.4%	1.74	1.26	0.30	1.58	0.50	0.76
	*Homeswest (Lot2-Cell1)	n/a	n/a	n/a	0.47	n/a	n/a	0.80	n/a
Total	319.4485	100.0%	4.42	3.65	0.77	4.00	1.80	2.20	
Cell 4	3(SE)	50.6422	9.0%	0.75	0.50	0.24	0.63	0.00	0.63
	11(SE)	19.8502	3.5%	0.29	0.00	0.29	0.25	0.00	0.25
	31	61.4767	10.9%	0.91	1.39	-0.48	0.77	0.50	0.27
	32(SE)	68.8959	12.3%	1.02	0.39	0.62	0.86	0.00	0.86
	16	120.3225	21.4%	1.77	0.00	1.77	1.50	0.00	1.50
	15(SE)	137.7752	24.5%	2.03	0.65	1.38	1.72	0.00	1.72
	17(SE)	102.55	18.3%	1.51	0.00	1.51	1.28	0.00	1.28
	Total	561.5127	100.0%	8.28	2.94	5.34	7.00	0.50	6.50
TOTAL	2066.102		22.71	7.51	15.20	21.00	2.30	18.70	

*Homeswest have previously undertaken District Distributor Road Infrastructure Works in Cell 3 and require compensation from landowners in Cell 3 on a proportionate area basis. The balance of works shown for Cell 3 reflect only the outstanding works required (and assume Homeswest will be compensated).

J. KELLY, Mayor.
K. WHITE, Chief Executive Officer.

PD404*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF BROOME

TOWN PLANNING SCHEME No. 4—AMENDMENT No. 2

Ref: 853/7/2/4 Pt 2

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning approved the Shire of Broome Town Planning Scheme Amendment on 3 November 2000 for the purpose of rezoning portion of Lot 2636 Sanctuary Road, Broome from Residential R12.5 to Residential R20, Residential R40, Local Centre and Parks and Recreation.

K. FONG, President.
J. LYON, Acting 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 approved the following temporary appointment in the place of the Hon G. D. Kierath MLA in the period 4 to 7 November 2000 inclusive—

Minister for Planning; Heritage; Minister assisting the Treasurer —Hon N. F. Moore MLC

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

PUBLIC SECTOR MANAGEMENT

PS401

PUBLIC SECTOR MANAGEMENT ACT 1994
CHIEF EXECUTIVE OFFICER APPOINTMENTS

The Government of Western Australia is keen to ensure that chief executive officers of all public service departments and agencies are the most suitable for the position. I have therefore decided that it is generally preferable to advertise chief executive officer positions at the expiry of existing appointments to ensure that competitive and merit-based appointments are made. This approach should not, however, be seen as a reflection upon the capacity of current chief executive officers whose terms of appointment have expired. I expect that present occupants will, in most cases, wish to apply for appointment to advertised positions.

Having received and considered relevant advice in respect of the chief executive officer listed below, I, RICHARD FAIRFAX COURT, Minister for Public Sector Management, notify that I have not recommended the reappointment of—

Agency	Title	Name of Current Occupant
Western Australian Tourism Commission	Chief Executive Officer	Mr Shane Crockett

I shall soon be requesting the Commissioner for Public Sector Standards to act to enable the filling of this position.

RICHARD COURT, Premier and Minister for
Public Sector Management.

RACING, GAMING AND LIQUOR

RA401

LIQUOR LICENSING ACT 1988
SUMMARY OF LIQUOR LICENSING APPLICATIONS

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

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
8013	David Higgins & Associates Pty Ltd	Application for the grant of a Restaurant Licence in respect of premises situated in Nornalup and known as The Nornalup Teahouse.	7/12/00
8007	Aldo & Angela Murace	Application for the grant of a Producer—Wine Licence in respect of premises situated in Woodvale and known as Werribee Brook Trading.	7/12/00
7999	Cardoso Nominees Pty Ltd	Application for the grant of a Restaurant Licence in respect of premises situated in Currambine and known as Oscar's Restaurante.	5/12/00
7998	Churchill Court Pty Ltd	Application for the grant of a Restaurant Licence in respect of premises situated in Subiaco and known as Café Cibo.	29/11/00
7997	First Heritage Corporation Pty Ltd	Application for the grant of a Special Facility—Sports Promotion Licence in respect of premises situated in Gosnells and known as Pot Black—Gosnells.	28/11/00
7993	West Swan Wineries Ltd	Application for the grant of a Producer—Wine Licence in respect of premises situated in West Swan and known as West Swan Wineries Ltd.	30/11/00

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE— <i>continued</i>			
7989	Grocke Geophysical Exploration Pty Ltd	Application for the grant of a Producer—Wine Licence in respect of premises situated in Gingin and known as Jylland Vineyard.	7/12/00
7987	John & Lynne Margaret Kirkham	Application for the grant of a Producer—Wine Licence in respect of premises situated in Meelon and known as Riverbrook Farm.	26/11/00
7973	Hostbury Pty Ltd	Application for the grant of a Producer—Wine Licence in respect of premises situated in Leederville and known as To be advised.	11/12/00
APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
5522	Aapc Properties Pty Ltd	Application for the grant of an Extended Trading Permit—Ongoing Extended Hours, in respect of premises situated in Broome and known as Mercure Inn Continental Broome.	27/11/00
5562	Higgins Holdings Pty Ltd	Application for the grant of an Extended Trading Permit—Ongoing Extended Hours, in respect of premises situated in Perth and known as Hyde Park Hotel.	26/11/00
5582	Bremerton Pty Ltd and West Lander Pty Ltd	Application for the grant of an Extended Trading Permit—Ongoing Extended Hours, in respect of premises situated in Kalgoorlie and known as De Bernales.	29/11/00

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

HUGH HIGHMAN, Director of Liquor Licensing.

TRANSPORT

TR401*

WESTERN AUSTRALIAN MARINE ACT 1982

WATER SKI AREA CORAL BAY—EXMOUTH

Department of Transport,
Fremantle WA, 6 November 2000.

ACTING pursuant to the powers conferred by Section 48A of the Navigable Waters Regulations the Department of Transport by this notice defines and sets aside the following area of Navigable Water for the purpose of Water Skiing between the hours of Sunrise and Sunset—

Ningaloo Marine Park: All those waters of the Indian Ocean contained within an area commencing at point A, 23° 09.551'S, 113° 45.841'E being approximately 50 metres south and 100 metres west from Monck Head, thence due south from this point for 1000 metres to point B, 23° 10.092'S, 113° 45.841'E, thence due west for 400 metres to point C, 23° 10.092'S, 113° 45.607'E, thence due north to a point D, 23° 09.551'S, 113° 45.607'E, thence due east to the start point A. PROVIDING however that no water skier or vessel towing a water skier will come within 100 metres of any vessel or person or object in the water. Users should obtain tidal information to ensure safe depths at times of tidal variation. All water skiing is to be conducted in an anti-clockwise direction. (all coordinates based on GDA94)

MICHAEL LINLAY HARRIS, Director General of Transport.

WORKSAFE

WS401**OCCUPATIONAL SAFETY AND HEALTH ACT 1984****OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996
EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13
(No. 10 of 2000)**

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant an exemption to Wesfarmers LPG Pty Ltd, at Wesfarmers LPG Extraction Plant, Kwinana WA, from the requirements of Regulation 4.14 (1) of the Occupational Safety and Health Regulations 1996, in relation to the operation of 12 unregistered pressure vessels. This exemption is subject to the following conditions—

- (i) this exemption is valid from 8 December 2000 to 29 December 2000 only;
- (ii) during this time an inspection of the pressure vessels must be carried out by a competent person who provides a signed statement as required by Regulation 4.15 (2) (c); and
- (iii) an application for the registration of the 12 pressure vessels is made in accordance with regulation 4.15 of the Occupational Safety and Health Regulations 1996.

Dated this 3rd day of November 2000.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia Commissioner.

PUBLIC NOTICES

ZZ101**TRUSTEES ACT 1962****NOTICE TO CREDITORS AND CLAIMANTS**

Creditors and other persons having claims (to which Section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 11th December 2000 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Brown, John William, late of Kalgoorlie Nursing Home, Dugan Street, died 20/9/00. (DEC330065DC4)

Clark, Melba Doreen, late of Lot 28 Railway Avenue, North Dandalup, died 1/10/00. (DEC329886DG3)

Clayton, Eva Maud, late of Unit 236, Tranby Units, Rowethorpe Hill View Terrace, Bentley, died 22/10/00. (DEC330064DS3)

Gray, Frank William, late of Unit 44/70 Marlboro Village, Marlboro Road, Swan View, died 27/9/00. (DEC329871DL2)

Hammond, Eileen Gertrude, late of Craiglea Park Nursing Home, 38 Alday Street, Saint James, formerly of 6 Dalton Place, Wilson, died 29/9/00. (DEC329971DL2)

Harwood, Frederick Edward, late of 3/35 Anzac Street, Bayswater, died 22/10/00. (DEC3300300DA3)

Ismail, Edith Irene, late of Hillcrest Hostel, R7 23 Harvest Road, North Fremantle, formerly of 312 Stock Road, Willagee, died 13/8/00. (DEC329322DP4)

Kennewell, Laurence Arthur, aka Kennewell, Lawrence Arthur, late of 46 Peel Street, Mandurah, died 14/10/00. (DEC330040DG2)

Mann, Gladys Alexandra, late of Armadale Nursing Centre, 21 Angelo Street, Armadale, formerly of 1/65 Wheatley Street, Gosnells, died 1/11/00. (DEC330086DG1)

Mason, Florence Ivy, late of 2/9 Drury Street, Willagee, died 13/10/00. (DEC329972DP2)

Mitchell, Charles John, late of 56A Randall Place, Perth, died 27/9/00. (DEC329998DL4)

Mofflin, Evelyn May, late of 2A Boxhill Street, Morley, formerly of Unit 1, 2 and 4, Strutt Way, Noranda, died 26/9/00. (DEC330007DP4)

Revill, Terence Denis, late of 21 Southwark Way, Morley, died 21/10/00. (DEC330029DS2)

Spark, Thomas Gordon, late of Unit 22, 69-71 Bawdan Street, Willagee, died 30/9/00. (DEC329862DP4)

Starcevich, Bozo, late of St Vincents Hostel, 224 Swan Street, Guildford, formerly of 6 Viveash Road, Midland, died 1/10/00. (DEC329833DG4)

Williams, Edna May, late of Regents Gardens Nursing Home, 2 Amure Drive, Bateman, died 19/10/00. (DEC329961DG3)

ANTONINA ROSE McLAREN, Public Trustee,
Public Trust Office, 565 Hay Street, Perth WA 6000.
Telephone: 9222 6777

ZZ201**TRUSTEES ACT 1962**

NOTICE TO CREDITORS AND CLAIMANTS

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

Details—

Patricia Margaret Edwards late of Edinboro House, Edinboro Street, Joondanna in the State of Western Australia, Financial Planner.

Date of Death: 8th day of September 1999

Dated this 7th day of November 2000.

(Sgd.) Messrs MAYBERRY, HAMMOND & CO.,
85 Fitzgerald Street, Northam
Solicitors for the Executor.

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 Estate of Ivy Elizabeth Harris of St Michaels Nursing Home, Wasley Street, North Perth, Western Australia who died on 3 October 2000 are required to send particulars of their claims to the address below on or before 11 December 2000 after which date the Executors named below may convey or distribute the assets having regard only to the claims of which the Executors then have notice.

Messrs CLIM HARRIS and MORERN HARRIS,
19 The Oval, Madeley WA 6065.

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