

**WESTERN  
AUSTRALIAN  
GOVERNMENT  
Gazette**

243



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## **ALTERATION TO PUBLISHING TIME**

(AUSTRALIA DAY 2001)

Because of the Australia Day public holiday on 26<sup>th</sup> January the normal Friday edition of the *Government Gazette* will be published a day early on Thursday 25<sup>th</sup> January 2001.

***Copy for the Thursday 25<sup>th</sup> January edition must be received at State Law Publisher by 12 noon on Tuesday 23<sup>rd</sup> January.***

Any copy received after this time will be held over for the next gazette on Tuesday 30<sup>th</sup> January 2001.

***Copy for the Tuesday 30<sup>th</sup> January edition must be received at State Law Publisher by 12 noon Thursday 25<sup>th</sup> January***

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— PART 1 —

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**PROCLAMATIONS**

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AA101\*

**UNIVERSITIES LEGISLATION AMENDMENT ACT 2000**

75 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 *Universities Legislation 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 that Act comes into operation.

Given under my hand and the Public Seal of the State on 9 January 2001.

By Command of the Governor,

COLIN BARNETT, Minister for Education.

GOD SAVE THE QUEEN !

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## — PART 2 —

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### AGRICULTURE

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**AG401****AGRICULTURAL PRODUCE COMMISSION ACT 1988**

Agriculture, Western Australia.  
South Perth WA 6151.

Agric. 497/89

I, the undersigned Minister for Primary Industry being the Minister charged with the administration of the Agricultural Produce Commission Act 1988 appoint, pursuant to Section 5 of the said Act, the following—

<b>Name</b>	<b>Position</b>
Harry Morgan	Chairman
Rob Delane	Member
Clive Philip Stevens	Member
Eric Skipworth	Member

to the Agricultural Produce Commission for a term of office expiring 30 November 2003.

MONTY HOUSE, Minister for Primary Industry; Fisheries.

**AG402****SOIL AND LAND CONSERVATION ACT 1945**

Agriculture, Western Australia.  
South Perth WA 6151.

Agric. 301/91

The Governor has been pleased to appoint pursuant to Section 9 of the Soil and Land Conservation Act 1945, Mr Charles William Thorn as a member of the Soil and Land Conservation Council for a term of office expiring 31 May 2003.

MONTY HOUSE, Minister for Primary Industry; Fisheries.

**AG403****WESTERN AUSTRALIAN MEAT INDUSTRY AUTHORITY ACT 1976**

Western Australian Meat Industry Authority,  
Midland.

I, Monty House, Minister for Primary Industry, hereby appoint the following persons as inspectors pursuant to Section 24G of the Western Australian Meat Industry Authority Act 1976.

Timothy Clive O'Meagher  
Linton George Leon Batt

MONTY HOUSE, Minister for Primary Industry; Fisheries.

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## ELECTORAL COMMISSION

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**EL401\*****ELECTORAL ACT 1907**

## REGISTRATION OF POLITICAL PARTIES

Notice of Registration (Section 62H)

CHRISTIAN DEMOCRATIC PARTY WA

I hereby give notice in accordance with Section 62H(5)(c) of the *Electoral Act 1907*, that I registered the Christian Democratic Party WA as a political party in Western Australia on 5 January 2001.

Dr KENNETH W. EVANS, Electoral Commissioner.

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## HEALTH

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**HE401\*****MENTAL HEALTH ACT 1996**

## FUNCTIONS OF THE COUNCIL OF OFFICIAL VISITORS DIRECTION 2000

Made by the Minister under section 186 of the Act.

**Citation**

1. This direction may be cited as the *Functions of the Council of Official Visitors Direction 2000*.

**Commencement**

2. This direction comes into operation on the day on which it is published in the *Gazette*.

**Revocation**

3. The *Functions of the Council of Official Visitors Direction 1997\**, is revoked.

[\*Published in *Gazette* 21 November 1997, pp. 6588-6589.]

**Visits to private psychiatric hostels**

4. The Council of Official Visitors is to ensure that each place listed in the Table to this clause is visited by an official visitor or panel at least once every 2 months.

## Table

175 Anzac Terrace, Bassendean  
 56 Glyde Street, East Fremantle  
 58 Glyde Street, East Fremantle  
 2 Teague Street, Victoria Park  
 13 Teague Street, Victoria Park  
 Aitken House, 55 View Street, North Perth  
 Casson House, 2-10 Woodville Street, North Perth  
 Devenish Lodge, 54 Devenish Street, East Victoria Park  
 Dudley House, 24 Dudley Street, Midland  
 Franciscan House, 16 Hampton Road, Victoria Park  
 Glyde Street Hostel, 48 Glyde Street, Mosman Park  
 Gormley House, 25 View Street, North Perth  
 Honeybrook Lodge, 42 John Street, Midland  
 John Wilson Lodge, 38 Hamilton Street, East Fremantle  
 Mann Way, 4-6 Mann Way, Bassendean  
 Maude Armstrong, 16 Davies Road, Claremont  
 Romily House, 19 Shenton Road, Claremont  
 Rosedale Lodge, 22 East Street, Guildford  
 Salisbury Home, 19-21 James Street, Guildford  
 Shannon House, 23 Coolgardie Street, Subiaco  
 Sherwood House, 5 Kalamunda Road, South Guildford  
 Success Hill Lodge, 1 River Street, Bassendean  
 Violet Major House, 47 View Street, North Perth  
 Woodville House, 425 Clayton Road, Helena Valley  
 Yates House, 34 Camellia Street, North Perth

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## HERITAGE COUNCIL

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**HR101\****CORRECTION***HERITAGE OF WESTERN AUSTRALIA ACT 1990**

## NOTICE OF ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES

In the notice published in the *Government Gazette* dated 5 January 2001, item HR401 on page 127, two errors occurred and is hereby corrected as follows—

Under Schedule 1,

The location of "Alverstoke" was shown as "Lot 15 Clifton Road, Brunswick Junction"

The correct entry should read—"Alverstoke at Clifton Road, Brunswick Junction".

The name "Edith Dircksey Cowan Obelisk" was incorrectly shown.

The correct name should read—"Edith Dircksey Cowan Memorial".

Dated this 12th day of January 2001.

IAN BAXTER, Director, Office of the Heritage Council.

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## JUSTICE

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**JM401****DECLARATIONS AND ATTESTATIONS ACT 1913**

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

Mr Alan John Hitchcox of 295 Margaret Road, Hovea

Mr Brett Leonard Lynton of 81 Seacrest Drive, Sorrento

Miss Leisa Maree Norrish of 1/67 Axford Street, Como

Mr Bryan Gerard Yeo of 7 Rose Place, Morley

GARY THOMPSON, Executive Director, Court Services.

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## LOCAL GOVERNMENT

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**LG401\*****LOCAL GOVERNMENT ACT 1995***DISTRICT OF BUSSELTON*

## (CHANGE OF WARD BOUNDARIES) ORDER 2001

Made by the Governor in Executive Council.

**1. Citation**

This order may be cited as the *District of Busselton (Change of Ward Boundaries) Order 2001*.

**2. Change of ward boundaries (s. 2.2(1)(c) of the Act)**

On and after the first ordinary elections day held after the commencement of this order

- a) the boundaries of the Central Rural Ward are changed by excluding from the area of the Ward the portion of land described in the Schedule; and
- b) the boundaries of the Central Urban Ward are changed by including in the area of the Ward the land described in the Schedule.

**3. Elections after restructure of boundaries (ss. 4.11 and 9.62 of the Act)**

(1) Part 4 of the Act applies to preparing for and conducting the election to be held on the first ordinary election day after the commencement of this order as if the changes effected by clause 2 had taken effect on the day on which this order commenced.

(2) For the purposes of subclause (1), Part 4 of the Act is modified to the extent necessary to give effect to subclause (1).

(3) Without limiting subclause (1), a reference in Part 4 of the Act to a ward, in relation to the district of Busselton, is to be read as a reference to the Central Rural Ward and the Central Urban Ward of the district as the respective ward is or will be, as a result of the operation of clause 2, on or after the first ordinary election day after the commencement of this order.

By Command of the Governor,

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

#### SCHEDULE

##### TRANSFER OF TERRITORY FROM THE CENTRAL RURAL WARD TO THE CENTRAL URBAN WARD OF THE DISTRICT OF BUSSELTON

All that portion of land bounded by lines starting from the northernmost northwestern corner of Broadwater Sub Lot S1, a point on a present northern boundary of the Central Rural Ward, and extending southerly and westerly along boundaries of Sussex Location 137 to a western side of Waterbird Road; thence southerly along that side to the centreline of Hungerford Road; thence generally westerly along that centreline and onwards to the centreline of Cookworthy Road; thence generally northwesterly along the centreline of that road and onwards to the centreline of Bussell Highway (Road Number 330); thence generally northerly along that centreline and onwards to the centreline of Bussell Highway (Road Number 11397), a point on a present northern boundary of the Central Rural Ward and thence generally easterly, southerly, easterly and again southerly along boundaries of that ward to the starting point.

#### LG402

##### LOCAL GOVERNMENT ACT 1995 DISTRICT OF THE SHIRE OF NORTHAM (CHANGE OF WARD BOUNDARIES) ORDER 2001

Made by the Governor in Executive Council.

#### 1. Citation

This order may be cited as the *District of the Shire of Northam (Change of Ward Boundaries) Order 2001*.

#### 2. Change of ward boundaries (s. 2.2(1)(c) of the Act)

On and after the first ordinary elections day held after the commencement of this order

- a) the boundaries of the West Ward are changed by excluding from the area of the Ward the portion of land described in the Schedule; and
- b) the boundaries of the Central Ward are changed by including in the area of the Ward the land described in the Schedule.

#### 3. Elections after restructure of boundaries (ss. 4.11 and 9.62 of the Act)

(1) Part 4 of the Act applies to preparing for and conducting the election to be held on the first ordinary election day after the commencement of this order as if the changes effected by clause 2 had taken effect on the day on which this order commenced.

(2) For the purposes of subclause (1), Part 4 of the Act is modified to the extent necessary to give effect to subclause (1).

(3) Without limiting subclause (1), a reference in Part 4 of the Act to a ward, in relation to the district of the Shire of Northam, is to be read as a reference to the West Ward and the Central Ward of the district as the respective ward is or will be, as a result of the operation of clause 2, on or after the first ordinary election day after the commencement of this order.

By Command of the Governor,

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

#### SCHEDULE

##### TRANSFER OF LAND FROM THE WEST WARD TO THE CENTRAL WARD OF THE SHIRE OF NORTHAM

All that portion of land bounded by lines starting from the northernmost corner of Lot 2, as shown on Office of Titles Diagram 48117, a point on a present western boundary of the Shire of Northam, and extending southeasterly along a northwestern boundary of that lot and onwards to the western corner of Lot 1, as shown on Office of Titles Diagram 20116; thence southeasterly along the southwestern boundary of that lot and onwards to the centreline of Shingle Hill Road; thence northeasterly, southerly, generally southwesterly, generally southerly, generally easterly, again generally southerly, again

generally easterly and onwards to the centreline of Carlin Road; thence southerly along that centreline and onwards to a southern side of Bostock Street; thence generally westerly and generally southwesterly along sides of that road to a northeastern side of Martin Street; thence generally southeasterly along sides of that street to the northwestern corner of Avon Location 16377; thence northeasterly along the northwestern boundary of that location and northeasterly along the northwestern boundaries of Locations 3685 and 9499 to a southwestern side of Berry Brow Road; thence generally southeasterly, northeasterly, southerly, easterly and again generally southeasterly along sides of that road to the southernmost southeastern corner of Lot 10, as shown on Office of Titles Diagram 45207; thence westerly, northerly and again westerly along boundaries of that lot and onwards to the centreline of Cook Road; thence generally southwesterly, westerly, generally northwesterly and again westerly along that centreline and onwards to the centreline of Oyston Road; thence northerly along that centreline and onwards to the centreline of Great Eastern Highway; thence generally northeasterly along that centreline to the prolongation southerly of the eastern boundary of Lot 100, as shown on Office of Titles Diagram 86031; thence northerly to and along the eastern boundary of that lot and northerly along the easternmost boundaries of Location 28493 (Reserve 36916) and Location 29046 (Part Reserve 14275), to a southeastern boundary of Location 16150; thence generally northeasterly and northerly along boundaries of that location to the southernmost southeastern corner of Location 27520 (Reserve 23746); thence northerly, southwesterly, again northerly, easterly and again northerly along boundaries of that location to the easternmost southeastern corner of Location 29053 (Part Reserve 14275); thence northerly, westerly, again northerly and generally southwesterly along boundaries of that location to an eastern boundary of Lot M2045, as shown on Office of Titles Plan 6225 Sheet 3; thence northerly along that boundary to the northeastern corner of that lot, a point on a present western boundary of the Shire of Northam, and thence northerly along that boundary to the starting point.

**LG403****LOCAL GOVERNMENT ACT 1995***DISTRICT OF SUBIACO***(CHANGE OF WARD BOUNDARIES) ORDER 2001**

Made by the Governor in Executive Council.

**1. Citation**

This order may be cited as the *District of Subiaco (Change of Ward Boundaries) Order 2001*.

**2. Change of ward boundaries (s. 2.2(1)(c) of the Act)**

On and after the first ordinary elections day held after the commencement of this order, the North, Central, East and South Wards in the district of Subiaco consist of the land described in the Schedule to this order.

**3. Elections after restructure of boundaries (ss. 4.11 and 9.62 of the Act)**

(1) Part 4 of the Act applies to preparing for and conducting the election to be held on the first ordinary election day after the commencement of this order as if the changes effected by clause 2 had taken effect on the day on which this order commenced.

(2) For the purposes of subclause (1), Part 4 of the Act is modified to the extent necessary to give effect to subclause (1).

(3) Without limiting subclause (1), a reference in Part 4 of the Act to a ward, in relation to the district of Subiaco, is to be read as a reference to the North Ward, Central Ward, East Ward and South Ward of the district as the respective ward is or will be, as a result of the operation of clause 2, on or after the first ordinary election day after the commencement of this order.

By Command of the Governor,

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

**SCHEDULE**

## North Ward

All that portion of land bounded by lines starting from the intersection of the prolongation easterly of the southern side of Lonnie Street with a northwestern side of Railway Road, a point on a present western boundary of the City of Subiaco and extending generally northeasterly along sides of that road and onwards to the centreline of Roberts Road; thence easterly along that centreline to the prolongation southerly of the centreline of Brigid Road; thence northerly to and generally northerly along that centreline to the prolongation southwesterly of the southeastern side of Edenderry Terrace; thence northeasterly to and generally northeasterly and northwesterly along sides of that terrace to the eastern side of Cashel Lane; thence northerly along that side and onwards to the centreline of Salvado Road, a point on a present northern boundary of the City of Subiaco and thence generally westerly, generally southwesterly, generally southerly and easterly along boundaries of that City to the starting point.



#### East Ward

All that portion of land bounded by lines starting from the intersection of the centreline of Thomas Road with the prolongation easterly of the centreline of Hamersley Road, a point on a present southeastern boundary of the City of Subiaco and extending westerly to and along that centreline and onwards to a northwestern side of Railway Road, a point on a present western boundary of the City of Subiaco and extending generally northeasterly along sides of that road and onwards to the centreline of Roberts Road; thence easterly along that centreline to the prolongation southerly of the centreline of Brigid Road; thence northerly to and generally northerly along that centreline to the prolongation southwesterly of the southeastern side of Edenderry Terrace; thence northeasterly to and generally northeasterly and northwesterly along sides of that terrace to the eastern side of Cashel Lane; thence northerly along that side and onwards to the centreline of Salvado Road, a point on a present northern boundary of the City of Subiaco, and thence generally easterly and generally southwesterly along boundaries of that City to the starting point.

#### Central Ward

All that portion of land bounded by lines starting from the intersection of a northwestern side of Railway Road with the prolongation westerly of the centreline of Waylen Road, a point on a present western boundary of the City of Subiaco and extending easterly to and along that centreline and onwards to the centreline of Herbert Road; thence northerly along that centreline to the prolongation westerly of the northern boundary of Swan Location 118 (Reserve 8630); thence easterly to and along that boundary and onwards to the centreline of Excelsior Street; thence southerly along that centreline to the prolongation westerly of the centreline of Keightley Road West; thence easterly to and along that centreline and the centrelines of Keightley Road Central and Keightley Road East and onwards to the centreline of Thomas Street, a point on a present southeastern boundary of the City of Subiaco; thence northeasterly along that boundary to the prolongation easterly of the centreline of Hamersley Road; thence westerly to and along that centreline and onwards to a northwestern side of Railway Road and thence generally southwesterly along sides of that road to the starting point.

#### South Ward

All that portion of land bounded by lines starting from the intersection of a northwestern side of Railway Road with the prolongation westerly of the centreline of Waylen Road, a point on a present western boundary of the City of Subiaco and extending easterly to and along that centreline and onwards to the centreline of Herbert Road; thence northerly along that centreline to the prolongation westerly of the northern boundary of Swan Location 118 (Reserve 8630); thence easterly to and along that boundary and onwards to the centreline of Excelsior Street; thence southerly along that centreline to the prolongation westerly of the centreline of Keightley Road West; thence easterly to and along that centreline and the centrelines of Keightley Road Central and Keightley Road East and onwards to the centreline of Thomas Street, a point on a present southeastern boundary of the City of Subiaco and thence generally southwesterly, generally southeasterly, again generally southwesterly, generally northerly, westerly and generally northeasterly along boundaries of that City to the starting point.

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#### LG404

#### SHIRE OF QUAIRADING

#### Appointment of Authorised Officers

It is hereby notified for public information that Michael Eric Longford has been appointed as an authorised officer under the Dog Act 1976.

The appointment of Keith James Dhue and John Peter Bentley is hereby revoked.

ELIZABETH A. PALFREYMAN, Acting Chief Executive Officer.

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## MINERALS AND ENERGY

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#### MN401\*

Commonwealth of Australia

#### PETROLEUM (SUBMERGED LANDS) ACT 1967

#### GRANT OF PIPELINE LICENCE

Pipeline Licence WA-7-PL was granted to Woodside Energy Ltd, Apache Northwest Pty Ltd and Santos Limited to have effect from 8 January 2001.

W. L. TINAPPLE, Director Petroleum Division.

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**PLANNING**

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

## ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*CITY OF ALBANY*

## TOWN PLANNING SCHEME No. 3—AMENDMENT No. 210

Ref: 853/5/4/5 Pt 210

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the City of Albany Town Planning Scheme Amendment on 3 January 2001 for the purpose of:

1. Rezoning Part Lot 271 of Plantagenet Location 399, Clydesdale Road, McKail from the Rural zone to the Residential zone.
2. Amending the Scheme Maps accordingly.

A. E. GOODE, Mayor.  
A. C. HAMMOND, Chief Executive Officer.

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**PD402\*****TOWN PLANNING AND DEVELOPMENT ACT 1928**

## ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*CITY OF BELMONT*

## TOWN PLANNING SCHEME No. 14—AMENDMENT No. 3

Ref: 853/2/15/12 Pt 3

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 Belmont Town Planning Scheme Amendment on 3 January 2001 for the purpose of:

1. The exclusion of 1.4724ha (approximately) of Hardey Park from the Parks and Recreation reservation and its inclusion in the Local Reserves - roads, the Mixed Use zone and the Residential zone with an R30 density coding.
2. The exclusion of 134m<sup>2</sup> of Pt Lot 7 from the Parks and Recreation reservation and its inclusion in the Mixed Use zone.
3. The exclusion of Lot 712 Great Eastern Highway from the Mixed Use zone and its inclusion in the Parks and Recreation local reservation.

P. R. PASSERI, Mayor.  
B. R. GENONI, Chief Executive Officer.

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**PD403\*****TOWN PLANNING AND DEVELOPMENT ACT 1928**

## ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*CITY OF CANNING*

## TOWN PLANNING SCHEME No. 40—AMENDMENT No. 104

Ref: 853/2/16/44 Pt 104

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 Canning Town Planning Scheme Amendment on 3 January 2001 for the purpose of:

1. Inserting the following text into Appendix 1 of the Scheme between the definitions of "home occupation" and "home store":  
"home office" means a home occupation limited to a business carried out solely within a dwelling by a resident of the dwelling but which does not—
  - (a) entail clients or customers travelling to and from the dwelling;
  - (b) involve any advertising signs on the premises; or
  - (c) require any external change to the appearance of the dwelling.

2. Deleting the existing definition of “home occupation” listed within Appendix 1 of the Scheme and replacing the definition with the following text—

“**home occupation**” means an occupation carried out in a dwelling or on land around a dwelling by an occupier of the dwelling which—

- (a) does not employ any person not a member of the occupier’s household;
  - (b) will not cause injury to or adversely affect the amenity of the neighbourhood;
  - (c) does not occupy an area greater than 20 square metres;
  - (d) does not display a sign exceeding 0.2 square metres;
  - (e) does not involve the retail sale, display or hire of goods of any nature;
  - (f) in relation to vehicles and parking, does not result in the requirement for a greater number of parking facilities than normally required for a single dwelling or an increase in traffic volume in the neighbourhood, does not involve the presence, use or calling of a vehicle more than 2 tonnes tare weight, and does not include provision for the fuelling, repair or maintenance of motor vehicles; and
  - (g) does not involve the use of an essential service of greater capacity than normally required in the zone.
3. Amending the Zoning Table contained in Table 3 of the Scheme to include the use class of “home office”, following “home occupation” and preceding “cottage industry”, to allow the permissibility of this use, as shown:

Use Classes	1. City Centre	2. City Centre Deferred	3. Residential	4. Special Residential/Kennel	5. Mixed Business	6. Light Industry	7. General Industry	8. Shopping	9. Commercial	10. Highway Commercial	11. Industrial Service	12. Service Station	13. Rural	14. Special Rural	15. Private Clubs and Institutions
Home Office	P	P	P	P									P	P	

4. Amending paragraph 2.3.1.3 of the Scheme Text to include the following part (c):
- (c) a “home office”, where a home office is a permitted (“P”) use in the zone in which that lot is situated.

M. S. LEKIAS, Mayor.  
I. F. KINNER, Chief Executive Officer.

**PD404\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*CITY OF COCKBURN*

DISTRICT ZONING SCHEME No. 2—AMENDMENT No. 192

Ref: 853/2/23/19 Pt 192

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 Cockburn Town Planning Scheme Amendment on 4 January 2001 for the purpose of:

1. Adding “Development” to the list of Zones contained within Clause 3.1.1.
2. Adding “Development” to the list of Zones contained within the First Schedule Zoning Table with the notation “in accordance with Part 8 of the Scheme” in the associated column.

3. Deleting the text in Part 8 and replacing it with the following:

PART 8—DEVELOPMENT AREAS

**8.1 Operation of special control areas**

8.1.1 The following special control areas are shown on the Scheme Map:

- (a) Development Areas shown on the Scheme Map as DA with a number and included in the Ninth Schedule.
- (b) Development Contribution Areas shown on the Scheme Map as DCA with a number and included in the Tenth Schedule.

8.1.2 In respect of a special control area shown on a Scheme Map, the provisions applying to the special control area apply in addition to the provisions applying to any underlying zone or reserve and any general provisions of the Scheme.

**8.2 Development Areas**

8.2.1 Interpretation

In Clause 8.2, unless the context otherwise requires:

‘**owner**’ means an owner or owners of land in the Development Area; and

‘**structure plan**’ means a structure plan that has come into effect in accordance with clause 8.2.13.1.

8.2.2 Purpose of Development Areas

8.2.2.1 The purpose of having Development Areas is to:

- (a) identify areas requiring comprehensive planning prior to subdivision and development; and
- (b) coordinate subdivision and development in areas requiring comprehensive planning.

8.2.2.2 The Ninth Schedule describes the Development Areas in detail and sets out the specific purposes and requirements that apply to the Development Areas.

8.2.3 Subdivision and Development in Development Areas

8.2.3.1 The development of land within a Development Area is to comply with the Ninth Schedule.

8.2.3.2 The subdivision and development of land within a Development Area is to generally be in accordance with any structure plan that applies to that land.

8.2.4 Structure Plan required

8.2.4.1 The local government is not to:

- (a) consider recommending subdivision; or
- (b) approve development

of land within a Development Area unless there is a structure plan for the Development Area or for the relevant part or parts of the Development Area.

8.2.4.2 Notwithstanding clause 8.2.4.1, a local government may recommend subdivision or approve the development of land within a Development Area prior to a structure plan coming into effect in relation to that land, if the local government is satisfied that this will not prejudice the specific purposes and requirements of the Development Area.

8.2.5 Preparation of structure plans

8.2.5.1 A proposed structure plan may be prepared by:

- (a) the local government; or
- (b) an owner or on behalf of an owner.

8.2.5.2 A proposed structure plan may be prepared for all, or part of, a Development Area.

8.2.6 Details in structure plan

8.2.6.1 A proposed structure plan is to contain the following details:

- (a) a map showing the area to which the proposed structure plan is to apply;
- (b) a site analysis map showing the characteristics of the site including:
  - (i) landform, topography and land capability;
  - (ii) conservation and environmental values including bushland, wetlands, damp lands, streams and water courses, foreshore reserves and any environmental policy areas;
  - (iii) hydrogeological conditions, including approximate depth to water table;
  - (iv) sites and features of Aboriginal and European heritage value;
- (c) A context analysis map of the immediate surrounds to the site including:
  - (i) the pattern of neighbourhoods, and existing and planned neighbourhood, town and regional centres;
  - (ii) transport routes, including freeways, arterial routes and neighbourhood connector alignments, public transport routes, strategic cycle routes, bus stops and rail stations;
  - (iii) existing and future land use.
- (d) for district structure plans a map showing proposals for:
  - (i) the pattern of neighbourhoods around town and neighbourhood centres;
  - (ii) arterial routes and neighbourhood connector streets;
  - (iii) the protection of natural features such as water courses and vegetation;

- (iv) major open spaces and parklands;
- (v) major public transport routes and facilities;
- (vi) the pattern and disposition of land uses; and
- (vii) schools and community facilities.
- (e) for local structure plans a map showing proposals for:
  - (i) neighbourhoods around proposed neighbourhoods and town centres;
  - (ii) existing and proposed commercial centres;
  - (iii) natural features to be retained;
  - (iv) street block layouts;
  - (v) the street network including street types;
  - (vi) transportation corridors, public transport network, and cycle and pedestrian networks;
  - (vii) land uses including residential densities and estimates of population;
  - (viii) schools and community facilities;
  - (ix) public parklands; and
  - (x) urban water management areas;
- (f) a written report to explain the mapping and to address the following:
  - (i) the planning framework for the structure plan including any applicable regional or district structure plans, and any policies, strategies and scheme provisions which apply to the land, and any environmental conditions which apply under the Scheme;
  - (ii) the site analysis including reference to the matters listed in clause 8.2.5.3 (b) above;
  - (iii) the context analysis including reference to the matters listed in clause 8.2.5.3 (c) above;
  - (iv) how planning for the structure plan area is to be integrated with the surrounding land;
  - (v) the design rationale for the proposed pattern of subdivision, land use and development;
  - (vi) traffic management and safety;
  - (vii) parkland provision and management;
  - (viii) urban water management;
  - (ix) proposals for public utilities including sewerage, water supply, drainage, gas, electricity and communication services;
  - (x) the proposed method of implementation including any cost sharing arrangements and details of any staging of subdivision and development.

#### 8.2.6.2 Maps are to:

- (a) be drawn to a scale that clearly illustrates the details referred to in clause 8.2.6.1; and
- (b) include a north point, visual bar scale, key street names and a drawing title and number.

8.2.6.3 A proposed structure plan may, to the extent that it does not conflict with the Scheme, impose a classification on the land included in it by reference to reserves, zones or the *Residential Planning Codes*, and where the proposed structure plan becomes a structure plan, the local government is to have due regard to such reserves, zones or *Residential Planning Codes* when recommending subdivision or approving development of land within a Development Area.

8.2.6.4 A proposed structure plan must, in the opinion of the local government, be consistent with orderly and proper planning.

#### 8.2.7 Submission to local government and Commission

8.2.7.1 A proposed structure plan prepared by an owner or on behalf of an owner is to be submitted to the local government.

8.2.7.2 When a local government prepares or receives a proposed structure plan, which proposes the subdivision of land, it shall forward a copy of the proposed structure plan to the Commission for comment prior to advertising under clause 8.2.9.

#### 8.2.8 Referral to Minister

8.2.8.1 If, prior to the proposed structure plan being advertised, a question arises as to whether the proposed structure plan complies with clause 8.2.6 or the Scheme, the local government or the owner of the land who submitted the proposed structure plan may refer that question to the Minister as arbitrator, and the decision of the Minister is final and conclusive.

8.2.8.2 If the Minister decides the proposed structure plan complies with clause 8.2.6 and the Scheme, the local government is to advertise the proposed structure plan in accordance with clause 8.2.9.1 within such period as is determined by the Minister.

#### 8.2.9 Advertising of structure plans

8.2.9.1 Within 60 days of preparing or receiving a proposed structure plan that conforms with clause 8.2.6 and complies with the Scheme (or such longer time as may be agreed in writing between the owner who submitted the proposed structure plan and the local government), the local government is to:

- (a) advertise, or require the owner who submitted the proposed structure plan to advertise, the proposed structure plan for public inspection by one or more of the following ways:
  - (i) notice of the proposed structure plan published in a newspaper circulating in the Scheme area;

- (ii) a sign or signs displaying notice of the proposed structure plan to be erected in a conspicuous place or places in the Development Area, or part of the Development Area, to which the proposed structure plan applies; and
- (b) give notice or require the owner who submitted the proposed structure plan to give notice, in writing to:
  - (i) all owners whose land is included in the proposed structure plan;
  - (ii) all owners and occupiers who, in the opinion of the local government, are likely to be affected by the adoption of the proposed structure plan;
  - (iii) such public authorities and other persons as the local government nominates.

#### 8.2.9.2 The advertisement and notice are to:

- (a) explain the scope and purpose of the proposed structure plan;
- (b) specify when and where the proposed structure plan may be inspected; and
- (c) invite submissions to the local government by a specified date being not less than 21 days after the giving or erection of the notice or publication of the advertisement, as the case requires.

#### 8.2.10 Referral to Commission

8.2.10.1 Within 7 days of preparing or receiving a proposed structure plan which proposes the subdivision of land, the local government is to forward to the Commission a copy of the proposed structure plan for the Commission to comment and advise on whether it is prepared to endorse the proposed structure plan with or without modification.

8.2.10.2 The Commission is to notify the local government of its comments and advise under clause 8.2.10.1.

#### 8.2.11 Adoption of structure plan

8.2.11.1 The local government is to consider all submissions received and within 60 days of the latest date specified in the notice or advertisement for the making of submissions is to:

- (a) adopt the proposed structure plan, with or without modifications;
- or
- (b) refuse to adopt the proposed structure plan and, where the proposed structure plan was submitted by an owner, give reasons for this to the owner.

8.2.11.2 (a) In making a determination under clause 8.2.11.1, the local government is to have due regard to the comments and advice received from the Commission in relation to the proposed structure plan.

(b) If the Commission requires modifications to the proposed structure plan, the local government is to consult with the Commission prior to making a determination under clause 8.2.11.1.

8.2.11.3 If the local government, after consultation with the Commission, is of the opinion that a modification to the proposed structure plan suggested by the Commission is substantial, the local government may:

- (a) readvertise the proposed structure plan; or
- (b) require the owner who submitted the proposed structure plan to readvertise the proposed structure plan and thereafter, the procedures set out in clause 8.2.9.1 onwards are to apply.

8.2.11.4 If within the period referred to in clause 8.2.11.1, or such further time as may be agreed in writing between the owner who submitted the proposed structure plan and the local government, the local government has not made a determination under clause 8.2.11.1, the local government is deemed to have refused to adopt the proposed structure plan.

8.2.11.5 As soon as practicable after adopting a proposed structure plan under clause 8.2.11.1, the local government is to forward a copy of the structure plan to:

- (a) any public authority or person that the local government thinks fit; and
- (b) where the structure plan was submitted by an owner or on behalf of any owner, to all such owners.

#### 8.2.12 Endorsement by Commission

8.2.12.1 Where the proposed structure plan proposes the subdivision of land, within 7 days of making its determination under clause 8.2.11.1, the local government is to forward the proposed structure plan to the Commission for its endorsement.

8.2.12.2 As soon as practicable after receiving the proposed structure plan, the Commission is to determine whether to endorse the proposed structure plan.

8.2.12.3 The Commission is to notify the local government of its determination under clause 8.2.12.2.

#### 8.2.13 Operation of structure plan

8.2.13.1 A structure plan comes into effect:

- (a) where the structure plan proposes the subdivision of land, on the day on which it is endorsed by the Commission pursuant to clause 8.2.12.2; or
- (b) on the day on which it is adopted by the local government under clause 8.2.11.1 in all other cases.

8.2.13.2 If a provision of a structure plan is inconsistent with a provision of the Scheme, then the provision of the Scheme prevails to the extent of the inconsistency.

**8.2.14 Inspection of structure plan**

8.2.14.1 The structure plan and the advice of the Commission's determination under clause 8.2.12.3 is to be kept at the local government's administrative offices, and is to be made available for inspection by any member of the public during office hours.

**8.2.15 Variation to structure plan**

8.2.15.1 The local government may vary a structure plan:

- (a) by resolution if, in the opinion of the local government, the variation does not materially alter the intent of the structure plan;
- (b) in accordance with clause 8.2.16; or
- (c) otherwise, in accordance with the procedures set out in clause 8.2.6 onwards.

8.2.15.2 If the local government varies a structure plan by resolution, the local government is to forward a copy of the variation to the Commission within 10 days of making the resolution.

**8.2.16 Detailed area plan**

8.2.16.1 Where it is considered desirable to enhance, elaborate or expand the details or provisions contained in a structure plan for a particular lot or lots, a detailed area plan may be prepared by:-

- (a) the local government; or
- (b) an owner or on behalf of an owner.

8.2.16.2 A detailed area plan may include details as to:

- (a) building envelopes;
- (b) distribution of land uses within a lot;
- (c) private open space;
- (d) services;
- (e) vehicular access, parking, loading and unloading areas, storage yards and rubbish collection closures;
- (f) the location, orientation and design of buildings and the space between buildings;
- (g) advertising signs, lighting and fencing;
- (h) landscaping, finished site levels and drainage;
- (i) protection of sites of heritage, conservation or environmental significance;
- (j) special development controls and guidelines; and
- (k) such other information considered relevant by the local government.

8.2.16.3 The local government is to:

- (a) approve with or without conditions; or
  - (b) refuse to approve;
- the detailed area plan.

8.2.16.4 If within 60 days of receiving a detailed area plan prepared under clause 8.2.16.1(b), or such longer period as may be agreed in writing between the owner and the local government, the local government has not made one of the determinations referred to in clause 8.2.16.3, the local government is deemed to have refused to approve the detailed area plan.

8.2.16.5 Once approved by the local government, the detailed area plan constitutes a variation of the structure plan.

8.2.16.6 A detailed area plan may be varied with the approval of the local government provided such variations do not prejudice the intention of any related structure plan.

**8.2.17 Appeal**

8.2.17.1 An owner may appeal, under Part V of the Town Planning Act, any determination of the local government to:

- (a) adopt a proposed structure plan;
- (b) refuse to adopt a proposed structure plan (including a deemed refusal); or
- (c) require modifications to a proposed structure plan that are unacceptable to that owner.

8.2.17.2 An owner may appeal, in accordance with Part V of the Town Planning Act, any discretionary decision made by the local government under clause 8.2.16.

4. Inserting the following information to form the Ninth Schedule listing the Development Areas and associated provisions;

**NINTH SCHEDULE  
DEVELOPMENT AREAS**

REF NO.	AREA	PROVISIONS
<b>DA 1</b>	PACKHAM	<p>1. An approved Structure Plan together with all approved amendments shall apply to the land in order to guide subdivision and development.</p> <p>2. Not less than seventy-five percent (75%) of all land within the Residential Zone shall be developed for the purpose of single houses.</p>

REF NO.	AREA	PROVISIONS
<b>DA 2</b>	PHOENIX ROAD	<p>1. An approved Structure Plan together with all approved amendments shall apply to the land in order to guide subdivision and development.</p> <p>2. Notwithstanding any provision of this Scheme to the contrary, land within the Owner Development Scheme can be developed to a maximum R Code density of R12.5, however, the Council may permit the land north of Forrest Road being developed to a maximum R Code density of R40, in accordance with an approved Structure Plan.</p> <p>3. In the case of dwellings designed for the accommodation of aged or dependent persons, the Council shall not exercise its discretion to permit up to fifty percent (50%) greater the number of dwellings provided by the Residential Planning Codes applying to the site.</p>
<b>DA 3</b>	BEELIAR (Cell 11)	<p>1. An approved Structure Plan together with all approved amendments shall apply to the land in order to guide subdivision and development.</p> <p>2. Subdivision of the land for single housing shall conform with the requirements of the R Code density of R20, except that the minimum lot size may be reduced to 350m<sup>2</sup>, but the minimum average lot size must remain at 500m<sup>2</sup>, however, the Council may permit portions of the land being developed to a maximum R Code density of R40, in accordance with an approved Structure Plan.</p>
<b>DA 4</b>	YANGEBUP (Cells 6, 8, 9 & 10)	<p>1. An approved Structure Plan together with all approved amendments shall apply to the land in order to guide subdivision and development.</p>
<b>DA 5</b>	MUNSTER (Cell 5)	<p>1. An approved Structure Plan together with all approved amendments shall apply to the land in order to guide subdivision and development.</p>
		<p>5. Amending the Scheme Map to delete Urban Development Areas and to include the Development Areas.</p> <p>6. Amending the legend on the Scheme Map by deleting Urban Development Areas and adding the reference to "Development Area" and "Development Zone".</p>

J. DONALDSON, Chairman of Commissioners.  
R. W. BROWN, Chief Executive Officer.

**PD405\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*CITY OF KALGOORLIE-BOULDER*

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 24

Ref: 853/11/3/6 Pt 24

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 Kalgoorlie-Boulder Town Planning Scheme Amendment on 3 January 2001 for the purpose of:

1. Deleting parts of the Public Purposes (AP) reserve and the Recreation reserve on various lots but primarily on Part Hampton Location 61 and Part Hampton Location 65 and replacing it with Urban Arterial reserve (as indicated on the Amendment Maps).
2. Deleting part of the Urban Arterial reserve adjacent to the Public Purposes (AP) reserve and situated partly on various lots and part locations, partly on the closed road (formerly Leake Street) and partly on Burt and Dwyer Streets and replacing it partly with the General Residential R12.5 zone and partly with the Public Purposes (AP) reserve (as indicated on the Amendment Maps).
3. Deleting the Parks and Recreation reserve adjacent to the Urban Arterial reserve and situated partly on various lots but primarily on Boulder Lot 3002, partly on the closed road (formerly Leake Street) and partly on Dwyer and Burt Streets and replacing it with the General Residential R12.5 zone (as indicated on the Amendment Maps).
4. Deleting the Parks and Recreation reserve situated partly on Boulder Lots 1438, 1439, 1440, 1442, 1444, 2019, 2020 and Part Lot 3002 generally on the alignment of the drainage easement and replacing it with the General Residential R12.5 zone (as indicated on the Amendment Maps).



5. Deleting the Future Urban zone, situated on Boulder Lots 1445, 1446, 1447, 1448 and 1449, 1824, 1825 and partly on Boulder Lot 1826 and replacing it partly with the Public Purposes (AP) reserve and partly with the Urban Arterial reserve (as indicated on the Amendment Maps).

P. ROBSON, Mayor.  
P. A. ROB, Chief Executive Officer.

**PD406\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION  
*CITY OF ROCKINGHAM*  
TOWN PLANNING SCHEME No. 1—AMENDMENT No. 300

Ref: 853/2/28/1 Pt 300

Notice is hereby given that the local government of the City of Rockingham has prepared the abovementioned Scheme Amendment for the purpose of:

1. Rezoning part of Pt Lot 306, part Lot 16, Lots 774 and 313 Fifty Road, Baldivis from Rural to Development zone.
2. Amending the Scheme Map accordingly.
3. Adding the above lots to Table XI - Environmental Conditions, of Town Planning Scheme No 1.
4. Amending the Scheme Map by inserting the symbol EC within the lots covered by this Scheme Amendment.

Plans and documents setting out and explaining the Scheme Amendment have been deposited at Council Offices, Civic Boulevard, Rockingham 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 23 February 2001.

Submissions on the Scheme Amendment may be made in writing on Form No 4 and lodged with the undersigned on or before 23 February 2001.

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.

G. G. HOLLAND, Chief Executive Officer.

**PD407\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT  
*CITY OF ROCKINGHAM*  
TOWN PLANNING SCHEME No. 1—AMENDMENT No. 334

Ref: 853/2/28/1 Pt 334

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 Rockingham Town Planning Scheme Amendment on 4 January 2001 for the purpose of:

1. Including portion of Lot 17 Clyde Avenue within the Development Zone and rezoning portion of Lot 18 Clyde Avenue, Baldivis from Rural to Development Zone.
2. Amending the Scheme Map accordingly.

C. S. ELLIOTT, Mayor.  
G. G. HOLLAND, Chief Executive Officer.

**PD408\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT  
*CITY OF SWAN*  
TOWN PLANNING SCHEME No. 9—AMENDMENT No. 374

Ref: 853/2/21/10 Pt 374

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 Swan

Town Planning Scheme Amendment on 4 January 2001 for the purpose of recoding Lots 230-232 Jinda Road, Koongamia, from R20 to R30 and zoning the portion of Reserve 25565 at the rear of Lots 230-232 Jinda Road, Koongamia - Residential 1, with a code of R30.

C. M. GREGORINI, Mayor.  
E. W. LUMSDEN, Chief Executive Officer.

**PD409\*****TOWN PLANNING AND DEVELOPMENT ACT 1928**

## ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*SHIRE OF ESPERANCE*

## TOWN PLANNING SCHEME No. 22—AMENDMENT No. 30

Ref: 853/11/6/21 Pt 30

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 Esperance Town Planning Scheme Amendment on 3 January 2001 for the purpose of altering the zoning of Lot 83 corner Fisheries Road, Windabout Way and Lalor Drive, Esperance from Special Rural to Additional Use - Place of Public Worship (Local); and amending Appendix 5 of the Scheme Text by including the following:

Location	Base Zone	Additional Use	Development Standards/Conditions
Lot 83 Cnr Fisheries Road, Windabout Way and Lalor Drive	Special Rural	Public Worship - Place of (Local)	i) Maximum gross floor area of chapel - 180m <sup>2</sup> ii) Maximum number of worshippers - 75 iii) The Chapel is to be located to Council's satisfaction iv) Minimum on-site parking requirement - 20 spaces v) No access to Fisheries Road vi) Septic / leach drain systems are to be installed a minimum of 2 metres above the highest known ground water level. If this cannot be achieved the provision of a high performance phosphorus retaining effluent disposal system shall be mandatory

I. S. MICKEL, President.  
M. ARCHER, Chief Executive Officer.

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

## ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*SHIRE OF MANJIMUP*

## TOWN PLANNING SCHEME No. 2—AMENDMENT No. 93

Ref: 853/6/14/20 Pt 93

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 Manjimup Town Planning Scheme Amendment on 4 January 2001 for the purpose of:

## 1. Modifying the Scheme Text as follows—

## 1.1 Adding to Appendix 4—Special Development Zone the following particulars—

Zone Identification	Permitted Uses	Conditions of Use
Nelson Location 11110 Pump Hill Road, Pemberton	<ul style="list-style-type: none"> <li>• Holiday Accommodation</li> <li>• Dwelling</li> <li>• Caretaker's Residence</li> </ul>	1 No more than 27 Holiday Accommodation units may be developed on the site. 2 The Holiday Accommodation units shall only be used for short stay purposes and not occupied permanently. 3 Development of the land shall generally be in accordance with the Development Guide Plan No. 99005-03, dated November 1999, attached to the Scheme Amendment Report (Amendment No. 93).

Zone Identification	Permitted Uses	Conditions of Use
		4 A development application shall be lodged and approved by Council prior to the commencement or development of any Permitted Uses.
		5 On site effluent disposal and a suitable potable water supply are to be provided to the satisfaction of Council and the Health Department of Western Australia.
		6 Prior to any further development occurring, the landowners is to prepare a Fire Management Plan to the satisfaction of Council and the Fire and Emergency Services of Western Australia.
		7 The existing vehicular access to the site from Pump Hill Road is to be modified as generally indicated on the Development Guide Plan to the specification and satisfaction of Council.
		8 Prior to any further development, a Section 70A notification pursuant to the Transfer of Land Act 1893 (as amended) is to be placed on current Titles(s), and any proposed Title(s) in relation to Location 11110 Pump Hill Road, Pemberton, acknowledging and advising that traditional agricultural farming activities are carried out in the vicinity.

1.2 Deleting from Appendix 5—Schedule of Additional Uses the following particulars—

Zone Identification	Additional Permitted Use	Conditions of Use
Nelson Location 11110 Pump Hill Road, Pemberton	Holiday Accommodation	Maximum 10 units

2. Modifying the Scheme Maps by including Nelson Location 11110 Pump Hill Road, Pemberton in the Special Development zone as depicted on the Scheme Amendment map adopted by the Council of the Shire of Manjimup.

K. D. LIDDELOW, President.  
V. McKAY, Chief Executive Officer.

**PD411\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*TOWN OF EAST FREMANTLE*

TOWN PLANNING SCHEME No. 2—AMENDMENT No. 37

Ref: 853/2/4/2 Pt 37

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 Town of East Fremantle Town Planning Scheme Amendment on 3 January 2001 for the purpose of including in the Scheme a new clause 5.14 as follows:

5.14 Delegation of Functions

- 5.14.1 The local government may, in writing and either generally or as otherwise provided by the instrument of delegation, delegate to a committee or the Chief Executive Officer, within the meaning of those expressions under the Local Government Act 1995, the exercise of any of its powers or the discharge of any of its duties under the scheme, other than this power of delegation.
- 5.14.2 The Chief Executive Officer may delegate to any employee of the local government the exercise of any of the Chief Executive Officer's powers or the discharge of any of the Chief Executive Officer's duties under clause 5.14.1.
- 5.14.3 The exercise of power of delegation under clause 5.14.1 requires a decision of an absolute majority as if the power had been exercised under the Local Government Act 1995.
- 5.14.4 Sections 5.45 and 5.46 of the Local Government Act 1995 and the regulations referred to in section 5.46 apply to a delegation made under this clause as if the delegation were a delegation under Division 4 of Part 5 of that Act.

A. SMITH, Mayor.  
S. WEARNE, Chief Executive Officer.

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**POLICE**


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**PE401****MISUSE OF DRUGS ACT 1981**

In accordance with section 3A(1)(b) of the Misuse of Drugs Amendment Act 1995, I Barry Eldon Matthews, Commissioner of Police for Western Australia, declare the following botanist attached to the Western Australian Herbarium to be an approved botanist for the purposes of that Act—

Mr Alexander Robert Chapman; Date of birth 5/10/1959.

Dated: 2/1/2001

B. E. MATTHEWS, Commissioner of Police.

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**RACING, GAMING AND LIQUOR**


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**RA401****LIQUOR LICENSING ACT 1988****SUMMARY OF LIQUOR LICENSING APPLICATIONS**

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

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
8110	Marfield Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Kalgoorlie and known as To Be Advised.	29/1/01
<b>APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS</b>			
6403	Oasis Plains Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Baskerville and known as Rakich's Pty Ltd.	25/1/01

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

HUGH HIGHMAN, Director of Liquor Licensing.

**RA402****BETTING CONTROL ACT 1954**

Notice is hereby given that the Betting Control Board has, pursuant to section 5(2) of the Betting Control Act, authorised the conduct of betting at "Calling of the Card" functions to be held at the Stirling Club, Stirling Terrace, Albany and the Burswood Convention Centre Ballroom, Central West on occasions approved by the Betting Control Board from time to time.

Approved by the Betting Control Board this 9 January 2001.

D. I. HALGE, Acting Chairman, Betting Control Board.

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**T**ransport

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**TR401\*****WESTERN AUSTRALIAN MARINE ACT 1982**

## RESTRICTED SPEED AREAS – ALL VESSELS

Barrack Street Jetty Complex

Swan River—Perth

Department of Transport,  
Fremantle WA, 12 January, 2001.

Acting pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982 the Department of Transport by this notice hereby revokes the 6 knot speed limit as published in Notice TR401 of the *Government Gazette* published on the 12 May 2000.

MICHAEL LINLAY HARRIS, Director General of Transport.

**TR402\***

## NAVIGABLE WATERS REGULATIONS

## PROHIBITION OF FREESTYLE DRIVING—PERSONAL WATERCRAFT

Swan and Canning Rivers

Department of Transport,  
Fremantle WA, 11 May 1999.

Acting pursuant to the powers conferred by Navigable Waters Regulation 50A the Department of Transport by this notice cancels, as of the 1 February 2001, paragraph (2) of notice TR402 (Trinity—Personal Watercraft Freestyle Driving Area) as published in the *Government Gazette* on 3 December 1999.

MICHAEL LINLAY HARRIS, Director General of Transport.

**TR403\*****WESTERN AUSTRALIAN MARINE ACT 1982**

## RESTRICTED SPEED AREAS—ALL VESSELS

Mandurah Estuary

Department of Transport,  
Fremantle WA, 12 January 2001.

Acting pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982 the Department of Transport by this notice revokes Notice TR401 as published in the *Government Gazette* on 27 July 1999, relating to the restricted speed limit of 8 knots within the Mandurah Estuary.

Providing that this revocation will apply only to official bona fide craft involved in media production on Tuesday 16 January 2001.

MICHAEL LINLAY HARRIS, Director General of Transport.

**TR404\***

## NAVIGABLE WATERS REGULATIONS

## DEFINED AREA SET ASIDE FOR SPECIFIC USE

Vessel Demonstration and Water Ski Area

Department of Transport,  
Fremantle WA, 12 January 2001.

Acting pursuant to the powers conferred by Regulation 48A of the Navigable Waters Regulations, the Department of Transport, by this notice defines and sets aside the following area of Navigable Waters for the purpose of vessel demonstration and Water Skiing providing that this area is confined to authorised vessels only and will only apply between the hours of 1300 to 1600 on Tuesday 16 January 2001.

## MANDURAH ESTUARY

All the waters of Mandurah Channel between the Old Mandurah Traffic Bridge and a line drawn from the southern extremity of Stingray Point in a westerly direction to the northern side of the downstream entrance to Port Mandurah Canals.

MICHAEL LINLAY HARRIS, Director General of Transport.

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**PUBLIC NOTICES**

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**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 14 February 2001 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Binks, Ailsa May, late of Carrington Nursing Home, Ivermey Street, Hamilton Hill, died 7/12/00 (DEC330953DC2)

Brough, Annie Hunter, late of Grace Haven Village, 2 Westralia Gardens, Rockingham, formerly of Stan Reilly Frail Aged Lodge, 94 South Terrace, Fremantle, died 25/12/00 (DEC330830DS4)

Clark, Charles Percival, late of 7 Rason Close, Cooloongup, died 6/12/00 (DEC330970DA3)

Collette, Cecil Christopher Vernon, late of Villa 147, 52-54 Liege Street, Woodlands, died 20/11/00 (DEC330697DG4)

Davey, Harold Edward, late of 28 Arundel Street, Bayswater, died 30/11/00 (DEC330676DL2)

Driscoll, Mary Elizabeth, late of Sarah Hardy Nursing Home, 51 Monmouth Street, Mount Lawley, died 30/10/00 (DEC330339DL4)

Felstead, Edith May, late of Room 31, Braemar Lodge, 51 Point Walter Road, Bicton, formerly of Unit 6/56 Bristol Avenue, Bicton, died 2/12/00 (DEC330773DL2)

Gladstone, Lindon Rupert, late of St Luke's Nursing Home, 429 Rokeby Road, Subiaco, died 14/12/00 (DEC330983DD1)

Glowacki, Elzbieta, late of 28 Chatsworth Road, Highgate, died 26/10/00 (DEC330236DG1)

Grafton, Dorothy Thelma, late of 36 Swan Road, Attadale, died 10/11/00 (DEC330685DL4)

Hopkin, Michael Robert, late of 23 Quamby Place, Rockingham, died 13/12/00 (DEC330918DA1)

Jones, Douglas Harry, late of Gunnamatta Place, Kelmscott, died 2/12/00 (DEC330780DL4)

McKellar-Smith, Kathleen Ellen, late of St Joseph's Nursing Home, 16 York Street, South Perth, died 11/12/00 (DEC331011DS3)

Potts, Beryl Mary, late of 14 Hutton Street, Woodvale, died 15/10/00 (DEC330189DS4)

Ross, Elizabeth Mary, late of Catherine McAuley Nursing Home, 18 Barnett Street, Wembley, died 3/1/01 (DEC330977DL3)

Ryan, Francis Joseph, late of 7A Stoke Street, Mount Pleasant, died 23/12/00 (DEC330845DP1)

Westlake, Emily May, late of Lady McCusker Nursing Home, Beddi Street, Duncraig, died 4/11/00 (DEC330219DL4)

Williams, Oliver Raymond, late of Valencia Nursing Home, Valencia Road, Carmel, died 29/4/00 (DEC327484DC4)

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

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**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 estates of the undermentioned deceased persons, are required to send particulars of their claim 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.

Hawkins, Joan Powell, late of Banksia Lodge c/o Plantagenet Hospital, Mt Barker and formerly of 12 Menston Street, Mt Barker, Widow, died 6 November 2000.

Roberts, Benjamin Alan, late of 8 Temperly Place, Augusta, Retired Government Employee, died 20 August 2000.

Stephenson, John Rhys, late of 3 Mead Grove, Floreat and formerly of 38 Chipping Road, City Beach, Retired School Teacher, died 6 November 2000.

Sutton, Edward Charles, late of Ascot Nursing Home, 29 Neville Street, Bayswater and formerly of Bay 15 Belvedere Caravan Park, Mandurah, Retired Serviceman, died 27 October 2000.

Dated this 10th day of January 2001.

A. J. H. (Howden) McDONALD, Wills Officer.

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

## NOTICE TO CREDITORS AND CLAIMANTS

Claims against the estate of Kenneth Stanley Hunt, late of 90 Fifth Avenue, Mount Lawley WA, Retired Technician deceased should be sent to Delys M. Adam of Lot 123 Lord Street, Henley Brook WA within one (1) month from the date of publication hereof after which time the administrators may convey or distribute the assets having regard only to any claims received.

Dated 12 January 2001.

D. M. ADAM.

**ZZ401**

## DISSOLUTION OF PARTNERSHIP

## TurnerButcher Design Consultants

Notice is hereby given that the partnership previously subsisting between Graphica Pty Ltd and Sightworks Pty Ltd carrying on business as Design Consultants at 61 King Street, Perth, under the style or firm of TurnerButcher Design Consultants has been dissolved as from the 14th day of January 2001.

Parties giving the notice—

NEIL TURNER.  
ROLAND BUTCHER.

**ZZ501***PRINTERS CORRECTION***PARTNERSHIP ACT 1895**

## NOTICE OF DISSOLUTION OF PARTNERSHIP

An error occurred in the notice published under the above heading on page 141 of *Government Gazette* No. 4 dated 5 January 2001 and is corrected as follows.

Delete the words "JASON McDONALD, Barristers and Solicitors."  
and insert " JACKSON McDONALD, Barristers and Solicitors. ".

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