

WESTERN AUSTRALIAN GOVERNMENT Gazette

741



PERTH, TUESDAY, 6 FEBRUARY 2001 No. 28

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

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

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

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

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

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2000 (Prices include GST).

Deceased Estate notices, (per estate)—\$19.91

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$46.53

Other articles in Public Notices Section—\$46.53 (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices

Per Column Centimetre—\$9.24

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

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

PUBLISHING ALTERATIONS

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

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

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

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

JOHN A. STRIJK, Government Printer.

— PART 1 —

WORKCOVER

WC101

PRINTERS CORRECTION

WORKERS' COMPENSATION AND REHABILITATION ACT 1981

**WORKERS' COMPENSATION AND REHABILITATION (SCALES OF FEES)
AMENDMENT REGULATIONS 2000**

An error occurred in the notice published under the above heading on page 7623 of *Government Gazette* No. 278 dated 21 December 2000 and is corrected as follows.

On pages 7644 and 7645 delete the lines from the heading on page 7644 "**WITH OPAQUE OR CONTRAST MEDIA**" to the item "Peritoneogram (herniography)" on page 7645 and insert the following—

" WITH OPAQUE OR CONTRAST MEDIA

(Selective coronary arteriography)

	\$
Discography - one disc	124.85
Dacryocystography	92.10
Encephalography	214.85
Cerebral ventriculography	167.80
Hysterosalpingography	128.90
Bronchography - one side	190.30
Phlebography - one side	190.30
Splenography	190.30
Myelography - one region	225.10
Sialography - one gland	128.90
Vasoepididymography - one side	128.90
Sinuses and fistulae	41.95
Pneumoarthrography	92.10
Contrast arthrography	92.10
Double contrast arthrography	151.40
Lymphangiography, including follow up radiography	124.85
Peritoneogram (herniography)	216.90 "

— PART 2 —

CENSORSHIP

CS401***CENSORSHIP ACT 1996**

I, CHERYL LYNN EDWARDES, being the Minister administering the Censorship Act 1996, acting in the exercise of the powers conferred by Section 15 of that Act, do hereby determine that the publications specified in the schedule below shall be classified as refused publications for the purposes of that Act. Dated this 28th day of January 2001.

CHERYL LYNN EDWARDES, Minister for Labour Relations.

Schedule

23 January 2001

Refused Classification

Title or Description	Publisher
Abgespritzt Vol 1 No 1	ZBF Vertriebs GMBH
Backside Girls (Silwa Special) No 11	Silwa Film GMBH
Big Busty (Chick Special) No 5	Not Known
Blow Up No 30	Silwa Film GMBH
Blue Selection No 7	Silwa Film GMBH
Blue Selection No 9	Silwa Film GMBH
Blue Selection No 10	Silwa Film GMBH
Blue Selection No 11	Silwa Film GMBH
Blue Selection No 12	Silwa Film GMBH
Buddy No 24	Not Known
Buddy No 26	Not Known
Color-Climax Bestsellers No 11	Color-Climax Corporation
Equus Eroticus No 8	Magic Pony Productions
Euroticon No 20	MGM Moser Grupo Media SL
Euroticon No 22	MGM Moser Grupo Media SL
Happy Weekend No 638	Not Known
Happy Weekend No 639	Not Known
Happy Weekend No 640	Not Known
Happy Weekend No 641	Not Known
Happy Weekend No 643	Not Known
Hard Cut No 9	MGM Moser Grupo Media SL
Heavy Rubber (Fetish Magazine)	Marquis Media
High School No 27	Silwa Film GMBH
High School No 28	Silwa Film GMBH
Ingos Gay Contacte No 17	Not Known
Kinky Iss 3	G & M Fashions (Leisure) Ltd
Lady Star Sibylle No 6	Star Studio
Lesbian Love No 23	Color-Climax Corporation
Lolitas Anal (Silwa Special) No 21	Silwa Film GMBH
Piercing	Not Known
Schulmadchen No 87	Silwa Film GMBH
Teeny Exzesse (Silwa Special) No 5	Silwa Film GMBH
Teeny Exzesse (Silwa Special) No 8	Silwa Film GMBH
Teeny Exzesse (Silwa Special) No 9	Silwa Film GMBH
Terminatrix (Premier Issue)	Marquis Media
Young & Nasty No 16	MGM Moser Grupo Media SL
Young & Nasty No 17	MGM Moser Grupo Media SL
Young One, The No 28	MGM Moser Grupo Media SL
Young One, The No 29	MGM Moser Grupo Media SL

CS402***CENSORSHIP ACT 1996**

I, CHERYL LYNN EDWARDES, being the Minister administering the Censorship Act 1996, acting in the exercise of the powers conferred by Section 15 of that Act, do hereby determine that the publications specified in the schedule below shall be classified as restricted publications for the purposes of that Act.

Dated this 28th day of January 2001.

CHERYL LYNN EDWARDES, Minister for Labour Relations

Schedule

23 January 2001

Restricted Classification

Title or Description	Publisher
Asian Babes Vol 9 No 4	Fantasy Publications Ltd
Attention No 1	ZBF Vertriebs GMBH
Bear No 22	TSM Media GMBH
Best of Big Ones, The (Buxom Sluts Special) Vol 2 Iss 6	Fantasy Publications Ltd
Best of Escort, The No 37	Paul Raymond Publications Ltd
Blue Selection No 8	Silwa Film GMBH
Buddy No 21	Not Known
Buddy No 22	Not Known
Buddy No 23	Not Known
Busen-Extra Vol 15 No 35	Pleasure-Verlags GMBH
Club International Vol 29 No 13	Paul Raymond Publications Ltd
Cock Jun 1998 No 234	Vito Vertrieb
Cock Jul 1998 No 235	Vito Vertrieb
Cock Aug 1998 No 236	Vito Vertrieb
Cock Sep 1998 No 237	Vito Vertrieb
Cock Dec 1998 No 240	Vito Vertrieb
Cock Feb 1999 No 242	Vito Vertrieb
Colt Men Iss 35	Colt Studio
Escort Vol 20 No 13	Paul Raymond Publications Ltd
Euro DDI No 14	Specialty Productions International
Euroicon No 21	MGM Moser Grupo Media SL
For Men Iss 128	Fantasy Publications Ltd
Genesis Dec 2000 No 40	Genesis Publications Inc
Happy Weekend No 642	Not Known
Hard Cut No 7	MGM Moser Grupo Media SL
Hard Cut No 8	MGM Moser Grupo Media SL
Hard Cut No 10	MGM Moser Grupo Media SL
Hustler (Australia - Gold Edition) Vol 6 No 3	JT Publishing Pty Ltd
Ingos Gay Contacte No 16	Not Known
Ingos Gay Contacte No 18	Not Known
Lady Star Sibylle No 5	Star Studio
Lust Auf Intimschmuck No 17	Not Known
Lust Auf Intimschmuck No 19	Not Known
Mayfair (Special Xmas Issue) Vol 35 No 13	Paul Raymond Publications Ltd
Model Directory Vol 18 No 13	Paul Raymond Publications Ltd
Naughty Neighbors Jan 2001 Vol 7 No 1	The Score Group
Playgirl Jan 2000 Vol 27 No 1	Playgirl Inc
Pleasure Vol 27 No 152	Pleasure-Verlags GMBH
Razzle Vol 18 No 13	Paul Raymond Publications Ltd
Real Wives Vol 7 No 11	Fantasy Publications Ltd
Rocco Siffredi No 6	Not Known
Rocco Siffredi No 7	Not Known
Score Aug 1994 Vol 3 No 6	Quad International Inc
Sex Up No 2	ZBF Vertriebs GMBH
Sexmania No 13	MGM Moser Grupo Media SL
She-Males (At Play) Iss 9	Sabre Publications
Shiny Iss 98	G & M Fashions (Leisure) Ltd
Shiny Photo Special Iss 24	G & M Fashions (Leisure) Ltd
Teen Test No 27	Bookpress BV
Teenage School Girls No 44	Color-Climax Corporation
Very Best of Readers' Wives, The Vol 2 Iss 5	Fantasy Publications Ltd
Visions of Fantasy Presents Sex Fever Frenzy No 2	VOF
Wet Dreams Album	Pink Press Ltd
Xmania No 8	MGM Moser Grupo Media SL
X-Treme Vol 1 No 4	Fantasy Publications Ltd
Young & Nasty No 15	MGM Moser Grupo Media SL

CS403***CENSORSHIP ACT 1996**

I, CHERYL LYNN EDWARDES, being the Minister administering the Censorship Act 1996, acting in the exercise of the powers conferred by Section 15 of that Act, do hereby determine that the publications specified in the schedule below shall be classified as unrestricted publications for the purposes of that Act.

Dated this 28th day of January 2001.

CHERYL LYNN EDWARDES, Minister for Labour Relations

Schedule

23 January 2001

Unrestricted Classification

Title or Description	Publisher
Hustler (Australia) Vol 6 No 3	JT Publishing Pty Ltd

LOCAL GOVERNMENT

LG401**SHIRE OF MOUNT MAGNET**

Appointment of Authorised Officer

It is hereby notified for public information that Peter Kenneth Wilden has been appointed as an authorised officer pursuant to the following Acts and has been authorised to enforce the following Acts, Regulations and Local Laws—

- Local Government (Miscellaneous Provisions) Act 1960
- Local Government Act 1995
- Caravan Parks and Camping Grounds Act 1995
- Dog Act 1976 and Regulations
- Bush Fires Act 1954 and Regulations
- The Litter Act 1979

P. R. WEBSTER, Chief Executive Officer.

LG402**LOCAL GOVERNMENT ACT 1995***Shire of Waroona*

APPOINTMENT OF AUTHORISED PERSON

It is hereby notified for public information that Mr Leslie Daniel Egerton has been appointed as an authorised officer in accordance with the following legislation—

- Dog Act 1976 and Regulations
- Litter Act 1979 and Regulations
- Local Government Act 1995
- Local Government Act (Miscellaneous Provisions) 1960
- Caravan Parks and Camping Grounds Act
- Health Act 1911
- Shire of Waroona Local Laws

K. T. O'CONNOR, Chief Executive Officer.

PLANNING

PD401**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

TOWN OF BASSENDEAN

TOWN PLANNING SCHEME No. 4A—AMENDMENT No. 16

Ref: 853/2/13/4 Pt 16

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 Bassendean Town Planning Scheme Amendment on 28 January 2001 for the purpose of amending the Scheme Text as follows—

1. By deleting Clause 3 Contents of the Scheme and substituting the following—

“Contents of Scheme

 3. The Scheme comprises—
 - (a) this Scheme text
 - (b) the Scheme map”
2. In Clause 4 by deleting the words “Index Map” and substituting the words “Scheme Map”
3. By deleting Clause 6 and the heading “Interpretation”
4. By renumbering clause “7” to Clause “6” under the heading “General Objectives”
5. By renumbering clause “8” to Clause “7” under the heading “Scheme Works”
6. By deleting the words “Town Planning Board” in the clause renumbered 7(a) and substituting the words “Western Australian Planning Commission”
7. By adding the word “and” after the word “filling” in the clause renumbered 7(e)
8. By deleting the words “land to a sewer.” and substituting the words “Scheme Area to a reticulated sewerage service.” in the clause renumbered 7(j)
9. By renumbering clause “9” to Clause “8” under the heading “Closure of Roads and Rights-of-Way”
10. By deleting the words “in each case as from the date on which a resolution to close each such road has been passed by the Council.” and substituting the words “in accordance with the provisions of the Local Government Miscellaneous Provisions Act, 1960-1986 (as amended).” in the clause renumbered 8
11. By renumbering clauses “10”, “11”, “12” and “13” to clauses “9”, “10”, “11” and “12” under the heading “Areas A”
12. By renumbering clauses “14” and “15” to clauses “13” and “14” under the heading “Areas B”
13. By renumbering clauses “16 and 17” to clauses “15 and 16” under the heading “Areas C”
14. By adding the words “and taking the form of either Grouped Dwellings or Multiple Dwellings within the meaning of those terms in the Residential Planning Codes.” immediately after the words “other dwelling units” in the clause renumbered 16 (1)
15. By deleting the Clause renumbered 16 (2) and substituting the following—

16(2) “Costs of the acquisition of public open space in the Scheme Area were estimated and this has been divided by the estimated number of dwelling units which will be constructed in the Scheme Area. The resultant figure is called the “dwelling unit contribution”. This figure is to be adjusted annually in accordance with an inflation factor consistent with the Perth Land Value Index (PLVI), subject to phasing in of the adjustments from the date of operation of this clause as follows—

<i>1st year:</i>	<i>current contribution of \$995;</i>
<i>2nd year:</i>	<i>increment of \$500, to \$1495;</i>
<i>3rd year:</i>	<i>increment of \$500, to \$1995,</i>
<i>4th year:</i>	<i>increment of up to \$500 or Perth Land Value Index, whichever is the lesser; and</i>
<i>5th and subsequent years: Perth Land Value Index.</i>	

16(3) If any difference arises between the Council and an owner as to the calculation of the inflation factor or its contribution by any owner; the owner or the Council may refer the matter to arbitration.
16. By deleting the Clause renumbered 16 (4) and substituting the following—

“The inflation factor shall be reviewed by the Council thereafter having regard to the rate of inflation in land values (if any) in the metropolitan region (within the meaning of the term Metropolitan Region in Section 6 of the Metropolitan Region Town Planning Scheme Act 1959).”
17. By renumbering clause “18” to “17” under the heading “Areas D”
18. By renumbering clause “19” to “18” under the heading “Areas E”
19. By deleting the words “Metropolitan Region Planning Authority” and substituting the words “Western Australian Planning Commission” in the clause renumbered clause 18

20. By renumbering clause "20" and "21" to clauses "19" and "20" under the heading "Development by Owners"
21. By deleting the words and numbers "Clauses 24-26" and substituting "Clauses 23-25" in the clause renumbered clause 20
22. By renumbering clause "22" to "21" under the heading "Finance"
23. By adding the following words at the end of the clause renumbered clause 21—

"If no owner of land within Area A has accepted an offer under clause 11, the Council shall disperse any profit as follows—

 - (a) *to reimburse the Council for any payment to the Scheme otherwise than in a capacity of an owner; and*
 - (b) *any balance shall be used for improvements to open space within the Scheme Area."*
24. By renumbering clause "23" to "22" under the heading "Scheme Costs"
25. By renumbering clause "24", "25" and "26" to clauses "23", "24" and "25" respectively under the heading "Valuations"
26. By renumbering clause "27" to clause "26" under the heading "Arbitration"
27. By deleting the words "the arbitration in accordance with the Arbitration Act, 1895" and substituting the words "arbitration in accordance with the Commercial Arbitration Act, 1985" in the clause renumbered clause 26
28. By renumbering clause "28" to clause "27" under the heading "Encumbrances on Title"
29. By deleting the word "the" before the word "subject" in the clause renumbered 27
30. By renumbering clause "29" to clause "28" under the heading "Powers of Council" and by deleting the words "To enter and inspect land within the Scheme Area." and substituting the words "An officer of the council, authorised by the council for the purpose, may at all reasonable times and with such assistance as may be required, enter any land for the purpose of ascertaining whether the provisions of the Scheme are being observed." In the clause renumbered 28(a).
31. By inserting the words "excepting those in Area C," immediately before the words "within the Scheme Area" in the clause renumbered 28(c)
32. By deleting the words "Water Authority" and substituting the words "Water Corporation" in the clause renumbered 28(g)
33. By renumbering clause "30" to clause "29" under the heading "Time Limit for Claim for Compensation"
34. By inserting the following immediately after renumbered clause 29—

"Scheme Timetable

 30. *The Council wishes to actively pursue the completion of the Scheme. To this end it has set a goal of completing the compulsory acquisition of properties in Area B within five years from the date of gazettal of the Scheme Amendment inserting this clause. The remaining properties to be acquired under Area B are as follows—*
 - (a) *Lot 278 Hamilton Street*
 - (b) *Lot 280 Hamilton Street*
 - (c) *Lot 211 Carnegie Street*
 - (d) *Pt Lot 206 Hyland Street*
 - (e) *Pt Lot 130 Anstey Road*
 - (f) *Pt Lot 113 Harcourt Street"*
 31. *Other commitments of the Council within the time-frame referred to in clause 30 are as follows—*
 - (a) *Construction of a road on the unconstructed portion of Harcourt Street;*
 - (b) *Construction of a footway over portion of plan 5963 (Water Corporation reserve) leading from Hatton Court to Bridson Street;*
 - (c) *Acquisition of a portion of part lots 5, 6 and 7 Kenny Street and construction of the unconstructed portion of Hatton Court;*
 - (d) *Construction of footways adjoining lots 663 and 3 Hardy Road;*
 - (e) *Acquisition of a portion of part lot 103 Kenny Street to take account of the current road alignment."*
35. Amending the Scheme Map as follows—
 1. Deleting a portion of Lots 507 Calnon Street and 508 Garnsworthy Place from "new roads and footways" and including the land within Area A
 2. Removing the "new roads and footways" annotation from 58 and 59 Devon Road
 3. Removing the "new roads and footways" annotation from Lots 60 and 61 Devon Road
 4. Removing the "closed roads and ROW" annotation from those portions of Harcourt Street that Council has resolved to remain as road, and from the constructed portion of Anstey Road, Carnegie Street and Hyland Street
 5. Removing those portions of Harcourt Street that Council has resolved to remain as road, and from the constructed portion of Anstey Road, Carnegie Street and Hyland Street from area B and showing those areas as roads

6. Removing the portion of Carnegie Street between Anstey Road and Hyland Street from Area C and showing that area as road
7. Deleting portion of Lot 114 Harcourt Street from Area B and including the land within Area C
8. Deleting a portion of Lots 160 & 161 Anstey Road from Area C and including it in Area B.
9. Deleting a portion of Lots 162 & 163 Anstey Road from Area B and including it in Area C.
10. Deleting portions of Lots 202, 203, and 10 Hyland Street from Area C and including the land within Area B
11. Deleting portions of Lots 5, 6, 7, 130, and 1003, Kenny Street from Area A and including the land within Area C
12. Deleting a portion of Lot 271 Hamilton Street from Area A, and including the land within Area C
13. Deleting that part of Villiers Street currently shown within Area A, from Area A and including that land within Area B
14. Deleting part Lot 663 Hardy Road from new roads and footways and Area A and including the land within Area C
15. Deleting the new roads and footways from Lot 7 Hardy Road and including the land within Area A
16. Including new roads and footways on part Lot 3 Hardy Road and the Villiers Street road reserve
17. Deleting the new roads and footways from part of the Villiers Street road reserve at its intersection with Whitfield Street and including the land within Area B and in Closed Roads and ROWs
18. Deleting the new roads and footpath located on part Lot 7 North Road and including it within area C
19. Deleting those portions of Lots 5, 7, 8, 9, 10 & 11 Hardy Road from Area B and including the land within Area A
20. Deleting those portions of Lots 5, 6 & 7 Hardy Road from Area B and including the land within Area C

B. CARTER, Mayor.
G. MacKENZIE, Chief Executive Officer.

PD402

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
SHIRE OF DENMARK
TOWN PLANNING SCHEME No. 3—AMENDMENT No. 62

Ref: 853/5/7/3 Pt 62

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 Denmark Town Planning Scheme Amendment on 28 January 2001 for the purpose of—

1. Rezoning Plantagenet Location 5089 South Coast Highway from the 'Rural' zone to the 'Special Rural' zone.
2. Introducing the 'Seaview Special Rural Zone' to 'Appendix 6—Special Rural Zone Provisions Relating to Specified Areas' in the Scheme Text—
 1. Rezoning Plantagenet Location 5089 South Coast Highway from the 'Rural' zone to the 'Special Rural' zone.
 2. Introducing the 'Seaview Special Rural Zone' to 'Appendix 6—Special Rural Zone Provisions Relating to Specified Areas' in the Scheme Text.

23. SEAVIEW SPECIAL RURAL ZONE

- (a) Plantagenet Location 5089 South Coast Highway, Denmark
- (b) Rural Residential

Permitted Use (P)

Permitted at Council's Discretion (AA)

Residential Dwelling House
Public Recreation

Home Occupation
Rural Pursuit
Cottage Industry
Holiday Accommodation on the basis that it is limited to accommodation which is solely within the dwelling

- (c) Subdivision shall generally be in accordance with the Seaview Structure Plan (Plan No. 99036-06)—
- (i) The minimum lot size shall be 2.0 hectares but further subdivision of the lots to increase the overall lot yield will be considered contrary to the Seaview Structure Plan and will not be supported.
 - (ii) No dwelling shall be approved for construction constructed or occupied unless the provision of a minimum of 92,000 litre water storage tank and an approved method of effluent disposal has been incorporated into the approved plans, installed and operational.
 - (iii) Council will request the Commission to impose a condition on any subdivision to require that a prospective purchaser of the lot is aware of the responsibility to install an individual supply of water and method of effluent disposal. Council will also request the Commission to impose a condition of subdivision to require that the recommendations made in the Effluent Disposal Capability Assessment (October 2000) with regard to the use of ATUs and leach drains, be adhered to and that a copy of the report be made available to all prospective purchasers.
 - (iv) Council will request the Commission to impose a condition on any subdivision to require the provision of underground power to lots within this zone, where in the opinion of Council and Western Power the construction of overhead transmission lines would result in land degradation and/or the significant removal of vegetation or detriment to the visual amenity of the area.
 - (v) All buildings structures, effluent disposal systems and any other development such as retaining walls, stone walls or any other forms of revetment shall be contained within a prescribed building envelope and not within the building exclusion area. Building envelopes shall not exceed 3000m² in area.
 - (vi) Development will not be permitted within the building exclusion area as identified on the Seaview Structure Plan. The building exclusion area shall have the following parameters—
 - 20 metres from side boundaries;
 - 30 metres from rear boundary;
 - 30 metres from all roads;
 - 50 metres from all watercourses and water bodies;
 - where any building will visually intrude on the landscape; and
 - within strategic firebreaks.
 - (vii) Notwithstanding this requirement, Council may permit a variation to the building exclusion area if it can be demonstrated by the landowner that the objectives contained in the Seaview Structure Plan with particular attention to foreshore management, visual amenity, land capability and bushfire management, can continue to be achieved.
 - (viii) Within the Tree Preservation Area as defined on the Seaview Structure Plan, no indigenous trees or substantial vegetation shall be felled or removed except where—
 - trees are dead, diseased or dangerous;
 - the establishment of a firebreak is required under a regulation or by-law;
 - access to a building site is required and approved;
 - an area of up to 1 metre in width for the purpose of erecting and maintaining a fence line is required and approved by Council. In these areas the land shall be slashed with a view to preventing soil erosion.
 - (ix) Council may request the Commission to impose a condition on subdivision to require fencing to protect substantive vegetation in the Tree Preservation Area as shown on the Seaview Structure Plan prior to any proposal to run stock being approved.
 - (x) Removal of indigenous trees or substantial vegetation for any purpose of other than the above exceptions shall require the Consent of Council and as a condition of granting consent. Council may require the planting and maintenance, for a period of at least 3 years, of endemic native trees of species and in a location approved by Council. Clearing of native vegetation for the erection of a dwelling shall not exceed the approved building envelope.
 - (xi) Within the Strategic Tree Planting Areas nominated on the Seaview Structure Plan, Council shall require that the subdivider plant and maintain for a period of at least 3 years, endemic native trees of species approved by Council. A landscaping plan will be required as a condition of subdivision approval.
 - (xii) Council will request the Commission to impose a condition on any subdivision to require Strategic Firebreaks to be provided as nominated on the Seaview Structure Plan, and constructed to a standard approved by the Council and the Bush Fires Service.

- (xiii) Council may request the Commission to impose a condition to require that prospective purchasers of a lot in this area are aware of the Fire Management Plan and the owners responsibility to maintain firebreaks and strategic firebreaks on his/her lot.
- (xiv) Council shall require a 20 metre wide fuel free zone to be maintained around all buildings. Within this area all dead grass, dead trees, leaf litter and trash, and dead branches for a height of 1.5 metres above the ground on all live trees shall be removed.
- (xv) Clearing of firebreaks along fence lines other than for Strategic Firebreaks will not be encouraged unless for safety reasons to comply with Council and the Bush Fires Service requirements.
- (xvi) Council shall require the construction of gates where fences cross the Strategic Fire Break to the specification and satisfaction of Council and the Bush Fire Service.
- (xvii) The subdivider shall make arrangements to the satisfaction of Council to ensure prospective purchasers, in the transfer of lots, are aware of the fire management guidelines of the Homeowners Bushfire Survival Manual and the Australian Standard 3959-Construction of Buildings in Bushfire Prone Areas.
- (xviii) With the intention of preventing overstocking, erosion or any other practices detrimental to the amenity within that zone, intensive agricultural pursuits and the breeding and keeping of animals for commercial gain shall not be permitted without the approval in writing of Council. The Council may impose limits on stocking or any other conditions in the light of the prevailing seasonal conditions and rural activities carried out on nearby properties to avoid stock losses or spread of disease.
- (xix) Council may only permit the keeping of stock and other intensive agricultural pursuits in areas that are already substantially cleared and pastures and where Tree Preservation Areas are fenced so as not to conflict with Clauses c(viii) relating to Tree Preservation Areas and Strategic Tree Planting Areas. The fencing shall consist of pine poles, steel posts and 7 strand ringlock or similar to adequately stock proof the treed areas and adjoining rural properties.
- (xx) No water supply dams are to be constructed on any of the lots. If a water supply is required for stock then the rainwater tank capacity must be increased to 120,000 litres.
- (xxi) All lots will be required to be fenced in a rural type fencing.
- (xxii) No fencing to be constructed through the Tree Preservation Areas.
- (xxiii) All buildings constructed within this zone shall be sympathetic to the existing landscape elements (landform and vegetation) in terms of their design, material and colour.
- (xxiv) Roof and external building materials for all buildings and rainwater tanks shall be of a colour approved by Council and shall be earth brown or vegetation green colours. Any materials which in the opinion of Council could prejudice the landscape amenity of the area will not be permitted and this includes unpainted zincalume and white and off white colours.
- (xxv) All buildings shall be single storey except where it can be proven to Council that a variation to the height restriction would not adversely affect the amenity of the locality.
- (xxvi) The subdivider making arrangements to the satisfaction of Council to ensure prospective purchasers and successors in title are aware that general farming and intensive agricultural pursuits are conducted adjacent to the site and in the area generally and all current and future landuses and development within this zone shall be designed and conducted in such a manner so as to not create conflict with these landuses and adversely impact on the rural amenity of the area.
- (xxvii) At the time of subdivision Council may request the Commission to impose a condition to require the preparation of a nutrient stripping, sediment retention drainage management plan and for this plan to use the Waters and Rivers Commission's Manual for Managing Urban Stormwater Quality in WA. Drainage design objectives should meet the Commissions Water Sensitive Urban Design Guidelines.

3. Amending the Scheme Maps accordingly.

C. DONNELLY, President.

P. DURTANOVICH, Chief Executive Officer.

PD403**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF RAVENSTHORPE

TOWN PLANNING SCHEME No. 4—AMENDMENT No. 13

Ref: 853/5/20/6 Pt 13

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 Ravensthorpe Town Planning Scheme Amendment on 28 February 2001 for the purpose of—

1. Rezoning portion of Lot 1 of Oldfield Location 95 Hamersley Drive, Hopetoun. from "Rural" to "Special Use" zone as depicted in the Scheme Amendment plan.
2. Amending the Scheme Text Schedule in APPENDIX IV SCHEDULE OF SPECIAL USE ZONES by including portion of Lot 1 together with the addition of a "CONDITIONS OF SPECIAL USE" column with the permitted landuse and description of special provisions referring to the subject land as follows—
 - (a) Rezoning portion of Lot 1 of Oldfield Location 95 Hamersley Drive, Hopetoun from "Rural" to "Special Use" zone as depicted in the Scheme Amendment plan.
 - (b) Amending the Scheme Text Schedule in APPENDIX IV SCHEDULE OF SPECIAL USE ZONES, by including portion of Lot 1 together with the addition of a "CONDITIONS OF SPECIAL USE" column with the permitted landuse and description of special provisions referring to the subject land as follows—

No.	Location	Land Particulars	Permitted Uses	Conditions of Special Use
9	Hamersley Drive, Hopetoun	Portion of Lot 1 Oldfield Location 95	—Caravan Park —Chalet Park —Motel —Other uses as may be approved by Council which are considered complementary and/or incidental to the Special Uses. In approving any proposed complementary and/or incidental uses Council shall have regard to the requirements and intent of the Conditions of Special Use.	These Conditions shall apply in addition to all other requirements of the Scheme. If any of these Conditions is inconsistent with a requirement of the Scheme, the Condition shall prevail. In considering development of the land, Council shall have regard to— <ol style="list-style-type: none"> 1. Prior to the issue of planning consent or the commencement of any development, the following requirements shall be satisfied— <ol style="list-style-type: none"> (a) Preparation of a Development Guide Plan in consultation with and based on advice provided by CALM, Water & Rivers Commission, Water Corporation and other relevant government agencies. (b) Referral/advertising of the Development Guide Plan to government agencies and the public for advice/comment. (c) Approval of the Development Guide Plan by the Western Australian Planning Commission. (d) Demonstration to the satisfaction of the Water & Rivers Commission and Health Department of WA that all development would be served with an adequate supply of potable water, and effluent disposal systems which prevent pollution of groundwater and Culham Inlet.

No.	Location	Land Particulars	Permitted Uses	Conditions of Special Use
				<p>(e) Preparation of a Foreshore Management Plan for the ocean and inlet foreshore areas to the satisfaction of the Water & Rivers Commission and CALM. Such plans are to be implemented by the proponent prior to commencement of use of the land for tourist purposes.</p> <p>2. Visual Impact— (To ensure negligible diminution of visual amenity to public vantages that includes surrounding roads, national parks and other reserves in accordance with Council, CALM and Water and Rivers Commission Policy.) The specific conditions relating to protection of the visual amenity include—</p> <ul style="list-style-type: none"> (i) The retention of all roadside vegetation and replanting as necessary (ii) Suitability of location of access point(s) to the site—preferably in the south east corner (iii) Retention of stands of Eucalypts, vegetation adjoining the foreshore reserve and fringing vegetation (iv) Planting of additional trees on the site both within and between developments. Council may also require a Landscape Plan to be prepared to the satisfaction of Council. Landscaping should be with materials that are sympathetic to the natural landscape. (v) Buildings shall not be constructed of a height greater than 8 metres above natural ground level and Council reserves the right to determine a lesser height requirement upon assessment of topographical and visual constraints. (vi) Buildings should be of a sympathetic design, materials (including non reflective roofing materials) and colour to compliment surrounding landscape elements, to the satisfaction of Council.

No.	Location	Land Particulars	Permitted Uses	Conditions of Special Use
				<p>3. Culham Inlet Foreshore Management The foreshore area between the Special Use site and the Culham Inlet water body shall be managed in accordance with recommendations of the Land Capability and Environmental Management Plan for the site prepared by Landform Research 30 April 1998.</p> <p>4. Servicing</p> <p>(i) Water Supply Potable water is to be supplied via extension of the Hopetoun mains supply subject to Water Corporation of WA approval—unless an alternative on-site supply can be established to the satisfaction of the Health Department of WA, and Water and Rivers Commission.</p> <p>(ii) Effluent Disposal The disposal of liquid and solid waste shall be carried out by the installation of an approved effluent disposal system(s) located no closer than 300 metres from the edge of the inlet with the base of the system being the required distance above the higher known water table.</p> <p>(iii) Rubbish Disposal The site will be serviced by an extension of the existing Hopetoun rubbish collection service. Rubbish and waste products shall be contained within an approved waste disposal area and removed regularly.</p> <p>(iv) Electricity and Telecommunication Services As a condition of development, it will be necessary to provide details relating to the provision of electricity and telecommunication extensions and connection to the site.</p> <p>5. Bushfire Management As a condition of development, Council may require a Bushfire Management Plan to be prepared to the satisfaction of Council and the Bushfires Board of WA.</p> <p>6. Development</p> <p>(i) Standards All development shall be of a high standard and in keeping with the character and amenity of the area.</p>

No.	Location	Land Particulars	Permitted Uses	Conditions of Special Use
				<p>(ii) Use Mix and Facilities</p> <p>It is essential that the various forms of tourist development provided meet market requirements and expectations. In addition, it is essential that the appropriate facilities and human services are provided commensurate with the need to provide a high quality tourist accommodation venture.</p> <p>(iii) Form and Style</p> <p>Design guidelines shall be prepared by the applicant for adoption by Council as a condition of development approval. The design guidelines are intended to ensure development accords with the requirements of the Visual Impact assessment as well as to ensure that all development is coordinated in form and style.</p> <p>(iv) Environmental Considerations</p> <p>Any development application for the site must have regard for the land capability and management requirements of the environmental issues outlined in the Environmental Report prepared by Landform Research 30 April, 1998.</p> <p>(v) Site Development Plan</p> <p>A site development plan at a scale of not less than 1:500 shall be prepared for each phase of the development showing—</p> <p>All proposed buildings (and intended uses), existing contours and proposed floor levels, site access/entry points, vehicular and pedestrian systems, effluent disposal areas, and other service infrastructure, vehicle parking, open space/recreation areas, buffers, existing vegetation and proposed landscape treatments.</p>

A. E. SULLIVAN, President.

B. R. HULLAND, Chief Executive Officer.

PD404***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF ALBANY

TOWN PLANNING SCHEME No. 3—AMENDMENT No. 213

Ref: 853/5/4/5 Pt 213

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 29 January 2001 for the purpose of—

1. Rezoning portions of Lot 4 of Plantagenet Location 401 Elizabeth Street, King River from the Rural zone to Special Use Zone No. 5.
2. Transferring portions of Lot 3 of Plantagenet Location 401 Chester Pass Road, King River between the Rural zone and Special Use Zone No. 5.
3. Rezoning portions of Lots 2 and 11 of Plantagenet Location 401, Chester Pass Road and Willyung Road, King River from Special Use Zone No. 5 to the Rural zone.
4. Modifying the boundary of Special Use Zone No. 5 and the Buffer Precincts as depicted on the Development Guide Plan.
5. Replacing Clause 5.20 (a) (iii) of the Scheme with the following—
 - 5.20 (a)(iii) Council shall not permit an industrial use unless it can be demonstrated to Council's satisfaction that the current relevant buffer area for such a use would be accommodated wholly within the Special Industry Zone or Special Use Zone. In addition—
 - ❖ Lots located in the "<200 metre" buffer precinct, as shown on the Development Guide Plan, shall be set aside for industries that require no more than a 200 metre buffer.
 - ❖ Lots located in the "200 metre to 300 metre" buffer precinct, as shown on the Development Guide Plan, shall be set aside for industries that have buffer requirements of between 200 metres and 300 metres.
 - ❖ Lots located in the ">300 metre" buffer precinct, as shown on the Development Guide Plan, shall be set aside for industries that have a 300 metre minimum buffer requirement.
 - ❖ Any change in use shall require the approval of Council.
6. Modifying Clause 5.20 (a) (xii) of the Scheme to read as follows—

No direct vehicular access is to be permitted to Chester Pass Road. The location of access roads onto Chester Pass Road is to be to the satisfaction of Council and Main Roads WA.
7. Removing Appendix A as referred to in Clause 5.20 (a) of the Scheme.
8. Amending the Scheme Maps accordingly.

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

PD405***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF MANDURAH

TOWN PLANNING SCHEME No. 3—AMENDMENT No. 14

Ref: 853/6/13/12 Pt 14

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the City of Mandurah Town Planning Scheme Amendment on 30 January 2001 for the purpose of rezoning portion of Location 16 Mariners Cove Drive, Mariners Cove from Canal and Residential R25 to Residential R40.

K. HOLMES, Mayor.
S. GOODE, Chief Executive Officer.

PD406*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF STIRLING
DISTRICT PLANNING SCHEME No. 2—AMENDMENT No. 379

Ref: 853/2/20/34 Pt 379

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the City of Stirling Town Planning Scheme Amendment on 28 January 2001 for the purpose of—

1. Amending the Scheme to rezone part of the Stirling Civic Precinct to enable—
 - (1) the residential subdivision of the City Depot site (portion of Lots 63, 64 and Pt 65 Civic Place, Stirling) from Civic to Low Density Residential R30; and
 - (2) the creation of a new Civic Administration Complex site (portion of Lots Pt 14 and Pt 27 Civic Place, Stirling), from Public Open Space and Local Authority Purposes to Civic; as part of the implementation of the Civic Precinct Masterplan.
2. Amending the Scheme Text by inserting, immediately following Clause 1.3.6, the following new Clause 1.3.7—

1.3.7 STIRLING CIVIC PRECINCT

Development within the Stirling Civic Precinct shall be undertaken in a manner which ensures that any contaminated soil and groundwater is remediated in accordance with a Site Remediation Validation Report prepared and implemented to the satisfaction of the Department of Environmental Protection. In this respect, soil and groundwater investigations shall be carried out to the satisfaction of the Department of Environmental Protection prior to the commencement of development within the Stirling Civic Precinct.

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

PD407*

TOWN PLANNING AND DEVELOPMENT ACT 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
SHIRE OF YORK
TOWN PLANNING SCHEME No. 2—AMENDMENT No. 5

Ref: 853/4/34/2 Pt 5

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the Shire of York Town Planning Scheme Amendment on 30 January 2001 for the purpose of reclassifying Part Lot 3 Balladong Street, York, from Mixed Business Zone and Local Scheme Reserve for Recreation and Open Space to Residential Zone with R25 density code, as depicted on the Scheme Amendment Map.

G. W. MARWICK, President.
P. W. MARSHALL, Chief Executive Officer.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962
NOTICE TO CREDITORS AND CLAIMANTS

Donald Druitt Reid late of Jacup via Jerramungup in the State of Western Australia, Farmer, deceased. Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of Donald Druitt Reid deceased who died on the 2nd day of July 2000 at Jacup aforesaid are required by the personal representative Robert Edward Lester of Jacup North Road, Jerramungup East, Western Australia to send particulars of their claims to Moss Bradley of PO Box 5744, Albany WA 6332 by the 10th day of March 2001 after which date the personal representative may convey or distribute the assets having regard only to the claim for which he has then had notice.

ZZ401**NOTICE OF DISSOLUTION OF PARTNERSHIP "KARRIMONT"**

Notice is hereby given that the partnership previously subsisting between Anthony Griffith Nicholas, Betty Livie Nicholas and Peter Graham Nicholas carrying on business as a vineyard at Yanmah Road, Manjimup under the style or firm name "Karrimont" has been dissolved by mutual consent as from 14 December 2000 so far as concerns the said Anthony Griffith Nicholas and Betty Livie Nicholas who retire the said firm. All debts due to and incurred by the said firm after 14 December 2000 will be received and paid respectively by Peter Graham Nicholas under the style or firm name of "Karrimont".
Dated this 13th day of December 2000.

ANTHONY GRIFFITH NICHOLAS.

BETTY LIVIE NICHOLAS.

PETER GRARAM NICHOLAS.

ZZ402**NOTICE OF DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that as of 31st January 2001, Rinaldo Coniglio is no longer a partner of Diva Racing Stables.

RINALDO CONIGLIO.

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