

WESTERN AUSTRALIAN GOVERNMENT Gazette

2239



PERTH, FRIDAY, 4 MAY 2001 No. 88

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM

© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

	Page
Agriculture and Related Resources Protection Act 1976—Shire of Ravensthorpe— Local Law Relating to the Repeal of Miscellaneous Local Laws	2246-7
Alteration of Statutory Designations Act 1974—Alteration of Statutory Designations Revocation Order 2001	2247
Cemeteries Act 1986—Shire of Ravensthorpe—Local Law Relating to the Repeal of Miscellaneous Local Laws	2246-7
Dog Act 1997—Shire of Ravensthorpe—Local Law Relating to the Repeal of Miscellaneous Local Laws	2246-7
Hospitals and Health Services Act 1927—Hospitals (Services Charges) Amendment Regulations (No. 2) 2001.....	2241
Local Government Act 1995—	
Shire of Dardanup—Standing Orders Local Law.....	2244-6
Shire of Ravensthorpe—Local Law Relating to the Repeal of Miscellaneous Local Laws.....	2246-7
Shire of Wongan-Ballidu—Local Law to Repeal Obsolete Local Laws	2244
Nurses Act 1992—Nurses Amendment Rules 2001	2242-3

PART 2

Agriculture.....	2248
Country Housing Authority.....	2248
Electoral Commission	2248-9
Heritage Council.....	2249
Justice.....	2249-50
Land Administration.....	2250-1
Local Government	2251-3
Minerals and Energy.....	2253-6
Planning.....	2256-62
Premier and Cabinet.....	2262
Public Notices—Deceased Estates.....	2263-4
Racing, Gaming and Liquor.....	2262-3
Transport.....	2263

IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Attorney General for Western Australia. Inquiries in the first instance should be directed to the Government Printer, State Law Publisher, 10 William St, Perth 6000.

PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

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 must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Postal address:

State Law Publisher
P.O. Box 8448,
Perth Business Centre 6849

Delivery address:

State Law Publisher
Ground Floor,
10 William St. Perth, 6000
Telephone: 9321 7688 Fax: 9321 7536

- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
- 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

Bulk Notices—\$172.70 per page

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

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

PUBLISHING ALTERATIONS

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

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

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

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

JOHN A. STRIJK, Government Printer.

— PART 1 —

HEALTH

HE301*

Hospitals and Health Services Act 1927

Hospitals (Services Charges) Amendment Regulations (No. 2) 2001

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Hospitals (Services Charges) Amendment Regulations (No. 2) 2001*.

2. Schedule amended

Part I of the Schedule to the *Hospitals (Services Charges) Regulations 1984** is amended as follows:

- (a) in item 1(c) by deleting “\$29.10” and inserting instead —
“ \$29.65 ”;
- (b) in item 1(d)(i) by deleting “\$94.40” and inserting instead —
“ \$97.70 ”;
- (c) in item 1(d)(ii) by deleting “\$88.40” and inserting instead —
“ \$91.70 ”.

[* Reprinted as at 26 November 1999.

For amendments to 2 April 2001 see 1999 Index to Legislation of Western Australia, Table 4, p. 143, and Gazette 30 June 2000, and 16 and 30 January 2001.]

By Command of the deputy of the Governor,

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

HE302*

Nurses Act 1992

Nurses Amendment Rules 2001

Made by the Nurses Board of Western Australia and approved by the Governor in Executive Council.

1. Citation

These rules may be cited as the *Nurses Amendment Rules 2001*.

2. The rules amended

The amendments in these rules are to the *Nurses Rules 1993**.

[* *Published in Gazette 29 October 1993, p. 5843-77.*

For amendments to 19 January 2001 see 1999 Index to Legislation of Western Australia, Table 4, p. 195.]

3. Rule 12 replaced

Rule 12 is repealed and the following rule is inserted instead —

“

12. Renewal of registration

- (1) For the purposes of section 32(1) of the Act, a nurse registered under section 22 or 24 of the Act may apply to have the registration renewed —
 - (a) for a period of a year; or
 - (b) for a period of 3 years.
- (2) An application for a registration to be renewed for 3 years may be granted as a renewal for one year (and the fee reduced accordingly) if the Board considers that the granting of the renewal for 3 years is not appropriate in the particular circumstances.

”.

4. Rule 13 amended

Rule 13(1)(b) is amended by deleting “at any time from 1 October to 31 December in the year that” and inserting instead —

“ up to 3 months before ”.

5. Rule 15 amended

Rule 15(2) is amended by deleting “from 1 January to 31 December of the year” and inserting instead —

“ for the period ”.

6. Schedule 1 amended

Schedule 1 is amended as follows:

- (a) Form 1 is amended by deleting “49 STIRLING HIGHWAY, PO BOX 336, NEDLANDS 6009 TELEPHONE (09) 386 8656”;
- (b) Form 2 is amended by deleting “**December 31, 19 .**”;
- (c) Form 3 is amended by deleting “**December 31, 19 .**”;
- (d) Form 4 is amended by deleting “**December 31, 19 .**”;
- (e) Form 8 is amended by deleting “49 STIRLING HIGHWAY, PO BOX 336, NEDLANDS 6009 TELEPHONE (09) 386 8656”;
- (f) Form 8 is amended by deleting “for a period exceeding 5 years in a division of the register for which registration is sought, the nurse is required to satisfactorily complete a renewal of registration course (section 4 *Nurses Act 1992*).” and inserting instead —

“

within the 5 years preceding the date of the application for renewal, in a division of the register for which registration is sought, the nurse is required to satisfactorily complete a renewal of registration course (sections 22 and 42 *Nurses Act 1992*).

”;

- (g) Form 9 is amended —
 - (i) by deleting “49 STIRLING HIGHWAY, PO BOX 336, NEDLANDS 6009 TELEPHONE (09) 386 8656”; and
 - (ii) by deleting “19 ..” and inserting instead —
 - “ 20.. ”.

7. Schedule 2 amended

Schedule 2 is amended in item 3, in the column headed “Fee” and by deleting the line commencing “Section 22(1) or (3)” and inserting instead —

“

Section 22(1) or (3)	—for one year	\$61
	—for 3 years	\$164.70

”.

Made by the Nurses Board of Western Australia, by resolution dated the 16th day of February 2001.

L.S.

BRONWYN ELIZABETH JONES, Presiding Member.
DIANE ESMA TWIGG, Member.

Approved by the Governor,

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

LOCAL GOVERNMENT

LG301***LOCAL GOVERNMENT ACT 1995***Shire of Wongan-Ballidu*

LOCAL LAW TO REPEAL OBSOLETE LOCAL LAWS

Under the powers conferred by the *Local Government Act 1995* and all other powers enabling it, the Council of the Shire of Wongan-Ballidu resolved on the 19th day of April 2001 to make the following local law.

Repeal

The following local laws are repealed—

- a. Motor Traffic—ex Melbourne Road, published in the *Government Gazette* on 3 November 1916;
- b. Buildings, published in the *Government Gazette* on 19 October 1928;
- c. Halls, published in the *Government Gazette* on 26 September 1930;
- d. Halls, published in the *Government Gazette* on 23 September 1932;
- e. Minutes in Minute Book, published in the *Government Gazette* on 15 September 1933;
- f. Straying Stock, published in the *Government Gazette* on 8 May 1936;
- g. Order in Council—Vehicles on Roads, published in the *Government Gazette* on 15 October 1948;
- h. Building By-Laws, published in the *Government Gazette* on 13 December 1954;
- i. Management of Halls By-Laws, published in the *Government Gazette* on 1 April 1957;
- j. Ballidu Hall Scale of Hire Charges By-Laws, published in the *Government Gazette* on 5 June 1958;
- k. Lake Hinds Hall Scale of Charges, published in the *Government Gazette* on 26 February 1959;
- l. TV Masts and Antennae, published in the *Government Gazette* on 22 April 1960;
- m. Removal of Refuse, published in the *Government Gazette* on 15 November 1960;
- n. Application of UGBB to Wongan Hills, Ballidu, published in the *Government Gazette* on 8 September 1961;
- o. Draft Model By-Law No. 8 Old Refrigerators and Cabinets, published in the *Government Gazette* on 8 November 1962;
- p. Swimming Pool By-Laws, published in the *Government Gazette* on 30 October 1963;
- q. Draft Model By-Law No. 10—Petrol Pumps, published in the *Government Gazette* on 3 April 1964;
- r. Draft Model By-Law No. 12—Storage of Inflammable Liquids, published in the *Government Gazette* on 3 April 1964.

Dated this 19th day of April 2001.

The Common Seal of the Shire of Wongan-Ballidu was affixed by the authority of a resolution of the Council in the presence of—

DAVID G. HOOD, President.
ALLAN R. MOLES, Chief Executive Officer.

LG302***LOCAL GOVERNMENT ACT 1995***Shire of Dardanup*

STANDING ORDERS LOCAL LAW

Under the powers conferred by the *Local Government Act 1995*, the Council of the Shire of Dardanup resolved on the 11th April 2001 to adopt the Model Local Law

(Standing Orders) 1998 published in the *Government Gazette* on 3rd day of April 1998 with such modifications as are here set out—

ITEM 1—CLAUSE 3.2 ORDER OF BUSINESS

- In 3.2 delete sub clause (1) and substitute the following—
 - “(1) *Unless otherwise decided by the Council the order of business at any ordinary meeting of the Council is to be as follows—*
 1. *Declaration of Opening/Announcement of Visitors.*
 2. *Record Of Attendance/Apologies/Leave of Absence Previously Approved.*
 3. *Response to Previous Public Questions Taken On Notice.*
 4. *Public Question Time.*
 5. *Applications for Leave Of Absence.*
 6. *Petitions/Deputations/Presentations.*
 7. *Confirmation of Minutes of Previous Meeting.*
 8. *Announcements by Presiding Member without Discussion.*
 9. *Announcement of Matters for which meeting may be closed*
 10. *Reports Of Committees and Officers.*
 11. *Elected Members Motions of Which Previous Notice has been Given.*
 12. *New Business of an Urgent Nature Introduced by Decision of Meeting.*
 13. *Public Question Time.*
 14. *Matters Behind Closed Doors*
 15. *Closure of Meeting”*

ITEM 2—NEW CLAUSE 3.5 INSERTED

- 2.1 Delete clause 3.12 Deputations.
- 2.2 Renumber Clauses 3.5 to 3.11 inclusive to 3.6 to 3.12 respectively.
- 2.3 Insert new clause 3.5 as follows—

“3.5 Deputations

- (1) *A deputation wishing to be received by the Council or a committee is to apply in writing to the CEO who is to forward the written request to the President, or the Presiding Member as the case may be.*
- (2) *The President if the request is to attend a Council meeting, or the Presiding Member of the committee, if the request is to attend a meeting of a committee, may either approve the request, in which event the CEO is to invite the deputation to attend a meeting of the Council or committee as the case may be, or may instruct the CEO to refer the request to the Council or committee to decide by simple majority whether or not to receive the deputation.*
- (3) *A deputation invited to attend a Council or committee meeting—*
 - (a) *is not to exceed five persons, only two of whom may address the Council or committee, although others may respond to specific questions from the members; and*
 - (b) *is not to address the Council or committee for a period exceeding 15 minutes without the agreement of the Council or the committee as the case requires.*
- (4) *Any matter which is the subject of a deputation to the Council or a committee is not to be decided by the Council or that committee until the deputation has completed its presentation.”*

ITEM 3—CLAUSE 3.6 CONFIRMATION OF MINUTES

- Insert the following NEW subclause—3.6(3) immediately following subclause 3.6(2)—

“(3) Following confirmation and binding of the minutes, the minutes shall be signed by the person presiding at the meeting at which the minutes are confirmed to certify that confirmation. The signing that takes place after the minutes are bound will incorporate the following declaration—

“As the person presiding at the meeting at which these minutes were confirmed on the DATE CONFIRMED, I certify that these minutes have been confirmed as a true and accurate record of proceedings.

Signed _____.”

(Chairman or Shire President or Other Presiding Officer)

ITEM 4—CLAUSE 9.1 MEMBERS TO RISE

- Delete clause 9.1 and substitute the following—

“9.1 Members to Rise

Every member of the Council wishing to speak is to indicate by show of hands or other method agreed upon by the Council.

When invited by the person presiding to speak, members are not required to rise to address Council unless requested to do so by the person presiding.

Where any member of the Council is unable to stand by reason of sickness or disability he or she may sit while speaking.”

ITEM 5—REPEAL

The Standing Orders of the Shire of Dardanup published in the *Government Gazette* on 11th February 1998 are repealed.

11th April 2001.

Cr MICHEAL T. BENNETT, Shire President.
MARK L. CHESTER, Chief Executive Officer.

LG303***LOCAL GOVERNMENT ACT 1995****DOG ACT 1997****CEMETERIES ACT 1986****AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976***Shire of Ravensthorpe*

Local Law Relating to the Repeal of Miscellaneous Local Laws

Under the powers conferred by the above Acts and by all other powers, the local government of the Shire of Ravensthorpe resolved on February 15, 2001 to make the following Local Law—

The following Ravensthorpe Shire Council Local Laws are repealed—

Parks, Reserves and Foreshores—published in the *Government Gazette* on April 19, 1996

Dogs—published in the *Government Gazette* on April 16, 1982

Spraying of 24D Ester—published in the *Government Gazette* on October 12, 1966

Clearing of Land and Removal of Refuse Rubbish, and Disused Material—published in the *Government Gazette* on March 30, 1996

Building Lines in the Townsite of Hopetoun—published in the *Government Gazette* on July 22, 1971

Brick Area in the Townsite of Munglinup—published in the *Government Gazette* on July 22, 1971

Bathing—published in the *Government Gazette* on February 2, 1973

Motels No. 3—published in the *Government Gazette* on November 28, 1968

Signs, Hoardings and Bill Postings No. 13—published in the *Government Gazette* on September 25, 1981

Dogs—published in the *Government Gazette* on December 13, 1929

Caravan Parks and Camping Grounds No. 2—published in the *Government Gazette* on October 25, 1967

Rules, Signs, Standing Orders in Council—published in the *Government Gazette* on November 12, 1954

Buildings Application Uniform Government—published in the *Government Gazette* on August 18, 1961

Caravan Parks and Camping Grounds—published in the *Government Gazette* on February 5, 1971

Signs, Hoardings and Bill Postings—published in the *Government Gazette* on March 17, 1995

Cemeteries—Ravensthorpe and Hopetoun—published in the *Government Gazette* on July 15, 1977

Dated this 15th day of February, 2001-05-01 The Common Seal of the Shire of Ravensthorpe was affixed in the presence of—

R BESSO, Shire President.
T G DYER, Chief Executive Officer.

PREMIER AND CABINET

PR301*

Alteration of Statutory Designations Act 1974

Alteration of Statutory Designations Revocation Order 2001

Made by the Governor in Executive Council.

1. Citation

This order may be cited as the *Alteration of Statutory Designations Revocation Order 2001*.

2. The order revoked

The *Alteration of Statutory Designations Order (No. 2) 1991** is revoked.

[* *Published in Gazette 28 March 1991, p. 1378.*]

By Command of the Governor,

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

— PART 2 —

AGRICULTURE

AG401**PERTH MARKET ACT 1926**

Agriculture Western Australia,
South Perth, WA 6151.

I, Kim Chance, Minister for Agriculture; Forestry and Fisheries, acting under Section 3 of the Perth Market Act 1926, hereby appoint Francis Herbert Holmes as a member of the Perth Market Authority for a term of office expiring on 31 December 2001.

KIM CHANCE MLC, Minister for Agriculture;
Forestry and Fisheries.

COUNTRY HOUSING AUTHORITY

CO401***COUNTRY HOUSING ACT 1998****STANDARD RATE OF INTEREST**

Notice is hereby given, in accordance with Section 40 of the Country Housing Act 1998 that the standard rate of interest to apply for assistance provided under this act is 7.00% effective from 1st May, 2001.

TOM STEPHENS MLC, Minister for Housing.

ELECTORAL COMMISSION

EL401**ELECTORAL ACT 1907****GRAIN MARKETING ACT 1975****THE GRAIN POOL OF WA DIRECTOR ELECTION NOTICE**

Election of Officers pursuant to section 6 of the *Electoral Act 1907*, Section 9(2)(a) of the *Grain Marketing Act 1975* and *The Grain Pool of W.A. (Elections) Regulations 1976*

In accordance with regulation 7 of *The Grain Pool of W.A. (Elections) Regulations 1976*, notice is hereby given that an election of one Director of The Grain Pool of W.A. from Electoral Zone 6 and one Director of The Grain Pool of W.A. from Electoral Zone 7, under paragraph (a) of subsection (2) of section 9 of the *Grain Marketing Act 1975*, will take place at the office of the Returning Officer on Wednesday, 11 July 2001 closing at 10.00am on that day.

Nominations are required to be made in accordance with The Grain Pool of WA Regulations and must be received by the Returning Officer at his office before 12.00 noon on Wednesday, 30 May 2001.

HOW TO LODGE NOMINATIONS**• By Hand—**

Western Australian Electoral Commission
Level 2, AXA Centre
111 St George's Terrace
PERTH WA 6000

• By Post—

GPO Box F316
PERTH WA 6841

• By Fax—

9226 0577

Nomination forms are available either from The Grain Pool of WA, 172-176 St George's Terrace, Perth or at the Western Australian Electoral Commission. Originals of faxed nominations must be mailed or hand-delivered to the Returning Officer.

LOUIS ZAMPOGNA, Returning Officer.

EL402*

ELECTORAL ACT 1907**APPOINTMENT OF RETURNING OFFICER**

In accordance with sections 6 and 9 of the *Electoral Act 1907*, the following person has been appointed Returning Officer for the District of Nedlands by-election:

District of Nedlands—

John Tonkin

Tel: 9214 0448; Mob: 0404 813 248

Dr KENNETH W. EVANS, Electoral Commissioner.

HERITAGE COUNCIL

HR401*

HERITAGE OF WESTERN AUSTRALIA ACT 1990**NOTICE OF ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES**

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

Schedule 1

Description of Place

Bathurst Lighthouse & Quarters at Bathurst Point, Rottne Island; Swan Loc 3081, being the whole of the land comprised in C/T V 1046 F 243 & That portion of Swan Loc 10976, being part of CR 16713 & being part of the land comprised in CLR V 3096 F 976 as together are defined in HCWA survey drawing No 0517 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Day Cottage on Day Road, Rockingham; That portion of Lot 1 on Diagram 37651, being part of the land comprised in C/T V 254 F 30A as is defined in HCWA survey drawing No. 4015 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Glengarry Station Complex at Glengarry Road, Moonyoonooka; Those portions of Victoria Loc 282, being part of the land comprised in C/T V 2062 F 447; Victoria Loc 15, being part of the land comprised in C/T V 2062 F 443; Victoria Loc 372, being part of the land comprised in C/T V 2062 F 446; Victoria Loc 9, being part of the land comprised in C/T V 2062 F 441 & Victoria Loc 1654, being part of the land comprised in C/T V 1558 F 142, as together are defined in HCWA survey drawing No. 3726 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Model Brick Home at 6 The Boulevard, Floreat; Lot 3 on Plan 5659, being the whole of the land comprised in C/T V 90 F 10A.

No. 1 Pumping Station Museum off Mundaring Weir Road, Mundaring; Swan Loc 12544, being part of CR 5342 & being part of the land comprised in CLR V 3106 F 535.

OTC Satellite Earth Station (fmr) (Firstly) Lot 40, the subject of Diagram 90156, being the whole of the land comprised in C/T V 2073 F 882 & (secondly) those portions of Gascoyne Locs 273 and 472, being part of CR 26193 & being part of the land comprised in CLT V 3117 F 266 & (thirdly) those portions of Lot 30 on Plan 15993, being part of the land comprised in C/T V 2073 F 883, Lot 31 on Plan 15993, being part of the land comprised in C/T V 2064 F 131 & Lot 28 on Plan 15963, being part of the land comprised in C/T V 1795 F 858 & that portion of Road Reserve as together are defined in HCWA survey drawing No. 0472 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Point Moore Lighthouse at Willcock Drive, West End; Lot 1 on Diagram 69574, being the whole of the land comprised in C/T V 1793 F 986.

Trafalgar House at 15 Barsden Street, Cottesloe; Portion of Lot 45 on Diagram 16385, being the whole of the land comprised in C/T V 2135 F 571 & Lot 13 on Plan 3639, being the whole of the land comprised in C/T V 684 F 16.

Warden's Court (fmr) at 62-70 Bayley Street, Coolgardie; Coolgardie Lot 2231, being CR 2446 & being the whole of the land comprised in CLR V 3104 F 531.

4 May 2001.

IAN BAXTER, Director, Office of the Heritage Council.

JUSTICE

JM401

DISTRICT COURT OF WESTERN AUSTRALIA ACT 1969

(Sittings at Rockingham, Busselton, Meekatharra and Fremantle for 2001)

Pursuant to the powers conferred by the *District Court of Western Australia Act 1969* I hereby appoint the following sittings of the District Court at Fremantle, Rockingham, Busselton and Meekatharra for the year 2001.

Place	Jurisdiction	Commencing Day	
Rockingham	Criminal	Thursday	17 May
		Monday	25 June
		Monday	23 July
		Monday	20 August
		Monday	17 September
		Monday	15 October
		Monday	12 November
		Monday	10 December
		Fremantle	Criminal
Monday	16 July		
Monday	20 August		
Monday	17 September		
Monday	15 October		
Monday	19 November		
Monday	17 December		
Busselton	Criminal	Monday	27 August
		Monday	22 October
Meekatharra	Criminal	Tuesday	12 June
		Tuesday	16 October

The Court will be held from 10.00 am on each day of sitting unless otherwise stated.

Dated the 30th day of April 2001.

KEVIN HAMMOND, Chief Judge.

LAND ADMINISTRATION

LA401

LAND ACT 1933 FORFEITURES

Department of Land Administration.

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

Dated: 27 April 2001.

GRAHAME SEARLE, A/Chief Executive Officer.

Name	Licence	District	Reason	Corres. Number	Plan
Hills, Marlene Hills, Barry	96/1998	Rocky Gully Lot 72	Non compliance with conditions	605-1966	Rocky Gully Townsite
Mirimax Pty Ltd	135/1997	Roebourne Lot 766	Non compliance with conditions	904-1991	BJ65(2) 10.26

LA402*

LAND ADMINISTRATION ACT 1997 INSTRUMENT OF DELEGATION

DOLA 1507/996 v4

I, Alannah MacTiernan, MLA, Minister for Lands, acting in accordance with section 9 of the *Land Administration Act 1997*, hereby delegate to the officers of the Department of Land Administration listed by position title in the following schedule, the powers and duties under Schedule 3 of the *Land Administration Act 1997* listed in the attached schedule in relation to pre -1933 legislation (as that term is defined in clause 1 Schedule 3 and section 283 of the *Land Administration Act 1997*).

ALANNAH MACTIERNAN MLA, Minister for Lands.

LAND ADMINISTRATION ACT 1997**SCHEDULE TO INSTRUMENT OF DELEGATIONS : POWERS UNDER SCHEDULE 3
TO THE LAND ADMINISTRATION ACT (CROWN GRANTS, CROWN RESERVES,
AND CROWN LEASES MADE OR CREATED UNDER PRE -1933 LEGISLATION)**

Position	Summary of Powers Delegated
Chief Executive Officer	Various Ministerial powers in relation to arrangements for transition or completion of actions relating to tenures created under pre -1933 legislation, including consents to dealings
Director, Government Land Services	Various Ministerial powers in relation to arrangements for transition or completion of actions relating to tenures created under pre -1933 legislation, including consents to dealings
Manager, Government Land Outcomes	Various Ministerial powers in relation to arrangements for transition or completion of actions relating to tenures created under pre -1933 legislation, including consents to dealings
Director, Service Delivery	Various Ministerial powers in relation to arrangements for transition or completion of actions relating to tenures created under pre -1933 legislation, including consents to dealings
Manager, Land Administration Services	Various Ministerial powers in relation to arrangements for transition or completion of actions relating to tenures created under pre -1933 legislation, including consents to dealings
All Regional Managers	Various Ministerial powers in relation to arrangements for transition or completion of actions relating to tenures created under pre -1933 legislation, including consents to dealings
All Team Leaders	Various Ministerial powers in relation to arrangements for transition or completion of actions relating to tenures created under pre -1933 legislation, including consents to dealings
All Project Officers (Level 4)	Various Ministerial powers in relation to arrangements for transition or completion of actions relating to tenures created under pre -1933 legislation, including consents to dealings

LOCAL GOVERNMENT

LG401**CITY OF BELMONT****Appointment of Authorised Person**

It is hereby notified for public information that effective from 24th April 2001, the person listed hereunder has been appointed an "authorised person" in accordance with Section 9.10 of the Local Government Act 1995 and are hereby authorised to exercise powers in accordance with the following Acts, Regulations and Local Laws—

- Local Government (Parking for Disabled Persons) Regulations 1996
- City of Belmont—Parking and Parking Facilities Local Laws

This authorisation is confined to the Belmont Forum Shopping Centre Parking Stations (Parking Station No. 1 and Parking Station No. 2) as constituted by Council resolution on 14th August 2000.

Authorised Person—

- Russell Edwin Malden

BRUCE GENONI, Chief Executive Officer.

LG402

CITY OF BELMONT

Appointment of Authorised Person

It is hereby notified for public information that Peter Clarke has been appointed an Authorised Officer for the City of Belmont, effective from 24th April 2001, and is an officer authorised to exercise the powers in accordance with the following Acts, Regulations and Local Laws—

- Local Government Act 1995
- Control of Vehicles (Off Road Areas) Act 1978 and Regulations
- Litter Act 1979 and Regulations
- Dog Act 1976 (As Amended) and Regulations
- Local Government “Parking for Disabled Persons” Regulations 1996
- City of Belmont Local Laws Relating to Parking Facilities
- City of Belmont Local Laws Relating to Dogs
- All other Council Local Laws or Regulations administered or enforced by the City of Belmont

BRUCE GENONI, Chief Executive Officer.

LG403**DOG ACT 1976***City of Belmont*

Appointment of Authorised Person and Registration Officer

It is hereby notified for public information that Peter Clarke has been appointed an Authorised Person and Registration Officer pursuant to the Dog Act 1976 (as amended).

This appointment is effective as from 24th April 2001.

BRUCE GENONI, Chief Executive Officer.

LG404**LOCAL GOVERNMENT ACT 1995***Shire of Coolgardie*

Appointment of Authorised Officers

It is hereby notified for public information that Edward Andrew Czaplinski has been appointed as an authorised officer in accordance with Section 9.10 of the *Local Government Act 1995* and is hereby authorised to exercise powers in accordance with the following Acts, Regulations and Local Laws—

- Caravan Parks and Camping Grounds Act 1995
- Dog Act 1976 and Regulations
- Litter Act 1979 and Regulations
- Local Government (Miscellaneous Provisions) Act 1960
- Local Government Act 1995
- Control of Vehicles (Off-Road Areas) Act 1978

It is hereby notified for public information that Tara Amy Harding has been appointed as an authorised officer in accordance with Section 9.10 of the *Local Government Act 1995* and is hereby authorised to exercise powers in accordance with the following Acts, Regulations and Local Laws—

- Dog Act 1976 and Regulations

The following appointments are hereby cancelled—

- Alison Louise Ryan
- Anne Hanlon

LG405***SHIRE OF RAVENSTHORPE****Authorised Persons**

It is hereby notified for public information that Terence Geoffrey Dyer, David Conrad Gardiner, Ian Trevor Murdock and Bilal Akhtar have been appointed as authorised officers to the following positions in accordance with the various Acts and Regulations as detailed hereunder as from 1 May 2001—

1. Ranger authorised to exercise powers in accordance with the Local Government Act 1995
2. Dog Control in accordance with the provisions of the Dog Act 1976—Regulations and Amendments
3. Litter Control in accordance with the provisions of the Litter Act 1979 and under the Local Government Act 1995—Regulations and Amendments
4. Exercise control under Part XX of the Local Government Act 1960
5. Control of Off-Road vehicles under Section 39(3) of the Control of Vehicles (Off-Road) Act 1978
6. Appointed as a Registration Officer under the provisions of the Dog Act 1976
7. Authorised Officer to exercise powers in accordance with the Caravan and Camping Grounds Act 1995

The appointment of Brian Raymond Hulland is revoked.

It is also hereby noted that Karel Lynne McLean, Bree Elizabeth Kent and Denise Charmaine Wolfenden have been appointed as Registration Officers under the provisions of the Dog Act 1976 and are authorised persons in accordance with Sections 29(1) and 45A of the Dog Act 1976.

T. G. DYER, Chief Executive Officer.

LG406***DOG ACT 1976***Shire of Augusta-Margaret River*

It is hereby notified for public information that the following persons have been appointed as registration officers pursuant to the Dog Act 1976—

Emma Anne Bolton
Michelle Elizabeth Edwards
Vicki Joy Scott
Sharon Lee Nedeljkovich
Beverly Dawn York
Tamara Kathiravelu

The appointments of Ruth Ann Harrison and Coralie Dawn Wind are hereby cancelled.

IAN BODILL, Chief Executive Officer.

LG407**LOCAL GOVERNMENT ACT 1995***Shire of Quairading***APPLICATION FOR REVESTMENT OF LAND IN THE CROWN**

Notice of intent is hereby given that Council will make application to the Minister for Local Government in accordance with section 6.74 of the Local Government Act 1995 to have the following land revested in the Crown—

Name of owners and all other persons appearing to have an estate of interest in the land	Description of land referred to, including title references
Rose Bud Spence	Lot 79 Kent Street, Dangin Volume 810 Folio 139

The above mentioned person to whom this notice is addressed may, within 30 days of the date of this notice, lodge an objection to the revestment.

GRAEME A. FARDON, Chief Executive Officer,
Shire of Quairading, PO Box 38,
Quairading WA 6383.

MINERALS AND ENERGY

MN101*CORRECTION*

The notices at pages 2220 and 2221 of the *Government Gazette* dated 27 April 2001 to be corrected as follows—

L24/29—Paddington Gold Pty Ltd
L26/139—Roehampton Development Pty Ltd

to

MINING ACT 1978

NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Minerals and Energy,
Kalgoorlie WA 6430.

In accordance with Regulation 49(2)(c) of the Mining Act 1978, notice is hereby given that the Miscellaneous Licence are liable to forfeiture under the provisions of Section 96(1)(a) for breach of covenant, viz. non payment of rent.

P. G. MALONE (SM), Warden.

To be heard in the Warden's Court, Kalgoorlie on the 7th June 2001.

BROAD ARROW MINERAL FIELD

L24/29—Paddington Gold Pty Ltd

EAST COOLGARDIE MINERAL FIELD

L26/139—Roehampton Development Pty Ltd

MN401**MINING ACT 1978**

NOTICE OF INTENTION TO FORFEIT

Department of Minerals and Energy,
Perth WA 6000.

In accordance with Regulation 50(b) of the Mining Act 1978, notice is hereby given that unless the rent due on the undermentioned tenements are paid on or before 28 May 2001 it is the intention of the Hon Minister for State Development under the provisions of Section 97(1) of the Mining Act 1978 to forfeit such for breach covenant, viz. non payment of rent.

L. C. RANFORD, Director General.

Number	Holder	Mining Leases	Mineral Field
15/754	Spinifex Gold NL		Coolgardie
20/188	Central Exchange Ltd		Murchison
24/484	Gutnick Resources NL		Broad Arrow
25/58	Manor Resources NL		East Coolgardie
25/59	Manor Resources NL		East Coolgardie
25/149	Bulong Nickel Pty Ltd		East Coolgardie
	Bulong Operations Pty Ltd		
29/90	Lincoln Areas NL		North Coolgardie
37/387	Triton Corporation Ltd		Mt Margaret
38/375	Jadetex Minerals Pty Ltd		Mt Margaret
	Pineview Pty Ltd		

MN402**MINING ACT 1978**

Department of Minerals and Energy,
Perth WA 6000.

I hereby declare in accordance with the provisions of Section 97(1) of the Mining Act 1978 that the undermentioned mining leases are forfeited for breach of covenant viz. failure to comply with the prescribed expenditure conditions.

CLIVE BROWN MLA, Minister for State Development;
Tourism; Small Business; Goldfields-Esperance.

Number	Holder	Mineral Field
15/285	Gemmacon Pty Ltd	Coolgardie
74/103	Bloxside, Cynthia Wynthia Burton, Adrian Decimus Burton, Ernest Michael Burton, Perry Fyfe, Barbara May Laidler, Bo	Phillips River

MN403**MINING ACT 1978**

Department of Minerals and Energy,
Perth WA 6000.

I hereby declare in accordance with the provisions of Sections 96A(1) and 97(1) of the Mining Act 1978 that the undermentioned Exploration Licence is forfeited for breach of covenant viz. failure to comply with the prescribed expenditure conditions.

CLIVE BROWN MLA, Minister for State Development;
Tourism; Small Business; Goldfields-Esperance.

Number	Holder	Mineral Field
28/569	Anvil Mining NL	North East Coolgardie

MN404**MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Minerals and Energy,
Norseman.

In accordance with Regulation 49(2)(c) of the Mining Act 1978, notice is hereby given that the licences are liable to forfeiture under the provision of Section 96(1)(a) for breach of covenant, viz. non payment of rent.

JERRY PACKINGTON (SM).

To be heard in the Warden's Court, Norseman on Tuesday, 3rd July 2001.

DUNDAS MINERAL FIELD

P63/928—Deltel Pty Ltd
L36/46—Australasian Gold Mines NL
P63/925—Deltel Pty Ltd
P63/983—Donna Marie Edwards; Murchison Resources Pty Ltd
P63/984—Donna Marie Edwards; Murchison Resources Pty Ltd
P63/985—Donna Marie Edwards; Murchison Resources Pty Ltd
P63/986—Donna Marie Edwards; Murchison Resources Pty Ltd
P63/987—Donna Marie Edwards; Murchison Resources Pty Ltd
P63/988—Donna Marie Edwards; Murchison Resources Pty Ltd
P63/989—Donna Marie Edwards; Murchison Resources Pty Ltd
P63/979—Peter Ronald Gibson
P63/1081—Royce, William Allen
P63/1082—Royce, William Allen
P63/1083—Royce, William Allen

MN405**MINING ACT 1978**

Department of Minerals and Energy,
Perth WA 6000.

I hereby declare in accordance with the provisions of Sections 96A(1) and 97(1) of the Mining Act 1978 that the undermentioned mining tenements are forfeited for breach of covenant viz. non payment of rent.

CLIVE BROWN MLA, Minister for State Development;
Tourism; Small Business; Goldfields-Esperance.

Number	Holder	Exploration Licences	Mineral Field
59/823	Westland Gold NL		Yalgoo
59/897	Johnston, Timothy Edward		Yalgoo
80/2370	Aurich Pty Ltd		Kimberley
		Mining Lease	
77/938	Wildtime Investments Pty Ltd		Yilgarn
		Gold Mining Lease	
15/6699	Sayers, Bernard Stephen		Coolgardie

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

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF DALWALLINU

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 10

Ref: 853/3/5/1 Pt 10

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning and Infrastructure approved the Shire of Dalwallinu Town Planning Scheme Amendment on 25 April 2001 for the purpose of—

1. Reclassifying Portion Reserve 7718 (Lot 106) South Street, Dalwallinu from 'Residential (R10/R30)' to 'Public Purposes—Hospital' and 'Recreation', and from 'Special Use—Ambulance Depot' to 'Residential (R10/R30)', as more clearly shown on the Scheme Amendment Map.
2. Removing the 'Policy Area B' designation from the Scheme Map.

R. T. ALLAN, President.
W. T. ATKINSON, Chief Executive Officer.

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

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF LEONORA

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 8

Ref: 853/11/9/1 Pt 8

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning and Infrastructure approved the Shire of Leonora Town Planning Scheme Amendment on 25 April 2001 for the purpose of—

1. Amending Clause 3.1 of the Scheme to make reference to a new zone, "Mining Accommodation", in the following manner

"3.1 Scheme Zones

The Scheme area is divided into eight (8) zones as set out hereunder—

Residential

Town Centre

- Industrial
 - Special Sites
 - Rural
 - Rural A
 - Gwalia Historic Precinct
 - Mining Accommodation
2. Adding the "Mining Accommodation" zone to the head of Table 3.3 'Zoning Table' and introducing the below listed land uses which are permissible. All other land uses not mentioned below are not permitted within the "Mining Accommodation" zone.
 - Mining Accommodation—P;
 - Office—IP;
 - Ancillary Liquor Establishment—IP.
 3. Amending Part IV—General Provisions by renumbering clauses and associates subclauses as follows—
 - 4.1 Residential Planning Codes;
 - 4.2 Special Application of Residential Planning Codes;
 - 4.3 Town Centre Zone;
 - 4.4 Industrial Zone;
 - 4.5 Mining Accommodation Zone;
 - 4.6 Rural A Zone;
 - 4.7 Gwalia Historic Precinct Zone
 4. Deleting existing Clause 4.2.2 and inserting a new Clause 4.5.1 as follows—
 - 4.5.1 "Development of land for mining accommodation is subject to the planning approval of Council and any conditions imposed by Council relating to standards including buildings, facilities, carparking and landscaping, and may include as a condition a time limit on development."
 5. Replacing existing Clauses 4.1.1, 4.1.2, 4.1.3, 4.1.4, 4.1.5 and 4.1.6 with the following—
 - 4.1 Residential Planning Codes
 - 4.1.1 For the purpose of this Scheme "Residential Planning Codes" means the Residential Planning Codes set out in Appendix 2 to Statement of Planning Policy No. 1, together with any amendments thereto.
 - 4.1.2 A copy of the Residential Planning Codes, as amended, shall be kept and made available for public inspection at the offices of the Council.
 - 4.1.3 Unless otherwise provided for in the Scheme, the development of land for any of the residential purposes dealt with by the Residential Planning Codes shall conform to the provisions of those Codes.
 - 4.1.4 The Residential Planning Code density applicable to land within the Scheme Area shall be determined by reference to the Residential Planning Codes density number superimposed on the particular areas shown on the Scheme maps as being contained within the solid black line borders, or where such an area abuts another area having a Residential Planning Code density, as being contained within the centreline of those borders.
 6. Adding two new sub-clauses under Clause 4.2 Residential Zone, to read as follows—
 - "4.2.1 Within residential zones of the Scheme coded R10/20 or R12.5/20, single houses may be developed to the standards of the R10 code or the R12.5 code as appropriate, and grouped dwellings may be permitted at the discretion of Council to standards of the R20 code if reticulated sewerage is provided or Council is satisfied that on-site effluent disposal will function satisfactorily on a permanent basis."
 - "4.2.2 Special applications of the Residential Planning Codes. Notwithstanding the provisions of the R10 code, Council may permit the primary street setback to be reduced to 6.0 metres."
 7. Adding a new sub-clause under 4.3 Town Centre Zone, to read as follows—
 - "4.3.2 In the zone multiple dwellings may be permitted at the discretion of Council to standards of the R40 code following advertisement in accordance with Clause 6.2 and connection to reticulated sewerage."
 8. Amending Table 1—Zoning Table by deleting the following land use classes and re-numbering the remaining use classes accordingly—
 - Boarding House;
 - Community House;
 - Hostel;
 - Institutional Home;
 - Attached House;
 - Shared Dwelling
 - Wine House

9. Amending Table 1—Zoning Table by adding the following land use classes and associated symbols—
 - (a) 'Ancillary Accommodation': 'AA' use in "Residential", "Rural" and "Rural A" zones.
 - (b) 'Shop':—'AA' use in "Gwalia Historic Precinct" zone.
 - (c) 'Grouped Dwellings': 'AA' use in "Residential" and "Town Centre" zones.
 - (d) 'Multiple Dwellings': Delete use from "Residential" zone.
10. Deleting clause 7.7 and replacing with clauses 2.4 and 2.5 of the Model Scheme Text.
11. In Schedule 1—Interpretations
 - (a) Delete reference to temporary accommodation and replace with—
"Mining Accommodation: means transportable buildings or caravans provided by companies engaged in the mining industry for employees or persons connected with the industry which are permanently affixed to the site and which may include catering facilities for residents but does not include—
 - (i) a dwelling or residential building as defined in the Residential Planning Codes
 - (ii) a motel, hostel, or caravan located in a zoned caravan park."
 - (b) Add the following definition—
Ancillary Accommodation—means self-contained living accommodation as defined in the Residential Planning Codes.
 - (c) Add the following definition—
Ancillary Liquor Establishment—means premises licensed under the Liquor Licensing Act 1988 for "Special Facilities" and used to sell liquor for consumption on the premises.
12. Modifying Schedule 2—Special Sites, in the following manner—
 - (a) Delete Leonora Lot 928 (Drive in Theatre)
 - (b) Amend the location details for the Caravan Park to read: "Leonora Lot 42—Caravan Park".
13. Modifying the Scheme Maps in the following manner—
 - (a) Removing the "Other Government Uses" reserve from Lots 996 and 997 and zoning the Lots "Mining Accommodation".
 - (b) Rezone Lots 921, 994 and 991 Hall Street from "Industrial" zone to "Mining Accommodation" zone.
 - (c) Rezone Lots 1126 Otterburn Street from "Industrial" zone to "Mining Accommodation" zone.
 - (d) Rezone Lot 928 Leonora from "Special Site" zone to "Rural" zone.
 - (e) Rezone Lot 885 Tower Street from "Industrial" zone to "Residential" zone.
 - (f) Removing the "Industrial" zoning from Lots 886, 887, 888, 889, 890, 891, 892 and 893 Tower Street and including these lots in a "Parkland" Reserve.
 - (g) Removing the Recreation Reserve from Lot 590 Forest Street and rezoning the lot to "Industrial" zone.
 - (h) Recode land within the "Residential" zone to—
 - R10/20 and R12.5/20 as depicted in the "Proposed Zoning Map".
 - (i) Introduce a Residential Density code of R20/40 for the "Town Centre" zone as more clearly depicted in the "Proposed Zoning Map".

R. J. LOCKYER, President.
J. G. EPIS, Chief Executive Officer.

PD403*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF SERPENTINE-JARRAHDAL

TOWN PLANNING SCHEME No. 2—AMENDMENT No. 103

Ref: 853/2/29/3 Pt 103

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning and Infrastructure approved the Shire of Serpentine-Jarrahdale Town Planning Scheme Amendment on 25 April 2001 for the purpose of—

1. Amending Appendix 6—Additional Uses of Town Planning Scheme No. 2 to contain:
2. (a) Lot 28 Kellet Drive, Oakford.
- (b) Fish farming and the Commercial growing of plants/trees.

J. C. STAR, President.
D. E. PRICE, Chief Executive Officer.

PD404**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

TOWN OF VICTORIA PARK

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 4

Ref: 853/2/32/2 Pt 4

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 that the Hon Minister for Planning and Infrastructure approved the Town of Victoria Park Town Planning Scheme Amendment on 25 April 2001 for the purpose of—

Amending the Town of Victoria Park Town Planning Scheme No. 1 Policy Manual by—

1. Deleting Policy No. 3.10 Vehicle Access to Dwellings Via a Right-of-Way and replacing it with a new Policy No. 3.10 Vehicle Access to Properties Via a Right-of-Way which reads as follows—

“3.10. VEHICLE ACCESS TO PROPERTIES VIA A RIGHT-OF-WAY**3.10.1. AIM**

Determination of the circumstances under which the Council may permit vehicle access to be provided to a property via a right-of way.

3.10.2. POLICY

- a) Approval will be granted for vehicular access to a lot adjoining a right-of-way provided—

- i. The property has legal access to the right-of-way and the onus is upon the applicant to demonstrate that legal access exists;

- ii. a) the whole or portion of the right-of-way is already asphalt or concrete paved and drained from a street up to and along the rear of the property (as identified in the Right-of-Way Strategy Plan as adopted by Council); or

- b) the whole or portion of the right-of-way is to be paved and drained by Council in the current financial year and in the interim right-of-way is trafficable by a two wheeled drive vehicle; or

- c) the whole or portion of the right-of-way is unsealed but has no long term prospect for closure (as identified in a Right-of-Way Strategy Plan as adopted by Council) due to the fact that it provides essential means of vehicular access to existing development abutting the right-of-way; and

- iii. Access complies with the following requirements—

- a) in respect to residential development abutting a right-of-way separate pedestrian/service access must be provided to the street alignment. A minimum width of 1.0 metre may be accepted where a site is constrained by existing buildings worthy of retention but in all other cases, a minimum width of 1.5 metres will be required;

- b) any carport/garage or car parking bay must be located in order to provide a minimum access manoeuvring dimension of 6 metres including the width of the right-of-way in accordance with the normal manoeuvring requirements for right angle car parking bays;

- c) any carport/garage or building structure relying on access from the right-of-way should under all circumstances be set back a minimum distance of 1.0 metre from the right-of-way and provide a 1.0 metre by 1.0 metre site line truncation at the property boundary to ensure adequate visibility and to provide limited opportunity for vehicles to pass within the right-of-way; and

- d) where the whole or portion of right-of-way providing access to the property is unsealed and has no long term prospect for closure (as identified in a Right-of-Way Strategy Plan as adopted by Council) the applicant/owner of the property is required to make a financial contribution to the future construction and drainage of the right-of-way to an ultimate standard of asphalt or concrete paving, based on a pro-rata contribution. The pro-rata contribution is to be based on the cost of constructing half the width of the right-of-way which abuts the total length of the common boundary or boundaries of the lot with the right-of-way and the contribution will be on a rate per lineal metre of construction determined by Council's Technical Services Division and reviewed on an annual basis.

(The contributions made will be held in a designated fund for the construction of rights-of-way and in the interim Council will undertake to maintain or improve the right-of-way to a serviceable and trafficable standard).

- b) Where an application is made for vehicular access to a lot adjoining a right-of-way and that right-of-way or portion of right-of-way is currently the subject of closure action or potentially could be closed at some time in the future (as identified in a Right-of-Way Strategy Plan adopted by Council) the application is to be referred to Council for determination and part of Council's assessment to determine whether access should be permitted will involve consultation with all the owners/occupiers of land abutting the right-of-way.”

2. Inserting Policy No. 4.10 Telecommunications Facilities which reads as follows—

“4.10. TELECOMMUNICATIONS FACILITIES

4.10.1. AIM

Determination of the circumstances under which the Council may permit telecommunications facilities to be located within the municipality.

4.10.2. POLICY

a) Telecommunications facilities not classified as a “low-impact facility” are required to obtain town planning approval in accordance with the Town of Victoria Park Town Planning Scheme No. 1.

b) Planning applications must be accompanied by—

- i. all information required as part of any application for town planning approval under the provisions of the Town Planning Scheme No. 1;
- ii. information pertaining to co-location with existing facilities to be submitted with applications for development of telecommunication facilities.
All applications will be referred to an independent consultant engaged by Council at the applicant’s cost for co-location feasibility assessment;
- iii. a photo montage to assist Council in assessing the impact of the proposed facility on streetscape and the visual amenity of the locality; and
- iv. certification that the emission levels from the proposed facility does not exceed the Australian Standard AS 2772.1 (Radio Frequency Radiation—Maximum Exposure Levels).

c) As a telecommunications facility is a use not listed in the Use Class Table of the Town Planning Scheme No. 1, the Scheme requires that it be subject to the requirements of clause 37—Determination of an Application of an Unlisted Use.

d) Clause 37 also requires that the Council cannot grant planning approval for a development which involves an unlisted use unless it has been advertised in accordance with clause 35. In this respect, Policy 2.2 of the Policy Manual lists the advertising procedures. The applicant is required to—

- i. consult with all owners/occupiers of land within a 100 metre radius of the boundaries of the site the subject of the application by letter; and
- ii. follow the procedures in Policy 2.2 of the Policy Manual.”

3. Inserting Policy No. 4.11 Satellite Dishes which reads as follows—

“4.11. SATELLITE DISHES

4.11. 1. AIM

Determination of the circumstances under which the Council may permit satellite dishes to be located on properties within residential and non-residential zones.

4.11.2. POLICY

a) Applications for satellite dishes on land zoned for Residential purposes under the Town Planning Scheme No. 1 will be assessed based on the following requirements—

- i. roof mounted satellite dishes greater than 1.0 metre and less than 1.5 metres in diameter will only be approved in circumstances where it can be demonstrated that they do not adversely affect the visual amenity of the adjoining area and do not extend beyond the roof ridge line and are not located within street setbacks; and
- ii. satellite dishes greater than 1.5 metres in diameter are required to be located at ground level, with a maximum height of three (3) metres

and should be located or screened such that they are not visible from any street.

b) Applications for satellite dishes on land zoned for other than Residential purposes under the Town Planning Scheme No. 1 will be assessed based on the following requirements—

- i. roof mounted satellite dishes greater than 1.0 metre and less than 2.0 metres in diameter will only be approved in circumstances where it can be demonstrated that they do not adversely affect the visual amenity of the adjoining area and do not extend beyond the roof ridge line and are not located within street setbacks;
- ii. satellite dishes greater than 2.0 metres in diameter are required to be located at ground level, with a maximum height of three (3) metres and should be located or screened such that they are not visible from any street; and
- iii. where the non-residential zoned land abuts residential zoned land the satellite dish must not be visible from or adversely impact upon the amenity of the residential zoned land.”

J. A. LEE, Mayor.
J. BONKER, Chief Executive Officer.

PD405*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

METROPOLITAN REGION SCHEME

NOTICE OF RESOLUTION

CLAUSE 32 (No 58)

DEVELOPMENT OF METROPOLITAN CENTRES

File: 810-2-1-1; 810-2-1-6

The Western Australian Planning Commission (the Commission) acting pursuant to clause 32 of the Metropolitan Region Scheme (MRS) has resolved to—

- (1) Revoke the resolution made by the Commission, pursuant to clause 32 of the MRS, and published in the Government Gazette on 28 November 1997 relating to Development of Metropolitan Centres.
- (2) Require local governments in the areas covered by the MRS to refer for determination by the Commission applications under clause 28 of the MRS for approval to commence and carry out development relating to a building or extensions to a building used for shopping or metropolitan centre purposes, in the case of—
 - (i) strategic regional centre developments, where approval of the proposal would result in the shopping floorspace of the centre exceeding 80,000 m² net lettable area or unless the proposal accords with the shopping floorspace specified in any structure plan, centre plan or Local Planning Strategy endorsed by the Commission or in a town planning scheme; or
 - (ii) regional centre developments, where approval of the proposal would result in the shopping floorspace of the centre exceeding 50,000 m² net lettable area or unless the proposal accords with the shopping floorspace specified in any structure plan, centre plan or Local Planning Strategy endorsed by the Commission or in a town planning scheme; or
 - (iii) district centre developments, where approval of the proposal would result in the shopping floorspace of the centre exceeding 15,000 m² net lettable area or unless the proposal accords with the shopping floorspace specified in any structure plan, centre plan or Local Planning Strategy endorsed by the Commission or in a town planning scheme; or
 - (iv) neighbourhood and local centre developments, where approval of the proposal would result in the shopping floorspace of the centre exceeding 4500 m² net lettable area or unless the proposal accords with the shopping floorspace specified in any structure plan, centre plan or Local Planning Strategy endorsed by the Commission or in a town planning scheme; or
 - (v) traditional “main street” centre developments in a strategic regional centre, regional centre or district centre (in respect to the floorspace specified in (i) to (iii) above) where approval of a proposal would result in the additional shopping floorspace of the centre exceeding 1000 m², or where the additional net total of shopping floorspace from such developments in any one centre would exceed 2500 m² in one calendar year, above the Shopping Floorspace Guide in Appendix 1 of Statement of Planning Policy No 9 or any centre plan or Local Planning Strategy endorsed by the Commission; or
 - (vi) proposed office and community uses, and retail types contrary to the requirements of Appendix 1 of Statement of Planning Policy No 9 or proposed office and community uses, and retail types which the responsible local government considers appropriate for centres in a higher level in the hierarchy.
- (3) For the purpose of this resolution—

“centre plan” means a plan showing coordination, integration and mix of uses of the centre;

“district centre” means a centre designated as such in the Statement of Planning Policy No 9 or any Local Planning Strategy endorsed by the Commission;

“hierarchy of centres” for the purpose of this resolution, means centres ranging from strategic centres at the highest level in the hierarchy to regional centres, to district centres, and neighbourhood and local centres at the lowest level in the hierarchy;

“Local Planning Strategy” means a document and plan setting out a local government’s broad vision and the longer term directions for land use and development as required under Regulation 12A of the Town Planning Regulations 1967;

“net lettable area” means the area of all floors within the internal finished surfaces of permanent walls but excludes the following areas—

- (a) all stairs, toilets, cleaners’ cupboards, lift shafts and motor rooms, escalators, tea rooms, and plant rooms, and other service areas;
- (b) lobbies between lifts facing other lifts serving the same floor;
- (c) areas set aside as public space or thoroughfares and not for the exclusive use of the occupiers of the floor or building; and
- (d) areas set aside for the provision of facilities or services to the floor or building where such facilities are not for the exclusive use occupiers of the floor or building;

“neighbourhood centre” and “local centre” mean centres described as such in the Statement of Planning Policy No 9 or any Local Planning Strategy endorsed by the Commission;

“regional centre” means a centre designated as such in the Statement of Planning Policy No 9;

“shopping floorspace” means use for any purpose defined in Appendix 4 of Statement of Planning Policy No 9 but excludes hotels, taverns, nightclubs, and function and reception centres;

“Statement of Planning Policy No 9” means the Statement of Planning Policy No 9—Metropolitan Centres Policy Statement for the Perth Metropolitan Region published in the Special Government Gazette on 17 October 2000;

“strategic regional centre” means a centre designated as such in the Statement of Planning Policy No 9;

“traditional ‘main street’ centre” means a centre designated as such in Appendix 2 in the Statement of Planning Policy No 9 or any Local Planning Strategy endorsed by the Commission.

BRIAN CURTIS, A/Secretary, Western Australian
Planning Commission.

PREMIER AND CABINET

PR401

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Governor in accordance with Section 52(1)(b) of the Interpretation Act 1984 has approved the following temporary appointment in the place of the Hon C. M. Brown MLA in the period 8 to 16 May 2001 (both dates inclusive)—

Minister for State Development; Tourism;
Small Business; Goldfields-Esperance

Hon E. S. Ripper BA DipEd MLA

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

RACING, GAMING AND LIQUOR

RA401

LIQUOR LICENSING ACT 1988

SUMMARY OF LIQUOR LICENSING APPLICATIONS

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

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
8275	Faulkton Pty Ltd	Application for the grant of a Special Facility Licence in respect of premises situated in Subiaco and known as Subiaco Hotel.	30/5/01
8276	Leschenault Community Recreation Association Inc	Application for the grant of a Special Facility Licence in respect of premises situated in Australind and known as Leschenault Leisure Centre.	30/5/01
8270	Barry Edmund Scrivener and Robyn Theresa Meloury	Application for the grant of a Special Facility Licence in respect of premises situated in Henley Brook and known as Black Swan Winery and Café.	23/5/01
8268	Bruno Dimasi & Natalina Angela Dinasi	Application for a Producer—Wine Licence in respect of premises situated in Wokalup and known as To be Advised.	3/6/01

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE— <i>continued</i>			
8263	The Ukrainian Association of Western Australia in Perth Inc	Application for the grant of a Special Facility Licence in respect of premises situated in Bassendean and known as Broadway Function and Arts Centre.	31/5/01
8278	Supergold Enterprises Pty Ltd	Application for the grant of a Restaurant Licence in respect of premises situated in Northbridge and known as Pavarotti Café.	27/5/01

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

HUGH HIGHMAN, Director of Liquor Licensing.

TRANSPORT

TR401*

WESTERN AUSTRALIAN MARINE ACT 1982
CLOSURE OF NAVIGABLE WATERS
WAROONA DAM

Department of Transport,
 Fremantle WA, 4 May 2001.

Acting pursuant to the powers conferred by Section 48A of the Navigable Waters Regulations the Department of Transport by this notice revokes paragraph (1)(b)(23) of Notice MH404 as published in the *Government Gazette* of 25 October 1991 relating to the Water Ski-ing area Shire of Waroona—Waroona Dam and paragraph (b)(20) of Notice MH401 as published in the *Government Gazette* of 25 October 1991 relating to the Restricted Speed Area—Shire of Waroona—Waroona Dam AND SUBSTITUTES the following—

Acting pursuant to the powers conferred by Section 66 paragraph (d) of the Western Australian Marine Act, the Department of Transport closes the following waters to navigation by all craft until further notice—

Waroona Dam—Shire of Waroona
 All of the waters of Waroona Dam.

MICHAEL LINLAY HARRIS, Director General of Transport.

PUBLIC NOTICES

ZZ101

TRUSTEES ACT 1962
NOTICE TO CREDITORS AND CLAIMANTS

Creditors and other persons having claims (to which Section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 4th June 2001 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Bielby, Kathleen Maude, late of 35 Gifford Way, Dianella, died 9/4/01, (DEC33238400DG2).

Carrick, Colin Andrew, late of Brightwater Nursing Home, 2 Walter Road, Inglewood, died 9/4/01, (DEC33245500DG1).

Cude, Frederick, also known as Fred Cude, late of 57 Coode Street, Bayswater, died 9/4/01, (DEC33246100DG2).

Cuzens, Raymond Clarke, late of Unit 16, 38 John Street, North Fremantle, died 2/4/01, (DEC33245700DA2).

Harvey, Dorothy Jean Campbell, late of Gracehaven Nursing Home, Westralia Gardens, Rockingham, died 29/3/01, (DEC33241800DL3).

Holliday, Alan, late of Hamersley Nursing Home, 441 Rokeby Road, Subiaco, died 25/3/01, (DEC33218300DC4).

Holtham, Nancy, late of St Francis Nursing Home, Healy Road, Hamilton Hill, formerly of Hicks Lodge, Rowethorpe, Hillview Terrace, Bentley, died 12/3/01, (DEC33239400DP4).

Hooton, Donald William Ray, late of 9 Boundary Road, Shoalwater, died 19/4/01, (DEC33255400DC3).

Jones, Eric Alfred, late of Windsor Park Nursing Home, 110 Star Street, Carlisle, formerly of 350 Safety Bay Road, Safety Bay, died 31/3/01 (DEC33245600DP1).

King, Mary Ellen, late of 10B Bricknell Road, Attadale, died 10/9/99, (DEC32740500DP3).

Merson, Ray William, late of The Oaks Nursing Home, 2/10 Oakwood Crescent, Waikiki, formerly of 7 Redgum Street, Greenwood, died 24/3/01, (DEC33247900DP4).

Milligan, Ashton James, late of 134 Roberts Street, Joondanna, died 4/3/01 (DEC33238900DS2).

Warriss, Albert Charles Alfred, late of 110 Star Street, Carlisle, died 5/4/01, (DEC33250000DG3).

Westland, Albert John Ritchie, late of Kingsley Retirement Village, 52/186 Twickenham Drive, Kingsley, died 3/3/01 (DEC33240800DC3).

Wilding, Clarence John, late of 21 Strathcona Rise, Bibra Lake, died 7/4/01 (DEC33242200DP3).

Wilson, Cecelia Rose, also known as Robin Wilson, late of Bunbury Nursing Home, 39 Hayes Street, Bunbury, formerly of 273 Blair Street, Bunbury, died 10/4/01, (DEC33253400DS3).

Wiltshire, Helen Dorothy, late of 57 Queen Street, Bayswater, died 27/3/01, (DEC33237700DA1).

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

ZZ201**TRUSTEE ACT 1962**

Claims against the estate of Barrie Ross Key late of 1/36 Beauchamp Street, Albany, Western Australia should be lodged with the Executors, c/- PO Box 485, Albany WA before 1st June 2001 after which date the assets will be distributed having regard only to the claims received.

HAYNES ROBINSON.

WESTERN AUSTRALIA**RETIREMENT VILLAGES ACT 1992**

**Price: \$12.45 Counter Sales
Plus Postage on 132 grams**

RETIREMENT VILLAGES REGULATIONS 1992

***Price: \$4.45 Counter Sales
Plus Postage on 25 grams**

* Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

**BOTANIC GARDENS AND PARKS
AUTHORITY ACT 1998**

**Price: \$7.65 Counter Sales
Plus Postage on 100 grams**

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

**FISH RESOURCES MANAGEMENT
ACT 1994**

**Price: \$19.45 Counter Sales
Plus Postage on 360 grams**

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

ADOPTION ACT 1994

**Price: \$15.85 Counter Sales
Plus Postage on 215 grams**

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

**FINES, PENALTIES AND INFRINGEMENT
NOTICES ENFORCEMENT ACT 1994**

***Price: \$17.65 Counter Sales
Plus Postage on 175 grams**

*Prices subject to change on addition of amendments.

CLAIMS FOR MISSING ISSUES (SUBSCRIPTION ITEMS)

For a claim to be recognised as valid, written notification must be lodged at State Law Publisher, 10 William Street, Perth 6000 within 28 days of publication of the missing item.

Claims lodged after this date will attract payment in full.

STATE LAW PUBLISHER

SUBSCRIPTION CHARGES 2001

All subscriptions are for the period from 1 January to 31 December 2001. Subject to certain limitations, refunds may be allowed if a subscription is cancelled during the year. The prices quoted include postage by surface mail unless stated otherwise.

GOVERNMENT GAZETTE

General *Government Gazettes* are published on Tuesday and Friday of each week, unless disrupted by public holidays or unforeseen circumstances.

Special *Government Gazettes* are published periodically.

All Gazettes	\$
Within WA	728.20
Interstate	754.60
Overseas (airmail)	1,031.00
Bound Volumes of full year	983.40

Electronic Gazette Online

(includes all Gazettes from Jan 1998)

Existing hard copy subscriber	168.30
Electronic Subscription only	561.00

<i>2000 Gazettes on CD ROM</i>	673.20
<i>1999 Gazettes on CD ROM</i>	673.20
<i>1998 Gazettes on CD ROM</i>	673.20

INDUSTRIAL GAZETTE

Industrial Gazette is published monthly.

	\$
Within WA	292.60
Interstate	348.70
Overseas (airmail)	443.00

<i>1999 Gazettes on CD ROM</i>	291.50
<i>1998 Gazettes on CD ROM</i>	291.50

HANSARD

Hansard is printed and distributed weekly during parliamentary sessions.

	\$
Within WA	466.40
Interstate	576.40
Overseas (airmail)	568.00

Bound Volumes of Hansard

Within WA	563.20
Interstate	599.50
<i>1999 Hansards on CD ROM</i>	561.00

STATUTES

Bound Statutes

Bound volumes are posted during March of the following year.

	\$
Within WA	250.80
Interstate	277.20
Overseas	257.00
Half Calf Bound Statutes	689.70

<i>1999 Bound Volumes on CD ROM</i>	249.70
<i>1998 Bound Volumes on CD ROM</i>	249.70

Loose Statutes

Statutes are posted weekly as they become available

	\$
Within WA	268.40
Interstate	277.20
Overseas (airmail)	361.00

Sessional Bills

Bills are posted weekly as they become available

	\$
Within WA	369.60
Interstate	386.10
Overseas (airmail)	525.00

Electronic Statutes Online

Includes all Acts, Regulations, Bills, Acts by year, Index to Statutes, Hansard, etc

	\$
1 st user	660
Between 2 and 10 users (each)	330
More than 10 users (each)	165

Data on CD's is fully indexed and is searchable. Other CD ROM products with legislation or other statutory information can be packaged to individual requirements. Prices are available on request.



2 0 0 1 0 0 0 8 8 6 6