



# WESTERN AUSTRALIAN GOVERNMENT Gazette

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JOHN A. STRIJK, Government Printer.

# — PART 1 —

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## COAL INDUSTRY SUPERANNUATION BOARD

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CZ301\*

Coal Industry Superannuation Act 1989

### Coal Industry Superannuation Amendment Regulations 2002

Made by the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Coal Industry Superannuation Amendment Regulations 2002*.

**2. The regulations amended**

The amendments in these regulations are to the *Coal Industry Superannuation Regulations 1990\**.

[\* Reprinted as at 30 May 1996.

For amendments to 2 April 2002 see 2000 Index to  
Legislation of Western Australia, Table 4, p. 46.]

**3. Regulation 3 amended**

Regulation 3(1) is amended as follows:

- (a) by deleting the definitions of “accrued benefit”, “accrual product” and “accrual rate”;
- (b) by inserting the following definitions in the appropriate alphabetical positions —

“

“**accrued benefit**”, in relation to a member, means  
the amount equal to the benchmark amount  
multiplied by —

- (a) 13% of the period of the member’s  
category A membership while in service  
prior to 1 July 1988; plus
- (b) 12% of the period of the member’s  
category A membership while in service on  
or after 1 July 1988;

“**benchmark amount**” has the meaning given in regulation 7;

“**category A member**” means a person who is a member of category A under regulation 9A;

“**category B member**” means a person who is a member of category B under regulation 9A;

“**discount factor**” means the discount factor determined from time to time by the Board on the advice of the actuary;

“**member’s multiple**”, in relation to a member who has retained a benefit, means the multiple recorded under regulation 22(3) in respect of the member;

”.

**4. Regulation 17 amended**

Regulation 17(2)(c) is amended by deleting “that benefit in the Fund under regulation 22” and inserting instead —

“

the whole of that benefit in the Fund under regulation 22 (without making an election under regulation 22AA(1))

”.

**5. Regulation 18 amended**

Regulation 18(2)(c) is amended by deleting “that benefit in the Fund under regulation 22” and inserting instead —

“

the whole of that benefit in the Fund under regulation 22 (without making an election under regulation 22AA(1))

”.

**6. Regulation 21 amended**

(1) Regulation 21(1) is amended as follows:

- (a) by deleting “or 21A”;
- (b) by deleting paragraphs (a) and (b) and inserting the following paragraphs instead —

“

- (a) if the member retains the whole of the defined benefit component of the benefit in the Fund — the member’s accrued benefit; or
- (b) otherwise — an amount equal to the member’s accrued benefit multiplied by the discount factor.

”.

- (2) Regulation 21(2)(b)(ii) is amended by deleting “that benefit in the Fund under regulation 22” and inserting instead —

“

the whole of that benefit in the Fund  
under regulation 22 (without making an  
election under regulation 22AA(1))

”.

**7. Regulation 21A repealed**

Regulation 21A is repealed.

**8. Regulation 22 replaced**

Regulation 22 is repealed and the following regulations are inserted instead —

“

**22. Retaining benefits**

- (1) A member who is entitled to a benefit under regulation 17, 20, 21 or 21B may, prior to the benefit being paid, request the Board to retain all or part of it in the Fund.
- (2) If a member requests the retention of all or part of the accumulation component of a benefit, the Board is to retain in the member’s accumulation account the portion of that component that the member has elected to retain.
- (3) If a member requests the retention of all of the defined benefit component of a benefit, the Board is to make a record of the multiple of the benchmark amount used to calculate the defined benefit component of the benefit.
- (4) If a member requests the retention of part only of —
  - (a) the defined benefit component of a benefit; or
  - (b) the amount calculated in accordance with regulation 21(1)(b),

(as the case may be) the Board is to credit to the member’s accumulation account, and retain in that account, an amount equal to the portion of that component or amount that the member has elected to retain.

**22AA. Conversion of retained defined benefits to accumulation benefits**

- (1) A member who has retained all of the defined benefit component of a benefit under regulation 22(3) may elect to convert that component to an accumulation benefit.

- (2) If a member makes an election under subregulation (1) the Board is to credit to the member's accumulation account an amount equal to the multiple of —
  - (a) the member's multiple;
  - (b) the benchmark amount as at the date of the conversion; and
  - (c) if the member —
    - (i) became entitled to the benefit under regulation 21(1)(a); and
    - (ii) is under 55 years of age on the date of the conversion,the discount factor.
- (3) When an amount has been credited to the member's accumulation account under subregulation (2), the member's multiple is reduced to zero.

**22AB. Payment of retained benefits**

- (1) The Board must pay a retained benefit to a member, or transfer it under regulation 44 —
  - (a) subject to regulation 22A, when requested to do so by the member; or
  - (b) when required under the SIS Act to do so.
- (2) The amount of a retained benefit to be paid or transferred under subregulation (1) is —
  - (a) the balance in the member's accumulation account; and
  - (b) if the retained benefit includes a defined benefit component, an amount equal to the multiple of —
    - (i) the member's multiple;
    - (ii) the benchmark amount as at the date of payment or transfer; and
    - (iii) if the member —
      - (A) became entitled to the benefit under regulation 21(1)(a); and
      - (B) is under 55 years of age on the day on which the benefit is paid or transferred,the discount factor.
- (3) If a member who has retained a benefit dies before the benefit is paid or transferred, the Board is to pay, in accordance with regulation 24 —
  - (a) the balance in the member's accumulation account; and

- (b) if the retained benefit includes a defined benefit component, an amount equal to the multiple of —
  - (i) the member's multiple; and
  - (ii) the benchmark amount as at the date of payment.

”

**9. Regulation 27A amended**

Regulation 27A(2)(e) is deleted and the following paragraph is inserted instead —

“

- (e) any amounts required under regulation 22 or 22AA to be credited to the account;

”

**10. Schedule 1 repealed**

Schedule 1 is repealed.

**11. Transitional — currently retained benefits**

If, when these regulations come into operation, the multiple recorded by the Board under regulation 22(3) (as in force immediately before these regulations come into operation) in relation to a member's retained benefit is less than the multiple that would have been recorded under regulation 22(3) if these regulations had come into operation before the member became entitled to the benefit (the “**new multiple**”), then the member's multiple is taken to be the new multiple.

By Command of the Governor,

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

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## LOCAL GOVERNMENT

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LG301\*

### LOCAL GOVERNMENT ACT 1995

*Shire of Esperance*

#### LOCAL LAWS RELATING TO FENCING 2002

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Esperance resolved on 26<sup>th</sup> March 2002 to make the following local laws.

The Shire of Dandaragan Local Laws Relating to Fencing as published in the *Government Gazette* on 9 May 2001 are adopted as local laws of the Shire of Esperance, with the modifications which follow—

#### 1. Preliminary

Wherever the Shire of Dandaragan is mentioned in the local laws substitute Shire of Esperance.

#### 2. Clause 2—Repeal

Delete the whole of clause 2.

**3. Clause 4—Interpretation**

In the definition of “dangerous”, in relation to any fence, in paragraph (a) delete “Part 6” and substitute “Part 5”.

**4. Clause 9—Maintenance of Fences**

In clause 9, delete the subclause designation (1) and delete subclause (2).

Dated this 26th day of March 2002.

The Common Seal of the Shire of Esperance was affixed by authority of a resolution of its Council in the presence of—

Cr. J. M. STARCEVICH, Shire President  
M. S. L. ARCHER, Chief Executive Officer.

LG302\*

**HEALTH ACT 1911**

*Shire of Esperance*

**HEALTH LOCAL LAWS 2002**

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

**Citation**

1. These Local Laws may be cited as the “*Shire of Esperance Health Local Laws 2002*”.

**Incorporation by Reference**

2. (i) In these Local Laws, “The Shire of Leonora Health Local Laws 1999”—
  - (a) means *The Shire of Leonora Health Local Laws 1999* published in the *Government Gazette*, special edition number 56, on the 9 April 1999; and
  - (b) does not include any amendments that might be made to those Local Laws
- (ii) Subject to the modifications set out in the Schedule, *The Shire of Leonora Health Local Laws 1999* are incorporated with and form part of these Local Laws.

**Repeal**

3. (1) The Health Local Laws adopted by the Shire of Esperance and published in the *Government Gazette* on 11 January 1935, and amended from time to time are repealed;
- (2) The Health Local Laws adopted by the Shire of Esperance and published in the *Government Gazette* on 12 October 1945, and amended from time to time are repealed;
- (3) The Health Local Laws adopted by the Shire of Esperance on 27 October 1956 and published in the *Government Gazette* on 28 May 1957, and amended from time to time are repealed; and
- (4) The Health Local Laws adopted by the Shire of Esperance on 20 September 1963 and published in the *Government Gazette*, on 28 February 1964, and amended from time to time are repealed;

**SCHEDULE****Modifications to *The Shire of Leonora Health Local Laws 1999***

Item	Sections Affected	Description
1.	Preliminary	Delete the definition of “Council” in subsection 1.3(1) and, except in subsection 1.3(1) in the definition of “water”, delete “Council” wherever it appears in the Local Laws and substitute “local government” or “the local government” as appropriate.
2.	1.1	Delete Section 1.1 and substitute the following— “1.1 These Local Laws may be cited as the “ <i>Shire of Esperance Health Local Laws 2002</i> ”. “



Item	Sections Affected	Description
3.	1.2	Delete Section 1.2.
4.	1.3(1) and Schedules 1-11	Delete "Shire of Leonora" wherever it occurs and substitute "Shire of Esperance".
5.	1.3(1)	In the definition of " <b>Act</b> ", delete the words "and includes subsidiary legislation made under the <i>Health Act 1911</i> ".
6.	1.3(1)	In the appropriate alphabetical position add the following definitions— <p>"<b>AS/NZS 1276.1: 1999</b>" means the standard published by the Standards Association of Australia as AS/NZS 1276.1: 1999 and called "Acoustics—Rating of sound insulation in buildings and of building elements—Airborne sound insulation";</p> <p>"<b>AS 1530.2: 1993</b>" means the standard published by the Standards Association of Australia as AS 1530.2: 1993 and called "Methods for fire tests on building materials, components and structures—Tests for flammability of materials";</p> <p>"<b>AS 1530.3: 1999</b>" means the standard published by the Standards Association of Australia as AS 1530.3: 1999 and called "Methods for fire tests on building materials, components and structures—Simultaneous determination of ignitability, flame propagation, heat release and smoke release";</p> <p>"<b>AS 1668.2—1991</b>" means the standard published by the Standards Association of Australia as AS 1668.2—1991 and called "The use of mechanical ventilation and air-conditioning in buildings—Mechanical ventilation for acceptable indoor-air quality";</p> <p>"<b>AS/NZS 3666.2: 1995</b>" means the standard published by the Standards Association of Australia as AS/NZS 3666.2: 1995 and called "Air-handling and water systems of buildings—Microbial Control—Operation and maintenance";</p> <p>"<b>local government</b>" means the Shire of Esperance;".</p>
7.	1.3(1)	Delete the definition of " <b>water</b> " and substitute: " <b>water</b> " means drinking water within the meaning of the Australian Drinking Water Guidelines -1996 as published by the National Health and Medical Research Council and amended and endorsed by the Minister for Health from time to time; and
8.	2.1.3(1)(c)(ii)	Delete the first word "or" from subparagraph (ii) and substitute the word "for".
9.	2.1.3(1)(c)(v)	Delete the second word "with" from subparagraph (v) and substitute the word "within".
10.	2.1.5 (2)	In paragraph (a) delete "AS1276" and substitute "AS/NZS 1276.1: 1999".
11.	2.1.11	Delete the word " <i>Country</i> " from the title of the Act and substitute the word " <i>Metropolitan</i> ".
12.	2.1.11	After the year " <i>1909</i> " insert the words "and the <i>Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974</i> ".
13.	2.2.1(2)	Delete subsection 2.2.1(2).

Item	Sections Affected	Description
14.	2.2.2(1)(c)	Delete subsection 2.2.2(1)(c).
15.	2.2.2(1)(d)	Delete subsection 2.2.2(1)(d).
16.	2.2.2(2)	Delete subsection 2.2.2(2) and substitute: “(2) The laundry referred to in subsection (1) must conform to the provisions of the Building Code.”.
17.	2.2.2(3) & (4)	Delete subsections 2.2.2(3) and 2.2.2(4).
18.	2.2.4(2)(c)(i)	Delete the word “millilitres” before the word “deep” and substitute the word “millimetres”.
19.	2.2.4(4)(a)	After the words “requirements of”, insert the words “the Office of Energy and”.
20.	2.2.4(5)	Delete the first line and substitute the words “Where mechanical extraction is provided in a kitchen, the exhaust air shall be—”.
21.	3.1.1	Insert the missing section title <b>“Dwelling House Maintenance”</b> .
22.	3.1.1(l)	In paragraph (l), delete the word “Country” from the title of the Act and substitute the word “Metropolitan”.
23.	3.1.2(b)	Delete “, street”.
24.	3.2.4(2)	In paragraph (b) delete “AS1668.2” and substitute “AS 1668.2-1991”.
25.	3.2.4(3)	In paragraph (a) delete “AS3666—1989” and substitute “AS/NZS 3666.2: 1995”.
26.	3.2.4(3)(b)	Delete paragraph (b) and substitute— “(b) in use at all times the building is occupied, if it is a building without approved natural ventilation.”
27.	3.5.1(2)(c)	Delete the words “prescribed in Schedule (12)” and substitute the words “as fixed from time to time by the local government under Section 344C of the Act”.
28.	4.2.1	Delete the definition <b>“approved enclosure”</b> .
29.	4.2.10(2)(d)	Delete “in A.S.1875-1976” and substitute “by the local government”.
30.	4.2.10(2)(e)(i)	In subparagraph (i), delete “3 metres” and substitute “2 metres”.
31.	4.2.10(3)	Delete the words “Fire Rules of the Local Fire Brigade issued by the Western Australian Fire Brigades Board” and substitute “local fire rules”.
32.	4.2.13	Delete the word “Leonora” and substitute “Esperance”.
33.	5.1.2	Delete the words “in a clean condition” and after the last word “premises”, insert the words “, clear of any rubbish, matter or things coming from or belonging to the premises”.
34.	5.1.3	Make the existing text subsection (1), then delete the first word “An” and substitute “Subject to subsection (2), an”. Next insert smoke,” before “dust”. Then insert a subsection (2) as follows— “(2) Subsection (1) does not apply to smoke from the chimney of a private dwelling house.”.
35.	5.1.4(b)	Delete the word “Environment” and substitute the word “Environmental”.
36.	5.2.4(5)(b)	Delete the words “provide a shelter or an enclosure to be” and substitute the words “ensure every shelter and enclosure is”.
37.	5.3.3(1)(e)	In paragraph (e) insert the words “subject to subsection (3),” before the first word “have”.

Item	Sections Affected	Description
38.	5.3.3	<p>After subsection (2) insert a new subsection (3) as follows—</p> <p>“(3) A stable constructed with a sand floor may be permitted by the local government, subject to the following—</p> <ul style="list-style-type: none"> <li>(i) the site must be well drained with the highest known water table at least 1.5 metres below the sand floor level, which may be achieved artificially;</li> <li>(ii) a 300mm thick bed of crushed limestone shall be layed under the sand of the stable;</li> <li>(iii) sand whether natural or imported, must be clean, coarse and free from dust;</li> <li>(iv) the stable design must allow for the access of small earth moving machinery such as a skid steer loader, into each stall, to maintain the correct floor height;</li> <li>(v) the minimum floor area of each stall shall be not less than 28 square metres and walls shall be not less than 3 metres vertically or 4 metres horizontally;</li> <li>(vi) the roofed area of each stall shall not be less than 50 percent of the floor area of the stall.</li> </ul>
39.	5.5.3(1)(a)	Delete the word “slopping” and substitute the word “sloping”.
40.	5.7.1 to 5.7.3	Delete <b>Division 7—Car Parks.</b>
41.	6.2.2(1)(b)	Delete the comma after the word “in”.
42.	6.2.2(4)	Insert the word “to” before the word “be”.
43.	6.5.2(c)(ii)	Delete the first word “removed” and substitute the word “remove”.
44.	6.8.1	<p>Delete paragraph (f) and—</p> <ul style="list-style-type: none"> <li>(a) in paragraph (e) delete “;and “ and substitute “.”; and</li> <li>(b) in paragraph (d) after “;” insert “and”.</li> </ul>
45.	7.1.4	Delete section 7.1.4
46.	8.1.3(c)(i)	Delete the words “prescribed in Schedule (12)” and substitute the words “ as fixed from time to time by the local government under Section 344C of the Act”.
47.	8.1.5(b)	Delete the words “prescribed in Schedule (12)” and substitute the words “ as fixed from time to time by the local government under Section 344C of the Act”.
48.	8.2.2(b)	Delete the word “ <i>Regulation</i> ” and substitute “ <i>Regulations</i> ”.
49.	8.2.5(1)(b)	<p>Delete subsection 8.2.5(1)(b) and substitute—</p> <p>“(b) bathrooms, each fitted with a wash basin and either a shower or a bath.”</p>

Item	Sections Affected	Description
50.	8.2.5(5)(b) and 8.2.5(6)	Delete subsection 8.2.5(5)(b) and in subsection 8.2.5(6) delete “paragraphs (b) and (c)” and substitute “paragraph (c)”.
51.	8.2.7(2)	Delete the words “advised by the Western Australian Fire Brigades Board” and substitute “required by the Building Code”.
52.	8.2.11(8)	In paragraph (a) delete “AS 1530.2 and AS 1530.3” and substitute “AS 1530.2-1993 and AS 1530.3-1999” respectively.
53.	8.2.11(8)(c)	Delete subsection (8)(c) and substitute— “(c) a lodger or other person does not smoke in any dormitory, kitchen, dining room or other enclosed public place, within a short term hostel or recreational campsite;”.
54.	8.2.12	After subsection (2), insert new subsections (3) and (4) as follows— “(3) The sheets and blankets required to be provided by subsection (1)(b)(ii), shall be deemed to have been provided by the keeper, where the keeper offers them for hire to the lodgers. In such circumstances, each lodger must either provide his own clean sheets or hire them from the keeper. (4) In a short term hostel or recreational campsite, the storage facilities required by subsection (1)(c) may be located in a separate secure storage room or locker room.”
55.	9.1.1	In the definition of “ <b>offensive trade</b> ”, delete paragraph (d).
56.	9.2.7	In paragraph (d), delete the words “and at such more frequent intervals as may be directed” and substitute the words “or at such other intervals as may be approved or directed”.
57.	Schedule 1	After the heading “DESCRIPTION OF LODGING HOUSE” delete “Number of stories.....” and substitute “Number of storeys.....”.
58.	Schedule 1	In the table entitled “ <b>Laundry Facilities</b> ” delete the entry: “Coppers”.
59.	Schedules 5 & 7	In each schedule delete the prefix “19” in the line provided for entering the date of signature.
60.	Schedule 8	In the first sentence, insert “that” after “certify”.
61.	Schedule 12	Delete Schedule 12.

Made at a meeting of the Council of the Shire of Esperance held on 26<sup>th</sup> February 2002.

The Common Seal of the Shire of Esperance was hereunto affixed in the presence of—

J. M. STARCEVICH, President.  
M. S. L. ARCHER, Chief Executive Officer.

On this 27th day of February 2002.

Consented to—

Dr C. F. QUADROS, delegate of Executive Director,  
Public Health.

Dated this 22nd day of March 2002.

LG303\*

**HEALTH ACT 1911***Shire of Mt Marshall***HEALTH LOCAL LAWS 2002**

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

**Citation**

These Local Laws may be cited as the "*Shire of Mt Marshall Health Local Laws 2002*".

**Incorporation by Reference**

(i) In these Local Laws, "*The Shire of Koorda Health Local Laws 2001*"—

(a) means *The Shire of Koorda Health Local Laws 2001* published in the *Government Gazette*, special edition number No. 4, on 11 January 2002; and

(b) does not include any amendments that might be made to those Local Laws

(ii) Subject to the modifications set out in the Schedule, *The Shire of Koorda Health Local Laws 2001* are incorporated with and form part of these Local Laws.

**Repeal**

(1) The Health Local Laws adopted by the Shire of Mt Marshall and published in the *Government Gazette* on 29 April 1932 and amended from time to time, are repealed; and

(2) The Health Local Laws adopted by the Shire of Mt Marshall on 20 November 1956 and published in the *Government Gazette* on 13 February 1957 and amended from time to time, are repealed.

**SCHEDULE****Modifications to *The Shire of Koorda Health Local Laws 2001***

Item	Sections Affected	Description
1.	1.1	Delete Section 1.1 and substitute the following: "1.1 These Local Laws may be cited as the " <i>Shire of Mt Marshall Health Local Laws 2001</i> "."
2.	1.2	Delete Section 1.2.
3.	1.3(1) and Schedules 1-15	Delete "Shire of Koorda" wherever it occurs and substitute "Shire of Mt Marshall".
4.	4.2.16	Delete the words "The townsite of Koorda and the localities of 1,2,3 & 4 of Avon Location 16386 Ninghan Road Koorda" and substitute the words "The townsite of Bencubbin and Beacon".

Made at a meeting of the Council of the Shire of Mt Marshall held on 30 January 2002.

The Common Seal of the Shire of Mt Marshall was hereunto affixed in the presence of—

I. P. LANDSMEER, Shire President.  
K. R. DONOHOE, Chief Executive Officer.

Dated this 12th day of March 2002.

Consented to—

Dr RICHARD LUGG, delegate for Executive Director,  
Public Health.

Dated this 15th day of April, 2002.

# — PART 2 —

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## AGRICULTURE

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AG401\*

### SOIL AND LAND CONSERVATION ACT 1945

#### SOIL AND LAND CONSERVATION (BURAKIN-BUNKETCH LAND CONSERVATION DISTRICT) AMENDMENT ORDER 2002

Made by the Governor in Executive Council under sections 23 of the *Soil and Land Conservation Act 1945* on the recommendation of the Minister for Agriculture.

#### 1. Citation

This order may be cited as the *Soil and Land Conservation (Burakin-Bunketch Land Conservation District) Amendment Order 2002*.

#### 2. Principal Order

In this order the *Soil and Land Conservation (Burakin-Bunketch Land Conservation District) Order 1986\** is referred to as the principal order.

(\*Published in the Gazette 16 May 1986 at pp. 1692-94 and amended in the Gazettes of 14 December 1990 at pp. 6125-26 and 16 May 1995 at p. 1840.)

#### 3. Clause 2 deleted

Clause 2 of the principal order is deleted.

#### 4. Clause 5 deleted and replaced

Clause 5 of the principal order is deleted and replaced with the following:

#### 5. Constitution of committee

(1) It is determined, on the recommendation of the Minister, after consultation with the Shires of Wongan-Ballidu and Dalwallinu, that the district committee is to comprise 14 members, of whom—

- (a) one is to be the Commissioner of Soil and Land Conservation or a nominee of the Commissioner; and
- (b) the others are to be appointed by the Commissioner.

(2) Of the members appointed under subclause (1)(b)—

- (a) one is to be appointed on the nomination of the Shire of Wongan-Ballidu;
- (b) one is to be appointed on the nomination of the Shire of Dalwallinu;
- (b) two are to be appointed under subclause (3);
- (c) one is to be appointed under subclause (4);
- (d) eight are to be persons actively engaged in, affected by or associated with, land use in the district.

(3) The Western Australian Farmers Federation (Inc.) is to submit to the Commissioner a panel containing the names of persons willing to be appointed as members of the committee and, where such a panel is submitted, two persons whose names appear on the panel are to be appointed by the Commissioner.

(4) The Pastoralists and Graziers Association is to submit to the Commissioner a panel containing the names of persons willing to be appointed as members of the committee and, where such a panel is submitted, one person whose name appears on the panel is to be appointed by the Commissioner.

(5) The Commissioner may terminate the appointment of a member appointed under subclause (1)(b).

(6) A member appointed under subclause (1)(b) may resign his or her office by written notice addressed to the Commissioner.

#### 5. Clause 6 deleted and replaced

Clause 6 of the principal order is deleted and replaced with the following—

##### 6. Proceedings of the committee

To the extent that they are not provided for under the *Soil and Land Conservation Act 1945* or Part VII of the *Interpretation Act 1984*, the committee may determine its own procedures.

By His Excellency's Command,

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

AG402\*

**SOIL AND LAND CONSERVATION ACT 1945****SOIL AND LAND CONSERVATION (GNOWANGERUP LAND  
CONSERVATION DISTRICT) AMENDMENT ORDER 2002**

Made by the Governor in Executive Council under section 23 of the *Soil and Land Conservation Act 1945* on the recommendation of the Minister for Agriculture.

**1. Citation**

This order may be cited as the *Soil and Land Conservation (Gnowangerup Land Conservation District) Amendment Order 2002*.

**2. Principal Order**

In this order the *Soil and Land Conservation (Gnowangerup Land Conservation District) Order 1985\** is referred to as the principal order.

(\*Published in the Gazette 21 June 1985 at pp. 2266-67 and amended in the Gazettes of 25 July 1986 at pp. 2487-88, 20 January 1989 at p. 135, 28 April 1989 at pp. 1252-53, 6 July 1990 at p. 3266, 15 November 1991 at pp. 5802-03, 31 December 1992 at p. 6318, 7 June 1996 at p. 2390 and Amendment Orders approved by Executive Council on 17 December 1996 and the 17 June 1997 {refer Department of Agriculture reference: 881741VO6P0B}).

**3. Clause 2 deleted**

Clause 2 of the principal order is deleted

**4. Clause 6 deleted and replaced**

Clause 6 of the principal order is deleted and replaced with the following—

**6. Constitution of committee**

(1) It is determined, on the recommendation of the Minister, after consultation with the Shire of Gnowangerup, that the district committee is to comprise 19 members, of whom—

- (a) one is to be the Commissioner of Soil and Land Conservation or a nominee of the Commissioner; and
- (b) the others are to be appointed by the Commissioner.

(2) Of the members appointed under subclause (1)(b)—

- (a) one is to be appointed on the nomination of the Shire of Gnowangerup;
- (b) two are to be appointed under subclause (3);
- (c) one is to be appointed under subclause (4);
- (d) 14 are to be persons actively engaged in, affected by or associated with, land use in the district.

(3) The Western Australian Farmers Federation (Inc.) is to submit to the Commissioner a panel containing the names of persons willing to be appointed as members of the committee and, where such a panel is submitted, two persons whose names appear on the panel are to be appointed by the Commissioner.

(4) The Pastoralists and Graziers Association is to submit to the Commissioner a panel containing the names of persons willing to be appointed as members of the committee and, where such a panel is submitted, one person whose name appears on the panel is to be appointed by the Commissioner.

(5) The Commissioner may terminate the appointment of a member appointed under subclause (1)(b).

(6) A member appointed under subclause (1)(b) may resign his or her office by written notice addressed to the Commissioner.

**5. Clause 7 deleted and replaced.**

Clause 7 of the principal order is deleted and replaced with the following—

**6. Proceedings of the committee**

To the extent that they are not provided for under the *Soil and Land Conservation Act 1945* or Part VII of the *Interpretation Act 1984*, the committee may determine its own procedures.

By His Excellency's Command,

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

AG403\*

**SOIL AND LAND CONSERVATION ACT 1945****SOIL AND LAND CONSERVATION (KALGOORLIE BOULDER URBAN LAND  
CONSERVATION DISTRICT) (ABOLITION AND REPEAL) ORDER 2002**

Made by the Governor in Executive Council under sections 22 and 23 of the *Soil and Land Conservation Act 1945* on the recommendation of the Minister for Agriculture, Forestry and Fisheries.

**Citation**

1. This order may be cited as the *Soil and Land Conservation (Kalgoorlie Boulder Urban Land Conservation District) Abolition and Repeal Order 2002*.

**Kalgoorlie Boulder Urban Land Conservation District and Committee abolished and order repealed**

2. The Kalgoorlie Boulder Urban Land Conservation District and Committee constituted under the *Soil and Land Conservation (Kalgoorlie Boulder Urban Land Conservation District) Order 1994\** are abolished, and the order is repealed.

(\*Published in the Gazette of 19 July 1994 at pp. 3704-05 and an Amendment Order approved by Executive Council on 25 August 1998 {Department of Agriculture reference: 881854V02P0J}).

By His Excellency's Command

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

AG404\*

**SOIL AND LAND CONSERVATION ACT 1945****SOIL AND LAND CONSERVATION (WARNBRO LAND CONSERVATION DISTRICT) (ABOLITION AND REPEAL) ORDER 2002**

Made by the Governor in Executive Council under sections 22 and 23 of the *Soil and Land Conservation Act 1945* on the recommendation of the Minister for Agriculture, Forestry and Fisheries.

**Citation**

1. This order may be cited as the *Soil and Land Conservation (Warnbro Land Conservation District) (Abolition and Repeal) Order 2002*.

**Warnbro Land Conservation District and Committee abolished and order repealed**

2. The Warnbro Land Conservation District and Committee constituted under the *Soil and Land Conservation (Warnbro Land Conservation District) Order 1989\** are abolished, and the order is repealed.

(\*Published in the Gazette of 23 June 1989 at pp. 1854-55 and amended in the Gazettes of 18 October 1991 at p. 5324 and 29 September 1995 at p. 4654).

By His Excellency's Command

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

**HEALTH**

HE401

**HEALTH ACT 1911****APPOINTMENTS**

Health Department of WA,  
Perth, 30 April 2002.

In accordance with the provisions of Section 28 of the *Health Act 1911*, the appointment of the following persons as Environmental Health Officers is approved—

<b>Environmental Health Officer</b>	<b>Date Effective</b>	<b>Local Government</b>
Melanie Michelle Brady	8 April 2002	Shire of Greenough
Elizabeth Cox	2 April 2002	Shire of York
Nathan Rogers	4 April 2002-30 June 2002	City of Nedlands
Christine Devereux	3 April 2002-30 June 2002	City of South Perth
Jim Newham	15 April 2002-31 May 2002	Town of Vincent
Steven John Cleaver	20 April 2002-21 April 2002	Shire of Kellerberrin
Kylie Neaves	17 April 2002-2 August 2002	City of Gosnells

Dr VIRGINIA McLAUGHLIN, Acting Executive Director,  
Public Health.

