



WESTERN AUSTRALIAN GOVERNMENT Gazette

4691



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- 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).

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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 —

PROCLAMATIONS

AA101*

BETTING LEGISLATION AMENDMENT ACT 2002

13 of 2002

PROCLAMATION

WESTERN AUSTRALIA
John Sanderson,
Governor.
[L.S.]

} By His Excellency Lieutenant General John Murray
Sanderson, Companion of the Order of Australia,
Governor of the State of Western Australia.

I, the Governor, acting under section 2 of the *Betting Legislation Amendment Act 2002*, and with the advice and consent of the Executive Council, fix the day after the day on which this proclamation is published in the *Government Gazette* as the day on which that Act comes into operation.

Given under my hand and the Public Seal of the State on 17 September 2002.

By Command of the Governor,

N. D. GRIFFITHS, Minister for Racing and Gaming.

GOD SAVE THE QUEEN !

AA201*

**ACTS AMENDMENT (LESBIAN AND GAY LAW REFORM)
ACT 2002**

3 of 2002

PROCLAMATION

WESTERN AUSTRALIA
John Sanderson,
Governor.
[L.S.]

} By His Excellency Lieutenant General John Murray
Sanderson, Companion of the Order of Australia,
Governor of the State of Western Australia.

I, the Governor, acting under section 2 of the *Acts Amendment (Lesbian and Gay Law Reform) Act 2002*, and with the advice and consent of the Executive Council, fix 21 September 2002 as the day on which that Act, other than section 88(3)(c), comes into operation.

Given under my hand and the Public Seal of the State on 17 September 2002.

By Command of the Governor,

JIM MCGINTY, Attorney General.

GOD SAVE THE QUEEN !

JUSTICE

JU301*

*Correction to Reprint***PETROLEUM PRODUCTS PRICING ACT 1983**

Reprinted as at 11 January 2002.

At page 25: in section 19(2), between paragraphs (b) and (c), there should be the following line—

“ or ”.

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

City of Nedlands

AMENDMENT TO PARKING AND PARKING FACILITIES

LOCAL LAW 2002

In pursuance of the powers contained in the *Local Government Act 1995*, the Council of the City of Nedlands hereby records having resolved by special majority decision on the 10th day of September 2002 to make the following amendment to the Local Law Relating to Parking and Parking Facilities.

The Local Law is hereby amended by deleting the current Second Schedule—Prescribed Offences and replacing it with the Second Schedule as set out below.

Second Schedule

PRESCRIBED OFFENCES

PARKING AND PARKING FACILITIES LOCAL LAW

Item No.	Clause No.	Nature of Offence	Modified Penalty \$
1	2.2	Failure to park wholly within parking stall	50
2	2.2(4)	Failure to park wholly within parking area	50
3	2.8(1)(a)	Causing obstruction in parking station	80
4	2.8 (1)(b)	Parking contrary to sign in parking station	50
5	2.8(1)(c)	Parking contrary to directions of Authorised Person	60
6	2.8(1)(d)	Parking or attempting to park a vehicle in a parking stall occupied by another vehicle	50
7	3.1(1)(a)	Parking wrong class of vehicle	60
8	3.1 (1)(b)	Parking by persons of a different class	60
9	3.1(1)(c)	Parking during prohibited period	60
10	3.1(3)(a)	Parking in no parking area	60
11	3.1(3)(b)	Parking contrary to signs or limitations	60
12	3.1(3)(c)	Parking vehicle in motor cycle only area	60
13	3.1(4)	Parking motor cycle in stall not marked "M/C"	60
14	3.1(5)	Parking without permission in an area designated for "Authorised Vehicles Only"	60
15	3.2(1)(a)	Failure to park on the left of two-way carriageway	60
16	3.2(1)(b)	Failure to park on boundary of one-way carriageway	60
17	3.2(1)(a) or 3.2(1)(b)	Parking against the flow of traffic	40
18	3.2(1)(c)	Parking when distance from farther boundary less than 3 metres	60
19	3.2(1)(d)	Parking closer than 1 metre from another vehicle	50
20	3.2(1)(e)	Causing obstruction	80
21	3.3(b)	Failure to park at approximate right angle	50
22	3.4(2)	Failure to park at an appropriate angle	50
23	3.5(2)(a) and 6.2	Double parking	60
24	3.5(2)(b)	Parking on or adjacent to a median strip	80
25	3.5(2)(c)	Denying access to private drive or right of way	80
26	3.5(2)(d)	Parking beside excavation or obstruction so as to obstruct traffic	80
27	3.5(2)(e)	Parking within 10 metres of traffic island	60

Item No.	Clause No.	Nature of Offence	Modified Penalty \$
28	3.5(2)(f)	Parking on footpath/pedestrian crossing	80
29	3.5(2)(g)	Parking contrary to continuous line markings	60
30	3.5(2)(h)	Parking on intersection	80
31	3.5(2)(i)	Parking within 1 metre of fire hydrant or fire plug	80
32	3.5(2)(j)	Parking within 3 metres of public letter box	60
33	3.5(2)(k)	Parking within 10 metres of intersection	80
34	3.5(3)(a) or (b)	Parking vehicle within 10 metres of departure side of bus stop, children's crossing or pedestrian crossing	80
35	3.5(4)(a) or (b)	Parking vehicle within 20 metres of approach side of bus stop, children's crossing or pedestrian crossing	80
36	3.5(5)	Parking vehicle within 20 metres of approach side or departure side of railway level crossing	60
37	3.6	Parking contrary to direction of Authorised Person	60
38	3.7(2)	Removing mark of Authorised Person	60
39	3.8	Moving vehicle to avoid time limitation	40
40	3.9(a)	Parking in thoroughfare for purpose of sale	50
41	3.9(b)	Parking unlicensed vehicle in thoroughfare	50
42	3.9(c)	Parking a trailer/caravan on a thoroughfare	50
43	3.9(d)	Parking in thoroughfare for purpose of repairs	50
44	3.10(1) or (2)	Parking on land that is not a parking facility without consent	80
45	3.10(3)	Parking on land not in accordance with consent	80
46	3.11	Driving or parking on reserve	60
47	4.1(1)	Stopping contrary to a "no stopping sign"	80
48	4.1(2)	Parking contrary to a "no parking sign"	60
49	4.1(3)	Stopping within continuous yellow lines	80
50	5.1	Stopping unlawfully in a loading zone	60
51	5.2	Stopping unlawfully in a taxi zone or bus zone	60
52	5.3	Stopping unlawfully in a mail zone	60
53	5.4	Stopping in a zone contrary to a sign	80
54	6.1	Stopping in a shared zone	80
55	6.3	Stopping near an obstruction	80
56	6.4	Stopping on a bridge or tunnel	80
57	6.5	Stopping on crests/curves etc	80
58	6.6	Stopping near fire hydrant	80
59	6.7	Stopping near bus stop	80
60	6.8	Stopping on path, median strip or traffic island	80
61	6.9	Stopping on verge	80
62	6.10	Obstructing path, a driveway etc	80
63	6.11	Stopping near a letter box	60
64	6.12	Stopping heavy or long vehicles on carriageway	60
65	6.13	Stopping in bicycle parking area	60
66	6.14	Stopping in motorcycle parking area	60
67	6.15	Stopping in disabled parking area	60

Item No.	Clause No.	Nature of Offence	Modified Penalty \$
68	7.3	Failure to remove permit when residence changed	60
69	8.6	Leaving vehicle so as to obstruct a public place	80
70		All other offences not specified	50

Dated this 12th day of September 2002.

The Common Seal of the City of Nedlands was hereto affixed in the presence of—

JOHN M. PATERSON, Mayor.
SHAYNE SILCOX, Chief Executive Officer.

PREMIER AND CABINET

PC301*

Supreme Court Act 1935

Designation of Acting Attorney General Order (No. 2) 2002

Made by the Governor in Executive Council.

1. Citation

This order may be cited as the *Designation of Acting Attorney General Order (No. 2) 2002*.

2. Minister designated

Under section 154 of the *Supreme Court Act 1935*, the Honourable Nicholas David Griffiths MLC, the Minister for Racing and Gaming; Government Enterprises; Goldfields-Esperance, is designated as the Minister of the Crown —

- (a) who may exercise the powers referred to in section 154(3) of that Act; and
- (b) by, to or with reference to whom acts may be done under section 154(4) of that Act,

during the period 28 September to 11 October 2002 (both dates inclusive).

By Command of the Governor,

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

RACING, GAMING AND LIQUOR

RG301*

RULES OF HARNESS RACING 1999

NOTICE OF AMENDMENT

Notice is hereby given that the Committee of the Western Australian Trotting Association at Gloucester Park, East Perth, on the 27 August 2002 resolved by majority of members of the Committee that the *Rules of Harness Racing 1999* be amended as follows—

1. Amend Rule 23 (11) by replacing it with—

23 Nominations and acceptances

(11)

- (a) The Controlling Body shall not accept the nomination of a horse after attaining the age of 14 years.
- (b) Notwithstanding part (a) of this rule the Controlling Body may at its discretion accept the nomination of a horse that has attained the age of 14 years subject to confirmation of the horse's fitness to compete by the Controlling Body's official veterinarian.

GARRY SCOTT, President.

RG302*

Betting Control Act 1954

Betting Control Amendment Regulations 2002

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Betting Control Amendment Regulations 2002*.

2. Commencement

These regulations come into operation on the day on which the *Betting Legislation Amendment Act 2002* comes into operation.

3. The regulations amended

The amendments in these regulations are to the *Betting Control Regulations 1978**.

[* Reprinted 6 April 2001.

For amendments to 27 August 2002 see 2001 Index to Legislation of Western Australia, Table 4, p. 30.]

4. Regulation 4 amended

Regulation 4(8)(d) is amended by inserting after “as a bookmaker’s” —

“ manager or ”.

5. Regulation 5 amended

Regulation 5(1) is amended by inserting after “if he” —

“ or she ”.

6. Regulation 9 amended

Regulation 9(1)(a) is amended by deleting “required” and inserting instead —

“ approved ”.

7. Regulation 9A amended

- (1) Regulation 9A(1) is amended by deleting “in the form of Form 1 in Schedule 1” and inserting instead —

“ in a form approved by the Board ”.

- (2) Regulation 9A(2) is amended by deleting “form of Form 1 of Schedule 1” and inserting instead —

“ approved form ”.

8. Regulation 10 inserted

After regulation 9A the following regulation is inserted —

“

10. Application for approval

A person who desires to make application for approval under section 11B(4) or 11C(2) of the Act shall —

- (a) complete and sign such forms as are approved by the Board; and
- (b) lodge with the Secretary the forms together with the charge, if any, prescribed in respect of the application by regulation 17(2) or (3).

”.

9. Regulation 11 amended

Regulation 11 is amended by inserting after “bookmaker’s” —

“ manager or ”.

10. Regulation 13 repealed

Regulation 13 is repealed.

11. Regulation 14 amended

Regulation 14(2) is amended by deleting “A bookmaker’s licence is” and inserting instead —

“

A bookmaker’s licence, a bookmaker’s manager licence and bookmaker’s employee licence are

”

12. Regulation 17 amended

(1) Regulation 17 is amended by inserting before “The” the subregulation designation (1).

(2) Regulation 17 is amended as follows:

(a) in paragraph (a) by deleting “\$300;” and inserting instead —

“ \$500; ”;

(b) after paragraph (b) by inserting the following paragraphs —

“

(ba) On an application for a bookmaker’s manager licence \$120;

(bb) On an application for the renewal of a bookmaker’s manager licence \$65;

”

(3) At the end of regulation 17 the following subregulations are inserted —

“

(2) A person who applies under section 11B(4) of the Act for approval to become a member of a partnership that holds a bookmaker’s licence shall pay to the Board when making the application a charge of \$75.

(3) A person who applies under section 11C(2) of the Act for approval to occupy a position of authority in a body corporate that holds a bookmaker’s licence shall pay to the Board when making the application a charge of \$75.

”

13. Regulation 18 amended

(1) Regulation 18 is amended by inserting before “The” the subregulation designation (1).

(2) Regulation 18 is amended by deleting “The amount of the security required to be lodged with the Board under section 11 on an application for a bookmaker’s licence shall be such as the Board may specify in relation to that application, but shall not be less than —” and inserting instead —

“

The amount of the security required to be lodged with the Board under section 11E(1) on an application for a

bookmaker's licence by a natural person or a partnership where all of the members of the partnership are natural persons shall be —

”.

- (3) At the end of regulation 18 the following subregulations are inserted —

“

- (2) The amount of the security required to be lodged with the Board under section 11E(1) on an application for a bookmaker's licence by a body corporate or a partnership that has a member that is a body corporate shall be \$250 000.
- (3) The amount of the security required to be lodged with the Board under section 11E(2) by a director of a body corporate that is an applicant for or holds a bookmaker's licence shall be \$10 000.

”.

14. Regulation 25 amended

Regulation 25 is amended by deleting “pursuant to these regulations” and inserting instead —

“ under the Act ”.

15. Regulation 27 amended

- (1) Regulation 27 is amended by inserting before “The” the subregulation designation (1).
- (2) Regulation 27 is amended by deleting “The holder of a licence who” and inserting instead —

“ A natural person who holds a licence and ”.

- (3) At the end of regulation 27 the following subregulation is inserted —

“

- (2) Each of the partners of a partnership, or a body corporate, that holds a licence who or which fails, within 7 days after the partnership or body corporate changes its place of business, to inform, in writing, the Board of the address of the then current place of business commits an offence.
- Penalty: \$250.

”.

16. Regulation 28 amended

- (1) Regulation 28(1) is amended by deleting “The holder of a licence who” and inserting instead —

“ A natural person who holds a licence and ”.

- (2) After regulation 28(1) the following subregulation is inserted —

“

- (1a) Each of the partners of a partnership, or a body corporate, that holds a licence who or which fails to deliver that licence to the Board on demand being made by the Board or the Secretary commits an offence.

Penalty: \$50.

”.

- (3) Regulation 28(2) is amended by deleting “The holder of a licence who” and inserting instead —

“ A natural person who holds a licence and ”.

- (4) After regulation 28(2) the following subregulation is inserted —

“

- (2a) Each of the partners of a partnership, or a body corporate, that holds a licence who or which fails to deliver that licence to the Board forthwith on receipt of a written notice from the Board of suspension or cancellation of the licence of the partnership or body corporate commits an offence.

Penalty: \$200.

”.

17. Regulation 29 amended

Regulation 29 is amended by inserting after “A licensee who” —

“

is a natural person, each of the partners of a partnership that is a licensee, or a body corporate that is a licensee, who or which

”.

18. Regulation 30 amended

Regulation 30 is amended by deleting “A bookmaker or an employee of a bookmaker may advertise his or her” and inserting instead —

“

A bookmaker or a manager or an employee of a bookmaker may advertise that person’s

”.

19. Regulation 36 amended

- (1) Regulation 36(1) is amended by deleting “his or her” and inserting instead —

“ that person’s ”.

- (2) After regulation 36(6) the following subregulation is inserted —

“

- (7) This regulation applies to a partnership that is a bookmaker as if the partnership were a person, but it applies with the following changes —
- (a) obligations that would be imposed on the partnership are imposed instead on each partner, but may be discharged by any of the partners;
 - (b) any offence against this regulation that would otherwise be an offence by the partnership is to be taken to have been committed by each of the partners.

”.

20. Regulation 43 amended

Regulation 43(2) is amended by inserting after “by the bookmaker” —

“ , the manager of the bookmaker ”.

21. Regulation 51 amended

After regulation 51(1) the following penalty provision is inserted —

“ Penalty: \$200. ”.

22. Regulation 58 amended

- (1) Regulation 58(1) is amended by inserting after “the bookmaker” —

“ , the bookmaker’s manager ”.

- (2) Regulation 58(2) is amended by inserting after “A bookmaker” —

“ , the bookmaker’s manager ”.

23. Regulation 59 amended

- (1) Regulation 59 is amended by inserting before “No bookmaker” the subregulation designation (1).

- (2) At the end of regulation 59 the following subregulation is inserted —

“

- (2) A bookmaker that is a body corporate or partnership shall not carry on business as a bookmaker at a race meeting unless there is displayed on the betting stand of that bookmaker a tablet or sign which has the name of the bookmaker and the bookmaker’s manager clearly shown thereon.

Penalty: \$200.

”.

24. Regulation 61 amended

Regulation 61(3) is amended by inserting after “No bookmaker” —

“ , manager of a bookmaker ”.

25. Regulation 62 amended

Regulation 62(1) is amended as follows:

- (a) by deleting “A bookmaker who” and inserting instead —

“ A bookmaker or a manager of a bookmaker who ”;

- (b) by deleting paragraph (a) and “or” after it and inserting instead —

“

- (a) omits from a betting board or list maintained and displayed in the course of the bookmaker’s business as a bookmaker the name of any runner which has been accepted to run in a race on which the bookmaker is betting; or

”.

26. Regulation 71 amended

- (1) Regulation 71(2)(e) is amended by inserting after “betting ticket number” —

“ (if it is available) ”.

- (2) Regulation 71(2)(e) is amended by inserting after “an agent” —

“ , manager ”.

27. Regulation 72 amended

- (1) Regulation 72(2)(e) is amended by inserting after “betting ticket number” —

“ (if it is available) ”.

- (2) Regulation 72(2)(e) is amended by inserting after “an agent” —

“ , manager ”.

28. Regulation 75 amended

Regulation 75(d) and the comma after it are deleted and the following is inserted instead —

“

- (d) where the bet relates to —

- (i) a race conducted within the metropolitan area of Perth, or within the metropolitan area of a capital city of a State or Territory of Australia — if the amount of the bet is not less than \$200,

- or if the amount to be won on the bet is not less than \$2 000; or
- (ii) a race conducted outside of the metropolitan area of Perth, and outside of the metropolitan area of a capital city of a State or Territory of Australia — if the amount of the bet is not less than \$100, or if the amount to be won on the bet is not less than \$1 000,
- ”.

29. Appendix amended

- (1) The Appendix Part 1 clause 2(1)(b) is amended by inserting after “that he” —
- “ or she ”.
- (2) The Appendix Part 1 clause 3(1)(a) is amended by inserting after “that he” —
- “ or she ”.
- (3) The Appendix Part 1 clause 4(3) is amended by inserting after “to him” —
- “ or her ”.
- (4) The Appendix Part 1 clause 4(3) is amended by inserting after “unless he” —
- “ or she ”.
- (5) The Appendix Part 1 clause 16 is amended by deleting “his” and inserting instead —
- “ that ”.
- (6) The Appendix Part 1 clause 16 is amended by deleting “him” and inserting instead —
- “ the bookmaker ”.

30. Schedule 1 repealed

Schedule 1 is repealed.

By Command of the Governor,

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

— PART 2 —

AGRICULTURE

AG401

EXOTIC DISEASES OF ANIMALS ACT 1993 DISEASE CONTROL ORDER

Made by the Minister for Agriculture, Forestry and Fisheries under section 24 of the *Exotic Diseases of Animals Act 1993*.

This notice certifies that Virulent Newcastle Disease has been eradicated from the State of Victoria. The Diseases Control Order issued 21 May 2002 is now rescinded.

KIM CHANCE, Minister for Agriculture,
Forestry and Fisheries.

CONSUMER AND EMPLOYMENT PROTECTION

CE401

ASSOCIATIONS INCORPORATION ACT 1987 ORDER

Home Equity Associates Inc

Pursuant to the provisions of Section 34(2) of the Associations Incorporation Act 1987, I hereby order that the undertaking of Home Equity Associates Inc be transferred to Home Equity Associates Ltd (ARBN 095 431 673) with effect from the date of publication of this order.

PATRICK WALKER, Commissioner for Fair Trading.

HERITAGE COUNCIL

HR401*

HERITAGE OF WESTERN AUSTRALIA ACT 1990 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 the Environment and 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

Albany Pilot Station (fmr) at Semaphore Point, Albany; That pt of Albany Lt 1353 on Land Administration P 15136, being pt CR 34218 and being pt of the land comprised in CLR V 3098 F 943 as is defined in HCWA survey No 0043 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

ANZAC Cottage, Claremont at 16 Saunders Street, Claremont; Lt 11 on Plan 2408, being the whole of the land comprised in C/T V 324 F 34.

Brookhampton Hall at Thomson's Brook Road, Brookhampton; Preston Agricultural Area Lt 399, being CR 7736 and being the whole of the land comprised in CLR V 3103 F 604.

Camfield House at 172 Serpentine Road, Albany; Lt 30 on DP 26141, being the whole of the land comprised in C/T V 1147 F 331.

Cunderdin Airfield at Cunderdin; Pt of Lt 3 on P 7175, being the whole of the land comprised in C/T V 1946 F 814.

Graylands Hospital at Brockway Road, Mount Claremont; That pt of CR 8636 as is defined in HCWA survey No 13630 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Irwin House Group at Midlands Road, Milo; Victoria Locs 8 and 474, being pt of the land comprised in C/T V 2112 F 562.

Railway Water Tower, Broad Arrow at Railway Street, Broad Arrow; That pt of Broad Arrow Lt 597, and being pt of the land comprised in CLT V 3013 F 315 as is defined in HCWA survey No15828 prepared by Steffanoni, Ewing & Cruickshank Pty Ltd.

Slab Cottage at 1002 Caves Road, Quindalup; Lot 3 on D 68969, being the whole of the land comprised in C/ T V 1723 F 478.

The Arthur Woolshed Group at Cnr Wagin Road and Albany Highway, West Arthur; Pt of Williams Loc 13914, being the whole of the land comprised in C/T V 2008 F 491.

Pursuant to directions from the Minister for the Environment and Heritage, notice is hereby given in accordance with Section 49(1) of the Heritage of Western Australia Act 1990 that it is proposed that the places described in Schedule 2 be entered in the Register of Heritage Places. The Heritage Council invites submissions on the proposal, which must be in writing and should be forwarded to the address below not later than 1 November 2002. The places will be entered in the Register on an interim basis with effect from today.

Schedule 2

Bassendean Masonic Lodge at Cnr Palmerston and Wilson Streets, Bassendean; Lt 162 on P 1786 and being part of the land contained in C/ T V 2133 F 666.

Walkaway CWA Rooms at 1 Evans Road, Walkaway; Lt 1 on D 19448 and being the whole of the land comprised in C/ T V 1190 F 76.

20 September 2002.

IAN BAXTER, Director,
Office of the Heritage Council,
108 Adelaide Terrace, East Perth WA 6004.

JUSTICE

JU401*

PRISONS ACT 1981

PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Director General of the Department of Justice has issued the following person with a Permit to do High-Level Security Work—

SURNAME	OTHER NAMES	PERMIT No.	ISSUE DATE
HOWDEN	GREGORY JOHN	AP 0228	5 September 2002

This notice is published under section 15P of the *Prisons Act 1981*.

BRIAN YEARWOOD, A/Director,
Custodial Contracts.

12 September 2002.

JU402*

PRISONS ACT 1981

PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Director General of the Department of Justice has revoked the following Permit to do High-Level Security Work—

SURNAME	OTHER NAMES	PERMIT No.	ISSUE DATE
DEEGAN	DAMIAN PETER	AP 0142	26 July 2001
OSBORNE	DAVID JAMES	AP 0215	16 April 2002

This notice is published under section 15P of the *Prisons Act 1981*.

BRIAN YEARWOOD, A/Director,
Custodial Contracts.

12 September 2002.

LOCAL GOVERNMENT

LG501*

BUSH FIRES ACT 1954**FIREBREAK NOTICE***Shire of Ashburton*

Notice to all Owners and/or Occupiers of Land in
the Shire of Ashburton

Pursuant to the powers contained in Section 33 of the Bush Fires Act 1954, you are hereby required on or before the 1st day of October 2002 (or within fourteen days of your becoming owner or occupier of land should this be after the 1st day of October 2002), to clear firebreaks and reduce the fuel load from the land owned or occupied by you as specified hereunder and to have the specified land and firebreaks clear of all flammable material from the 1st day of October, up to and including the 30th day of April 2003.

(1) Land in Townsites

- 1.1 where the area of land is 2000 square metres (approximately $\frac{1}{2}$ an acre) or less, all flammable material should be reduced over the whole of the land.
- 1.2 where the area of land exceeds 2000 square metres, firebreaks of at least three metres in width should be cleared of all flammable material immediately inside and along the boundaries of the land. Where there are buildings on the land additional firebreaks three metres in width shall be cleared immediately surrounding each building.

(2) Land outside Townsites

- 2.1 Two firebreaks should surround all buildings on land that is outside townsites. Not less than two metres wide and cleared of all flammable material. The inner firebreak is to be not more than twenty metres from the perimeter of the building or group of buildings and the outer firebreak not less than 100 metres from the inner firebreak.
- 2.2 The fuel load must be reduced from the whole of the land between the firebreaks as required in paragraph 2.1 above.

If it is considered impractical, for any reason to construct firebreaks and/or reduce the flammable fuel load as required by this notice, you may apply to the Council or its duly authorised Officer for permission to provide firebreaks in alternative positions or take alternative action to remove or abate fire hazards. If permission is not granted by Council or its duly authorised office you must comply with the requirements of this notice.

"Flammable material" does not include green growing trees or green growing plants in gardens.

If the requirements of this notice are carried out by burning, such burning must comply with the relevant provisions of the Bush Fires Act.

The penalty for failing to comply with this notice is a fine of \$1000. A person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this notice, if it is not carried out by the owner or occupier by the date required by this notice.

There is a restricted burning period all year round throughout the Shire of Ashburton.

STEVEN J. DECKERT, Chief Executive Officer.

LG502*

BUSH FIRE ACT 1954*Shire of Capel***FIRE BREAK NOTICE****Regulated Burning Times**

These times are subject to change. Always check with the Shire of Capel Office or your area Bush Fire Control Officer.

Prohibited—No Burning

15 December 2002 to 14 March 2003 inclusive.

Restricted—Permit Required

2 November 2002 to 14 December 2002 inclusive.

15 March 2003 to 26 April 2003 inclusive

With reference to Section 33 of the Bush Fires Act 1954, you are required to carry out fire prevention work on land owned or occupied by you in accordance with the provisions of this Order.

This work must be carried out by 30 November, 2002, and kept maintained throughout the summer months until the close of the Restricted Burning Period on 26 April 2003. (This date is subject to change, always check with the Shire of Capel Office or your area Bush Fire Control Officer).

An inspection of firebreaks and hazard removal will be carried out in all areas of the Shire by an Authorised Officer after 30 November, 2002.

Persons who fail to comply with the requirements of this Order may be issued with an infringement notice or prosecuted with a penalty up to \$1,000 through the courts, and additionally, Council may carry out the required work at a cost to the owner or occupier.

Definitions

For the purpose of this Order the following definitions apply—

“Firebreak” means ground from which all flammable material has been removed, which is trafficable and permits the free movement of a four wheel drive vehicle, on which no flammable material is permitted to accumulate during the Prohibited and Restricted Burning Periods.

“Firebreak Exemption”

- (i) Applies when the firebreak cannot be installed due to the ground being water logged to such an extent to prevent the installation of the firebreak. However, the firebreak must be installed at the earliest opportunity when ground conditions permit.
- (ii) Applies where a paddock fence breaks the continuity of a continuous firebreak on a land holding exceeding 5 hectares.

“Greenbelt Area” means all land zoned rural located west of—

- (i) Minninup Road—from the northern boundary of the Shire of Capel to the junction of Minninup Road and Fishermans Road.
- (ii) The unmade portion of Minninup Road from the junction of Minninup Road and Fishermans Road to its junction with Mangles Road.
- (iii) Mangles Road from its junction with the unmade portion of Minninup Road in (ii) south to its junction with Roberts Road.
- (iv) Roberts Road from its junction with Mangles Road West to its junction with Mallokup Road.
- (v) Mallokup Road from its junction with Roberts Road South to its junction with Ludlow North Road.
- (vi) Ludlow North Road from its junction with Mallokup Road South to the Southern Boundary of the Shire of Capel.

“Haystack” means any collection of hay including fodder rolls placed or stacked together that exceeds 100 cubic metres in size (eg 5m x 5m x 4m).

“Low Fuel Zone” means the removal of dead grass, dead trees, leaf litter and trash, and the removal of dead branches to a height of 1.5 metres from live standing trees.

“Plantation”

- (i) A Plantation is any area of planted pines or eucalyptus species exceeding 3 hectares in area.
- (ii) A windbreak is a planted area a maximum of 15 metres wide but with no defined length.

Firebreak Variations

If it is considered impractical for any reason to clear firebreaks or remove flammable materials from the land as required by this notice, you may make written application and include a plan of your land detailing your fire prevention measures to the Council or its duly Authorized Officer, no later than **31 October, 2002** (Applications received after this date will not be considered) for—

- (i) Permission to provide firebreaks in alternative positions or take alternative action to abate fire hazards on the land.
- (ii) An exemption from the requirement to provide firebreaks for either a twelve month or a five year period.

This application must be counter-signed by the Bush Fire Control Officer for the area in which the land is situated to signify his agreement to the variation. If permission is not granted by the Council or its duly Authorized Officer, you shall comply with the requirements of this Order.

Minimum Fire Hazard Removal Requirements

A. All land other than specified in this notice.

1. Where the area of land is 2000m² or less.

The land is to be maintained as a low fuel zone to the whole of the land.

2. Where the area of land exceeds 2000m², but no more than 5000m².

- (a) A 3 metre wide firebreak is required inside and along external boundaries of the land with exception of a boundary abutting a dedicated road reserve containing a constructed road pavement (ie hotmix or gravel road).

On the vertical plane on the side of the firebreak the trees are to be pruned to a minimum height of 3.5 metres.

A 15 metre low fuel zone around all buildings on the land is required.

OR

- (b) The land is to be maintained as a low fuel zone to the whole of the land.

3. Where the area of land exceeds 5000m², but not more than 50,000m² (5 hectares)

A 3 metre wide firebreak is required inside and along all external boundaries of the land with exception of a boundary abutting a deducted road reserve containing a constructed road pavement (ie hotmix or gravel road).

A 20 metre wide low fuel zone around all buildings on the land is required.

On the vertical plane on the side of the firebreak the trees are to be pruned to a minimum height of 5 metres.

4. Where the land exceeds 5 hectares (50,000m²) in size.

(i) Firebreaks at least 2 metres in width and not more than 20 metres from the perimeter of all buildings and haystacks situated on the land so as to completely surround the buildings and haystacks.

(ii) Firebreaks at least 2 metres in width close as practical inside and along all external boundaries so as to form a continuous break all around the holding except where a Bush Fire exemption applies (roadside firebreaks do not constitute a legal firebreak under the Bush Fires Act).

(iii) When such land abuts a residential or special rural land, such land shall have a three (3) metre wide firebreak along the common boundary between such land and the residential or special rural land (ie common fence line).

B. Special Rural Lots—Part Boyanup AA Lot 157, Gelorup (Ramblewood Stage 4)

Lots 66, 68, 70, 71, 72, 73, 74 and 77 of Part Boyanup AA Lot 157 are required to maintain the 5 metre wide strategic firebreak that is on the land. On lots 66 to 68 and lots 70 to 77 of Part Boyanup AA Lot 157 which have buildings situated on them, a 20 metre wide low fuel zone is required around all buildings.

C. Peppermint Grove Townsite

All lands situated within Peppermint Grove Townsite are exempt from the Order to install a firebreak, but Council does retain the right to remove any fire hazard at the owner and/or occupier's expense following the failure of an owner and/or occupier to comply with the requisition of an Order in writing to clear a fire hazard or firebreak in accordance with Section 33 of the Bush Fires Act 1954.

D. Greenbelt Area

A 3 metre wide firebreak is required on the west side of the roads defining the 'Green Belt' area, unless an exemption has been granted.

E. Plantations**Boundary Firebreaks—**

On the horizontal plane a firebreak shall be provided 15 metres wide and immediately adjoining all external boundaries of the of the planted area. The outer 10 metres will be cleared of all flammable material while the inner 5 metres, i.e. that portion closest to trees may be kept in a reduced fuel state, i.e. by slashing or grazing grass provided that the height of the grass does not exceed 8cm.

On the vertical plane a clear space 4 metres high will be maintained above the outer 10 metres of the firebreak.

Internal Firebreaks—

Plantations shall be subdivided into areas not exceeding 30 hectares by firebreaks 6 metres wide which shall be cleared of all flammable material. In the vertical plane a clearance of a minimum height of 4 metres from the ground level will be maintained above the firebreak.

F. Special Risks**1. Powerlines—**

Firebreaks shall be provided along powerlines where they pass through or lie adjacent to plantation areas. The specification of the width and the height of clearing shall be in accordance with Western Power specifications.

2. Fuel and/or Gas Depots—

In respect of land owned or occupied by you on which is situated any container normally used to contain liquids or gas fuel, including the land on which any ramp or supports are constructed, you shall have land clear of all flammable materials.

G Land that exceeds 50,000m² where that land is zoned Rural

Where such land exists firebreaks need only be installed at the discretion of the landowner. Fire breaks are required where the land abuts a road reserve (whether a road is constructed or not) and any land that is owned by, or vested in the care, control and maintenance of a State or Local Government authority.

H Campfires

Campfires are totally banned within the whole of the Shire including beaches, at all times, except in recognized camping and picnic areas where properly constructed facilities exist or where a permit is issued under the Shire of Capel Property Local Law.

P. F. SHEEDY, Chief Executive Officer.

The following persons have been appointed as Bush Fire Control Officers for the Shire of Capel.

CHIEF BUSH FIRE CONTROL OFFICER

Chris Scott: Telephone 97957443, Mobile 0408921356

DEPUTY CHIEF BUSH FIRE CONTROL OFFICER

Murray Scott: Telephone 97272223, Mobile 0407270023

SHIRE BUSH FIRE CONTROL OFFICERS / SHIRE RANGERS

Wade Bloffwitch: Telephone 97272030, Mobile 0417953959

Clive Howes

BUSH FIRE CONTROL OFFICERS

Area	Bush Fire Control Officer	Telephone	Mobile Telephone
Gelorup/Dalyellup (1)	Murray Blake	97957617	0409099953
Gelorup/Dalyellup (1)	Phil Allen	97957426	
Stratham (2)	Murray Scott	97272223	0407270023
Elgin North (3)	Chris Scott	97957443	0408921356
Elgin South (4)	Barry Bell	97272342	0427966126
Boyanup North (5)	Trevor Brockman	97315454	
Boyanup South (6)	Brian Smith	97315618	0408939296
Capel River (7)	Ron Hartnup	97317151	
Capel South (8)	Mike Norton	97272066	0417183439
Capel Town (9)	John James	97272071	
Stirling (10)	Jim Campbell	97272170	
Stirling (10)	Geoff Callow	97272750	0407980988

To report any fire within the Shire of Capel, dial 000.

MINERALS AND PETROLEUM

MP101

PRINTERS CORRECTION

MINING ACT 1978

NOTICE OF INTENTION TO FORFEIT

An error occurred in the notice published under the above heading on page 4636 of *Government Gazette* No. 164 dated 13 September 2002 and is corrected as follows.

At page 4637 in item No. 47/293 delete "Rocca, Pamela Margaret" and insert " Rocca, Pamela ".

MP102

CORRECTION

MINING ACT 1978

The notice at page 4511 of the *Government Gazette* dated 6 September 2002 to be corrected as follows—

D. Imlah, Warden to G. N. Calder (SM), Warden.

MP103

CORRECTION

MINING ACT 1978

The notice at page 4512 of the *Government Gazette* dated 6 September 2002 to be corrected as follows—

D. Imlah, Warden to G. N. Calder (SM), Warden.

MP401***PETROLEUM (SUBMERGED LANDS) ACT 1967****REVOCATION OF DECLARATION OF LOCATION**

The declaration of a location over Hamersley Range Map Sheet Block 1160 within Exploration Permit WA-155-P is hereby revoked.

W. L. TINAPPLE, Director Petroleum Division
as Delegate of the Designated Authority.

MP402***PETROLEUM (SUBMERGED LANDS) ACT 1967****REVOCATION OF DECLARATION OF LOCATION**

The declaration of a location over Brunswick Bay Map Sheet Block 2208 within Exploration Permit WA-239-P was revoked on 27 August 2002.

W. L. TINAPPLE, Director Petroleum Division
as Delegate of the Designated Authority.

MP403**MINING ACT 1978****INSTRUMENT OF EXEMPTION OF LAND—EXTENSION OF PERIOD**

The Minister for State Development, pursuant to the powers conferred on him by Section 19 of the Mining Act 1978, hereby extends the exemption granted on 25 September 2000 and published in the *Government Gazette* dated 6 October 2000 of that area of land described in the schedule hereunder from Divisions 1 to 5 of Part IV of the Mining Act 1978.

SCHEDULE

Location: Jandakot-South West Mineral Field.

Datum Peg situated at the South West corner of former surveyed tenement MC1077H

thence from datum 299.62 metres at bearing 346°58' along boundary of late surveyed MC1077H;

thence 842.45 metres at bearing 76°58' of boundary of late surveyed MC1077H;

thence 201.17 metres at bearing 166°58' along boundary of late surveyed MC1077H;

thence 124.98 metres at bearing 234°18' along north surveyed boundary of Warton Road;

thence 304.31 metres at bearing 205°38' along north surveyed boundary of Warton Road;

thence 381.05 metres at bearing 295°38' along north surveyed boundary of Reserve 8129;

thence 195.08 metres at bearing 205°38' along west surveyed boundary of Reserve 8129;

thence 155.36 metres at bearing 298°06' along north surveyed boundary of Forrest Road back to datum.

Dated at Perth this 30th day of August 2002.

CLIVE BROWN MLA, Minister for State Development.

MP404**MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mineral and Petroleum Resources,
Leonora.

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

D. IMLAH, (SM), Warden.

To be heard in the Warden's Court at Leonora on 17th October, 2002.

MOUNT MARGARET MINERAL FIELD

Mount Malcolm District

Prospecting Licences

37/5546—Dixon, Trevor John

37/5547—Dixon, Trevor John

37/5956—Brookman Resources Pty Ltd

Mount Margaret District

Prospecting Licences

38/2757—Maynard, Allen John

38/2829—Pan Palladium Ltd

38/2830—Pan Palladium Ltd

38/2892—Foley, Michael Joseph; Sullivan, Gavan Michael

38/2986—Crew, Christopher; Dawes, Graham Robert

Mount Morgans District

Prospecting Licences

39/3870—Johnson's Well Mining NL

39/3871—Johnson's Well Mining NL

39/3872—Johnson's Well Mining NL

PREMIER AND CABINET

PC401

INTERPRETATION ACT 1984

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 J. A. McGinty MLA in the period 28 September to 11 October 2002 (both dates inclusive)—

Attorney General; Minister for Justice and Legal Affairs;
Electoral Affairs; Peel and the South West

Hon N. D. Griffiths MLC

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

PLANNING AND INFRASTRUCTURE

PI401*

WESTERN AUSTRALIAN PLANNING COMMISSION ACT 1985

DELEGATION TO COMMITTEES AND OFFICERS

File: 970-1-1-3

970-1-1-58

Notice is hereby given that the Western Australian Planning Commission (*the Commission*) by resolution made on 27 August 2002 and acting pursuant to the provisions of section 20 of the *Western Australian Planning Commission Act 1985* (*the Act*) does hereby—

- A. Revoke its delegation of powers and functions to various eligible persons and bodies as detailed in a notice published in the *Government Gazette* of 28 September 2001 (pages 5393-5398);

AND

- B. DELEGATES ITS FUNCTIONS as set out in—

- (a) schedule 1, to those eligible persons and bodies set out in schedule 2;
- (b) schedule 3, to those eligible bodies set out in schedule 4;
- (c) schedule 5, to those eligible persons set out in schedule 6;
- (d) schedule 7, to those eligible persons set out in schedule 8;

- (e) schedule 9, to those eligible persons and bodies set out in schedule 10;
- (f) schedule 11, to the eligible body set out in schedule 12;
- (g) schedule 13, to the eligible body set out in schedule 14; and
- (h) schedule 15, to the eligible body set out in schedule 16.

In accordance with section 20(5) of the Act, a reference in this instrument to a function or a power of the Commission includes and extends to, without limitation or restriction, any of the powers, privileges, authorities, discretions, duties and responsibilities vested in or conferred upon the Commission by the Act or any other written law as the case requires.

SCHEDULE 1—FUNCTIONS DELEGATED

1. All functions of the Commission as set out in—
 - (i) paragraphs (i), (ii), (iv) and (v) of subsection (1)(e) of section 18 of the Act;
 - (ii) the *Metropolitan Region Town Planning Scheme Act 1959*, and
 - (iii) the Metropolitan Region Scheme.
2. Power to determine applications for approval to commence and carry out development lodged with or referred to the Commission pursuant to the provisions of the Metropolitan Region Scheme.
3. Power to determine applications for approval to commence and carry out development lodged with or referred to the Commission pursuant to the provisions of the Metropolitan Region Scheme but only where those determinations will not be significantly at variance with the recommendations made by the relevant local government authority or where no response has been received from the local government within the period prescribed in clause 29(3) of the Scheme.
4. Power to issue Clause 42 Certificates pursuant to the provisions of the Metropolitan Region Scheme.

SCHEDULE 2—APPLICATION OF DELEGATION

The delegation of functions set out in Schedule 1 apply as follows—

1. Paragraph 1 of Schedule 1 applies to the Statutory Planning Committee meeting as the Perth Region Planning Committee being a committee of that name established by the Commission under section 19 (1d) of the Act.
2. Paragraph 1 of Schedule 1 applies to the Central Perth Planning Committee being a committee of that name established by the Commission under section 19 (1) of the Act but only where the matters under consideration by the Committee are within the area of the City of Perth.
3. Paragraph 2 of Schedule 1 applies to the Statutory Planning Committee established under section 19 (1c) of the Act except where the matters under consideration are within the area of the City of Perth.
4. Paragraph 3 of Schedule 1 applies to the officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices designated below but subject to the conditions specified—
 - (i) Executive Director, Statutory Services
 - (ii) Director, Policy and Legislation
 - (iii) Manager, Metro-North, and
 - (iv) Coordinator, Metro-Northbut for (iii) and (iv) confined to those matters related to land within the Perth Metropolitan Region within the Cities, Towns or Shires of—

Bassendean, Bayswater, Belmont, Cambridge, Claremont, Cottesloe, Joondalup, Kalamunda, Mosman Park, Mundaring, Nedlands, Peppermint Grove, Perth, Stirling, Subiaco, Swan, Vincent and Wanneroo.

 - (v) Manager, Metro-South, and
 - (vi) Senior Project Planner—Coordinator, Metro-Southbut for (v) and (vi) confined to those matters related to land within the Perth Metropolitan Region within the Cities, Towns and Shires of—

Armadale, Canning, Cockburn, East Fremantle, Fremantle, Gosnells, Kwinana, Melville, Rockingham, Serpentine-Jarrahdale, South Perth and Victoria Park.
5. Paragraph 4 of Schedule 1 applies to the officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices of Director, Policy and Legislation, Manager, Geographic and Planning Information Branch and Co-ordinator, Project Mapping, Geographic and Planning Information Branch.

SCHEDULE 3—FUNCTIONS DELEGATED

1. All functions of the Commission as set out in—
 - (i) Section 7B, 19, 20, 20C, 21, 24 and 25 of the *Town Planning and Development Act 1928*.
 - (ii) *Town Planning Regulations 1967*.
 - (iii) *Town Planning and Development (Subdivisions) Regulations 2000*
 - (iv) *Strata Titles Act 1985* or the provisions of a strata or survey-strata scheme.
 - (v) *Strata Titles General Regulations 1996*.
 - (vi) Section 295 (2a) and section 297A (6) (a) of the *Local Government (Miscellaneous Provisions) Act 1960*.

- (vii) Section 52 and section 85 of the *Land Administration Act 1997*.
 - (viii) Section 40 of the *Liquor Licensing Act 1988*.
 - (ix) Section 43 and section 43A of the *Metropolitan Region Town Planning Scheme Act 1959*.
 - (x) Section 37J and section 37K of the *Western Australian Planning Commission Act 1985*.
 - (xi) Section 18 (1)(a), (ba) and (c) of the Act.
 - (xii) Part 4—Development Control of the *Hope Valley-Wattleup Redevelopment Act 2000*
2. Power to advise the Minister for Planning and Infrastructure on any appeal or matter arising there from pursuant to Part V of the *Town Planning and Development Act 1928*.
 3. Power to defend and otherwise deal with appeals lodged with the Town Planning Appeal Tribunal and to appeal, defend, respond and otherwise deal with any matter that may be appealed to the Supreme Court on a question of law in accordance with section 54B of the *Town Planning and Development Act 1928*.
 4. Power to defend, respond, appeal and otherwise deal with legal proceedings.
 5. Power to prepare and approve, subject to the prior approval of the Minister of Planning, policies relating to planning matters and/or the functions of the Commission, save and except for statements of planning policy under section 5AA of the *Town Planning and Development Act*.

SCHEDULE 4—APPLICATION OF DELEGATION

1. The functions set out in Schedule 3 apply to the Statutory Planning Committee established under section 19 of the Act, except for matters concerning land within that area of the State comprising the South West Region as defined in Schedule 1 of the Act or matters concerning land within the area of the City of Perth and subject to the exercise of the functions under this clause having due regard in each case to published Commission policy.
2. The functions set out in Schedule 3 apply to the South West Region Planning Committee being a Committee by that name established by the Commission under Section 19 of the Act, but only in respect of the matters within the South West Region of the State as defined in Schedule 1 to the Act and subject to the exercise of the functions under this clause having due regard in each case to published Commission policy.
3. The functions set out in Schedule 3 apply to the Central Perth Planning Committee being a Committee by that name established by the Commission under Section 19 of the Act, but only in respect of the matters within the area of the City of Perth and subject to the exercise of the functions under this clause having due regard in each case to published Commission policy.

SCHEDULE 5—FUNCTIONS DELEGATED

1. Power to recommend to the Minister for Planning and Infrastructure that approval be granted or withheld with respect to Interim Development Orders and extensions thereto made or extended pursuant to section 7B of the *Town Planning and Development Act 1928*.
2. Power to determine all applications to the Commission under section 20 of the *Town Planning and Development Act 1928* where such determination is in accordance with predetermined policies (if any) of the Commission.
3. Power, with respect to applications to the Commission under section 20 of the *Town Planning and Development Act 1928* determined by or on behalf of the Commission, to advise applicants that a revised plan of subdivision is considered to contain amendments that are minor and not so significant so as to amount to a significantly different proposal in circumstances where a revised plan does not materially affect the decision given by or on behalf of the Commission.
4. Power pursuant to subsection (6) of section 24 of the *Town Planning and Development Act 1928* to determine requests for reconsideration made pursuant to subsection (5) of that section.
5. Power to give or withhold consent, pursuant to section 295 (2) of the *Local Government (Miscellaneous Provisions) Act 1960*, to the setting out and construction within a subdivision approved in accordance with section 20 of the *Town Planning and Development Act 1928* of street or streets the width or widths of which are less than 20 metres; such power having been delegated pursuant to section 295 (2a) of the first mentioned Act by instrument in writing dated 9 December 1986 by the Minister for Planning and Infrastructure and the power being limited by the provision of section 295 (2b) of that Act.
6. Power to determine requests for variations to plans of subdivision where Commission approval is required pursuant to the provisions of an approved town planning scheme.
7. Power to provide responses to the Minister for Planning and Infrastructure on appeals arising from decisions related to the subdivision of land pursuant to Part III of the *Town Planning and Development Act 1928*, to the development of land pursuant to the provisions of the Metropolitan Region Scheme and local government town planning schemes and to strata schemes pursuant to the provisions of the *Strata Titles Act 1985*.
8. Power to defend and otherwise deal with appeals lodged with the Town Planning Appeal Tribunal and to appeal, defend, respond and otherwise deal with any matter that may be appealed to the Supreme Court on a question of law in accordance with section 54B of the *Town Planning and Development Act 1928*.
9. Power to defend, respond, appeal and otherwise deal with legal proceedings.
10. Power to exercise all functions of the Commission as set out in section 43 and section 43A of the *Metropolitan Region Town Planning Scheme Act 1959*, and section 37J and section 37K of the *Western Australian Planning Commission Act 1985*.

11. Power to determine applications and other matters lodged with the Commission for decision under the provisions of the *Strata Titles Act 1985* or the provisions of any strata or survey-strata scheme where any such determination is in accordance with predetermined policies (if any) of the Commission.

12. Power to give consent to advertise amendments to local government town planning schemes in cases where such determination rests with the Commission under the provisions of the *Town Planning Regulations 1967*, and to determine the periods for which those amendments are advertised where variations to the 42 day period prescribed by regulation 25(fa) are justified.

13. Power to recommend to the Minister for Planning and Infrastructure as to whether or not requests for extensions of time for the consideration of submissions be granted pursuant to regulation 17 (1) of the *Town Planning Regulations 1967* or power to approve requests for extensions of time for the consideration of submissions pursuant to regulation 17 (1) of the *Town Planning Regulations 1967* where such power is conferred upon the Commission.

14. Power pursuant to regulation 15(5) to specify a lesser period than three months from the date of advertisement in which submissions may be made where a scheme is a development scheme or a scheme that does not involve the zoning or classification of land, where such power is conferred upon the Commission.

15. Power to recommend to the Minister for Planning and Infrastructure that amendments to local government town planning schemes be given final approval where no submissions were made during the advertising period, or where that recommendation accords with the local government's determination of any submissions received, under the provisions of regulations 19 and 25 (g) of the *Town Planning Regulations 1967*.

16. Power to comment to members of the Town Planning Appeal Committee on submissions made pursuant to the provisions of section 33A of the *Metropolitan Region Town Planning Scheme Act 1959*.

17. Power to grant approval to plans known generally as outline development plans, structure plans and similar documents or amendments thereto requiring the approval of the Commission pursuant to the provisions of a town planning scheme.

18. Power to certify, in accordance with section 40 of the *Liquor Licensing Act 1988*, with respect to the acceptability of a proposal in terms of relevant existing approvals, written laws relating to planning, schemes and Commission policy.

19. Power pursuant to sections 52 and 85 of the *Land Administration Act 1997* to approve plans of survey where in accordance with predetermined policies (if any) of the Commission.

20. In accordance with section 20C, power to grant approval for an applicant to pay to the relevant local government a sum of money in lieu of land being set aside for public open space that represents the value of that portion in circumstances where the Commission has approved a plan of subdivision upon the condition that such land be set aside for public open space.

SCHEDULE 6—APPLICATION OF DELEGATION

The delegation of functions set out in clause 10 of Schedule 5 apply to the following officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices designated below—

- (i) Director, Policy and Legislation.
- (ii) Executive Director, Statutory Services.

The delegation of functions set out in Schedule 5, save and except for the delegation of functions set out in clause 10 of Schedule 5, apply to the officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices designated below but subject to the conditions specified—

- (i) Manager, Metro-North, and
- (ii) Coordinator, Metro-North
but for (i) and (ii) confined to those matters related to land within the Perth Metropolitan Region within the Cities, Towns and Shires of—
Bassendean, Bayswater, Belmont, Cambridge, Claremont, Cottesloe, Joondalup, Kalamunda, Mosman Park, Mundaring, Nedlands, Peppermint Grove, Perth, Stirling, Subiaco, Swan, Vincent and Wanneroo.
- (iii) Manager, Metro South, and
- (iv) Senior Project Planner—Coordinator, Metro-South
but for (iii) and (iv) confined to those matters related to land within the Perth Metropolitan Region within the Cities, Towns and Shires of—
Armadale, Canning, Cockburn, East Fremantle, Fremantle, Gosnells, Kwinana, Melville, Rockingham, Serpentine-Jarrahdale, South Perth and Victoria Park.
- (v) Manager, Country Planning
but confined to those matters related to land outside the Perth Metropolitan Region and the South West Region of the State as defined in Schedule 1 to the Act.
- (vi) Coordinator, Eastern and Northern Regions, Country Planning
- (vii) Coordinator, Schemes and Strategies, Country Planning
but for (vi) and (vii) confined to those matters related to land outside the Perth Metropolitan Region and including the Gascoyne, Goldfields-Esperance, Kimberley, Pilbara and Wheatbelt Regions, as defined in Schedule 1 to the Act, but excluding the Shires of West Arthur, Wagin, Dumbleyung, Lake Grace and Ravensthorpe.

- (viii) Regional Manager, Great Southern
but confined to those matters related to land within the Great Southern Region of the State as defined in Schedule 1 of the Act and including the Shire of West Arthur, Wagin, Dumbleyung, Lake Grace and Ravensthorpe.
- (ix) Regional Manager, South West,
- (x) Coordinator, South West, and
- (xi) Manager, Local Planning, South West
but for (ix), (x) and (xi) confined to those matters related to land within the South West Region of the State as defined in Schedule 1 to the Act.
- (xii) Regional Manager, Mid West
but confined to those matters related to land within the Mid West Region of the State as defined in Schedule 1 to the Act.
- (xiii) Regional Manager, Peel
but confined to those matters related to land within the Peel Region of the State as defined in Schedule 1 to the Act.
- (xiv) Director, Policy and Legislation.
- (xv) Executive Director, Statutory Services.

SCHEDULE 7—FUNCTIONS DELEGATED

1. Power to endorse the following classes of approval that may be granted pursuant to Part III of the *Town Planning and Development Act 1928*—

- (i) diagrams and plans of survey and deposited plans submitted in accordance with an earlier approved plan of subdivision or amalgamation; and
- (ii) any other documents relating to leases, licences, transfers, conveyances and mortgages, and other dealings in land,

submitted for formal endorsement, subject to prior compliance with all relevant conditions (if any) affixed as a condition of approval.

2. Power pursuant to Regulation 22 of the *Town Planning Regulations 1967* to endorse town planning scheme and town planning scheme amendment documents for submission to the Minister for Planning and Infrastructure.

3. Power pursuant to section 25B of the *Strata Titles Act 1985* to endorse survey-strata plans or plans or re-subdivision or consolidation for a survey-strata scheme submitted for formal endorsement, subject to prior compliance with all relevant conditions (if any) affixed as a condition of approval.

4. Power to endorse diagrams and plans of survey and deposited plans involving the acquisition and resumption of land created pursuant to Part V of the *Metropolitan Region Town Planning Scheme Act 1959* and the *Town Planning and Development Act 1928*.

SCHEDULE 8—APPLICATION OF DELEGATION

The delegation of functions set out in Schedule 7 apply to the officers of the Department for Planning and Infrastructure for the time being exercising the duties of the offices designated below but subject to the conditions specified—

- (i) Executive Director, Statutory Services
- (ii) Director, Policy and Legislation
- (iii) Manager, Metro-North, and
- (iv) Coordinator, Metro-North
but for (iii) and (iv) confined to those matters related to land within the Perth Metropolitan Region within the Cities, Towns and Shires of—
Bassendean, Bayswater, Belmont, Cambridge, Claremont, Cottesloe, Joondalup, Kalamunda, Mosman Park, Mundaring, Nedlands, Peppermint Grove, Perth, Stirling, Subiaco, Swan, Vincent and Wanneroo.
- (v) Manager, Metro-South, and
- (vi) Senior Project Planner—Coordinator, Metro-South
but for (v) and (vi) confined to those matters related to land within the Perth Metropolitan Region within the Cities, Towns and Shires of—
Armadale, Canning, Cockburn, East Fremantle, Fremantle, Gosnells, Kwinana, Melville, Rockingham, Serpentine-Jarrahdale, South Perth and Victoria Park.
- (vii) Manager, Country Planning
but confined to those matters related to land outside the Perth Metropolitan Region as defined in Schedule 1 to the Act.
- (viii) Regional Manager, South West
- (ix) Coordinator, South West, and
- (x) Manager, Local Planning, South West
but for (viii), (ix) and (x) confined to those matters related to land within the South West Region of the State as defined in Schedule 1 to the Act.

SCHEDULE 9—FUNCTIONS DELEGATED

Power to undertake the following administrative, financial and miscellaneous functions of the Commission—

- (i) Arrangements for the conveyance, assignment, transfer, subdivision, amalgamation and development of Commission property;
- (ii) Arrangements for the leasing of Commission property including the determination of rents in accordance with established Commission practice;
- (iii) Arrangements for the management, maintenance, repair, insurance, valuation and other related incidental functions with respect to Commission property subject to a \$50,000 maximum figure of expenditure per property in any one financial year;
- (iv) Appointment of Incurring Officers, Certifying Officers and Collectors of Public Moneys;
- (v) Prescription of charges, and setting conditions, for the sale and release of maps and publications;
- (vi) Write-off of bad debts, disposal of assets or goods which have individual values not exceeding \$5,000, subject to compliance in each case with State Supply Commission procedures, and making recommendations to the Commission for the write-off of bad debts and disposing of assets and goods with values in excess of that figure; and
- (vii) The awarding of contracts, and the appointment of consultants pursuant to section 41 of the Act, for activities to which a budget has been approved and allocated by the Commission and subject to compliance in each case with State Supply Commission procedures.

SCHEDULE 10—APPLICATION OF DELEGATION

The functions set out in Schedule 9 apply as follows—

1. (a) paragraphs (i), (ii), (iii), (iv), (v), (vi); and
(b) paragraph (vii), but subject to a limitation of \$50,000,
apply to the officer for the time being occupying the position of Director General in the Department for Planning and Infrastructure.
2. paragraphs (i), (ii) and (iii) apply to the officers of the Department for Planning and Infrastructure occupying the positions of Executive Director—Portfolio Management and Director, Land Asset Management.
3. paragraphs (v) and (vii) apply to the officers of the Department for Planning and Infrastructure occupying the positions of Executive Director—Integrated Planning and Policy, Executive Director—Statutory Services, Executive Director—Service Delivery and Executive Director, Corporate Services but subject to a limitation of \$50,000 in any one contract.
4. The powers and functions in paragraph (vii) of Schedule 9 but subject to a limitation of \$100,000 in any one contract, apply to—
 - (a) the Transport Committee, being a committee established under section 19(1a) and (1e) of the Act, for transportation studies and initiatives; and
 - (b) the Infrastructure Coordinating Committee, being a committee established under section 19(1a) and (1g) of the Act, for infrastructure studies and initiatives.

SCHEDULE 11—FUNCTIONS DELEGATED

Such powers and functions under the Act and the *Metropolitan Region Town Planning Scheme Act 1958* as are necessary to—

- (i) determine alignments, reservations and plans for the protection of transportation reserves that may require amendments to the Metropolitan Region Scheme;
- (ii) determine transportation requirements of amendments to the Metropolitan Region Scheme; and
- (iii) prepare transportation strategies and policies both within and outside the Perth Metropolitan Region.

SCHEDULE 12—APPLICATION OF DELEGATION

The powers and functions set out in schedule 11 apply to the Transport Committee being a committee established under section 19(1a) and (1e) of the Act.

SCHEDULE 13—FUNCTIONS DELEGATED

Such powers and functions under the Act and the *Metropolitan Region Town Planning Scheme Act 1958* as are necessary to—

- (i) co-ordinate the preparation of the Metropolitan Development Program; and
- (ii) plan for the coordinated provision of infrastructure for land development.

SCHEDULE 14—APPLICATION OF DELEGATION

The powers and functions set out in Schedule 13 apply to the Infrastructure Coordinating Committee being a committee established under section 19(1a) and (1g) of the Act.

SCHEDULE 15—FUNCTIONS DELEGATED

All powers and functions of the Commission that may lawfully be delegated under the Act, the *Metropolitan Region Town Planning Scheme Act 1958*, the *Town Planning and Development Act 1928*, and any other written law.

SCHEDULE 16—APPLICATION OF DELEGATION

The powers and functions set out in Schedule 15 apply to the Executive, Finance & Property Committee being a committee established under section 19(1a) and (1b) of the Act.

R. N. STOKES, Secretary,
Western Australian Planning Commission.

PI402*

WESTERN AUSTRALIAN PLANNING COMMISSION ACT 1985**DELEGATION****Development Control Powers under the Metropolitan Region Scheme
to Local Governments**

File: 970-1-1-3

Notice is hereby given that the Western Australian Planning Commission (*Commission*) has resolved to—

- (a) Revoke its delegation of functions to local governments and to members and officers of those local governments as detailed in the Notice of Delegation published in the *Government Gazette* of 28 September 2001 (pages 5391-5393), relating to the determination of applications for approval to commence and carry out development within their respective districts;
AND
- (b) Delegate to local governments and to members and officers of those local governments, its functions in respect of the determination, in accordance with Part IV of the *Metropolitan Region Scheme* (MRS), of applications for approval to commence and carry out development specified in Clauses 1 and 2 below, within their respective districts.
- (c) The delegation is subject to the exceptions and conditions set out in Clauses 1 to 5 and Schedule 1.

1. Development on zoned land

Applications for development on land zoned under the MRS except—

- (i) where the land is subject to a resolution under Clause 32 of the MRS; or
- (ii) where the land is subject to the declaration of a planning control area under Section 35C of the *Metropolitan Region Town Planning Scheme Act 1959*; or
- (iii) where that land is partly within the management area within the meaning of the *Swan River Trust Act 1988* or is outside the management area but abuts waters within the management area; or
- (iv) where the local government is of the opinion that the application should be determined by the Commission on the grounds that the proposal is of State or regional importance or is in the public interest, or
- (v) in respect of public works undertaken by public authorities.

2. Development on regional road reservations

Applications for development on land reserved under the MRS for the purpose of a regional road.

3. Referral requirements for development on land on or abutting a regional road reservation

The following applications for development on land on or abutting a regional road reservation classified as Category 1, 2 or 3 shall be referred to Main Roads WA or the Department for Planning and Infrastructure, as applicable, for comment and recommendation before being determined by the local government.

Type of Regional Road Reservation	Classification	Referral Agency
Primary Regional Road	Category 1 & 2	Main Roads WA
	Category 3	Department for Planning and Infrastructure
Other Regional Road	Category 1, 2 and 3	Department for Planning and Infrastructure

Category 1 roads—

- applications for development, including earthworks and drainage, which encroaches upon the road reservation;
- applications which involve direct access between the subject land and the road reservation;
- applications with potential for a significant increase in traffic using any access, either directly or indirectly, onto the road reservation.

Category 2 roads—

- applications for development, including earthworks and drainage, which encroaches upon the road reservation;
- applications which involve additional, relocated or new access between the subject land and the road reservation;
- applications with potential for a significant increase in traffic using any access, either directly or indirectly, onto the road reservation;
- applications which propose retention of an existing access between the subject land and the road reservation, where there is an alternative access to a local road.

Referral is not required in respect of Category 1 and 2 roads where—

- the local government first decides to refuse an application under the MRS; or
- the application is for a residential development of less than five dwellings without any development encroachment upon the road reservation and does not involve additional, relocated or new access between the subject land and the road reservation; or
- the application is for an ancillary and incidental addition or modification to an existing authorised development which does not encroach upon the road reservation.

Category 3 roads—

- all applications.

Referral is not required in respect of Category 3 roads where—

- the local government first decides to refuse an application under the MRS.

In determining applications under this delegation, local governments shall have regard to the Commission's Policy DC 5.1 "Regional Roads (Vehicular Access)".

Note: Clause 3 relates to all regional road reservations in the MRS as amended from time to time. Commission plans SP 693/2 and SP 694/1 (as revised from time to time) show the current regional roads under the responsibility of Main Roads WA (Plan SP 693/2) and the Commission (Plan SP 694/1). Plan SP 693/2 also shows additional roads under control of Main Roads WA that are not currently reserved in the MRS. Plans SP 693/2 and SP 694/1 categorise the regional roads as—

Category 1—frontage access is not allowed (control of access).

Category 2—frontage access may be allowed subject to approval.

Category 3—road reservation not accurately defined or under review.

(See the section below headed "Interpretations" for further explanation of these categories).

The regional road network changes from time to time with amendments to the MRS and the Department for Planning and Infrastructure should be contacted with regard to new additions to the regional road network to ascertain the category and whether Main Roads WA or the Commission has responsibility. Similarly, the Department for Planning and Infrastructure should be contacted to ascertain the latest revision of plans SP 693/2 and SP 694/1.

Copies of plans SP 693/2 and SP 694/1 are available from the office of the Commission, Albert Facey House, 469 Wellington Street, Perth.

4. Referral requirements for development on land abutting the Swan River Trust Management Area

Applications for development on land that is outside the management area but abutting land that is in the management area, or which in the opinion of the local government are likely to affect waters in the management area, shall be referred to the Swan River Trust for comment and recommendation before being determined by the local government.

5. Referral requirements for development on land abutting other reservations

Applications for development on land abutting land reserved in the MRS for purposes other than regional roads or Parks and Recreation (where the reservation corresponds with the Swan River Trust management area and is covered by Clause 4 of this notice) shall be referred to the public authority responsible for that reserved land for comment and recommendation before being determined by the local government.

In the case of land reserved for the purpose of Parks and Recreation, which is not vested or owned by another public authority, the applications shall be referred to the Department for Planning and Infrastructure before being determined by the local government.

Schedule 1

For the purpose of this notice—

- (a) Where an application is referred by the local government to a public authority for comment and recommendation, the public authority shall provide comment and recommendation, if any, within 30 days of receipt of the application. If no comment or recommendation is received within that 30 day period the local government may determine the application on the available information.
- (b) Where the recommendation provided by the public authority specified in the delegation notice is not acceptable to the local government the application, together with the recommendations provided by all public authorities consulted and the reasons why the recommendation is not acceptable to the local government, shall be referred immediately to the Commission for determination.

- (c) The powers delegated to a member or officer of a local government may only be exercised by a member or officer who has been delegated power from the local government to consider and determine applications for approval to commence and carry out development within the local government district under the local government town planning scheme.

Interpretations

In this Notice of Delegation, unless the context otherwise requires—

- “access” means both entry and exit from either a road or abutting development by a vehicle.
- “development” has the same meaning given to it in and for the purposes of the *Town Planning and Development Act 1928*.
- “local government” means a local government within the area covered by the MRS.
- “local road” means a road other than a private road or a road subject of reservation under Part II of the MRS.
- “not acceptable” means that the local government wishes to determine the application, as a delegate of the Commission, in a manner that is inconsistent with the recommendation received from the public authority to which the local government was required to consult under this Notice of Delegation.
- “regional road” means any road designated under the Scheme as follows—
- (a) land coloured red in the Scheme Map—Primary Regional Roads; and
 - (b) land coloured dark blue in the Scheme Map—Other Regional Roads.
- “reserved land” means land reserved under Part II of the MRS.
- “road reservation” means land reserved for the purposes of a regional road.
- “category 1 road” applies where regional roads—
- (a) are constructed or planned to a fully controlled and grade separated freeway standard; or
 - (b) are constructed or planned to an access controlled arterial standard, (i.e. a primary or district distributor road with widely-spaced signalised intersections or roundabouts, and few, if any, direct access points to individual sites or local streets).
- “category 2 road” applies where regional roads—
- (a) are constructed or planned to a partially access controlled arterial standard, (i.e. a primary or district distributor road with direct connections to local streets and driveways to larger sites, but with some restriction of direct frontage access to individual properties); or
 - (b) have direct frontage access to abutting properties due to the historic development of the road and properties.

R. N. STOKES, Secretary,
Western Australian Planning Commission.

PI403*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

METROPOLITAN REGION SCHEME (SECTION 33) AMENDMENTS

Amendment No. 1028/33—South East Districts Omnibus (No.5)

Amendment No. 1038/33—Thomsons Lake Regional Centre

OUTCOME OF SUBMISSIONS

The Western Australian Planning Commission has considered all the submissions received in respect of the amendment proposals for the above amendments. These proposals were first published in the *Government Gazette* on 24 July 2001 (amendment No.1028/33) and 9 October 2001 (amendment 1038/33). The Commission has recommended that both amendments be modified. The amendments are shown on Western Australian Planning Commission plans 1.5010/1, 1.5011/1, 1.5012/1, 1.5013, 1.5014 and 3.1454/1.

The amendments have been presented to and approved by the Governor in accordance with the requirements of the Metropolitan Region Town Planning Scheme Act. They will now be tabled in both Houses of Parliament, where they must remain for 12 sitting days. During this time either House may, by resolution, disallow either amendment. As soon as the amendments are no longer subject to disallowance they become legally effective in the Metropolitan Region Scheme.

Copies of the amendments and the accompanying Report on Submissions are available for public inspection from Wednesday 25 September 2002 to Friday 15 November 2002 at the following locations—

- | | |
|--|---|
| <ul style="list-style-type: none"> • Department for Planning and Infrastructure
1st floor, Albert Facey House
469 Wellington Street
PERTH | <ul style="list-style-type: none"> Council Offices of the municipalities of— <ul style="list-style-type: none"> • City of Perth • City of Fremantle |
|--|---|

- J S Battye Library
Alexander Library Building
Francis Street
NORTHBRIDGE

Amendment No. 1028/33 will also be displayed at the Cities of Armadale, Belmont, Canning and Gosnells, the Town of Victoria Park and the Shire of Serpentine-Jarrahdale.

Amendment No. 1038/33 will also be displayed at the City of Cockburn and the Town of Kwinana.

Copies of the Report on Submissions are available from these display locations.

R. N. STOKES, Secretary, Western Australian Planning Commission.

POLICE

PO501

POLICE ACT 1892

POLICE AUCTION

Under the provisions of the Police Act 1892 unclaimed and stolen property will be sold by Public Auction at South West Auctioneering Company, Lot 51 Strelley Street, Busselton on 5 October 2002.

B. MATTHEWS, Commissioner of Police.

WATER

WA401*

WATER AGENCIES (POWERS) ACT 1984

NOTICE OF PROPOSAL TO UPGRADE EXISTING WASTEWATER TREATMENT PLANT WORKS

Town of Broome

Broome Wastewater

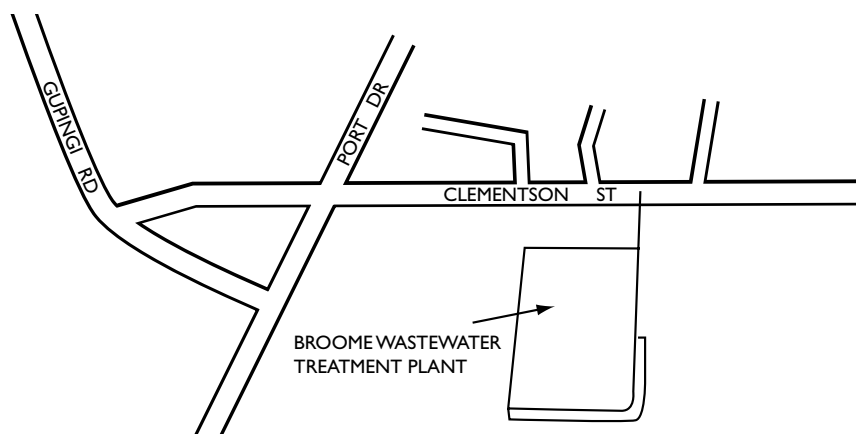
To improve the management and disposal/reuse of the treated wastewater from the existing Broome Wastewater treatment plant, the Water Corporation proposes to upgrade the capacity and carry out odour control works. Works include constructing a new primary pond, deepening of existing ponds at site, raising banks of existing ponds, constructions of a new inlet discharge tower, removal of old discharge tower, miscellaneous associated electrical and mechanical piping works, and increasing existing pond banks and depth to maximise storage.

The proposed works are scheduled to commence in October 2002 and will continue for approximately 24 months.

A copy of this Notice of Proposal (referred to as BM66-0-1) is available for viewing, during office hours, at the Water Corporation's Regional Office at Lot 1796, Blackman Street, Broome.

For further information on this essential wastewater project please contact the Project Manager Jim Ghaswala on (08) 9420 2012.

Objections to the proposed works should be lodged in writing to the Project Manager Jim Ghaswala, Water Corporation, PO Box 100, Leederville WA 6902 before the close of business on 17 October 2002.



PUBLIC NOTICES

ZZ101

*PRINTERS CORRECTION***TRUSTEES ACT 1962**

DECEASED ESTATES

Notice to Creditors and Claimants

An error occurred in the notice published under the above heading on page 4645 of *Government Gazette* No. 164 dated 13 September 2002 and is corrected as follows.

At page 4645 delete "Anderson, Jessie McGowan" and insert " Andersen, Jessie McGowan ".

ZZ201

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Notice to Creditors and Claimants of late Sydney Crawford Jaffrey, late of 14 Shiel Way, Hamersley, Western Australia, Retired Mining Engineer deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the deceased who died on 13th August 2002, are required by the Trustee ANZ Executors & Trustee Company Limited (ACN 006 132 332 of Level 9, Allendale Square, 77 St George's Terrace, Perth WA 6000 to send particulars of their claim to him by 30 October 2002 after which the Trustee may convey or distribute the assets having regard only to the claims he then has notice.

ZZ202

TRUSTEES ACT 1962

DECEASED ESTATES

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 20th October 2002, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Brady, Gerard Abel also known as Gerry Brady, late of 38 Fifth Avenue, Mount Lawley, (DE19980186EM42).

Bransby, Rosa Vesta, late of Unit 10/192 Fairway Circle, Connolly, died 22/8/02 (DE19720735EM12).

Down, Gordon, late of Craiglea Park Nursing Home, 38 Alday Street, St James, died 13/6/02, (DE33015209EM37).

Felstead, Victor Charles, late of Unit 159/60 Kalinda Drive, City Beach, died 28/8/02, (DE19861229EM43).

Fogg, Joan Prudence, late of 148 Roberts Street, Joondanna, died 1/8/02, (DE19671104EM37).

Guthrie, Jessie, late of 195 Edinboro Street, Joondanna, died 24/8/02, (DE19672605EM44).

Harley, William Henry, late of 84 Grovedale Road, Floreat, died 19/8/02, (DE19792221EM37).

Hunt, Ethel May, late of Mosman Park Nursing Home, 57 Palmerston Street, Mosman Park, died 20/8/02, (DE19600381EM26).

Ilias, Anthanasios Spiro, late of 107 Coogee Street, Mount Hawthorn, died 24/6/02, (DE19642403EM32).

Matuszewicz, Teresa, late of Bridgwater Nursing Home, 5 Kemp Place, Rivervale, died 1/6/02, (DE30318437EM26).

Middleton, Gladys Somerset, late of Midland Nursing Home, 44 John Street, Midland, died 30/8/02, (DE19910651EM32).

Nicholson, Ethel Barbara, late of 95 Lakes Road, Mandurah, died 6/7/02, (DE19500527EM37).

Paton, Ivy, late of Craigwood Green, 29 Gardner Street, Common, died 25/8/02, (DE19890317EM12).

Pierce, Helen Esther Pearl, late of Embleton Care Facility, 46 Broun Avenue, Embleton, formerly of 1 Rowlands Street, Maylands and 17 Lawrence Street, Bayswater, died 24/8/02, (DE19781327EM35).

Starling, Nellie Blanche, late of Tandara Nursing Home, 73 Jarrah Road, Bentley, died 10/8/02, (DE19863450EM37).

Taylor, Charles Benedict, late of Swan Village of Care, 26 Plantation Drive, Bentley, died 2/6/02, (DE33016285EM16).

Vanadzins, Eileen Veronica, late of 40 Florence Street, West Perth, died 5/7/02, (DE30323456EM26).

White, Patricia Constance, late of Unit 3/44 Third Avenue, Mount Lawley, died 19/8/02, (DE19842197EM24).

Willans, William Walter, late of 191 Keane Street, Cloverdale, died 27/7/02, (DE19591580EM13).

Williamson, Alexander Wallace, late of Mackay Way, Hillarys, died 19/8/02, (DE19990285EM22).

Woods, Angela May, late of 96 Norrish Street, Tambellup, died 24/6/02, (DE33017158EM26).

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

ZZ401

PARTNERSHIP ACT 1895

NOTICE TO CREDITORS

Notice is hereby given pursuant to Section 47 of the Partnership Act 1895 (WA) that on the 31st of August 2002, Orbit Drilling Pty Ltd (ACN: 078 788 735) ceased to be a partner of Murchison Exploration & Hire Services situated at 2060 Wanneroo Road, Neerabup. The business will from and including 1 September 2002 be conducted by Jube Pty Ltd (ACN: 009 408 575) absolutely.

WESTERN AUSTRALIA

RETIREMENT VILLAGES ACT 1992

Price: \$15.05 counter sales

Plus postage on 235 grams

RETIREMENT VILLAGES REGULATIONS 1992

***Price: \$4.80 counter sales**

Plus postage on 40 grams

* Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

FREEDOM OF INFORMATION ACT 1992

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* Prices subject to change on addition of amendments.

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Information on solutions to work safety and health challenges has been delivered to your workplace.

Go to the World Wide Web on the Internet on your computer and contact <http://www.safetyline.wa.gov.au>

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For further information call (08) 9327 8777.

Go on-line to SafetyLine

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(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

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All subscriptions are for the period from 1 January to 31 December 2003. 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.

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