

# WESTERN AUSTRALIAN GOVERNMENT Gazette

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## GOVERNMENT GAZETTE

### PUBLISHING DETAILS FOR CHRISTMAS 2003 AND NEW YEAR HOLIDAY PERIOD 2004

*NOTE: Due to Friday 26th December being a public holiday there will not be a gazette published on that day*

#### **Publishing Dates and times**

Tuesday 30 December 2003 at 3.30 pm

Friday 2 January 2004 at 3.30 pm

#### **Closing Dates and Times for copy**

Wednesday 24 December 2003 at 12 noon

Tuesday 30 December 2003 at 3.00pm

From week commencing 5 January 2004 normal publishing resumes.



# — PART 1 —

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## LOCAL GOVERNMENT

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LG301\*

### HEALTH ACT 1911

#### SHIRE OF NANNUP HEALTH LOCAL LAWS 2003

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

#### 1. Citation

These local laws may be cited as the “*Shire of Nannup Health Local Laws 2003*”

#### 2. Incorporation by Reference

- (i) In these local laws, “*The Shire of Northam Health Local Laws 2003*”—
- (a) means *The Shire of Northam Health Local Laws 2003* published in the *Government Gazette* on the 20 February 2003; 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 Northam Health Local Laws 2003* are incorporated with and form part of these Local Laws.

#### 3. Repeal

- (1) The Health Local Laws adopted by the Shire of Nannup and published in the *Government Gazette* on the 2 October 1925 and amended from time to time, are repealed;
- (2) The Health Local Laws adopted by the Shire of Nannup and published in the *Government Gazette* on the 10 February 1950 and amended from time to time, are repealed;
- (3) The Health Local Laws adopted by the Shire of Nannup on 13 October 1956 and published in the *Government Gazette* on the 8 March 1957, and amended from time to time, are repealed; and
- (4) The Health Local Laws adopted by the Shire of Nannup on 12 January 1967 and published in the *Government Gazette* on the 23 March 1967, and amended from time to time, are repealed.

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### SCHEDULE

#### Modifications to *The Shire of Northam Health Local Laws 2003*

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 Nannup Health Local Laws 2003</i> ”.
2	1.2	Delete Section 1.2
3	1.3(1), and Schedules 1-10	Delete “Shire of Northam” wherever it occurs and substitute “Shire of Nannup”
4	2.15 (4) (a)	Delete “;and”
5	4.16 (3)	After section 4.16 (2) insert a new section as follows “The areas specified in schedule 11 are the areas within which the provisions of section 112A of the Act shall operate and have effect”

Item	Sections Affected	Description
6	5.12 (a)	Substitute "Northam" with "Nannup"
7	5.16	Insert a new section 5.16 as follows— "An owner or occupier of premises, within a townsite shall not keep a horse, cow or large animal on those premises without approval of Council. (1) An owner or occupier of premises who has an approved animal shall ensure— (a) The area thereof is .2 of a hectare or more and is for the exclusive use of the approved animal, and (b) The approved animal does not encroach within 15 metres of a dwelling." and renumber balance of Division 3 accordingly.
8	5.26	Delete whole section
9	5.27	Delete whole section
10	5.28	Delete whole section
11	5.29	Substitute section number with 5.26
12	5.30	Substitute section number with 5.27
13	5.31	Substitute section number with 5.28
14	5.32	Substitute section number with 5.29
15	Schedule 11	Insert a new Schedule 11 as follows— "Schedule 11 SHIRE OF NANNUP HEALTH ACT 1911 "PRESCRIBED AREAS—SECTION 112A The townsite of Nannup"

Passed at a meeting of the Local Government of the Shire of Nannup held on 28 August 2003.

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

BARBARA DUNNET, Shire President.

Dated this 7<sup>th</sup> day of October 2003.

SHANE COLLIE, Chief Executive Officer.

Dated this 2<sup>nd</sup> day of October 2003.

Consented to—

MARGARET STEVENS, Executive Director, Public Health.

Dated this 28<sup>th</sup> day of October 2003.

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## PUBLIC TRANSPORT AUTHORITY

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PX301

**RAIL FREIGHT SYSTEM ACT 2000**  
RAIL FREIGHT SYSTEM (CORRIDOR LAND RECTIFICATION)  
ORDER NO. 6/2003

Made under Section 39 by the Rail Corridor Minister.

### 1. Citation

This order may be cited as the *Rail Freight System (Corridor Land Rectification) Order No. 6/2003*.

**2. Rectification of land as corridor land**

The rectification of railway land as corridor land identified in the last column of the Schedule.

**Schedule—Land to be rectified as corridor land**

Designation Identification	Railway line Identification	Railway Identification Plan Number	Description of Land
59.107.3	Narrogin—West Merredin via Corrigin	Plan 59-1	Land identified as Lot 501 on Diagram 90194. Total area of 9000m <sup>2</sup>

Dated this 1st day of November 2003.

ALANNAH MacTIERNAN MLA, Minister for Planning and Infrastructure.

**PX302****RAIL FREIGHT SYSTEM ACT 2000**

RAIL FREIGHT SYSTEM (CORRIDOR LAND RECTIFICATION)  
ORDER NO. 7/2003

Made under Section 39 by the Rail Corridor Minister.

**1. Citation**

This order may be cited as the *Rail Freight System (Corridor Land Rectification) Order No. 7/2003*.

**2. Rectification of land as corridor land**

The rectification of railway land as corridor land identified in the last column of the Schedule.

**Schedule—Land to be rectified as corridor land**

Designation Identification	Railway line Identification	Railway Identification Plan Number	Description of Land
34.189.4	Avon Yard—Mullewa	Plan 34-3	Land identified as Lot 609 (closed road) on Diagram 94975. Total area of about 800m <sup>2</sup>
34.189.2	Avon Yard—Mullewa	Plan 34-3	Land shown as portion of Acacia Way on Plan 21059
34.333.2	Avon Yard—Mullewa	Plan 34-7	Land identified as Road Widening on Plan 20967. Total area of 217m <sup>2</sup>

Dated this 1st day of November 2003.

ALANNAH MacTIERNAN MLA, Minister for Planning and Infrastructure.

**PX303****RAIL FREIGHT SYSTEM ACT 2000**

RAIL FREIGHT SYSTEM (CORRIDOR LAND RECTIFICATION AND)  
AMENDMENT) ORDER NO. 8/2003

Made under Section 37 and 39 by the Minister for Planning and Infrastructure.

**1. Citation**

This order may be cited as the *Rail Freight System (Corridor Land Rectification) Order No. 8/2003*.

## 2. Rectification and Amendment of land

The rectification of railway land as corridor land and an amendment to land to no longer be corridor land identified in the last column of the Schedule.

### Schedule—Land to be rectified or amended

Designation Identification	Railway line Identification	Railway Identification Plan Number	Description of Land
3.146.1	Millendon Junction—Narngulu	Plan 03-2	Land identified as Lot 434 on Deposited Plan 221287. Total area of 5.3349ha
3.375.5	Millendon Junction—Narngulu	Plan 03-6	Land identified as Victoria Location 12180 on Deposited Plan 193681. Total area of 720m <sup>2</sup>

Dated this 1st day of November 2003.

ALANNAH MacTIERNAN MLA, Minister for Planning and Infrastructure.

## PX304

### RAIL FREIGHT SYSTEM ACT 2000

#### RAIL FREIGHT SYSTEM (CORRIDOR LAND AMENDMENT) ORDER NO. 9/2003

Made under Section 37 by the Minister for Planning and Infrastructure.

#### 1. Citation

This order may be cited as the *Rail Freight System (Corridor Land Amendment) Order No. 9/2003*.

#### 2. Amendment of Corridor land

The amendment of corridor land as identified in the last column of the Schedule.

### Schedule—Amend land to no longer be corridor land

Designation Identification	Railway line Identification	Railway Identification Plan Number	Description of Land
75.018.2	Picton Junction—Northcliffe	Plan 75	Land identified as Road Widening on Diagram 94850. Total area of 2027m <sup>2</sup>

Dated this 1st day of November 2003.

ALANNAH MacTIERNAN MLA, Minister for Planning and Infrastructure.

## PX305

### RAIL FREIGHT SYSTEM ACT 2000

#### RAIL FREIGHT SYSTEM (CORRIDOR LAND AMENDMENT) ORDER NO. 10/2003

Made under Section 37 by the Minister for Planning and Infrastructure.

#### 1. Citation

This order may be cited as the *Rail Freight System (Corridor Land Amendment) Order No. 10/2003*.

#### 2. Amendment of Corridor land

The amendment of corridor land as identified in the last column of the Schedule.

**Schedule—Amend land to no longer be corridor land**

Designation Identification	Railway line Identification	Railway Identification Plan Number	Description of Land
75.137.7	Picton Junction—Northcliffe	Plan 75-3	Land identified as 'A' on Deposited Plan 33550. Total area of 1095m <sup>2</sup>
75.138.3	Picton Junction—Northcliffe	Plan 75-3	Land identified as 'A' on Deposited Plan 33549. Total area of 109m <sup>2</sup>

Dated this 1st day of November 2003.

ALANNAH MacTIERNAN MLA, Minister for Planning and Infrastructure.

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## **RACING, GAMING AND LIQUOR**

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RG101

*PRINTERS CORRECTION*

**GAMING COMMISSION ACT 1987**

**GAMING COMMISSION (APPOINTMENT OF MEMBER) NOTICE 2003**

An error occurred in the notice published under the above heading on page 4529 of *Government Gazette* No. 170 dated 28 October 2003 and is corrected as follows.

Delete the words—

“MICHELLE ROBERTS, Minister for Racing and Gaming.”

and insert the words—

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

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## — PART 2 —

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### COMMUNITY DEVELOPMENT

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CX401

#### ADOPTION ACT 1994

##### CONTACT AND MEDIATION AGENCY LICENCE

I, Sheila McHale, Minister for Community Development, Women's Interests, Seniors and Youth issue the following persons with a licence to act as a Contact and Mediation Agency under Sections 105 and 106 of the Adoption Act 1994 and subject to the Adoption Regulations and Code of Practice 1995—

Lisa Maree Mueller  
24 Wheelwright Road  
Lesmurdie WA 6076

Dated this 21st day of October 2003.

SHEILA McHALE MLA, Minister for Community Development,  
Women's Interests, Seniors and Youth.

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### CONSUMER AND EMPLOYMENT PROTECTION

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CE401

#### CHARITABLE COLLECTIONS ACT 1946

##### REVOCATION OF LICENCES

I, John Kobelke being the Minister administering the Charitable Collections Act 1946, acting in the exercise of the powers conferred by subsection (3) of section 12 of that Act, hereby give notice that I have revoked the licence of the organisations listed below—

- Australian Commonwealth Games Association WA Division Inc
- Australian Pain Relief Association Limited
- John Skidmore Foundation Inc
- Three (3) Boys Legacy Inc
- Western Australian Olympic Council Inc
- German-Australian Welfare Association Inc

Dated this 27th day of October 2003.

JOHN KOBELKE MLA, Minister for Consumer and  
Employment Protection.

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CE402

#### ASSOCIATIONS INCORPORATION ACT 1987

##### ORDER PURSUANT TO SECTION 34(2)

##### Kalgoorlie Taxi Car Owners Association Inc

Pursuant to provisions of Section 34(2) of the Associations Incorporation Act 1987, I hereby order that the undertaking of the Kalgoorlie Taxi Car Owners Association Inc be transferred to the Kalgoorlie Taxi Car Owners Co-operative Limited with effect from the date of publication of this order.

PATRICK WALKER, Commissioner for Fair Trading.



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**FISHERIES**

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FI401\*

**FISH RESOURCES MANAGEMENT ACT 1994****PILBARA FISH TRAWL FISHERY (INTERIM) MANAGEMENT PLAN AMENDMENT 2003**

FD 2234/99 [587]

Made by the Minister under section 54.

**Citation**

1. This instrument may be cited as the *Pilbara Fish Trawl Fishery (Interim) Management Plan Amendment 2003*.

**Commencement**

2. This instrument comes into operation on the day on which section 3 of the *Acts Amendment (Australian Datum) Act 2000* comes into operation.

**Management plan amended**

3. The amendments in this instrument are to the *Pilbara Fish Trawl Interim Managed Fishery Management Plan 1997\**.

**Schedule 1 amended**

4. Schedule 1 is amended by deleting “and 115°19.4’ east longitude”.

**Schedule 6 replaced**

5. Schedule 6 is deleted and the following schedule is inserted instead—

## “Schedule 6

## Port areas

Item 1—The intersection of 20°18.19’ south latitude and 118°34.68’ east longitude (Port Hedland).

Item 2—The intersection of 20°38.2’ south latitude and 117°11.53’ east longitude (Port Walcott).

Item 3—The intersection of 20°39.32’ south latitude and 116°40.78’ east longitude (Port of Dampier).”.

[\*Published in the Gazette of 23 December 1997. For amendments to 27 October 2003 see the *Pilbara Fish Trawl Interim Managed Fishery Management Plan Amendment 1998* published in the Gazette of 30 December 1998, the *Pilbara Fish Trawl Fishery (Interim) Management Plan Amendment 1999* published in the Gazette of 21 December 1999, the *Pilbara Fish Trawl Fishery (Interim) Management Plan Amendment 2000* published in the Gazette of 12 December 2000, the *Pilbara Fish Trawl Fishery (Interim) Management Plan Amendment 2001* published in the Gazette of 18 December 2001 and the *Pilbara Fish Trawl Fishery (Interim) Management Plan Amendment 2002* published in the Gazette of 24 December 2002.]

Dated this 5th day of November 2003.

KIM CHANCE, Minister for Agriculture, Forestry and Fisheries.

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FI402\*

**FISH RESOURCES MANAGEMENT ACT 1994****PILBARA TRAP FISHERY MANAGEMENT PLAN AMENDMENT 2003**

FD 540/01 [588]

Made by the Minister under section 54.

**Citation**

1. This instrument may be cited as the *Pilbara Trap Fishery Management Plan Amendment 2003*.

**Commencement**

2. This instrument comes into operation on the day on which section 3 of the *Acts Amendment (Australian Datum) Act 2000* comes into operation.

**Management plan amended**

3. The amendments in this instrument are to the *Pilbara Trap Management Plan 1992\**.

**Schedule 1 amended**

4. Schedule 1 is amended by—

- (a) deleting “and 114°51.5’ east longitude”; and
- (b) deleting “coastline” in each place where it occurs and inserting instead—  
“high water mark”.

**Schedule 2 amended**

5. Schedule 2 is amended by—

- (a) deleting “and 114°51.5’ east longitude”; and
- (b) deleting “coastline” in each place where it occurs and inserting instead—  
“high water mark”.

**Schedule 4 replaced**

6. Schedule 4 is deleted and the following schedule is inserted instead—

“Schedule 4

Port Areas

Item 1—The intersection of 21°57.43’ south latitude and 114°08.54’ east longitude (Exmouth Marina).

Item 2—The intersection of 21°38.28’ south latitude and 115°07.97’ east longitude (Beadon Creek, Onslow).

Item 3—The intersection of 20°39.32’ south latitude and 116°40.78’ east longitude (Port of Dampier).

Item 4—The intersection of 20°38.2’ south latitude and 117°11.53’ east longitude (Port Walcott).

Item 5—The intersection of 20°18.19’ south latitude and 118°34.68’ east longitude (Port Hedland).

Item 6—The intersection of 18°00.00’ south latitude and 122°13.13’ east longitude (Port of Broome).”.

*[\*Published in the Gazette of 3 April 1992. For amendments to 27 October 2003 see Notice No. 640 published in the Gazette of 11 March 1994, the Pilbara Trap Management Plan Amendment 1997 published in the Gazette of 11 March 1997, the Pilbara Trap Management Plan Amendment (No. 2) 1997 published in the Gazette of 30 December 1997, the Pilbara Trap Fishery Management Plan Amendment 1999 published in the Gazette of 24 December 1999 and the Pilbara Trap Fishery Management Plan Amendment 2002 published in the Gazette of 20 December 2002. See regulation 183 of the Fish Resources Management Regulations 1995 concerning the citation of notices in force under the Fisheries Act 1905 immediately before the commencement of those regulations.]*

Dated this 5th day of November 2003.

KIM CHANCE, Minister for Agriculture, Forestry and Fisheries.

**FI403\*****FISH RESOURCES MANAGEMENT ACT 1994****PROHIBITION ON FISHING (“GUDRUN” WRECK SITE) AMENDMENT ORDER 2003**

Order No. 20 of 2003

FD 1620/98 [589]

Made by the Minister under section 43.

**Citation**

1. This order may be cited as the *Prohibition on Fishing (“Gudrun” Wreck Site) Amendment Order 2003*.

**Commencement**

2. This order comes into operation on the day on which section 3 of the *Acts Amendment (Australian Datum) Act 2000* comes into operation.

**Order amended**

3. The amendment in this instrument is to the *Prohibition on Fishing (“Gudrun” Wreck Site) Notice 1993\**.

**Clause 2 deleted**

4. Clause 2 is deleted.

**Clause 3 amended**

5. Clause 3 is amended by deleting “25°25.50’ south latitude and 113°31.52’ east longitude” and inserting instead—

“25°25.395’ south latitude and 113°31.648’ east longitude”.

[\*Published in the Gazette of 5 February 1993. See regulation 186 of the Fish Resources Management Regulations 1995 concerning the continuation of notices made under or continued under section 9, 10, 11 or 38 of the Fisheries Act 1905 and that were in force immediately before the commencement of those regulations.]

Dated this 5th day of November 2003.

KIM CHANCE, Minister for Agriculture, Forestry and Fisheries.

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**FI404\*****FISH RESOURCES MANAGEMENT ACT 1994****PROHIBITION ON FISHING (“SANKO HARVEST” WRECK SITE) AMENDMENT ORDER 2003**

Order No. 21 of 2003

FD 1620/98 [590]

Made by the Minister under section 43.

**Citation**

1. This order may be cited as the *Prohibition on Fishing (“Sanko Harvest” Wreck Site) Amendment Order 2003*.

**Commencement**

2. This order comes into operation on the day on which section 3 of the *Acts Amendment (Australian Datum) Act 2000* comes into operation.

**Order amended**

3. The amendments in this order are to the *Prohibition on Fishing (“Sanko Harvest” Wreck Site) Notice 1995\**.

**Clause 2 deleted**

4. Clause 2 is deleted.

**Clause 3 amended**

5. Clause 3 is amended by deleting “34°07’22.98” south latitude and 122°04’56.34” east longitude” and inserting instead—

“34°07.307’ south latitude and 122°05.03’ east longitude”.

[\*Published in the Gazette of 3 February 1995. See regulation 186 of the Fish Resources Management Regulations 1995 concerning the continuation of notices made under or continued under section 9, 10, 11 or 38 of the Fisheries Act 1905 and that were in force immediately before the commencement of those regulations.]

Dated this 5th day of November 2003.

KIM CHANCE, Minister for Agriculture, Forestry and Fisheries.

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**FI405\*****FISH RESOURCES MANAGEMENT ACT 1994****PROHIBITION ON FISHING (“HMAS PERTH” WRECK SITE) AMENDMENT ORDER 2003**

Order No. 22 of 2003

FD 1620/98 [591]

Made by the Minister under section 43.

**Citation**

1. This order may be cited as the *Prohibition on Fishing (“HMAS Perth” Wreck Site) Amendment Order 2003*.

**Commencement**

2. This order comes into operation on the day on which section 3 of the *Acts Amendment (Australian Datum) Act 2000* comes into operation.

**Order amended**

3. The amendment in this order is to the *Prohibition on Fishing ("HMAS Perth" Wreck Site) Order 2002\**.

**Clause 2 amended**

4. Clause 2 is amended by deleting "35°4'51.739" south latitude and 117°57'58.581" east longitude" and inserting instead—

"35°04.788' south latitude and 117°58.068' east longitude".

[\*Published in the Gazette of 10 September 2002.]

Dated this 5th day of November 2003.

KIM CHANCE, Minister for Agriculture, Forestry and Fisheries.

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**FI406\*****FISH RESOURCES MANAGEMENT ACT 1994****PROHIBITION ON FISHING ("HMAS SWAN" WRECK SITE) AMENDMENT ORDER 2003**

Order No. 23 of 2003

FD 1620/98 [592]

Made by the Minister under section 43.

**Citation**

1. This order may be cited as the *Prohibition on Fishing ("HMAS Swan" Wreck Site) Amendment Order 2003*.

**Commencement**

2. This order comes into operation on the day on which section 3 of the *Acts Amendment (Australian Datum) Act 2000* comes into operation.

**Order amended**

3. The amendment in this order is to the *Prohibition on Fishing ("HMAS Swan" Wreck Site) Order 1998\**.

**Clause 2 amended**

4. Clause 2 is amended by deleting "115°5'51.4" east longitude and 33°33'7.9" south latitude" and inserting instead—

"33°33.06' south latitude and 115°05.947' east longitude".

[\*Published in the Gazette of 21 April 1998. For corrections and amendments to 27 October 2003 see the *Prohibition on Fishing ("HMAS Swan" Wreck Site) Amendment Order 1998* published in the Gazette of 27 November 1998 and the *Prohibition on Fishing ("HMAS Swan" Wreck Site) Order 1998* correction published in the Gazette of 30 July 1999.]

Dated this 5th day of November 2003.

KIM CHANCE, Minister for Agriculture, Forestry and Fisheries.

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**FI407\*****FISH RESOURCES MANAGEMENT ACT 1994****PROHIBITION ON FISHING ("KUNMUNYA" AND "SAMSON II" WRECKS SITE)  
AMENDMENT ORDER 2003**

Order No. 24 of 2003

FD 1620/98 [593]

Made by the Minister under section 43.

**Citation**

1. This order may be cited as the *Prohibition on Fishing ("Kunmunya" and "Samson II" Wrecks Site) Amendment Order 2003*.

**Commencement**

2. This order comes into operation on the day on which section 3 of the *Acts Amendment (Australian Datum) Act 2000* comes into operation.

**Order amended**

3. The amendment in this order is to the *Prohibition on Fishing ("Kunmunya" and "Samson II" Wrecks Site) Order 2000\**.

**Clause 2 amended**

4. Clause 2 is amended by deleting “20°25.7’ south latitude and 117°12.8’ east longitude” and inserting instead—

“20°25.81’ south latitude and 117°12.80’ east longitude”.

[\*Published in the Gazette of 4 July 2000.]

Dated this 5th day of November 2003.

KIM CHANCE, Minister for Agriculture, Forestry and Fisheries.

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## LOCAL GOVERNMENT

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**LG401\*****BUSH FIRES ACT 1954***Shire of Dumbleyung***FIRE CONTROL OFFICERS 2003-04**

The following have been appointed as Bush Fire Control Officers for the Shire of Dumbleyung in accordance with the Bush Fires Act 1954—

Richard Moran	Chief Fire Control Officer
Jamie Dare	Deputy Chief Fire Control Officer
Richard Moran	Chief Fire Weather Officer
Jamie Dare	Deputy Chief Fire Weather Officer
Kukerin Brigade	Peter Bayley Darren Smith Stephen Adams Pat O'Neill Howard Joyce
Lakeview Brigade	Jamie Dare Trevor Dawson
Moulyinning Brigade	Graham Gooding Gordon Davidson Mervyn Mott
Nippering Brigade	Terry Ward Dale Lloyd
Dongolocking Brigade	Ken Smith Richard Moran
Datatine Brigade	Don O'Donnell Chris Ramm

The following have been appointed Dual Fire Control Officers for—

Shire of Dumbleyung and Kent	Don O'Donnell
Shire of Dumbleyung and Kulin	Pat O'Neill and Gordon Davidson
Shire of Dumbleyung and Lake Grace	Pat O'Neill
Shire of Dumbleyung and Wagin	Richard Moran
Shire of Dumbleyung and Wickepin	Gordon Davidson
Shire of Dumbleyung and Woodanilling	Jamie Dare

I hereby notify the public that the following Dual Bush Fire Control Officers from Kulin, Woodanilling, Wickepin, Katanning, Wagin, Lake Grace and Kent are appointed—

Kulin Dual FCO	Woodanilling Dual FCO	Wagin Dual FCO
Peter Mullan	Roger Crosby	Glen Ward
Michael Dearlove	Eric Crossley	Steve Angwin
Wickepin Dual FCO	Katanning Dual FCO	Kent Dual FCO
Keith Parnell	Richard Marshall	Jeff Patterson Eric Kowald

Lake Grace Dual FCO  
Rex Walker  
Leon Morgan

All previous appointments are hereby cancelled.

IAN V. CRAVEN, Chief Executive Officer.

**LG402\*****BUSH FIRES ACT 1954***Shire of Wickepin***BUSH FIRE CONTROL OFFICERS**

It is hereby advised that the following have been appointed as Bush Fire Control Officers for the Shire of Wickepin.

Chief Bush Fire Control Officer—Lachlan White

Deputy Chief Bush Fire Control Officer—Keith Parnell

Bush Fire Control Officers—

Ashley Lewis	Ron Miller	Steven Rose	
Wes Astbury	David Quartermaine	John Satori	Phil Spark
Claude Simpson	Rex Bergin	Brian Langford	Kim Melvin

All previous appointments are hereby cancelled.

LEN CALNEGGIA, Chief Executive Officer.

**LG501\*****BUSH FIRE ACT 1954***Shire of Capel***BUSH FIRE ORDER 2003/2004**

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 2003 to 14 March 2004 inclusive

**Restricted—Permit Required**

18 October 2003 to 14 December 2003 inclusive

15 March 2004 to 26 April 2004 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, 2003, and kept maintained throughout the summer months until the close of the Restricted Burning Period on 26 April 2004. (This date is subject to change; always check with the Shire of Capel Office)

An inspection of firebreaks and hazard removal will be carried out in all areas of the Shire by an Authorised Officer after 30 November, 2003.

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, 2003** (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 2000m<sup>2</sup> 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 2000m<sup>2</sup>, but no more than 5000m<sup>2</sup>**

- (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 5000m<sup>2</sup>, but not more than 50,000m<sup>2</sup> (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 dedicated 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 (50,000m<sup>2</sup>) 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 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 50,000m<sup>2</sup> 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 / COMMUNITY RANGERS**

**Wade Bloffwitch, Clive Howes:** Telephone 97272030, Mobile 0417953959

**BUSH FIRE CONTROL OFFICERS**

Area	Bush Fire Control Officer	Telephone	Mobile
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



LG502\*

**BUSH FIRES ACT 1954***Shire of Augusta-Margaret River***BUSH FIRE NOTICE AND REQUIREMENTS**

Notice to all owners/occupiers of land in the Shire of Augusta-Margaret River.

In accordance with 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.

The penalty for non-compliance with this notice is a maximum of \$1000, and notwithstanding prosecution, Council may enter upon the land and carry out required works at the owners/occupiers expense.

**TOWNSITES****Gracetown—Prevelly—Gnarabup****Compliance Date: 6th December 2003 to 12th April 2004**

In respect of land owned or occupied within these townsites, or any area subdivided for other purpose, you shall—

1. Where undeveloped land abuts developed land a firebreak not less than 2 metres wide is required, and
2. a 1 metre clearance is required around all buildings.

**ALL OTHER TOWNSITES****Including Molloy Island****Compliance Date: 6th December 2003 to 12th April 2004**

In respect of land owned or occupied within these townsites, or any area subdivided for other purpose, you shall—

1. Where the area of land is up to and including 4,000 sqm, remove all flammable material from the land, except living standing trees, and
2. where land exceeds 4,000 sqm, clear the land of all flammable material, and install firebreaks at least 2 metres wide immediately inside all external boundaries of the land, and also immediately surrounding all buildings situated on the land.

**RURAL LAND****Compliance Date: 21st December to 12th April 2004**

A firebreak not less than 2 metres wide must be constructed inside and within 100 metres of the boundary of each property where the boundary is adjacent to a road reserve.

In addition—

1. A firebreak not less than 2 metres wide must be constructed within a perimeter of 20 metres of all homesteads, buildings, haystacks and fuel storage areas on the land.
2. Where uncleared land abuts a boundary, a firebreak not less than 3 metres wide must be constructed inside and within 100 metres of all such boundaries.

**SPECIAL RURAL & RURAL RESIDENTIAL LAND****Compliance Date: 21st December 2003 to 12th April 2004****Pastureland Blocks**

1. The owners/occupiers of all existing rural holdings zoned 'Special Rural' or 'Rural Residential' in Town Planning Schemes, must construct a firebreak not less than 2 metres wide immediately inside all boundaries.
2. The land shall be grazed, slashed, or the fire hazard reduced by some other means, to the satisfaction of a duly appointed officer.
3. An area of 30 metres around all buildings must be cleared of hazardous material to create a 'fuel-free zone', defined as an area devoid of leaves, weeds, rubbish and dead timber. Trees are acceptable provided they are not heavily barked and do not overhang the buildings.

**Bushland Blocks**

Same requirements as for pastureland block, (where trees occur close to the boundaries, permission may be granted by a duly appointed officer, to construct firebreaks up to 6 metres inside such boundaries). Residents of 'bush blocks' should be aware of the particular problems related to their home environment. The annual build-up of leaf litter, branches, etc., rapidly leads to unacceptable, dangerous fuel levels and periodic, low intensity burns should be undertaken. Efficient 'mosaic' burning should result in the owners not having to burn for periods of between 4-7 years, depending on the density of fuel levels and the rate of build up. Your area Fire Control Officer can offer advice and your local Bushfire Brigade or Volunteer Fire and Rescue Service can assist with your programme.

Note: 'Bushland' is defined as pre-existing, native or 'remnant' vegetation, and includes trees and understorey.

**DEFINITION OF FIREBREAK**

A minimum of 2 metres wide, to bare mineral earth, with a vertical clearance of 4 metres, all firebreaks are to be maintained until 12th April.

Firebreaks constructed on road verges do not constitute legal firebreaks under the Bush Fires Act.

**PLANTATIONS****Eucalypt and Pine****Compliance date: 21st December 2003 to 12th April 2004**

All plantations exceeding 3 hectares.

'Existing' plantations (pre-1997) require a 10 metre firebreak, the outer 5 metres must be cleared of all flammable material (to bare earth), the remaining 5 metres must be maintained in a low fuel condition.

'New' plantations (post-1997) require a 15 metre firebreak, the outer 10 metres must be cleared of all flammable material (to bare earth), with no overhanging branches for a vertical clearance of at least 10 metres, the remaining 5 metres must be maintained in a low fuel condition.

Eg. Very short grass may be considered 'low fuel'.

Trees may not be planted closer than 15 metres from the outer edge of the firebreak.

**Vineyards**

Firebreaks must be at least 5 metres in width, cleared of all flammable material (to bare mineral earth) around the perimeter of the block.

**BUSHFIRE PRECAUTIONS**

**Prohibited Burning Time:** The 'prohibited burning' time that applies within the Shire is: 22nd December 2003 to 28th February 2004 (inclusive).

**Restricted Burning Times:** The 'restricted burning' times are 9th November 2003 to 21st December 2003 (inclusive) and 1st March 2004 to 12th April 2004 (inclusive).

These dates may be subject to variation according to seasonal conditions, but any changes will be advertised locally.

If for any reason it is considered impracticable to comply with the requirements of this order, you may make written application to the Shire Fire Control Officer **no later than November 15th** for permission to provide firebreaks in alternative position or to take alternative action to abate the fire hazards on your land. The application **must be countersigned** by the Fire Control Officer for your area to signify their agreement to the variation. **No applications, whether written or verbal, will be considered after this date.**

IAN BODILL, Chief Executive Officer.

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**PARLIAMENT**

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PA401\*

PARLIAMENT OF WESTERN AUSTRALIA

Bill Assented To

It is hereby notified for public information that the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the date shown, to the undermentioned Bill passed by the Legislative Council and the Legislative Assembly during the Second Session of the Thirty-Sixth Parliament.

Short Title of Bill	Date of Assent	Act No.
Civil Liability Amendment Bill 2003	October 30 2003	58 of 2003
Dated November 3 2003.		

L. B. MARQUET, Clerk of the Parliaments.

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**PLANNING AND INFRASTRUCTURE**

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PI401

**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**

DISPOSAL OF LAND

Notice is given that His Excellency the Governor has consented under the provisions of section 37A of the Metropolitan Region Town Planning Scheme Act 1959 to the disposal of the property described in the Schedule below to the Trustees of the Joint Venture (Ascot Waters) for residential development pursuant to Improvement Plan No. 20—Ascot Fields.

## Schedule

Portion of Swan Location 33 and being Lot 2 on Diagram 21114 in Certificate of Title Volume 1255 Folio 326

Harold Street, Ascot

Dated this 1st day of November 2003.

P. MELBIN, Secretary,  
Western Australian Planning Commission.

**PI402\*****METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**

METROPOLITAN REGION SCHEME  
NOTICE OF RESOLUTION—CLAUSE 27  
LOTS 2-4 PINJAR ROAD, SINAGRA  
CITY OF WANNEROO

Amendment No.1083/27

File No.: 812-2-30-57

Notice is hereby given that in accordance with Clause 27 of the Metropolitan Region Scheme, the Perth Region Planning Committee for and on behalf of the Western Australian Planning Commission and acting under delegated powers, resolved on 14 October 2003 to transfer land from the Urban Deferred zone to the Urban zone as shown on Plan Number 4.1496.

This amendment is effective from the date of publication of this notice in the *Government Gazette*.

The plan may be viewed at the offices of—

- |  |   |
|--|---|
| <p>i) Department for Planning and Infrastructure<br/>1st floor, 469 Wellington Street<br/>PERTH WA</p> | <p>iii) J S Battye Library<br/>Alexander Library Building<br/>Francis Street<br/>NORTHBRIDGE WA</p> |
| <p>ii) Municipal offices of City of Wanneroo<br/>23 Dundobar Road<br/>WANNEROO WA</p>                  |   |

P. M. MELBIN, Secretary,  
Western Australian Planning Commission.

**PI403\*****TOWN PLANNING AND DEVELOPMENT ACT 1928**

## ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*City of Gosnells*

Town Planning Scheme No. 6—Amendment No. 8

Ref: 853/2/25/8 Pt 8

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the City of Gosnells Town Planning Scheme Amendment on 1 November 2003 for the purpose of—

1. Rezoning Pt Lot 5 Bickley Road, Beckenham from General Industry to Light Industry.
2. Recoding Lot 137 Hughenden Drive, Thornlie from Residential R17.5 to Residential R30.
3. Rezoning Pt Lot 2 Barnston Way, Langford from Local Reserve—Local Open Space to Residential R17.5.
4. Rezoning Lot 24 Nicholson Road, Beckenham from Mixed Business to Light Industry.
5. Rezoning Lots 3, 4, 5, 6, 8, 9, 10 (Pt), 12, 13, 14, 58, 59, 110, 113 and 114 Hartley Street, Lots 11 and 220 Fremantle Road and Lots 5 and 7 Walter Street, Gosnells from Residential R30 to Residential R30/R40.

P. M. MORRIS, Mayor.  
S. JARDINE, Chief Executive Officer.

**PI404\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*Town of Kwinana*

Town Planning Scheme No. 2—Amendment No. 75

Ref: 853/2/26/3 Pt 75

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the Town of Kwinana Town Planning Scheme Amendment on 1 November 2003 for the purpose of—

1. Rezoning portion of Lots 254 Wellard Road & 271 Blacksmith Drive from “Rural A” to “Special Residential zone No. 1—R5” and “Residential R20”.
2. Rezoning portion of Lot 254 Wellard Road from “Special Residential zone no. 1” to “Residential R20”.
3. Including portions of Lot 254 Wellard Road and Lot 271 Blacksmith Drive within the Local “Parks, Recreation and Drainage” reserve.
4. Modifying the first Schedule of the Scheme Text by inserting in Special Residential zone No. 1, under the Column headed 'Lot Description'—Portion of Lots 254 Wellard Road and 271 Blacksmith Drive.
5. Modifying and renaming subdivision guide Map No. 2 to “Subdivision Guide Map No. 3” and to include the additional Special Residential Area.
6. Modifying the first schedule, Development Condition 1 to Refer to Subdivision Guide Map No. 3.

J. H. D. SLINGER, Mayor.  
 R. G. SEARLE, Chief Executive Officer.

**PI405\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*City of Wanneroo*

District Planning Scheme No. 2—Amendment No. 5

Ref: 853/2/30/19 Pt 5

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the City of Wanneroo District Planning Scheme Amendment on 1 November 2003 for the purpose of—

1. Rezoning portion of Lot 8002 and Lot 482 Santa Barbara Parade, Quinns Rocks from Centre Zone to Residential Zone on the Scheme Map except for approximately 1790m<sup>2</sup> of the subject land situated to the immediate north of the adjoining existing drainage sump; and
2. Changing Schedule 3 of the Scheme Text by replacing—

under the Column 'Description of Centre and Commercial Zones' the words and numbers 'Part Lot 1001 on Plan 19619 (164) Tapping Way' with 'Portion of Lot 8002 Santa Barbara Parade'; and under the Column 'NLA (m<sup>2</sup>)' the number '3500' with '500'.

J. KELLY, Mayor.  
 C. JOHNSON, Chief Executive Officer.

**PI406\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*Shire of Northampton*

Town Planning Scheme No. 4—Amendment No. 37

Ref: 853/3/14/6 Pt 37

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the Shire of Northampton Town Planning Scheme Amendment on 1 November 2003 for the purpose of—

- (1) Rezoning a portion of Victoria Location 11493 Ajana-Kalbarri Road, Kalbarri from Special Site Zone (Equestrian Centre) to Special Rural Zone.
- (2) Rezoning a portion of Victoria Location 11493 Ajana-Kalbarri Road, Kalbarri from Special Site Zone (Equestrian Centre) to Tourist Accommodation Zone.

- (3) Amending Appendix No. 1—Interpretations as follows—
- (a) to delete the existing land use class “caretaker's house” and insert “caretaker's dwelling” to be consistent with the existing land use class stated in Table No. 1—Use Class Table.
  - (b) to replace the existing definition of “caretaker's house” (to be changed to “caretakers dwelling”) with—
 

“caretaker's dwelling” means a dwelling on the same site as a building, operation, or plant, and occupied by a supervisor of that building, operation or plant.
  - (c) to include the following use classes (in alphabetical order)—
 

“equestrian centre” means land and buildings used for a riding school and includes the agistment, stabling and exercise of horses, camels and the like including facilities for events of a competitive nature or associated tourist purposes.

“reception centre” means premises used for functions on formal or ceremonial occasions, but not for unhosted use for general entertainment purposes.

“rural pursuit” means the use of land for any of the purposes set out hereunder and shall include such buildings normally associated therewith—

    - (a) the growing of vegetables, fruit, cereals or food crops except for domestic purposes;
    - (b) the rearing or agistment of deer, goats, sheep, cattle, emus, ostriches or beasts of burden;
    - (c) the stabling, agistment or training of horses and the like;
    - (d) the growing of trees, plants, shrubs, or flowers for replanting in domestic, commercial or industrial gardens;
    - (e) the sale of produce grown solely on the lot;

but does not include the following except as approved by the Council;

    - (i) the keeping of pigs;
    - (ii) poultry farming;
    - (iii) the processing, treatment or packing of produce;
    - (iv) the breeding, rearing or boarding of domestic pets;
    - (v) aquaculture.

“limited rural pursuit” means those activities carried out under the interpretation of rural pursuit, but does not include

    - (a) any commercial production;
    - (b) any use which involves ground water consumption greater than the allowance determined by the Water Corporation or Water and Rivers Commission;
    - (c) aquaculture, piggeries or other intensive animal husbandry;
    - (d) except with the consent of the Council, the stabling, agistment, or training of horses; or
    - (e) other rural uses considered by Council likely to be detrimental to the public health or amenity of the area in the vicinity of the application.

“staff accommodation” means a building used for the purposes of accommodating staff employed to undertake a particular industry or activity carried on upon the same lot.

(4) Amending Table No. 1—Use Class Table as follows—

    - (a) To delete the numbers assigned to the existing use classes.
    - (b) To delete the existing land use class “rural” and insert “rural pursuit” to be consistent with the proposed Interpretation.
    - (c) To incorporate the land use class “limited rural pursuit” (in alphabetical order) with the following symbols included within the cross reference to determine its permissibility—
 

Special Rural Zone		
<table style="border: none;"> <tr> <td style="padding-right: 20px;">Limited Rural Pursuit</td> <td style="text-align: center;">P</td> </tr> </table>	Limited Rural Pursuit	P
Limited Rural Pursuit	P	

(5) Amending Appendix No. 4 Special Rural Zone—Provisions to Specified Areas as follows—

    - (a) To delete the existing Title of Appendix No. 4, the subsequent explanatory paragraph and the words “SCHEDULE 1—SPECIAL RURAL ZONE” and replace them with the following—
 

APPENDIX No. 4
SPECIAL RURAL ZONE—
SPECIAL PROVISIONS.
    - (b) To replace the words “Specified Area of Locality” with “Land Particulars” on the Table in Appendix No. 4.
    - (c) To delete the existing reference to 'Loc 11493 Ajana-Kalbarri Rd'.
    - (d) To insert the following entry into the Table in Appendix No. 4—
      - (a) **Land Particulars**

Portion of Victoria Location 11493 Ajana-Kalbarri Road, Kalbarri, being proposed Lots 3—13 shown on Subdivision Guide Plan (Map 3) contained within the

Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of the Amendment (known as the Big River Ranch Special Rural Zone).

(b) **Special Provisions Relating to (a) Permitted Uses**

The following use classes are permitted as “P” uses as defined within Clause 4.3—

- Single House
- Limited Rural Pursuit

The following use classes require the discretionary approval of Council as “AA” uses as defined within Clause 4.3—

- Cottage Industry
- Home Occupation

**Subdivision—**

- (1) Subdivision shall be generally in accordance with the Subdivision Guide Plan (Map 3) contained within the Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of that Amendment.
- (2) The minimum lot size shall be 1.0 hectare.

**Building—**

- (3) (a) All building on a lot shall be erected within the building envelope defined on the Subdivision Guide Plan (Map 3) contained within the Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of that Amendment.
- (b) No building envelope or effluent disposal system shall be located within the Landscape Protection Area defined on the Subdivision Guide Plan (Map 3) contained within the Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of that Amendment.
- (c) Notwithstanding 3) a), Council may permit a variation to the location of a defined building envelope on a lot if it is shown to the satisfaction of Council that the proposed location of the building envelope will not be detrimental to the landscape or environment and satisfies the following minimum setbacks—
 

Front Boundary	30 metres
Rear Boundary	15 metres
Side Boundaries	15 metres
- (d) Notwithstanding 3) a), Council may permit the construction of stables (maximum area of 24m<sup>2</sup>) outside the defined building envelope on a lot if it is shown to the satisfaction of Council that there will be no detrimental impact on the amenity of the Zone or neighbouring properties.
- (e) No stable is permitted within the Landscape Protection Area defined on the Subdivision Guide Plan (Map 3) contained within the Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of that Amendment or within 15 metres of a habitable building on a lot.
- (f) All buildings (including stables) shall be sympathetic to existing landscape elements, namely landform and vegetation, in terms of their design, building height, materials and cladding colours.
- (g) All buildings shall be constructed utilising roof and external wall materials comprising natural earth or green vegetation colours.
- (h) The use of zincalume, galvanised iron and other coloured (including white or off-white) roof and wall materials which, in the opinion of Council, prejudice the landscape amenity of the adjacent Kalbarri National Park and surrounding area, are not permitted.
- (i) All stormwater and runoff shall be disposed of within each lot and shall not be directed into the Landscape Protection Area.
- (j) No building shall exceed two (2) storeys in height.

**Stock Control—**

- (4) (a) No more than two (2) horses shall be kept and/or agisted on a lot.
- (b) Notwithstanding 4) a), Council may reduce or vary the limit on stocking or place any other conditions in the light of prevailing seasonal conditions to prevent overstocking, erosion, or other practices detrimental to the amenity of the Zone or neighbouring properties.

**Vegetation Protection—**

- (5) All remnant vegetation (excluding areas required for fire control, driveway access and servicing) within the Landscape Protection Area defined on the Subdivision Guide Plan (Map 3) contained within the Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of that Amendment shall be protected from the horses by means of fencing to the satisfaction of Council.
- (6) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to construct ‘rural style’ perimeter fencing (seven line ringlock and single strand top wire with posts at appropriate separations) for each lot.

- (7) At the time of subdivision the Council will require the subdivider to prepare and implement a revegetation plan in order to minimise visual impact and to address the potential for wind erosion on the subject land. Thereafter, the landowner(s) shall be responsible for the maintenance and, where necessary, replacement of that vegetation.

**Servicing—**

- (8) Council shall require that the subdivider ensure prospective purchasers are advised in writing that no dwelling shall be constructed or approved for construction unless an approved method of on-site effluent disposal suitable for long-term usage has been incorporated into the approved plans to the satisfaction of Council in consultation with the Health Department of Western Australia.

For proposed Lots 9, 10, 11, and 12 on the Subdivision Guide Plan (Map 3) contained within the Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of that Amendment (or for lots on any subsequently endorsed subdivision guide plan over the same land), the tops of the leach drains are to be installed at ground level, and houses to be sufficiently elevated to achieve gravity discharge to drains or pumps used to achieve such discharge. This requirement for proposed Lots 9, 10, 11 and 12 may be varied if it is demonstrated to the satisfaction of Council that there is sufficient depth of sand over rock to allow adequate soakage of effluent.

- (9) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to prepare a Fire Management Plan and undertake appropriate fire control measures within the Zone to the satisfaction of Council in consultation with Fire and Emergency Services Authority of Western Australia.
- (10) All lots created within the Zone shall connect to a potable reticulated water supply.
- (11) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to design and construct a sealed subdivisional road incorporating a suitable cul-de-sac head and drainage to the satisfaction of Council in consultation with Main Roads WA.

**Surrounding Land Uses and Conflict—**

- (12) Council shall require that the subdivider ensure prospective purchasers are advised in writing that the keeping of horses, equestrian centre, tourist accommodation and associated and incidental activities are undertaken within the immediate vicinity of the Zone and landowners shall ensure that land use and development is designed and conducted in such a manner so as to not create conflict with these other land uses.

- (6) To amend the term 'Schedule 4' to state 'Appendix No. 4' wherever it appears within Part 6.8 of the Scheme.

- (7) Amending Appendix No. 5—Special Site Schedule as follows—

- (a) To delete the numbers assigned to the properties in the existing Special Site Schedule.
- (b) To delete the existing reference to '2. Vic Loc 11493 Kalbarri-Ajana Road'.
- (c) To insert the following details within the Schedule—

Lot No./Location	Use	Development Requirements
Portion of Victoria Location 11493 Ajana-Kalbarri Road, Kalbarri being proposed Lot 1 shown on Subdivision Guide Plan (Map 3) contained within the Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of that Amendment.	Equestrian Centre and those other land uses as defined in Appendix No. 6	Refer to Appendix No. 6

- (8) Amending Appendix No. 6 Special Site Development—Special Conditions as follows—

- (a) To delete the existing reference to the Equestrian Centre on Victoria Location 11493—Kalbarri-Ajana Road.

- (b) To insert the following details within the Schedule—

Purpose: Equestrian Centre.

Location: Portion of Victoria Location 11493 Ajana-Kalbarri Road, being Lot 1 shown on Subdivision Guide Plan (Map 3) contained within the Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of that Amendment.

Objective: To permit the development of an Equestrian Centre for the stabling and agistment of horses for hiring to the general public and development of associated tourist accommodation and recreation facilities.

**Permitted Uses—**

The following use classes are Permitted “P” as defined within Clause 4—

- Equestrian Centre
- Caretaker's Dwelling
- Staff Accommodation

The following use classes require the discretionary approval of Council as “AA” uses as defined within Clause 4.3, and may only be approved by Council if they are, in the opinion of Council, incidental to the use of the property as an Equestrian Centre—

- Shop
- Recreation Facilities
- Open Air Display
- Holiday Accommodation
- Restaurant
- Eating House

The following use classes require the discretionary approval of Council as “SA” uses as defined within Clause 4.3, and may only be approved by Council if they are, in the opinion of Council, incidental to the use of the property as an Equestrian Centre—

- Motel

Any other uses as determined by Council to be incidental to the use of the property as an Equestrian Centre.

**Subdivision—**

- (i) Subdivision shall be generally in accordance with the Subdivision Guide Plan (Map 3) contained within the Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of that Amendment.

**Building—**

- (ii) All building on the lot shall be erected within the building envelope defined on the Subdivision Guide Plan (Map 3) contained within the Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of that Amendment.
- (iii) The building envelope shall not exceed 8000m<sup>2</sup> in area.
- (iv) Notwithstanding ii), Council may permit a variation to the location of the defined building envelope on the lot if it is shown to the satisfaction of Council that the proposed location of the building envelope will not be detrimental to the landscape or environment and satisfies the following minimum setbacks—
 

Front Boundary	30 metres
Rear Boundary	20 metres
Side Boundaries	15 metres
- (v) Notwithstanding ii), Council may permit the construction of stables outside the defined building envelope on the lot if it is shown to the satisfaction of Council that there will be no detrimental impact on the amenity of the Zone or neighbouring properties.
- (vi) No stable is permitted within 15 metres of a habitable building on the lot.
- (vii) All buildings (including stables) shall be sympathetic to existing landscape elements, namely landform and vegetation, in terms of their design, building height, materials and cladding colours.
- (viii) All buildings shall be constructed utilising roof and external wall materials comprising natural earth or green vegetation colours.
- (ix) The use of zincalume, galvanised iron and other coloured (including white or off-white) roof and wall materials which, in the opinion of Council, prejudice the landscape amenity of the adjacent Kalbarri National Park and surrounding area, are not permitted.
- (x) All stormwater and runoff shall be disposed of within each lot and shall not be directed into the Landscape Protection Area.
- (xi) No building shall exceed two (2) storeys in height.

**Stock Control—**

- (xii) No more than forty five (45) horses shall be kept and/or agisted on the lot.
- (xiii) Notwithstanding xii), Council may reduce or vary the limit on stocking or place any other conditions in the light of prevailing seasonal conditions to prevent overstocking, erosion, or other practices detrimental to the amenity of the Zone or neighbouring properties.

**Vegetation Protection—**

- (xiv) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to construct ‘rural style’ perimeter fencing (seven line ringlock and single strand top wire with posts at appropriate separations) for the lot.



**Servicing—**

- (xv) Council shall require that the subdivider ensure prospective purchasers are advised in writing that no building intended for habitable purposes shall be constructed or approved for construction unless an approved method of on-site effluent disposal suitable for long-term usage has been incorporated into the approved plans to the satisfaction of Council in consultation with the Health Department of Western Australia.
- (xvi) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to prepare a Fire Management Plan and undertake appropriate fire control measures within the Zone to the satisfaction of Council in consultation with Fire and Emergency Services Authority of Western Australia.
- (xvii) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to connect the lot to a potable reticulated water supply.
- (xviii) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to design and construct a sealed subdivisional road incorporating a suitable cul-de-sac head and drainage to the satisfaction of Council in consultation with Main Roads WA.
- (xix) Upon any subdivision of Victoria Location 11493 Ajana-Kalbarri Road, Council shall require that access/egress from the Equestrian Centre is restricted to the proposed subdivisional road only and that the existing access/egress point onto the Ajana-Kalbarri Road is removed and rehabilitated to the satisfaction of Council in consultation with Main Roads WA.

**Surrounding Land Uses and Conflict—**

- (xx) Council shall require that the subdivider ensure prospective purchasers, and successors in title, are advised in writing that special rural living, keeping of horses, equestrian centre, tourist accommodation and associated and incidental activities are undertaken within the immediate vicinity of the Zone and landowners shall ensure that land use and development is designed and conducted in such a manner so as to not create conflict with these other land uses.
  - (xxi) Council shall require that the proprietors and/or managers of the Equestrian Centre implement an appropriate system of management strategies and controls to ensure that the activities conducted on the lot will not adversely affect the amenity of the Zone, adjacent Kalbarri National Park and surrounding area by reasons of emissions of noise, dust, odour or fly and weed infestation.
  - (xxii) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to prepare a Management Plan for the whole of the Scheme Amendment area as defined on the Subdivision Guide Plan (Map 3) to the satisfaction of Council in consultation with the Department of Conservation and Land Management and Water and Rivers Commission to address the possible impacts on the Kalbarri National Park, Murchison River, and designated Landscape Protection Area. The Plan shall include, but not be limited to; stormwater management, fire prevention and control, rehabilitation and revegetation, and continued monitoring of environmental values of the area.
  - (xxiii) Access/egress from any lot into the adjoining Nature Reserve or National Park is not permitted without the written authority of the Department of Conservation and Land Management.
- (9) To insert the following as Clause 6.9.4—

**6.9.4 Requirements for Specific Sites—**

- (a) The following requirements apply to the Tourist Accommodation Zone on portion of Victoria Location 11493 Ajana-Kalbarri Road, Kalbarri. Where any of these requirements are inconsistent with Clause 6.9.3, the requirements in this sub-clause prevail.

**Land Use—**

- (i) Notwithstanding the Use Class Table, a Hotel is not permitted for Tourist Accommodation purposes.

**Subdivision—**

- (ii) Subdivision shall be generally in accordance with the Subdivision Guide Plan (Map 3) contained within the Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of that Amendment.

**Building—**

- (iii) All building on the lot shall be erected within the building envelope defined on the Subdivision Guide Plan (Map 3) contained within the Amendment documents for Amendment No. 37 to Town Planning Scheme No. 4 upon gazettal of that Amendment.

- (iv) The building envelope shall not exceed 8000m<sup>2</sup> in area.
- (v) No building envelope or effluent disposal system shall be located within the Landscape Protection Area defined on the Subdivision Guide Plan (Map 3).
- (vi) Notwithstanding iii), Council may permit a variation to the location of the defined building envelope on the lot if it is shown to the satisfaction of Council that the proposed location of the building envelope will not be detrimental to the landscape or environment and satisfies the following minimum setbacks—
 

Front Boundary	30 metres
Rear Boundary	20 metres
Side Boundaries	15 metres
- (vii) All buildings shall be sympathetic to existing landscape elements, namely landform and vegetation, in terms of their design, building height, materials and cladding colours.
- (viii) All buildings shall be constructed utilising roof and external wall materials comprising natural earth or green vegetation colours.
- (ix) The use of zincalume, galvanised iron and other coloured (including white or off-white) roof and wall materials which, in the opinion of Council, prejudice the landscape amenity of the adjacent Kalbarri National Park and surrounding area, are not permitted.
- (x) All stormwater shall be disposed of within the lot and shall not be directed into the Landscape Protection Area.
- (xi) No building shall exceed two (2) storeys in height.

**Vegetation Protection—**

- (xii) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to construct 'rural style' perimeter fencing (seven line ringlock and single strand top wire with posts at appropriate separations) for the lot.
- (xiii) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to undertake a tree planting program within cleared areas of the Landscape Protection Area with local indigenous species to the satisfaction of Council.

**Servicing—**

- (xiv) Council shall require that any development on the site is connected to an approved alternative waste water treatment system or packaged sewerage system to the satisfaction of Council in consultation with the Department of Health. The maximum number of people that can be accommodated on the site will be determined by the capacity of the site for on-site effluent disposal.
- (xv) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to prepare a fire management plan and undertake appropriate fire control measures within the Zone to the satisfaction of Council in consultation with Fire and Emergency Services Authority of Western Australia.
- (xvi) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to connect the lot to a potable reticulated water supply.
- (xvii) Council may request the WA Planning Commission to impose a condition at the time of subdivision that requires the subdivider to design and construct a sealed subdivisional road incorporating a suitable cul-de-sac head and drainage to the satisfaction of Council in consultation with Main Roads WA.
- (xviii) Council shall require that access/egress from the Tourist Accommodation site is restricted to the proposed subdivisional road only.

**Surrounding Land Uses and Conflict—**

- (xix) The development of the Tourist Accommodation Zone is undertaken with acknowledgement that special rural living, keeping of horses, equestrian centre and associated and incidental activities are undertaken within the immediate vicinity of the Zone and owner(s)/manager(s) and patrons are fully aware of this situation and shall operate in such a manner so as to not create conflict with these other land uses.
- (10) Amend the title of Appendix 4 on the Contents Schedule to read "Special Rural Zones—Special Provisions".
  - (11) Amending the face of the Scheme Map accordingly.

G. V. PARKER, Shire President.  
K. L. WILLIAMS, A/Chief Executive Officer.

PI501\*

**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**  
**METROPOLITAN REGION SCHEME AMENDMENT NO. 1029/33**

Alkimos—Eglinton

Call For Public Submissions

File No.: 809-2-30-10 Pt 1

The Western Australian Planning Commission is proposing to amend the Metropolitan Region Scheme for the Alkimos—Eglinton area in the City of Wanneroo. Public comment is invited.

**Purpose**

This amendment proposes changes to regional zones and reservations to implement major elements of updated district structure planning based on *Liveable Neighbourhoods* principles. The main elements of the proposed amendment are the—

- Relocation of Waste Water and Ground Water Treatment Plants, improving access to the regional beach at Alkimos;
- Changes to land reserved for Parks and Recreation, to improve coastal access and create a town park at Alkimos;
- Reduction of the area reserved for the Alkimos Central City Area; and
- Changes to the alignment of Regional Roads, particularly Marmion Avenue.

Full details of the amendment's proposals can be found in the Commission's explanatory *Amendment Report*.

**Environmental Review**

The Environmental Protection Authority required the proposed amendment to be formally assessed by way of an Environmental Review (Assessment No. 1635). An Environmental Review has been prepared for the Commission to examine the likely environmental impacts of the amendment if implemented, and puts forward proposed environmental management measures.

The Review is being advertised concurrently with the Metropolitan Region Scheme Amendment to allow comment to be made on both environmental and planning related matters.

The Environmental Review documents comprise an *Environmental Review Summary Report*, and the four separate specialist reports addressing the Environmental Review, Planning Context, Transport and Engineering Infrastructure and Coastal Planning Strategy.

**Display**

All documents and plans showing the proposed changes to the zones and reservations of the Scheme will be available for public inspection from Friday, 26 September 2003 to Friday, 23 January 2004 at the following locations—

- |  |  |
|--|--|
| <ul style="list-style-type: none"> <li>• Department for Planning and Infrastructure<br/>1st Floor, Albert Facey House<br/>469 Wellington Street<br/>PERTH</li> <li>• J S Battye Library<br/>Alexander Library Building<br/>Francis Street<br/>NORTHBRIDGE</li> </ul> | <p>Council Offices of the municipalities of—</p> <ul style="list-style-type: none"> <li>• City of Wanneroo</li> <li>• City of Joondalup</li> <li>• City of Stirling</li> <li>• City of Fremantle</li> <li>• City of Perth</li> </ul> |
|--|--|

The Environmental Review documents and the *Amendment Report* can also be examined at the Public Libraries of Wanneroo and Joondalup and the Library Information Centre of the Department of Environment, 8th floor Westralia Square, 141 St Georges Terrace, Perth.

Some documents can also be viewed on the Commission's Internet Site [www.wapc.wa.gov.au](http://www.wapc.wa.gov.au).

**Submissions**

Any person wishing to make a submission either supporting, objecting to or providing comment on any provisions of the proposed Amendment or the Environmental Review should do so on a Form 6A. This submission form is available from the display locations and from the Internet, and is contained in the *Amendment Report*.

Submissions must be lodged with the—

Secretary  
Western Australian Planning Commission  
469 Wellington Street  
PERTH WA 6000

on or before 5.00pm FRIDAY, 23 JANUARY 2004. Late submissions will not be considered.

P. M. MELBIN, Secretary,  
Western Australian Planning Commission.

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## POLICE

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PO501\*

**POLICE ACT 1892****POLICE AUCTION**

Under the provisions of the Police Act 1892, unclaimed found and stolen property and bicycles will be sold by public auction at Smith Broughton & Sons, 1 Clayton Street, Midland on Wednesday, 3rd December 2003 at 10.00 am.

The Auction is to be conducted by Mr Jules Antenucci.

B. MATTHEWS, Commissioner of Police,  
Western Australia Police Service.

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## RACING, GAMING AND LIQUOR

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RG401

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

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

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR THE GRANT OF A LICENCE</b>			
10011	John Roberts Reid & Angelina Reid & Gregory John Reid	Application for the grant of a Producer's licence in respect of premises situated in Wokalup and known as Mornington Grove	18/11/03
10015	Cheyne Beach Holdings Pty Ltd	Application for the grant of a Producer's licence in respect of premises situated in Manjimup and known as Rivermeade Vineyard	17/11/03
10016	Monske Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Margaret River and known as Prideau's of Margaret River	3/12/03
10010	Doon Holdings Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Fremantle and known as Maya Indian Restaurant	12/11/03
10009	JDK (WA) Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Padbury and known as Carmine's Woodfired Pizzeria & Restaurant	12/11/03
10007	Head, Neil Scott	Application for the grant of a Producer's licence in respect of premises situated in Henley Brook and known as Heafod Glen Winery and Cafe	19/11/03
10005	Taka Enterprises Pty Ltd	Application for the grant of a Restaurant licence in respect of premises situated in Perth and known as Jaws Tempura Sushi	11/11/03
<b>APPLICATION FOR THE REMOVAL OF A LICENCE</b>			
181563	Danuta Faulkner (Anors)	Application for the removal of a Producer's licence in respect of premises known as Fernbrook Estate from Mount Barker to Mount Barker	24/11/03

App. No.	Applicant	Nature of Application	Last Date for Objections
<b>APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS</b>			
18162	Cunderdin Pub Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Cunderdin and known as Cunderdin Hotel	18/11/03
18182	Mackerel Islands Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated at Thevenard Island and known as the Mackerel Islands Pty Ltd	23/11/03
18122	Northbridge Enterprises Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Northbridge and known as Aberdeen Hotel	16/11/03
<b>APPLICATION TO ADD, VARY OR CANCEL A CONDITION OF LICENCE</b>			
182521	Universe Enterprises Pty Ltd	Application to add, vary or cancel a condition of the Special Facility—Other licence in respect of premises situated in Northbridge and known as Universal Bar	19/11/03

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

H. R. HIGHMAN, Director of Liquor Licensing.

## TRANSPORT

TR401\*

### NAVIGABLE WATERS REGULATIONS

*SHIRE OF HARVEY*

WATER SKI AREA

Logue Brook Dam

Department for Planning and Infrastructure,  
Fremantle WA, 17 October 2003.

Acting pursuant to the powers conferred by Section 48A of the Navigable Waters Regulations the department by this notice revokes Notice TR401 as published in the *Government Gazette* on 18 October 2002 and hereby defines and sets aside the following area of Navigable Water for the purpose of Water Skiing between the hours of Sunrise and Sunset and orders that bathing shall be prohibited therein—

**Logue Brook Dam:** All those waters of the dam commencing from a line drawn 200 metres upstream and parallel with the Dam Head thence extending in an easterly and north-easterly direction up the main body of the dam towards the northern end of the saddle embankment as indicated by buoys in the water. Provided however that skiing is not permitted within 60 metres of the foreshore except at the designated ski take-off and landing areas which are situated on the south-west foreshore and on the southern foreshore approximately 840 metres upstream of the Dam Head. The rotation of all water skiing on the dam shall be in an anti-clockwise direction. The boating public and water skiers are further advised that there are numerous submerged and semi-submerged tree stumps along the foreshore and they should not approach the shoreline except at the designated ski take-off or landing areas.

GREG MARTIN, Chief Executive Officer,  
Department for Planning and Infrastructure.

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**WORKSAFE**

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WS401\*

**OCCUPATIONAL SAFETY AND HEALTH ACT 1984**  
**OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996**  
EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13  
(No. 31 of 2003)

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant an exemption to Shire of Bridgetown-Greenbushes from the requirements of Regulation 4.56(1)(a)(i) of the *Occupational Safety and Health Regulations 1996* in relation to the lift installation at Bridgetown Greenbushes Recreation Centre, so far as they require the clearance between the platform in the open position and the wall to comply with Clause 12(2)(b) of AS 1735.7 -1998.

Dated this 31st day of October 2003.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia Commissioner.

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**PUBLIC NOTICES**

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ZZ201

**TRUSTEES ACT 1962**  
DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the Estates of the undermentioned deceased persons, are required by Perpetual Trustees W.A. Ltd, c/- Ground floor, 39 Hunter Street, Sydney NSW, to send particulars of such claims to the Company by the undermentioned date, after which date the said Company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following expire one month after the date of publication hereof.

**Estate late John Athol Talbot Hobbs**

Late of 10 Edgar Way, Mount Pleasant, Retired Builder  
Died 21/8/03

**Estate late Florence Isabel Manuel**

Late of Kingston Park Nursing Home, 62 Gwentyfred Street, Kensington, Widow  
Died 16/9/03

**Estate late Anne Eliza McDonald**

Late of Edgewater Mercy Hostel, 9 Harvest Loop, Edgewater, Spinster  
Died 10/10/03

**Estate late John Dewar Phillips**

Late of Hammersley Nursing Home, 441 Rockeby Road, Subiaco, Retired Leading Hand  
Died 20/8/03

**Estate late Gwendoline Alice Vardy**

Late of 91 North Road, Bassendean, Widow  
Died 22/9/03

**Estate late Jessie Margaret Wilson**

Late of Archbishop William Foley Village, 84 Collick Street, Hilton, Retired Bookkeeper  
Died 3/9/03

STEPHEN JOHN MAXWELL, Senior Estate Manager,  
Direct Phone: (02) 9229 3419.

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 7th December 2003, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Ball, Violet Winifred Margaret, late of Mandurah Care Facility, Hungerford Avenue, Halls Head formerly of Unit 7/71-75 Tuckey Street, Mandurah, died 19/9/03, (DE19960334EM16)

Basell, Clifford Alan, late of Leighton Nursing Home, 40 Florence Street, West Perth, died 18/10/03, (DE19951562EM36)

Doogiebee, Moogoo, late of Yulanya Residential Care Facility, Kingsmill Street, Port Hedland, died 2/2/02, (DE33021655EM26)

Evans, Thelma Glenronnie, late of 42 Williams Road, Nedlands, died 4/9/03, (DE19820705EM37)

Lawson, Lindsay Raphael, late of Mullewa District Hospital, Elder Street, Mullewa, died 15/10/03, (DE30229667EM36)

Mawson, Peggy, late of Unit 8/26 Kelvin Street, Maylands, died 14/9/03, (DE19925279EM34)

McKenna, James Ivan, late of 8B Bramling Street, Maddington, died 10/10/03, (DE19953895EM13)

Oliver, Dorothy Christine, late of Carinya Village, Plantation Street, Menora formerly of Leighton Nursing Home, 40 Florence Street, West Perth, died 23/9/03, (DE19650033EM33)

Scully, Wilhelmina Dorothy Sarah, late of Windsor Park Aged Care, 110 Star Street, Carlisle, died 13/9/03, (DE19910518EM26)

Skrzydinski, Mario Kazimie, late of Unit 2/7 Troy Street, Bassendean, died 11/8/03, (DE33026891EM13)

Wilson, Gladys Thelma, late of John Wesley Lodge Rowethorpe, Hayman Road, Bentley formerly of 62 Hamilton Street, Cannington, died 25/9/03, (DE19530176EM22)

Wright, Alec Ernest also known as Wright, Aleck Ernest, late of John Wesley Lodge Rowethorpe, Hayman Road, Bentley, died 6/10/03, (DE19810659EM35)

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

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**ZZ203**

**TRUSTEES ACT 1962**

**DECEASED ESTATES**

**Notice to Creditors and Claimants**

Do, Huy Quang, late of 18 Bellview Crescent, Dianella, Western Australia, Businessman, 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 person are required by the deceased's representative, Thieu Vi Huynh to send particulars of their claims to her at Robertson Hayles, Level 3, 33 Barrack Street, Perth within one month of the date of publication hereof after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

Dated: 3rd November 2003.

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## CLAIMS FOR MISSING ISSUES

(SUBSCRIPTION ITEMS)

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

Claims lodged after this date will attract payment in full.

### STATE LAW PUBLISHER

### SUBSCRIPTION CHARGES 2004

All subscriptions are for the period from 1 January to 31 December 2004. 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.

\* Prices cover period from 1 January to 30 June 2004. From 1 July access to on-line legislation will be free.

#### GOVERNMENT GAZETTE

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

Special *Government Gazettes* are published periodically.

<b>All Gazettes</b>	\$
Within WA .....	806.30
Interstate .....	822.80
Overseas (airmail) .....	1,124.00
<b>Bound Volumes of full year</b> .....	1,072.50

#### Electronic Gazette Online

(includes all Gazettes from Jan 1998)

* Existing hard copy subscriber .....	122.80
* Electronic Subscription only .....	360.75
<i>Gazettes on CD ROM from 1998</i>	
(per year) .....	734.80

#### INDUSTRIAL GAZETTE

Industrial Gazette is published monthly.

	\$
Within WA .....	350.90
Interstate .....	418.00
Overseas (airmail) .....	532.00

#### Electronic Gazette Online

(includes all Gazettes from Jan 1996)

* Existing hard copy subscriber .....	85.15
* Electronic Subscription only .....	170.30
<i>Gazettes on CD ROM from 1998</i>	
(per year) .....	317.90

#### HANSARD

Hansard is printed and distributed weekly during parliamentary sessions.

	\$
Within WA .....	765.60
Interstate .....	935.00
Overseas (airmail) .....	881.00

#### Bound Volumes of Hansard

Within WA .....	754.60
Interstate .....	766.70
<i>Hansards on CD ROM from 1999</i>	
(per year) .....	783.20

#### STATUTES

##### Bound Statutes

Bound volumes are posted during March of the following year.

	\$
Within WA .....	273.90
Interstate .....	303.60
Overseas .....	281.00
Half Calf Bound Statutes .....	752.40

##### Bound Volumes on CD ROM from 1998

(per year) .....

##### Loose Statutes

Statutes are posted weekly as they become available.

	\$
Within WA .....	293.70
Interstate .....	303.60
Overseas (airmail) .....	395.00

##### Sessional Bills

Bills are posted weekly as they become available.

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