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— PART 1 —

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

Shire of Broome

LOCAL GOVERNMENT PROPERTY AND PUBLIC PLACES AMENDMENT LOCAL LAW 2005

In pursuance of the powers conferred upon it by the abovementioned Act, the Council of the Shire of Broome resolved on 14 June 2005 to make the following amendments to its Local Government Property and Public Places Local Law 2003 published in the *Government Gazette* on 28 November 2003.

1. Clause 1.6

The definition of “thoroughfare” is amended by deleting “1.3” and substituting “1.4”.

2. Clause 5.1(2)

The words “, but are not limited to,” are deleted.

3. Clause 5.1(2)(a) and 5.1(2)(b)

Clause 5.1(2)(a) and 5.1(2)(b) are deleted.

4. Clause 5.1(2)(j)

The word “ball” is inserted before the word “game”.

5. Clause 9.6(1) and 9.6(2)

Clause 9.6(1) and 9.6(2) are deleted.

6. Clause 15 inserted

After clause 14.4 the following is inserted—

“PART 15—DETERMINATIONS AS TO USE OF LOCAL GOVERNMENT PROPERTY

15.1 (1) The local government may make a determination in accordance with clause 15.2—

- (a) setting aside specified local government property for the pursuit or prohibition of all or any of the activities referred to in clause 5.1;
- (b) as to the matters in clause 5.1(3); and
- (c) as to any matter ancillary or necessary to give effect to a determination.

(2) The determinations in Schedule 2—

- (a) are to be taken to have been made in accordance with Clause 15.2;
- (b) may be amended or revoked in accordance with clause 15.6; and
- (c) have effect on the commencement day.

Procedure for making a determination

15.2 (1) The local government is to give local public notice of its intention to make a determination.

(2) The local public notice referred to in subclause (1) is to state that—

- (a) the local government intends to make a determination, the purpose and effect of which is summarised in the notice;
- (b) a copy of the proposed determination may be inspected and obtained from the offices of the local government; and
- (c) submissions in writing about the proposed determination may be lodged with the local government within 21 days after the date of publication.

- (3) If no submissions are received in accordance with subclause (2)(c), the Council is to decide to—
 - (a) give local public notice that the proposed determination has effect as a determination on and from the date of publication;
 - (b) amend the proposed determination, in which case subclause (5) will apply; or
 - (c) not continue with the proposed determination.
- (4) If submissions are received in accordance with subclause (2)(c) the Council is to—
 - (a) consider those submissions; and
 - (b) decide—
 - (i) whether or not to amend the proposed determination; or
 - (ii) not to continue with the proposed determination.
- (5) If the Council decides to amend the proposed determination, it is to give local public notice—
 - (a) of the effect of the amendments; and
 - (b) that the proposed determination has effect as a determination on and from the date of publication.
- (6) If the Council decides not to amend the proposed determination, it is to give local public notice that the proposed determination has effect as a determination on and from the date of publication.
- (7) A proposed determination is to have effect as a determination on and from the date of publication of the local public notice referred to in subclauses (3), (5) and (6).
- (8) A decision under subclause (3) or (4) is not to be delegated by the Council.

Discretion to erect sign

15.3 The local government may erect a sign on local government property to give notice of the effect of a determination which applies to that property.

Determination to be complied with

15.4 A person shall comply with a determination.

Register of determinations

- 15.5 (1) The local government is to keep a register of determinations made under clause 15.1, and of any amendments to or revocations of determinations made under clause 15.6.
- (2) Sections 5.94 and 5.95 of the Act are to apply to the register referred to in subclause (1) and for that purpose the register is to be taken to be information within section 5.94(u)(i) of the Act.

Amendment or revocation of a determination

- 15.6 (1) The Council may amend or revoke a determination.
- (2) The provisions of clause 15.2 are to apply to an amendment of a determination as if the amendment were a proposed determination.
- (3) If the Council revokes a determination it is to give local public notice of the revocation and the determination is to cease to have effect on the date of publication."

7. Heading of Schedule

The heading of 'Schedule' in the Schedule relating to 'Offences and Modified Penalties' is deleted and the heading 'Schedule 1' is substituted.

8. Schedule 2 inserted

At the end of Schedule 1, the following Schedule is inserted—

“

Schedule 2
Shire of Broome
 LOCAL GOVERNMENT
 PROPERTY AND PUBLIC PLACES LOCAL LAW 2003
DETERMINATIONS

”

9. Clause 14.1(2)

The clause is amended by deleting the word “Schedule” and substituting “Schedule 1”.

10. Clause 14.3

The clause is amended by deleting the word “Schedule” and substituting “Schedule 1”.

The Common Seal of the Shire of Broome was hereunto affixed by authority of a decision of the Council in the presence of—

G CAMPBELL, Shire President.
JASON LYON, Acting Chief Executive Officer.

Dated this 29th day of June 2005.

— PART 2 —

HEALTH

HE401***MEDICAL ACT 1894****THE MEDICAL BOARD OF WESTERN AUSTRALIA****Orders of the Board**

Inquiry No: 1998-139

Date Heard: 17 August and 28 June 2005

Date Delivered: 28 June 2005

In the matter of The Medical Act 1894, as amended and in the matter of Dr Ameen Ahmed Bham and in the matter of an inquiry conducted by the Medical Board of Western Australia pursuant to section 13 of The Medical Act.

Before: Professor C.A. Michael AO, MD, FRCOG, FRACOG, DDU (Chair); Dr P. Wallace OAM MB CHB FRACGP FRACRRM ; Ms P. Giles BA LLB (Hons); Dr R. Capolingua MB BS; Mr P. Walker FIMM FAIM.

Upon hearing Ms Melanie Naylor, Counsel Assisting the Medical Board, on the allegations contained in the Amended Notice of Inquiry issued 2 August 2004 the Board finds Dr Ameen Ahmed Bham guilty of improper conduct in a professional respect and orders that—

1. Dr Bham be subject to two months' suspension, starting on 11 July 2005.
2. Dr Bham pay the Board's reasonable costs of the Inquiry.

Dated the 29th day of June 2005.

(Sgd) Registrar Medical Board.

LOCAL GOVERNMENT

LG401***DOG ACT 1976***Corrigin Shire Council***APPOINTMENTS**

It is hereby notified for public information that the following persons have been appointed under the provisions of the Dog Act 1976 (as amended) for the municipality of the Shire of Corrigin—

REGISTRATION OFFICERS

Mrs Karen Wilkinson
Miss Heather Blacklock
Mrs Shannon Aldworth
Miss Anita King

AUTHORISED OFFICERS

Mr Bruce Mead
Miss Heather Blacklock
Mr Mark Channon
Mr Greg Tomlinson
Mr Stan White
Mr Darren Teasdale

All previous appointments are hereby cancelled.

BRUCE MEAD, Chief Executive Officer.

LG402

HEALTH ACT 1911*City of Canning***FEES AND CHARGES**

That Council give notice that at the adoption of its 2005/2006 Annual Budget it will resolve pursuant to Section 344C of the Health Act 1911 to fix the charges for the removal of house and trade refuse and other rubbish from premises under Section 112A(1)(b) of the said Act as follows—

Commercial and Residential Rubbish Removal—

2005/2006 Charge	\$171.00 (GST Free)
per week for part of the year	\$3.29 (GST Free)

Pensioner Rubbish Removal—

2005/2006 Charge	\$133.00 (GST Free)
per week for part of the year	\$2.56 (GST Free)

M. S. LEKIAS, Mayor.
D. CARBONE, Chief Executive Officer.

LG501*

BUSH FIRES ACT 1954*Shire of Donnybrook/Balingup***FIRE BREAK ORDER**

Important Information Relating to Your Responsibility as a Landholder in the
Donnybrook-Balingup Shire

With reference to Section 33 of the Bush Fire 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 1st December 2005 and kept maintained throughout the summer months until 31st March 2006.

An inspection of firebreaks and hazard removal will be carried out in all areas of the Shire by an authorised officer.

PERSONS WHO FAIL TO COMPLY WITH THE REQUIREMENTS OF THIS ORDER MAY BE ISSUED WITH AN INFRINGEMENT NOTICE (**Penalty \$250**) OR PROSECUTED WITH AN INCREASED PENALTY, AND ADDITIONALLY, COUNCIL MAY CARRY OUT THE REQUIRED WORK AT THE COST TO OWNER OR OCCUPIER.

IF IT IS CONSIDERED FOR ANY REASON TO BE IMPRACTICAL TO CLEAR FIREBREAKS OR REMOVE FLAMMABLE MATERIALS AS REQUIRED BY THIS NOTICE OR IF NATURAL FEATURES RENDER FIREBREAKS UNNECESSARY YOU MAY APPLY TO THE COUNCIL OR ITS DULY AUTHORISED OFFICER NOT LATER THAN THE 15th DAY OF NOVEMBER 2005 FOR PERMISSION TO PROVIDE FIREBREAKS IN ALTERNATIVE POSITIONS OR TO TAKE ALTERNATIVE ACTION TO ABATE FIRE HAZARDS ON THE LAND. IF PERMISSION IS NOT GRANTED BY THE COUNCIL OR ITS DULY AUTHORISED OFFICER, YOU SHALL COMPLY WITH THE REQUIREMENTS OF THIS NOTICE. IF THE REQUIREMENTS OF THIS NOTICE ARE CARRIED OUT BY BURNING, SUCH BURNING MUST BE IN ACCORDANCE WITH THE RELEVANT PROVISIONS OF THE BUSH FIRES ACT.

1. RURAL LAND

- (a) On land which is divided by or abuts a formed or partly formed road or railway reserve, a firebreak not less than **two** metres wide shall be provided within 60 metres of the boundary of the road or railway reserve. Breaks ARE NOT permitted on road reserves without Council approval.
- (b) A firebreak two metres wide shall be provided immediately surrounding and within twenty metres of the perimeter of all buildings, hay sheds and fuel storage areas situated on the land.
- (c) A cleared area of at least a six metre radius shall be provided around all combustion pumping engines.

2. EUCALYPTUS AND PINE PLANTATIONS

- (a) Firebreaks not less than ten metres in width around the perimeter of land on which trees are planted.
- (b) Not less than ten metres in width along those portions of plantations which enjoy a common boundary with a road reserve.
- (c) Not less than six metres in width in such positions that no part or compartment of a plantation shall exceed 28ha in area.

- (d) Where ten metre breaks are required in accordance with this Section of Council's Fire Break Order, pruning of overhang shall be carried out up to a height of five (5) metres above the firebreak (Ground level).
- (e) In addition to the breaks specified, plantations traversed by Western Power transmission lines have additional obligations under the Electricity Act.

3. TOWNSITES LAND: (INCLUDES RESIDENTIAL, SPECIAL RESIDENTIAL, COMMERCIAL AND INDUSTRIAL LAND)

Townsites: Donnybrook, Balingup, Kirup, Mullalyup, Newlands, Preston and Noggerup.

- (a) Where the area of land is 2024m² (approx. ½ acre) or less, remove all flammable material on the land except living trees, shrubs and plants from the whole land, and;
- (b) Where the land exceeds 2024m² (approx ½ acre) clear firebreaks at least two metres wide, immediately inside all external boundaries of the land, and also immediately surrounding all buildings situated on the land. Grass on the remaining area of the land must be either grazed, cut for fodder, or totally removed from the land.
- (c) Council, on the recommendation of a Bush Fire Control Officer, may vary these conditions in certain circumstances.

4. RURAL RESIDENTIAL, SPECIAL USE AND CRAFT COMMERCIAL LAND

The owners of all land zoned as "Rural Residential", "Special Use", or "Craft Commercial", under Town Planning Scheme No. 4, shall maintain a firebreak not less than two metres wide, immediately inside all external boundaries of the land, free of overhanging branches to a height of four metres. Council on the recommendation of a Bush Fire Control Officer, may vary these conditions in certain circumstances. A low fuel zone of twenty metres wide shall be provided immediately surrounding all buildings situated on the land. Grass on the remaining area of the land must be either grazed (within conventional practice), cut for fodder or completely removed from the land.

5. FUEL AND/OR GAS DEPOT

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

6. WELDING, CUTTING, AND GRINDING EQUIPMENT

Persons shall not operate welding, cutting or grinding apparatus of any kind during the Prohibited Burning Times on land which is under crop, pasture or stubble unless at least one fire extinguisher is provided and there is compliance with any other fire controls required by the Fire Control Officer.

7. ROADSIDE VERGES

Council policy is that no vegetation is to be removed from road verges and no verge is to be burnt without a permit for that specific purpose.

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

RENEWAL OF EXPLORATION PERMIT WA-202-P (R3)

The renewal of Exploration Permit No. WA-202-P (R3) has been approved and will take effect from the 28/6/05.

W. L. TINAPPLE, Director Petroleum and Royalties Division.

MP402*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

RENEWAL OF EXPLORATION PERMIT WA-286-P (R1)

The renewal of Exploration Permit No. WA-286-P (R1) has been approved and will take effect from the 28/6/05.

W. L. TINAPPLE, Director Petroleum
and Royalties Division.

MP403*

Commonwealth of Australia
PETROLEUM (SUBMERGED LANDS) ACT 1967
Section 37(1)

DECLARATION OF A LOCATION

I, William Lee Tinapple, Director Petroleum & Royalties Division of the Department of Industry and Resources for the State of Western Australia, delegate of the Designated Authority, in respect of the area specified as being adjacent to the State of Western Australia by virtue of an instrument of delegation dated 26 March 2004 and published in the *Government Gazette* of Western Australia on 2 April 2004, declare the following blocks to be a location for the purpose of Part III of the Act.

Hamersley Range SF50 Map Sheet

Block No.	Field	Location No.
241 & 242	Oryx	4SL/04-5

The blocks are the subject of Exploration Permit No. WA209P held by—

Apache Northwest Pty Ltd
Santos Offshore Pty Ltd

Dated at Perth on this 29th day of June 2005.

W. L. TINAPPLE, Director Petroleum and Royalties Division.

MP404*

Commonwealth of Australia
PETROLEUM (SUBMERGED LANDS) ACT 1967
Section 37(1)

DECLARATION OF A LOCATION

I, William Lee Tinapple, Director Petroleum & Royalties Division of the Department of Industry and Resources for the State of Western Australia, delegate of the Designated Authority, in respect of the area specified as being adjacent to the State of Western Australia by virtue of an instrument of delegation dated 26 March 2004 and published in the *Government Gazette* of Western Australia on 2 April 2004, declare the following block to be a location for the purpose of Part III of the Act.

Hamersley Range SF50 Map Sheet

Block No.	Field	Location No.
28	Reindeer	3SL/04-5

This block is the subject of Exploration Permit No. WA209P held by—

Apache Northwest Pty Ltd
Santos Offshore Pty Ltd

Dated at Perth on this 29th day of June 2005.

W. L. TINAPPLE, Director Petroleum
and Royalties Division.

POLICE

PO501***POLICE ACT 1892****POLICE AUCTION**

Under the provisions of the Police Act 1892, unclaimed and forfeited property and bicycles will be sold by public auction Ross's Sales & Auctions, 241 Railway Parade, Maylands on Wednesday 20 July 2005 at 10.00am.

The auction is to be conducted by Mr Brad Buckle, Mr Craig Edwards and Mr Kevin Grickage.

K. O'CALLAGHAN, Commissioner of Police,
Western Australia Police Service.

PO502**POLICE ACT 1892****POLICE AUCTION**

Under the provisions of the Police Act 1892, unclaimed and stolen property will be sold by public auction at Karratha Outdoors and Dive Centre, Lot 1435 Warambie Road Karratha at 11.00 am on Sunday 10th July 2005.

The auction is to be conducted Paul Kensington, Licensed Auctioneer.

K. O'CALLAGHAN, Commissioner of Police,
Western Australia Police Service.

PO503**POLICE ACT 1892****POLICE AUCTION**

Under the provisions of the Police Act 1892, unclaimed and stolen property will be sold by public auction at Karratha Outdoors and Dive Centre, Lot 1435 Warambie Road Karratha at 11.00 am on Sunday 10th July 2005.

The auction is to be conducted Paul Kensington, Licensed Auctioneer.

K. O'CALLAGHAN, Commissioner of Police,
Western Australia Police Service.

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 appointments to act temporarily in the office of the Attorney General; Minister for Health; Electoral Affairs in the absence of the Hon J A McGinty MLA for the following periods (all dates inclusive)—

Hon J. B. D'Orazio MLA—1 to 22 July 2005

Hon R. C. Kucera MLA—23 July to 7 August 2005

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

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