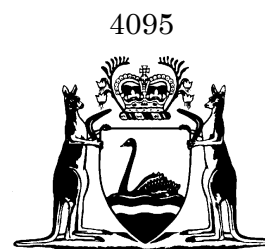




**WESTERN
AUSTRALIAN
GOVERNMENT**
Gazette
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If it is necessary through isolation or urgency to fax copy, confirmation is not required by post. *If original copy is forwarded later and published, the cost will be borne by the advertiser.*

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2005 (Prices include GST).

Deceased Estate notices, (per estate)—\$22.90

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$53.45

Other articles in Public Notices Section—\$53.45 minimum charge (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices

Per Column Centimetre—\$10.70

Bulk Notices—\$199.10 per page

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

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

— PART 1 —

PROCLAMATIONS

AA101*

GOVERNMENT EMPLOYEES' HOUSING ACT 1964

PROCLAMATION

Western Australia

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

[L.S.]

JOHN SANDERSON
Governor

I, the Governor, acting under the *Government Employees' Housing Act 1964* section 7 and with the advice and consent of the Executive Council, vary the Schedule to the proclamation made under that section on 21 May 1996 by inserting the following item in the appropriate alphabetical position—

“ The Department of Treasury and Finance ”.

Given under my hand and the Public Seal of the State on 16 August 2005.

By Command of the Governor,

FRANCIS LOGAN, Minister for Housing and Works.

GOD SAVE THE QUEEN !

— PART 2 —

CONSERVATION

CO401*

CONSERVATION AND LAND MANAGEMENT ACT 1984**CONSERVATION AND LAND MANAGEMENT (REVOCATION OF STATE FOREST)
ORDER (No. 4) 2005**

Made by the Governor in Executive Council under section 9(2) of the *Conservation and Land Management Act 1984*.

1. Citation

This order may be cited as the *Conservation and Land Management (Revocation of State Forest) Order (No.4) 2005*.

2. Background to this order

(1) Under section 9(2) of the Act a proposal dated 2 September 2003 that an area of about 2,050 square metres be revoked from State Forest No. 56 was laid before both Houses of Parliament.

(2) Resolutions that the proposal referred to in subclause (1) be carried out were passed by the Legislative Assembly on 23 October 2003 and by the Legislative Council on 29 June 2004.

(3) The land referred to in subclause (1) has recently been surveyed and is now described in Schedule 1.

3. Portion of State Forest No. 56 revoked

The land described in Schedule 1 is declared to be no longer State forest.

Schedule 1—Land no longer State Forest No. 56

All that portion of land situated about 2.5 kilometres north-east of Margaret River Townsite and being the whole of Lot 300 as surveyed and shown on Deposited Plan 47224.

Area: 2,049 square metres.

On Department of Land Information Plan: Cowaramup SW (1930-III-SW).

By Command of the Governor,

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

JUSTICE

JU401*

DISTRICT COURT OF WESTERN AUSTRALIA ACT 1969

(Sittings and Winter Vacation for 2006)

Pursuant to the powers conferred by the *District Court of Western Australia Act 1969* I hereby appoint the following sittings of the District Court for the year 2006.

Civil Sittings at Perth

1. Civil sittings of the District Court at Perth for the trial of causes and issues of fact shall commence on Tuesday 10 January and shall continue, except for the Easter and Winter Vacations and for Public Service holidays, until Friday 22 December. The Court will be held from 10.30 am on each day of sitting unless otherwise stated.

Criminal Sittings at Perth

2. Criminal sittings of the District Court at Perth shall commence on the following days—

Tuesday	10 January
Wednesday	1 February
Wednesday	1 March
Monday	3 April
Monday	1 May
Thursday	1 June
Monday	17 July

Tuesday	1	August
Friday	1	September
Tuesday	3	October
Wednesday	1	November
Friday	1	December

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

Civil and Criminal Sittings at Other Places

3. The places, days and times for other Civil and Criminal sittings of the District Court shall be as follows—

Place	Jurisdiction	Commencing Day	
Albany	Criminal and Civil	Monday	20 February
		Monday	10 April
		Monday	29 May
		Monday	17 July
		Monday	4 September
		Monday	20 November
Bunbury	Criminal	Monday	27 February
		Tuesday	18 April
		Tuesday	6 June
		Monday	31 July
		Monday	25 September
		Monday	13 November
Bunbury	Civil	Monday	13 February
		Monday	15 May
		Monday	11 September
		Monday	30 October
Busselton	Criminal	Monday	30 January
		Monday	17 July
		Monday	4 September
		Monday	30 October
Carnarvon	Criminal and Civil	Monday	16 January
		Monday	22 May
		Monday	25 September
		Monday	11 December
Esperance	Criminal and Civil	Monday	27 February
		Monday	26 June
		Monday	6 November
Fremantle	Criminal	Monday	30 January
		Monday	20 March
		Tuesday	18 April
		Monday	15 May
		Monday	19 June
		Monday	7 August
		Monday	18 September
		Monday	23 October
		Monday	27 November
Geraldton	Criminal and Civil	Tuesday	7 March
		Monday	1 May
		Monday	17 July
		Monday	4 September
		Monday	6 November
Joondalup	Criminal	Thursday	12 January
		Thursday	2 February
		Thursday	2 March
		Thursday	6 April
		Thursday	4 May
		Thursday	1 June
		Thursday	20 July
		Thursday	10 August
		Thursday	7 September
		Thursday	5 October
		Thursday	2 November
		Thursday	7 December
Kalgoorlie	Criminal and Civil	Monday	23 January
		Monday	27 March
		Monday	22 May
		Monday	17 July
		Monday	18 September
		Monday	13 November

Meekatharra	Criminal	Thursday	23 February
		Thursday	29 June
		Thursday	23 November
Rockingham	Criminal	Monday	16 January
		Monday	27 February
		Monday	3 April
		Monday	22 May
		Monday	26 June
		Monday	24 July
		Monday	21 August
		Monday	25 September
		Monday	23 October
South Hedland Karratha	Criminal and Civil	Monday	16 January
		Monday	20 March
		Monday	8 May
		Monday	17 July
		Monday	4 September
		Monday	13 November
Broome Derby Kununurra	Criminal and Civil	Monday	16 January
		Tuesday	7 March
		Monday	8 May
		Monday	17 July
		Monday	4 September
		Monday	6 November

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

Winter Vacation

4. The Winter Vacation for 2006 shall commence on Monday 3 July and shall terminate on Sunday 16 July.

Dated the 19th day of August 2006.

ANTOINETTE KENNEDY, Chief Judge.

LOCAL GOVERNMENT

LG101*

CORRECTION **BUSH FIRE ACT 1954** *Shire of Coolgardie*

Amended paragraph due to date error in the Bush Fire Notice published in Gazette 30th August 2005 as follows—

By deleting—

If it is considered for any reason to be impractical to clear firebreaks or remove flammable material as required by this notice, you may apply to the Council or its duly authorised Officer not later than the 1st day of November 2004 for permission to provide firebreaks in alternative positions or take alternative action to remove or abate fire hazards. If permission is not granted by Council or its duly authorised Officer, you shall comply with the requirements of this notice.

And inserting—

If it is considered for any reason to be impractical to clear firebreaks or remove flammable material as required by this notice, you may apply to the Council or its duly authorised Officer not later than the 1st day of November 2005 for permission to provide firebreaks in alternative positions or take alternative action to remove or abate fire hazards. If permission is not granted by Council or its duly authorised Officer, you shall comply with the requirements of this notice.

M. J. (Mal) OSBORNE, Chief Executive Officer.

LG401*

LOCAL GOVERNMENT ACT 1995**HEALTH ACT 1911***Shire of Dandaragan***MEMORANDUM OF IMPOSING RATES AND CHARGES FOR FINANCIAL YEAR 2005/2006.**

At a meeting of the Dandaragan Shire Council held on 11th August 2005, it was resolved that the rates specified hereunder should be imposed on all rateable property within the District of the Shire of Dandaragan in accordance with the provisions of the Local Government Act 1995 and the Health Act 1911.

Dated the 26th August 2005.

S. LOVE, President.
I. F. Rennie, Acting Chief Executive Officer.

Gross Rental Value—

- Jurien townsite: a rate of 9.1628 cents in the dollar.
- Jurien townsite Specified Area: a rate of 0.2355 cents in the dollar.
- Badgingarra townsite: a rate of 9.1628 cents in the dollar.
- Cervantes townsite: a rate of 9.1628 cents in the dollar.
- Dandaragan townsite: a rate of 9.1628 cents in the dollar.
- Rural: a rate of 9.1628 cents in the dollar.

Unimproved Value—

- Rural: a rate of 0.9624 cents in the dollar.
- Mineral Claims: a rate of 0.9624 cents in the dollar.

Minimum Rate—

- Jurien, Cervantes, Badgingarra and Dandaragan townsites and Rural GRV: \$462.00 per assessment.
- Unimproved: \$462.00 per assessment.
- Mineral Claims: \$585.00 per assessment.

Rubbish Charges—

- Domestic: \$185.00 per 240L bin per annum.
- Pensioner: \$155.00 per 240L bin per annum.
- Outside Townsite—No Bin \$85.00 per annum

Service Charges—

- Badgingarra Townsite: \$82.00 per rateable property for upgrade of Television Rebroadcasting facility.

Discount on Rates—a discount of 10% will be allowed on current general rates which are paid in full within 35 days of service of the annual rate notice, in accordance with section 6.46 of the Local Government Act.

Penalty Interest—a penalty interest of 10% per annum calculated daily, by simple interest will apply from 35 days of service of the rate notice.

Instalment Plan Interest—a charge of 5% per annum, calculated daily by simple interest.

Administration Fee—a charge of \$5.00 per instalment for rates levied.

Due dates for total payment of Rates and Services for the 2005/2006 financial year is 22nd September 2005.

Due dates for Instalment Plan 2005/2006—

- | | |
|----------------|------------|
| 1st Instalment | 22/09/2005 |
| 2nd Instalment | 22/11/2005 |
| 3rd Instalment | 23/01/2006 |
| 4th Instalment | 22/03/2006 |

LG402*

SHIRE OF EAST PILBARA**APPOINTMENTS**

The Shire of East Pilbara wishes to advise for public information the appointment of Mr Travis Ranieri as an authorised officer to operate within the Shire of East Pilbara to enforce the following Acts, Regulations and Local Laws, effective immediately:

- Local Government Act 1995 and Regulations
- Litter Act 1979 and Regulations
- Local Government (Miscellaneous Provisions) 1960 Act
- Dog Act 1976 and Regulations

- Bush Fires Act 1954 and Regulations
- Control of Vehicles (Off Road Areas) Act 1978 and Regulations
- Shire of East Pilbara Local Laws
- Agriculture and Related Resources Protection Act 1976 and Regulations
- Stock (Identification and Movement) Act 1970 and Regulations
- Caravan Park and Camping Grounds Act 1995 and Regulations

The Shire of East Pilbara also wish to advise for public information the appointment of Mr Eugene Crawford as an Authorised Officer to operate within the Shire of East Pilbara to enforce the following Act, Regulations and Local Law, effective immediately—

- Dog Act 1976 and Regulations
- Shire of East Pilbara Dog Local Law

In addition the Shire of East Pilbara wishes to advise for public information the appointments of the undermentioned as authorised Dog Registration Officers pursuant to the Dog Act 1976, effectively immediately; previous dog registration officer appointments are hereby cancelled.

- | | |
|--------------------|-------------------|
| • Sharon Samata | • Eugene Crawford |
| • Letitia Coburn | • Carla Roulston |
| • Jenny Harris | • Andrea Chadwick |
| • Michael Starling | • Travis Ranieri |
| • Paul Dickson | |

ALLEN COOPER, Chief Executive Officer.

LG403*

LOCAL GOVERNMENT ACT 1995

City of Wanneroo

(EXEMPTION FROM RATES)

Department of Local Government
and Regional Development,
26 August 2005.

DLGRD: WC5-6

It is hereby notified for public information that in accordance with the provisions of section 6.26 (4) of the *Local Government Act 1995*, the Hon John Bowler MLA, Minister for Local Government and Regional Development has declared exempt from local government rates the property at number 7 Lumsden Road, Wangara with the exception of that portion of the premises occupied by the Wild Kids Play Centre effective from 20 August 2005.

CHERYL GWILLIAM, Director General.

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

Royal Assent to Bill

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 First Session of the Thirty-Seventh Parliament.

Short Title of Bill	Date of Assent	Act No.
Revenue Laws Amendment Bill (No. 3) 2005	August 29 2005	10 of 2005

Dated August 30 2005.

PETER J. McHUGH, Acting Clerk of the Parliaments.

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT 1928
TOWN PLANNING SCHEME AVAILABLE FOR INSPECTION
Shire of Nannup

Town Planning Scheme No. 3 and Local Planning Strategy

Ref: 853/6/17/3 Vol 2

Notice is hereby given that the local government of the Shire of Nannup has prepared the abovementioned town planning scheme for the purpose of—

1. setting out the local government's planning aims and intentions for the scheme area;
2. specifying the local government's clear development and environmental objectives for the Scheme Area;
3. setting aside land as reserves for public purposes;
4. zoning land within the scheme area for the purposes defined in the scheme;
5. controlling and guiding land use and development;
6. setting out procedures for the assessment and determination of planning applications;
7. making provision for the administration and enforcement of the scheme; and
8. addressing other matters contained in the First Schedule to the Town Planning Act.

The local planning strategy has been prepared to accompany the town planning scheme for the purpose of becoming a central feature of the scheme, setting out the Council's general aims and intentions for future long term growth and change.

Plans and documents setting out and explaining the town planning scheme and local planning strategy have been deposited at Council Offices, 15 Adam Street, Nannup and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 5 December 2005.

Submissions on the town planning scheme and local planning strategy may be made in writing on Form No 4 and lodged with the undersigned on or before 5 December 2005.

S A COLLIE, Chief Executive Officer.

PI402*

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Albany

Town Planning Scheme No. 3—Amendment No. 230

Ref: 853/5/4/5 Pt 230

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act, 1928 (as amended) that the Minister for Planning and Infrastructure approved the City of Albany town planning scheme amendment on 29 August 2005 for the purpose of—

1. Rezoning Lot 6, portion of Plantagenet Location 5493, Kooyong Avenue Warrenup, from the 'Rural' Zone to 'Special Residential' Zone Area No. 12 and 'Parks and Recreation' Reserve.
2. Inserting into Schedule 4: 'Special Residential' Zone of the Town Planning Scheme identification and provisions relating to Lot 6, portion of Plantagenet Location 5493, Kooyong Avenue Warrenup and replacing the existing Scheme Provisions for 'Special Residential' Zone Area 12, being portions of Plantagenet Locations 418, 267, 4419 with the following—

AREA	LOCALITY	LOT(S)	LOCATION
12	WARRENUP	2 & 6	418, 267, 4419, 5493

1.0 PLAN OF SUBDIVISION

1.1 Subdivision of Special Residential Zone Area No.12 shall be generally in accordance with the Subdivision Guide Plans endorsed by the Chief Executive Officer.

1.2 Council may recommend that the Western Australian Planning Commission approve minor variations to the Subdivision Guide Plans.

2.0 OBJECTIVES OF THE ZONE

Within the Special Residential Zone Area No. 12 the objective is to—

- Create a spacious residential living environment that provides for other small scale uses where considered appropriate;
- Provides for a range of lot sizes so as to maximize purchaser choice; and

- Retention of existing vegetation along with replanting within open space areas, road reserves and within allotments for site beautification, screening and for general environmental benefit.

3.0 LAND USE

3.1 Within Special Residential Zone Area No.12 the following uses are permitted—

- Single House

3.2 Within Special Residential Zone Area No.12 the following uses are subject to the approval of Council—

- Home Occupation
- Public Utility
- Cottage Industry
- Other activities considered appropriate by Council, which are consistent with the objective of the zone.

4.0 KEEPING OF LIVESTOCK/ANIMALS

4.1 Intensive agricultural pursuits such as piggeries, horticultural operations are not permitted. The keeping of livestock shall be restricted to fenced pastured areas of the lot. The owner shall be responsible for the construction and maintenance of stock proof fencing to protect remnant vegetation and tree/shrub planting areas. Animal numbers shall not exceed the stocking rates recommended by Agriculture W.A. The keeping of animals shall not result in the removal or damage of vegetation and trees or result in soil degradation and dust nuisance.

4.2 Where in the opinion of Council the continued presence of animals on any portion of land is likely to contribute, or is contributing to the dust nuisance or soil degradation, notice may be served on the owner of the land, requiring immediate removal of those animals specified in the notice.

4.3 Where notice has been served on a landowner in accordance with this Clause the Council may also require the land to be rehabilitated to its satisfaction within three (3) months of serving the notice.

4.4 In the event that such action is not undertaken, Council may carry out such works as are deemed necessary, with all costs being borne by the landowner.

5.0 LOCATION OF BUILDINGS AND STRUCTURES

5.1 Buildings, tanks and effluent disposal systems shall not be constructed within the Building and Development Exclusion Areas designated on the Subdivision Guide Plans.

5.2 Buildings shall be setback a minimum of 20 metres from the lot boundary abutting Kooyong Avenue, 10 metres from all other lot boundaries abutting public roads and 5 metres from all other lot boundaries.

5.3 Where possible, buildings shall be sited to allow a “low fuel buffer” not less than 20 metres wide, which does not encroach into remnant vegetation or areas of tree/shrub planting as designated on the Subdivision Guide Plans.

5.4 Any dams and/or soaks require the approval of Council, following referral to the Department of Environment or other appropriate agencies, prior to construction. Dams/soaks shall be sited to minimize their visual impact within the subdivision to the satisfaction of Council.

6.0 BUILDING DESIGN, MATERIALS & COLOUR

6.1 Dwellings and outbuildings shall be designed and constructed of materials, which allow them to blend into the landscape of the site. Council shall refuse to approve walls and roofs constructed of reflective materials such as unpainted zincalume and off-white colours. Council will be supportive of walls and roofs with green, brown or red toning in keeping with the amenity of the area.

6.2 Dwelling houses shall not exceed 7.5 metres in height, which is measured vertically from the finished ground level. The maximum height of all outbuildings will be at the discretion of Council in order to minimize the visual impacts of such buildings when viewed from Albany Highway and within the subdivision.

6.3 No boundary fencing shall be constructed of fibre cement, metal sheeting or wooden picket. If boundary fencing is utilized, it shall be of rural construction such as post and strand to the satisfaction of Council.

6.4 Any water tanks shall be coloured an appropriate natural shade of brown or green or suitably screened with vegetation in keeping with the amenity of the area to the satisfaction of Council.

7.0 VEGETATION AND REVEGETATION

7.1 No clearing of vegetation shall occur except for—

- (a) clearing to comply with the requirements of the Bush Fires Act 1954 (as amended);
- (b) clearing as may reasonably be required to construct an approved building and cartilage;
- (c) trees that are dead, diseased or dangerous;
- (d) clearing to gain vehicular access to an approved dwelling or any other clearing which may be approved by the Council;
- (e) clearing required to establish a low fuel zone.

7.2 Council may request the Commission to impose a condition at the time of subdivision for tree/shrub planting as shown on the Subdivision Guide Plans. Such tree/shrub planting shall be appropriately maintained for a minimum of 3 years.

7.3 Council may request the Commission to impose a condition at the time of subdivision for the fencing of public open space areas.

7.4 Council may request the Commission to impose a condition at the time of subdivision for the preparation and implementation of a Landscaping Plan to cover tree/shrub planting, access, fencing and any invasive weed control impacting on public open space areas.

7.5 Additional tree planting may be required as a condition of development approval. Council may request the Commission impose a condition, at the time of subdivision, for a bond, which will be rebated to future purchasers on completion of satisfactory tree/shrub planting.

8.0 WATER SUPPLY

8.1 Council may request the Commission to impose a condition at the time of subdivision for the provision of reticulated water to the lots.

9.0 EFFLUENT DISPOSAL

9.1 On-site effluent disposal shall be the responsibility of the individual landowner.

9.2 All lots shall utilize an amended soil or similar alternative type of effluent disposal system for the retention of nutrients and are to be located outside the Building and Development Exclusion Areas designated on the Subdivision Guide Plans.

9.3 Notwithstanding the general intent of Provision 9.2 and subject to detailed on-site testing at the applicants cost, a conventional effluent disposal system can only be considered by Council where environmental and health requirements can be adequately addressed to the satisfaction of Council.

9.4 No more than one effluent disposal system will be permitted on each lot.

10.0 BUSHFIRE MANAGEMENT CONTROL

10.1 Council may request the Commission to impose a condition at the time of subdivision for the construction of the strategic firebreaks as shown on the Subdivision Guide Plans.

10.2 The strategic firebreaks shall be constructed to a standard suitable for all year access by heavy duty fire appliances and two wheel drive vehicles.

10.3 Where a lot is traversed by a strategic firebreak as shown on the Subdivision Guide Plans, the owner of the lot shall maintain such firebreak to the satisfaction of Council. Fencing and/or unlocked gates across the strategic firebreak shall only be permitted at the discretion of and to the satisfaction of Council and Fire and Emergency Services.

10.4 Low fuel buffers, at least 20 metres wide shall be established and maintained around all buildings.

10.5 It shall be the responsibility of individual landowners to maintain free access at all times around buildings for emergency purposes.

10.6 Where strategic firebreaks connect with access roads, suitable measures will be taken to ensure non emergency vehicular traffic is precluded.

10.7 In cases where only part of the zone is developed, an interim fire break system or strategic fire break system shall be prepared and put in place, to the satisfaction of Council and Fire and Emergency Services.

10.8 Fire hydrants shall be provided at intervals of 200 metres along subdivision water mains to the satisfaction of Council and the Fire and Emergency Services Authority of Western Australia.

10.9 The subdivider shall make arrangements to the satisfaction of Council to ensure prospective purchasers are aware of the fire management guidelines of the Homeowners Bushfire Survival Manual and the Australian Standard 3959 "Construction of Buildings in Bushfire Prone Areas".

11.0 ROAD UPGRADING, ACCESS AND DESIGN

11.1 Council may request the Commission to impose a condition at the time of subdivision for a contribution to the upgrading of Kooyong Avenue.

12.0 NOTIFICATION OF PROSPECTIVE OWNERS

12.1 Provision shall be made to Council's satisfaction to ensure prospective purchasers of land within Special Residential Zone Area No 12 are given a copy of these Special Provisions prior to entering into an agreement to acquire any property.

12.2 Application for Planning Scheme Consent shall require the submission of—

- (i) a completed "Application for Grant of Planning Scheme Consent" form;
- (ii) three copies of a Plan showing the precise location and size of all the buildings proposed and the parkland clearing and fire protection measures to be adopted;
- (iii) three scaled elevation plans showing the elevation of the buildings proposed and the materials and colour to be used.

3. Amending the Scheme Maps accordingly.

A. E. GOODE, Mayor.
W. P. MADIGAN, Acting Chief Executive Officer.

PI403***TOWN PLANNING AND DEVELOPMENT ACT 1928****APPROVED TOWN PLANNING SCHEME AMENDMENT***City of Canning*

Town Planning Scheme No. 40—Amendment No. 134

Ref: 853/2/16/44 Pt 134

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act, 1928* (as amended) that the Minister for Planning and Infrastructure approved the City of Canning town planning scheme amendment on 30 August 2005 for the purpose of—

1. Scheme Map Modification—

Designating 29 Augusta Street (Lot 62) to indicate the additional use in Serial No 97 of Appendix 5, Schedule of Additional or Prohibited Uses.

2. Scheme Text Modification—

Adding the following to Appendix 5, Schedule of Additional or Prohibited Uses—

No	Lot No	Address	Uses which may be prohibited or permitted in addition to those permitted by the zoning table		Additional Development Requirements
			Additional Uses	Prohibited Uses	
97	62	29 Augusta Street	Office		The maximum GLA for office use is 50m ² to be located within the existing single storey residential building.

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

PI404***TOWN PLANNING AND DEVELOPMENT ACT 1928****APPROVED TOWN PLANNING SCHEME AMENDMENT***City of Kalgoorlie-Boulder*

Town Planning Scheme No. 1—Amendment No. 72

Ref: 853/11/3/6 Pt 72

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the City of Kalgoorlie-Boulder town planning scheme amendment on 30 August 2005 for the purpose of rezoning Lot 214 O'Connor Street, Kalgoorlie, from Rural to General Residential R10 Zone.

R. S. YURYEVICH, Mayor.
I. FLETCHER, Chief Executive Officer.

PI405***TOWN PLANNING AND DEVELOPMENT ACT 1928****APPROVED TOWN PLANNING SCHEME AMENDMENT***Shire of Merredin*

Town Planning Scheme No. 1—Amendment No. 2

Ref: 853/4/18/1 Pt 2

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the Shire of Merredin town planning scheme amendment on 30 August 2005 for the purpose of—

1. Reclassifying portion of Reserve 10359 Great Eastern Highway from 'Recreation' and 'Public Purpose – SES' reserve to 'Showroom' and 'Light Industry' zone.
2. Reserving portion of Reserve 10359 Great Eastern Highway to 'Recreation' reserve.
3. Zoning portion of Reserve 10359 Great Eastern Highway to 'Light Industry' zone.
4. Reclassifying Reserve 22638 (Lots 707 and 708) Barrack Street from 'Recreation' reserve to 'Showroom' and 'Light Industry' zone.
5. Reclassifying Lot 682 Mitchell Street and portion of Barrack Street from 'Recreation' reserve to 'Showroom' zone.

6. Reclassifying portion of Barrack Street from 'Recreation' reserve to 'Light Industry' zone.
7. Zoning portion of Barrack Street to 'Showroom' zone.
8. Amending the Scheme Map accordingly.

K. A. HOOPER, President.
P. J. ANASTASAKIS, Chief Executive Officer.

PI406*

TOWN PLANNING AND DEVELOPMENT ACT 1928

APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Murray

Town Planning Scheme No. 4—Amendment No. 197

Ref: 853/6/16/7 Pt 197

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the Shire of Murray town planning scheme amendment on 30 August 2005 for the purpose of—

1. Rezoning Lot 10 Hopeland Road, North Dandalup, from 'Rural' to 'Farmlet' zone, as more clearly shown on the Scheme Amendment Map.
2. Amending 'Schedule 8 - Farmlet Zone' by inserting the following new zone—

Schedule 8 - Farmlet Zone

(A)	(B)
Specified Land	Special Provisions Relating to (A)
Lot 10 Hopeland Road, NORTH DANDALUP	<p>1. No dwelling shall be approved by the Council unless connected to an alternative domestic wastewater treatment system as approved by the Council with an adequate phosphorous retention capacity and with the base of the system or modified irrigation area being above the highest known water table. No treatment plant shall be closer to a seasonal watercourse than the setback line shown on the Subdivision Guide Plan (SGP) or 100 metres to a Resource Enhancement Wetland.</p> <p>2. No dwelling shall be approved in a location within 32 metres (or greater distance as determined by EPA's Guidance Note 50) from the Dampier-Bunbury gas pipeline traversing the property.</p> <p>3. Subdivision shall only be permitted in accordance with the adopted SGP with a minimum lot size of 20 hectares or any variation as approved by the Western Australian Planning Commission.</p> <p>4. A single dwelling and associated services (including rainwater tanks, wastewater treatment systems etc) shall only be permitted on each lot within the Building Envelope shown on the SGP.</p> <p>5. A well or bore shall not be constructed without a well licence being issued by the Department of Environment.</p> <p>6. The type and number of livestock agisted or kept on the land, and their management, shall be consistent with the recommendations of Agriculture WA and Council's policy on the keeping and stabling of horses.</p> <p>7. Stables shall not be permitted closer to a seasonal watercourse or wetland than the setback line, or the line shown as limit of stables, as shown on the SGP.</p> <p>8. Fencing shall be constructed in accordance with the Council's fencing Local Laws.</p> <p>9. A fuel free zone, clear of all flammable material/vegetation to a distance of 20 metres is required around all buildings.</p> <p>10. Access shall be permitted to domestic water supplies for emergency fire fighting purposes and all water tanks shall be fitted with a gate valve to the specifications of the Fire and Emergency Services Authority (FESA), to be located at the base of the tank. Tank fittings for domestic or other private purposes shall be positioned so as to retain 25% of the water tank capacity for fire fighting purposes.</p> <p>11. A landscape and livestock management plan shall be prepared for the subject land, with all the owners implementing the requirements under the adopted plan, to the satisfaction of the Council. To assist in reducing nutrient export, minimising land erosion potential and to improve visual amenity, the Council may request owners to replace any failed vegetation or plantings.</p>

(A) Specified Land	(B) Special Provisions Relating to (A)
	<p>12. No building, including residential and associated outbuildings, shall be constructed:</p> <ul style="list-style-type: none"> a) Without the Council's planning consent, b) On land areas totalling more than 4,000m², c) Closer than 40 metres from a lot boundary, d) Closer than 30 metres from a watercourse, e) Unless the setback from the Dampier to Bunbury Natural Gas Pipeline conforms to the Australian Standard AS 2885 to the satisfaction of the Department of Industry and Resources, f) So as to require the clearing of any vegetation, g) Closer than 50 metres from the Resource Enhancement Wetland Boundary as shown on the SGP. <p>13. No stables shall be located:</p> <ul style="list-style-type: none"> a) Closer than 200 metres from the Resource Enhancement Wetland Boundary as shown on the SGP. <p>14. A Wetland Management Plan shall be prepared and implemented for the resource enhancement wetland at the subdivider's cost and in consultation with the Department of Environment, to the satisfaction of the Shire of Murray.</p>

N. H. NANCARROW, President.
N. LEACH, Chief Executive Officer.

PI407*

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Nedlands
Town Planning Scheme No. 2—Amendment No. 157

Ref: 853/2/8/4 Pt 157

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the City of Nedlands town planning scheme amendment on 30 August 2005 for the purpose of rezoning Lot 27 (No 2) James Road, Swanbourne from Residential R10/20 to Residential R20.

L. G. TAYLOR, Mayor.
D. E. PRICE, Chief Executive Officer.

PI408*

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Stirling
District Planning Scheme No. 2—Amendment No. 485

Ref: 853/2/20/34 Pt 485

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the City of Stirling town planning scheme amendment on 30 August 2005 for the purpose of—

1. Amending the Scheme Text by adding to Schedule 2B: Additional Use Zones—

No	Description of Land	Additional Use	Conditions
11 A485	Portion of Lot 703, HN 390 Odin Drive (corner Boya Way and Erindale Road), Balcatta	Showroom and Warehouse	<p>1. A 5.0m setback to apply from showroom/warehouse uses to the boundary(ies) of abutting residential lots, with this area to be densely landscaped and not used for any other purpose.</p> <p>2. Construction of a 1.8m high masonry fence along the boundary(ies) between non-residential and residential lots.</p>

2. Amending the Scheme Maps to include designation A11 on Portion of Lot 703 Odin Drive, Balcatta.

T. TYZACK, Mayor.
L. DELAHAUNTY, Chief Executive Officer.

PI409*

TOWN PLANNING AND DEVELOPMENT ACT 1928

APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Swan

Town Planning Scheme No. 9—Amendment No. 436

Ref: 853/2/21/10 Pt 436

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the City of Swan town planning scheme amendment on 30 August 2005 for the purpose of extending the Special Purpose (Ellenbrook) zoning over that portion of Lot 80 Gnangara Road recently included in the Urban zoning of the Metropolitan Region Scheme following finalisation of MRS Amendment No 1020/33.

C. M. GREGORINI, Mayor.
M. J. FOLEY, Acting Chief Executive Officer.

PREMIER AND CABINET

PC401*

TRANSFER OF ACT

Department of the Premier and Cabinet

It is hereby notified for public information that the Governor in Executive Council has approved the transfer of the *Motor Vehicle Drivers Instructors Act 1963* from the Minister for Planning and Infrastructure to the Minister Assisting the Minister for Planning and Infrastructure.

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

PC402*

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—

Hon J. C. Kobelke MLA to act temporarily in the office of Minister for Justice; Small Business in the absence of the Hon J. B. D'Orazio MLA for the period 3 to 11 September 2005 (both dates inclusive)

Hon M. McGowan MLA to act temporarily in the office of Minister for State Development; Energy in the absence of the Hon A. J. Carpenter MLA for the period 4 to 16 September 2005 (both dates inclusive)

The following Ministers to act temporarily in the office of Minister for Housing and Works; Heritage; Minister Assisting the Minister for Planning and Infrastructure in the absence of the Hon F. M. Logan MLA—

Hon J. Bowler MLA—16 September 2005 (inclusive)

Hon S. M. McHale MLA—17 September to 2 October 2005 (both dates inclusive)

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

RACING, GAMING AND LIQUOR

RG401*

LIQUOR LICENSING ACT 1988 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
APPLICATIONS FOR THE GRANT OF A LICENCE			
10951	West Industries Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in North Yunderup and known as Alligators General Store	22/9/2005
10953	Holger Topp and Kristina Topp	Application for the grant of a Producer's licence in respect of premises situated in Capel and known as H & K Topp	18/9/2005
10945	Element WA Pty Ltd	Application for the grant of a Liquor Store licence in respect of premises situated in Mount Hawthorn and known as Naked Bottle	19/9/2005
10941	Bir Singh Pawar	Application for the grant of a Restaurant licence in respect of premises situated in Innaloo and known as Anghiti Restaurant	4/9/2005
APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
231342	Spotless Services Australia Ltd	Application to add, vary or cancel a condition of the Special Facility licence in respect of premises situated in Subiaco and known as Subiaco Oval	15/9/2005
231282	Australian Leisure and Hospitality Group Limited	Application to add, vary or cancel a condition of the Tavern licence in respect of premises situated in Fremantle and known as Sail & Anchor Tavern	20/9/2005
APPLICATIONS FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
24663	Westpeak Investments Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Gnowangerup and known as Gnowangerup Hotel	15/9/2005
24743	Martin Barry Ekins and Sara Jane Ekins	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Guilderton and known as Moore River Roadhouse	18/9/2005
24763	Australian Leisure and Hospitality Group Limited	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Fremantle and known as Sail & Anchor Tavern	20/9/2005
24683	Sin-Aus-Nanga Bay Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Denham and known as Nanga Station Store	20/9/2005
24643	Dorigo Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Fremantle and known as The Clink	13/9/2005
24443	Stones Throw Pty Ltd	Application for the grant of an extended trading permit—ongoing extended hours, in respect of premises situated in Bremer Bay and known as Bremer Bay General Store	14/9/2005

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

Dated: 31 August 2005.

P. MINCHIN, Acting Director of Liquor Licensing.

TRANSPORT

TR401***RAIL FREIGHT SYSTEM ACT 2000****RAIL FREIGHT SYSTEM (S.36 CORRIDOR LAND) ORDER NO. 16/2005**

Made under Section 36 by the Minister for Planning and Infrastructure

1. CitationThis order may be cited as the *Rail Freight System (S.36 Corridor Land) Order No. 16/2005*.**2. Inclusion of land in the Corridor**

The inclusion of land in the corridor identified in the last column of the Schedule.

Schedule—Land to be included

Designation Identification	Railway Line Identification	Railway Identification Plan Number	Land Description
91.11.5	Geraldton-Mullewa	Plan 91A	Identified as the Geraldton Rail Freight Deviation on Deposited Plan 48235. Total area of approximately 56.3ha

Dated this 30th day of August 2005.

ALANNAH MacTIERNAN, MLA, Minister for Planning and Infrastructure.

DECEASED ESTATES

ZX401**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

In the matter of the Estate of Edmund Payne, late of Sandstrom Nursing Home, 44 Whatley Crescent, Mount Lawley, in the State of Western Australia, Retired Farmer, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act relates) in respect of the Estate of the deceased, who died on the 24th day of June 2005, are required by the Executors Joanne Hamlyn Payne and Richard Wallace Payne, to send the particulars of their claim to Messrs Taylor Smart Solicitors of Level 8, 50 St George's Terrace, Perth in the State of Western Australia, by the 3rd day of October 2005, after which date the said Executors may convey or distribute to assets, having regard only to the claims of which they then have had notice.

Dated the 29th day of August 2005.

GARRY E. SAME, Taylor Smart.

ZX402**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

In the matter of the Estate of Stanislaw Wincenty Szweczyk, late of Unit 211C/93 Thomas Street, Subiaco, in the State of Western Australia, Retired Cleaner, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act relates) in respect of the Estate of the deceased, who died on the 23rd day of April 2005, are required by the Executor, Robert Vojakovic, to send the particulars of their claim to Messrs Taylor Smart Solicitors of Level 8, 50 St George's Terrace, Perth in the State of Western Australia, by the 3rd day of October 2005, after which date the said Executor may convey or distribute to assets, having regard only to the claims of which he then has had notice.

Dated the 26th day of August 2005.

GARRY E. SAME, Taylor Smart.

ZX403**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

Ruth Kott (also known as Ruth Martin) late of the Quadraplegic Centre, Selby Street, Shenton Park in the State of Western Australia, deceased.

Creditors and other persons having claims (to which s63 of the Trustees Act 1962 relates) in respect of the estate of the deceased, who died on 29 July 2005 are required by the trustees, namely Jeremy Nicholas Tolcon and Mark Mony de Kerloy both of Mony de Kerloy Barristers and Solicitors, 129 Royal Street, East Perth in the State of Western Australia, both Solicitors, to send particulars of their claims to them by 3 October 2005, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they have notice.

ZX404**TRUSTEES ACT 1962****DECEASED ESTATES****Notice to Creditors and Claimants**

In the estate of Susan Anne Walsh of 38 Royal Palm Drive, Warnbro who died on 21 November 2004.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the said deceased person are required by the Administrator of the estate of the deceased, being Aaron Roberts care of Angus Tibbits Solicitors, Suite 9, 73 Calley Drive, Leeming, Western Australia, to send particulars of their claims to him by the 23rd day of September 2005, after which date the said Administrator may convey or distribute the assets having regard only to the claims of which he then has notice.

ZX405**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 2nd October 2005, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Brennan, Malcolm Roy, late of 14 Isobel Street Bentley, died 28/6/05, (DE19780903EM12)

Brown, Lena, late of Yulanya Nursing Home Kingsmill Street Port Hedland, died 23/10/04, (DE33035225EM37)

Burns, Alma Joyce, late of 341A Spencer Road Thornlie, died 20/8/05, (DE19822723EM35)

Cadwallader, Mavis Ethel, late of Second Avenue Nursing Home 53 Second Avenue Mt Lawley, died 17/8/05, (DE30324908EM36)

Collins, Dorothy Rose, late of Embleton Care Facility 46 Broun Avenue Embleton, died 10/7/05, (DE19873232EM17)

Curedale, Dorothy May, late of 20 Milford Street Geraldton, died 11/8/05, (DE19931123EM17)

Earley, Leslie Joseph, late of 7 Watt Street Derby, died 16/7/05, (DE33034247EM22)

Hollands, Unis May, late of Concorde Nursing Home 25 Anstey Street South Perth formerly of Montrose Nursing Home 12 Grange Close Claremont, died 6/8/05, (DE19811508EM38)

Leyland, Evelyn Catherine, late of McDougall Park Nursing Home 18 Ley Street Como formerly of 2/136 South Terrace Como, died 2/8/05, (DE19631745EM35)

McClennan, Jean Olive, late of Kimberley Nursing Home Kimberley Street, Leederville formerly of Bay 156 Coorow Drive Coogee Beach Holiday Park, died 9/8/05, (DE19900828EM34)

Needham, Shona Gordon, late of Sandstrom Nursing Home 44 Whatley Crescent Mount Lawley, died 26/7/05, (DE33043851EM17)

SHAUN WILLIAM CONLIN, A/Public Trustee,
Public Trust Office, 565 Hay Street, Perth WA 6000.
Telephone 9222 6777.

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STATE LAW PUBLISHER

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STATE LAW PUBLISHER

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BUSINESS HOURS

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JOHN STRIJK, Manager and Government Printer.



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