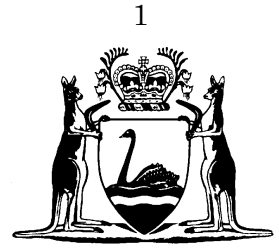


# WESTERN AUSTRALIAN GOVERNMENT Gazette

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# — PART 1 —

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## MINERALS AND PETROLEUM

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MP301\*

Explosives and Dangerous Goods Act 1961

### Explosives and Dangerous Goods (Explosives) Amendment Regulations (No. 2) 2005

Made by the Lieutenant-Governor and Administrator in Executive Council.

**1. Citation**

These regulations are the *Explosives and Dangerous Goods (Explosives) Amendment Regulations (No. 2) 2005*.

**2. The regulations amended**

The amendments in these regulations are to the *Explosives and Dangerous Goods (Explosives) Regulations 1963\**.

[\* Reprinted as at 4 November 2002.

For amendments to 18 October 2005 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 110, and Gazette 28 June 2005*.]

**3. Regulation 59 amended**

- (1) Regulation 59 is amended by deleting “the purpose of magazines for” and inserting instead —

“ purposes connected with ”.

- (2) Regulation 59(2)(a) and (b) and “and” after subparagraph (b) are deleted and the following is inserted instead —

“

- (a) where any part of the land so leased has a licensed magazine erected on it, on each tonne of explosives for which the magazine is licensed;

- (aa) where any part of the land so leased, other than any part on which a licensed magazine is erected, is held or used to store ammonium nitrate, on the area of the part;
- (b) where any part of the land so leased, other than any part on which a licensed magazine is erected, is held or used to store material connected with explosives, other than ammonium nitrate, on the maximum tonnage of the material that can be stored on the part at the rate per tonne of half the fee prescribed per tonne of explosives for which a magazine is licensed; and

”.

- (3) Regulation 59(2)(c) is amended by inserting after “where” —  
 “ any part of ”.

#### 4. Second Schedule amended

The Second Schedule is amended by inserting after item 10 the following item —

“

- 10A. Tonnage fee for storing ammonium nitrate on reserved land vested in the Minister for the purpose of magazines for explosives —
- (a) on the Baldivis Explosives Reserve or the Kalgoorlie Explosives Reserve (per square metre of land used for such storage) 6.00
  - (b) on any other such reserved land (per square metre of land used for such storage) 3.00

”.

By Command of the Lieutenant-Governor and Administrator,

G. M. PIKE, Clerk of the Executive Council.

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## — PART 2 —

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### JUSTICE

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JU401\*

**JUSTICES OF THE PEACE ACT 2004**

## APPOINTMENT

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following to the office of Justice of the Peace for the State of Western Australia—

Thomas Alexander Albert Herzfeld of 9 Gladys Street, Darlington.

RAY WARNES, A/Executive Director, Court Services.

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### PLANNING AND INFRASTRUCTURE

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PI401\*

**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**

## DECLARATION OF PLANNING CONTROL AREA NO. 86

*City of Fremantle*

Lot P94 Stirling Highway, North Fremantle

File: 835-2-5-5

**General Description**

The Hon Minister for Planning and Infrastructure has granted approval to the declaration of a Planning Control Area over Lot P94 Stirling Highway, North Fremantle, as shown on Western Australian Planning Commission Plan No. 3.2039.

**Purpose of the Planning Control Area**

The purpose of the Planning Control Area is to protect the future extension of Curtin Avenue, which forms part of a transport plan for the North Fremantle area. The Commission considers that the Planning Control Area is required to ensure that no development occurs on this land, which might prejudice this purpose until it may be reserved for Regional Roads in the Metropolitan Region Scheme.

**Duration and Effects**

The declaration remains in effect for a period of five years from the date of publication of this notice in the *Government Gazette* or until revoked by the Western Australian Planning Commission with approval by the Minister, whichever is the sooner.

A person shall not commence and carry out development in a Planning Control Area without the prior approval of the Western Australian Planning Commission. The penalty for failure to comply with this requirement is \$2,000 and, in the case of a continuing offence, a further fine of \$200 for each day during which the offence continues.

Compensation is payable in respect of land injuriously affected by this declaration, and land so affected may be acquired by the Western Australian Planning Commission in the same circumstances and in the same manner as if the land had been reserved in the Metropolitan Region Scheme for a public purpose.

**Where the Planning Control Area is Available for Public Inspection**

- Department for Planning and Infrastructure  
Wellington Street, Perth
- J S Battye Library  
Level 3 Alexander Library Building  
Perth Cultural Centre
- Municipal office of the City of Fremantle  
Town Hall Centre  
8 William Street  
FREMANTLE WA

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

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