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— PART 1 —

FISHERIES

FI301*

Fish Resources Management Act 1994

Fish Resources Management Amendment Regulations (No. 6) 2007

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Fish Resources Management Amendment Regulations (No. 6) 2007*.

2. Commencement

These regulations come into operation as follows:

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. The regulations amended

The amendments in these regulations are to the *Fish Resources Management Regulations 1995*.

4. Schedule 1 amended

- (1) Schedule 1 is amended by deleting the headings before Part 1 and inserting instead —

“

Schedule 1 — Fees

”

- (2) Schedule 1 Part 1 is amended in each item listed in column 1 of the Table to this subregulation by deleting the figure set out in column 2, and inserting instead the figure set out in column 3, opposite that item.

Table

Column 1 Item	Column 2 Delete	Column 3 Insert
1(a)	1 900.00	2 060.00
1(b)	250.00	270.00
1(c)	1 000.00	1 085.00
2 and 3	27.00	29.00
5	17.00	18.00

- (3) Schedule 1 Part 2 is amended in each item listed in column 1 of the Table to this subregulation by deleting the figure set out in column 2, and inserting instead the figure set out in column 3, opposite that item.

Table

Column 1 Item	Column 2 Delete	Column 3 Insert
1	70.00	76.00
1 (2 places)	390.00	420.00
2	70.00	76.00
2 (2 places)	390.00	420.00
3	70.00	76.00
4(a)	32.00	35.00
4(b)	22.00	24.00
4(c)	38.00	41.00
4(d)	22.00	24.00
4(e)	27.00	29.00
4(f)	75.00	81.00
5	70.00	76.00
5	265.00	288.00
6	390.00	420.00
7	380.00	410.00
8	380.00	410.00
8	75.00	80.00
8 (2 places)	445.00	480.00
9	445.00	480.00
10	2 000.00	2 170.00
11 (3 places)	140.00	150.00
11	628.00	680.00
11	70.00	76.00
11 (2 places)	460.00	500.00
12	267.00	290.00
12	70.00	76.00
12 (2 places)	392.00	420.00
14	628.00	680.00
15	70.00	76.00
16	125.00	135.00

Column 1 Item	Column 2 Delete	Column 3 Insert
17	125.00	135.00
18 (3 places)	125.00	135.00
19	628.00	680.00
20	55.00	60.00
20	60.00	65.00
20 (2 places)	335.00	365.00
21	55.00	60.00
21	60.00	65.00
21 (2 places)	335.00	365.00

- (4) Schedule 1 Part 3 is amended in each item listed in column 1 of the Table to this subregulation by deleting the figure set out in column 2, and inserting instead the figure set out in column 3, opposite that item.

Table

Column 1 Item	Column 2 Delete	Column 3 Insert
1(a)	700.00	760.00
1(c)	1 730.00	1 875.00
1(d)	1 040.00	1 130.00
1(e)	340.00	370.00
1(f)	340.00	370.00
1(g)	340.00	370.00
2(a)	295.00	320.00
4(1)(a)	220.00	240.00
4(1)(b)(i)	110.00	120.00
4(1)(b)(ii)	220.00	240.00
4(1)(b)(iii)	110.00	120.00
4(1)(b)(iv)	220.00	240.00
4(2)(a)	220.00	240.00
4(2)(b)(i)	110.00	120.00
4(2)(b)(ii)	110.00	120.00
4(3)(a)	220.00	240.00
4(3)(b)(i)	110.00	120.00
4(3)(b)(ii)	220.00	240.00
4(3)(b)(iii)	110.00	120.00
5(1)(a)	545.00	590.00
5(1)(b)(i)	545.00	590.00
5(1)(b)(ii)	270.00	290.00
5(1)(b)(iii)	270.00	290.00
5(1)(b)(iv)	545.00	590.00
5(2)(a)	220.00	240.00
5(2)(b)(i)	110.00	120.00
5(2)(b)(ii)	110.00	120.00

Column 1 Item	Column 2 Delete	Column 3 Insert
5(3)(a)	545.00	590.00
5(3)(b)(i)	270.00	290.00
5(3)(b)(ii)	270.00	290.00
5(3)(b)(iii)	545.00	590.00

By Command of the Lieutenant-Governor and deputy of the Governor,

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

JUSTICE

JU301*

Legal Practice Act 2003

Legal Practice Board Amendment Rules 2007

Made by the Legal Practice Board under section 252.

1. Citation

These rules are the *Legal Practice Board Amendment Rules 2007*.

2. The rules amended

The amendments in these rules are to the *Legal Practice Board Rules 2004*.

3. Rule 13 replaced

Rule 13 is repealed and the following rule is inserted instead —

“

13. Holding meetings remotely

The presence of a person at a meeting of the Board need not be by attendance in person but may be by that person and each other person at the meeting being

simultaneously in contact by telephone, or other means of instantaneous communication.

”.

4. **Rule 15 replaced**

Rule 15 is repealed and the following rule is inserted instead —

“

15. **Resolution without meeting**

- (1) A resolution in writing signed, or otherwise assented to, by at least 4 members of the Board has the same effect as if it had been passed at a meeting of the Board.
- (2) Subrule (1) does not apply unless —
 - (a) each member of the Board has been given a notice —
 - (i) setting out the proposed resolution; and
 - (ii) requesting the member to respond in writing to the secretary indicating whether the member supports or opposes the resolution not later than the time specified in the notice (the **“response time”**);and
 - (b) the majority of members whose responses are received by the secretary at or before the response time support the resolution.
- (3) A resolution made under subrule (1) is taken to have been passed at the later of —
 - (a) the response time; or
 - (b) the time when the fourth member signed or otherwise assented to the resolution.
- (4) The non-receipt by a member of the Board of notice of the resolution does not affect the validity of the resolution.

”.

5. **Rule 32 amended**

Rule 32 is amended as follows:

- (a) after paragraph (a) by inserting —

“ and ”;
- (b) after paragraph (c) by deleting the full stop and inserting —

“

; and
- (d) Edith Cowan University.

”.

6. Schedule 1 amended

- (1) Schedule 1 Form 7 is amended by deleting “r. 27” and inserting instead —

“ r. 23, 36 ”.

- (2) Schedule 1 Form 10 is amended in the row entitled “Qualification” by inserting after “The University of Notre Dame Australia” —

“

Edith Cowan University

”.

- (3) Schedule 1 Form 19 is amended as follows:

- (a) in the row entitled “Practice outside Australia”, under the heading “Registration authority” by deleting “Telephone _____” and inserting instead —

“

Telephone _____ Fax _____

”;

- (b) in the row entitled “Practice in WA”, under the heading “Director or officer of incorporated legal practice” by deleting “ Director _____” and inserting instead —

“

Director Officer (*office*) _____

”.

Made by the Legal Practice Board under section 252.

ROBERT ENOS COCK,
Member.

GRANT RICHARD DONALDSON,
Member.

JOHN ROBERT BRODERICK LEY,
Member.

ANNA LISCIA,
Member.

LOCAL GOVERNMENT

LG301*

**HEALTH ACT 1911
LOCAL GOVERNMENT ACT 1995**

City of Bayswater

HEALTH AMENDMENT LOCAL LAW 2007

Made by the Council of the City of Bayswater at its Ordinary Meeting under section 342 of the *Health Act 1911* and in accordance with Subdivision 2, Division 2, Part 3 of the *Local Government Act 1995*.

1. Citation

This local law may be cited as the *City of Bayswater Health Amendment Local Law 2007*.

2. Operation

This Local Law will come into operation on the day on which it is published in the *Government Gazette*.

3. Principal Local Laws

In this amendment local law, the *City of Bayswater Health Local Laws 2001* published in the *Government Gazette* on 10 December 2001 are referred to as the Principal Local Laws.

4. Principal Local Laws amended

The Principal Local Laws are amended as follows—

4.1 Section 5.18 amended

The definition of “Affiliated Person” is deleted and substituted with—

“Affiliated Person” means a person who is a member of a Pigeon Club or Cage-bird Club which is an incorporated body under the *Associations Incorporation Act 1987*; ”.

4.2 Section 5.19 amended

Subsection 5.19(1) is deleted and substituted with—

“(1) An owner or occupier of premises—

- (a) who is not an Affiliated Person, shall not keep more than 20 pigeons and 20 cage-birds, exclusive of young birds, and 9 poultry being a mixture of ducks or fowls on a residential lot which must have an area of not less than 500 square metres;
- (b) who is an Affiliated Person, shall not keep a total of more than 150 pigeons and 150 cage-birds, exclusive of young birds;
- (c) shall not keep any of the following—
 - (i) a goose or gander;
 - (ii) a turkey;
 - (iii) a peacock or peahen;
 on any one lot of land; and
- (d) who has a lot size greater than 500 square metres, may keep additional ducks or fowls in a ratio of one duck and/or fowl per additional 100 square metres of lot area up to a maximum of 24 ducks or 24 fowls, or a combination of ducks and fowls up to a maximum of 24 in accordance with the following table—

MAXIMUM NUMBER OF POULTRY THAT CAN BE KEPT ON RESIDENTIAL LOTS	
LOT AREA (m ²)	Poultry
Less than 500	0
500 to 599	9
600 to 699	10
700 to 799	11
800 to 899	12
900 to 999	13
1000 to 1099	14
1100 to 1199	15
1200 to 1299	16
1300 to 1399	17

LOT AREA (m ²)	Poultry
Less than 500	0
1400 to 1499	18
1500 to 1599	19
1600 to 1699	20
1700 to 1799	21
1800 to 1899	22
1900 to 1999	23
2000 or greater	24

”

4.3 Section 5.20 amended

Section 5.20 is amended by deleting paragraph (a) and substituting—

- “ (a) (i) subject to subparagraph (ii), no poultry is able to approach within 9 metres of a dwelling, public building or premises where people are employed or where food is stored, prepared, manufactured or sold;
- (ii) the approval of the Principal Environmental Health Officer is to be obtained before any poultry is kept closer than 9 metres to dwellings. Such an approval is subject to the dwelling being either on an adjacent property in the same ownership or a dwelling on the same property that is occupied by the keeper of the poultry. In any case, the minimum separation will not be reduced to less than 6 metres; ”

4.4 Section 5.21 amended

Section 5.21 is amended by deleting subsections 5.21(1), 5.21(2), 5.21(3) and 5.21(4) and substituting—

- “ An owner or occupier of premises shall not be permitted to keep a rooster on a residential lot in the City of Bayswater. ”.

—

This local law was made by the Council of the City of Bayswater at an Ordinary Meeting held on 26th June 2007.

Dated this 29th June 2007.

The Common Seal of the City of Bayswater was affixed by authority of a resolution of the Council in the presence of—

TERENCE G. KENYON, JP, Mayor.
MARIO J. CAROSELLA, Chief Executive Officer.

Consented to—

Dr A. ROBERTSON, Executive Director,
Public Health.

Dated this 30th day of July 2007.

—

— PART 2 —

HEALTH

HE401***MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 23) 2007**

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No.23) 2007*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Unmet area of need

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 11AF(1)D of the Act.

Expiry of determination

4. This determination expires 5 years after its commencement.

SCHEDULE

GENERAL MEDICAL SERVICES IN THE STATE OF WESTERN AUSTRALIA EXCLUDING—

- THE PERTH STATISTICAL DIVISION;
- THE SOUTH WEST STATISTICAL DIVISION; AND
- THE CITY OF ALBANY.

Dated this 1st day of August 2007.

JIM MCGINTY MLA, Minister for Health.

HE402***MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) AMENDMENT DETERMINATION (NO. 4) 2007**

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Amendment Determination (No.4) 2007*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Unmet area of need

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 11AF(1)D of the Act.

Expiry of determination

4. **This amendment determination expires 5 years after its commencement.**

SCHEDULE

Repeal

Medical (Unmet Area of Need) Determination (No. 7) of 2007¹,
Medical (Unmet Area of Need) Determination (No. 17) of 2006²,
Medical (Unmet Area of Need) Determination (No. 4) of 2006³, and

*Medical (Unmet Area of Need) Determination (No. 19) of 2005*⁴,
*Medical (Unmet Area of Need) Determination (No. 7) of 2005*⁵,
*Medical (Unmet Area of Need) Determination (No. 31) of 2004*⁶,
*Medical (Unmet Area of Need) Determination (No. 22) of 2004*⁷,
*Medical (Unmet Area of Need) Determination (No.21) of 2004*⁸,
*Medical (Unmet Area of Need) Determination (No. 20) of 2004*⁹,
*Medical (Unmet Area of Need) Determination (No. 16) of 2004*¹⁰,
*Medical (Unmet Area of Need) Determination (No. 11) of 2004*¹¹,
*Medical (Unmet Area of Need) Determination (No. 10) of 2004*¹²,
*Medical (Unmet Area of Need) Determination (No.9) of 2004*¹³,
*Medical (Unmet Area of Need) Determination (No. 8) of 2004*¹⁴,
*Medical (Unmet Area of Need) Determination (No. 25) of 2003*¹⁵,
*Medical (Unmet Area of Need) Determination (No. 24) of 2003*¹⁶,
*Medical (Unmet Area of Need) Determination (No. 22) of 2003*¹⁷,
*Medical (Unmet Area of Need) Determination (No.15) of 2003*¹⁸,
*Medical (Unmet Area of Need) Determination (No. 10) of 2003*¹⁹,
*Medical (Unmet Area of Need) Determination (No. 8) of 2003*²⁰,
*Medical (Unmet Area of Need) Determination (No. 5) of 2003*²¹,
*Medical (Unmet Area of Need) Determination (No. 3) of 2003*²²,
*Medical (Unmet Area of Need) Determination (No.17) of 2002*²³,

Dated this 6th day of August 2007.

JIM MCGINTY MLA, Minister for Health.

¹ This determination declares the provision of general medical services in the Shire of Chittering to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

² This determination declares the provision of general medical services in the Town of Northam and the Shire of Northam to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

³ This determination declares the provision of general medical services in the Shire of Leonora to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

⁴ This determination declares the provision of general medical services in the City of Geraldton to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

⁵ This determination declares the provision of general medical services in the Shire of East Pilbara to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

⁶ This determination declares the provision of general medical services in the Shire of Dundas to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

⁷ This determination declares the provision of general medical services in the Town of Narrogin and Shire of Narrogin to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

⁸ This determination declares the provision of general medical services in the Shire of Plantagenet and the Shire of Cranbrook to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

⁹ This determination declares the provision of general medical services in the Shire of Esperance to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

¹⁰ This determination declares the provision of general medical services in the Shires of Carnamah, Mingenew, Morawa, Perenjori and Three Springs to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

¹¹ This determination declares the provision of general medical services in the Shire of Coolgardie to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

¹² This determination declares the provision of general medical services in the City of Kalgoorlie-Boulder to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

¹³ This determination declares the provision of general medical services in the Shire of Yilgarn to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

¹⁴ This determination declares the provision of general medical services in the Shire of Goomalling to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

¹⁵ This determination declares the provision of general medical services in the Shire of Coorow to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

¹⁶ This determination declares the provision of general medical services in the Shire of Dangaragan to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

¹⁷ This determination declares the provision of general medical services in the Shire of Brookton to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

¹⁸ This determination declares the provision of general medical services in the Shire of Merredin to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

¹⁹ This determination declares the provision of general medical services in the Shire of Wongan-Ballidu to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

²⁰ This determination declares the provision of general medical services – obstetric services in the Town of Northam and the Shire of Northam to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

²¹ This determination declares the provision of general medical services in the Shire of Broomehill, Shire of Gnowangerup, Shire of Katanning, Shire of Kent, Shire of Kojonup, Shire of Tambellup and the Shire of Woodanilling to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

²² This determination declares the provision of general medical services in the Shire of Gingin to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

²³ This determination declares the provision of general medical services in the Shire of Northampton to be an unmet area of need for the purposes of section 11AF(1)D of the *Medical Act 1894*.

HE403***MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 21) 2007**

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 21) 2007*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Unmet area of need

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 11AF(1)D of the Act.

Expiry of determination

4. This determination expires 5 years after its commencement.

SCHEDULE

CONSULTANT RADIOLOGY SERVICES IN THE FOLLOWING LOCATIONS—

CITY OF BUNBURY;
CITY OF MANDURAH;
CITY OF ROCKINGHAM;
SUBURB OF KELMSCOTT IN THE CITY OF ARMADALE;
SUBURB OF WILLETTON IN THE CITY OF CANNING;
SUBURB OF FREMANTLE IN THE CITY OF FREMANTLE;
SUBURB OF THORNIE IN THE CITY OF GOSNELLS
SUBURB OF MIRRABOOKA IN THE CITY OF STIRLING; AND
SUBURB OF VICTORIA PARK IN THE TOWN OF VICTORIA PARK

Dated this 7th day of August 2007.

JIM MCGINTY MLA, Minister for Health.

HE404***MEDICAL ACT 1894****MEDICAL (UNMET AREA OF NEED) DETERMINATION (NO. 24) 2007**

Made by the Minister for Health pursuant to section 11AF of the *Medical Act 1894*.

Citation

1. This determination may be cited as the *Medical (Unmet Area of Need) Determination (No. 24) 2007*.

Commencement

2. This determination comes into operation on the day on which it is published in the *Government Gazette*.

Unmet area of need

3. The area of need specified in the Schedule is determined to be an unmet area of need for the purposes of section 11AF(1)D of the Act.

Expiry of determination

4. This determination expires 2 years after its commencement.

SCHEDULE

- GENERAL MEDICAL SERVICES IN THE SUBURB OF WANNEROO IN THE CITY OF WANNEROO.

Dated this 7th day of August 2007.

JIM MCGINTY MLA, Minister for Health.

LOCAL GOVERNMENT

LG401*

SHIRE OF CRANBROOK
AUTHORISED OFFICERS

It is hereby notified for public information that the following appointments of Authorised Officers has been made, with all previous appointments being cancelled, by Council resolution December 20th, 2006—

- Local Government Act 1995—Part 3, Division 3, Subdivision 2—Certain provisions about land s3.24—
(Power to require that certain things be done relating to land)
Chief Executive Officer- Anthony Middleton
- Local Government Act 1995—Part 3, Division 3, Subdivision 4—Impounding goods involved in certain contraventions s3.39 (Power to impound goods—vehicle abandoned or otherwise, animal, stall or structure)
Chief Executive Officer- Anthony Middleton
- Local Government Act 1995—Part 9, Division 2, Subdivision 1—Miscellaneous Provisions about enforcement—s9.10, s9.11 and s9.15; and Control of Vehicles (Off-road) Act 1978—s37 (Enforcement and legal proceedings)
Chief Executive Officer- Anthony Middleton
Manager of Works- Dominic Le Cerf
Ranger- Jim Thomas
- Local Government Act 1995—Part 9, Division 2, Subdivisions 1 & 2—Miscellaneous provisions about enforcement and infringement notices—s9.13, s9.16 and s9.17—
Chief Executive Officer- Anthony Middleton
Manager of Works- Dominic Le Cerf
Ranger- Jim Thomas
- Local Government Act 1995—Part 9, Division 2, Subdivision 2—miscellaneous provisions about enforcement—s 9.19 and 9.20—
Chief Executive Officer- Anthony Middleton
- Local Government (Miscellaneous Provisions) Act 1960—s449—Establishment of Pounds and the appointment of Pound keepers and Rangers—
Ranger- Jim Thomas
Manager of Works- Dominic Le Cerf
- Dog Act 1975—Authorised Officers
Chief Executive Officer- Anthony Middleton
Ranger- Jim Thomas
Manager of Works- Dominic Le Cerf
Gardener- Gordon Gibbon
- Dog Act 1975—Registration Officers
Chief Executive Officer- Anthony Middleton
Ranger- Jim Thomas
Manager of Works- Dominic Le Cerf
Administration assistant- Toni Melia
Customer Service Officers- Stella Tippet & Felicity Beasley
Works Administration Officer- Casey Hogan
Frankland River Librarian- Brenda Brown
- Health Act 1911—s27 Appointment of Environmental Health Officer
Chief Executive Officer- Anthony Middleton
- Bushfires Act 1954—s59 (2)(a) and (3)—Issue of infringement Notices, Council Delegation—
Chief Executive Officer- Anthony Middleton
Manager of Works- Dominic Le Cerf
Ranger- Jim Thomas
- Caravan Parks and Camping Grounds Act 1995—s17 authorised persons
Chief Executive Officer- Anthony Middleton
Manager of Works- Dominic Le Cerf
Environmental Health Officer- Maurice Walsh
- The Litter Act 1979—Authorised Officers
Chief Executive Officer- Anthony Middleton
Manager of Works- Dominic Le Cerf
Ranger- Jim Thomas
Environmental Health Officer- Maurice Walsh

LG501*

BUSH FIRES ACT 1954*Shire of Plantagenet***ANNUAL FIREBREAK NOTICE 2007/2008**

Action is required by Owners and/or Occupiers of all Land in the Shire of Plantagenet

PLEASE READ IT COMPLETELY AND CAREFULLY**FIRST AND FINAL NOTICE—PENALTIES MAY APPLY**

If in doubt, contact the Shire of Plantagenet or your local brigade.

For Emergencies Dial 000.

For current information relating to Harvest and Vehicle Movement Bans, phone 9892 1102

IMPORTANT INFORMATION TO OWNERS AND / OR OCCUPIERS OF LAND IN THE SHIRE OF PLANTAGENET

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954* you are hereby required, on all land owned or occupied by you, as a measure for preventing the spread and extension of a bush fire, to plough, cultivate, scarify, burn, chemically spray or otherwise clear upon the land firebreaks in such manner as set out in this notice.

GLOSSARY

Building Protection Zone: is a low fuel area immediately surrounding a building and is designed to minimise the likelihood of flame contact with buildings. It must fulfil the following conditions—

- A minimum width of 20 metres around all homesteads and buildings in all Rural Land.
- A minimum width of 20 metres around all habitable buildings in Townsites.
- Bush Fire fuels to be maintained below 100mm in height.
- Trees and branches which overhang a building must be removed.
- Lower branches of any remaining trees must be trimmed.

Hazard Separation Zone: is a low fuel area which must be provided to create a minimum separation distance of 100 metres between buildings and the hazards and must be maintained in a hazard reduced state (ie: below 8 tonne per hectare for jarrah/marri; below 12-15 tonne per hectare in mallee heath and below 15 tonne per hectare in karri forests).

FESA: Fire and Emergency Services Authority

FRONT COVER: Photograph of a water bomber operating at the Halsey Road bushfire (2005)

IMPORTANT INFORMATION

Firebreaks are required. Firebreaks are required between the following dates—

Eastern Portion of Zone 4—Firebreaks required from 15 November to 29 March annually including plantations.

Western Portion of Zone 4—Firebreaks required from 1 December to 12 April annually including plantations.

Restricted burning time—permits to burn required. Permits to burn any inflammable material are required between the following dates—

Easter Portion of Zone 4—3 October to 14 November annually AND 15 February to 29 March annually.

Western Portion of Zone 4—2 November until 14 December annually AND 15 February until 12 April annually.

Permit dates vary due to climatic conditions. Please check with your Fire Control Officer for dates and issue of permits (refer to the Brigade and Shire Contact Details tab).

Prohibited Burning Time. It is prohibited to burn during the following dates—

Eastern Portion of Zone 4—15 November to 14 February, Christmas Day and Good Friday.

Western Portion of Zone 4—15 December to 14 February, Christmas Day and Good Friday.

Camping and Cooking Fires. Camping and cooking fires are prohibited from 3 October until 12 April annually, including Good Friday when Good Friday falls outside these dates.

Harvest Ban. A Shire wide harvest ban applies on Christmas Day.

BOUNDARY LINE BETWEEN ZONE 4 WESTERN AND EASTERN

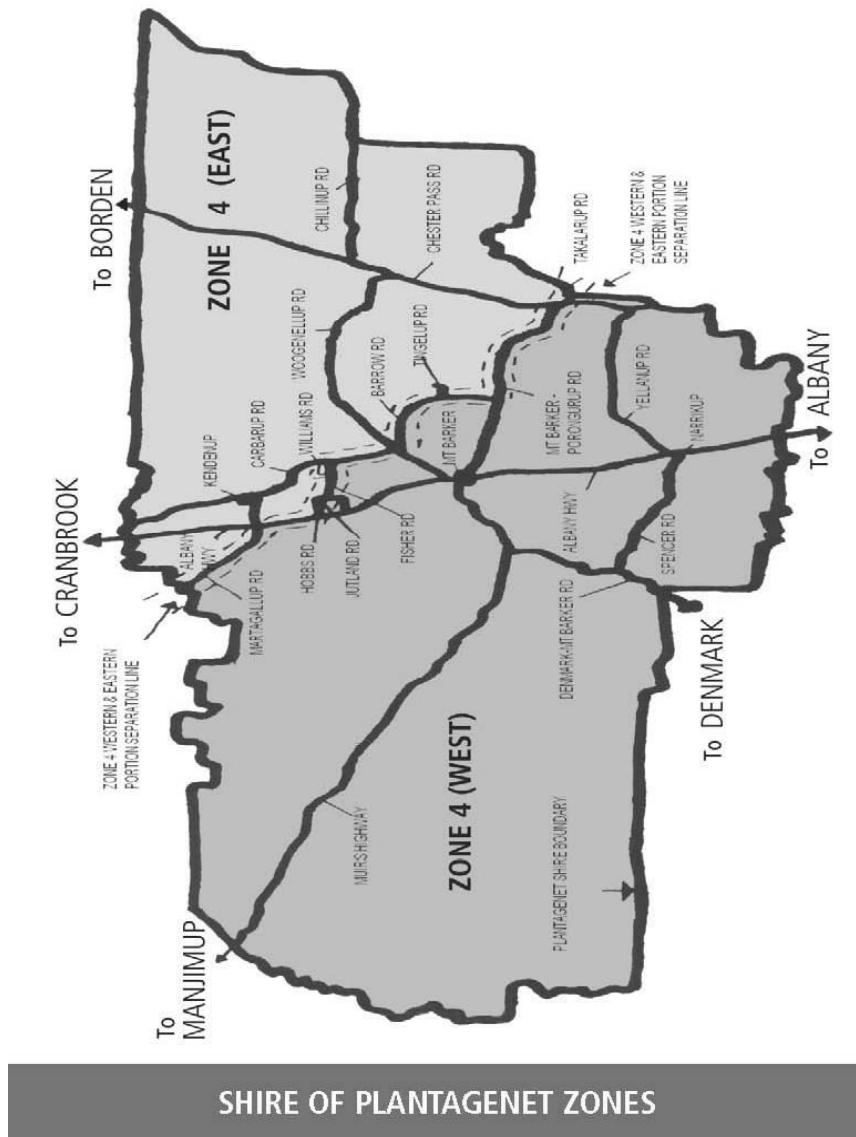
The Shire of Plantagenet is divided into two bush fire control areas, Zone 4 Western and Zone 4 Eastern. The boundary between these two bush fire control areas is described as follows.

The boundary line between zones starts at—

- the northern end of Martagallup Road along Martagallup Road to Albany Highway;
- south on Albany Highway to Hobbs Road;
- east on Hobbs Road to the T-Junction of Jutland Road;
- south on Jutland Road to Fisher Road;
- east on Fisher Road to T-Junction on Williams Road;
- north on Williams Road and East on Williams Road to Carbarup Road;
- south on Carbarup Road to Barrow Road;

- east on Barrow Road to T-Junction of Tingellup Road;
- south on Barrow Road to Porongurup Road;
- east on Porongurup Road to Chester Pass Road; and
- east on Takalarup Road to south east corner of boundary.

A more formal description of the boundary between Zone 4 (West) and Zone 4 (East) is available from the Shire of Plantagenet.



RURAL LAND FIRE PROTECTION REQUIREMENTS

Seed Producing Crops A three (3) metre wide fire break shall be maintained adjacent to the perimeter of all seed producing crops. The fire break is to be maintained free of all inflammable material.

Alternatively, a three (3) metre wide fire break within 100 metres of the perimeter boundary of the property shall be installed.

Native Vegetation All native vegetation must be maintained in a low fuel state. This may be enforced by the Shire of Plantagenet if necessary, under provisions of the Bush Fires Act 1954 (Sect 33).

Fuel & Chemical Storage Where fuel or chemical will be stored (including empty storage facilities) a firebreak of at least three (3) metres wide around such a facility **MUST** be maintained.

Harvested Or Abandoned Plantations Plantation fire breaks shall remain in place until the removal of all stumps is completed.

Vehicle Movement Ban Definitions

Harvest Ban

Any operation of machinery involved in harvesting seed crops/timber and/or any other produce **MUST** come to a complete stop in paddocks when a ban is in place.

Vehicle Movement Ban & Operation of Combustion Engines

No vehicles to be driven unless on a constructed, gazetted road and/or front entrance of property residences when the ban is in place and no combustion engines are to be operated.

ANY EXEMPTIONS FOR VEHICLE MOVEMENT BANS MUST BE RECEIVED, IN WRITING, AT THE SHIRE OF PLANTAGENET, BY NO LATER THAN 30 SEPTEMBER ANNUALLY.

The following minimum requirements apply in the Shire of Plantagenet during the Restricted and Prohibited Burning Times.

Type of Operation	Requirements
1. Harvesting of Seed. 2. Harvesting of Timber. 3. Swathing (except canola). 4. Slashing. 5. Baling Straw / Stubble. 6. Stone Chaining. 7. Operation of a Portable Sawmill.	A mobile fire fighting unit to be stationed in, or immediately adjacent to, the paddock or area where the operation takes place and within one kilometer of the operating machine. Unit to be minimum of 400 litres.
8. All landowners or Managers of greater than 10,000 hectares.	A 3.4 HD 4x4 truck carrying 3,000 litres of water.
9. Operation of Welding / Oxy equipment in the Open Air. 10. Power-operated Abrasive Cutting Discs.	A mobile fire fighting unit to be stationed immediately adjacent to the area where the operation takes place. A fire extinguisher to be provided at the place where the welding or cutting operation is carried out. Where a welding or cutting operation is carried out an area around the equipment shall be cleared of all inflammable material to bare earth to a 5 metre radius. In addition, an observer shall be on hand to monitor the site at all times.
11. Operation of tractors, trucks and self-propelled harvesters in standing crop or stubble paddocks.	An operational fire extinguisher must be carried on the vehicles.

LAND AREA LESS THAN 40 HECTARES

Building Protection Zone A building protection zone is required as defined in the glossary.

Hazard Separation Zone Where habitable buildings are located in close proximity to native vegetation, a hazard separation zone as defined in the glossary is to be maintained in addition to the building protection zone.

Building/Asset Protection Further, a fire break not less than three (3) metres wide must be installed around and within 100 metres of all homesteads, buildings and fuel ramps/bulk fuel and hay. Owners/Occupiers must also establish a low fuel (mowed) buffer at least twenty (20) metres wide around all homesteads and buildings. Hay stored beyond 100 metres of homesteads and buildings does not require a firebreak.

Seed Producing Crops Refer to the requirements detailed in the Rural Land Fire Protection Requirements tab.

Remainder Of The Property All of the remainder of the lot, if not under a seed producing crop, to be maintained to a low fuel state (200 millimetres).

Native Vegetation All native vegetation must be maintained in a low fuel state. This may be enforced by the Shire of Plantagenet under provisions of the Bush Fires Act 1954 (Sect 33).

TOWNSITES—KENDENUP, MOUNT BARKER, NARRIKUP & ROCKY GULLY

Building Protection Zone A building protection zone is required as defined in the glossary.

In addition, owners/occupiers of townsite lots shall—

- I. Clear all inflammable material from around all buildings to a minimum width of twenty (20) metres or to the property boundary (building protection zone);
- II. Hazard reduce the remainder of the lot or lots to a maximum vegetation height of 100 mm including native vegetation within cleared areas;
- III. Owners of bush lots shall install a fire break to a minimum of two (2) metres wide around and within 10 metres of the boundary of the bush lot or lots; and
- IV. All bush or re-vegetated areas are to be maintained in a hazard reduced state.

MOUNT BARKER HILL SUBDIVISION

Building Protection Zone A building protection zone is required as defined in the glossary.

Land in the Mount Barker Hill subdivision to be maintained to a low fuel state. Grass to be maintained at a maximum height of 100mm. Bush or re-vegetation areas to be maintained in a hazard reduced state.

MIRA FLORES

Building Protection Zone A building protection zone is required as defined in the glossary.

In addition—

- I. A three (3) metre wide fire break shall be maintained along the perimeter/boundary of each lot. The firebreak is to be maintained clear of inflammable material and vegetation. Overhanging branches to be cut back to a height of four (4) metres.
- II. All private access tracks to be six (6) metres wide with a four
- III. (4) metre trafficable surface and four (4) metre vertical clearance to allow entry and exit of a heavy duty fire unit.
- IV. Sufficient room to be provided to turn a heavy duty fire unit at the end of all access tracks; i.e. a cul-de-sac or ring road to be provided.

LAND AREA GREATER THAN 40 HECTARES

Building Protection Zone A building protection zone is required as defined in the glossary.

Hazard Separation Zone Where habitable buildings are located in close proximity to native vegetation, a hazard separation zone as defined in the glossary is to be maintained in addition to the building protection zone.

Building/Asset Protection Further, a fire break not less than three (3) metres wide must be installed around and within 100 metres of all homesteads, buildings and fuel ramps / bulk fuel and hay. Owners/Occupiers must also establish a low fuel (mowed) buffer at least twenty (20) metres wide around all homesteads and buildings. Hay stored beyond 100 metres from buildings does not require a fire break.

Native Vegetation All native vegetation must be maintained in a low fuel state. This may be enforced by the Shire of Plantagenet if necessary, under provisions of the Bush Fire Act 1954 (Sect 33).

Boundary Firebreaks Or Waiver Of Boundary Firebreaks A landowner / occupier can either install a three (3) metre wide boundary firebreak or accept the conditions of the waiver. The boundary firebreak must be three (3) metres wide and be placed within 100 metres of the perimeter of the property. The firebreak must be maintained free of inflammable material.

To accept the waiver you must comply with ALL of the following conditions—

1. The owner/occupier must reside on the property OR share a common boundary which either adjoins or is separated by NO MORE THAN 100 metres where a stock route or road reserve is involved
2. The owner/occupier must also have a mobile firefighting unit (self propelled, towed or slip on) in good working order with a minimum capacity of 400 litres of water situated where the owner/occupier RESIDES
3. The owner/occupier shall submit a completed Statutory Declaration to the Shire of Plantagenet no later than 30 September annually (see attached Statutory Declaration).

Failure to submit a Statutory Declaration by 30 September will result in the property being subject to the requirements of the Annual Firebreak Notice. PROVIDING MISLEADING INFORMATION ON A STATUTORY DECLARATION IS A CRIMINAL OFFENCE.

Barriers To Installing Firebreaks If you have obstructions on your property, for example physical barriers (swamps, rocky outcrops etc.) which prevent you from installing firebreaks, a Variation to Installing a Firebreak should be requested. To obtain a variation, a written application must be addressed to the Chief Executive Officer, and received at the Shire of Plantagenet by no later than 31 August. If granted, a variation applies for a five year period.

PLANTATIONS

Notice to all owners and/or occupiers of land, within the Shire of Plantagenet, currently planted, or proposed to be planted, as a Hardwood or Softwood plantation or tree farm.

PURSUANT to the powers contained in **Section 33 of the Bush Fires Act 1954** you are hereby required on all Hardwood or Softwood Plantations/Tree Farms owned or occupied by you, to plough, cultivate, scarify, burn, chemically spray or otherwise clear of all inflammable material, firebreaks of dimensions as set out in this notice.

FIREBREAKS shall be installed on all **PLANTATIONS—TREE FARMS** in the Eastern sector by 15 November annually and in the Western sector, by 1 December annually. Firebreaks must be maintained and kept clear as required by this notice until 29 March annually (Eastern sector) and 12 April annually (Western sector).

1. Boundary Firebreaks

1.1 Firebreaks shall be constructed fifteen (15) metres wide on the boundaries of all Plantations, Tree Farms, or such other location as may be agreed to by the Council, in accordance with the requirements of Definition—Specification 2.2 (below).

1.2 Firebreaks shall be constructed around Plantation Compartments of approximately thirty (30) hectares, in accordance with the requirements of Definition—Specification 2.3 (below).

2. Definitions—Specifications

2.1 Plantations—Tree Farms: A plantation tree farm is defined as an area exceeding 3 hectares within townsites or an area exceeding 10 hectares within rural areas, of trees planted for commercial purposes.

2.2 Boundary Firebreaks—Fifteen (15) metre requirement: That for external fire breaks around plantations a horizontal clearance of five (5) metres be established to a height of five (5) metres above the ground level over the trafficable portion of the firebreak.

2.3 Planting Compartments: A planting compartment is defined as an individual area of approximately thirty (30) hectares surrounded by firebreaks cleared of all inflammable material six (6) metres wide, with a vertical clearance of all overhanging branches at least four (4) metres upwards from ground level to allow unrestricted access for firebreak maintenance and fire fighting equipment.

2.4 All landowners or managers of land greater than 10,000 hectares—A 3.4HD 4x4 truck carrying 3,000 litres of water.

3. Private hardwood and Softwood Plantations

When harvesting is in process, harvesters must maintain a 400 litre fire fighting unit in or adjacent to where harvesting is being carried out.

4. Fire Protection of Private Hardwood / Softwood Plantations

All hardwood and softwood plantations within the Shire must comply with the Plantation Fire Protection Guidelines unless approval to vary those conditions has been granted by the Shire.

The Plantation Fire Protection Guidelines have been adopted by the Lower Great Southern Plantation Fire Advisory Committee and copies of these Guidelines may be obtained from the Shire of Plantagenet.

BRIGADE & SHIRE CONTACT DETAILS**Denbarker**

Captain	Simon Grylls	9857 6068
Secretary	Sandi Grylls	9857 6068

Forest Hill

Captain	Michael Lanigan	9851 1578
Secretary	Clea Candy	9851 1772

Kendenup

Captain	Wayne Davis	9851 4562
Secretary	Jacqui Burcham	9851 4091

Middle Ward

Captain	Bill Sounness	9851 1450
Secretary	Greg Stothard	9851 1003

Narpyn

Captain	Brett Bell	9851 1599
Secretary	Don Steven	9851 2098

Narrikup

Captain	Warren Forbes	9853 2057
Secretary	Claire Frusher	9845 3073

Perillup

Captain	Robin Ditchburn	9856 1014
Secretary	Dean Trotter	9856 1045

Porongurup

Captain	John Russell	9853 1097
Secretary	Jodi Vitler	9853 1108

Porongurup South

Captain	Philip Rule	9853 2141
Secretary	Belinda Allain	9853 2141

Rocky Gully

Captain	Ian Higgins	9855 1558
Secretary	Jo Wills	9855 1590

Woogenellup

Captain	Grant Cooper	9854 2025
Secretary	Barry Pearce	9854 1016

South Stirling

Captain	Graeme Pyle	9854 3021
Secretary	Rose Easton	9854 3017

Kojaneerup

Captain	Tony Slattery	9847 1050
Secretary	Craig Nelson	9847 7026

Mt Barker Volunteer Fire & Rescue

Captain Andrew Duckworth 0405 504 538, Secretary Jeffrey Drage 0411 636 398

Chief Bush Fire Control Officer

David Burcham 9851 4091

Deputy Chief Bush Fire Control Officer 1

Len Handasyde 9851 2259

Deputy Chief Bush Fire Control Officer 2

John Russell 9853 1097

Base Radio Operator

Vern Drage 9851 1942

Deputy Base Radio Operator

Rod Stan-Bishop 9851 4035

Fire Weather Reporting Officer

Len Handasyde 9851 2259

Deputy Fire Weather Reporting Officer

Rod Stan-Bishop 9851 4035

Shire Contact Details:

Shire Office 9892 1111

Manager of Works 0417 181 532

Works Supervisor 0417 185 573

Ranger 0419 042 237

Clover Burn Permit Officers

David Burcham 9851 4091

Len Handasyde 9851 2259

Rod Stan-Bishop 9851 4035

Emergency Contacts

Ambulance 000

Hospital 9892 1222

Doctor 9851 1566

Police 9851 1122

Town—Fire & Rescue 000

For any queries regarding firebreaks, permits, exemptions etc, please contact your local Fire Brigade Captain.

STATUTORY DECLARATION

OATHS, AFFIDAVITS AND STATUTORY DECLARATIONS ACT 2005

STATUTORY DECLARATION (FOR THE FIRE FIGHTING EQUIPMENT OPTION IN LIEU OF BOUNDARY FIRE BREAKS ON RURAL LAND LARGER THAN 40 HECTARES)

This declaration must be returned to the Shire of Plantagenet NO LATER THAN 30 SEPTEMBER 2007 OR YOU WILL BE SUBJECT TO THE REQUIREMENTS OF THE ANNUAL FIREBREAK NOTICE

I, (insert full name).....

(insert address).....

(insert occupation).....

Sincerely declare as follows—I comply with the Shire of Plantagenet boundary firebreaks waiver option for rural land greater than 40 hectares, as detailed in the Shire of Plantagenet Annual Firebreak Notice 2007 / 2008.

The land upon which I reside is: (insert Lot / Location number).....

Adjoining lots/locations to which this statutory declaration applies:

This declaration is true and I know that it is an offence to make a declaration knowing that it is false in a material particular.

This declaration is made under the Oaths, Affidavits and Statutory Declarations Act 2005 at: (place).....

on: (date).....

by: (signature of person making the declaration).....

in the presence of: (signature of authorised witness).....

(name of authorised witness).....

(qualification of witness).....

LG502*

BUSH FIRES ACT 1954*City of Wanneroo***FIREBREAK NOTICE**

Notice to all Owners or Occupiers of Land in the District of the
City of Wanneroo Regarding Firebreaks

City of Wanneroo hereby gives notice pursuant to Section 33 of the Bush Fires Act 1954 to all owners or occupiers of land in its districts that they are required on or before the 15 November, or within 14 days of becoming the owner or occupier of the land if that occurs after the 15 November annually to plough, cultivate, scarify, burn or otherwise clear firebreaks as specified in this Notice and thereafter up to and including the 30 April annually to maintain the firebreaks clear of flammable matter.

Land having an area of 2000m² or more

A firebreak not less than 3 metres wide and 3 metres high immediately inside and around all external boundaries of the land must be cleared.

Land having an area of less than 2000m²

A firebreak not less than 2 metres wide and 2 metres high immediately inside and around all external boundaries of the land must be cleared.

BUILDING

A firebreak not less than 3 metres wide and 3 metres high immediately around all external walls of every building must be cleared.

Whenever a firebreak is cleared by burning the provisions of the Act and Regulations made thereunder must be observed.

If pursuant to Item (2) of this Notice, mowing or slashing is carried out the height of vegetation thereafter must not exceed, as far as is reasonably practicable, 20mm over the entire area of the firebreak. The use of chemicals is subject to all restrictions imposed by the Department of Agriculture.

Attention is drawn to the Flammable Liquids Regulations made under the Explosives and Dangerous Goods Act 1961, which requires a site on which flammable liquid is stored to be totally cleared of all flammable material for a minimum distance of 5 metres surrounding the site.

If it is considered to be impracticable for any reason to comply with the provisions of this Notice, application may be made not later than the 1 November annually to the Council or its Chief Bush Fire Control Officer for permission to provide alternative fire protection measures. If permission is not granted the requirements of this Notice must be complied with.

PENALTY

An owner or occupier of land who fails or neglects in any respect to comply with the requirements of this Notice is liable to a maximum fine of \$5,000.

DANIEL SIMMS, Acting Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967

APPLICATION FOR A PIPELINE LICENCE

I, William Lee Tinapple, Director of the Petroleum and Royalties Division in the Department of Industry and Resources for the State of Western Australia being the officer for the time being, which holds certain powers and functions of the Designated Authority under the above Act, by virtue of an instrument of delegation dated 25 July 2007, Give Notice pursuant to Section 94(e) of the *Petroleum (Submerged Lands) Act 1967* that an application has been received from

ENI AUSTRALIA B.V.

for a licence to construct and operate a pipeline for the conveyance of petroleum from the Blacktip Production Platform on WA-33-L to the Western Australian/ Northern Territory Maritime Boundary.

Dated this 9th day of August 2007.

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

PLANNING AND INFRASTRUCTURE

PI401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Joondalup

District Planning Scheme No 2—Amendment No 31

Ref: 853/2/34/2 Pt 31

It is hereby notified for public information, in accordance with section 87 of the Town Planning and Development Act 2005 that the Minister for Planning and Infrastructure approved the City of Joondalup local town planning scheme amendment on 2 August 2007 for the purpose of—

1. Inserting the following clause after clause 3.2.3;
 - 3.2.4 Where a building or land is used, or a proposed building is designed, for more than one use, it shall be regarded for the purposes of the Scheme as being used or designed partially for each of those uses.
 2. Modifying clause 3.6.2(a) by replacing the words 'no more than' with 'a minimum of',
 3. Inserting the following clauses after clause 3.5.2 and 3.6.3 respectively;
 - 3.5.3 The conditions specified in clause 3.5.2 are not standards or requirements for the purposes of clause 4.5.1.
 - 3.6.4 The conditions specified in clause 3.6.3 are not standards or requirements for the purpose of clause 4.5.1.
 4. Modifying clause 3.7.1 by inserting the words 'or proposed' following the words 'is intended to accommodate existing', and;
 5. Modifying clause 3.7.1(a) by inserting the words 'or proposed' following the words 'make provision for existing'.
 6. Modifying clause 1.6(l) by deleting the full stop at the end of the clause and replacing it with 'and';
 7. Deleting clause 3.18 and inserting the following words after clause 1.6(l);

New Development Around Existing Railway Stations

 - (m) In order to promote public transport usage, Council shall encourage appropriate transit related development to take place around existing railway stations. This relates to both private property and government owned land and air rights above that land where achievable.
 8. Modifying clauses 1.9.1, 1.9.2, 1.9.3, 3.4, 4.1, 4.2, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.2.5, 4.3, 4.3.1, 4.3.2, 4.4.3.2, 4.5.1 and Table 2 by replacing the word 'Planning' before the word 'Codes' with the word 'Design'.
 9. Modifying clause 2.2.1 by deleting the words 'Metropolitan Region Town Planning Scheme Act, 1959, as amended' and inserting the words 'Act'.
 10. Modifying clause 2.3.3 by deleting the words 'Section 32 of'.
 11. Modifying clause 4.6.1 by deleting 'Section 7A4' and inserting 'section 50' and deleting 'Environmental Protect Act' and inserting 'Environmental Protection Act 1986'.
 12. Modifying clause 5.2.3.4 by deleting the words 'Town Planning and Development Act (as amended)' and inserting the words 'Act'.
 13. Modifying clause 6.1.4 by deleting the words 'Metropolitan Region Town Planning Scheme Act 1959' and inserting the words 'Act'.
 14. Modifying clause 6.3.2 by deleting the words 'section 20 of the Western Australian Planning Commission Act 1985' and inserting the words 'the Act'.
 15. Modifying clause 6.3.2 (i) by deleting the words 'Metropolitan Region Town Planning Scheme Act 1959' and inserting the words 'the Act'.
 16. Modifying clause 6.3.4 by deleting the words 'Metropolitan Region Town Planning Scheme Act 1959' and inserting the words 'Act'.
 17. Modifying clause 8.1.2 by deleting the words 'the Land Acquisition and Public Works Act 1902 subject to the modification referred to in Section 13 of the Town Planning and Development Act 1928 (as amended)' and inserting the words 'the Act and the Land Administration Act 1997'.
 18. Modifying clause 8.2.4 by deleting the words 'Part V of the Act' and inserting the words 'the Act'.
 19. Modifying clause 8.4 by deleting the words 'Part V of the Act and the rules and regulations made pursuant to the Act' and inserting the words 'the Act'.
 20. Modifying clause 8.5.1 by deleting the words 'Section 11 of the Town Planning Act' and inserting the words 'the Act'.
 21. Modifying clause 8.5.2 by deleting the words 'Section 11(1) of'.
- Deleting clause 8.9.

22. Modifying clause 8.10.2 by deleting the words 'Section 10 of'.
23. Modifying clause 9.12.3 by deleting the words 'Part V of'.
24. Modifying clause 9.12.4 by deleting the words 'Section 8a of'
25. Inserting the following new clauses—
 - 4.17 RESTRICTIVE COVENANTS
 - 4.17.1 Subject to clause 4.17.2, a restrictive covenant affecting any land in the Scheme area by which, or the effect of which is that, the number of residential dwellings which may be constructed on the land is limited or restricted to less than that permitted by the Scheme, is hereby extinguished or varied to the extent that it is inconsistent with the provisions of the Residential Design Codes which apply under the Scheme.
 - 4.17.2 Where clause 4.17.1 operates to extinguish or vary a restrictive covenant Council will not grant planning approval to the development of the land which would, but for the operation of clause 4.17.1, have been prohibited unless the application has been dealt with as an 'A' use and has complied with all of the advertising requirements of clause 6.7.
26. Deleting clause 4.4.1.2, which reads—

"If in the opinion of the Council the activity is no longer consistent with the limits of a Home Business—Category 1, or is otherwise causing a nuisance or annoyance to neighbours or to owners or occupiers of land in the neighbourhood, Council may serve notice on the person requiring the person to cease using the dwelling for the occupation."
27. Modifying clause 4.6.1 by deleting the words 'Environmental Protect Act' and replacing them with the words 'Environmental Protection Act 1986'.
28. Modifying clause 5.1.4 (Consideration of Applications) by adding the words 'and the provisions of any Local Planning Policy relating to signs or advertisements' after the words 'objectives of the Scheme'.
29. Modifying clause 5.1.8.3 by deleting the words 'Minister or the Town Planning Appeal Tribunal in accordance with Part V of the Act' and inserting the words 'State Administrative Tribunal'.
30. Deleting clause 6.1.3(e) and replacing it with the following—
 - (e) the carrying out of any building or works that affect only the interior of a building (excluding an increase in floorspace) and which do not materially affect the external appearance of the building except where the building is—
 - (i) located in a place that has been registered in the Register of Places under the Heritage of Western Australia Act 1990;
 - (ii) the subject of an Order under Part 6 of the Heritage of Western Australia Act 1990;
 - (iii) included on the Heritage List under clause 5.2.2.
31. Inserting the following clauses after clause 6.1.3(g)—
 - (h) the demolition of any building or structure except where the building or structure is—
 - (i) located in a place that has been entered into the Register of Places under the Heritage of Western Australia Act 1990;
 - (ii) the subject of an Order under Part 6 of the Heritage of Western Australia Act 1990;
 - (iii) included on the Heritage List under clause 5.2.2;
 - (iv) located in an area that will in the opinion of Council affect a place included on the Heritage List pursuant to clause 5.2.2.
 - (i) any works that are temporary and in existence for less than 48 hours or such longer time as the local government agrees;
 - (j) any of the exempted classes of advertisements listed in Schedule 4 of the Scheme, except in respect of a place included on the Heritage List or which in the opinion of Council will affect such a place; and
 - (k) the parking of one commercial vehicle, in accordance with clause 4.15
 - (l) the parking of one recreational vehicle, in accordance with clause 4.16
 - (m) A satellite dish, aerial or radio equipment, in accordance with the City's Local Planning Policy and as defined and listed in both Table 1 as 'Communications Antenna—Domestic' and Schedule 1 as 'Communications Antenna' within the Scheme.
32. Deleting clause 6.5.1 and replacing it as follows—
 - 6.5.1 Notwithstanding the provisions of clause 6.9.1 (d)—
 - (a) Subject to clause 6.5.1 (b), an application for planning approval is deemed to have been refused if a determination in respect of that application is not conveyed to the applicant by the local government within 60 days of receipt of the application by the local government, or within such further time as is agreed in writing between the applicant and the local government.
 - (b) An application for planning approval which is the subject of a notice under clause 6.7 or referred to other authorities under clause 6.4 is deemed to be refused where a determination in respect of that application is not conveyed to the

applicant by the local government within 90 days of the receipt of the application by the local government, or within such further time as is agreed in writing between the applicant and the local government.

33. Inserting the following clauses after clause 6.5.1 (b)
 - 6.5.2 Notwithstanding that the application for planning approval may be deemed to have been refused, the Council may issue a decision in respect of the application at any time after the expiry of the periods specified in those clauses 6.5.1 (a) and 6.5.1 (b) respectively, and that decision shall be valid and effective as from the date of determination.
34. Modifying clause 6.7.1(a) by deleting the word 'and' after the word 'notice,' which appears at the end of the clause and replacing it with the words 'and/or'.
35. Modifying clause 6.7.2 by inserting the words '(a), or (b), or (c), or a combination of these methods.' after 'clause 6.7.1'.
36. Modifying clause 6.10.1 by deleting the words ', or the Minister or the Town Planning Appeal Tribunal' and inserting the words 'or the State Administrative Tribunal'.
37. Modifying clause 6.11 by deleting the words 'the Minister or the Town Planning Appeal Tribunal' after the words 'given by' and 'imposed by' and inserting the words 'the State Administrative Tribunal'.
38. Deleting clause 8.6 and inserting the following clauses—
 - 8.6 Delegation of Development Control Powers and Powers and Duties in Relation to other Planning Functions
 - 8.6.1 The Council may, in writing and either generally or as otherwise provided by the instrument of delegation, delegate to a committee or an employee of the City, the exercise of any of its powers or the discharge of any of its duties under the Scheme, under this power of delegation.
 - 8.6.2 Sections 5.45 and 5.46 of the Local Government Act 1995 and the Regulations referred to in section 5.46 apply to the delegation made under this clause as if the delegation were a delegation under Division 4 of Part 5 of that Act.
39. Modifying clause 9.4.2 by deleting the word 'sixty' and the number '(60)' and inserting the word 'ninety' and the number '(90)'.
40. Modifying clause 9.12.1 by inserting the words 'or Commission' after the phrase 'determination of the Council' and replacing the word 'Council' after the phrase 'delivered to the' with the words 'appropriate body'.
41. Modifying clause 9.12.2 by deleting the number and word '35 days' and replacing it with the number and word '60 days'.
42. Modifying clause 9.12.3 by deleting the words 'the Minister or the Town Planning Appeal Tribunal' and replacing it with 'the State Administrative Tribunal'.
43. Inserting the use classes 'Land Sales Office (Temporary) and 'Display Home' to Table 1 and allocate a 'P' use to both use classes within the Residential, Mixed Use, Business, Commercial and Service Industrial zones and a 'D' use in all remaining zones.
44. Inserting the use class 'Public Utility' to Table 1 and allocate a 'P' use in all zones.
45. Inserting the use class 'Resort' to Table 1 and allocate a 'D' use within the "Private Clubs/Recreation" Zone and a 'X' use within all remaining zones.
46. Inserting the use class 'Winery' to Table 1 and allocate a 'D' use in the 'Rural Zone' and an 'X' use within all remaining zones.
47. Inserting the use class 'Vehicle Panel Beating/Spray painting' to Table 1 and allocate a 'D' use in the 'Service Industrial' zone and 'X' use in all remaining zones.
48. Modifying the use class 'Amusement Facility/Parlour' by deleting the word 'Facility' and allocating a 'D' use in the 'Mixed Use' zone.
49. Modifying the 'Caretaker's Flat/House' use class in Table 1 by deleting the words 'Flat/House' and inserting the word 'Dwelling'.
50. Modifying the 'Market (Retail)' use class in Table 1 by deleting the word 'Market' and inserting the word 'Markets'.
51. Modifying the use class 'Vehicle Repairs' in Table 1 by substituting 'X' with 'D' under the 'Business' zone and substituting 'D' with 'P' under the 'Service Industrial' zone.
52. Modifying the use class 'Education Establishment' in Table 1 by deleting the word 'Education' and inserting the word 'Educational'.
53. Modifying the use class 'Holiday Village/Resort' in Table 1 by deleting the word 'Resort'.
54. Deleting the use class 'Supermarket' from Table 1.
55. Inserting 'Display Home' under the use class 'Corner Store' in the use class column and allocating '5 per Display home' under the Number of Onsite Car Parking Bays column in Table 2.
56. Inserting 'Land Sales Office' under the use class 'Industrial' in the use class column and Inserting '5 per Land Sales Office' under the Number of Onsite Car Parking Bays column in Table 2.

57. Inserting 'Recreation Centre' under the use class 'Public Worship' in the use class column and Inserting '1 per 2.5 persons based on facility capacity' under the Number of On-site Car Parking Bays column in Table 2.
58. Inserting 'High School' under the use class 'Health Centre' in the use class column and Inserting '2 per classroom and a minimum of 10 bays' under the Number of On-site Car Parking Bays column in Table 2.
59. Inserting 'Open Air Display' under the use class 'Office' in the use class column and inserting '1 per 200m² Display Area' under the Number of On-site Car Parking Bays column in Table 2.
60. Inserting 'Place of Assembly' under the use class 'Open Air Display' in the use class column and inserting '1 per 4 seats' under the Number of On-site Car Parking Bays column in Table 2.
61. Inserting 'Special Place of Assembly & Sports Grounds' under the use class 'Single house' in the use class column and inserting '1 per 2.5 persons based on facility capacity' under the Number of On-site Car Parking Bays column in Table 2.
62. Inserting 'Vehicle Sales/Hire Premises' under the use class 'Tertiary College' in the use class column and inserting '1 per 200m² display area and 1 bay per employee' under the Number of On-site Car Parking Bays column in Table 2.
63. Inserting 'and in accordance with Local Planning Policy 3-1 Child Care Centres' under the Number of On-site Car Parking Bays column in Table 2 for the use class 'Child Care Centre'.
64. Deleting 'Minimum of 5' and replacing it with '5 bays per practitioner' under the Number of On-site Car Parking Bays column for the 'Consulting Rooms' use class in Table 2.
65. Deleting '1 per dwelling' and replacing it with 'As per the Residential Design Codes' under the Number of On-site Car Parking Bays column for the 'Aged or dependant persons dwellings' use class in Table 2.
66. Inserting the following new definitions into Schedule 1—

Costume Hire: means premises used for the purpose of the hire of fancy dress garments and accessories.

Floor area of a building: means—

- (a) for any building (or part of a building) that is subject to the Residential Design Codes, the gross total of the areas of all floors of the building being the areas specified in the definition of Plot Ratio contained in the Residential Design Codes.
- (b) for any other building (or part of a building), the gross total area of all floors of the building, including the area of any walls, however excluding the area of—
 - lift shafts, stairs or stair landings common to two or more tenancies;
 - machinery, air conditioning and equipment rooms;
 - non habitable space that is wholly below natural ground level
 - areas used exclusively for the parking of wheeled vehicles at or below ground level
 - lobbies or amenities areas common to more than one tenancy;
 - balconies or verandahs open on at least two sides.

Hardware Store: means a shop in which tools, building materials, paint, garden improvement products and plants are for sale.

Health Centre: Shall have the same meaning as Medical Centre.

Industry—Service: means—

- (a) an industry—light carried out from premises which may have a retail shop front and from which goods manufactured on the premises may be sold; or
- (b) premises having a retail shop front and used as a depot for receiving goods to be serviced;

Kindergarten: means premises used for the purpose of the care and education of pre-school children.

Land Sales Office (Temporary): means a temporary building used solely for the purpose of land and/or development transactions associated with the site/locality upon which the building is located.

Laundrette: means premises in which machines for the washing and drying of clothes and fabrics are available for use by the public for reward.

Laundry: means premises, generally not open to the public, used for the purposes of washing, ironing or dry cleaning of clothes or fabrics.

Plot Ratio: means the ratio of the floor area of a building to the area of land within the boundaries of the lots on which that building is located.

Public Amusement: means premises used for the purpose of the amusement or entertainment of the public with or without charge.

Vehicle Panel Beating/Spray painting: means land and buildings used for, or in conjunction with, vehicle body repairs including panel beating, spray painting, chassis reshaping, application and sanding down of vehicle body filler.

67. Deleting the following definitions from Schedule 1 of DPS2;
- Amusement Facility:** means any land or buildings, open to the public, used for not more than two amusement machines where such use is incidental to the predominant use.
- Piggery:** shall have the same meaning given to the term in and for the purposes of the Health Act 1911
68. Modifying the following definitions in Schedule 1 of DPS2
69. Modifying the 'Act' definition in Schedule 1 by deleting the words 'Town Planning and Development Act, 1928 (as amended)' and replacing it with 'Planning and Development Act 2005'.
70. Modifying the 'Amusement Facility/Parlour' definition by deleting the definition and inserting the following—
- Amusement Parlour:** means premises, in which 2 or more amusement machines or computers are available for use by the public for amusement.
71. Modifying the 'Medical Centre' definition in Schedule 1 by deleting the definition and inserting the Model Scheme Text definition as follows;
- Medical Centre:** means premises, other than a hospital, used by one or more health consultant(s) for the investigation or treatment of human injuries or ailments and for general outpatient care (including preventative care, diagnosis, medical and surgical treatment, and counselling).
72. Modifying the 'Set back' definition in Schedule 1 by deleting the word 'Set back' and replacing it with 'Setback'.
73. Modifying the 'Vehicle Repairs' definition in Schedule 1 by deleting the definition and inserting the following—
- Vehicle Repairs:** means the use of land and buildings for the purposes of conducting mechanical and electrical repairs and overhauls to vehicles and machinery including tyre recapping and retreading.
74. Deleting the text forming the first paragraph under the heading 'SCHEDULE 4 (CLAUSE 5.1.5)—EXEMPTED ADVERTISEMENTS'.
75. Deleting the heading and text contained within Schedule 6.
76. Modification of zonings on DPS2 map as listed in the table below—

Map No.	Property Details	Current Zoning	Proposed Zoning
BELDON			
1.	Lot 933—4 Emperor Avenue, Beldon	Residential R20	Local Reserve—Public Use
2.	Lot 12190—2 Cumberland Way, Beldon	Residential R20	Local Reserve—Public Use
CRAIGIE			
1.	Lot 683—1 Albion Street, Craigie	Residential R20	Local Reserve—Public Use
2.	Lot 583—1 Fenellia Crescent, Craigie	Residential R20	Local Reserve—Public Use
3.	Lot 995—51 Britannia Way, Craigie	Residential R20	Local Reserve—Public Use
4.	Lot 754—69 Chadstone Road, Craigie	Residential R20	Local Reserve—Public Use
5.	Lot 11723—9 Spicer Court, Craigie	Residential R20	Local Reserve—Public Use
6.	Lot 9372—48 Barradine Way, Craigie	Residential R20	Local Reserve—Parks and Recreation
7.	Lot 201—111 Camberwarra Drive, Craigie	Mixed Use R20	Residential R20
	Lot 202—113A Camberwarra Drive, Craigie	Mixed Use R20	Residential R20
	Lot 203 -113B Camberwarra Drive, Craigie	Mixed Use R20	Residential R20
	Lot 204—115 Camberwarra Drive, Craigie	Mixed Use R20	Residential R20
	Lot 205—117 Camberwarra Drive, Craigie	Mixed Use R20	Residential R20
CURRAMBINE			
1.	Lot 128—12 Cherub Way, Currambine	Residential R20	Local Reserve—Public Use
2.	Lot 12427—28 Broadmoor Green, Currambine	Residential R20	Local Reserve—Public Use

Map No.	Property Details	Current Zoning	Proposed Zoning
3.	Lot 12276—7 Ferndown Court, Currabmine	Residential R20	Local Reserve—Public Use
5.	Lot 12279—80 Moore Drive, Currabmine	Residential R20	Local Reserve—Public Use
5a & 5b.	Lot 14564—5 Ascot Way, Currabmine	Centre (uncoded) & Residential R20	Centre (uncoded)
	Part Lot 496—3 Continental Boulevard, Currabmine	Centre (uncoded) & Residential R20	Centre (uncoded)
	Part Lot 487—9 Palace Way, Currabmine	Centre (uncoded) & Residential R20	Centre (uncoded)
	Lots 462 to 475 & Lot 58—De Crillon Way, Currabmine	Residential R20	Centre (uncoded)
	Lots 453 to 459—De Crillon Way, Currabmine	Residential R20	Centre (uncoded)
	Lots 435 to 452 Marriot Turn, Currabmine	Residential R20	Centre (uncoded)
	Lots 417 to 420 Marriot Turn, Currabmine	Residential R20	Centre (uncoded)
	Lots 410 to 416 Paddington Avenue, Currabmine	Residential R20	Centre (uncoded)
	Lots 408 & 409 Miramare Boulevard, Currabmine	Residential R20	Centre (uncoded)
	Lots 422 to 432 Miramare Boulevard, Currabmine	Residential R20	Centre (uncoded)
	Lots 433 & 434 Normandy Parade, Currabmine	Residential R20	Centre (uncoded)
	Lots 280, 281 and 265 Negresco Turn, Currabmine	Residential R20	Centre (uncoded)
	Lot 266 Eastleigh Loop, Currabmine	Residential R20	Centre (uncoded)
	Portion of Palace Way Road Reserve adjacent to Lot 1 on SP 46677	Centre (uncoded)	Residential R20
DUNCRAIG			
1.	Lot 12756—116L Marmion Avenue, Duncraig	Civic & Cultural R20	Local Reserve—Public Use
2.	Lot 12126—48 Guron Road, Duncraig	Residential R20	Local Reserve—Public Use
3.	Lot 40—51 Hilarion Road, Duncraig	Residential R20	Local Reserve—Public Use
3.	Lot 895—82 Barker Drive, Duncraig	Residential R20	Local Reserve—Public Use
4.	Part Lot 105 Corner Warwick Road and Mitchell Freeway, Duncraig	Un zoned R20	Residential R20
EDGEWATER			
1.	Portions of Lots 201 & 202 The Gateway and Lot 621 Eddystone Avenue, Edgewater	Un zoned	Business
2.	Lot 15073—5 Hindmarsh Way, Edgewater	Residential R20	Local Reserve—Public Use
2.	Lot 12178—233 Edgewater Drive, Edgewater	Residential R20	Local Reserve—Public Use
3.	Lot 13218—23L Joondalup Drive, Edgewater	Business Not Coded	Local Reserve—Public Use
3.	Lot 82—14 Poplar Close, Edgewater	Residential R20	Local Reserve—Public Use
4.	Lot 12455—109 Joondalup Drive, Edgewater	Local Reserve—Parks & Recreation	Local Reserve—Public Use
4.	Lot 12540—149 Joondalup Drive, Edgewater	Local Reserve—Parks & Recreation	Local Reserve—Public Use

Map No.	Property Details	Current Zoning	Proposed Zoning
4.	Lot 677—18 Harvest Loop, Edgewater	Residential R20	Local Reserve—Public Use
5.	Lot 721—52 Harvest Loop, Edgewater	Residential R20	Local Reserve—Public Use
6.	Lot 101—12F Garrong Close, Edgewater	Residential R20	Local Reserve—Public Use
6.	Lot 251—7 Toona Gardens, Edgewater	Residential R20	Local Reserve—Public Use
7.	Lot 353—131 Edgewater Drive, Edgewater	Local Reserve—Parks & Recreation	Local Reserve—Public Use
7.	Portion of Quarry Ramble Road Reserve, Edgewater	Residential R20	Local Reserve—Parks and Recreation
GREENWOOD			
1.	Lot 13500—34 Canham Way, Greenwood	Residential R20	Local Reserve—Parks and Recreation
2.	Lot 9284—26 Madrona Crescent, Greenwood	Residential R20	Local Reserve—Parks and Recreation
2.	Lot 128—14 Warrigal Way, Greenwood	Residential R20	Local Reserve—Public Use
2.	Lot 9195—14F Warrigal Way, Greenwood	Local Reserve—Parks & Recreation	Local Reserve—Public Use
3.	Lot 11736—14 Karuah Way, Greenwood	Residential R20	Local Reserve—Parks and Recreation
4.	Lot 12156—70 Tuart Road, Greenwood	Residential R20	Local Reserve—Parks and Recreation
5.	Lot 13920—46 Cedarwood Circle, Greenwood	Residential R20	Local Reserve—Parks & Recreation
5.	Lot 13921—16 Cedarwood Circle, Greenwood	Residential R20	Local Reserve—Parks & Recreation
6.	Lot 11—12 Ranleigh Way, Greenwood	Residential R20	Local Reserve—Public Use
7.	Lot 215—17 Annato Street, Greenwood	Residential R20	Local Reserve—Public Use
7.	Lot 216—19 Annato Street, Greenwood	Residential R20	Local Reserve—Public Use
8.	Lot 40—20 Liwara Place, Greenwood	Residential R20	Local Reserve—Public Use
9.	Lot 230—98 Coolibah Drive, Greenwood	Residential R20	Local Reserve—Public Use
HEATHRIDGE			
1.	Lot 810—109 Poseidon Road, Heathridge	Residential R20	Local Reserve—Public Use
2.	Lot 57 & Lot 58—30 & 32 Admiral Grove, Heathridge	Residential R20	Local Reserve—Public Use
3.	Lot 647 & 646—2 & 4 Hyacinth Close, Heathridge	Residential R20	Local Reserve—Public Use
4.	Lot 9846 & Lot 12171—313 Eddystone Avenue, Heathridge	Residential R20	Local Reserve—Public Use
HILLARYS			
1.	Lot 12870—44 Harcourt Drive, Hillarys	Residential R20	Local Reserve—Public Use
2.	Lot 1008—12 Mawson Crescent, Hillarys	Local Reserve—Parks & Recreation	Local Reserve—Public Use
2.	Lot 9145 Bage Park—6 Bage Court, Hillarys	Residential R20	Local Reserve—Public Use
2.	Lot 9003—18 Nimrod Place, Hillarys	Residential R20	Local Reserve—Parks and Recreation
2.	Lot 11308 & Lot 1020—22 & 2 Mawson Crescent, Hillarys	Residential R20	Local Reserve—Parks and Recreation

Map No.	Property Details	Current Zoning	Proposed Zoning
3.	Lot 12601—9 Hanley Place, Hillarys	Residential R20	Local Reserve—Public Use
4.	Lot 9141—17F MacKay Way, Hillarys	Residential R20	Local Reserve—Parks and Recreation
5.	Lot 12253—25 Angove Drive, Hillarys	Residential R20	Local Reserve—Public Use
6.	Part Lot 8971—2 Webb Place, Hillarys	Residential R20	Local Reserve—Parks and Recreation
7.	Part Lot 55 Hawdon Mews, Hillarys	Residential R20	Local Reserve—Parks and Recreation
JOONDALUP			
1.	Lot 12132 & Lot 14609—16 & 19 Winton Road, Joondalup	Service Industrial	Local Reserve—Public Use
2.	Lot 11839 -17 Kazan Close, Joondalup	Residential R20	Local Reserve—Public Use
2.	Lot 12238—26 Ullswater Glade, Joondalup	Residential R20	Local Reserve—Public Use
3.	Lot 14370—20 Woodlea Crescent, Joondalup	Residential R10	Local Reserve—Parks and Recreation
KALLAROO			
1.	Lot 12139—8 Stanford Road, Kallaroo	Residential R20	Local Reserve—Parks and Recreation
2.	Lot 12123—86 Aristrade Avenue, Kallaroo	Residential R20	Local Reserve—Parks and Recreation
3.	Lot 12236—160 Dampier Avenue, Kallaroo	Residential R20	Local Reserve—Parks and Recreation
KINGSLEY			
1.	Lot 15—104 & Barridale Drive, Kingsley	Residential R20	Local Reserve—Public Use
2.	Lot 11023—217 Barridale Drive, Kingsley	Residential R20	Local Reserve—Public Use
3.	Lot 12603—76 Twickenham Drive, Kingsley	Residential R20	Local Reserve—Public Use
4.	Lot 10952—124 Twickenham Drive, Kingsley	Residential R20	Local Reserve—Public Use
5.	Lot 11—12 Sheen Court, Kingsley	Residential R20	Local Reserve—Public Use
6.	Lot 182—16 Fontley Road, Kingsley	Residential R20	Local Reserve—Public Use
6.	Lot 11203—16 Taro Place, Kingsley	Residential R20	Local Reserve—Public Use
7.	Lot 592—1 Eltham Place, Kingsley	Residential R20	Local Reserve—Public Use
8.	Lot 12169—21 Romford Place, Kingsley	Residential R20	Local Reserve—Public Use
9.	Lot 607—63 Alderhaus Drive, Kingsley	Residential R20	Local Reserve—Public Use
10.	Lot 14439—19 Woodlake Retreat, Kingsley	Residential R40	Local Reserve—Public Use
KINROSS			
1.	Lot 14981—16 Gilbank Crescent, Kinross	Residential R20	Local Reserve—Public Use
2.	Lot 12251—14 Fenwick Mews, Kinross	Residential R20	Local Reserve—Public Use
3.	Lot 12277—4 Mossdale Pass, Kinross	Residential R20	Local Reserve—Public Use
4.	Lot 12243—72 Glencoe Loop, Kinross	Residential R20	Local Reserve—Public Use
5.	Lot 12272—9 Aberdeen Way, Kinross	Residential R20	Local Reserve—Public Use
6.	Lot 2145—47 Clydebank Crescent, Kinross	Residential R25	Local Reserve—Public Use

Map No.	Property Details	Current Zoning	Proposed Zoning
MARMION			
1.	Lot 80—20 Cliverton Court, Marmion	Residential R20	Local Reserve—Public Use
2.	Lot 40 & Lot 149—21 & 23 Freeman Way, Marmion	Residential R20	Local Reserve—Public Use
3.	Lot 469—23 Hasper Place, Marmion	Residential R20	Local Reserve—Public Use
4.	Lot 139—3 Rivett Place, Marmion	Residential R20	Local Reserve—Public Use
5.	Lot 293—14 McKirdy Way, Marmion	Local Reserve—Parks & Recreation	Residential R20
5.	Lot 467—51 McKirdy Way, Marmion	Residential R20	Local Reserve—Public Use
MULLALOO			
1.	Lot 17—130 Dampier Avenue, Mullaloo	Residential R20	Local Reserve—Public Use
2.	Lot 294—15 Kerior Street, Mullaloo	Residential R20	Local Reserve—Public Use
2.	Lot 7630—4 Mullion Street, Mullaloo	Residential R20	Local Reserve—Public Use
3.	Lot 286—42 Meridian Drive, Mullaloo	Residential R20	Local Reserve—Public Use
3.	Lot 12167—71 Scaphella Avenue, Mullaloo	Residential R20	Local Reserve—Public Use
4.	Lot 7098—4 Karalundie Way, Mullaloo	Residential R20	Local Reserve—Public Use
OCEAN REEF			
1.	Lot 13—66 Marina Boulevard, Ocean Reef	Residential R20	Local Reserve—Public Use
2.	Lot 13586—15 Carina Loop, Ocean Reef	Residential R20	Local Reserve—Parks and Recreation
PADBURY			
1.	Lot 8749—35F Bannister Road, Padbury	Residential R20	Local Reserve—Parks and Recreation
1.	Lot 8897—14 McRae Court, Padbury	Residential R20	Local Reserve—Parks and Recreation
1.	Lot 12690—9F Roe Court, Padbury	Residential R20	Local Reserve—Public Use
1.	Lot 9011—90 Oxley Avenue, Padbury	Local Reserve—Parks and Recreation	Local Reserve—Public Use
2.	Lot 9156—11 Windich Court, Padbury	Residential R20	Local Reserve—Parks and Recreation
3.	Lot 10801—138 Gibson Avenue, Padbury	Residential R20	Local Reserve—Parks and Recreation
3.	Lot 10990—95 Pinnaroo Drive, Padbury	Residential R20	Local Reserve—Public Use
3.	Lot 9361—9 Mueller Court, Padbury	Residential R20	Local Reserve—Parks and Recreation
3.	Lot 9362—2F Brisbane Drive, Padbury	Residential R20	Local Reserve—Parks and Recreation
3.	Lot 9532 & Lot 332—140 & 144L Gibson Avenue, Padbury	Local Reserve—Parks and Recreation	Local Reserve—Public Use
4.	Lot 9255—17 Groyder Way, Padbury	Residential R20	Local Reserve—Public Use
5.	Lot 9012—31 Ellison Drive, Padbury	Residential R20	Local Reserve—Public Use
6.	Lot 701—10 Livingstone Way, Padbury	Residential R20	Local Reserve—Public Use

Map No.	Property Details	Current Zoning	Proposed Zoning
7.	Lot 76—30 Gibson Avenue, Padbury	Residential R20	Local Reserve—Public Use
8.	Lot 11976—31L Chadlington Drive, Padbury	Residential R20	Local Reserve—Public Use
8.	Lot 301—9 Chadlington Drive, Padbury	Residential R20	Local Reserve—Parks and Recreation
8.	Lot 14554—15 Fawler Glade, Padbury	Residential R20	Local Reserve—Public Use
9.	Lot 14027—47L Forrest Road, Padbury	Local Reserve—Parks & Recreation	Local Reserve—Public Use
10.	Lot 9180—2f Jardine Place, Padbury	Residential R20	Local Reserve—Public Use
10.	Part Lot 55 Jardine Place, Padbury	Residential R20	Local Reserve—Parks and Recreation
10.	Lot 39—9 Logan Court, Padbury	Residential R20	Local Reserve—Public Use
11.	Part Lot 9391—1 Minchin Court, Padbury	Residential R20	Local Reserve—Parks and Recreation
SORRENTO			
1.	Lot 500—16 Sandpiper Street, Sorrento	Residential R20	Local Reserve—Public Use
1.	Lot 572—2 Castaway Court, Sorrento	Residential R20	Local Reserve—Public Use
2.	Lot 356—45 Kempenfeldt Avenue, Sorrento	Residential R20	Local Reserve—Public Use
3.	Lot 235—57 High Street, Sorrento	Residential R20	Local Reserve—Public Use
WARWICK			
1.	Lot 94 & 95—3 & 1 Dorchester Avenue, Warwick	Residential R20	Local Reserve—Public Use
2.	Lot 13280—21 The Circle, Warwick	Residential R20	Local Reserve—Public Use
2.	Lot 13279—15 The Circle, Warwick	Residential R20	Local Reserve—Parks and Recreation
3.	Lot 577—24 Felgate Place, Warwick	Residential R20	Local Reserve—Public Use
4.	Lot 259—37 Hillwood Avenue, Warwick	Residential R20	Local Reserve—Public Use
4.	Lot 291—57 Ballantine Road, Warwick	Residential R20	Local Reserve—Public Use
5.	Lot 10345—31 Millport Drive, Warwick	Local Reserve—Parks & Recreation	Local Reserve—Public Use
6.	Lot 962—81L Ellersdale Avenue, Warwick	Commercial	Local Reserve—Public Use
WOODVALE			
1.	Lot 10587 & Lot 12583—131 Trailwood Drive, Woodvale	Residential R20	Local Reserve—Public Use
2.	Lot 12240—17 Phillips-Fox Terrace, Woodvale	Residential R20	Local Reserve—Public Use
3.	Lot 12199—20 Talling Heights, Woodvale	Residential R20	Local Reserve—Public Use
3.	Lot 12194—109 Trappers Drive, Woodvale	Residential R20	Local Reserve—Parks and Recreation
4.	Lot 12201—2 Richardson Court, Woodvale	Residential R20	Local Reserve—Public Use
5.	Lot 12686—36 Goldfinch Loop, Woodvale	Residential R20	Local Reserve—Public Use
6.	Lot 12833—129 Woodvale Drive, Woodvale	Residential R20	Local Reserve—Public Use

Map No.	Property Details	Current Zoning	Proposed Zoning
6.	Lot 12264 & Lot 12282—80 Timberlane Drive, Woodvale	Residential R20	Local Reserve—Parks and Recreation
7.	Lot 156—27 Streeton Promenade, Woodvale	Residential R20	Local Reserve—Public Use
8.	Lot 11151 -160 Timberlane Drive, Woodvale	Residential R20	Local Reserve—Public Use
9.	Lot 11173—36 Cornish Avenue, Woodvale	Residential R20	Local Reserve—Parks and Recreation

T. PICKARD, Mayor.
G. G. HUNT, Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT
Shire of Mundaring
Town Planning Scheme No. 3—Amendment No. 58

Ref: 853/2/27/3

It is hereby notified for public information, in accordance with section 87 of the Planning and Development Act 2005 that the Minister for Planning and Infrastructure approved the local planning scheme amendment on 24 July 2007 for the purpose of—

1. Rezoning Lots 41, 42, 45, 46, 307, 17966 and 26063 Coothallie Road, Chidlow from Rural Landscape Living and General Rural to Special Purpose and amending the Scheme Maps accordingly.
2. Adding to Schedule 1 of the Scheme, certain prescribed uses and provisions (as follows) corresponding to the Special Purpose zoning for Lots 41, 42, 45, 46, 307, 17966 and 26063 Coothallie Road, Chidlow.

4. Eco-Village Development	Lots 41, 42, 45, 46, 307, 17966 & 26063 Coothallie Road, Chidlow	<p>AA Eco-Village Development comprising a maximum of 104 strata titled residential lots, a village centre and land for rural, recreational and conservation purposes.</p> <p>(1) As a prerequisite to any subdivision or development of the land, a Local Subdivision and Infrastructure Plan (LSIP) shall be submitted to and approved by Council in accordance with the provisions and procedures in the Scheme.</p> <p>(2) In addition to any other matters to be included in an LSIP under the Scheme, the LSIP for this Special purpose zone shall include an economic impact statement to justify the commercial/office floor space proposed within the village centre along with provisions to ensure the commercial activities within the village centre complement and support those in the Chidlow townsite.</p> <p>(3) The provisions for the use and development of any lot shall be determined by Council. Without limiting the generality of the foregoing—</p> <p>(a) development of land identified in the LSIP as Residential shall comply with the Scheme provisions that apply to the Residential zone (other than one coded R2.5), with the exception of open space requirement, setbacks and built form requirements which will be controlled by Planning Code (Policy) relating to Eco-villages;</p> <p>(b) development of land identified in the LSIP as Rural shall comply with the Scheme provisions that apply to the General Rural zone, except the</p>
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		<p>permissibility of uses in Table 1 (Zoning Table) of the Scheme.</p> <p>(c) the permissibility of uses on land identified in the LSIP as Rural shall be as follows—</p> <table> <tr><td>Advertisement</td><td>-</td><td>AA</td></tr> <tr><td>Industry—Rural</td><td>-</td><td>AA</td></tr> <tr><td>Market</td><td>-</td><td>AA</td></tr> <tr><td>Medical Clinic</td><td>-</td><td>SA</td></tr> <tr><td>Nursery</td><td>-</td><td>AA</td></tr> <tr><td>Office-</td><td>-</td><td>IP</td></tr> <tr><td>Outdoor Entertainment</td><td>-</td><td>SA</td></tr> <tr><td>Place of Worship</td><td>-</td><td>SA</td></tr> <tr><td>Public Recreation</td><td>-</td><td>P</td></tr> <tr><td>Residential Building</td><td>-</td><td>SA</td></tr> <tr><td>Restaurant</td><td>-</td><td>SA</td></tr> <tr><td>Rural Pursuit</td><td>-</td><td>P</td></tr> <tr><td>Stable</td><td>-</td><td>AA</td></tr> <tr><td>Transport Depot</td><td>-</td><td>SA</td></tr> </table> <p>(d) development of land identified in the LSIP as being within the Village Centre shall comply with the Scheme provisions that apply to the Local Centre zone, except the permissibility of uses in Table 1 (Zoning Table) of the Scheme.</p> <p>(e) the permissibility of uses on land identified in the LSIP as being within the Village Centre shall be as follows—</p> <table> <tr><td>Advertisement</td><td>-</td><td>P</td></tr> <tr><td>Art Gallery</td><td>-</td><td>P</td></tr> <tr><td>Catering Business</td><td>-</td><td>X</td></tr> <tr><td>Child Day Care Centre</td><td>-</td><td>P</td></tr> <tr><td>Community Club</td><td>-</td><td>AA</td></tr> <tr><td>Convenience Store</td><td>-</td><td>X</td></tr> <tr><td>Educational Establishment</td><td>-</td><td>AA</td></tr> <tr><td>Garden Centre</td><td>-</td><td>X</td></tr> <tr><td>Holiday Accommodation</td><td>-</td><td>AA</td></tr> <tr><td>Industry Light*</td><td>-</td><td>SA</td></tr> <tr><td>Industry Service*</td><td>-</td><td>SA</td></tr> <tr><td>Market</td><td>-</td><td>P</td></tr> <tr><td>Medical Clinic</td><td>-</td><td>AA</td></tr> <tr><td>Motor Repair</td><td>-</td><td>X</td></tr> <tr><td>Office</td><td>-</td><td>P</td></tr> <tr><td>Outdoor Entertainment</td><td>-</td><td>AA</td></tr> <tr><td>Parking Area</td><td>-</td><td>IP</td></tr> <tr><td>Place of Worship</td><td>-</td><td>SA</td></tr> <tr><td>Residential Building</td><td>-</td><td>AA</td></tr> <tr><td>Restaurant</td><td>-</td><td>SA</td></tr> <tr><td>Shop</td><td>-</td><td>SA</td></tr> <tr><td>Specialty Shop</td><td>-</td><td>X</td></tr> <tr><td>Warehouse</td><td>-</td><td>X</td></tr> </table> <p>(f) Where a land use in the village centre is noted with asterisk(*), the subject land use is only permitted where—</p> <p>(i) No goods other than goods manufactured or serviced on the premises shall be sold or exposed for sale on the subject property.</p> <p>(ii) The use shall not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limiting the generality of the foregoing)</p>	Advertisement	-	AA	Industry—Rural	-	AA	Market	-	AA	Medical Clinic	-	SA	Nursery	-	AA	Office-	-	IP	Outdoor Entertainment	-	SA	Place of Worship	-	SA	Public Recreation	-	P	Residential Building	-	SA	Restaurant	-	SA	Rural Pursuit	-	P	Stable	-	AA	Transport Depot	-	SA	Advertisement	-	P	Art Gallery	-	P	Catering Business	-	X	Child Day Care Centre	-	P	Community Club	-	AA	Convenience Store	-	X	Educational Establishment	-	AA	Garden Centre	-	X	Holiday Accommodation	-	AA	Industry Light*	-	SA	Industry Service*	-	SA	Market	-	P	Medical Clinic	-	AA	Motor Repair	-	X	Office	-	P	Outdoor Entertainment	-	AA	Parking Area	-	IP	Place of Worship	-	SA	Residential Building	-	AA	Restaurant	-	SA	Shop	-	SA	Specialty Shop	-	X	Warehouse	-	X
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		<p>prejudice or injurious affection due to the emission of noise, vibration, light, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, liquid waste or other waste products or due to the use of electrical equipment that interferes with radio or television reception.</p> <p>(iii) The use shall not occupy an area of more than 100m².</p> <p>(iv) The use shall not be detrimental to the amenity of the locality.</p> <p>(4) The only individually owned lots shall be the residential lots, with the remaining land retained in common ownership.</p> <p>(5) The development of the land will be based on a rural cluster design within the framework of the Strata Title Act 1985.</p> <p>(6) Provided there has been compliance with the LSIP in regard to water, power and affordable housing the land may be subdivided to the full extent shown in the LSIP, that is with a total of 104 lots.</p> <p>Until servicing has been provided or substantially provided in accordance with clause 5.5 of the LSIP, no more than 80 lots for the Somerville Eco-village referred to in clause 5.1.1 of the LSIP will be created.</p> <p>Compliance with the above requirements to provide servicing shall be confirmed by the Western Australian Planning Commission, following submission of appropriate supporting evidence by the proponents.</p>
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DECEASED ESTATES

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TRUSTEES ACT 1962

DECEASED ESTATES

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Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estate of Sheila Esther Sadler late of Forrest Gardens Nursing Centre, Woodrow Street, Bunbury who died on 8th October 2006 are required by the personal representative to send particulars of their claims addressed to the executor of the estate of Sheila Esther Sadler deceased care of Young & Young, 5 Spencer Street, Bunbury, by the 7th day of September 2007 after which date the personal representative may convey or distribute the assets having regard only to the claims of which the personal representative then has notice.

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