



WESTERN
AUSTRALIAN
GOVERNMENT
Gazette



ISSN 1448-949X PRINT POST APPROVED PP665002/00041

PERTH, TUESDAY, 2 SEPTEMBER 2008 No. 152

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM

© STATE OF WESTERN AUSTRALIA

CONTENTS

PART 1

	Page
Local Government Act 1995—City of Subiaco—Repeal Local Law 2008	4120
Radiation Safety Act 1975—Radiation Safety (General) Amendment Regulations 2008	4117

PART 2

Deceased Estates	4129
Heritage.....	4122
Land Administration	4123
Local Government.....	4123
Minerals and Petroleum	4124
Planning and Infrastructure	4124
Public Notices.....	4131
Salaries and Allowances Tribunal	4129

IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Attorney General for Western Australia. Inquiries in the first instance should be directed to the Government Printer, State Law Publisher, 10 William St, Perth 6000.

PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances.

Special *Government Gazettes* containing notices of an urgent or particular nature are published periodically.

The following guidelines should be followed to ensure publication in the *Government Gazette*.

- Material submitted to the Executive Council prior to gazettal will require a copy of the signed Executive Council Minute Paper and in some cases the Parliamentary Counsel's Certificate.
- Copy must be lodged with the Sales and Editorial Section, State Law Publisher no later than 12 noon on Wednesday (Friday edition) or 12 noon on Friday (Tuesday edition).

Delivery address:

State Law Publisher
Ground Floor,
10 William St. Perth, 6000
Telephone: 9321 7688 Fax: 9321 7536

- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

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

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2008 (Prices include GST).

Deceased Estate notices, (per estate)—\$25.60

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$59.70

Other articles in Public Notices Section—\$59.70 minimum charge (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices

Per Column Centimetre—\$11.95

Bulk Notices—\$218.20 per page

Clients who have an account will only be invoiced for charges over \$50.

For charges under \$50, clients will need to supply credit card details at time of lodging notice (i.e. notice under 5cm would not be invoiced).

Clients without an account will need to supply credit card details or pay at time of lodging the notice.

— PART 1 —

HEALTH

HE301*

Radiation Safety Act 1975

Radiation Safety (General) Amendment Regulations 2008

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Radiation Safety (General) Amendment Regulations 2008*.

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 *Radiation Safety (General) Regulations 1983*.

4. Regulation 3 amended

Regulation 3(1) is amended by inserting in the appropriate alphabetical positions —

“

“**solarium**”, in relation to a sun-tanning unit, means the premises, or the part of the premises, in which the sun-tanning unit is used or operated;

“**sun-tanning unit**” means an electronic product that —

- (a) is capable of producing ultraviolet radiation between 100 nm and 400 nm wavelength;
- and

- (b) is designed to produce tanning of human skin; and
- (c) is provided for tanning the skin of a person —
 - (i) for a fee or reward; or
 - (ii) as part of providing a service for a fee or reward.

”

5. Regulation 7 amended

- (1) Regulation 7(1) is amended by deleting “subregulation (2), microwave ovens, lasers” and inserting instead —

“

subregulations (2) and (3), microwave ovens, lasers, sun-tanning units

”

- (2) After regulation 7(2) the following subregulation is inserted —

“

- (3) An exemption under section 6 is granted, in relation to a sun-tanning unit, from the following provisions —

- (a) section 25, except in relation to the operation or use of a sun-tanning unit;
- (b) section 27;
- (c) section 29(1)(a);
- (d) section 29(1)(b), to the extent to which that paragraph relates to particulars of a licence or exemption referred to in 29(1)(a).

”

6. Part V Division 3 inserted

After regulation 56 the following Division is inserted in Part V —

“

Division 3 — Sun-tanning units

57A. Terms used in this Division

In this Division —

“**registrant**”, in relation to a sun-tanning unit, means a person in whose name registration is effected —

- (a) of the solarium where the sun-tanning unit is used or operated; or
- (b) of the sun-tanning unit;

“**skin type 1**” means fair skin that always burns and never tans when exposed to ultraviolet radiation and is often accompanied by red hair and freckles.

57B. Registrants not to operate or use sun-tanning units in certain circumstances

A registrant shall not allow a sun-tanning unit to be operated or used for tanning the skin of a person —

- (a) who is under 18 years of age; or
- (b) whose skin type is skin type 1.

57C. Circumstances in which operation and use of sun-tanning units permitted without licence

A person operating or using a sun-tanning unit is exempt for the purposes of section 25 if —

- (a) the person is —
 - (i) a registrant; or
 - (ii) a person acting under the direction and general supervision of a registrant;
 and
- (b) the conditions, restrictions and limitations imposed on the registration of the solarium and the sun-tanning unit are complied with in relation to the operation or use; and
- (c) the operation or use is not for tanning the skin of a person referred to in regulation 57B(a) or (b).

7. Part VII inserted

After Part VI the following Part is inserted —

“

Part VII — Transitional provisions

60. Provisions relating to the *Radiation Safety (General) Amendment Regulations 2008*

- (1) In this regulation —
 - “**amending regulations**” means the *Radiation Safety (General) Amendment Regulations 2008*;
 - “**commencement day**” means the day on which regulation 5 of the amending regulations comes into operation;
 - “**registration period**”, in relation to a sun-tanning unit, means the period beginning on the commencement day until —
 - (a) the expiry of 14 days after the commencement day; or
 - (b) if, within the 14 days, an application has been made under section 28 for registration of the solarium relating to the sun-tanning

”

unit — notice of the Council's decision whether to grant or refuse the application is given to the applicant,

whichever happens first.

- (2) A person who, immediately before the commencement day, was the owner of the solarium relating to a sun-tanning unit is to be taken to have complied with section 28(2) if the application for registration of the solarium is made within 14 days after the commencement day.
- (3) A person who, immediately before the commencement day, was the owner of a sun-tanning unit is to be taken to have complied with section 28(2) if the application for registration of the unit is made within 14 days after the commencement day.
- (4) In addition to the exemption granted under regulation 57C, a person operating or using a sun-tanning unit that, immediately before the commencement day, was in operation or use is also exempt for the purposes of section 25 during the registration period, if the operation or use is not for tanning the skin of a person referred to in regulation 57B(a) or (b).

”

By Command of the Governor,

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

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

City of Subiaco

REPEAL LOCAL LAW 2008

Under the powers conferred by the *Local Government Act 1995* and by all other powers enabling it, the Council of the City of Subiaco resolved on 26 August 2008 to make the following local law.

1. Citation

This local law may be cited as the *City of Subiaco Repeal Local Law 2008*.

2. Operation

This local law comes into operation fourteen days after the day on which it is published in the *Government Gazette*.

3. Repeal

The following local laws are repealed—

By-law Altering By-laws in Force in Annexed Areas, published in the *Government Gazette* on 22 December 1964;

By-laws relating to Old Motor Vehicles No. 28, published in the *Government Gazette* on 9 March 1970, and as amended and published in the *Government Gazette* on 27 September 1974; and

By-law No. 49 Relating to Outdoor Eating Areas, published in the *Government Gazette* on 16 April 1987.

Dated: 27 August 2008.

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

HEATHER HENDERSON, Mayor.
CHESTER BURTON, Chief Executive Officer.

— PART 2 —

HERITAGE

HR401*

HERITAGE OF WESTERN AUSTRALIA ACT 1990

AMENDMENT OF AN ENTRY IN THE REGISTER OF HERITAGE PLACES

The entry in the Register of Heritage Places ("the Register") relating to *P0996, Lindsay Street Flour Mill and Bakery Complex* located at 10—12 Lindsay Street, Northbridge ("the Place") has been amended pursuant to section 54 of the *Heritage of Western Australia Act 1990*.

The reason for the amendment is to provide a more accurate reflection of the location and land description as a consequence of past subdivisions and to exclude certain land that is no longer considered to be of heritage significance.

The amended location and land description of the Place is—

12—22 Lindsay Street, Perth. Lot 609 on Deposited Plan 49287 being the whole of the land contained in Certificate of Title Volume 2685 Folio 794 and Lot 611 on Deposited Plan 49287 being the whole of the land contained in Certificate of Title Volume 2685 Folio 795.

IAN BAXTER, Director, Office of the Heritage Council of W.A.
108 Adelaide Terrace, East Perth WA 6004.

Date 2 September 2008.

HR402*

HERITAGE OF WESTERN AUSTRALIA ACT 1990

ENTRY OF PLACES IN THE REGISTER OF HERITAGE PLACES

Notice is hereby given in accordance with section 51(2) of the *Heritage of Western Australia Act 1990* that, pursuant to directions from the Minister for Heritage, the place described in Schedule 1 has been entered in the Register of Heritage Places on a permanent basis with effect from today.

Schedule 1

Description of Place

Frenchman Bay Whaling Station (ruin) at Whalers Beach, Frenchman Bay Road, Albany: Ptn of Lot 300 on DP 46683 being part of Res 21337 & part of the land contained in CLT V 3136 F 715 & Lot 301 on DP 53420 being unallocated Crown land & the whole of the land contained in CLT V 3149 F 236 as shown on HCWA Survey Drawing 16612 (DP53432) prepared by Midland Survey Services.

Pursuant to directions from the Minister for Heritage, notice is hereby given in accordance with Section 49(1) of the *Heritage of Western Australia Act 1990* that it is proposed that the places described in Schedule 2 be entered in the Register of Heritage Places on a permanent basis. The Heritage Council invites submissions on the proposal, which must be in writing and should be forwarded to the address below not later than 14 October 2008. The places will be entered in the Register on an interim basis with effect from today in accordance with section 50(1) of the *Heritage of Western Australia Act 1990*.

Schedule 2

Description of Place

Dalgety House, Roebourne at Lot 3, Roe Street, Roebourne: Lot 3 on Plan 528 & being the whole of the land contained in C/T V 1390 F 918.

Menzies Post Office (fmr) at cnr Shenton & Brown Streets, Menzies: Ptn of Lot 102 on DP 222795 & being part of the land contained in C/T V 1176 F 674 as shown on HCWA Survey drawing No. 1554 prepared by Steffanoni Ewing & Cruickshank Pty Ltd.

Qaalup Homestead Group, near Bremer Bay at Fitzgerald River National Park: Lot 1298 on DP 251085 & being the whole of the land contained in C/T V 1373 F 760.

NOTICE OF ADVICE REGARDING REGISTRATION OF CROWN PROPERTY

In accordance with section 47(5) of the *Heritage of Western Australia Act 1990*, the Heritage Council hereby gives notice that it has advised the Minister for Heritage that it has resolved that—

1. the places listed in Schedule 3 is of cultural heritage significance, and is of value for the present community and future generations;

2. the protection afforded by the *Heritage of Western Australia Act 1990* is appropriate; and
3. the place should be entered in the Register of Heritage Places on an interim basis.

The place will be entered in the Register of Heritage Places on an interim basis with effect from today in accordance with section 50(1)(b) of the *Heritage of Western Australia Act 1990*. The place listed in Schedule 3 is vested in the Crown, or in a person on behalf of the Crown, in right of the State.

The Heritage Council hereby invites submissions as to whether the place listed in Schedule 3 should be entered in the Register of Heritage Places on a permanent basis. The submissions must be in writing and should be forwarded to the address set out below not later than 14 October 2008.

Schedule 3

Description of Place

Menzies School at cnr Gregory & Gill Streets, Menzies: The whole of Menzies Town Lot 429 being the whole of Res 5108.

Soldiers Park, Collie at Steere Street, Collie: Lot 316 on DP 222272 being part of Res 7818.

IAN BAXTER, Director,
Office of the Heritage Council of W.A.
108 Adelaide Terrace East Perth WA 6004.

Date 2 September 2008.

LAND ADMINISTRATION

LA401*

TRANSFER OF LAND ACT 1893

APPLICATION K221991

Take notice that Liila Ethel Sofia Karkkainen of 4 Oats Street, Midland, has made application to be registered under the Act as proprietor of an estate in fee simple in possession in the land situated at Bland Road, York, being York Suburban Lot 57 on Deposited Plan 223250 containing 2.5091 square metres being the whole of the Land comprised in Memorial Book XXX No.139

ALL PERSONS other than the applicant claiming any estate right title or interest in the above land and desiring to object to the application are required to lodge in this office on or before 25 September 2008 a caveat forbidding the land being brought under the operation of the Act.

BRUCE ROBERTS, Registrar of Titles.

LOCAL GOVERNMENT

LG401*

BUSH FIRES ACT 1954

Shire of Cranbrook

APPOINTMENT

In accordance with the *Bush Fires Act 1954* the Shire of Cranbrook has appointed the following officers to the respective positions for the 2008/2009 fire season.

Chief Bush Fire Control Officer	Ron Denney
1st Deputy Chief Bush Fire Control Officer	David Packard
2nd Deputy Chief Fire Bush Control Officer	Ian Walsh
Base Radio Operator	David Preston
Training Officer	Peter Ettridge

Bushfire Control Officers—

East Cranbrook	PG Drage	(Fire Weather Advisory Group)
Central	I Walsh	
	I Lehmann	(Fire Weather Advisory Group)
Cranbrook Town	J Childs	
Tenterden	D Packard	(Fire Weather Advisory Group)
Tunney	I Lawrence	(Fire Weather Advisory Group)
	G Marshall	
Woolonga	B Smith	
	M Addis	

Nunijup	AB Parsons RH Jackson SP Squire	(Fire Weather Advisory Group)
Kybellup	R Hilder	(Fire Weather Advisory Group)
Gordon	R Egerton-Warburton	
Frankland	W Lange M Toovey	(Fire Weather Advisory Group)
Frankland Town	P Ettridge	
Bokerup / Unicup	T Ettridge G Banks	(Fire Weather Advisory Group)

The following Fire Control Officers have been appointed as Dual Registration Officers with the respective Shires for the 2008/2009 fire season.

Shire of Gnowangerup	— PG Drage (East Cranbrook)
Shire of Tambellup	— PG Drage (East Cranbrook) I Walsh (Central) I Lawrence (Tunney)
Shire of Kojonup	— I Lawrence (Tunney) R Egerton-Warburton (Gordon), T Ettridge (Bokerup / Unicup)
Shire of Boyup Brook	— T Ettridge (Bokerup / Unicup)
Shire of Manjimup	— T Ettridge (Bokerup / Unicup) G Banks (Bokerup / Unicup)
Shire of Plantagenet	— W Lange (Frankland) R Hilder (Kybellup) AB Parsons (Nunijup) D Packard (Tenterden) T Ettridge (Bokerup / Unicup)

MINERALS AND PETROLEUM

MP401*

PETROLEUM AND GEOTHERMAL ENERGY RESOURCES ACT 1967

GRANT OF EXPLORATION PERMIT

Exploration Permit No. EP 462 has been granted to Westralian Gas and Power Limited to have effect for a period of six (6) years from 21/08/2008.

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

PLANNING AND INFRASTRUCTURE

PI101*

CORRECTION

PLANNING AND DEVELOPMENT ACT 2005

METROPOLITAN REGION SCHEME AMENDMENT 1152/41

Jindalee (Jindee) Foreshore Rationalisation

Call for Public Submissions

It is hereby notified for public information that the notice for the above mentioned Metropolitan Region Scheme Amendment published at page 4038 of the *Government Gazette* No. 149 dated 26 August 2008, contained an error which is now corrected by replacing the words 8.1 hectares in paragraph 2 with 6.7 hectares.

WAYNE WINCHESTER, Acting Secretary,
Western Australian Planning Commission.

PI401*

PLANNING AND DEVELOPMENT ACT 2005
APPROVED LOCAL PLANNING SCHEME AMENDMENT

City of Albany

Town Planning Scheme No. 3—Amendment No. 254

Ref: 853/5/4/5 Pt 254

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 City of Albany local planning scheme amendment on 13 August 2008 for the purpose of—

1. Replace 'Schedule I—Special Rural Zones' to change the scheme provisions relating to Special Rural Area No.4A with the following—

Area	Locality	Lot(S)	Location
4A	Mead Road, Kalgan	Lots 17, 18, 19, 20, 21, 22, 23, 24, 25, 27, 28, 29 & 30	Plantagenet Location 21

1.0 Plan of Subdivision

- 1.1 Subdivision shall respect the matters identified on the adopted Subdivision Guide Plan, as endorsed by the Chief Executive Officer—
- 1.2 Council may request the Commission to impose a condition at the subdivision stage requiring compliance with the matters identified in the Subdivision Guide Plan and the remaining scheme provisions, as endorsed by the Chief Executive Officer
- 1.3 South of Aldo Road the minimum lot size shall be no less than 1.0 hectare. North of Aldo Road the minimum lot sizes shall be no less than 8.0 hectares.
- 1.4 Although the Subdivision Guide Plan does not depict a specific subdivision design, Council may recommend subdivision approval to the Commission provided that—
 - (i) Council is satisfied that the design of the allotments complied with the objectives and requirements of the zone.
 - (ii) The proposed subdivision is capable of having regard to the physical characteristics of the site, the need to protect the remnant vegetation and the adjoining properties.
 - (iii) The proposed subdivision can be adequately serviced.

2.0 Objective of Zone

- 2.1 Within the Special Rural Zone Area No. 4A the objectives are to—
 - Provide for the further subdivision of existing lots south of Aldo Road in a manner that respects the sites characteristics, constraints and opportunities;
 - Conserve existing remnant vegetation; and
 - Minimise the visual impact of development and further subdivision.

3.0 Landuse

- 3.1 Within Special Rural Zone Area No.4A the following uses are permitted—
 - Single House
- 3.2 The following uses may be permitted subject to the special approval of Council—
 - Home Occupation (cottage industry);
 - Public Utilities;
 - Craft Studio;
 - Livestock Grazing;
 - Horticulture;
 - Silviculture;
 - Bed and Breakfast;
 - Stables;
 - Other non-defined or incidental activities considered appropriate by Council which are consistent with the objectives of the zone.
- 3.3 Livestock Grazing shall be limited to lots north of Aldo Road and to existing cleared areas south of Aldo Road.

4.0 Keeping of Livestock/Animals

- 4.1 Intensive agricultural pursuits such as piggeries are not permitted.
- 4.2 The keeping of horses, sheep, goats and other grazing animals shall be restricted to cleared, fenced areas of Lots 17, 18, 27, 28 & 29 to the satisfaction of Council. The Owner/Tenant shall be responsible for the maintenance of stock proof fencing to protect remnant vegetation and revegetation areas.
- 4.3 The keeping of livestock and animals shall not be undertaken in Development Exclusion areas identified for Retention of Vegetation on the Subdivision Guide Plan.

5.0 Location of Buildings and Structures

- 5.1 All development including dwellings, outbuildings, water storage and building protection zones shall be located outside of the development exclusion areas marked on the Subdivision Guide Plan.
- 5.2 All development shall be setback a minimum of 15 metres from Mead Road, 7.5m from internal roads and accessways and 10 metres from all other lot boundaries.
- 5.3 Subdivision of the area of Lot 30 which is lower than the 5m AHD contour line (as shown on Subdivision Guide Plan for Lots 17-22 and 27-30 Mead Road, Kalgan 12846-08E) will not be considered unless the impacts of development (e.g. Drainage, acid sulfate soils, visual impacts, sensitive receiving bodies for drainage) are adequately addressed.

6.0 Building Design, Materials and Colour

- 6.1 Dwellings and outbuildings shall be designed and constructed of materials, which allow them to blend into the landscape of the site. Council will not approve walls and roofs constructed of reflective materials such as unpainted 'zincalume' and 'off-white' colours.
- 6.2 Dwelling houses and all outbuildings shall not exceed 7.5 metres in height, which is measured vertically from the natural ground level.
- 6.3 No boundary fencing shall be constructed of fibre cement, metal sheeting or wooden picket. If fencing is utilised, it shall be of rural construction such as post and strand (or similar) to the satisfaction of Council.
- 6.4 No additional boundary fencing shall be located within the Development Exclusion zone for retention of vegetation. Where it is necessary to define a boundary within a vegetated area, bollards must be used.
- 6.5 Water tanks shall be painted or coloured an appropriate shade to blend into the landscape or suitably screened with vegetation to the satisfaction of Council.

7.0 Vegetation Protection and Revegetation

- 7.1 No clearing of vegetation shall occur within the Development Exclusion Zone for Remnant Vegetation except for—
 - (a) trees that present an imminent danger to human health; and
 - (b) where the requirements of an adopted Fire Management Plan specifically require it.
- 7.2 Council may request the Commission to impose, at the time of subdivision, a condition requiring tree/shrub planting within Special Rural Zone Area 4A, as shown on the Subdivision Guide Plan with endemic native trees and shrubs.
- 7.3 Council may request the Commission impose, at the time of subdivision, a condition requiring tree/shrub planting along new lot boundaries to screen future house sites.
- 7.4 Council may request the Commission to impose a condition at the subdivision stage requiring the provision of stock proof fencing to protect significant remnant vegetation and revegetation areas as shown on the Subdivision Guide Plan.
- 7.5 At the time of subdivision, subject to agreement from the relevant Agency, Council may request that the WAPC impose a condition requiring a conservation covenant to protect the vegetation in perpetuity and/or a Section 70A Notification or similar notification on all Titles to alert first and subsequent purchasers of the Special Rural lots that vegetation outside of the designated building envelope is to be maintained and protected for its conservation values in accordance with the objective for Special Rural Zone No. 4A.

8.0 Water Supply

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

9.0 Effluent Disposal

- 9.1 All effluent disposal systems to be setback a minimum of 100m from the edge Kalgan River water course.
- 9.2 On-site effluent disposal shall be the responsibility of the individual landowner.
- 9.3 Council shall require the use of alternative effluent disposal systems, such as amended soil and/or aerobic systems.

10.0 Bushfire Management Control

- 10.1 Council may request the Commission to impose a condition at the subdivision stage for the provision and construction of Strategic Fire Breaks to the satisfaction of The City of Albany.
- 10.2 Strategic Fire Breaks shall be designed and constructed so as to avoid erosion impacts.
- 10.3 Where a lot is traversed by a Strategic Fire Break as shown on the Subdivision Guide Plan, the owner of the lot shall maintain such firebreak to the satisfaction of Council. Access along the strategic firebreak shall remain available at all times. Gates across the strategic firebreak shall only be permitted at the discretion of and to the satisfaction of the City of Albany. Such gates shall not be locked.
- 10.4 Building Protection and Hazard Separation Zones shall be established and maintained around each building in accordance with *Planning for Bushfire Protection 2001*.
- 10.5 Council may request the Commission to impose a condition at the subdivision stage requiring that water for fire fighting purposes be available.

10.6 The subdivider shall make arrangements to the satisfaction of Council to ensure prospective purchasers, in the transfer of lots, are aware of the fire management guidelines of the Homeowners Bushfire Survival Manual and the Australian Standard 3959-1991 'Construction of Buildings in Bushfire Prone Areas'.

10.7 Any dwellings to be located within the High Fire risk area noted on the subdivision guide plan shall be constructed in accordance with Australian Standard 3959—Construction of Buildings in Bushfire Prone Areas.

11.0 Access

11.1 All driveways and underground infrastructure shall be designed and constructed so as to avoid erosion impacts and prevent discharge of storm water directly into the Kalgan River.

11.2 Additional access points onto Nanarup Road are prohibited.

11.3 Existing, cleared firebreaks and tracks shown on the subdivision guide plan shall be utilised for access to future lots. Council may request the Commission to impose a condition at the time of subdivision requiring the creation and construction of reciprocal rights of carriageway over joint use of battleaxe lot access legs and/or joint use of crossovers.

12.0 Notification of Prospective Owners

12.1 Provision shall be made to Council's satisfaction to ensure prospective purchasers of land within Special Residential Zone Area No. 4A are given a copy of these Special Provisions prior to entering into an agreement to acquire any property.

13.0 Sloping Land

13.1 In order to minimise the impacts of development on sites with a slope greater than 10%, development guidelines shall be adopted as a planning policy of Council prior to any further development within this area.

14.0 Foreshore Reserve

14.1 At the time of subdivision, subject to agreement from the relevant Agency, Council may request that a detailed site assessment be carried out to determine the required width of the foreshore reserve to meet the requirements of *Statement of Planning Policy 2.9 for Water Resources* to allow for public access, continuation of natural processes and protection of the Kalgan River.

15.0 Water Management

15.1 At the time of subdivision, subject to agreement from the relevant Agency, Council may request that the WAPC impose a condition relating to the design and implementation of a water management system (water usage and stormwater). Stormwater should be dealt with according to Department of Water 'Stormwater Management Manual for Western Australia (2004-2007)'. This should be carried out in conjunction with Section 14.0 Foreshore Reserves.

M. J. EVANS, Mayor.
A. C. HAMMOND, Chief Executive Officer.

PI402*

PLANNING AND DEVELOPMENT ACT 2005

RESOLUTION DECIDING TO AMEND A TOWN PLANNING SCHEME

City of Perth

City Planning Scheme No. 2—Amendment No. 16

Ref: 853/2/10/26 Pt 16

Notice is hereby given that in accordance with section 87 (3) of the *Planning and Development Act 2005*, the Minister for Planning and Infrastructure approved the City of Perth City Planning Scheme No. 2 Amendment No. 16 on 1 July 2008 for the purpose of—

1. Deleting Clause 8(1)(g)
2. After Clause 9(e) insert—
 - (f) Town Planning Scheme No. 1912 September 1997
3. In Clause 57A of the Scheme Text insert the following—
 - (k) 225—239 St Georges Terrace (Bishops See) Special Control Area
4. Insert the following in Schedule 9 Special Control Areas—
 - 11.0 225—239 St Georges Terrace (Bishops See) Special Control Area**

11.1 Special Control Area

The following provisions apply to the land marked as Figure 11—225—239 St Georges Terrace (Bishops See) Special Control Area.

11.2 Objectives

The objectives of the 225—239 St Georges Terrace (Bishops See) Special Control Area are—

- (a) the development of the Special Control Area as a whole in a coordinated manner;

- (b) the provision of pedestrian accessways to enable pedestrian movement through the Special Control Area;
- (c) the preservation of the significant improvements to the amenities and environment of the central area of the City from the substantial commencement of earlier development;
- (d) the restoration and maintenance of the heritage buildings in the Special Control Area.

11.3 Plot Ratio

For the purpose of determining plot ratio the 225—239 St Georges Terrace (Bishops See) Special Control Area shall be treated as one site.

11.4 Car Parking

For the purpose of determining the maximum tenant parking allowance for any development on the subject land, Lots 55, 56, 57 and 58 shall be treated as one site and Lot 51 shall be treated as one site.

11.5 Public Access

For the purposes of determining effective pedestrian movement through the Special Control Area, a Public Access and Security Management Plan should be submitted. A Public Access and Security Management Plan should demonstrate how access to the pedestrian links will be controlled including the opening and closing times, and providing details of measures to ensure on-going public safety with reference to the City's Safer Design Guidelines.

Nothing in this Clause is to constitute or to be taken to constitute a dedication or an implied dedication to the public of a right to use any part of the land within the Special Control Area.

11.6 Amenity Improvements

All future development shall protect the following improvements to the amenities and environment:—

- (a) the colonnading abutting St Georges Terrace;
- (b) the restoration of Bishop's House and its gardens;
- (c) the restoration of St George's House;
- (d) the laying out of Parterre Gardens;
- (e) ways made for public access to and recreation in the Special Control Area.

11.7 Heritage Buildings

The buildings listed below shall be restored and maintained—

- Bishop's House and Gardens 78 Mounts Bay Road;
- St George's House 235-239 St Georges Terrace.

5. Amending the Scheme Map and Precinct Plan accordingly.

L. SCAFFIDI, Lord Mayor.
F. R. EDWARDS, Chief Executive Officer.

PI403*

PLANNING AND DEVELOPMENT ACT 2005

RESOLUTION DECIDING TO REPEAL A LOCAL PLANNING SCHEME

City of Perth

City of Perth Local Planning Scheme No. 19

Notice is hereby given that the Council of the City of Perth in pursuance of its powers under the *Planning and Development Act 2005*, RESOLVED at the ordinary meeting of Council held on 1 April 2008 to repeal Town Planning Scheme No. 19 and the seal of the Municipality was pursuant to that resolution hereunto affixed in the presence of—

L. SCAFFIDI, Lord Mayor.
F. EDWARDS, Chief Executive Officer.

Recommended/Submitted for Approval—

J. BELL.

Delegated under s. 16 PD Act 2005

Date: 24 June 2008

Approval Granted—

RT. HON. A MACTIERNAN.

Minister for Planning and Infrastructure

Date: 1 July 2008

SALARIES AND ALLOWANCES TRIBUNAL

SX401*

SALARIES AND ALLOWANCES ACT 1975 PARLIAMENTARY PENSION SCHEME

PREAMBLE

The Tribunal has considered the level of child allowances payable where a child survives a deceased member or former member of the Parliamentary Pension Scheme (PPS).

In making its determination about the level of child allowances payable under the PPS, the Tribunal took account of advice from GESB and the Parliamentary Superannuation Board, the Report on Parliamentary and Judicial Superannuation Arrangements in Western Australia (the Karasek Report), the adequacy of the present allowances and comparable child allowances payable under Parliamentary pension schemes in other Australian jurisdictions.

DETERMINATION

Pursuant to Section 28 of the Parliamentary Superannuation Act 1970 and Section 6A of the Salaries and Allowances Act 1975—

The Tribunal determines that the level of child allowance in the Parliamentary Pension Scheme payable under—

- section 23(1)(c) of the Parliamentary Superannuation Act 1970 pertaining to a single orphan (survived by one parent), be raised from the current level of 3 per centum to 5 per centum of basic salary for the time being payable to a member; and
- section 23(1)(d) of the Parliamentary Superannuation Act 1970 pertaining to a double orphan (with no surviving parent), be raised from the current level of 6 per centum to 10 per centum of basic salary for the time being payable to a member.

This determination shall take effect from 1 September 2008.

Dated at Perth this 5th day of August 2008.

Prof M. C. WOOD,
Chairman.

W. S. COLEMAN AM,
Member.

M. L. NADEBAUM,
Member.

Salaries and Allowances Tribunal.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962 DECEASED ESTATES

Notice to Creditors and Claimants

Leesa Deanne John, late of Jurien East Road, Jurien Bay, Western Australia, Farmer, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the deceased, who died on 2 November 2007, are required by the Executor, Raymond John Atwell of care of Michael, Whyte & Co, Solicitors, Level 1, 41-43 Ord Street, West Perth, Western Australia to send particulars of their claims to him within ONE (1) month from the date of publication of this notice, after which date the Executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

MICHAEL, WHYTE & CO.

ZX402

TRUSTEES ACT 1962 DECEASED ESTATES

Notice to Creditors and Claimants

Estate of the late Ida May Fisher late of 67 Cleaver Street, West Perth in the State of Western Australia, Photographic Specialist, deceased.

Creditors and other persons having claims in respect of the estate mentioned below (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the deceased, who died on the 18th day of June 2008 are required by the personal representatives Ernest Lennox-Bradley to send particulars

of claims to the personal representatives c/- McCallum Donovan Sweeney, Solicitors of 2nd Floor, 16 Irwin Street, Perth within one (1) month of the date of publication of this notice, after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they have notice and the personal representatives shall not be liable to any person of whose claim they have had no notice at the time of distribution.

Dated this 27th day of August 2008.

Signed—

McCALLUM DONOVAN SWEENEY, for the Personal Representative.

ZX403

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

John Barlow, late of 76 Inthanoona Road, Gidgegannup in Western Australia.

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relates) in respect of the estate of the deceased, who died on 6th December 2007 at 76 Inthanoona Road, Gidgegannup in Western Australia, are required by the personal representative, being Rosemary Joan Smith to send particulars of their claims to Haynes Legal of PO Box 370, Greenwood, Western Australia, 6924 within 30 days of publication of this notice after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

ZX404

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Estate of the late Dominic Epis of 80 Federal Road, Boulder in the State of Western Australia, Professional Shooter, deceased.

Creditors and other persons having claims in respect of the estate mentioned below to which Section 63 of the Trustees Act 1962 as amended relates in respect of the estate of the deceased, who died on the 6th, of September 2007 are required by the personal representative Peter James Fletcher to send particulars of claims to the personal representative c/- McCallum Donovan Sweeney, Solicitors of 2nd Floor, 16 Irwin Street, Perth within one (1) month of the date of publication of this notice, after which date the personal representative may convey or distribute the assets having regard only to the claims of which he has notice and the personal representative shall not be liable to any person of whose claim he has had no notice at the time of distribution.

McCALLUM DONOVAN SWEENEY for the Personal Representative.

ZX405

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Claims against the estate of Wendy Patricia Fallon, late of 5 Yearling Place Huntingdale WA deceased send to the executor Ray Stapledon, 11 Chrysoston Street, North Beach before 29/9/2008 after which date the assets will be distributed having regard only to claims received.

PUBLIC NOTICES

ZZ401***COMPANIES (CO-OPERATIVE) ACT 1943**
CHANGE IN SITUATION OF REGISTERED OFFICE

Notice is hereby given that the days and hours during which the Registered Office of the Denmark Cooperative Company Limited is accessible to the public are as at from the 1st day of September 2008 as follows—

Monday, Wednesday and Friday weekly — 8:00 a.m. to 12:00 p.m. (mid-day)
not including public holidays

Dated this 26th day of August 2008.

MARK DAVIES, Company Secretary.
Denmark Cooperative Company Limited.

ZZ402**PARTNERSHIP ACT 1895**
RETIREMENT OF PARTNER

Pursuant to section 37 of the Act, Shock Music Pty Ltd (ACN 009 149 026) as trustee for the Shock Music Trust has retired from the Duxworth Partnership (ABN 60 118 523 242) as at 15/08/08. Pursuant to section 43, further written notice has been given on 18/08/08 to the other partners of such retirement. Pursuant to section 47, Shock Music Pty Ltd (ACN 009 149 026) as trustee for the Shock Music Trust gives notice to any and all persons who hereafter deal with the Duxworth Partnership that it is not a member of that partnership.

ZZ403**COMPANIES LAW**
Hales Medical Pty Ltd
ACN 009 040 313

Notice is hereby given that at the Extraordinary General Meeting of Hales Medical Pty Ltd duly convened and held at Unit 16/1 Corkhill Street North Fremantle WA on 25 July 2008, the following Special Resolution was passed—

“That the Company be wound up voluntarily”

Dated this 25th day of July 2008.

LEN V. BLYTH, Liquidator.

Order your Bound Volumes of Government Gazette 2008

An attractively presented set of 4 Bound Volumes
of Government Gazette

For Government Departments and private firms who require bound copies of Government Gazettes, the State Law Publisher offers a subscription covering 4 Quarterly Volumes at a cost of \$1,138.50.

The Gazettes will be bound in black cloth with gold foil lettering on the spine and personalised by the addition of the client's name in gold lettering on the front cover.

PLEASE NOTE

On the rare occasion where extra gazettes are published in one quarter, a fifth volume may be required. In this instance the extra cost involved will be borne by the State Law Publisher and not passed on to clients.

For further information please contact:

State Law Publisher

Telephone: 9321 7688

PERTH OBSERVATORY



THE W.A. SPECIALISTS IN
ASTRONOMICAL
RESEARCH & EDUCATIONAL
ASTRONOMY

Public Tours (day and night)
Field Nights, Lectures
Astronomical Information

Astronomical Handbook
Sun rise & set; Moon rise & set
Legal advice
Chronometer calibration
Astronomical souvenirs

SERVING WESTERN AUSTRALIA SINCE 1896

WALNUT ROAD, BICKLEY 6076
TELEPHONE 9293 8255 FAX 9293 8138

ASTRONOMY IS LOOKING UP

STATE LAW PUBLISHER SUBSCRIPTION RATES FOR 2009

All subscriptions are for the period from 1 January to 31 December 2009. Subject to certain limitations, refunds may be allowed if a subscription is cancelled during the year. The prices quoted include GST where applicable and postage by surface mail unless stated otherwise.

GOVERNMENT GAZETTE

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

Special *Government Gazettes* are published periodically on any day.

All Gazettes	\$
Within WA	949.75
Interstate	966.80

Bound Volumes of full year 1,177.20

INDUSTRIAL GAZETTE

Industrial Gazette is published monthly.

	\$
Within WA	456.10
Interstate	543.50

HANSARD

Hansard is printed and distributed weekly during parliamentary sessions.

	\$
Within WA	900.80
Interstate	1,101.00

Bound Volumes of Hansard

Within WA	888.25
Interstate	902.00

STATUTES

Bound Statutes

Bound volumes are posted during March of the following year.

	\$
Within WA.....	320.75
Interstate	357.15
Overseas	415.65
Half Calf Bound Statutes	886.05

Loose Statutes

Statutes are posted weekly as they become available.

	\$
Within WA.....	345.75
Interstate	357.15

Sessional Bills

Bills are posted weekly as they become available.

	\$
Within WA	475.45
Interstate	498.20

CLAIMS FOR MISSING SUBSCRIPTION ITEMS

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

Claims lodged after this period will not be recognised and will attract payment in full.
