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CONTENTS

PART 1

Nil

PART 2

	Page
Deceased Estates .....	4628
Health .....	4617
Justice .....	4617
Land .....	4618
Local Government.....	4618
Planning and Infrastructure .....	4621

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## — PART 2 —

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### HEALTH

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HE401\*

#### HEALTH ACT 1911

#### HEALTH (DANGEROUS INFECTIOUS DISEASES) AUTHORISATION 2008

Given by the Minister for Health under section 251 of the *Health Act 1911*.

**Citation**

1. This authorisation may be cited as the *Health (Dangerous Infectious Diseases) Authorisation 2008*.

**Duration**

2. This authorisation is effective for the period commencing on 1 November 2008 and ending on 31 October 2009.

**Authorisation**

3. The Executive Director, Public Health is authorised to exercise, and to delegate to any public health official, the special powers conferred by section 251 of the Act within or with respect to any district for the purpose of more effectually checking or preventing the spread of any dangerous infectious disease.

Dated this 14th day of October 2008.

Dr KIM HAMES MLA, Deputy Premier,  
Minister for Health.

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### JUSTICE

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JU401\*

#### PRISONS ACT 1981

#### PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Commissioner of the Department of Corrective Services has revoked the following Permit to do High-Level Security Work—

Surname	Other Names	Permit No.	Revocation Date
O'Neill	Michelle Anne	AP0267	11/10/08
Craig	John William	AP 0286	13/10/08

This notice is published under section 15P of the *Prisons Act 1981*.

BRIAN LAWRENCE, Manager Acacia Prison Contract.

15 October, 2008.

JU402\*

#### PRISONS ACT 1981

#### PERMIT DETAILS

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Commissioner of the Department of Corrective Services has revoked the following Permit to do High-Level Security Work—

Surname	Other Names	Permit No.	Revocation Date
May	Christine	AP 0504	17/10/08

This notice is published under section 15P of the *Prisons Act 1981*.

BRIAN LAWRENCE, Manager Acacia Prison Contract.

16 October, 2008.

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## LAND

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LA401\*

### TRANSFER OF LAND ACT 1893 APPLICATION K416070

Take notice that Roger Stephen Henry Baesjou of 34 Shorts Place, Albany has made application to be registered under the Act as proprietor of an estate in fee simple in possession in the land situated at Yaralla Road, Woodgenellup being Lot 159 on Deposited Plan 230406 containing 16.1874 hectares being the whole of the land comprised in Memorial Book XXX No.133.

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 20 November 2008 a caveat forbidding the land being brought under the operation of the Act.

BRUCE ROBERTS, Registrar of Titles.

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## LOCAL GOVERNMENT

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LG401\*

### CITY OF BELMONT APPOINTMENT OF AUTHORISED PERSONS

It is hereby notified for public information that the following persons have been appointed Authorised Officers for the City of Belmont, effective from 23 May 2005, and are officers authorised to exercise the powers in accordance with the following Acts, Regulations and Local Laws—

- Local Government “Parking for Disabled Persons” Regulations 1996
- City of Belmont—Parking and Parking Facilities Local Law

This authorisation is confined to the Belmont Forum Shopping Centre Parking Stations (Parking Station No. 1 and Parking Station No. 2) as constituted by Council resolution on 14th August 2000.

Authorised Persons—

- Kim Michael Stockley
- Peter John Melling
- Graham Taamu Meleisea
- Mark Antony Sands

All other appointments relating to the Belmont Forum Shopping Centre Parking Stations are hereby cancelled.

STUART COLE, Chief Executive Officer.

LG402\*

### CITY OF KALGOORLIE-BOULDER APPOINTMENT

The City of Kalgoorlie-Boulder wishes to advise for public information the appointment of Rebecca Tracey Pope as an authorised officer to operate within the City of Kalgoorlie-Boulder to enforce the following Acts, Regulations and Local Laws effective immediately—

- Local Government Act 1995
- Local Government (Miscellaneous Provisions) Act 1960
- Dog Act 1976—For the purpose of Dog Registration Officer, Issuing of Dog Infringement Notices, Dog Warning Notices and Notices to Register Dog (Admin)
- Litter Act 1979—For the Purpose of issuing Litter Infringements (Admin)
- City of Kalgoorlie-Boulder Parking and Parking Facilities Local Law (Admin)
- Bush Fires Act 1954 (Admin)
- Control of Vehicles (Off-road Areas) Act 1978 (Admin)
- Caravan Parks and Camping Grounds Act and Regulations 1995 (Admin)

D. S. BURNETT, Chief Executive Officer.

LG501\*

**BUSH FIRES ACT 1954****FIREBREAK NOTICE***Town of Bassendean*

Notice to All Land Owners and Occupiers of Land within the Town of Bassendean

Pursuant to the powers contained in Section 33 of the above Act, you are hereby required on or before **31 October 2008**, or within fourteen days of the date of you becoming owner or occupier should this be after **31 October 2008** and thereafter up to and including **31 March 2009**, to have land of any size, the owner or occupier shall clear, to the satisfaction of Council or its duly authorised officer, all flammable material from the *whole of the land except* living trees, shrubs and plants under cultivation and lawns.

If it is considered to be impractical for any reason to clear firebreaks as required by this notice, you may apply to the Council or its duly authorised officer, not later than 28 October 2007, for permission to provide firebreaks in alternative positions on the land. If permission is not granted by the Council or its duly authorised officer, you shall comply with the requirements of this notice.

The **penalty** for failing to comply with this notice is a fine of not more than \$5000 and a person in default is also liable whether prosecuted or not, to pay the cost of performing the work directed in this notice if it is not carried out by the owner or occupier by the date required by this notice.

**Please take notice** the Town of Bassendean Local laws prohibit the burning of foliage or bush without prior consent of the Council. If you need to burn your vacant land, please contact Council's Ranger for an evaluation of the land.

In accordance with Section 38 of the Bush Fires Act the following officers have been Appointed Bush Fire Control Officers—

Ken Goldsworthy (Chief)	Sharna Murton (Deputy)
Mark Bettridge (FCO)	Janita Fowler
Jan Rogers	Steven Morrissey

By order of the Council,

GRAEME HAGGART, Acting Chief Executive Officer.

LG502\*

**BUSH FIRES ACT 1954****2008/2009 FIREBREAK NOTICE***City of Belmont*

Notice to All Owners and or Occupiers of Land in the City of Belmont

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954* (as amended) you are hereby required **on or before the 30th day of November 2008**, or within fourteen days of the date of you becoming the owner or occupier should this be after the 30th day of November 2008, to remove from the land owned or occupied by you all flammable material as to clear firebreaks in accordance with the following and thereafter to maintain the land or firebreaks clear of flammable material up to and including the 31st day of March 2009, in such positions and to such dimensions as required by this notice—

- (1) Where the area of land is less than 3000 square metres remove all flammable material from the whole of the land.
- (2) Where the area of land is 3000 square metres or more a firebreak must be provided not less than 3.0 metres in width inside and along the whole of the external boundaries of the land.
- (3) Provide a firebreak not less than two (2) metres in width immediately abutting all buildings, outbuildings, sheds etc, with all overhanging branches, trees, limbs etc to be trimmed back clear of all firebreaks and removed from the land.

If for any reason it is considered impractical to clear firebreaks or to remove the flammable material from the land as required by this Notice, application must be made in writing to the Council or its duly Authorised Officer on or before the 15th day of November 2008 for permission to provide firebreaks in alternative positions or take alternative action to abate a fire hazard. If permission is not granted by the Council or its duly Authorised Officer you shall comply with the requirements of this Notice in its entirety.

**Penalty:**

The penalty for failing to comply with this Notice is a fine of not more than \$5000 and a person in default is also liable whether prosecuted or not, to pay the cost of performing the work directed in this Notice, if it is not carried out by the owner or occupier by the date required by this Notice.

**Note:**

**The requirements of this Notice should be carried out by means other than burning, ie. Mowing, rotary hoeing, ploughing, scariying or cultivating.**

STUART COLE, Chief Executive Officer.

LG503\*

**BUSH FIRES ACT 1954***City of Bunbury***BUSH FIRE NOTICE AND REQUIREMENTS**

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954*, it is hereby notified that owner/occupiers of land with the District of the City of Bunbury are required to carry out fire prevention work in accordance with the provisions of this notice. This work must be carried out no later than 30 November 2008 and kept maintained throughout the summer months until 10 May 2009. The penalty of non-compliance with this notice is a modified penalty of \$250.00 and a maximum penalty of \$5000.00, and notwithstanding prosecution, Council may enter upon the land and carry out required works at the land owners/occupiers expense.

**Requirements****1. Rural and Townsite Land (includes residential, commercial and industrial)**

(a) Where the area of land is 2024m<sup>2</sup> (approximately 1/2 acre) or less, **remove** all flammable material on the land except living standing trees, from the whole of the land; and

(b) Where the area of land exceeds 2024m<sup>2</sup> provide firebreaks free of all flammable material and at least 3 metres wide, immediately inside all external boundaries of the land and also immediately surrounding all buildings and haystacks situated on the land. Where several adjoining lots are held or used by the owner/occupier, the firebreaks may be provided inside and along the external boundaries of the group or lots.

**2. Rural Land**

The owners of all rural holdings zoned as Rural under Town Planning Schemes must maintain clear of all flammable materials, a firebreak not less than three (3) metres wide immediately inside all external boundaries of the land.

**3. Fuel and Gas Depots**

In respect of land owned and/or occupied by you on which is situated any container normally used to contain liquid or gas fuel, including the land on which any ramp or supports are constructed, you shall have the land clear of all flammable material.

**4. Plantations**

Boundary Firebreaks—

On the horizontal plane a firebreak shall be provided 15 metres wide and immediately adjoining all external boundaries of the planted area. The outer 10 metres will be cleared of all flammable material while the inner 5 metres, i.e. that portion closest to trees may be kept in a reduced fuel state, i.e. by slashing or grazing grass provided that the height of the grass does not exceed 8cm.

On the vertical plane a clear space 4 metres high will be maintained above the outer 10 metres of the firebreak.

Internal Firebreaks—

Plantations shall be subdivided into areas not exceeding 30 hectares by firebreaks 6 metres wide, which shall be cleared of all flammable material. In the vertical plane a clearance of a minimum height of 4 metres from the ground level will be maintained above the firebreak.

**5. Burning Permits, Burning of Bush, Grass and Garden Refuse**

Burning of anything including bush, grass and garden refuse is totally prohibited from 30 December 2008 to 28 March 2009 (inclusive).

Permits to burn are required for any burning including garden refuse at any time between 15 November 2008 and 29 December 2008 (inclusive) and between 29 March 2009 and 10 May 2009 (inclusive).

Permits to burn will only be issued to land owners/occupiers for hazard reduction burning until 30 November 2008 (inclusive). From 1 December 2008 to 29 December 2008 (inclusive), permits to burn will not be issued to land owner/occupiers for hazard reduction burning. From 1 December 2008 to 29 December 2008 (inclusive) permits to burn will only be issued to fire brigades established in accordance with the *Fire Brigades Act 1942* or the *Bush Fires Act 1954* and for any other burning as approved by the Councils Chief Bush Fire Control Officer.

**6. Campfires**

Campfires are totally banned within the whole of the District of the City of Bunbury from 15 November 2008 until 10 May 2009 (inclusive).

**7. Prohibited and Restricted Burning periods**

**Prohibited Burning Period:** The 'prohibited burning' period that applies within the District of the City of Bunbury is 30 December 2008 to 28 March 2009 (inclusive).

**Restricted Burning Period:** The 'restricted burning' periods that apply within the District of the City of Bunbury are 15 November 2008 to 29 December 2008 (inclusive) and 29 March 2009 to 10 May 2009 (inclusive). These dates may be subject to variation according to seasonal conditions, but any changes will be advertised in a newspaper circulating the Bunbury District.

If it is considered for any reason to be impractical to clear firebreaks as required by this notice or if natural features render fire-breaks unnecessary, you may apply to the Council or its duly authorised

officer not later than **15 November 2008** for permission to provide firebreaks in alternative positions or to take alternative action to abate fire hazards on the land. If permission is not granted by the Council or its duly authorised officer, the requirements of this notice shall be complied with. If the requirements of this notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bushfires Act.

It is hereby notified that in accordance with the *Bush Fires Act 1954* the following have been appointed as Fire Control Officers for the District of the City of Bunbury—

John Kowal Chief Bush Fire Control Officer  
Lewis Winter Deputy Chief Bush Fire Control Officer

Fire Control Officers:

Murray Halden, Harold Neil, Dean Ball, Darrell Hutchins, Gavin Smith and Alan Snow.

GREG TREVASKIS, Chief Executive Officer.

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## PLANNING AND INFRASTRUCTURE

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PI101\*

### CORRECTION

#### PLANNING AND DEVELOPMENT ACT 2005 APPROVED LOCAL PLANNING SCHEME AMENDMENT *City of Stirling*

District Planning Scheme No. 2—Amendment No. 492

It is hereby notified for public information that the notice under the above Amendment No. 492 published at page 4053 of the *Government Gazette* No. 150 dated 29 August 2008, contained an error which is now corrected as follows:

Delete the words following “16 August 2008 for the purpose of”  
and replace with—

“Modifying the Scheme Text as follows—

1. Amending Clause 1.1.11. Interpretation by—

(a) Substituting the following definitions—

“Take-away/Fast Food” with—

“Fast Food Outlet — means premises used for the preparation, sale and serving of food to customers in a form ready to be eaten without further preparation, primarily off the premises.”

“Showroom” with: — “means premises used to display, sell by wholesale or retail, or hire, automotive parts and accessories, camping equipment, electrical light fittings, equestrian supplies, floor coverings, furnishings, furniture, household appliances, party supplies, swimming pools or goods of a bulky nature.”

“Shop” with: — “means premises used to sell goods by retail, or hire goods, but does not include a showroom or fast food outlet.”

(b) Inserting the following new definitions—

“Drive Through Fast Food Outlet”

— means a fast food outlet which includes the sale and serving of food direct to persons driving or seated in motor vehicles. The term may or may not include the preparation of food for sale and consumption within the building, or portion thereof

“Hardware Showroom” — means premises used for the display and sale of goods and products of a hardware nature used for house, garden and industrial trade purposes being primarily tools, implements, fittings, trade supply items, paints, equipment, construction materials, outdoor furniture and the like, and excludes food.”

“Lunch Bar” — means premises or part of premises used for the sale of takeaway food, in a form ready to be consumed without further preparation within industrial or commercial areas and is normally only open during regular trading hours.”

- “Night Club” — means premises—
- (a) used for entertainment with or without eating facilities; and
  - (b) licensed under the Liquor Licensing Act 1988.”
2. Amending Clause 1.3.1.1 by deleting “Special Garden Industrial” from the listing of zones and inserting a new zone “Mixed Business”.
  3. Amending Clause 1.3.2.2 by inserting after the symbol “AA” “= ..... by the Council” the wording “following a period of public advertising in accordance with the requirements of Clause 1.3.5.3” and inserting a new symbol “D” “= means that the use is not permitted unless the Council has exercised its discretion by granting planning approval”.
  4. Amending Clause 1.3.5.2 by inserting in the Clause title “and” “D” after the symbol “AA” and inserting at the end of the 3rd paragraph after the words “.....any other factor relevant to the application” the words “, including any relevant policies adopted by Council.”
  5. Amending the Zones under TABLE 1: ZONING TABLE by deleting the “Special Garden Industrial” zone and replacing it with a new “Mixed Business” zone.
  6. Amending the Use Classes listed in Table 1: Zoning TABLE BY—
    - (a) Under the “General Industry” zone varying the symbols against the Use Classes as shown in Table 1: Zoning Table below.
    - (b) Under the new “Mixed Business” zone inserting the symbols against the Use Classes as shown in Table 1: Zoning Table below.

**TABLE 1: ZONING TABLE**

Use Classes	General Industry	Mixed Business
Amusement Area	IP	IP
Automotive—Accessory Sales	D	P
Automotive—Panel-beating	D	D
Automotive—Repairs	P	D
Automotive—Spray-painting	D	D
Automotive—Wrecking	AA	
Automotive / Marine sales		D
Automatic Car Wash	P	D
Betting Agency		D
Boarding House		
Builders Storage Yard	A	
Caravan Park		
Caretaker’s Dwelling	P	IP
Car Parking Station	P	P
Child Day Care Centre	D	IP
Cinema / Theatre		
Civic Use	D	D
Club Premises	AA	D
Consulting Rooms		
Consulting Rooms: Group Practice		D
Corner Store / Service Shop	D***	D***
Display Home Centre		
Drive-in Cinema		
Dwelling (all types)		
Educational Establishment		A
Fuel Depot	AA	
Funeral Parlour		D
Garden Centre	D	P
Holiday Unit		
Home Business		
Home Occupation		
Home Office		



Use Classes	General Industry	Mixed Business
Horse Stables		
Hospital		
Hospital—Special Purposes		
Hotel / Motel		
Hotel / Motel: Private		
Indoor Sports Centre		D
Industry—General	P	D
Industry—Noxious	AA	
Industry—Service	P	P
Institutional Building		
Institutional Home		
Local Convenience Store	D	
Marine Collector's Yard	P	
Market Garden Sales		
Medical Centre		D
Nursing Home		
Office	D	D
Personal Services		
Prison		
Public Amusement		A
Public Assembly		
Public Worship	D	A
Radio Equipment	D	IP
Radio—T.V. Installation	D	
Reception Centre		A
Reformatory		
Restaurant	D	D
Restricted Premises		
Rural Use		
Service Station	D	D
Shop		
Showroom		D
Spray Painting (non automotive)	P	D
Tavern		D
Trade Display	P	P
Transport Depot	P	
Veterinary Consulting Rooms		D
Veterinary Hospital		
Video Hire Outlet		
Warehouse	P	P

\*\*\* Limited to a maximum net lettable area of 150m<sup>2</sup>

7. Amending the Use Classes listed in TABLE 1: ZONING TABLE and Schedule 8: Mirrabooka Regional Centre Zone—Sub-Zones, TABLE 8.1 ZONING TABLE—SUB-ZONES by—
  - (a) Deleting the Use Class “Industrial Showroom”, “Public Utility” and “Take-away / Fast Food”.
  - (b) Deleting the word “Nightclub” from the Use Class “Restaurant / Nightclub”.
  - (c) Insert new Use Class “Fast Food Outlet” and “Drive Through Fast Food Outlet” after Use Class “Educational Establishment”.
  - (d) Insert new Use Class “Hardware Showroom” after Use Class “Garden Centre”.
  - (e) Insert new Use Class “Lunch Bar” after use class “Local Convenience Store”.
  - (f) Insert new Use Class “Night Club” after Use Class “Medical Centre”.
8. Against the new Use Classes “Fast Food Outlet”, “Drive Through Fast Food Outlet”, “Hardware Showroom”, “Lunch Bar” and “Night Club” insert the following symbols as shown

in Table 1: Zoning Table and Schedule 8: Mirrabooka Regional Centre Zone—Sub-Zones, TABLE 8.1 ZONING TABLE—SUB-ZONES below—

**TABLE 1: ZONING TABLE**

USE CLASSES	Fast Food Outlet	Drive Through Fast Food Outlet	Lunch Bar	Hardware Showroom	Night Club
LOW DENSITY RESIDENTIAL—Up to and including R30					
MEDIUM DENSITY RESIDENTIAL—R35 to R60 inclusive					
HIGH DENSITY RESIDENTIAL—Greater than R60					
SPECIAL RESIDENTIAL					
BUSINESS	D	D		D	AA
RESTRICTED BUSINESS					
HOTEL					
SERVICE STATION					
TOWN CENTRE [Amd. 346]	D	AA		AA	AA
GENERAL INDUSTRY			AA		
MIXED BUSINESS	D	D	D	D	
SPECIAL BEACH DEVELOPMENT	D				AA
MIRRABOOKA REGIONAL CENTRE	As Per Schedule 8				
PRIVATE INSTITUTIONS					
CIVIC					
RURAL					
PUBLIC AMUSEMENT					
SPECIAL USE	As Per Schedule 2				

**Schedule 8: Mirrabooka Regional Centre Zone—Sub-Zones, TABLE 8.1 ZONING TABLE—SUB-ZONES—**

USE CLASSES	Fast Food Outlet	“Drive Through Fast Food Outlet	Lunch Bar	Hardware Showroom	Night Club
ZONES					
MIRRABOOKA REGIONAL CENTRE	AA	AA		AA	AA
<b>SUB-ZONES:</b>					
CENTRE RETAIL	AA	AA		AA	
SERVICE COMMERCIAL	AA	AA	AA	AA	
MAIN STREET	AA				AA
INSTITUTIONAL/ MIXED USE	AA			AA	AA
RESIDENTIAL					
PUBLIC OPEN SPACE					

9. Amending Part 4: Industrial Provisions as follows—

(a) Insert the following new Clause headings in the Table of CONTENTS—

Insert new Clause headings “4.2.4 MIXED BUSINESS ZONE” and “4.2.5 Industrial PRECINCTS/PLANNING POLICIES”.

- (b) Clause 4.1 Preliminary—delete words “Industrial Zones” and replace with words “General Industry or Mixed Business Zones”.
- (c) Clause 4.2.1.1—delete words “Special Garden Industrial” and insert new “Mixed Business” zone.
- (d) Clause 4.2.2—delete word “Industrial” and replace with words General Industry and Mixed Business”.
- (e) Clause 4.2.4 SALE OF GOODS—delete the words “, Special Garden Industrial Zone”.
- (f) Clause 4.2.4.2 be replaced with a new clause as follows—  
 “Not more than 30% of the gross floor area of the building or any tenancy on the lot is used for the sale of such goods or produce and access to the balance of the premises is not available to the general public.
- (g) After Clause 4.2.4.3 insert new “Clause 4.2.4.4” as follows—  
 “Goods of a bulky nature—the term refers to items that by their size and configuration require substantial floor space for display and storage such as household furniture, carpets and the like. It is not a measure of quantity where a large number of smaller items are stored in bulk for the purpose of display and sale.”
- (h) After Clause 4.2.4 insert the new Clauses “4.2.5 Mixed Business Zone” and “4.2.6 Industrial Precincts / Planning Policies” as follows—
- “4.2.5 Mixed Business Zone
- The primary intent of the Mixed Business Zone is to facilitate a development mix of showrooms and service industry of a higher aesthetic quality located on major traffic routes. In providing for a more intense commercial business development form within the established industrial areas of the City, the implications of traffic management, road safety, site access, onsite parking, building design and streetscape appearance are required to be addressed.
- 4.2.5.1 All development within the Mixed Business Zone, in accordance with the Use Class designation in the Zoning Table, is required to comply with the broader development intent for the zone as follows—
- (a) Industrial development will be limited to those uses that do not have a negative impact on the amenity of the Mixed Business area.
- (b) Business uses deemed not to be acceptable are those that by their very nature are ‘shopping’ based in terms of a retail activity that should be accommodated in a commercial centre. This does not include Corner Store / Service Store or Local Convenience Store, both of which are deemed to provide complementary services to the major employment areas.
- (c) A development for ‘showroom’ purposes is not constrained by any limitation on floor space area other than making adequate provision for the inclusion of associated uses such as office, storage, service areas and onsite parking to be assessed as per the scheme requirements.
- 4.2.5.2 All development and subdivision within the Mixed Business Zone located on the Major Access Roads shall comply with the following—
- (a) The Major Access Roads (Erindale Road and Balcatta Road) being treated as the main street frontage for the purpose of determining building setbacks and landscaping.
- 4.2.5.3 In dealing with matters of road design and traffic management on the Other Regional Roads, Major Access Roads or the use of any other public road in the Mixed Business and Industrial zoned areas, Council may at its discretion require—
- (a) Provision for a future service road or other appropriate access arrangements with adjoining property owners.
- (b) Development to have full regard to matters of traffic management and road safety on the public road from which vehicle access is obtained.
- (c) Development to have full regard to site constraints and in particular, the implications of site level variations between adjoining properties impacting on vehicle access arrangements and drainage.
- (d) Joint vehicle access crossovers and reciprocal parking arrangements, including legal agreements to be entered into between adjoining property owners where considered necessary or appropriate.
- (e) Customer parking areas to be located between the primary street frontage and the building setback or clearly signposted to a location elsewhere on the site to the satisfaction of Council.
- 4.2.6 Industrial Precincts / Planning Policies
- A set of guidelines have been prepared to provide specific development directions, guidelines and clarification as appropriate for the General Industry areas of Osborne Park (inclusive of two separate precincts), Balcatta and Dianella. These provisions are applied through the operation of the *General Industry Design Guidelines*. Development standards have also been applied to the Mixed Business Zone as established by the provisions contained in the *Mixed Business Design Guidelines*.

4.2.6.1 The Industrial Precincts identified in the City's Industrial areas are shown on the Scheme Map and are as follows—

- Herdsman Business Park Precinct
- Stephenson Avenue Precinct
- Balcatta Precinct

4.2.6.2 All development in the General Industry and Mixed Business zones shall in addition to the provisions of the Scheme, comply with the General Industry and Mixed Business Design Guidelines prepared and adopted by Council.

- (i) Clause 4.3.1—replace the words “an Industrial Zone” with the words “the General Industry Zone or Mixed Business Zone”.
- (j) Clauses 4.3.2.1 and 4.3.4.1—insert after the words “a General Industry Zone” the additional words “or Mixed Business Zone”.
- (k) Clauses 4.3.2.2 and 4.3.4.2—replace the words “Special Garden Industrial Zone” with the words “Balcatta Precinct”.
- (l) Clause 4.3.5.2—replace the words “Schedule 6 in respect of the General Industry Zone and Schedule 7 in respect of the Special Garden Industrial Zone” with the words “Schedule 6: Building Setbacks and Use of setback Areas—Mixed Business and General Industry Zoned Areas and Schedule 7: Building Setbacks and Use of Setback Areas—Balcatta General Industry Precinct”.
- (m) Clauses 4.3.6.1, 4.3.7.1 and 4.3.8—replace the words “Special Garden Industrial Zone” with the words “Mixed Business Zone”.
- (n) After Clause 4.3.9 CONNECTION TO SEWER insert new Clause “4.3.10 SUBDIVISION—GENERAL INDUSTRY AND MIXED BUSINESS ZONES” as follows—

**“4.3.10 SUBDIVISION—GENERAL INDUSTRY AND MIXED BUSINESS ZONES**

4.3.10.1 In the Balcatta and Herdsman precincts green title and strata lots shall have a minimum area of 3000m<sup>2</sup>. In all other precincts of the General Industry Zone, and in the Mixed Business Zone, the minimum lot size for green title and strata title lots shall be 2000m<sup>2</sup>. The minimum lot frontage in all precincts of the General Industry Zone and Mixed Business zone shall be 30m.

- (o) Replace “TABLE 4: INDUSTRIAL DEVELOPMENTS” with a new revised Table 4 as shown below—

**TABLE 4: DEVELOPMENT WITHIN THE GENERAL INDUSTRY AND MIXED BUSINESS ZONES**

Zone/Precinct	Min Lot Area	Min Width	Min Front Setbacks	Secondary Street setbacks	Rear Setbacks
Mixed Business Zone	2000m <sup>2</sup>	30m	20m	6m on lots < 2000m <sup>2</sup>	As per BCA
Herdsman Precinct	3000m <sup>2</sup>	30m	9m	6m on lots < 2000m <sup>2</sup>	As per BCA
Balcatta Precinct	3000m <sup>2</sup>	30m	18m	9m	As per BCA
General Industry Zone/Stephenson Ave Precinct	2000m <sup>2</sup>	30m	9m	6m on lots <2000m <sup>2</sup>	As per BCA

Refer also to Clause 4.3.2 for corner lots, Clause 4.3.6 for industrial unit complexes, Schedule 6 and 7 for secondary street setbacks and landscaping requirements and Clause 4.2.5.2 and 4.2.5.3 for lots abutting Other Regional Roads.

- (p) Insert a new table after Table 4, entitled “Table 5: Parking Requirements within the General Industrial and Mixed Business Zones” as shown below:

Industry—General	1 bay/50m <sup>2</sup>
Industry—Service	1 bay/50m <sup>2</sup>
Warehouse	1 bay/50m <sup>2</sup>
Hardware Showroom	1 bay/20m <sup>2</sup>
Showroom	As per Scheme Table 3
Garden Centre	1 bay/30m <sup>2</sup>
Automotive/Marine Sales	1 bay/30m <sup>2</sup> GFA plus 1 bay/100m <sup>2</sup> outdoor display area
Trade Display	1 bay/50m <sup>2</sup>
Fast Food Outlet/Fast Food Outlet—Drive Through	As per Scheme Table 3
Office	As per Scheme Table 3
Other commercial and amusement uses	As per Scheme Table 3

## 10. Amending Part 5: SCHEDULES 1-12 as follows—

- (a) Amend Schedule listing in TABLE OF CONTENTS by retitling Schedules 6 and 7 as follows—

SCHEDULE 6—delete the title “Building Setbacks—General Industry Zones” and replace title with “Mixed Business and General Industry Zones”

SCHEDULE 7—delete the title “Building Setbacks—Special (Garden) Industrial Zones” and replace title with “Building Setbacks and Use of Setback Areas—Balcatta Precinct”.

- (b) Amend SCHEDULE 2A: SPECIAL USE ZONES by deleting all those Special Use Zones located on Erindale Road (2) and Balcatta Road (3) within the General Industry areas as shown on the Scheme Zoning Map.

- (c) Amend SCHEDULE 2B: ADDITIONAL USE ZONES by adding the following lots to Schedule 2B—

- Lot 21 (HN 103) Erindale Road, Balcatta—Additional Use—Post Office;
- Lots 100 (HN 304) Scarborough Beach Road, Osborne Park—Additional Use—Automotive Marine Sales;
- 103 (HN 300) Scarborough Beach Road, Osborne Park—Additional Use—Automotive Marine Sales;
- 21 (HN296) Scarborough Beach Road, Osborne Park—Additional Use—Automotive Marine Sales;
- 1 (HN 286) Scarborough Beach Road, Osborne Park—Additional Use—Automotive Marine Sales;
- 1420 (HN 274) Scarborough Beach Road, Osborne Park—Additional Use—Automotive Marine Sales;
- 6 (HN 297) Scarborough Beach Road, Osborne Park—Additional Use—Automotive Marine Sales;
- 7 (HN 299) Scarborough Beach Road, Osborne Park—Additional Use—Automotive Marine Sales;
- 8 (HN 301) Scarborough Beach Road, Osborne Park—Additional Use—Automotive Marine Sales;
- 100 (HN 295) Scarborough Beach Road, Osborne Park—Additional Use—Automotive Marine Sales;
- PT Lot 19 (HN 86) Hasler Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 100 (HN 397) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 15 (HN 435) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 246 (HN 474) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 245 (HN 472) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 10 (HN 462) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 11 (HN 460) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 23 (HN 432) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 18 (HN 430) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 21 (HN 384) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 20 (HN 380) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 801 (HN 362) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 41 (HN 359) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 803 (HN 354) Scarborough Beach Rd, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 802 (HN 9) Frobisher St, Osborne Park—Additional Use—Automotive Marine Sales;
- Lot 24 (HN 3) Hutton St, Osborne Park Additional Use—Automotive Marine Sales;
- Lot 25 (HN 3A) Hutton St, Osborne Park Additional Use—Automotive Marine Sales;

- (d) Amend Schedule 6 site layout design plan by deleting the title “Building Setbacks and Use of Setback Areas—General Industry Zone” and replace title with “Building Setbacks and Use of setback Areas—Mixed Business and General Industry Zones”
  - (e) Amend Schedule 7 site layout design plan by deleting the title “Building Setbacks and Use of Setback Areas”—Special (Garden) Industrial Zone” and replace with “Building Setbacks and Use of Setback Areas—Balcatta Precinct”.
  - (f) Amend SCHEDULE 11 ADVERTISING SIGN PROVISIONS, TABLE 11.1: SIGN ZONING TABLE by deleting “Special Garden Industrial” from the listing of zones and inserting the new zone “Mixed Business” and rename the “General Industrial” zone to “General Industry” zone. The same Sign Types and symbols shown in the table for the “Special Garden Industrial” zone to be retained for the “Mixed Business” zone.
11. Amending the Scheme Map by—
- (a) Substituting the “Special Garden Industrial” zone fronting the major access roads in Balcatta, with a “Mixed Business” zone as shown on the Proposed Zoning Maps.
  - (b) Rename the “Special Garden Industrial” zone in Balcatta “General Industry”.
  - (c) Delete the “Special Garden Industrial Area “ text statement over the industrial zone in Balcatta”.
  - (d) Delineating the following Industrial Precincts in a black dashed line as shown on the Proposed Zoning Map—
    - Stephenson Avenue Precinct;
    - Herdsman Business Park;
    - Balcatta Precinct
  - (e) Displaying the Additional Use Zones cited in Schedule 2B on the Proposed Zoning Maps. ”

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## DECEASED ESTATES

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ZX401\*

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Estate of the late Dorothy Kerr, late of Lady McCusker Home, Beddi Road, Duncraig in the State of Western Australia, Retired Registered Nurse, 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 the 27th December 2007, are required by the personal representative Peter Kerr of 20 Little River Road Denmark WA 6333 to send particulars of their claims to him no later than one (1) month from 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 then has notice.

ZX402\*

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Joan Marie Younghusband, late of 32 Winnett House, Air Force Memorial Estate, Bull Creek, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the deceased who died on 7 October 2008 are required by the Executors the partners of the firm Butcher, Paull & Calder to send particulars of their claim to them, care of Butcher Paull & Calder, 8th Floor, 231 Adelaide Terrace, Perth WA 6000 (Ref: 2004 0927) within one (1) month of the date of publication hereof after which date the Executors may convey or distribute the assets having regard to the claims of which they then have notice.

Dated: 14 October 2008.

BUTCHER PAULL & CALDER, The Executors.

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