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— PART 1 —

LOCAL GOVERNMENT

LG301

LOCAL GOVERNMENT ACT 1995

City of Mandurah

PARKING AND PARKING FACILITIES AMENDMENT LOCAL LAW 2017

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of City of Mandurah resolved on $9\,May\,2017$ to make the following local law.

1. Citation

This local law may be cited as the City of Mandurah Parking and Parking Facilities Amendment Local Law 2017.

2. Commencement

This local law comes into operation 14 days after the date of publication in the Government Gazette.

3. Principal local law

This local law amends the City of Mandurah Parking and Parking Facilities Local Law 2015 published in the Government Gazette on 14 August 2015.

4. Clause 1.5 amended

In clause 1.5, after the definition for **owner** insert the following definition—**painted island** has the meaning given to it in the Code;

5. Clause 2.1 amended

Delete clause 2.1(1) and replace with—

(1) The local government may by amendment to this local law determine and also indicate by signs, metered bays and metered zones.

6. Clause 3.8 amended

- (a) in subclause (1)(c) after ';' remove 'or';
- (b) in subclause (1)(d) delete '.' and insert '; or';
- (c) in subclause (1) insert—
 - (e) park a vehicle within a parking station or parking area unless it is wholly within a marked bay.

7. Clause 4.3 amended

In clause 4.3(4) delete the word "ticket" and insert in its place "permit".

8. Clause 4.7 amended

Delete clause 4.7 (3)(k) and replace with—

(k) within 10 metres of the prolongation of the nearer edge of any intersecting carriageway (without traffic-control signals) intersecting that carriageway on the side on which the vehicle is parked on the carriageway or verge; or

In clause 4.7 (3), insert—

(l) on a carriageway or verge within 20 metres from the nearest point of an intersecting carriageway at an intersection with traffic-control signals.

9. Clause 4.9 amended

Delete clause 4.9 and replace with-

4.9 Authorised Person

- (1) An Authorised Person-
 - (a) may mark the tyres of a vehicle parked in a parking facility with chalk or any other non-indelible substance for a purpose connected with or arising out of his or her duties or powers;
 - (b) take a valve stem reading of the vehicle;
 - (c) record vehicle registration numbers; and
 - (d) place a notice or parking fact sheet upon a vehicle.

- (2) A person shall not remove a mark made by an Authorised Person so that the purpose of the affixing of such a mark is defeated or likely to be defeated.
- (3) An Authorised Person may in the course of performing his duties, park contrary to the provisions of a parking control sign for the minimum amount of time required to complete those duties.

10. Clause 4.12 amended

In clause 4.12(1)(d) delete reference to "1.4(2)(a)" and replace with "1.4(2)".

11. Clause 7.8 amended

Clause 7.8 is amended as follows—

- (a) In the clause heading after "traffic island" insert "painted island"; and
- (b) In the clause text after "traffic island" insert ", painted island".

12. Clause 9.6 amended

Delete clause 9.6(2) and replace with—

- (2) A vehicle which is parked in any portion of a public place where vehicles may be lawfully parked, is deemed to cause an obstruction where the vehicle—
 - (a) is parked for any period exceeding 24 hours;
 - (b) is so parked during any period in which the parking of vehicles is prohibited or restricted by a sign;
 - (c) is abandoned, unregistered or disused; or
 - (d) may cause a danger to the public or is jeopardising or is capable of jeopardising the safety of a person.

13. Part 11 amended

After clause 11.3 insert the following-

11.4 Requirement to give name and address on demand

- (1) An authorised person may—
 - (a) upon finding a person committing or having committed; or
 - (b) on reasonable grounds suspecting a person of having committed, an offence against this local law, demand from the person's name, place of residence and date of birth.
- (2) A person from whom information is demanded in accordance with clause 15.6(1) commits an offence if the person—
 - (a) refuses without lawful excuse to give the information; or
 - (b) gives information that is false or misleading in any material particular.

14. Schedule 1 amended

Schedule 1 is amended as follows-

- (a) In item 79 after "median strip" insert the words ", painted island".
- (b) Delete item 84 and insert the following—

84	3.8(1)(e)	Failure to park wholly within a marked bay	\$50
85	11.4(1)	Refusing to give name and address contrary to local law	\$300
86	11.4(2)	Giving false and misleading information regarding name and address	\$300
87		Any other offence not specified	\$60

15. Schedule 3 amended

Delete Schedule 3 in its entirety.

16. Schedule 4 amended

Delete Schedule 4 in its entirety.

Dated: 15 May 2017.

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

MARINA ELIZABETH VERGONE, Mayor. MARK ROBERT NEWMAN, Chief Executive Officer.

— PART 2 —

COMMERCE

CM401

CO-OPERATIVES ACT 2009

APPROVAL OF CERTAIN ALTERATIONS OF RULES

Pursuant to section 103(1B) of the *Co-operatives Act 2009 (WA)* the Registrar orders that the following are the classes of alterations that must not be made to the rules of a co-operative without the prior approval of the Registrar—

- an alteration of the rules for the conversion of a non-distributing co-operative to a distributing co-operative; and
- an alteration to the active membership provisions of a co-operative.

DAVID HILLYARD, Registrar of Co-Operatives.

CM402

CO-OPERATIVES ACT 2009

REGISTER OF CO-OPERATIVES

Pursuant to section 454(2) of the *Co-operatives Act 2009 (WA)* the Registrar orders that the following are the records relating to a co-operative that are to be recorded in the Register of Co-operatives—

- the co-operative name and registration number;
- the co-operative type;
- · the primary activities of the co-operative;
- the address of the Registered Office;
- the status of the co-operative's registration;
- whether the co-operative was registered prior to the commencement of the Co-operatives Act 2009;
- date of registration;
- date of de-registration (if applicable);
- day and month on which the financial year ends;
- due date for lodgement of annual returns;
- · whether all annual returns due have been lodged; and
- · details of directors.

DAVID HILLYARD, Registrar of Co-Operatives.

LOCAL GOVERNMENT

LG401

ENVIRONMENTAL PROTECTION ACT 1986

 $Shire\ of\ Cranbrook$

APPELLABLE DECISION

It is hereby notified for public information that the Chief Executive Officer of the Shire of Cranbrook, acting under delegation from the CEO under the *Environmental Protection Act 1986*, has made the following appellable decisions pursuant to Division 3 of the *Environmental Protection (Noise) Regulations 1997*, in relation to an application for approval of a noise management Plan for a motor sport venue, namely the "Noise Management Plan—Cranbrook Districts Motorcycle Club dated 10 May 2017—

(a) Approval of the noise management plan for the motor sport venue;

- (b) The imposition of conditions on the approval of the noise management plan for the motor sport venue; and
- (c) The specification of the period of 5 years as the period for which the approval has effect.

Copies of the noise management plan and the approval notice, including the conditions of the approval, are available from the Shire of Cranbrook offices 19 Gathorne Street Cranbrook, WA 6321.

Any person who is aggrieved by any of the above decisions may lodge an appeal.

An appeal must be lodged within 21 days from the date of publication of this notice in the *Gazette*. The grounds for the appeal must be clearly stated.

Appeals are to be addressed to the Minister for Environment and lodged with—

Appeals Convenor for the Environmental Protection Act Level 22, Forrest Centre 221 St Georges Terrace

PERTH WA 6000

Appeals can also be lodged by hand delivery, by email to admin@appealsconvenor.wa.gov.au or by fax to $(08)\ 6467\ 5199$.

The appeal must be accompanied by a \$50 fee. For further information about appeals, see "Types of appeal, Noise Regulations" on the Appeals Convenor's website www.appealsconvenor.wa.gov.au or phone (08) 6467 5190.

Dated the 19th day of May 2017.

PETER NORTHOVER, Chief Executive Officer.

MARINE/MARITIME

MA401

WESTERN AUSTRALIAN MARINE ACT 1982 NAVIGABLE WATERS REGULATIONS 1958

PROHIBITED SWIMMING AREA
Shire of Shark Bay
Denham

Department of Transport, Fremantle WA, 19th May 2017.

Acting pursuant to the powers conferred by Regulation 10A (b) of the *Navigable Waters Regulations 1958*, I hereby close all of the following waters to swimming between the hours of $6:00\,\mathrm{pm}$ and $9:30\,\mathrm{pm}$ on Friday 19th May 2017—

Denham

Area of Closure: Those waters of Shark Bay Denham bounded by a line commencing at a point on the foreshore at 25° 55.582′S, 113° 31.763′E (approximately 520 metres west of the recreational jetty), thence to 25° 55.674′S, 113° 31.959′E (approximately 145 metres west of the recreational jetty), thence to 25° 55.727′S, 113° 31.922′E (approximately 110 metres from the shore), thence to 25° 55.764′S, 113° 31.969′E (approximately 100 metres south, south east), thence to 25° 55.931′S, 113° 31.866′E (approximately 360 metres south, south west), thence to 25° 55.777′S, 113° 31.603′E (approximately 520 metres north west), thence northerly to the shoreline at 25° 55.582′S, 113° 31.763′E. All coordinates based on GDA94.

This area is set aside for safety measures during the set up and display of pyrotechnics.

CHRISTOPHER J MATHER, Director of Waterways Safety Management, Department of Transport.

MINERALS AND PETROLEUM

MP401

PETROLEUM (SUBMERGED LANDS) ACT 1982

RENEWAL OF PETROLEUM RETENTION LEASE TR/3

Renewal of Petroleum Retention Lease TR/3 has been granted to Quadrant Northwest Pty Ltd to have effect for a period of five (5) years from and including 15 May 2017.

JEFFREY HUNTLY HAWORTH, Executive Director, Petroleum Division.

PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT

Shire of Mundaring

Local Planning Scheme No. 4—Amendment No. 5

Ref: TPS/1734

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the Shire of Mundaring Local Planning Scheme amendment on 11 May 2017 for the purpose of—

1. Amending Schedule 4—Special Uses by including additional Special Use No. 33 as follows—

No.	Description of Land	Special Use	Conditions
33	Lot 55 Helena Valley Road, Helena Valley	Park Home Park;Uses incidental to the above	1. An application for development approval must be accompanied with and informed by a Fire Management Plan prepared in accordance with State Planning Policy 3.7—Planning in Bush Fire Prone Areas.

2. Amending the scheme map accordingly.

D. LAVELL, President. J. THROSSELL, Chief Executive Officer.

PL402

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT
City of Subiaco

Local Planning Scheme No. 4—Amendment No. 28

Ref: TPS/1718

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning approved the City of Subiaco Local Planning Scheme amendment on 29 April 2017 for the purpose of—

- (a) Recode the following properties from 'Residential R15' to 'Residential R25'
 - i. Lots 1 and 2 on S/P 16937, Lots 2 and 3 on D/P91495, 394, 396, 397, 413, 415, 416, & 417, 172, 174, 176, 178, 300, 301, Cunningham Terrace; 171, 173, 175, and 177 and Lot 1 and 2 on S/P 25667 Stubbs Terrace.
 - ii. Lots 1 & 2 on SP36714, Lots 115, 116, 184 & 185 Stubbs Terrace.
 - iii. Lots 1 & 2 on SP28623, Lots 378, 431, 433, and 434 Lonnie Street.
 - iv. Lots 1 & 2 of SP25983, Lots 1, 51, 52, 380, 381, 384, 385, 386, 387, 390, 391, and 392 Nash Street.
 - v. Lots 1, 2 & 3 on SP 21861, Lots 1 & 2 on SP32807, Lots 2, 5, 6, 398, 399, 401, 402, 403, 408, 409, 410, 411, and 412 Nicholls Street.
 - vi. Lots 1, 88, 89, 90, 91, 92, 93, 418, 419 and 420 Luth Avenue.
 - vii Lots 1 & 2 on SP7219, Lots 1 & 2 on SP7036, Lots 190 and 192 Cunningham Terrace.
 - viii. Lot 420 Selby Street; and
 - ix. Lots 187, 188, 191, 193, 300 and 301 Troy Terrace, Daglish.
- (b) Amend the Scheme Map accordingly.
- (c) Amend column 2 of Table 1—Zoning Table to include 'R25' following 'Residential R15 and R20'
- (d) Amend clauses 42 (1) and 42 (1)(a) to include 'R25' and read as follows—
 - (1) Residential Zone: R Code density R15, R20, and R25 "(a) Notwithstanding any provisions of the Residential Design Codes to the contrary, buildings on land within the Residential Zone having an R Code density of R15, R20 or R25 shall not exceed 6.5 metres overall height and 3.6 metres wall height".
- (e) Amend the scheme map(s) accordingly.

H. HENDERSON, Mayor. D. BURNETT, Chief Executive Officer. PL404

PLANNING AND DEVELOPMENT ACT 2005

APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Bunbury

Town Planning Scheme No. 7—Amendment No. 90

Ref: TPS/938

It is hereby notified for public information, in accordance with section 87 of the $Planning\ and\ Development\ Act\ 2005$ that the Minister for Planning approved the City of Bunbury Local Planning Scheme amendment on 10 May 2017 for the purpose of—

 \bullet amending Scheme text in the table under Schedule 2—Special Use Zones at No. 53 under the column headings "Special Use(s)" and "Conditions", such that it reads as follows—

SCHEDULE 2: SPECIAL USE ZONES

Land		Conditions		
Lots 73, 74, 75, 76, 77, 78, 79, 80 Ward Street and Lot 81 Blair Street, Bunbury.	The following uses are classified as 'P' uses— (a) Home Occupation; (b) Home Office; (c) Public Utility. The following uses are classified as 'D' uses— (d) Ancillary Dwelling; (e) Bed and Breakfast; (f) Car Park; (g) Civic Use; (h) Club Premises; (i) Community Purpose; (j) Consulting Rooms; (k) Convenience Store; (l) Family Day Care; (m) Grouped Dwelling; (n) Home Business; (o) Home Store; (p) Lunch Bar; (q) Medical Centre; (r) Multiple Dwelling; (s) Office; (t) Residential Building; (u) Shop; (v) Showroom; (w) Single Bedroom Dwelling; (x) Telecommunications Infrastructure; (y) Veterinary Centre. The following uses are classified as 'A' uses— (aa) Amusement Parlour; (ab) Betting Agency; (ac) Child Care Premises; (ad) Cinema / Theatre; (ae) Convention Centre; (af) Educational Establishment; (ag) Exhibition Centre; (ah) Fast Food Outlet; (ai) Funeral Parlour; (aj) Hospital; (ak) Hotel;	The following provisions apply to any subdivision and/or development undertaken on land within the Special Use Zone. 1. Local Development Plan Development is to be in accordance with the site and development requirements of a Local Development Plan for the entire site that is prepared and submitted to the satisfaction of the Local Government and approved in accordance with the Scheme. 2. Infrastructure Implementation Plan is to be prepared and approved to the specification and satisfaction of the Local Government, prior to the approval of a Local Development Plan. 3. Transport Assessment 3.1 A supporting Transport Assessment is to be undertaken and approved to the specification and satisfaction of the Local Government in accordance with the Western Australian Planning Commission's "Transport Assessment Guidelines for Developments Volume 3—Subdivision", as amended, prior to the approval of a Local Development Plan. 4 Land Use Requirements 4.1 'Grouped Dwellings' and 'Multiple Dwellings' have a residential density coding of R20/60 in accordance with clause 5.3.2 of the Scheme. 4.2 Notwithstanding clauses 5.3.2 and 5.3.3 of the Scheme, the local government may support development or built strata subdivision of a lot with a development site frontage of less than 25 metres, up to the maximum permissible residential density code, subject to— (a) the development of a mixed use development; or (b) the development of 'Multiple Dwellings'.		
	(aj) Hospital;	_		

No.	Description of Land	Special Uses	Conditions		
		All other Uses under the Zoning Table not listed as Special Uses are an 'X' use.	4.4	The sum total of 'Shop' use per lot (including a strata or survey strata lot) shall be restricted to a floor space maximum of 300m ² Net Lettable Area (NLA).	
			4.5	The sum total of 'Showroom' use per lot (including a strata or survey strata lot) shall be restricted to—	
				 (a) a floor space maximum of 500m² Net Lettable Area (NLA); or (b) if the use is part of a mixed use 	
			4.6	development, a floor space maximum of 1,000m² NLA. Drive-through facilities at a 'Fast Food	
			5	Outlet', 'Lunch Bar' or 'Restaurant' shall not be permitted. Development Standards	
			5.1	Where development standards are not	
				prescribed within the provisions of the Special Use Zone or in an adopted Local Development Plan, the general development requirements and standards of the Scheme shall prevail.	
				ding Height	
			5.2	The maximum height of development is to be 12.0 metres above natural ground level.	
			5.3	Development proposals with a maximum height over 9.0m shall require the submission of a Development Impact Statement, prepared and submitted to the specification and satisfaction of Local Government.	
				ding Setbacks	
			5.4	The setback distance to lot boundaries for all built development shall be in accordance with an adopted Local Development Plan.	
			5.5	In considering the setback requirements the local government will also have regard to the development standards of 'Local Planning Policy No.3.4: Non-Residential Development within or Adjoining Residential Areas'.	
			<u>Fini</u> 5.6	shed Floor to Floor Heights The minimum finished floor to floor heights for all built development shall be in accordance with the following	
				be in accordance with the following— (a) Ground floor: 4.0 metres. (b) Above ground floor non-residential activities: 3.5 metres.	
			Vehi	icular Access	
			5.7	Vehicle access shall be limited to a maximum of three vehicle crossover points obtained solely from Ward Street for the entire Special Use Zone and is to be in accordance with an adopted Local Development Plan.	
			5.8	Reciprocal rights of access shall be secured over any approved vehicle accessway to allow for its shared use by adjoining lots.	
			Park		
			5.9	The number of car parking bays required shall be provided in accordance with Table 2 of the Scheme.	
			5.10	For a mixed use development, the number of car parking spaces required	

N T .	Danamia (1) C	Constitution Constitution			
No.	Description of Land	Special Uses	Conditions		
			for the overall development under Table 2 of the Scheme may be reduced by a maximum of up to 25% provided that—		
			 (a) the applicant is able to demonstrate to the satisfaction of the Local Government that the peak hours of operation of the different uses on the land are different or do not substantially overlap; and (b) the bays are clearly marked limiting the purpose for which the parking may be used at different times of the day. 		
			Landscaping 5.11 Setback areas shall be planted with trees, shrubs and ground cover plants appropriate to the locality of the site and built form.		
			5.12 On-site car parking areas shall be landscaped with shade trees planted at the rate of no less than 1 tree per 6 car bays. Species shall have a clean trunk to 2.0 metres with non-invasive roots.		
			Hours of Operation 5.13 Non-residential development and land uses shall not be permitted to trade and/or operate (e.g. deliveries) between the hours of 10.00pm and 7.00am Monday to Saturday and 7.00pm to 9.00am on Sundays and public holidays.		
			5.14 Hours of operation beyond those stipulated in condition 5.13 may be considered where supported by a Development Impact Statement and Noise Management Plan, submitted at the development approval stage. These plans are to be prepared by a suitably qualified consultant to the specifications and standards of the Local Government and shall address the scope of issues that have the potential to impact upon the amenity of existing and future residents (such as noise, lighting and crime prevention) and propose appropriate mitigation measures.		

G. BRENNAN, Mayor. A. BRIEN, Chief Executive Officer.

PL403

PLANNING AND DEVELOPMENT ACT 2005

APPROVED LOCAL PLANNING SCHEME AMENDMENT Shire of Donnybrook-Balingup Local Planning Scheme No. 7—Amendment No. 3

Ref: TPS/1814

It is hereby notified for public information, in accordance with section 87 of the Planning and Development Act 2005 that the Minister for Planning approved the Shire of Donnybrook-Balingup Local Planning Scheme amendment on 10 May 2017 for the purpose of—

- 1. Deleting wording under cl. 1.4 'Contents of the Scheme' and replace with the following—
 - (1) In addition to the provisions set out in this document (the scheme text), this Scheme includes the following— $\,$
 - (a) the deemed provisions (set out in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2);

- (b) supplemental provisions to the deemed provisions set out in Schedule A; and
- (c) the Scheme Map (11 sheets and a legend sheet).
- (2) This Scheme is to be read in conjunction with any local planning strategy for the Scheme area.
- 2. Deleting the following clauses from the Scheme Text, as they have been superseded by the deemed provisions set out in the *Planning and Development (Local Planning Schemes)*Regulations 2015 Schedule 2—
 - (a) PART 2—LOCAL PLANNING FRAMEWORK;
 - (b) Structure Plan Areas (SCA8) clauses 6.9.1.2, 6.9.4 to 6.10.2 inclusive (Structure Plan Areas SCA8);
 - (c) DIVISION D: Local Development Plans;
 - (d) PART 7—HERITAGE PROTECTION;
 - (e) PART 8—DEVELOPMENT OF LAND;
 - (f) PART 9—APPLICATIONS FOR PLANNING APPROVAL;
 - (g) PART 10—PROCEDURES DEALING WITH APPLICATIONS
 - (h) PART 11—ENFORCEMENT AND ADMINISTRATION
- 3. Deleting the following definitions from Schedule 1, as they have been superseded by the definitions in the deemed provisions set out in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2 and replacing with the definitions and wording—
 - (a) Advertisement;
 - (b) Local Government
 - (c) Local Planning Strategy
 - (d) Owner
 - (e) Residential Design Codes
 - (f) Substantially commenced
 - (g) Premises
 - (h) Cultural heritage significance
 - (i) Amenity; and
 - (j) Zone
- 4. Amending the following clauses by removing the cross reference to the clause deleted by the amendment and replace them with cross reference to deemed provisions set out in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2 (including renumbering and updating cross references accordingly).
 - (a) Delete 'Part 10 of the Scheme' in clause 3.4.1 and replace with 'Part 8 of the deemed provisions'.
 - (b) Delete '10.2' in Clause 3.4.2 (i) and replace with 'clause 67 of the deemed provisions'.
 - (c) Delete 'Part 10' in Clause 3.5 (vii) and replace with 'clause 67 of the deemed provisions'.
 - (d) Delete '9.6 in clause 4.17.2 and replace with '64 of the deemed provisions'.
 - (e) Delete the words '10.2' in the 'Note 3' located after clause 4.17.3 and replace with '67 of the deemed provisions'.
 - (f) Delete '9.6' in clause 4.18.2 (ii) and replace with '64 of the deemed provisions'.
 - (g) Delete '9.6' in clause 4.20.2 and replace with '64 of the deemed provisions'.
 - (h) Delete '10.2' in clause 5.5.3 (i) and replace with '67 of the deemed provisions'.
 - (i) Delete '10.11 of the Scheme' in clause 5.9.9 and replace with '76 of the deemed provisions'.
 - (j) Delete '2.4' and '6.9.4" in clause 5.22 (i) and replace with 'PART 2' and 'PART 4' of the deemed provisions.
 - (k) Delete the words 'the provisions of Part 9 of the Scheme' in clause 5.45.1 and replace with 'clause 60 of the deemed provisions'.
 - (l) Delete '9.1 of the Scheme' in clause 5.45.2 and replace with '62 of the deemed provisions', and delete the words 'Additional Information Sheet in the form set out at Schedule 13' and replace with 'Additional Information for development approval for advertisements form set out in the deemed provisions'.
 - (m) Delete the words 'clause 6.12' in clause 5.51.2.2 and replace with 'Part 6 of the deemed provisions'.
 - (n) Reword clause 5.52.4.1 as follows—

'Subdivision and development shall generally be in accordance with an endorsed Structure Plan that has been prepared and endorsed in accordance with Part 4 of the deemed provisions, and identified in Schedule 10 and 11, and are subject to Regulation 79 under Part 9—Repeal and transitional provisions of the *Planning and Development (Local Planning Schemes) Regulations 2015'*.

- (o) Delete the words 'clause 6.12' in clause 5.56.6.4 and replace with 'Part 6 of the deemed provisions'.
- (p) Delete the words 'clause 6.9' in clause 5.59.2 and replace with 'Part 4 of the deemed provisions'.
- (q) Delete '8.2' in clause 6.1.4 and replace with '61 of the deemed provisions'.
- (r) Delete the words 'clause 6.9' in clause 6.1.7 and replace with 'Part 4 of the deemed provisions'.
- (s) Delete 'clause 6.10' in clause 6.5.3.2 (ii) and replace with 'Regulation 79 under Part 9—Repeal and transitional provisions of the *Planning and Development (Local Planning Schemes) Regulations 2015*'.
- (t) Delete 'clause 6.9' in clause 6.13.3.3 and replace with 'Part 4 of the deemed provisions'.
- (u) Delete 'clause 6.9' in clause 6.13.3.4 and replace with 'Part 4 of the deemed provisions'.
- (v) Delete '11.3 of the Scheme' in clause 5.9.6 and replace with '60 of the deemed provisions'.
- (w) Delete 'clause 10.11 of the Scheme' in clause 5.9.9 and replace with 'clause 76 of the deemed provisions'.
- (x) Delete 'clause 9.6' in clause 5.4.2 and replace with 'clause 64 of the deemed provisions'.
- (y) Delete 'clause 9.6' in clause 5.5.2 (i) and replace with 'clause 64 of the deemed provisions'.
- (z) Delete 'clause 10.2' in clause 5.18.1 and replace with 'clause 67 of the deemed provisions'.
- (aa) Delete 'clause 9.6' in clause 5.18.2 and replace with 'clause 64 of the deemed provisions'.
- (bb) Delete 'clause 9.6' in clause 5.58.3.2 and replace with 'clause 64 of the deemed provisions'.
- 5. Modifying the zoning table to make Ancillary Accommodation a 'P' use in the Residential zone
- 6. Deleting schedules 9, 10, 11 and 13 and renumber and update cross references of remaining Schedules.
- 7. Creating a new 'Schedule A—Supplemental Provisions' to the Scheme and insert the following box and wording into the schedule.

'In accordance with clause 1.4 (1)(b) the supplemental provisions are to be read in conjunction with the deemed provisions contained in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2'

8. Amending and transferring the 'permitted development' clauses 8.2(iii), (iv), (v), (viii) to (xi) inclusively, and (xiv) to (xxv) inclusively to Schedule A as follows—

Development for which development approval not required

- (1) Development approval of the local government is not required for the following works—
 - (a) the erection of a dwelling including any extension, ancillary outbuildings, domestic tennis courts and domestic swimming pools on a lot, unless the development—
 - (i) is located in a Rural Residential Zone, Bushland Protection zone or Special Control Areas 1, 2, 4, 5, 7 and 8 designated under the Scheme.
 - (ii) is within a flood prone area.
 - (iii) comprises transportable buildings.
 - (iv) comprises a relocated second hand building or part thereof.
 - (vi) is outside an approved building envelope or Scheme setbacks or within a building exclusion area.
 - (vii) requires an application for planning approval in a Local Planning Policy adopted by the local government under the provisions of Part 2 of the Scheme or requires an application for planning approval under an adopted Structure Plan.
 - (viii) abuts a major road reserve in the Scheme.
 - (ix) is on a lot or location which does not have access to a dedicated and constructed road.
 - (x) includes the construction of a tennis court which involves the use of lighting for night games.
 - (xi) the proposed dwelling, extension or outbuilding is to be developed on a lot of less than $260 \, \mathrm{m}^2$.
 - (xii) is located on a hilltop ridge as determined by the local government.
 - (xiii) has a boundary setback of less than 100m from an abutting property that has an establishment intensive agriculture or ancillary activity that may have potential to generate land use conflicts or materially reduce the landowners enjoyment of the land as determined by the local government. *AMD 1 GG 11/3/16*

- (b) the erection of structures including sheds, outbuildings and carports on a lot in the Rural Residential, Rural Smallholdings, General Agriculture and Priority Agriculture zones which—
 - comply with setback requirements of the Scheme and/or the Building Code of Australia.
 - (ii) meet other Scheme requirements.
 - (iii) are exempt from the requirement for planning approval as set out in an adopted Local Planning Policy on outbuildings.
 - (iv) are outside of flood prone land; and
 - (v) will not be inhabited overnight.
- (c) incidental structures and uses which include—
 - (i) a dog house, domestic animal enclosure, bird enclosure or a cubby house which—
 - (a) does not exceed 3.0 metres in height above natural ground level; and
 - (b) does not have any part of its structure located within 1.0 metre of the boundary with an adjacent lot.
 - (ii) a tree house which-
 - (a) as a structure, does not exceed 3.0 metres in height.
 - (b) does not have a floor area greater than 4.0m²; and
 - (c) is constructed in a tree on a lot used solely for residential purposes.
 - (iii) a flag pole which does not exceed 6.0 metres in height above natural ground level.
 - (iv) any pole, tower or device used solely for the purpose of providing outdoor lighting which is—
 - (a) constructed on a lot used solely for residential purposes; and
 - (b) no more than 6.0 metres in height above natural ground level.
 - (v) landscaping.
 - (vi) letter boxes.
 - (viii) clothes lines.
 - (viii) the installation of solar panels where such structures do not protrude above the surface of the roof by more than 500mm or above the ridge of the roof of any building unless the building is included within the Heritage List of the Scheme.
- (d) any exempted classes of advertisements listed in Schedule 9 unless within a place included in the heritage list or in a heritage area.
- (e) except for development to which the Residential Design Codes apply, the minor filling, excavation or re-contouring of land, provided there is no more than 0.9 metres change to the natural ground level and it is not within flood prone land as determined by the local government.
- (f) except for development to which the Residential Design Codes apply, retaining walls less than 0.9 metres in height unless the site is located in a Local Planning Policy which specifically addresses requirements for retaining walls or the site is located within a Heritage Area.
- (g) rainwater tanks, unless proposed to be located outside a building envelope or within a building exclusion area or where it does not comply with setback requirements.
- (h) effluent disposal systems where they comply with Scheme requirements and relevant legislation, air conditioning systems and LPG gas tanks for domestic purposes where they comply with relevant legislation.
- (i) satellite dishes and other domestic telecommunication installations unless they do not comply with any relevant adopted standards outlined in a Local Planning Policy or is located within a Heritage Area.
- (j) the erection of a boundary fence except where otherwise required by the Scheme.
- (k) the clearing of vegetation subject to the requirements of clause 5.8 where-
 - (i) the clearing is exempt under the Environmental Protection (Clearing of Native Vegetation) Regulations to gain a clearing permit, unless there is a specific requirement to gain local government approval.
 - (ii) vegetation is non-native.
 - (iii) vegetation is commercial in nature such as an orchard; and
 - (iv) the trees are not listed or protected in the Municipal Heritage Inventory, a Local Planning Policy or Heritage Area or covered by a "Tree Preservation Order' or a specific scheme provision.
- (l) dams where the dam-
 - (i) has been approved or does not require approval from any State Government agency or authority; and

- (ii) the external foot of the dam wall, and any other part of the dam including the stored water is further than 20 metres from boundaries of the subject lot.
- (m) activities and work which lie within the definition of development but which are associated with and/or necessary for the continuation of a use of land lawfully existing pursuant to the provisions of this Scheme.
- (2) Development approval of the local government is not required for the following uses—
 - (a) agriculture-extensive, agriculture-intensive and rural pursuit in the General Agriculture zone and the Priority Agriculture zone.
 - (b) agriculture-extensive in the Rural Smallholdings zones.
 - (c) annual or short term (less than 12 months) horticultural crops in the Priority Agriculture, General Agriculture and Rural Smallholdings zones.
 - (d) aquaculture proposals involving the use of existing dams where no structural works are proposed.
 - (e) the use of land in a reserve, where such land is vested in the local government or vested in a Public Authority—
 - (i) for the purpose for which the land is reserved under the Scheme; or
 - (ii) in the case of land vested in a public authority, for any purpose for which such land may be lawfully used by that authority.
 - (f) a change of use where-
 - (i) the general use class category remains the same and no additional floorspace is proposed (e.g. shop to shop).
 - (ii) the proposed use will have a reduced car parking requirement and no additional car parking spaces are required (e.g. from shop to office).
 - (iii) envisaged traffic generation results in no adverse offsite traffic management and environmental impacts.
 - (iv) where no additional floor space is proposed.
 - (v) where a material change in the appearance of the building, in the opinion of the local government, is not proposed.
 - (vi) satisfies health and safety requirements; and
 - (vii) there is no need to significantly improve public services and infrastructure.
- 9. Renumbering the remaining scheme provisions and schedules sequentially and update any cross referencing to the new clause numbers as required, including 'Contents'.
- 10. Amending the scheme text to replace reference to 'planning' application and 'planning' approval with 'development' application and 'development' approval.

A. LOGIUDICE, President. J. ATTWOOD, Chief Executive Officer.

POLICE

PO401

ROAD TRAFFIC ACT 1974 ROAD TRAFFIC CODE 2000

AUTHORISED PERSONS

Appointment of Accredited Pilots as Authorised Persons

I hereby declare that each person who is an accredited pilot pursuant to Regulation 3 of the *Road Traffic Code 2000* named in the attached lists are 'authorised persons" within the meaning of and in accordance with Regulation 271 of the *Road Traffic Code 2000* for the purposes of Regulations 272(1)(a), 272(1)(d), 282(2) and 286 of the *Road Traffic Code 2000*—whilst performing their functions in the facilitating the safe movement of an oversize vehicle escorted by an accredited pilot.

Dated this Wednesday, 10 May, 2017.

KARL J. O'CALLAGHAN APM, Commissioner of Police.

Surname	First Name	State	Accredited Number	Training Provider
Do Carmo	Arnaldo	WA	00135	Keen Bros
Gawley	Lynsey	WA	00136	Keen Bros
Officer	Catherine	WA	00137	WARTA
Reynolds	Damien	WA	00138	WARTA

SALARIES AND ALLOWANCES TRIBUNAL

SA401

SALARIES AND ALLOWANCES ACT 1975

DETERMINATION VARIATION

Preamble

The Salaries and Allowances Tribunal has issued a determination with respect to a vacancy to a Special Division position of Commissioner at the Department of Corrective Services.

Determination

The determination of the Salaries and Allowances Tribunal made on 21 June 2016 under sections 6(1)(c), (d) and (e) of the *Salaries and Allowances Act 1975*, as amended from time to time, is hereby varied by a further determination set out below.

This variation is effective on and from 4 April 2017.

Delete reference to the office below as it appears in 'Table 1—Special Division CEOs' within Part 1 of the First Schedule and insert the following—

Table: 1—Special Division CEOs

Office	Department or Agency	Band	Office Holder	Salary
Commissioner	Corrective Services	2	Vacant	\$—

Signed on 9 May 2017.

W. S. COLEMAN, AM Chairman.

C. A. BROADBENT Member. B. J. MOORE Member.

Salaries and Allowances Tribunal.

SA402

SALARIES AND ALLOWANCES ACT 1975

DETERMINATION VARIATION

Preamble

The Salaries and Allowances Tribunal has issued a determination with respect to a vacancy to the Non-CEO Special Division position of Managing Director, Planning and Investment at the Department of Transport.

Determination

The determination of the Salaries and Allowances Tribunal made on 21 June 2016 under sections 6(1)(c), (d) and (e) of the Salaries and Allowances Act 1975, as amended from time to time, is hereby varied by a further determination set out below.

This variation is effective on and from 20 February 2017.

Delete reference to the office below as it appears in 'Table 3—Special Division Non-CEOs' within Part 1 of the First Schedule and insert the following—

Table: 3—Special Division Non-CEOs

Office	Department or Agency	Band	Office Holder	Salary
Managing Director, Policy, Planning and Investment	Transport	2	Vacant	\$—

Signed on 9 May 2017.

W. S. COLEMAN, AM Chairman. C. A. BROADBENT Member. B. J. MOORE Member.

Salaries and Allowances Tribunal.

SA403

SALARIES AND ALLOWANCES ACT 1975

DETERMINATION VARIATION

Preamble

The Salaries and Allowances Tribunal has issued a determination with respect to an appointment to the Prescribed Office position of Director of Public Prosecutions within the Office of the Director of Public Prosecutions.

Determination

The determination of the Salaries and Allowances Tribunal made on 21 June 2016 under sections 6(1)(c), (d) and (e) of the *Salaries and Allowances Act 1975*, as amended from time to time, is hereby varied by a further determination set out below.

This variation is effective on and from 6 April 2017.

Delete reference to the office below as it appears in 'Table 2—Prescribed Office Holders' within Part 1 of the First Schedule and insert the following—

Table: 2—Prescribed Office Holders

Office	Department or Agency	Office Holder	Salary
Director of Public	Office of the Director of Public	A. Forrester	See Fourth
Prosecutions	Prosecutions		Schedule

Delete reference to the office below as it appears in 'Table 14—Remuneration and Offices' within Part 1 of the Second Schedule Senior Legal Offices—

Table: 14—Remuneration and Offices

Office	Department or Agency	Band	Office Holder	Salary
Consultant State Prosecutor— QC/SC	Office of the Director of Public Prosecutions	3	A. Forrester	\$343,003

Signed on 9 May 2017.

W. S. COLEMAN, AM Chairman.

C. A. BROADBENT Member. B. J. MOORE Member.

Salaries and Allowances Tribunal.

SA404

SALARIES AND ALLOWANCES ACT 1975

DETERMINATION VARIATION

Preamble

The Salaries and Allowances Tribunal has issued a determination with respect to the Rental and Home Ownership subsidies available to some regional office holders.

Determination

The determination of the Salaries and Allowances Tribunal made on 21 June 2016 under sections 6(1)(c), (d) and (e) of the *Salaries and Allowances Act 1975*, as amended from time to time, is hereby varied by a further determination set out below.

Variation 1

This variation is effective on and from 18 April 2017.

Delete reference to the office below as it appears in 'Table 12 Home Ownership Subsidies' within Part 5 of the First Schedule—

Table 12 Home Ownership Subsidies

Office	Department or Agency	Office Holder	Maximum Annual Home Ownership Subsidy
Director	Kimberley Development Commission	J. Gooding	\$9,100 (\$175 per week)

Variation 2

This variation is effective on and from 11 February 2017.

Insert reference to the office below in to 'Table 12 Home Ownership Subsidies' within Part 5 of the First Schedule— $\,$

Table 12 Home Ownership Subsidies

Office	Department or Agency	Office Holder	Maximum Annual Home Ownership Subsidy
Managing Director	Central Regional TAFE	B. Swetman	\$9,100 (\$175 per week)

Delete reference to the office below as it appears in 'Table 11 Rental Subsidies' within Part 5 of the First Schedule—

Table 11 Rental Subsidies

Office	Department or Agency	Office Holder
Managing Director	Central Regional TAFE	W. Swetman
Signed on 9 May 2017		
W. S. COLEMAN, AM		B. J. MOORE
Chairman.	Member.	Member.

Salaries and Allowances Tribunal.

Salaries and Allowances Tribunal

SA405

SALARIES AND ALLOWANCES ACT 1975

DETERMINATION VARIATION

Preamble

The Salaries and Allowances Tribunal has issued a determination with respect to a vacancy to the Non-CEO Special Division position of Deputy Director General, Community and Health Services at the Department of the Premier and Cabinet.

Determination

The determination of the Salaries and Allowances Tribunal made on 21 June 2016 under sections 6(1)(c), (d) and (e) of the Salaries and Allowances Act 1975, as amended from time to time, is hereby varied by a further determination set out below.

This variation is effective on and from 20 March 2017.

Delete reference to the office below as it appears in 'Table 3—Special Division Non-CEOs' within Part 1 of the First Schedule and insert the following—

Table: 3—Special Division Non-CEOs

Office	Department or Agency	Band	Office Holder	Salary
Deputy Director General, Community and Health	Premier and Cabinet	2	Vacant	\$—

Signed on 9 May 2017.

W. S. COLEMAN, AM Chairman. C. A. BROADBENT Member. B. J. MOORE Member.

Salaries and Allowances Tribunal.

SA406

SALARIES AND ALLOWANCES ACT 1975

DETERMINATION VARIATION

Preamble

The Salaries and Allowances Tribunal has issued a determination with respect to a Special Division Non-CEO appointment to the position of Executive Director, Economic, Department of Treasury.

Determination

The determination of the Salaries and Allowances Tribunal made on 21 June 2016 under sections 6(1)(c), (d) and (e) of the Salaries and Allowances Act 1975, as amended from time to time, is hereby varied by a further determination set out below.

This variation is effective on and from 30 March 2017.

Delete reference to the offices below as they appear in 'Table 3—Special Division Non-CEOs' within Part 1 of the First Schedule and insert the following—

Table: 3—Special Division Non-CEOs

Office	Department or Agency	Band	Office Holder	Annual Salary
Executive Director, Economic	Treasury	3	R Watson	\$254,480

Signed on 9 May 2017.

W. S. COLEMAN, AM Chairman C. A. BROADBENT Member

B. J. MOORE Member.

Salaries and Allowances Tribunal.

TRAINING

TA401

VOCATIONAL EDUCATION AND TRAINING ACT 1996

CLASSIFICATION OF PRESCRIBED VOCATIONAL EDUCATION AND TRAINING QUALIFICATIONS

Amendment to Western Australian Government Gazette 2015/151 dated 13 October 2015

Under the *Vocational Education and Training Act 1996* (the VET Act) section 60C, and subject to the provisions of Clauses 1.26 and 1.27 of the *Standards for Registered Training Organisations (RTOs) 2015* relating to the Transition of Training Products, I the Minister for Education and Training hereby—

• add the following prescribed vocational education and training qualification—

Class B qualification

			Training Contract Requirements					
No.	Qualification	Conditions	Title on contract	Nominal duration (months)	Part time	School based	Other requirements	Apprenticeship Title
679.1	CPP40516 Certificate IV in Strata Community Management		Trainee	24	Y	N		Strata Manager

Dated 10 May 2017.

Hon. SUE ELLERY, MLC, Minister for Education and Training.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Any creditors having claims on the estate of the late Myrtle Therese Filer of 5 Valentine Avenue, Dianella, deceased, who died on 25 November 2016, are required to send particulars of their claims to Trevor Graham Haslam, executor, c/- Lynn & Brown Lawyers, PO Box 1114, Morley WA 6943 by 20 June 2017, after which date the executor may distribute the assets having regard only to the claims of which they then have notice.

ZX402

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me within 30 days from the date of publication of this notice, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Antonio, Patrick Robert Scott, late of 7 Regency Drive, Thornlie, who died 9th August 2015.

Antonio, Veronica Elizabeth Borradale, late of J E Murray Home, 16 Deerness Way, Armadale, formerly of 7 Regency Drive, Thornlie, who died 23rd September 2016.

ZX403

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Rita Stuart, late of 18B Alexander Street, Wembley in the State of Western Australia, Retired.

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 13 December 2016 at Sir Charles Gairdner Hospital, Nedlands in the State of Western Australia, are required by the personal representative, being Alan Michael Brook to send particulars of their claims to care of Brook Legal, PO Box 93, Wembley, Western Australia 6913 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 he then has notice.

Dated: 16 May 2017.

BROOK LEGAL.

ZX404

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Kenneth William Prichard, late of 198 Jersey Street, Wembley, Western Australia, 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 June 2011, are required by the executor, Ian Simon Prichard care of P.A. Martino Barrister & Solicitor, 58 Colin Street, West Perth, Western Australia, to send particulars of their claim by Monday 19 June 2017, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

ZX405

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Williamina Glanville Agnew (also known as Williamina Gill Glanville Agnew), late of 89 Great Eastern Highway, South Guildford, Western Australia, 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 8 January 2017, are required by the personal representative to send particulars of their claims to him/her care of IRDI Legal, 248 Oxford Street, Leederville, Western Australia 6007 by 19 June 2017, after which date the personal representative may convey or distribute the assets having regard to the claims of which he/she then has notice.

IRDI LEGAL as solicitors for the personal representative.

ZX406

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estates of the undermentioned deceased persons, are required to send particulars of their claim to Australian Executor Trustees Ltd of Level 28, 152-158 St George's Terrace, Perth on or before the expiration of one month from the date of publication of this notice, after which date the Company may convey or distribute the assets, having regard only to the claims of which it then has notice:

Cath, Jan Dirk, late of Aegis Carrington, 27 Ivermey Street, Hamilton Hill, Retired Contractor, who died on 25 February 2017.

Bott, Clement Carrington, late of 23 Stanbury Way, Booragoon, Retired Business Manager, who died on 10 November 2016.

Dated: 16 May 2017.

ZX407

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before 19 June 2017, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Beros, Maria, late of Midland Nursing Home, 44 John Street, Midland, died 13.02.2017 (DE19862255 EM37)

Cherry, Brian Kingsley, late of 112 Balga Avenue, Balga, died 17.03.2017 (DE19784141 EM17)

Clifford, Dennis Michael, late of Valencia Nursing Home, 24 Valencia Road, Carmel died 14.02.2017 (PM33119307 TM53)

Cox, Ada Winifred, also known as Ada Cox, late of Mercycare, 1 Tanby Place, Cooloongup, died 20.04.2017 (DE19774405 EM17)

Foley, Scott Darren, late of U 14 16 Wellington Street, Mosman Park, died 28.11.2016 (DE33034107 EM16)

Martin, Frederick Henry, late of Aegis Melville, 1 French Road, Melville, died 15.03.2017 (DE33019063 EM16)

Menner, Doris Eileen, late of Leighton Residential Care, 40 Florence Street, West Perth, died 20.03.2017 (DE19641716 EM36)

Ollett, Robert Charles, late of 40 Samson Street, Mosman Park, died 07.09.2010 (DE33083740 EM23)

Platt, William Lindsay, late of The Oaks Aged Care Facility, 2-10 Oakwood Crescent, Waikiki, died 28.12.2016 (DE33113019 EM32)

Winch, Robert Graeme, late of U 3 17 Haig Street, Tuart Hill, died 29.03.2017 (DE33110989 EM214) Young, Jean Stafford, late of U 2 46 Shaw Road, Dianella, died 3.04.2017 (DE19792868 EM15)

BRIAN ROCHE, Public Trustee, 553 Hay Street, Perth WA 6000. Telephone: 1300 746 212