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Clients who have an account will be invoiced for advertising charges.

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— PART 1 —

RACING, GAMING AND LIQUOR

RG301

RACING AND WAGERING WESTERN AUSTRALIA ACT 2003
RACING AND WAGERING WESTERN AUSTRALIA (SPORTSBET RULES)
AMENDMENT NOTICE 2006

Given by the Chairman of Racing and Wagering Western Australia in accordance with section 61.

1. Citation

This notice may be cited as the *Racing and Wagering Western Australia (Sportsbet Rules) Amendment Notice 2006*.

2. Notice for public information

This notice is given for public information in accordance with section 61(6)(c) of the Act.

3. The RWWA—TAB Sportsbet Rules

(1) The RWWA—TAB Sportsbet Rules were adopted by RWWA for the purposes of a jointly operated betting system (in accordance with section 61 (2) & (3) of the Act), and a copy of the rules were published for public information in the *Gazette* of 2 June 2000 at pp. 2668-75.

(2) Further amendments to those rules were adopted subsequently, and those further amendments were published for public information in the *Gazette* of—

- (i) 18 August 2000, at p. 4872;
- (ii) 10 May 2002, at pp. 2464-5;
- (iii) 10 June 2003, at p. 2093;
- (iv) 21 September 2004, at p. 4123;
- (v) 19 July 2005, at p. 3355; and
- (vi) 14 October 2005, at p. 4557.

4. Notification of further amendments

The RWWA—TAB Sportsbet Rules have been subject to further amendments, as set out in Schedule 1 to this notice, and those amendments were adopted by resolution of the Board dated 19 December 2005.

Schedule 1—Sportsbet amendments

[cl. 4]

1. Rules 8A 1., 8A 2., and 8A 3., be inserted as follows—

8A 1. If a Competitor is a Withdrawal from an Event which is a match against another Competitor and the Withdrawal is prior to the commencement of the match, any investments on that Event shall be treated in accordance with Rule 8.5 (i.e. Refund, including multi-leg bets).

8A 2. (a) If a Competitor in an Event which is a tennis match against another Competitor fails to complete the match after it has commenced, for the purposes of any Investments on that Event not determined when that match concludes that Event shall be deemed to have been cancelled in full prior to its commencement and such Investments shall be treated in accordance with Rule 8.5 (i.e. Refund, including multi-leg bets).

(b) If a Competitor in an Event which is a match other than a tennis match against another Competitor fails to complete the match after it has commenced, any Investments on that Event not determined when that match concludes shall be treated in accordance with Rules 8.2 (i.e. Result stands).

8A 3. If a Competitor is a Withdrawal from an Event in the circumstances referred to in Rule 8A. 1 or fails to complete an Event after it has commenced in the circumstances referred to in Rule 8A 2, Investments which involve selecting the overall winner of a tournament or competition shall be treated on an All In basis (except where Rule 6.11 applies).

Chairman.

— PART 2 —

AGRICULTURE

AG401*

AGRICULTURAL PRODUCE (CHEMICAL RESIDUES) ACT 1983
INDUSTRIAL HEMP ACT 2004
PLANT DISEASES ACT 1914
SEEDS ACT 1981
APPOINTMENTS

Department of Agriculture,
South Perth WA 6151.

I, the undersigned Minister for Agriculture and Forestry, being the Minister responsible for the administration of the *Agricultural Produce (Chemical Residues) Act 1983*, *Industrial Hemp Act 2004*, *Plant Diseases Act 1914* and *Seeds Act 1981*, hereby appoint the following Officers as Authorised Inspectors—

Pursuant to Section 6 of the *Agricultural Produce (Chemical Residues) Act 1983*

Christopher Raymond Sharpe

Pursuant to Section 38(1) of the *Industrial Hemp Act 2004*

Robert Dale Spencer

Pursuant to Section 7A of the *Plant Diseases Act 1914* to carry out all the functions authorized to be performed by an Inspector under the said Act and its Regulations;

Stephen John Bell

Kevin John Lacey

Pursuant to Section 14 of the *Seeds Act 1981*

Michael Scott Davies

KIM CHANCE MLC, Minister for Agriculture and Forestry.

JUSTICE

JU401*

PRISONS ACT 1981
PERMIT DETAILS

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

Surname	Other Names	Permit No.	Revocation Date
GARBUTT	CATHERINE JEAN	AP 0335	03/01/2006
McGIVERN	NEIL	AP 0218	11/01/2006

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

BRIAN LAWRENCE, Manager, Acacia Prison Contract.

10 January 2006.

JU402*

PRISONS ACT 1981
REVOCATIONS

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

Surname	Other Names	Permit No.	Revocation Date
CASLEY	EDWARD CLARENCE	AP 0232	09/01/2006

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

BRIAN LAWRENCE, Manager, Acacia Prison Contract.

10 January 2006.

LOCAL GOVERNMENT

LG401*

LOCAL GOVERNMENT ACT 1995

Shire of Mundaring
(Basis of Rates)

Department of Local Government
and Regional Development,
9 January 2006.

DLGRD: MG5-4#03

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Director General of the Department of Local Government and Regional Development under delegation from the Hon John Bowler MLA, Minister for Local Government and Regional Development being charged for the time being, with the administration of the *Local Government Act 1995*, has determined that the method of valuing the land described in the schedule hereunder shall be gross rental value for the purposes of rating with effect from 29 November 2005.

CHERYL GWILLIAM, Director General.

Schedule

ADDITIONS TO GROSS RENTAL VALUE AREA
SHIRE OF MUNDARING

All those portions of land being Lot 67 and Lot 68 as shown on Deposited Plan 42908 and Lots 53 to 66 inclusive as shown on Deposited Plan 46561.

LG402*

DOG ACT 1976

Shire of Mount Magnet
APPOINTMENTS

It is hereby notified for public information that the following persons have been appointed under the provisions of the Dog Act 1976—

Registration Officers	Murray Brown Rosemary Balchin Bobbie O'Brien Marilyn Davies Shona Nash Cherrie Stewart Peter Smith
Authorised Persons	Murray Brown David Bear Steve Anaru Alex Butcher Peter Smith Douglas Witanga

All previous appointments are hereby revoked, effective from 16th December 2005.

Dated this 16th November 2005.

M. N. BROWN, Chief Executive Officer.

MARINE/MARITIME

MX401*

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS
 CLOSURE

Koombana Bay Water Ski Area

Department for Planning and Infrastructure,
 Fremantle WA, 13 January 2006.

Acting pursuant to the powers conferred by Regulation 48A of the Navigable Waters Regulations, the department by this notice temporarily revokes Notice TR401 as published in the *Government Gazette* on 7 December 2001, relating to the water ski area at Koombana Bay, Bunbury.

Providing that this revocation will apply only between sunrise and 8.45am on Sunday 29 January 2006, to allow for the swim leg of the Bunbury Triathlon event.

DAVID HARROD, General Manager, Marine Safety,
 Department for Planning and Infrastructure.

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia
PETROLEUM (SUBMERGED LANDS) ACT 1967
 GRANT OF EXPLORATION PERMIT

Exploration Permit Nos. WA-369-P & WA-370-P have been granted to Woodside Energy Ltd, Total E & P Australia and Japan Australia LNG (MIMI) Pty Ltd to have effect for a period of six (6) years from 5th January 2006.

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

MP402*

Commonwealth of Australia
PETROLEUM (SUBMERGED LANDS) ACT 1967
 GRANT OF EXPLORATION PERMIT

Exploration Permit No. WA-371-P has been granted to Shell Development (Australia) Proprietary Limited to have effect for a period of six (6) years from 9th January 2006.

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

MP403

MINING ACT 1978
 APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry and Resources,
 Leonora.

In accordance with Regulation 49(2)(c) of the Mining Regulations 1981, notice is hereby given that the following licences are liable to forfeiture under the provisions of Section 96(1)(a) of the Mining Act 1978, for breach of covenant, viz, failure to comply with the prescribed expenditure conditions.

K. H. AUTY (SM), Warden.

To be heard in the Warden's Court at Leonora on 1st February 2006.

Mount Morgans District
 Prospecting Licence

P39/4244—Ross, Vernon Chirstopher
 Ross, Brian George Alexander

P39/4245—Ross, Vernon Chirstopher
 Ross, Brian George Alexander

MP404**MINING ACT 1904
TEMPORARY RESERVES**

Department of Industry and Resources,
Perth, 10 January 2006.

In accordance with the provisions of the Mining Act 1904, His Excellency the Lieutenant Governor and Administrator in Executive Council has been pleased to deal with the following mining tenements.

J. LIMERICK, Director General.

The rights of occupancy on the undermentioned Temporary Reserves have been renewed.

Number	Occupant	For further period ending on	Locality	Mineral Field
5615H, 5616H, 5621H & 5622H	Westraint Resources Pty Ltd	31/12/2006	Wittenoom	West Pilbara

MP405**MINING ACT 1904
TEMPORARY RESERVES**

Department of Industry and Resources,
Perth, 10 January 2006.

In accordance with the provisions of the Mining Act 1904, the Lieutenant Governor and Administrator in Executive Council has been pleased to deal with the following Temporary Reserves.

J. LIMERICK, Director General.

The rights of occupancy on the undermentioned Temporary Reserves have been renewed.

Number	Occupant	For further period expiring on	Locality	Mineral Field
4192H, 4193H, 4266H, 4267H, 4737H & 4881H to 4884H	Hancock Prospecting Pty Ltd Wright Prospecting Pty Ltd Hamersley Resources Ltd	31/12/2006	Rhodes Ridge	West Pilbara and Peak Hill

PLANNING AND INFRASTRUCTURE

PI401***TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT**

Shire of Augusta-Margaret River

Town Planning Scheme No. 17—Amendment No. 18

Ref: 853/6/3/17 Pt 18

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the

Shire of Augusta-Margaret River town planning scheme amendment on 7 January 2006 for the purpose of—

1. Inserting the following clause as a new Clause 3.3.6 into the Scheme Text—
3.3.6 Additional Uses

Despite anything contained in the Zoning Table, the land specified in Schedule 10 may be used for the specific use or uses that are listed in addition to any uses permissible in the zone in which the land is situated subject to the conditions set out in Schedule 10 with respect to that land.

2. Inserting a new schedule into the Scheme Text as follows—

Schedule 10: Additional Uses

No.	Description of Land	Additional Use	Conditions

3. Amending the Scheme Map by inserting an “Additional Use” notation in the Scheme Map Legend.
4. Including the following particulars within Schedule 10 of the Scheme Text—

No.	Description of Land	Additional Use	Conditions
1.	Portion of Lot 802 Tunbridge Street, Margaret River	Grouped Dwelling	<p>1. Development within the portion of land identified as “Additional Use” shall be designed and constructed in accordance with the Residential “R40” provisions of the Residential Design Codes of Western Australia with the exception that the “minimum site area” for each dwelling relates to the total area of the zone and does not include an area to be set aside for exclusive use by the occupants of that dwelling or exclude any areas of common property.</p> <p>2. Development on-site shall form an integrated component of the overall tourist development on Lot 802 Tunbridge Street in terms of scale, building materials, colour themes and landscaping and shall be managed on an integrated basis with the overall tourist development.</p> <p>3. The “Additional Uses” specified shall be deemed to be “P” uses—that is, the use of any of the tourist accommodation units for permanent residential occupation can be carried out without planning consent from the Council being obtained.</p>

5. Amending the Scheme Map to designate portion of Lot 802 Tunbridge Street, Margaret River as “Additional Use (No 1)” as shown on the Scheme Amendment Map.

S. HARRISON, President.
J. TRAIL, Chief Executive Officer.

PI402*

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Denmark

Town Planning Scheme No. 3—Amendment No. 88

Ref: 853/5/7/3 Pt 88

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the Shire of Denmark town planning scheme amendment on 7 January 2006 for the purpose of—

1. Rezoning portion of Reserve 24913 at Ocean Beach from Parks and Recreation to Public Use (WEF).
2. Introducing the category “WEF (Wind Energy Facility)” into the legend of the Scheme Maps under the Public Use Reserve section.

3. Introducing the following interpretation into the Appendix 1 (Interpretations)—
“ ‘Windfarm or Wind Energy Facility’ means premises used to generate electricity by wind force and includes any turbine, building or other structure used in, or in conjunction with, the generation of electricity by wind force but does not include turbines principally to supply electricity for a domestic property, rural use of the land or anemometers.”.
4. Introducing “Appendix 17—Schedule of Public Use Reserves” into the Scheme Text.
5. Inserting the following words into Clause 2.1 of the Scheme: “Specific public use of reserves and associated conditions of use or development are set out in Appendix 17.”.
6. Amending the Scheme Maps accordingly.

APPENDIX 17- SCHEDULE OF PUBLIC USE RESERVES

Particulars of the Land		Public Use	Conditions of Public Use
P1.	50ha Portion of Reserve 24913, Ocean Beach AMD 88	Wind Energy Facility	(i) An application for Planning Scheme Consent will be required to be submitted to Council prior to development. (ii) Noise generated shall not exceed 5dB(A) above the background sound level or 35dB(A) using a 10-minute Laeq, whichever is the greater, at surrounding noise-sensitive premises. (iii) The maximum number of turbines shall be limited to four (4) and sited to minimise the visual impact. Council approval shall be required prior to construction, and any planning application shall be considered in consultation with DPI and CALM. (iv) Public (vehicular and pedestrian) access routes, and any other on site access routes, shall be sited to minimise the visual impact. Council approval shall be required prior to construction, and any planning application shall be considered in consultation with DPI and CALM. (v) Preparation of a decommissioning and rehabilitation plan detailing how the site will be rehabilitated at the end of the lease. (vi) Preparation and implementation of a landscaping plan which addresses priority species protection, dieback control, weed eradication and revegetation following construction. (vii) Preparation and implementation of a drainage management plan. (viii) Preparation and implementation of an erosion control plan for both wind and water.

J. K. BARROW, President.
P. DURTANOVICH, Chief Executive Officer.

PI403*

TOWN PLANNING AND DEVELOPMENT ACT 1928

APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Geraldton

Town Planning Scheme No. 3—Amendment No. 30

Ref: 853/3/2/7 Pt 30

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the City of Geraldton town planning scheme amendment on 7 January 2006 for the purpose of—

1. in “CONTENTS” in the Scheme Text inserting in numeric order “4.16 Residential Development Zone”.
2. in clause 4.1.1 including “Residential Development” after the last entry.

3. in the Zoning Table inserting a new column on the right-hand side of the Table as follows—

RESIDENTIAL DEVELOPMENT
USES SHOWN ON AN APPROVED OUTLINE DEVELOPMENT PLAN—SEE CLAUSE 4.16

4. including the following new clause in numeric order in the Scheme Text—

“4.16 RESIDENTIAL DEVELOPMENT ZONE

- (a) It is intended that the land in this Zone be progressively developed for residential purposes and for commercial and other uses normally associated with residential development.
- (b) Before granting and/or recommending approval to any development within this Zone that involves subdivision or follows subdivision, the Council shall require the submission of an Outline Development Plan. The Outline Development Plan shall show—
- (i) The topography of the area.
 - (ii) The existing major road systems.
 - (iii) The location and width of proposed roads.
 - (iv) The location and quantity of shopping, civic, and public facilities proposed together with an analysis of the factors used in the determination of the need for such facilities.
 - (v) The approximate location of the recreation and open space areas proposed; open space to be related to creeklines, native vegetation, and other natural features.
 - (vi) The population and residential densities proposed.
 - (vii) Landholdings adjacent to or in the vicinity of the area the subject of the Outline Development Plan.
 - (viii) The development proposed, the method of carrying out the development and the projected times of completion of each stage of development.
 - (ix) Such other information as shall be required by the Council.

- (c) If the Council resolves to approve the Outline Development Plan in principle it shall give notice that the Outline Development Plan has been prepared and will be available for public inspection at the offices of the Council. The notice shall be published in a newspaper circulating the District, state that submissions to the Outlined Development Plan may be made to the Council and shall nominate a date not being less than 21 days from the date the notice is first published before which such submissions may be made.
- (d) The Council shall consider submissions and may recommend modifications to the Outline Development Plan.
- (e) The Council may decide not to proceed with the Outline Development Plan or may submit the Outline Development Plan so prepared to the Commission together with the submissions and request the Commission to adopt the plan submitted as the basis for approval of subdivision within the area covered by the plan.
- (f) Despite the provisions of the Zoning Table in the Scheme, the Council may permit the land to be used for the various purposes shown in the approved Outline Development Plan.
- (g) If the Council considers that a proposed departure from or alteration to an approved Outline Development Plan will not prejudice the progressive development of an area and is in the interest of orderly and proper planning, the Council may resolve either—
- (i) not to advertise the departure or alteration due to its anticipated minimal impact on the development of the area and forward the departure or alteration to the Commission for adoption; or
 - (ii) advertise the departure or alteration in accordance with the provisions of clauses 4.16 (c) to (e) inclusive.”
5. in the Legend on the Scheme Map including “Residential Development” in the list of Zones designated by a brown border as depicted on the Scheme Amendment Map.
6. rezoning Lots 1385 and closed road off Davis Street, Lot 3114 Davis Street and North West Coastal Highway, part of Lot 3046 Chapman Road, from Residential R12.5/30/40 to Residential Development Zone as depicted on the Scheme Amendment Map.
7. reclassifying rail corridor between Chapman Road and North West Coastal Highway including part of Lot 3046 Chapman Road from Scheme Reserve for Community and Public Purposes to Residential Development Zone as depicted on the Scheme Amendment Map.

V. G. PETERSEN, Mayor.
R. W. JEFFERIES, Chief Executive Officer.

PI404*

TOWN PLANNING AND DEVELOPMENT ACT 1928

APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Mandurah

Town Planning Scheme No. 3—Amendment No. 63

Ref: 853/6/13/12 Pt 63

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the City of Mandurah town planning scheme amendment on 7 January 2006 for the purpose of—

1. Deleting Child Day Care Centre from Appendix 1—Interpretations, and replacing with the following—
Child Care Premises: has the same meaning as the *Community Services (Child Care) Regulations 1988*.
2. Deleting Child Family Care Centre from Appendix 1—Interpretations, and replacing with the following—
Family Day Care: means premises used to provide family day care within the meaning of the *Community Services (Child Care) Regulations 1988*.
3. Modifying Table 1—City Centre Zone by deleting the land use reference to ‘Child Day Care Centre’ and replacing with ‘Child Care Premises’ and making the following modifications to the development standards for this land use accordingly—
 - replacing the symbol “P” with the symbol “AA”;
 - deleting under the ‘Other Requirements’ header ‘Maximum of 30 Children’ and replacing with ‘As determined by Council’; and
 - deleting under the ‘Minimum Car Parking’ header ‘1 per staff member plus 6 bays for set down and pick up’ and replacing with ‘As determined by Council’.
4. Modifying Table 2—Commercial Zone by deleting the land use reference to ‘Child Day Care Centre’ and replacing with ‘Child Care Premises’ and making the following modifications to the development standards for this land use accordingly—
 - deleting under the ‘Other Requirements’ header ‘Maximum of 30 Children. Off street provisions of 2 bays for picking up and setting down children’ and replacing with ‘As determined by Council’; and

- deleting under the 'Minimum Car Parking' header '4 bays' and replacing with 'As determined by Council'.
5. Modifying Table 4—Service Commercial Zone by including 'Child Care Premises' as a land use and applying the following development standards for this land use accordingly—
 - applying the symbol "AA"; and
 - under the 'Minimum Car Parking' header 'As determined by Council'.
 6. Modifying Tables 1, 5, 7 and 8—by deleting the land use reference to 'Child Family Care Centre' and replacing with 'Family Day Care'.
 7. Modifying Table 5—Residential Zone by deleting the land use reference to 'Child Day Care Centre' and replacing with 'Child Care Premises' and making the following modifications to the development standards for this land use accordingly—
 - deleting under the 'Other Requirements' header 'Maximum of 30 Children' and replacing with 'As determined by Council'; and
 - deleting under the 'Minimum Car Parking' header '1 per staff member plus 6 bays for set down and pick up' and replacing with 'As determined by Council'.
 8. Modifying Table 10—Tourist Zone by including 'Child Care Premises' as a land use and applying the following development standards for this land use accordingly—
 - applying the symbol "AA"; and
 - under the 'Minimum Car Parking' header 'As determined by Council'.

P. CREEVEY, Mayor.
M. NEWMAN, Chief Executive Officer.

PI405*

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Northampton

Town Planning Scheme No. 9—Amendment No. 3

Ref: 853/3/14/11 Pt 3

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the Shire of Northampton town planning scheme amendment on 7 January 2006 for the purpose of—

1. Amending "Table 1—Zoning Table" of the Scheme Text by designating the "Home Occupation" use as "AA" in the "Tourist Accommodation" zone and adding the following uses in alphabetical order with their permissibility as follows—

ZONES	RESIDENTIAL	COMMERCIAL	GENERAL INDUSTRY	LIGHT INDUSTRY	TOURIST ACCOMMODATION	SPECIAL RURAL	RURAL	TOURIST DEVELOPMENT	SPECIAL USE
LAND USE CLASS									
Home Business	SA	AA			SA	SA	SA	SA	#
Home Business—Hire	SA	AA			SA	SA	SA	SA	#
Home Office	P	P			P	P	P	P	#

2. Replacing clause 5.22, clause 5.22.1 and clause 5.22.2 of the Scheme Text with the following—
 - 5.22 HOME BUSINESS/HOME OCCUPATION/HOME BUSINESS—HIRE
 - 5.22.1 Application for Home Business/Home Occupation/Home Business—Hire

Every application for a home business/home occupation/home business—hire shall be made in the form prescribed in Appendix 3 of the Scheme and shall contain the following information—

- (a) location of the activity;
- (b) the external area and internal floor space to be devoted to the activity;
- (c) the times during which the activity will occur;
- (d) details of the precise nature of the activity and statement regarding the potential impact on the amenity of the area.

5.22.2 All approvals granted for home business/home occupation/home business—hire shall be for a maximum period of 12 months.

3. Replacing the definition of “Home Occupation” and adding the definitions of “Home Business”, “Home Business—Hire” and “Home Office” in alphabetical order of “Appendix 1” of the Scheme Text as follows—

Home Business: means a business, service or profession carried out in a dwelling or on land around a dwelling by an occupier of the dwelling which—

- (a) does not employ more than 2 people not members of the occupier’s household;
- (b) will not cause injury to or adversely affect the amenity of the neighbourhood;
- (c) does not occupy an area greater than 50m²;
- (d) does not involve the retail sale, display or hire of goods of any nature;
- (e) does not involve the use of an essential service of greater capacity than normally required in the zone; and
- (f) in relation to vehicles and parking—
 - (i) does not result in traffic difficulties as a result of the inadequacy of parking or an increase in traffic volumes in the neighbourhood; and
 - (ii) does not involve the presence, use or calling of a vehicle more than 3.5 tonnes tare weight.

Home Business—Hire: means a business, service or profession involved in hiring goods carried out in a dwelling or on land around a dwelling by an occupier of the dwelling which—

- (a) does not employ more than 2 people not members of the occupier’s household;
- (b) will not cause injury to or adversely affect the amenity of the neighbourhood;
- (c) does not occupy an area greater than 50m² (inclusive of any administrative areas of the business within the dwelling);
- (d) does not involve the retail sale or display of goods of any nature;
- (e) does not involve the use of an essential service of greater capacity than normally required in the zone; and
- (f) in relation to vehicles and parking—
 - (i) does not result in traffic difficulties as a result of the inadequacy of parking or an increase in traffic volumes in the neighbourhood;
 - (ii) does not involve the presence, use or calling of a vehicle or vessel more than 3.5 tonnes tare weight or in excess of 8 metres in length; and
 - (iii) provides an area behind the street setback line for the storage of vehicles or vessels associated with the business that is fully screened from view from the primary or secondary street.

Home Occupation: means an occupation carried out in a dwelling or on land around a dwelling by an occupier of the dwelling which—

- (a) does not employ any person not a member of the occupier’s household;
- (b) will not cause injury to or adversely affect the amenity of the neighbourhood;
- (c) does not occupy an area greater than 20m²;
- (d) does not display a sign exceeding 0.2m²;
- (e) does not involve the retail sale, display or hire of goods of any nature;
- (f) does not involve the use of an essential service of greater capacity than normally required in the zone; and
- (g) in relation to vehicles and parking—
 - (i) does not result in the requirement for a greater number of parking facilities than normally required for a single dwelling or an increase in traffic volumes in the neighbourhood;
 - (ii) does not involve the presence, use or calling of a vehicle more than 2 tonnes tare weight; and
 - (iii) does not include provision for the refuelling, repair or maintenance of motor vehicles.

Home Office: means a home occupation limited to a business carried out solely within a dwelling by a resident of the dwelling but which does not—

- (a) entail clients or customers travelling to and from the dwelling;
- (b) involve any advertising signs on the premises; or
- (c) require any external change to the appearance of the dwelling.

4. Replacing the heading of "Appendix 3" in the Scheme Text to read as follows—
**Appendix 3—APPLICATION FOR HOME BUSINESS/HOME OCCUPATION/
HOME BUSINESS—HIRE/COTTAGE INDUSTRY**
5. Adding to the Scheme Text the following under Clause 6.1.2.—
(g) a home office.
6. Updating the "Table of Contents" accordingly.

G. V. PARKER, President.
G. L. KEEFFE, Chief Executive Officer.

PI406*

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
Town of Port Hedland
Town Planning Scheme No. 5—Amendment No. 6

Ref: 853/8/4/6 Pt 6

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the Town of Port Hedland town planning scheme amendment on 7 January 2006 for the purpose of—

1. Modifying paragraph 6.2.5 of Town Planning Scheme 5 to read as follows—
6.2.5 Within the areas coded R12.5/30, R12.5/50 and R30/60, Council shall only approve development at the higher code if it is satisfied that—
 - (i) The particular site is suitable to accommodate on-site effluent disposal or a sewer line connected to a wastewater treatment plant which has approval of the Water Corporation; and
 - (ii) The development is in accordance with any design guidelines adopted by Council; or
 - (ii) In the absence of adopted guidelines, addresses the impact on adjoining development and the streetscape and amenity of the surrounding locality.
2. Modifying the current zoning of Lot 2594 (4) Clam Court, South Hedland from "Low Density Residential R20" to "Low and Medium Density Residential R30/R60".
3. Amending the Scheme Map accordingly.

S. MARTIN, Mayor.
C. ADAMS, Chief Executive Officer.

PI407*

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
Shire of Serpentine-Jarrahdale
Town Planning Scheme No. 2—Amendment No. 136

Ref: 853/2/29/3 Pt 136

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the Shire of Serpentine-Jarrahdale town planning scheme amendment on 7 January 2006 for the purpose of—

1. Inserting in Appendix 4C Farmlet Zone the following—

(a) SPECIFIED AREA OF LOCALITY	(b) SPECIAL PROVISIONS TO REFER TO (a)
8. Lot 9 Gull Road, Serpentine	1. Within the Farmlet zone the following land uses are permitted, or are permitted at the discretion of the Council. Use classes permitted (P) Single House Public Recreation Public Utility

(a) SPECIFIED AREA OF LOCALITY	(b) SPECIAL PROVISIONS TO REFER TO (a)
	<p>Discretionary Uses (AA)</p> <p>Ancillary Accommodation Home Occupation Rural Use Stables</p> <p>All other uses are prohibited.</p> <p>2. In exercising its discretion in respect to AA uses, the Council having regard to the Planning Guidelines for Nutrient Management shall only permit such uses when it is satisfied following consultation with government agencies that the land use does not involve excessive nutrient application or clearing of land.</p> <p>3. No dwelling shall be approved by the Council unless it is connected to an alternative domestic waste water treatment system as approved by the Department of Health with an adequate phosphorus retention capacity, as determined by the Department of Environment, and with the base of the system or the modified irrigation area being the required distance above the highest known water table.</p> <p>4. All buildings and effluent disposal systems to be located within the building envelopes defined on the Subdivision Guide Plan unless otherwise approved in writing by the Council.</p> <p>5. A minimum habitable floor level of 28.30m AHD is required for any new dwelling.</p> <p>6. All new buildings and structures to be constructed in accordance with AS 3959-1999 "Construction of buildings in bushfire-prone areas".</p> <p>7. All development (i.e. filling, building, etc) is to be located outside of the floodway.</p> <p>8. At the time of the building application for each lot a plan of the site shall be submitted by the applicant to the satisfaction and specifications of the Council which shall show site contours, existing trees and stands of vegetation, those trees and vegetation to be removed and retained, and proposals for tree planting and maintenance.</p> <p>9. No indigenous vegetation and trees shall be destroyed or cleared except, but subject to the developer of the estate/landowner obtaining the prior consent in writing of the Council, where such vegetation is dead, diseased or where the clearing is required for the purpose of a firebreak, dwelling, outbuilding, fence, drainage systems and/or driveways, to accommodate a "Rural Use".</p> <p>10. The subdivider shall plant indigenous trees and shrubs of a species and at a density and distribution to the satisfaction of the Council prior to the transfer of a lot(s) to a new owner.</p> <p>11. The subdivider shall prepare and implement a foreshore management plan to the satisfaction of the Council.</p> <p>12. The subdivider shall either maintain the trees and shrubs planted until the land is sold or shall plant sufficient numbers of trees and shrubs to allow for natural loss. Thereafter, the owners of the subdivided lots shall be responsible for the maintenance and replacement (if and where necessary) of those trees and shrubs planted by the subdivider to the satisfaction of the Council.</p> <p>13. The subdivider shall prepare and implement a Fire Management Plan that identifies the need for and the construction requirements relative to strategic firebreaks, water supplies and equipment and any other fire management requirements that may be deemed necessary to the specification and satisfaction of the local authority and the Bush Fires Board of WA.</p> <p>14. The subdivider preparing a drainage management plan outlining the flood flow escape route and designed to accommodate a 1 in 100 year ARI storm to the satisfaction of the Council. Additionally, as part of the drainage plan</p>

(a) SPECIFIED AREA OF LOCALITY	(b) SPECIAL PROVISIONS TO REFER TO (a)
	<p>existing drains shall be modified to prevent direct drainage into the Serpentine River. Discharge to any Water Corporation drains must be compensated to pre development levels. Design calculations and plans for the drainage of any development in this area will be required to be lodged with the Water Corporation for approval. The provision of reserves for the protection of existing Water Corporation drains will form part of the requirements for the drainage of this area.</p> <p>15. Notwithstanding the obligations of the subdivider under Clause 5.13.7e of the Scheme the subdivider shall drain the land and provide drainage sumps in accordance with the Subdivision Guide Plan for the estate. Those easements and reserves required by Council shall be provided to the Council free of cost at the time of subdivision to provide for the ongoing maintenance of drains and sumps.</p> <p>16. The keeping of horses, sheep, goats, cattle or other grazing animals, where permitted shall be subject to the prior, written approval of Council. Approval to keep animals shall not exceed the stocking rates recommended by Agriculture WA for the applicable pasture types. Vegetation planted by the developer, and remnant vegetation must be fenced from grazing livestock in order to protect vegetation. The subdivider to construct a stock proof fence along the northern boundary of Lot 9 Gull Road to protect the existing foreshore reserve.</p> <p>17. Notwithstanding the controls specified by Provision 1, development and use of the land is subject to the provisions of the Water Corporation By-Laws applying to underground water supply and pollution control.</p> <p>18. Multiple Use Trails within the foreshore reserve to be constructed by the subdivider in accordance with the endorsed Subdivision Guide Plan.</p> <p>19. The subdivider providing a reticulated water supply to each lot to the satisfaction of the Water Corporation.</p> <p>20. The subdivider to upgrade the construction of Hall Road to the satisfaction of the Council.</p> <p>21. The subdivider preparing a conservation covenant for those areas of the lot identified on the subdivision guide plan to the satisfaction of Council.</p>

2. Amending the Scheme Map by delineating Lot 9 Gull Road, Serpentine within the Farmlet Zone and identifying it as F8.”

D. L. NEEDHAM, President.
J. ABBISS, Chief Executive Officer.

PI408*

TOWN PLANNING AND DEVELOPMENT ACT 1928

APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Swan

Town Planning Scheme No. 9—Amendment No. 382

Ref: 853/2/21/10 Pt 382

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the City of Swan town planning scheme amendment on 7 January 2006 for the purpose of—

1. Rezoning parts of residential Hazelmere and Middle Swan from ‘Residential 1’ and reclassifying part of Middle Swan from ‘Civic and Cultural Areas’ reserve to ‘Residential Redevelopment’ zone and deleting the R20 and R40 coding as indicated on the ‘Proposed Zoning’ maps.
2. Adding a new colour scheme for the ‘Residential Redevelopment’ zone under the heading ‘Residential Zones’ in the legend to the Scheme maps as indicated on the ‘Proposed Zoning’ maps.

3. Adding to the Scheme Text after sub-clause 6.2.2.2, the following—

‘6.2.3 Residential Redevelopment Zone

6.2.3.1

The objectives of the Residential Redevelopment Zone are to—

- (a) Identify existing residential areas with significant redevelopment potential for residential purposes, for which comprehensive planning is required in order to ensure a coordinated approach to the subdivision and development of land and upgrading of infrastructure;
- (b) Provide for the coordinated redevelopment of existing residential areas through the application of a comprehensive plan to guide subdivision and development to be known as an ‘Outline Development Plan’;
- (c) Avoid the subdivision or development of land for any purposes that are likely to prejudice or compromise the future coordinated development of the land, until such time as an Outline Development Plan has been finalised for the subject areas and sufficient provisions are in place to facilitate equitable contributions from landowners to the provision of infrastructure;
- (d) Take account of the need to protect the amenity and ongoing use of land within the zone and the need to provide for the requirements of future residents.

6.2.3.2

Subdivision or development within the Residential Redevelopment Zone shall take place only after comprehensive planning. The Council, before assessing any proposal for subdivision or development of land within the zone, shall require the preparation and adoption of an Outline Development Plan in accordance with the provisions and procedures set out in sub-clause 6.2.1.’

4. Inserting into the Scheme Text a new column in Table 3B (Zoning Table) titled ‘Residential Redevelopment’ zone and inserting the following land use permissibilities—

‘P’ Uses: Bed and Breakfast, Dwelling-Single House, Family Day Care, Home Occupation, Radio & TV Installation Private.

‘AA’ Uses: Home Business.

‘SA’ Uses: Ancillary Accommodation, Dwelling-Aged or Dependent Persons.

5. Adding to the Scheme Text, after sub-clause 2.7.4, the following—

2.8 DEVELOPMENT CONTRIBUTION AREAS

2.8.1 Development Contribution Areas shown on the Scheme Map as DCA with a number and included in Appendix 9.

2.8.2 In respect of a Development Contribution Area shown on a Scheme Map, the provisions applying to the development control area apply in addition to the provisions applying to any underlying zone or reserve and any general provisions of the Scheme.

2.8.3 Interpretation

In clause 2.8, unless the context otherwise requires—

‘Administrative Costs’ means such costs as are necessary for the implementation of the Development Contribution Plan;

‘Cost Apportionment Schedule’ means a schedule prepared and distributed in accordance with clause 2.8.12;

‘Cost Contribution’ means the contribution to the cost of Infrastructure and Administrative Costs;

‘Infrastructure’ means services and facilities which, in accordance with the Commission’s policy, it is reasonable for Owners to contribute towards; and

‘Owner’ means an owner of land that is located within a Development Contribution Area.

2.8.4 Purpose

The purpose of having Development Contribution Areas is to—

- (a) provide for the equitable sharing of the costs of Infrastructure and Administrative Costs between Owners;
- (b) ensure that Cost Contributions are reasonably required as a result of the subdivision and development of land in the Development Contribution Area; and
- (c) coordinate the timely provision of Infrastructure.

2.8.5 Development Contribution Plan required

A Development Contribution Plan is required to be prepared for each Development Contribution Area.

2.8.6 Development Contribution Plan part of scheme

The Development Contribution Plan does not have effect until it has been incorporated in Appendix 9 as part of the Scheme.

2.8.7 Subdivision and Development

2.8.7.1 The local government is not to—

- (a) consider recommending subdivision; or

- (b) approve development of land within a Development Contribution Area until;
- (c) a Development Contribution Plan is in effect; or
- (d) the Owner who has applied for subdivision or development approval has made arrangements in accordance with clause 2.8.16 for the payment of the Owner's Cost Contribution.

2.8.7.2 Where a Development Contribution Plan is not in effect, the local government may support subdivision or approve development where the Owner has made other arrangements satisfactory to the local government with respect to the Owner's contribution towards the provision of Infrastructure and Administrative Costs in the Development Contribution Area.

2.8.8 Guiding Principles for Development Contribution Plans

The Development Contribution Plan for any Development Contribution Area is to be prepared in accordance with the following principles—

- (a) it is to provide for Cost Contributions to only the cost of such Infrastructure and Administrative Costs as fairly and reasonably relate to, and are reasonably required as a result of, the subdivision and development of land in the Development Contribution Area;
- (b) it is to provide for Cost Contributions generally in accordance with the Commission's policies on developer contributions for Infrastructure;
- (c) matters requiring land contribution, such as public open space, are to be treated as the cost of Infrastructure with any necessary adjustments to establish, where appropriate, a money equivalent; and
- (d) Cost Contributions are to be based upon the proportion that the area of that Owner's land bears to the total area of land within the Development Contribution Area for which Cost Contributions have yet to be made.

2.8.9 Recommended content of Development Contribution Plans

2.8.9.1 The Development Contribution Plan is to specify—

- (a) the Development Contribution Area to which the Development Contribution Plan applies;
- (b) the Infrastructure and Administrative Costs to be funded through the Development Contribution Plan;
- (c) the method of determining the Cost Contribution of each Owner; and
- (d) the priority and timing for the provision of Infrastructure.

2.8.10 Period of Development Contribution Plan

A Development Contribution Plan may specify the period during which it is to operate.

2.8.11 Land excluded

In calculating both the area of an Owner's land and the total area of land in a Development Contribution Area, the area of land provided in that Development Contribution Area for—

- (a) roads designated under the Metropolitan Region Scheme as Primary Regional Roads and Other Regional Roads;
- (b) existing public open space;
- (c) government primary and secondary schools; and
- (d) such other land as is set out in the Development Contribution Plan,

is to be excluded.

2.8.12 Cost Apportionment Schedule

2.8.12.1 Within 90 days of the Gazettal date of the Development Contribution Plan, the local government is to distribute a Cost Apportionment Schedule to all Owners in the Development Contribution Area.

2.8.12.2 The Cost Apportionment Schedule sets out in detail the calculation of the Cost Contribution for each Owner in the Development Contribution Area.

2.8.12.3 The Cost Apportionment Schedule does not form part of the Scheme.

2.8.13 Cost Contributions based on estimates

2.8.13.1 The value of Infrastructure and Administrative Costs is to be based on amounts expended, but when expenditure has not occurred, it is to be based on the best and latest estimated costs available to the local government.

2.8.13.2 Where a Cost Apportionment Schedule contains estimated costs, such estimated costs are to be reviewed at least annually by the local government—

- (a) in the case of land to be acquired, in accordance with clause 2.8.14
- (b) in all other cases, in accordance with the best and latest information available to the local government,

until the expenditure on the relevant item of Infrastructure or Administrative Costs has occurred.

- 2.8.13.3 The local government is to have such estimated costs independently certified by an appropriate qualified person and must provide such independent certification to an Owner where requested to do so.
- 2.8.13.4 Where any Cost Contribution has been calculated on the basis of an estimated cost, the local government—
- (a) is to adjust the Cost Contribution of any Owner in accordance with the revised estimated costs; and
 - (b) may accept a Cost Contribution, based upon estimated costs, as a final Cost Contribution and enter into an agreement with the Owner accordingly.
- 2.8.13.5 Where an Owner's Cost Contribution is adjusted under clause 6.3.11.4, the local government, on receiving a request in writing from an Owner, is to provide the Owner with a copy of estimated costs and the calculation of adjustments.

2.8.14 Valuation

- 2.8.14.1 Clause 2.8.14 applies in order to determine the value of land to be acquired for the purpose of providing Infrastructure.
- 2.8.14.2 In clause 2.8.14—
- 'Value' means fair nett expectation value which is to be calculated by determining the highest and best use of the land in its inglobo state either on its own or with other land ripe for subdivision and adding the margin for profit foregone had the land been able to be subdivided in its optimum form including allowances for all usual costs and expenses attributed to that land required to carry out such an exercise but not including an allowance for risk as might otherwise have been made.
- 'Profit' is to be 10% calculated by the difference between—
- (a) the gross realisation of the lots or part lots yielded from the subject land less the advertising and legal expenses so required to sell the lots; and
 - (b) the amount of (a) divided by 1.1.
- 'Valuer' means a licensed valuer agreed by the local government and the Owner, or where the local government and the Owner are unable to reach agreement, a valuer appointed by the President of the Western Australian Division of the Australian Property Institute.
- 2.8.14.3 If an Owner objects to a valuation made by the Valuer, the Owner may give notice to the local government requesting a review of the amount of the Value, at the Owner's expense, within 28 days after being informed of the Value.
- 2.8.14.4 If the Valuer does not change the Value of the land to a figure acceptable to the Owner, the Value is to be determined—
- (a) by any method agreed between the local government and the Owner; or
 - (b) if the local government and the Owner cannot agree, by arbitration in accordance with the *Commercial Arbitration Act 1985*.

2.8.15 Liability for Cost Contributions

- 2.8.15.1 An Owner is required to make a Cost Contribution in accordance with the applicable Development Contribution Plan and the provisions of clause 2.8.
- 2.8.15.2 An Owner's liability to pay the Owner's Cost Contribution to the local government arises on the earlier of—
- (a) the Commission endorsing its approval on the Diagram or Plan of Survey of the subdivision of the Owner's land within the Development Contribution Area;
 - (b) the commencement of any development on the Owner's land within the Development Contribution Area; or
 - (c) the time of applying to the local government or Commission for approval of any development on the Owner's land within the Development Contribution Area.
- 2.8.15.3 Notwithstanding clause 2.8.15.2, an Owner's liability to pay the Owner's Cost Contribution does not arise if the Owner commences development of the first single house or outbuildings associated with that first single house on an existing lot which has not been subdivided since the Gazettal of the Development Contribution Plan.

2.8.16 Payment of Cost Contribution

- 2.8.16.1 The Owner, with the agreement of the local government, is to pay the Owner's Cost Contribution by—
- (a) cheque or cash;
 - (b) transferring to the local government or a public authority land in satisfaction of the Cost Contribution;
 - (c) some other method acceptable to the local government; or
 - (d) any combination of these methods.

2.8.16.2 The Owner, with the agreement of the local government, may pay the Owner's Cost Contribution in a lump sum, by installments or in such other manner acceptable to the local government.

2.8.16.3 Payment by an Owner of the Cost Contribution, including a Cost Contribution based upon estimated costs, constitutes full and final discharge of the Owner's liability under the Development Contribution Plan.

2.8.17 Charge on land

2.8.17.1 The amount of any Cost Contribution for which an Owner is liable under clause 2.8.15, but has not paid, is a charge on the Owner's land to which the Cost Contribution relates, and the local government may lodge a caveat, at the Owner's expense, against the Owner's title to that land.

2.8.17.2 The local government, at the Owner's expense and subject to such other conditions as the local government thinks fit, is to withdraw a caveat lodged under clause 2.8.17.1 to permit a dealing and may then re-lodge the caveat to prevent further dealings.

2.8.17.3 If the Cost Contribution is paid in full, and if requested to do so by the Owner, the local government, at the expense of the Owner, is to withdraw any caveat lodged under clause 2.8.17.

2.8.18 Administration of Funds

2.8.18.1 The local government is to establish and maintain a reserve account in accordance with the Local Government Act 1995 for each Development Contribution Area into which Cost Contributions for that Development Contribution Area will be credited and from which all payments for the cost of Infrastructure and Administrative Costs within that Development Contribution Area will be paid. The purpose of such a reserve account or the use of money in such a reserve account is limited to the application of funds for that Development Contribution Area.

2.8.18.2 Interest earned on Cost Contributions credited to a reserve account in accordance with clause 2.8.18.1 is to be applied in the Development Contribution Area to which the reserve account relates.

2.8.18.3 The local government is to provide to every Owner who has a liability to make a Cost Contribution an audited annual statement of accounts for that Development Contribution Area as soon as practicable after the audited annual statement of accounts becomes available.

2.8.19 Shortfall or Excess in Cost Contributions

2.8.19.1 If there is a shortfall in the total of Cost Contributions when all Cost Contributions have been made or accounted for in a particular Development Contribution Area, the local government may—

- (a) make good the shortfall from its municipal fund;
- (b) enter into agreements with Owners to fund the shortfall; or
- (c) raise loans or borrow from a financial institution,

but nothing in paragraph 2.8.19.1(a) restricts the right or power of the local government to impose a differential rate to a specified Development Contribution Area in that regard.

2.8.19.2 If there is an excess in funds available to the Development Contribution Area when all Cost Contributions have been made or accounted for in a particular Development Contribution Area, the local government is to apply the excess funds for the provision of additional facilities or improvements in that Development Contribution Area.

2.8.20 Powers of the local government

The local government in implementing the Development Contribution Plan has the power to—

- (a) acquire any land or buildings within the Scheme area under the provisions of the Town Planning Act; and
- (b) deal with or dispose of any land which it has acquired under the provisions of the Town Planning Act in accordance with the law and for such purpose may make such agreements with other owners as it considers fit.

2.8.21 Arbitration

Subject to clause 2.8.14.4, any dispute between an Owner and the local government in connection with the Cost Contribution required to be made by an Owner is to be resolved by arbitration in accordance with the *Commercial Arbitration Act 1985*.

6. Inserting after Appendix 8, a new Appendix 9 titled 'Development Contribution Areas' and with the following words—

“There are no Development Contribution Areas that apply to the Scheme”

7. Amending the Index to the Scheme Text accordingly.

C. M. GREGORINI, Mayor.
E. W. T. LUMSDEN, Chief Executive Officer.

PI409*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

METROPOLITAN REGION SCHEME

Notice of Resolution—Clause 27

*Lot 6 Caporn Street, Sinagra
City of Wanneroo*

Amendment No.1112/27

File No.: 812-2-30-69

Notice is hereby given that in accordance with Clause 27 of the Metropolitan Region Scheme, the Metropolitan Region Planning Committee for and on behalf of the Western Australian Planning Commission and acting under delegated powers, resolved on 15 November 2005 to transfer land from the Urban Deferred zone to the Urban zone as shown on Plan Number 4.1517.

This amendment is effective from the date of publication of this notice in the *Government Gazette*.

The plan may be viewed at the offices of—

- Department for Planning and Infrastructure, Wellington Street, Perth
- J S Battye Library, Level 3 Alexander Library Building, Perth Cultural Centre
- Municipal office of the City of Wanneroo

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

PREMIER AND CABINET

PC401*

INTERPRETATION ACT 1984

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Lieutenant-Governor and Administrator in accordance with Section 52(1)(b) of the *Interpretation Act 1984* has approved the following temporary appointment—

Hon J. Bowler MLA to act temporarily in the office of Minister for Tourism; Racing and Gaming; Youth; Peel and the South West in the absence of the Hon M. McGowan MLA for the period 8 to 16 January 2006 (both dates inclusive).

This notice supersedes that published in *Government Gazette* Number 213 dated 18 November 2005 and *Government Gazette* Number 227 dated 9 December 2005.

M. C. WAUCHOPE, Director General,
Department of the Premier and Cabinet.

PC402*

INTERPRETATION ACT 1984

MINISTERIAL ACTING ARRANGEMENTS

It is hereby notified for public information that the Lieutenant-Governor and Administrator in accordance with Section 52(1)(b) of the *Interpretation Act 1984* has approved the following temporary appointment—

Hon J. B. D'Orazio MLA to act temporarily in the office of Minister for Education and Training in the absence of the Hon L. Ravlich MLC for the period 11 to 20 January 2006 (all dates inclusive).

This notice supersedes that published in *Government Gazette* Number 214 on 22 November 2005.

M. C. WAUCHOPE, Director General,
Department of the Premier and Cabinet.

TREASURY AND FINANCE

TF401*

TAXATION ADMINISTRATION ACT 2003

COMMISSIONER'S PRACTICES

Under the provisions of section 127 of the Taxation Administration Act 2003, the following Commissioner's Practice is hereby published for public information—

SD 47.0 STAMP DUTY—INSURANCE—APPORTIONMENT OF GENERAL INSURANCE
PREMIUMS FOR OFFSHORE RISK INSURANCE

Full details of each Commissioner's Practice can be obtained from the Office of State Revenue website at www.osr.wa.gov.au.

B. SULLIVAN, Commissioner of State Revenue,
Department of Treasury and Finance.

WORKSAFE

WS401*

OCCUPATIONAL SAFETY AND HEALTH ACT 1984
OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996
EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13

(No. 1 of 2006)

I, Nina Lyhne, WorkSafe Western Australia Commissioner, hereby grant an exemption to OTIS Elevator Company Pty Ltd from the requirements of Regulation 4.3(2)(c) of the *Occupational Safety and Health Regulations 1996* in relation to the requirement for verification to be provided that the headroom above the machine room floor shall not be less than 2100mm as per clause 5.6 of AS 1735.2—2001.

This exemption applies only with respect to Lift No. 6 at Dumas House, Havelock Street, West Perth.

This exemption is subject to the following conditions—

- Fixed ladders have been strategically placed around the raised platform in the machine room at the necessary access points for maintenance;
- An additional handrail is installed above the left hand machine beam to prevent persons moving under the overhead beam by preventing their movement from one side of the platform area to the adjacent area;
- An additional vertical ladder and a short handrail is installed on the lower platform on which the overspeed governor is installed;
- The hoist beam above the platform has been painted to identify its penetration into the head space;
- A protective helmet that complies with Australian Standard 1801-1997 must be worn on the platform;
- Signs are positioned in the machine room indicating the area where a helmet must be worn; and
- Training is carried out with all Otis Mechanics outlining the procedures to be applied on this site.

Dated this 9th day of January 2006.

NINA LYHNE, WorkSafe Western Australia Commissioner.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Harold William Hitchcock, late of Village Life, Albany in the State of Western Australia, Retired Public Works Department Employee, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962, relates) in respect of the estate of Harold William Hitchcock deceased, who died on the 20th day of September 2005 at Albany in the State of Western Australia are required by the personal representative David Malcolm Moss of 45 Duke Street, Albany, Western Australia to send particulars of their claims to David Moss & Co of P.O. Box 5744, Albany WA 6332 by the 12th day of February 2006 after which date the personal representative may convey or distribute the assets having regard only to the claim for which he has then had 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 relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 13th February 2006 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Batt, Arthur Herbert, late of 121 Burniston Street Scarborough, died 2/11/2005, (DE19981865EM12)

Brown, Cicely May, late of Craigwood Green Nursing Home 29 Gardner St Como formerly of Pilgrim Nursing Home 22 Wolsely Rd East Fremantle, died 5/12/2005, (DE19761157EM17)

Couper, Sheila Noreen, late of Kununoppin Hospital Ningham Lodge Thompson Road Kununoppin formerly of 133 Twine St Trayning, died 29/10/2005, (DE33046079EM22)

Davies, James also known as Jim Davies, late of 81 Barnes Street Innaloo, died 15/6/2004, (PM33031691TM14)

Doust, Laura Margaret, late of Unit 35/7 Beddi Road Duncraig, died 4/12/2005, (DE19831380EM16)

Engbrecht, Heinz Werner, late of 5 Lutz Court Gosnells, died 31/12/2005, (DE19982830EM12)

Graham, Beryl Grace, late of Royal Australian Air Force Memorial Estate Gordon Lodge Room 15 Bull Creek Drive Bull Creek, died 24/12/2005, (DE19660213EM16)

Gray, Ronald Charles, late of 14/6 Boulder Street Bentley, died 18/12/2005, (DE19972311EM34)

Harrison, Horace Frederick, late of 77 Alderbury Street Floreat, died 27/11/2005, (DE19540285EM17)

Lange, Spencer Norman, late of 20 Pateman Place South Yunderup, died 18/11/2005, (DE19850164EM26)

Levett, Ronald Henry, late of 140/118-120 Monash Ave Nedlands formerly of 14/31 Williams Rd Nedlands, died 18/11/2005, (DE19740633EM27)

Mulcahy, Isobel Avis, late of 2 Hillman Street Albany, died 8/12/2005, (DE19652210EM16)

Pember, Ethel Rita, late of Windsor Park Nursing Home 110 Star Street Carlisle, died 2/12/2005, (DE19922111EM26)

Prentice, John Gerald, late of 68/132 Guildford Road Maylands, died 16/2/2005, (DE33041193EM38)

Pye, Charles Frederick, late of Palm Beach Caravan Park 114/37 Fisher Street Rockingham, died 2/11/2005, (DE33046248EM113)

Rennie, Beverly Mayola, late of 1 Taylor Way Hillarys, died 9/12/2005, (DE19700470EM110)

Rennie, Ian David, late of Craigmont Nursing Home Third (East) Avenue Maylands, died 1/11/2005, (DE19852644EM110)

Smith, Charles Arthur, late of 21 Grasmere Place Westfield, died 4/11/2005, (DE19790072EM37)

Wade, Mavis Rose, late of 36 The Promenade Mount Pleasant, died 1/12/2005, (DE19922435EM15)

Wickson, Beryl Betty, late of 46 Arkwell Way Marmion, died 25/10/2005, (DE19722122EM14)

Wierenga, Jantje, late of Regents Garden Aged Care 2 Amur Place Bateman, died 15/12/2005, (DE19921890EM26)

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