

WESTERN AUSTRALIAN GOVERNMENT Gazette

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

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— PART 1 —

FISHERIES

FI301*

Fish Resources Management Act 1994

Fish Resources Management Amendment Regulations (No. 4) 2006

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Fish Resources Management Amendment Regulations (No. 4) 2006*.

2. The regulations amended

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

[* Reprint 5 as at 14 October 2005.

For amendments to 27 January 2006 see Gazette 4 and 11 November and 22 December 2005.]

3. Regulation 16I amended

Regulation 16I(6)(c) is amended by deleting “900” and inserting instead —

“ 1 050 ”.

4. Regulation 64OB amended

Regulation 64OB(1) is amended after “must” by inserting —

“ not ”.

5. Schedule 2 amended

Schedule 2 Part 2 Division 3 Subdivision 1 clause 1(a) is amended by deleting “1 April” and inserting instead —

“ 1 May ”.

By Command of the Governor,

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

PUBLIC SECTOR MANAGEMENT

PS301*

Alteration of Statutory Designations Act 1974

Alteration of Statutory Designations Order 2006

Made by the Governor in Executive Council.

1. Citation

This order is the *Alteration of Statutory Designations Order 2006*.

2. References to “Department of Agriculture” altered

- (1) Subject to subclause (2), it is directed that a reference contained in —

- (a) any law; or
- (b) any instrument, contract or legal proceedings made or commenced before the coming into operation of this order,

to a department of the Public Service with the designation “Department of Agriculture” is to be read and construed as a reference to the department of the Public Service with the designation “Department of Agriculture and Food”.

- (2) A reference is not to be read and construed in accordance with subclause (1) if —

- (a) the contrary intention appears in the law, instrument, contract or legal proceedings containing the reference; or
- (b) the context of the reference otherwise requires.

By Command of the Governor,

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

TRANSPORT

TR301*

Road Traffic Act 1974

**Road Traffic (Animal Drawn Vehicles)
Amendment Regulations 2006**

Made by the Lieutenant-Governor and Administrator in Executive Council.

1. Citation

These regulations are the *Road Traffic (Animal Drawn Vehicles) Amendment Regulations 2006*.

2. The regulations amended

The amendments in these regulations are to the *Road Traffic (Animal Drawn Vehicles) Regulations 2002**.

[* *Published in Gazette 12 August 2002 p. 4021-31.*]

3. Regulation 5 amended

Regulation 5 is amended by deleting “the owner of” and inserting instead —

“ a responsible person for ”.

By Command of the Lieutenant-Governor and Administrator,

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

— PART 2 —

EAST PERTH REDEVELOPMENT AUTHORITY

EX401

EAST PERTH REDEVELOPMENT ACT 1991

EAST PERTH REDEVELOPMENT AUTHORITY

East Perth Redevelopment Scheme Amendment No.18

Available for Public Inspection

It is hereby notified for public information that the Minister for Planning and Infrastructure has approved for advertising Amendment No. 18 to the East Perth Redevelopment Scheme.

Amendment No. 18 will extend the boundary of the East Perth Redevelopment Scheme over land at the north-eastern corner of Newcastle and Williams Street, in the New Northbridge project.

Comments are now invited on the proposed amendment. Details of Amendment No. 18, including a map of the scheme extension area, are available for inspection at the offices of the East Perth Redevelopment Authority, 12 Lindsay Street, Northbridge, 6003, between the hours of 8:30am and 5:00pm, Monday to Friday, and may be viewed on the Authority's website www.epra.wa.gov.au.

Written submissions should be addressed to—

The Chief Executive Officer
East Perth Redevelopment Authority
Locked Bag 8
Perth Business Centre
WA 6849
Attention: Planning Manager

The closing date for submissions is Tuesday, 18 April 2006.

HEALTH

HE401*

HEALTH ACT 1911

APPOINTMENTS

Department of Health WA,
Perth, 28 February 2006.

In accordance with the provisions of section 28 of the *Health Act 1911*, the appointment of the following persons as Environmental Health Officers is approved.

Environmental Health Officer	Date Effective	Local Government
Haydn Jones	3 February 2006	Shire of Harvey
Matthew Cantrell	7 February 2006	Shire of Wyndham-East Kimberley
Danielle Rippin	8 February 2006	Shire of Broome
Michelle Stewart	9 February 2006	Shire of Serpentine-Jarrahdale
Rodney Wood	14 February 2006	Shire of Dandaragan
Michael Christensen	16 February 2006	City of Mandurah
Royce Parker	16 February 2006	Shire of Victoria Plains
Gordon Tester	16 February 2006	Shire of Victoria Plains
Carmen Sadlier	16 February 2006	Shire of Victoria Plains
Mark Luzi	21 February 2006	Shire of Mundaring
Ryan Janes	21 February 2006 - 31 May 2006	City of Nedlands
Michael Karra	24 February 2006	City of South Perth

Dr M. STEVENS, Executive Director, Public Health.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995*District of Carnamah***(DISCONTINUATION OF WARD SYSTEM) ORDER 2006**

Made by the Governor in Executive Council on the recommendation of the Minister for Local Government and Regional Development.

1. Citation

This order may be cited as the *District of Carnamah (Discontinuation of Ward System) Order 2006*.

2. Discontinuation of ward system (s.2.2 (1)(d) of the Act)

All wards in the district of Carnamah are abolished immediately before the first ordinary elections day of the district after the commencement of this order.

3. Declaration of vacant offices (ss.2.35 and 9.62 of the Act)

All the offices of member of the council of the Shire of Carnamah become vacant immediately before the first ordinary elections day after the commencement of this order.

4. Election to fill vacancies (ss.4.11 and 9.62 of the Act)

(1) An election is to be held to fill the offices that become vacant under clause 3.

(2) Any poll needed for an election to fill the offices is to be held on the first ordinary elections day after the commencement of this order.

(3) Part 4 of the Act applies to preparing for and conducting the election as if clauses 2 and 3 had taken effect on the day on which this order commenced.

(4) For the purposes of subclause (3), Part 4 of the Act is modified to the extent necessary to give effect to subclauses (1), (2), and (3).

I recommend that the orders in clauses 2, 3 and 4 be made as recommended by the Local Government Advisory Board.

Hon JON FORD JP MLC, Minister for Local Government and
Regional Development; Fisheries; The Kimberley, Pilbara and Gascoyne.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Council.

MARINE/MARITIME

MX402*

WESTERN AUSTRALIAN MARINE ACT 1982**NAVIGABLE WATERS REGULATIONS****CLOSURE OF WATER SKI AREA***Shire of Northampton*

Port Gregory

Department for Planning and Infrastructure
Fremantle WA, 10 March 2006.

Acting pursuant to the powers conferred by Regulation 48A of the Navigable Waters Regulations, the department by this notice temporarily revokes paragraphs (1)(a)(11) of Notice MH404 as published in the *Government Gazette* on 25 October 1991, relating to the water ski area at Port Gregory, Shire of Northampton.

Providing that this revocation will apply only between the hours of 1000 and Sunset on Friday 17th, Saturday 18th and Sunday 19th March 2006, to allow for an approved aquatic event being held by the WA Kite Surfing Association.

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

MX401*

WESTERN AUSTRALIAN MARINE ACT 1982
NAVIGABLE WATERS REGULATIONS
CLOSURE

Lake Kununurra Water Ski Areas

Department for Planning and Infrastructure
 Fremantle WA, 10 March 2006.

Acting pursuant to the powers conferred by Regulation 48A of the Navigable Waters Regulations, the department by this notice temporarily revokes paragraphs (1)(b)(25)(1) and (1)(b)(25)(2) of Notice MH404 as published in the *Government Gazette* on 25 October 1991 and hereby closes the two water ski areas on Lake Kununurra for water skiing on Sunday 2 April 2006.

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

PLANNING AND INFRASTRUCTURE

PI401*

TOWN PLANNING AND DEVELOPMENT ACT 1928
APPROVED TOWN PLANNING SCHEME AMENDMENT
City of Mandurah

Town Planning Scheme No. 3—Amendment No. 73

Ref: 853/6/13/12 Pt 73

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 28 February 2006 for the purpose of—

1. Rezoning Lot 31 Pinjarra Road, Coodanup, from 'Tourist' to 'Urban Development'.
2. Amending the Scheme maps accordingly.

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

PI405*

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

Town Planning Scheme No. 7—Amendment No. 11

Ref: 853/6/10/10 Pt 11

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 Waroona town planning scheme amendment on 28 February 2006 for the purpose of—

1. Inserting in the Scheme Text the following in the appropriate location in 'Schedule II—Rural Residential Codes'—

(a) Locality of Zone	(b) Permitted Uses & Zone Control Provisions
Lots 22, 23 and 25 Southern Estuary Road, Lake Clifton	(i) Subdivision shall generally be in accordance with the subdivision guide plan adopted by Council. (ii) An alternative treatment unit (ATU) is required for those areas designated as 'ATU' on the subdivision guide plan. (iii) The liquid waste disposal system to be used on land elsewhere may be a conventional effluent system subject to a minimum 2 metre vertical separation between the base of the leach drain and the highest known groundwater level or bedrock. (iv) Buildings are to be constructed in accordance with Australian Standard AS3959-1991 'Construction of Buildings in Bushfire Prone Areas'.

(a) Locality of Zone	(b) Permitted Uses & Zone Control Provisions
	(v) Stock shall only be allowed as an occasional fire control measure and only within the cleared sections of the site or building envelope. (vi) Where permitted, the number of livestock shall be consistent with Department of Agriculture guidelines on the area of cleared land, not the total lot size. Stocking rates shall be set as those for dry pasture, with no importation of feed permitted. (vii) Individual conservation covenants are to be placed on each of the proposed rural residential lots containing remnant vegetation to protect and preserve the remnant vegetation under the Soil and Land Conservation Act. (viii) Within the Priority Conservation Area shown on the Subdivision Guide Plan, no fencing (including boundary fencing), firebreaks, stock or clearing (including slashing) shall be permitted.

- 2 Rezoning on the Scheme Map Lots 22, 23 and 25 Southern Estuary Road, Lake Clifton from 'Rural 1—General Farming' to 'Rural 6—Rural Residential' as depicted on the Scheme Amendment Map.

N. DEW, President.
I. N. CURLEY, Chief Executive Officer.

PI402*

TOWN PLANNING AND DEVELOPMENT ACT 1928

APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Mandurah

Town Planning Scheme No. 3—Amendment No. 74

Ref: 853/6/13/12 Pt 74

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 28 February 2006 for the purpose of—

1. Rezoning portions of Lot 479 Southern Estuary Road, Herron, from 'Rural' to 'Rural Residential' and 'Conservation and Foreshore Reserve' and 'District Recreation' reservations.
2. Amending the Scheme Maps accordingly.

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

PI403*

TOWN PLANNING AND DEVELOPMENT ACT 1928

APPROVED TOWN PLANNING SCHEME AMENDMENT

Shire of Murray

Town Planning Scheme No. 4—Amendment No. 198

Ref: 853/6/16/7 Pt 198

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 Murray town planning scheme amendment on 28 February 2006 for the purpose of—

1. Rezoning a portion of Lot 151 Pipeline Road, Oakley from 'Rural' to 'Industry'.
2. Amending the scheme map accordingly.

N. H. NANCARROW, President.
N. LEACH, Chief Executive Officer.

PI404*

TOWN PLANNING AND DEVELOPMENT ACT 1928

APPROVED TOWN PLANNING SCHEME AMENDMENT

City of Nedlands

Town Planning Scheme No. 2—Amendment No. 165

Ref: 853/2/8/4 Pt 165

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 Nedlands town planning scheme amendment on 1 March 2006 for the purpose of inserting into Schedule No 1 of Town Planning Scheme No 2 an additional entry for "Lot 564, Bruce Street", with the additional use of "Two Grouped Dwellings" as follows—

	LOT NO.	STREET	ZONE	ADDITIONAL USE PERMITTED
106	564	Bruce Street	Residential R 12.5	Two Grouped Dwellings

L. G. TAYLOR, Mayor.
D. E. PRICE, Chief Executive Officer.

PREMIER AND CABINET

PC401*

APPOINTMENT OF DEPUTY OF THE GOVERNOR

It is hereby notified for public information that the Governor, under clause XVI of the *Letters Patent relating to the Office of Governor of the State of Western Australia* dated 14 February 1986, has appointed the Lieutenant-Governor the Honourable David Kingsley Malcolm AC, to be deputy of the Governor and in that capacity to perform and exercise all the powers and functions of the Governor during the following periods (all dates inclusive)—

8 to 11 March 2006
13 to 18 March 2006
22 to 25 March 2006

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

PUBLIC SECTOR MANAGEMENT

PS401

PUBLIC SECTOR MANAGEMENT ACT 1994

DESIGNATION OF DEPARTMENT

Pursuant to 35(2) of the *Public Sector Management Act 1994*, notice is hereby given that the Governor has—

under Section 35(1)(d) of the *Public Sector Management Act 1994* altered the designation of the Department of Agriculture to become the "Department of Agriculture and Food" with effect on and from 1 March 2006.

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

WORKSAFE

WS401*

OCCUPATIONAL SAFETY AND HEALTH ACT 1984**OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996**

EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13

(No. 6 of 2006)

I, Nina Lyhne, WorkSafe Western Australia Commissioner, hereby grant an exemption to Ms Sarina Smith from the requirements of the following regulations of the Occupational Safety and Health Regulations 1996—

- Regulation 4.53(2)(a) through to Regulation 4.53(2)(e), inclusive; and
- Regulation 4.54(4)(c) insofar as it relates to the requirements of Section 6.18 of AS 2550.1—2002

insofar as the above require a person suspended from a crane to be accommodated in a workbox. This exemption relates to the use of an 18 tonne capacity mobile crane set up on outriggers to suspend a performer during a performance at Berridge Park, Denmark on 5 March 2006.

I also grant an exemption from the requirements of Regulation 4.54(3) in relation to the use of the crane in the abovementioned performance.

The following conditions shall apply with respect to use of the crane—

- notwithstanding that Section 6.18.2 of Australian Standard AS2550.1 refers to use of a workbox, from which requirement Ms Smith is exempted, the requirements for the crane listed in clauses (a) to (g) of 6.18.2 shall still apply;
- the crane operator shall remain at the controls of the crane at all times during the performance;
- the only crane motion permitted whilst the performer is suspended from the crane hook is hoist up or down at slow speed; and
- a certificated dogger or rigger oversees the secure attachment of the fabric to the crane hook.

This exemption is valid on 5 March 2006 only.

Dated this 15th day of March 2006.

NINA LYHNE, WorkSafe Western Australia Commissioner.

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