

WESTERN AUSTRALIAN GOVERNMENT Gazette

861



PERTH, TUESDAY, 13 FEBRUARY 2001 No. 32

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

CONTENTS

PART 1

	Page
Agriculture Produce Commission Act 1988—	
Agricultural Produce (Horticultural Industry) Regulations 2001	863-6
Growers Committees (Polling) Amendment Regulations 2001.....	867-72
Community Services Act 1972—Community Services (Child Care) Amendment Regulations 2001.....	872-91
Plant Diseases Act 1914—Plant Diseases Amendment Regulations 2001.....	866
Water Agencies (Powers) Act 1984—Water Agencies (Charges) Amendment By-laws 2001	892

PART 2

Agriculture.....	893-6
Health.....	896
Local Government	896-7
Planning.....	897-8
Public Notices—Deceased Estate	898

IMPORTANT COPYRIGHT NOTICE

© State of Western Australia

This work is copyright. Apart from any use as permitted under the *Copyright Act 1968*, no part may be reproduced by any process without written permission from the Government Printer, State Law Publisher. Inquiries should be directed to the Manager Sales & Editorial, State Law Publisher, 10 William St, Perth 6000.

PUBLISHING DETAILS

The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances (changes to this arrangement will be advertised beforehand on the inside cover).

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

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

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

Postal address:

State Law Publisher
P.O. Box 8448,
Perth Business Centre 6849

Delivery address:

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

- Lengthy or complicated notices should be forwarded early to allow for preparation. Failure to observe this request could result in the notice being held over.

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

ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2000 (Prices include GST).

Deceased Estate notices, (per estate)—\$19.91

Real Estate and Business Agents and Finance Brokers Licences, (per notice)—\$46.53

Other articles in Public Notices Section—\$46.53 (except items of an exceptionally large nature. In these instances arrangements will be made for pricing the notice at time of lodging).

All other Notices

Per Column Centimetre—\$9.24

Bulk Notices—\$172.70 per page

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

Clients without an account will need to pay at time of lodging the notice.

PUBLISHING ALTERATIONS

Periodically the normal *Gazette* publishing times need to be altered to cater for disruption caused by public holidays.

- Easter and Christmas holidays cause disruption each year.
- Australia Day and Anzac Day cause disruption when they fall on a Tuesday or Friday.

In these instances, notices warning of the change are generally published on page 2 for approximately 4 weeks prior to the date.

Readers are urged to check *Gazettes* accordingly, prior to contacting State Law Publisher.

JOHN A. STRIJK, Government Printer.

— PART 1 —

AGRICULTURE

AG301*

Agricultural Produce Commission Act 1988

Agricultural Produce (Horticultural Industry) Regulations 2001

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Agricultural Produce (Horticultural Industry) Regulations 2001*.

2. Interpretation

In these regulations unless the contrary intention appears —

“**dealer**” means any person who —

- (a) purchases any horticultural produce direct from a producer wholesale for resale;
- (b) receives horticultural produce from a producer for wholesale sale on behalf of the producer;
- (c) being a producer sells on his or her own behalf by wholesale or retail sale any horticultural produce produced by him or her;
- (d) packs or fills a container with a horticultural produce on behalf of a producer; or
- (e) receives any horticultural produce from a producer or wholesaler for processing;

“**horticultural produce**” means —

- (a) wine, fruit and the juices of fruit, whether fresh or processed;
- (b) vegetables and the juices of vegetables, whether fresh or processed;
- (c) nuts including processed nuts;
- (d) flowers, whether fresh or dried;
- (e) plants, including grass and other herbaceous plants, grown for sale as living plants;

“producer” means a producer of horticultural produce in relation to which a producers’ committee is established under the Act;

“sale” includes barter or exchange.

3. Prescribed services that may be provided by a producers’ committee established in relation to a horticultural produce

For the purpose of section 12(1) of the Act, the services referred to in section 12(1)(a) to (m) of the Act are prescribed as services that a producers’ committee may provide in relation to the horticultural produce in relation to which it was established.

4. Prescribed statistical information

- (1) In subregulation (2) **“specified”** means specified by the Commission by notice in writing addressed to the person who produces the kind of horticultural produce in question.
- (2) The following information is prescribed statistical information for the purposes of section 13 of the Act in relation to the producers’ committee or a proposed producers’ committee —
 - (a) the quantity of specified horticultural produce produced for sale by a person;
 - (b) the area of land cultivated by a person for the purposes of the cultivation of the specified horticultural produce;
 - (c) the outlets through which the specified horticultural produce is sold.

5. Dealer to collect and pay charges

- (1) A producer is liable to pay such charges as are imposed by the Commission under section 14(1) of the Act.
- (2) Any charge referred to in subregulation (1) must be collected by a person who is a dealer in horticultural produce produced by a producer.
- (3) Subject to regulation 6, a person who is a dealer in horticultural produce produced by a producer who does not collect a charge referred to in subregulation (1) commits an offence.
- (4) A dealer who collects any charge under subregulation (3) and does not pay the charge so collected to the Commission not later than 14 days after the end of the month during which the charge was collected or within such longer period as the Commission allows commits an offence.
- (5) A charge imposed under section 14(1) of the Act becomes due and payable by a producer on the day specified in the notice of the charge, being a day not less than 14 days after the day on which the notice was published.

Penalty applicable to subregulations (3) and (4): \$2 000.

6. Local government to collect and pay certain charges

- (1) If a charge referred to in regulation 5(1) is imposed by the Commission under section 14(1) of the Act for the purpose of the provision by a producers' committee of a service to control or to develop a means of controlling a pest or disease specified in a notice published under section 19A(2)(a), the charge must be collected by the local government of any district in which the producers' committee provides the service.
- (2) A local government that collects a charge under subregulation (1) must pay the charge so collected to the Commission not later than 14 days after the end of the month during which the charge was collected or within such longer period as the Commission allows.

7. Publication of notice of charge imposed under section 14 of the Act

A notice that requires publication for the purposes of section 14(3) of the Act must be published in a newspaper circulating in the area or areas of the State where the producers, on whom the charge referred to in the notice is imposed, are located.

8. Information to be furnished

- (1) A dealer must, not later than 14 days after the end of each month during which the dealer has dealt in horticultural produce, furnish to the Commission a return in the form approved by the Commission showing all dealings by the dealer in horticultural produce.
- (2) A dealer referred to in subregulation (1), if requested to do so by the Commission, must furnish to the Commission —
 - (a) the names of the producers with whom the dealer dealt and the quantities of horticultural produce supplied by those producers; or
 - (b) in the case of a producer selling on his or her own behalf, the amount of horticultural produce produced,

during the period to which the return relates.

Penalty applicable to subregulations (1) and (2): \$2 000.

9. *The Horticultural Produce Commission General Regulations 1991 repealed*

The Horticultural Produce Commission General Regulations 1991 are repealed.

10. Transitional and saving

- (1) In this regulation —
“**commencement day**” means the day on which these regulations come into operation.

- (2) A producer who is liable to pay a charge imposed by the Commission under section 14 of the Act immediately before the *Horticultural Produce Commission Amendment Act 2000* came into operation is, on and after the commencement day, to be taken to be liable to pay that charge under section 14(1) of the Act as if it had been imposed by the Commission on the commencement day.
- (3) These regulations apply to a charge referred to in subregulation (2) as if the charge had been imposed by the Commission on the commencement day under section 14(1) of the Act.

By Command of the Governor,

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

AG302*

Plant Diseases Act 1914

Plant Diseases Amendment Regulations 2001

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Plant Diseases Amendment Regulations 2001*.

2. Schedule 1 amended

Schedule 1 to the *Plant Diseases Regulations 1989** is amended as follows:

- (a) in Part A, in the item commencing “Lychee” in columns 2, 3 and 5 by deleting “41,”; and
- (b) in Part B, item 38, paragraph (b) by deleting “1%” and inserting instead —
“ 0.1% ”.

[* Reprinted as at 17 March 2000.

For amendments to 16 January 2001 see Gazette 20 June, 30 June, 11 August and 29 September 2000 and 5 January 2001.]

By Command of the Governor,

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

AG303*

Agricultural Produce Commission Act 1988

Growers Committees (Polling) Amendment Regulations 2001

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Growers Committees (Polling) Amendment Regulations 2001*.

2. The regulations amended

The amendments in these regulations are to the *Growers Committees (Polling) Regulations 1990**.

[* *Published in Gazette 23 November 1990, pp. 5774-8.*]

3. Citation amended

Regulation 1 is amended by deleting “Growers” and inserting instead —

“ Producers ”.

4. Regulation 3 amended

- (1) Regulation 3 is amended in the definition of “eligible grower” by deleting “grower” in both places where it occurs and inserting instead —

“ producer ”.

- (2) Regulation 3 is amended in the definition of “eligible grower” by deleting “growers” in the first place where it occurs and inserting instead —

“ producers ”.

- (3) Regulation 3 is amended in the definition of “eligible grower” by deleting “growers” in the second place where it occurs and inserting instead —

“ producers’ ”.

- (4) Regulation 3 is amended in the definition of “list of growers” by deleting “growers” in the first 2 places where it occurs and inserting instead —

“ producers ”.

- (5) Regulation 3 is amended in the definition of “list of growers” by deleting “growers” in the third place where it occurs and inserting instead —

“ producers’ ”.

- (6) Regulation 3 is amended in the definition of “relevant area” by deleting “growers” and inserting instead —
 “ producers’ ”.
- (7) Regulation 3 is amended by inserting, in the appropriate alphabetical position, the following definition —
 “
 “poll” means a poll which the Commission is required or authorised to conduct or which is conducted on behalf of a producers’ committee;
 ”.
- 5. Regulation 4 amended**
- (1) Regulation 4 is amended by deleting “grower” where it first occurs and inserting instead —
 “ producer ”.
- (2) Regulation 4 is amended by deleting “relevant growers committee” and inserting instead —
 “ producers’ committee or proposed producers’ committee ”.
- (3) Regulation 4(a) is amended by deleting “grower” and inserting instead —
 “ producer ”.
- 6. Regulation 5 repealed**
 Regulation 5 is repealed.
- 7. Regulation 6 amended**
- (1) Regulation 6(1) is amended by deleting “relevant growers committee or a relevant growers committee that is proposed to be established” and inserting instead —
 “
 producers’ committee or a proposed producers’ committee
 ”.
- (2) Regulation 6(2) is amended by deleting “growers” and inserting instead —
 “ producers ”.
- 8. Regulation 8 amended**
 Regulation 8(2) is amended as follows:
 (a) in paragraph (c) by inserting before “shall” —
 “
 in the case of a poll under section 10 of the Act,
 ”;

- (b) in paragraph (d) by deleting “shall specify the kind of horticultural” and inserting instead —
- “
- in the case of a poll under section 10 of the Act, shall specify the agricultural
- ”;
- (c) by inserting after paragraph (d) the following paragraphs —
- “
- (da) in the case of a poll under section 11(1a) of the Act, shall specify the names of the candidates for election as members of a producers’ committee;
- (db) in the case of any other poll, shall specify the question to be submitted to the persons voting in the poll;
- ”.

9. Regulation 9 amended

Regulation 9 is amended as follows:

- (a) by deleting “growers” and inserting instead —
- “ producers ”;
- (b) by deleting “relevant growers committee” and inserting instead —
- “ producers’ or proposed producers’ committee ”.

10. Regulation 10 amended

(1) Regulation 10(1) is amended as follows:

- (a) by deleting “growers” in both places where it occurs and inserting instead —
- “ producers ”;
- (b) by deleting “grower” and inserting instead —
- “ producer ”.

(2) Regulation 10(2) is amended as follows:

- (a) by deleting “grower” in both places where it occurs and inserting instead —
- “ producer ”;
- (b) by deleting “growers” and inserting instead —
- “ producers ”.

(3) Regulation 10(3) is amended by deleting “grower” and inserting instead —

“ producer ”.

(4) Regulation 10(4) is amended by deleting “growers” and inserting instead —

“ producers ”.

11. Regulation 11 amended

Regulation 11 is amended as follows:

- (a) by deleting “growers” where it first occurs and inserting instead —
“ producers ”;
- (b) in paragraph (a) by deleting “relevant growers committee” and inserting instead —
“ producers’ or proposed producers’ committee ”;
- (c) in paragraphs (b) and (c) by deleting “growers” in the 3 places where it occurs and inserting instead —
“ producers ”.
- (d) in paragraph (b) by deleting “full”.

12. Regulation 12 amended

Regulation 12 is amended by deleting “grower” in both places where it occurs and inserting instead —

“ producer ”.

13. Regulation 14 amended

Regulation 14 is amended by deleting “growers” and inserting instead —

“ producers ”.

14. Regulation 16 amended

- (1) Regulation 16(3) is amended as follows:

- (a) by deleting “establishment of a growers committee or the extension of the functions of a growers committee as the case requires” and inserting instead —
“ motion to be voted on ”;
- (b) by deleting “grower” and inserting instead —
“ producer ”.

- (2) Regulation 16(4) is repealed and the following subregulation is inserted instead —

“

- (4) If a motion involves the establishment of a producers’ committee or the provision of additional services by a producers’ committee, the motion shall include in its terms the purposes for which the producers’ committee is established or the additional services that may be provided by a committee, as the case requires.

”.

- (3) Regulation 16(6) is amended by deleting “(4)” and inserting —

“ (3) ”.

- (4) Regulation 16(7) is repealed and the following subregulation is inserted instead —

“

- (7) The chairperson shall declare the meeting closed when the vote on the motion has been taken.

”.

15. Regulation 17 amended

- (1) Regulation 17(3) is amended as follows:

- (a) by deleting “or notice of such period of not less than 21 days as the Commission approves in the particular case”;
- (b) by deleting “growers” in both places where it occurs and inserting instead —
“ producers’ ”.

- (2) Regulation 17(4) is amended by deleting “growers” in both places where it occurs and inserting instead —

“ producers ”.

16. Regulation 18 amended

Regulation 18(1) is amended as follows:

- (a) by deleting “grower” where it first occurs and inserting instead —
“ producer ”;
- (b) by deleting “growers” where it first occurs and inserting instead —
“ producers ”;
- (c) in paragraph (c)(i) by deleting “growers committee or proposed growers committee” and inserting instead —

“

producers’ committee or proposed
producers’ committee

”;

- (d) in paragraph (c)(i) by deleting “eligible growers” and inserting instead —

“ eligible producers ”;

- (e) in paragraph (c)(i) by deleting “grower” and inserting instead —

“ producer ”;

- (f) by deleting paragraph (c)(ii) and inserting instead —

“

- (ii) which makes provision on the reverse thereof for the name of the producer and signature;

”.

17. Regulation 20 amended

Regulation 20 is amended by deleting “grower” and inserting instead —

“ producer ”.

18. Regulation 21 amended

Regulation 21(1) is amended by inserting after “poll” —

“
or who are candidates for membership of a producers’
committee
”.

19. Regulation 22 amended

Regulation 22(2) is amended as follows:

- (a) by deleting “growers” in both places where it occurs and inserting instead —
“ producers ”;
- (b) by deleting “grower” in both places where it occurs and inserting instead —
“ producer ”;
- (c) in paragraph (c), by deleting “full”.

20. Regulation 23 amended

Regulation 23 is amended by deleting “grower” and inserting instead —

“ producer ”.

By Command of the Governor,

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

FAMILY AND CHILDRENS SERVICES

FA301*

Community Services Act 1972

**Community Services (Child Care) Amendment
Regulations 2001**

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Community Services (Child Care) Amendment Regulations 2001*.

2. The regulations amended

The amendments in these regulations are to the *Community Services (Child Care) Regulations 1988**.

[* Reprinted as at 22 January 1997; correction in Gazette 8 July 1997.]

3. Regulation 3 amended

Regulation 3 is amended as follows:

- (a) by inserting, in the appropriate alphabetical positions, the following definitions —

“

“**contact staff**”, in relation to a child care service, means staff members who are directly involved in caring for children attending the service;

“**convicted person**” means a person who has been convicted of a prescribed offence;

“**criminal record check**” means a document issued by the Australian Federal Police or another body or agency approved by the Director-General that sets out the criminal convictions of an individual for offences under the law of this State, another State or a Territory;

“**lunch period**” means a period not exceeding 3 hours in any day during which contact staff are permitted to have lunch breaks;

“**prescribed offence**” means —

- (a) an offence under Chapter XXII, XXVIII, XXIX, XXX, XXXI, XXXIII, XXXIII A, XXXIII B, XXXVIII or XXXIX of *The Criminal Code*;
- (b) an offence under Part 3 of the *Prostitution Act 2000*;
- (c) an offence under section 31A, Part VII or section 130 of the *Child Welfare Act 1947*; or
- (d) an offence under a law of another State or a Territory that is equivalent to an offence referred to in paragraph (a), (b) or (c);

“**section**” means a section of the Act;

“**staff member**” means a member of the staff of a child care service.

”;

- (b) at the end of the definition of “premises” by deleting the full stop and inserting instead a semicolon.

4. Regulation 4 amended

Regulation 4 is amended as follows:

- (a) by deleting “by-laws” and inserting instead —
“ local laws ”;
- (b) by deleting “*Local Government Act 1960*” and inserting instead —
“ *Local Government Act 1995* ”.

5. Regulation 6 amended

(1) Regulation 6(2) is amended as follows:

- (a) by deleting paragraph (i);
- (b) by deleting paragraph (j) and “and” after it and inserting instead —
“
(j) details of any conviction of the applicant for a prescribed offence if the conviction occurred after the issue of the criminal record check mentioned in subregulation (5)(aa); and
”.

(2) Regulation 6(3) is amended by inserting after “(5) (a)” —

“
and criminal record check mentioned in
subregulation (5)(aa)
”.

(3) Regulation 6(4) is amended by deleting “first of” and inserting instead —

“ first ”.

(4) After regulation 6(4) the following subregulation is inserted —

“
(4aa) In the case of an application by a body corporate, department of the Public Service or public authority, the notice referred to in subregulation (4) shall include the full name of the officer of that body, department or authority who is likely to be directly responsible for the effective supervision of the child care service.
”.

(5) Regulation 6(4a) is amended by inserting after “subregulation (4)” —

“
and, if the applicant is a body corporate, department of the Public Service or public authority,
subregulation (4aa)
”.

(6) Regulation 6(5) is amended as follows:

(a) after paragraph (a) by inserting the following paragraph —

“

(aa) a criminal record check in respect of the applicant issued not more than 6 months before the day on which the application is made;

”;

(b) after paragraph (d)(ii) by deleting “and”;

(c) after paragraph (d)(ii) by inserting the following subparagraph —

“

(iia) a certificate signed by a registered architect (as defined in the *Architects Act 1921*) certifying that the proposed modification or construction complies with the requirements of Part 4;

”;

(d) in paragraph (d)(iii) by deleting “authority” and inserting instead —

“ government ”;

(e) after paragraph (d)(iii) by deleting the full stop and inserting —

“

; and

(iv) except if the application relates to family day care, evidence that the proposed modification or construction complies with any relevant fire safety requirements of the Fire and Emergency Services Authority of Western Australia established by the *Fire and Emergency Services Authority of Western Australia Act 1998*.

”.

6. Regulation 7A amended

Regulation 7A(1) is amended by deleting paragraph (b) and “and” after it and inserting instead —

“

(b) be accompanied by a criminal record check in respect of the applicant issued not more than 6 months before the day on which the application is made; and

”.

7. Regulation 10 amended

- (1) Regulation 10 is amended as follows:
- (a) before “A person” by inserting the subregulation designation “(1)”;
 - (b) after paragraph (c) by inserting —
“ and ”;
 - (c) by deleting paragraph (d) and “and” after it;
 - (d) at the end of the regulation by inserting the following subregulation —

“

- (2) A person is not a fit and proper person for the purposes of section 17B(3)(a) if the Director-General is satisfied that the person has at any time been convicted of a prescribed offence unless the Director-General, in special circumstances, otherwise determines.

”.

8. Regulation 13 amended

After regulation 13(1) the following subregulation is inserted —

“

- (1a) An application under subregulation (1) shall be accompanied by a criminal record check in respect of the licensee issued not more than 6 months before the day on which the application is made.

”.

9. Regulation 16 amended

After regulation 16(1) the following subregulations are inserted —

“

- (1a) A person who applies to the Director-General for an approval under subregulation (1) shall cause notice of the application to be published twice, at an interval of not less than 3 nor more than 7 days, in an edition of the *West Australian* newspaper circulating in the district in which the child care service is provided, and the first such publication shall be made within 7 days after the day on which the application is made.
- (1b) The Director-General shall not give an approval under subregulation (1) until he or she has received proof that the person applying for the approval has complied with subregulation (1a).

”.

10. Regulation 16A inserted

After regulation 16 the following regulation is inserted —

“

16A. Objections to approval

- (1) Any person may object in writing to the giving of an approval under regulation 16(1) on the grounds that the person who has applied for the approval is not a fit and proper person to be directly responsible for the effective supervision of the child care service.
- (2) In making a decision in relation to an application for an approval under regulation 16(1), the Director-General shall give consideration to any objections made in accordance with subregulation (1).

”.

11. Regulation 17 amended

After regulation 17(d) the following is inserted —

“

- (da) the licensee or permit holder or, in the case of a body corporate, department of the Public Service or public authority, an officer approved under regulation 16, is convicted of a prescribed offence; or

”.

12. Regulation 17A inserted

After regulation 17 the following regulation is inserted —

“

17A. Licensee absent from State

- (1) Where a licensee is to be absent from the State for a period exceeding 14 days but not exceeding 6 months, the Director-General may in writing authorise another person, for that period, to use any premises referred to in the licence for the provision of a child care service to which the licence relates.
- (2) The Director-General shall not authorise a person under subregulation (1) unless the Director-General is satisfied that the person would be qualified to be issued with the licence in terms of section 17B(3)(a) and (b).
- (3) A person authorised under subregulation (1) shall for the purposes of the Act be deemed to be the licensee according to the tenor of the authorisation.

”.

13. Regulation 18 amended

- (1) After regulation 18(2) the following subregulation is inserted —

“

- (2a) Where a licensee is absent from the State for a period exceeding 6 months, the licensee shall be deemed to have surrendered the licence.

”.

- (2) Regulation 18(3) is amended as follows:

- (a) by deleting “(1) or (2)” and inserting instead —
“ (1), (2) or (2a) ”;
- (b) by deleting “purpose” and inserting instead —
“ purposes ”.

14. Regulation 26 amended

Regulation 26(1) is amended as follows:

- (a) in paragraph (c) by deleting “staff present” and inserting instead —
“ contact staff caring for children ”;
- (b) in paragraph (d) by deleting “and other requirements of staff” and inserting instead —

“

of, and other requirements relating to, contact staff

”.

15. Regulation 30 replaced and saving

- (1) Regulation 30 is repealed and the following regulations are inserted instead —

“

30. Minimum contact staff requirements

- (1) Subject to subregulation (3) and to regulations 28, 30A and 34, the minimum number of contact staff required for children in an age group specified in the Table to this subregulation, and the minimum qualifications of those staff, are as specified in that Table.

Table

Age group of children	Staff to child ratio	Number of children	Staff requirements
0-24 months	1:4	1-4	1A*/B*/C
		5-8	1A*/B*/C +1D
		9-12	1A*/B*/C +2D

Age group of children	Staff to child ratio	Number of children	Staff requirements
18-36 months <i>(At least 70% of children 24 months or older)</i>	1:5	1-5 6-10 11-15	1E 1A/B/C +1D 1A/B/C +2D
24-36 months	1:5	1-5 6-10 11-15	1D 1A/B/C +1D 1A/B/C +2D
30 months or older <i>(At least 70% of children 36 months or older)</i>	1:10	1-10 11-20 21-30	1E 1A/B/C +1D 1A/B/C +2D
36 months or older	1:10	1-10 11-20 21-30	1D 1A/B/C +1D 1A/B/C +2D

(2) In the Table to subregulation (1) —

(a) A represents the holder of —

- (i) a degree or diploma in early childhood care or early childhood education from a recognised Australian university or other tertiary institution; or
- (ii) an equivalent qualification as determined by the Director-General;

(b) A* represents the holder of —

- (i) a qualification referred to in paragraph (a) which includes a specialist course on the principles and practices of the care and education of children in the 0-24 months age group, in addition to practical experience of 100 hours (minimum) with that age group; or
- (ii) an equivalent qualification as determined by the Director-General;

(c) B represents the holder of —

- (i) a 2 year certificate in child care studies;
- (ii) a diploma or associate diploma in child care; or
- (iii) an equivalent qualification as determined by the Director-General;

(d) B* represents the holder of —

- (i) a qualification referred to in paragraph (c) which includes a specialist course on the principles and practices of the care and education of children in the 0-24 months

- age group, in addition to practical experience of 100 hours (minimum) with that age group; or
- (ii) an equivalent qualification as determined by the Director-General;
- (e) C represents a person who is —
- (i) a registered mothercraft nurse;
 - (ii) the holder of a mothercraft nursing qualification; or
 - (iii) the holder of an equivalent qualification as determined by the Director-General;
- (f) D represents a person who is not the holder of a qualification referred to in paragraphs (a) to (e);
- (g) E represents a person who has reached 18 years of age and who —
- (i) has at least 2 years' experience of working in an early childhood setting;
 - (ii) is the holder of Certificate III in Community Services (Children's Studies); or
 - (iii) is the holder of an equivalent qualification as determined by the Director-General.
- (3) Subregulation (1) does not apply to premises specified in a licence or permit for family day care.

30A. Contact staff arrangements during lunch period

- (1) The requirements in regulation 30(1) do not apply during a lunch period if at all times during that period —
- (a) the number of contact staff is at least 60% of the total number of contact staff required under regulation 30(1);
 - (b) children in the 0-24 months age group are supervised by at least one staff member who has a qualification referred to in regulation 30(2)(a), (c), (e) or (g);
 - (c) no staff member under 18 years of age supervises more than 10 children; and
 - (d) in the case of a child care service licensed for 30 or more child care places, at least one of the contact staff present has a qualification referred to in regulation 30(2)(a), (c) or (e).
- (2) In subregulation (1)(d) —
- “licensed”** includes authorised under a permit.

- (2) A person employed in a child care service under former regulation 30(2) immediately before the commencement of these regulations may continue to be employed in that child care service in place of a staff member required under new regulation 30(1) as if that person had a qualification referred to in paragraph (a), (c) or (e) of new regulation 30(2).
- (3) In subregulation (2) —
“former regulation 30(2)” means regulation 30(2) of the *Community Services (Child Care) Regulations 1988* as in force immediately before the commencement of these regulations;
“new regulation 30(1)” means regulation 30(1) of the *Community Services (Child Care) Regulations 1988* inserted by subregulation (1);
“new regulation 30(2)” means regulation 30(2) of the *Community Services (Child Care) Regulations 1988* inserted by subregulation (1).

16. Regulation 31 amended

- (1) Regulation 31(1) is amended by deleting “, in addition to the staff required under regulation 30,”.
- (2) After regulation 31(1) the following subregulation is inserted —
“
 - (1a) A licensee or permit holder shall ensure that a person employed under subregulation (1) —
 - (a) completes a course of training in food handling and hygiene approved by the Director-General within one month after the person is employed; and
 - (b) completes a course of training in nutrition approved by the Director-General within 3 months after the person is employed.”.
- (3) Regulation 31(2) is amended by deleting “do not form part of the staff of a child care service” and inserting instead —
“ are not to be regarded as contact staff ”.

17. Regulation 32 amended

- (1) Regulation 32(2) is amended by deleting “item A, B or C of the Table to regulation 30(1)” and inserting instead —
“ regulation 30(2)(a), (c) or (e) ”.
- (2) Regulation 32(3)(b) is amended by deleting “items A, B and C of the Table to regulation 30(1)” and inserting instead —
“ regulation 30(2)(a), (c) and (e) ”.
- (3) Regulation 32(4) and (5) are repealed.

18. Regulation 33 amended

Regulation 33 is amended by deleting “A licensee” and inserting instead —

“

In employing contact staff for the purpose of compliance with regulation 30, a licensee

”.

19. Regulation 34 amended

Regulation 34 is amended by deleting “staff members in addition to those specified in” and inserting instead —

“ contact staff in addition to those required under ”.

20. Regulation 35 amended

Regulation 35(3) is amended by deleting “item A, B or C of the Table to regulation 30(1)” and inserting instead —

“ regulation 30(2)(a), (c) or (e) ”.

21. Regulation 36 amended and saving

(1) Regulation 36(2) is amended as follows:

(a) by deleting “, or on a relief basis in accordance with the *Community Services (Child Care Services) Exemption Order 1991*,”;

(b) by deleting “or relief”.

(2) Despite subregulation (1), regulation 36(2) of the *Community Services (Child Care) Regulations 1988* as in force immediately before the commencement of these regulations continues to have effect in relation to the supervision of a family day care service on a relief basis for the period of 6 months after that commencement.

22. Regulation 37 amended

(1) After regulation 37(1) the following subregulation is inserted —

“

(1a) In addition to the requirement in subregulation (1), a licensee or permit holder shall ensure that a person referred to in that subregulation provides that licensee or permit holder with a tuberculosis clearance at intervals of not more than 2 years.

”.

(2) Regulation 37(2) is amended by deleting “, shall” and inserting instead —

“ shall, ”.

23. Regulations 37A and 37B inserted

After regulation 37 the following regulations are inserted —

“

37A. Criminal record check

- (1) A licensee or permit holder shall require each staff member to produce to the licensee or permit holder a current criminal record check in respect of the staff member within the period described in subregulation (2) and thereafter at intervals of not more than 2 years.
- (2) For the purposes of subregulation (1) the period is —
 - (a) in the case of an existing staff member, 6 months after the relevant day; and
 - (b) in the case of a new staff member, 30 days after the person is employed in the child care service.
- (3) The Director-General may request the production of a current criminal record check in respect of a staff member, and the licensee or permit holder for the child care service concerned shall ensure that the request is complied with within 30 days after it is made.
- (4) In this regulation —
 - “**current criminal record check**” means a criminal record check issued not more than 2 years before the day on which it is produced;
 - “**existing staff member**” means a staff member employed before the relevant day;
 - “**new staff member**” means a staff member employed on or after the relevant day;
 - “**relevant day**” means the day on which the *Community Services (Child Care) Amendment Regulations 2001* came into operation.

37B. Employment of person convicted of prescribed offence

- (1) A licensee or permit holder shall not employ a convicted person in the child care service of that licensee or permit holder unless the employment of the convicted person is approved by the Director-General.
- (2) It is a defence in proceedings for an offence under regulation 26 in respect of a failure to comply with subregulation (1) to show that the licensee or permit holder did not know, and could not reasonably have known, that the person employed was a convicted person.

”

24. Regulation 40 amended

Regulation 40 is amended by deleting “and with the *Building Regulations 1989* made under the *Local Government Act 1960* as if the child care premises were classified as a single dwelling house”.

25. Regulation 40A inserted

After regulation 40 the following regulation is inserted —

“

40A. Premises not to be used as a residence

Except in family day care, child care premises, or any part of child care premises, shall not be used as a residence.

”.

26. Regulation 41 amended

- (1) Regulation 41(1) is amended by deleting “playing space” and inserting instead —

“ space suitable for children’s play ”

- (2) Regulation 41(2) is amended as follows:

- (a) in paragraph (b) by deleting “which is suitable for equivalent physical activities or programmes” and inserting instead —

“ suitable for children’s play ”;

- (b) by deleting paragraph (c) and inserting the following paragraph instead —

“

- (c) no child attends the child care service for more than 20 hours in any week.

”.

27. Regulation 41A inserted

After regulation 41 the following regulation is inserted —

“

41A. Shade

Outdoor space required under regulation 41 shall be provided with adequate shade in accordance with guidelines approved by the Director-General.

”.

28. Regulation 42 amended

After regulation 42(1) the following subregulation is inserted —

“

- (1a) A gate in a fence, or in an equivalent, referred to in subregulation (1) shall not be less than 1 200 mm in height.

”.

29. Regulation 43 amended

- (1) Regulation 43(1) is amended by deleting “playing space” and inserting instead —
“ space suitable for children’s play ”.
- (2) Regulation 43(1a) is amended by deleting “playing”.

30. Regulation 44 amended

Regulation 44 is amended as follows:

- (a) before “Except” by inserting the subregulation designation “(1)”;
- (b) in paragraphs (a) and (b) by deleting “staff of the child care service” and in each case inserting —
“ staff members ”;
- (c) at the end of the regulation by inserting the following subregulations —

“

- (2) An area referred to in subregulation (1)(a) or (b) shall have not less than 7.5 square metres of useable space.
- (3) The requirement in subregulation (2) does not apply to child care premises specified in a licence or permit in force on the commencement of the *Community Services (Child Care) Amendment Regulations 2001* while that licence or permit remains in force.

”.

31. Regulation 45 amended

Regulation 45(2), (3), (4), (5), (6) and (7) are repealed.

32. Regulation 46 amended

Regulation 46(1) is repealed and the following subregulations are inserted instead —

“

- (1) Subject to subregulation (1a), child care premises shall include a laundry area.
- (1a) Subregulation (1) does not apply if —
 - (a) no child attends the child care service provided in the child care premises for more than 20 hours in any week; or
 - (b) arrangements approved by the Director-General have been made for treating laundry away from the child care premises and for the hygienic storage of soiled laundry.

”.

33. Regulation 47 amended

Regulation 47(1) is repealed and the following subregulation is inserted instead —

“

- (1) Any glazed area on the premises of a family day care service that is accessible to children and that is less than 750 mm above floor level shall be —
 - (a) fitted with safety glass in accordance with Australian Standard 1288-1994 “Glass in buildings — Selection and installation”; or
 - (b) effectively guarded by rails or barriers to prevent a child striking or falling against the glass.

”.

34. Regulation 49 amended

Regulation 49(2) is repealed and the following subregulation is inserted instead —

“

- (2) Doors giving direct access to the street —
 - (a) shall have handles positioned 1 300 mm-1 500 mm from the floor; and
 - (b) in family day care, shall be locked in a manner that does not prevent effective evacuation of the premises.

”.

35. Regulation 50 amended

Regulation 50(3) is amended by inserting after “staff” —

“ members ”.

36. Regulation 51 amended

Regulation 51(7) is amended as follows:

- (a) by deleting “1981” and inserting instead —
“ 1991 ”;
- (b) by deleting “Table 16 column 5”.

37. Regulation 52 amended

Regulation 52 is amended as follows:

- (a) by inserting after “physical” —
“ and developmental ”;
- (b) by deleting “and the developmental needs as outlined in Part 6” and inserting instead —
“ attending the child care service ”.

38. Regulation 53 amended

Regulation 53(1) is amended as follows:

- (a) by deleting “Licensee” and inserting instead —
“ licensee ”;
- (b) by deleting “of the child care service” and inserting
instead —
“ members ”.

39. Regulation 57 amended and transitional

- (1) After regulation 57(2) the following subregulation is inserted —

“

- (3) The licensee or permit holder shall ensure that soft surfaces of a kind approved by the Director-General are provided under and around any outdoor play equipment from which there is a reasonable likelihood of a child falling because of the equipment’s design or the manner in which it is used.

”.

- (2) During the period of 6 months after the commencement of the *Community Services (Child Care) Amendment Regulations 2001*, the holder of a licence or permit under section 17B of the Act in force on that commencement is not to be taken —

- (a) to have committed an offence under regulation 66A of the principal regulations; or
- (b) to have failed to comply with the principal regulations,

by reason only of a failure to comply with regulation 57(3) of the principal regulations inserted by subregulation (1).

- (3) In subregulation (2) —

“**principal regulations**” means the *Community Services (Child Care) Regulations 1988*.

40. Regulation 59 amended

- (1) Regulation 59(1) is amended by deleting “the requirements of the Western Australian Fire Brigades Board” and inserting instead —

“

any relevant fire safety requirements of the Fire and Emergency Services Authority of Western Australia established by the *Fire and Emergency Services Authority of Western Australia Act 1998*

”.

- (2) After regulation 59(1) the following subregulation is inserted —

“

- (1a) The licensee shall ensure that the emergency procedures include specific procedures applicable during lunch periods.

”.

41. Regulation 59A inserted

After regulation 59 the following regulation is inserted —

“

59A. Smoke detectors

Every child care premises shall be equipped with smoke detectors that are fitted in accordance with the manufacturer's instructions.

”.

42. Regulation 60 amended

(1) After regulation 60(1) the following subregulation is inserted —

“

(1a) If an animal or bird is kept on the premises, the licensee or permit holder shall ensure that —

- (a) the premises have an area where the animal or bird can be kept that is separate and apart from any area used by children; and
- (b) children are not allowed access to the animal or bird except under the direct supervision of a person of not less than 18 years of age.

”.

(2) Regulation 60(2) is amended by deleting “an area that is separate and a part from any area used by children” and inserting instead —

“ the area required under subregulation (1a)(a) ”.

43. Regulation 63 amended

Regulation 63 is amended after paragraph (a) by deleting “and” and inserting —

“

- (aa) no person is permitted to consume alcohol on the child care premises while children are attending the child care service; and

”.

44. Regulations 63A and 63B inserted

After regulation 63 the following regulations are inserted —

“

63A. Family day care — residents to provide criminal record checks

- (1) This regulation applies to family day care.
- (2) The licensee or permit holder shall ensure that each adult resident provides the licensee or permit holder with a current criminal record check within the period described in subregulation (3) and thereafter at intervals of not more than 2 years.

- (3) For the purposes of subregulation (2) the period is —
- (a) 30 days after —
 - (i) in the case of an existing licence or permit, the relevant day; or
 - (ii) in the case of a new licence or permit, the issue of the licence or permit;
 - or
 - (b) 30 days after the adult resident first resides on the child care premises,

whichever is the later period.

- (4) The licensee or permit holder shall keep a copy of each criminal record check provided under subregulation (2).

- (5) In this regulation —

“adult resident” means a person, other than the licensee or permit holder, who —

- (a) has reached 18 years of age; and
- (b) ordinarily resides on the child care premises;

“current criminal record check” means a criminal record check issued not more than 2 years before the day on which it is provided;

“existing licence or permit” means a licence or permit in force immediately before the relevant day;

“new licence or permit” means a licence or permit issued on or after the relevant day;

“relevant day” means the day on which the *Community Services (Child Care) Amendment Regulations 2001* came into operation.

63B. Presence of convicted people on child care premises

- (1) The licensee or permit holder shall ensure that a convicted person is not permitted on the child care premises, except with the approval of the Director-General, while children are attending the child care service.
- (2) It is a defence in proceedings for an offence under regulation 66A in respect of a failure to comply with subregulation (1) to show that the licensee or permit holder did not know, and could not reasonably have known, that the person was a convicted person.

”.

45. Regulation 66 amended

- (1) Regulation 66(1) and (2) are each amended by deleting “A” and inserting instead —

“ The ”.

(2) After regulation 66(3) the following subregulation is inserted —

“

- (4) The licensee or permit holder shall ensure that every hot water tap to which a child has access is —
- (a) thermostatically controlled at a temperature of less than 42°C; or
 - (b) fitted with a device approved by the Director-General which effectively prevents the operation of the tap by a child.

”.

46. Part 6 heading amended

The heading to Part 6 is amended by inserting after “Programmes” the following —

“ **and equipment** ”.

47. Regulation 69B amended

Regulation 69B is amended as follows:

- (a) before “The licensee” by inserting the subregulation designation “(1)”;
- (b) in paragraph (c) by inserting after “includes” —
“ , in relation to each excursion ”;
- (c) by deleting paragraph (c)(i) and inserting instead —

“

- (i) a parent’s authorisation in accordance with subregulation (2) for each child who participated in the excursion;

”;

- (d) at the end of the regulation by inserting the following subregulation —

“

- (2) A parent’s authorisation for the purposes of subregulation (1)(c)(i) is to include —
 - (a) the following information —
 - (i) the date of the excursion;
 - (ii) the destination;
 - (iii) the proposed times of departure and return;
 - (iv) the proposed method of transport (if any);
 - (v) the number of adults accompanying the child; and
 - (vi) the activities to be undertaken;
 and
 - (b) the signature of a parent of the child.

”.

48. Regulation 69C amended

Regulation 69C(2)(a), (b) and (c) are each amended by inserting after “69B” —

“ (1) ”.

49. Regulation 71 amended

Regulation 71 is amended as follows:

(a) before “The licensee” by inserting the subregulation designation “(1)”;

(b) after paragraph (fb) by inserting the following paragraph —

“

(fc) the child care service practice and policy regarding sun protection for children;

”;

(c) after paragraph (ga) by inserting the following paragraph —

“

(gb) details of when the lunch period begins each day and when it ends, and of the arrangements regarding contact staff during that period;

”;

(d) in paragraph (j) by deleting “Child Care Services”;

(e) at the end of the regulation by inserting the following subregulations —

“

(2) The licensee or permit holder shall ensure that the particulars referred to in subregulation (1)(i) and (j) are displayed in a prominent position at or near the main entrance to the child care premises.

(3) The licensee or permit holder shall ensure that a current copy of these regulations is readily available to parents upon request.

”.

50. Regulation 75 amended

(1) Regulation 75(2) is amended by deleting “Child Care Services”.

(2) Regulation 75(4) is amended by deleting “5” and inserting instead —

“ 3 ”.

By Command of the Governor,

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

WATER

WA301*

Water Agencies (Powers) Act 1984

**Water Agencies (Charges) Amendment
By-laws 2001**

Made by the Minister under section 34(1) of the Act.

1. Citation

These by-laws may be cited as the *Water Agencies (Charges) Amendment By-laws 2001*.

2. Schedule 2 to the *Water Agencies (Charges) By-laws 1987* amended

Schedule 2 to the *Water Agencies (Charges) By-laws 1987** is amended in item 3 of Part 2 by inserting after the item of the Table that relates to Dongara-Denison the following item —

“
Donnybrook 12.000 12.000
”.

[* Reprinted as at 25 August 1997.
For amendments to 23 January 2001 see 1999 Index to
Legislation of Western Australia, Table 4, pp. 320-1, and
Gazette 15 February and 29 June 2000.]

KIM HAMES, Minister for Water Resources.

— PART 2 —

AGRICULTURE

AG401*

SOIL AND LAND CONSERVATION ACT 1945

BURAKIN-BUNKETCH LAND CONSERVATION DISTRICT
(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2001

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Burakin-Bunketch Land Conservation District (Appointment of Members) Instrument 2001*.

2. Appointment of members

Under section 23(2b) of the Act and clause 5(1) of the *Soil and Land Conservation (Burakin-Bunketch Land Conservation District) Order 1986**, the following members are appointed to the land conservation district committee for the Burakin-Bunketch Land Conservation District—

- (a) on the nomination of the Shire of Wongan-Ballidu: Kimberley James Simpson of Ballidu
- (b) as persons actively engaged in, or affected by or associated with, land use in the district:
 - (i) Cherie Marilyn Broadhurst of Burakin
 - (ii) Geoffrey David Hewton of Burakin
 - (iii) Noel Leslie Dodd of Kalannie
 - (iv) Larry James Mincherton of Kalannie
 - (v) William Wesley Clarke of Cadoux
 - (vi) Simon Reynolds of Burakin
 - (vii) Robert Stanley Nixon of Kalannie

(*Published in the Gazette of 16 May 1986 at pp. 1692-94 and amended in the Gazettes of 14 December 1990 at pp. 6125-26 and 16 May 1995 at p. 1840)

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2003.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

Dated this day 23rd of January 2001.

AG402*

SOIL AND LAND CONSERVATION ACT 1945

DANDALUP-MURRAY LAND CONSERVATION DISTRICT
(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2001

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Dandalup-Murray Land Conservation District (Appointment of Members) Instrument 2001*.

2. Appointment of members

Under section 23(2b) of the Act and clause 5(1) of the *Soil and Land Conservation (Dandalup-Murray Land Conservation District) Order 1998**, the following members are appointed to the land conservation district committee for the Dandalup-Murray Land Conservation District—

- (a) on the nomination of the Shire of Murray: Morris Ashley Bessant of Nambeelup
- (b) to represent the Western Australian Farmers Federation (Inc): Paddy Dawe of North Dandalup
- (c) as persons actively engaged in, or affected by or associated with, land use in the district:
 - (i) Faye Judith Wells of North Dandalup
 - (ii) Donelle Brown of North Dandalup
 - (iii) Kerry Gilbert of North Dandalup

- (iv) Garry John Heady of Pinjarra
- (v) Irene Rose Stokes of Pinjarra
- (vi) Jan Harmston of North Dandalup
- (vii) Kevin Thorn of North Dandalup
- (viii) Charlie Atkins of North Dandalup
- (ix) Joan Money of North Dandalup
- (x) Gregory Thomas Watts of Pinjarra
- (xi) Kathleen Elliott of North Dandalup

(* This Committee was established by an Order and approved by Executive Council on 10 March 1998 {refer: Agriculture Western Australia File Reference: 971322V01P05}).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2003.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

Dated this day 23rd of January 2001.

AG403*

SOIL AND LAND CONSERVATION ACT 1945 DUMBLEYUNG LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2001

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Dumbleyung Land Conservation District (Appointment of Members) Instrument 2001*.

2. Appointment of members

Under section 23(2b) of the Act and clause 5(1) of the *Soil and Land Conservation (Dumbleyung Land Conservation District) Order 1987**, the following members are appointed to the land conservation district committee for the Dumbleyung Land Conservation District—

- (a) on the nomination of the Shire of Dumbleyung: Beverley Anne Bracknell of Dumbleyung and Aaron Bowman of Dumbleyung;
- (b) to represent the Western Australian Farmers Federation (Inc): Rodney William Wright of Dongolocking and Laurence Thomas Pearce of Moulyinning;
- (c) as persons actively engaged in, or affected by or associated with, land use in the district:
 - (i) Terri Leanne Lloyd of Dumbleyung
 - (ii) Jason Dennis Smith of Dumbleyung
 - (iii) Robert John Cook of Dumbleyung
 - (iv) Jeffrey Ross Patterson of Dumbleyung
 - (v) Mary-Ann Davidson of Dumbleyung
 - (vi) Rodney Charles Frost of Dumbleyung
 - (vii) Jonathon Leslie Adams of Kukerin
 - (viii) Allen Garnett Mycock of Kukerin
 - (ix) Todd Gray of Dumbleyung

(* Published in the Gazette of 13 March 1987 at pp. 663-63 and amended in the Gazettes of 26 May 1989 at pp. 1578-79, 12 July 1991 at pp. 3415-16, 20 January 1995 at p. 208 2177 and Amendment Orders approved by Executive Council on 23 September 1997 and 30 June 1998 {refer: Agriculture Western Australia File Reference: 881773V03P09}).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2003.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

Dated this day 23rd of January 2001.

AG404*

SOIL AND LAND CONSERVATION ACT 1945
NAREMBEEN LAND CONSERVATION DISTRICT
(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2001

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Narembeen Land Conservation District (Appointment of Members) Instrument 2001*.

2. Appointment of members

Under section 23(2b) of the Act and clause 6(1) of the *Soil and Land Conservation (Narembeen Land Conservation District) Order 1984**, the following members are appointed to the land conservation district committee for the Narembeen Land Conservation District—

- (a) on the nomination of the Shire of Narembeen: Michael Donald Georgeff of Muntadgin;
- (b) to represent the Western Australian Farmers Federation (Inc): Melvin Kingsley Bristow of Narembeen;
- (c) to represent the Pastoralists and Graziers Association of Western Australia: Peter Bailey of Narembeen;
- (d) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Bevan Ralph Thomas of South Kumminin
 - (ii) Donald Richard Cheetham of South Kumminin
 - (iii) Roger James Padfield of Narembeen
 - (iv) Austin Murray Pascoe of Narembeen
 - (v) Alan John Yandle of West Narembeen
 - (vi) Anthony Campbell Seymour of Narembeen
 - (vii) Michael John Hall of Narembeen
 - (viii) Kevin Charles Mortimore of Narembeen
 - (ix) Roy Gray of Narembeen
 - (x) Michael John Woodley of Narembeen

(* Published in the Gazette 25 May 1984 at pp.1407-08 and amended in the Gazettes of 22 January 1988 at pp. 157-58, 17 May 1991 at pp. 2459-60, 7 February 1992 at p. 673, 20 September 1994 at p. 4847 and 4 November 1994 at p. 5622 and Amendment Orders approved by Executive Council on 5 May 1998 and 1 December 1998 {refer: Agriculture Western Australia File Reference: 881718V02P0K}).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2003.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

Dated this day 23rd of January 2001.

AG405*

SOIL AND LAND CONSERVATION ACT 1945
TRAYNING LAND CONSERVATION DISTRICT
(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2001

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Trayning Land Conservation District (Appointment of Members) Instrument 2001*.

2. Appointment of members

Under section 23(2b) of the Act and clause 6(1) of the *Soil and Land Conservation (Trayning Land Conservation District) Order 1984**, the following members are appointed to the land conservation district committee for the Trayning Land Conservation District—

- (a) on the nomination of the Shire of Trayning: Trevor Rodney Lamond of Kununoppin;
- (b) to represent the Western Australian Farmers Federation (Inc): Marlon Scott Hudson of Yelbeni, Murray Clement Brown of Trayning and Maurice John Barnes of Yelbeni;
- (c) as persons actively engaged in, or affected by or associated with, land use in the district:
 - (i) Sandra Joan Waters of Kununoppin
 - (ii) Carol Fowler of Trayning
 - (iii) Thomas McCormack of Trayning
 - (iv) Linda Ann Hurley of Trayning

(*Published in the Gazette of 25 May 1984 at pp. 1408-09 and amended in the Gazettes of 11 December 1987 at pp. 4434-35, 1 December 1989 at p. 4444 and 17 March 1995 at pp. 1019-20)

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2003.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

Dated this day 23rd of January 2001.

AG406*

SOIL AND LAND CONSERVATION ACT 1945

NOTICE OF APPOINTMENT

Pursuant to section 23 (2b)(d) of the Soil and Land Conservation Act 1945, being persons actively engaged in, or affected by, or associated with land use in the District, Gary Ernest Scott of Capel and Nick Hornibrook of Capel are appointed members of the Capel Land Conservation District (*the Committee was established by an Order in Council, published in the Gazette of 23 April 1993 at pp. 2170-72 Amendment Orders approved by Executive Council on 2 July 1996, 13 August 1996 and 1 December 1998 (Agriculture Western Australia reference: 881848V02P0T)*). The appointment is for a term ending on 30 September 2001.

DAVID HARTLEY, Commissioner of Soil and Land Conservation.

Dated this day 23rd of January 2001.

HEALTH

HE101

CORRECTION HEALTH ACT 1911

Health Department of WA
Perth, 7 February 2001.

HE401 Gazette No. 266 dated 8 December 2000 should read—

The appointment of the following person as an Environmental Health Officer (Meat) is hereby notified.

Officer	Date Effective	Local Authority
Rex Harney	23 October 2000	Shire of Plantagenet

HE401 Gazette No. 16 dated 16 January 2001 should read—

The appointment of the following person as an Environmental Health Officer (Meat) is hereby notified.

Officer	Date Effective	Local Authority
Martin Osmond	22 December 2000	Shire of Plantagenet

Dr PAUL PSAILA-SAVONA, Executive Director Public Health.

LOCAL GOVERNMENT

LG401*

SHIRE OF BROOMEHILL Authorised Officer

It is hereby notified for public information that Mr PR Wood has been appointed Ranger for the Shire of Broomehill and is duly appointed as Authorised Officer for the following Acts and Local Laws—

Dog Act 1976
Bush Fires Act 1954
Caravan Parks and Camping Grounds Act 1995

Local Government (Miscellaneous Provisions) Act 1960
 Health Local Laws 2000
 Pest Plant Local Laws
 Local Laws Relating to Fencing 2000
 Cemeteries Local Law 2000
 Local Government Property Local Law
 Dogs Local Law

All previous appointments are hereby cancelled.

PETER FITZGERALD, Chief Executive Officer.

PLANNING

PD501*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

METROPOLITAN REGION SCHEME AMENDMENT No. 1031/33
 REGIONAL ROADS (Part 5)

CALL FOR PUBLIC SUBMISSIONS

The Western Australian Planning Commission intends to amend the Metropolitan Region Scheme for land in the Cities of Perth, Bayswater, Swan and Rockingham and the Towns of Cambridge and Vincent and is seeking public comment.

The amendment proposes refinements to land reserved for six regional roads.

Sections of the following roads will be affected—

- Benara Road, Morley
- Kalamunda Road, South Guildford
- Lloyd Street, Midland
- Loftus Street, West Perth and West Leederville
- Vincent Street West, West Leederville
- Mandurah Road, Coo loongup, Baldivis, Waikiki, Warnbro and Port Kennedy

All proposals are detailed in the Commission's *Amendment Report*.

The procedure for amending the Scheme, as set out in section 33 of the Metropolitan Region Town Planning Scheme Act, is to be used to advertise this proposal. Public submissions are invited and the amendment will eventually be put to Parliament for final approval. In accordance with the procedure in section 33, the Hon Minister for Planning has approved the amendment for public display and for the calling of submissions.

Copies of the amending plans, detail plans, and road design concept plans showing the proposed changes to the reservations of the Scheme and the Commission's *Amendment Report*, which explains the proposals, will be available for public inspection from Monday, 11 December 2000 to Friday, 16 March 2001 at the following locations—

- | | |
|--|--|
| <ul style="list-style-type: none"> • Ministry for Planning
1st Floor, Albert Facey House
469 Wellington Street
PERTH • J S Battye Library
Alexander Library Building
Francis Street
NORTHBRIDGE • Main Roads WA
'Don Aitken Centre'
Waterloo Crescent
EAST PERTH | <p>Council Offices of the municipalities of—</p> <ul style="list-style-type: none"> • City of Perth • City of Fremantle • City of Swan • City of Bayswater • City of Rockingham • Town of Cambridge • Town of Vincent |
|--|--|

Any person who wishes to make a submission either supporting, objecting or providing comment on any provisions of the proposed Amendment should do so on a Submission Form (Form 6A). This form is available on request from the display locations and is also contained in the explanatory *Amendment Report*.

Submissions must be lodged with the—

Secretary
Western Australian Planning Commission
469 Wellington Street
PERTH WA 6000

on or before 5.00pm FRIDAY, 16 MARCH 2001. Late submissions will not be considered.

PETER MELBIN, Secretary,
Western Australian Planning Commission.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962

Claims against the estate of James Gordon Bomford, late of Annie Bryson McKeown Lodge, Angove Road, Albany, Western Australia should be lodged with the Executors, C/- P.O. Box 485, Albany, W.A. before 9 March 2001 after which date the assets will be distributed having regard only to the claims received.

HAYNES ROBINSON.

WESTERN AUSTRALIA

ADOPTION ACT 1994

**Price: \$21.30 Counter Sales
Plus Postage on 215 grams**

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

FINES, PENALTIES AND INFRINGEMENT NOTICES ENFORCEMENT ACT 1994

***Price: \$17.65 Counter Sales
Plus Postage on 175 grams**

*Prices subject to change on addition of amendments.

Order your Bound Volumes of Government Gazette 2001

An attractively presented set of 4 Bound Volumes
of Government Gazette

For Government Departments and private firms who presently arrange binding for their copies of Government Gazettes, the State Law Publisher is now offering a subscription covering 4 Quarterly Volumes at a cost of \$983.40.

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

PLEASE NOTE

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

For further information please contact:
State Law Publisher
Telephone: 9321 7688

CLAIMS FOR MISSING ISSUES (SUBSCRIPTION ITEMS)

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

Claims lodged after this date will attract payment in full.

STATE LAW PUBLISHER

SUBSCRIPTION CHARGES 2001

All subscriptions are for the period from 1 January to 31 December 2001. Subject to certain limitations, refunds may be allowed if a subscription is cancelled during the year. The prices quoted include postage by surface mail unless stated otherwise.

GOVERNMENT GAZETTE

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

Special *Government Gazettes* are published periodically.

All Gazettes	\$
Within WA	728.20
Interstate	754.60
Overseas (airmail)	1,031.00
Bound Volumes of full year	983.40

Electronic Gazette Online

(includes all Gazettes from Jan 1998)

Existing hard copy subscriber	168.30
Electronic Subscription only	561.00

<i>2000 Gazettes on CD ROM</i>	673.20
<i>1999 Gazettes on CD ROM</i>	673.20
<i>1998 Gazettes on CD ROM</i>	673.20

INDUSTRIAL GAZETTE

Industrial Gazette is published monthly.

	\$
Within WA	292.60
Interstate	348.70
Overseas (airmail)	443.00

<i>1999 Gazettes on CD ROM</i>	291.50
<i>1998 Gazettes on CD ROM</i>	291.50

HANSARD

Hansard is printed and distributed weekly during parliamentary sessions.

	\$
Within WA	466.40
Interstate	576.40
Overseas (airmail)	568.00

Bound Volumes of Hansard

Within WA	563.20
Interstate	599.50
<i>1999 Hansards on CD ROM</i>	561.00

STATUTES

Bound Statutes

Bound volumes are posted during March of the following year.

	\$
Within WA	250.80
Interstate	277.20
Overseas	257.00
Half Calf Bound Statutes	689.70

<i>1999 Bound Volumes on CD ROM</i>	249.70
<i>1998 Bound Volumes on CD ROM</i>	249.70

Loose Statutes

Statutes are posted weekly as they become available

	\$
Within WA	268.40
Interstate	277.20
Overseas (airmail)	361.00

Sessional Bills

Bills are posted weekly as they become available

	\$
Within WA	369.60
Interstate	386.10
Overseas (airmail)	525.00

Electronic Statutes Online

Includes all Acts, Regulations, Bills, Acts by year, Index to Statutes, Hansard, etc

	\$
1 st user	660
Between 2 and 10 users (each)	330
More than 10 users (each)	165

Data on CD's is fully indexed and is searchable. Other CD ROM products with legislation or other statutory information can be packaged to individual requirements. Prices are available on request.

