

# WESTERN AUSTRALIAN GOVERNMENT Gazette

1001



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- Inquiries regarding publication of notices can be directed to the Editor on (08) 9426 0010.
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## ADVERTISING RATES AND PAYMENTS

EFFECTIVE FROM 1 JULY 2002 (Prices include GST).

Deceased Estate notices, (per estate)—\$21.10

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Per Column Centimetre—\$9.80

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## 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 —

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## CONSUMER AND EMPLOYMENT PROTECTION

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CE301\*

Weights and Measures Act 1915

### Weights and Measures Amendment Regulations 2003

Made by the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Weights and Measures Amendment Regulations 2003*.

**2. The regulations amended**

The amendments in these regulations are to the *Weights and Measures Regulations 1927\**.

[\* Reprinted as at 4 October 2002.

For amendments to 6 March 2003 see *Gazette 1 November 2002 (correction)*.]

**3. Part XC inserted**

After Part XB the following Part is inserted —

“

#### **Part XC — Regulation of sale of fuel by reference to volume**

**1. Definitions**

In this Part —

“**business entity**” means an entity that operates a business other than a fuel business;

“**cooperative entity**” includes an entity that is a buying group for its members;

“**diesel fuel**” means any fuel commonly known as diesel, diesel oil, distillate, automotive diesel fuel, automotive diesel oil or automotive distillate;

**“fixed storage facility”** means a facility, other than a primary storage facility, at which fuel is unloaded and from which fuel is reloaded for further distribution or further sale and distribution;

**“fuel”** means petrol, or diesel fuel, that a person would reasonably consider is ultimately intended for automotive consumption;

**“primary storage facility”** means —

- (a) an oil refinery;
- (b) a shipping facility;
- (c) a facility connected by product transfer pipeline to an oil refinery or to a shipping facility; or
- (d) a facility connected by product transfer pipeline to a facility mentioned in paragraph (c);

**“retail sale”**, in relation to fuel, means a sale to —

- (a) an entity that purchases the fuel only for its own consumption;
- (b) a business entity that purchases the fuel only —
  - (i) for its own consumption;
  - (ii) for resale to its staff or contractors for consumption by the purchasing staff or contractors; or
  - (iii) for each of the purposes mentioned in subparagraphs (i) and (ii);or
- (c) a cooperative entity that purchases the fuel only for resale to its members for consumption by the purchasing members;

**“shipping facility”** means a facility where fuel may be supplied by ship.

## 2. **Regulation of sale of fuel by reference to volume**

- (1) Subject to subregulation (2), a person must not sell fuel by reference to the measurement of its volume unless the sale is at a price determined by reference to the volume of the fuel as measured by the litres the fuel occupies, or would occupy, at a temperature of 15 °C.  
Penalty: \$200.
- (2) Subregulation (1) does not apply to —
  - (a) a retail sale of fuel;

- (b) a wholesale sale of fuel if —
  - (i) the wholesale sale happens immediately before, or at the same time as, a retail sale of the fuel; and
  - (ii) the volume of the fuel, as measured for the wholesale sale, is the same as the volume of the fuel as measured for the retail sale;
- (c) a wholesale sale of fuel if —
  - (i) before the wholesale sale, the fuel —
    - (I) was moved, in any way, from a primary storage facility to a fixed storage facility at another location; and
    - (II) was unloaded into the fixed storage facility for further distribution or for further sale and distribution;
  - and
  - (ii) for the purposes of the movement, the fuel was measured by reference to the volume of the fuel as measured by the litres the fuel occupies, or would occupy, at a temperature of 15 °C;
- (d) a wholesale sale of fuel (the “**relevant sale**”) if —
  - (i) the relevant sale happens immediately before or after, or at the same time as, another wholesale sale of the fuel; and
  - (ii) before the relevant sale, the fuel —
    - (I) was moved, in any way, from a primary storage facility to a fixed storage facility at another location; and
    - (II) was unloaded into the fixed storage facility for further distribution or for further sale and distribution;
- or
- (e) a wholesale sale of fuel if —
  - (i) before the wholesale sale, the fuel —
    - (I) was moved, in any way, from a primary storage facility to a fixed storage facility at another location; and
    - (II) was unloaded into the fixed storage facility for further

distribution or for further sale  
and distribution;

and

- (ii) after the fuel was at the primary facility  
but before the wholesale sale, the fuel  
was not the subject of another sale.

”.

**4. Part XI amended**

Part XI regulation 11 is amended by deleting “Any” and  
inserting instead —

“ Except as provided in regulation 2(1) of Part XC, any ”.

By Command of the Governor,

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

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## — PART 2 —

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### CEMETERIES

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CC401\*

**CEMETERIES ACT 1986**  
**BUNBURY CEMETERY BOARD**  
 Scale of Fees and Charges

In pursuance of powers conferred upon it by section 53 of the Cemeteries Act, the Bunbury Cemetery Board hereby records having resolved on the 10 March 2003 that the following Bunbury Cemetery Board fees and charges shall apply from 1 July 2003.

**SCHEDULE OF FEES AND CHARGES**  
 ALL FEES AND CHARGES INCLUDE 10% GST

**GENERAL CEMETERY****A: IN OPEN GROUND**

Interment in grave any depth to 2.13m including registration fee and use of number plate .....\$594.00  
 Interment of any stillborn child in ground set aside for that purpose .....\$176.00

**B: IN PRIVATE GROUND**

Ordinary land for grave 2.44m x 1.22m where directed (GRANT).....\$737.00  
 Ordinary land for grave 2.44m x 2.44m where directed .....\$1474.00  
 Ordinary land for path 2.44m x 0.30m where directed.....\$319.00  
 Interment in grave to any depth 2.13m including registration fee and use of number plate  
 (interment fee).....\$594.00  
 Interment of a stillborn child .....\$176.00

**C: EXTRA CHARGES**

Interment in open ground, without due notice .....\$286.00  
 Interment in private ground, without due notice.....\$286.00  
 Interment not in usual hours, as prescribed .....\$286.00  
 Interment on a Saturday, Sunday or Public Holiday.....\$330.00  
 Interment of cremated ashes.....\$77.00  
 Fee of exhumation .....\$1100.00  
 Re-interment in new grave.....\$594.00  
 Plaque for stillborn grave .....\$143.00  
 Reservation of specific site .....\$176.00

**LAWN CEMETERY****A: IN OPEN GROUND**

Ordinary land for grave 2.44m x 1.22m (GRANT) .....\$737.00  
 Interment in grave any depth to 2.13m including registration fee .....\$594.00  
 Interment of a stillborn child .....\$176.00  
 Limited access graves .....\$550.00  
 Interment of cremated ashes.....\$77.00

**B: EXTRA CHARGES**

Interment without due notice .....\$286.00  
 Interment not in usual hours as prescribed .....\$286.00  
 Interment on Saturday, Sunday or Public Holidays.....\$330.00  
 Fee of exhumation .....\$1100.00  
 Re-interment in a new grave.....\$594.00  
 Lawn trees.....\$143.00

**VAULTS**

Standard vault including reservation for two interments (including land fee) .....	\$5500.00
First interment.....	\$594.00
Second interment .....	\$594.00
Interment without due notice.....	\$286.00
Interment not in usual hours as prescribed .....	\$286.00
Interment on Saturday, Sunday or Public Holidays .....	\$330.00

**MISCELLANEOUS CHARGES**

Funeral director's annual licence fee .....	GST Free.....\$250.00
Single funeral permit (funeral directors only) .....	GST Free.....\$110.00
Single funeral permit (other than funeral directors) .....	GST Free.....\$350.00
Monumental mason's annual fee.....	GST Free.....\$250.00
Single monument permit.....	GST Free.....\$120.00
Permit to erect a headstone.....	GST Free.....\$120.00
Copy of By-Laws and Regulations.....	\$22.00
Copy of Grant of Right of Burial .....	\$44.00
Refund of an unexpired grant of right of burial not to exceed the amount originally paid, Less an administration fee of .....	\$77.00
Renewal of grant of right of burial .....	\$187.00
Attendance at placement of ashes in any grave: Monday to Friday 9.00am to 4.00pm, flexible appointment time .....	nil
Fixed time appointment.....	\$44.00
Weekends and public holidays .....	\$132.00
Penalty fees: (extra to scheduled fee) late arrival (By-Laws 28.1) .....	\$77.00

**CREMATORIUM****A: CREMATION FEES**

Persons thirteen (13) years or over .....	\$693.00
Child under thirteen (13) years.....	\$396.00
Stillborn child.....	\$176.00

**B: EXTRA CHARGES**

Cremation without due notice .....	\$286.00
Cremation not in usual hours as prescribed.....	\$286.00
Cremation on a Saturday, Sunday or Public Holiday .....	\$330.00
Use of crematorium chapel (service only) .....	\$330.00
Penalty fee: Late arrival / commencement (By-Law) .....	\$77.00
Video of Service on Sony Tape.....	\$30.80

**C: DISPOSAL OF ASHES****1: NICHE WALLS**

Placement in single niche including bronze plaque and inscription .....	\$330.00
Placement in double niche including bronze plaque and first inscription .....	\$495.00
Second inscription.....	\$165.00
Plaque for reserved position: single niche .....	\$132.00
Plaque for reserved position: double niche .....	\$209.00

**2: GARDEN OF REMEMBRANCE**

Interment including chrome plaque and reservation for a second interment.....	\$330.00
Second interment and plaque.....	\$330.00

**2:1 GARDEN OF REMEMBRANCE**

Interment including bronze plaque 76mm x 64mm and reservation for a second interment .....	\$330.00
Second interment and plaque.....	\$330.00

**3: MEMORIAL GARDEN OF REMEMBRANCE**

Interment including 143mm x 117mm bronze plaque and reservation for three additional Interments.....	\$550.00
Second, third and fourth interments and plaque (each) .....	\$330.00

**4: MEMORIAL GARDEN**

Interment with family rose bush or shrub, including 229mm x 184mm bronze plaque and reservation for three additional interments.....	\$880.00
Second, third and fourth interments and plaque (each) .....	\$374.00

**5: MEMORIAL GARDEN DUAL POSITION**

Interment with family rose bush or shrub including 229mm x 184mm bronze plaque and Reservation for one additional interment .....	\$660.00
Additional interment and plaque.....	\$374.00

**6: SELECTED FAMILY SHRUBS**

Interment with selected shrub or tree including 229mm x 229mm bronze plaque and Reservation for three additional interments .....	\$1650.00
Second, third and fourth interments and plaque (each) .....	\$385.00

**7: MEMORIAL WALLS**

Single position including bronze plaque and interments.....	\$407.00
Reservation for second position.....	\$66.00

**8: NATURE SERIES GROUND NICHES**

Interments in selected position including 229mm x 229mm bronze plaques and Reservation for one additional interment—	
BUSHLAND NICHE.....	\$616.00
PARKLAND NICHE.....	\$616.00
LAKESIDE NICHE.....	\$616.00
Natural Stone Base—additional .....	\$77.00

**9: OTHER FEES**

Interment in family grave .....	\$77.00
Scattering to the wind memorial plaque .....	\$143.00
Postage of ashes within Australia.....	\$66.00
Administration and registration fee for collection of ashes from crematorium For cremations prior to 30/06/2001 .....	\$77.00
Transfer of ashes to a new position (plus cost of plaques if required).....	\$77.00
Acceptance and registration of ashes from other crematoria .....	\$71.50
Storage of cremated remains per month after six months.....	\$5.50
Garden position reservatio .....	\$66.00
Other memorials .....	BY QUOTATION
Bronze & other urns .....	BY QUOTATION
Single Licence to place memorial in garden (Plus costs by Quotation).....	\$120.00
Attendance at placement of ashes: Monday to Friday, 9.00am to 4.00pm flexible appointment time.....	NIL
Monday to Friday: fixed time appointments .....	\$44.00
Weekends and Public Holidays .....	\$132.00
Genealogy Searches—First three free—thereafter each .....	\$1.65

**BUNBURY CEMETERY BOARD**  
**SCHEDULE OF PRE-NEED SERVICES**  
**ALL FEES AND CHARGES INCLUDE 10% GST**

**GENERAL CEMETERY**

Pre-need purchase of certificate for gravesite 2.44m x 1.22m .....	\$847.00
Reserved position.....	\$176.00
Pre-need purchase of certificate for interment.....	\$649.00

**LAWN CEMETERY**

Pre-need purchase of certificate for gravesite 2.44m x 1.22m .....	\$847.00
Pre-need purchase of certificate for interment.....	\$649.00

**CREMATION**

Pre-need purchase of certificate for cremation.....	\$759.00
Single niche position and plaque .....	\$374.00
Double niche plaque and 1st inscription .....	\$528.00
Double niche detachable plate 2nd inscription .....	\$198.00
Double niche plaque and two inscriptions.....	\$726.00
Garden of remembrance with chrome plaque each .....	\$385.00
Garden of remembrance with bronze plaque each .....	\$385.00
Memorial garden of remembrance 1 interment and bronze plaque .....	\$605.00
Memorial garden of remembrance 2 interments and bronze plaques.....	\$979.00
Family Memorial Rose/Shrub 1 interment and bronze plaque.....	\$935.00

Family Memorial Rose/Shrub 2 interments and bronze plaques .....	\$1364.00
Family rose dual position 1 interment and bronze plaque .....	\$715.00
Family rose dual position 2 interments and bronze plaques .....	\$1144.00
Selected shrub 1 interment and bronze plaque .....	\$1760.00
Selected shrub 2 interments and bronze plaques.....	\$2200.00
Memorial wall position with bronze plaque.....	\$462.00
Bushland niche position with bronze plaque.....	\$671.00
Parkland niche position with bronze plaque .....	\$671.00
Lakeside niche position with bronze plaque.....	\$671.00
Ashes to family grave.....	\$110.00
Scattering of ashes memorial .....	\$187.00
Postage of ashes within Australia.....	\$110.00
Refund of a pre-need certificate is not to exceed the amount originally paid, less an administration fee.....	\$77.00

If a specific position is selected, a reservation fee will apply.

JUDITH M. JONES, Chairman.  
PIETER DEN BOER, Manager.

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## JUSTICE

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### JU401\*

#### COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

##### PERMIT DETAILS

Pursuant to the provisions of section 51 of the *Court Security and Custodial Services Act 1999*, the Director General of the Ministry of Justice has issued the following person with Permits to do High-Level Security Work:

Surname	First Name(s)	Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
Bennett	William James	CS3-043	25/03/2003	25/03/2003	30/07/2005

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

BRIAN YEARWOOD, A/Director,  
Custodial Contracts.

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### JU402\*

#### COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

##### REVOCATIONS

Pursuant to the provisions of section 56 of the *Court Security and Custodial Services Act 1999*, the Director General of the Ministry of Justice has revoked the following Permits to do High-Level Security Work:

Surname	First Name(s)	Permit Number	Date Permit Revoked
Hillary	Lawrence Mathew	CS2-336	25/03/2003
Bennett	William James	CS2-009	25/03/2003

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

BRIAN YEARWOOD, A/Director,  
Custodial Contracts.

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**LAND ADMINISTRATION**

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LA401

**LICENSED SURVEYORS ACT 1909**  
**REGISTERED LICENSED SURVEYORS**

Land Surveyors Licensing Board.

It is hereby notified for general information that the undermentioned persons have all been registered as Licensed Surveyors under the provisions of the abovementioned Act, on the dates specified—

- No. 988 Allister, Nathan Atkinson, PO Box 2283, Broome, Western Australia, 20 March 2003.  
No. 989 Scanlan, John Michael, 82 Ida Street, Eden Hill, Western Australia, 20 March 2003.  
No. 990 Walker, Jeffrey Michael, 10 Ryans Road, Margaret River, Western Australia, March 2003.

E. M. BROWNE, Chairman.  
G. E. MARION, Secretary.

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**LOCAL GOVERNMENT**

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LG501\*

**BUSH FIRES ACT 1954**

(Section 33)

*Shire of Broome***FIREBREAK NOTICE**

Notice to all Owners and/or Occupiers of land in the Shire of Broome

Pursuant to the powers contained in Section 33 of the above Act, you are hereby required on or before 15 May 2003 and thereafter up to and including 31 December 2003 to have firebreaks clear of all inflammable material in accordance with the following—

- (a) Rural lands, being all land outside townsites and not being land held under pastoral lease, firebreaks are required to be—
  1. Not less than four metres wide inside, along and within 10 metres of the external boundaries.
  2. Not less than two metres wide and within three metres of the perimeter of all boundaries and/or haystacks, or groups of buildings.
- (b) Pastoral lands; being all land outside townsites held under pastoral lease, firebreaks are required to be not less than two metres wide and within three metres of the perimeter of all haystacks, buildings or groups of buildings.
- (c) Townsite land—
  1. Where the area of land is 2,000 square metres or less, all inflammable materials from the whole of the land are to be slashed, ploughed, scarified, cultivated or chemically treated so as to negate any potential fire hazard.
  2. Where the area of the land is greater than 2,000 square metres, a firebreak of not less than two metres in width, immediately surrounding any building or not less than two metres wide inside, along and within two metres of the external boundaries of the land is required.
- (d) Rubbish sites, being all rubbish sites for pastoral station, townsite and community use. Firebreaks are required to be not less than two metres wide and within three metres of the perimeter of the rubbish site.
- (e) Fuel pumps and depots—remove all inflammable material from all land where fuel drum ramps or dumps are located and where fuel drums whether containing fuel or not are stored to a distance of at least five metres outside the perimeter of any drum, ramp or stack of drums.
- (f) The Acts referred to in paragraphs (a) to (d) herein must be performed to the satisfaction of the duly authorised officer of the Shire of Broome.
- (g) If it is considered impracticable for any reason to clear firebreaks or to remove flammable material from the land as required by this Notice, you may apply to this Council or its duly authorised officer not later than 14 May 2003 for permission to provide firebreaks in alternative positions or to take alternative action to abate fire hazards on the land.
- (h) The penalty for failing to comply with this Notice is a fine of \$1 000 or a prescribed penalty of \$100 on service of an Infringement Notice and a person in default is also liable whether prosecuted or not to pay the cost of performing the work.

Dated this 20th day of March 2003.

By order of the Council,

GREG POWELL, Chief Executive Officer.

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## PARLIAMENT

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PA401\*

### PARLIAMENT OF WESTERN AUSTRALIA BILL ASSENTED TO

It is hereby notified for public information that the Lieutenant Governor and deputy of the Governor has Assented in the name and on behalf of Her Majesty the Queen, on the date shown, to the undermentioned Bill passed by the Legislative Council and the Legislative Assembly during the Second Session of the Thirty-Sixth Parliament.

Short Title of Bill	Date of Assent	Act No.
Transfer of Land Amendment Bill 2001	March 25 2003	6 of 2003

L. B. MARQUET, Clerk of the Parliaments.

March 27 2003.

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## PLANNING AND INFRASTRUCTURE

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PI401\*

### TOWN PLANNING AND DEVELOPMENT ACT 1928 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*Shire of Denmark*

Town Planning Scheme No. 3—Amendment No. 73

Ref: 853/5/7/3 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 Hon Minister for Planning and Infrastructure approved the Shire of Denmark Town Planning Scheme Amendment on 25 March 2003 for the purpose of—

1. Amending the Special Provisions contained in Appendix 6 Special Rural Zone, of the Scheme Text by—
  - (a) deleting reference in Special Provision (i) to Subdivision Guide Plan No. 92/43/6A and replacing it with the revised Subdivision Guide Plan No. 00-55-04 WR;
  - (b) deleting Special Provision (vi) (d) and replacing it with the following—
    - (d) the development of all habitable dwellings shall comply with Australian Standard 3959 “Construction of Buildings in Bushfire Prone Areas”.
  - (c) adding an additional Special Provision (vi) (e) as follows—
    - (e) Council may request the Commission impose a condition at the subdivision stage requiring a financial contribution to give effect to any fire equipment strategy for the locality.
  - (d) deleting Special Provision (x) and replacing it with the following—
    - (x) Vehicle access to Sutton Road shall be restricted to one driveway crossover per lot in a location to be approved by Council.
2. Amending the Schedule of Conditions of Tourist Use in Appendix 13—Schedule of Tourist Zones in the Scheme Text for Site No. 6 Pt Lot 569, corner of Scotsdale Road and Sutton Road by—
  - (a) deleting reference in the Conditions of Tourist Use to Subdivision Guide and Tourist Development Plan (No. 92/43/6A) and replacing it with the revised Subdivision Guide & Tourist Development Plan No. 00-55-04 WR;
  - (b) amending condition (ii) by deleting uses listed (a) to (h) and replacing them with the following—
    - (a) Holiday Accommodation (maximum of 12 chalets)
    - (b) Caretakers/Managers Residence
    - (c) Office
    - (d) Art & Craft Display
    - (e) Private Recreation
    - (f) Home Occupation
    - (g) Restaurant
    - (h) Cellar Sales

- (c) deleting condition (xiii) and replacing it with the following condition—
- (xiii) vehicular access to Scotsdale Road shall be restricted to one joint crossover, designed and located to Council's specification and satisfaction. Provision shall be made for appropriate rights of access between proposed Lots 4 and 5 at the subdivisional stage of development.
- (d) insert the following additional conditions (ix) and (x) and renumber the succeeding conditions consecutively—
- (ix) the development of all habitable buildings shall comply with Australian Standard 3959 "Construction of Buildings in Bushfire Prone Areas".
- (x) Council may request the Commission impose a condition at the subdivision stage requiring financial contribution to give effect to any fire equipment strategy for the locality.

C. DONNELLY, President.  
P. DURTANOVICH, Chief Executive Officer.

PI402\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*Shire of Busselton*

Town Planning Scheme No. 20—Amendment No. 11

Ref: 853/6/6/21 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 Hon Minister for Planning and Infrastructure approved the Shire of Busselton Town Planning Scheme Amendment on 25 March 2003 for the purpose of—

1. Amending the Scheme Map by rezoning Pt Lot 2 Fairway Drive, West Busselton, from Agriculture to Residential R10, R12.5 and R20, Business, Additional Use, Special Purpose, Recreation Reserve and Public Purposes Reserve as depicted on the Scheme Map.
2. Inserting the following particulars into Schedule 4 of the Scheme relating to Additional Uses—

No.	Particulars of Land	Land Use Permitted/Specified	Conditions
53	Portion of Pt Lot 2 Fairway Drive, West Busselton	1. Bed and Breakfast or Chalets or Guesthouse 2. Restaurant/Reception Centre 3. Single House 4. Managers/Caretakers Residence	1. The additional uses specified shall be deemed to be "AA" uses for the purpose of Clause 20 of the Scheme. 2. Development of the land shall generally be in accordance with the Old Broadwater Farm Development Guide Plan as adopted by Council and endorsed by the Western Australian Planning Commission and the Conservation Plan approved by Council and the Heritage Council of Western Australia. 3. No development shall occur on the land prior to preparation of a Conservation Plan that is approved by Council and the Heritage Council of Western Australia.

3. Modifying the boundary of the Wetland Area as depicted on the Scheme Amendment Map.

B. MORGAN, President.  
M. SWIFT, Chief Executive Officer.

**PI403\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT**

*Shire of Busselton*

Town Planning Scheme No. 20—Amendment No. 12

Ref: 853/6/6/21 Pt 12

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the Shire of Busselton Town Planning Scheme Amendment on 25 March 2003 for the purpose of rezoning Lot 1 Bussell Highway, Abbey from "Agriculture" and "Development Investigation Area" to "Residential R15", "Recreation" Reserve and no zone, as depicted on the Scheme Amendment Map.

B. MORGAN, President.  
M. SWIFT, Chief Executive Officer.

**PI404\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT**

*City of Kalgoorlie-Boulder*

Town Planning Scheme No. 1—Amendment No. 54

Ref: 853/11/3/6 Pt 54

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the City of Kalgoorlie-Boulder Town Planning Scheme Amendment on 25 March 2003 for the purpose of—

1. Deleting the contents of Clause 4.16 in its entirety and inserting—  
Council shall not approve the development of stables on lots less than 1,000m<sup>2</sup> in area.
2. Inserting in the Zoning Table the symbol AA in the Mixed Business Zone for Stables, as follows—

USE CLASSES	General Residential	Extensive Residential	Special Residential	Central Business	District Business	Local Business	Mixed Business	General Industry	Service/Light Industry	Transport/Freight	Tourist	Rural	Private Recreation
Stables							AA						

P. ROBSON, Mayor.  
I. FLETCHER, Chief Executive Officer.

**PI405\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT**

*City of Mandurah*

Town Planning Scheme No. 3—Amendment No. 18

Ref: 853/6/13/12 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 Hon Minister for Planning and Infrastructure

approved the City of Mandurah Town Planning Scheme Amendment on 25 March 2003 for the purpose of—

1. Rezoning Lot 4 Tankerton Way, Coodanup from 'Community Purpose—Public Utility' to 'Special Use' with the following additional text being added to Appendix 3—

No.	LAND PARTICULARS	PERMITTED USES	DEVELOPMENT STANDARD/CONDITIONS
8.	Lot 4 Tankerton Way, Coodanup	As per Residential Zone at a residential density of R20.	<ol style="list-style-type: none"> <li>1. Council shall consider all land use and development proposals on Lot 4 Tankerton Way, Coodanup in accordance with an overall Development Guide Plan approved by Council (after a public advertising process as per Clause 7.3 of the Scheme) prior to the issue of a development approval addressing the following matters— <ul style="list-style-type: none"> <li>• Overall site layout;</li> <li>• Retention of vegetation on the site;</li> <li>• Description of proposed land uses;</li> <li>• Maximum building height;</li> <li>• Solar design principles;</li> <li>• Vehicle ingress and egress to the site;</li> <li>• On-site and street car parking arrangements;</li> <li>• Landscaping and aesthetics;</li> <li>• Traffic management;</li> <li>• Security surveillance within the site;</li> <li>• Integration of the development with the adjoining residential land;</li> <li>• Servicing requirements including water, sewerage, power, gas, etc.;</li> <li>• Pedestrian access and walkways;</li> <li>• Built form interface with existing residential land uses;</li> <li>• In the event of a grouped dwelling development an area of not less than 1,000m<sup>2</sup> is to be provided as an area of communal open space. This area is to be developed in such a manner that the following elements are included— <ul style="list-style-type: none"> <li>— Existing vegetation is retained.</li> <li>— Stormwater is directed into and treated in a water sensitive design manner.</li> </ul> </li> </ul> </li> <li>2. All development shall be in accordance with the approved Development Guide Plan.</li> <li>3. All residential development shall reflect a density coding of R20.</li> <li>4. Council will not grant planning approval to any development of the subject site unless it is satisfied that— <ul style="list-style-type: none"> <li>• The design and siting of any new buildings and the materials used will not create an adverse impact on the visual amenity of the area;</li> </ul> </li> </ol>

No.	LAND PARTICULARS	PERMITTED USES	DEVELOPMENT STANDARD/CONDITIONS
			<ul style="list-style-type: none"> <li>• Colours, materials, height, bulk and character of the development are to contribute in a positive manner to the amenity of the area.</li> </ul>

2. Amending the Scheme Maps accordingly.

K. HOLMES, Mayor.  
S. GOODE, Chief Executive Officer.

## PI406

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT  
*City of Rockingham*  
Town Planning Scheme No. 1—Amendment No. 338

Ref: 853/2/28/1 Pt 338

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the City of Rockingham Town Planning Scheme Amendment on 24 March 2003 for the purpose of—

- (i) Amending the Scheme Map by rezoning portions of Lots 532-538 and 540 Baldivis Road, Baldivis, from “Rural” to “Special Rural” as depicted on the Scheme Amendment Map.
- (ii) Introducing a new table into Table IV Special Rural Zones—Provisions relating to Specified Areas titled ‘Portions of Precinct 3 of the Rural Land Strategy (January 1996)’ as follows—

PORTIONS OF PRECINCT 3 OF THE RURAL LAND STRATEGY (JANUARY 1996)

Location

Lots 532-538 and 540 Baldivis Road, Baldivis

Provisions

In addition to all relevant provisions of the Scheme, the following Special Provisions shall apply to the land described in ‘Location’—

1. Subdivision shall generally be in accordance with the Subdivision Guide Plan certified by the Chief Executive Officer as the subdivision plan relating to the areas as described above in ‘Location’, and shall form part of the Scheme.
2. The Council will generally not recommend approval to lot sizes less than two (2) hectares.
3. (a) The following use is permitted ‘P’—
  - Residential—Single house (maximum of one (1) per lot only)
- (b) The following uses are not permitted, unless approval is granted by the Council ‘AA’—
  - Home Occupation
  - Residential Building
  - Stables
  - Veterinary Surgery
  - Veterinary Hospital
- (c) All other uses are not permitted.
4. The symbols used in Provision 3 above have the same meaning as those set out in clause 3.4 of the Scheme.
5. In addition to a building licence, the Council’s prior approval to commence development shall be required and such application shall be made on the form prescribed by the Council.
6. At the time of applying for planning approval, a plan of the site shall be submitted by the applicant, to the satisfaction and specification 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.
7. Any residence and all other outbuildings and effluent disposal systems shall only be constructed within designated building envelopes, where applicable, which shall be identified on each lot at the time of subdivision. Building envelopes shall be to the satisfaction of the Council and may be varied at the discretion of the Council.
8. Where no building envelopes are identified, all development, including the clearing of land, except for firebreaks, shall be generally setback fifty (50) metres from the Kwinana Freeway reservation, thirty (30) metres from other subdivisional roads (primary setback) and ten (10) metres from all other boundaries, unless otherwise specified in the Rural Land Strategy.

9. Development should comply with the Landscape Management Guidelines for Zone B as specified in the Rural Land Strategy.
10. Where lots are not connected to a reticulated water supply, no roof or roofs forming an effective catchment shall be less than 90m<sup>2</sup> in area.
11. All bores for the purpose of groundwater extraction shall require the prior approval of the Water & Rivers Commission, having regard to the location of any effluent disposal system, water bodies, drains and neighbouring bores.
12. On-site effluent disposal servicing development on the lots shall be to the satisfaction of the Council. In the event that a nutrient fixing effluent disposal system is not required, every dwelling shall have connected to it an effluent disposal system that
  - (a) has a vertical separation of 2 or more metres between the base of the effluent disposal system or the irrigation area, and the highest recorded groundwater level;
  - (b) has at least a 100 metre horizontal separation between the effluent disposal system and the existing drains, water courses and water bodies; and
  - (c) has been approved in writing by the Council.
13. Stormwater drainage shall be contained on-site to the satisfaction and specifications of the Water & Rivers Commission and the Council. The developer shall obtain the approval of the Water & Rivers Commission and the Council for drainage proposals prior to commencement of site works.
14. With the intention of preserving the existing natural vegetation and mature trees and preventing land use practices detrimental to the amenity of the locality, the approval of the Council is required for any the use or development of land. The Council will have regard to limits on stocking, the limited groundwater resources, tree and vegetation preservation and the effects on the environment of the locality and residents of the estate when considering the application and may, should approval be granted, impose any conditions as practical and may modify or vary such conditions to take account of seasonal changes.
15. The keeping of horses, sheep, goats and other grazing animals shall be subject to the prior approval of the Council. Approval to keep animals shall not exceed the stocking rates recommended by Agriculture Western Australia for the applicable pasture types.

The Council may approve the grazing of animals provided that it is satisfied that nutrient input to the land can be controlled and that such will not result in the removal or damage of the vegetation and trees or result in soil erosion and dust pollution. As a condition of approval the Council may require the animals to be stabled or corralled.

Where, in the opinion of the Council, the continued presence of animals on any portion of land is likely to contribute, or is contributing to dust pollution or soil erosion, notice may be served on the owner of the said land, requiring the immediate removal of the animals specified in the notice for a period specified in the notice.
16. No indigenous trees or substantial vegetation shall be removed without the prior approval of the Council, except where—
  - The trees are dead, diseased or dangerous;
  - The establishment of a fire access track is required under regulation or local law;
  - Access to an approved development site is required;
  - Subdivisional works require the removal of vegetation.
17. Firebreaks shall be constructed and maintained to the satisfaction of the Bush Fires Board of Western Australia and the Council. In order to preserve the amenity of the area, Council may, at its discretion, vary the position of any required firebreak to avoid destruction of vegetation or to address the physical features of the land.
18. The developer shall, within the Strategic Revegetation Areas depicted on the Subdivision Guide Plan, plant trees and shrubs of a species, density and distribution to be determined by the Council. Tree planting shall be undertaken to the satisfaction of the Council prior to the clearance of the diagrams of survey.

The developer shall maintain the trees and shrubs planted, and vegetation retained on each lot, to the satisfaction of the Council until the land as a whole or in lots is sold. Thereafter the new landowner(s) shall be responsible for the maintenance and the replacement (if and where necessary) of those trees and shrubs planted by the developer and vegetation retained on each lot to the satisfaction of the Council.

The developer shall notify in writing any prospective purchasers of the requirement for the continued maintenance of Strategic Revegetation Areas.
19. Boundary fencing shall only be of a post and wire strand construction, to a maximum height of 1.2 metres.
20. Development affecting wetlands shall comply with the provisions of the Environmental Protection (Swan Coastal Plain Lakes) Policy 1992 and development within the Peel-Harvey Catchment shall comply with Statement of Planning Policy No. 2 (The Peel-Harvey Coastal Plain Catchment), or their latest updates.
21. New development shall observe the buffer requirements from incompatible land uses where applicable.

22. To ensure adequate flood protection for dwellings, a minimum building floor level 0.5 metres above the 1:100 year flood level, in areas of inundation is required, as determined by the Council.
23. The developer shall make arrangements satisfactory to the Council to ensure that prospective purchasers of lots created will be advised of those provisions of the Scheme and Policies which relate to the use and management of the land.
- (iii) Incorporating portions of Lots 532-538 and 540 Baldivis Road, Baldivis into Table IV Special Rural Zones—Provisions relating to Specified Areas—'Portions of Precinct 3 of the Rural Land Strategy (January 1996)'.

C. S. ELLIOTT, Mayor.  
G. G. HOLLAND, Chief Executive Officer.

PI407\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

*Town of Vincent*

Town Planning Scheme No. 1—Amendment No. 16

Ref: 853/2/33/2 Pt 16

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928 (as amended) that the Hon Minister for Planning and Infrastructure approved the Town of Vincent Town Planning Scheme Amendment on 24 March 2003 for the purpose of rezoning a portion of Lot Y246, Part Lot Y246 and Lot Y247 (proposed Lot 1) Palmerston Street, corner Stuart Street, Perth from "Residential R80" to "Town of Vincent Scheme Reserve Parks and Recreation".

N. CATANIA, Mayor.  
J. GIORGI, Chief Executive Officer.

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## SALARIES AND ALLOWANCES TRIBUNAL

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SX401\*

**SALARIES AND ALLOWANCES ACT 1975**

**SALARIES AND ALLOWANCES TRIBUNAL**

Determination Variation

The Tribunal has today issued a Report under section 7 of the Salaries and Allowances Act 1975 to the Minister recommending a further adjustment effective from 1 January 2003 in the remuneration to be paid to Judges of the Supreme Court, Masters of the Supreme Court, Judges of the District Court and Stipendiary Magistrates. The adjustment is an increase of 3.7 per cent (of the rate applying as at 31 December 2002), which, together with the 3.3 per cent already granted, will represent a total 7 per cent increase.

This determination provides for the increase to flow through to the linked "judicial" Registrar positions in both the Supreme and District Courts.

Through current statutory ties, the increase will also be applicable to the members of the Western Australia Industrial Relations Commission. It is the intention of the Tribunal specifically to address the matter of remuneration for members of the Commission at the time of its next general determination dealing with the holders of Special Division and prescribed offices due in April 2003.

The determination of the Salaries and Allowances Tribunal made on 19 April 2002 under sections 6(1)(c), (d) and (e) of the Salaries and Allowances Act 1975 and varied on 15 November 2002, is hereby varied by a further determination, to make the amendment set out below—

Replace the Third Schedule with the following—

**THIRD SCHEDULE—PART 1 SUPREME AND DISTRICT COURT REGISTRARS**

Pursuant to section 6(1)(d) of the Salaries and Allowances Act 1975 the Salaries and Allowances Tribunal determines the following levels of remuneration with effect from 1 January 2003—

Supreme Court	Principal Registrar	\$187,520
	Registrar	\$166,061
District Court	Principal Registrar	\$174,641
	Registrar	\$164,097
	Deputy Registrar	\$147,550

The holders of the above offices shall have the same entitlement to a motor vehicle (selected from the Government's Common Use Contract no.012A1994 as amended from time to time) as a person referred to in Part 5 of the First Schedule.

Dated at Perth this 26th day of March 2003.

Professor M. C. WOOD, Chairman.  
J. A. S. MEWS, Member.  
M. L. NADEBAUM, Member.  
Salaries And Allowances Tribunal

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## WATER

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WA401\*

### WATER AGENCIES (POWERS) ACT 1984

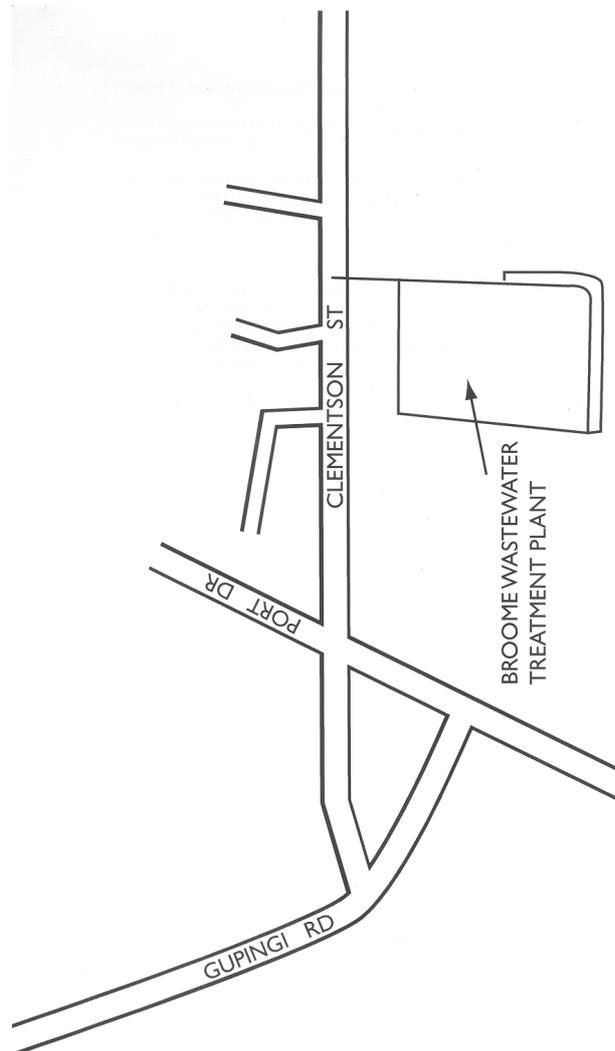
#### BROOME WASTEWATER: TOWN OF BROOME

##### Notice of Authorisation to Upgrade Existing Wastewater Treatment Plant Works

In accordance with the provisions of the Water Agencies (Powers) Act 1984, the Minister for Water Resources has authorised the Water Corporation to construct odour control and upgrade works.

These include constructing a new primary pond, deepening of existing ponds at site, raising banks of existing ponds, constructions of a new inlet discharge tower, removal of old discharge tower, miscellaneous associated electrical and mechanical piping works, and increasing existing pond banks and depth to maximise storage.

The location of the proposed works is at Reserve 37454 Clementson Street.



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**PUBLIC NOTICES**

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**ZZ201****TRUSTEES ACT 1962  
DECEASED ESTATES**

## Notice to Creditors and Claimants

Bernice Lorraine Ranford Late of 1 Gentili Way, Salter Point, Retired, deceased.

Creditors and other persons having claims (to which Section 63 of the aforementioned Act relates) in respect of the Estate of the abovenamed deceased who died on 10 February 2003 are required by the Executors of C/- Level 1, 11 Brown Sheet, East Perth. 6004, to send particulars of their claims to them within one (1) month of the date of the publication of this Notice, after which date the Executors may convey or distribute the assets, having regard only to the claims of which they then have Notice.

JANET LEE HOLMES à COURT.  
JOHN RICHARD RANFORD.

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**ZZ202****TRUSTEES ACT 1962  
DECEASED ESTATES**

## Notice to Creditors and Claimants

Kelvin McStravick Knox late of 11A Warden Street, Claremont, Retired, deceased.

Creditors and other persons having claims (to which Section 63 of the aforementioned Act relates) in respect of the Estate of the abovenamed deceased who died on 23 August 2002 are required by the Executor, Steven Penglis, of C/- Level 36, QV1 Building, 250 St George's Terrace, Perth, 6000 to send particulars of their claims to him within one (1) month of the date of the publication of this Notice, after which date the Executor may convey or distribute the assets, having regard only to the claims of which he then has Notice.

STEVEN PENGLIS.

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**ZZ203****TRUSTEES ACT 1962  
DECEASED ESTATES**

## Notice to Creditors and Claimants

In the matter of the estate of Patrick John McAleer, late of 24 Melvista Avenue, Claremont, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the deceased, who died on the 30th day of January 2003, are required by the applicant for a grant of representation, Elizabeth Anne McAleer, to send particulars of their claims to Elizabeth Anne McAleer of 24 Melvista Avenue, Claremont, within thirty (30) days of the date of publication of this advertisement, after which date the applicant for a grant of representation may convey or distribute the assets, having regard only to the claims of which she then has notice.

ELIZABETH ANNE McALEER.

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