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JOHN A. STRIJK,
Government Printer.

AGRICULTURE

AG301*

GRAIN MARKETING ACT 1975

THE GRAIN POOL OF W.A. (ELECTIONS) AMENDMENT REGULATIONS 1998

Made by the Governor in Executive Council.

Citation

1. These regulations may be cited as *The Grain Pool of W.A. (Elections) Amendment Regulations 1998*.

Principal regulations

2. In these regulations *The Grain Pool of W.A. (Elections) Regulations 1976** are referred to as the principal regulations.

[*Published in Gazette 20 February 1976, pp. 511-8.
For amendments to 29 April 1998 see 1997 Index to Legislation of Western Australia,
Table 4, pp. 118-9.]

Regulation 3 amended

3. Regulation 3 of the principal regulations is amended —

- (a) by deleting the definitions of “the Act”, “Board”, “Chairman”, “Director”, “grain”, “Grain Pool”, “pool”, “regulation”, “season”, “Secretary” and “subregulation”;
- (b) in the definition of “deliverer” by deleting “season in which the election is held or in either of the two preceding seasons;” and substituting the following —

“ prescribed interval in which the election is held or in a preceding prescribed interval;

”;

- (c) by inserting after the definition of “elector” the following definition —

“ **Electoral Commissioner**” means the Electoral Commissioner appointed under the *Electoral Act 1907*;

”;

- (d) in the definition of “electoral zone” by deleting “by” and substituting the following —
“ in accordance with ”;

- (e) in the definition of “listed deliverer” by deleting “list furnished and signed” and substituting the following —

“ record furnished, certified and marked ”; and

- (f) by inserting after the definition of “listed deliverer” the following definitions —

“ **prescribed interval**” means the period commencing on 1 November of any year and ending on 31 October of the following year;

“ **Secretary**” means the Secretary or the Assistant Secretary of The Grain Pool of W.A.;

“ **term of office**” is determined in accordance with regulation 3B.

”.

Regulation 3B inserted

4. After regulation 3A of the principal regulations the following regulation is inserted —

“

Term of office

3B. (1) The term of any office held under the Act commences on 1 August of the year in which the appropriate election is held.

(2) A term of office in respect to an electoral zone (current as at 1 August 1997) set out in column 1 of the Table to this regulation, expires on the day set out in the corresponding position in column 2 of that Table.

Table	
Column 1 <i>Electoral zone</i>	Column 2 <i>Expiration of term of office</i>
Zone 1	31 July 2000
Zone 2	31 July 1998
Zone 3	31 July 1998
Zone 4	31 July 1998
Zone 5	31 July 2000
Zone 6	31 July 2001
Zone 7	31 July 2001

”.

Regulation 4 amended

5. Regulation 4 (1) of the principal regulations is amended by deleting "Chief Electoral Officer for the State" and substituting the following —

" Electoral Commissioner ".

Regulation 5 repealed and a regulation substituted

6. Regulation 5 of the principal regulations is repealed and the following regulation is substituted —

"

Remuneration of returning officer and other officers

5. The returning officer, and any other officer employed by the returning officer to assist in the conduct of an election, are entitled to such remuneration as is determined from time to time by the Electoral Commissioner.

".

Regulation 6 repealed

7. Regulation 6 of the principal regulations is repealed.

Regulation 7 amended

8. Regulation 7 (1) of the principal regulations is amended —

(a) by deleting "For the purpose of every subsequent election for each electoral zone the" and substituting the following —

" The "; and

(b) by deleting "cause a notice of the day to be published as provided in regulation 6." and substituting the following —

"

cause —

(a) a notice in the form of Form 1 to be published in the *Government Gazette*; and

(b) an advertisement of that notice to be placed.

".

Regulation 10 amended

9. (1) Regulation 10 (1) of the principal regulations is repealed.

(2) Regulation 10 (2) of the principal regulations is amended —

(a) by deleting "after the first election"; and

(b) by deleting "list" and substituting the following —

"

written or computer generated record, in a form acceptable to the returning officer,

".

(3) Regulation 10 (3) of the principal regulations is amended —

(a) by deleting "list" in the 3 places where it occurs and substituting in each place the following —

" record ";

(b) by deleting "(1) and (2)" and substituting the following —

" (2) "; and

(c) by deleting " in accordance with the subregulation under which the earlier list was furnished" and substituting the following —

" by the Secretary ".

Regulation 11 repealed and a regulation substituted

10. Regulation 11 of the principal regulations is repealed and the following regulation is substituted —

"

Record to be marked for identification, and available

11. (1) The returning officer shall, upon receipt of a record furnished under regulation 10, mark that record for the purposes of identification.

(2) The returning officer shall provide a copy of the record referred to in subregulation (1) to a candidate who requests a copy, but only after nominations close and the need for a poll is established.

".

Regulation 13 amended

11. Regulation 13 (c) of the principal regulations is amended —

- (a) after subparagraph (i) by deleting “and”; and
- (b) after the “and” at the end of subparagraph (ii) by inserting the following —

“
 (iii) he is not an insolvent under administration within the meaning of the Corporations Law;
 and
 ”.

Regulation 15 amended

12. Regulation 15 of the principal regulations is amended by deleting “that candidate shall be duly elected.” and substituting the following —

“ the returning officer shall declare that candidate duly elected. ”.

Regulation 16 amended

13. Regulation 16 (1) of the principal regulations is amended by deleting paragraph (b) and substituting the following paragraph —

- “
- (b) cause the order of the names of the candidates that are to go on the ballot papers to be determined by the conduct of a draw in a manner similar to that set out in section 86 (2a) of the *Electoral Act 1907*;
 - (ba) cause ballot papers and counterfoils to be printed, in the form of Forms 4 and 5 respectively, setting out the full names of the candidates in the appropriate order;
- ”.

Regulation 18 amended

14. Regulation 18 (2) (b) of the principal regulations is amended by deleting “attached to the envelope addressed to the returning officer”.

Regulation 19 amended

15. Regulation 19 (1) of the principal regulations is amended by deleting “locked” and substituting the following —

“ secure ”.

Regulation 20 amended

16. Regulation 20 of the principal regulations is amended —

- (a) in subregulation (2) by inserting before “the voter” the following —
 “ subject to subregulation (3), ”; and
- (b) by inserting after subregulation (2) the following subregulation —

“
 (3) If a voter has marked a ballot paper in a manner other than the prescribed manner but the ballot paper clearly indicates the voter’s intention and is not informal under regulation 20 (2) (a), that ballot paper —

- (a) shall not be informal; and
 - (b) shall be given effect to according to the elector’s intention.
- ”.

Regulation 25 amended

17. Regulation 25 of the principal regulations is amended —

- (a) by inserting after the regulation designation “25.” the subregulation designation “(1)”;
- (b) in subregulation (1) by deleting “Minister and the”; and
- (c) by inserting after subregulation (1) the following subregulations —

“
 (2) A candidate elected as a Director to fill a normal vacancy commences his term as a Director on the first day of the term of office for which the election was held.

(3) A candidate elected as a Director to fill a casual vacancy commences his term as a Director on —

- (a) the day on which the result of the election is declared; or
 - (a) the first day of the term of office for which the election was held, whichever is the later.
- ”.

Schedule amended

18. (1) Form 1 in the Schedule to the principal regulations is amended by deleting “(Regs. 6 and 7)” and substituting the following —

“ (Reg. 7) ”.

(2) Form 2 in the Schedule to the principal regulations is amended —

(a) by deleting “list” and substituting the following —

“ record ”; and

(b) on the reverse of the form in the definition of “deliverer” by deleting “season in which the election is held or in either of the two preceding seasons.” and substituting the following —

“

prescribed interval in which the election is held or in a preceding prescribed interval. (ie. 12 months commencing on 1 November).

”.

(3) Form 3 in the Schedule to the principal regulations is amended by deleting

“do hereby consent to the above nomination and do hereby state that I am a person eligible for such nomination within the meaning of the Act and the Regulations being:

(a) an individual natural person who is a producer in relation to that election within the meaning of regulation 12 (1); or

(b) a person who is authorized to represent others or another as an elector for the purposes of that election under regulation 12 (2) or (3).”

and substituting the following —

“

do hereby —

(a) consent to the above nomination;

(b) state that I am a person eligible for such nomination within the meaning of the Act and the Regulations being:

(i) an individual natural person who is a producer in relation to that election within the meaning of regulation 12 (1); or

(ii) a person who is authorized to represent others or another as an elector for the purposes of that election under regulation 12 (2) or (3); and

(c) state that I am not an insolvent under administration within the meaning of the Corporations Law.

”.

(4) Form 4 in the Schedule to the principal regulations is amended —

(a) in item 4 by deleting “Statement attached to the Reply Paid envelope”;

(b) in item 5 under the heading “DIRECTIONS FOR VOTING” by deleting “Place sealed Ballot Paper envelope in the Reply Paid envelope addressed to the Returning Officer with the counterfoil and return it to” and substituting the following —

“

Enclose the sealed Ballot Paper and completed Counterfoil in the Reply Paid envelope addressed to

”;

(c) in item 5 under the heading “CANDIDATES” by deleting “(in alphabetical order of surnames)”;

(d) by inserting after item 5 the following item —

“

6. The information required on the Counterfoil is used to mark your name off the roll. The ballot paper envelope will be removed from the Reply Paid envelope and placed into a separate bundle. This way, the information you provide is not used to identify your voting preference.

”.

By Command of the Governor,

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

AG401

STOCK DISEASES (REGULATIONS) ACT 1968
STOCK (IDENTIFICATION AND MOVEMENT) ACT 1970
AGRICULTURAL PRODUCTS ACT 1929
BEEKEEPERS ACT 1963

Agriculture Western Australia
 South Perth, WA 6151.

Agric. 244/90 V1

The Governor has been pleased to appoint the following—

Vivienne Marree Scott
 Barry Edward Duke
 Alexandra Freebairn
 Heidi Joanne White
 Jodie Lee Brown
 Tonia Mulder

as Inspectors pursuant to the following—

Section 8 of the Stock Diseases (Regulations) Act 1968
 Section 37 of the Stock (Identification and Movement) Act 1970
 Section 2A of the Agricultural Products Act 1929
 Section 5 of the Beekeepers Act 1963

MONTY HOUSE, Minister for Primary Industry; Fisheries.

AG402

VETERINARY SURGEONS ACT 1960

Agriculture Western Australia
 South Perth, WA 6151.

Agric. 89/89 V1

The Governor has been pleased to appoint pursuant to Section 5 and 6 of the Veterinary Surgeons Act 1960, the following as members and deputies of the Veterinary Surgeons Board for terms of office expiring on 31 December 2000.

Member

Dr John Edwards
 Dr Raymond George Batey
 Dr Anthony John Vigano-Paterson
 Dr Jennifer Mills
 Mr Anthony Vincent McCarthy

Deputy

Dr Steven Edward Pawley
 Dr Timothy John Vaughan Mather
 Dr Marshall Alan Porter Croxford
 Ms Michelle Cole

MONTY HOUSE, Minister for Primary Industry; Fisheries.

AG403

PLANT DISEASES ACT 1914

Agriculture Western Australia
 South Perth.

I, the undersigned Minister for Primary Industry; Fisheries, being the Minister responsible for the administration of the Plant Diseases Act 1914, hereby appoint the following—

Rosemary Bryant
 Susan Beverley Butler
 Ronald Scott Gunn
 Julie Lynne Hanel
 Delwyn Joy Ormerod
 Monica Zilko

as Temporary Inspectors pursuant to Section 7 (2) of the said Act, for a period of twelve months.

MONTY HOUSE, Minister for Primary Industry; Fisheries.

AG404**AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976**

Agriculture Protection Board,
South Perth, 4 May 1998.

The Agriculture Protection Board of Western Australia, acting pursuant to Section 60 of the Agriculture and Related Resources Protection Act 1976 and with the approval of the Minister for Primary Industry, hereby imposes a rate of—

- (a) 8.00 cents in the dollar on the unimproved value of the land held in the area south of the Kimberley, and
- (b) 3.04 cents in the dollar on the unimproved value of the land in the Kimberley.

For the financial year commencing on the first day of July 1998.

The Common Seal of the Agriculture Protection Board of Western Australia was hereunto affixed in the presence of—

KERYL ENRIGHT, Chairman, Agriculture Protection Board.

Approved—

MONTY HOUSE, Minister for Primary Industry.

ENVIRONMENTAL PROTECTION

EP301***ENVIRONMENTAL PROTECTION ACT 1986****ENVIRONMENTAL PROTECTION (CONCRETE BATCHING AND CEMENT PRODUCT MANUFACTURING) REGULATIONS 1998**

Made by the Governor in Executive Council on the recommendation of the Environmental Protection Authority.

Citation

1. These regulations may be cited as the *Environmental Protection (Concrete Batching and Cement Product Manufacturing) Regulations 1998*.

Interpretation

2. In these regulations —

“**agitator**” means a tank attached to a concrete mixing truck, or other plant, in which the ingredients of concrete are mixed;

“**aggregate**” means broken stone, brick or gravel which forms one of the ingredients of concrete;

“**cement**” means argillaceous and calcareous materials used in cement products;

“**cement product manufacturing**” means the manufacturing of products in which cement or concrete is the principal ingredient;

“**concrete**” means a mixture of cement, sand, aggregate and water;

“**concrete batching**” means the production, or batching and loading for transport, of concrete;

“**filter**” means a bag, cartridge or other device used in an air cleaning system to collect dust;

“**operator**” means a person carrying on concrete batching or cement product manufacturing;

“**premises**”, in relation to an operator, means the premises at which the operator carries on concrete batching or cement product manufacturing;

“**weigh hopper**” means plant or equipment by which the ingredients of concrete are weighed before being loaded into an agitator.

Minimization of dust

3. (1) An operator must not carry on concrete batching or cement product manufacturing unless it is carried on in such a manner that no visible dust escapes from the premises (or if there are no defined boundaries to the premises, no such dust escapes onto any place to which the public has access).

- (2) An operator must immediately clean up any material spilt during concrete batching or cement product manufacturing.

Control of dust from trafficable areas

4. (1) An operator must ensure that all parts of the premises to which vehicles have access —

- (a) are either —
 - (i) paved or sealed; or
 - (ii) treated with water or surfactants as often as is necessary;and
- (b) are swept, hosed or otherwise cleared of any loose aggregate, sand, cement, concrete or other material as often as is necessary,

to prevent loose material adhering to vehicles and to minimize dust.

(2) An operator must not allow any vehicles carrying concrete, or any of the ingredients of concrete, to leave the premises until it has been washed free of cement slurry and dust.

Storage of aggregate and sand

5. (1) An operator must store all aggregate and sand kept on the premises in storage bins or bays which are designed to minimize airborne dust, or where the use of such bins or bays is not practicable, in stockpiles on the ground.

(2) An operator must not allow the height of aggregate or sand in a storage bin or bay to exceed the height of the bin or bay (including any windshields fitted to it).

(3) Where aggregate or sand is stored in a stockpile on the ground the operator must keep it covered or damp, or otherwise treat it, so as to minimize airborne dust.

(4) If, during the unloading of aggregate or sand, any visible dust escapes from the premises the operator must ensure that unloading stops immediately and does not resume until appropriate measures have been taken to prevent the escape of the dust from the premises.

Storage of cement

6. (1) An operator must store all cement kept on the premises —

- (a) in bags; or —
 - (b) in a cement storage silo
 - (i) which complies with subregulation (2); or
 - (ii) which is one of a series of interconnected silos at least one of which complies with subregulation (2).
- (2) To comply with this subregulation a cement storage silo must be fitted with —
- (a) an air cleaning system, which complies with regulation 7, through which all air extracted from the silo while it is being filled must pass before it is discharged into the environment; and
 - (b) either —
 - (i) a level indicator which complies with regulation 8(1); or
 - (ii) a relief valve, which complies with regulation 8(3).

(3) An operator must seal all inspection ports, hatches and other openings to a cement storage silo while cement is being unloaded into the silo.

(4) If, during the filling of a cement storage silo, any visible cement dust escapes from the silo the operator must ensure that no further loads of cement are unloaded into the silo until appropriate measures have been taken to prevent the escape of dust from the silo.

Air cleaning system for cement storage silo

7. (1) The air cleaning system for a cement storage silo must —

- (a) be either —
 - (i) a mechanical rapping air cleaning system with a minimum filter area of 23 square metres; or
 - (ii) a reverse pulse air cleaning system which reduces dust emissions to less than 50 milligrams of particulate matter per cubic metre;and
- (b) discharge air from the system into a weigh hopper or to an outlet which is within one metre of the ground.

(2) An operator must inspect the filters, or if the system is fitted with pressure gauges for the detection of blockages or leaks, check those gauges, at least weekly and immediately clean, repair or replace any filter which is blocked or damaged or has an excessive build-up of dust.

(3) An operator must test the air cleaning system for a cement storage silo at least weekly and if it is not working efficiently, must not unload any cement into the silo until the system is repaired.

(4) An operator must keep on the premises, or in a readily accessible place, sufficient spare filters to replace all such bags or cartridges used in the air cleaning systems of all cement storage silos on the premises.

Level indicator system or relief valve for cement storage silo

- 8.** (1) A level indicator system for a cement storage silo must include —
- (a) an audible alarm which sounds if cement stored in the silo reaches —
 - (i) 0.6 m below the inlet to the silo's air cleaning system; or
 - (ii) 2 tonnes less than the silo's maximum capacity;and
 - (b) a test circuit which indicates whether the level indicator and alarm are working correctly.
- (2) Where a level indicator is used to comply with regulation 6(2)(b) the operator must ensure that the test circuit is activated before a load of cement is unloaded into the silo and that no cement is unloaded into the silo if the level indicator or alarm are not working correctly.
- (3) A relief valve for a cement storage silo must be designed —
- (a) to automatically prevent the level of cement in the silo rising above the level referred to in subregulation (1) (a) (i) or (ii); and
 - (b) so that any excess cement is piped into a weigh hopper or to an outlet which is within one metre of the ground.

Movement of materials on premises and loading of agitators

- 9.** (1) An operator must not use —
- (a) a hopper, conveyor, chute, bucket elevator or transfer point to move material on the premises; or
 - (b) any area of the premises to load agitators,
- unless it is —
- (c) enclosed;
 - (d) fitted with wind shields, water sprays or a dust extraction system; or
 - (e) otherwise designed and operated,
- so as to prevent the escape of any visible dust.
- (2) An operator must maintain in good working order all wind shields, water sprays, dust extraction systems and other devices used to comply with subregulation (1).

Cement product manufacturing premises to be cleaned

- 10.** (1) An operator carrying on cement product manufacturing must regularly clean all inside areas on the premises to prevent the accumulation of dust on any surface.
- (2) An operator must not use water to carry out the cleaning referred to in subregulation (1) unless all fittings and electrical installations in that area of the premises are waterproof or otherwise designed to withstand water.
- (3) Subregulation (2) does not apply in relation to a building in which cement product manufacturing was being carried on before these regulations came into operation.

Control of waste water

- 11.** (1) An operator must ensure that —
- (a) all water draining off any area where agitators, mixers or moulds are loaded or where concrete is batched drains into a slurry pit;
 - (b) all water used to wash out agitators, mixers or moulds or to clean up spilt material drains into a slurry pit;
 - (c) all other water draining off sealed or paved areas of the premises and which is likely to contain waste material drains into a slurry pit or settling pond; and
 - (d) any water removed from, or which might overflow from, a slurry pit drains into a settling pond.
- (2) An operator must ensure that no water used in concrete batching or cement product manufacturing is discharged from the premises until —
- (a) it has been —
 - (i) through a silt trap; or
 - (ii) contained in a settling pond for long enough to allow all particulate matter to settle out;and
 - (b) if the water is likely to contain hydrocarbons, it has been through an oil interceptor.

Slurry pits, settling ponds, silt traps and oil interceptors

- 12.** (1) An operator must not allow settled material in a slurry pit to —
- (a) dry out (except when the pit is dried out to allow the settled material to be removed); or
 - (b) be higher than 30 cm below the top of the slurry pit walls.
- (2) An operator must ensure that a settling pond is large enough to contain all water which might drain into it for long enough to allow all particulate matter to settle out.

(3) An operator must ensure that slurry pits, settling ponds, silt traps and oil interceptors are maintained, and emptied or cleaned as often as necessary, to ensure their efficient operation.

Disposal of waste

13. An operator must ensure that all waste created during concrete batching or cement product manufacturing (including material removed from slurry pits, settling ponds, silt traps and oil interceptors) is —

- (a) recycled; or
- (b) disposed of at an appropriate landfill site or waste treatment facility the occupier of which holds a licence under Part V of the Act in respect of that site or facility.

Offences and penalties

14. A person who contravenes any of these regulations commits an offence.

Penalty: \$200.

Repeal

15. The *Clean Air (Control of Dust in Concrete Plants) Regulations 1982* are repealed.

Transitional

16. (1) Regulations 6(2), 7, 8 and 11 do not apply in relation to an existing facility until the day that is 6 months after the day on which these regulations come into operation.

(2) In subregulation (1) —

“**existing facility**” means —

- (a) a cement storage silo in which cement was being stored; or
- (b) a premises at which concrete batching or cement product manufacturing was being carried on, immediately before the commencement day.

Recommended by a resolution of the Environmental Protection Authority at a meeting of the Authority on 17 April 1998.

B. K. BOWEN, Chairman.

By Command of the Governor,

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

FAIR TRADING

FT301*

CONSUMER CREDIT (WESTERN AUSTRALIA) ACT 1996
CONSUMER CREDIT AMENDMENT REGULATION 1998

Made by the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Consumer Credit Amendment Regulation 1998*.

Commencement

2. These regulations come into operation on 29 May 1998.

Principal regulations

3. In these regulations the *Consumer Credit Regulation 1996** is referred to as the principal regulations.

[* *Published in Gazette 18 October 1996, pp. 5525-5600.*

For amendments to 29 April 1998 see 1997 Index to Legislation of Western Australia, Table 4, pp. 44-5.]

Section 21 repealed and section 21 substituted

4. Section 21 of the principal regulations is repealed and the following section is substituted —

“

Explanation about guarantor's rights and obligations

21. (1) For the purposes of section 51 (1) (b) of the Code, the information document is to be a written document in Form 5A.

(2) The information document referred to in subsection (1) may be in the form of a separate document or a part of the guarantee document.

Note — Section 51 (1) (b) of the Code requires a credit provider to give a prospective guarantor an explanation in the form required by the regulations of the guarantor's rights and obligations. The explanation must be given before the obligations under the relevant credit contract are secured by the guarantee.

Section 51A amended

5. Section 51A of the principal regulations is amended by deleting "31 May 1998" and substituting the following —

" 1 December 1998 ".

Schedule amended

6. The Schedule to the principal regulations is amended by deleting Form 5A and substituting the following form —

"

FORM 5A

section 51 (1) (b) of the Code
section 21 of this regulation

INFORMATION STATEMENT

THINGS YOU SHOULD KNOW ABOUT GUARANTEES

This information tells you about some of the rights and obligations of yourself and the credit provider. It does not state the terms and conditions of your guarantee.

GUARANTEES

1. What is a guarantee?

A promise by you that the person who is getting credit under a credit contract (the "**debtor**") will keep to all the terms and conditions. If that person does not do so, you promise to pay the credit provider all the money owing on the contract (and any reasonable enforcement expenses) as soon as the money is asked for, up to the limit, if any, stated in the guarantee. If you do not pay, then the credit provider can take enforcement action against you which may result in the forced sale of any property owned by you such as your house.

2. How do I know how much the debtor is borrowing and how the credit charges are worked out?

These details are on the copy of the credit contract or proposed credit contract that you should be given before you sign the guarantee.

3. What documents should I be given?

Before you sign the guarantee you should get —

- the document you are reading now; and
- a copy of the credit contract or proposed credit contract.

Your guarantee is not enforceable unless you get a copy of the credit contract or proposed credit contract before you sign.

Within 14 days after you sign the guarantee and give it to the credit provider, the credit provider must give you a copy of —

- the signed guarantee; and
- the credit contract or proposed credit contract (if you do not already have a copy of the contract).

4. Can I get a statement of the amount that the debtor owes?

Yes. You can ask the credit provider at any time for a statement of the amount the debtor currently owes or any amounts credited or debited during a period you specify or any amounts which are overdue and when they became overdue or any amount payable and the date it became due.

The credit provider must give you the requested information —

- within 14 days if all the information requested related to a period one year or less before your request is given; or
- otherwise within 30 days.

This statement must be given to you in writing if you ask for it in writing but otherwise may be given orally.

You may be charged a fee for the statement.

You are not entitled to more than one written statement every 3 months.

5. How can I find out the payout figure?

You can write to the credit provider at any time and ask for a statement of the amount required to pay out the credit contract as at any date you specify. You can also ask for details of the items that make up the amount.

The credit provider must give you the statement within 7 days after you give your request to the credit provider. You may be charged a fee for the statement.

6. What other information can I get?

You can write to the credit provider and ask for a copy of —

- the guarantee; or
- any credit-related insurance contract (such as insurance on mortgaged property) the credit provider has; or
- a notice previously given to you, the debtor or the mortgagor under the Consumer Credit Code.

The credit provider must give you the requested copy —

- within 14 days of your written request if the contract came into existence one year or less before the request was given to the credit provider; or
- otherwise within 30 days.

The credit provider may charge you a fee.

Your request can be made any time up to 2 years after the end of the credit contract.

7. Can I withdraw from my guarantee?

You **can** withdraw from your guarantee at any time by written notice to the credit provider if the final credit contract is materially different from the proposed credit contract given to you before you signed the guarantee.

If, when the credit contract was entered into, the debtor was ordinarily resident in a place other than Western Australia, you **can** also withdraw from your guarantee by written notice to the credit provider before the debtor gets any credit under the credit contract.

If, when the credit contract was entered into, the debtor was ordinarily resident in Western Australia, you **can** also withdraw from your guarantee by written notice to the credit provider before the debtor gets any credit under the credit contract **provided that either** —

- the debtor also terminates or has terminated the credit contract under section 19 (the section of the Consumer Credit Code which enables the debtor to terminate the credit contract before any credit has been obtained or attempted to be obtained under the contract);
- or**
- the debtor has not entered into a contract with another person in reliance on the availability of the credit subject to the guarantee.

8. Can I limit my guarantee?

Yes, if it relates to a continuing credit contract (such as a credit card contract or an overdraft). In that case you can give the credit provider a notice limiting the guarantee so that it only applies to —

- credit previously given to the debtor; and
- any other amount you agree to guarantee.

9. Can my guarantee also apply to any future contracts?

No, unless the credit provider has given you a copy of the proposed new credit contract and you have given your written acceptance.

10. If my guarantee says I have to give a mortgage, what does this mean?

A mortgage means that you give the credit provider certain rights over any property you mortgage. If you default under your guarantee, you can lose that property and you might still owe money to the credit provider.

11. Should I get a copy of my mortgage?

Yes. It can be part of your guarantee or, if it is a separate document, you will be given a copy of the mortgage within 14 days after your mortgage is entered into.

12. Is there anything that I am not allowed to do with the property I have mortgaged?

The law says you cannot assign or dispose of the property unless you have the credit provider's, or the court's, permission. You must also look after the property. Read the mortgage document as well. It will usually have other terms and conditions about what you can or cannot do with the property.

13. What can I do if I find that I cannot afford to pay out the credit contract and there is a mortgage over my property?

See the answer to question 22.

Otherwise you may —

- if the mortgaged property is goods — give the property back to your credit provider, together with a letter saying you want the credit provider to sell the property for you;
- sell the property — but only if the credit provider gives permission first;

OR

- give the property to someone who may then pay all amounts owing under the guarantee or give a similar guarantee — but only if the credit provider gives permission first.

If the credit provider won't give permission contact your Government Consumer Agency for help.

You should understand that you may owe money to the credit provider even after mortgaged property is sold.

14. Can the credit provider take or sell the mortgaged property?

Yes, if you have not carried out all of your obligations under your guarantee.

15. If the credit provider writes asking me where the mortgaged goods are, do I have to say where they are?

Yes. You have 7 days after receiving the credit provider's request to tell the credit provider. If you do not have the goods you must give the credit provider all the information you have so they can be traced.

16. When can the credit provider or its agent come into a residence to take possession of mortgaged goods?

The credit provider can only do so if it has the court's approval or the written consent of the occupier which is given after the occupier is informed in writing of the relevant section in the Consumer Credit Code.

17. If the debtor defaults, do I get any warning that the credit provider wants to take action against the debtor?

In most cases both you and the debtor get at least 30 days from the date of a notice in writing to do something about the matter. The notice must advise —

- why the credit provider wants to take action; and
- what can be done to stop it (if the default can be remedied); and
- that if the same sort of default is committed within 30 days of the date of the notice and is not remedied within that period, the credit provider can take action without further notice.

You should immediately discuss any warning notice with the debtor and consider getting independent legal advice and/or financial advice.

However, there will be no warning notice if —

- there is a good reason to think the debtor committed a fraud to persuade the credit provider to enter into the contract; or
- the credit provider has been unable to locate the debtor after making reasonable efforts to do so; or
- the court says so; or
- there is a good reason to think that the debtor has, or will, remove or dispose of mortgaged goods without the credit provider's consent, or that urgent action is necessary to protect mortgaged property.

18. When can the credit provider enforce a judgment against me?

When —

- the credit provider has judgment against the debtor and if the judgment amount has still not been met 30 days after the credit provider has asked the debtor in writing to pay it; or
- the court says so because recovery from the debtor is unlikely; or
- the credit provider has been unable to locate the debtor after making reasonable efforts to do so; or
- the debtor is insolvent.

19. If the debtor cannot be found and the credit provider intends to take legal action against me do I get any warning?

You may not. See the answer to question 17.

20. Can the credit provider take action against me without first taking action against the debtor?

Yes, but the credit provider will not be able to enforce any judgment against you except in the circumstances described in the answer to question 18.

21. How much do I have to pay the credit provider if the debtor defaults?

You have to pay what the debtor owes the credit provider, subject to any limit provided in the guarantee, plus the credit provider's reasonable expenses in making you honour your contract of guarantee.

GENERAL**22. What can I do if I am asked to pay out the credit contract and I cannot pay it all at once?**

Talk to the credit provider and see if some arrangement can be made about paying.

If you cannot come to a suitable arrangement, contact the Government Consumer Agency. There are other people, such as financial counsellors, who may be able to help.

23. If I pay out money for a debtor, is there any way I can get it back?

You can sue the debtor, but remember, if the debtor cannot pay the credit provider, he or she probably cannot pay you back for a while, if at all.

24. What happens if I go guarantor for someone who is under 18 when he or she signs a credit contract?

You are responsible for the full debt if the contract of guarantee has a clear and obvious warning. The warning has to tell you that the courts might not let you sue the debtor if you have to pay out the credit contract for him or her.

25. Do I have any other rights and obligations?

Yes. The law does give you other rights and obligations. You should also **READ YOUR GUARANTEE** carefully.

IF YOU HAVE ANY DOUBTS, OR YOU WANT MORE INFORMATION, CONTACT THE GOVERNMENT CONSUMER AGENCY OR GET LEGAL ADVICE.

PLEASE KEEP THIS INFORMATION STATEMENT, YOU MAY WANT SOME INFORMATION FROM IT AT A LATER DATE.

By Command of the Governor,

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

HEALTH

HE301*

POISONS ACT 1964

POISONS (SPECIFIED DRUGS) VARIATION ORDER 1998

Made by the Governor in Executive Council under section 22A of the *Poisons Act 1964*.

Citation

1. This order may be cited as the *Poisons (Specified Drugs) Variation Order 1998*.

Commencement

2. This order comes into operation on 19 June 1998.

Schedule varied

3. Part 1 of the Schedule to the *Poisons (Specified Drugs) Order (No. 2) 1989** is varied by deleting "FLUNITRAZEPAM."

[* *Published in Gazette 19 May 1989, pp. 1490-91.*

For amendments to 5 May 1998 see 1997 Index to Legislation of Western Australia, Table 4, pp. 210-11.]

By Command of the Governor,

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

HE302*

POISONS ACT 1964

POISONS AMENDMENT REGULATIONS (No. 2) 1998

Made by the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Poisons Amendment Regulations (No. 2) 1998*.

Commencement

2. These regulations come into operation on 19 June 1998.

Principal regulations

3. In these regulations the *Poisons Regulations 1965** are referred to as the principal regulations.

[* Reprinted as at 4 November 1996.

For amendments to 5 May 1998 see 1997 Index to Legislation of Western Australia, Table 4, pp. 209-10, and Gazette 17 March 1998.]

Regulation 51GB inserted

4. After regulation 51GA of the principal regulations the following regulation is inserted —

“

Supply of flunitrazepam

51GB. (1) Notwithstanding regulations 51B to 51F, a medical practitioner shall not supply flunitrazepam or issue, write or authorize a prescription for flunitrazepam for a person unless that practitioner has been authorized in writing to do so in relation to that particular person by the Commissioner of Health.

(2) The Commissioner of Health shall give the authorization an identifying number (in this regulation called “**the HDWA Authorization No.**”).

(3) In an authorization given under subregulation (1), the Commissioner of Health may specify that any one or more of the conditions and restrictions set out below apply, namely —

- (a) that the prescription be issued by or the treatment be administered by the medical practitioner specified in the authorization;
- (b) that the amount of flunitrazepam to be prescribed or used for treatment shall not exceed the amount specified;
- (c) that the amount of flunitrazepam to be prescribed or used on any one day shall not exceed the amount specified;
- (d) that the concentration of flunitrazepam to be prescribed shall not exceed the concentration specified;
- (e) that the intervals between the issue of prescriptions for flunitrazepam or the administration of flunitrazepam shall be such as are specified;
- (f) that the prescription be supplied at the pharmacy specified;
- (g) that the amount of flunitrazepam dispensed on a single prescription not exceed such amount as is specified;
- (h) that the amount of flunitrazepam that may be supplied on any one day shall not exceed such amount as is specified.

(4) An authorization issued for the purpose of subregulation (1) is valid for such period as is specified by the Commissioner of Health unless revoked by the Commissioner, by notice in writing served on the practitioner, before the expiration of that period.

(5) The Commissioner of Health may at any time, by notice in writing served on the practitioner, amend the conditions and restrictions specified under subregulation (3).

(6) A medical practitioner shall not supply flunitrazepam or issue, write or authorize a prescription for flunitrazepam contrary to any conditions and restrictions specified in the authorization.

(7) A medical practitioner who issues or writes a prescription for flunitrazepam shall write the HDWA Authorization No. on the prescription after his or her signature using the following format C

“HDWA Authorization No.” .

(8) A pharmaceutical chemist shall not sell or supply flunitrazepam unless the HDWA Authorization No. is written on the prescription for the flunitrazepam in accordance with subregulation (7).

”.

Regulation 53A amended

5. Regulation 53A (1) of the principal regulations is amended by inserting in the Table, in the appropriate alphabetical position, the following —

“ Flunitrazepam ”.

By Command of the Governor,

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

HE401*

MENTAL HEALTH ACT 1996
COUNCIL OF OFFICIAL VISITORS
(APPOINTMENT OF MEMBERS) INSTRUMENT (No. 2) 1998

Made by the Minister under section 177 of the Act.

Citation

1. This notice may be cited as the *Council of Official Visitors (Appointment of Members) Instrument (No. 2) 1998*.

Interpretation

2. In this instrument —

“table” means the table in the schedule to this instrument;

“the Act” means the *Mental Health Act 1996* (WA);

“the Council” means the Council of Official Visitors established under section 176 of the Act.

Appointed Members

3. Each of the persons named in column 1 of the table are appointed as members of the Council for the period specified in column 2 of the table adjacent to the name of that person.

SCHEDULE

TABLE

COLUMN 1	COLUMN 2
Member	Expiry Date
Ms Sandra Leigh Brown	7/4/2001
Mr Kevin Daniel Hogg	7/4/2001
Mrs Maxinne Cosham Sclanders	7/4/2001
Mrs Rita Susan Verghis-Burgess	7/4/2000
Ms Manjit Kaur	7/4/2000
Ms Janet Elizabeth Wauchope	7/4/2000
Mrs Diane Letitia Annear , JP	7/4/1999
Dr Gary Kenneth Hulse	7/4/1999
Ms Judith Powell	7/4/1999
Dr Philip Scott Watts	7/4/1999

KEVIN PRINCE, Minister for Health.

HE402*

HOSPITALS & HEALTH SERVICES ACT 1927
MULLEWA HEALTH SERVICES BOARD OF MANAGEMENT
HOSPITALS AND HEALTH SERVICES
(APPOINTMENT OF MEMBERS) INSTRUMENT (No. 10) 1998

Made by the Governor under section 15 of the Act.

Citation

1. This instrument may be cited as the *Mullewa Health Services Board of Management Hospitals and Health Service (Appointment of Members) Instrument (No. 10) 1998*.

Appointment of Member

2. Mr Simon Reid is appointed to the Mullewa Health Services Board of Management for the period ending 30 September 1998.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

HE403*

RADIATION SAFETY ACT 1975
RADIOLOGICAL COUNCIL
(APPOINTMENT OF MEMBER) INSTRUMENT 1998

Made by Governor pursuant to section 13(2) of the Act.

Citation

1. This instrument may be cited as the *Radiological Council (Appointment of Member) Instrument 1997*.

Appointments of Members

2. Dr George Koperski is appointed to the Radiological Council, pursuant to section 13(2)(b)(vi), for the period ending 6 May 2000.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.

LOCAL GOVERNMENT

LG401**DOG ACT 1976**

Shire of Moora

It is hereby notified for public information under the provisions of the Dog Act 1976 that the appointment of Mr Nathan John Stewart is hereby cancelled.

J. N. WARNE, Chief Executive Officer.

LG402**HEALTH ACT 1911**

Shire of Moora

Sewerage Scheme Alteration Moora Townsite Drummond Street

Notice of Intention under section 57(2)

The Shire of Moora proposes to construct a waste water stabilisation pond for the existing townsite sewerage scheme for the purpose of draining waste water and sewerage from all buildings served by the Shire of Moora reticulated sewerage scheme and to treat the waste water and sewerage in the treatment works already constructed. It is estimated that the capital cost of the extension will cost \$50 000, it is proposed to finance the work from Municipal Funds provided on Council's Budget.

Water supply for the Sewerage Scheme comes from the existing country areas water supply for Moora Townsite.

A general plan and description of the proposed extension will be deposited with the Executive Director, Public Health and copies may be inspected at the Council Office, objections will be received until 10 July 1998.

J. N. WARNE, Chief Executive Officer.

LG403**DOG ACT 1976**

Shire of Swan

It is hereby notified for public information that the following Officers have been appointed Registration Officers for the Shire of Swan.

Lydia Highfield
Fred Fairclough

E. W. T. LUMSDEN, Chief Executive Officer.

LG404**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960**

City of Gosnells

1998/99 Pool Inspection Levy

It is hereby notified for public information that each owner of a private swimming pool within the City of Gosnells will be levied an amount of ten dollars (\$10.00) for the 1998/99 Financial Year.

N. J. SMITH, Mayor.
S. HOLTBY, Chief Executive Officer.

LG405**LOCAL GOVERNMENT ACT 1995***Shire of Mount Magnet*

Appointment of Registration Officers and Authorised Officers

It is hereby notified for public information that the following persons have been appointed as authorised officers pursuant to the following Acts and have been authorised to enforce the following Acts, Regulations and Local Laws.

Local Government Act 1995
 Bush Fires Act 1954 and Regulations
 The Litter Act 1979 and Regulations
 All Councils By-Laws, Local Laws and Regulations

Peter Lindsay Hayes
 Kenneth William Arbuckle
 William Frederick Broomfield

All other appointments are hereby cancelled.

P. L. HAYES, Chief Executive Officer.

LG406**DOG ACT 1976***Shire of Mount Magnet*

Appointment of Registration Officers and Authorised Officers

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

Registration Officers:

Peter Lindsay Hayes
 Kenneth William Arbuckle
 Rosemary Margaret Balchin
 Antoinette May Hays
 Deborah Pauline Bandy

Authorised Control Officers:

Peter Lindsay Hayes
 Kenneth William Arbuckle
 William Frederick Broomfield
 Stephen Albert Anaru
 Warrick Maxwell Regan
 Ronald Moses
 Alan Snow
 Becky Snow

All other appointments are hereby cancelled.

P. L. HAYES, Chief Executive Officer.

PARLIAMENT**PA401***

PARLIAMENT OF WESTERN AUSTRALIA

Bill Assented To

It is hereby notified for public information that 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 First Session of the Thirty-Fifth Parliament.

Short Title of Bill

Industry and Technology Development Bill 1998

Date of Assent

20 May 1998

Act No

13 of 1998

L. B. MARQUET, Clerk of the Parliaments.

PA402*

PARLIAMENT OF WESTERN AUSTRALIA

Bill Assented To

It is hereby notified for public information that 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 First Session of the Thirty-Fifth Parliament.

Short Title of Bill

Environmental Protection Amendment Bill 1998

Date of Assent

21 May 1998

Act No

14 of 1998

L. B. MARQUET, Clerk of the Parliaments.

PLANNING

PD401**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF ARMADALE

TOWN PLANNING SCHEME No. 2—AMENDMENT No. 131

Ref: 853/2/22/4, Pt 131.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Armadale Town Planning Scheme Amendment on May 18, 1998 for the purpose of:

1. Rezoning Lot 28 corner Forrest Road and Townley Street, Armadale from "Special Use No. 9—Service Station" to "Shopping"; and
2. a) Inserting the following definition within the list of interpretations:
 "convenience store—means any land and or buildings used for the retail sale of convenience goods being those goods commonly sold in supermarkets, delicatessens and newsagents but include the sale of petrol and operated during hours which include but which may extend beyond normal trading hours and providing associated parking. The buildings associated with a convenience store shall not exceed 300m² gross leasable area."
- b) Including "Convenience Store" as a "SA" use within the Shopping zone with the following Development Standards:

Use Class	Code	Maximum Plot Ratio	Development Standards		
			Minimum Car Parking Spaces	Minimum Landscaping	Other Requirements
Convenience Store	SA	N.A.	(As required by Council)	(As per table 4.1 & 4.2)	(As per table 4.1, 4.2, 4.3 & conditions 1 to 9)

R. STUBBS, Mayor.

R. S. TAME, A/Chief Executive Officer.

PD402**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF ARMADALE

TOWN PLANNING SCHEME No. 2—AMENDMENT No. 140

Ref: 853/2/22/4, Pt 140.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Armadale Town Planning Scheme Amendment on May 18, 1998 for the purpose of:

1. by rezoning lot 100 Waterwheel Road Bedforddale from Rural B Zone to Special Use—Rural Residential;
2. amending the Scheme Maps accordingly; and
3. amending the Scheme Text in appropriate numerical order by inserting a new entry in the Special Use Development Table as follows;

Prescribed Special Use	Requirements	Particulars of Land
72. Rural Residential	1. Subdivision and development shall be generally in accordance with Subdivision Guide Plan prepared in accordance with Clause 5.2.1 of the Scheme.	Canning Location 32 being Lot 100 Waterwheel Road, Bedforddale
—Dwelling House	2. Minimum lot size should be 3000m ² .	
—Public Utility	3. Maximum number of lots should be 18.	
—Public Recreation	4. Minimum area of Public Open Space should be 10%.	
The Council may at its discretion, permit the following uses:—	5. All lots shall be provided with a reticulated water supply system.	
—Home Occupation		
—Private Recreation		
—Arts, Crafts and handicrafts		

Prescribed Special Use	Requirements	Particulars of Land
—Ancillary Accommodation	<p>6. All lots shall be provided with underground power.</p> <p>7. The following Clauses of Part 5 of the Scheme are applicable to the land, with the exception of those areas nominated on the Subdivision Guide Plan for roadways and public utilities.</p> <ul style="list-style-type: none"> —Clause 5.1.1(j) (Fencing) —Clause 5.2.2(b) (Tree Removal) —Clause 5.2.2(e) (Sand Pads) —Clause 5.2.3 (Parking Commercial Vehicles) —Clause 5.7.8 (Development Envelope) —Clause 5.7.9 (Tree Preservation Order) —Clause 5.7.10 (Clearing Restriction) <p>8. Only one dwelling shall be permitted on a lot.</p> <p>9. The keeping of cats, poultry, livestock and horses on all lots is prohibited.</p> <p>10. In respect to Development Standards, the following shall apply:—</p> <ul style="list-style-type: none"> —Lots between 2000m² and 4000m² shall comply with the “R5” Residential Planning Codes standards.—Lots greater than 4000m² shall comply with Rural Zone Development Standards of the Scheme. <p>11. No building shall be constructed within six (6) metres of any lot boundary.</p> <p>12. All development to use materials with external surfaces which have low light reflectivity and natural colours which minimise visual intrusion and blend in with the landscape of the locality.</p> <p>13. Effluent drains for septic systems (leach drains) shall be located such that any consolidated laterite duricrust is totally removed to the depth of the underlying soil horizon and extending to 1m around the perimeter of each drain and the excavated area backfilled with friable soils under and around the drains to allow effluents to drain into the underlying soil horizon.</p> <p>14. Fencing shall be limited to open rural type fencing in accordance with the post and wire or post and rail, rural, fencing model / guidelines depicted on the Subdivision Guide Plan unless otherwise approved by Council.</p> <p>15. Strategic Firebreaks as nominated on the Subdivision Guide Plan shall be provided, constructed and maintained by the lot owners to the satisfaction of Council.</p>	

R. C. STUBBS, Mayor.
R. S. TAME, Chief Executive Officer.

PD403

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF BUNBURY

TOWN PLANNING SCHEME No. 6—AMENDMENT No. 176

Ref: 853/6/2/9, Pt 176.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Bunbury Town Planning Scheme Amendment on May 18, 1998 for the purpose of:

- (1) Rezoning Lot 101 Little Street, Bunbury from “Special Use—Assistance Centre” to “Special Use—Place of Public Worship, Assistance Centre and Rectory” as depicted on the amending map.

- (2) Rezoning Lot 103 Nuytsia Avenue, Bunbury from "Residential R15" to "Special Use—Place of Public Worship, Assistance Centre and Rectory" as depicted on the amending map.
- (3) Removing Lot 101 Little Street, Bunbury from Appendix 1V—First Schedule: Special Uses of the Scheme Text as follows:

Appendix 1V
First Schedule
Special Uses

Description of Land	Permitted Uses	Development Conditions
69 Lot 101 Little Street	Assistance Centre	Refer Scheme Provisions

- (4) Adding Lot 101 Little Street and Lot 103 Nuytsia Avenue, Bunbury to Appendix 1V—First Schedule: Special Uses of the Scheme Text together with appropriate development controls as follows:

Appendix 1V
First Schedule
Special Uses

Description of Land	Permitted Uses	Development Conditions
Lot 101 Little Street	Place of Public Worship,	Refer Scheme Provisions
Lot 103 Nuytsia Ave.	Assistance Centre, Rectory	

- (5) Adding the following interpretation to Appendix No. 5—Interpretations of the Scheme Text as follows:—

Rectory—means residence of clergy and his or her family.

G. M. CASTRILLI, Mayor.
G. P. BRENNAN, Chief Executive Officer.

PD404*

TOWN PLANNING AND DEVELOPMENT ACT 1928

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

CITY OF GOSNELLS

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 497

Ref: 853/2/25/1, Pt 497.

Notice is hereby given that the local government of the City of Gosnells has prepared the abovementioned scheme amendment for the purpose of:

Adding to the Fifth Schedule—Additional Use Zones—the following:

Street	Particulars of Land	Additional Use Permitted
Nicholson and Spencer Roads, Langford	Lot 8 (Nos 1-5)	Convenience and Video store and car wash

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Albany Highway, Gosnells and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including July 7, 1998.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before July 7, 1998.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

S. HOLTBY, Chief Executive Officer.

PD405*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF STIRLING

DISTRICT PLANNING SCHEME No. 2—AMENDMENT No. 274

Ref: 853/2/20/34, Pt 274.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Stirling Town Planning Scheme Amendment on May 18, 1998 for the purpose of:

- 1 Rezoning Lots 25, 35, 36 and 101 Scarborough Beach Road and Lot 215 Walters Drive, Osborne Park from "General Industrial" to "Industrial Showrooms and General Industrial".

2 Altering Schedule II of the Scheme by the addition thereto of the following:

Scarborough Beach Road	Portion of Perthshire Loc Au and being Lot 25 on Diagram 15041, Lots 35 and 36 on Diagram 15833 and Lot 101 on Diagram 72066.	Industrial Showrooms and General Industrial
Walters Drive Osborne Park	Portion of Perthshire Loc Au and being Lot 215 on Diagram 70801.	

D. C. VALLENLONGA and T. W. CLAREY, Mayor.
M. J. WADSWORTH, Chief Executive Officer.

PD406***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF WANNEROO

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 794

Ref: 853/2/30/1, Pt 794.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the City of Wanneroo Town Planning Scheme Amendment on May 18, 1998 for the purpose of rezoning portion of Lot 15 (1930) Marmion Avenue, Clarkson from Residential Development; Commercial; Service Station; Service Industrial; Civic; Tavern; Special Zone (Restricted Use) Medical Centre and Special Zone (Restricted Use) Community Health and Development Centre; Medical Centre and Public Worship to Centre Zone and Urban Development Zone.

C. ANSELL, Chairman of Commissioners.
L. DELAHAUNTY, Chief Executive Officer.

PD407***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF CARNARVON

TOWN PLANNING SCHEME No. 10—AMENDMENT No. 32

Ref: 853/10/2/12, Pt 32.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Shire of Carnarvon Town Planning Scheme Amendment on May 16, 1998 for the purpose of rezoning Lot 2 of Location 199 North West Coastal Highway, Carnarvon from "Rural" to "Light Industry".

D. A. MILLS, President.
L. D. FREEMAN, A/Chief Executive Officer.

PD408***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF SWAN

TOWN PLANNING SCHEME No. 9—AMENDMENT No. 304

Ref: 853/2/21/10, Pt 304.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Shire of Swan Town Planning Scheme Amendment on May 18, 1998 for the purpose of amending the Scheme Maps to rezone a portion of Lot 112 Illawarra Crescent/Kingfisher Avenue, Ballajura from "General Commercial" to "Residential 1 R40" as depicted on the Scheme Amendment Map.

A. C. FREWING, Executive Manager, Management Services.
E. W. LUMSDEN, Chief Executive Officer.

PD409*

TOWN PLANNING AND DEVELOPMENT ACT 1928
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
SHIRE OF SWAN

TOWN PLANNING SCHEME No. 9—AMENDMENT No. 314

Ref: 853/2/21/10, Pt 314.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Shire of Swan Town Planning Scheme Amendment on May 18, 1998 for the purpose of:

- 1 Amending the Scheme Text by adding to Appendix 6B in the various columns, the following:—

Locality	Street and Land Particulars	Additional or Restricted Uses and Condition
Hazelmere	Lot 3 Adelaide Street	1. The following uses are additional uses: "AA Use—Light Industry, General Office and Warehouse.
- 2 Amending the Scheme Maps to insert the Additional or Restricted Use symbol on Lot 3 Adelaide Street, Hazelmere.

A. C. FREWING, Executive Manager, Management Services.
 E. W. LUMSDEN, Chief Executive Officer.

PD410*

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

TOWN PLANNING SCHEME No. 2—AMENDMENT No. 60

Ref: 853/2/26/3, Pt 60.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act 1928, that the Hon Minister for Planning approved the Town of Kwinana Town Planning Scheme Amendment on May 18, 1998 for the purpose of replacing the existing Subdivision Guide Map of Town Planning Scheme No 2 Amendment No 39 with a new Subdivision Guide Map which is entitled "Subdivision Guide Map—A".

J. H. D. SLINGER, Mayor.
 R. K. SMILLIE, Chief Executive Officer.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962

Domenico Di Donato late of 122 Preston Point Road, East Fremantle in the State of Western Australia, Service Station Proprietor 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 21 March 1998 are required by the personal representative Paul Eric Kordic to send particulars of their claims to him care of Talbot & Olivier Barristers & Solicitors, Level 10, 55 St George's Terrace, Perth by 30 June 1998 after which date the personal representative may convey or distribute the assets having regard to the claims of which he then has notice.

TALBOT & OLIVIER as solicitors for the personal representative.

ZZ401

NOTICE OF DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership previously subsisting between Kevin Stokes (deceased) and Margaret Ruth Stokes, Ashley Kevin Stokes, Graham Neville Stokes and Joanne Elizabeth Stokes carrying on business under the name of Kevin Stokes & Co. at Three Springs has been dissolved by reason of the death of Kevin Stokes as from the 25th July 1995.

All debts due to and owing by the partnership will be received and paid by Margaret Ruth Stokes, Ashley Kevin Stokes, Graham Neville Stokes and Joanne Elizabeth Stokes who will continue to carry on the business under the same name.

Dated this 19th day of May 1998.

MERLE BLOCH, Solicitor for Perpetual Trustees WA Limited
 the Executor of the Estate of Kevin Stokes.

WESTERN AUSTRALIA

VICTIMS OF CRIME ACT 1994

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*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

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WESTERN AUSTRALIA

TAXI ACT 1994

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WESTERN AUSTRALIA

PAWNBROKERS AND SECONDHAND DEALERS ACT 1994

**Price: \$9.50 Counter Sales
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Strata Titles General Regulations 1996
Electricity (Licensing) Regulations 1991
Stamp Regulations 1979
Veterinary Surgeons Regulations 1979
Motor Vehicle (Third Party) Insurance Regulations 1962
Metropolitan Water Supply Sewerage and Drainage By-laws 1981
Travel Agents Regulations 1986
Legal Practice Board Rules 1949
Gaming Commission Regulations 1988
Business Names Regulations 1962
Dangerous Goods Regulations 1992
Industrial Training (General Apprenticeship) Regulations 1981
Construction Industry Portable Paid Long Service Leave Regulations 1986
Dairy Industry Regulations 1977
Dental Board Rules 1973
Plant Diseases Regulations 1989
Bulk Handling Regulations 1967
Financial Institutions Duty Regulations 1984
Building Regulations 1989
W.A. Marine (Certificate of Competency and Safety Manning) Regulations 1983
W.A. Marine (Surveys and Certificates of Survey) Regulations 1983
Water Agencies (Charges) By-laws 1987
Land Drainage By-laws 1986
Rottnest Island Regulations 1988
Liquor Licensing Regulations 1989
Road Traffic Code 1975
Pharmacy Act Regulations 1976
Betting Control Regulations 1978
Finance Brokers Control (General) Regulations 1977
Employment Agents Regulations 1976
Litter Regulations 1981
Financial Administration Regulations 1986
Home Building Contracts Regulations 1992
Dog Regulations 1976

1997 Acts

These Acts were passed by Parliament during 1997.

1. Trustees Amendment Act
2. Metropolitan (Perth) Passenger Transport Trust Amendment Act
3. Labour Relations Legislation Amendment Act
4. Western Australian Sport Centre Trust Amendment Act
5. Acts Amendment (Marine Reserves) Act
6. Sea-Carriage Documents Act
7. Limitation Amendment Act
8. Bank Mergers Act
9. Bank Mergers (Taxing) Act
10. Iron and Steel (Mid West) Agreement Act
11. Treasurer's Advance Authorization Act
12. Revenue Laws Amendment (Taxation) Act
13. Revenue Laws Amendment (Assessment) Act
14. Appropriation (Consolidated Fund) Act (No. 1)
15. Appropriation (Consolidated Fund) Act (No. 2)
16. Regional Development Commissions Amendment Act
17. Curriculum Council Act
18. State Trading Concerns Amendment Act
19. Restraining Orders Act
20. Casino (Burswood Island) Agreement Amendment Act
21. Family Court (Orders of Registrars) Act
22. Professional Standards Act
23. Acts Amendment (Auxiliary Judges) Act
24. Turf Club Legislation Amendment Act
25. Human Tissue and Transplant Amendment Act
26. Appropriation (Consolidated Fund) Act (No. 4)
27. Cement Works (Cockburn Cement Ltd) Agreement Amendment Act
28. W.A. Land Authority Amendment Act
29. Acts Amendment (Legal Costs) Act
30. Land Administration Act
31. Acts Amendment (Land Administration) Act
32. Water Legislation Amendment Act
33. Water Services Coordination Amendment Act
34. Juries Amendment Act
35. W.A. Coastal Shipping Commission Amendment Act
36. Loan Act
37. Grain Marketing Amendment Act
38. Reserves Act
39. Fishing & Related Industries Compensation (Marine Reserves) Act
40. Family Court Act
41. Acts Amendment & Repeal (Family Court) Act
42. Equal Opportunity Amendment Act (No. 3)
43. Commercial Arbitration Amendment Act
44. Maritime Archaeology Amendment Act
45. Pay-Roll Tax Amendment Act
46. Public Notaries Amendment Act
47. Wills Amendment Act
48. Mutual Recognition (W.A.) Amendment Act
49. Sunday Observance Laws Amendment & Repeal Act
50. Road Traffic Amendment Act
51. Revenue Laws Amendment (Assessment) Act (No. 2)
52. Appropriation (Consolidation Fund) Act (No. 3)
53. Dampier to Bunbury Pipeline Act
54. Interpretation Amendment Act
55. Fuel Suppliers Licensing & Diesel Subsidies Act
56. Acts Amendment (Franchise Fees) Act
57. Statute Repeals and Minor Amendments Act
58. Osteopaths Act

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