

WESTERN AUSTRALIAN GOVERNMENT Gazette

6869



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GOVERNMENT GAZETTE

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Wednesday 22 December at 12 noon

Wednesday 29 December at 12 noon

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From week commencing January 10 normal publishing resumes.

— PART 1 —

PROCLAMATIONS

AA101*

PORT AUTHORITIES ACT 1999

22 of 1999

PROCLAMATION

WESTERN AUSTRALIA
P. M. Jeffery,
Governor.
[L.S.]

} By His Excellency Major General Philip Michael
Jeffery, Companion of the Order of Australia, Officer
of the Order of Australia (Military Division), Military
Cross, Governor of the State of Western Australia.

I, the Governor, acting under section 2 of the *Port Authorities Act 1999* and with the advice and consent of the Executive Council, fix 1 January 2000 as the day on which Schedule 1 item 2 of that Act comes into operation.

Given under my hand and the Public Seal of the State on 14 December 1999.

By Command of the Governor,

MURRAY CRIDDLE, Minister for Transport.

GOD SAVE THE QUEEN !

AGRICULTURE

AG301*

AGRICULTURAL PRODUCTS ACT 1929
GRAPE GRADING AND PACKING CODE 1999

Made by the Minister for Agriculture under section 3F.

Citation

1. This Code may be cited as the *Grape Grading and Packing Code 1999*.

Commencement

2. This Code shall come into operation on the day of its publication in the *Government Gazette*.

Interpretation

3. In this Code, unless the contrary intention appears—

“**CEO**” means the Chief Executive Officer of the Department, within the meaning of the *Public Sector Management Act 1994*, known as Agriculture Western Australia.

“**mature**” means meeting the minimum standard of maturity approved by the CEO for the relevant variety, when tested in a manner approved by the CEO.

Application

4. (1) This Code is the relevant code under the *Agricultural Products Act 1929* for the grading, marking and packing of grapes for sale.

(2) Clause 6 of this Code does not apply to a retail sale.

Table Grade

5. All grapes sold or intended to be sold other than for manufacturing or processing shall be mature.

Marking of packages

6. The package in which grapes are sold referred to in clause 5 shall bear a label or other marking specifying in relation to the grapes contained therein the following particulars—

- (a) the variety, and
- (b) the name and district of the grower or packer of the grapes.

MONTY HOUSE, Minister for Primary Industry; Fisheries.

LOCAL GOVERNMENT

LG301***LOCAL GOVERNMENT ACT 1995***TOWN OF COTTESLOE***LOCAL LAW RELATING TO THE AMENDMENT OF LOCAL LAW
No. 1 STANDING ORDERS**

That:

- (1) Under the powers conferred by the Local Government Act 1995 (the Act) and under all other powers enabling it, the Council of the Town of Cottesloe resolves on the 13th day of December, 1999 to make the following amendment to its Local Law No. 1 Standing Orders and to proceed with the making of the Local Law Amendment in accordance with section 3.13 of the Act.

Clause 5.1 "Ordinary Meeting - Order of Business" is deleted and replaced with the following;

5.1 Ordinary Meeting - Order of Business

Unless ordered by decision of Council, the order or business at any ordinary meeting of the Council is to be as follows —

- (1) Disclaimer
- (2) Declaration of Meeting Opening/ Announcement of Visitors
- (3) Record of Attendance/Apologies/ Leave of Absence (Previously approved)
- (4) Response to Previous Public Questions Taken on Notice
- (5) Public Question Time
- (6) Public Comment Time
- (7) Applications for Leave of Absence
- (8) Petitions/Deputations/Presentations
- (9) Confirmation of Minutes of Previous Meeting
- (10) Announcements by Presiding Member Without Discussion
- (11) Reports of Committees & Officers
- (12) Elected Members' Motions of which Previous Notice has been Given
- (13) New Business of an Urgent Nature Introduced by Decision of Meeting;
 - (a) Elected Members
 - (b) Officers
- (14) Meeting Closure.

Dated this 17th day of December, 1999.

The Common Seal of the Town of Cottesloe is hereunto affixed by authority of a resolution of council in the presence of—

JOHN CARPENTER HAMMOND, Mayor.
BARRY ALEXANDER AUSTIN, Chief Executive Officer.

LG302**DOG ACT 1976***Shire of Leonora*

LOCAL LAW RELATING TO DOGS

Under the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the Shire of Leonora hereby records having resolved on the 21st December 1999 to make the following local law—

The local law relating to Dogs made by the Shire of Leonora and published in the *Government Gazette* on the 9th July 1999 is hereby amended in the following manner—

1. Delete clause 3.3.
2. Delete clause 3.4.

Dated this 21st day of December 1999.

The Common Seal of the Shire of Leonora was hereto affixed in the presence of—

R. J. LOCKYER, President.
J. G. EPIS, Chief Executive Officer.

TRANSPORT

TR301*

Port Authorities Act 1999

**Port Authorities (Port of Broome)
Regulations 1999**

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Port Authorities (Port of Broome) Regulations 1999*.

2. Commencement

These regulations come into operation on 1 January 2000.

3. Adoption of regulations for the Port of Broome and Broome Port Authority

- (1) Regulations made under an Act to which subregulation (2) applies that have effect in relation to a port or port authority within the meaning of that Act are adopted for the purposes of the Port of Broome or Broome Port Authority, as the case requires.
- (2) This subregulation applies to the —
 - (a) *Jetties Act 1926*;
 - (b) *Marine and Harbours Act 1981*;

- (c) *Marine Navigational Aids Act 1973*;
 - (d) *Shipping and Pilotage Act 1967*; and
 - (e) *Western Australian Marine Act 1982*.
- (3) Subregulation (1) does not adopt any regulation that could not be made under section 139 of the Act.

By Command of the Governor,

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

TREASURY

TY301*

Financial Administration and Audit Act 1985

Financial Administration and Audit (Designation of Statutory Authorities) Regulations (No. 2) 1999

Made by the Governor in Executive Council under section 4(2) of the Act.

1. Citation

These regulations may be cited as the *Financial Administration and Audit (Designation of Statutory Authorities) Regulations (No. 2) 1999*.

2. Schedule 1 to the Act amended

Schedule 1 to the *Financial Administration and Audit Act 1985** is amended by deleting "Commission on Government".

[* Reprinted as at 9 July 1999.

For subsequent amendments see Acts Nos. 5 and 8 of 1999.]

By Command of the Governor,

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

— PART 2 —

AGRICULTURE

AG401***AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976**

Agriculture Protection Board
South Perth 13 December 1999

Pursuant to Section 37 of the Agriculture and Related Resources Protection Act 1976, the Agriculture Protection Board hereby lists the classes of animals that are for the time being the subject of a declaration made under Section 35 of that Act, together with the matters specified pursuant to subsection (2) of that Section in relation to each class.

ANIMALS

Table A

(Managed Native Animals)

Table A: Native pest animals—Category A7. A management programme for each species outlines the area and conditions under which controls may be applied. Programmes are for the whole of the State or as indicated for each species.

MAMMALS

Agile Wallaby (*Macropus agilis*). Municipal districts of the Shires of Wyndham-East Kimberley, West Kimberley, Halls Creek and Broome.

Euro (*Macropus robustus*).

Long-haired Rat (*Rattus villosissimus*). Municipal district of the Shire of Wyndham-East Kimberley.

Red Kangaroo (*Macropus rufus*).

Western Grey Kangaroo (*Macropus fuliginosus*).

BIRDS

Australian Raven (*Corvus coronoides*). Eucla and South-west Divisions, excluding those municipal districts within the Perth Metropolitan Region.

Australian Shelduck or Mountain Duck (*Tadorna tadornoides*). South-west and Eucla Divisions, excluding those municipal districts within the Perth Metropolitan Region.

Baudin's or Long-billed White-tailed Black-Cockatoo (*Calyptorhynchus baudinii*). Zones 5,6, and 10, as constituted under Section 13 of the Act.

Emu (*Dromaius novaehollandiae*).

Galah (*Cacatua roseicapilla*)

Little Corella (Kimberley) (*Cacatua sanguinea sanguinea*). Shires of Wyndham-East Kimberley and Derby-West Kimberley.

Little Corella (Pilbara-Murchison & northern wheatbelt) (*Cacatua sanguinea westralensis*). Shires of Carnarvon, Greenough, Irwin, Mingenew, Perenjori and Three Springs.

Long-billed corella (northern & central wheatbelt) (*Cacatua pastinator butleri*). Shires of Irwin, Mingenew, Morawa, Mullewa, Perenjori and Three Springs.

Long-billed corella (Lake Muir) (*Cacatua pastinator pastinator*). Shires of Boyup Brook, Cranbrook and Manjimup.

Maned Goose or Wood Duck (*Chenonetta jubata*). South-west and Eucla Divisions, excluding those municipal districts within the Perth Metropolitan Region.

Port Lincoln Ringneck, or twenty-eight parrot (*Barnardius zonarius*). South-west Division, excluding those municipal districts within the Perth Metropolitan Region and the Cities of Albany, Bunbury and Mandurah.

Red-capped Parrot, or W.A. king parrot (*Purpureicephalus spurius*). Municipal districts of the Shires of Bridgetown-Greenbushes, Capel, Chittering, Donnybrook-Balingup, Harvey, Kalamunda, Manjimup, Mundaring, Murray, Plantagenet, Serpentine-Jarrahdale, Swan, and the City of Armadale.

Wedge-tailed Eagle (*Aquila audax*).

Western Silvereye (*Zosterops lateralis gouldii*). South-west Division.

Table B

(Animals subject to control and restricted introductions and keeping, generally categories A4, A5, A6 but also A4, A6 or A1, A5 or A5)

All animals listed in this table are declared A4, A5, A6 for the whole of the State unless otherwise indicated in the table. Conditions for introduction and keeping are specified in the Declared Animals regulations or by Board decision and leaflets are available showing requirements for each species.

MAMMALS

American Bison (*Bison bison*)

Banteng (*Bos javanicus*).

Blackbuck (*Antelope cervicapra*).

Deer (Family *Cervidae*) A5, A6.

Dingo (*Canis familiaris dingo*) and dingo x domestic dog hybrids (*Canis familiaris dingo* x *Canis familiaris familiaris*).

Domestic dog (*Canis familiaris familiaris*) run wild, feral or being at large, A5.

Domestic or pet rabbits (*Oryctolagus cuniculus*): (other than the common grey or wild rabbit) and commercial varieties of rabbits (e.g. "Commercial White"). A4, A6. All varieties of rabbits at large. A5.

Feral Buffalo (*Bubalus bubalis*).

Feral Camels (*Camelus spp.*).

Feral Donkey (*Equus asinus*).

Feral Goat (*Capra hircus*).

Feral Horse (*Equus caballus*). A5, whole of the State

Feral Pig (*Sus scrofa*).

Fox (*Vulpes vulpes*).

BIRDS

Chaffinch (*Fringilla coelebs*).

Ostrich (*Struthio camelus*) run wild, feral or at large A5.

Red Bishop, grenadier weaver (*Euplectes orix*).

Redpoll (*Acanthis flammea*).

Rhea (*Rhea americana*)

Sulphur-crested Cockatoo, white cockatoo (*Cacatua galerita*) - A4, A6 - whole of the State; at large—A2—south of 20°S latitude.

White-winged Whydah (*Euplectes albonotatus*).

Yellow Hammer (*Emberiza citrinella*).

INSECTS

Angoumois Grain Moth (*Sitotroga cerealella*). A1, A5.

Argentine Ant (*Iridomyrmex humilis*). A1, A5.

Australian Plague Locust (*Chortoicetes terminifera*). A5.

Confused Flour Beetle (*Tribolium confusum*). A1, A5.

Flat Grain Beetle (*Cryptolestes spp.*). A1, A5.

Granary Weevil (*Sitophilus granarius*). A1, A5.

Indian Meal Moth (*Plodia interpunctella*). A1, A5.

Lesser Grain Borer (*Rhyzopertha dominica*). A1, A5.

Rice Weevil (*Sitophilus oryzae*). A1, A5.

Rust-red Flour Beetle (*Tribolium castaneum*). A1, A5.

Sawtooth Grain Beetle (*Oryzaephilus surinamensis*). A1, A5.

Small Plague Grasshopper (*Austroicetes cruciata*). A5.

Warehouse Moth (*Ephestia spp.*). A1, A5.

Giant Termite (*Mastoterms darwiniensis*). A1, A5.

Table C

(Prohibited animals)

Table C: Animals which may not be introduced into or kept in W.A. and which must be eradicated—Categories A1, A2, A3 or A1, A3, A5 as indicated, for the whole of the State.

MAMMALS

European Wild Rabbit (*Oryctolagus cuniculus*)—A1, A3, A5.

Indian Palm Squirrel (*Funambulus pennanti*)—A1, A3, A5.

Other non-native mammals not specifically listed in tables A, B or D are declared—A1, A2, A3.

BIRDS

Blackbird, English blackbird (*Turdus merula*).

Bobwhite Quail (*Colinus virginianus*).

Bullfinch (*Pyrrhula pyrrhula*).

California Quail (*Lophortyx californica*).

Common Myna, Indian myna(h), Indian house myna(h) (*Acridotheres tristis*).

Common Starling, starling (*Sturnus vulgaris*).

House Crow, Indian crow (*Corvus splendens*).
 House Finch, Mexican rose finch, (*Carpodacus mexicanus*).
 House Sparrow, sparrow (*Passer domesticus*).
 Red-billed Quelea, red-billed weaver or dioch (*Quelea quelea*).
 Red-vented Bulbul (*Pycnonotus cafer*).
 Red-whiskered Bulbul (*Pycnonotus jocosus*).
 Song Thrush, English song thrush (*Turdus philomelos*).
 Tree Sparrow (*Passer montanus*).

In addition to the above, all other non-native birds not specifically listed in tables A, B, D or E to this notice are declared—A1, A2, A3—for the whole of the State.

INSECTS

Codling Moth (*Cydia pomonella*) A1, A2.
 European Wasp (*Vespula germanica*) A1, A2, A3.
 Khapra Beetle (*Trogoderma granarium*) A1, A5.
 Mediterranean Fruit Fly (*Ceratitus capitata*) A1, A2.
 Queensland Fruit Fly (*Bactrocera tryoni*) A1, A2.
 Trogoderma (*Trogoderma spp.*) all exotic forms A1, A5.
 Warehouse Beetle (*Trogoderma variabile*) A1, A5.

In addition to the above, all other non-native insects not specifically listed in tables A, B, D or E to this notice are declared—A1, A2, A3—for the whole of the State.

AMPHIBIANS

African Toad (*Xenopus laevis*) A1, A2, A3.
 Giant Toad (*Bufo marinus*) A1, A2, A3.

In addition to the above, all other non-native amphibians not specifically listed in tables A, B, D or E to this notice are declared—A1, A2, A3—for the whole of the State.

MOLLUSCS

Green Snail (*Helix aperta*)—A1, A2, A3.
 Liver-fluke Snails Lymnaea (*Pseudosuccinia*)—(*Lymnaea columella*, *Lymnaea viridis*, *Lymnaea auricularia rubiginosa*, *Lymnaea peregra*, *Lymnaea tomentosa*)—A1, A3, A5.

In addition to the above, all other non-native molluscs not specifically listed in tables A, B, D or E to this notice are declared—A1, A2, A3—for the whole of the State.

REPTILES

All non-native reptiles not specifically listed in tables A, B, D or E to this notice are declared—A1, A2, A3—for the whole of the State.

Table D (Exempt Animals)

Indigenous animals not included in Tables A or B are exempt from declaration. The following species which are domestic pets, aviary birds or livestock are also exempt from declaration.

Of these species some (marked *) occur in a commensal or feral state and advice may be obtained from the Agriculture Protection Board on control or management of problems which they may occasionally cause.

MAMMALS

Alpaca (*Lama pacos*)
 Black Rat* (*Rattus rattus*).
 Brown Rat* (*Rattus norvegicus*).
 Camels (*Camelus spp.*).
 Cat (*Felis catus*). (Feral cat*)
 Cattle (*Bos taurus* and *Bos indicus*).
 Dog (*Canis familiaris familiaris*) (except as specified in table B).
 Donkey (*Equus asinus*).
 Ferret (*Mustela putorius furo*).
 Goat (*Capra hircus*).
 Guinea Pig (*Cavia porcellus*).
 Horse (*Equus caballus*).
 House Mouse* (*Mus musculus*).
 Llama (*Lama glama*)
 Ostrich (*Struthio camelus*)
 Pig (*Sus scrofa*).
 Sheep (*Ovis aries*).

BIRDS

Blue-black Grassquit, jacarini finch (*Volatinia jacarina*).
 Canary (*Serinus canaria*).
 Chicken or domestic fowl, and all bantams (*Gallus gallus*).
 Common Peafowl (*Pavo cristatus*).
 Common Turkey (*Meleagris gallopavo*).
 Copper Pheasant (*Syrnaticus soemmerringii*).
 Cordon-bleu, blue-breasted waxbill (*Uraeginthus angolensis*).
 Crimson-winged Pytilia, aurora finch (*Pytilia phoenicoptera*).
 Cuban Grassquit, Cuban finch (*Tiaris canora*).
 Duck, Domestic Breeds (*Anas spp.*).
 Elliot's Pheasant (*Syrnaticus ellioti*).
 Golden Pheasant (*Chrysolophus pictus*).
 Goldfinch (*Carduelis carduelis*).
 Goose, Domestic (*Anser anser*).
 Green peafowl (*Pavo muticus*).
 Green-winged Pytilia, Melba finch (*Pytilia melba*).
 Helmeted Guineafowl (*Numida meleagris*).
 Himalayan Monal Pheasant, Impeyan pheasant (*Lophophorus impeyanus*).
 Kalij Pheasant (*Lophura leucomelana*).
 Lady Amherst's Pheasant (*Chrysolophus amherstiae*).
 Laughing Turtle-Dove* (*Streptopelia senegalensis*).
 Lavender Waxbill, lavender finch (*Estrilda caerulescens*).
 Luzon Bleeding Heart, bleeding heart pigeon (*Gallicolumba luzonica*).
 Mallard (*Anas platyrhynchos*).
 Muscovy Duck (*Cairina moschata*).
 Mute (or white) Swan (*Cygnus olor*).
 Pigeon* (*Columba livia*).
 Red-billed Fire Finch, African fire finch (*Lagonosticta senegala*).
 Red-crested Cardinal (*Paroaria coronata*).
 Red-throated Parrot Finch, red-faced parrot finch (*Erythrura psittacea*).
 Reeves' Pheasant (*Syrnaticus reevesii*).
 Siamese Fireback Pheasant (*Lophura diardi*).
 Spotted Turtle-Dove* (*Streptopelia chinensis*).
 Swinhoe's Pheasant (*Lophura swinhoii*).
 White-breasted Ground Pigeon, Jobi Island dove (*Gallicolumba jobiensis*).
 Yellow-faced Grassquit, olive finch (*Tiaris olivacea*).
 Zebra Waxbill, golden-breasted waxbill (*Amandava subflava*).

Table E

(Schedule of animals which do not appear in tables A to D—Categories A2, A4, A6 unless otherwise listed.)

Agapornis spp. hybrids (*Agapornis spp.*).
 Alexandrine Parakeet, large Indian parakeet (*Psittacula eupatria*).
 Black-cheeked Lovebird (*Agapornis nigrigenis*).
 Black-collared Lovebird (*Agapornis swinderniana*).
 Black-winged Lovebird, Abyssinian lovebird (*Agapornis taranta*).
 Blue and Yellow macaw (*Ara ararauna*).
 Bronze Mannikin, bronze-winged mannikin, hooded weaver (*Lonchura cucullata*).
 Chestnut Mannikin, black-headed munia, mannikin or nun, tri-coloured mannikin (*Lonchura malacca*)
 A1,A2,A6.
 Chukar Partridge, chukar, chukor, chukka partridge (*Alectoris chukar*).
 Collared Dove, collared turtle-dove, Indian ring dove, Barbary dove (fawn or white variations)
 (*Streptopelia decaocto*) A1,A2,A6.
 Common Waxbill, St Helena waxbill, waxbill, red-eared waxbill (*Estrilda astrild*).
 Cut-throat Weaver, cut-throat finch, ribbon finch (*Amandina fasciata*).
 Derbyan Parakeet (*Psittacula derbiana*).
 Egyptian geese (*Alopchen aegyptiacus*).
 Fischer's Lovebird (*Agapornis fischeri*).

- Golden-capped Conure (*Aratinga auricapilla*).
- Greenfinch (*Carduelis chloris*) A1,A2,A6.
- Green-winged macaw (*Ara chloroptera*).
- Grey-headed Lovebird, Madagascar lovebird *Agapornis cana*).
- Hyacinth macaw (*Anodorhynchus hyacinthinus*)
- Indian Silverbill, white-throated munia, common silverbill, African silverbill (*Lonchura malabarica*).
- Jandaya Conure (*Aratinga jandaya*).
- Japanese Quail (*Coturnix japonica*).
- Java Sparrow, paddy finch (*Padda oryzivora*) A4, A5, A6 for that area South of the 26° South parallel of latitude only. A1, A2, A3 for the remainder of the State.
- Madagascar Red Fody, Madagascar weaver, cardinal or fody (*Foudia madagascariensis*).
- Magpie Mannikin (*Lonchura fringilloides*).
- Malabar Parakeet (*Psittacula columboides*).
- Mandarin Duck (*Aix galericulata*).
- Masked Lovebird, yellow-collared or black masked lovebird (*Agapornis personata*).
- Meyer's Parrot, brown parrot (*Poicephalus meyeri*).
- Moustached Parakeet, red-breasted parakeet or parrot (*Psittacula alexandri*).
- Namaqua Dove, Cape or masked dove (*Oena capensis*).
- New Zealand scaup (*Aythya Novaeseelandiae*).
- Nutmeg Mannikin, spicfinch, spotted munia, scaly-breasted munia (*Lonchura punctulata*). A1,A2,A6
- Nyasa Lovebird, Lillian's or Nyasaland lovebird (*Agapornis lilianae*).
- Orange-cheeked Waxbill, fawn breasted waxbill (*Estrilda melpoda*).
- Pale-headed Mannikin, white-headed munia, white-headed mannikin, white-headed nun (*Lonchura maja*).
- Paradise shelduck (*Tadorna tadorna*)
- Paradise Sparrow, red-headed finch, Aberdeen finch, red-headed amadina (*Amadina erythrocephala*).
- Peach-faced Lovebird, rosy-faced lovebird (*Agapornis roseicollis*).
- Peach-fronted Conure (*Aratinga aurea*)
- Plum-headed Parakeet, blossom-headed parakeet (*Psittacula cyanocephala*).
- Red-faced Lovebird, red-headed lovebird (*Agapornis pullaria*).
- Red-fronted Parakeet, red-fronted kakariki (*Cyanoramphus novaezealandiae*).
- Red Munia, strawberry finch, red or Indian avadavat, tiger finch, red waxbill (*Amandava amandava*).
- Red Siskin, hooded siskin, Venezuelan siskin (*Carduelis cuculata*).
- Ring-necked Pheasant (*Phasianus colchicus*).
- Rock Partridge (*Alectoris graeca*).
- Rose-ringed Parakeet, Indian or African ringneck parrot or parakeet (*Psittacula krameri*).
- Ruddy Ground Dove, Talpacoti (*Columbina talpacoti*).
- Scarlet macaw (*Ara macao*).
- Silver Pheasant (*Lophura nycthemera*).
- Siskin, European siskin (*Carduelis spinus*).
- Sun Conure (*Aratinga solstitialis*).
- White-backed Munia, white-backed mannikin, sharp-tailed munia or finch, Bengalese mannikin (*Lonchura striata*).
- Yellow-fronted Canary (*Serinus mozambicus*)
- Yellow-fronted Parakeet (*Cyanoramphus auriceps*).

Note: References used were—

Australian birds—"The Atlas of Australian Birds" by M. Blakers et al. Exotic birds - "A Complete Checklist of the Birds of the World" by R. Howard and A. Moore.

K. ENRIGHT, Chairman, Agriculture Protection Board.

AG402*

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976

Agriculture Protection Board
South Perth 13 December 1999.

PURSUANT to section 37 of the Agriculture and Related Resources Protection Act, 1976, the Agriculture Protection Board hereby lists the classes of plants that are for the time being the subject of a declaration

made under section 35 of that Act, together with the matters specified pursuant to subsection (2) of that Section in relation to each class—

Declared Plants

Aquarium Plants; P1; Whole of the State

Plants of any class used or grown in aquariums unless they are plants that are on premises for the time being accredited by the Chief Agriculture Protection officer as premises free from any snails capable of acting as intermediate hosts for the Fluke *Fasciola hepatica*, or are in the course of being moved from such premises.

Aquatic Weeds—

Alligator weed (*Alternanthera philoxeroides*); P1, P2; Whole of the State

Arrowhead (*Sagittaria montevidensis*); P1, P2; Whole of the State

Canadian Pond weed (*Elodea canadensis*); P1, P2; Whole of the State

Cabomba (*Cabomba caroliniana*); P1, P2, Whole of the State.

Hydrocotyl (*Hydrocotyle ranunculoides*); P1, P2; Whole of the State

Hydrocotyl (*Hydrocotyle verticillata*); P1, P2; Whole of the State

Lagarosiphon (*Lagarosiphon spp.*); P1, P2; Whole of the State

Leafy elodea (*Egeria densa*); P1, P2; Whole of the State

Parrot's feather (*Myriophyllum aquaticum*); P1, P2; Whole of the State

Sagittaria (*Sagittaria platyphylla*); P1, P2; Whole of the State

Salvinia (*Salvinia molesta*); P1, P2; Whole of the State

Senegal tea (*Gymnocoronis spilanthoides*); P1, P2; for the whole of the State.

Shield Pennywort (*Hydrocotyle verticillata*); P1, P2; Whole of the State

Water hyacinth (*Eichhornia crassipes*); P1, P2; Whole of the State

Water lettuce (*Pistia stratiotes*); P1, P2; Whole of the State

Apple of Sodom (*Solanum linnaeanum*)—

P1, P2; The municipal district of Jerramungup and that portion of the State constituted as the Albany region under Section 13 of the Act, except for Albany locations 4901,3433,5154,3434 and 3435.

P1, P3; Albany locations 4901,3433,5154,3434 and 3435

P1; P4; Those portions of the State constituted as the Busselton, Manjimup and Harvey regions under Section 13 of the Act.

Artichoke thistle or Cardoon (*Cynara cardunculus*); P1, P2; Whole of the State

Arum lily (*Zantedeschia aethiopica*), P1, P4; Those portions of the State constituted as the Busselton, Manjimup, Albany and Harvey regions under Section 13 of the Act.

African rue (*Peganum harmala*); P1, P2; Whole of the State.

African thistle (*Augusta thistle*) (*Berkheya rigida*) P1, P2; Whole of the State.

Bathurst burr (*Xanthium spinosum*)—

P1; Whole of the State.

P2; All Municipal districts except the Shire of Coolgardie and the City of Kalgoorlie/Boulder.

P3; Municipal districts of Coolgardie and the City of Kalgoorlie/Boulder.

Bellyache bush (*Jatropha gossypifolia*)—

P1, P3; Zone 1B as constituted under Section 13 of the Act.

Blackberry (*Rubus fruticosus agg.*)—

P1, P2; The municipal district of Boddington.

P1, P4; Those portions of the State constituted as the Busselton, Manjimup, Albany and Harvey regions under Section 13 of the Act.

Boneseed (*Chrysanthemoides monilifera*); P5; Lands in the control of the Government and local authorities in the Whole of the State.

Calotropis (*Calotropis procera*)—

P1; All Municipal districts in that portion of the of the State North of the 26th parallel of latitude, except Zones 1 and 2 as defined under Section 13 of the Act

P2; Zone 2 as defined under Section 13 of the Act.

Camelthorn (*Alhagi maurorum*); P1, P2; Whole of the State.

Candle bush (*Senna alata*); P1, P2 for the whole the State, except those areas constituted as townsites under Section 26 the Land Administration Act 1997.

Cape tulip (*Moraea flaccida*)(one leaf), (*Moraea miniata*) (two leaf)—

P1; Whole of the State.

P3; That portion of the State constituted as the Esperance region under Section 13 of the Act and the municipal districts of Denmark, Kent and Cranbrook, except that area bordered by Albany Highway, Weir Rd, Boyup-Cranbrook Road, Shamrock & Yeriminup Roads & Frankland-Cranbrook Road.

P4; The municipal district of Yilgarn and those portions of the State constituted as the Jerramungup, Katanning, Albany, Narrogin, Busselton, Manjimup and Harvey regions under Section 13 of the Act.

Chinese Apple (*Ziziphus mauritiana*)—

P1, P5; All municipal districts in that portion of the State, constituted as Zones 1A and 1B under section 13 of the Act.

P1; for the remainder of the State.

Cleavers (*Galium aparine*)—

P1, P2 for the whole of the State.

Common Horsetail (*Equisetum arvense*)—

P1, P2 for the whole of the State.

Cotton bush (*Gomphocarpus fruticosus*) (*narrow leaf*)—

P1; Whole of the State

P3; Those portions of the State constituted as the Albany and Esperance regions under Section 13 of the Act, and the municipal districts of Katanning, Woodanilling, Kojonup, Broomehill, Dumbleyung, Tambellup, Gnowangerup, West Arthur, Kent and Jerramungup

P4; Those portions of the State constituted as the Jerramungup, Katanning, Manjimup, Albany, Narrogin, Cunderdin, Northam, Busselton, Harvey and Lakes regions under Section 13 of the Act.

Creeping knapweed (*Acroptilon repens*); P1, P2; for the whole of the State.Devil's claw (small fruit) (*Martynia annua*) and (purpleflower) (*Proboscidea louisianica*); P1, P2 for the whole of State.Double gee (*Emex australis*) and (*Emex spinosa*)—

P1; The municipal districts of Dumbleyung, Katanning, Tambellup, Wagin and Woodanilling and those portions of the State constituted as the Busselton, Manjimup and Harvey regions under Section 13 of the Act.

P1, P3; The municipal districts of Broomehill, Kojonup and West Arthur.

P1, P4; That portion of the State constituted as the Jerramungup region under Section 13 of the Act.

P5; The municipal district of Gnowangerup and those portions of the State constituted as the Esperance and Lakes regions under Section 13 of the Act.

Field Bindweed (*Convolvulus arvensis*)—

P1; Whole of the State

P3; That portion of the State constituted as the Esperance region under Section 13 of the Act.

Geraldton carnation weed (*Euphorbia terracina*), P1, P4; That portion of the State constituted as the Esperance region under Section 13 of the Act.Glaucous star thistle (*Carthamus leucocaulos*)—

P1, P3; The municipal districts of Tambellup and Gnowangerup

P1, P4; The municipal districts of Broomehill, Katanning, Kojonup, Dumbleyung, Woodanilling, Wagin and West Arthur.

Golden dodder (*Cuscuta campestris*)—

P1, P2; The Whole of State, except the Albany region.

P1, P4; That portion of the State constituted as the Albany region under Section 13 of the Act.

Gorse (*Ulex europaeus*)—

P1, P2; The Whole of State, except the Albany region.

P1, P3; That portion of the State constituted as the Albany region under Section 13 of the Act.

Harrisia cactus (*Eriocereus martinii*); P1, P2; Municipal districts of Port Hedland, East Pilbara, Roebourne and West Pilbara.Heliotrope (*Heliotropium europaeum*)—

P1, P3; Those portions of the State constituted as the Albany, Busselton and Manjimup regions under Section 13 of the Act, and the municipal districts of Woodanilling, Kojonup, Broomehill, Gnowangerup and West Arthur.

P1, P4; The municipal districts of Wagin, Dumbleyung, Katanning and Tambellup.

Hoary cress (*Cardaria draba*); P1, P2; Whole of the StateHorehound (*Marrubium vulgare*)—

P1, P2; Municipal districts of Albany, Cranbrook, Denmark, Katanning, Woodanilling, Broomehill, Dumbleyung, Tambellup, Gnowangerup, West Arthur, Wagin and those portions of the State constituted Zones 1, 2, 3 and 9 under Section 13 of the Act

P1, P3; Municipal district of Plantagenet

P1, P4; Municipal districts of Kent, Kojonup and Jerramungup.

Horsetails (all plants within the genus *Equisetum*); P1, P2; Whole of the StateIvy gourd (*Coccinia grandis*); P1, P2, All Municipal districts in that portion of the State, constituted as Zones 1A and 1B under Section 13 of the Act.Jointed goatgrass (*Aegilops cylindrica*); P1, P2, Whole of the StateKochia (*Bassia scoparia*); P1, P2, Whole of the State

Mesquite (*Prosopis* spp.)—

P1; Whole of the State

P2; Whole of the State, except for the area on Mardie Station bordered by the coast, the boundary between Mardie and Karratha stations, the North West Coastal Highway, Peter's Creek and the boundary between Yarraloola and Mardie stations.

P4; The area on Mardie Station bordered by the coast, the boundary between Mardie and Karratha stations, the North West Coastal Highway, Peter's Creek and the boundary between Yarraloola and Mardie stations.

Mexican Poppy (*Argemone mexicana*) and (*Argemone ochroleuca*)—

P1; Whole of the State, except that portion of the State constituted as Zone 2 under Section 13 of the Act.

P2; Those portions of the State constituted as Zones 1, 3, 4, 5, 6, 8, and 10 under section 13 of the Act, except the Municipal districts of Northam and Carnarvon.

P3; That portion of the State constituted as Zone 7 under section 13 of the Act, and the Municipal district of Northam.

P4; That portion of the State constituted as Zone 9 under section 13 of the Act, and the Municipal district of Carnarvon.

Mintweed (*Salvia reflexa*); P1, P2; Municipal districts of Sandstone, Wiluna, Leonora, Laverton, Menzies, Coolgardie and the City of Kalgoorlie/Boulder and pastoral areas of the Shire of Dundas.

Noogoora burr (*Xanthium occidentale*, *Xanthium cavanillesii*, *Xanthium italicum*, *Xanthium orientale*); P1, P2; Whole of the State

Nodding thistle (*Carduus nutans*); P1, P2; Whole of the State

Parkinsonia (*Parkinsonia aculeata*); P1, P2; All Municipal districts in that portion of the State, constituted as Zones, 2, 3 and 9 under Section 13 of the Act—

P1, P4; Municipal Districts in that portion of the State, constituted as Zone 1 under Section 13 of the Act.

Parthenium weed (*Parthenium hysterophorus*); P1; All that part of the State North of the 26th parallel of latitude.

Paterson's Curse (*Echium plantagineum*)—

P1; The Whole of the State.

P3; Those portions of the State constituted as the Busselton, Harvey, Moora and Esperance regions under Section 13 of the Act and the municipal districts of Cranbrook, Denmark, Woodanilling, Kojonup, Broomehill, Tambellup, West Arthur, Wagin, Kent and Ravensthorpe.

P4; Those portions of the State constituted as the Merredin, Manjimup, Narrogin, and Lakes regions under Section 13 of the Act, and the municipal districts of Jerramungup, Katanning, Dumbleyung, Gnowangerup, Plantagenet, Denmark and Albany, and those portions of the municipal districts of Carnamah and Coorow west of the Midlands Road

Penny Cress (*Thlaspi arvense*), P1, P2; Whole of the State

Perennial thistle (Canada thistle) (*Cirsium arvense*); P1, P2; Whole of the State

Physic nut (*Jatropha curcas*); P1 for the whole of State and P5 for the Zone 1.

Prickly Acacia, Prickly Mimosa (*Acacia nilotica*); P1, P2; Whole of the State

Prickly pear (*Opuntia* spp.)—

P1; All Municipal districts in that portion of the State North of the 26th parallel of latitude.

P2; All Municipal districts in that portion of the State North of the 26th parallel of latitude except that portion of the State constituted as the Carnarvon Region under Section 13 of the Act.

P4; That portion of the State constituted as the Carnarvon Region under Section 13 of the Act.

Ragwort (*Senecio jacobaea*); P1, P2; Whole of the State.

Rubber vine (*Cryptostegia grandiflora*); P1, P2; Whole of the State.

(*Cryptostegia madagascariensis*); P1, P2; Whole of the State.

Saffron thistle (*Carthamus lanatus*)—

P1; Whole of the State.

P3; Those regions of the State constituted as the Albany, Katanning, Busselton, Harvey Cunderdin and Esperance regions under Section 13 of the Act and the municipal districts of Carnamah and Coorow.

P4; Those regions of the State as constituted as the Jerramungup, Moora, Merredin, Narrogin, Northam and Lakes regions, and Zones 1, 2, 3 and 9 under Section 13 of the Act.

Sensitive plant, common (*Mimosa pudica*); P1, P2; Zone 1, 2, 3 and 9 constituted under Section 13 of the Act.

Sensitive plant, Giant (*Mimosa invisa*); P1, P2; Whole of the State.

Sensitive plant, giant (*Mimosa pigra*); P1; All that part of the State north of the 26th parallel of latitude.

Siam weed (*Chromolaena odorata*); P1, P2; Whole of the State

Sicklepod (*Senna tora*); P1, P2; Whole of the State.

Sicklepod, Javabean (*Senna obtusifolia*); P1, P2; Whole of the State.

Sida (*Sida acuta*, *Sida cordifolia*); P1; All that part of the State north of the 26th parallel of latitude.
 Skeleton weed (*Chondrilla juncea*); P1, P2; Whole of the State

Stemless thistle (*Onopordum acaulon*)—

P1, P2; Those portions of the State constituted as the Albany, Katanning, Merredin and Narrogin regions under Section 13 of the Act.

P1, P3; Those portions of the State as constituted as the Jerramungup, Geraldton and Lakes regions under Section 13 of the Act.

P1, P4; That portion of the State as constituted as the Esperance region under Section 13 of the Act.

St. John's wort (*Hypericum perforatum*); P1, P2; The Whole of the State, except those portions constituted as Zones 6 and 8, and the Narrogin Region under Section 13 of the Act.

Thornapple (*Datura stramonium*) (common), (*Datura ferox*) (fierce), (*Datura leichhardtii*) (Leichhardt's or Mexican), (*Datura wrightii*) (hairy), (*Datura innoxia*) (downy) and (*Datura metel*)—

P1; Whole of the State, except that portion of the State constituted as Zone 2 under Section 13 of the Act.

P3; Those portions of the State constituted as the Albany, Katanning, Geraldton, Harvey and Jerramungup regions under Section 13 of the Act.

P4; Those portions of the State constituted as the, Moora, Busselton, Merredin, Manjimup, Narrogin, Cunderdin and Esperance regions, and Zones 1, 3 and 9 under Section 13 of the Act.

Three-horned Bedstraw (*Galium tricornutum*); P1, P2; Whole of State

Tutsan (*Hypericum androsaemum*); P1, P2; Whole of State

Tutsan, flair (*Hypericum x inodorum*)—

P2 for the whole of the State, except lands approved for cultivation by the Chief Officer.

P4 lands approved for cultivation by the Chief Officer.

Variiegated thistle (*Silybum marianum*)—

P1; Whole of the State.

P2; Whole of the State, except those portions of the State constituted as the Geraldton and Harvey regions under Section 13 of the Act, and the Municipal districts of Busselton, Augusta, Capel, Boyup Brook, Nannup, Cranbrook, Shires Dardanup, Donnybrook - Balingup, Bridgetown, Manjimup, Albany, Denmark, Plantagenet and the Town of Albany.

P3; Those portions of the State constituted as the Geraldton and Harvey regions under Section 13 of the Act, and the Municipal districts of Busselton, Augusta, Capel, Boyup Brook, Nannup and Cranbrook Shires.

P4; The Municipal districts of Dardanup, Donnybrook - Balingup, Bridgetown, Manjimup, Albany, Denmark, Plantagenet and the Town of Albany.

Yellow burr weed (*Amsinckia* spp.); P1, P2; Whole of the State

K. ENRIGHT, Chairman, Agriculture Protection Board.

AG403*

AGRICULTURAL PRODUCTS ACT 1929

REPEAL OF GRAPE GRADING AND PACKING CODE 1983

The *Grape Grading and Packing Code 1983* is repealed on the day of the publication of this notice in the *Government Gazette*.

MONTY HOUSE, Minister for Primary Industry; Fisheries.

CENSORSHIP

CS401*

CENSORSHIP ACT 1996

I, CHERYL LYNN EDWARDES, being the Minister administering the Censorship Act 1996, acting in the exercise of the powers conferred by Section 15 of that Act, do hereby determine that the publications specified in the schedule below shall be classified as refused publications for the purposes of that Act.

Dated this 17th day of December 1999.

CHERYL LYNN EDWARDES, Minister for Labour Relations.

Schedule

14 December 1999

Refused Classification

Title or Description	Publisher
International Leather Man Iss 3	Parkwood Publications
International Leatherman Fall 1995 Iss 5	Brush Creek Media Inc
International Leatherman Winter 1996 Iss 6	Brush Creek Media Inc
Mach Iss 35	Brush Creek Media Inc
Mach Iss 36	Brush Creek Media Inc
Mach Iss 37	Brush Creek Media Inc
Mach Iss 44	Brush Creek Media Inc
Nugget (Holiday) 1999 Vol 43 No 13	Dugent Corp
Powerplay Iss 7	Brush Creek Media Inc
Powerplay Iss 8	Brush Creek Media Inc
Powerplay Iss 9	Brush Creek Media Inc
Stantons No 2	Eric Stanton

CS402***CENSORSHIP ACT 1996**

I, CHERYL LYNN EDWARDES, being the Minister administering the Censorship Act 1996, acting in the exercise of the powers conferred by Section 15 of that Act, do hereby determine that the publications specified in the schedule below shall be classified as restricted publications for the purposes of that Act.

Dated this 17th day of December 1999.

CHERYL LYNN EDWARDES, Minister for Labour Relations.

Schedule

14 December 1999

Restricted Classification

Title or Description	Publisher
40 Plus Vol 9 No 1	Fantasy Publications Ltd
Adam Film World Guide (XXX Movie Illustrated) Nov 1999 Vol 12 No 9	Knight Publishing Corp
Asian Babes Vol 8 No 2	Fantasy Publications Ltd
Australasian Sex Paper Jan 1999 Vol 11 No 87	ASP Productions Pty Ltd
Australasian Sex Paper Jan 2000 Vol 11 No 99	ASP Productions Pty Ltd
Australian Rosie Letters, The Dec 1999 Iss 1	Clean Culture Int Pty Ltd
Australian Rosie, The Dec 1999 No 124	Clean Culture Int Pty Ltd
Bear Iss 34	Brush Creek Media Inc
Bear Iss 37	Brush Creek Media Inc
Bear Iss 42	Brush Creek Media Inc
Bear Iss 45	Brush Creek Media Inc
Bear Iss 56	Brush Creek Media Inc
Bear Classic (Special Collectors Edition)	Brush Creek Media Inc
Best of Mayfair, The No 34	Paul Raymond Publications Ltd
Big Ones (International) Vol 10 No 9	Fantasy Publications Ltd
Black Lust 1999 Iss 86	Swank Publications Inc
Bunkhouse Winter 1996 Iss 13	Brush Creek Media Inc
Bunkhouse Spring 1997 Iss 14	Brush Creek Media Inc
Bunkhouse Summer 1999 Iss 23	Brush Creek Media Inc
Buttman Vol 2 No 4	EA Productions
Cheeks Dec 1999 No 25	Swank Publications Inc
Club Confidential Apr 1999	Paragon Publishing Inc
Club International Vol 28 No 11	Paul Raymond Publications Ltd
Contemporary TV Fiction (Too Many Skirts) Vol 22	Sandy Thomas Adv
D-Cup Dec 1999 No 27	Swank Publications Inc
Encounters Iss 47	Pleasures Pty Ltd
Escort Vol 19 No 11	Paul Raymond Publications Ltd
For Women Vol 7 No 2	Fantasy Publications Ltd
Foreskin Quarterly Fall 1995 Iss 19	Brush Creek Media Inc
Foreskin Quarterly Spring 1996 Iss 20	Brush Creek Media Inc

Restricted Classification—*continued*

Title or Description	Publisher
Foreskin Quarterly Spring 1999 Iss 32	Brush Creek Media Inc
Girls/Girls (XXX Video) Jan 2000 No 27	Genesis Publications Inc
GMB (Gay Black Men) Iss 10	Brush Creek Media Inc
GMB (Gay Black Men) Fall 1997 Iss 4	Brush Creek Media Inc
GMB (Gay Black Men) Spring 1997 Iss 2	Brush Creek Media Inc
GMB (Gay Black Men) Summer 1997 Iss 3	Brush Creek Media Inc
Hombres Latinos Fall 1996 Iss 5	Brush Creek Media Inc
Hombres Latinos Winter 1996 Iss 2	Brush Creek Media Inc
Hombres Latinos Spring 1996 Iss 3	Brush Creek Media Inc
Hombres Latinos Summer 1996 Iss 4	Brush Creek Media Inc
Hombres Latinos Spring 1999 Iss 15	Brush Creek Media Inc
International Leatherman Sep-Oct 1996 Iss 9	Brush Creek Media Inc
International Leatherman Jan-Feb 1997 Iss 11	Brush Creek Media Inc
International Leatherman Jul-Aug 1999 Iss 25	Brush Creek Media Inc
Jock Collectors Jan 2000 Vol 10 No 1	Global Media Group Ltd
Just 18 Jan 2000 No 27	Swank Publications Inc
Just Come of Age Nov 1999	World Media Group LLC
Leg Action Dec 1999 No 27	Swank Publications Inc
Mach Iss 34	Brush Creek Media Inc
Mayfair Vol 34 No 11	Paul Raymond Publications Ltd
Men Only Vol 64 No 11	Paul Raymond Publications Ltd
Model Directory Vol 17 No 11	Paul Raymond Publications Ltd
New Talent Vol 6 No 10	Fantasy Publications Ltd
Nude Readers' Wives No 148	Fantasy Publications Ltd
Only 18 Vol 2 No 7	Fantasy Publications Ltd
Paddles Oct 1999 Vol 6 No 10	Clare Gordon
People (March 26, 1984)	Magazine Promotions
Petite Jan 2000 Vol 3 No 1	Dugent Corp
Plumpers and Big Women Jan 2000 Vol 8 Iss 1	Dugent Corp
Powerplay Iss 6	Brush Creek Media Inc
Powerplay Summer 1999 Iss 22	Brush Creek Media Inc
Readers' Wives Guide to Shaven Babes, The Vol 2 No 2	Fantasy Publications Ltd
Real Wives Vol 6 No 9	Fantasy Publications Ltd
Score (Holiday) 1999 Vol 8 No 13	The Score Group
Stag's Girls Over 40 (Holiday) 1999 No 28	Stag Publications Inc
Swank Untamed (Anal Action) Jan 2000 No 25	Swank Publications Inc
Velvet Jun 1999 Vol 23 No 6	Velvet Publications Inc
Weird Sex (Special) Vol 1 No 2	Fantasy Publications Ltd

CS403***CENSORSHIP ACT 1996**

I, CHERYL LYNN EDWARDES, being the Minister administering the Censorship Act 1996, acting in the exercise of the powers conferred by Section 15 of that Act, do hereby determine that the publications specified in the schedule below shall be classified as unrestricted publications for the purposes of that Act.

Dated this 17th day of December 1999.

CHERYL LYNN EDWARDES, Minister for Labour Relations.

Schedule

14 December 1999

Unrestricted Classification

Title or Description	Publisher
Contemporary TV Fiction (The Girl's Part) Vol 12	Sandy Thomas Adv
Contemporary TV Fiction (Girlies) Vol 16	Sandy Thomas Adv
Contemporary TV Fiction (I Dress, Therefore I am) Vol 20	Sandy Thomas Adv
Contemporary TV Fiction (Red Toes) Vol 21	Sandy Thomas Adv
Cross-Talk Aug 1995 No 70	Kymerleigh Richards
TV Serials (Becoming a Daughter)	Sandy Thomas Adv

FISHERIES

FI401***PEARLING ACT 1990****PEARLING (ANNUAL FEES) NOTICE 1999**

FD 1/91[332]

Made by the Minister for Fisheries under section 27 (1)(a).

Citation1. This notice may be cited as the *Pearling (Annual Fees) Notice 1999*.**Interpretation**

2. In this notice, unless the contrary intention appears—

“hatchery options” means the number of juvenile pearl oysters that a person is authorised under a pearling licence to take or obtain for the purposes of grow out to a size suitable for seeding for the culture of pearl oysters;

“juvenile pearl oyster” means any pearl oyster less than the legal minimum size as declared by the Minister in a notice made under section 21;

“pearl shell unit” means—

- (a) in Zone 1, 1000 pearl oysters that may be taken under a pearling licence for pearling;
- (b) in Zone 2 and 3, 1100 pearl oysters that may be taken under a pearling licence for pearling other than as specified in (c); or
- (c) in Zone 3, 1000 pearl oysters that may be taken under a pearling licence only for, or in connection with, tourism activities;

“regulations” means the *Pearling (General Regulations) 1990*;

“tourism activities” means the taking of pearl oysters solely for the purpose of tourism and not for commercial pearl production.

Commencement

3. This notice shall commence operation on 1 January 2000.

Annual fees for farm leases, pearling licences, hatchery licences and permits

4. For the purposes of section 27 (1) (a) of the Act, the annual fee declared for the year ending 31 December 2000 in respect of—

- (a) a farm lease is \$155.00 per square nautical mile or part thereof of the area of the relevant pearl oyster farm and, in the case of an initial farm lease, the costs of preparing diagrams for the purposes of that farm lease;
- (b) a pearling licence is \$5053 per pearl shell unit or part thereof;
- (c) a pearling licence, in addition to the fee specified in paragraph (b) of this clause, shall be \$0.60 per pearl oyster of hatchery options;
- (d) a hatchery licence is \$125.00;
- (e) a pearling permit is \$55.00;
- (f) a hatchery permit is \$55.00.

Payment by instalments

5. (1) For the purposes of regulation 9A of the regulations, the total fee for a pearling licence may be paid by instalments as specified in the Schedule to this notice if—

- (a) an election to pay by instalments is made by the holder of the licence in accordance with subclause (2); and
- (b) there is no other fee, charge or levy in respect of the licence which has not been paid at the time the election is received at the head office of the Department.

(2) An election made for the purposes of subclause (1) must be—

- (a) made in writing;
- (b) received at the head office of the Department prior to the commencement of the licensing period to which the election relates;
- (c) accompanied by the first instalment plus the surcharge.

(3) For the purposes of regulation 9A(2) of the regulations, the surcharge shall be 3.13% of the total fee.

(4) The holder of a licence, or a person acting on that person's behalf, must not engage in any pearling activity at any time when the fee or surcharge payable in respect of the licence is outstanding.

Schedule

Pearling licence fee—payment by instalments—

- (a) The first instalment is 25% of the total fee and is due for payment on or before 1 January of the year for which the licence is granted or renewed.
- (b) The second instalment is 25% of the total fee and is due for payment on or before 1 April immediately following the period specified in paragraph (a).

- (c) The third instalment is the total fee less the instalments provided for in paragraphs (a) and (b) and is due for payment on or before 1 July immediately following the period specified in paragraph (a)

Dated this 20th day of December, 1999.

MONTY HOUSE, Minister for Fisheries.

FI402*

FISH RESOURCES MANAGEMENT ACT 1994

**NORTHERN DEMERSAL SCALEFISH FISHERY (INTERIM) MANAGEMENT PLAN
AMENDMENT 1999**

FD 2306/99 [336]

Made by the Minister under section 54.

Citation

1. This plan may be cited as the *Northern Demersal Scalefish Fishery (Interim) Management Plan Amendment 1999*.

Clause 3 amended

2. Clause 3 of the *Northern Demersal Scalefish Interim Managed Fishery Management Plan 1997** is amended by deleting "1999" and substituting the following—

" 2000 ".

[*Published in the Gazette of 9 December 1997. For amendments to 9 December 1999 see the *Northern Demersal Scalefish Interim Managed Fishery Management Plan Amendment 1998* published in the Gazette of 28 August 1998.]

Dated this 21st day of December, 1999.

MONTY HOUSE, Minister for Fisheries.

FI403*

FISH RESOURCES MANAGEMENT ACT 1994

**NORTHERN DEMERSAL SCALEFISH INTERIM MANAGED FISHERY
MANAGEMENT PLAN 1997**

FD 30/98

Notice is hereby given pursuant to sub-clause 21 of the *Northern Demersal Scalefish Interim Managed Fishery Management Plan 1997* of my determination made on 6 December 1999 that the capacity of zone 2 of the fishery for the 2000 licensing period is 25560 fish trap days and 1420 line days.

Following consultation with the permit holders and the Director of the Fisheries Research Division, the estimated Total Sustainable Catch for the 2000 licensing period is 800,000 kilograms.

[*Published in Gazette on 9 December 1997. For amendments to 28 August 1998 see the *Northern Demersal Scalefish Interim Managed Fishery Management Plan Amendment 1998* published in Gazette of 28 August 1998.]

Dated this 6th day of December, 1999.

P. ROGERS.

FI404*

FISH RESOURCES MANAGEMENT ACT 1994

PILBARA TRAP FISHERY MANAGEMENT PLAN AMENDMENT 1999

FD 1906/99 [329]

Made by the Minister under section 54.

Citation

1. This amendment may be cited as the *Pilbara Trap Fishery Management Plan Amendment 1999*.

Commencement

2. This amendment shall commence operation on 1 January 2000.

Principal Plan

3. In this amendment the *Pilbara Trap Management Plan 1992** is referred to as the principal Plan.

Arrangement amended

4. The Arrangement in the principal Plan is deleted and the following Arrangement substituted—

“	Arrangement
Clause	
1. Citation	
2. Commencement	
3. Interpretation	
4. Declaration of Managed Fishery	
5. Procedure before this Plan may be amended or revoked	
6. Prohibition on fishing by fish trap	
7. Duration of licences	
8. Items that must be specified on a licence	
9. Grounds to cancel a licence	
10. Use of gear	
11. Use of boats	
12. Requirement to install an Automatic Location Communicator	
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Schedule 7—Exercise of entitlement ”.	

Clause 3 to 19 are deleted and the following clauses substituted

5. Clauses 3 to 19 of the principal Plan are deleted and the following clauses substituted—

“ Interpretation

3. In this management plan, unless the contrary intention appears—

“ALC” means an Automatic Location Communicator as defined in regulation 55A of the regulations that is capable of transmitting to the Executive Director at any time accurate information as to the geographical position, course and speed of the authorised boat;

“approved directions for use” means the directions for use of an ALC given by the Executive Director in a notice in writing to the master of an authorised boat or the holder of a licence;

“authorised boat” means—

- (a) a licensed fishing boat, the name, licensed fishing boat number and length of which are specified in a licence; or
- (b) a boat specified in a written authority under regulation 132 where that boat is to be used in place of a boat described in (a);

“closed waters” means an area of the Fishery where fishing is prohibited;

“crab” means the fish of that common name described by scientific classification opposite that name in Column 2 of Schedule 7 of the regulations;

“day” means any period of 24 hours;

“dump location” is the intersection of the latitude and longitude as advised by the master of an authorised boat by ALC in accordance with the approved directions for use, where fish traps have been dumped from that boat;

“dumped trap” means a fish trap that has been left in a dump location in accordance with clause 10(2) following a notification of ceasing to fish being made in accordance with clause 23;

“exhausted” means the authority to use a fish trap conferred by a licence and expressed in terms of units has been utilised in full in respect of the entitlement arising from the total number of units specified on that licence;

“fish” means all fish which are not crabs or rock lobster;

“Fishery” means the Pilbara Trap Managed Fishery;

- “fish trap” means any fishing gear used for taking fish other than a hook and line, trawl net, gillnet, haul net, purse seine net, or rock lobster pot as defined in the regulations;
- “fishing boat licence” means a licence referred to in regulation 117 of the regulations;
- “licence” means a managed fishery licence which authorises a person to fish in the Fishery;
- “licensed fishing boat number” has the same meaning as defined in the regulations;
- “licensing period” means the period from 1 January in any year to 31 December in the same year;
- “Port Area” means the area within 2 nautical miles of the locations specified in Schedule 4;
- “regulations” means the *Fish Resources Management Regulations 1995*;
- “rock lobster” means the fish of that common name described by scientific classification opposite that name in Column 2 of Schedule 7 of the regulations;
- “set” in relation to a fish trap means to position or release, leave or allow the fish trap to remain in the waters of the Fishery;
- “trap day” means the use of one fish trap for one day.

Declaration of Managed Fishery

4. The use of fish traps to fish for fish other than rock lobster or crabs in the waters described in Schedule 1 previously declared under the repealed Act to constitute a limited entry fishery and taken to be a managed fishery under item 8 of Schedule 3 of the Act, is a managed fishery and may be referred to as the Pilbara Trap Managed Fishery.

Procedure before this plan may be amended or revoked

5. For the purposes of section 65(1) of the Act the holders of the licences are the persons to be consulted before this Plan is amended or revoked.

Prohibition on fishing by fish trap

6. A person must not fish by fish trap in the Fishery other than—
- (a) in accordance with this Plan; and
 - (b) under the authority of a licence.

Duration of licences

7. A licence expires on 31 December of the calendar year in which it was issued.

Items that must be specified on a licence

8. A licence granted or renewed in respect of the Fishery must specify the following—
- (a) name and business address of the holder of the licence;
 - (b) name, licensed fishing boat number and the measured length of any licensed fishing boat which may be used for or in connection with fishing in the Fishery under the authority of that licence;
 - (c) the licence number;
 - (d) the period for which the licence is in force;
 - (e) the name of the managed fishery to which the licence refers;
 - (f) the number of units conferred by the licence and the extent of the entitlement arising from those units expressed as a whole number of trap days;
 - (g) any conditions imposed on the licence by the Executive Director.

Grounds to cancel a licence

9. The Executive Director may suspend, cancel or not renew a licence which authorises the holder to fish in the Fishery on the ground that all the units have been transferred from that licence.

Use of gear

10. (1) The master of an authorised boat must not permit a fish trap to be set from that boat at any time that a nomination made in accordance with clause 21 and a notification of commencing to fish made in accordance with clause 22 are not in effect.

(2) The master of an authorised boat must, by ALC and in accordance with the approved directions for use, advise the Department when traps are being, or will be, dumped from that boat and the dump location at which the fish traps are being, or will be, dumped.

(3) The master of an authorised boat must not permit fish traps to be dumped in closed waters from that boat.

(4) A dumped trap remains a dumped trap until the master of the authorised boat from which the traps were dumped has returned that boat to a Port Area and has provided a notification of commencing to fish made in accordance with clause 22.

(5) A person must not dump a fish trap unless that fish trap is unbaited and has its door secured in an open position.

(6) The master of an authorised boat must not allow a person on that boat to pull a dumped trap onto that boat unless—

- (a) a notification to commence fishing has been made in accordance with clause 22; or
- (b) (i) a notification to enter closed waters has been made in accordance with clause 23(3);
(ii) the entitlement conferred by the licence on which the authorised boat is specified has been exhausted; and

(iii) the boat is being used to travel directly to a dump location to pull dumped traps that have been dumped from that boat in accordance with clause 10(2) and the boat returns directly to a Port Area or steams to an area outside the waters of the Fishery in the most practical direct route from that dump location.

- (7) The master of an authorised boat must not permit the number of fish traps being—
- (a) used in the Fishery from; or
 - (b) carried on,

the authorised boat at any one time, to be more than the number of fish traps which have been nominated in accordance with clause 21 for use on that boat at that time.

(8) The master of an authorised boat must not allow a person fishing from that authorised boat to use, set or pull, or carry on board an authorised boat any fish traps if those fish traps do not have attached a surface float which—

- (a) has a diameter of not less than 150 millimetres; and
- (b) is branded or stamped with the initial letter and the licensed fishing boat number for the boat that is being used to fish in the Fishery, and each character of the brand or stamp must be legible and measure not less than 60 millimetres high and 10 millimetres wide.

(9) A person must not use a fish trap in the Fishery if that fish trap has attached to it a surface float which has branded or stamped on it any letters or numbers other than those specified in subclause (8).

(10) The master of an authorised boat must not allow that boat to be in closed waters unless all traps on that boat are stowed on board the boat, secured to the boat and are unbaited.

Use of boats

11. (1) A person must not use a boat to fish in the Fishery unless the boat is an authorised boat.
- (2) The master of an authorised boat must not allow that boat to be—
- (a) in the waters of the Fishery if the entitlement conferred by the licence on which that boat is specified has been exhausted and there are fish traps on board the boat unless the boat is being used to—
 - (i) transport dumped traps pulled in accordance with clause 10(6);
 - (ii) transport fish traps to an area outside of the Fishery by the most practical direct route from the location where those fish traps were last pulled; or
 - (b) used to set or pull fish traps if the entitlement conferred by the licence on which the boat is specified has been exhausted.

Requirement to install an Automatic Location Communicator

12. (1) For the purpose of this clause “approved” and “approved person” have the same meaning as provided for in regulation 55A of the regulations.

(2) The holder of a licence must not permit the authorised boat specified on that licence to be used in the Fishery unless—

- (a) an ALC has been installed in that boat in accordance with the approved directions for use and by an approved person;
- (b) the ALC installed on that boat has been serviced in accordance with the approved directions for use, by an approved person and at intervals specified by the Executive Director in the approved directions for use; and
- (c) the ALC installed on that boat is being used in the manner specified in the approved directions for use.

(3) It is a condition of the licence that an authorised boat referred to in subclause (2) must not be used in the Fishery by the holder of the licence or any person acting on that person's behalf unless an ALC is fitted to the boat and serviced in accordance with subclause (2) and the approved directions for use are being complied with.

(4) It is a condition of a licence that regulation 55C and 55D of the regulations are complied with at all times.

Closure of areas within the Fishery

13. (1) The Executive Director may, by notice published in the *Gazette*, prohibit fishing in any part of the Fishery for the period specified in the notice if, in the opinion of the Executive Director, the prohibition is required in the better interests of the Fishery.

- (2) A notice made in accordance with subclause (1)—
- (a) may only be made after consultation with the licence holders;
 - (b) may be made to apply at all times or at any specified time; and
 - (c) revokes any previous notice made under that subclause.
- (3) A person must not fish by fish trap in any part of the Fishery—
- (a) at a time when fishing in that part of the Fishery has been prohibited by a notice made under subclause (1); or
 - (b) described in Schedule 2 or Schedule 3.

Capacity of the Fishery

14. (1) Subject to subclause (2) and subclause (3) the capacity of the Fishery shall be limited to the maximum number of trap days that the Executive Director is to determine before 1 December each year may be utilised in the Fishery during the next licensing period.

(2) For the calendar year commencing on 1 January 2000 the capacity of the Fishery is a maximum of 5867 trap days.

(3) Notwithstanding the provisions of subclause (1) and subclause (2) if the Executive Director considers it appropriate to do so, the Executive Director may, at any time and from time to time determine a new capacity for the Fishery that shall apply for the period specified in the determination.

(4) Before making a determination under subclause (1) and subclause (3) the Executive Director must—

- (a) take into account any advice received from the Department's Director of Fisheries Research;
- (b) consult the holders of licences who are authorized to fish in the Fishery.

(5) A determination made under subclause (1) or subclause (3)—

- (a) must be published in the *Gazette* within 14 days of the Executive Director making the determination;
- (b) takes effect on gazettal or at a specified future time;
- and
- (c) revokes any previous determination.

Units—allocation

15. (1) The authority to fish in the Fishery shall be limited by reference to a specified number of trap days expressed in terms of units of entitlement.

(2) The number of units of entitlement to be specified on a licence that is renewed for the period 1 January 2000 to 31 December 2000 is the number specified in Schedule 5.

Units—extent of entitlement

16. (1) The aggregate of the entitlements to fish in the Fishery that may be conferred by all the licences is equal to the capacity of the Fishery as determined in accordance with clause 14.

(2) Subject to subclause (3) the extent of the entitlement to fish in the Fishery that arises from a unit (the "unit value") shall be determined in accordance with Schedule 6 and limited by reference to a number of trap days that may be utilised by the licence holder or a person acting on that person's behalf during the period that the licence is in effect.

(3) Subject to subclause (4) the unit value for the licensing period commencing 1 January 2000 is one trap day.

(4) Notwithstanding the provisions of subclause (3), the unit value for any period during the licensing period commencing 1 January 2000 may be redetermined in accordance with the formula specified in Schedule 6 if the Executive Director makes a new determination during that licensing period in accordance with clause 14.

(5) Any calculation of the unit value made in accordance with subclause (2) that does not result in a whole number shall be rounded to the nearest two decimal places with 0.005 being rounded down.

(6) The holder of a licence or a person acting on that person's behalf must not fish in the Fishery unless the total number of trap days, determined in accordance with subclause (2) or (3), utilised in the waters of the Fishery by the holder of the licence (or persons acting on that person's behalf) during the period for which the licence has been granted or renewed is less than the sum of the unit values of the units conferred by the licence during that period.

Defence to section 74 of the Act

17. It is a defence in proceedings for an offence against section 74 of the Act in respect of contravening clause 16(6) for the person charged to prove that—

- (a) notice of fishing in excess of the entitlement was given to the Executive Director, in a manner and in a form specified in writing by the Executive Director, within 48 hours of exceeding that entitlement;
- (b) the number of trap days by which the entitlement under the licence was exceeded is not more than 1 trap day; and
- (c) the licence holder, not more than 14 days after providing the notice specified in (a) paid to the Fisheries Research and Development Fund \$250 or an amount of money equal to the product of the part of a trap day (expressed as a decimal) by which the entitlement was exceeded and \$250.

Units—exercise of entitlement

18. The extent of the entitlement utilised when fishing in accordance with a notification of commencing to fish made under clause 22 shall be determined in accordance with the formula specified in Schedule 7.

Units—temporary transfer

19. A unit specified on a licence may be temporarily transferred to another licence, for a period ending at the time the licence expires, provided that—

- (a) the entitlement arising from the units (including units temporarily transferred to the licence and excluding units temporarily transferred from the licence) that would be conferred by the licence after the transfer would not be less than the total amount of trap days already utilised under the authority of the licence during the period for which the licence has been granted or renewed;
- (b) the transfer is for a whole number of units; and
- (c) the licence from which the units are being transferred will confer at least one unit of entitlement after the transfer has been completed. ”.

Clauses 20 to 24 inserted

6. The principal Plan is amended by inserting after clause 19 the following clauses—

“ Units—grounds for refusal to transfer

20. The Executive Director may refuse to transfer any part of an entitlement under a licence on the grounds that—

- (a) the proposed transfer is not for a whole number of units;
- (b) the entitlement arising from the units (including units temporarily transferred to the licence and excluding units temporarily transferred from the licence) that would be conferred by the licence after the transfer would be less than the total amount of trap days already utilised under the authority of the licence during the period for which the licence has been granted or renewed;
- (c) if the transfer were given effect then the number of units conferred by a licence, excluding any temporary transfers of units to the licence from which the units were being transferred, would be less than one.

Nomination of number of fish traps to be used

21. (1) The master of an authorised boat must not, if fish traps are on that boat, allow that boat to be used to fish in the waters of the Fishery unless a nomination of the number of fish traps to be used from that boat has been made in accordance with this clause.

- (2) A nomination of the number of fish traps to be used must—
 - (a) be made by the master of the authorised boat by ALC in accordance with the approved directions for use;
 - (b) be made to apply for a minimum of two months; and
 - (c) specify a minimum of 10 fish traps that are to be used each day when the authorised boat is being used for fishing in the Fishery.
- (3) The master of an authorised boat may submit a nomination in accordance with subclause (2) to replace an existing nomination provided—
 - (a) the new nomination relates to a future two month period; and
 - (b) fishing for any period under the existing nomination being replaced has not commenced.
- (4) The master of an authorised boat must not allow that boat to be used to fish in the Fishery—
 - (a) in contravention of a nomination made under this clause;
 - (b) unless a confirmation of delivery of a nomination made under subclause (2) has been received by the master of the authorised boat.

Notification of commencing to fish

22. (1) Subject to subclause (3) the master of an authorised boat must not allow that boat to be outside a Port Area and in the waters of the Fishery with fish traps on board the boat unless a notification of commencing to fish has been made and is in effect in accordance with this clause.

(2) A notification of commencing to fish must be made by the use of an ALC in accordance with any relevant requirement specified in the approved directions for use and—

- (a) must be made before the boat leaves a Port Area; and
- (b) must be made only in relation to the intended fishing activities to be undertaken during that trip.

(3) The master of an authorised boat may use that boat to travel from—

- (a) one Port Area directly to another Port area;
- (b) from a Port Area directly to an area outside the waters of the Fishery,

with fish traps on board that boat and without a notification of commencing to fish being made and in effect, provided that a notification to enter closed waters has been made in accordance with clause 23 and the boat does not enter an area of the Fishery where fish traps are permitted to be used.

(4) For the purpose of determining the exercise of entitlement following a notification made in accordance with subclause (2), fishing shall be taken to—

- (a) have commenced when a position report from the ALC on board the boat shows that the boat specified on the notification has entered any part of the Fishery in which the boat is permitted to be used to fish by fish trap; and

- (b) have ceased when a notification of ceasing to fish has been made in accordance with clause 23 and a position report from the ALC on board the boat shows that the boat has left the area of the Fishery where fish traps may be used.

Notification of ceasing to fish or entering closed waters

23. (1) When an authorised boat which is being used to fish in the Fishery, ceases to be used for fishing, the master of that boat must, in accordance with the approved directions for use, notify the Department that fishing from that boat is ceasing.

(2) The master of an authorised boat must not allow that boat to be used to fish in the Fishery after a notification of ceasing to fish has been made and before the boat has returned to a Port Area.

(3) Subject to subclause (4), the master of an authorised boat, when that boat is to enter closed waters, must, prior to entering those waters and in accordance with the approved directions for use, notify the Department that the boat is entering those waters.

(4) The master of an authorised boat does not have to provide a notification in accordance with subclause (3)—

- (a) if, following a notification of commencing to fish made in accordance with clause 21, that boat is being used to travel directly through the waters described in Schedule 2 to an area where fishing is permitted; or
- (b) if that boat is being used to travel directly to a Port Area following a notification of ceasing to fish being made under subclause (1).

Offences and major provisions

24. A person who contravenes a provision of—

- (a) clause 6, 10(1), 10(3), 10(5), 10(6), 10(7), 10(10), 11(1), 11(2), 12(2)(a), 13(3), 16(6), 21(1), 21(4), 22(1), 23(2), 23(3); or
- (b) clause 10(2), 10(8), 10(9), 12(2)(b), 12(2)(c) and 23(1),

commits an offence and for the purposes of section 75 of the Act the offences specified in paragraph (a) are major provisions.”.

Schedules deleted and substituted

7. The schedules to the principal Plan are deleted and the following schedules substituted—

“

Schedule 1

Description of the Fishery

All waters of the Indian Ocean bounded by a line commencing at the intersection of 21° 44' south latitude and 114° 9.6' east longitude; and extending north along the meridian to the intersection of 21° 27.1' south latitude and 114° 9.6' east longitude; thence north east along the geodesic to the intersection of 21° 00' south latitude and 114° 43' east longitude; thence northerly along the geodesic to the intersection of 20° 53' south latitude and 114° 43' east longitude; thence north easterly along the geodesic to the intersection of 20° 35' south latitude and 114° 47' east longitude; thence north easterly along the geodesic to the intersection of 20° 15' south latitude and 114° 55' east longitude; thence north easterly along the geodesic to the intersection of 20° 03' south latitude and 115° 03' east longitude; thence north easterly along the geodesic to the intersection of 19° 55' south latitude and 115° 14' east longitude; thence north easterly along the geodesic to the intersection of 19° 40' south latitude and 115° 25' east longitude; thence north easterly along the geodesic to the intersection of 19° 30' south latitude and 115° 50' east longitude; thence north easterly along the geodesic to the intersection of 19° 17' south latitude and 116° 05' east longitude; thence easterly along the geodesic to the intersection of 19° 11' south latitude and 116° 28' east; thence easterly along the geodesic to the intersection of 19° 09' south latitude and 116° 50' east longitude; thence continuing easterly along the geodesic to the intersection of 19° 00' south latitude and 117° 14' east longitude; thence north easterly along the geodesic to the intersection of 18° 01' south latitude and 119° 00' east longitude, thence continuing north easterly along the geodesic to the intersection of 17° 55' south latitude and 119° 11' east longitude, thence easterly along the geodesic to the intersection of 17° 41.712' south latitude and 120° 00' east longitude; thence south along the meridian to the intersection of the coastline at mean high water of North-Western Australia; thence generally in a west south westerly direction along the coastline to the intersection of 21° 44' south latitude and 114° 51.5' east longitude; thence west along the parallel to the commencement point.

Schedule 2

Inshore closed waters

All the waters of the Fishery bounded by a line commencing at the intersection of 21° 44' south latitude and 114° 9.6' east longitude; thence extending north along the meridian to the intersection of 21° 38' south latitude and 114° 9.6' east longitude; thence north easterly along the geodesic to the intersection of 21° 30' south latitude and 114° 30' east longitude; thence due south to the intersection of 21° 34' south latitude and 114° 30' east longitude; thence north easterly along the geodesic to the intersection of 21° 29.85' south latitude and 114° 40' east longitude; and thence north easterly along the geodesic to the intersection of 21° 15.9' south latitude and 115° 01.4' east longitude; and thence north easterly along the geodesic to the intersection of 20° 38' south latitude and 116° 12' east longitude; thence north easterly along the geodesic to the intersection of 20° 30' south latitude and 116° 21' east longitude; thence north easterly along the geodesic to the intersection of 20° 23' south latitude and 116° 45' east longitude; thence northerly along the geodesic to the intersection of 20° 17.5' south latitude and 116° 46' east longitude; thence easterly along the geodesic

to the intersection of 20° 16.3' south latitude and 116° 52.5' east longitude; thence south easterly along the geodesic to the intersection of 20° 20.75' south latitude and 116° 57' east longitude; and thence easterly along the geodesic to the intersection of 20° 11' south latitude and 117° 50' east longitude; and thence north easterly along the geodesic to the intersection of 19° 53' south latitude and 118° 13' east longitude; thence north easterly along the geodesic to the intersection of 19° 33' south latitude and 118° 58' east longitude; thence easterly along the geodesic to the intersection of 19° 34' south latitude and 119° 14' east longitude; thence continuing easterly along the geodesic to the intersection of 19° 40' south latitude and 119° 47' east longitude; and thence north easterly along the geodesic to the intersection of 19° 38.3' south latitude and 120° 00' east longitude; thence due south along the meridian to the intersection of the coastline at mean high water of North-Western Australia; thence generally in a west south westerly direction along the coastline to the intersection of 21° 44' south latitude and 114° 51.5' east longitude; and thence due west along the parallel to the commencement point.

Schedule 3

Offshore closed waters

All the waters bounded by a line commencing at the intersection of 19° 56.671' south latitude and 117° 20' east longitude and extending north to the intersection of 19° 37.3' south latitude and 117° 20' east longitude; thence in a north easterly direction along the geodesic to the intersection of 19° 18.25' south latitude and 118° 00' east longitude; thence south to the intersection of 19° 40' south latitude and 118° 00' east longitude; thence south westerly along the geodesic to the intersection of 19° 50' south latitude and 117° 45' east longitude; thence south westerly along the geodesic to the commencement point.

Schedule 4

Port Areas

Item 1—The intersection of 21° 57.51' south latitude and 114° 08.46' east longitude (Exmouth Marina).

Item 2—The intersection of 21° 38.36' south latitude and 115° 07.89' east longitude (Beadon Creek, Onslow).

Item 3—The intersection of 20° 39.40' south latitude and 116° 40.70' east longitude (Port of Dampier).

Item 4—The intersection of 20° 38.28' south latitude and 117° 11.45' east longitude (Port Walcott).

Item 5—The intersection of 20° 19.00' south latitude and 118° 34.54' east longitude (Port Hedland).

Schedule 5

Number of units conferred by a licence when that licence is renewed on or before 1 January 2000

Licence number	Number of units
2259	978
2261	978
2262	978
2265	1,880
2266	978
2269	75

Schedule 6

Unit Values

Clause 16(2)

The unit value shall be determined using the following formula—

$$\frac{A}{B} = C$$

where

A = Total number of trap days as determined by the Executive Director in accordance with clause 14 (capacity of the Fishery);

B = Total number of units in the Fishery; and

C = The unit value.

Schedule 7

Exercise of entitlement

$A \times B = E$

where

A is the number of days and part of a day measured to one decimal point spent fishing in the Fishery calculated in accordance with clause 22(4);

B is the number of fishing traps nominated to be used in accordance with a nomination made under clause 21; and

E is the extent of the entitlement utilised on the trip (in trap days) and deducted from the sum of the unit values of the units conferred by the licence.

[*Declared by Notice No. 501 published in the Gazette on 3 April 1992. For amendments to 30 November 1999 see Notice No. 640 published in the Gazette on 11 March 1993, the Pilbara Trap Management Plan Amendment 1997 published in the Gazette of 11 March 1997 and the Pilbara Trap Management Plan Amendment (No 2) 1997 published in the Gazette of 30 December 1997.]

Dated this 21st day of December 1999.

MONTY HOUSE, Minister for Fisheries.

FI405*

FISHERIES ADJUSTMENT SCHEMES ACT 1987

COCKBURN SOUND (CRAB) MANAGED FISHERY AND RELATED FISHERIES VOLUNTARY FISHERIES ADJUSTMENT SCHEME NOTICE 1999

FD 1337/99 (318)

Made by the Minister for Fisheries under section 10B of the Act.

Citation

1. This notice may be cited as the *Cockburn Sound (Crab) Managed Fishery and Related Fisheries Voluntary Fisheries Adjustment Scheme Notice 1999*.

Interpretation

2. In this notice—

“authorization” means a managed fishery licence granted in accordance with the *Cockburn Sound (Crab) Management Plan 1995*;

“committee” means the Cockburn Sound Crab Managed Fishery and Related Fisheries Voluntary Fisheries Adjustment Scheme Committee of Management;

“Fishery” means the Cockburn Sound (Crab) Managed Fishery as declared in the *Cockburn Sound (Crab) Management Plan 1995*;

“related authorization” means—

(a) a managed fishery licence granted in accordance with the *Cockburn Sound (Line and Pot) Management Plan 1995*, *Cockburn Sound (Fish Net) Management Plan 1995*, *Cockburn Sound (Mussel) Management Plan 1995*, *West Coast (Beach Bait Fish Net) Management Plan 1995* and *West Coast Purse Seine Management Plan 1989*; or

(b) a fishing boat licence the details of which are specified on an authorization or a licence specified in paragraph (a) and including any specification or endorsement on that fishing boat licence that relates to a class of persons specified in an order made under section 43 of the Act; or

(c) a commercial fishing licence held by the holder of an authorization or a licence referred to in paragraphs (a) and (b) and including any specification or endorsement on that commercial fishing licence that relates to a class of persons specified in an order made under section 43 of the Act;

“related fishery” means any fishery to which a related authorization applies;

“scheme” means the Cockburn Sound (Crab) Managed Fishery and Related Fisheries Voluntary Fisheries Adjustment Scheme 1999 established in clause 3.

Establishment of fisheries adjustment scheme

3. There is established a fisheries adjustment scheme in respect of the Fishery and the related fisheries to be known as the *Cockburn Sound (Crab) Managed Fishery and Related Fisheries Voluntary Fisheries Adjustment Scheme 1999*.

Objective

4. The objective of the scheme is to reduce the size of—

- (a) the Fishery; and
- (b) any related fishery.

by reducing the number of persons authorized to fish in those fisheries.

The fisheries to which this scheme applies

5. The fisheries to which this scheme applies are the fisheries to which an authorization and a related authorization applies.

Who may offer to surrender an authorization

6. Any person who is the holder of an authorization is entitled to offer to the Minister the surrender of the authorization and any related authorization.

Manner of operation

7. The manner of operation of the scheme shall be that—

- (a) invitations for offers to surrender authorizations shall be made in accordance with section 10C(4) of the Act;

- (b) any offer shall be submitted to the committee assisting the Minister in the administration of the scheme in the form approved by that committee;
- (c) the committee shall forward any offers to the Minister as soon as practicable and advise the Minister whether to accept or decline any offer or to make a counter offer;
- (d) the Minister shall respond to any offer in accordance with section 10(5) of the Act after considering any advice of the committee.

Duration of scheme

8. This scheme shall commence operation on the date it is published in the Gazette and cease operation on 30 September 2000.

Terms of the scheme

9. The terms of the scheme are that provided that the objective specified in clause 4 will be attained, compensation in an amount agreed between the Minister and the holder of an authorization shall be paid for the surrender of the authorization.

Dated this 7th day of December 1999.

MONTY HOUSE, Minister For Fisheries.

FI406*

FISH RESOURCES MANAGEMENT ACT 1994

COCKBURN SOUND CRAB FISHERY MANAGEMENT PLAN AMENDMENT 1999

FD 2316/99 [333]

Made by the Minister under section 54(2).

Citation

1. This amendment may be cited as the *Cockburn Sound Crab Fishery Management Plan Amendment 1999*.

Principal Plan

2. In this amendment the *Cockburn Sound (Crab) Management Plan 1995** is referred to as the principal Plan.

Arrangement deleted and substituted

3. The principal Plan is amended by deleting the Arrangement and substituting the following—

“Arrangement

- Clause 1. Citation
- 2. Commencement
- 3. Interpretation
- 4. Declaration of fishery
- 5. Prohibition on taking or selling crabs
- 6. Criteria for a person to operate in the Fishery
- 7. Criteria for issue of a licence
- 8. Licence
- 9. Ministerial discretion
- 10. Closures within the fishery
- 11. Licensee or nominated operator to control operations within the Fishery
- 12. Permitted means of operating in the Fishery
- 13. Boat replacement
- 14. Transfer of licence
- 15. Applications and prescribed fees
- 16. Minimum size
- 17. Revocation
- 18. Procedure before this plan may be amended or revoked
- 19. Offences and major provisions
- Schedule 1
- Schedule 2
- Schedule 3”.

Clause 1 amended

4. Clause 1 of the principal Plan is amended—

- (a) by deleting “Notice” and substituting the following—
“Notice, being a management plan under the Act,” ; and
- (b) by deleting “(Crab) Limited Entry Fishery Notice 1995.” and substituting the following—
“Crab Fishery Management Plan 1995 and hereafter in this management plan is referred to as “this plan”. ”.

Clause 2 amended

5. Clause 2 of the principal Plan is amended by deleting "Notice" and substituting the following—
"plan".

Clause 3 amended

6. Clause 3 of the principal Plan is amended—

- (a) by deleting "In this Notice" and substituting the following -
"In this plan";
- (b) in the item commencing "authorization" by—
 - (i) deleting "limited entry fishing" and substituting "managed fishery";
 - (ii) deleting "limited entry fishery notice" and substituting "management plan"; and
 - (iii) deleting "Notice made under section 32(5) of the Act" and substituting "plan";
- (c) in the item commencing "authorized boat" by deleting "Notice" and substituting the following—
"plan";
- (d) in the items commencing "class A licence", "class B licence" and "licence" by -
 - (i) deleting "limited entry" and substituting "managed"; and
 - (ii) deleting "Notice" and substituting "plan";
- (e) in the item commencing "Fishery" by deleting "(Crab) Limited Entry" and substituting the following—
"Crab Managed";
- (f) by deleting the item commencing "licensed fishing boat" and substituting the following—
"licensed fishing boat" has the same meaning as in the regulations";
- (g) in the item commencing "nominated operator" by deleting "Director" and substituting the following—
"Executive Director";
- (h) by deleting the item commencing "Regulations" and substituting the following—
"regulations" means the *Fish Resources Management Regulations 1995.*"; and
- (i) by deleting the item commencing "transfer" and substituting the following—
"undersize" includes being of a size less than the size provided for in clause 16."

Clause 4 amended

7. Clause 4 of the principal Plan is amended—

- (a) in the heading of the clause by deleting "**Limited Entry**";
- (b) in subclause (1) by—
 - (i) deleting "It is hereby declared that the" and substituting the following—
"The";
 - (ii) deleting "Schedule 1 shall" and substituting the following—
"Schedule 1, previously declared under the repealed Act to"; and
 - (iii) deleting "named the *Cockburn Sound (Crab) Limited Entry Fishery.*" and substituting the following—
"and taken to be a managed fishery under item 8 of Schedule 3 of the Act, is a managed fishery and may be referred to as the Cockburn Sound Crab Managed Fishery."

Clause 5 amended

8. Clause 5 of the principal Plan is amended by deleting "Notice" in each place where it occurs and substituting the following—
"plan".

Clause 6 amended

9. Clause 6 of the principal Plan is amended—

- (a) by deleting "professional fisherman's" and substituting the following -
"commercial fishing"; and
- (b) by deleting "Regulations" and substituting the following -
"regulations".

Clause 12 amended

10. Clause 12 of the principal Plan is amended in subclause (1) by deleting "100" and substituting the following—
"80".

Clause 16 deleted and substituted

11. The principal Plan is amended by deleting clause 16 and substituting the following—

"Minimum size

16. The holder of a licence or a person acting on that person's behalf must not take from the waters of the Fishery, or have possession of, any crab which measures less than 130 millimetres from tip to tip of the posterior carapace spikes."

Clause 18 deleted and substituted

12. The principal Plan is amended by deleting clause 18 and substituting the following—

“Procedure before this plan may be amended or revoked

18. For the purposes of section 65(1) of the Act the holders of the licences are the persons to be consulted before this plan is amended or revoked.

Offences and major provisions

19. A person who contravenes a provision of—

- (a) clause 5, 6, 10, 11 or 12; or
- (b) clause 16,

commits an offence and for the purposes of section 75 of the Act the provisions specified in paragraph (a) are major provisions.”.

[*Published in the Gazette of 24 February 1995. For amendments to 13 December 1999, see *Cockburn Sound (Crab) Management Plan Amendment (No. 2) 1996* published in the Gazette of 29 November 1996 and *Cockburn Sound (Crab) Management Plan Amendment 1998* published in the Gazette of 27 November 1998.

See Regulation 183 of the *Fish Resources Management Regulations 1995* concerning the citation of Notices in force under the *Fisheries Act 1905* immediately before the commencement of those Regulations].

Dated this 21st day of December 1999.

MONTY HOUSE, Minister for Fisheries.

FI407***FISHERIES ADJUSTMENT SCHEMES ACT 1987**

SOUTH COAST PURSE SEINE MANAGED FISHERY RELATED FISHERIES VOLUNTARY
FISHERIES ADJUSTMENT SCHEME NOTICE 1999

FD 2211/99 [330]

Made by the Minister for Fisheries under section 10B of the Act.

Citation

1. This notice may be cited as the *South Coast Purse Seine Managed Fishery Related Fisheries Voluntary Fisheries Adjustment Scheme Notice 1999*.

Interpretation

2. In this notice—

“authorization” means a managed fishery licence granted in accordance with the *South Coast Purse Seine Management Plan 1994*;

“committee” means the South Coast Purse Seine Managed Fishery and Related Fisheries Voluntary Fisheries Adjustment Scheme Committee of Management;

“related authorization” means any one or more of the following—

- (a) a rock lobster pot licence granted in accordance with the *Fish Resources Management Regulations 1995*;
- (b) a managed fishery licence granted in accordance with the *Joint Authority Southern Demersal Gillnet and Demersal Longline Management Plan 1992*;
- (c) a fishing boat licence the details of which are specified on an authorization or a licence specified in paragraphs (a) and (b) and including any specification or endorsement on that fishing boat licence that relates to a class of persons specified in an order made under section 43 of the Act or the *South Coast Purse Seine Management Plan 1994*; and
- (d) a commercial fishing licence held by the holder of an authorization or a licence referred to in paragraphs (a), (b) and (c) and including any specification or endorsement on that commercial fishing licence that relates to a class of persons specified in an order made under section 43 of the Act;

“related fishery” means any fishery to which a related authorization applies;

“scheme” means the *South Coast Purse Seine Managed Fishery Related Fisheries Voluntary Fisheries Adjustment Scheme 1999* established in clause 3.

Establishment of fisheries adjustment scheme

3. There is established a fisheries adjustment scheme in respect of the related fisheries to be known as the *South Coast Purse Seine Managed Fishery Related Fisheries Voluntary Fisheries Adjustment Scheme 1999*.

Objective

4. The objective of the scheme is to reduce the size of the related fisheries by reducing the number of persons authorized to fish in those fisheries.

The fisheries to which this scheme applies

5. The fisheries to which this scheme applies are the fisheries to which a related authorization applies.

Who may offer to surrender an authorization

6. (a) Any person who is the holder of an authorization is entitled to offer to the Minister the surrender of any related authorization which the person holds.
- (b) Any person who was the holder of an authorization during the period commencing on 1 April 1998 and ending on the day before the day on which this Notice is published in the Gazette but is no longer the holder of that authorization is entitled to offer to the Minister the surrender of any related authorization which the person holds and which the person also held at a time when they held the authorization.

Manner of operation

7. The manner of operation of the scheme shall be that—
- (a) invitations for offers to surrender related authorizations shall be made in accordance with section 10C(4) of the Act;
- (b) any offer shall be submitted to the committee assisting the Minister in the administration of the scheme in the form approved by that committee;
- (c) the committee shall forward any offers to the Minister as soon as practicable and advise the Minister whether to accept or decline any offer or to make any counter offer;
- (d) the Minister shall respond to any offer in accordance with section 10(5) of the Act after considering any advice of the committee.

Duration of scheme

8. This scheme shall commence operation on the day it is published in the *Gazette* and cease operation on 31 December 2000.

Terms of the scheme

9. The terms of the scheme are that provided that the objective specified in clause 4 will be attained, compensation in an amount agreed between the Minister and the holder of a related authorization shall be paid for the surrender of the related authorization.

Dated this 21st day of December 1999.

MONTY HOUSE, Minister for Fisheries.

FI408*

FISH RESOURCES MANAGEMENT ACT 1994
SOUTH COAST PURSE SEINE FISHERY MANAGEMENT
PLAN AMENDMENT (No. 3) 1999

FD 2332/99 [330]

Made by the Minister under section 54.

Citation

1. This amendment may be cited as the *South Coast Purse Seine Fishery Management Plan Amendment (No. 3) 1999*.

Principal Plan

2. In this amendment the *South Coast Purse Seine Management Plan 1994** is referred to as the principal Plan.

Clause 6 amended

3. Clause 6 of the principal Plan is amended in paragraph (6)(a) by deleting "issued." and substituting the following—

"issued, if any."

[* Published in the Gazette of 22 February 1994. For amendments to 18 November 1999 see Notice No. 708 published in the Gazette of 23 May 1995, Notice No. 714 published in the Gazette of 16 June 1995, Notice No. 727 published in the Gazette of 29 September 1995, the South Coast Purse Seine Management Plan Amendment 1996 published in the Gazette of 9 February 1996, the South Coast Purse Seine Management Plan Amendment (No. 2) 1996 published in the Gazette of 29 March 1996, the South Coast Purse Seine Management Plan Amendment 1997 published in the Gazette of 27 March 1997, the South Coast Purse Seine Management Plan Amendment (No. 5) 1997 published in the Gazette of 29 August 1997, the South Coast Purse Seine Management Plan Amendment 1999 published in the Gazette of 26 March 1999 and the South Coast Purse Seine Management Plan Amendment (No. 2) 1999 published in the Gazette of 30 November 1999. See regulation 183 of the Fish Resources Management Regulations 1995 concerning the citation of notices under the Fisheries Act 1905 immediately before the commencement of those regulations.]

Dated this 21st day of December 1999.

MONTY HOUSE, Minister for Fisheries.

FI409***FISH RESOURCES MANAGEMENT ACT 1994****JOINT AUTHORITY SOUTHERN DEMERSAL GILLNET AND DEMERSAL LONGLINE FISHERY
MANAGEMENT PLAN AMENDMENT (No. 4) 1999**

FD 2331/99 [339]

Made by the Minister under section 54.

Citation

1. This amendment may be cited as the *Joint Authority Southern Demersal Gillnet and Demersal Longline Fishery Management Plan Amendment (No. 4) 1999*.

Principal Plan

2. In this amendment the *Joint Authority Southern Demersal Gillnet and Demersal Longline Management Plan 1992** is referred to as the principal Plan.

Clause 6A inserted

3. The principal Plan is amended by inserting after clause 6 the following—

“Grounds for cancelling, suspending and refusing to renew a licence

6A. The Executive Director may suspend, cancel or not renew a licence on the ground that those returns regarding the activity of fishing in the fishery under the authority of the licence which have been received by the Fisheries Department during the period commencing on 16 December 1996 and ending on 15 December 1999 specify that no fish have been taken in the fishery during the periods to which the returns relate.”.

[*Published in the Gazette of 9 October 1992. For amendments to 16 December 1999 see Notice No. 670 published in the Gazette of 26 August 1994, Notice No. 711 published in the Gazette of 23 June 1995, Notice No. 732 published in the Gazette of 29 September 1995, the Joint Authority Southern Demersal Gillnet and Demersal Longline Management Plan Amendment 1999 published in the Gazette of 23 February 1999, the Joint Authority Southern Demersal Gillnet and Demersal Longline Management Plan Amendment (No. 2) 1999 published in the Gazette of 21 May 1999 and the Joint Authority Southern Demersal Gillnet and Demersal Longline Management Plan Amendment (No. 3) 1999 published in the Gazette of 21 September 1999.

See regulation 183 of the Fish Resources Management Regulations 1995 concerning the citation of notices under the Fisheries Act 1905 immediately before the commencement of those regulations.]

Dated this 21st day of December 1999.

MONTY HOUSE, Minister for Fisheries,
For and on behalf of the Western Australian Fisheries Joint Authority.

FAIR TRADING

FT401**COMPANIES (CO-OPERATIVE) ACT 1943****OCTAVIAT CO-OPERATIVE LIMITED**

Ministry of Fair Trading,
Perth WA 6000.

Notice is hereby given that, pursuant to Section 26(1) of the abovenamed Act, a Certificate of Incorporation, as a Limited Company, has this day been issued to Octaviat Co-Operative Limited.

Dated this 16th day of December 1999.

(Sgd) A person authorised by the Commissioner for
Corporate Affairs in Western Australia.

FT402**COMPANIES (CO-OPERATIVE) ACT 1943****WESTONIA COMMUNITY CO-OPERATIVE LIMITED**

Ministry of Fair Trading,
Perth WA 6000.

Notice is hereby given that, pursuant to Section 26(1) of the abovenamed Act, a Certificate of Incorporation, as a Limited Company, has this day been issued to Westonia Community Co-Operative Limited.

Dated this 16th day of December 1999.

(Sgd) A person authorised by the Commissioner for
Corporate Affairs in Western Australia.

HEALTH

HE401***MENTAL HEALTH ACT 1996**
**MENTAL HEALTH (AUTHORIZED MENTAL HEALTH PRACTITIONERS) REVOCATION
ORDER (No. 8) 1999**

Made by the Chief Psychiatrist under section 20.

Citation

1. This order may be cited as the *Mental Health (Authorized Mental Health Practitioners) Revocation Order (No. 8) 1999*.

Commencement

2. This order comes into operation on the day on which it is published in the *Gazette*.

Revocation of designation

3. The designation of each of the mental health practitioners specified in the schedule to this order as an authorized mental health practitioner, as provided for by the *Mental Health (Authorized Mental Health Practitioners) Order 1999^a* and *Mental Health (Authorized Mental Health Practitioners) Order (No. 7) 1999^b*, is revoked.

¹ Published in *Gazette* 22 January 1999, pp. 225-22;

² Published in *Gazette* 19 November 1999, pp. 5790]

Schedule

NAME	PROFESSION	WORKPLACE	ADDRESS
¹ Jane de Lacy-Koenig	Social Worker	South West Metropolitan Mental Health Region	Fremantle Hospital FREMANTLE
² Katie Hammond	Mental Health Nurse	East Metropolitan Mental Health Region	Eveline Road MIDDLE SWAN
² Matthew Musgrove	Social Worker	East Metropolitan Mental Health Region	Murray Street PERTH

Dated 17 December 1999.

GEORGE LIPTON, Chief Psychiatrist.

HE402***MENTAL HEALTH ACT 1996**
**MENTAL HEALTH (AUTHORIZED MENTAL HEALTH PRACTITIONERS)
ORDER (No. 8) 1999**

Made by the Chief Psychiatrist under section 20.

Citation

1. This order may be cited as the *Mental Health (Authorized Mental Health Practitioners) Order (No. 8) 1999*.

Commencement

2. This order comes into operation on the day on which it is published in the *Gazette*.

Authorized mental health practitioner

3. The mental health practitioners specified in the schedule to this order are designated as authorized mental health practitioners.

Limitation

4. The authorized mental health practitioners specified in the schedule are to perform the functions vested in such a practitioner by sections 29 and 63 of the Act only in connection with their employment at the workplace specified opposite their name in the schedule.

NAME	PROFESSION	Schedule WORKPLACE	ADDRESS
Robert Casey	Mental Health Nurse	Midlands Mental Health Region	MERREDIN
Craig Broadway	Mental Health Nurse	East Metropolitan Mental Health Region	Royal Perth Hospital PERTH
Katie Hamon	Mental Health Nurse	East Metropolitan Mental Health Region	Eveline Road MIDDLE SWAN
Matthew Musgrave	Social Worker	East Metropolitan Mental Health Region	Murray Street PERTH
Terry Jones	Mental Health Nurse	South West Metropolitan Mental Health Region	Fremantle Hospital FREMANTLE
Michael Saunders	Social Worker	South West Mental Health Region	BUNBURY

Dated 17 December 1999.

GEORGE LIPTON, Chief Psychiatrist.

JUSTICE

JM401

CHILDREN'S COURT OF WESTERN AUSTRALIA ACT 1988

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the appointment of the following person as a Member of the Children's Court of Western Australia—

Bryan William Cane of 1 Kangaroo Court, Useless Loop
 Maureen Jane Dickson of "Baladeen" Davies South Road, Wyalkatchem
 Mrs Sue Margo Doucette of 99 Twilight Beach Road, Esperance
 John Edward Inall of 27 Fortescue Place, Pannawonica
 Mr Dennis Gordon O'Malley of 924 McCleary Street, Meekatharra
 Ernest John Purser of 55 Hughes Street, Denham
 Mr Graham Hartley Sanderson of Sanderson Road, Kalannie
 Mr Mervyn John Shortt of 8 Sharman Mews, Port Hedland
 Mrs Pauline Emily West of 33 Mildura Street, Norseman

RICHARD FOSTER, Executive Director, Court Services.

JM402

DECLARATIONS AND ATTESTATIONS ACT 1913

It is hereby notified for public information that the Hon Attorney General has approved the appointment of the following persons as Commissioners for Declarations under the Declarations and Attestations Act 1913—

Mr William John Beaven Davis of 3 Lauder Place, Kinross
 Mr James Albert Duffield of 12 Hurrey Place, Beechboro
 Mr Kalyan Kumar Ghose of 15 Blaven Way, Ardross
 Mr Shayne William Harris of 3 Latimer Way, Langford
 Mr John Francis Hevron of 48 Silas Street, East Fremantle
 Mr Ronald Stanley Strack of 11 Waitara Crescent, Greenwood

RICHARD FOSTER, Executive Director, Court Services.

JM403

JUSTICES ACT 1902

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the appointments of—

Mr Colin John Connolly of South Road, Lake Grace
 Mr Gino Charles Garbellini of 33 Kennedy Street, Exmouth
 Mrs Margaret Mary Sullivan of RMB 231, Varley

to the office of Justice of the Peace for the State of Western Australia.

RICHARD FOSTER, Executive Director, Court Services.

JM404**JUSTICES ACT 1902**

ORDER UNDER SECTION 7

His Excellency the Governor acting by and with the advice of the Executive Council and under Section 7 of the Justices Act 1902 has approved of the removal of—

Mr Thomas George Butler of 9/9 Berry Court, Maddington
Mr Frederick Martin Lauritsen of 26B Day Road, Mandurah
Mr George Owen Arthur Leitch of 195 South Terrace, Como

from the Office of Justice of the Peace for the State of Western Australia.

By His Excellency's Command,

RICHARD FOSTER, Executive Director, Courts Division.

LOCAL GOVERNMENT

LG401

SHIRE OF DARDANUP

Temporary Rangers

It is hereby noted for public information that Kenneth Roy Phillips and Brett John Lappan have been appointed as Authorised Persons of the Shire of Dardanup pursuant to the following—

To exercise powers under Part XX of the Local Government Act (Miscellaneous Provisions) Act 1960; Section 44 9 of the Local Government (Miscellaneous Provisions) Act 1960 as Pound Keeper and Ranger;

Part 9 Division 2 of the Local Government Act 1995;

Section 9.13, 9.15 of the Local Government Act 1995 as an Authorised Person;

Section 3.39 of the Local Government Act 1995 as an Authorised Person;

and as an Authorised Person pursuant to the following—

Dog Act 1976 for the purposes of registering, seizing, impounding, detaining and destroying of dogs; Section 33E (1) Dog Act as an Authorised Person;

Control of vehicles (Off Road Area) Act 1978;

Litter Act 1979;

Bush Fires Act 1954

and effecting general rangers duties within the district.

The appointment of Russell Anthony Finlay as an Authorised Person is hereby revoked.

M. L. CHESTER, Chief Executive Officer.

LG402**TOWN PLANNING AND DEVELOPMENT ACT 1928***SHIRE OF HARVEY*

Advertisement of Resolution deciding to prepare a Town Planning Scheme

THE EAST AUSTRALIND/EATON PRECINCT SCHEME

JOINT GUIDED DEVELOPMENT SCHEME

Notice is hereby given that in conjunction with the Shire of Dardanup the Shire of Harvey Council at its Ordinary meeting held on 24th February 1998, passed the following resolution—

Resolved that the Shire of Harvey, in pursuance of Section 7 of the Town Planning and Development Act, 1928 (as amended) prepares the above Town Planning Scheme with reference to an area situated partly within the Shire of Harvey and partly within the Shire of Dardanup and enclosed within the inner edge of the dotted boundary of the Scheme Map marked and certified by the Chief Executive Officer.

Dated this 16th day of December, 1999.

KEITH LEECE, Chief Executive Officer.

LG403**LOCAL GOVERNMENT ACT 1995****DOG ACT 1976***Shire of Katanning***APPOINTMENT OF OFFICERS**

It is hereby notified for public information that the following person

William Rowe

Has been appointed by the Shire of Katanning as Authorised Officer to exercise powers pursuant to the following

Local Government Act 1995

Dog Act 1976

The following reason has their appointment by the Shire of Katanning as Authorised Officer for the above mentioned Acts cancelled effective immediately

Barry Moore

CLINTON P. STRUGNELL, Chief Executive Officer.

LG404**BUSH FIRES ACT 1954***SHIRE OF NORTHAMPTON*

Notice is hereby given that Mr Colin Read has been appointed as an Authorised Officer to exercise powers pursuant to the Bush Fires Act 1954.

G. L. KEEFFE, Chief Executive Officer.

LG407**BUSH FIRES ACT 1954***Shire of Wyalkatchem***BUSH FIRE CONTROL OFFICERS**

Notice is hereby given pursuant to Section 38 of the Bush Fires Act 1964, that the following is a list of Fire Control Officers appointed for their respective Brigades for the 1999/2000 fire season, all other appointments are hereby cancelled—

Chief Fire Control Officer	Mr M. E. Ward
Deputy Chief Fire Control Officer	Mr I. L. Jones
Fire Weather Officers	Mr M. E. Ward
	Mr I. L. Jones
	Mr B. E. Taylor
	Mr S. C. Hobley

Bush Fire Control Officers:

Mr M. E. Ward	Wyalkatchem
Mr B. E. Taylor	Wyalkatchem
Mr S. C. Hobley	Wyalkatchem
Mr L. Metcalf	Wyalkatchem
Mr I. L. Jones	Nalkain
Mr D. Gamble	Nalkain
Mr R. Reid	Yorkrakine
Mr G. Beard	Ygnattering

Dual Bush Fire Control Officers

Mr G. Williams	Dowerin
Mr W. Coote	Dowerin
Mr G. Witney	Minnivale / Dowerin
Mr R. Reid	Tammin
Mr G. Diver	Kellerberrin / Trayning (5km)
Mr P. Brandenburg	Koorda

Dated this 1st day of December 1999.

BRUCE E. TAYLOR, Chief Executive Officer.

LG405**BUSH FIRES ACT 1954***Shire of Katanning*

It is hereby notified for public information that the following person—

Glenda Forbes

has been appointed by the Shire of Katanning to issue fire permits pursuant to the Bush Fires Act 1954.

CLINTON P. STRUGNELL, Chief Executive Officer.

LG406**SHIRE OF AUGUSTA-MARGARET RIVER****Appointment of Honorary Ranger**

It is hereby notified for public information that the following person has been appointed Honorary Ranger for the Shire of Augusta-Margaret River—

Ronald James Abbott

and is an Authorised Officer for the following purposes—

1. Dog Act 1976
2. Caravan Parks and Camping Grounds Act 1995 and Regulations 1997
3. Litter Act 1979
4. Shire of Augusta-Margaret River Local Law Relating to Parks, Reserves and Foreshores 1997.

M. T. EASTCOTT, Chief Executive Officer.

LG408**BUSH FIRES ACT 1954***Shire of Wyalkatchem***BUSH FIRE CONTROL OFFICERS**

The Shire of Wyalkatchem has appointed the following Bush Fire Control Officers—
Chief Bush Fire Control Officer

Mr Max Ward

Deputy Chief Bush Fire Control Officer

Mr Ian Jones

Bush Fire Control Officers

Mr Max Browne

Mr Ian Jones

Mr Bruce Taylor

Mr Stuart Hobley

Mr David Gamble

Mr Lyle Metcalf

Mr Ray Reid

Mr Glenn Beard

All previous appointments are cancelled.

Dated 8th day of October 1999.

MINERALS AND ENERGY

MN101*PRINTERS CORRECTION***MINING ACT 1978****NOTICE OF INTENTION TO FORFEIT**

An error occurred in the notice published under the above heading on page 6256 of *Government Gazette* No. 236 dated 17 December 1999 and is corrected as follows—

At page 6257, after item “74/215” and before item “09/71” insert the heading—

“ Mining Leases ”.

MN102*CORRECTION***MINING ACT 1978**

The notices at page 6259 of the *Government Gazette* dated 17 December 1999 to be corrected as follows—

Domain Mining NL	Wiluna
Midas Mining & Exploration Pty Ltd	Wiluna
TO	
Domain Mining NL	East Murchison
Midas Mining & Exploration Pty Ltd	East Murchison

MN401**MINING ACT 1978**

Notice of Application for an Order for Forfeiture

Department of Minerals and Energy,
Coolgardie, WA 6430.

In accordance with Regulation 49(2)(c) of the Mining Act 1978 notice is hereby given that the following Licences are liable to forfeiture under the provisions of Section 96(1)(a) for breach of covenant, viz. non payment of rent.

E. WOODS (SM), Warden.

To be heard in the Warden's Court, Coolgardie on the 7th February, 2000.

COOLGARDIE MINERAL FIELD

Prospecting Licences

15/3204—Stehn, Anthony Paterson
15/3907—Graham, William Eric; Pollock, George Leo
15/3909—Wills, Maree Therese; Pollock, George Leo
15/3946—Green, Gary Arnold

Miscellaneous Licences

15/144—WMC Resources Ltd
15/149—Spinifex Gold NL

Prospecting Licences

15/2826—Powell, Kevin James
15/3632—Killoran NL
15/3637—Killoran NL
15/3638—Killoran NL
15/3653—Chitty, Charles George; Resolute Ltd
15/2999—Treacy, Joseph Allen
15/3743—Saggers, David Malcolm; Hodges, Murray Kenneth; Goldearth Enterprises Pty Ltd
15/3752—WMC Resources Ltd
15/3780—WMC Resources Ltd
15/3914—Pollock, George Leo; Biddiscombe, Susan Mary
15/4005—Mantra Holdings Pty Ltd
15/4018—Fargo Investments Pty Ltd
15/4019—Fargo Investments Pty Ltd
15/4020—Mantra Holdings Pty Ltd
16/1654—Pollock, Kim George; Coleman, Susan Frances
16/1667—North Star Resources NL
16/1668—North Star Resources NL
16/1669—North Star Resources NL

MN402**MINING ACT 1978**

Notice of Application for an Order for Forfeiture

Department of Minerals and Energy,
Mt Magnet, WA 6638.

In accordance with Regulation 49(2)(c) of the Mining Act 1978 notice is hereby given that these Miscellaneous Licences and Prospecting Licences are liable to forfeiture under the provisions of Section 96(1)(a) for breach of covenant, viz. non payment of rent.

J. R. PACKINGTON (SM), Warden.

To be heard in the Warden's Court, Mt Magnet on 24 February 2000.

MURCHISON MINERAL FIELD
Prospecting Licences

P20/1727—Britannia Gold NL
P20/1728—Britannia Gold NL
P21/534—Giles, David Barry
P21/535—Giles, David Barry
P58/813—Nichols, Steven Jeremy Troup; Leyland, Michael Terrence
P58/1040—Little, Terrence Harold
P58/1045—Aarex Resources NL
P58/1046—Aarex Resources NL
P58/1047—Aarex Resources NL
P58/1048—Aarex Resources NL
P58/1049—Aarex Resources NL

YALGOO MINERAL FIELD
Prospecting Licences

P59/1422—Western, John Edward
P59/1453—Aarex Resources NL
P59/1466—Layarra Pty Ltd
P59/1467—Layarra Pty Ltd

MN403

MINING ACT 1978

Notice of Application for an Order for Forfeiture

Department of Minerals and Energy,
Perth.

In accordance with Regulation 49(2)(c) of the Mining Act 1978, notice is hereby given that the licences are liable to forfeiture under the provisions of Section 96(1)(a) for breach of covenant, viz non payment of rent.

G. CALDER, Warden.

To be heard in the Warden's Court, Perth on 25 February 2000.

SOUTH WEST MINERAL FIELD
Prospecting Licences

70/1259—Jones, Robert Joseph; Whyte, Garry Royce
70/1261—Jones, Robert Joseph; Whyte, Garry Royce
70/1265—Acton, Bruce
70/1276—Respite Pty Ltd

PHILLIPS RIVER MINERAL FIELD
Prospecting Licences

74/207—Flint, Warwick John
74/208—Flint, Warwick John

PARLIAMENT

PA401*

PARLIAMENT OF WESTERN AUSTRALIA

Bills 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 dates shown, to the undermentioned Bills passed by the Legislative Council and the Legislative Assembly during the Third Session of the Thirty-Fifth Parliament.

Short Title of Bill	Date of Assent	Act No
Sentence Administration Act 1999	16 December 1999	56 of 1999
Sentencing Legislation Amendment and Repeal Act 1999	16 December 1999	57 of 1999

December 20 1999.

L. B. MARQUET, Clerk of the Parliaments.

PLANNING

PD401**TOWN PLANNING AND DEVELOPMENT ACT 1928**Office of the Minister for Planning
Perth.

It is hereby notified for general information that His Excellency the Governor in Executive Council has Appointed, under the provisions of Section 40 of the Town Planning and Development Act 1928—

Lee Arnold of 90 Eaton Street, North Perth
Lindsay Margaret Baxter of Unit 8/172 Mill Point Road, South Perth
Marie Connor of 78 Dalmain Street, Kingsley and;

Reappointed, under the provisions of Section 40 of the Town Planning and Development Act 1928—

John (Hans) Bollig of 27A Fraser Road, Applecross
Anthony Brand, AM of 15 Mann Street, Cottesloe
Donald George Brown of 41 Hampden Street, South Perth
Ashley Raymond Castledine of 121 Railway Road, Kalamunda
Ross Arthur Easton of 33 Fern Street, Swanbourne
Antony Colin Ednie-Brown of 35 Trafalga Road, East Perth
Lloyd Graham of 10 Phillips-Fox Terrace, Woodvale
Vernon Noel Haley, JP of 13 Haig Crescent, Bunbury
Roger Hope-Johnstone of 59 Royal Melbourne Avenue, Connolly
James Griffith Jordan of 27 North Street, Mt Lawley
Richard Leonard Leggo, OAM of 21 Rockton Road, Nedlands
Francis Edward McGrath of 37 Rogerson Road, Booragoon
Gordon Gerald Smith of 21 Bridle Drive, Maida Vale
Christopher John O'Neill of 28 Ropele Drive, Parkwood
Karl Mackay White of Unit 3, 102 Raleigh Street, Carlisle
Alan Clayton Wilson of 104 Stock Road, Attadale
Peter Woodward, of 1 White Place, Subiaco

as Members of the Town Planning Appeal Committee for a term expiring on 31 December 2000.

GRAHAM KIERATH, Minister for Planning.

PD402***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF BAYSWATER

TOWN PLANNING SCHEME NO 21—AMENDMENT NO 73

Ref: 853/2/14/25 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 approved the City of Bayswater Town Planning Scheme Amendment on 14 December 1999 for the purpose of—

1. Amending the Scheme Map by rezoning Lot 1 No 40 Benara Road, Noranda from Service Station to Special Purpose—Service Station, Convenience Store and Fast Food Outlet.
2. Adding the following text to Schedule 1 (Special Purpose Zones) of the Scheme—

Street	Particulars of Land	Permitted Uses	Discretionary Uses
Benara Road	Lot 1 No 40	(1) Service Station	
		(2) Convenience Store	
		(3) Fast Food Outlet	

J. B. D'ORAZIO, Mayor.
M. J. CAROSELLA, Chief Executive Officer.

PD403***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENTS

CITY OF BAYSWATER

TOWN PLANNING SCHEME NO 21—AMENDMENT NOS 74 & 75

Ref: 853/2/14/25 Pts 74 and 75

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 approved the City of Bayswater Town Planning Scheme Amendments on 14 December, 1999 for the purpose of—

AMENDMENT NO 74

1. In Table No 1—Zoning Table in the Scheme Text—

Inserting the symbol “AA” against the “Fast Food Outlet” and “Convenience Store” Uses Classes within the “Service Station” zone.

2. Adding Clause 4.6.3.12 in the Scheme Text which reads—

“4.6.3.12 Fast Food Outlets/Convenience Stores on Service Station sites.

Before determination of an application for a “Fast Food Outlet” and/or a “Convenience Store” on a site, which contains an existing Service Station, comments from the Department of Minerals and Energy (DME) must be received and complied with.

Where a formal assessment is required by the Department of Minerals and Energy (DME) this is to be undertaken by the applicant, at their expense.”

AMENDMENT NO 75

Rezoning Pt Lot 2 No 8 Burnett Street, Embleton from ‘Public Purpose—Religious Institution’ to “Medium Density Residential R30.”

J. D’ORAZIO, Mayor.

M. J. CAROSELLA, Chief Executive Officer.

PD404***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF CANNING

TOWN PLANNING SCHEME NO 40—AMENDMENT NO 96

Ref: 853/2/16/44 Pt 96

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 approved the City of Canning Town Planning Scheme Amendment on 14 December, 1999 for the purpose of—

1. SCHEME MAP MODIFICATION

Designating 14 Bungaree Road (Lot 1764), Wilson, to indicate the additional use in Serial No 84 of Appendix 5, Schedule of Additional or Prohibited Uses.

2. SCHEME TEXT MODIFICATION

By adding the following to Appendix 5, Schedule of Additional or Prohibited Uses—

No	Lot No	Address	Uses which may be prohibited or permitted in addition to those permitted by the Zoning Table		Additional Development Requirements
			Additional Uses:	Prohibited Uses:	
84	1764	14 Bungaree Road, Wilson	Health Centre for a maximum of two practitioners at any one time		

M. S. LEKIAS, Mayor.

I. F. KINNER, Chief Executive Officer.

PD405***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENTS

CITY OF GOSNELLS

TOWN PLANNING SCHEME NO 1—AMENDMENT NOS 518, 522 & 525

Ref: 853/2/25/1 Pts 518, 522 & 525

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 approved the City of Gosnells Town Planning Scheme Amendments on 14 December, 1999 for the purpose of—

AMENDMENT NO 518

1. Rezoning portion of Lot 358, Lots 359, 360 and 361 Alcock Street and Gosnells Road West and Lots 394, 395 and portion of Lot 396 and portion of Part Lot 397 Ballard Street, Maddington, from Residential "A" (R17.5) to "Parks and Recreation" Reserve; and
2. Amending the Scheme Map accordingly.

AMENDMENT NO 522

- (a) Rezoning Lot 500 Albany Highway, Beckenham from "Light Industry" to "Commercial Non-Retail";
- (b) Adding to the Fifth Schedule—Additional Use Zones, the following;

Street	Particulars	Additional Uses Permitted
Albany Highway, Beckenham	Lot 500 Albany Highway	Storage Units, Radio/TV Installation (large scale commercial)

AMENDMENT NO 525

Rezoning portion of Pt Lot 119 Burnside Terrace, Sanctuary Waters, Canning Vale from "Residential A" (R17.5) to "Residential B" (R25).

P. MORRIS, Mayor.
S. HOLTBY, Chief Executive Officer.

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

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF SOUTH PERTH

TOWN PLANNING SCHEME NO 5—AMENDMENT NO 106

Ref: 853/2/11/7 Pt 106

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 approved the City of South Perth Town Planning Scheme Amendment on 14 December, 1999 for the purpose of rezoning Lot 391 (No 5) Barker Avenue, Como, from "Service Station Zone" to "Commercial C1 Zone".

S. E. PIERCE, Mayor.
L. L. METCALF, Chief Executive Officer.

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

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF STIRLING

DISTRICT PLANNING SCHEME NO 2—AMENDMENT NO 350

Ref: 853/2/20/34 Pt 350

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 approved the City of Stirling Town Planning Scheme Amendment on 14 December, 1999 for the purpose of rezoning Lot 13 (HN 220) Main Street, Osborne Park from "Service Station" to "Business".

D. C. VALLELONGA, Mayor.
M. J. WADSWORTH, Chief Executive Officer.

PD408**TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF STIRLING

DISTRICT PLANNING SCHEME NO 2—AMENDMENT NO 358

Ref: 853/2/20/34 Pt 358

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 approved the City of Stirling Town Planning Scheme Amendment on 15 December, 1999 for the purpose of—

1. Rezoning Lot 100 Grindleford Drive; Lots 133, 143, 141, Pt 50(n), 300 and Strata Lots 1 & 2 of Lot 6 Karrinyup Road; Lots 1, 2, 3, 4, 5, Swan Locn 5167, Pt 52 (n&s), Pt 53 (n&s), 4, 42, Pt 2, 1, 41, 71, 201, 501, 101, 104, 40 (59 & 21) and 22 Jones Street, Rights-of-Way and drains from “Low Density Residential R20”, “Rural” and “Private Institutions” to “Low Density Residential R20”, “Residential—Jones Street Precinct” as bordered on the Scheme Amendment Map and annotated “Zoning subject to Schedule 12 of District Planning Scheme No 2” and “Private Institutions” as depicted on the Scheme Amendment Map; and
2. Amending the Scheme Text by inserting a new Schedule, “Schedule 12—Jones Street Precinct” into the Scheme Text to promote and facilitate the development of an integrated residential estate for the area generally bounded by Jones Street, Karrinyup Road and Grindleford Drive, Stirling as setout hereunder—

“SCHEDULE 12: JONES STREET PRECINCT**1. PURPOSE**

The purpose of the Jones Street Precinct is to facilitate and permit the progressive development of the land for a predominantly low density residential estate.

2. DEFINITIONS

The terms use in this Schedule shall have the interpretations set out hereunder—

Agreed Structure Plan: means a Structure Plan adopted by the Council and endorsed by the Western Australian Planning Commission.

Building Design and Access Guidelines: means guidelines which provide for the detailed design requirements for development in the Agreed Structure Plan, including details for building setbacks, access locations, minimum areas and dimensions for private open space, fencing, landscaping, solar orientation, buildings orientation to public open space and building heights. When adopted by the Council, the Building Design and Access Guidelines shall form part of the Agreed Structure Plan.

Precinct: means the Jones Street Precinct as depicted on the Scheme Map.

Structure Plan: means a plan and text making provision for the subdivision, strata subdivision and development of a specific area and which provides a framework for such future subdivision, strata subdivision and development.

3. SUBDIVISION AND DEVELOPMENT

A comprehensive Structure Plan shall be approved by the Council and endorsed by the Western Australian Planning Commission for the Precinct prior to any subdivision, strata subdivision or development of the land. The subdivision, strata subdivision or development of any land within the Precinct shall be generally in accordance with the Agreed Structure Plan and Building Design and Access Guidelines adopted for the Precinct pursuant to Clause 8 of this Schedule, as appropriate.

Notwithstanding, the Council may support any subdivision or approve any development of land within the Jones Street Precinct without requiring a Structure Plan where, in the opinion of the Council such subdivision or development is of a minor nature only or unlikely to detrimentally affect the future subdivision or development of land within the Precinct.

4. STRUCTURE PLAN DETAILS

The Structure Plan shall adequately address the following—

- The soils, topography and groundwater of the area;
- Identification of areas of unsuitable fill or contaminated soil;
- The proposed development, distribution of land uses and their relationship to adjacent landholdings;
- Existing and proposed road and pedestrian systems;
- The distribution and nature of open spaces and any public facilities proposed;
- The general manner in which utility services including sewer are to be provided; and
- The method of carrying out the development and its staging.

In addition, the Structure Plan will have regard for the following aspects—

- **Residential Density Allocation**

The spatial location of appropriate Residential Planning Code densities shall be shown on the Agreed Structure Plan. The overall residential density allocation shall promote a variety of dwelling types and shall be predominantly R20, with no land being coded in excess of R40.

- Lake System

Design of the Precinct shall be based upon an environmentally sound lake system which will accommodate the current drainage function of the area.

The design of the lake system shall address ongoing management including foreshore banks, water quality and insect control to the satisfaction of the City, the Environmental Protection Authority, Water and Rivers Commission and the Water Corporation.

- Public Open Space

Public Open Space shall be located and designed to facilitate access to the lake system by all residents and may include incidental pocket parks to residential precincts.

- Contaminated Soil Management Plan

The development of the Precinct shall be undertaken in a manner which ensures that any contaminated soil is remediated to the requirements of the City of Stirling and the Department of Environmental Protection in accordance with a Contaminated Soil Management Plan to be prepared and implemented to the satisfaction of both of these authorities.

In this respect, an adequate soil sampling programme is to be finalised to the satisfaction of the Department of Environmental Protection prior to any subdivision occurring

- Shopping Facility

The provision of any shopping facility catering for the daily convenience needs of the local residents will be required to be justified in terms of its size and location within the catchment area of surrounding retail outlets.

- Traffic Management

An adequate traffic management design capable of accommodating the projected traffic volumes shall be prepared to the satisfaction of the Council.

A copy of the Agreed Structure Plan shall be kept at the offices of the Council and shall be made available for inspection by any member of the public during normal office hours.

5. PROCEDURE

The Council shall if it resolves that the proposed Structure Plan may be considered appropriate in the circumstances, ensure that one or more (as determined by the Council) of the provisions specified hereunder are invoked—

- One or more notices, not less than 1 metre by 1.5 metres each and readable from the street, advising of the proposed Structure Plan, shall be displayed in a prominent position on the land for a period of not less than three weeks. The notice shall also state that comments may be lodged with the Council before a specified date, being not less than three weeks after the first display of the notice;
- The Council shall advertise or cause to be advertised in a newspaper circulating in the District, notice of its intention to consider the proposed Structure Plan. The advertisement shall state that comments may be lodged with the Council before a specified date, being not less than three weeks after the first publication of the notice; or
- The Council may use any other methods or media to ensure widespread notice of the proposal.

The Council shall after the date stated in the notices, consider the proposed Structure Plan together with any comments received and may, at its discretion, either adopt the Structure Plan with or without modification and subject to such conditions as it considers appropriate, or refuse the Structure Plan. The Council shall forward the Agreed Structure plan to the Western Australian Planning Commission for endorsement.

6. AMENDMENT OF STRUCTURE PLAN

The Structure Plan may be amended and such amendments shall require the approval of the Council and the endorsement of the Western Australian Planning Commission. In considering an amendment to the Structure Plan, the Council may require that such amendment be advertised for comment in accordance with the provision of this Schedule.

7. USE OF LAND

For the purposes of Clause 1.3.2 and Table 1—Zoning Table of the Scheme, the use and development of land within the Jones Street Precinct shall be subject to the provisions of the “Low Density Residential” Zone except for—

- More than two grouped dwellings on one lot shall be a permitted “P” use on lots identified on the Agreed Structure Plan for such use and development; and
- Use and development of any lot identified on the Agreed Structure Plan for “Village Centre” shall be subject to the provisions of the “Business” Zone.

Except as otherwise provided for under the Agreed Structure Plan and the adopted Building Design and Access Guidelines; the use, development or subdivision of land shall be in accordance with the provisions of the Scheme.

8. BUILDING DESIGN AND ACCESS GUIDELINES

Building Design and Access Guidelines may be required by the Council or the Commission for specified lots within the Precinct to ensure a cohesive and pleasant living environment.

Where required, the Building Design and Access Guidelines are to be prepared and submitted for Council adoption prior to the clearance by the Council of any Diagram of Survey creating residential lots.”

D. C. VALLELONGA, Mayor.
M. WADSWORTH, 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 357

Ref: 853/2/21/10 Pt 357

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 approved the Shire of Swan Town Planning Scheme Amendment on 14 December, 1999 for the purpose of zoning portion of Swan Location 3343 Natham Square, Swan View from "Local Road" to "Residential 1 (R20)" as shown on the Scheme Amendment Map.

C. GREGORINI, President.
 E. W. LUMSDEN, Chief Executive Officer.

PD410*

TOWN PLANNING AND DEVELOPMENT ACT 1928
 ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENTS
TOWN OF CLAREMONT

TOWN PLANNING SCHEME NO 3—AMENDMENT NOS 67 AND 72

Ref: 853/2/2/3 Pts 67 and 72

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 approved the Town of Claremont Town Planning Scheme Amendments on 14 December, 1999 for the purpose of—

AMENDMENT NO 67

1. Rezoning Lot 87 Graylands Road, Claremont from 'Residential R30' to 'Special Zone (School, Church, Residential R30)';
2. Adding to Appendix VIII under No 26 Vaucluse Street the following—

No 75 Graylands Road	Swan Location 429 being Lot 87 Certificate of Title Volume 188 Folio 103	School, Church, Residential R30	The maximum number of students attending this school at any one time shall not exceed forty. No additional buildings other than those required for the provision of additional ablution facilities are to be constructed on the property.
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3. Inserting the words 'unless expressly permitted in a Special Zone (restricted use)' immediately after the word 'zone' in line 1 of subclause 18(1) and immediately after the second use of the word 'zone' in line 2 of subclause 18(2);
4. Amending the Scheme Map accordingly.

AMENDMENT NO 72

inserting the following new clause immediately following Clause 31—

"31A Relaxation of Car Parking Numbers

- (1) Notwithstanding clause 31(1) and the requirements of Table No 2 relating to the number of car parking spaces to be provided, but subject to subclauses (2) and (3), the Council may approve the development of land for the purpose of—
 - (a) a Retail Store;
 - (b) a Shop (Intermediate); or
 - (c) a Shop (Small),
- (2) Where all car parking spaces to be provided within the development are 2.8 metres or more in width, then the number of car parking spaces to be provided shall be 1 for each 15 square metres of gross leasable area.
- (3) Sub-clause (2) applies notwithstanding clause 31(1) and Table No 2.
- (4) Where the Council is satisfied that the proposed development includes suitable arrangements to monitor and control the period during which vehicles are permitted to park in the spaces provided, which arrangements may include, without limitation, the provision of boom gates and ticket issuing machines, then the Council may relax the number of car parking spaces required under Table No 2 or under sub-clause (2), as the case may be, by up to 4%.
- (5) Without limiting its powers under clause 85, the Council may impose a condition of planning approval to ensure the continuing provision of the arrangements referred to in sub-clause (4).
- (6) Notwithstanding that all car parking spaces to be provided within the development are 2.8 metres or more in width, for the purpose of determining the amount of the cash payment referred to in clause 33(1), the number of car parking spaces required to be provided pursuant to this scheme is to be calculated on the basis that the required spaces must be 2.5 metres in width."

P. OLSON, Mayor.
 R. J. STEWART, Chief Executive Officer.

RACING, GAMING AND LIQUOR

RA401**LIQUOR LICENSING ACT 1988**

SUMMARY OF LIQUOR LICENSING APPLICATIONS

The following is a summary of applications received under the Liquor Licensing Act 1988 and required to be advertised. Any person wishing to obtain more details about any application, or about the objection process, should contact the Liquor Licensing Division, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
6880/1999	Trigold Holdings Pty Ltd	Application for the grant of a Restaurant Licence in respect of premises situated in Collie and known as Banksia Motel.	13/1/2000
7000/1999	Margaret River Wine Production Ltd	Application for the grant of a Producer—Wine Licence in respect of premises situated in Margaret River and known as Margaret River Wine Production Ltd.	26/1/2000
7041/1999	Kailis Pty Ltd	Application for the grant of a Restaurant Licence in respect of premises situated in Fremantle and known as Kailis Fishmarket Cafe.	17/1/2000
7060/1999	Harvey Fresh (1994) Ltd	Application for the grant of a Producers Licence in respect of premises situated in Harvey and known as Harvey Fresh.	18/1/2000

This notice is published under section 67(5) of the Liquor Licensing Act 1988.

G. B. AVES, Director of Liquor Licensing.

TRANSPORT

TR401**PORT AUTHORITIES ACT 1999**

Office of the Minister for Transport
Perth.

It is hereby notified for general information that the Hon. Minister for Transport has approved—

- The reappointment of Mr Joe McKay, as Deputy Chairperson of the Fremantle Port Authority for a term to expire on 31 December 2002.

This appointment is in accordance with the Port Authorities Act, 1999.

MURRAY CRIDDLE, Minister for Transport.

WATER

WA401**WATERWAYS CONSERVATION ACT 1976**

For the purpose of making an appointment to the Waterways Management Authorities His Excellency the Governor acting pursuant to the powers conferred by Section 14 of the *Waterways Conservation Act 1976* and on the recommendation of the Minister for Water Resources has been pleased on the 30th day of November 1999 to appoint—

Mr Len Armstrong to the Albany Waterways Management Authority
for a term expiring 30 June 2002.

M. C. WAUCHOPE, Clerk of the Council.

WA402**WATERWAYS CONSERVATION ACT 1976**

For the purpose of making an appointment to the Waterways Management Authorities His Excellency the Governor acting pursuant to the powers conferred by Section 14 of the *Waterways Conservation Act 1976* and on the recommendation of the Minister for Water Resources has been pleased on the 14th day of December 1999 to appoint—

Mr Doug A.D. Morgan (Chairman)
Mr Alan G. Cole (Deputy Chairman)
Mrs Jan Goodacre
Mrs Janette Huston
Mr Albertus J. Lubout

to the Avon River Management Authority
for a term expiring 30 June 2002.

M. C. WAUCHOPE, Clerk of the Council.

PUBLIC NOTICES

ZZ201**TRUSTEES ACT 1962**

Warren Richard Mitchell, late of 109 Meares Drive, Point Samson, Company Director, deceased.
Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962, relates) in respect of the estate of Warren Richard Mitchell, late of 109 Meares Drive, Point Samson, Company Director, deceased, who died on 17th November 1998, are required by the personal representative, Julie Anne Larsen of 346 Preston Point Road, Attadale in the State of Western Australia, Married Woman, to send particulars of their claims to her by the 25th January 2000, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

ZZ202**TRUSTEES ACT 1962**

STATUTORY NOTICE TO CREDITORS

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 and amendments thereto relate) in respect of the estates of the undermentioned deceased persons are required by the personal representatives of care of Messrs, Corsers, 1st Floor, 256 Adelaide Terrace, Perth to send particulars of their claims to them within one month from the date of publication of this notice at the expiration of which time the personal representatives may convey or distribute the assets having regard only to the claims of which they have then had notice—

Rees, Arthur Horace, late of Unit 35, 98 Ellersdale Avenue, Warwick, Retired Clerk, died on 2 October 1999.

Bray, Elsie May, late of Craigville Nursing Home, 1 French Road, Melville, Widow, died on 4 October 1999.

Watts, Dora Jean, late of Collier Park Hostel, 20 Morrison Street, Como, Widow, died on 8 November 1999.

Watts, Alfred Thomas, late of 7 Grosser Street, Brookton, Shearer, died on 5 September 1999.

Dated this 20th day of December 1999.

CORSERS.

CLAIMS FOR MISSING ISSUES (SUBSCRIPTION ITEMS)

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

Claims lodged after this date will attract payment in full.

STATE LAW PUBLISHER

SUBSCRIPTION CHARGES 2000

All subscriptions are for the period from 1 January to 31 December 2000. Subject to certain limitations, refunds may be allowed if a subscription is cancelled during the year. The prices quoted include postage by surface mail unless stated otherwise.

PLEASE NOTE: A Goods and Services charge (GST) will be applicable to all goods and services supplied after 30 June 2000. Clients will be sent an additional invoice for these charges when details are finalised.

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

Special *Government Gazettes* are published periodically.

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Industrial Gazette is published monthly.

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Interstate	311
Overseas (airmail)	435

<i>1999 Gazettes on CD ROM</i>	260
<i>1998 Gazettes on CD ROM</i>	260

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Hansard is printed and distributed weekly during parliamentary sessions.

	\$
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Interstate	514
Overseas (airmail)	557

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Within WA	502
Interstate	535
<i>1999 Hansards on CD ROM</i>	500

STATUTES

Bound Statutes

Bound volumes are posted during March of the following year.

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Overseas	252
Half Calf Bound Statutes	615

1999 Bound Volumes on CD ROM

1998 Bound Volumes on CD ROM

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Within WA	239
Interstate	247
Overseas (airmail)	354

Sessional Bills

Bills are posted weekly as they become available

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Overseas (airmail)	515

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2 nd and each additional user	300

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