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

# — PART 1 —

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## HEALTH

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HE301\*

Hospitals and Health Services Act 1927

### **Hospitals (Services Charges) Amendment Regulations 2008**

Made by the deputy of the Governor in Executive Council.

**1. Citation**

These regulations are the *Hospitals (Services Charges) Amendment Regulations 2008*.

**2. Commencement**

These regulations come into operation as follows:

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

**3. The regulations amended**

The amendments in these regulations are to the *Hospitals (Services Charges) Regulations 1984*.

**4. Schedule 1 amended**

Schedule 1 Division 3 item 5 is amended as follows:

- (a) in paragraph (b) by deleting “\$4.90” and inserting instead —  
“ \$5.00 ”;
- (b) in paragraph (c) —
  - (i) in subparagraph (i)(I) by deleting “\$30.70” and inserting instead —  
“ \$31.30 ”;

- (ii) in subparagraphs (i)(II) and (ii) by deleting “\$24.60” and inserting instead — “ \$25.00 ”.

By Command of the deputy of the Governor,

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

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**HE302\***

Hospitals and Health Services Act 1927  
Hospitals (Services Charges) Regulations 1984

## **Hospitals (Services Charges for Compensable Patients) Amendment Determination 2008**

Made by the Minister for Health under section 37(3)(af) of the Act and regulation 5(2) of the regulations in Executive Council.

**1. Citation**

This determination is the *Hospitals (Services Charges for Compensable Patients) Amendment Determination 2008*.

**2. Commencement**

This determination comes into operation as follows:

- (a) clauses 1 and 2 — on the day on which this determination is published in the *Gazette*;
- (b) the rest of the determination — on the day after that day.

**3. The determination amended**

The amendments in this determination are to the *Hospitals (Services Charges for Compensable Patients) Determination 2005*.

**4. Schedule 1 amended**

Schedule 1 Division 2 item 7 is amended as follows:

- (a) in paragraph (a)(i) by deleting “\$30.70” and inserting instead —  
“ \$31.30 ”;
- (b) in paragraphs (a)(ii) and (b) by deleting “\$24.60” and inserting instead —  
“ \$25.00 ”.

JIM MCGINTY, Minister for Health.

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## LOCAL GOVERNMENT

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LG101\*

*CORRECTION*

**LOCAL GOVERNMENT ACT 1995**

*City of Joondalup*

**LOCAL GOVERNMENT AND PUBLIC PROPERTY AMENDMENT LOCAL LAW 2007**

We advise that the notice published in the *Government Gazette* No. 250 on Friday 30 November 2007, pp. 5937-5938, was published in error. The notice is published in the correct form below to reflect the local law amendment as resolved by the City of Joondalup Council on 20 November 2007.

GARRY HUNT, Chief Executive Officer,  
City of Joondalup.

**LOCAL GOVERNMENT ACT 1995**

*City of Joondalup*

**LOCAL GOVERNMENT AND PUBLIC PROPERTY AMENDMENT LOCAL LAW 2007**

Under the powers conferred by the Local Government Act 1995 and under all other powers enabling it, the Council of the City of Joondalup resolved on 20 November 2007 to make the “City of Joondalup Local Government and Public Property Amendment Local Law 2007”.

In this local law, the City of Joondalup Local Government and Public Property Local Law as published in the *Government Gazette* on 18 January 2000 and as amended and published in the *Government Gazette* on 15 January 2002 is referred to as the principal local law. The principal local law is amended as follows—

**ARRANGEMENT**

PART 1—PRELIMINARY.....	Clauses 1-3
PART 2—SHOPPING TROLLEYS.....	Clauses 4-4.3

**PART 1—PRELIMINARY**

**Title**

1 This title may be referred to as the *City of Joondalup Local Government and Public Property Amendment Local Law 2007*.

**Commencement**

2 This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

**Purpose**

3 The purpose of this local law is to amend a clause in the Local Government and Public Property Local Law to reduce the time available for owners to remove abandoned trolleys.

**PART 2—SHOPPING TROLLEYS****Amendment**

4 The City of Joondalup Local Government and Public Property Local Law 1999 published in the *Government Gazette* on 18 January 2000 and as amended and published in the *Government Gazette* on 15 January 2002, is hereby amended in the following manner—

**SHOPPING TROLLEY TO BE REMOVED BY OWNER**

4.1 Amend clause 59 by deleting the numerals “24” and inserting the numeral “3” in its place.

**MISCELLANEOUS****First Schedule—Offences and Modified Penalties**

4.2 Amend the First Schedule in Item Number 53, by deleting “24” and inserting the numeral “3” in its place and deleting the clause number “60” and inserting the numeral “59” in its place.

4.3 Deleting the words “in precinct of the shopping centre” and replacing these words with the following words “other than in a shopping trolley storage area.”

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**TRANSPORT**

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TR301\*

Road Traffic Act 1974

**Road Traffic (Drug Driving) Amendment  
Regulations 2008**

Made by the deputy of the Governor in Executive Council.

**1. Citation**

These regulations are the *Road Traffic (Drug Driving) Amendment Regulations 2008*.

**2. Commencement**

These regulations come into operation as follows:

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

**3. The regulations amended**

The amendments in these regulations are to the *Road Traffic (Drug Driving) Regulations 2007*.

**4. Regulation 3 amended**

Regulation 3 is amended by deleting paragraph (c) and inserting the following paragraph instead —

“

- (c) 3, 4-methylenedioxy-n,  
alpha-dimethylphenylethylamine (MDMA).

”

**5. Schedule 1 amended**

Schedule 1 Form 5 is amended by deleting “3, 4-methylenedioxy-n, alpha-dimethylphenylamine (MDMA).” and inserting instead —

“

3, 4-methylenedioxy-n, alpha-dimethylphenylethylamine  
(MDMA).

”

By Command of the deputy of the Governor,

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

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## — PART 2 —

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### CONSUMER AND EMPLOYMENT PROTECTION

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CE401

**COMPANIES (CO-OPERATIVE) ACT 1943**  
COMPANY STRUCK OFF THE REGISTER

Notice is hereby given that the following company has been struck off the register in accordance with s296(5) of the Act and is hereby dissolved—

MUSBA Co-operative Society Limited

Dated this 18th day of January 2008.

WILL MORGAN, for the Registrar for Consumer Protection.

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CE402

**COMPANIES (CO-OPERATIVE) ACT 1943**  
Section 296(3)  
COMPANY TO BE STRUCK OFF REGISTER

Notice is hereby given that at the expiration of three months from the date hereof, the name of the undermentioned Co-operative Company will, unless cause is shown to the contrary, be struck off the register and the company will be dissolved—

MITS Co-operative Limited

Dated this 18th day of January 2008.

WILL MORGAN, for the Registrar for Consumer Protection.

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### ENERGY

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EN401\*

**ELECTRICITY INDUSTRY ACT 2004**

**ELECTRICITY NETWORKS ACCESS CODE AMENDMENTS (NO. 1) 2008**

I, Francis Logan, Minister for Energy for the State of Western Australia, hereby amend the *Electricity Networks Access Code 2004* established under section 104(1) of the *Electricity Industry Act 2004*.

Dated at Perth this 21st day of January 2008.

FRANCIS LOGAN.

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Made by the Minister

**1. Citation**

These amendments may be cited as the *Electricity Networks Access Code Amendments (No 1) 2008*.

**2. Commencement**

These amendments come into operation on the date on which they are published in the *Gazette*.



**3. The Electricity Networks Access Code amended**

These amendments are to the *Electricity Networks Access Code 2004*.\*

[\*Published in Gazette 30 November 2004, p. 5517-5700

For amendments to 25 January 2008 see Gazettes—

*No 207 of 8 November 2005;*

*No 59 of 31 March 2006;*

*No 152 of 1 September 2006;*

*No 206 of 8 December 2006;*

*No 137 of 29 June 2007; and*

*No 176 of 29 August 2007.]*

**4. New section 12.8A inserted**

Insert the following new section after section 12.8—

“ 12.8A Without limiting section 12.8, in respect of a *non-covered network* that is part of the *SWIS*, the *Authority* may on one or more occasions at its discretion further extend the time period under section 12.7 to any date on or before 25 September 2008. ”.

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## JUSTICE

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JU401\*

### COURT SECURITY AND CUSTODIAL SERVICES ACT 1999

#### PERMIT DETAILS

Pursuant to the provisions of section 51 of the *Court Security and Custodial Services Act 1999*, the Director General of the Department of the Attorney General has issued the following persons with Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
Petticrew	Susan Ann	CS8-038	14/01/2008	4/01/2008	30/07/2008

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

MARK CORBETT, Manager CSCS Contract.

JU402\*

### JUSTICES OF THE PEACE ACT 2004

#### APPOINTMENT

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the following to the Office of Justice of the Peace for the State of Western Australia—

Gregory Edward Mahney of 21 Vista Street, Kensington

RAY WARNES, Executive Director,  
Court and Tribunal Services.

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## LOCAL GOVERNMENT

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LG402\*

### SHIRE OF NARROGIN

#### APPOINTMENT OF AUTHORISED OFFICER

It is hereby notified for public information that Anika Ruth Bricknell has been appointed by the Council of the Shire of Narrogin as an Authorised Officer to enforce the provisions of the following—

- Local Government (Miscellaneous Provisions) Act 1960;
- Local Government Act 1995;

- Caravan Parks and Camping Grounds Act 1995 and Regulations;
- Dog Act 1976;
- Bush Fires Act 1954 and Regulations;
- Litter Act 1979;
- Control of Vehicles (Off Road Areas) Act 1978 and Regulations; and
- Applicable Shire of Narrogin Local Laws.

GEOFF McKEOWN, Chief Executive Officer.

**LG403\***

**DOG ACT 1976**

*Shire of Narrogin*

**APPOINTMENTS**

It is hereby notified for public information that the following persons are appointed pursuant to the provisions of the *Dog Act 1976*—

**Authorised Officers**

Geoffrey Radford McKeown

Gary James Rasmussen

**Registration Officers**

Paget Marie Elliott

Lindsay Marie Epworth

Angela Norma Mary Finlayson

Leanne Margaret Shields

All other appointments are revoked.

GEOFF McKEOWN, Chief Executive Officer.

**LG401\***

**LOCAL GOVERNMENT ACT 1995**

**LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996**

*Shire of Cunderdin*

Intent to Revest Land in the Crown for Non Payment of Rates or Service Charges

Notice is hereby given that under section 6.74 of the *Local Government Act 1995*, as rates or service charges have been unpaid for a period of at least three years the Shire of Cunderdin intends to have revested in the Crown the land listed below.

Signed for and on behalf of the Shire of Cunderdin this 21st day of January 2008.

G. M. TUFFIN, Chief Executive Officer.

Description of Land	Plan/ Diagram Number	Title Number	Area m <sup>2</sup>	Street Name	Description of Improvements	Name of Owner	Name of Others appearing to have an interest	Rates/Service Charges Outstanding 21/01/08
Lot 287	P222787	Vol 2129 Fol 819	9,055	Collins St	Nil	Timben (WA) Pty Ltd		\$1,539.67
Lot 288	P222787	Vol 2129 Fol 820	9,333	Collins St	Nil	Timben (WA) Pty Ltd		\$1,539.67
Lot 293	P222787	Vol 2129 Fol 825	10,016	Cameron St	Nil	Timben (WA) Pty Ltd		\$1,539.67
Lot 294	P222787	Vol 2129 Fol 826	10,016	Cameron St	Nil	Timben (WA) Pty Ltd		\$1,539.67
Lot 295	P222787	Vol 2129 Fol 827	10,016	Cameron St	Nil	Timben (WA) Pty Ltd		\$2,168.38

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**MARINE/MARITIME**

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MX401\*

**WESTERN AUSTRALIAN MARINE ACT 1982  
NAVIGABLE WATERS REGULATIONS 1958****RESTRICTED SPEED AREAS—ALL VESSELS**

Closure of Waters—All Vessels

Prohibited Swimming Area

Department for Planning and Infrastructure,  
Fremantle WA, 25 January 2008.

Acting pursuant to the powers conferred by Section 66 of the Western Australian Marine Act 1982, the department by this notice closes Perth Waters between the Narrows Bridge and a line drawn from position 31° 57.832' S, 115° 52.392' E on the Perth foreshore to position 31° 58.382' S, 115° 52.145' E on the South Perth foreshore, from 1700 hrs to 2200 hrs on Saturday 26 January 2008.

Acting pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982, the department by this notice limits the speed of motor vessels to 8 knots in all of Perth Waters between the Narrows Bridge and the Causeway during the period 1500 hrs to 2300 hrs.

The above closure and speed restriction is not applicable to bona fide vessels or persons involved in approved aquatic events or associated with Lotterywest Skyworks 2008.

acting pursuant to the powers conferred by Regulation 10A(b) of the Navigable Waters Regulations 1958, the department by this notice prohibits swimming or bathing between the hours of 1700 and 2200 on Saturday 26 January 2008, in all of the waters north of a line drawn east/west from Quarry Point at 31° 58.268' S, 115° 50.041' E to the Mill Point foreshore at 31° 58.275' S, 115° 50.807' E and extending upstream to the Causeway Bridge.

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

MX402\*

**WESTERN AUSTRALIAN MARINE ACT 1982  
NAVIGABLE WATERS REGULATIONS 1958****PROHIBITION OF FREESTYLE DRIVING—PERSONAL WATERCRAFT**Department for Planning and Infrastructure,  
Fremantle WA, 25 January 2008.

Acting pursuant to the powers conferred by Section 66 paragraph (b) of the Western Australian Marine Act 1982, and Regulation 50A(1)(b) of the Navigable Waters Regulations 1958, the department by this notice revokes sub paragraph (1) of the notice published in the *Government Gazette* on 03 December 1999 relating to the Narrows—Personal Watercraft Freestyle Driving Area.

Providing that this revocation will apply only on Saturday 26 January 2008 between the hours of 1500 and sunset for the purpose of spectator craft mooring during Lotterywest Skyworks 2008.

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

MX403\*

**WESTERN AUSTRALIAN MARINE ACT 1982  
NAVIGABLE WATERS REGULATIONS 1958****CLOSURE**

Belmont Water Ski Area

Department for Planning and Infrastructure,  
Fremantle WA, 25 January 2008.

Acting pursuant to the powers conferred by Regulation 48A of the Navigable Waters Regulations 1958, the Department by this notice temporarily revokes Notice TR401 as published in the *Government Gazette* on 10 September 2002 and hereby closes the Belmont Water Ski Area for water skiing from 1500 hrs to sunset on Saturday 26 January 2008.

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

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**MINERALS AND PETROLEUM**


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MP401\*

**MINING ACT 1978**  
INTENTION TO FORFEIT

Department of Industry Resources  
Perth WA 6000.

In accordance with Regulation 50(b) of the Mining Regulations 1981, notice is hereby given that unless the rent due on the under mentioned licences and leases are paid on or before 20 February 2008 it is the intention of the Minister for Energy; Resources; Industry and Enterprise under the provisions of sections 96A(1) and 97(1) of the *Mining Act, 1978* to forfeit such for breach covenant, viz, non-payment of rent.

JIM LIMERICK, Director General.

NUMBER	HOLDER	EXPLORATION LICENCE	MINERAL FIELD
15/820	Cazaly Resources Ltd		Coolgardie
20/598	Plasia Pty Ltd		Murchison
38/1859	Heron Resources Ltd		Mt Margaret
46/681	Adam Frank Hill		Pilbara
47/1555	Oz Gem Pty Ltd		West Pilbara
51/1081	Locatore Pty Ltd		Murchison
57/614	Thundelarra Exploration Ltd		East Murchison
57/615	Thundelarra Exploration Ltd		East Murchison
57/616	Thundelarra Exploration Ltd		East Murchison
57/617	Thundelarra Exploration Ltd		East Murchison
57/619	Mindax Ltd		East Murchison
69/1851	Diamond Exploration Pty Ltd		Warburton
69/1852	Diamond Exploration Pty Ltd		Warburton
77/1084	Quantum Resources Ltd		Yilgarn
<b>MINING LEASE</b>			
15/468	ABM Resources Operations Pty Ltd		Coolgardie
15/1436	Bruno Zorzi		Coolgardie
16/52	Hayes Mining Pty Ltd		Coolgardie
16/178	Hayes Mining Pty Ltd		Coolgardie
16/179	Paddington Gold Pty Ltd		Coolgardie
16/306	Hayes Mining Pty Ltd		Coolgardie
16/335	Hayes Mining Pty Ltd		Coolgardie
36/200	View Gold Pty Ltd		East Murchison
36/203	View Gold Pty Ltd		East Murchison
40/111	Barmenco Investments Pty Ltd		North Coolgardie
40/138	Barmenco Investments Pty Ltd		North Coolgardie
45/634	Michael Robert Richardson		Pilbara
70/741	ADE Environment Pty Ltd		South West
80/467	Elizabeth Alexander; Rolando Ernest Nanini		Kimberley

MP402\*

**MINING ACT 1978**  
CANCELLED FORFEITURE

Dept of Industry and Resources  
Perth WA 6000.

In accordance with section 97A(8) of the *Mining Act 1978* I hereby cancel the forfeiture on the undermentioned mining lease previously declared forfeited for breach of covenant viz; failure to comply with the prescribed expenditure conditions and restore the lease to its former holder.

FRANCIS LOGAN, MLA, Minister for Energy; Resources;  
Industry and Enterprise.

NUMBER	HOLDER	MINERAL FIELD
80/519	Ngoonjuwah Council Aboriginal Corporation	Ashburton

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## PLANNING AND INFRASTRUCTURE

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PI101\*

*CORRECTION*

**PLANNING AND DEVELOPMENT ACT 2005**  
 APPROVED TOWN PLANNING SCHEME AMENDMENT  
*City of Geraldton-Greenough*

Town Planning Scheme No. 3 (Geraldton)—Amendment No. 35

Ref: 853/3/2/7 Pt 35

It is hereby notified for public information that the notice under the above Amendment No. 35, published at page 5951 of the *Government Gazette* No. 230 dated 2 November 2007, contained an error which is now corrected as follows—

Delete the words—

5. Inserting the symbol SA for the use class Grouped Dwelling in the West End zone.

I. CARPENTER, Mayor.  
 G. BRENNAN, Chief Executive Officer.

PI401\*

**PLANNING AND DEVELOPMENT ACT 2005**  
 GREATER BUNBURY REGION SCHEME

Regional Planning Scheme Now Legally Effective

It is hereby notified for public information that the Greater Bunbury Region Scheme has been laid before both Houses of Parliament, in accordance with the provisions of section 41 of the Planning and Development Act.

The Greater Bunbury Region Scheme prepared by the Western Australian Planning Commission and depicted in the Scheme map sheets numbered 1 to 23 (1:25,000 scale) and the Scheme text, published in the *Government Gazette* on 17 October 2007, is effective from 29 November 2007.

The Greater Bunbury Region Scheme can be inspected at the offices of the Western Australian Planning Commission, at the following locations—

1. Bunbury Region Planning Office (61 Victoria Street, Bunbury); and
2. Perth Office (Albert Facey House 469 Wellington Street, Perth).

MOSHE GILOVITZ, Secretary,  
 Western Australian Planning Commission.

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**GREATER BUNBURY REGION SCHEME**  
 NOTICE OF RESOLUTION MADE UNDER CLAUSE 27  
 DEVELOPMENT ON ZONED LAND REQUIRING PLANNING APPROVAL

**Preamble**

Under clause 24 of the Greater Bunbury Region Scheme (GBRS), on *reserved* land, a person must not commence or carry out development unless that person has planning approval.

Also under clause 24, on *zoned* land, a person must not commence or carry out development of a kind or class specified in a resolution made by the WAPC under clause 27 unless that person has planning approval.

Under clause 27 of the GBRS, on *zoned* land, the WAPC may by resolution require specified development to have planning approval before it is commenced or carried on.

**Resolution under clause 27 of the GBRS**

THE WAPC RESOLVED ON 18 DECEMBER 2007—

- (a) To require any development which is on land zoned under the GBRS and which is of a kind or class set out in schedule 1 below to have the planning approval of the WAPC.
- (b) To require local governments in the area covered by the GBRS, following referrals and procedures as specified in schedule 2, either—
  - (i) to forward applications for approval to commence and carry out such development to the WAPC for determination, or
  - (ii) to assess and determine such applications where the WAPC, under section 16 of the Planning and Development Act 2005, has delegated those functions to the local government.

- (c) To confirm that words used in the resolution and schedules have the meanings given to them in the Act and the GBRS and, unless the context otherwise requires, the meanings defined in schedule 3.

#### SCHEDULE 1

##### Development on zoned land requiring planning approval

1 Development of state or regional significance and development called in by or referred to the WAPC, in the following circumstances—

- (a) Development in respect of which the WAPC, by notice in writing in each case, advises the local government that the development is of state or regional significance or that, in the public interest, the development should be the subject of an application determined by the WAPC.
- (b) Development, in the opinion of the local government, which is of state or regional significance or for which an application should be determined by the WAPC in the public interest.

2 All development on land abutting a regional open space reservation except—

- (a) A single residence that does not encroach onto the reservation.
- (b) Ancillary and incidental development that does not encroach onto the reservation and which in the opinion of the local government does not conflict with the purposes of the regional open space reservation stated in clause 10(a) of the GBRS.
- (c) Development, other than intensive agriculture, associated with existing rural activities which in the opinion of the local government does not conflict with the purposes of the regional open space reservation stated in clause 10(a) of the GBRS.

3 Development of the following kinds on land abutting a regional road reservation—

- (a) Development including earthworks and drainage which encroaches upon the regional road reservation.
- (b) Development with direct access or existing vehicular access to a regional road reservation.
- (c) Development where access to a regional road reservation is proposed.
- (d) Development which in the opinion of the WAPC or the local government has the potential to significantly increase traffic and has access to a regional road reservation.
- (e) Development where existing access to a regional road reservation is to be retained but where alternative access is available.

##### Exceptions

- (i) Residential development of up to and including four dwellings that does not encroach onto the regional road reservation and where no additional, relocated or new access is proposed.
- (ii) Ancillary and incidental development that does not encroach onto the regional road reservation and where no additional, relocated or new access is proposed.

4 All development on land abutting a public purposes, railways, state forests or waterways reservation.

5 Development of the following kinds in special control areas—

- (a) Development on land in the water catchments special control area (SCA No 1) which in the opinion of the WAPC or the local government may conflict with the purposes of SCA No 1 stated in clause 15(c) of the GBRS.
- (b) Development on land in the Kemerton industrial zone buffer special control area (SCA No 2) which in the opinion of the WAPC or the local government may conflict with the purposes of SCA No 2 stated in clause 18(b) of the GBRS.
- (c) Development on land in the Glen Iris service corridor buffer area special control area (SCA No 3) which in the opinion of the WAPC or the local government may conflict with the purposes of SCA No 3 stated in clause 21(b) of the GBRS.

6 Development in, adjacent to or in close proximity to the strategic agricultural resource policy area which, in the opinion of the WAPC or the local government, would potentially be incompatible with agricultural activities in the policy area or would be adversely affected by, or would adversely affect, those activities, including but not limited to bed and breakfast, caravan park, club premises, corrective institution, educational establishment, exhibition centre and park home park.

7 Development in, adjacent to or in close proximity to the strategic minerals and basic raw materials resource policy area which, in the opinion of the WAPC or the local government, would potentially be incompatible with mining or materials extraction in the policy area or would be adversely affected by, or would adversely affect, those activities, including but not limited to agriculture—intensive, animal establishment, animal husbandry—intensive, caravan park, club premises, corrective institution, educational establishment, exhibition centre, fuel depot, industry—rural, park home park, place of worship, private recreation, rural pursuit, veterinary centre and winery.

8 Development of any building or extensions to an existing building where the building or extensions are to be used for shopping purposes and where—

- (a) the net lettable area of the proposed building is more than 2500 m<sup>2</sup>, or
- (b) the net lettable area of the extensions is more than 1000 m<sup>2</sup>.

9 Development in the rural zone, other than for a poultry farm, which in the opinion of the WAPC or the local government may not be consistent with the purposes of the rural zone stated in clause 12(e) of the GBRs.

10 Development for a new poultry farm or for any extension or addition in excess of 100 m<sup>2</sup> to the improvements of an existing poultry farm.

11 Development of the following kinds near the coast—

- (a) Development for residential (including short-stay residential), car parking, retail, office or hotel purposes, or any combination of these uses, exceeding five storeys or 21 metres in height (or both) on land within 300 metres of the horizontal setback datum of the coast as defined in state planning policy 2.6 State coastal planning policy, OR
- (b) Where a height of eight storeys or more is permissible under the local planning scheme, development for residential (including short-stay residential), car parking, retail, office or hotel purposes, or any combination of these uses, exceeding eight storeys or 32 metres in height (or both) on land within 300 metres of the horizontal setback datum of the coast as defined in state planning policy 2.6 State coastal planning policy.

## SCHEDULE 2

### Requirements for referral to advice agencies and forwarding to the WAPC

1 Under clause 36 of the GBRs, an application for planning approval is to be submitted to the local government, which shall forward it to the WAPC within seven days and make recommendations to the WAPC within 42 days (or such longer period as the WAPC allows) except where the local government exercises the powers and follows the procedures provided by an instrument of delegation made by the WAPC under section 16 of the *Planning and Development Act 2005*.

2 An application for development in or abutting a primary regional roads reservation shall be referred within seven days to Main Roads Western Australia for advice and recommendation before being considered by the local government.

3 An application for development in or abutting an other regional roads reservation shall be referred within seven days to the Department for Planning and Infrastructure for advice and recommendation before being considered by the local government.

4 An application for development abutting reserved land, other than land reserved for regional open space or for regional roads, shall be referred within seven days to the public authority responsible for that reserved land.

5 An application for development in the water catchment special control area (SCA No 1) shall be referred within seven days to the Department of Water and/or the Water Corporation for advice and recommendation before being considered by the local government.

6 An application for development in, adjacent to or in close proximity to the strategic agricultural resource policy area shall be referred within seven days to the Department of Agriculture and Food for advice and recommendation before being considered by the local government.

7 An application for development in, adjacent to or in close proximity to the strategic minerals and basic raw materials resource policy area shall be referred within seven days to the Department of Industry and Resources for advice and recommendation before being considered by the local government.

8 Where an application is referred to an advice agency for advice and recommendation the agency is to be advised that if no advice or recommendation has been received within thirty days of receipt of the application by the advice agency the application may be determined on the available information; and the WAPC, or a local government acting under delegated power, may determine the application on that basis.

9 Following referral for advice and recommendation, an application which is to be determined by the WAPC shall be forwarded as soon as practicable to the WAPC together with the advice and recommendations provided by all advice agencies consulted and the advice and recommendation of the local government.

10 Where the recommendation provided by an advice agency specified above is not acceptable to the local government, the application, together with the recommendations provided by all advice agencies consulted and the reasons why the recommendation is not acceptable to the local government, shall be forwarded immediately to the WAPC for determination.

## SCHEDULE 3

### Definitions

In this notice of resolution, words have the meanings given to them in the Act and the GBRs.

Unless the context otherwise requires—

- ‘Abutting’ reserved land means the zoned land shares a common boundary with reserved land.
- ‘Access’ means entry or exit (or both) from either a road or abutting development by a vehicle.
- ‘Advice agency’ means a department, public authority or body which is requested to provide advice and recommendations on applications for planning approval under the GBRs as an agency responsible for reserved land or to which local governments refer applications under the terms of schedule 3.
- ‘Forward to the WAPC’ and similar expressions mean convey by mail, by hand or electronically to the Bunbury office of the Department for Planning and Infrastructure.

'Net lettable area' means the area of all floors within the internal finished surfaces of permanent walls but excludes the following areas—

- (a) all stairs, toilets, cleaner's cupboards, lift shafts and motor rooms, tea rooms and plant rooms and other service areas;
- (b) lobbies between lifts facing other lifts servicing the same floor;
- (c) areas set aside for the provision of facilities or services to the floor or building;
- (d) areas set aside for the provision of facilities or services to the floor or building where such facilities are not for the exclusive use of occupiers of the floor or building.

'Not acceptable' means that the local government wishes the application to be determined in a manner that is inconsistent with the advice and/or recommendation received from the advice agency which the local government was required to consult.

'Planning approval' means the planning approval of the WAPC as required under the GBRS and this resolution, whether granted by the WAPC or by delegates of the WAPC including committees, officers, local governments and members and officers of local governments.

'Proximity' and 'in close proximity' mean that the development is, in the opinion of the WAPC or local government, sufficiently close to a policy area for the effects of activities in the policy area (such as noise, odour, spray drift or dust) to be likely to have an adverse effect on the proposed use, and/or for the effects of the development to be likely to have an adverse effect on uses in the policy area.

'Shopping purposes' means use for any of the purposes defined in Appendix 4 of the proposed *Metropolitan Centres Policy Statement for the Perth Metropolitan Region* (WAPC) but excluding hotels, taverns, night clubs, and function and reception centres.

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PI402\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**INSTRUMENT OF DELEGATION**

Notice of delegation to local governments of functions of the Western Australian Planning Commission relating to the determination of applications for planning approval under the Greater Bunbury Region Scheme.

**Preamble**

Under clause 24 of the Greater Bunbury Region Scheme (GBRS) development on reserved land requires planning approval.

Development on zoned land requires planning approval if it is of a kind or class set out in a resolution of the Western Australian Planning Commission (WAPC) under clause 27 of the GBRS.

Parts 7 and 8 of the GBRS sets out the requirements, procedures and functions of the WAPC in relation to the determination of applications for planning approval.

Under section 16 of the *Planning and Development Act 2005* (Act) the WAPC may, by resolution published in the Gazette, delegate any function to a local government, a committee established under the *Local Government Act 1995* or an employee of a local government.

**Resolution under s 16 of the Act (delegations)**

THE WAPC BY RESOLUTION MADE ON 18 DECEMBER 2007 pursuant to section 16 of the Act DELEGATES to local governments and to members and officers of those local governments, within their respective districts, the functions of the WAPC relating to the determination, in accordance with Parts 7 and 8 of the GBRS, of applications for approval to commence and carry out development specified in schedule 1 and development of a kind or class set out in a resolution of the WAPC under clause 27 of the GBRS and specified in schedule 2, subject to the terms set out in schedule 3 and the definitions listed in schedule 4.

**SCHEDULE 1**

Development on reserved land delegated to local governments

- 1 Development on land in a regional road reservation where the local government accepts the advice and/or recommendation of the advice agency.
- 2 Development of private jetties and associated facilities located in an artificial waterway in the waterways reservation.

**SCHEDULE 2**

Development on zoned land delegated to local governments

- 1 On land abutting regional open space reservations, development which requires planning approval under the GBRS and for which the local government decides to refuse approval under the GBRS.
- 2 On land abutting a primary regional roads reservation, development which requires planning approval under the GBRS and which is of one or more of the following kinds—
  - (a) Development where the local government accepts the advice and/or recommendation of Main Roads Western Australia.
  - (b) Development for which the local government decides to refuse approval under the GBRS.
- 3 On land abutting an other regional roads reservation, development which requires planning approval under the GBRS and which is of one or more of the following kinds—
  - (a) Development where the local government accepts the advice and/or recommendation of the Department for Planning and Infrastructure.
  - (b) Development which—
    - (i) complies with an approved access policy pertaining to other regional roads reservations submitted by the local government and endorsed by the WAPC, and
    - (ii) is approved subject to conditions requiring compliance with that policy.
  - (c) Development for which the local government decides to refuse approval under the GBRS.
- 4 On land abutting a public purposes, railways, state forests or waterways reservation, development of one or more of the following kinds—
  - (a) Development where the local government accepts the advice and/or recommendation of the public authority responsible for that reserved land.
  - (b) Development for which the local government decides to refuse approval under the GBRS.
- 5 On land in the water catchments special control area (SCA No 1), development which requires planning approval under the GBRS and which is of one or more of the following kinds—
  - (a) Development where the local government accepts the advice and/or recommendation of the Department of Water and/or the Water Corporation, as the case may be.
  - (b) Development for which the local government decides to refuse approval under the GBRS.
- 6 Development of one or more of the following kinds which is on land in, adjacent to or in close proximity to the strategic agricultural resource policy area and which requires planning approval under the GBRS—
  - (a) Development where the local government accepts the advice and/or recommendation of the Department of Agriculture and Food.
  - (b) Development for which the local government decides to refuse approval under the GBRS.

7 Development of one or more of the following kinds which is on land in, adjacent to or in close proximity to the strategic minerals and basic raw materials resource policy area and which requires planning approval under the GBRs—

- (a) Development where the local government accepts the advice and/or recommendation of the Department of Industry and Resources.
- (b) Development for which the local government decides to refuse approval under the GBRs.

8 Development of the following kinds which is for shopping purposes and which requires planning approval under the GBRs—

- (a) Development which—
  - (i) is consistent with an approved centre plan, local commercial strategy or local planning strategy endorsed by the WAPC, and
  - (ii) is approved subject to conditions requiring compliance with that plan or strategy.
- (b) Development for which the local government decides to refuse approval under the GBRs.

9 Development in the rural zone, other than for a poultry farm, which requires planning approval under the GBRs and for which the local government decides to refuse approval under the GBRs.

10 Development for a new poultry farm or for any extension or addition in excess of 100 m<sup>2</sup> to the improvements of an existing poultry farm, for which the local government decides to refuse approval under the GBRs.

### SCHEDULE 3

Terms of delegations to determine development on reserved and zoned land

1 Under clause 36 of the GBRs, an application for planning approval is to be submitted to the local government, which, if the application is to be determined by the WAPC, shall forward it to the WAPC in seven days and make recommendations to the WAPC within 42 days, or such longer period as the WAPC allows.

2 An application for development in or abutting a primary regional roads reservation shall be referred within seven days to Main Roads Western Australia for advice and recommendation before being considered by the local government.

3 An application for development in or abutting an other regional roads reservation shall be referred within seven days to the Department for Planning and Infrastructure for advice and recommendation before being considered by the local government.

4 An application for development abutting a public purposes, railways, state forests or waterways reservation shall be referred within seven days to the public authority responsible for that reserved land for advice and recommendation before being considered by the local government.

5 An application for development within the water catchments special control area (SCA No 1) shall be referred within seven days to the Department of Water and/or the Water Corporation for advice and recommendation before being considered by the local government.

6 An application for development within, adjacent to or in close proximity to the strategic agricultural resource policy area shall be referred within seven days to the Department of Agriculture and Food for advice and recommendation before being considered by the local government.

7 An application for development in, adjacent to or in close proximity to the strategic minerals and basic raw materials resource policy area shall be referred within seven days to the Department of Industry and Resources for advice and recommendation before being considered by the local government.

8 Where an application is referred to an advice agency for advice and recommendation the agency is to be advised that if no advice or recommendation has been received within thirty days of receipt of the application by the advice agency the application may be determined on the available information; and the WAPC, or a local government acting under delegated power, may determine the application on that basis.

9 Following referral for advice and recommendation, an application which is to be determined by the WAPC shall be forwarded as soon as practicable to the WAPC with the advice and recommendations provided by all the advice agencies consulted together with the advice and recommendation of the local government.

10 Where the recommendation provided by an advice agency specified above is not acceptable to the local government, the application, together with the recommendations provided by all advice agencies consulted and the reasons why the recommendation is not acceptable to the local government, shall be forwarded immediately to the WAPC for determination.

11 Each local government shall report to the WAPC, in the form and manner required by the WAPC, all decisions made under this instrument of delegation.

12 The powers delegated to members and officers of a local government may only be exercised by a member or officer who has been delegated power from the local government to consider and determine applications for approval to commence and carry out development in the local government district under the local planning scheme.

### SCHEDULE 4

#### Definitions

In this instrument of delegation, words have the meanings given to them in the Act and the GBRs.

Unless the context otherwise requires—

‘Abutting’ reserved land means the zoned land shares a common boundary with reserved land.

‘Access’ means entry or exit (or both) from either a road or abutting development by a vehicle.

‘Advice agency’ means a department, public authority or body which is requested to provide advice and recommendations on applications for planning approval under the GBRs as an

agency responsible for reserved land or to which local governments refer applications under the terms of schedule 3.

'Centre plan', 'local commercial strategy' and 'local planning strategy', for the purposes of paragraph 8(a) of schedule 2, mean a strategic planning document, submitted to and endorsed by the WAPC, specifying the planned future character and scale of the commercial centre or shopping centre where development is proposed, with limits for such components as uses, floorspace, lettable area, etc.

'Forward to the WAPC' and similar expressions mean convey by mail, by hand or electronically to the Bunbury office of the Department for Planning and Infrastructure.

'Not acceptable' means that the local government wishes the application to be determined in a manner that is inconsistent with the advice and/or recommendation received from the advice agency which the local government was required to consult.

'Planning approval' and 'planning approval under the GBRs' mean the planning approval of the WAPC as required under the GBRs and by resolution of the WAPC under clause 27 of the GBRs, whether granted by the WAPC or by delegates of the WAPC including committees, officers, local governments and members and officers of local governments.

'Proximity' and 'in close proximity' mean that the development is, in the opinion of the WAPC or local government, sufficiently close to a policy area for the effects of activities in the policy area (such as noise, odour, spray drift or dust) to be likely to have an adverse effect on the proposed use, and/or for the effects of the development to be likely to have an adverse effect on uses in the policy area.

'Shopping purposes' means use for any of the purposes defined in Appendix 4 of the proposed *Metropolitan Centres Policy Statement for the Perth Metropolitan Region* (WAPC) but excluding hotels, taverns, night clubs, and function and reception centres.

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In the Kemerton industrial zone buffer (SCA No 2)			-	-
In the Glen Iris service corridor buffer (SCA No 3)			-	-
In/near the strategic agricultural resource policy area			6	6
In/near the strategic minerals/raw materials policy area			7	7
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PI403\*

**PLANNING AND DEVELOPMENT ACT 2005****INSTRUMENT OF DELEGATION**

Notice of delegation to the South West region planning committee and officers of the Department for Planning and Infrastructure of certain functions of the Western Australian Planning Commission relating to the administration of the Greater Bunbury Region Scheme.

**Preamble**

Under clause 24 of the Greater Bunbury Region Scheme (GBRS) development on reserved land requires planning approval.

Development on zoned land requires planning approval if it is of a kind or class set out in a resolution of the Western Australian Planning Commission (WAPC) under clause 27 of the GBRS.

Under section 16 of the *Planning and Development Act 2005* (Act) the WAPC may, by resolution published in the Gazette, delegate any function to a committee established under Schedule 2 of the Act and an officer of a public authority.

**Resolution under s 16 of the Act (delegations)**

THE WAPC BY RESOLUTION MADE ON 18 DECEMBER 2007 pursuant to section 16 of the Act DELEGATES its functions with respect to matters within the scheme area of the GBRS as set out in schedule 1 to the South West region planning committee, a committee established by the WAPC under schedule 2 of the Act, and the functions set out in schedules 2 and 4 to the officers listed in schedules 3 and 5 respectively.

In accordance with section 16(4) of the Act, a reference in this instrument to a function or a power of the WAPC includes and extends to, without limitation or restriction, any of the powers, privileges, authorities, discretions, duties and responsibilities vested in or conferred upon the WAPC by the Act or any other written law as the case requires.

**SCHEDULE 1**

Functions delegated to the South West region planning committee  
established by the WAPC under schedule 2 of the Act.

- 1 The functions of the WAPC set out in the GBRS but not including clauses 25(g), 49 and 50(1).
- 2 Power to do all things that are necessary for the purpose of carrying out Part 4 and Part 6 of the Act.
- 3 Power to advise the Minister for Planning and Infrastructure on any application for review or matter arising therefrom pursuant to Part 14 of the Act.
- 4 All functions of the WAPC as set out in sections 14(f), (i), (j) and (l), 126, 214, 215, 216 and 217 of the Act.
- 5 Power to defend and otherwise deal with applications for review lodged with the State Administrative Tribunal and to appeal, defend, respond and otherwise deal with any matter that may be appealed to the Supreme Court on a question of law.
- 6 In relation to an instrument of delegation to local governments, to prescribe the form and manner (if any) in which local governments are to report delegated decisions to the WAPC.

**SCHEDULE 2**

Functions delegated to the officers of the Department for  
Planning and Infrastructure listed in schedule 3

- 1 Power to determine applications for approval to commence and carry out development submitted or referred to the WAPC pursuant to the provisions of the GBRS but only where—
  - (a) the determination is not significantly at variance with the recommendations made by the local government;
  - (b) no response has been received from the local government within the period prescribed in clause 36(3) of the GBRS; or
  - (c) the application is refused.
- 2 Power to defend, respond, appeal and otherwise deal with legal proceedings.
- 3 Power to approve detailed plans requiring the subsequent approval of the WAPC as a condition of development approval pursuant to the provisions of the GBRS and power to confirm that conditions imposed by the WAPC on a development approval pursuant to the provisions of the GBRS have been complied with.
- 4 Power to determine whether or not proposals and the ongoing implementation of the GBRS comply with the conditions (if any) applied pursuant to section 48F and 48J of the Environmental Protection Act 1986.
- 5 In relation to a resolution of the WAPC made under clause 27 of the GBRS, power to determine whether or not applications to commence and carry out development are of state or regional significance, or in the public interest.
- 6 In relation to a resolution of the WAPC made under clause 27 of the GBRS, power to determine whether or not a proposed development requires planning approval for the following reasons—
  - (i) development which abuts and has access to a regional road reservation has the potential to significantly increase traffic;

- (ii) development in a special control area may conflict with the purposes of the special control area;
  - (iii) development in, adjacent to or in close proximity to a policy area is potentially incompatible with the intended activities in the policy area or would be adversely affected by, or would adversely affect, those activities;
  - (iv) development is sufficiently close to a policy area for the effects of activities in the policy area to be likely to adversely affect the proposed use and/or for the effects of the development to be likely to adversely affect uses in the policy area.
  - (v) development in the rural zone may not be consistent with the purposes of the rural zone.
- 7 Power to extend the period during which a local government is required to forward its recommendations to the WAPC under clause 36 of the GBRS.

#### SCHEDULE 3

Officers of the Department for Planning and Infrastructure  
exercising the functions set out in schedule 2

The delegations set out in schedule 2 apply to the officers of the Department for Planning and Infrastructure for the time being exercising the duties of the following offices—

- (i) Executive Director, Statutory Planning 20050095
- (ii) Director, South West Planning 20020142
- (iii) Team Leader, Statutory Planning, South West Planning 20020143
- (iv) Senior Project Planner, Greater Bunbury Region Scheme 20020389

#### SCHEDULE 4

Functions delegated to the officers of the Department for  
Planning and Infrastructure listed in schedule 5

Power to issue certificates under clause 53 of the GBRS.

#### SCHEDULE 5

Officers of the Department for Planning and Infrastructure  
exercising the functions set out in schedule 4

The delegations set out in schedule 4 apply to the officers of the Department for Planning and Infrastructure for the time being exercising the duties of the following offices—

- (i) Manager, Spatial Information
- (ii) Coordinator Statutory Mapping, Mapping and Geospatial Data

MOSHE GILOVITZ, Secretary,  
Western Australian Planning Commission.

#### PI404\*

**PLANNING AND DEVELOPMENT ACT 2005**  
APPROVED TOWN PLANNING SCHEME AMENDMENT  
*Shire of Murray*  
Town Planning Scheme No.4—Amendment No. 211

Ref: 853/6/16/7 Pt 21

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning and Infrastructure approved the Shire of Murray local planning scheme amendment on 8 November 2007 for the purpose of introducing a new Part 3.3A to read as follows—

#### 3.3A Unauthorised existing Developments

- 3.3A.1 The local government may grant planning approval to a use or development already commenced or carried out regardless of when it was commenced or carried out, if the development confirms to the provisions of the Scheme.
- 3.3A.2 Development which was unlawfully commenced is not rendered lawful by the occurrence of any subsequent event except the granting of planning approval, and the continuation of the development unlawfully commenced is to be taken to be lawful upon the grant of planning approval.

- Note: 1. Applications for approval to an existing development are made under Part III (Clause 3.2).
2. The approval by the local government of an existing development does not affect the power of the local government to take appropriate action for a breach of the Scheme or the Act in respect of the commencement or carrying out of development without planning approval.

N. H. NANCARROW, Shire President.  
D. UNSWORTH, Chief Executive Officer.

## PI405\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT**  
*Shire of Murray*

Town Planning Scheme No. 4—Amendment No. 225

Ref: 853/6/16/7 Pt 225

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning and Infrastructure approved the Shire of Murray local planning scheme amendment on 18 December 2007 for the purpose of—

1. Amending the Scheme Maps by rezoning Lots 1, 2 & 3 James Street, Lots 73 & 74 Forrest Street and Lots 79, 80 & 50 Murray Street, Pinjarra from 'Residential' to 'Town Centre'.
2. Amending the Scheme Maps by recoding the maps from 'R25' to 'R40' for Lots 1, 2 & 3 James Street, Lots 73 & 74 Forrest Street and Lots 78, 79, 80 & 50 Murray Street, Pinjarra
3. Modifying Table No. 1—Zoning Table of the Scheme Text by making 'Grouped Dwelling' an 'AA; use within the 'Town Centre' zone and adding 'Multiple Dwelling' as a 'SA' use within the Town Centre zone.
4. Inserting in alphabetical order the following into Appendix 1—Interpretations of the Scheme Text—

**Grouped Dwelling**—means a dwelling that is one of a group of two or more dwellings on the same lot, such that no dwelling is placed wholly or partly vertically above another, except where special conditions of landscape or topography dictate otherwise.

**Multiple Dwelling**—Means a dwelling or more than one dwelling on a lot where any part of a dwelling is vertically above part of any other, but does not include a Grouped Dwelling.

N. H. NANCARROW, Shire President.  
D. UNSWORTH, Chief Executive Officer.

## PI407\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Geraldton-Greenough*

Town Planning Scheme No. 3—Amendment No. 40

Ref: 853/3/2/7 Pt 40

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning and Infrastructure approved the City of Geraldton-Greenough local planning scheme amendment on 8 January 2008 for the purpose of—

1. Modifying Schedule 1: Interpretations to include the following, inserted within the current list according to alphabetical order—

**Holiday Home:** means a residential building used to provide accommodation for short-stay guests, rather than permanent residency, and excluding those uses more specifically defined elsewhere.

**Guesthouse:** means integrated premises for short stay guests comprising serviced accommodation units and on-site tourism facilities such as reception, centralised dining and management, and where occupation by any one person is limited to a maximum of three months in any 12-month period.

**Short Stay Accommodation and Tourism Development:** means a building or group of buildings forming a complex, designed for the accommodation of short-stay guests and which provides on-site facilities for the convenience of guests and for management of the development, where occupation by any person is limited to a maximum of three months in any 12-month period and excludes those uses more specifically defined elsewhere.

**Bed and Breakfast:** means a dwelling, used by a resident of the dwelling, to provide accommodation for persons away from their normal place of residence on a short-term commercial basis and includes the provision of breakfast.

2. Modifying the Additional Use No 17 allocated to Lot 807 Chapman Road, Beresford in Schedule 2: Additional Uses to replace 'Additional uses are those permitted in Table 1 City Centre zone' with 'Guesthouse, Holiday Home, Short-Stay Accommodation and Tourism Development use/s may be approved at the discretion of Council following public notice of the application in accordance with the provisions of Clause 7.2 of the Scheme'.

I. CARPENTER, Mayor.  
G. BRENNAN, Chief Executive Officer.

**PI406\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED TOWN PLANNING SCHEME AMENDMENT**  
*Shire of Murray*  
 Town Planning Scheme No. 4—Amendment No. 221

Ref: 853/6/16/7 Pt 221

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning and Infrastructure approved the Shire of Murray local planning scheme amendment on 18 December 2007 for the purpose of deleting the following special Provision 3 of Schedule 3—Canal Development Zone of the Scheme Text applicable to “Murray Waters” Canal Estate bounded by Pelican Road, South Yunderup Road and Willow Gardens, South Yunderup and renumbering the remaining ‘permitted uses’ and ‘development control provisions’ accordingly—

Permitted Uses	Development Control Provisions
3. Private Recreation	Restricted to Lot 26, for the use of owners of Lots 1—17 for the storage, launching and mooring of boats in accordance with the agreement between owners.

N. H. NANCARROW, Shire President.  
 D. UNSWORTH, Chief Executive Officer.

**PI408\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*City of Bayswater*  
 Town Planning Scheme No. 24—Amendment No. 18

Ref: 853/2/14/29 Pt 18

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning and Infrastructure approved the City of Bayswater local planning scheme amendment on 14 January 2008 for the purpose of—

- Adding Lot 132, No. 154 Wellington Road, Dianella to ‘Appendix 2—Schedule of Additional Uses’ as follows—

No.	Description of Land	Additional Uses	Conditions
1	Lot 132, No. 154 Wellington Road, Dianella	(1) Medical Centre (2) Office	

- Including in the legend a provision for depicting Additional Uses.
- Depicting on the Scheme Map each site the subject of Additional Use provisions, as per the item in Appendix 2.

L. MAGRO, Mayor.  
 M. J. CAROSELLA, Chief Executive Officer.

**PI409\***

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Halls Creek*  
 Town Planning Scheme No. 1—Amendment No. 10

Ref: 853/7/3/2 Pt 10

It is hereby notified for public information, in accordance with section 87 of the *Planning and Development Act 2005* that the Minister for Planning and Infrastructure approved the Shire of Halls Creek local planning scheme amendment on 3 December 2007 for the purpose of—

- Reclassifying a portion of Lot 9000 on Deposited Plan 53861 (Bridge Street) from a Public Purposes Reserve—Aerodrome to the Industrial zone.
- Rezoning a portion of Lot 75 Great Northern Highway from the Rural//Pastoral Zone to the Industrial zone.
- Amending the Scheme maps accordingly.

L. CRAIG, Shire President.  
 W. OLSEN, Chief Executive Officer.

## PI410\*

**PLANNING AND DEVELOPMENT ACT 2005**  
**APPROVED LOCAL PLANNING SCHEME AMENDMENT**  
*Shire of Dardanup*

Town Planning Scheme No. 3—Amendment No. 141

Ref: 853/6/9/6 Pt141

It is hereby notified for public information, in accordance with Section 87 of the *Planning and Development Act 2005* that the Minister for Planning and Infrastructure approved the Shire of Dardanup local planning scheme amendment No. 141 on 14 January 2008 for the purpose of—

1. Rezone Lot 2 Harris Road, Picton East from 'General Farming' to 'Restrictive Use—Dry Industry' and amending the Scheme maps accordingly.
2. Inserting into Appendix V "Restricted Use Zone" the following Dry Industry land use and development controls applicable to Lot 2 Harris Road, Picton East as follows—

	No.	Street	Particulars of Land	Only Use Permitted
10	10	Harris Road	Lot 2 on Diagram 50434	<p>Timber Sales and Storage—subject to the provisions of the 'Light Industry' zone and the following additional development requirements.</p> <ol style="list-style-type: none"> <li>1) The use of asbestos, metal sheeting or wooden pickets as boundary fencing shall not be permitted.</li> <li>2) Applications for Planning Consent are to demonstrate that there will be no adverse impacts in terms of dust, noise or odour, on the residential premises in the immediate locality and that there will be no increase in the stormwater drainage discharge from the site as a result of the development of the site.</li> <li>3) A minimum 20m wide vegetated buffer to be established on the eastern boundary adjacent to the widened areas of the proposed Outer Bunbury Ring Road.</li> <li>4) The developer is required to undertake a traffic management plan and to contribute to the upgrading of Harris Road and also the upgrading of the Harris Road and Martin Pelusey Road intersection at the time of development.</li> </ol>

B. G. DAY, President.  
M. L. CHESTER, Chief Executive Officer.

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## WATER/SEWERAGE

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## WA401\*

**WATER AGENCIES (POWERS) ACT 1984**  
**WASTEWATER TREATMENT IMPROVEMENTS**  
**BUNBURY WASTEWATER TREATMENT PLANT: SHIRE OF CAPEL**

Authorisation to Upgrade the Wastewater Treatment Plant

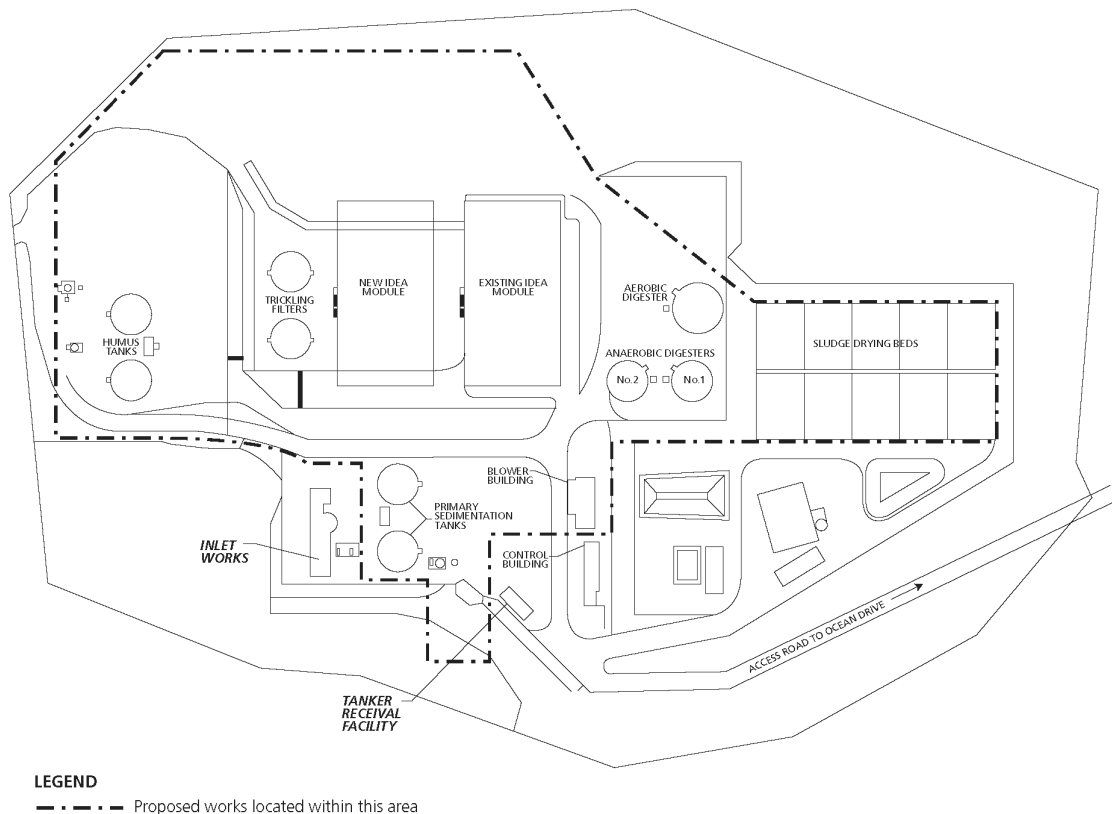
In accordance with the provisions of the Water Agencies (Powers) Act 1984, the Minister for Water Resources has authorised the Water Corporation to perform the following works at Bunbury Wastewater Treatment Plant (WWTP);

- Construct a new Intermittent Decant Extended Aeration (IDEA) module
- Upgrade Anaerobic Digesters to aerobic sludge treatment
- Demolish Trickling Filters infrastructure that is no longer required
- Decommission Sludge Drying Beds

The location of the proposed works is the existing Bunbury Wastewater Treatment Plant site off Ocean Drive in the Shire of Capel.



The works will increase the capacity of the Treatment Plant to 15ML/day to accommodate current and future growth and will improve sludge treatment.




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## DECEASED ESTATES

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ZX401

### TRUSTEES ACT 1962

#### DECEASED ESTATES

##### Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the Estates of the undermentioned deceased persons, are required by Perpetual Trustees WA Ltd. Level 12, 123 Pitt Street, Sydney NSW, to send particulars of such claims to the Company by the undermentioned date, after which date the said company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following estates expire one month after the date of publication hereof.

#### **Estate late Charles Walter Michael Court**

Late of Wearne Hostel, 1 Gibney Street, Cottesloe, Statesman

Died: 22/12//2007

#### **Estate late Ina Violet Moore**

Late of Sarah Hardy House, 222 Cammillo Road, Kelmscott, Widow

Died: 06/12/2007

#### **Estate late Gerda Rosa Milbergs**

Late of 1/172 Birkett Street, Dianella, Retired Pay Clerk

Died: 25/11/2007

STEPHEN JOHN MAXWELL, Senior Estate Manager.  
 Direct Phone (02) 9229 3419

**ZX402****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act 1962*, relates) in respect of the estates of the undermentioned deceased persons, are required to send particulars of their claim to Plan B Trustees Limited of Level 28, 152-168 St George's Terrace, Perth on or before the expiration of one month from the date of publication of this notice after which date the Company may convey or distribute the assets, having regard only to the claims of which it then has notice—

Smithson, Kathleen Mary of Unit 10 Village Life, 10 Barnesby Drive, Albany, Widow, died on 9 November 2007.

Howie, Douglas Brian of 6 Morrell Way, Lesmurdie, Retired Aluminium Fabricator, died on 29 December 2007.

Chandler, Edith Dorothy, otherwise known as Dorothy Edith of 169 Curtin Avenue, Cottesloe, Widow, died on 5 December 2007.

Dated: 23 January 2008.

MICHAEL SATIE, Manager Estate and Trust Administration.

**ZX403\*****TRUSTEES ACT 1962****DECEASED ESTATES**

## Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the *Trustees Act*, relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 24 February 2008 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Cargill, Violet Florence, late of 803 Canning Highway Applecross, died 25.11.2007 (DE19952645EM23)

Delbridge, Essie Pearl Rose, late of St David's Retirement Centre, 17-19 Lawley Crescent Mount Lawley, died 7.12.2007(DE19690647EM16)

Glanney, Mary Bridget, late of 22E Casserley Avenue, Girrawheen, died 16.09.2007 (DE33019608EM12)

Jones, Ann Watson, late of Craigwood Green Nursing Home, 29 Gardiner Street, Como, died 23.08.2007 (DE33044992EM26)

Knight, John Douglas, late of Hellenic Community Aged Care, 2 Hellenic Drive Dianella, died 28.11.2007 (DE19742466EM13)

Lucey, Frank, late of Unit 23/12 Tenth Avenue Maylands, died 25.11.2007 (DE33040912EM23)

Mansbridge, May Joy, late of Valencia Nursing Home 24 Valencia Road Carmel, died 8.10.2007 (DE33037981EM36)

Marley, Mollie, late of 27 Ogden Street Collie, died 7.05.2001 (DE19820728EM22)

Mills, Norman Keith Henry, late of 168 Morrison Road, Midvale, died 12.12.2007 (DE19772064EM35)

Mounteney, Roy, late of 75 Clancy Street Boulder, died 7.11.2007 (DE19842093EM27)

Newman, Dorothy Joan, late of Carrington Nursing Home, 27 Ivermey Road Hamilton Hill, died 10.05.2007 (DE19590174EM16)

Norman, Edith, late of The Oaks Facility, 2-10 Oakwood Crescent Waikiki, died 14.12.2007 (DE19652826EM27)

Parson, Johannes, late of 23 Edale Way, Westminster, died 29.11.2007 (DE19903959EM12)

Teng, Xiao Fei, late of 4 Shalvey Close Duncraig, died 15.12.2007 (DE20011727EM214)

Waters, Patricia Mary, late of 84 West Coast Drive, Sorrento, died 4.12.2007 (DE19700079EM38)

Weatherhead, Ivy Clorene, late of Glenn- Craig Nursing Home Beaufort Road Albany, died 25.12.2007 (DE20010078EM15)

Winsor, Betty Kathleen, late of Howard Solomon Nursing Home, 91 Hybanthus Road, Ferndale, died 11.12.2007 (DE19711772EM22)

JOHN SKINNER, Public Trustee,  
Public Trust Office,  
565 Hay Street,  
Perth WA 6000.  
Telephone: 9222 6777

ZX404

**PUBLIC TRUSTEE ACT 1941**  
ADMINISTERING OF ESTATES

Notice is hereby given that pursuant to Section 14 of the *Public Trustee Act 1941* and amendments the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth the 25th day of January 2008.

JOHN SKINNER, Public Trustee,  
565 Hay Street, Perth WA 6000.

\_\_\_\_\_  
Name of Deceased; Address; Date of Death; Date Election Filed.

Woodthorpe, Barbara Mary (DE33050700EM37); Doubleview; 12 August 2006; 17 January 2008.

Greenough, Frank Raymond (DE33054147EM113); Fremantle, 10 September 2006; 22 January 2008.

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WESTERN AUSTRALIA

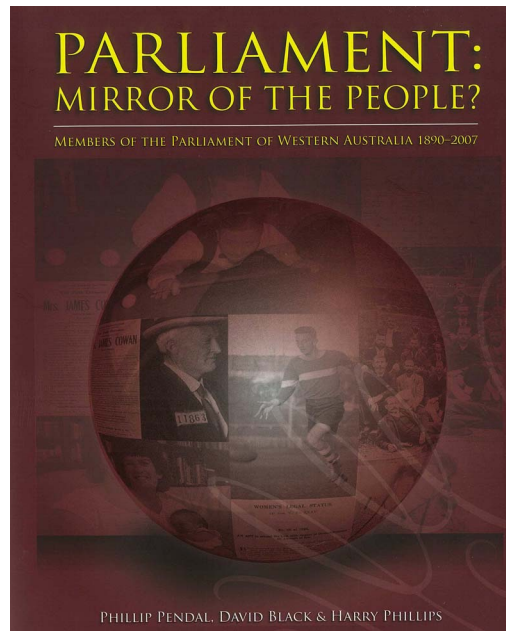
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