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In all cases notices are published on page 2 and readers are urged to check accordingly prior to contacting State Law Publisher.

JOHN A. STRIJK,
Government Printer.

FISHERIES

FI401***FISH RESOURCES MANAGEMENT ACT 1994**
PROHIBITION ON FISHING FOR PINK SNAPPER
(SHARK BAY EASTERN GULF) ORDER 1998

Order No. 6 of 1998

FD 1125/97 [223]

Made by the Minister under section 43.

Citation

1. This order may be cited as the *Prohibition on Fishing For Pink Snapper (Shark Bay Eastern Gulf) Order 1998*.

Interpretation

2. In this order—

“pink snapper” has the meaning provided for in the *Fish Resources Management Regulations 1995*; and

“waters of the Shark Bay eastern gulf” has the meaning provided for in regulation 30D of the *Fish Resources Management Regulations 1995*.

Prohibition on fishing for pink snapper

3. A person must not fish for pink snapper in the waters of the Shark Bay eastern gulf at any time during the period commencing on 9 June 1998 and ending on 8 June 2001.

Dated this 4th day of June, 1998.

MONTY HOUSE, Minister for Fisheries

FAIR TRADING

FT301*

Business Names Act 1962

**Business Names Amendment
Regulations 1998**

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Business Names Amendment Regulations 1998*.

2. Commencement

These regulations come into operation on 1 July 1998.

3. Third Schedule amended

The Third Schedule to the *Business Names Regulations 1962** is amended in item 1 by deleting “90” and inserting instead —

“ 93 ”.

[* Reprinted as at 9 June 1997.]

By Command of the Governor,

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

HEALTH

HE401***HEALTH ACT 1911**

Health Department of WA,
Perth, 31 May 1998.

The respective appointment of the following person as Environmental Health Officer has been approved by the Executive Director, Public Health in accordance with the provisions of section 28 of the *Health Act 1911*.

Environmental Health Officer	Date Effective	Local Government
Andrew James Hawthorne	14 May 1998 to 12 June 1998	City of South Perth

ROSE MANIACI, A/Administrative Assistant.

LAND ADMINISTRATION

LA101

CORRECTION
TOWN OF ALBANY
(ROAD DEDICATION)

Department of Land Administration,
Midland, 29 May 1998.

DOLA File Ref: 1459/1997.

On page 1423 of the *Government Gazette* dated 17 March 1998 in item 2B read—

“southeastern”

in lieu of—

“southwestern”

A. A. SKINNER, Chief Executive,
Department of Land Administration.

LA401*

LAND ADMINISTRATION ACT 1997
INSTRUMENT OF DELEGATION

I, Douglas James Shave, MLA, Minister for Lands, acting in accordance with section 9 of the Land Administration Act 1997, hereby delegate to the officers of the Department of Land Administration listed by position title in the following schedule, the powers and duties under those sections of the Land Administration Act 1997 listed in the schedule.

D. J. SHAVE, Minister for Lands.

MINISTERIAL POWERS DELEGATED—BY SECTION ORDER

Section	Position	Powers
26(2)	Chief Executive Officer	Naming and renaming land districts, townsites, topographical features, roads and reserves.
26(2)	Chairman, Geographic Names Committee	Naming and renaming land districts, townsites, topographical features, roads and reserves.
26(2)	Director, Service Delivery	Naming and renaming land districts, townsites, topographical features, roads and reserves.
26(2)	Manager, Geographic Services	Naming and renaming land districts, townsites, topographical features, roads and reserves.
26(2)	Manager, Geographic Information	Naming and renaming land districts, townsites, topographical features, roads and reserves.
26(2)	Supervisor, Geographic Information	Naming and renaming land districts, townsites, topographical features, roads and reserves.
26(2)	Cartographic Officer, Geographic Information Section	Naming and renaming land districts, townsites, topographical features, roads and reserves.
29	Checker/Signer, Crown Title Creation	Application to Registrar for creation and registration of CLT's, etc
29	Title Production Officer, Crown Title Creation Sub-section	Application to Registrar for creation and registration of CLT's, etc
29	Project and Liaison Officer, Crown Title Creation Sub-section	Application to Registrar for creation and registration of CLT's, etc
41	Senior Reserves Officer	Creations of Reserves (Processing Power Only)
46	Senior Reserves Officer	Issue of Management Orders and Dealings in Relation to such Orders (Processing Power Only)
48	Chief Executive Officer	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Decision Making Power)
48	Director, Service Delivery	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Decision Making Power)
48	Manager, Land Administration Services	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Decision Making Power)
48	Manager, Regional Operations	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Decision Making Power)
48	All Regional Managers	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Decision Making Power)
48	Manager, Land and Property Services	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Decision Making Power)
48	Manager, Acquisitions, Roads and Reserves	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Decision Making Power)
48	Manager, Sales Leasing and Securities	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Decision Making Power)
48	Senior Sales Officer	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Processing Power)
48	Senior Leasing Officer	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Processing Power)
48	Senior Securities Officer	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Processing Power)
48	Senior Reserves Officer	Grants of lease, licence or profit a prendre over unmanaged reserves for a different purpose (Processing Power)
50	Senior Reserves Officer	Revocation of Management Orders (Processing Power Only)
50(4)	Senior Reserves Officer	Approval of an Interest Continuing (Processing Power Only)
51	Senior Reserves Officer	Cancellation or Amendment of Reserves (Processing Power Only)
56(3)(a)	Senior Roads Officer	Granting Request for Dedication of Land Used as a Public Street (Processing Power Only)
59(4)(5)	Senior Roads Officer	Creating Mall Reserves over Roads and Crown Land and Conferring Powers to Lease (Processing Power Only)
59(4)(5)	Senior Reserves Officer	Creating Mall Reserves over Roads and Crown Land and Conferring Powers to Lease (Processing Power Only)
62(3)	Senior Roads Officer	Cancelling a Mall Reserve (Processing Power Only)
62(3)	Senior Reserves Officer	Cancelling a Mall Reserve (Processing Power Only)
64(1)	Senior Roads Officer	Declaring a Public Access Route (Processing Power Only)
64(1)	Senior Reserves Officer	Declaring a Public Access Route (Processing Power Only)
79	Senior Leasing Officer	Leasing (Processing Power Only)
79	Senior Securities Officer	Leasing (Processing Power Only)
80	Senior Leasing Officer	Granting Conditional Purchase Leases and transferring the fee simple (Processing Power Only)
80	Senior Securities Officer	Granting Conditional Purchase Leases and transferring the fee simple (Processing Power Only)
82	Senior Roads Officer	Revesting Fee Simple land
82	Senior Reserves Officer	Revesting Fee Simple land
87(2)	Senior Securities Officer	Determining a parcel of Crown land is suitable to amalgamation into adjoining land
87(2)	Senior Roads Officer	Determining a parcel of Crown land is suitable to amalgamation into adjoining land

LA402***LAND ADMINISTRATION ACT 1997****INSTRUMENT OF REVOCATION OF DELEGATION**

I, Douglas James Shave, MLA, Minister for Lands, acting in accordance with section 9 of the Land Administration Act 1997, hereby revoke the delegation formerly made to the officers of the Department of Land Administration listed by position title in the following schedule, of the powers and duties under those sections of the Land Administration Act 1997 listed in the schedule.

D. J. SHAVE, Minister for Lands.

DELEGATED MINISTERIAL POWERS TO BE REVOKED—BY SECTION ORDER

Section	Position	Powers
41	All Reserves Sub-Section Staff	Creations of reserves (Processing Power Only)
46	All Reserves Sub-Section Staff orders(Processing Power Only)	Issue of management orders, and dealings in relation to such
50	All Reserves Sub-Section Staff	Revocation of Management Orders (Processing PowerOnly)
50(4)	All Reserves Sub-Section Staff	Approval of an interest continuing (Processing Power Only)
51	All Reserves Sub-Section Staff	Cancellation or amendment of reserves (Processing Power)
56(3)(a)	All Acquisitions Roads and Reserves Section Staff	Granting request for dedication of land used as a public street (Processing Power)
59(4),(5)	All Acquisitions Roads and Reserves Section Staff	Creating Mall Reserves over Roads and Crown Land and Conferring Powers to lease (Processing Power)
62(3)	All Acquisitions Roads and Reserves Section Staff	Cancelling a Mall Reserve (Processing Power)
64(1)	All Acquisitions Roads and Reserves Section Staff	Declaring a public access route (Processing Power)

LOCAL GOVERNMENT**LG401****HEALTH ACT 1911***Shire of Moora***Sewerage Scheme Alteration Moora Townsite Drummond Street****Notice of Intention under section 57(2)**

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

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

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

J. N. WARNE, Chief Executive Officer.

LG402**BUSH FIRES ACT 1954****CITY OF ARMADALE**

Pursuant to the provisions of Section 38 of the Bush Fires Act 1954, notice is given that Council has made the following appointments for 1998/99—

Chief Bush Fire Control Officer and Fire Weather Officer—Mr M. Fancote

Deputy Chief Bush Fire Control Officer and Deputy Fire Weather Officer—Mr N. Plowman

Bush Fire Control Officers—

Mr L. Cotterell

Mr J. Kelliher

J. W. FLATOW, Chief Executive Officer.

LG403**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960***City of Armadale*

AUTHORISED OFFICER

It is hereby notified that Mr James Keliher has been appointed as poundkeeper and ranger pursuant to Part XX Section 449 of the Local Government (Miscellaneous Provisions) Act 1960.

J. W. FLATOW, Chief Executive Officer.

LG404

SHIRE OF EAST PILBARA

Application for Revestment of Land in the Crown

Notice of intent is hereby given that Council will make application to the Minister for Local Government in accordance with Section 6.74 of the Local Government Act 1995, to have the following land vested in the crown.

Name of Owner and all other Persons appearing to have an Interest in the Land	Description of Land Referred to, including Title References
Miles, George James Gallop Marden	Lot 50 Ironclad Street, Marble Bar Volume 464 Folio 51

The owner to whom this notice of intention is addressed may, within 30 days of the date of the notice, lodge an objection to the revestment.

P. A. ANNING, Chief Executive Officer,
Shire of East Pilbara, PO Box 231, Newman WA 6753.

LG405

SHIRE OF WONGAN-BALLIDU

Appointment of Authorised Officers and Registration Officers

It is hereby notified for public information that the following persons have been appointed as Authorised and Registered Officers by resolution of Council on 21 May 1998 to exercise powers pursuant to the legislation indicated—

Dog Act 1976—Authorised Officers—

Mr Malcolm Partington

Miss Jodie Barrett

Dog Act 1976—Registration Officers—

Mrs Sharon Watson

Miss Jodie Barrett

Bush Fires Act 1954—Issuing of Infringement Notices—Section 59 and 59A—

Miss Jodie Barrett

Mr David Hughes, Chief Bush Fire Control Officer

Local Government Act 1995—Authorised Persons Section 9.10—

Miss Jodie Barrett

These appointments are in addition to those previously made. The appointments of Mr Ken W. Arbuckle, Mr John A. Scotland and Miss Kylie R. Whyte in reference to the abovementioned or any other legislation are hereby cancelled.

FRANK J. PECZKA, Chief Executive Officer.

LG406**DOG ACT 1976**

SHIRE OF WYNDHAM-EAST KIMBERLEY

It is hereby notified for public information that pursuant to the Dog Act 1976, the following persons have been appointed as authorised Dog Registration Officers—

Sonya Foote

Denise Hansen

The appointment of the following persons is hereby cancelled—

Belinda Bogar
Esther Lampton

ANDREW HAMMOND, Chief Executive Officer.

PARLIAMENT

PA301*

VOCATIONAL EDUCATION AND TRAINING ACT 1996

DISALLOWANCE OF REGULATIONS

It is hereby notified for public information that the Legislative Council, by resolution passed on Thursday, May 21, 1998, has disallowed the following Regulations made under the *Vocational Education and Training Act 1996*—

Clauses 4 and 5 of the *Vocational Education and Training Amendment Regulations 1997* gazetted on November 7, 1997 and tabled in the Legislative Council on November 18, 1997.

Disallowance is effective on and from the date of resolution.

L. B. MARQUET, Clerk of the Parliaments.

June 3, 1998.

PLANNING

PD401*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT

METROPOLITAN REGION SCHEME (SECTION 33) AMENDMENT No. 987/33

NORTH WEST DISTRICTS OMNIBUS (No. 3)

OUTCOME OF SUBMISSIONS

The Western Australian Planning Commission has considered all the submissions received in respect of the amendment proposals for the 'North West Districts Omnibus (No. 3)' Amendment No. 987/33. This proposal was first published in the Government Gazette on 13 June 1997. The Commission has recommended that the amendment proposal be modified. The amendment (as modified) is shown on Western Australian Planning Commission plans 1.3618/2, 1.3619/1 and 1.3620.

Under section 33(2)(1) of the Metropolitan Region Town Planning Scheme Act, His Excellency the Governor in Executive Council on June 2 1998, further modified and approved the Amendment. The modification being, Proposal 11—the transfer of lots 132, 133, 134 & 135 Two Rocks Road, Yanchep from the Rural zone to the Parks and Recreation reservation—is deleted.

The Amendment will now be tabled in both Houses of Parliament, where it must remain for 12 sitting days. During this time either House may, by resolution, disallow the amendment. As soon as the amendment is no longer subject to disallowance it becomes legally effective in the Metropolitan Region Scheme.

Copies of the modified amendment and the accompanying *Report on Submissions* are available for public inspection from 11 June 1998 to 21 August 1998 at the following locations—

- | | |
|---|--|
| (a) Ministry for Planning
469 Wellington Street
PERTH | (c) J S Battye Library
Alexander Library Building
Cultural Centre
Francis Street
NORTHBRIDGE |
| (b) Council Offices of the municipalities of— | |
| <ul style="list-style-type: none"> • City of Perth • City of Fremantle • City of Stirling • City of Wanneroo • Town of Vincent | |

Copies of the *Report on Submissions* are available upon request from these display locations.

PETER MELBIN, Secretary, Western Australian
Planning Commission.

PD402***METROPOLITAN REGION TOWN PLANNING SCHEME ACT**

METROPOLITAN REGION SCHEME (SECTION 33) AMENDMENT No. 993/33

SOUTH EAST DISTRICTS OMNIBUS (No. 3)

OUTCOME OF SUBMISSIONS

The Western Australian Planning Commission has considered all the submissions received in respect of the amendment proposals for the 'South East Districts Omnibus (No. 3)' amendment No. 993/33. This proposal was first published in the Government Gazette on 24 October 1997. The Commission has recommended that the amendment proposal be modified. The amendment (as modified) is shown on Western Australian Planning Commission plans 1.3695/1, 1.3696/1 and 1.3697.

The amendment has been presented to and approved by the Governor in accordance with the requirements of the Metropolitan Region Town Planning Scheme Act. It will now be tabled in both Houses of Parliament, where it must remain for 12 sitting days. During this time either House may, by resolution, disallow the amendment. As soon as the amendment is no longer subject to disallowance it becomes legally effective in the Metropolitan Region Scheme.

Copies of the modified amendment and the accompanying *Report on Submissions* are available for public inspection from 11 June 1998 to 21 August 1998 at the following locations—

- | | |
|---|--|
| <ul style="list-style-type: none"> • Ministry for Planning
1st floor, Albert Facey House
469 Wellington Street
PERTH • J S Battye Library
Alexander Library Building
Francis Street
NORTHBRIDGE | Council Offices of the municipalities of— <ul style="list-style-type: none"> • City of Perth • City of Fremantle • City of Armadale • City of Belmont • City of Canning • City of Gosnells • City of South Perth • Town of Victoria Park • Shire of Kalamunda • Shire of Serpentine-Jarrahdale |
|---|--|

Copies of the *Report on Submissions* are available upon request from these display locations.

PETER MELBIN, Secretary, Western Australian Planning Commission.

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

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF BUNBURY

TOWN PLANNING SCHEME No. 6—AMENDMENT No. 206

Ref: 853/6/2/9 Pt 206

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 Bunbury Town Planning Scheme Amendment on 21 May, 1998 for the purpose of amending the Scheme Map by rezoning Lots 7 and 8 Harris Road, Picton from Rural to General Industry.

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

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

DISTRICT PLANNING SCHEME AVAILABLE FOR INSPECTION

CITY OF STIRLING

DISTRICT PLANNING SCHEME No. 2—AMENDMENT No. 214

Ref: 853/2/20/34 Pt 214

Notice is hereby given that the local government of the City of Stirling has prepared the abovementioned town planning scheme for the purpose of rezoning Lot 36, H.N. 133 Main Street (The Plaza), Osborne Park from "Medium Density Residential R40" to "Restricted Business".

Plans and documents setting out and explaining the town planning scheme have been deposited at Council Offices, Civic Place, Stirling and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 21 July, 1998.

Submissions on the town planning scheme may be made in writing on Form No 4 and lodged with the undersigned on or before 21 July, 1998.

M. J. WADSWORTH, Chief Executive Officer.

PD405*

TOWN PLANNING AND DEVELOPMENT ACT, 1928
TOWN PLANNING SCHEME AVAILABLE FOR INSPECTION
CITY OF STIRLING
DISTRICT PLANNING SCHEME No. 2—AMENDMENT No. 332

Ref: 853/2/20/34 Pt 332

Notice is hereby given that the local government of the City of Stirling has prepared the abovementioned town planning scheme for the purpose of rezoning Lot 491 (HN 171) Main Street, Osborne Park from "Residential R40" to "Restricted Business".

Plans and documents setting out and explaining the town planning scheme have been deposited at Council Offices, Civic Place, Stirling and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 21 July, 1998.

Submissions on the town planning scheme may be made in writing on Form No 4 and lodged with the undersigned on or before 21 July, 1998.

M. J. WADSWORTH, Chief Executive Officer.

PD406*

TOWN PLANNING AND DEVELOPMENT ACT, 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF WANNEROO
TOWN PLANNING SCHEME No. 1—AMENDMENT No. 766

Ref: 853/2/30/1 Pt 766

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 Wanneroo Town Planning Scheme Amendment on 28 May, 1998 for the purpose of rezoning Lot 10 Davallia Road, Duncraig from Commercial to Special Zone (Restricted Use) - Consulting Rooms, Educational Establishment, Health Centre, Health Studio, Laundrette, Medical Clinic, Office, Private Recreation, Public Amusement, Restaurant, Service Industry, Showroom, Veterinary Consulting Rooms, Video Library, Warehouse.

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

PD407*

TOWN PLANNING AND DEVELOPMENT ACT, 1928
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT
CITY OF WANNEROO
TOWN PLANNING SCHEME No. 1—AMENDMENT No. 811

Ref: 853/2/30/1 Pt 811

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 Wanneroo Town Planning Scheme Amendment on 28 May, 1998 for the purpose of recoding portion of Part Lot 38 Wanneroo Road, Hocking from Residential Development R40 to Residential Development R20.

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

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

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF WANNEROO

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 814

Ref: 853/2/30/1 Pt 814

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 Wanneroo Town Planning Scheme Amendment on 2 June, 1998 for the purpose of—

1. Modifying Clause 7.1 as follows—

Adding 'except as otherwise provided by this Clause' at the end of the first sentence.

2. Adding a new Clause 7.2 after Clause 7.1—

"7.2 Notwithstanding that a single house does not require the prior approval of the Council pursuant to the Scheme, any person who wishes to carry out development of a single house involving the exercise of discretion by the Council or who wishes to construct a single house in an area or manner where the provisions of a Structure Plan prepared and adopted under Part 10 of the Scheme or a Policy prepared and adopted under Clause 5.11 of the Scheme require, shall at the time of lodging an application for a building licence or earlier, apply in writing to Council, seeking Council's approval.

The Council may approve the application with or without conditions or may refuse to approve the application. The Council shall, before granting its approval involving the exercise of its discretion under the R Codes, satisfy itself that—

(a) the variation requested is on which the Council has the power to approve; and

(b) approval of that variation would not compromise the objectives of the R Codes."

3. Renumbering Clause 7.2 to 7.3 (a).

4. Adding the following after Clause 7.3 (a)

(b) Where the application for Council's approval consists solely of an application relating to a single house for the Council to exercise its discretion under the R Codes or where required by the provisions of a Structure Plan prepared and adopted under Part 10 of the Scheme or a policy prepared and adopted under Clause 5.11 of the Scheme, the application may be in the form of that required for a building licence application."

5. Renumbering Clauses 7.3 to 7.7 accordingly.

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

PD409***TOWN PLANNING AND DEVELOPMENT ACT, 1928**

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

CITY OF WANNEROO

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 818

Ref: 853/2/30/1 Pt 818

Notice is hereby given that the local government of the City of Wanneroo has prepared the abovementioned scheme amendment for the purpose of modifying Table 1 - Zoning Table to include the use class Veterinary Establishment as an AA use in lieu of an X use in the Commercial, General Industrial, Whitford Town Centre and Special Development A zones.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Boas Avenue, Joondalup and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 21 July, 1998.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before 21 July, 1998.

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

L. DELAHAUNTY, Chief Executive Officer.

PD410*

TOWN PLANNING AND DEVELOPMENT ACT, 1928

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

CITY OF WANNEROO

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 823

Ref: 853/2/30/1 Pt 823

Notice is hereby given that the local government of the City of Wanneroo has prepared the abovementioned scheme amendment for the purpose of amending Special Residential Zone No 8, Lot 1 Flynn Drive and Lot 2 Wanneroo Road, Neerabup.

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

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

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

L. DELAHAUNTY, Chief Executive Officer.

PD411*

TOWN PLANNING AND DEVELOPMENT ACT, 1928

TOWN PLANNING SCHEME AVAILABLE FOR INSPECTION

SHIRE OF CARNAMAH

TOWN PLANNING SCHEME No 1—AMENDMENT No. 2

Ref: 853/3/3/1 Pt 2

Notice is hereby given that the local government of the Shire of Carnamah has prepared the abovementioned town planning scheme for the purpose of—

- Rezoning a portion of Reserve 14867 and Lot 1 Railway Avenue, Carnamah to SPECIAL USE
- Modifying Schedule No 3 of the Scheme Text to include the following—

No	Land Particulars	Permitted Uses	Development Standards/Conditions
Lot 1; and "Waste Recycling Depot" Reserve	Railway Avenue Carnamah	Storage of approved recycling materials, and siting of a recycling shed	As determined by Council on the basis of requirements

Plans and documents setting out and explaining the town planning scheme have been deposited at Council Offices, McPherson Street, Carnamah and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 21 July, 1998.

Submissions on the town planning scheme may be made in writing on Form No 4 and lodged with the undersigned on or before 21 July, 1998.

M. L. CROFT, Chief Executive Officer.

PD412***TOWN PLANNING AND DEVELOPMENT ACT, 1928**

TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION

SHIRE OF WEST ARTHUR

TOWN PLANNING SCHEME No. 1—AMENDMENT No. 7

Ref: 853/5/17/2 Pt 7

Notice is hereby given that the local government of the Shire of West Arthur has prepared the abovementioned scheme amendment for the purpose of including a portion of Lot 7 Darkan AA Lots 85 and 86 in the Additional Uses Schedule as an Engineering Works with development conditions.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Burrowes Street, Darkan and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including 21 July, 1998.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before 21 July, 1998.

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

N. C. WASMANN, Chief Executive Officer.

PD413***TOWN PLANNING AND DEVELOPMENT ACT, 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

TOWN OF BASSENDEAN

TOWN PLANNING SCHEME No. 3—AMENDMENT No. 62

Ref: 853/2/13/3 Pt 62

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 Bassendean Town Planning Scheme Amendment on 18 May, 1998 for the purpose of—

1. In the Development Table for the Single Residential Zone, inserting the following immediately following item 3—
 - 3a Aged or Dependent persons' Dwelling P REFER RESIDENTIAL PLANNING CODES
2. Deleting sub clause 2.2.4. and replacing it with—

'2.2.4 Where a particular use or purpose is mentioned in the list of uses in that part of the Development Table applicable to any particular zone, but is not mentioned in that part of the Development Table applicable to any other zone, then the use or purpose is not permitted in that other zone.'
3. Deleting the brackets and words '(not more than 2 Dwellings)' immediately following the words 'Group Dwellings' from the list of permitted uses in the Single Residential Development Table.

B. H. CARTER, Mayor.
G. G. MACKENZIE, Chief Executive Officer.**PD414*****TOWN PLANNING AND DEVELOPMENT ACT, 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

TOWN OF PORT HEDLAND

TOWN PLANNING SCHEME No. 4—AMENDMENT No. 51

Ref: 853/8/4/5 Pt 51

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 Port Hedland Town Planning Scheme Amendment on 2 June, 1998 for the purpose of—

- (a) Rezoning part VCL Lot 203 Boodarie from "Rural" to "Industry 2";

- (b) Rezoning part of VCL adjoining Lots 5913 and 5834 Moorambine Street from "Port Installation" reserves to "Industry 2"; and
- (c) Amending the Scheme map accordingly.

G. J. L. BLACKMAN, Mayor.
J. E. ROBERTS, Chief Executive Officer.

PD415*

METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959

BOARD OF VALUERS

APPOINTMENT OF MEMBERS

File: 817-2-1-2 V2

Notice is given that His Excellency the Governor has been pleased to appoint in accordance with the provisions of section 36B of the Metropolitan Region Town Planning Scheme Act 1959 for a period of two years expiring on 30 June 2000—

- (a) Bryan Douglas Mickle, AM of 1/1 Queen Street, South Perth nominated by the Western Australian Planning Commission as a Member and Chairman of the Board of Valuers.
- (b) (i) Alan Harry Jones of 31 Ulster Road, Floreat.
(ii) David Stewart Liggins of 7 Geraldine Street, Cottesloe.
(iii) John Martin of 33 Kincardine Crescent, Floreat
nominated by the Real Estate Institute of Western Australia (Inc.) as Members of the Board of Valuers.

and has approved the payment of their remuneration for attendance at the meetings of the Board of Valuers.

TIM HILLYARD, A/Secretary,
Western Australian Planning Commission.

PD701*

TOWN PLANNING AND DEVELOPMENT ACT 1928 (as amended)

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME

SHIRE OF MOORA

TOWN PLANNING SCHEME NO. 4

Ref: 853/3/11/5.

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 Moora Town Planning Scheme No. 4 on 5 May 1998, the Scheme Text of which is published as a Schedule annexed hereto.

L. M. BATES, President.
J. N. WARNE, Chief Executive Officer.

SHIRE OF MOORA

TOWN PLANNING SCHEME NO. 4

The Moora Shire Council, under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act 1928 (as amended), hereby makes the following Town Planning Scheme for the purposes laid down in the Act.

SCHEME TEXT

ARRANGEMENT

Part 1—Preliminary

- 1.1 Citation
- 1.2 Responsible Authority
- 1.3 Scheme Area
- 1.4 Revocation
- 1.5 Contents of Scheme
- 1.6 Arrangement of Scheme Text
- 1.7 Scheme Objectives
- 1.8 Interpretations

Part 2—Reserves

- 2.1 Scheme Reserves
- 2.2 Matters to be Considered by the Council
- 2.3 Compensation

Part 3—Zones

- 3.1 Zones
- 3.2 Zoning Table
- 3.3 Additional Uses
- 3.4 Residential Zone
- 3.5 Town Centre Zone
- 3.6 Rural Townsite Zone
- 3.7 Special Mix Residential Zone
- 3.8 Light Industrial Zone
- 3.9 Industrial Zone
- 3.10 Special Use Zones
- 3.11 Special Rural Zone
- 3.12 Farming Zone

Part 4—General Development Requirements

- 4.1 Residential Development: Residential Planning Codes
- 4.2 Car Parking Requirements
- 4.3 Discretion to Modify Development Standards
- 4.4 Home Occupation
- 4.5 Supply of Potable Water
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- 4.7 Development of Lots Abutting Unconstructed Roads
- 4.8 Use of Setback Areas
- 4.9 Radio Masts, Television Antenna, Satellite Dishes
- 4.10 Land Liable to Flooding
- 4.11 Control of Advertisements

Part 5—Heritage—Precincts and Places of Cultural Significance

- 5.1 Purpose and Intent
- 5.2 Heritage List
- 5.3 Designation of Heritage Precincts
- 5.4 Applications for Planning Approval
- 5.5 Formalities of Application
- 5.6 Power to Determine Application
- 5.7 Variations to Scheme Provisions
- 5.8 Conservation Incentives
- 5.9 Advisory Committee
- 5.10 Heritage Adviser

Part 6—Non-conforming Uses

- 6.1 Non-conforming Use Rights
- 6.2 Extension of Non-conforming Use
- 6.3 Change of Non-conforming Use
- 6.4 Discontinuance of Non-conforming Use
- 6.5 Destruction of Buildings

Part 7—Planning Approval

- 7.1 Development of Land
- 7.2 Application for Planning Approval
- 7.3 Advertising of Applications
- 7.4 Determination of Application
- 7.5 Deemed Refusal
- 7.6 Approval of Existing Development

Part 8—Administration

- 8.1 Powers of the Scheme
- 8.2 Offences
- 8.3 Act—Removal of Certain Buildings etc.
- 8.4 Compensation
- 8.5 Rights of Appeal
- 8.6 Power to make Policies
- 8.7 Delegation

SCHEDULES

- 1 Interpretations
- 2 Additional Uses
- 3 Special Use Zones
- 4 Special Rural Zones
- 5 Exempted Advertisements

PART 1—PRELIMINARY

1.1 **Citation:** This Town Planning Scheme may be cited as the Shire of Moora Town Planning Scheme No. 4 hereinafter called “the Scheme” and shall come into operation on the publication of the Scheme in the *Government Gazette*.

1.2 **Responsible Authority:** The Authority responsible for implementing the Scheme is the Council of the Shire of Moora hereinafter called “the Council”.

1.3 **Scheme Area:** The Scheme applies to the whole of the land within the Municipal District of the Shire of Moora hereinafter called “the Scheme Area”.

1.4 **Revocation:** The Shire of Moora Town Planning Scheme No. 3 published in the *Government Gazette* of 4 July 1980 and all amendments thereto are hereby revoked.

1.5 **Contents of Scheme:** The Scheme comprises—

- (a) this Scheme Text
- (b) the Scheme Map (sheets numbers 1 to 8 inclusive).

1.6 **Arrangement of Scheme Text:** The Scheme Text is divided into the following parts—

PART 1—PRELIMINARY

PART 2—RESERVES

PART 3—ZONES

PART 4—GENERAL DEVELOPMENT REQUIREMENTS

PART 5—HERITAGE—PRECINCTS AND PLACES OF CULTURAL SIGNIFICANCE

PART 6—NON-CONFORMING USES

PART 7—PLANNING APPROVAL

PART 8—ADMINISTRATION

1.7 **Scheme Objectives:** The objectives of the Scheme are—

- (a) to zone the Scheme Area for the purposes described in the Scheme;
- (b) to secure the amenity health and convenience of the Scheme Area and the residents thereof;
- (c) to make provisions as to the nature and location of buildings and the size of lots when used for certain purposes;
- (d) the preservation of places of natural beauty, of historic buildings, and objects of historical and scientific interest; and
- (e) to make provision for other matters necessary or incidental to town planning and housing.

1.8 Interpretations

1.8.1 Except as provided in sub-clauses 1.8.2 and 1.8.3 the words and expressions of the Scheme have their normal and common meaning.

1.8.2 In the Scheme unless the context otherwise requires, or unless it is otherwise provided herein, words and expressions have the respective meanings given to them in Schedule 1 and the Residential Planning Codes.

1.8.3 Where a word or term is defined in the Residential Planning Codes then notwithstanding anything else in the Scheme that word or term when used in respect of residential development has the meaning given to it in the Residential Planning Codes.

PART 2—RESERVES

2.1 **Scheme Reserves:** The land shown as Scheme Reserves on the Scheme Map, hereinafter called “Reserves”, are lands reserved under the Scheme for the purposes shown on the Scheme Map and are listed hereunder.

PUBLIC PURPOSE

RECREATION AND OPEN SPACE

RAILWAY

ROAD

2.2 **Matters to be Considered by the Council:** Where an application for planning approval is made with respect to land within a reserve, the Council shall have regard to the ultimate purpose intended for the reserve and the Council shall, in the case of land reserved for the purposes of a public authority, confer with that authority before granting its approval.

2.3 Compensation

2.3.1 Where the Council refuses planning approval for the development of a reserve on the ground that the land is reserved for local authority purposes or for the purposes shown on the Scheme Map, or grants approval subject to conditions that are unacceptable to the applicant the owner of the land may, if the land is injuriously affected thereby, claim compensation for such injurious affection.

2.3.2 Claims for such compensation shall be lodged at the office of the Council not later than six months after the date of the decision of the Council refusing planning approval or granting it subject to conditions that are unacceptable to the applicant.

2.3.3 In lieu of paying compensation the Council may purchase the land affected by such decision of the Council at a price representing the unaffected value of the land at the time of refusal of planning approval or of the grant of approval subject to conditions that are unacceptable to the applicant.

PART 3—ZONES

3.1 Zones

3.1.1 There are hereby created the several zones set out hereunder—

RESIDENTIAL
TOWN CENTRE
RURAL TOWNSITE
SPECIAL MIX RESIDENTIAL
LIGHT INDUSTRIAL
INDUSTRIAL
SPECIAL USE
SPECIAL RURAL
FARMING

3.1.2 The zones are delineated and depicted in the Scheme Map according to the legend thereon.

3.2 Zoning Table

3.2.1 The Zoning Table indicates, subject to the provisions of the Scheme, the several uses permitted in the Scheme Area in the various zones, such uses being determined by cross reference between the list of uses on the left hand side of the Zoning Table and the list of zones at the top of the Zoning Table.

3.2.2 The symbols used in the cross reference in the Zoning Table have the following meaning—

“P” means that the use is permitted by the Scheme.

“AA” means that the use is not permitted unless the Council has granted planning approval.

“SA” means that the use is not permitted unless the Council has granted planning approval after giving notice in accordance with clause 7.3.

3.2.3 Where no symbol appears in the cross reference of a use against a zone in the Zoning Table that use is not permitted in that zone.

3.2.4 Where in the Zoning Table a particular use is mentioned it is deemed to be excluded from any other use which by its more general terms might otherwise include such particular use.

3.2.5 If the use of land for a particular purpose is not specifically mentioned in the Zoning Table and cannot reasonably be determined as falling within the interpretation of one of the use categories the Council may—

- determine that the use is consistent with the objectives and purposes of the particular zone and is therefore permitted; or
- determine that the proposed use may be consistent with the objectives and purposes of the zone and thereafter follow the “SA” advertising procedures of clause 7.3 in considering an application for planning approval; or
- determine that the use is not consistent with the objectives and purposes of the particular zone and is therefore not permitted.

3.3 **Additional Uses:** Notwithstanding anything contained within the Zoning Table, the land specified in Schedule 2 may, subject to compliance with any condition specified in Schedule 2 with respect to the land, be used for the purpose set against that land. The use so specified is in addition to the other uses permitted in the zone in which the land is situated unless any of those uses are excluded or modified by a condition specified in Schedule 2.

TABLE 1—ZONING TABLE

	Residential	Town Centre	Rural Townsite	Special Mix Residential	Light Industrial	General Industrial	Special Rural	Farming
1 aged or dependent persons' dwelling	AA							
2 ancillary accommodation	AA		AA	AA			AA	P
3 caretaker's dwelling		AA	AA	AA	AA	AA	AA	AA

TABLE 1—ZONING TABLE—*continued*

	Residential	Town Centre	Rural Townsite	Special Mix Residential	Light Industrial	General Industrial	Special Rural	Farming
4 club premises		AA	AA					AA
5 consulting rooms	SA	P	AA					
6 dog kennels								SA
7 education establishment	SA		AA					SA
8 fuel depot			SA		AA	P		
9 grouped dwelling	AA	AA	AA					
10 home occupation	AA		AA	P			AA	AA
11 hotel		AA	AA					
12 industry—cottage	AA		AA	AA			AA	AA
13 industry—extractive								AA
14 industry—general						P		
15 industry—light			SA	AA	P	P		
16 industry—noxious						SA		SA
17 industry—rural						AA		AA
18 industry—service		AA	AA		P	P		
19 intensive agriculture								P
20 motel	SA	AA	AA					
21 motor vehicle and marine sales		AA	AA		P	AA		
22 motor vehicle repair			AA		P	P		
23 office		P	AA	SA	AA			
24 piggery								SA
25 plant nursery	SA		AA	SA	P		AA	AA
26 poultry farm								SA
27 public amusement		AA	AA		AA			
28 public utility	AA	AA	AA	AA	AA	AA	AA	AA
29 public worship	AA	P	AA					
30 residential building	AA		AA					AA
31 restaurant		P	AA					SA
32 rural pursuit							SA	P
33 service station		SA	AA		AA	AA		AA
34 shop		P	AA					
35 single house	P		P	P			P	P
36 short-stay accommodation	SA	AA	AA	SA			SA	AA
37 showroom		AA	AA		P	AA		
38 transport depot			SA		AA	P		SA
39 veterinary hospital		SA	SA	SA	AA	P	AA	AA

3.4 Residential Zone

3.4.1 Objectives

- (a) to provide for the predominant form of residential development to be single houses whilst providing for diversity with some higher density close to the town centre.
- (b) to provide for diversity of lifestyle choice with a range of residential densities.
- (c) to allow for the establishment of non-residential uses which are compatible with the predominant residential use and which will not adversely affect local amenities.

3.4.2 Site Requirements: In accordance with the Residential Planning Codes.

3.4.3. Development Requirements

3.4.3.1 The Council may require preparation of an Outline Development Plan before granting and/or recommending approval to any development which involves subdivision or follows subdivision and the Outline Development Plan shall form the basis for subdivision.

- (a) the Outline Development Plan shall include—
 - (i) the topography of the area;

- (ii) the location and width of proposed roads;
 - (iii) the location of recreation, open space, and pedestrian accessways proposed;
 - (iv) the layout of comprehensive drainage; and
 - (v) such other information as may be required by the Council.
- (b) if the Council resolves to adopt the Outline Development Plan it shall circulate the Outline Development Plan to all owners of land within the area covered by the Outline Development Plan with an invitation for submissions to be lodged with the Council within twenty-one days.
- (c) the Council shall consider any submissions to the Outline Development Plan and may, if the applicant agrees, amend the Outline Development Plan after such consideration of submissions.
- (d) the Council may decide not to proceed or may submit the Outline Development Plan to the Commission together with the submissions and request the Commission to adopt the plan submitted as the basis for approval of subdivision within the area covered by the plan.
- (e) where the Council does not forward a response to the Commission within three months from the closure of the public advertising period, the Outline Development Plan is deemed to be refused and appeal rights, in accordance with sub-clause 3.4.3.1 (g), exist for the applicant.
- (f) any departures from or alterations to the Outline Development Plan may, subject to the approval of the Commission, be permitted if the Council considers that the proposed departure or alteration will not prejudice the progressive development of the area the subject of the Outline Development plan.
- (g) a proponent who is dissatisfied with a decision of the Council or a requirement of a decision in respect of an Outline Development Plan, may appeal against the decision in accordance with Part V of the Act and the Rules and Regulations made pursuant to the Act.
- 3.4.3.2 The Council may permit a variation to the R12.5 density up to R25 for development of more than one dwelling on a lot but only where—
- (a) adequate connection to reticulated sewerage is available;
 - (b) the lot is suitably located close to services and facilities; and
 - (c) the Council after following the advertising procedures in clause 7.3 is satisfied there will not be adverse impacts on local amenities.
- 3.4.4 Parking of Commercial Vehicles: No person shall on land within the residential zone—
- (a) park, or allow to remain stationary for more than four (4) hours consecutively—
 - (i) more than two (2) commercial vehicles and if there are two (2) such vehicles one (1) at least must be housed in a domestic garage or domestic outbuilding; or,
 - (ii) any vehicle which due to size or load is not capable of being completely housed within a domestic garage or domestic outbuilding having a maximum floor area of seventy (70) square metres and in which no horizontal dimension is more than ten (10) metres; or
 - (iii) a vehicle which together with the load thereon exceed two point seven five (2.75) metres in height;
 - (b) repair, service, or clean a commercial vehicle unless such work be carried out whilst the vehicle is housed in a domestic garage or domestic outbuilding provided however that such work does not cause injury to or prejudicially affect the amenity of the neighbourhood including (but without limited the generality of the foregoing) injury or prejudicial affection due to the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, waste water, or waste products.
- 3.4.5 Keeping of Animals: The keeping of hooved animals shall have due regard to the Council's Planning Policy "Keeping Horses and Other Hooved Animals on Land in the Residential Zone".

3.5 Town Centre Zone

3.5.1 Objectives

- (a) to ensure the town centre remains the principal place for retail, commercial, civic, and administrative functions within the District.
- (b) to encourage development will not adversely affect local amenities, and will enhance the character of the town centre.
- (c) to provide sufficient parking spaces for vehicles without compromising pedestrian movements through the town centre.
- (d) to provide an increased level of public amenities including public toilets, shaded areas, and street furniture.

3.5.2 Site Requirements: At the discretion of the Council.

3.5.3 Development Requirements

3.5.3.1 Development shall not exceed two storeys in height except where the Council considers that particular circumstances may warrant an exception being made and provided the Council's objectives are not compromised.

3.5.3.2 n considering an application for planning approval for a proposed development (including additions and alterations to existing development) the Council shall have regard to the following—

- (a) the colour and texture of external building materials; the Council may require the building facade and side walls to be constructed in masonry;
- (b) building size, height, bulk, roof pitch;

- (c) setback and location of the building on its lot;
- (d) architectural style and design details of the building;
- (e) function of the building;
- (f) relationship to surrounding development; and
- (g) other characteristics considered by the Council to be relevant.

3.5.3.3 Landscaping shall be provided to complement the appearance of the proposed development and the town centre.

3.5.3.4 The layout of car parking shall have regard for traffic circulation in existing car parking areas and shall be integrated with any existing and adjoining car park.

3.6 Rural Townsite Zone

3.6.1 Objectives: To allow for a wide range of land uses such as may be found in a small country town, but subject to preservation of local amenities.

3.6.2 Site Requirements: In accordance with the Residential Planning Codes.

3.7 Special Mix Residential Zone

3.7.1 Objectives

- (a) to ensure that the area develops primarily for residential purposes but with an opportunity for restricted light industrial development in conjunction with those dwellings;
- (b) to ensure that the character of the area remains predominantly residential;
- (c) to ensure that the combination of uses, the density, the scale, character, size, bulk, appearance, and activities carried out are compatible with—
 - (i) the existing residential development;
 - (ii) the capacity of the existing street system and any modifications proposed thereto in order to accommodate any increase in vehicular traffic; and,
 - (iii) the capacity of existing services and any modifications proposed thereto.

3.7.2 Site Requirements: The minimum building setbacks shall be—

Front: 7.5m

Rear: 9.0m

Side: 1.5m

3.7.3 Development Requirements

3.7.3.1 Not more than one dwelling per lot shall be erected but the Council may, at its discretion, approve of ancillary accommodation.

3.7.3.2 Light industry use shall not be permitted on any lot unless a dwelling exists on that lot.

3.7.3.3 A dwelling on a lot shall only be occupied by either the owner of the lot, or the manager, or an employee of the light industry.

3.7.3.4 No retailing shall be carried out on any lot without prior written approval of the Council.

3.7.3.5 Not more than one light industrial use shall be conducted on each lot.

3.7.3.6 No lot, or property thereon, shall be subdivided, leased, or licensed for separate light industrial purposes to those of the predominant residential use and/or occupancy.

3.7.3.7 All outbuildings shall have due regard to the Council's Planning Policy in respect to the ratio of maximum building area/lot size.

3.7.3.8 In considering any application for planning approval the Council will have regard to and may impose conditions relating to—

- (a) the objectives of the Scheme and the Zone;
- (b) the provisions of the Scheme;
- (c) the proposed hours of operation; which shall be 6.00 am—8.00 pm or at the Council's discretion within maximum stated hours, road vehicles excluded;
- (d) the demand upon and adequacy of roads, drainage, waste disposal, and utility services;
- (e) any detailed development plans, design code or policy adopted by the Council pertaining to the land to which the application applies;
- (f) any detrimental circumstances which in particular unduly affect surrounding dwellings that could originate from the proposed use including noise, time of operation, vibration, small, light, traffic operation, potential safety or health hazards, electrical interference, fumes, smoke, dust, oil, and other waste products;
- (g) the character of the proposed development in relation to the surrounding residences in terms of its size, bulk, appearance, building materials, location, provision of outside storage, and reflective glare;
- (h) representation made by any public authority, person, or body;
- (i) the adequacy of the proposed means of entrance to and egress from the site and the provision for the loading, unloading and parking of vehicles on site; and,
- (j) advertising signs, which may be permitted at the Council's discretion.

3.7.3.9 The maximum site coverage shall be 25%, and not less than 40% of a lot shall be landscaped to the satisfaction of the Council.

3.8 Light Industrial Zone

3.8.1 Objectives

- (a) to provide for the needs of light and service industries, and showroom uses to support the community;
- (b) to achieve and maintain a high standard of presentation to Moora-Dongara Road at the northern entry and to the Bindoon-Moora Road at the southern entry to Moora;
- (c) to ensure appropriate buffers are provided and maintained between the light industrial uses and adjacent uses, so as to avoid landuse conflicts.

3.8.2 Site Requirements: The minimum building setbacks shall be—

Front: 7.5m
Rear: 7.5m
Side: 5.0m on one side

3.8.3 Development Requirements

3.8.3.1 The first five metres of the front setback on any lot shall be landscaped to the satisfaction of the Council. Where a lot has frontage to two streets the Council may vary the landscaping requirement only where the setback is reduced in which case the whole of the setback so reduced shall be landscaped to the satisfaction of the Council.

3.8.3.2 The whole of any wall or building facing any street shall be constructed in brick, concrete or masonry, provided however, that an owner, builder, or architect may apply to the Council for permission to use materials other than those prescribed and the Council may permit the use of such other materials where it is satisfied that such use will not detract from the amenity of the area.

3.8.3.3 Each open yard shall be screened from any street by a closed fence or wall not less than one point eight (1.8) metres in height unless exempted by the Council of the need to comply with this requirement.

3.9 Industrial Zone

3.9.1 Objectives

- (a) to provide for the needs of industry to support the community.
- (b) to provide appropriate buffers between industry and adjacent landuses, so as to avoid landuse conflicts.
- (c) to provide landscaped buffers along the Branch of the Moore River to the established industrial area.
- (d) to avoid direct discharge of stormwater drainage or the discharge of any deleterious substances into the Branch of the Moore River.
- (e) to avoid non-industry related uses establishing in the industrial area.

3.9.2 Site Requirements The minimum building setbacks shall be—

Front: 7.5m
Rear: 7.5m
Side: 5.0m on one side

3.9.2.2 Notwithstanding sub-clause 3.9.2.1 for development on a lot or lots fronting Tootra Street, Moora the Council may require as a condition of planning approval the applicant to construct a service road within an additional setback and with easements to allow vehicular access on the service road by others. Access links from the service road to Tootra Street shall be limited as determined by the Council.

3.9.3 Development Requirements:

- (a) the first five metres of the front setback on any lot shall be landscaped to the satisfaction of the Council. Where a lot has frontage to two streets the Council may vary the landscaping requirement only where the setback is reduced in which case the whole of the setback so reduced shall be landscaped to the satisfaction of the Council.
- (b) prior to the issue of planning approval for an industry in the Industrial zone, the Council will ascertain the appropriate buffer for that industry, and such industry may only be granted planning approval if the relevant buffer can be accommodated wholly within the zone.
- (c) in considering proposals for industries which would generate industrial liquid, solid or gaseous wastes the Council may refer such proposals to the Department of Environmental Protection, and the granting of planning approval for such industries shall be subject to wastes being treated and disposed of in accordance with advice/guidelines received.

3.10 Special Use Zones: No person shall use any land or building or structure in a Special Use zone except for the purpose specified against the description of such land in Schedule 3 to the Scheme.

3.10.1 Statement of Intent: Special Use zones will apply where the Council wants to have specific landuse control and/or development requirements. This may be on land where a mix of landuses is appropriate but which are not readily captured by the terms of a specific zone.

Site Requirements and Development Requirements are to be as determined by the Council and included in Schedule 3.

3.11 Special Rural Zones

3.11.1 Objectives

- (a) to select areas wherein closer subdivision will be permitted to provide for such uses as hobby farms, horse breeding, rural-residential retreats.

- (b) to make provision for retention of the rural landscape and amenity in a manner consistent with the orderly and proper planning of such areas.
- (c) having regard for the size of the District, and the difficulties faced by the Council in providing services away from Moora, the Council will generally favour Special Rural zones be located within a 10 km radius of Moora.

3.11.2 Site Requirements: The minimum building setbacks shall be—

Front: 15.0m
Rear: 15.0m
Side: 10.0m

3.11.3 General Provisions

3.11.3.1 The Council will require the owner(s) of the land to prepare a submission supporting the creation of the Special Rural zone and such submission shall include:

- (a) a statement as to the purpose or intent for which the zone is being created and the reasons for selecting the particular area the subject of the proposed zone.
- (b) a plan or plans showing contours at such intervals as to adequately depict the land form of the area and physical features such as existing buildings, rock outcrops, trees or groups of trees, creeks, wells and significant improvements.
- (c) information regarding the method whereby it is proposed to provide a potable water supply to each lot.
- (d) in the absence of a Local Rural Strategy, it will be the responsibility of each applicant for rezoning to Special Rural to prepare a land capability and suitability assessment to the satisfaction of the Council and in accordance with the Commission's Policy and guidelines.

3.11.3.2 The Scheme provisions for a specific Special Rural zone shall include a plan of subdivision showing, amongst other things—

- (a) the proposed subdivision including lot sizes and dimensions.
- (b) areas to be set aside for public open space, pedestrian accessways, horse trails, community facilities, etc. as may be considered appropriate.
- (c) those physical features it is intended to conserve.

3.11.3.3 In addition to the plan of subdivision, the Scheme provisions for a specific Special Rural zone shall specify—

- (a) any facilities which the purchasers of the lots will be required to provide (eg. their own potable water supply, liquid or solid waste disposal, etc.).
- (b) proposals for the control of landuses and development which will ensure that the purpose of intent of the zone and the rural environment and amenities are not impaired.
- (c) any special provisions appropriate to secure the objectives of the zone.

3.11.3.4 The provisions for controlling subdivision and development in specific Special Rural zones shall be as laid down in Schedule 4 and future subdivision will generally accord with the plan of subdivision for the specified area certified by the Chief Executive Officer and approved by the Commission and such plan of subdivision shall show the minimum lot size for subdivision.

3.11.4 Development Requirements: Development in a Special Rural zone shall comply with the requirements of the following—

- (a) in addition to a building licence, the Council's planning approval is required for all development including a single house and such application shall be made in writing to the Council and be subject to the provisions of clause 7.2 of the Scheme.
- (b) not more than one dwelling per lot shall be erected but the Council may, at its discretion, approve ancillary accommodation.
- (c) when the first application for planning approval is made for building on a lot pursuant to paragraph (a) of this sub-clause the applicant shall nominate for the Council's approval a building envelope of regular shape and not exceeding 4000 square metres in area and which complies with minimum building setbacks in sub-clause 3.11.2. All buildings(s) including the building(s) subject of the first application shall be contained within the building envelope approved by the Council.
- (d) in order to conserve the rural environment or features of natural beauty all trees shall be retained unless their removal is authorised by the Council.
- (e) in order to enhance the rural amenity of the land in areas the Council considers deficient in tree cover it may require as a condition of any planning approval the planting of such trees and/or groups of trees and species as specified by the Council.
- (f) any person who keeps an animal or animals or who uses any land for the exercise or training of an animal or animals shall be responsible for appropriate measures to prevent noise, odour, or dust pollution or soil erosion to the satisfaction of the Council. With the intention of preventing overstocking, erosion and any other practice detrimental to the amenity of a Special Rural zone, the Council may take any action which in the opinion of the Council is necessary to reduce or eliminate adverse effects on the environment caused wholly or partly by the stocking of animals and any costs incurred by the Council in taking such action shall be recoverable by the Council from the landowner.
- (g) the Council may require provision to be made for bush fire control.

3.11.5 Development Standards: So as to achieve a high standard of development within a Special Rural zone, and to minimise the visual impacts of development the Council will have regard to the following—

- (a) the colour and texture of external building materials;
- (b) building size, height, bulk, roof pitch;
- (c) setback and location of the building on its lot;
- (d) architectural style and design details of the building;
- (e) relationship to surrounding development; and
- (f) other characteristics considered by the Council to be relevant.

3.12 Farming Zone

3.12.1 Objectives

- (a) to ensure the continuation of broad-hectare farming as the principal landuse in the District and encouraging where appropriate the retention and expansion of agricultural activities.
- (b) to consider non-rural uses where they can be shown to be of benefit to the District and not detrimental to the natural resources or the environment.
- (c) to allow for facilities for tourists and travellers, and for recreation uses.

3.12.2 Site Requirements: The following minimum building setbacks shall apply—

Front: 20.0m
Rear: 15.0m
Side: 15.0m

3.12.3 Subdivision: Having regard to the prime agricultural importance of land in the zone the Council will only recommend to the Commission support for further subdivision of existing lots where—

- (a) the lots have already been physically divided by significant natural or man-made features which preclude the continued operation of a farming property as a single unit (unless adjoining land could be similarly subdivided and thereby, by the process of precedent, lead to an undesirable pattern of landuse in the area or in lots too small for uses compatible with the prevailing use in the area or in ribbon development alongside roads);
- (b) the lots are for farm build-up purposes;
- (c) the lots are for a horticultural or intensive agricultural use and the Council with advice from Agriculture WA is satisfied the lot size is adequate, and there is suitable availability of groundwater supply for the use proposed;
- (d) the lots are for specific uses such as recreation facilities and public utilities; or
- (e) the lots are required for the establishment of uses ancillary to the rural use of the land or are required for the travelling public and tourists.

PART 4—GENERAL DEVELOPMENT REQUIREMENTS

4.1 Residential Development: Residential Planning Codes

4.1.1 For the purpose of the Scheme “Residential Planning Codes” means the Residential Planning Codes set out in Appendix 2 to the Statement of Planning Policy No. 1, together with any amendments thereto (hereinafter called the “R Codes”).

4.1.2 A copy of the R Codes shall be kept and made available for public inspection at the offices of the Council.

4.1.3 Unless otherwise provided for in the Scheme the development of land for any of the residential purposes dealt with by the R Codes shall conform to the provisions of those Codes.

4.1.4 The R Code density applicable to land within the residential zone shall be determined by reference to the R Code density numbers superimposed on the areas within that zone shown in the Scheme Map as being contained within the outer edges of the black borders or, where such an area abuts on another area having an R Code density, as being contained within the centre lines of those borders.

4.2 Car Parking Requirements

A person shall not develop or use any land or erect or adapt any building unless car parking spaces specified by the Council are provided and such spaces are constructed and maintained in accordance with the requirements of the Council.

4.3 Discretion to Modify Development Standards—

4.3.1 Sub-clause 4.3.2 shall not apply to—

- (a) development in respect of which the Residential Planning Codes apply under the Scheme, or
- (b) development on land abutting an unconstructed road, or
- (c) development on a lot which does not have frontage to a constructed road.

4.3.2 Subject to sub-clause 4.3.1, if a development the subject of an application for planning approval does not comply with a standard prescribed by the Scheme with respect to minimum lot sizes, building height, setbacks site coverage, car parking, landscaping and related matters the Council may, notwithstanding that non-compliance, approve the application unconditionally or subject to such conditions as the Council thinks fit. The power conferred by this clause may only be exercised if the Council is satisfied that—

- (a) approval of the proposed development would be consistent with the orderly and proper planning of the locality and the preservation of the amenities of the locality;

- (b) the non-compliance will not have any adverse effect upon the occupiers or users of the development or the inhabitants of the locality or upon the likely future development of the locality; or

4.4 Home Occupation

4.4.1 An approval to conduct a home occupation is issued to a specific occupier of a particular parcel of land, it shall not be transferred or assigned to any other person, and shall not be transferred from the land in respect of which it was granted. Should there be a change of the occupier of the land in respect of which a home occupation approval is issued the approval is cancelled.

4.4.2 If, in the opinion of the Council, a home occupation is causing a nuisance or annoyance to owners or occupiers of land in the locality the Council may rescind the approval.

4.5 Supply of Potable Water: As a condition of the issue of a building licence each dwelling shall be provided with a supply of potable water either from a reticulated system, or an underground bore, or a rainwater-storage system with a minimum capacity of 92,000 litres to the satisfaction of the Council.

4.6 Transported Dwellings

4.6.1 Within the Scheme Area a building shall not be placed on a lot and occupied as a dwelling following transportation as a whole or as parts of a building unless the transported buildings has been specifically constructed as a transportable dwelling and, in the opinion of the Council, such building is in a satisfactory condition and will not detrimentally affect the amenity of the area.

4.6.2 An applicant for a building licence for a transported dwelling may be required by the Council to enter into a contract and provide a bond to reinstate the building to an acceptable standard of presentation within a period of twelve months from the issue of a building licence for such a dwelling.

4.6.3 The development of any land with a second-hand dwelling shall have due regard to the Council's Planning Policy "Development of Second-Hand Buildings".

4.6.4 The Council shall require all asbestos material be removed from any building prior to transportation.

4.7 Development of Lots Abutting Unconstructed Roads: Notwithstanding anything elsewhere appearing in the Scheme planning approval is required for development of land abutting an unconstructed road or a lot which does not have frontage to a constructed road. In considering such an application the Council shall either—

- (a) refuse the application until the road has been constructed or access by means of a constructed road is provided as the case may be; or
- (b) grant the application subject to a condition requiring the applicant to pay a sum of money in or towards payment of the cost or estimated cost of construction of the road or part thereof and any other conditions it thinks fit to impose; or
- (c) require such other arrangements are made for permanent access as shall be to the satisfaction of the Council.

4.8 Use of Setback Areas

4.8.1 No person shall in any zone use the land between a street alignment and the distance that buildings are required to be set back from such street alignment for any purpose other than one or more of the following—

- (a) a means of access;
- (b) the daily parking of vehicles;
- (c) the loading and unloading of vehicles; or
- (d) landscaping which only in the Town Centre Zone and then only with the specific approval of Council may include an awning, pergola, or similar structure and when in front of a take-away food outlet or restaurant may provide for alfresco dining.

4.8.2 The setback area shall not be used for the parking of vehicles which are being wrecked or repaired, nor for the stacking or storage of fuel, raw materials, products or by-products, or waste of manufacture.

4.9 Radio Masts, Television Antennae, and Satellite Dishes: Radio masts, television antennae, and satellite dishes whether for commercial or domestic purposes shall be located so that in the opinion of the Council they do not detract from or adversely affect local amenities.

4.10 Land Liable to Flooding: Notwithstanding anything elsewhere appearing in the Scheme development of land identified in the Moore River Flood Study adopted by the Water and Rivers Commission as within the extent of 100 year flood shall be subject to the following—

- (a) in addition to a building licence, the Council's planning approval is required for all development including a single house and such application shall be made in accordance with the provisions of the Scheme.
- (b) in determining an application for planning approval the Council shall consult with the Water and Rivers Commission.
- (c) development which includes a building or structure shall not be permitted unless in accordance with recommendations of the Water and Rivers Commission.
- (d) the Council may accept that an applicant consults with the Water and Rivers Commission and demonstrates compliance with the recommendations of the Water and Rivers Commission to the satisfaction of the Council in which case the Council is not required to act in accordance with paragraph (b) of this sub-clause.

4.11 Control of Advertisements

4.11.1 Power to Control Advertisements—

- (a) for the purpose of the Scheme, the erection, placement and display of advertisements and the use of land or buildings for that purpose is development within the definition of the Act requiring, except as otherwise provided, the prior approval of the Council. Planning approval is required in addition to any licence pursuant to the Council's Signs, Hoarding and Bill Posting Local Laws.
- (b) applications for the Council's planning approval pursuant to this clause shall be submitted in accordance with the provisions of the Scheme and shall be accompanied by a completed Additional Information Sheet in the form set out in Schedule 5 giving details of the advertisement(s) to be erected placed or displayed on the land.

4.11.2 Existing Advertisements: Advertisements which—

- (a) were lawfully erected, placed or displayed prior to the approval of this Scheme; or
- (b) may be erected, placed or displayed pursuant to a licence or other approval granted by the Council prior to the approval of this Scheme, hereinafter in this part referred to as "existing advertisements", may except as otherwise provided, continue to be displayed or be erected and displayed in accordance with the licence or approval as appropriate.

4.11.3 Consideration of Applications: Without limiting the generality of the matters which may be taken into account when making a decision upon an application for approval to erect, place or display an advertisement, the Council shall examine each such application in the light of the objectives of the Scheme and with particular reference to the character and amenity of the locality within which it is to be displayed, including its historic or landscape significance and traffic safety, and the amenity of adjacent areas which may be affected.

4.11.4 Exemptions from the Requirement to Obtain Approval: Subject to the provisions of the Main Roads (Control of Signs) Regulations 1983 and notwithstanding the provisions of sub-clause 4.11.1 (a) the Council's prior approval is not required in respect of those advertisements listed in Schedule 5 which for the purpose of this clause are referred to as "exempted advertisements". The exemptions listed in Schedule 5 do not apply to lands, buildings, objects, structures, or places included in the Heritage List or within a Heritage Precinct established or designated under the Scheme.

4.11.5 Discontinuance: Notwithstanding the scheme objectives and sub-clause 4.11.4 where the Council can demonstrate exceptional circumstances which cause an exempted or existing advertisement to seriously conflict with the objectives of the Scheme, it may by notice in writing (giving clear reasons) require the advertiser to remove, relocate, adapt, or otherwise modify the advertisement within a period of time specified in the notice.

4.11.6 Derelict or Poorly Maintained Signs: Where in the opinion of the Council, an advertisement has been permitted to deteriorate to a point where it conflicts with the objectives of the Scheme or it ceases to be effective for the purpose for which it was erected or displayed, the Council may by notice in writing require the advertiser to—

- (a) repair, repaint or otherwise restore the advertisement to a standard specified by the Council in the notice, or
- (b) remove the advertisement.

4.11.7 Notices—

- (a) "the advertiser" shall be interpreted as any one or any group comprised of the landowner, occupier, or licensee, or other person having an interest in or drawing benefit from the display of the advertisement concerned.
- (b) any notice served in exceptional circumstances pursuant to sub-clause 4.11.5 or pursuant to sub-clause 4.11.6 shall be served upon the advertiser and shall specify—
 - (i) the advertisement(s) the subject of the notice;
 - (ii) full details of the action or alternative courses of action to be taken by the advertiser to comply with the notice;
 - (iii) the period, not being less than 60 days, within which the action specified shall be completed by the advertiser.
- (c) any person upon whom a notice is served pursuant to this clause may within a period of 60 days from the date of the notice appeal in accordance with Part V of the Act, and where any such appeal is lodged the effect of the notice shall be suspended until the decision to uphold, quash or vary the notice is known and, shall thereafter have effect according to that decision.

4.11.8 Scheme to Prevail: Where the provisions of this clause are found to be at variance with the provisions of the Council's Signs, Hoarding and Bill Posting Local Laws, the provisions of the Scheme shall prevail.

4.11.9 Enforcement and Penalties: The offences and penalties provisions specified in the Scheme apply to the advertiser in this clause.

PART 5—HERITAGE—PRECINCTS AND PLACES OF CULTURAL SIGNIFICANCE

5.1 **Purpose and Intent:** The purpose and intent of the heritage provisions is—

- (a) ensure the conservation of any place, area, building, object or structure of cultural heritage significance;
- (b) afford the opportunity for existing traditional uses to be continued or allow for the approval of alternative uses which are compatible with the heritage values and amenity of the locality;

- (c) ensure that development or redevelopment within or adjacent to places of cultural heritage significance has due regard to the heritage value of the place and is sympathetically designed to respect the character of the locality.

5.2 Heritage List

5.2.1 The Council shall establish and maintain a Heritage List of buildings, objects, structures and places considered by the Council to be of local cultural heritage significance and worthy of conservation.

5.2.2 For the purposes of this part, the Heritage List means a schedule of places drawn from the Municipal Inventory, as amended from time to time, prepared by the Council pursuant to Section 45 of the *Heritage of Western Australia Act 1990 (as amended)*, or such parts thereof as described in the Heritage List.

5.2.3 The Council shall keep a copy of the Heritage List with the Scheme documents for public inspection during normal office hours.

5.3 Designation of Heritage Precincts

5.3.1 The Council may designate an area of land to be a Heritage Precinct where, in the opinion of the Council, special planning control is needed to conserve and enhance the heritage values and character of the area.

5.3.2 The Council shall adopt for each Heritage Precinct a policy statement which shall comprise—

- (a) a map showing the boundaries of the precinct;
- (b) a list of any buildings, objects, structures or places contained in the Council's Heritage List and those places on the Register of Heritage Places;
- (c) objectives and guidelines for the conservation of the precinct;
- (d) a design guide setting out how to design new development without diminishing the heritage value of the precinct.

5.3.3 The Council shall keep a copy of the policy statement for any designated Heritage Precinct with the Scheme documents for public inspection during normal office hours.

5.3.4 The Council before designating a Heritage Precinct shall:

- (a) advertise notice of Council's intention in a newspaper circulating in the district and by the erection of a sign in a prominent location in the area affected by the designation, and by such other methods as the Council consider necessary to ensure widespread notice of the proposal, describing the area subject of the proposed designation;
- (b) invite submissions on the Council's intention within 28 days of the date specified in the notice in paragraph a) above;
- (c) carry out such other consultations as it thinks fit;
- (d) consider any submissions made and resolve to designate the heritage precinct with or without modification or reject the proposal;
- (e) forward notice of its decision to the Heritage Council of WA and the Commission.

5.3.5 The Council may modify or may cancel a Heritage Precinct or any policy statement which relates to it by following the procedure set out in sub-clause 5.3.4.

5.4 Applications for Planning Approval

5.4.1 In dealing with any matters which may affect a Heritage Precinct or individual entry on the Heritage List, including any application for planning approval, the Council shall have regard to any heritage policy of the Council.

5.4.2 The Council may, in considering any application that may affect a Heritage Precinct or individual entry on the Heritage List, solicit the views of the Heritage Council of WA, the Australian Heritage Commission, the National Trust of Australia (WA) and those of any other relevant bodies, and take those views into account when determining the application.

5.4.3 Notwithstanding any existing assessment on record, the Council may require a heritage assessment to be carried out prior to the approval for any development proposed in a Heritage Precinct or individual entry listed on the Heritage List.

5.4.4 Notwithstanding any other provision of the Scheme, no person shall commence or carry out any development affecting any building, object, structure or place listed in the Municipal Inventory or contained within a heritage precinct without first having applied for and obtained the planning approval of the Council pursuant to the provisions of the Scheme.

5.4.5 For the purposes of sub-clause 5.4.3 the term 'development' shall have the meaning as set out in the Act but shall also include, in relation to any building, object, structure or place entered in the Heritage List or contained within a Heritage Precinct, any act or thing that—

- (i) is likely to change the character of the place or the external appearance of any building; or
- (ii) would constitute an irreversible alteration to the fabric of any building

5.5 Formalities of Application

5.5.1 In addition to the application formalities prescribed in clause 5.4 and any formalities or requirements associated with applications for planning approval contained in any other provision of the Scheme, the Council may require an applicant for planning approval, where the proposed development may affect a place of cultural heritage significance or a Heritage Precinct, to provide one or more of the following to assist the Council in its determination of the application—

- (a) street elevations drawn to a scale not smaller than 1:100 showing the proposed development and the whole of the existing development on each lot immediately adjoining the land the subject of the application, and drawn as one continuous elevation;

- (b) side and rear elevations of the proposed development, drawn to a scale of not smaller than 1:100
- (c) in addition to a site plan, a plan of the proposed development site showing existing and proposed ground levels over the whole of the land the subject of the application, and the location, type and height of all existing structures and of all existing vegetation exceeding two (2) metres in height, and marking any existing structures and vegetation proposed to be removed; such plan shall be drawn to the same scale as the site plan;
- (d) a detailed schedule of all finishes, including materials and colours of the proposed development, and unless the Council exempts the applicant from the requirement or any part of it, the finishes of the existing developments on the subject lot and on each lot immediately adjoining the subject lot; and
- (e) any other information which the Council indicates that it considers relevant.

5.6 Power to Determine Application Without affecting the generality of any other provision of the Scheme specifying the manner in which the Council is obliged or permitted to deal with an application for planning approval, the Council in dealing with any application for planning approval may for reasons related to the conservation of a place of cultural heritage significance or a heritage precinct—

- (a) refuse approval;
- (b) grant approval without conditions; or
- (c) grant approval with conditions including conditions aimed at the conservation of the place or precinct.

5.7 Variations to Scheme Provisions The Council may approve any development which involves the conservation of the whole or part of any place of cultural heritage significance or Heritage Precinct or its replacement if accidentally destroyed, notwithstanding the proposed works do not comply with the Residential Planning Codes or any provision, standard or requirement of the Scheme.

5.8 Conservation Incentives

5.8.1 In dealing with any application concerning or affecting a place of cultural heritage significance or a Heritage Precinct, the Council may for the purpose of conserving or enhancing the place or precinct give a special approval, benefit, allowance or incentive, including but not limited to, the granting of density bonuses.

5.8.2 Where in the Council's opinion the granting of a conservation incentive is likely to affect any owners or occupiers in the general locality or adjoining the site which is the subject to consideration for the incentive, the Council shall consult the affected parties by following one or more of the provisions dealing with advertising uses pursuant to clause 7.3 and shall have regard to any expressed views prior to making its decision to grant the incentive.

5.8.3 In granting a conservation incentive under sub-clause 5.8.1 the Council may enter into a heritage agreement modelled on Part 4 of the *Heritage of Western Australia Act 1990 (as amended)* with an owner who would benefit from the incentive. The agreement shall specify the owner's obligations and contain covenants noted on relevant Certificates of Title.

5.8.4 Within a heritage precinct, the Council may permit on a residential lot an increase of permitted dwelling density which otherwise would not apply on that lot under the Residential Planning Codes. The density bonus shall only be granted where the increased development would not adversely affect the cultural heritage significance or character or amenity of the place, the streetscape or precinct, and if one or more of the following circumstances apply—

- (a) provision is made for the preservation of significant landscape features, including significant trees or other vegetation;
- (b) provision is made for the carrying out of conservation works approved by the Council on a heritage place; or
- (c) an agreement is otherwise entered into for a contribution to be made to the Council's current municipal heritage conservation program.

5.8.5 In a case where the Council has allowed under sub-clause 5.8.4 an increase in the permitted dwelling density, the standards and provisions of the higher density code applicable to that permitted dwelling density shall apply.

5.9 Advisory Committee

5.9.1 The Council may from time to time appoint an Advisory Committee to advise the Council on matters relating to the conservation of a heritage place and/or precinct or heritage matters generally.

5.9.2 An Advisory Committee shall consist of—

- (a) the President of the Council or a Councillor nominated by the President
- (b) the Chair of the Committee appointed by Council as Chair
- (c) at least three other persons representing the community and one of whom shall be a town planner or conservation architect who in the opinion of Council has the knowledge and expertise to give proper advice on the matters to be considered by the Committee.

5.9.3 The Council may revoke the appointment of a member of an Advisory Committee other than the President or the nominee of the President, and may appoint a person to replace that person whose appointment has been revoked or who resigns or is unable to act. No person who has a direct pecuniary interest in a matter before an Advisory Committee shall act as a member of that Committee.

5.9.4 The Council may limit the term of appointment of an Advisory Committee or may appoint an Advisory Committee to report only on a specific matter. The appointment of an Advisory Committee shall lapse at the expiry of a nominated term, or on the resolution of the Council.

5.9.5 The Council shall not be bound by a recommendation of an Advisory Committee

5.10 Heritage Adviser

5.10.1 The Council may from time to time appoint a Heritage Adviser to advise the Council on matters relating to the conservation of a heritage place and/or precinct or heritage matters generally. The Heritage Adviser shall be a town planner or architect who in the opinion of Council has the knowledge and expertise to give proper advice on the matters to be considered by the Council.

5.10.2 The Council may limit the term of appointment of a Heritage Adviser or may appoint a Heritage Adviser to report only on a specific matter. The appointment of a Heritage Adviser shall lapse at the expiry of a nominated term, or on the resolution of the Council.

5.10.3 The Council shall not be bound by a recommendation of a Heritage Adviser.

PART 6—NON-CONFORMING USES

6.1 **Non-conforming Use Rights:** No provision of the Scheme shall prevent—

- (a) the continued use of any land or building for the purpose for which it was being lawfully used at the gazettal date of the Scheme; or
- (b) the carrying out of any development thereon for which, immediately prior to that time, a permit or permits, lawfully required to authorise the development to be carried out, were duly obtained and are current.

6.2 **Extension of Non-conforming Use:** A person shall not alter or extend a non-conforming use or erect, alter or extend a building used in conjunction with a non-conforming use without first having applied for and obtained the planning approval of the Council under the Scheme and unless in conformity with any other provisions and requirements contained in the Scheme.

6.3 **Change of Non-conforming Use:** Notwithstanding anything contained in the Zoning Table the Council may grant its planning approval to the change of use of any land from a non-conforming use to another use if the proposed use is, in the opinion of the Council, less detrimental to the amenity of the locality than the non-conforming use and is, in the opinion of the Council, closer to the intended uses of the zone.

6.4 Discontinuance of Non-conforming Use

6.4.1 When a non-conforming use of any land or building has been discontinued for a period of six months or more such land or building shall not thereafter be used otherwise than in conformity with the provisions of the Scheme.

6.4.2 The Council may effect the discontinuance of a non-conforming use by the purchase of the affected property, or by the payment of compensation to the occupier of that property, and may enter into an agreement with the owner for that purpose.

6.5 **Destruction of Buildings:** If any building is, at the gazettal date, being used for a non-conforming use, and is subsequently destroyed or damaged to an extent of 75% or more of its value the land on which the building is built shall not thereafter be used otherwise than in conformity with the Scheme, and the building shall not be repaired, rebuilt, altered or added to for the purpose of being used for a non-conforming use or in a manner or position not permitted by the Scheme.

PART 7—PLANNING APPROVAL

7.1 Development of Land

7.1.1 Subject to sub-clause 7.1.2 a person shall not commence or carry out development of any land zoned or reserved under the Scheme without first having applied for and obtained the planning approval of the Council under the Scheme.

7.1.2 The planning approval of the Council is not required for the following development of land—

- (a) the use of land in a reserve, where such land is held by the Council or vested in a public authority;
 - (i) for the purpose for which the land is reserved under the Scheme; or
 - (ii) in the case of land vested in a public authority, for any purpose for which such land may be lawfully used by that authority.
- (b) except as otherwise provided by the Scheme, the erection on a lot of a single house including ancillary outbuildings in a zone where the use is a permitted ("P") use in the zone in which that land is situated.
- (c) the use of land which is a permitted ("P") use in the zone in which that land is situated provided it does not involve the carrying out of any building or other works.
- (d) the erection of a boundary fence except as otherwise required by the Scheme.
- (e) the carrying out of any works on, in, over or under a street or road by a public authority acting pursuant to the provisions of any Act.
- (f) the carrying out of works for the maintenance, improvement or other alteration of any building, being works which affect only the interior of the building or which do not materially affect the external appearance of the building.
- (g) the carrying out of works urgently necessary for public safety or for the safety or security of plant or equipment or for the maintenance of essential services.

7.1.3 Notwithstanding that except in the Special Rural zones a single house does not require planning approval pursuant to the Scheme, any person who wishes the Council to vary any particular provision

of the Residential Planning Codes relating to the erection of a single house shall, at the time of lodging an application for a building licence or earlier, apply in writing to the Council, seeking the Council's approval for the variation. The Council may approve the variation with or without conditions or may refuse to approve the variation. The Council shall, before granting its approval, satisfy itself that

- (i) the variation requested is one which the Council has the power to approve;
- (ii) approval of that variation would not compromise the objectives of the Residential Planning Codes.

7.2 Application for Planning Approval: Every application for planning approval shall be made in the form prescribed by the Council and in accordance with the directions thereon.

7.3 Advertising of Applications

7.3.1 Where an application is made for planning approval to commence or carry out development which involves an "SA" use the Council shall not grant planning approval to that application unless notice of the application is first given in accordance with the provisions of sub-clause 7.3.3.

7.3.2 Where an application is made for planning approval to commence or carry out development which involves an "AA" use, or for any other development which requires the planning approval of the Council, the Council may give notice of the application in accordance with the provisions of sub-clause 7.3.3.

7.3.3 Where the Council is required or decides to give notice of an application for planning approval the Council shall cause one or more of the following to be carried out—

- (a) notice of the proposed development to be served on the owners and occupiers of land within an area determined by the Council as likely to be affected by the granting of planning approval stating that submissions may be made to the Council within twenty-one days of the service of such notice;
- (b) notice of the proposed development to be published in a newspaper circulating in the Scheme Area stating that submissions may be made to the Council within twenty-one days from the publication thereof;
- (c) a sign or signs displaying notice of the proposed development to be erected in a conspicuous position on the land for a period of twenty-one days from the date of publication of the notice referred to in paragraph (b) of this clause.

7.3.4 After expiration of twenty-one days from the serving of notice of the proposed development, the publication of notice or the erection of a sign or signs, whichever is the later, the Council shall consider and determine the application.

7.4 Determination of Application

7.4.1 In determining any application for planning approval the Council may consult with any authority which, in the circumstances, it thinks appropriate.

7.4.2 The Council having regard to any matter which it is required by the Scheme to consider, to the purpose for which the land is zoned or approved for the use under the Scheme, to the purpose for which land in the locality is used, and to the orderly and proper planning of the locality and the preservation of the amenities of the locality, may refuse to approve any application for planning approval or may grant its approval unconditionally or subject to such conditions as it thinks fit.

7.4.3 Where the Council approves an application for planning approval under the Scheme the Council may limit the time for which that approval remains valid.

7.5 Deemed Refusal

7.5.1 Where the Council has not within sixty days of the receipt by it of an application for planning approval either conveyed its decision to the applicant or given notice of the application in accordance with sub-clause 7.3.3 the application may be deemed to have been refused.

7.5.2 Where the Council has given notice of an application for planning approval in accordance with sub-clause 7.3.3 and where the Council has not within ninety days of receipt by it of the application conveyed its decision to the applicant, the application may be deemed to have been refused.

7.5.3 Notwithstanding that an application for planning approval may be deemed to have been refused under sub-clauses 7.5.1 and 7.5.2 the Council may issue a decision in respect of the application at any time after the expiry of the sixty day or ninety day period specified in those sub-clauses, as the case may be.

7.6 Approval of Existing Developments

7.6.1 The Council may give approval of a development already commenced or carried out regardless of when it commenced or was carried out. Such approval shall have the same effect for all purposes as if it had been given prior to the commencement or carrying out of the development, but provided that the development complies with the provisions of the Scheme as to all matters other than the provisions requiring the Council's approval prior to the commencement of development.

7.6.2 The application to the Council for approval under sub-clause 7.6.1 shall be made in accordance with the provisions of clause 7.2.

7.6.3 A development which was not permissible under the Scheme at the time it was commenced or carried out may be approved if at the time of approval under this clause it is permissible.

7.6.4 The approval by the Council of an existing development shall not affect the power of the Council to take appropriate action for a breach of the Scheme or the Act in respect of the commencement of the development without approval.

PART 8—ADMINISTRATION

8.1 Powers of the Scheme: In implementing the Scheme the Council has, in addition to all other powers vested in it, the following powers—

- (a) the Council may enter into any agreement with any owner, occupier or other person having an interest in land affected by the provisions of the Scheme in respect of any matters pertaining to the Scheme.
- (b) the Council may acquire any land or buildings within the District pursuant to the provisions of the Scheme or the Act.
- (c) the Council may deal with or dispose of any land which it has acquired pursuant to the Scheme or the Act in accordance with law and for such purpose may make such agreements with other owners as it considers fit.
- (d) an officer of the Council, authorised by the Council for the purpose, may at all reasonable times enter any building or land for the purpose of ascertaining whether the provisions of the Scheme are being served.
- (e) the Council may require a proponent for planning approval to pay the costs of the advertising of the proposal under clause 8.2 of the Scheme.

8.2 Offences

8.2.1 A person shall not erect, alter or add to or commence to erect, alter or add to a building or use or change the use of any land, building or part of a building for any purpose—

- (a) otherwise than in accordance with the provisions of the Scheme;
- (b) unless all approvals required by the Scheme have been granted and issued;
- (c) unless all conditions imposed upon the grant and issue of any approval required by the Scheme have been and continue to be complied with; and
- (d) unless all standards laid down and all requirements prescribed by the Scheme or determined by the Council pursuant to the Scheme with respect to that building or that use of that part have been and continue to be complied with.

8.2.2 A person who fails to comply with any of the provisions of the Scheme is guilty of an offence and without prejudice to any other remedy given herein is liable to the penalties prescribed by the Act.

8.3 Notice for Removal of Certain Buildings

8.3.1 Twenty eight (28) days written notice is hereby prescribed as the notice to be given pursuant to Section 10 of the Act.

8.3.2 The Council may recover expenses under Section 10(2) of the Act in a Court of competent jurisdiction.

8.4 Compensation: Except where otherwise provided in the Scheme, the time limit for the making of claims for compensation pursuant to Section 11 of the Act is six (6) months after the date of publication of the Scheme in the *Government Gazette*.

8.5 Rights of Appeal: An applicant aggrieved by a decision of the Council in respect of the exercise of a discretionary power under the Scheme may appeal in accordance with Part V of the Act and the rules and regulations made pursuant to the Act.

8.6 Planning Policies

8.6.1 The Council may prepare a planning policy (herein after called “a Policy”) which may make a provision for any matter related to the planning or development of the Scheme Area and which may be prepared so as to apply—

- (a) generally or in a particular class of matter or in particular classes of matters; and
- (b) throughout the Scheme Area or in one or more parts of the Scheme Area;

and may amend or add to or rescind a Policy so prepared.

8.6.2 A Policy shall become operative only after the following procedures have been completed—

- (a) the Council having prepared and adopted a draft Policy shall publish a notice once a week for two consecutive weeks in a local newspaper circulating within the Scheme Area giving details of where the draft Policy may be inspected, and in what form and during what period (being not less than 21 days) submissions may be made.
- (b) policies which the Council considers may be inconsistent with other provisions of the Scheme or with State and regional planning policies are to be submitted to the Commission for consideration and advice.
- (c) the Council shall review the draft Policy in the light of any submissions made and advice received and shall then resolve either to finally adopt the draft Policy with or without modification, or not to proceed with the draft Policy.
- (d) following final adoption of a Policy, notification of the final adoption shall be published once in a newspaper circulating within the Scheme Area.

8.6.3 The Council shall keep copies of any Policy with the Scheme documents for public inspection during normal office hours.

8.6.4 An amendment or addition to a Policy may be made after the Policy has become operative and shall be made in the same manner as provided for the making of a Policy in sub-clause 8.6.2.

8.6.5 A Policy may be rescinded by—

- (a) preparation and final adoption of a new Policy pursuant to this clause, specifically worded to supersede an existing Policy; and
- (b) publication of a formal notice of rescission by the Council twice in a newspaper circulating in the Scheme Area.

8.6.6 A Policy shall not bind the Council in respect of any application for planning approval but the Council shall have due regard to the provisions of the Policy and the objectives which the Policy is designed to achieve before making its decision.

8.6.7 Any Policy prepared under this clause shall be consistent with the Scheme and where any inconsistency arises the Scheme shall prevail.

8.7 Delegation

8.7.1 The Council may, either generally or in a particular case or cases, by resolution passed by an absolute majority of the Council, delegate to the staff of the Council the authority to deal with an application for planning approval made under this Scheme.

8.7.2 Any delegation made under this clause shall have effect for the period of twelve (12) months following the resolution unless the Council stipulates a lesser or greater period in the resolution.

8.7.3 The delegation of authority conferred by this clause has effect and may be exercised according to its tenor, but is revocable at the will of the Council and does not preclude the Council from exercising the power.

8.7.4 The performance of a function by a delegate under sub-clause 8.7.1 shall be deemed to be the performance of the function by the Council in all circumstances where the Council is able to delegate its powers.

8.7.5 Without affecting the generality of the provisions of this clause, where in the exercise of any power under this Scheme the Council is required to form any opinion or view or have any state of mind or to consider to have due regard to any matter, then that requirement shall be satisfied if a person exercising delegated authority in respect of that power performs the function.

8.7.6 A resolution to revoke or amend a delegation under clause 8.7 may be passed by a simple majority.

8.7.7 An officer member of the Council exercising the power delegated pursuant to the provisions of clause 8.7 shall comply with the provisions of the Scheme governing the exercise of the power by the Council, insofar as such provisions are reasonably applicable.

SCHEDULE 1

INTERPRETATIONS

abattoir: means land and buildings used for the slaughter of animals for human consumption and the treatment of carcasses, offal and by-products.

Act: means the *Town Planning and Development Act, 1928 (as amended)*.

advertisement: means any word, letter, model, sign, placard, board, notice device or representation, whether illuminated or not, in the nature of, and employed wholly or partly for the purposes of, advertisement, announcement or direction, and includes any hoarding or similar structure used, or adapted for use, for the display of advertisements.

amusement facility: means land and buildings, open to the public, used for not more than two amusement machines where such use is incidental to the predominant use.

amusement machine: means any machine, game or device whether mechanical or electronic or a combination of both operated by one or more players for amusement and recreation.

amusement parlour: means any land or building, open to the public, where the predominant use is amusement by amusement machines and where there are more than two amusement machines operating within the premises.

aquaculture: means any fish farming operation for which a fish farm licence issued pursuant to the provisions of Part V of the *Fisheries Act 1905 (as amended)* and the *Fisheries Regulations 1938 (as amended)* is required.

battle-axe lot: means a lot having access to a public road by means of an access strip included in the Certificate of Title of that lot.

builder's storage yard: means any land or buildings used for the storage of building material, pipes, or other similar items related to any trade; and may include manufacture, assembly and dismantling processes incidental to the predominant use.

Building Code of Australia: means the *Building Code of Australia 1988 (as amended)*.

building envelope: means an area of land within a lot marked on a plan within which all buildings on the lot must be contained.

camping area: means land used for the lodging of persons in tents or other temporary shelter.

caravan park: means an area of land specifically set aside for the parking of caravans and park homes or for the erection of camps on bays or tent sites allocated for that purpose.

caretaker's dwelling: means a building used as a dwelling by a person having the care of the building, plant, equipment or grounds associated with an industry, business, office or recreation area carried on or existing on the same site.

- civic building: means a building designed, used or intended to be used by a public authority or the Council as offices or for administrative or other like purpose.
- civic use: means land and buildings used by a public authority or the Council, for administrative, recreational or other purpose.
- club premises: means land and buildings used or designed for use by a legally constituted club or association or other body of persons united by a common interest whether such building or premises be licensed under the provisions of the *Liquor Licensing Act, 1988 (as amended)* or not and which building or premises are not otherwise classified under the provisions of the Scheme.
- Commission: means the Western Australian Planning Commission constituted under *the Western Australian Planning Commission Act 1995 (as amended)*.
- conservation: means, in relation to any place or heritage precinct, the management of that place or precinct in a manner that will—
- (a) enable the cultural heritage significance of that place or precinct to be retained; and
 - (b) yield the greatest sustainable benefit for the present community without diminishing the cultural heritage significance of that place or precinct, and may include the preservation, stabilisation, protection, restoration, reconstruction, adaptation and maintenance of that place or precinct in accordance with relevant professional standards, and the provision of an appropriate visual setting.
- constructed road: means a track which has been graded and stabilised within a dedicated road reserve.
- consulting rooms: means a building (other than a hospital or medical centre) used by practitioners who are legally qualified medical practitioners or dentists, physiotherapists, chiropractors or persons ordinarily associated with a practitioner in the prevention or treatment of physical or mental injuries or ailments, and the practitioners may be of the one profession or any combination of professions or practices.
- cultural heritage significance: means, in relation to a place or heritage precinct, the relative value which that place or precinct has in terms of its aesthetic, historic, scientific or social significance, for the present community and future generations.
- development: shall have the same meaning given to it in and for the purposes of the Act but shall also include in relation to any building, object, structure or place entered in the Heritage List or contained within a heritage precinct, any act or thing that—
- (a) is likely to change the character of the place or the external appearance of any building; or
 - (b) would constitute an irreversible alteration to the fabric of any building.
- District: means the Municipal District of the Shire of Moora.
- dog kennels: means land and buildings used for the boarding and breeding of dogs where such premises are registered or required to be registered by the Council; and may include the sale of dogs where such use is incidental to the predominant use.
- educational establishment: means a school or other educational centre, but does not include a reformatory.
- fuel depot: means any land or building used for the storage and sale in bulk of solid, liquid, or gaseous fuel, but does not include a service station and specifically excludes the sale by retail into the final users vehicle of such fuel from the premises.
- gazettal date: means the date of which notice of the Minister's approval of this Scheme is published in the *Government Gazette*.
- heritage precinct: means a precinct of heritage value having a distinctive nature, which may contain elements of only minor individual significance but heightened collective significance, and within whose boundaries controls may be necessary to retain and enhance its character.
- heritage list: means the Municipal Inventory, as amended from time to time, prepared by the Council pursuant to Section 45 of the *Heritage of Western Australia Act 1990 (as amended)*, or such parts thereof as described in the Heritage List.
- hobby farm: means the use of land for the agistment of horses, the growing of vegetables, fruit and flowers and the keeping of domestic poultry for private use only and not for commercial purposes or sale and shall include any buildings normally associated therewith.
- home occupation: means a business or activity carried out within a dwelling or the curtilage of a dwelling by a person resident therein or within a domestic outbuilding by a person resident in the dwelling to which it is appurtenant that—
- (a) entails the conduct of a business, office, a workshop only, and does not entail the retail sale or display of goods of any nature;
 - (b) does not cause injury to or prejudicially affect the amenity of the neighbourhood;
 - (c) does not detract from the residential appearance of the dwelling or domestic outbuilding;
 - (d) does not entail employment of any person not a member of the occupier's household;
 - (e) does not occupy an area greater than 20m²;
 - (f) does not display a sign exceeding 0.2m² in area;
 - (g) in the opinion of the Council is compatible with the principal uses to which land in the zone in which it is located may be put;

- (h) will not result in the requirement for a greater number of parking facilities than normally reserved for a single dwelling, and will not result in a substantial increase in the amount of vehicular traffic in the vicinity;
- (i) does not entail the presence, parking, and garaging of a vehicle of more than two (2) tonnes tare weight.

hotel: means any land or building providing accommodation for the public the subject of a hotel licence granted under the provisions of the *Liquor Licensing Act 1988 (as amended)* and may include a betting agency operated in accordance with the *Totalisator Agency Betting Board Act 1960 (as amended)*, but does not include a motel, tavern, or boarding house the subject of a limited hotel licence or other licence granted under that Act.

industry: means the carrying out of any process in the course of trade or business for gain, for and incidental to one or more of the following—

- (a) the winning, processing or treatment of minerals;
- (b) the making, altering, repairing, or ornamentation, painting, finishing, cleaning, packing, or canning or adapting for sale, or the breaking up or demolition of any article or part of an article;
- (c) the generation of electricity or the production of gas;
- (d) the manufacture of edible goods,

and includes, when carried out on land upon which the process is carried out and in connection with that process, the storage of goods, any work of administration or accounting, or the wholesaling of, or the incidental sale of goods resulting from the process, and the use of land for the amenity of persons engaged in the process; but does not include—

- (i) the carrying out of agriculture;
- (ii) on-site work on buildings or land; or
- (iii) in the case of edible goods the preparation of food for retail sale from the premises.

industry—cottage: means a business, professional service, trade or light industry producing arts and craft goods which cannot be carried out under the provisions relating to a “home occupation” and which in the opinion of the Council—

- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood;
- (b) where operated in a Residential Zone, does not entail the employment of any person other than a member of the occupier’s household;
- (c) is conducted in an outbuilding which is compatible within the principal uses to which land in the zone in which it is located may be put;
- (d) does not occupy an area greater than 50m²;
- (e) does not display a sign exceeding 0.2m² in area.

industry—extractive: means an industry which involves—

- (a) the extraction of sand, gravel, clay, turf, soil, rock, stone, minerals, or similar substance from the land, and also the storage, treatment, or manufacture of products from those materials when the manufacture is carried out on the land from which any of the materials so used is extracted or on land adjacent thereto, and the storage of such materials or products;
- (b) the production of salt by the evaporation of salt water.

industry—general: means an industry other than a cottage, extractive, hazardous, light, noxious, rural, or service industry.

industry—hazardous: means an industry which, when in operation and when all measures proposed to minimise its impact on the locality have been employed (including measures to isolate the industry from existing or likely future development on other land in the locality), would pose a significant risk in relation to the locality, to human health, life or property, or to the biophysical environment. Examples of such industry include oil refineries and chemical plants but would generally exclude light, rural, or service industries.

industry—light: means an industry—

- (a) in which the processes carried on, the machinery used, and the goods and commodities carried to and from the premises will not cause any injury to, or will not adversely affect the amenity of the locality by reason of the emission of light, noise, electrical interference, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, wastewater or other waste products; and
- (b) the establishment of which will not or the conduct of which does not impose an undue load on any existing or projected service for the supply or provision of water, electricity, sewerage facilities, or any other like services.

industry—noxious: means an industry which is subject to licensing as “Prescribed Premises” under the *Environmental Protection Act 1986 (as amended)*.

industry—rural: means an industry handling, treating, processing, or packing primary products grown, reared, or produced in the locality, and a workshop servicing plant or equipment used for rural purposes in the locality.

industry—service: means a light industry carried out on land or in buildings which may have a retail shop front and from which goods manufactured on the premises may be sold; or land and buildings having a retail shop front and used as a depot for receiving goods to be serviced.

intensive agriculture: means the use of land for the purposes of trade, commercial reward or gain, including such buildings and earthworks normally associated with the following—

- (a) the production of grapes, vegetables, flowers, exotic and native plants, fruit and nuts;
- (b) the establishment and operation of plant and fruit nurseries;
- (c) the development of land for irrigated fodder production and irrigated pasture (including turf farms);
- (d) the development of land for the keeping, rearing or fattening of rabbits (for either meat, or fur production), and other livestock in feedlots;
- (e) dairy milking sheds;
- (f) the development of land for the keeping, rearing or fattening of other livestock above those stocking rates recommended by the Department of Agriculture in consultation with surrounding farmers for the applicable pasture type;
- (g) aquaculture.

land: shall have the same meaning given to it in and for the purpose of the Act.

local shop: means a building or part of a building wherein the only goods offered for sales are food-stuffs, toiletries, stationery or goods of a similar domestic nature intended for day to day consumption or use by persons living or working in the locality of the shop.

lodging house: shall have the same meaning as is given to it in and for the purposes of the *Health Act, 1911 (as amended)*.

lot: shall have the same meaning given to it in and for the purposes of the Act and "allotment" has the same meaning.

market: means land and buildings used for a fair, a farmer's or producers' market, or a swap-meet in which the business or selling carried on or the entertainment provided is by independent operators or stallholders carrying on their business or activities independently of the market operator save for the payment where appropriate of a fee or rental.

medical centre: means a building (other than a hospital) that contains or is designed to contain facilities not only for the practitioner or practitioners mentioned under the interpretation of consulting rooms but also for ancillary services such as chemists, pathologists and radiologists.

motel: means land and buildings used or intended to be used to accommodate patrons in a manner similar to a hotel or boarding house but in which special provision is made for the accommodation of patrons with motor vehicles and to which a licence under the *Liquor Licensing Act 1988 (as amended)* has been granted.

motor vehicle and marine sales: means land and buildings used for the display and sale or hire of new or second-hand motorcycles, cars, trucks, caravans, and boats or any one or more of them and may include the servicing of motor vehicles sold from the site.

motor vehicle repair: means land and buildings used for the mechanical repair and overhaul of motor vehicles including tyre recapping, retreading, panel beating, spray painting and chassis re-shaping.

municipal inventory of heritage places means an inventory of places within its district which in the opinion of Council are, or may become, of cultural heritage significance.

nett lettable area (NLA): means the area of all floors confined within the internal finished surfaces of permanent walls but excludes the following areas—

- (a) all stairs, toilets, cleaners cupboards, lift shafts and motor rooms, escalators, tea rooms and plant rooms, and other service areas;
- (b) lobbies between lifts facing other lifts serving the same floor;
- (c) areas set aside as public space or thoroughfares and not for the exclusive use of occupiers of 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.

non-conforming use: means any use of land or building which was lawful immediately prior to the coming into operation of the Scheme, but is not in conformity with the provisions of the Scheme.

office: means a building or part of a building used for the conduct of administration, the practice of a profession, the carrying on of agencies, a post office, bank, building society, insurance office, estate agency, typist and secretarial service, or services of a similar nature, and where not conducted on the site thereof, the administration of or the accounting in connection with a commercial or industrial undertaking.

owner: in relation to any land includes the Crown and every person who jointly or severally whether at law or in equity—

- (a) is entitled to the land for an estate in fee simple in possession; or
- (b) is a person to whom the Crown has lawfully contracted to grant the fee simple of the land; or
- (c) is a lessor or licensee from the Crown; or
- (d) is entitled to receive or is in receipt of, or if the land were let to a tenant, would be entitled to receive the rents and profits thereof, whether as a beneficial owner, trustee, mortgagee in possession, or otherwise.

piggery: shall have the same meaning given to it in and for the purposes of the *Health Act 1911 (as amended)*.

place: means an area of land sufficiently identified by survey, description or otherwise as to be readily ascertainable, and includes—

- (a) an area of land situated in the bed of any watercourse or lake;
- (b) any works or buildings situated there, their contents relevant to the purpose of the Scheme, and such of their immediate surroundings as may be required for the purposes of the conservation of those works or buildings; and
- (c) as much of the land beneath the place as is required for the purposes of its conservation.

plant nursery: means any land or buildings used for the propagation, rearing, and sale of plants and the storage and sale of products associated with horticultural and garden decor.

potable water: means water in which the level of physical, chemical and bacteriological constituents do not exceed the maximum permissible levels set out in "International Standards for Drinking Water" published by the World Health Organisation.

poultry farm: means any land or buildings used for hatching, rearing or keeping of poultry for either egg or meat production which does not constitute an offensive trade within the meaning of the *Health Act 1911 (as amended)*.

private recreation: means land used for parks, gardens, playgrounds, sports arenas, or other grounds for recreation which are not normally open to the public without charge.

produce store: means any land or buildings wherein fodders, fertilisers and grain are displayed and offered for sale.

public amusement: means land and buildings used for the amusement or entertainment of the public, with or without charge.

public authority: shall have the same meaning given to it in and for the purposes of the Act.

public recreation: means land used for a public park, public gardens, playground or other grounds for recreation which are normally open to the public without charge.

public utility: means any work or undertaking constructed or maintained by a public authority or the Council as may be required to provide water, sewerage, electricity, gas, drainage, communications or other similar services.

public worship: means land and buildings used for the religious activities of a church but does not include an institution for primary, secondary, or higher education, or a residential training institution.

restaurant: means a building wherein food is prepared for sale and consumption within the building and the expression shall include a licensed restaurant.

restoration: means any work or process on at or in respect of a building structure or place which wholly or partly brings back the building structure or place to its original condition or which reinstates its historic or natural character either by rebuilding or repairing its fabric or by removing accretions or additions.

rural pursuit: means the use of land for any of the purposes set out hereunder and shall include such buildings normally associated therewith—

- (a) the rearing or agistment of goats, sheep, cattle or beasts of burden;
- (b) the stabling, agistment or training of horses;
- (c) the growing of trees, plants, shrubs, or flowers for replanting in domestic, commercial, or industrial gardens;
- (d) the sale of produce grown solely on the lot;

but does not include intensive agriculture.

salvage yard: means any land or buildings used for the storage and sale of materials salvaged from the erection, demolition, dismantling or renovating of, or fire or flood damage to structures including (but without limiting the generality of the foregoing) buildings, machinery, vehicles and boats.

schedule: means a schedule to the Scheme.

service station: means land and buildings used for the supply of petroleum products and motor vehicle accessories and for carrying out greasing, tyre repairs and minor mechanical repairs and may include a cafeteria, restaurant or shop incidental to the primary use; but does not include transport depot, panel beating, spray painting, major repair to motor vehicles, or wrecking of vehicles.

shop: means any building wherein goods are kept, exposed or offered for sale by retail, or within which services of a personal nature are provided (including a hairdresser, beauty therapist or manicurist) but does not include a showroom, fast food outlet or any other premises specifically defined elsewhere in the Scheme.

short-stay accommodation: means the occupation of a chalet, caravan, camp or any other form of accommodation approved by the Council, by persons for a period of not more than a total of three months in any one twelve month period.

showroom: means a building wherein goods are displayed and may be offered for sale by wholesale and/or by retail, excluding the sale by retail of: foodstuffs; liquor or beverages; items of clothing or apparel; magazines, books or paper products; medical or pharmaceutical products; china, glassware or domestic hardware; and items of personal adornment.

stable: means any land, building, or structure used for the housing, keeping, and feeding of horses, asses, or mules and associated activities.

stockyard: means any land, building or structure used for holding and/or sale of animal stock.

take-away food outlet: means any land of buildings used for the preparation, sale and serving of food to customers in a form ready to be eaten without further preparation primarily off the premises.

tavern: means land and buildings the subject of a Tavern License granted under the provisions of the *Liquor Licensing Act, 1988 (as amended)*.

transport depot: means land and buildings used for the garaging of motor vehicles used or intended to be used for carrying goods or persons for hire or reward or for any consideration, or for the transfer of goods or persons from one such motor vehicle to another of such motor vehicle and includes maintenance, management and repair of the vehicles used, but not of other vehicles.

veterinary hospital: means a building used in connection with the treatment of sick animals and includes the care and accommodation of animals during or after such treatment.

zone: means a portion of the Scheme area shown on the Scheme Map by distinctive colouring, patterns, symbols, hatching, or edging for the purpose of indicating the restrictions imposed by the Scheme on the erection and use of buildings or for the use of land, but does not include reserved land.

zoological gardens: means any land or buildings used for the keeping, breeding or display of fauna and the term includes Zoo but does not include kennels or keeping, breeding or showing of domestic pets.

SCHEDULE 2 ADDITIONAL USES

PARTICULARS OF LAND	USE/REQUIREMENTS
Lot 2 of Lot 226 Riley Road/Keane Street, Moora	The additional use subject to planning approval being granted by the Council may be a concrete batching plant and/or a transport depot. After following the advertising provisions in clause 7.3 for an "SA" use the Council may approve a light industry.
Lot 1 and Pt Lot 235 Moora-Dongara Road, Moora	The additional use subject to planning approval being granted by the Council may be the manufacture of concrete products including but not limited to water tanks, culvert sections, pipes, etc.
Portion of Location 2007 Moora-Dongara Road, Moora	Straw Pulp and Paper Mill subject to: <ol style="list-style-type: none"> 1 The use and development of the pulp mill comprised in Melbourne Location 2007 requires the prior approval of the Council pursuant to the Scheme. 2 In the event that the use and development of the Straw Pulp and Paper Mill is not substantially commenced by March 31, 1999 this entry in the Scheme relating to the Melbourne Location 2007 shall become null and void and the Scheme shall thereafter be read as if the entry did not exist.
Portion of Location 2007 Moora-Dongara Road, Moora	General Industry subject to— <ol style="list-style-type: none"> 1 No development of any part of Melbourne Location 2007 is permitted in advance of the development of a Straw Pulp and Paper Mill. 2 The use and development of general industry comprised in Melbourne Location 2007 requires the preparation of a subdivision guide plan to the satisfaction of the Council, and the approval of the Council pursuant to the Scheme. 3 In the event that the use and development of the Straw Pulp and Paper Mill on portion of Melbourne Location 2007 is not substantially commenced by March 31, 1999 this entry in the Scheme relating to Melbourne Location 2007 shall become null and void and the Scheme shall thereafter be read as if the entry did not exist.
Lot 1 of Lot 226 Riley Road, Moora	Builders storage yard

SCHEDULE 3
SPECIAL USE ZONES

PARTICULARS OF LAND	USE/REQUIREMENTS
Lot 1 Dandaragan Road, Moora	Golf course and club
Sub Lots 24-27 Dandaragan Road, Kintore/Clinch/Long Streets, Moora	Private School
Crown Reserve 27836 Moore Street, Moora	Caravan Park
Lots 4 and 55 Lee Steere Street, Moora	Motor vehicle repair station
Lot 2 Atbara Street, Moora	Local Shop
Lot 59 Lee Steere Street, Moora	Builder's storage yard and joinery
Lot 241 Berkshire Valley Road/ Barker Street, Moora	(i) The permissibility designation for the uses which may be considered are: "P" motor vehicle and marine sales plant nursery showroom warehouse "AA" caretaker's dwelling industry—service motor vehicle repair office public utility veterinary clinic veterinary hospital "X" all other uses (ii) Minimum boundary setbacks subject to clause 4.4 shall be: front : 20 m side : 5.0 m rear : 7.5 m

SCHEDULE 4
SPECIAL RURAL ZONES

PARTICULARS OF LAND	REQUIREMENTS
Lot 114 Long Street, Moora	<ol style="list-style-type: none"> 1 Any building on a lot must be erected within the building envelope defined on the Subdivision Guide Plan as adopted by the Council. 2 No person shall destroy any indigenous vegetation and trees or clear land except where the developer of the estate/ land-owner obtains the prior approval in writing of the Council and where such vegetation is dangerous, dead or diseased, or where the clearing is required for the purpose of a firebreak, dwelling, outbuilding, fence, on-site effluent disposal system, and/or driveways. 3 On-site effluent disposal systems servicing development on the lots shall be to the specifications and satisfaction of both the Council and the Health Department of WA and shall: <ol style="list-style-type: none"> (i) achieve a two metre separation between the base of the leach drain and the highest recorded groundwater level or bedrock; and (ii) achieve at least a 100m horizontal separation between the disposal system and any water courses; and (iii) lots or part thereof within the 100m setback from water courses be limited to high environmental performance systems such as ECOMAX, Clearwater 90, Bio Cycle, or other similar "approved" systems acceptable to the Council, and the Health Department of WA, and the Environmental Protection Authority. 4 Stormwater shall be contained on site to the satisfaction of the Council within any direct drainage outlet to a water course.

SCHEDULE 4—continued
SPECIAL RURAL ZONES—continued

PARTICULARS OF LAND	REQUIREMENTS
5 Other than a dwelling, land uses and activities which in the Council's opinion involve excessive nutrient application or the clearing of the land shall be referred to the Environmental Protection Authority.	
6 KEEPING OF ANIMALS (i) Stocking rates shall not exceed those recommended by the Department of Agriculture for the applicable pasture types. (ii) The keeping of horses, sheep, goats, and other grazing animals shall be restricted to within an area which is set back 100m from any watercourse. This area shall be fenced to the satisfaction of the Council.	
Land bounded by Bindoon-Moora Road, Stack / Long / Cooper / Halligan / Webb Streets, Moora	1 The minimum lot size should be no less than 2.0 hectares for subdivision but any subdivision shall be subject to the following first being satisfied: (i) the preparation by the proponent of a land capability assessment to the satisfaction of the Council and the Commission; and (ii) the approval by the Council and the Commission of a Subdivision Guide Plan prepared by the proponent in accordance with the findings of the land capability assessment; and (iii) arrangements to the satisfaction of the Council for drainage and on-site effluent disposal.
Land bounded by Cooper / Halligan / Webb / Molloy Streets, Moora	1 The minimum lot size should be no less than 4.0 hectares for subdivision but any subdivision shall be subject to the following first being satisfied: (i) the preparation by the proponent of a land capability assessment to the satisfaction of the Council and the Commission; and (ii) the approval by the Council and the Commission of a Subdivision Guide Plan prepared by the proponent in accordance with the findings of the land capability assessment; and (iii) building envelopes being identified in the Subdivision Guide Plan having regard to the extent of land liable to flooding; and (iv) arrangements to the satisfaction of the Council for drainage and on-site effluent disposal.
All other lots in the Moora townsite	1 No further subdivision will be supported by the Council if: (i) one or more additional lots would be created; or (ii) the minimum lot size would be less than 2.0 hectares.
Lots 2416, 3467 Pryre Street, Coomberdale; and Lot 43 Murray Street; Lots 34 and 35 Murray Street; Lots 37-42 and 74-79 south of Murray Street, Watheroo	1 The Subdivision Guide Plan shall be the existing cadastral pattern as at the gazettal date, but further subdivision may be supported by the Council to create lots of not less than 2.0 hectares.

SCHEDULE 5

EXEMPTED ADVERTISEMENTS
CONTROL OF ADVERTISEMENTS

ADDITIONAL INFORMATION SHEET FOR ADVERTISEMENT APPROVAL
 (to be completed in addition to
 Application for Planning approval)

- 1 Name of Advertiser (if different from owner):
- 2 Address in full:

- 3 Description of Property upon which advertisement is to be displayed including full details of its proposed position within that property:
 - 4 Details of Proposed Sign—
 Height: Width: Depth:
 Colours to be used:
 Height above ground level—
 To top of Advertisement:
 To underside of Advertisement:
 Materials to be used:
 Illuminated: Yes/No
 If yes, state whether steady, moving, flashing, alternating, digital, animated, or scintillating, etc:
 If yes, state intensity of light source:
 - 5 State period of time for which advertisement is required:
 - 6 Details of signs, if any, to be removed if this application is approved:
- NB Application should be supported by a photograph or photographs of the premises showing super-imposed thereon the proposed position for the advertisement and those advertisements to be removed detailed in 6 above.
- Signature of Advertiser(s):
 (if different from landowners)
 Date:

EXEMPTED ADVERTISEMENTS

LANDUSE AND/OR DEVELOPMENT REQUIRING ADVERTISEMENT	EXEMPTED SIGN TYPE AND NUMBER (includes the change of posters or poster signs and applies to non-illuminated signs unless otherwise stated)	MAXIMUM AREA OF EXEMPTED SIGN
Dwellings	One professional name-plate as appropriate.	0.2m ²
Home Occupation	One advertisement describing the nature of the home occupation.	0.2m ²
Places of Worship, Meeting Halls and Places of Public Assembly	One advertisement detailing the function and/or the activities of the institution concerned.	0.2m ²
Cinemas, Theatres and Drive-In Theatres	Two signs (illuminated or non-illuminated) detailing the entertainment being presented from time to time at the venue upon which the signs are displayed.	Each advertisement sign not to exceed 5m ²
Shops, Showrooms and other uses appropriate to a Shopping Area	All advertisements affixed to the building below the top of the awning or, in the absence of an awning, below a line measured at 5 metres from the ground floor level of the building subject to compliance with the requirements of the Signs Hoarding and Bill Posting Local Laws.	Not Applicable
Industrial and Warehouse Premises	A maximum of four advertisements applied to or affixed to the walls of the building but not including signs which project above the eaves or the ridge of the roof of the building, and excluding signs projecting from a building and excluding signs which are connected to a pole, wall, or other building. A maximum of two free-standing advertisement signs not exceeding 5 metres in height above ground level.	Total area of such advertisements shall not exceed 15m ² Maximum permissible total area shall not exceed 10m ² and individual advertisement signs shall not exceed 6m ²

LANDUSE AND/OR DEVELOPMENT REQUIRING ADVERTISEMENT	EXEMPTED SIGN TYPE AND NUMBER (includes the change of posters or poster signs and applies to non-illuminated signs unless otherwise stated)	MAXIMUM AREA OF EXEMPTED SIGN
Showroom, racecourses, major racing tracks, sports stadia, major sporting grounds and complexes	All signs provided that, in each case, the advertisement is not visible from outside the complex or facility concerned either from other private land or from public places and streets.	Not Applicable
Public Places and Reserves	(a) Advertisement signs (illuminated and non-illuminated) relating to the functions of Government, a public authority or Council of a municipality excluding those of a promotional nature constructed or exhibited by, or on behalf of any such body, and	Not Applicable
	(b) Advertisement signs (illuminated and non-illuminated) required for the management or control of traffic on any public road, car park, cycleway, railway or waterway where such advertisement has been constructed or exhibited by or at the direction of a Government department, public authority or the Council of a municipality, and	Not Applicable
	(c) Advertisement signs (illuminated and non-illuminated) required to be exhibited by or pursuant to any statute or regulation or the like made pursuant to powers contained within a Statute provided that any such advertisement is constructed and/or exhibited strictly in accordance with the requirements specified therein.	Not Applicable
Railway Property and Reserves	Advertisement signs exhibited on such land provided that each such advertisement is directed only at persons at or upon railway station.	No sign shall exceed 2m ² in area.
Advertisements within Building	All advertisements placed or displayed within buildings which cannot ordinarily be seen by a person outside of those buildings.	Not Applicable
All classes of buildings other than single family dwellings	One advertisement sign containing the name, number and address of the building, the purpose for which the building is used or the name and address of the managing agent thereof.	0.2m ²
TEMPORARY SIGNS	EXEMPTED SIGN TYPE AND NUMBER (All non-illuminated unless otherwise stated)	MAXIMUM AREA OF EXEMPTED SIGN
Building Construction Sites (advertisement signs displayed only for the duration of the construction) as follows:		
(a) Dwellings	One advertisement per street frontage containing details of the project and the contractors undertaking the construction work.	2m ²
(b) Multiple dwellings, shops, commercial and industrial properties	One sign as for (a) above.	5m ²
(c) Large development or redevelopment projects involving shopping centres, office or other buildings exceeding three (3) storeys in height	One additional sign showing the name of the project builder.	5m ²

TEMPORARY SIGNS	EXEMPTED SIGN TYPE AND NUMBER (All non-illuminated unless otherwise stated)	MAXIMUM AREA OF EXEMPTED SIGN
Sales of goods or livestock	One sign per lot displayed for a period not exceeding three (3) months advertising the sale of goods or livestock upon any land or within any building upon which the sign is exhibited provided that the land is not normally used for that purpose.	2m ²
Property Transactions Advertisement signs displayed for the duration of the period over which property transactions are offered and negotiated as follows:		
(a) Dwellings	One sign per street frontage for each property relating to the sale, leasing or impending auction of the property at or upon which the sign is or the signs are displayed.	Each sign shall not exceed an area of 2m ²
(b) Multiple dwellings, shops, commercial and industrial properties	One sign as for (a) above.	Each sign shall not exceed an area of 5m ²
(c) Large properties comprised of shopping centres, buildings in excess of four (4) storeys and rural properties in excess of five (5) hectares.	One sign as for (a) above	Each sign shall not exceed an area of 10m ²
Display Homes Advertisement signs displayed for the period over which homes are on display for public inspection	(a) One sign for each dwelling on display. (b) In addition to (a) above one sign for each group of dwellings displayed by a single project builder giving details of the project building company and details of the range of dwellings on display.	2m ² 5m ²

ADOPTION

Adopted by Resolution of the Council of the Shire of Moora at the meeting of the Council held on the 20th day of September 1995.

L. M. BATES, President.
J. N. WARNE, Chief Executive Officer.

FINAL APPROVAL

1. Adopted by Resolution of the Council of the Shire of Moora at the meeting of the Council held on the 17th day of December 1997 and pursuant to that Resolution the Seal of the Municipality was hereunto affixed in the presence of—

L. M. BATES, President.
J. N. WARNE, Chief Executive Officer.

This Scheme Text is to be read in conjunction with the approved maps of the Scheme described in clause 1.5 of the Scheme and to which formal approval was given by the Minister for Planning on the date shown below.

2. RECOMMENDED/SUBMITTED FOR FINAL APPROVAL—

Date: 1 May 1998.

E. FERRARO, for Chairperson of the
Western Australian Planning Commission.

3. FINAL APPROVAL GRANTED—

Date: 5 May 1998.

G. D. KIERATH, Minister for Planning.

PD702*

TOWN PLANNING AND DEVELOPMENT ACT 1928 (as amended)
RESOLUTION DECIDING TO PREPARE A TOWN PLANNING SCHEME
CITY OF PERTH TOWN PLANNING SCHEME No. 21

Resolved that the Council, in pursuance of Section 7 of the Town Planning and Development Act 1928 (as amended), prepare the above Town Planning Scheme with reference to an area situated wholly within the City of Perth and enclosed within the inner edge of border on a plan now produced to the Council and marked and certified by the Chief Executive Officer under his hand dated the 22 July 1997 as "Scheme Area Map".

Dated this Twenty Fifth day of July 1997.

GARRY G. HUNT, Chief Executive Officer.

CITY OF PERTH
TOWN PLANNING SCHEME NO. 21

The City of Perth under the powers conferred on it by the Town Planning and Development Act 1928 makes the following town planning scheme.

ARRANGEMENT
PRELIMINARY

1. Title
2. Commencement
3. Scheme Documents
4. Definitions
5. Scheme Area
6. Responsible Authority
7. Scheme Objects
8. Metropolitan Region Scheme
9. City Planning Scheme
10. Local Laws
11. Plot Ratio
12. Car Parking
13. Pedestrian Access
14. Application for Town Planning Approval
15. Determination of Applications for Town Planning Approval
16. Existing Town Planning Approval
17. Agreements

SCHEDULE

1. Definitions

CITY OF PERTH
TOWN PLANNING SCHEME No. 21

1. Title

This Town Planning Scheme may be referred to as the City of Perth Town Planning Scheme No.21.

2. Commencement

This Scheme commences on the Gazettal date.

NOTE: The 'Gazettal date' is defined in Schedule 1.

3. Scheme Documents

This Scheme comprises the following documents:

- (a) the Scheme text; and
- (b) the Scheme map.

NOTE: The 'Scheme text' and 'Scheme map' are defined in Schedule 1.

4. Definitions

In this Scheme, unless the context requires otherwise, the words and expressions used have the meanings set out in Schedule 1.

5. Scheme Area

This Scheme applies to the Scheme area.

NOTE: The 'Scheme area' is defined in Schedule 1.

6. Responsible Authority

The Authority responsible for administering this Scheme is the Council.

NOTE: The 'Council' is defined in Schedule 1.

7. Scheme Objects

The objects of this Scheme are:

- (a) the development of the Scheme area as a whole in a coordinated matter; and
- (b) to ensure that a public pedestrian accessway of adequate width is provided on the Scheme area along its eastern boundary adjoining Spring Street.

8. Metropolitan Region Scheme

This Scheme is complimentary to, and not a substitute for, the Metropolitan Region Scheme.

NOTE: The 'Metropolitan Region Scheme' is defined in Schedule 1.

9. City Planning Scheme

(1) This Scheme is complimentary to, and is not a substitute for, the City of Perth City Planning Scheme.

(2) Where a provision of this Scheme is inconsistent with a provision of the City Planning Scheme, the provision of this Scheme prevails.

(3) A reference in clause 48 of the City Planning Scheme to 'a standard or requirement prescribed by the Scheme' shall include a standard or requirement prescribed by this Scheme.

(4) A reference in clause 160(d) of the City Planning Scheme to 'all standards laid down and all requirements prescribed by the Scheme' shall include all standards laid down and all requirements prescribed by this Scheme.

NOTE: The 'City Planning Scheme' is defined in Schedule 1.

10. Local Laws

Where a provision of this Scheme is inconsistent with a provision of a local law, the provision of this Scheme prevails.

11. Plot Ratio

For the purpose of determining plot ratio under the City Planning Scheme with respect to land within the Scheme area, the Scheme area shall be treated as one site.

12. Car Parking

For the purpose of ascertaining car parking requirements under the City Planning Scheme with respect to land within the Scheme area, the Scheme area excluding the hatched portion shown on the Scheme map shall be treated as one site.

13. Pedestrian Access

(1) A public pedestrian accessway of a width considered adequate by the Council shall be provided on the Scheme area along its eastern boundary adjoining Spring Street.

(2) Nothing in this Scheme is to constitute or be taken to constitute a dedication or an implied dedication to the public of a right to use any part of the land in the Scheme area.

14. Application for Town Planning Approval

(1) Notwithstanding the provisions of the City Planning Scheme, an application for town planning approval shall be signed by every owner of land comprising the Scheme area.

(2) An agent authorised in writing for that purpose by an owner of land within the Scheme area may sign an application for town planning approval on behalf of the owner.

(3) In addition to any plans and information required by the City Planning Scheme, or by the Council pursuant to the City Planning Scheme, where a proposed development may affect parts of the Scheme area other than the land the subject of the application, the Council may require an application for town planning approval to be accompanied by such plans and information with respect to those parts of the Scheme area as will enable the Council to determine the application.

15. Determination of Applications for Town Planning Approval

(1) When considering an application for town planning approval, the Council may, in addition to any other matter or thing which it may consider, have regard to the objects of this Scheme.

(2) If the Council grants town planning approval then the Council may do so subject to conditions:

- (a) which the Council considers necessary or convenient for the implementation of the objects of this Scheme;
- (b) which require an owner of land in the Scheme area to enter into an agreement with the Council or other owners of land, whether or not within the Scheme area, with respect to the objects of this Scheme.

16. Existing Town Planning Approval

No provision of this Scheme is to limit or restrict the carrying out of any development in respect of which town planning approval has been granted before the commencement of this Scheme.

17. Agreements

The Council may enter into any agreement with any owner of land within the Scheme area which the Council considers necessary or convenient for the implementation of the objects of this Scheme.

SCHEDULE 1

In this Scheme, unless the contrary intention appears:—

- 'Council' means the Council of the City of Perth;
- 'Gazettal date' means the date on which this Scheme is published in the *Government Gazette*;
- 'Metropolitan Region Scheme' means the Metropolitan Region Scheme made under the Metropolitan Region Town Planning Scheme Act 1959,
- 'Scheme area' means the area shown and described in the Scheme map;
- 'Scheme text' means the document to which this Schedule is attached and includes this Schedule;
- 'Scheme map' means the map showing and describing the Scheme area.

ADOPTION

The City of Perth under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act 1928 (as amended), hereby adopts Town Planning Scheme No. 21 for the area of land shown on Plan No. STR.7

ADOPTED by resolution of the Council of the City of Perth at the Ordinary Meeting of the Council held on the TWENTY SECOND day of JULY 1997.

THE RT HON. DR P. NATTRASS, Lord Mayor.
GARRY G. HUNT, Chief Executive Officer.

CITY OF PERTH

MINOR TOWN PLANNING SCHEME NO. 21

ADOPTED for final approval by resolution of the Council of the City of Perth at the Ordinary Meeting of the Council held on the fourteenth day of April 1998 and the Seal of the Municipality was, pursuant to that resolution, hereunto affixed in the presence of:—

THE RT HON. DR P. NATTRASS, Lord Mayor.
GARRY G. HUNT, Chief Executive Officer.

Recommended—

Date: 6 May 1998.

V. McMULLEN, for Chairman of the
Western Australian Planning Commission.

Approved—

Date: 11 May 1998.

G. D. KIERATH, Minister for Planning.

POLICE

PE401

POLICE AUCTION

Under the provisions of the Police Act 1892, unclaimed and stolen property will be sold by public auction at Karratha Police Station, Welcome Road, Karratha at 10.00am on 27th June 1998.

Auction to be conducted by Judith Wright, Licensed Auctioneer.

R. FALCONER, Commissioner of Police.

PE402**ROAD TRAFFIC ACT 1974**

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Bicycle Time Trial by members/entrants of the Australian Time Trials

Assn on June 7th and July 5th, 1998 between the hours of 0800 and 1000 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Lemnos St, Brockway Rd, Morro St, Stubbs Tce, Selby St, Lemnos St.

All participants to wear approved head protection at all times.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PE403

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Car Rally by members/entrants of the Ascot Motor Club on June 6th and 7th, 1998 between the hours of 1100 on the 6th and 0200 on the 7th do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to: Scrub Bird Rd, Raven Rd, Jolly Rd, Fantail Rd and unnamed roads between Scrub Bird Rd, Green Bushes Rd and Raven Rd, Two Mile Rd, Plover Rd, Hawk Rd, Rosella Rd, Quail Rd, Curlew Rd, Robin Rd, Cuckoo Rd and unnamed roads between Preston, Tower and Grimwade Rds, Radiata Rd, Strobos Rd, Balsam Rd, Sabiniana Rd, Juniper Rd, Coulteri Rd, Kauri Rd, Wetherley Rd, Buffa Rd, Lewana Rd, Sylvestris Rd, Insularis Rd, Elliotti Rd, Ellis Creek Rd, Crest Rd, Spur Rd, Cliff Rd, Crevasse Rd, Stallard Rd, Arete Rd, Patula Rd, Contorta Rd, Taeda Rd, Ellis Creek Rd, Palustris Rd, Spruce Rd, River Rd, Ridge Rd, Ewart Rd, A Rd, Snake Rd, Zed Rd; Swan Rd.

All participants to wear approved head protection at all times.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PE404

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Criterium by members/entrants of the Karratha Cycle Club on June 14th, 1998 between the hours of 1500 and 1700 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Radley Dve, Stickney Way, Baynton Dve, Karratha.

All participants to wear approved head protection at all times.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PE405

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cross Country Run by members/entrants of the W.A. Athletics Commission on June 20th, 1998 between the hours of 1400 and 1630 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Manning Park, Davilak Ave, Spearwood.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PE406**ROAD TRAFFIC ACT 1974**

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by Section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of Cycle Races by members/entrants of the Northern Districts Cycle Club on June 1st, 14th, 21st, July 12th and 26th 1998 between the hours of 0800 and 1200 do hereby approve the temporary suspension of the Regulations made under such Act of the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Shenton Ave, Grand Boulevard, Joondalup Dve, Shenton Ave, Joondalup.

All participants to wear approved head protection at all times.

Dated at Perth this 26th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the W.A. Cycling Federation on June 6th, 1998 between the hours of 1330 and 1630 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Patterson Rd, Forrest Rd, Repatriation Rd, Pickering Brook Rd.

All participants to wear approved head protection at all times.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of Cycle Races by members/entrants of the Albany Cycle Club on June 6th and September 12th, 1998 between the hours of 1330 and 1630 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Chester Pass Rd, Millbrook Rd, Albany Hwy, Willyung Rd, Rocky Crossing Rd, Albany Highway, Rocky Crossing Rd, Albany Hwy finishing at Albany Toyota.

All participants to wear approved head protection at all times.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the W.A. Cycling Federation on June 7th, 1998 between the hours of 0830 and 1500 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Pickering Brook Primary School, Patterson, Walnut, Glenisla, Pickering Brook Rd, Pickering Brook.

All participants to wear approved head protection at all times.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Spokes Cycle Club on June 7th 1998 between the hours of 0900 and 1100 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: (1st race) Edward Rd to Eastlyn Estate, Mullewa Rd and return to Greenough Shire Offices. (2nd race) Greenough Shire Offices, Edward Rd for 6kms then Moonyoonooka Rd, Mullewa Rd and return to Shire Offices.

All participants to wear approved head protection at all times.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Karratha Cycle Club on June 7th and July 12th 1998 between the hours of 1500 and 1700 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Central Ave, Parker Point Rd, The Esplanade, Church Rd, Dampier.

All participants to wear approved head protection at all times.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by Section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Peel District Cycle Club on June 13th, 1998 between the hours of 1300 and 1700 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Del Park Rd, North Dandalup to Dwellingup and return to start.

All participants to wear approved head protection at all times.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Albany Cycle Club on June 13th, 1998 between the hours of 1330 and 1630 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Lower Denmark Rd (Albany) to Torbay Townsite and return to start.

All participants to wear approved head protection at all times.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Bunbury Cycle Club on June

14th, 1998 between the hours of 0930 and 1200 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Donnybrook Rec Centre, Steere St, Goodwood Rd, Berkshire Rd, Upson Rd, Goodwood Rd, Steere St, Donnybrook.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of Cycle Races by members/entrants of the West Coast Veterans Bicycle Club on June 14, 21, 28, 1998 between the hours of 0800 and 1200 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Argyle, Lefroy, Oakover, Campersic, Padbury, Lefroy Rd, Herne Hill.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the W.A.C.F. on June 20th, 1998 between the hours of 1200 and 1800 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Gordon Rd, Lakes Rd, Mandurah to North Dandalup and return to start.

All participants to wear approved head protection at all times.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Albany Cycle Club on June 20th, 1998 between the hours of 1330 and 1630 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Lower King Rd, Pridoux Rd, Bonaccord Rd, Chester Pass Rd, Norwood Rd, Lower King Rd, Albany.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Eastern Goldfields Cycle Club on June 20th, July 4th, 25th, 1998 between the hours of 1430 and 1700 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Grt. Eastern Hwy toward Coolgardie and return to start at Western Power Depot.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Spokes Cycle Club on June 21st, 1998 between the hours of 0900 and 1100 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Mullewa Rd, North West Coastal Hwy, Brand Hwy, Hammersley Rd, Evans Rd Walkaway, Walkaway-Geraldton Rd, Edward Rd, to finish at Greenough Shire Offices.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of Cycle Races by members/entrants of the Midland Cycle Club on June 21st, 28th, July 19th, August 9th, 1998 between the hours of 0900 and 1100 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Goodchild Oval Bellevue, Wilkins St, Henkin St, Clayton St, Military Rd, Helena Valley Rd, Scott St, Clayton Rd, Katherine St, Wilkins St, and return to start.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Peel District Cycling Club on June 21st and August 30th, 1998 between the hours of 0830 and 1300 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Sixty Eight Rd, Eighty Rd, Stakehill Rd, Baldivas Rd, Sixty Eight Rd, Baldivas.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Albany Cycle Club on June 27th, 1998 between the hours of 1330 and 1630 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Mercer Rd, Chester Pass Rd, Wassall Highway, Palmdale Rd to the end of the bitumen then return to start.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of Cycle Races by members/entrants of the Eastern Goldfields Cycle Club on June 27th, July 19th, August 8th, 22nd, 1998 between the hours of 1430 and 1700 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageways mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Broad Arrow Rd from Mt. Percy turn off then return to start.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Peel District Cycle Club on June 28th, 1998 between the hours of 0830 and 1300 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Pinjarra Rd, Roe St, James St, George St, Patterson Rd, Old Mandurah Rd, Pinjarra Rd, Ravenswood.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of Cycle Racing by members/entrants of the Spokes Cycle Club on June 28th, 1998 between the hours of 0900 and 1100 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Start at Waggrakine School, Waggrakine Cutting to Nanson, Howatharra Rd, North West Coastal Hwy to Waggrakine School, Geraldton.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Peel District Cycle Club on July 11th, August 8th, September 26th, 1998 between the hours of 1300 and 1700 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Sixty Eight Rd, Eighty Rd, Stakehill Rd, Baldivas Rd, Sixty Eight Rd, Baldivas.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and

nominated for the purpose of Cycle Races by members/entrants of the West Coast Veterans Bicycle Club on July 12, 19, 26, 1998 between the hours of 0800 and 1200 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Argyle, Lefroy, Oakover, Campersic, Padbury, Lefroy, Argyle, Herne Hill.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Cycle Race by members/entrants of the Bunbury Cycle Club on August 2nd, 1998 between the hours of 0930 and 1200 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Donnybrook Boyup Brook Rd, Charlie Creek Rd, Wildermere Rd, Thompson Brook Rd South, Grimwade Kirup Rd then return by same route to the start.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of Cycle Races by members/entrants of the Midland Cycle Club on August 16th, 30th, September 13th, 27th, 1998 between the hours of 0900 and 1100 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Goodchild Oval Bellevue, Wilkins St, Henkin St, Clayton St, Military Rd, Helena Valley Rd, Scott St, Clayton Rd, Katherine St, Wilkins St and return to start.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of Cycle Races by members/entrants of the Peel District Cycle Club on August 16th, 30th, September 12th, 1998 between the hours of 0830 and 1300 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Dog Hill Rd, Zig-zag Rd, St. Albans Rd, Foley Rd, Young Rd, Baldivas.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of Cycle Races by members/entrants of the Midland Cycle Club on October 4th, 11th, 18th, 1998 between the hours of 0900 and 1100 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Goodchild Oval Bellevue, Wilkins St, Henkin St, Clayton St, Military Rd, Helena Valley Rd, Scott St, Clayton Rd, Katherine St, Wilkins St and return to start.

All participants to wear approved head protection at all times.

Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PE407

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Footrace by members/entrants of the W.A. Marathon Club on June 14th, 1998 between the hours of 0730 and 1000 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to: Marine Tce, The Esplanade, Cliff St, Phillimore St, Elder Pl, Beach St, Riverside Rd, Preston Point Rd, Jerratt Dve, Victoria Quay, Mews Rd, Fremantle.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PE408

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Half Marathon by members/entrants of the Albany Athletic Club on June 7th, 1998 between the hours of 0830 and 1100 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on: Elleker Loop Rd, Lower Denmark Rd, Brooke St, Albany.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PE409

ROAD TRAFFIC ACT 1974

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Running Race by members/entrants of the W.A. Athletics Commission on June 14th, 1998 between the hours of 0800 and 0930 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to: Boas Ave, Grand Boulevard, Shenton Ave, Lakeside Dve, Boas Ave, Joondalup. Dual use paths to be used where possible.

Dated at Perth this 28th day of May 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

PE410**ROAD TRAFFIC ACT 1974**

I, Peter John Otway, A/Commander (Traffic and Operation Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of a Stretcher Race by members/eatnants of the Albany Regional Hospital on June 14th, 1998 between the hours of 0900 and 1100 do hereby approve the temporary suspension of the Regulations made under such Act on the carriageway/s mentioned hereunder.

Racing to be confined to: Middleton Rd, St. Emiles Way, Middleton Rd, Walliston, Lake Seppings Dve, Drew St, Warden Ave, Middleton Rd, Golf Links Rd, Troode St, Collingwood Rd, Warden Ave, Albany.
Dated at Perth this 2nd day of June 1998.

P. J. OTWAY, A/Commander (Traffic and Operation Support).

TRANSPORT

TR301***TRANSPORT CO-ORDINATION ACT 1966****TRANSPORT CO-ORDINATION (METROPOLITAN AREA) AMENDMENT ORDER 1998**

Made by the Governor in Executive Council under section 18B (3) of the Act.

Citation

1. This order may be cited as the *Transport Co-ordination (Metropolitan Area) Amendment Order 1998*.

Schedule amended

2. The Schedule to the *Transport Co-ordination (Metropolitan Area) Order 1994** is amended —

- (a) at the end of paragraph (a) by deleting “and”;
- (b) in paragraph (b) by deleting “Dawesville Channel.” and substituting the following —

“ Tims Thicket Road and the prolongation of Tims Thicket Road west to the Indian Ocean and east to the Harvey Estuary; and

”;

and

- (c) by adding after the “and” following paragraph (b), the following paragraph —

“ (c) that part of the Shire of Murray incorporating the locality of Furnisdale, that part of the locality of Barragup to the north of Tonkin Drive, and the prolongation of Tonkin Drive south west to the Serpentine River and north east to Black Lake, together with the area bounded by Black Lake, Goegrup Lake and the Serpentine River.

”.

[*Published in Gazette 30 December 1994, p. 7350.]

By Command of the Governor,

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

TR401**FREMANTLE PORT AUTHORITY ACT 1902**

Office of the Minister for Transport,
Perth.

It is hereby notified for general information that His Excellency the Governor, in Executive Council has approved—

- the appointment of Mr Anthony Finucane as Commissioner of the Fremantle Port Authority for a term to expire on 31 December 1998.

This appointment is in accordance with Fremantle Port Authority Act 1902.

ERIC CHARLTON, Minister for Transport.

WORKSAFE

WS301*

Occupational Safety and Health Act 1984

Occupational Safety and Health Amendment Regulations (No. 3) 1998

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Occupational Safety and Health Amendment Regulations (No. 3) 1998*.

2. Commencement

These regulations come into operation on 1 July 1998.

3. The regulations amended

The amendments in these regulations are to the *Occupational Safety and Health Regulations 1996**.

[* *Published in Gazette 27 September 1996, pp. 4837-5080.*
For amendments to 18 May 1998 see 1997 Index to
Legislation of Western Australia, Table 4, p. 196 and Gazette
6 February 1998.]

4. Regulation 5.44 amended

Regulation 5.44 (1) is amended by deleting “\$2 946” and inserting instead —

“ \$2 964 ”.

5. Schedule 6.1 amended

Schedule 6.1 is amended by deleting “\$22.00” and inserting instead —

“ \$22.25 ”.

6. Schedule 6.3 amended

Schedule 6.3 is amended as follows:

- (a) in item 3 by deleting “\$680.00” and inserting instead —
“ \$684.00 ”;

- (b) in item 4 by deleting “\$113.00” and inserting instead —
“ \$114.00 ”;
- (c) in item 5 by deleting “\$340.00” and inserting instead —
“ \$342.00 ”.

By Command of the Governor,

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

COMMISSIONER WORKPLACE AGREEMENTS

WX301*

WORKPLACE AGREEMENTS ACT 1993

WORKPLACE AGREEMENTS AMENDMENT REGULATIONS 1998

Made by the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Workplace Agreements Amendment Regulations 1998*.

Principal regulations

2. In these regulations the *Workplace Agreements Regulations 1993** are referred to as the principal regulations.

[* *Published in Gazette 30 November 1993, p. 6443-48.*

For amendments to 16 April 1998 see 1997 Index to Legislation of Western Australia, Table 4, p. 313.]

Part 2 repealed and a Part substituted

3. Part 2 of the principal regulations is repealed and the following Part is substituted
“

**PART 2 — LODGEMENT OF AGREEMENTS FOR
REGISTRATION OR APPROVAL**

Lodgement of agreements for registration or approval

3. (1) This regulation applies to an agreement that is —

- (a) a workplace agreement;
- (b) an agreement under section 23 (1) or 24 (1) of the Act;
- (c) a collective workplace agreement to which Part 2A of the Act applies; or
- (d) an agreement under section 23 (1) of the Act as applied by section 40J (1) of the Act.

(2) A person who wishes to lodge an agreement with the Commissioner for registration, or with the Tribunal for approval, as is applicable to the case, must do so in accordance with subregulations (3), (4) and (5).

(3) An agreement must be accompanied by a completed application to register or to approve, as is applicable to the case, in the form of Form 1 in Schedule 1 unless the Commissioner is of the view that the information required to be set out in Form 1 is adequately contained in the lodged agreement or in any other accompanying document.

(4) A collective workplace agreement to which Part 2A of the Act applies or an agreement under section 23 (1) as applied by section 40J (1) of the Act must be accompanied by the information required to be set out in Form 2 in Schedule 1.

- (5) An agreement or any accompanying form or document may be lodged —
 - (a) by presenting a signed copy of it at the Commissioner’s registry office between the hours of 8.30 a.m. and 5.00 p.m. from Monday to Friday, except on a day that is a public holiday or a public service holiday;
 - (b) by posting a signed copy of it by registered post addressed to the Commissioner’s registry office; or
 - (c) by sending a facsimile of the original document by facsimile transmission to the Commissioner’s registry office.

(6) Unless the contrary is proved, lodgement of an agreement or any accompanying form or document by registered post is to be treated as being effected at the time when the post would have been delivered in the ordinary course of delivery of registered post.

(7) Where an agreement or any accompanying form or document (“**document**”) is sent by facsimile transmission, lodgement of the document is to be treated as being effected upon completion of the transmission of the document unless it is subsequently established by or on behalf of the Commissioner that the document was not in fact received by the registry office facsimile machine or that the facsimile received was not legible or complete.

(8) The Commissioner may refuse to accept an agreement for registration or lodgement unless —

- (a) it is typed on one side only of the paper; and
- (b) it is in the English language.

Regulation 5 amended

4. (1) Regulation 5 (1) (a) of the principal regulations is amended by deleting “Form 2” and substituting the following —

“ Form 3 ”.

(2) The provisions of regulation 5 of the principal regulations set out in the Table to this regulation are amended in each case by deleting “certified mail” and substituting the following —

“ registered post ”.

Table

reg. 5 (1) (b) (ii)
reg. 5 (1) (b) (iii)
reg. 5 (2) (twice)

(3) Regulation 5 (2) of the principal regulations is amended by deleting “the mail” and substituting the following —

“ the post ”.

Schedule 1 amended

5. Schedule 1 to the principal regulations is amended by deleting Form 1 and Form 2 and substituting the following forms —

“

Form 1

[reg. 3 (3)]

Workplace Agreements Act 1993 sections 29 and 40F
**APPLICATION FOR REGISTRATION OR APPROVAL
OF AGREEMENT**

Please complete sections 1 - 7 inclusive

1. I/we wish to have the attached agreement registered as (✓ where applicable):
 - An individual workplace agreement.
 - A collective workplace agreement (other than an agreement intended to prevail over a federal award).
 - An agreement under section 23 (1) of the Act (addition of party or parties to a collective workplace agreement).
 - An agreement under section 24 (1) of the Act (cancellation of a workplace agreement).
 - A collective workplace agreement or addition to a collective workplace agreement intended to prevail over a federal award. **(If this option is ticked, a Form 2 must also be complete. See Employer Guide for details).**
2. EMPLOYER (complete below or state page number in agreement where details are found).

COMPANY NAME (Pty. Ltd., Ltd., Inc. or individual's name)	
TRADING NAME	
BUSINESS ADDRESS	
MAILING ADDRESS (if different)	
	Postcode:
PHONE	
CONTACT NAME & POSITION	

Form 2

[reg. 3 (4)]

*Workplace Agreements Act 1993 section 40F***INFORMATION FOR TRIBUNAL'S CONSIDERATION
UNDER SECTION 40G**

Page 1

Please complete sections 1 - 5 inclusive**See Employer Guide for more information on what the
Tribunal needs to be satisfied of when approving a
workplace agreement under section 40G of the Act.**

1. List in full the award or awards that cover the employees' work.
2. What is the employees' award classification? (If employees are on different classifications please list the award classification and title for each employee).
3. How was the effect of the workplace agreement explained to the employees? (e.g. by written information, informal discussions, informal meetings).
4. Has the employer offered a workplace agreement in the same terms to all employees doing the same kind of work as the employees covered by this application?
✓ if yes
If no, what are the reasons?

Page 2 of Form 2

COMPLETE THIS PAGE FOR EACH AWARD CLASSIFICATION GROUP WHERE TERMS AND CONDITIONS ARE THE SAME

Please make copies of this page if necessary or phone (08) 9482 7800 for copies.

<p>5. Describe how the workplace agreement differs from the award in relation to the following 4 matters:</p>		
	Award	Workplace Agreement
Pay (e.g. base rates, allowances, shift/overtime/penalty rates, casual rates.)		
Hours (e.g. ordinary time hours of work, span of hours, rest breaks.)		
Leave (e.g. annual leave, personal/carer's leave, sick leave, long service leave.)		
Other main differences (e.g. new classifications, superannuation.)		
<p>6. I declare that the information provided on this form is provided in good faith and to the best of my knowledge is true and correct.</p> <p>Name of person making declaration:</p> <p>.....</p> <p>Full name (PLEASE PRINT) (Position)</p> <p>.....</p> <p>(Signature) (Date)</p>		

If this form is lodged by a bargaining agent authorized to do so

Name of bargaining agent:

Address for service:

Form 3

[reg. 5 (1) (a)]

Workplace Agreements Act 1993 section 79 (1)

NOTICE OF INTENTION TO TAKE INDUSTRIAL ACTION

Expired workplace agreement No. _____ of 19 _____

Date of expiry

To:
.....
.....

(Name and address of party to be served)

Take notice that.....
.....
.....
.....

(Name(s) of party or parties intending to take industrial action)

intend(s) to take industrial action for the purpose of obtaining a new workplace agreement in place of the expired workplace agreement specified above.

Nature of proposed industrial action.....
.....
.....

Place/places of proposed industrial action.....
.....

Commencement date and time of proposed industrial action
.....
.....

Duration of proposed industrial action.....
.....

(Attach schedule if insufficient space for details)

.....
Signature(s) of party or parties
intending to take industrial action

.....
Date

*(Attach schedule if insufficient space
for all signatures on this form)*

If this form is lodged by a bargaining agent authorized to do so

Name of bargaining agent:

Address for service:

— See over for information as to service of notices —

A notice in this form must be served at least 7 days before the commencement of the proposed industrial action.

Service of notices

Regulation 5 (1) (b) of the *Workplace Agreements Regulations 1993* provides that a notice under section 79 (1) of the Act of intention to take industrial action is to be served on a party —

- (a) by delivering it to the party personally;
- (b) by sending it by registered post to the party's usual or last known place of abode, or if he or she is the principal of a business, at the party's usual or last known place of business;
- (c) where the party is a corporation or an association of persons (whether incorporated or not), by delivering or leaving the notice or sending the notice by registered post, addressed in each case to the corporation or association at its principal place of business or principal office in the State; or
- (d) by sending it by facsimile transmission to the party's facsimile machine number.

..

PUBLIC NOTICES

ZZ401**NOTICE OF DISSOLUTION OF PARTNERSHIP**

Infinite Autosports

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15. Appropriation (Consolidated Fund) Act (No. 2)
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20. Casino (Burswood Island) Agreement Amendment Act
21. Family Court (Orders of Registrars) Act
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25. Human Tissue and Transplant Amendment Act
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29. Acts Amendment (Legal Costs) Act
30. Land Administration Act
31. Acts Amendment (Land Administration) Act
32. Water Legislation Amendment Act
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34. Juries Amendment Act
35. W.A. Coastal Shipping Commission Amendment Act
36. Loan Act
37. Grain Marketing Amendment Act
38. Reserves Act
39. Fishing & Related Industries Compensation (Marine Reserves) Act
40. Family Court Act
41. Acts Amendment & Repeal (Family Court) Act
42. Equal Opportunity Amendment Act (No. 3)
43. Commercial Arbitration Amendment Act
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46. Public Notaries Amendment Act
47. Wills Amendment Act
48. Mutual Recognition (W.A.) Amendment Act
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50. Road Traffic Amendment Act
51. Revenue Laws Amendment (Assessment) Act (No. 2)
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