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SPECIAL PUBLICATION NOTICE

GOVERNMENT GAZETTE—EASTER 2005

Advertisers are advised to note the following changes to publication dates for *Government Gazette* over the Easter period 2005.

EASTER ISSUES:

THURSDAY 24 MARCH (Copy closes Tuesday 22 March at 12.00 noon)

There will be no edition for TUESDAY 29 MARCH.

Any enquiries should be directed to John Thompson,
Phone (08) 9426 0010

— PART 1 —

WORKSAFE

WS301*

Occupational Safety and Health Act 1984

Occupational Safety and Health Amendment Regulations (No. 3) 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Occupational Safety and Health Amendment Regulations (No. 3) 2005*.

2. The regulations amended

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

[* Reprint 3 as at 9 July 2004.

For amendments to 22 February 2005 see Gazette
22 October and 14 December 2004.]

3. Regulation 2.2 amended

- (1) Regulation 2.2(1) is repealed and the following subregulation is inserted instead —

“

- (1) This regulation applies where, under section 14(1)(h) of the Act, the Commission —
- (a) accredits a training course designed for safety and health representatives to attend, subject to course availability, during the first year of holding office; or
 - (b) accredits a training course designed to update the knowledge of safety and health representatives who have completed an introductory course.

”

- (2) Regulation 2.2(2) is amended as follows:
- (a) by deleting the definition of “introductory course” and inserting instead —
- “
- “introductory course”** means a course of a kind referred to in subregulation (1)(a) accredited as referred to in that provision;
- ”;
- (b) by deleting the full stop at the end of the definition of “representative” and inserting instead a semicolon;
- (c) by inserting after the definition of “representative” the following definition —
- “
- “transitional course”** means a course of a kind referred to in subregulation (1)(b) accredited as referred to in that provision.
- ”.
- (3) Regulation 2.2(4) is amended as follows:
- (a) by deleting “, not less than 21 days, or such shorter period as has been agreed between the representative and his or her employer, before the commencement of an introductory course,”;
- (b) by inserting after “in writing” —
- “ in accordance with subregulation (4b) ”;
- (c) by deleting “the course.” and inserting instead —
- “ an introductory course. ”.
- (4) After regulation 2.2(4) the following subregulations are inserted —
- “
- (4a) A representative who has previously attended an introductory course but completed it before March 2005 may, if the representative has not completed a transitional course after February 2005, give to his or her employer notice in writing in accordance with subregulation (4b) that the representative wishes to attend a transitional course.
- (4b) Notice under subregulation (4) or (4a) that a representative wishes to attend a course has to be given not less than 21 days, or a shorter period agreed between the representative and the employer, before the commencement of the course.
- ”.
- (5) Regulation 2.2(5) is amended as follows:
- (a) by deleting “in accordance with subregulation (4)” and inserting instead —
- “ under subregulation (4) or (4a) ”;

- (b) by deleting “an introductory” and inserting instead —
“ a ”.
- (6) Regulation 2.2(6) is amended as follows:
 - (a) by inserting after “subregulation (4)” —
“ or (4a) ”;
 - (b) by deleting “an introductory” and inserting instead —
“ a ”.
- (7) Regulation 2.2(7) is amended as follows:
 - (a) by deleting “introductory”;
 - (b) by deleting “such course” and inserting instead —
“ course of the same kind ”.
- (8) Regulation 2.2(8) is amended by inserting after “introductory course” —
“ or a transitional course ”.
- (9) Regulation 2.2(10) is amended by inserting after “introductory course” —
“ or a transitional course ”.

4. **Regulation 2.8B inserted**

After regulation 2.8A, the following regulation is inserted —

“

2.8B. Training courses for “qualified representative” under section 51AB

- (1) Each course of training described in subregulation (2) is prescribed for the purposes of the definition of “qualified representative” in section 51AB.
- (2) The prescribed courses are —
 - (a) a course that was an introductory course, as defined in regulation 2.2(2), and that the safety and health representative completed after February 2005; and
 - (b) a course that was a transitional course, as defined in regulation 2.2(2), and that the safety and health representative completed after February 2005 after having, before March 2005, completed a course that was an introductory course, as defined in regulation 2.2(2).

”.

By Command of the Governor,

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

— PART 2 —

ELECTORAL COMMISSION

EC401

LOCAL GOVERNMENT ACT 1995 ELECTION DEFERMENT

In accordance with section 4.7(2) of the *Local Government Act 1995* I am of the opinion that it would not be in the public interest to hold the ordinary election for the Shire of Ngaanyatjarraku on the first Saturday in May 2005. The election day for the Shire of Ngaanyatjarraku has been deferred to Saturday 28 May 2005.

WARWICK GATELY AM, Acting Electoral Commissioner.

HEALTH

HE401*

HEALTH ACT 1911 APPOINTMENTS

Department of Health WA,
Perth, 28 February 2005.

In accordance with the provisions of section 28 of the *Health Act 1911*, the appointment of the following persons as Environmental Health Officers is approved.

Environmental Health Officer	Date Effective	Local Government
Ana Tadic	2 February 2005	Shire of Roebourne
Robert Michell Kelly	4 February 2005	City of Wanneroo
Allan Ramsay	8 February 2005	Shire of Pingelly
Jose Francisco	8 February 2005	Shire of Tammin
James Williams	11 February 2005	Shire of Ashburton
David Christensen	15 February 2005	City of Mandurah
Jessica Ngo	21 February 2005	City of Bayswater
Kelly Taylor	21 February 2005	Shire of Busselton
Melanie Brady	8 March 2005	City of Rockingham
Jon Palfreyman	8 March 2005-8 June 2005	City of Rockingham

Dr. M. STEVENS, Executive Director, Public Health.

JUSTICE

JU401*

PRISONS ACT 1981 PERMIT DETAILS Appointments

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Director General of the Department of Justice has issued the following person with a Permit to do High-Level Security Work—

SURNAME	OTHER NAMES	PERMIT No.	ISSUE DATE
McIlroy	Richard Michael	AP 0349	24/02/2005

This notice is published under section 15P of the *Prisons Act 1981*.

BRIAN LAWRENCE, Manager, Acacia Prison Contract.

JU402*

PRISONS ACT 1981

PERMIT DETAILS

Revocations

Pursuant to the provisions of section 15P of the *Prisons Act 1981*, the Director General of the Department of Justice has revoked the following Permit to do High-Level Security Work—

SURNAME	OTHER NAMES	PERMIT No.	REVOCATION DATE
McIlroy	Richard Michael	AP 0105	24/02/2005

This notice is published under section 15P of the *Prisons Act 1981*.

BRIAN LAWRENCE, Manager, Acacia Prison Contract.

JU403*

JUSTICES ACT 1902

APPOINTMENTS

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

Katherine Jane Gibson of 'North Bundaleer', Mingenew
Donna Andrea Lynch of Loc 2678, Sedgewick Road, Hyden

RAY WARNES, A/Executive Director,
Court Services.

LOCAL GOVERNMENT

LG401*

DOG ACT 1976*Shire of Wiluna*

APPOINTMENT

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

Apisalome Waqa

Has been appointed by the Shire of Wiluna as authorised officer to exercise powers pursuant to the *Dog Act 1976* (as amended).

A. KIRWAN, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

PETROLEUM PIPELINES ACT 1969

GRANT OF PIPELINE LICENCE

Pipeline Licence No. PL67 was granted to Hamersley Iron Pty Ltd to have effect for a period of 21 years from 28 February 2005.

W. L. TINAPPLE, Director Petroleum and Royalties Division.

MP402*

PETROLEUM PIPELINES ACT 1969

GRANT OF RENEWAL OF PIPELINE LICENCE PL8

Renewal of Pipeline Licence No. PL8 was granted to Robe River Mining Company Pty Ltd, Mitsui Iron Ore Development Pty Ltd, Nippon Steel Australia Pty Ltd, Sumitomo Metal Australia Pty Ltd, North Mining Limited to have effect for a period of 21 years from 23 February 2005.

W. L. TINAPPLE, Director Petroleum and Royalties Division.

MP403***PETROLEUM PIPELINES ACT 1969****GRANT OF PIPELINE LICENCE**

Pipeline Licence No. PL 68 was granted to Gas Transmission Services WA (Operations) Pty Limited to have effect for a period of 21 years from 28 February 2005.

W L Tinapple, Director Petroleum and Royalties Division

W. L. TINAPPLE, Director Petroleum and Royalties Division.

MP405***MINING ACT 1978****APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Industry & Resources,
Kalgoorlie WA 6430.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following Prospecting Licences are liable to forfeiture under the provisions of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, viz, non-compliance with the expenditure condition &/or non-compliance with the reporting requirement.

S. SHARRATT (SM), Warden.

To be heard in the Warden's Court, Kalgoorlie on the 22.03.2005.

BROAD ARROW MINERAL FIELD

24/3326	Centaur Mining & Exploration Ltd Nustar Mining Corporation Ltd
24/3327	Centaur Mining & Exploration Ltd Nustar Mining Corporation Ltd
24/3760	Graeme Edward Reilly Jeffrey Lyall Reilly
24/3807	Natalie Marie Clements
24/3808	Natalie Marie Clements

EAST COOLGARDIE MINERAL FIELD

25/1149	Trevor Edward O'Dea
25/1679	Stefan James Grill
25/1717	Peter Robert Atkinson
26/2064	Alcaston Mining NL Richard Henry Cooke Neil Wesley Sinclair
26/2635	Alcaston Mining NL
26/2637	Alcaston Mining NL
26/2638	Alcaston Mining NL
26/2639	Alcaston Mining NL
26/2640	Alcaston Mining NL
26/2641	Alcaston Mining NL
26/2642	Alcaston Mining NL
26/2643	Alcaston Mining NL
26/2644	Alcaston Mining NL
26/2688	Alcaston Mining NL
26/2689	Alcaston Mining NL
26/2690	Alcaston Mining NL
26/2691	Alcaston Mining NL

NORTH EAST COOLGARDIE MINERAL FIELD

27/1134	Kanowna Mines Ltd
27/1251	Rubystar Nominees Pty Ltd
28/973	Gerard Victor Brewer Colin Douglas Zapelli

MP404*

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry & Resources,
Coolgardie WA 6430.

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

S. SHARRATT (SM), Warden.

—————

To be heard in the Warden's Court at Coolgardie on the 19th April, 2005.

COOLGARDIE MINERAL FIELD
Prospecting Licences

16/1936	Kinver Mining Pty Ltd
16/1937	Kinver Mining Pty Ltd
16/1938	Kinver Mining Pty Ltd
16/1939	Kinver Mining Pty Ltd
16/1940	Kinver Mining Pty Ltd
16/1941	Kinver Mining Pty Ltd
16/1951	Kinver Mining Pty Ltd
16/1981	Kinver Mining Pty Ltd
16/1982	Kinver Mining Pty Ltd
16/1984	Kinver Mining Pty Ltd
16/1985	Kinver Mining Pty Ltd
16/1952	Kinver Mining Pty Ltd
16/1953	Kinver Mining Pty Ltd
16/1954	Kinver Mining Pty Ltd
16/1955	Kinver Mining Pty Ltd
16/1795	Kinver Mining Pty Ltd
16/1796	Kinver Mining Pty Ltd
16/1923	Kinver Mining Pty Ltd
16/1924	Kinver Mining Pty Ltd
16/1925	Kinver Mining Pty Ltd
16/1986	Kinver Mining Pty Ltd
15/3035	Sirius West Pty Ltd
15/3630	Golofan Ltd
15/3204	Stehn; Anthony Paterson

MP406

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry & Resources,
Kalgoorlie WA 6430.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following Prospecting Licences are liable to forfeiture under the provisions of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant, viz, non - compliance with the expenditure requirement and breach of covenant, viz. non payment of rent.

S. SHARRATT (SM), Warden.

—————

To be heard in the Warden's Court, Kalgoorlie on the 22.03.2005.

NORTH EAST COOLGARDIE MINERAL FIELD

28/971	Eric Robert Brown Raymond John Francis
--------	---

NORTH COOLGARDIE MINERAL FIELD

29/1772	Gondwana Resources Ltd
29/1773	Gondwana Resources Ltd
29/1774	Gondwana Resources Ltd

MP407

MINING ACT 1978
APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Industry & Resources,
Kalgoorlie WA 6430.

In accordance with Regulation 49(2)(c) of the *Mining Regulations 1981*, notice is hereby given that the following Prospecting Licences are liable to forfeiture under the provisions of Section 96(1)(a) of the *Mining Act 1978* for breach of covenant viz, non payment of rent.

S. SHARRATT (SM), Warden.

To be heard in the Warden's Court, Kalgoorlie on the 22.03.2005.

NORTH COOLGARDIE MINERAL FIELD

30/981 Gerard Victor Brewer
31/1525 Scorpion Mining Pty Ltd

PLANNING AND INFRASTRUCTURE

PI401*

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

City of Fremantle

Town Planning Scheme No. 3—Amendment No. 64

Ref: 853/2/5/6 Pt 64

It is hereby notified for public information, in accordance with section 7 of the *Town Planning and Development Act 1928* (as amended) that the Minister for Planning and Infrastructure approved the City of Fremantle town planning scheme amendment on 24 February 2005 for the purpose of—

1. Scheme Map amended

The Scheme Map is amended as shown on the attached Scheme Amendment Map and the land can be identified as the following—

Description	Plan/Diagram	C/T
Portion of Fremantle Suburban Lot 7	Diagram 7654	1326/93
Lot 40	Diagram 42938	1326/92
Lot 41	Diagram 65202	1692/825
Portion of Fremantle Suburban Lot 8, being Lot 1	Plan 2047	1263/368
Portion of Fremantle Suburban Lot 8, being Lot 2	Plan 2047	496/191A
Portion of Fremantle Suburban Lot 8, being Lots 29 to 34	Plan 2047	1112/250
Portion of Fremantle Suburban Lot 8, being Lot 602	Diagram 94762	2127/841
Portion of Fremantle Suburban Lot 8, being Lot 603	Diagram 94763	2127/842

The above described land is to be—

- included within the Development Zone; and
- designated as DP20.

2. Development Plan No 20 added

Appendix A of the scheme is amended by the insertion of Appendix A.20—Development Plan No 20 as set out below—

APPENDIX A.20—DEVELOPMENT PLAN NO 20

SEALANES SOUTH FREMANTLE

1.0 GENERAL

- 1.1 This development plan applies to the land shown on Figure 1 (attached) which generally lies between South Terrace and Marine Terrace in South Fremantle.

- 1.2 The use and development of land within the development plan area is to be consistent with the Sealanes Structure Plan and the provisions of this development plan.
- 1.3 Council has the discretion to approve minor variations to the development plan where consistent with the development plan objectives.

2.0 OBJECTIVES

2.1 ENVIRONMENTAL

An integrated design process is to be undertaken to ensure that ecologically sustainable development principles are incorporated from broad-scale planning to individual building design.

2.1.1 Energy

Principle

- Reduction in household energy demand.

Design standards

- Where possible orientate indoor and outdoor living areas to the north to maximise solar access.
- Use careful site planning to minimise overshadowing of open space and north-facing windows of adjacent buildings.
- Incorporate cross-ventilation where possible.
- Where practical and appropriate skylights or ventilators are to be installed to increase natural ventilation and enhance natural lighting. Where possible stair wells will create a stack effect to enhance natural ventilation and remove warm summer air from upper floors.
- Roof spaces are to be ventilated.
- Control sun access in summer through the use of design elements to minimise the reliance on mechanical systems for temperature control.
- Trees and shrubs are to be selected and positioned to maximise solar penetration in winter and minimise solar access in summer. Positioning of planting is to assist in the enhancement of cool summer breezes and the protection from hot summer and cold winter winds.
- Include controllers in building management systems to maximise the efficiency of high energy use equipment.

2.1.2 Water sensitive design

Principle

- Minimise water use where practicable.
- Water sensitive drainage and landscape design required.

Design standards

- Plant species that are drought-resistant or will require minimal watering once established.
- Apply water-conserving landscape practices wherever possible.
- Reuse of stormwater on site encouraged

2.1.3 Movement

Principles

- Reduce private car use and encourage the use of public transport and pedestrian and bicycle movement.
- Provide optimum on-site parking requirements.
- Develop a comprehensive pedestrian system that connects South Terrace to Marine Terrace and the beach.

Design standards

- Secure bicycle storage facilities are to be provided within multiple unit buildings.
- Create a road and access network that provides permeability and structure.

2.1.4 Public health and safety and amenity

Principles

- Minimise potential risks to human health from contaminated land within the development area.
- Minimise potential amenity impacts from adjacent transport infrastructure on future development and occupants.

Design standards

- Proposed development will have regard to potential site contamination and any contamination will be remediated prior to development to a standard appropriate for the proposed use.
- Proposed development adjacent to the railway reserve will need to ensure compliance with relevant Australian Standards for noise and vibration levels.

2.2 ECONOMIC

Principles

- Provide opportunities for economic activity and employment within the development plan area.

Design standards

- Promoting commercial uses along the southern end of South Terrace to further strengthen the Davilak commercial node.
- Promoting active retail and commercial uses at street level within appropriate locations throughout the development as indicated on the structure plan and detailed precinct plan.
- Promoting home occupations and home offices within appropriate locations throughout the development area.
- Promoting the appropriate type of and scale of commercial activity that will strengthen the connections between South Terrace and Marine Terrace and the beach and that will enhance the recreational use of the area.
- Promoting links to the existing social and economic infrastructure of South Fremantle.
- Promoting building design that is flexible enough to accommodate changes in land use over time in response to market demand.
- Buildings should be designed to ensure compatibility between residential and commercial uses wherever possible.

2.3 SOCIAL

Principles

- To create a proud and vibrant addition to the existing South Fremantle community.

Design standards

- Provide a variety of housing styles to achieve a social mix and affordable housing options.
- Open up public ocean vistas and physical access through the site.
- Maximise the opportunity for views to the ocean from development within the site.
- Protect the privacy and amenity of beach users.

3.0 STRUCTURE PLAN

The Sealanes Structure Plan forms part of the development plan. The use and development of land within the development plan area is to be consistent with the structure plan attached as Figure 2.

4.0 PRECINCTS

The development plan area is divided into nine development and public open space precincts as shown on Figure 3 attached.

5.0 DEVELOPMENT CONTROLS

5.1 LAND USE

The preferred and potential uses within each precinct are set out below. Preferred uses are uses that are encouraged within the precinct and are expected to be the predominant uses within the precinct. Potential uses are uses that may also be appropriate within the precinct and can be considered as part of a proposed development. Development applications for and uses not categorised as preferred or potential uses may be considered at the discretion of Council based on the merits of the each application. The Model Scheme Text definitions for these land uses are adopted.

Precinct	Preferred uses	Potential uses	Other requirements
DP1	<ul style="list-style-type: none"> • Single house • Grouped dwelling • Home Business • Home occupation • Home office In hatched area— <ul style="list-style-type: none"> • Restaurant • Shop • Office • Community purpose • Convenience store 	<ul style="list-style-type: none"> • Residential building In hatched area only— <ul style="list-style-type: none"> • Fast food outlet • Consulting rooms 	Ground floor commercial frontage encouraged within areas shown hatched on Figure 3.

Precinct	Preferred uses	Potential uses	Other requirements
DP2	<ul style="list-style-type: none"> • Multiple dwelling • Grouped dwelling • Home Business • Home occupation • Home office 	<ul style="list-style-type: none"> • Residential building • Restaurant 	None
DP3	<ul style="list-style-type: none"> • Single house • Grouped dwelling • Home Business • Home occupation • Home office In hatched area— <ul style="list-style-type: none"> • Restaurant • Shop • Office • Community purpose • Convenience store 	<ul style="list-style-type: none"> • Residential building In hatched area only— <ul style="list-style-type: none"> • Fast food outlet • Consulting rooms 	Ground floor commercial frontage encouraged within areas shown hatched on Figure 3.
DP4	<ul style="list-style-type: none"> • Multiple dwelling • Grouped dwelling • Home Business • Home occupation • Home office 	<ul style="list-style-type: none"> • Residential building • Restaurant 	None
DP5	<ul style="list-style-type: none"> • Single house • Grouped Dwelling • Home Business • Home occupation • Home office In hatched area only— <ul style="list-style-type: none"> • Restaurant • Shop • Office • Community purpose • Convenience store 	<ul style="list-style-type: none"> • Residential building In hatched area only— <ul style="list-style-type: none"> • Fast food outlet • Consulting rooms 	Ground floor commercial frontage encouraged within areas shown hatched on Figure 3.
DP6	<ul style="list-style-type: none"> • Multiple dwelling • Grouped dwelling • Home Business • Home occupation • Home office 	<ul style="list-style-type: none"> • Residential building • Restaurant 	None
DP7	<ul style="list-style-type: none"> • Single house • Grouped dwelling • Home Business • Home occupation • Home office In hatched area only— <ul style="list-style-type: none"> • Restaurant • Shop • Office • Community purpose • Convenience store 	<ul style="list-style-type: none"> • Residential building In hatched area only— <ul style="list-style-type: none"> • Fast food outlet • Consulting rooms 	Ground floor commercial frontage encouraged within areas shown hatched on Figure 3.
DP8	<ul style="list-style-type: none"> • Single house • Grouped dwelling • Home Business • Home occupation • Home office 	<ul style="list-style-type: none"> • Residential building In hatched area only— <ul style="list-style-type: none"> • Fast food outlet • Consulting rooms 	Ground floor commercial frontage encouraged within areas shown hatched on Figure 3.

Precinct	Preferred uses	Potential uses	Other requirements
	In hatched area only— <ul style="list-style-type: none"> • Restaurant • Shop • Office • Community purpose • Convenience store 		
POS	<ul style="list-style-type: none"> • Open space • Recreation facilities • Pedestrian promenade 		

The retail elements within the development area are intended to comprise predominantly local service retail uses that build on the Davilak node for the use of local residents and visitors to the area. This would include retail uses similar to those found along the Fremantle café strip i.e. cafes and restaurants and boutique shops. Other forms of retail use including local convenience stores would also be expected but should not be the predominant form of retail use.

A separate development application for occupancy of all commercial units will be required. Uses should not compromise the architectural or building design features. Uses should be consistent with and compliment the residential amenity of the neighbourhood.

Note- The above table refers to 'Residential Buildings'. The definition of such a use is determined by the R Codes and essentially permits short term accommodation such as hostels or serviced apartments but does not include hotels, motels or hospitals.

5.2 DENSITY

A maximum of 150 new dwellings will be constructed on the site. Based on the gross site area of 2.4 hectares, this equates to an overall site density of R60.

As the site is to be divided into 8 development precincts, figure 2 indicates the maximum density applicable to each development precinct.

Council will not support any additional density bonuses on this site.

5.3 BUILDING HEIGHT, SETBACKS & SITE COVERAGE

The following development controls within each precinct are set out below.

Precinct	Maximum storey height	Maximum height (above ground level) ^{1, 2}	Minimum primary street setback ³	Minimum total open space % of site
DP1	3	12.5m	Nil	30%
DP2	4*	15.0m	Nil ³	40%
DP3	3	12.5m	Nil	30%
DP4	4*	15.0m	Nil ³	40%
DP5	3	12.5m	Nil	30%
DP6	4*	15.0m	Nil ³	40%
DP7	3	12.5m	Nil	30%
DP8	3	12.5m	Nil	30%

* Only a portion of these precincts will be permitted to be constructed to four storeys, as per section 5.5.

1. Building height to be measured from finished ground level to top of the roof ridge.

2. Any fill proposed on site will comply with City policy DBH 3, Development Levels. Fill will be required to create level development sites, however, no fill will be permitted above the highest existing level on the lot or as per any approved subdivision.

3. A 15 metre setback from Marine Terrace will be required for the four storey elements.

5.4 PLOT RATIO

The plot ratio controls within each precinct are set out below.

Precinct	Maximum plot ratio
DP1	2:1
DP2	3:1
DP3	2:1

Precinct	Maximum plot ratio
DP4	3:1
DP5	2:1
DP6	3:1
DP7	2:1
DP8	2:1

5.5 BULK and SCALE

In order to control bulk and mass on site, a maximum of 15% of the gross site area (2.46 ha) will be permitted to be constructed to 4 storeys. In floor area terms, this will translate to 3,690 square metres (not including balconies, machinery, airconditioning and non habitable floor space). Consistent with 5.3 above, four storey elements are permitted in and will be allocated between DPs 2, 4 and 6 only.

5.6 SHADOW GENERATION

Applications for development must be accompanied by a shadow analysis for dates and times as required by Council.

5.7 CAR PARKING

Car parking requirements for preferred and potential uses are set out below.

Use	Car parking bays required
Single dwellings	2 (maximum)
Multiple and group dwelling	1 bay per one-bedroom apartment otherwise 1.5 bays per apartment with 10 percent of required bays dedicated as visitor parking (minimum requirements)
Other	as per scheme

Resident and employee car parking is to be provided within basement or undercroft parking areas and screened from the street. Short-stay visitor and customer parking is encouraged on-street.

6.0 DESIGN GUIDELINES

Development must be consistent with any design guidelines that apply to the development plan area.

7.0 ENVIRONMENTAL MANAGEMENT

7.1 SITE CONTAMINATION

Where a development application is made for land within the development area, the Council (or Western Australian Planning Commission in the case of subdivision applications) shall have regard to the potential contamination associated with prior land use of the area and forward any substantial development applications to the Environmental Protection Authority. A substantial development is where there is a proposed change in land use or the disturbance of a volume of soil greater than or equal to 25 cubic metres but does not include routine maintenance or upgrade works by a public authority or a local government authority.

Where an application is forwarded to the Environmental Protection Authority the proposal shall be accompanied by a Detailed Site Investigation Plan to the standards prescribed by the Environmental Protection Authority. The Environmental Protection Authority shall review the application with regard to the potential ecological and human health related risk and may request the Council/determining authority to impose conditions on any approval to be issued by the Council/determining authority for the development to address any contamination prior to development. Where remediation is required, the Council/determining authority shall impose a condition on the development approval that requires the submission of a Site Investigation Management Plan and Post-Remediation Validation Report.

The above does not apply where a development application is submitted for approval to demolish a building so as to enable works relating to the subdivision of the land on which the building is located to proceed.

7.2 NOISE AND VIBRATION

A noise assessment report is required to accompany a development application for residential or community uses on land located within 80 metres of the railway line. The report must demonstrate compliance with the Satisfactory Recommended Design Sound Levels specified within Australian Standard AS 2107-2000 through the use of acoustic design of residential buildings or other appropriate acoustic barriers or treatments.

A vibration assessment report is required to accompany a development application for residential or community uses on land located within 60 metres of the railway line. The report must demonstrate compliance with Australian Standard AS 2670-1990.

8.0 OTHER RELEVANT POLICIES

The provisions of this development plan complement and should be read together with the scheme provisions and the Residential Design Codes and Council planning policies. The policies below should also be considered in the design of residential buildings—

- D.B.H1 Urban Design and Streetscape Guidelines
- D.B.H2 Front Fences and Screen Walls
- D.B.H3 Development Levels
- D.C10 Dwellings and Visual Privacy

P. TAGLIAFERRI, Mayor.
G. MacKENZIE, Chief Executive Officer.

PI402*

HOPE VALLEY-WATTLEUP REDEVELOPMENT ACT 2000

ADVERTISEMENT OF APPROVED MASTER PLAN

LANDCORP

Hope Valley Wattleup Redevelopment Project Master Plan Approved

Available For Public Viewing

It is hereby notified for public information, in accordance with Section 16 of the *Hope Valley-Wattleup Redevelopment Act 2000*, that the Minister for Planning and Infrastructure approved the Master Plan on 22 December, 2004.

A copy of the Master Plan may be viewed by logging onto the LandCorp website www.landcorp.com.au or in person at the—

Hope Valley Wattleup Redevelopment Information Centre
1014 Rockingham Road
Wattleup
Ph 9437 2155

ROSS HOLT, Chief Executive Officer.
LandCorp.

PI403*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

City of South Perth

Town Planning Scheme No. 6—Amendment No. 6

Ref: 853/2/11/8 Pt 6

It is hereby notified for public information, in accordance with section 7 of the Town Planning and Development Act, 1928 (as amended) that the Minister for Planning and Infrastructure approved the City of South Perth town planning scheme amendment on 1 March 2005 for the purpose of modifying clause 6.2 (1) by adding the following new paragraph (d) immediately after paragraph (c)—

- (d) Notwithstanding the provisions of paragraph (a) and in addition to the extent of variation permitted under paragraphs (b) and (c) and clause 6.1, in the case of an existing building which exceeds the prescribed Building Height Limit, the Council may approve additions to that building above the prescribed Building Height Limit, provided that—
- (i) subject to clauses 6.11 (8) and 7.8, the additions will not extend the plot ratio area of the building beyond the prescribed maximum;
 - (ii) walls of the additions will not extend to a greater height than the highest wall of the existing building;
 - (iii) in the Council's opinion, the additions will contribute positively to the visual enhancement of the building, the scale and character of the streetscape, the preservation or improvement of the amenity of the area, and the objectives for the precinct;
 - (iv) in the Council's opinion, there will not be a significant adverse impact upon adjoining neighbouring properties; and
 - (v) advertising of the proposed additions has been undertaken in accordance with the provisions of clause 7.3.

J. COLLINS, Mayor.
M. KENT, Acting Chief Executive Officer.

POLICE

PO501*

POLICE ACT 1892

POLICE AUCTION

Under the provisions of the *Police Act 1892*, unclaimed and forfeited property and bicycles will be sold by public auction Ross's Sales & Auctions, 241 Railway Parade, Maylands on Wednesday 16 March 2005, at 10.00am.

The auction is to be conducted by Mr Brad Buckle, Mr. Craig Edwards, Mr. Kevin Grickage.

K. O'CALLAGHAN, Commissioner of Police,
Western Australia Police Service.

RACING, GAMING AND LIQUOR

RG401*

LIQUOR LICENSING ACT 1988

LIQUOR LICENSING APPLICATIONS

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

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATION FOR THE GRANT OF A LICENCE			
10637	Compass Group (Australia) Pty Ltd	Application for the grant of a Special Facility licence in respect of premises situated in Coolgardie and known as Mariners Village	10/03/2005
APPLICATION FOR EXTENDED TRADING PERMITS—ONGOING EXTENDED HOURS			
22884	Woolmaton Pty Ltd	Application for the grant of an extended trading permit - ongoing extended hours, in respect of premises situated in Northbridge and known as Euro Bar	16/03/2005
APPLICATIONS TO ADD, VARY OR CANCEL A CONDITION OF LICENCE			
216062	Universe Enterprises Pty Ltd	Application to add, vary or cancel a condition of the Special Facility licence in respect of premises situated in Northbridge and known as Universal Bar	17/03/2005
216043	Comet Bay Bowling Club Inc	Application to add, vary or cancel a condition of the Club Restricted licence in respect of premises situated in Singleton and known as Comet Bay Bowling Club Inc	20/03/2005

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

Dated: 2 March 2005.

H. R. HIGHMAN, Director of Liquor Licensing.

DECEASED ESTATES

ZX401

TRUSTEES ACT 1962

DECEASED ESTATES

Notice to Creditors and Claimants

In the estate of the late George Edward Foster of 321 Railway Avenue, Armadale in the State of Western Australia, Construction Supervisor deceased, who died on 17 December 2004.

Creditors and other persons having claim (to which Section 63 of the Trustees Act 1962, relates) are required by the Solicitor for the Administrator, Sarah Curthoys of Curthoys & Co, Solicitors of PO Box 259, Victoria Park 6979 to send particulars of their claims to her by 31 May 2005 after which date the Solicitor for the Administrator may convey or distribute the assets having regard only to the claims of which she has notice.

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

Notice to Creditors and Claimants

In the estate of Beryl Tottie Sutherland who died on 27 June 2004 of 21 Harrington Crescent, Leeming.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the said deceased person are required by the Trustee/Executor of the deceased being Arthur John Elliott care of Angus Tibbits Solicitors, Suite 9, 73 Calley Drive, Leeming Western Australia, to send particulars of their claims to him by the 15th day of April 2005, after which date the Trustee/Executor may convey or distribute the assets having regard only to the claims of which he then has notice.

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

Notice to Creditors and Claimants

In the estate of Donald Charles Anderson late of 5 Cantray Avenue, Applecross, Western Australia, deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the deceased who died on 6 October 2004, are required by the Executors of the deceased being J. D. Anderson, K. J. Ferguson and B. A. Cheeseman, all care of Angus Tibbits Solicitors, Suite 9, 73 Calley Drive, Leeming, Western Australia, to send particulars of their claims to them by the 15th day of April 2005, after which date the Executors may convey or distribute the assets having regard only to the claims of which they then have notice.

ZX404**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

In the estate of Ivy May Sheppard who died on 15 June 2001 and Stanley Sheppard who died on 28 July 2004, both of Unit 30, 12 McNicholl Street, Rockingham, Western Australia.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estates of the said deceased persons are required by the Trustee/Executor of the deceased being Helen Edwards of care of Angus Tibbits Solicitors, P.O. Box 101, Bull Creek, WA 6149 to send particulars of their claims to her by the 15th day of April 2005, after which date the Trustee/Executors may convey or distribute the assets having regard only to the claims of which she then has notice.

ZX405**TRUSTEES ACT 1962****DECEASED ESTATES**

Notice to Creditors and Claimants

Creditors and other persons having claims (to which Section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 4th April 2005 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Atkinson, Horace Michael Bourne, late of Carrington Aged Care Facility, 27 Ivermey Road, Hamilton Hill, died 31/12/04 (DE19734238EM23)

Colk, Ernest Raymond, late of Esperance Aged Care Facility, 4 Randell Street, Esperance, formerly of Mertome Village, Room 25L, 30 Winifred Road, Bayswater, died 13/1/05 (DE19840442EM26)

Farrall, Stanley, late of 53 Railway Parade, Bruce Rock, died 16/1/05 (DE19672680EM16)

Forknall, Barry, also known as Barry Sinclair (legally changed surname in 1982), late of 83 King Street, East Fremantle, died 17/2/05 (DE19750208EM13)

Gardiner, Noel Matthews John, late of Concorde Nursing Home, 25 Anstey Street, South Perth, died 13/11/04, (DE19811997EM15)

Greene, Brian Thomas, late of 16 John Dory Cove, Wannanup, died 5/8/04 (DE19693013EM16)

Kokocinski, Wladyslaw, late of 65 Fifth Avenue, Mount Lawley, died 16/6/04

Kovacs, Anna, late of St Michael's Nursing Home, 53-57 Wasley Street, North Perth, formerly of 98 Tudor Avenue, Riverton, died 29/1/05 (DE19772139EM34)

Pow, Allan James, late of 19/35 Elizabeth Street, Cloverdale, died 4/2/05, (DE19791379EM32)

Silfar, Don, also known as Donald, late of Hollywood Senior Citizens Village, 118-120 Monash Avenue, Nedlands, formerly of 18/84 Stanley Street, Scarborough, died 31/1/05 (DE19903012EM36)

Singe, William Henry, late of 20/6 Merope Close, Rockingham, died 11/2/05 (DE19803233EM13)

Sullivan, Agnes May, late of Catherine McCauley Nursing Home, 18 Barret Street, Wembley, died 24/1/05 (DE19690878EM12)

Taylor, John Faulds, late of 12 Sharpe Close, Waikiki, died 11/2/05 (DE19943019EM35)

ANTONINA ROSE McLAREN, Public Trustee,
Public Trust Office, 565 Hay Street, Perth WA 6000.
Telephone: 9222 6777

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