

N170/1

116.



DEPARTMENT OF LANDS AND SURVEYS

Cathedral Avenue,  
Perth,  
Western Australia 6000

DEPARTMENT OF CONSERVATION  
AND LAND MANAGEMENT  
- 5 AUG 1985  
COMO, W.A.

Your Ref. NPA 170/1  
Our Ref. 3627/06V3 CN:ML  
Telephone Enquiries 323 1278

Executive Director  
Department of Conservation and Land  
Management  
State Operations Headquarters  
50 Hayman Road  
COMO CDO

WEST CAPE HOWE - RESERVE 26177

I refer to your memo of January 17, 1985 and advise for your information that Executive Council has:-

- 1) issued an Order in Council revoking the Order in Council dated November 2, 1977 whereby Reserve No. 26177 was vested in the Shire of Albany in trust for the purpose of "Recreation";
- 2) approved of the purpose of Reserve No. 26177 (Plantagenet District and Torbay Agricultural Area) being changed from "Recreation" to "National Park" and issued an Order in Council directing that Reserve No. 26177 shall vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of "National Park".

Notices to this effect were published in the Government Gazettes of May 31, 1985 and July 12, 1985 and I enclose the relevant Vesting Order.

*Bill Hellman*  
UNDER SECRETARY FOR LANDS

July 31, 1985  
enc

*George White*  
*Mr B. Layman*  
*Director of National Parks*  
*Mr Muir informed. R Powell*  
*L 10.85*

① Angela Ks copy  
fols 113-116 to  
Dr J. Watson, Reg  
Manager, Albany  
for info. 1 am

② Mr Underwood  
③ Mr Quinn } to note  
*cf 27/8/86*





File No. 3236/983.

MELBOURNE.—No. 40257 (Conservation of Flora and Fauna), Location No. 4097 (232.045 0 hectares) (Original Plan 16704 Public Plan Wongan Hills SW and SE 1:25 000 (Yerrecoon-South East Road).)

File No. 530/78.

CANNING.—No. 40241 (Church Purposes), Location No. 3298 (3.515 0 hectares) (Diagram 85224, Public Plan Perth 1:2 000 14.19 (Murray Street).)

File No. 2198/987.

ESPERANCE.—No. 40238 (Health Purposes), Lot No. 882 (formerly portion of each of Esperance Town Lots 184, 185, 186 and 187 and being part of Lot 12 on Plan 9302) (3 026 square metres) (Public Plan Esperance 1:2 000 16.13, CG.29 (Forrest Street).)

File No. 2336/987.

SWAN.—No. 40207 (Public Recreation), Location No. 11042 (formerly portion of Swan Location 1180 and being Lot 321 on Plan 15970) (3 248 square metres) (Public Plan Perth 1:2 000 BG:34/17.32 (Wheatstone Drive).)

N. J. SMYTH,  
Executive Director.

#### AMENDMENT OF RESERVES

Department of Land Administration,  
Perth 27 November 1987.

HIS Excellency the Governor in Executive Council has been pleased to approve, under section 37 of the Land Act 1933 of the amendment of the following Reserves:

File No. 1456/77.—No. 34922 (Karratha Lot 1972) "Parklands" to exclude that portion now comprised in Karratha Lot 4471 as surveyed and shown bordered green on Land Administration Diagram 88196 and of its area being reduced to 34.534 8 hectares accordingly. (Plan Karratha 1:2 000 32.29 and 1:10 000 7.6 (Searipple Road).)

File No. 2666/61.—No. 26851 (Kununurra Lots 69, 84, 85, 116, 117, 123, 124, 125, 133, 161 and 162) "Housing (Main Roads Department)" to exclude Lots 69, 84, 85, 124 and 125 and of its area being reduced to 5 940 square metres accordingly. (Plan Kununurra 1:2 000 23.17 (Konkerberry Drive, Nutwood Crescent and Ironwood Drive).)

File No. 342/63.—No. 28951 (Kununurra Lots 16, 50, 55, 57, 61, 64, 72, 138, 139, 143, 144 and 705) "Housing (Main Roads Department)" to exclude Kununurra Lots 64, 138, 139 and 144 and of its area being reduced to 8 044 square metres accordingly. (Plan Kununurra 1:2 000 23.17 (Rosewood Avenue and Kurrajong Street).)

N. J. SMYTH,  
Executive Director.

#### AMENDMENT OF RESERVES

Department of Land Administration,  
Perth, 4 December 1987.

HIS Excellency the Governor in Executive Council has been pleased to approve, under section 37 of the Land Act 1933 of the amendment of the following Reserves—

File No. 1885/983.—No. 38736 (Dongara Lot 81) "Park" to include Dongara Lot 82 as surveyed and shown bordered red on Lands and Surveys Diagram 86972 and of its area being increased to 1.719 8 hectares accordingly. (Plan Dongara 1:2 000 35.03 (Waldeck Street).)

File No. 2403/983.—No. 38631 (Cockburn Sound Location 2760) "Public Recreation" to include Cockburn Sound Location 2917 (formerly portion of Cockburn Sound Location 549 and being Lot 562 on Plan 15790) and of its area being increased to 6.446 4 hectares accordingly. (Plan Perth 1:2 000 10.13 (Sanders Loop).)

File No. 2853/980.—No. 37218 (Swan Location 10176) "Public Recreation" to include Swan Location 11050 (formerly portion of Swan Location 1793 and being Lot 68 on Plan 14762) and 10220, and of its area being increased to 2.304 7 hectares, accordingly. (Plan Perth 1:2 000 BG: 34/23.23 (Dampiera Court and near Lechenaultia Way).)

File No. 3341/979.—No. 36747 (Sussex Locations 4712, 4713, 4790 and 4792) "Public Recreation" to include Sussex Locations 4846 (formerly portion of Sussex Location 1404 and being Lot 147 on Plan 15702), 4847 (formerly portion of each of Sussex Location 646, 1238 and 1404 and being Lot 47 on Plan 15719) and 4848 (formerly portion of Sussex Location 646 and being Lot 148 on Plan 15719) and of its being increased to 36.902 8 hectares accordingly. (Plan Margaret River 1:10 000 BF: 29/2.1 (Kevill Road).)

File No. 2171/62V3.—No. 36727 (Cockburn Sound Location 2338) "Hospital, Community Health Centre, Allied Health Services and Health Facility Support Services" to include Cockburn Sound Location 2746 as surveyed and shown bordered red on Lands and Surveys Diagram 86107 and of its area being increased to 83.388 5 hectares accordingly. (Plan Perth 1:2 000 12.11 and 13.11 (Farrington Road).)

File No. 1553/980.—No. 36508 (Cockburn Sound Locations 2605 and 2606) "Public Recreation" to include Cockburn Sound Location 2926 (formerly portion of Cockburn Sound Location 549 and being Lot 101 on Plan 12740) and of its area being increased to 4 901 square metres accordingly. (Plan Perth 1:2 000 12.12 and 12.13 (Murdoch Drive).)

File No. 1090/979.—No. 36411 (Mundaring Lot 270) "Public Recreation" to include Mundaring Lot 285 (formerly portion of Mundaring Lot 113 and being Lot 63 on Diagram 71922) and of its area being increased to 7 240 square metres accordingly. (Plan Perth 1:2 000 BG: 34/31.31) (Walker Street).)

File No. 4014/76.—No. 34989 (Canning Locations 2970, 3287 and 3307) "Public Recreation" to include Canning Location 3593 (formerly portion of Canning Location 16 and being Lot 687 on Plan 15189) and of its area being increased to 2.471 9 hectares accordingly. (Plan Perth 1:2 000 20.10 (off Anaconda Drive).)

File No. 3586/70.—No. 31944 (Sussex Location 4594) "Public Recreation" to include Sussex Location 4849 (formerly portion of Sussex Location 199 and being Lot 14 on Diagram 70066) and of its area being increased to 6 447 square metres accordingly. (Plan Quindalup 1:2 000 13.37 (near Caves Road, Quindalup).)

File No. 4419/69.—No. 31548 (Cockburn Sound Locations 2239, 2240 and 2502) "Public Recreation" to include Cockburn Sound Location 2918 (formerly portion of Cockburn Sound Location 16 and being Lot 924 on Plan 15732) and of its area being increased to 4.449 0 hectares accordingly. (Plan Peel 1:2 000 06.26) (Rae Road).)

File No. 2037/69.—No. 31187 (Sussex Location 4563) "Public Recreation" to include Sussex Location 4835 (formerly portion of Sussex Location 402 and being Lot 130 on Diagram 69223) and of its area being increased to 1.064 1 hectares accordingly. (Plan Broadwater 1:2 000 20.34 and 20.35 (MacIntyre Street).)

File No. 2981/70.—No. 31137 (Canning Locations 2359, 2378 and 2379) "Public Recreation" to include Canning Location 3614 (formerly portion of Canning Location 324 and being Lot 7 on Diagram 71634) and of its area being increased to 2.323 6 hectares accordingly. (Plan Perth 1:2 000 BG: 34/25.20 and 25.21 (Lesmurdie Road).)

File No. 2834/67.—No. 28898 (Kwinana Lots C614, C633, C647 and C655) "Railways (Housing)" to exclude Lot C655 and of its area being reduced to 2 496 square metres accordingly. (Plan Peel 1:2 000 10.31 (Finnagan Crescent).)

File No. 111/62.—No. 28817 (Swan Locations 7628 and 9333) "Public Recreation" to include Swan Location 11025 (formerly portion of Swan Location 1370 and being Lot 415 on Plan 15611) and of its area being increased to 3.805 8 hectares accordingly. (Plan Swan 1:2 000 06.04) BG: 35 (Collins Parade).)

File No. 4544/65.—No. 28737 (Cockburn Sound Location 2094) "Public Recreation" to include Cockburn Sound Location 2941 (formerly portion of Cockburn Sound Location 16 and being Lot 1003 on Plan 15809) and of its area being increased to 5 264 square metres accordingly. (Plan Mandurah 1:2 000 BG: 33/06.03 (Ormsby Terrace).)

File No. 3627/06V4.—No. 26177 (Plantagenet District and Torbay Agricultural Area) "National Park" to exclude those portions now comprising Plantagenet Location 7565 and Torbay Agricultural Area Lot 252 as surveyed and shown bordered green on Lands and Surveys Diagrams 87043 and 87044 respectively, and for the reserve to now comprise Plantagenet Location 7591 as delineated and shown bordered red on Lands and Surveys Original Plan 16490 and of its area being reduced to about 3 517 hectares accordingly. (Plan Torbay NW, SW, NE and SE 1:25 000 (Shepherds Lagoon Road).)

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Department of  
**LAND ADMINISTRATION**

<b>FOLIO DESCRIPTION</b>	
Folio No. ....	260.
File No. ....	024 704 F 3201
Expec. Comp. ....	

Your Ref: 014515 JS:SP  
 Our Ref: 3627/06V4 BG:EG  
 Telephone: 323 1278  
 Enquiries:

**Department of Conservation  
 and Land Management**  
 8 - DEC 1987  
 COMO, W.A.

Executive Director  
 DEPARTMENT OF CONSERVATION AND  
 LAND MANAGEMENT

RESERVE NO. 26177

I advise for your information that Executive Council has:-

1. Issued an Order in Council revoking the Order in Council dated July 2, 1985 whereby Reserve No. 26177 was vested in the National Parks and Nature Conservation Authority in trust for the purpose of "National Park" and approved of the cancellation of the relevant Vesting Order accordingly.
2. Approved of the amendment of Reserve No. 26177 (Plantagenet District and Torbay Agricultural Area) "National Park" to exclude those portions now comprising Plantagenet Location 7565 and Torbay Agricultural Area Lot 252 and to comprise Plantagenet Location 7591 and of its area being reduced accordingly.
3. Issued a Proclamation classifying as of Class "A" Reserve No. 26177 (Plantagenet Location 7591) "National Park".
4. Issued an Order in Council directing that Class "A" Reserve No. 26177 (Plantagenet Location 7591) shall vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of "National Park".

Notice to this effect will be published in the Government Gazette of 4 December, 1987 and I enclose a print showing the said reserve and the relevant Vesting Order.

Would you please return to this Office the superseded Vesting Order dated July 2, 1985 for cancellation.

*A. A. Skinner*

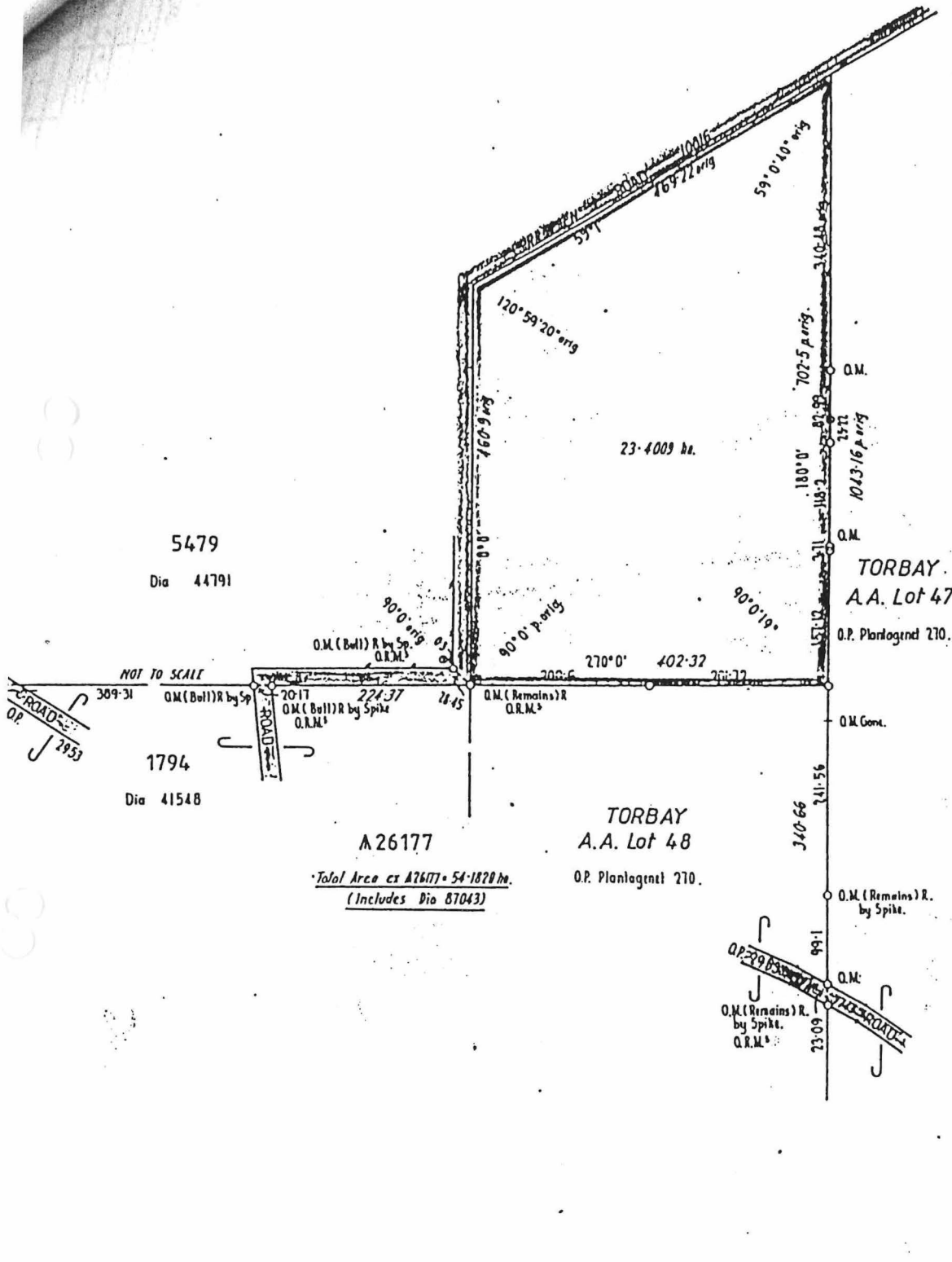
Acting Director  
LAND OPERATIONS DIVISION *BL*

*10.12.87  
 12/1/88  
 D. J. K. Jones*

December 4, 1987

enc:

261



DISTRICT  
PLANTAGENET

**SURVEYOR'S CERTIFICATE**

I certify that this survey was performed personally (or under my personal supervision, inspection and field check), in accordance with the Licensed Surveyors (Code of Surveyors) Regulations.

.....  
Licensed Surveyor.

**TORBAY A.A. LOT 252.**

Azimuth observed at .....  
or assumed from O.P. Plantagenet 270  
Date of marking 14<sup>TH</sup> JANUARY 1985  
Surveyor R.J. WEDDERWICK  
Field Book No. 31 Page 4-7  
Cadastral Plan TORBAY N.W. S.W. 1:25000  
Reference 555118  
Diagram Drawn G. GILCHRIST Date 16-8-85

Calc. Bk. No. D.J. HADDON 8 Fol. 84  
Compared with F.B. R.J. Wedderwick  
Account No. M.H.M. 1105  
Examined King Road 10-9-85  
Diagram passed [Signature]  
Inspector of Plans and Surveys  
Date .....

FILE No. 3627 - 06 V3

SCALE 1:5000  
All measurements in metres

**SURVEY APPROVED**

Date .....  
Surveyor General

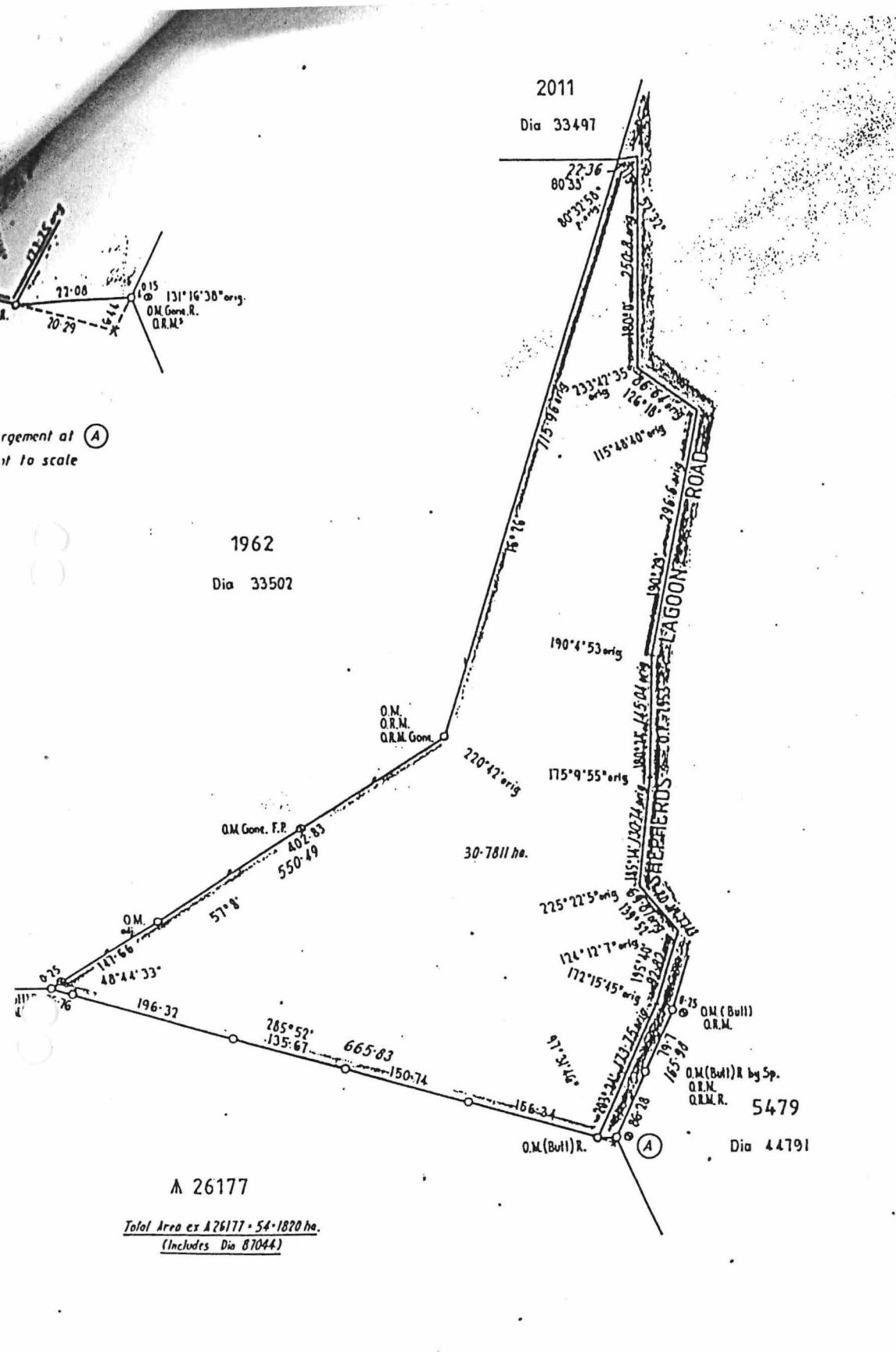
Recorded on Public Plan:  
Registered on Key Plan TORBAY N.W. S.W. 1:25000  
[Signature] Custodian of Plans 2/11/85

DEPT. OF LANDS AND SURVEYS  
DIAGRAM No. 87044

OF ANNOUNCEMENT

SIGNATURE

27/11/86



2011

Dia 33497

1962

Dia 33502

A 26177

Total Area ex A 26177 = 54-1820 ha.  
(Includes Dia 87044)



IT  
TAGENET

LOCATION 7565

FILE No. 3627-06 V3

SCALE 1:5000  
All measurements in metres

RS CERTIFICATE

that this survey was performed under my personal supervision and field check, in accordance with the Licensed Surveyors (Regulations).

Azimuth observed at OP 2957  
or assumed from OP 2957  
Date of marking 7<sup>th</sup> JANUARY 1985  
Surveyor R.J. HEDDERWICK  
Field Book No. 31 Page 1-3-8  
Cadastral Plan TORBAY NW of S.W. 1:25000  
Reference 553119  
Diagram Drawn G.GILCHRIST Date 15-8-85

Calc. Bk. No. D.J. HADDON 8 Fol. 84  
Compared with F.B. R.J. Hedderwick  
Account No. H. 21-24 115  
Examined Langford 12-9-85  
Diagram passed [Signature]

Inspector of Plans and Surveys  
Date: \_\_\_\_\_

SURVEY APPROVED

Date \_\_\_\_\_ Surveyor General

Recorded on Public Plan.

Registered on Key Plan REG. PLAN NO. 1:25000  
Custodian of Plans [Signature]

DEPT. OF LANDS AND SURVEYS  
DIAGRAM No. 87043

Licensed Surveyor.

INCIDENT

AT a meeting of the Executive Council held in the Executive Chamber at Perth on 24 November 1987 the following Orders in Council were authorised to be issued.

## Land Act 1933

## ORDER IN COUNCIL

File No. 2163/986.

WHEREAS by section 33 of the Land Act 1933, it is made lawful for the Governor to direct that any Reserve shall vest in and be held by any person or persons to be named in the Order, in trust for any purpose specified in such Order and with power of leasing; and whereas it is deemed expedient that Reserve No. 40297 (Melbourne Location 4103) should vest in and be held by the Shire of Victoria Plains in trust for the purpose of "Recreation".

Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, does hereby direct that the beforementioned Reserve shall vest in and be held by the Shire of Victoria Plains in trust for "Recreation" with power to the said Shire of Victoria Plains subject to the approval in writing of the Minister for Lands to each and every lease or assignment of lease being first obtained, to lease the whole or any portion thereof for any term not exceeding 21 years from the date of the lease, subject nevertheless to the powers reserved to me by section 37 of the said Act; provided that no such lease or assignment of lease shall be valid or operative until the approval of the Minister for Lands or an officer authorised in that behalf by the Minister, has been endorsed on the Lease Instrument, or Deed to Assignment, as the case may be.

G. PEARCE,  
Clerk of the Council.

## Land Act 1933

## ORDERS IN COUNCIL

WHEREAS by section 33 (4) (a) of the Land Act 1933, it is, *inter alia*, made lawful for the Governor by Order in Council to direct that any land reserved pursuant to the provisions of this Act shall be granted in fee simple to any person (as defined in the said section) subject to the condition that the person shall not lease or mortgage the whole or any part of the land without the consent of the Governor and subject to such other conditions and limitations as the Governor shall deem necessary to ensure that the land is used for the purpose for which the land is reserved as aforesaid: And whereas it is deemed expedient as follows—

File No. 3647/986.—That Reserve No. 39751 (Cockburn Sound Location 2837) should be granted in fee simple to the St. John Ambulance Association in Western Australia (Incorporated) to be held in trust for the purpose of "Ambulance Depot".

File No. 2171/62V3.—That Cockburn Sound Location 2746 being portion of Reserve No. 36727 should be granted in fee simple to the Lakes Hospital Board to be held in trust for the purpose of "Hospital, Community Health Centre, Allied Health Services and Health Facility Support Services".

Now, therefore, His Excellency the Governor by and with the advice and consent of the Executive Council, does hereby direct that the beforementioned reserves shall be granted in fee simple to the aforementioned bodies to be held in trust for the purpose aforesaid subject to the condition that the land shall not be leased or mortgaged in whole or in part without the consent of the Governor.

G. PEARCE,  
Clerk of the Council.

## Land Act 1933

## ORDERS IN COUNCIL

WHEREAS by section 33 of the Land Act 1933, it is made lawful for the Governor to direct that any Reserve shall vest in and be held by any person or persons to be named in the Order, in trust for any of the purposes set forth in section 29 of the said Act, or for the like or other public purposes to be specified in such Order and with power of leasing; and whereas it is deemed expedient as follows—

File No. 3418/57.—That Reserve No. 24846 (Sussex Locations 4182 and 4843) should vest in and be held by the Minister for Education in trust for the purpose of "School Site".

File No. 2198/987.—That Reserve No. 40238 (Esperance Lot 882) should vest in and be held by the Honourable Ian Frederick Taylor, M.L.A., Minister for Health for the time being and his successors in office in trust for "Health Purposes".

File No. 2269/987.—That Reserve No. 40267 (Nannup Lot 307) should vest in and be held by the Honourable Ian Frederick Taylor, M.L.A., Minister for Health for the time being and his successors in office in trust for the purpose of "Housing (Health Department)".

File No. 2216/987.—That Reserve No. 40270 (Newman Lot 2293) should vest in and be held by the Honourable Elsie Kay Hallahan, M.L.C., Minister for Community Services for the time being and her successors in office in trust for the purpose of "Child Care Centre".

File No. 2093/987.—That Reserve No. 40283 (Canning Location 3572) should vest in and be held by the Honourable Elsie Kay Hallahan, M.L.C., Minister for Community Services for the time being and her successors in office in trust for the purpose of "Child Care Centre".

Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, does hereby direct that the beforementioned Reserves shall vest in and be held by the abovementioned persons for the time being and their successors in office in trust for the purposes aforesaid, with power to the abovementioned persons for the time being and their successors in office to lease the whole or any portion thereof for any term, subject nevertheless to the powers reserved to me by section 37 of the said Act.

G. PEARCE,  
Clerk of the Council.

## Land Act 1933

## ORDERS IN COUNCIL

WHEREAS by section 33 of the Land Act 1933, it is made lawful for the Governor to direct that any Reserve shall vest in and be held by any person or persons to be named in the order in trust for the like or other public purposes to be specified in such order: And whereas it is deemed expedient as follows.

File No. 2043/55.—Reserve No. 24279 (Canning Location 3573) should vest in and be held by the City of Belmont in trust for the purpose of "Public Recreation".

File No. 574/61.—Reserve No. 25946 (Leeman Lots 49 and 50) should vest in and be held by the Shire of Coorow in trust for the purpose of "Housing (Shire of Coorow)".

File No. 3627/06 V4.—Class "A" Reserve No. 26177 (Plantagenet Location 7591) should vest in and be held by the National Parks and Nature Conservation Authority in trust for the purpose of "National Park".

File No. 2017/63.—Reserve No. 27519 (Bunbury Lot 456) should vest in and be held by the Honourable Julian Fletcher Grill, MLA, Minister for Fisheries for the time being and his successors in office in trust for the purpose of "Bout Shed Site (Fisheries Department)".

File No. 114/64.—Reserve No. 28145 (Exmouth Lot 351) should vest in and be held by the Honourable Julian Fletcher Grill, MLA, Minister for Fisheries for the time being and his successors in office in trust for the purpose of "Office Site (Fisheries Department)".

File No. 4544/65.—Reserve No. 28737 (Cockburn Sound Locations 2094 and 2941) should vest in and be held by the Shire of Mandurah in trust for the purpose of "Public Recreation".

File No. 111/62.—Reserve No. 28817 (Swan Locations 7628, 9333 and 11025) should vest in and be held by the City of Wanneroo in trust for the purpose of "Public Recreation".

File No. 1219/67.—Reserve No. 29483 (Cervantes Lot 145) should vest in and be held by the Honourable Julian Fletcher Grill, MLA, Minister for Fisheries for the time being and his successors in office in trust for the purpose of "Office and Quarters (Fisheries Department)".

File No. 2008/65.—Reserve No. 29967 (Waterman Lot 1) should vest in and be held by the Honourable Julian Fletcher Grill, MLA, Minister for Fisheries for the time being and his successors in office in trust for the purpose of "Marine Aquarium and Research Laboratory".

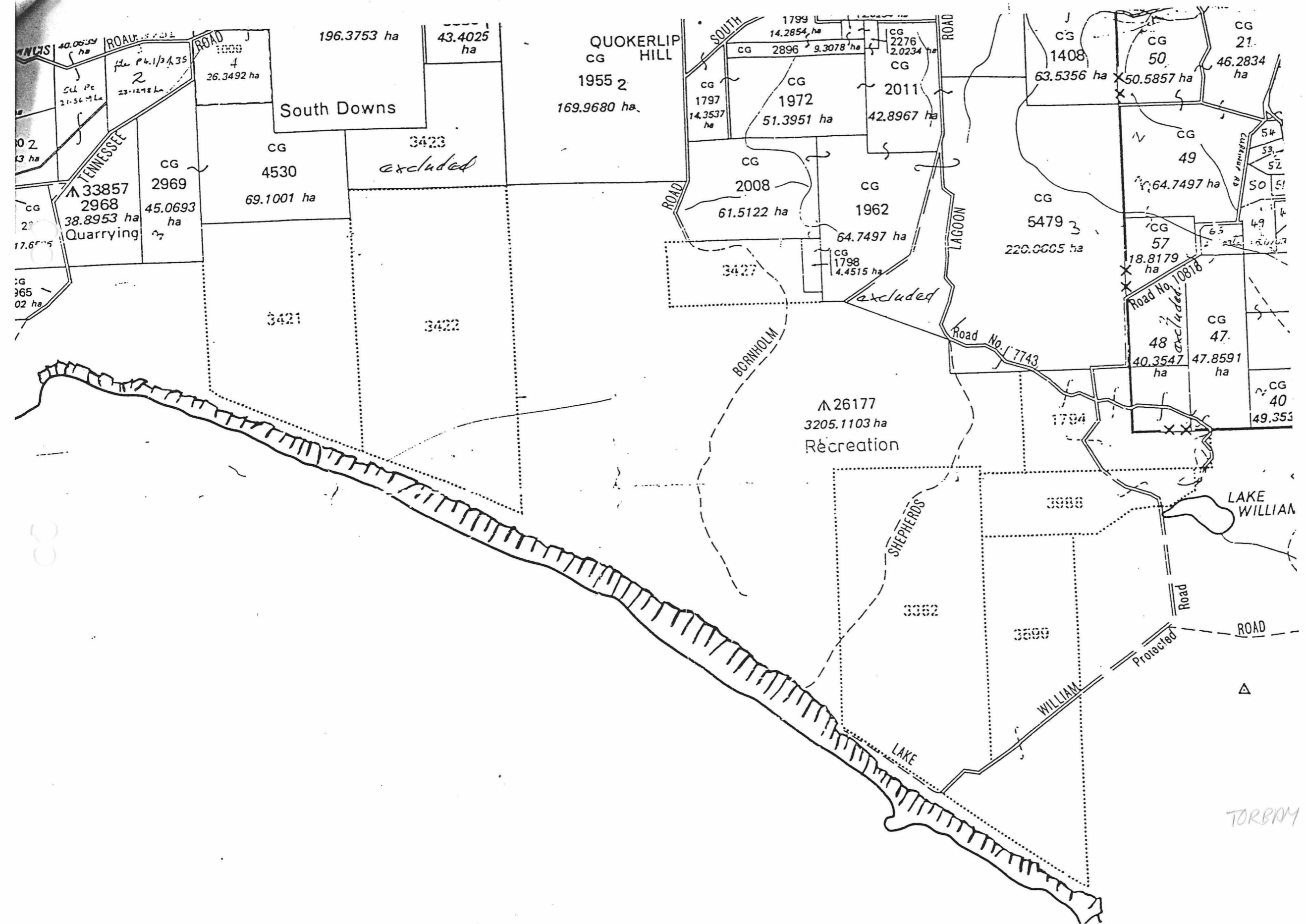
File No. 2981/970.—Reserve No. 31137 (Canning Locations 2359, 2378, 2379 and 3614) should vest in and be held by the Shire of Kalamunda in trust for the purpose of "Public Recreation".

CLERKWOOD VALE

DONE

Only 21-7-88





SOUTHERN OCEAN

TORBAY