GOVERNMENT OF WESTERN AUSTRALIA

Landgate

# Property Interest Report

## 18 Mainsail Terrace, Yangebup 6164

landgate.wa.gov.au

# Contents




1. **Property information**
This section includes an aerial photograph and details of this property.

2. **Summary of interests that AFFECT this property**
This section helps you to see at a glance interests pertaining to this property.

3. **Summary of interests that DO NOT AFFECT this property**
This section helps you to see at a glance interests that do not affect this property.

4. **Details of interests that AFFECT this property**
This section provides details of how an interest specifically relates to this property.


**What is a property interest?**
A property interest gives rights to a land owner but also, could imply restrictions or impose responsibilities which may impact on their use or enjoyment of the land. Most interests are created by government legislation, policies and guidelines.

**Where does property interest information come from?**
This service gathers interest information from multiple government bodies and private organisations in Western Australia and consolidates that information into the Property Interest Report. This report will show interests that do and do not affect the property.

**Does this report include all interests?**
This Property Interest Report only serves as a guide to interests that relate to this property not recorded on the Certificate of Title.
Landgate does not have access to all interest information that affects property in Western Australia. There may be other interests that relate to the property, where that information is currently not available to Landgate. For information on other known interests not in this report, see https://www.landgate.wa.gov.au/land-and-property/property-ownership/property-interest-report/interest-dictionary.

**Are interests on the Certificate of Title in this report?**
No, this report does not include interest information registered on the Certificate of Title. Limitations, Interests, Encumbrances and Notifications may be registered on the Certificate of Title under Second Schedule Endorsements.

It is recommended that a copy of the Certificate of Title is obtained to identify any registered interests and/or information. Visit **landgate.wa.gov.au** to order a copy of the Certificate of Title.

**How do I find out more information?**
For further information about interests including information, contact details and relevant legislation on any interests in this report, see https://www.landgate.wa.gov.au/land-and-property/property-ownership/property-interest-report/interest-dictionary.

If you have any queries or concerns, please contact the responsible agency of the interest in question, contact details can be found in this report or the interest dictionary.

**Notice**
This Property Interest Report has been produced by Landgate on behalf of the State of Western Australia. This report has direct access to property interest information held by multiple government bodies and private organisations in Western Australia.

This report is believed to be accurate and current at the time it was generated. However, circumstances and interests may change and can differ from the contents of this report. You must make your own assessment of it and rely on it at your own risk. Please see the full Disclaimer at the end of this report for further details.

Please note: Where risk has been identified to a property within this report and construction has occurred on the land, contact your relevant Local Government Authority for management remediation plans relevant to your property, or for properties being purchased off the plan, contact your developer.

# 1. Property information

Image captured February 2026

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# 18 Mainsail Terrace, Yangebup 6164

| | |
|---|---|
| **Number of interests that impact this property** | 24 |
| **Certificate of title number** | 2214/964 |
| **Land ID** | Lot 334 On Deposited Plan 25645 |
| **Type of property** | House |
| **Property use** | Residential |
| **Year built** | 2002 |
| **Wall/Roof type** | Brick Walls/Tile Roof |
| **Land area** | 510 m² |
| **Building area** | 163 m² |
| **Local Government Authority** | Cockburn |
| **Zoning** | Residential (R20) |

**Perth CBD**
19.2km

**Beach**
4.7km

**Primary School**
979m

**Secondary School**
1.8km

# 2. Summary of interests that AFFECT this property



Interests below specifically affect this property but do not appear on the Certificate of Title. For information and details on how the below interests may impact your property, please see section four of this report.

- ATCO Gas Australia Infrastructure
- Building and Construction Industry Training Levy
- Building Permit
- Demolition Permit
- Dial Before You Dig
- Emergency Services Levy
- Environmental Protection Policies
- Garden Bore Suitability
- Groundwater Salinity
- Iron Staining Risk
- Land Tax
- Local Government Rates
- Local Planning Schemes
- Metropolitan Region Improvement Tax
- Mosquito-borne Disease Risk
- Native Title and Indigenous Land Use Agreements
- Occupancy Permit
- Proclaimed Groundwater Areas
- Residual Current Device
- Smoke Alarm
- Sprinkler Restrictions & Bans
- State Planning Policy 5.4 - Road and Rail Noise
- Swimming Pool
- Water Corporation Infrastructure (above and below ground)

# 3. Summary of interests that DO NOT AFFECT this property



Information currently available to Landgate suggests that these interests do not affect this property. For further information and contact details on these interests, please see the interest dictionary https://www.landgate.wa.gov.au/land-and-property/property-ownership/property-interest-report/interest-dictionary.

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- 1 in 100 AEP Floodplain Development Control Area
- Aboriginal Cultural Heritage - Historic
- Aboriginal Cultural Heritage - Lodged
- Aboriginal Cultural Heritage - Protected Area
- Aboriginal Cultural Heritage - Registered
- Aboriginal Lands Trust Estate
- Acid Sulfate Soil (ASS) Risk
- APA Group Owned/Operated Gas Transmission Pipeline
- Australian Natural, Indigenous and Historic Heritage
- Bush Fire Prone Areas
- Bush Forever Areas
- Clearing Control Catchments
- Commercial Building Disclosure
- Contaminated Sites (Contaminated Sites Database)
- Control of Access on State Roads
- Dampier to Bunbury Natural Gas Pipeline Development Setback Area
- Development Control Area (Swan and Canning Rivers)
- Environmentally Sensitive Areas
- European House Borer
- Former Military Training Area (Unexploded Ordnance)
- Harvey Water Infrastructure
- Heritage Council - Agreement
- Heritage Council - Assessment Program
- Heritage Council - Protection Orders
- Heritage Council - State Register of Heritage Places
- Intensive Agricultural Industries
- Jandakot Airport - Aircraft Noise
- Jandakot Airport - Land Use Planning
- Lands owned or managed by the Department of Biodiversity, Conservation and Attractions
- Liquor Restrictions
- Local Heritage Surveys
- Marine Harbours Act Areas
- Marine Navigation Aids
- Mining Titles
- National Park, Conservation Park and Nature Reserve
- Native Vegetation
- Navigable Water Regulations
- Notices on Properties under the Biosecurity and Agriculture Management Act 2007
- Notices on Properties under the Soil and Land Conservation Act 1945
- Perth Airport - Aircraft Noise
- Perth Airport - Land Use Planning
- Perth Parking Policy
- Petroleum Tenure
- Possible Road Widening
- Proclaimed Surfacewater Areas
- Protected Areas - Collaborative Australian Protected Area Database
- Public Drinking Water Source Areas
- Ramsar Wetlands
- Region Schemes
- Residue Management Notice
- Shipping and Pilotage Port Areas
- State Forest and Timber Reserve
- State Underground Power Program
- Threatened Ecological Communities
- Threatened Fauna
- Threatened Flora
- Titanium - Zircon Mineralization Areas
- Water Corporation Beneficiary Lot Water and/or Sewer
- Water Corporation Brighton Non-Drinking Water
- Water Corporation Effluent Discharge Scheme
- Water Corporation Farmlands Service Conditions
- Water Corporation Infrastructure Buffer Zones
- Water Corporation Infrastructure Contribution - Water, Sewer and/or Drainage
- Water Corporation Non-Standard Services (Private Fire Service)
- Water Corporation Pressure Exempt
- Water Corporation Private Pressure Sewer System

# 3. Summary of interests that DO NOT AFFECT this property



- Water Corporation Reserve Sewer, Water and Drainage Infrastructure Contribution Charge
- Water Corporation Saline Water
- Water Corporation Sewer System
- Water Corporation Special Agreement - Nitrate Water Condition
- Water Corporation Special Agreement - Non-Potable
- Water Corporation Water service is supplied by an Agreement
- Waterways Conservation Act Management Areas
- Western Power Infrastructure
- Wetlands

# 4. Details of interests that AFFECT this property

Interests below in alphabetical order specifically affect this property but do not appear on the Certificate of Title. For further information and Legislation details, see https://www.landgate.wa.gov.au/land-and-property/property-ownership/property-interest-report/interest-dictionary.

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## ATCO Gas Australia Infrastructure

**Responsible agency:**
ATCO Gas Australia

**Definition of Interest:**
ATCO Gas Australia is a private company delivering safe, reliable, cost-effective natural gas to West Australians. As a gas distribution company, ATCO Gas builds, owns and maintains an underground network of pipelines that bring natural gas to more than 700,000 consumers. Along with building and maintaining the network, we also perform the work to connect your homes and businesses to gas and read your meter.

**Affect of Interest:**
The selected property **is within the vicinity** of ATCO Gas Australia Infrastructure. Land use, building, demolition and access constraints may apply.

Details are available below:
**ATCO Gas Australia Infrastructure:**
**Infrastructure Type** - Gas Distribution Network
Depending on the infrastructure type as indicated above, the following advice will apply:

Gas Distribution Network
If the search area is identified as being within the Gas Distribution Network area, a gas connection might exist or be available for the property. See www.atcogas.com.au for more information about the gas connection process or contact ATCO Gas Australia on 13 13 56.

To view ATCO Gas distribution network maps see: www.atcogas.com.au/About-Us/Coverage-Maps.

Note: A gas connection may not always be available for properties within the Gas Distribution Network Area. If the property is a not abutting a suitable existing gas distribution main, a pipeline extension may be required. However, buried pipework may still exist on your property. Visit Dial Before You Dig www.1100.com.au to determine the location of gas mains.

High Pressure Gas Pipeline
No work is permitted within 15 metres of a High Pressure pipeline without prior approval from ATCO Gas Australia. Land use, building, demolition and access constraints may apply.

Construction, excavation and other activities may be restricted in this zone. No pavements (including crossovers) are to be constructed over the pipeline without prior consent from ATCO Gas Australia. Various pipeline safety tests may apply.

For more information contact our office on 1300 926 755, or email hpenquiries@atcogas.com.au.

PLEASE NOTE:
This report is not an alternative to Dial Before You Dig.
Information about underground cable and pipe networks is available by requesting the utility maps through the Dial Before You Dig web site, www.1100.com.au or

contact their call centre on 1100 during business hours, to find out about the location of underground infrastructure prior to commencing any excavation works on a property.

**Legislation governing the interest:**
*Energy Coordination Act 1994*
*Energy Operators (Powers) Act 1979*
*Gas Standards Act 1972*
Gas Standards (Gas Supply and System Safety) Regulations 2000
Gas Standards (Gasfitting and Consumer Gas Installations) Regulations 1999

## Building and Construction Industry Training Levy

**Responsible agency:**
Construction Training Fund Board

**Definition of Interest:**
The Building and Construction Industry Training Levy is used to support training for people working within the building and construction industry, and is payable prior to the commencement of a project or upon application for a building license.

**Affect of Interest:**
The levy of 0.2% on the contract price is applied to all residential, commercial and civil engineering projects undertaken in Western Australia where the total value of construction is over $20,000. The project owner pays the levy when an application for a building permit is made to the Local Government Authority.

For more information contact our office on (08) 9244 0100 or see www.bcitf.org.

**Legislation governing the interest:**
*Building and Construction Industry Training Fund and Levy Collection Act 1990*
*Building and Construction Industry Training Levy Act 1990*

## Building Permit

**Responsible agency:**
Department of Energy, Mines, Industry Regulation and Safety

**Definition of Interest:**
Generally, before any building work can be carried out a building permit must be in effect.

**Affect of Interest:**
A building permit application will be required to be submitted to the relevant local government if the proposal includes the construction, renovation, alteration or improvement of a building.
For information on applying for a building permit, contact the relevant local government or for general information on the building approvals process, contact the Department of Energy, Mines, Industry Regulation and Safety on 1300 489 099 or email: be.info@demirs.wa.gov.au.

**Legislation governing the interest:**
*Building Act 2011*
Building Regulations 2012

## Demolition Permit

**Responsible agency:**
Department of Energy, Mines, Industry Regulation and Safety

**Definition of Interest:**
Generally, a demolition permit is required for the demolition, dismantling or removal of a building or incidental structure or to do one or more stages of demolition work.

**Affect of Interest:**
A demolition permit application will be required to be submitted to the relevant local government.
A person named as a demolition contractor on a demolition permit may be required to be appropriately licensed by WorkSafe to carry out demolition work, as well as an

asbestos removal licence. The licence from WorkSafe is in addition to the requirement for a demolition permit.

For information on applying for a demolition permit, contact the relevant local government or for general information on the building approvals process, contact the Department of Energy, Mines, Industry Regulation and Safety on 1300 489 099 or email: be.info@demirs.wa.gov.au.
For all licencing applications and enquiries please call 1300 424 091 or e-mail: wscallcentre@demirs.wa.gov.au.

**Legislation governing the interest:**
*Building Act 2011*
*Building Regulations 2012*
*Work Health and Safety (General) Regulations 2022*

## Dial Before You Dig

**Responsible agency:**
Dial Before You Dig

**Definition of Interest:**
Dial Before You Dig is a referral service for information on locating underground utilities anywhere in Western Australia. Australia's national referral service for information on underground pipes and cables.

**Affect of Interest:**
This will affect the property when ground disturbance works are planned, for further information or plans on location of underground utilities see www.1100.com.au or contact our office on 1100.

**Legislation governing the interest:**
*Occupational Health, Safety and Welfare Act 1984*
Occupational Safety and Health Regulations1996

## Emergency Services Levy

**Responsible agency:**
Department of Fire and Emergency Services

**Definition of Interest:**
The Emergency Service Levy (ESL) category classification of a property (declared by the Minister for Emergency Services) determines the ESL assessment rate that will be applied to the Gross Rental Value (GRV) of a property to calculate the ESL charge each year (subject to minimum and maximum ESL charge declarations). ESL category classification boundaries are managed by the DFES based upon cadastral information.

**Affect of Interest:**
The selected property currently has the following Emergency Services Levy category classification:
**Emergency Service Levy Boundaries:**
**ESL Category** - 1
**ESL Boundary** - Metropolitan
**ESL Calculation** - In 2026-27 Category 1 properties pay $0.011033 x the Gross Rental Value (GRV) subject to a minimum $113 charge & a maximum charge of $560 for vacant, residential & farming usages; and $320,000 for commercial, industrial & miscellaneous usages
The ESL category classifications:

Category 1: Availability of a network of career Fire & Rescue Service stations and the State Emergency Service (SES).
Applies in the Perth metropolitan area.

Category 2: Availability of a career Fire & Rescue station and a volunteer Fire & Rescue Service brigade and the SES.
Applies in the city centres of Albany, Bunbury, Greater-Geraldton, Kalgoorlie-Boulder and Mandurah.

Category 3: Availability of a Volunteer Fire & Rescue Service brigade or bush fire brigade with frequent support from the metropolitan network of career Fire & Rescue Service stations and the SES.
Applies in the periphery of the metropolitan area.

Category 4: Availability of a Volunteer Fire & Rescue Service brigade or a Volunteer Emergency Service Unit or a breathing apparatus equipped bush fire brigade and the SES.
Applies in approximately 90 country townsites.

Category 5: Availability of a bush fire brigade and the SES.
Applies in all other areas of the State except Indian Ocean Territories.

Please note the following properties are exempt from ESL (by Regulation):
- Vacant land owned by Local Governments;
- Certain Mining Tenements granted for prospecting/exploratory activities only; and
- The Wittenoom town site (a contaminated site);

Use the Emergency Services Levy calculator below to work out how much ESL you are likely to pay on a property, see www.dfes.wa.gov.au/emergencyserviceslevy/pages/eslcalculator.aspx.

For more information contact our office on (08) 9395 9485, or see www.dfes.wa.gov.au.

**Legislation governing the interest:**

*Fire and Emergency Services Act 1998*
Fire and Emergency Services Regulations 1998

## Environmental Protection Policies

**Responsible agency:**
Department of Water and Environmental Regulation

**Definition of Interest:**
Environmental Protection Policies (EPP) are Parliament-ratified whole-of-Government policies to establish environmental values and environmental quality objectives for a particular environment or component of the environment.

**Affect of Interest:**
The selected area is identified as an area protected by provisions under the *Environmental Protection Act 1986.*

**Kwinana - Atmospheric Waste Miscellaneous Areas:**
**Type** - AREA C

**Kwinana - Atmospheric Waste Policy Boundary:**
**Name** - Kwinana EPP
**Protecting** - Air quality
**Policy** - Environmental Protection (Kwinana) (Atmospheric Wastes) Policy and Regulations 1999

For more information on the potential impact of these protection policies on your selected property please see www.epa.wa.gov.au/wa-government-policies.
For more information contact our office on (08) 6145 0800, or email us on info@epa.wa.gov.au or see www.epa.wa.gov.au.

**Legislation governing the interest:**
*Environmental Protection Act 1986*

## Garden Bore Suitability

**Responsible agency:**
Department of Water and Environmental Regulation

**Definition of Interest:**
As part of new water efficiency measures, the Department of Water and Environmental Regulation (DWER) has prepared a Perth groundwater area map showing where additional garden bores are suitable/unsuitable based on available hydrogeological information.

**Affect of Interest:**
The property is within an area where additional garden bores are:
**Garden Bore Suitability:**
**Suitability** - Suitable
The hydrogeological conditions beneath the property are listed above for the installation of a garden bore.

For more information please contact Water Information at the Department of Water and Environmental Regulation (DWER) on (08) 6364 7600 or waterinfo@water.wa.gov.au, or see www.water.wa.gov.au/urban-water/bores.

**Legislation governing the interest:**
*Rights in Water and Irrigation Act 1914*
Rights in Water and Irrigation Exemption (Section 26C) order 2010

## Groundwater Salinity

**Responsible agency:**
Department of Water and Environmental Regulation

**Definition of Interest:**
The salinity in groundwater varies greatly in Western Australia. This depends on many factors such as geology, topography, climate and coastal seawater intrusion. The Department of Water and Environmental Regulation (DWER) categorises the groundwater salinity according to the salt content and its application for public drinking, irrigation, stock water etc.

**Affect of Interest:**
The salinity in groundwater in Western Australia varies considerably. This depends on many factors such as geology, topography, climate and coastal seawater intrusion.

Due to the fluid nature of ground conditions it is only possible to report on a indicative reading for the groundwater salinity that exists at this location.

If the groundwater salinity at this location is important then you should contact the closest regional office for advice on this subject.
**Groundwater Salinity:**
**TDS per milligram per litre** - <500
Salinity is the measure of total dissolved solids (TDS) or salts in water and is reported as milligrams per litre (mg/L).

The range of salinity of natural water is:

| Category | Salinity range |
|---|---|
| Fresh | 0-500 mg/L TDS (suitable for selected agricultural use) |
| Marginal | 500-1000 mg/L TDS (suitable for selected agricultural use) |
| Brackish | 1000-3000 mg/L TDS (used for parkland irrigation) |
| Saline | 3000-35,000 mg/L TDS (industrial use and stock watering up to 10,000mg/L) |
| Hypersaline | >35,000 mg/L TDS |

To verify the groundwater salinity at a particular location contact our office on (08) 6364 7600 or waterinfo@water.wa.gov.au, or see www.water.wa.gov.au/water-topics/groundwater.

**Legislation governing the interest:**
The Department of Water advises against drilling garden bores in areas underlain by the saltwater interface. There is no legislative basis or implications for this advice.

## Iron Staining Risk

**Responsible agency:**
Department of Water and Environmental Regulation

**Definition of Interest:**
Groundwater in many areas in Western Australia contains dissolved iron. When the water is exposed to air, the iron is oxidised and forms a rust-coloured coating on walls and paving's.

**Affect of Interest:**
The property is in an area where there is an elevated iron / manganese staining risk according to data available at the time of publication.

**Iron Staining Risk:**
**Risk** - Low risk
If you wish to verify whether your proposed garden bore is located in an area of high risk of iron staining, please contact Water Information at the Department of Water and Environmental Regulation (DWER) on (08) 6364 7600 or waterinfo@water.wa.gov.au, or see www.water.wa.gov.au/home.

**Legislation governing the interest:**
*There is no legislation directly related to this Interest.*

## Land Tax

**Responsible agency:**
Department of Finance

**Definition of Interest:**
Land tax is an annual tax based on the ownership and usage of land at midnight on 30 June and is levied in respect of the financial year following that date. Various exemptions or concessions may apply. Until land tax is paid it remains a first charge on the land.

**Affect of Interest:**
Land tax is an annual tax based on the ownership and usage of land at midnight on 30 June and is levied in respect of the financial year following that date. Various exemptions or concessions may apply; for example, primary residences.

For more information contact our office on (08) 9262 1200 or see www.finance.wa.gov.au/landtax.

**Legislation governing the interest:**
*Taxation Administration Act 2003*
*Land Tax Assessment Act 2002*
*Land Tax Act 2002*

## Local Government Rates

**Responsible agency:**
Department of Local Government, Sport and Cultural Industries

**Definition of Interest:**
A Local Government Authority can levy rates on any rateable land within its district in accordance with the provisions of the *Local Government Act 1995* and its associated regulations.

**Affect of Interest:**
Local Government Authorities can levy rates on any rateable land within its district in accordance with the provisions of the *Local Government Act 1995* and its associated regulations.

For more information contact your Local Government Authority.

**Legislation governing the interest:**
*Local Government Act 1995*
Local Government (Financial Management) Regulations 1996

## Local Planning Schemes

**Responsible agency:**
Department of Planning, Lands and Heritage

**Definition of Interest:**
Local Planning Schemes set out the way land is to be used and developed, classify areas for land use and include provisions to coordinate infrastructure and development in a locality.

**Affect of Interest:**
The selected area of land **has** the following zoning(s) and/or land-use class(es):

**Local Government Authority:**
**Description** - LGA Boundary
**Name** - COCKBURN, CITY OF

**Residential Code:**
**R Code Number** - R20
**Gazettal Date** - 20/12/2002
**Scheme Name** - COCKBURN
**Scheme Number** - 3

**Local Area Zoning:**
**Scheme Name** - COCKBURN
**Zoning** - Residential
**Label** -
**Label Description** -
**Gazettal Date** - 20/12/2002
**Scheme Number** - 3

For more information see www.planning.wa.gov.au/Local-planning-schemes.aspx. Or contact your Local Government Authority for more information.

**Legislation governing the interest:**
*Planning and Development Act 2005*
*Planning and Development (Consequential and Transitional Provisions) Act 2005*
State Planning Policy 3.1 - Residential Design Codes
Model Scheme Text

## Metropolitan Region Improvement Tax

**Responsible agency:**
Department of Finance and Department of Planning, Lands and Heritage

**Definition of Interest:**
Metropolitan Region Improvement Tax (MRIT) is an annual tax on land in the metropolitan region that is also liable for land tax. Unpaid MRIT remains a first charge on the land.

**Affect of Interest:**
The selected property **may be** subject to Metropolitan Region Improvement Tax (MRIT). MRIT is an annual tax on land in the metropolitan region that is also subject to land tax.

**Your property falls within the Local Government Authority (LGA) below:**
**Local Government Authority** - COCKBURN, CITY OF
For more information contact our office on (08) 6551 1000, or see www.finance.wa.gov.au/landtax.

**Legislation governing the interest:**
*Metropolitan Region Improvement Tax Act 1959*
*Land Tax Assessment Act 2002*
*Taxation Administration Act 2003*
*Planning and Development Act 2005*

## Mosquito-borne Disease Risk

**Responsible agency:**
Department of Health

**Definition of Interest:**
Mosquitoes can be a serious nuisance in certain regions of Western Australia and can spread disease-causing viruses such as Ross River, Barmah Forest, Kunjin and Murray Valley encephalitis viruses.

**Affect of Interest:**
The selected area **is impacted** by the risk of mosquito-borne diseases.

Details are as follows:
**Mosquito-borne Disease Risk:**
**Risk Level** - Frequent high risk
Frequent high risk
The selected area is in a region that frequently experiences problems with nuisance and disease carrying mosquitoes.

Occasional very high risk
The selected area is in a region that experiences severe problems with nuisance and disease carrying mosquitoes in some years, depending on environmental conditions.

Frequent high and occasional very high risk
The selected area is in a region that frequently experiences problems with nuisance and disease carrying mosquitoes, and severe issues are also experienced in some years depending on environmental conditions.

Low or unknown risk
This location has not experienced high rates of mosquito-borne disease in the past. However, the sporadic nature of mosquito-borne disease outbreaks means that this not necessarily a precise indicator of future risk. Furthermore, regions with low or no resident human population may also be classified as low risk even though there may be an undocumented high risk in the area. Finally, significant mosquito nuisance issues may still be experienced, despite a low health risk.

Residents are advised to avoid exposure to mosquitoes and minimise mosquito breeding around the home as appropriate, particularly following extreme weather events such as heavy rainfall, high tides (in coastal areas) or localised flooding that may create abnormally large areas of mosquito breeding habitat.

For information on mosquito control in your local area or to report a mosquito problem please contact your Local Government Environmental Health Officer.

For more information about mosquito management, contact the Environmental Health Directorate on (08) 9388 4999 or email medical.entomology@health.wa.gov.au or see http://ww2.health.wa.gov.au/Articles/J_M/Mosquito-management.

**Legislation governing the interest:**
*Health Act 1911*

## Native Title and Indigenous Land Use Agreements

**Responsible agency:**
National Native Title Tribunal

**Definition of Interest:**
Native title is the recognition in Australian law that some Indigenous people continue to hold rights to lands and waters. An Indigenous Land Use Agreement (ILUA) is an agreement about native title made between one or more native title groups and other people.

**Affect of Interest:**

# 4. Details of interests that AFFECT this property



Your area of interest **is within** the geographic extent(s) of the following Native Title Applications, Determinations or Indigenous Land Use Agreements (ILUAs):

IMPORTANT INFORMATION: PLEASE NOTE
WHILE NATIVE TITLE INTERESTS MAY HAVE BEEN IDENTIFIED OVER THE AREA OF YOUR SEARCH, IT MUST BE NOTED THAT:

Native Title cannot generally exist over the following types of tenure:
- residential freehold;
- farms held in freehold or;
- pastoral or agricultural leases that grant exclusive possession;
- residential, commercial or community purpose leases, or
- public works like roads, schools or hospitals.

Native Title can generally only exist over the following types of tenure:
- vacant (unallocated) crown land;
- some state forests, national parks and public reserves depending on the effect of state or territory legislation establishing those parks and reserves;
- oceans, seas, reefs, lakes and inland waters;
- some leases, such as non-exclusive pastoral and agricultural leases, depending on the state or territory legislation they were issued under, or
- some land held by or for Aboriginal people or Torres Strait Islanders.

The status of a Native Title Application will determine the rights and restrictions within the boundary of that Application.

**Applications as Determined by the Federal Court:**

**native_title_determined_number** - 6117
**nntt_no** - WC1996/041, WC1996/109, WC1997/071, WC1998/058
**federal_court_reference** - WAD6085/1998
**determination_name** - SOUTH WEST SETTLEMENT
**registered_nt_body_corp** - N/A
**data_source** - Spatial : Graphic Services, Landgate. Aspatial : Federal Court and NNTT.
**comments** -
**area_sq_km** - 195128.35
**determination_method** - Consent
**determined_in_full** - Yes
**determined_outcome** - Extinguished
**design_file** -
**design_level** -
**last_updated** - 25/02/2022
**registration_date** - 03/12/2021
**determination_date** - 01/12/2021
**determination_reference** - WCD2021/010

**Indigenous Land Use Agreements:**

**native_title_ilua_number** - 3130
**NNTT Number** - WI2017/015
**Agreement Name** - WHADJUK PEOPLE INDIGENOUS LAND USE AGREEMENT
**Status** - Registered
**Agreement Type** - Area
**Applicant Name** - State of Western Australia
**Date Registered (dd/mm/yyyy)** - 17/10/2018

Please refer to the Interest Dictionary (https://www.landgate.wa.gov.au/land-and-property/property-ownership/property-interest-report/interest-dictionary) for terms used in this report.

For more information contact our office on 07 3052 4040 or see www.nntt.gov.au.

**Legislation governing the interest:**
*Native Title Act 1993 (Commonwealth)*

## Occupancy Permit

**Responsible agency:**
Department of Energy, Mines, Industry Regulation and Safety

**Definition of Interest:**
The building approvals process in Western Australia is legislated under *The Building Act 2011* from the design stage right through to occupation of a building.

**Affect of Interest:**
Occupancy Permits are required in order to occupy multi-residential, commercial and public buildings.
For information about building work that requires an occupancy permit contact a Building Surveyor (refer to list of registered building surveyors) For information about applying for an occupancy permit, contact the relevant local government or for general information on the building approvals process, contact the Department of Energy, Mines, Industry Regulation and Safety on 1300 489 099 or email: be.info@demirs.wa.gov.au.

**Legislation governing the interest:**
*Building Act 2011*
*Building Regulations 2012*

## Proclaimed Groundwater Areas

**Responsible agency:**
Department of Water and Environmental Regulation

**Definition of Interest:**
Access to groundwater is regulated under the *Rights in Water and Irrigation Act 1914* in order to manage water resources.

**Affect of Interest:**
The selected area of land **falls within** a groundwater area that is proclaimed under the *Rights in Water and Irrigation Act 1914.*

Details of the proclaimed area(s) are provided below:
**Proclaimed Groundwater Areas:**
**Groundwater Area Name** - Cockburn
**Proclaimed Status** - Proclaimed
**Relevant Act** - RIWI Act 1914
**Relevant Act Section** - Section 26B (1)
**Gazetted (Legal) Name** - Cockburn Groundwater Area
**Date Published in Gazette (dd/mm/yyyy)** - 29/06/1988
**Gazetted Type** - Proclamation
**Page in Gazette** - 2096
**Gazetted Plan Number** - BF27
**Comments** -
You may need a licence or permit from the Department of Water and Environmental Regulation (DWER) if you propose to construct a bore or take groundwater from the shallow (superficial) aquifer or deeper aquifers.

There are exemptions from licensing requirements for certain purposes. For example

the majority of garden bores may not require a licence if accessing a shallow (superficial) aquifer only.

To confirm whether you need a licence, go to the water licensing website page or contact your local DWER office.

For more information contact our office on (08) 6364 7600, or see www.water.wa.gov.au.

**Legislation governing the interest:**

*Rights in Water and Irrigation Act 1914*
Rights in Water and Irrigation Regulations 2000

## Residual Current Device

**Responsible agency:**
Department of Energy, Mines, Industry Regulation and Safety

**Definition of Interest:**
Residual Current Devices (RCDs) monitor the flow of electricity from the main switchboard and prevent electrocution by cutting the electricity supply if an imbalance in the current is detected. At least two RCDs must be fitted before land title is transferred.

**Affect of Interest:**
All home sellers and landlords must ensure that RCDs are installed in accordance with the Electricity Regulations to protect all power points and lighting circuits. RCDs cut the electricity supply instantly if a person touches a live part and receives a shock. By installing two or more RCDs, the property's circuits can be divided evenly between then, ensuring some light and power remains if one RCD operates. Multiple RCDs also avoid nuisance operation caused by appliances with low-level leakage currents. All properties constructed after 2000 should already have two RCDs fitted. Two RCDs must be fitted to protect all power points and lighting circuits in all homes before the land title is transferred. If you are planning to sell your home and it does not already have two RCDs protecting all power point and lighting circuits, you will need to engage a licensed electrical contractor to install them to comply with the Electricity Regulations.
Landlords must ensure RCDs are installed in accordance with the Electricity Regulations. If RCDs are not fitted, tenants should contact the managing agent or landlord and request that RCDs be installed as required.

For more information see Handy guide to BE Safe – RCD safety switches or call 1300 489 099.

**Legislation governing the interest:**
Electricity Regulations 1947

## Smoke Alarm

**Responsible agency:**
Department of Energy, Mines, Industry Regulation and Safety

**Definition of Interest:**
The Building Code of Australia requires mains powered smoke alarms to be fitted in all newly constructed residential buildings and in new building work, such as alterations and extensions (where smoke alarms are required) in accordance with the building permit.
For existing dwellings, there are laws in Western Australia requiring owners to have mains-powered smoke alarms fitted to all residential properties that are subject to transfer of ownership, rent and hire, regardless of when they were built.

**Affect of Interest:**
The Building Regulations 2012 in Western Australia requires owners to have mains-powered smoke alarms fitted to all dwellings that are subject to transfer of ownership, rent and hire, regardless of when they were built.

The smoke alarms must:
• be installed in the dwelling in accordance with the Building Code of Australia applicable at the time of installation of the alarms;
• be not more than 10 years old and have not passed their expiry date;
• be in working order; and
• be permanently connected to the mains power supply.

Owners may be fined up to $5,000 for non-compliance.

Refer to Smoke alarms in dwellings for sale, rent or hire fact sheet or Contact the Department of Energy, Mines, Industry Regulation and Safety on 1300 489 099 or email: be.info@demirs.wa.gov.au.

**Legislation governing the interest:**

*Building Act 2011*
*Building Regulations 2012*

## Sprinkler Restrictions & Bans

**Responsible agency:**
Department of Water and Environmental Regulation

**Definition of Interest:**
Sprinkler restrictions and/or bans apply throughout Western Australia for scheme water users and domestic garden bores.

**Affect of Interest:**
The selected property **is identified** as being fully or partially within in an area designated to have sprinkler restrictions.

Details are as follows:
**Sprinkler Restrictions:**
**Region** - Perth/Mandurah
**Winter Restrictions** - Stage 6
**Summer Restrictions** - Stage 4
Sprinkler restrictions and or bans apply to this area. Due to the drying climate, the State Government introduced water efficiency measures, including the introduction of restrictions on domestic sprinklers.

These restrictions include permanent efficiency measures, an annual winter sprinkler ban that applies to domestic sprinkler use and some non-domestic use, and can also include extra efficiency measures and restrictions from time to time such as extensions of the winter sprinkler ban period or other restrictions.

Restriction stages are detailed in the Water Agencies (Water Use) By-laws 2010.

www.legislation.wa.gov.au/legislation/statutes.nsf/main_mrtitle_11731_homepage.html

Additional restrictions may also apply to specific locations. Please refer to your water service provider for more information relating to your area.

For more information please see www.water.wa.gov.au/urban-water/water-restrictions/garden-bores.

For more information contact our office on 13 10 39 or see www.water.wa.gov.au and go to the Domestic Garden Bore website page.

**Legislation governing the interest:**

*Water Agencies (Powers) Act 1984*
Water Agencies (Water Use) By-laws 2010

## State Planning Policy 5.4 - Road and Rail Noise

**Definition of Interest:**
Land within the vicinity of the States freight and major traffic routes may be exposed to excessive levels of noise which can affect the health and amenity of nearby communities.

**Responsible agency:**
Department of Planning, Lands and Heritage

**Affect of Interest:**
The selected land **is within** the trigger distance of freight and or major traffic route and maybe be exposed to excessive noise. Restrictions on development, may apply to this property. You are required to refer to State Planning Policy 5.4 Road and rail noise to determine if the land is affected and to what extent.

**SPP5.4**
**Policy Title** - SPP 5.4 Road and Rail Noise
**Description** - Other significant freight/traffic route
State Planning Policy (SPP) 5.4 - Road and Rail Noise (2019)

https://www.dplh.wa.gov.au/draftspp5-4

A key objective of SPP 5.4 is to minimise the adverse impact of road and rail noise on noise-sensitive land-use within the specified trigger distance of transport routes, whilst protecting future freight operations of these transport corridors.

Where any part of the lot is within the specified trigger distance, an assessment against the policy is required to determine the likely level of transport noise and management/ mitigation required. An initial screening assessment will determine if the lot is affected and to what extent. Refer to table 2 of the Guidelines.

Note: the mapped trigger distance includes a margin of error to account for the distance measured from within the carriageway as opposed to the carriageway edge as stipulated in the policy.

**Legislation governing the interest:**
*Planning and Development Act 2005*
State Planning Policy 5.4 Road and Rail Noise

## Swimming Pool

**Responsible agency:**
Department of Energy, Mines, Industry Regulation and Safety

**Definition of Interest:**
In Western Australia, private swimming and spa pools with water that is more than 300mm deep must have a compliant safety barrier.

**Affect of Interest:**
This includes above-ground, in-ground, and portable swimming and spa pools, but not spa baths which are typically located in a bathroom and drained after each use. Safety barriers must comply with the technical requirements of the Building Regulations 2012, Building Code of Australia, and Australian Standard AS 1926.1. Building and Energy has produced "Rules for Pools and Spas", a guidance document on safety barrier requirements.
Generally, a building permit is required prior to the construction, erection, assembly, placement, renovation, alteration, extension, improvement or repair of a private swimming pool.

For information on safety barrier requirements, including exclusions and exemptions that may apply in limited circumstances, contact the relevant local government or for general information on the building approvals process, contact the Department of Energy, Mines, Industry Regulation and Safety on 1300 489 099 or email: be.info@demirs.wa.gov.au.

**Legislation governing the interest:**
*Building Act 2011*
*Building Regulations 2012*

## Water Corporation Infrastructure (above and below ground)

**Responsible agency:**
Water Corporation

**Definition of Interest:**
The Water Corporation operates vast water, sewerage and drainage pipe networks throughout WA. At any given location there may be various infrastructure in the ground of different sizes, depths, alignments and materials belonging to the Water Corporation.

**Affect of Interest:**
The selected property **is impacted** by Water Corporation pipes or access chambers. No construction is permitted in the proximity of this infrastructure without the consent of the Water Corporation and it should be noted that 24 hour access may be required for maintenance purposes in certain circumstances.

**Sewer Infrastructure:**
**Infrastructure Type** - Sewer Connection Point
Water and sewer services located outside the property boundaries (road reserves) are not included in this report, as this report only includes interests inside the property boundaries. However they can be viewed here, mywater.com.au/css-web-external/pub/propertySearch.

Please be aware that it is a **legislative requirement** to notify the Water Corporation of any proposed construction, alteration or demolition of a building in areas where the Corporation is the licensed provider of water, wastewater or drainage services. A person is not permitted to construct, alter or demolish a building without the prior authorisation of the Water Corporation.

For more information contact our office on 13 13 95, or see www.watercorporation.com.au/Developing-and-building.

PLEASE NOTE:
This report and the Water Corporation online property search tool is not an alternative to Dial Before You Dig.
Information about underground cable and pipe networks is available by requesting the utility maps through the Dial Before You Dig web site, www.byda.com.au or contact their call centre on 1100 during business hours, to find out about the location of underground infrastructure prior to commencing any excavation works on a property.

**Legislation governing the interest:**
*Water Services Act 2012*

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