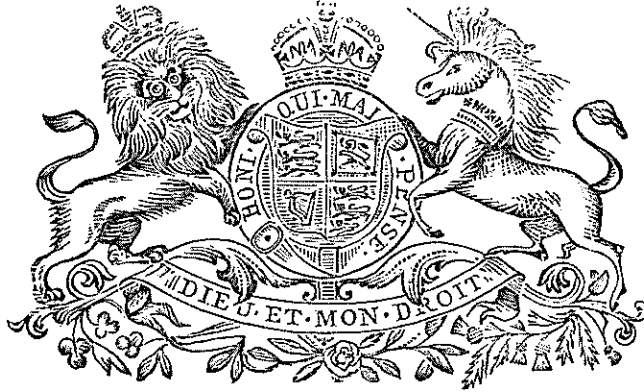


WESTERN AUSTRALIA.



ANNO PRIMO

GEORGII QUINTI REGIS,

XXXIII.

No. 22 of 1911.

AN ACT to amend "The Cemeteries Act, 1897."

[Assented to 16th February, 1911.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same as follows:—

1. This Act may be cited as the *Cemeteries Amendment Act*, Short Title. 1911, and shall be read as one with the Cemeteries Act, 1897, hereinafter referred to as "the principal Act."

2. In this Act "Year" means the financial year beginning on Interpretation. the first day of July and ending on the thirtieth day of June.

3. If during any year the trustees of any cemetery shall receive no loan, subsidy or subvention (except fees for burials) from the Government of the State of Western Australia, then, during the ensuing year, sections thirty-one, thirty-two, thirty-three and thirty-four of the principal Act shall not apply to such trustees, and they may, at any time after the completion of the audit of the account required to be kept by section thirty of the principal Act, determine the amount which, during such ensuing year, shall be applied, out of moneys in their hands as shown by the said account,—

Sections 31, 32, 33, and 34 of Cemeteries Act, 1897, not to apply to trustees of unsubsidised cemeteries.

(a.) To the management, laying out or improvement of the cemetery and the burial of poor persons;

- (b.) In payment to the reserve fund hereinafter mentioned; and
 (c.) In payment to any Road Board or Municipal Council of such contribution (if any) towards the cost of making and maintaining roads in the neighbourhood of the cemetery as the trustees shall in their absolute discretion judge reasonable;

and every amount so determined shall be applied accordingly.

Copy of trustees' annual account to be sent to Minister.

4. In addition to complying with the said section thirty, such trustees shall transmit to the Minister, before the thirtieth day of September in such ensuing year, a true copy of the abstract of the said account prepared pursuant to the said section thirty.

Penalty.

5. Upon failure of the trustees to comply with any provision of the said section thirty or of section four of this Act, each one of them shall be liable on conviction to a penalty not exceeding Twenty pounds.

Reserve fund.

6. (1.) The trustees of any cemetery may establish a reserve fund, which shall consist of contributions to be made as hereinbefore provided.

See W.A., 64 Vict., No. 17, s. 5.

(2.) The said fund may be invested on any securities on which trustees are entitled to invest trust moneys.

(3.) Such fund and the income thereof shall be applicable for the general benefit of the cemetery as the trustees may, in their discretion, from time to time determine; but no part of such fund or income shall be applied to any purpose which has not previously been specially approved by the Governor.

Act retrospective.

7. This Act shall have effect, so far as may be, as if the provisions of sections two, three, four, five and six had originally formed part of the principal Act.