

WESTERN AUSTRALIA

ANNO QUARTODECIMO

VICTORIÆ REGINÆ

No. 15

An Ordinance to provide for the Improvement of Towns
in Western Australia.

[Assented to 4th December, 1850.]

Preamble
This Act operates only as regards Towns not being Municipalities
(34 Vic., No. 6)

Repeal of 4 & 5
Vic., No. 18.
8 Vic., No. 2.
10 Vic., No. 10

WHEREAS it is expedient to repeal various Colonial enactments relative to the improvements of towns in Western Australia, in order that the provisions contained therein may be amended and consolidated into this Ordinance;—Be it therefore enacted, by His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof, that an Ordinance passed in the fourth and fifth years of the present reign, intituled ‘An Act to provide for the improvement of Towns in the Colony of Western Australia,’ and an Ordinance, passed in the eighth year of the present reign, intituled ‘An Act to enable certain ratepayers in Towns to vote and act as Trustees of such Towns, and to qualify the right of Town Trustees to vote,’ and an Ordinance, passed in the tenth year of the present reign, intituled ‘An Ordinance to amend an Act intituled “An Act to provide for the Improvement of Towns in the Colony of Western Australia,”’ be and the same are hereby repealed, except as far as any of the said Ordinances repeal the whole or any part of any other Ordinance, and except so far as relates to any act, matter, or thing, heretofore done under the provisions of any of the said Ordinances, or to any penalty or forfeiture which shall have been incurred under any of the said Ordinances.

Property and management of streets, &c., vested in Trustees

2. And be it enacted, that from and after the passing of this Ordinance, the right of property in all streets, paths, and other thoroughfares within the limits of any townsite, and in all funds in any way arising therefrom or applicable thereto, together with the management, control, superintendence, and charge of the same, shall be vested in the Trustees of such Town.

Who are to be Trustees

3. And be it enacted, that such Trustees shall consist of all Justices of the Peace residing within the limits of each Townsite respectively, and all proprietors of allotments or portions of allotments held in fee simple therein, or by a tenure not shorter than for one whole year. Provided always that no such person shall be deemed qualified to vote

Improvement of Towns

and act as such Trustee until he shall have made a declaration to the following effect—that is to say, ‘I, A.B., do hereby declare that I am duly qualified to act as a Trustee under an Ordinance passed in the fourteenth year of the reign of Queen Victoria, intituled “An Ordinance to provide for the Improvement of Towns in Western Australia,” and that I will faithfully, impartially, and honestly exercise the powers and trusts reposed in me as a Trustee by virtue of the said Ordinance, to the best of my knowledge and ability, for the purposes in the said Ordinance mentioned;’ and a form of this declaration shall be entered in a book and signed by each Trustee: Provided further that the proprietor or tenant of a portion of an allotment shall not be entitled to vote as aforesaid unless he shall have paid to the Chairman, for the benefit of the general Trust fund, a sum equal to the rate charged on the entirety of such allotment on or at the assessment last preceding the meeting at which such last mentioned Proprietor or Tenant shall demand to vote.

Declaration to be made and signed

Qualification for proprietor or tenant of a portion of an allotment

4. And be it enacted, that no Trustee of any such Town as aforesaid shall be entitled to vote at any Meeting of such Trustees unless he shall, if required by the Chairman or acting Chairman of the Trust to do so, produce a receipt of an authorised Collector of Rates for the said town, or other evidence to the satisfaction of such Chairman or acting Chairman, of the payment of all assessments theretofore charged upon such Trustee as the owner or occupier of any land within such Town; and all proxies appointed in writing by Trustees residing at a distance of not less than twenty miles from the Town, and all duly authorised agents for persons not residing in the Colony, but qualified by property to be Trustees for such Town, shall be entitled to vote for their principals, subject to the same condition as above mentioned.

Qualification to vote

Proxies

5. And be it enacted, that the said Trustees shall have power to divide the streets and other lines of communication into districts, for the purposes of this Ordinance, and to name directors and committees of their numbers for the more immediate direction and management, and to give such directors and committee such powers and such instructions as they shall from time to time think fit and expedient.

Trustees to divide streets into districts

6. And be it enacted, that the said Trustees shall hold four General Meetings within each year,—namely, on the first Monday in January, the first Monday in April, the first Monday in July, and the first Monday in October; and also Special Meetings, upon the requisition of any three or more members of their body, provided that due notice of such Special Meeting shall previously have been given either by publication in two successive ‘Gazettes,’ or by such other sufficient means as the circumstances of the case will admit of.

Trustees to hold General Meeting

7. And be it enacted, that at the General Meeting of the said Trustees which shall take place in January in each year, the following officers shall be appointed by ballot, namely, a Chairman and a Committee of five from the body of the Trustees; also Treasurers, Clerks, Surveyors, or other requisite officers, except the Collector, who shall and may be appointed at any time by the Chairman, and such Collector may at any time be suspended or removed from his office on proof to the satisfaction of such Chairman and Committee, that he has not duly and diligently discharged the duties of his office as such Collector as aforesaid:

Appointment of officers

Improvement of Towns

Provided always, that if at such General Meeting, either from the non-attendance of members or from any other unforeseen cause, the election of any of such officers should be made, or being made, should become ineffectual, or if at any time any vacancy by death, resignation or otherwise shall occur in any of the said offices, it shall be lawful for the Chairman or senior member of the Committee to summon a special Meeting for the purpose of appointing such officers, or filling up such vacancies as aforesaid, and further, that no business shall be entered upon at any General or Special Meeting, unless at least seven Trustees are present.

Chairman to report to Governor

8. And be it enacted, that as soon as may be after the election of such officers or filling up such vacancies, the Chairman shall report the same to the Governor.

Directors to report to Chairman

9. And be it enacted, that the directors of the several districts shall, at least seven days previous to each General Meeting, deliver to the Chairman reports on the state of several lines and modes of communication in their respective districts; also quarterly accounts of expenditure, accompanied by vouchers, under authority of any Meeting: also an account of the works required to be executed in their several districts, with distinct plans, specifications, and estimates, drawn by the proper surveyor, or otherwise made and prepared in a satisfactory manner; also an estimate of the funds which may be expected to be realised, within their respective districts, from any of the sources hereinafter mentioned and described.

Chairman to lay abstracts before the meeting, and estimates to be drawn up

10. And be it enacted, that the Chairman shall lay correct abstracts of all reports, accounts, and estimates, before each General Meeting, and that immediately after these have been duly read and considered, and in whole or in part approved of by the Meeting, estimates of the probable ways and means for the ensuing quarter shall be drawn up, together with statements of the works, whether general or local, which the Meeting may think fit to undertake,—having a due regard to the total amount of funds available for such purposes, and to such a just, wise, and equitable apportionment of those funds as the general interests of the respective Town and the wants of each particular district may be deemed to require.

Chairman to prescribe order, &c.

11. And be it enacted, that the Chairman shall preserve order at the several Meetings, and take the sense thereof, and superintend and be responsible for the proper regulation of business before the Meetings, and regulate the proceedings of the Clerk in the care, custody, and preparation of books, papers, and accounts: Provided always, that in the absence of the Chairman, the senior member of Committee present shall act as Chairman.

Clerk to keep minute book, &c.

12. And be it enacted, that the Clerk shall keep a book or books in which shall be entered minutes of all proceedings and transactions, and an account of receipts and disbursements; and the Chairman at such Meeting shall see the entry of the proceedings thereat duly made, and shall subscribe the same with his own hand, and the names of the Trustees present at every meeting shall be entered; and every book containing such entries or accounts shall at all reasonable times be open to the inspection of the public, and it shall be lawful for any

Improvement of Towns

person to peruse and make extracts from the same without fee or reward.

13. And be it enacted, that as soon as may be after the expiration of his office, reports and statements of the proceedings and accounts of the Trustees for the preceding year, shall be laid by the Chairman of such year before the Governor.

Reports and statements of accounts to be laid by ex-Chairman before the Governor

14. And be it enacted, that the funds available for the purposes of this Ordinance shall be such as may accrue from any of the following sources, viz.—

Nature of available funds

- 1.—Tolls payable at any ferries, being the property of the respective Town-trust, which the Trustees are hereby empowered to let in the manner provided for by the Act 4th of William IV. No. 1, intituled ‘an Act to regulate the establishment and management of Ferries, and the collection of tolls thereat.’
- 2.—All leases of Tolls or compositions to be paid in lieu thereof.
- 3.—All Tolls, Rates, Dues, or charges which may hereafter be made payable at or by reason of the use of any lines or modes of communication within the respective Town; which Tolls, Rates, Dues, or charges, the Governor is hereby empowered to establish by proclamation, provided that the amount so established shall not, in any case, exceed the amount recommended by the Trustees.
- 4.—Voluntary Subscriptions of money or labour for local or general objects.
- 5.—The amount of any sums which may from time to time be conceded by the Governor or appropriated by any Ordinance for special or general purposes under this Ordinance.
- 6.—Loans raised as hereinafter provided, on the credit of Tolls, Leases, or other property connected with the aforesaid lines and modes of communication.
- 7.—Assessments which may hereafter become leviable.

15. And be it enacted, that it shall be lawful for the said Trustees, by and with the consent of the Governor in Council, to borrow and take up at interest on the credit of Tolls, Dues, or Charges arising or to arise from any street, bridge, ferry, or other work of the like nature, every such sum of money as they shall think proper from time to time respectively, and to assign the Tolls on such street, or any part thereof, or on such bridge, ferry or other work of the like nature, as a security to any person or persons who shall advance such sum of money (for such a period of time as may be sufficient) for the repayment of the principal sum borrowed, together with interest at a rate not exceeding Ten per centum per annum.

Trustees may borrow money on credit of tolls

16. And be it enacted, that assignments of Tolls or Charges shall be in the words, or to the effect following, viz.—‘By virtue of an Ordinance passed in the fourteenth year of the Reign of Queen Victoria, intituled, “an Act to provide for the Improvement of Towns in the Colony of Western Australia,” we, the Chairman and Committee of the Town-trust, in consideration of the sum of £ advanced and paid to the Treasurer of the said Trustees, do hereby grant and assign unto A.B., his executors and assigns (here specify the matter assigned) to be held from this day of in the year

Assignment of Tolls, &c., how to be made transferable by endorsement

Improvement of Towns

of our Lord, _____, until the said sum of £ _____, with interest at the rate of _____ per centum per annum, shall be paid and discharged.' And copies of such assignments shall be entered by the Clerk in a Book of proceedings, and such assignment shall be transferable by endorsement to any other person whatsoever, which endorsement shall be in the words, or to the effect, following, viz.—' I, A.B., do hereby transfer all my right to the within written Assignment of _____ to _____ and his executors and assigns.' And all persons to whom any such assignment or endorsement shall be made, as aforesaid, shall, in proportion to the sum of money thereby secured, be creditors on the Tolls or Charges so assigned, in equal degree one with another in respect to payment of the interest on such sums, or in such order or manner, and at such time with respect to payment of the principal sum, as shall be agreed upon and stipulated by the said Trustees at the time of the advance of their respective sums of money.

Holders of assignments to be creditors of tolls in equal degree or as arranged

Trustees with sanction of Governor may assess Inhabitants

17. And be it enacted, that if at any General or Special Meeting as aforesaid, it shall be determined by a majority of not less than two-thirds of the Trustees present, that a certain sum be levied from the owners or occupants of any land within the respective Town for any specified object connected with the improvement of the Town, the Chairman shall report the same to the Governor, and upon obtaining the Governor's sanction thereto, it shall be lawful to carry the same into effect in manner and form following—that is to say, that the Chairman and a majority of the Committee having ascertained and determined the number of owners or occupants so chargeable, and the amount to be levied from each, shall issue orders to their Collector to collect such rates as aforesaid, and such Collector shall be furnished with a written warrant or order empowering him in that behalf, subscribed by the Chairman and three of the Committee, and every Collector shall, if so required, exhibit such warrant upon demanding the sum assessed, and such Collector, on receiving the said sum, shall give a receipt for the same, if so required, and such receipt shall be to the party holding the same, a full acquittance and discharge for the sum expressed therein to have been received.

Mode of collecting assessments

18. And be it enacted, that every such Collector shall proceed with due diligence to collect and levy the monies assessed upon the several premises respectively, and shall serve upon the occupier, or if unoccupied, upon the owner of each of the several premises, or if such owner or occupier cannot be found, shall affix upon such premises a notice bearing date the day and year of serving or affixing the same, subscribed with the name and abode of the Collector requiring payment of the sum assessed, within fourteen days from the date of such notice; and if such money be not paid to the Collector on or before the expiration of the terms specified in such notice, then the Collector may at any time afterwards procure a warrant subscribed by the Chairman of the Trust aforesaid, which warrant the said Chairman is hereby authorised and required to grant, upon a certificate signed by the Collector, of such demand having been made or such notice having been served or affixed as aforesaid, and such money remaining unpaid: and it shall be lawful for the Collector, by virtue of such warrant, to enter upon the premises chargeable, and to seize and distrain the goods and chattels of any person whomsoever which he can find

Improvement of Towns

thereon : and if no sufficient distress can be found thereon, to seize and distrain the goods and chattels of the party chargeable for and in respect of such premises, wheresoever the same can be found, within the limits of such Town ; and for that purpose, to enter into any dwelling-house or other house, shop, warehouse, or tenement therein, belonging to such party ; and if the sum be not paid within five days from such seizure, together with the costs of distress, it shall be lawful for the Collector to sell the goods so seized, by public auction, for such sum and costs, and the costs of such distress and sale, which costs are to be set forth and specified in the warrant authorising such distress ; and the overplus, if any, shall be paid to the party distrained upon or his representatives.

19. And be it enacted, that if no sufficient distress can be found upon the premises primarily chargeable, nor elsewhere upon the same Town-site, then it shall be lawful for the Chairman to order either the Collector or any constable of the Colony to serve personally upon the owner of the premises chargeable, or in case of his absence from the Colony, upon his agent, the notice above mentioned, and if payment be not made within fourteen days from such service, then to issue his warrant of distress to the said Collector, or to any constable of the said Colony, authorising the Collector or constable who shall hold such warrant of distress, to distrain and sell in like manner any goods belonging to the person against whom the warrant shall have issued, in whatever part of the Colony such goods may be.

If no distress on premises, &c., goods of party chargeable may be distrained in any part of the Colony

20. And be it enacted, that if the owner of any premises be either temporarily absent from the Colony or non-resident therein, and if any such rates as aforesaid, already imposed thereon, and unpaid at the time of passing this Ordinance, shall remain due and unpaid for the term of three years after the passing thereof, or if any such rates as aforesaid, which may be imposed hereafter, shall remain due and unpaid for the term of three years, and if no other sufficient distress can be found in the said Colony, then it shall be lawful for the Chairman to cause a notice, according to the form in the Schedule No. 1, to be published in three successive 'Government Gazettes,' stating the amount of rates due upon the said premises and requiring payment of the same, or that in default thereof, the said premises will be sold by public auction at a time and place to be specified in the said notice, such time not being less than one calendar month after the date of the last 'Gazette' containing such notice ; and if the said amount be not paid on or before the expiration of the time so specified, then it shall be lawful for the Chairman and he is hereby required to cause the said premises to be sold according to the terms of the said notice, and out of the proceeds of such sale to pay all the rates chargeable on such premises, and all costs and expenses connected with the sale, and to pay the overplus, if any, into the hands of any agent within this Colony holding any general authority in writing to receive monies on account of such absentee or non-resident, and if there be no such agent, then it shall be lawful to pay the same into the hands of the Colonial Treasurer, who shall make an entry thereof, specifying by whom the same was paid, and in respect of what land, according to such particulars as shall be furnished to him by the person paying the same.

Allotments of absentees may be sold for arrears of assessments remaining unpaid for three years

21. And be it enacted, that it shall be lawful for the Commissioner

Commissioner
Civil Court may

Improvement of Towns

make an order
for payment of
overplus

of the Civil Court in a summary way, on motion or petition made or presented by or on behalf of every person claiming the said amount of overplus, to make an order for the payment thereof to the party appearing to be entitled to receive the same.

Certificate of
sale when re-
gistered to have
the effect of a
conveyance

22. And be it enacted, that a certificate of the sale of any such premises as aforesaid, according to the form in the Schedule No. 2, shall be given by the Chairman to the purchaser thereof, and a memorial of such certificate shall be registered in the usual manner in the Registry Office of this Colony, at the expense of such purchaser, and when so registered shall have the effect of a valid conveyance in fee simple, by all necessary parties of such premises, but subject nevertheless to all registered judgments, incumbrances, and claims, by operation of law, legally affecting the same at the time of sale.

Occupiers
chargeable with
rates

23. And be it enacted, that the immediate tenant or occupier of any premises charged with any assessment under this Ordinance shall be deemed chargeable with every assessment made in respect of the same.

Assessments
recoverable in
Court of Re-
quests, &c.

24. And be it enacted, that all such assessments shall be recoverable at the discretion of the Chairman and Committee, as so much monies due and owing to the respective Trustees, by virtue of this Ordinance, in any Court of Requests, or Magistrates' District Court within the jurisdiction of which the party owing the same may reside or be found at the time; and it shall be lawful for the Chairman to issue a written authority under his hand, to any fitting person, in his discretion, to commence and prosecute a suit in the name of such Chairman, or other public officer appointed under this Ordinance for the recovery of such assessment in any such Court of Requests or Magistrates' Court, not being within the district of such Chairman, who shall not be required to appear personally in the prosecution of such suit.

Chairman to
enter satis-
faction of Judg-
ments, &c.

25. And be it enacted that every such Chairman or public officer shall be and is hereby required to enter up satisfaction of judgment when satisfied in any suit, by or against Trustees under this Ordinance, and shall be and is hereby exempted from personal liability for any costs awarded against any such Trustees in any such suit, unless the Court awarding such costs, shall certify that the same were caused by the unlawful, vexatious, or negligent conduct of such Chairman or public officer; but otherwise, in default of such certificate, all such costs shall be forthwith paid out of any Trust monies in the hands of such Trustees, or in default of such, monies shall be forthwith raised and paid by means of a loan or assessment, which such Trustees are hereby empowered to effect or levy for that purpose, in like manner as by the provisions of this Ordinance, monies may be raised or levied for other purposes.

Sales not liable
to Auction
duties, &c.

26. And be it enacted, that nothing contained in any existing Ordinance relative to Auctioneers and Auction Duties, shall be held to apply to sales under the provisions of this Ordinance.

Exemption from
rates

27. And be it enacted, that it shall not be lawful to levy any rate whatever under this Ordinance on any land or building the property of Her Majesty within any of the said Towns, not being let or hired to any private individual, nor on any land vested by Her Majesty or by any Ordinance in any Trustees constituted for any religious or other

Improvement of Towns

public purposes, or permanently appropriated for the purposes of public recreation, nor on any allotment, or part of allotment, containing any Hospital, Benevolent Asylum, Building used exclusively for charitable purposes, Church, Chapel, or other building used for Public Worship, Convent or Nunnery, Public School receiving aid from Government, Public Library, Museum, or Mechanics' Institute.

28. And be it enacted, that any person who shall wilfully injure, damage or destroy any street, pathway, ferry, bridge, ferry-boat, jetty, quay, well, spring, gate, fence, post, rail or paling, or any article or material, matter or thing, employed for the purposes of this Ordinance, or the property of the Trustees under this Ordinance; or shall upon any way used or appropriated to be used as a public footway only, drive any cart or carriage, except directly across on necessary occasions; or shall lead, ride, or drive any horse or other beast on any such foot-path, except directly across the same as aforesaid: or shall suffer to stand or shall tie or fasten any horse or other beast on or across the same; or shall do or commit any act, or shall leave or place or put up any material or thing whatsoever, which shall cause or create any impediment, obstruction, nuisance, damage, or annoyance in or to the free passage of any such lines of communication as aforesaid, shall forfeit and pay a sum not exceeding five pounds, over and above the amount of any damages occasioned thereby; and the amount of such damages shall be handed over to the Treasurer appointed by such Trustees: Provided, that if the property damaged be that of a private individual, the amount of such damage shall be paid to such individual, notwithstanding such individual shall have been examined as a witness.

Penalty for
damage to prop-
erty of Trustees

29. And be it enacted, that the Trustees under this Ordinance may sue and be sued in the name of their Chairman, Treasurer or Clerk, for the time being; and that no proceedings by or against the said Trustees shall abate by reason of the death or removal of such public officer; and that in any proceedings, civil, criminal, or otherwise, by or against any of the Trustees under this Ordinance, he or they shall be sufficiently described as a Trustee or Trustees appointed by virtue of this Ordinance.

Trustees to sue
and be sued in
name of public
officer

30. Provided always, and be it enacted, that the said Trustees shall not be held to have rendered themselves personally liable for the repayment of any money borrowed, or interest thereof, by reason of having signed any securities in pursuance of this Ordinance, but such securities shall be held and considered as granted upon the sole credit and security of the Tolls; nor shall any Trustee be held personally liable for the payment of any sum, or performance of any contract, for which he shall not have bound himself personally, independent of his office as a Trustee under this Ordinance.

Trustees not
personally liable

31. Provided always, and be it enacted, that all appointments of officers and all other proceedings whatsoever, which may have been made or done by any Town-trust of the Colony, under or by virtue of any of the Ordinances hereby repealed, shall be deemed and taken to have the same force and validity, and shall and may be acted upon as if the same had been made or done under or by virtue of this Ordinance.

Appointments
and proceedings
under former
Ordinances to be
valid

Improvement of Towns

Limitation of
informations

32. And be it enacted, that all informations and proceedings for offences against this Ordinance, shall be commenced within three calendar months after the offences thereby respectively charged shall have been committed, and shall be heard and determined, and the forfeitures and penalties in respect of the same shall be awarded and enforced in a summary manner before any one or more Justice or Justices of the Peace, according to the Provisions of an Ordinance passed in the fourteenth year of the Reign of Her present Majesty, intituled 'an Ordinance to facilitate the performance of the duties of Justices of the Peace in the Colony of Western Australia, with respect to summary convictions and orders.'

Limitation of
actions, &c.,
against office

33. And be it enacted, that all actions and prosecutions to be commenced against any person for any thing done in pursuance of this Ordinance, shall be commenced within three calendar months after the fact committed, and not otherwise; and notice in writing of such action, and of the cause thereof, shall be given to the defendant one calendar month at least before the commencement of the action; and in any such action the defendant may plead the general issue, and give this Ordinance and the special matter in evidence at any trial to be had thereupon; and no plaintiff shall recover in any such action, if tender of sufficient amends shall have been made before such action brought, or if a sufficient sum of money shall have been paid into Court after such action brought, by or on behalf of the defendant; and if a verdict shall pass for the defendant, or the plaintiff shall become nonsuit or discontinue any such action after issue joined, or if, upon demurrer or otherwise, judgment shall be given against the plaintiff, the defendant shall recover his full costs as between attorney and client, and have the like remedy for the same as any defendant hath by law in other case; and though a verdict shall be given for the plaintiff in any such action, such plaintiff shall not have costs against the defendant unless the Judge before whom the trial shall be, shall certify his approbation of the action, and of the verdict obtained thereupon.

If Trustees
refuse to levy a
rate Governor
may declare a
rate

34. And be it enacted, that if the Trustees of any town shall at any time, after the passing of this Ordinance, refuse or neglect to levy a rate for the purpose of carrying into effect any specified improvement in the said Town, having for its object the formation or repair of any street or public thoroughfare, being either a continuation of or a necessary or convenient connection between any public roads, thoroughfares, or other lines of communication without the said townsite, within one calendar month after having been required so to do by any letter, notice, or requisition in writing signed by the Colonial Secretary, and served upon the Chairman of the Trust of the said Town, or if there be no such Chairman, then upon any Trustee resident therein, either personally or by leaving the same for him at his last or usual place of abode, calling upon the said Trust to impose and levy such rate, then in every such case it shall be lawful for the Governor, with the advice of the Executive Council, from time to time to declare a rate or rates for that purpose, not exceeding in the whole in any one year the amount of one pound for each and every allotment chargeable with such rate, and to notify the same in the 'Government Gazette,' and also to nominate and appoint a person to collect the same, which nomination shall be

Improvement of Towns

notified in the like manner, and in case of any non-payment of any such rate, then it shall be lawful for the Resident Magistrate of the district in which such townsite shall be situated, on the complaint of such Collector, to exercise all such powers and authorities for the enforcement of such rates as are hereby vested for the like purpose in the Chairman of any Town-trust.

35. And be it enacted, that all fines and forfeitures recovered under this Ordinance shall be divided, paid and applied as follows: that is to say, after deducting charges of prosecution and sale from the produce thereof, one moiety shall be paid to the Chairman of the respective Town-trust, to be appropriated towards the purposes of this Ordinance, and the other moiety to the party or parties informing.

Appropriation
of fines

CHARLES FITZGERALD,
GOVERNOR AND COMMANDER-IN-CHIEF.

SCHEDULES

No. 1.—FORM OF NOTICE

Under the provisions of the Ordinance for the Improvement of Towns in Western Australia, Notice is hereby given, to all parties interested therein, that the sum of £ is now due and owing for assessments chargeable upon Allotment No. in the Town of , and payment of the said amount is hereby required, and in default thereof, the said premises will be sold by Public Auction, at at o'clock, on the

Chairman of the Town Trust of

No. 2.—CERTIFICATE OF SALE

I hereby certify that in pursuance of the provisions of an Ordinance passed in the 14th year of the Reign of Queen Victoria, intituled 'An Ordinance for the improvement of Towns in the Colony of Western Australia,' the Allotment [or portion of the allotment, as the case may be] marked and numbered in the Surveyor-General's maps and plans of the Town of and bounded [here describe boundaries] was put up to Public Auction on the day of and that A.B. became the purchaser thereof for the sum of the receipt of which is hereby acknowledged.

Chairman of the Town Trust of

Dated