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OF

WESTERN AUSTRALIA.

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No. 11873.—C.S.O.

MUNICIPAL BY-LAWS.

Colonial Secretary's Office,

Perth, 8th February, 1906.

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1906

His Excellency the Governor in Council has been pleased to confirm the following By-laws made by the Council of the Municipality of Kalgoorlie.

F. D. NORTH,
Under Secretary.

MUNICIPALITY OF KALGOORLIE.

BY LAW No. 81.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 81, for enforcing the obligation of hawkers and traders to carry scales.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. Every hawker and trader hawking or otherwise carrying or offering for sale, or delivering in accordance with the order of any person purchasing the same, any fruit, fish, meat, vegetables, bread, or any other kinds of food sold by weight, shall carry true and correct scales and weights, and shall, on demand, and in the presence of any person purchasing any such fruit, fish, meat, vegetables, bread, or other kinds of food sold by weight, weigh the same, and shall to every such person deliver the full weight of such fruit, fish, meat, vegetables, bread, or other kinds of food purchased and that the same is represented to weigh.

2. Any person offending against this By-law shall, on conviction, forfeit and pay a sum not exceeding £5, for each and every such offence.

Passed at a meeting of the Council of the Municipality held on 28th March, 1904.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 82.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 82, for regulating advertising through the streets and prohibiting the throwing or discharging of handbills.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. By-Laws Nos. 15 and 29 of the Municipality, published in the *Government Gazette* of October 22nd, 1897, are hereby repealed.

2. Any person who shall, without having first obtained the consent of the Council, in writing, carry about on any carriage, or on horseback, or on foot, in any street, way, or public place within the Municipality of Kalgoorlie, to the obstruction or annoyance of the inhabitants or passengers, any picture, placard, notice, or advertisement, whether written, printed, or painted upon, or posted or attached to any part of such carriage, or on any board, or otherwise, shall, on conviction, forfeit and pay for every such offence a penalty not exceeding £10.

3. Any person who shall in any way in any of the streets, ways, or public places within the Municipality give out or distribute to passers-by, or scatter, or throw down handbills, placards, notices, advertisements, books, pamphlets, or papers, shall for so doing forfeit and pay, upon conviction, a penalty not exceeding ten pounds (£10).

Passed at a meeting of the Municipal Council of Kalgoorlie held on the 28th March, 1904.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 83.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 83, for the punishment of persons falsely representing themselves to be officers of the Municipality.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. By-law No. 16 of the Municipality, published in the *Government Gazette* of 22nd October, 1897, is hereby repealed.

2. Any person falsely representing himself to be an officer of the Corporation of the Municipality of Kalgoorlie shall, on conviction, forfeit and pay a sum not exceeding £10.

Passed at a meeting of the Council of the Municipality of Kalgoorlie held on the 28th March, 1904.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 84.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 84, for regulating the age of drivers of vehicles.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. No person shall at any one and the same time act as driver, or have the sole charge of more than one cart, dray, or other vehicle, drawn by animal power on any public road, street, or way within the Municipality, for business or trade purposes.

2. Any person offending against this By-law shall be liable, on conviction, to a penalty not exceeding £5.

Passed at a meeting of the Council of the Municipality held on the 28th March, 1904.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 85.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 85, for regulating the keeping of pigeons.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. No person shall keep or breed any pigeons within the Municipality of Kalgoorlie, without having first obtained from the Council a license in the form hereunto appended.

2. No pigeons shall be kept except in a closed cage or cote, and no such cage or cote shall be within a distance of twenty (20) feet from any premises, shop, office, or dwelling, or in any situation or manner likely to cause pollution of water.

3. Every cage or cote shall be constructed to the approval of the Town Surveyor in such a manner and of such materials, and maintained and kept in such condition, as to prevent any escape or soakage the refrom of anywater, soil, or excrement, or other offensive or noxious matter.

4. Every person keeping pigeons shall, at least once within every three days, cause the cage or cote in which the same are kept to be thoroughly cleaned, and all excrement or soil or other offensive or noxious matter to be removed therefrom; and shall at least once within every 28 days cause such cage or cote to be covered both inside and out with a coating of linewash.

5. No person shall permit, cause, or allow any pigeons to stray, fly, or wander at liberty within the municipality; and any pigeons so straying, flying, or wandering at liberty may be destroyed by any officer of the Council, or other person in that behalf authorised in writing by the Town Clerk. Provided always, that this clause shall not apply to homing or carrier pigeons flying in matches of which due notice shall have been given in writing to the Council, and the Council's consent thereto obtained in writing signed by the Town Clerk.

6. The Council may refuse to grant any license for the keeping or breeding of pigeons in any case where the cage or cote is not constructed to the approval of the Town Surveyor, and may at any time revoke, suspend, or cancel any such license granted.

7. Every person desirous of keeping or breeding pigeons shall make an application, in writing, for a license, and every application shall state the locality where such pigeons are desired to be kept, the number of pigeons it is intended to keep, and the purpose for which same are to be kept; and each application shall be accompanied by a plan drawn in ink, and with all necessary dimensions figured thereon, showing the cage or cote proposed to be erected; and shall supply any other particulars as the Council may require.

8. For licenses granted under this By-law the Town Clerk shall charge and receive the following fees:—

| | £ | s. | d. |
|--|---|----|----|
| For any number of pigeons not exceeding 50 | 0 | 10 | 0 |
| For any number of pigeons above 50, and not exceeding 100 | 1 | 0 | 0 |
| For any number of pigeons above 100, and not exceeding 150 | 1 | 10 | 0 |
| For each 50 pigeons or lesser number above 150 and not exceeding 300 | 0 | 5 | 0 |

No person shall keep on any premises a greater number of pigeons than the number mentioned in the license granted, and the Council shall, when granting any license, determine the number of pigeons to be kept under such license.

Each such license granted shall remain in force until the 31st day of December next after the date of issue of such license, and shall be renewed on or before the 15th day of January in each year.

9. No license shall be transferred except by permission of the Council, and upon payment of a transfer fee of 2s. 6d.

10. Any person offending against any of the provisions of this By-law shall, on conviction, forfeit and pay, for each and every such offence, a penalty not exceeding £20.

Passed at a meeting of the Council of the Municipality held on the 28th March, 1904.

NORBERT KEENAN, Mayor.
 ERNEST E. HAWKINS, Town Clerk.

[L.S.]

FORM OF LICENSE.

MUNICIPALITY OF KALGOORLIE.

License for keeping or breeding of Pigeons.

No.
 This license is granted to and entitles.....ofstreets, within the Municipality of Kalgoorlie, for and during the period ending 31st December, 190 , to keep and breed pigeons on the premises mentioned, subject to the provisions of By-law 85, and any regulations in connection therewith, and subject to revocation, suspension, or cancellation as provided thereby.

Greatest number of pigeons allowed to be kept under this license is.....

This license is not transferable except by consent of the Council, signed by the Town Clerk, and on payment of a transfer fee of 2s. 6d.

Dated this.....day of....., 190 .

Town Clerk.

License fee £ : : .

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 86.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 86, for regulating movable or temporarily fixed stalls for the sale of any meat, fish, fruit, vegetables, drink, or eatables.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. No person shall keep, manage, or conduct at any movable or temporarily fixed stall in or near any street or way, or on any land fronting or abutting on any street, for the sale of any meat, fish, fruit, vegetables, drink, or eatables, unless such person be licensed by the Town Clerk.

2. Licenses in the form in the Schedule hereto may, in the discretion of the Town Clerk, be issued to any person (except an alien) applying to be licensed as the holder of a stall for the sale of any meat, fish, fruit, vegetables, drink, or eatables, on payment of a fee of Two pounds sterling, and every license so issued shall be in force until the last day of the month in which such license is issued.

And where the Town Clerk, in the exercise of the discretion hereby given to him shall refuse a license to any person applying for the same under this By-law, it shall not be necessary to assign any reason for such refusal.

3. Any structure other than a permanent building, any movable stall, or any vehicle, whether drawn by animal power or otherwise, or any hand-barrow or hand-cart with which any person occupies any fixed stand in or near any street or on any land fronting or abutting on any street or way, shall be deemed a stall within the meaning of and under this By-law.

4. Every person licensed to keep a stall shall, in a conspicuous place thereon, have painted in legible letters, at least one inch in length, his name, and the words "licensed stall," and also the number of such license.

5. No licensed stall shall be placed or allowed to stand in or near any street or way, in any position other than that mentioned in the license, or between the hours of 6 a.m. and 8 p.m., and no stalls other than pie and coffee stalls shall be allowed to stand in or near any street or way on Sunday nights.

6. Every stall holder shall at all times obey the lawful directions of the Traffic Inspector, or other officer of the Council or any police officer.

7. Every person applying for a license for a stall shall submit the same for the approval of the Town Clerk, and shall alter or improve such stall to the satisfaction of that officer before any license shall be granted, and every licensed stall shall be kept in a clean condition, and in a proper state of repair to the satisfaction of the Town Clerk.

8. Should any licensed stall be frequented by undesirable persons, or be in any way conducted so as to prove a source of annoyance to any person, or be kept in a dirty state, or should the person licensed fail to comply with, or offend against any of the provisions of this By-law the license may be cancelled by the Town Clerk.

9. Any person keeping, managing, or conducting a stall, without being licensed, or being licensed fails to produce his license on the demand of any officer of the Council, or any police constable, or fails to have painted on his stall his name, and the words and number hereinbefore mentioned, and generally, every person offending against any of the provisions of this By-law shall, on conviction, for each any every such offence forfeit and pay a penalty not exceeding £10.

SCHEDULE.

MUNICIPALITY OF KALGOORLIE.

Stall License.

No. of License.....
 By virtue of this License.....of....., is authorised to keep, manage and conduct a temporary stall at the intersection of.....street and.....street, for the sale of meat, fish, fruit, vegetables, or other eatables or drinks, for the month ending the.....day of....., 190 , between the hours of 8 p.m. and 6 a.m., each night.

This license is granted subject to the provisions of By-law No. 86, and subject to revocation or cancellation as thereby provided.

License fee £ : : .

Dated at the Council Chambers the.....day of....., 190 .

Town Clerk.

This license must be renewed on the first Monday in each month, and shall not be transferred except upon the written consent of the Town Clerk, and on payment of a transfer fee of 2s. 6d.

Passed at a meeting of the Council of the Municipality held on the 28th March, 1904.

NORBERT KEENAN, Mayor.

[L.S.]

ERNEST E. HAWKINS, Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 87.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 87, for regulating the use of motor cars, bicycles, and other velocipedes.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. By-law No. 54 of the Municipality, published in the *Government Gazette* of October 22nd, 1897, is hereby repealed.

2. Throughout this By-law the expression machine shall mean a bicycle, tricycle, motor cycle, or other velocipede or motor car.

3. A person shall not drive, ride, impel, or carry a machine upon any footway made or set apart for the use of foot passengers; provided, however that a machine other than a motor car, may be taken across any footway direct to or from any premises abutting thereon.

4. Every person driving, riding, or impelling a machine other than a motor car during the hours between sunset and sunrise shall carry a lamp, and every person driving, riding, or impelling a motor car shall carry two lamps, which shall be attached to the machine and shall be so constructed and placed as to exhibit a light in the direction in which proceeding, and every such lamp shall be so lighted and kept lighted as to afford adequate means of signalling the approach and position of such machine.

5. Every person driving, riding, or impelling a machine shall keep the same upon or near the left hand side of the carriage-way, and whenever any such person shall overtake with such machine any waggon, cart, carriage, or other vehicle (excepting any tramcar), or any horse or other beast of burden, such person shall keep such machine to the right or off side of such vehicle or horse or other beast of burden, and any person overtaking with such machine any waggon, cart, carriage, or other vehicle (excepting any tramcar), or any horse or other beast of burden, or any foot passenger proceeding along the carriage-way, such person shall, within a reasonable distance from and before passing such waggon, cart, carriage, or other vehicle (excepting any tramcar), or such horse or other beast of burden, or such foot passenger, by sounding a bell, which shall be carried on and attached to such machine, give audible and sufficient warning of the approach of such machine.

6. In every case where a person riding or driving a machine meets any horse or other beast of burden, and where such horse or other beast of burden shall on such meeting become restive or alarmed, or shall cease to be under the control of the person for the time being in charge of such horse or other beast of burden, the person driving or riding such machine shall dismount as speedily as possible, and shall continue dismounted, or, in the case of a motor car, shall stop such car so long as may be reasonably necessary.

7. No person shall drive, ride, or impel a machine along or across any street, or any other public thoroughfare, furiously or negligently, or at such a rate of speed as to endanger the safety of or injure any person, vehicle, animal, or property in the street or thoroughfare along or across which such machine is being driven, ridden, or impelled.

8. No person shall ride, drive, or impel any machine along any street or any other public thoroughfare in such a manner or in such order that more than two machines shall be travelling side by side in the same direction, except when such machine shall form part of a duly authorised parade or procession.

9. No person shall leave a machine in or on any street, footway, or carriageway so as to be an obstruction, and every such person shall remove any such machine immediately upon being requested by any member of the police force, or officer of the Council, or the occupier, or the employee of the occupier of any premises in front of which any machine may have been left.

10. Any person who shall offend against any portion of this By-law shall, for each and every such offence, forfeit and pay, on conviction, a penalty not exceeding £10.

Passed at a meeting of the Council of the Municipality held on the 28th March, 1904.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 88.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 88, for regulating the licensing of horse and carriage bazaars.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order, as follows:—

1. By-law No. 41 of the Municipality, published in the *Government Gazette* of 22nd October, 1897, is hereby repealed.

2. All horse and carriage bazaars within the Municipality of Kalgoorlie shall pay an annual license fee of, until otherwise determined, £1 1s. (payable in advance in January of each year) on receipt of the license signed by the Town Clerk.

3. The licensed premises shall be kept fit for use, and in a clean and sanitary condition.

4. Any person not complying with the provisions of this By-law shall forfeit and pay for each offence a sum not exceeding £10.

Passed by the Council of the Municipality of Kalgoorlie, at a meeting held on the 2nd of June, 1904.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 89.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 89, for prohibiting the keeping of swine within the Municipality.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality order, as follows:—

1. By-law No. 46 of the Municipality, published in the *Government Gazette* of 22nd October, 1897, is hereby repealed.

2. It shall not be lawful for any person to keep or breed any swine within the Municipality of Kalgoorlie.

3. Nothing in this By-law shall apply to any swine brought into the Municipality for sale and removed therefrom within twenty-four hours.

4. Any person who shall offend against the provisions of this By-law shall be liable to a penalty not exceeding £5.

Passed at a meeting of the Council of the Municipality of Kalgoorlie held on the 2nd day of June, 1904.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 90.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 90, for licensing and regulating handcarts.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order, as follows:—

1. By-law No. 24 of the Municipality, published in the *Government Gazette* of the 22nd October, 1897, is hereby repealed.

2. No person shall use any wheelbarrow or handcart to transport or convey baggage, goods, or other things from place to place within the Municipality of Kalgoorlie, for hire or wages, or pay for such conveyance without being licensed therefor by the Council; provided that this provision shall not apply to any person wholly employed by any hotel or boarding-house keeper from conveying any baggage or other articles to or from such hotel or boarding-house, and using a handcart or wheelbarrow therefor, provided the name of the hotel or boarding-house be painted distinctly on the handcart or wheelbarrow.

3. Every person receiving a license for a handcart or wheelbarrow, as aforesaid, shall pay the sum of five shillings (5s.) to the Town Clerk, and such license shall hold good to the 31st day of December of the year of issue.

4. The issuing of any such licenses shall be at the discretion of the Town Clerk, and no handcart or wheelbarrow shall be licensed unless it is in good order and repair, and approved by the Town Clerk.

5. The name of the owner thereof, and the number of the license shall be legibly painted, in letters of not less than one inch in length, upon the right or "off" side of every licensed handcart, and shall, by the owner, be kept clear and legible during the term of the license.

6. Any license issued under this By-law may, by the Council, be suspended, revoked, or cancelled for any misconduct or offence on the part of the person licensed.

7. The rates to be charged for the carriage of baggage, goods, or other things, by handcarts as aforesaid, shall be according to the schedule set forth below, and any licensed person asking for or demanding a greater rate of pay or compensation than is herein provided for shall not be entitled to any pay, and renders his license liable to forfeiture.

SCHEDULE OF FEES.
For Handcarts and Wheelbarrows.

| | £ | s. | d. |
|---|---|----|----|
| For any distance within one-quarter of a mile for the conveyance of baggage, goods, or other things, weighing not more than 56 pounds (ninepence) .. | 0 | 0 | 9 |
| For any distance exceeding one-quarter of a mile, and within one mile, for the conveyance of baggage, goods, or other things, weighing not more than 56 pounds (one shilling) | 0 | 1 | 0 |
| For every additional 56 pounds or part thereof, half the above rates. | | | |

8. Any person offending against any of the provisions of this By-law shall, on conviction, forfeit and pay a penalty not exceeding £5.

Passed at a meeting of the Council of the Municipality of Kalgoorlie held on the 2nd day of June, 1904.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.
BY-LAW No. 91.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 91, for regulating the driving of horses and cattle through the streets, and to restrict the breaking-in of horses therein.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality order, as follows:—

1. By-laws Nos. 9 and 31 of the Municipality, published in the *Government Gazette* of 22nd October, 1897, are hereby repealed.

2. No person shall break in any horse, mule, ass, or any other animal in any street of the Municipality, either by leading, riding, or driving same.

3. No person shall lead or exhibit, or cause or suffer to be led or exhibited, any stallion or bull through or in any street within the Municipality between the hours of eight o'clock of the forenoon and six o'clock of the afternoon.

4. No person in charge of any stallion or bull shall cause, allow, permit, or suffer the same to be turned loose in any yard or other place with any animals for the purpose of covering, except in such yard, building or other premises as shall be entirely screened from public view.

5. No stallion or bull shall be driven, ridden, or led into or along any street of the Municipality, except the same be under the control of a competent keeper, and be secured by proper reins, so that such animal may be under the control of the said keeper.

6. No unyoked cattle, or any sheep or other stock, and no unbroken horse or horses, whether roped or not, shall be driven or ridden into or along any street of the Municipality, except between the hours of ten o'clock at night, and eight o'clock of the morning during the months of May, June, July, August, and September, and except between the hours of eleven o'clock at night and six o'clock of the morning during the months of October, November, December, January, February, March, and April; provided that nothing herein contained shall be held to extend to any milch cow going to or returning from depasturing or watering.

7. Any person offending against any of the provisions of this By-law shall be liable to a penalty not exceeding Five pounds (£5).

Passed at a meeting of the Council of the Municipality of Kalgoorlie held on the 2nd day of June, 1904.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.
BY-LAW No. 92.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 92, for the regulation and control of a Fire Brigade within the said Municipality.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order, as follows:—

1. By-law No. 80 of the Municipality, published in the *Government Gazette* of 8th November, 1901, is hereby repealed.

2. The Fire Brigade established by the Council of the Municipality shall be called "The Kalgoorlie Municipal Fire Brigade," and shall, until the Council otherwise determine, consist of a Superintendent, Engineer, coachman, and ten auxiliary firemen.

3. There shall be a committee of four councillors, of which the Mayor shall be, *ex officio*, a member, appointed by the Council called "The Fire Brigade Committee," which shall have general supervision of the finances of the Fire Brigade, and shall report thereon from time to time to the Council; provided that no expenditure or contract to expend or pay any sum of money exceeding £20 shall be made by the committee without the authority of the Council.

4. The Superintendent and other officers and firemen shall be appointed by the Council on such terms and conditions, and paid such remuneration or allowances as may be determined by the Council.

5. All accounts recommended by the committee for payment shall be submitted by the Finance Committee to the Full Council on the fortnightly pay sheets of the Council, and when approved and passed by the Full Council shall be paid out of the Council's funds from the General Account.

6. The Council may, from time to time, draw up and adopt or repeal such rules or regulations for the management and conduct of the Brigade as may be deemed necessary.

7. The Superintendent shall furnish the Council and the Fire Brigade Committee with such information concerning the general condition and efficiency of the brigade, state of repair, and other particulars concerning the buildings, machines, apparatus, and appliances as the Council or committee may at any time require.

8. For the purpose of extinguishing fires which may occur within the Municipality, the Superintendent or officer in charge for the time being shall, at any fire, have the command of the brigade and any volunteer brigade, and also of all appliances employed in the extinguishing of such fire.

9. Such officer is empowered to enter upon or through any premises while in the execution of his duty, and to direct the action of the brigade through or upon such premises, and such officer is also empowered to take water either from the water mains, standpipes, fire-plugs, tanks, reservoirs, or wells nearest or most convenient to the fire, and otherwise to do any other matter or thing which he shall deem expedient for the purpose aforesaid.

10. Any two members of the brigade from time to time appointed by the Superintendent shall have power to enter any place of public amusement to ascertain whether danger from fire exists, and to prevent such danger arising, and to remain in such public place during any public performance therein.

11. The Superintendent of the Fire Brigade, or officer in charge for the time being, may employ such persons as may be necessary to assist the brigade in extinguishing fires.

12. The Council shall have the power, should it at any time see fit, to dissolve the brigade, on a resolution being passed by the Council that the brigade be dissolved; and upon publication of such resolution in the *Government Gazette*, the brigade shall thereupon be dissolved, and the Superintendent and other officers and firemen shall forthwith give up possession of and deliver to the Council all buildings and appliances, books, and papers, and any other property belonging to the Council which may be in their possession; but the Council shall not control trophies won at competitions, or articles obtained by the exertions of the members of the Fire Brigade acting apart from the Council and the Fire Brigade Committee.

13. The committee shall have power to suspend the Superintendent, and the Superintendent shall have power to suspend any subordinate officer or fireman; all such suspensions shall be at once reported to the Council, which shall decide as to the expulsion or dismissal of the Superintendent or any other officer or member of the brigade.

14. In the event of the Superintendent or other officer or any member of the brigade being suspended, or for any reason arising becoming unable to carry out his duties, the committee shall have the power to make any temporary appointments, and take such action as may be required to maintain the efficiency of the brigade until such suspensions, appointments, or other actions have been dealt with by the Council.

15. Any person who shall in any way interfere with, or obstruct, or use any offensive language to any member of the brigade whilst in the execution of his duty, whether at fires, practice, or drill, or who shall in any way tamper or interfere with, destroy, damage, or injure any engine, buildings, appliances, uniforms, fittings, stand-pipes, mains, valves, plugs, etc., the property of the Council, shall, for each such offence, be liable, on conviction, to a penalty not exceeding £10 in addition to the cost of repairing or making good any damage caused by such person to any of the before-mentioned fittings, plant, or appliances.

16. Any person offending against the provisions of this By-law shall be liable, on conviction, to a penalty not exceeding £10.

Passed at a meeting of the Council of the Municipality of Kalgoorlie held on the 2nd day of June, 1904.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 93.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 93, for regulating the proceedings and business of the Council.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order, as follows:—

1. By-law No. 1 of the Municipality, published in the *Government Gazette* of 22nd October, 1897, is hereby repealed.

General conduct of business.

2. The proceedings and business of the Council shall be conducted according to the following regulations, which shall be called Standing Orders.

Usage of House of Parliament to be observed in cases not provided for.

3. In all cases not herein provided for, resort shall be had to the rules, forms, and usages of the West Australian House of Parliament, which shall be followed so far as the same are applicable to the proceedings of the Council.

Interpretation of the title "Mayor."

4. In the construction of this By-law, unless the context otherwise requires, the word "Mayor" shall include the Councillor chosen to preside at any meeting of the Council.

Council to sit with open doors.

5. The business of the Council shall be conducted with open doors, except upon such occasions as the Council shall, by resolution, otherwise decide, which resolution may be moved without notice.

Mayor to preside.

6. The Mayor, if present, shall preside at all meetings of the Council, and, in his absence, or if after being present he retires, one of the Councillors chosen by the Councillors present shall preside.

Quorum and commencement of business.

7. At any meeting of the Council, a quorum shall consist of not less than four Councillors in addition to the Mayor. Every meeting shall proceed to business so soon after the time stated in the summons as there shall be a sufficient number of Councillors in attendance to constitute a quorum.

When a quorum not present.

8. If at any meeting a quorum be not present within a quarter of an hour after the time appointed for such meeting, the majority of the Councillors present or any one Councillor, if only one be present, or the Town Clerk, if no Councillor be present, may adjourn such meeting to any date not later than seven days from the date of such adjournment.

When no quorum, names of Councillors present to be recorded.

9. At all meetings at which there are not present four Councillors and the Mayor or five Councillors, as the case may be, or at which the Council is counted out for want of a quorum, the names of the Councillors then present shall be recorded in the minute-book.

Counting-out of a meeting.

10. Any Councillor may count out a meeting at any time when there shall not be a quorum present.

Minutes of meeting to be read at next subsequent meeting.

11. The minutes of any preceding meeting, whether ordinary or special, not previously confirmed, shall be submitted as the first business at all meetings of the Council in order to their confirmation. Any such minutes may be taken as read upon a resolution of a majority of the Council to that effect, and no discussion shall be permitted thereon except as to their accuracy as a record of the proceedings, and the said minutes shall then be signed by the Mayor as by Section 162 of the Act required.

Order of business at ordinary meetings.

12. After the signing of the minutes as aforesaid, the order of business of an ordinary meeting shall be as follows, or as near thereto as shall be practicable, but for the greater convenience of the Council at any particular meeting thereof it may be altered by resolution (which may be moved without notice) to that effect:—

1. Announcements by the Mayor, without discussion.
2. Questions by the Council, without discussion.
3. Correspondence.
4. Petitions and memorials.
5. Reports of committees.
6. Tenders.
7. Orders of the day; including and ordering upon reports previously presented; business left over from the preceding meeting, and any business the Mayor may think desirable to bring under the notice of the Council, and may have directed to be entered as an order of the day.
8. Motions of which previous statutory notices have been given.
9. General business.

Questions—No discussion allowed.

13. Any member of the Council may, at the proper time, ask any question or questions, and shall confine himself to the question simply, and no debate shall ensue thereon. The Mayor may require that notice of any question be given as provided in the following clause.

Notice of question, how given.

14. When notice of question is given, such notice shall be in writing, and shall be handed to the Town Clerk at least four days previous to the meeting at which it is intended to ask the same.

To be placed on business paper.

15. Questions of which notice has been given shall be placed on the business paper, and the question and reply shall be entered in the minute book.

Order of business at Special Meeting.

16. The order of business at any special meeting of the Council shall be the order in which business stands in the notice thereof.

Motions without notice.

17. Any Councillor may bring forward such business as he may consider advisable, other than that coming under Sections 149 and 150 of the Act, in the form of a motion without previous notice.

Notice of motion to be given.

18. No Councillor shall make any motion initiating a subject for discussion but in pursuance of notice given in writing to the Town Clerk at least three clear days before the meeting at which it is intended to move the same; and a copy of any such notices of motion shall be, by the Town Clerk, sent to every Councillor prior to such meeting.

Unbecoming notices of motion.

19. If any notice of motion contains unbecoming expressions, the Council may order that it be expunged from the agenda paper.

Motion to be proceeded with by Councillor giving notice of same, except with consent.

20. Every such motion shall lapse unless the Councillor who gave the notice thereof or, in his absence, some other Councillor authorised by him, in writing, be present to move the same when such motion shall be called on.

Designation of Councillors.

21. At meetings of the Council, speakers, in referring to others present thereat, shall designate them by their respective titles of Mayor or Councillor, as the case may be.

ORDER OF DEBATE.

Councillors to rise and address the Mayor when moving or speaking to any motion or amendment.

22. Any Councillor asking any question or making any personal explanation, or moving any motion or amendment, or taking part in the discussion thereon, shall rise and address the Mayor, and shall not be interrupted, unless upon a point of order, when he shall resume his seat until the Councillor raising the point of order has been heard thereon, and the question of order has been disposed of, when the Councillor in possession of the Chair may proceed.

Councillor raising point of order to name Standing Order affected.

23. Any Councillor raising a point of order shall, in the first place, name the Standing Order on the strength of which he rises, and, if found to be correct by the Mayor, shall be heard in preference to any other speaker; and the question of order shall be disposed of before the subject interrupted by the raising of the point of order is resumed or any other subject entered upon.

Indulgence to members not able to stand.

24. By special indulgence of the Council a member unable conveniently to stand by reason of sickness or infirmity will be permitted to speak sitting and uncovered.

Priority of Councillors.

25. If two or more Councillors rise to speak at the same time, the Mayor shall decide which is entitled to priority.

Nature of motion to be stated.

26. Any Councillor desirous of proposing an original motion or amendment shall state the nature of the same before he addresses the Council thereon, and, if so required by the Mayor, shall put the same in writing.

Motion not to be withdrawn without leave.

27. No motion or amendment shall be withdrawn without the leave of the Council, and no discussion shall be allowed on any motion for leave to be given to withdraw a motion or amendment then before the Council.

Motion to be seconded.

28. No motion or amendment shall be discussed or put to the vote of the Council unless it be seconded; but a Councillor may require the enforcement of any Standing Order of the Council by directing the Mayor's attention to the infraction thereof.

One amendment only to be discussed at one time.

29. One amendment only shall be discussed at one time, but, if lost, another may be moved before the original question is put to the vote; but upon any amendment being carried, it shall be competent for any Councillor to move a further amendment thereon.

Adoption of amendment quashes original motion.

30. Upon the adoption of any amendment, such amendment shall be held to have quashed the original motion, and for all purposes of subsequent discussion the amendment so carried shall, subject to the last preceding clause, be treated as an original motion.

Councillor not to speak a second time on same question.

31. No councillor shall speak a second time on the same question, except by way of explanation, or in reply upon any original motion of which he may be the mover, or as the mover of the amendment last carried; and no councillor shall speak to any question after the mover has been permitted to reply.

Mayor to call to order councillor speaking twice.

32. The Mayor shall, without waiting for the interposition of the Council, call to order any councillor proceeding to speak a second time on the same question.

Mover or seconder of motion held to have spoken thereon.

33. A councillor moving or seconding a motion or amendment shall be held to have spoken thereon.

Standing orders may be suspended.

34. In case of urgent necessity, any standing order or orders of the Council may be suspended on motion duly made and seconded without notice, provided that such motion has the concurrence of the majority of the councillors present; provided also, that the total number voting in such majority be not less than five.

Mover for suspension of standing orders to state reasons.

35. Any councillor moving the suspension of any standing order shall state the object of such motion, but no discussion shall take place thereon.

Vote, how taken.

36. The Mayor shall, in taking the vote on any motion or amendment, put the question first in the affirmative and then in the negative, and he may do so as often as may be necessary to enable him to form and declare his opinion, from the show of hands, as to which party has the majority.

Vote to be by show of hands unless division called for.

37. The Council shall vote by a show of hands but any councillor may call for a division upon any question, in which case the councillors voting in the affirmative shall, until the vote is recorded, stand up, and those in the negative retain their seats, all division lists shall be entered in the minutes.

Councillors present compelled to vote.

38. At all meetings of the Council, save where the Act otherwise provides, all the councillors present shall vote. If there be an equal division of votes upon any question, the Mayor shall, in addition to his own vote, have a second or casting vote.

Vote of Council not to be reflected on.

39. No councillor shall reflect upon any vote of the Council, except for the purpose of moving that such vote be rescinded.

Motion for adjournment, no discussion allowed.

40. No discussion shall be allowed on any motion for adjournment of the Council, but if, on the question being put, the motion be negatived, the subject then under consideration, or the next on the notice paper, or any other that may be allowed precedence, shall be discussed before any subsequent motion for adjournment shall be entertained.

Rescinding of resolutions.

41. No resolution of any meeting of the Council shall be revoked, rescinded, or altered except in the manner provided in Section 150 of the Act.

Defeated motion for rescinding any resolution not to be entertained again except by consent of Council.

42. No notice for revoking, rescinding, or altering any resolution of the Council which shall have been negatived by the Council shall again be entertained during the same municipal year, unless with the consent of at least seven members of the Council.

Debate may be adjourned.

43. A debate may be adjourned to a later hour of the same day, or to any other day, by motion duly seconded, without previous notice. No discussion shall be allowed upon such a motion for the adjournment of the debate.

Resumption of debate.

44. The councillor upon whose motion any debate shall be adjourned by the Council shall be entitled to pre-audience on the resumption of the debate.

Interruption of debate.

45. If a debate on any motion moved and seconded be interrupted by the Council being counted out, such debate may be resumed at the next meeting at the point where it was so interrupted on motion without notice.

Council may resolve into committee.

46. The Council may determine that any question shall be considered in committee of the whole, and a motion to that effect may be moved without previous notice.

Scope of committee.

47. Such committee of the whole shall consider such matter only as shall have been referred to it by the Council.

Standing orders to apply to all committees.

48. In committee of the whole, and such other committees as may be appointed under this By-law, the standing orders of the Council shall apply, except as mentioned in Clause 75, and that councillors may speak more than once to the same question.

Resolutions of committee to be reported to Council.

49. The Mayor shall report the resolutions arrived at in committee of the whole of the Council upon the resumption of the Council, or at its next meeting, as the case may require, and such resolutions shall be dealt with as the Council may think fit.

Councillor may demand production of documents, etc.

50. Any councillor may, of right, require the production of any of the documents of the Council relating to the questions or matter under discussion.

Digression, imputation of motives, etc., not allowed.

51. No councillor shall digress from the subject matter of the question under discussion, nor impute improper motives to any other councillor, and all personal reflections upon any councillor shall be considered highly disorderly.

Particular words to be taken down.

52. Any councillor may require the Town Clerk to take down any particular words used by a councillor immediately upon the same being used.

Decision on points of order.

53. The Mayor, when called upon to decide any point of order or practice, shall give his decision, and no argument or comment shall be permitted thereon, and his decision shall be final in that particular case.

Objection to Mayor's ruling.

54. If any objection be taken to the ruling of the Mayor on any point of order or practice, such objection must be taken at once, and the Councillor so objecting may forthwith move that the ruling on the point then raised is not in accordance with the standing orders, specifying the number of such standing order or orders. Should the motion not be seconded, then the business shall be proceeded with at the point where it was interrupted, but if the motion is seconded it shall be put to the vote, and the result of such vote shall guide the Council.

Offensive expressions.

55. Any councillor who shall use any expression which, in the opinion of the Mayor, reflects offensively on any member of the Council, shall, when required by the Mayor, withdraw such expression, and make a satisfactory apology to the Council; and if he refuse or neglect to do so before the close of the meeting, he shall be deemed guilty of an offence against this By-law.

Councillors not to converse aloud, etc.

56. No councillor shall make any noise or disturbance or, except to raise a point of order, converse aloud while any other councillor is speaking, or whilst any matter is being opened or read, and in any case, if such noise or disturbance is persisted in after the Mayor has called the offender to order, such offender shall be deemed guilty of an offence against this By-law.

Councillors to retain seats when question being put.

57. When the Mayor is putting any question, no councillor shall walk out of or across the chamber; nor shall the councillor, whilst any other councillor is speaking, pass between the speaker and the Chair.

Mayor to call councillors to order.

58. The Mayor may, on his own motion, call any councillor to order whenever in his opinion there shall be cause for so doing.

Attention to be called to infraction of Standing Orders.

59. Every councillor shall be entitled to direct the attention of the Mayor to any infraction of the Standing Orders by any other councillor.

Motions, etc., ruled out of order to be rejected.

60. Whenever it shall have been decided by the Mayor that any motion, amendment, or other matter before the Council is out of order, the same shall be rejected, and whenever anything said or done in Council by any councillor shall be similarly decided to be out of order, such councillor shall be called upon by the Mayor to make such explanation, retraction, or apology, as the case may require.

Councillor refusing to apologise, guilty of an offence.

61. Any councillor who shall have been called to order, and who shall persist in any line of conduct which shall have been decided to be disorderly, or who shall refuse to make such explanation, retraction, or apology as aforesaid, when required so to do, shall be deemed guilty of an offence against this By-law.

CALL OF COUNCIL.

Motion for call, notice not required.

62. Any member may, without previous notice, move at any ordinary meeting of the Council that a call of the Council be made to consider and deal with any particular subject.

Hour for call to be fixed, and four days' notice to be given.

63. The Council, on deciding that a call be made, shall fix a day and hour for such call, and four clear days' notice of the same shall be given to each councillor.

Record to be kept of councillors not answering call.

64. When the Order of the Day for calling over the Council is read, unless the same be postponed or discharged, the names of the councillors shall be called over by the Town Clerk alphabetically, and the names of those councillors who do not answer when called shall be recorded in the minutes of the proceedings.

Order for call to be a special order.

65. When a call of the Council is fixed to take place at any subsequent ordinary meeting of the Council, it shall be set down on the notice paper of such meeting as a Special Order of the Day, and, at the time fixed in such order, the Council shall proceed with such call; and any matter or thing then under consideration and all other business of the Council shall be held to be, and shall remain, in abeyance until after such call, and any motion appertaining thereto shall have been disposed of.

Penalty on councillor absent when call is made.

66. On a call of the Council being completed the motion necessitating such call shall forthwith be considered, and every member present when such call is made will be required to remain until such motion has been affirmed, rejected, or otherwise disposed of. Any member not in attendance at the voting upon any question, whether of adjournment or otherwise, when a call of the Council is made, shall be liable to a penalty of One pound, unless reasonable cause for such absence be shown to the satisfaction of the Council.

Call necessary for certain purposes.

67. No motion for the borrowing, raising, or appropriation of money, or for the striking of any rate, or the consideration of any law, shall be considered at any meeting of the Council other than that for which a call of the whole Council shall have been made.

PETITIONS.

When and how presented.

68. No petitions shall be presented except by a councillor, and before the Council shall have proceeded to the Orders of the Day.

Councillor presenting petition to affix name thereto and be responsible for petition being respectful.

69. Every Councillor presenting a petition to the Council shall write his name at the beginning thereof; and it shall be incumbent on every Councillor presenting a petition to acquaint himself with the contents thereof, and to ascertain that it does not contain language disrespectful to the Council, and that the contents do not violate any By-law or Standing Order.

Petitions to be in writing.

70. Every petition shall be in writing, and shall contain the prayer of the petitioners at the end thereof, and be signed by the persons whose names are appended thereto, by their names or marks, and by no one else, except in cases of incapacity by sickness: And each page of every petition shall be signed by at least one person.

No letters or documents to be attached.

71. No letters, affidavits, or other documents shall be attached to any petition.

Councillors confined to statement of certain facts.

72. Every councillor presenting a petition to the Council shall confine himself to a statement of the persons from whom it comes; of the number of the signatures attached to it; of the material allegations contained in it, and to the reading of the prayer thereof.

COMMITTEES.

Standing committees.

73. In addition to such Special Committees as may from time to time be appointed, there shall be three Standing Committees, appointed from among the councillors, namely, a Works Committee, a Finance and Electrical Supply Committee, and a General Purposes Committee and Fire Brigade Committee, each of which shall consist of four members. Such committees shall be appointed each year at the first meeting of the Council which shall be held during the month of December.

Quorums of committees.

74. At any meeting of any committee, except Special Committees (the quorum for which shall be fixed at the time of the appointment thereof), a quorum shall consist of not less than three members.

Procedure in committee.

75. The Standing Orders of the Council shall be observed in committee with the following exceptions:—

- (1.) It shall not be necessary to conduct the business with open doors.
- (2.) Divisions shall not be taken.
- (3.) A member may speak twice, but not more than twice, to any question.
- (4.) Motions may be moved without any previous notice being given.
- (5.) The Standing Orders shall not be suspended except, and only for the purpose of permitting any deputation of ratepayers to wait upon and interview any committee.

Chairman of Committee.

76. The Mayor shall, as provided in Section 156 of the Act, be *ex officio* Chairman of all committees, and in his absence every committee shall appoint one of its members Chairman, and in the case of an equal division of votes on any question, the Chairman shall have the casting vote in addition to his vote as a member of the committee.

Method of appointment of committees.

77. The members of all special or standing committees shall, in default of agreement, be elected by ballot, and in the event of an equality of votes for two or more Councillors, the Mayor shall have a casting vote.

Works Committee.

78. The Works Committee shall have the general direction of all works ordered or sanctioned by the Council, except such as are relegated to any other committees; and of all streets, roads, ways, drains, bridges, water supply, parks, reserves, and gardens, and other public places under the care and management of the Council; the management and general direction of tree planting, street sweeping, and watering, and the general administration of the building By-laws, and other By-laws relating to roads, streets, and buildings. Such committee shall inquire into, and report to the Council from time to time, upon all proposals for subdivisions of land, and such improvements and repairs as they may think necessary or which the Council, may, by resolution, direct them to inquire into and report upon.

Finance and Electrical Supply Committee.

79. This committee shall examine and check all accounts, and generally supervise the collection and expenditure of the municipal revenue. Such committee shall inquire into and report to the Council from time to time upon all matters which they may consider to affect or be likely to affect the finances of the Municipality, or which the Council may, by resolution, direct them to inquire into and report upon. Such committee shall also have control of all matters affecting the staff of the Council, and shall control and manage the

markets, baths, and endowment lands, and shall have control of the electric lighting department, and all street lighting; and, from time to time, shall inquire into and report to the Council upon any matters affecting the departments under their charge.

General Purposes and Fire Brigade Committee.

80. This committee shall deal with all general correspondence, licenses, weights and measures, and shall have the control and management of the municipal fire brigade, and, from time to time, shall inquire into and report to the Council upon the working of the brigade, and all other matters entrusted to its control. This committee shall prepare drafts of all such By-laws as may, from time to time, be required for the good government of the Municipality.

Committees to submit accounts to Finance Committee.

81. The accounts and vouchers for all works and services carried out by and under each committee shall by such Committees be forwarded to the Finance Committee with a recommendation that they be paid.

Special Committees.

82. Any special committee may consist of any number of members, and may be appointed for the performance of any duty which may be lawfully entrusted to a committee, and for the performance of which, in the opinion of the Council, a special committee ought to be appointed. No standing committee shall interfere with any matters which may, for the time being, have been entrusted to any special committee. The Council may specifically define the extent of the duties of any special committee beyond which the scope of such committee shall not extend.

Meetings of committees.

83. The Town Clerk shall call a meeting of any committee when requested so to do by the Mayor or any two members of such committee.

Minutes of Committee's proceedings.

84. Each standing committee shall keep a book to be called the minute-book, in which shall be entered minutes of all its proceedings and transactions. The minutes of each meeting shall be signed by the Chairman at the termination thereof, and be presented to the Council.

Committees may be authorised to act.

85. The Council may, by resolution, on motion without notice, authorise any standing or special committee to act in and deal finally with any matter referred to such committee by the Council. The action taken by such committee on such authority shall be by it reported to the next meeting of the Council.

Committees not to expend more than £20, unless authorised by the Council.

86. No committee shall expend, pay, or incur any sum of money exceeding Twenty pounds, unless the same shall have been authorised by the Council.

Special committee, when discharged.

87. On the acceptance by the Council of a final report from a special committee, such committee shall be considered discharged.

Expenditure exceeding £20.

88. No resolution, motion, or report involving the expenditure of municipal funds exceeding in amount the sum of Twenty pounds shall be adopted by the Council, unless the same shall have been previously submitted on the business paper.

Limitation of expenditure incurred by officers.

89. Except in cases of urgent necessity, and then only with the sanction of the Town Clerk, no officer of the Council shall, without the express authority of the Council, incur any expenditure.

Adoption of By-laws.

90. No By-law shall be finally passed or adopted at the meeting at which it shall have been first proposed, nor until the next or some subsequent meeting of the Council duly convened.

Record of attendances.

91. The Town Clerk shall keep a record of the attendance of councillors at all Council and committee meetings, and such record shall be presented to the Council at the first meeting held in the months of May and November of each year.

Councillor offending against By-law liable to a penalty.

92. Any councillor who shall be guilty of an offence against any of the provisions of this By-law shall be liable to a penalty not exceeding £5; and any such penalty recovered shall be paid to the Treasurer of the Municipality, and by him be placed to the credit of the municipal fund.

OFFICERS.

Appointment to permanent office.

93. No appointment to any permanent office at the disposal of the Council shall take place until seven clear days' public notice shall have been given by advertisement in a newspaper circulating in the Municipality inviting applications for such office.

Fixing salary of officer.

94. The salary or allowance attached to all offices and places at the disposal of the Council shall be fixed before applications are invited or any person is appointed to fill the same, and shall be specified in the advertisement inviting applications for such office.

Applications, how dealt with.

95. Applications for any office shall be opened at a meeting of the Council, and the names of the candidates read aloud, but no appointment shall be made at the meeting at which the applications are opened, unless the whole of the members present decide that such appointment be then made.

Appointment to be by ballot.

96. All appointments of officers shall be effected by voting by ballot, and it shall be the general rule that the three, or if not three, then that the two candidates polling the largest number of votes be again put to the ballot until one of such candidates shall have polled a majority of votes of the members present. Every member present shall record his vote.

Officers salaries.

97. The salary of any officer, when fixed, shall not at any time be considered with a view to its reduction, unless specially sanctioned, upon notice of motion having first been given, by a meeting of the Council at which two-thirds at least of the members are present.

Officer's yearly leave.

98. Each and every officer in the service of the Council shall be entitled to a period of two weeks in every year as leave of absence on full pay, in connection with which the time of departure and return to duty shall be decided by the Mayor and Town Clerk. No officer shall be entitled to leave of absence on full pay until he has occupied office for a period of twelve months.

MISCELLANEOUS.

Security.

99. No member of the Council, nor any auditor or officer of the Municipality, shall be received as surety for any officer appointed by the Council, or for any work to be done for the Council; and in all cases in which security for any officer of the Council is required, the expense of such security shall be borne by the Council.

Custody and use of the Corporation Seal.

100. The Town Clerk shall have charge of the Common Seal of the Municipality, and shall be responsible for the safe custody and proper use of the same.

Attestations under Corporate Seal.

101. The Town Clerk shall not affix the Common Seal to any corporate document other than contracts of work to be executed, entered into by and with the Municipality, without the express order of the Council, but, in case of powers of attorney, and other legal instruments not relating to the Municipality, the signatures to which require to be verified by declaration or otherwise before the Mayor, the said seal shall and may be affixed by the Town Clerk to the Mayor's certificate accompanying the same, on receipt by the Treasurer of a fee of half a guinea for each such attestation.

Custody of records, journals, etc.

102. The custody of the journals, records, and all documents whatsoever laid before the Council shall be in the Town Clerk, who shall neither take or permit to be taken any such journals, records, or documents from the Municipal offices without the express leave or order of the Council.

Duration of standing orders.

103. The whole of these standing orders shall remain in force until altered, amended, or repealed.

Passed at a meeting of the Council of the Municipality held on the 2nd day of June, 1904.

[L.S.] NORBERT KEENAN, Mayor.
ERNEST E. HAWKINS, Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 94.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 94, for regulating vehicular and other traffic in streets and ways.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order, as follows:—

1. By-laws Nos. 26, 27, and 28 of the Municipality, published in the *Government Gazette* of 22nd October, 1897, are hereby repealed.

2. The driver of any private vehicle taking up or setting down any person at any place of public worship, or public amusement, or at any public meeting, or who is waiting for such purpose, shall act under the direction of the officer of the Council or police constable who may be on duty at such place or places, and shall perform his duty in a quiet manner and obey such directions.

3. The driver of every vehicle, or the rider of every horse or other animal, turning for the purpose of proceeding in an opposite direction, or turning the corner, or crossing the intersections of any streets in the Municipality, shall bring the horse or other animal to a walking pace before commencing to turn.

4. No person shall ride or drive furiously or carelessly in any street, nor be drunk while driving or riding, and no person shall drive at a rapid pace at or around the intersections at any of the streets.

5. Any person offending against any of the provisions of this By-law shall be liable to a penalty not exceeding £5 for each offence.

Passed at a meeting of the Council of the Municipality of Kalgoorlie, held on the 2nd day of June, 1904.

[L.S.] NORBERT KEENAN, Mayor.
ERNEST E. HAWKINS, Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 95.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 95, for regulating hackney carriages and vehicles licensed to carry passengers and luggage, and plying for hire.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order, as follows:—

1. By-law No. 20 of the Municipality, published in the *Government Gazette* of 22nd October, 1897, is hereby repealed.

2. The Licensing Officer of the Municipality shall issue licenses to such owners, conductors, and drivers of hackney carriages and vehicles as, in his discretion, are fit to be entrusted therewith, such license to be kept by the driver and conductor respectively, and produced when requested by the Inspector of Vehicles or any constable.

3. The Licensing Officer shall not license any person as driver of any licensed vehicle unless and until he is satisfied the person so offering himself as driver is fit and competent for the duties of a licensed driver; but he may, at his option, grant to such applicant a temporary license for a term not exceeding ten days, by way of testing his competency for the position of licensed driver.

4. Every driver's or conductor's license issued under the authority hereof shall be in force from the first day of January in the year of issue, or any subsequent date of the year of issue, up to the thirty-first day of December, and the Licensing Officer may take and receive the sum of 10s. for every such license issued.

5. The license of any driver, owner, or conductor may, for any misconduct, be revoked, cancelled, or suspended by the Licensing Officer, as he shall deem right, after notice given to such owner, driver, or conductor to show cause why the same should not be revoked, cancelled, or suspended, and opportunity thereupon given to him to show such cause.

6. The Licensing Officer may refuse to issue a license to any person he shall think disqualified therefor; and he shall refuse to issue a license to any person against whom several complaints may have been made to him as the Licensing Officer, or to the Council, or in consequence of information laid before a Justice.

7. In the event of any license being refused, revoked, cancelled, or suspended, the person affected may appeal to the Council against the decision of the Licensing Officer, who shall inquire into the matter of such appeal, and, at their discretion, confirm the decision of the Licensing Officer, or direct the issue or continuance of a license, and their decision shall be final.

8. The Licensing Officer shall not license any carriage or vehicle to ply for hire unless he shall be satisfied that it is a vehicle fit for the purpose for which it is sought to be licensed.

9. No vehicle shall receive a license to ply for hire that does not measure, in the inside, from the floor to the roof thereof, four feet nine inches, and a clear space of two feet at least between the inside seats of every such vehicle, which shall be at least thirteen and a half inches broad.

10. No omnibus, the top or roof of which shall be more than eight feet nine inches from the ground, or the bearing of which on the ground shall be less than four feet six inches from the centre of the track of the left or near wheel to the centre of the track of the right or off wheel, shall be allowed to carry in any case more than the number of outside passengers herein respectively mentioned; that is to say:—

| Outside. | | Inside. | |
|----------|---------------|---------|------------|
| 4 | Passengers to | 8 | Passengers |
| 8 | " " | 10 | " " |
| 12 | " " | 12 | " " |
| 16 | " " | 16 | " " |
| 20 | " " | 18 | " " |

And not more than two additional passengers outside for every two passengers which such omnibus may be constructed to carry, according to the said regulations in the whole; and if any greater number of outside passengers shall be carried than hereinbefore mentioned, the driver and conductor of the omnibus, at the time when such offence shall have been committed, shall be liable for the same.

11. All owners of vehicles and omnibuses, or drivers, or other person attending any such vehicle or omnibus for inspection, when and where the same shall be ordered by the Licensing Officer, and every owner, driver, and conductor shall comply with the orders and directions of such Licensing Officer as to the matters in relation to these By-laws, or any Act of Parliament relating to licensed vehicles.

12. If by any unavoidable account any vehicle or omnibus shall become unfit for use, and also during such reasonable time as any such vehicle or omnibus may be undergoing repair, it shall be lawful for the owner, subject to the approval of the Licensing Officer, to use a spare vehicle or omnibus, but the same shall in all respects, except as to license, be subject to these By-laws in the same manner as if a license had been granted for the same; and the person using such spare vehicle or omnibus shall be liable in the same manner for any non-compliance with these By-laws in respect thereof as if the same had been licensed. Before using such spare vehicle or omnibus the owner shall give notice thereof, in writing, at the office of the Licensing Officer, stating the true cause of the vehicle or omnibus being disused, and the period during which such spare vehicle or omnibus will be required to be used, and no such spare vehicle or omnibus shall be used until it has been inspected and approved of by the Licensing Officer, nor for a longer period than that stated in the certificate to be signed by the Licensing Officer and delivered to the owner; but any vehicle or omnibus may be used for the purpose of finishing a journey which may have been interrupted by an accident.

13. Outside every omnibus shall be provided, satisfactory to the Licensing Officer, suitable aprons for the reasonable convenience of outside passengers.

14. Every omnibus shall be provided with proper means of ventilation without opening the said windows.

15. No owner or driver shall cause or permit a licensed vehicle to ply for hire or carry passengers, unless at the time of such plying or carrying passengers, such vehicle shall be drawn by at least the number of horses proportioned to the number of passengers which such vehicle or omnibus shall have been licensed to carry, exclusive of the driver, as follows; that is to say:—

If licensed to carry eight or any less number of persons, one horse.

If licensed to carry more than eight, and not more than twenty persons, two horses.

If licensed to carry more than twenty, and not more than thirty persons, three horses.

If licensed to carry more than thirty, and not more than forty persons, four horses.

And so on, in the same proportion, for any greater number of persons.

16. The name of the owner, the name of the licensing body, the number of the license, and the number of persons to be carried, shall be painted on the right or off-side of every vehicle in letters and figures of not less than 2 inches in length, and of proportionate breadth, in such position as the Licensing Officer may direct, and such letters and numbers shall be kept legible during all the time the vehicle shall ply or be used for hire; and any person offending against this regulation shall, on conviction, forfeit and pay a sum not exceeding (40s.) forty shillings.

17. The name of the owner and the number of the license of every licensed vehicle, on a plate 8 inches by 4 inches, painted in clear legible figures, together with the number of passengers which such vehicle is licensed to carry inside and outside, also a printed card to be provided by the Council, showing the table of fares fixed by the Council for the time or distance, shall be fixed at the upper part of the front panel, or in such place as the Licensing Officer may direct, inside such vehicle; and such plate and such card, respectively, shall be so affixed, conspicuous and legible, during all the time the vehicle shall ply or be used for hire.

18. The owner of every omnibus plying for hire within the Municipality shall paint, or cause to be painted and exhibited inside such omnibus, as shall be directed by the Inspector, a table of fares, and also the name of the place or places to and from which such omnibus shall ply, and the amount of fare charged for each passenger carried thereby, the name to be kept conspicuous and legible during the whole time that such omnibus shall ply for hire.

19. No proprietor shall be at liberty to lend his license to any person, and any proprietor parting with his licensed vehicle shall see that the name of the purchaser is registered in the books of the Licensing Officer, and on the license granted for such vehicle; and any proprietor who shall part with his vehicle without such registry shall still be deemed the proprietor thereof, and subject, as such, to all the provisions of this By-law, as fully as if no change of ownership had taken place; and the purchaser of such vehicle who shall allow the same to be used, or ply for hire without such registry, shall be subject to the same penalty as is imposed by this By-law on a person for plying without a license; and the person or persons in whose name or names a license shall appear to have been obtained shall be deemed the owner of the vehicle in respect of which the same shall have been taken out until the transfer shall have been duly made.

20. The owner of every licensed vehicle shall, upon request made by any person, or by the Inspector, or by any police constable, declare to the person, Inspector, or constable requiring the same, the name and place of abode of the conductor or driver thereof.

21. Whenever any person named as the proprietor or one of the proprietors, of a licensed vehicle shall change his place of abode, he shall, within seven days next after any such change, give notice thereof in writing to the Licensing Officer, specifying his place of abode, and the same shall be duly indorsed upon the license granted to such proprietor.

22. No person whatever, except a licensed or registered driver or conductor of any licensed vehicle, shall ply for hire with the same, and the owner permitting any unlicensed person to ply for hire shall be liable to a penalty for an offence against the provisions hereof. No driver or conductor shall leave his licensed vehicle whilst plying for hire, and no person shall tout or solicit passengers for him.

23. No person shall act as the driver of any licensed vehicle who shall not be of the full age of seventeen years, neither shall any person act as conductor of any licensed vehicle who is not of the full age of thirteen years.

24. Every proprietor of a licensed omnibus shall, whenever ordered by the Licensing Officer, provide a conductor for such omnibus, and shall be held responsible for the good conduct of the conductor or conductors employed by him, and shall be liable for all the penalties which such conductor or conductors may incur under these By-laws.

25. No driver or conductor of any licensed vehicle shall lend or part with his license, nor shall the proprietor of any such vehicle employ an unlicensed person as the driver or conductor thereof; nor shall the driver cause or permit (except by order of the owner, and consent of the Licensing Officer) any unregistered person to drive the licensed vehicle he has the care or charge of.

26. The owner, driver, or conductor of any licensed vehicle shall not suffer any notice, advertisement, or printed bill, or any names, or letters, or numbers to appear upon the outside or inside of any such vehicle if the Inspector shall object thereto.

27. No driver or conductor of any licensed vehicle shall wilfully deceive any person in respect to the route or destination thereof; or for the purpose of taking up or setting down a passenger (except in case of accident or other unavoidable necessity) stop such vehicle upon any place where foot-passengers usually cross the carriage-way.

28. No owner or driver of any licensed vehicle shall, when plying for hire, refuse or delay to admit and carry in and by his carriage the number of persons, as painted and marked thereon and specified in the license granted in respect thereof.

29. No owner or driver of a licensed vehicle, having agreed or engaged to take any fare at any time, or from any place, shall delay, neglect, or refuse to fulfil such agreement or engagement.

30. Every owner or driver of a licensed vehicle standing or plying for hire at any appointed stand shall, on engaging to take a fare, either by time or distance, perform such engagement whether the distance to be travelled be within or without the bounds of the Municipality.

31. Every owner or driver of a licensed vehicle standing or plying for hire at any appointed stand, street, road, or public place within the Municipality, except vehicles being on licensed stands and plying to and from fixed places, shall be bound to take immediately (or provide some other licensed vehicle as a substitute) any fare not exceeding the number of persons which his vehicle is licensed to carry; and no owner or driver of any licensed vehicle shall refuse to carry thereby a reasonable quantity of luggage for any person hiring or desiring to hire such vehicle; nor shall refuse to drive the same to any place within the limits mentioned in the By-law; nor for any time not exceeding six hours, if so required by any person hiring or intending to hire such vehicle; nor shall fail to drive the same at a reasonable speed, not less than six miles an hour, unless unavoidably delayed or required by the hirer to drive at any slower pace; reasonable time being allowed for food or bait for horses.

32. The drivers of four-wheeled omnibuses drawn by more than one horse shall not be required to proceed elsewhere than on the ordinary journey.

33. The fares and rates to be charged by the owners and drivers of all licensed public passenger vehicles plying for hire within the Municipality shall be as set forth in the schedule hereto marked "A," and shall be deemed to be the fares and rates which may be lawfully demanded and received or taken by the owner or driver of any licensed vehicles as aforesaid; provided that such fares and rates shall be inclusive of all charges for luggage not exceeding 28lbs. weight for each passenger.

34. The driver of any licensed vehicle shall, on being requested by any officer of the Corporation, police constable, passenger, or intending passenger, give to such officer, police constable, passenger, or intending passenger, his name and number of licensed vehicle; and when such vehicle is plying for hire within and for the Municipality, shall also give, on request, to each passenger upon being taken up, a ticket showing the radius within which the vehicles ply, the name of the owner of the vehicle and its licensed number, which ticket shall be returned by the passenger on leaving the vehicle, except the passenger has some cause or complaint against the driver or owner or other person connected therewith, when he may retain the ticket and produce the same in evidence on the hearing of any charge arising out of any complaint.

35. The driver and conductor of every licensed vehicle shall not allow more than the number of persons for which such vehicle is licensed to be carried in or on such vehicle, nor shall any person but the conductor be allowed to ride on the steps or stairs of such vehicle. No person shall ride in or on such vehicle if informed by the driver or conductor that the same has already the full number of passengers.

36. Licensed vehicles known as "Hansom Cabs," when plying for hire within the Municipality of Kalgoorlie, shall not be allowed to carry more than two passengers at one time, exclusive of the driver.

37. No child under three years of age shall be counted as a passenger. Children over three years old and under twelve to be considered half fares, and charged only half price.

38. No driver of any licensed vehicle, when engaged as a whole vehicle, shall allow any person to ride on the box-seat, or in or upon any part of such vehicle, without first obtaining the permission of the person hiring the same: And no person but the hirer or those for whom the vehicle is engaged shall be allowed to occupy or ride on the box-seat with the driver when such vehicle is on the stand or performing a journey; and any person who, without such permission, shall so ride or occupy shall be liable to a penalty for an offence against the provisions hereof.

39. No agreement whatever made with the owner or driver of any licensed vehicle for the payment of any more than his proper fare, as fixed or limited by law, shall be binding or held to authorise any overcharge whatever where such vehicle is engaged when plying for hire in any public street; and any owner or driver demanding or receiving, whether in pursuance of any agreement or not, any sum exceeding the proper fare, the person paying the same shall be entitled, on complaint made against such owner or driver before any Justice of the Peace, to recover back the sum paid beyond the proper fare; and such owner or driver shall, further, for such exaction, be liable to a penalty for an offence against the provisions hereof.

40. Any person having hired, or used, or agreed to pay the hire of a licensed vehicle, and not paying the legal fare at the termination of the journey or engagement, or when demanded, shall, on conviction before any Justice of the Peace, forfeit and pay the fare and claims for loss of time and expenses incurred, together with the sum of, by way of penalty, not exceeding £10.

41. Any person having engaged or used a licensed vehicle and refusing to pay the legal fare, after the scale of fares or copy of this By-law shall have been produced by the driver or owner of the said vehicle, shall, upon being requested by the driver or police constable, give his proper name and residence, and any person refusing so to do shall be liable to a penalty for an offence against the provisions hereof.

42. Any person who shall wilfully, or carelessly cut or tear the cushions or break any window, or otherwise damage any licensed vehicle, shall be liable to a penalty not exceeding £5, in addition to the payment of the damage done to such vehicle and claims for loss of time during which such vehicle is being repaired.

43. The distance for which any charge shall be made shall be computed from the stand or place where the vehicle was hired, but in case the vehicle is taken from any place of public amusement, the distance shall be computed from such last-mentioned place, and not from the stand where the vehicle may usually ply.

44. The driver of every licensed vehicle taking up or setting down a passenger at any place of public worship or public amusement, or at any public meeting within the Municipality, or who is waiting for such purpose, shall act under the direction of the Corporation officers or police constables who may be on duty at such place or places, as to the taking up or setting down or waiting for any passengers, and as to the order or place in which any vehicle shall stand, and shall perform his duty in a careful and quiet manner, and shall not push into or get out of the line or position fixed for the vehicles, so as to endeavour to arrive at his place of appointment before any other vehicle, the driver whereof, from its position, would have a prior right to take up or set down passengers.

45. Every driver, whilst engaged in taking up or setting down any passenger, shall place his vehicle as near as conveniently may be to the kerb at that side of the street at which the taking up or the setting down is required, and shall assist such passenger with his luggage in loading and unloading the same.

46. The places set forth and described in any advertisement appearing in one or more of the Kalgoorlie newspapers, or in the *Government Gazette*, shall be public stands, where all licensed vehicles shall ply for hire, and such stands or such other stands in such other places as the Council of the Municipality from time to time appoint (due notice of which shall be given by public advertisement in the *Government Gazette*, or in one or more of the Kalgoorlie daily newspapers), shall be and continue the public stands for the town for the purpose aforesaid during the pleasure of the said Council; and the said Council may from time to time abolish, cancel, or alter such stands by it appointed as may be deemed desirable, due notice of such abolition or alteration being given as required when fixing the same; and no person shall draw up or station his vehicle at any other place to ply for hire; nor shall any owner or driver ply for hire on any other stand than that for which his vehicle has been licensed to ply on, except by permission of the licensing officer; and all vehicles shall be considered plying for hire if on any appointed stand; and the Council may further direct how, and in what manner, and from what stand or stands vacancies occurring in other stands may be filled up.

47. Licensed vehicles shall take their station on the stand in the order of their arrival, the first in front of the stand; and when any vehicle shall be called or driven off any stand, the vehicle immediately behind shall draw up to the place vacated, and all other vehicles behind shall draw up in like order.

48. The Mayor for the time being of the said Municipality may appoint such and so many places in the Municipality as, from time to time he may deem necessary as temporary stands, where licensed vehicles may ply for hire in addition to the usual and published stands; but such additional places shall be public stands only for such time as shall be set forth in an advertisement in one or more newspapers published in the Municipality.

49. At every fourth vehicle on every stand there shall be left a space of eight feet at least for foot-passengers to pass through, except the stands where the number of vehicles to ply thereon is fixed at a less number than seven, or where the space to be observed and kept between the vehicles is defined in this By-law.

50. Each licensed vehicle plying from one appointed stand to another appointed stand, whether within the Municipality or not, must complete his journey, after starting, to the other stand in reasonable time, and without turning round or leaving the proper line of road.

51. No owner or driver shall, except whilst standing on an appointed stand, permit his vehicle, with or without horses, to stand in any part of the Municipality longer than may be absolutely necessary for loading or unloading, or for taking up or putting down passengers, nor shall cause any obstruction in any part of the Municipality.

52. Any driver loitering in any street, or roadway, or public place with his vehicle, shall forfeit and pay for every offence a penalty not exceeding Five pounds.

53. No driver of a licensed vehicle shall suffer the same to stand for hire across any street, or alongside of any other licensed vehicle, or obstruct the driver of any other vehicle in taking up or setting down any person, or wilfully, or wrongfully, or forcibly prevent, or endeavour to prevent the driver of any other vehicle from taking a fare.

54. No driver or conductor shall, at any time whilst loading, unloading, or attending any licensed vehicle, wilfully or negligently do, or cause or suffer to be done, any damage to the person or property of anyone, or be guilty of any breach of the peace, or of any misconduct or behaviour whereby a breach of the peace may be occasioned in any respect in such employment.

55. Every person having the care or conduct of any vehicle shall keep the same on the left or near side of the road, except in case of actual necessity, or other sufficient reason for deviation of this rule, and shall not interrupt or interfere with any person or vehicle passing or attempting to pass his vehicle.

56. The driver of every licensed vehicle shall be constantly attendant on the same when standing on any stand or plying for hire, or whilst under engagement, and shall remain with it, and shall not stand on the footways near the stand, or stand with any vehicle, or ply for hire in any parts of the streets or roadways within the Municipality other than on one of the stands; and if any licensed driver shall make any default herein he shall forfeit and pay a sum not exceeding £5.

57. Any driver found asleep on his vehicle while such vehicle is on the stand or under engagement shall be deemed not to be in attendance thereon.

58. No owner or driver shall, while having the care of or being attendant upon any licensed vehicle, drive the same furiously, recklessly, or carelessly; and shall not be drunk while driving or plying for hire; and shall not noisily conduct himself, or use any indecent, threatening, abusive, or insulting language to any other driver, or to any person hiring or applying for hire any vehicle or conveyed in the same.

59. The driver of any licensed vehicle shall muzzle any vicious horse employed by him and harnessed to such vehicle whilst on the stand or waiting for hire.

60. Every driver who shall feed any horse whilst on the stand waiting for hire, shall use a nosebag to contain the forage, and shall not remove such horse's blinkers during the time of feeding.

61. No driver shall carry, or knowingly permit to be carried, in any licensed vehicle, except to some police-office or watch-house (or direct to his or her own residence), any drunken or intoxicated person.

62. No driver shall carry, or knowingly permit to be carried, in any licensed vehicle, any person so violently conducting himself or herself or otherwise so misbehaving as to occasion public annoyance, or annoyance to the passengers of such vehicle, or disturb the public peace; and any driver may refuse to carry in his licensed vehicle any individual who, as to person or clothing, may be filthy, or offensive to decency, or likely to cause injury to the furniture of the vehicle or to the clothes of other passengers.

63. No driver of any licensed vehicle shall carry or convey in his vehicle any common or known prostitute through any street or public place of the Municipality of Kalgoorlie, except as an inside passenger, and unless his vehicle is covered in, and the front and side curtains or blinds thereof drawn and closed.

64. No person shall smoke any pipe or cigar whilst driving any licensed vehicle with passengers; nor shall any person smoke inside any licensed vehicle or whilst a passenger therein; nor shall any passenger smoke if he is an outside passenger of any vehicle, should any passenger by such vehicle object to such smoking; and the driver of any such vehicle shall, at the request of any passenger, require any other passenger to cease smoking, and, in case of refusal of the driver's request, it shall be lawful for the driver of such vehicle there and then to remove the offending passenger from the vehicle and refuse to carry him further, and such passenger shall thereupon pay to the driver full fare, as though he had terminated his journey.

65. No licensed vehicle shall pass any other licensed vehicle proceeding in the same direction to or from the stand if the latter be proceeding on his journey at the rate of eight miles an hour; and no licensed vehicle shall immediately proceed to follow another licensed vehicle or nurse or shepherd the same, to the danger or annoyance of the passengers of either vehicle.

66. The driver of every licensed vehicle driving the same by any place of public worship during the hour of Divine service therein, or on any Sunday, Christmas Day, or Good Friday, shall drive such vehicle whilst passing such place of public worship at a walking pace.

67. No owner or driver of any licensed vehicle shall carry or permit to be carried in or upon any such vehicle any coffin, deceased human body, or any person labouring under any infectious fever or disease; and no person shall carry inside any licensed vehicle any loaded firearms, or any parcel of luggage having an obnoxious smell; and no dog or other animal shall be suffered to accompany any passenger in or upon any passenger vehicle, if objected to by any passenger thereby.

68. Every licensed vehicle plying for hire or engaged after sunset and before sunrise shall be provided with two proper carriage lamps, one being placed on each side of such vehicle, and the driver shall keep the same lighted whilst so plying or engaged for hire.

69. The owner or driver of every licensed vehicle plying for hire in carrying passengers shall have painted, so as to be distinct and legible, on the front glass of each of the lamps of the same, as well as on the front glass of the lamp inside such vehicle, the licensed number of such vehicle in figures one inch at least in length, and shall keep the same so painted during the whole time that such vehicle shall ply for hire or be used for the conveyance of passengers; and such lamps shall be used only for and with the vehicle the licensed number of which shall be so painted upon them.

70. Every covered passenger vehicle plying for hire or engaged after sunset and before sunrise shall be provided with a proper lamp or lamps inside such vehicle, so placed as to give a convenient and sufficient light inside, and the driver shall keep the same lighted whilst so plying or engaged for hire.

71. The driver of every licensed vehicle plying for hire within the Municipality shall produce a copy of the fares, upon demand, and have a copy of the same fixed conspicuously inside the vehicle on the front panel thereof, or in such other part thereof as the Inspector of Vehicles may direct.

72. The owner or driver of any licensed vehicle wherein any property whatever may be left by any person hiring or using such vehicle shall, within eighteen hours next after the same shall have been so left, restore such property in the state which the same shall have been found to the owner thereof, or, if the owner cannot be traced, shall deposit such property in the office of the Licensing Officer; and if any owner or driver shall make any default therein, he shall forfeit such sum, not exceeding £10, as the Justice or Justices before whom such complaint shall be made shall award for an offence against the provisions of this By-law; and when any such property shall be deposited as aforesaid, the officer receiving the same shall give an acknowledgment to the depositor, and make an entry and record thereof, and the property so deposited shall be returned to the person who shall prove ownership to the satisfaction of the said Licensing Officer, such person previously paying all expenses incurred; and any passenger who shall find any lost or forgotten property in any licensed vehicle shall, before leaving such vehicle, deliver such property to the driver of such vehicle. And if the property so found and deposited shall not be claimed by the owner thereof within six months after the date of deposit—the property having been advertised in such manner as the said Council may direct—such property may be sold by public auction, and the proceeds thereof paid to the Corporation fund; and the City Treasurer shall pay to the person who found any such article sold such sum as he is entitled to for depositing the same in the office of the Licensing Officer.

73. The owner of every licensed vehicle shall at all times when plying or employing such carriage for hire have the same in good order, with the harness sufficient, perfect, and in good condition, and the whole ready and sufficient for duty, with the driver and horse or horses fit and competent to perform any drive or distance that may be reasonably required.

74. Nothing in this By-law contained shall apply, or be held to apply, to vehicles which shall be let to hire only when previously ordered or bespoke at the residence of their owners, and shall never be permitted to apply for hire in any street and place off the premises of their respective owners, or the owners or drivers of such vehicles.

75. Every owner and every driver or conductor licensed under the provisions hereof shall, at the time of his first obtaining a license, have delivered to him, without any charge, a printed copy of this By-law; and every such driver, owner, or conductor, respectively, shall at all times have such copy or some other copy of this By-law ready to produce, and shall, upon request, produce the same for perusal to any person using or hiring such vehicle.

76. It shall not be necessary, except upon request, at the first licensing of any vehicle, to deliver to the owners or drivers of licensed vehicles a printed copy of the By-law regulating licensed vehicles.

77. No owner or driver of any vehicle, or any other person, shall obstruct or hinder any officer of the Municipality or police constable in the execution of his duties.

78. For every offence against any provision of the By-law, except Nos. 16, 40, 52, 56, 57, and 72, the offender shall, upon conviction, be liable to and shall pay a penalty not exceeding £5, to be recovered in a summary way before a Justice of the Peace; provided that, whereby this By-law and penalty is imposed upon

the owner and driver of any licensed vehicle for one and the same offence, only one prosecution shall be had or maintained at one and the same time for the recovery of such penalty against such owner or driver at the option of the person prosecuting the same; and where it is not herein specified whether the owner or driver is liable for an offence, the prosecution may be against either of them.

79. The words "licensing officer" shall be understood to mean Town Clerk. The word "Inspector," shall be understood to mean the Inspector of Traffic for the Municipality. The word "wagonette," shall not be considered or deemed to be an "omnibus." The word "owner" shall signify every person possessed of a beneficial interest in any licensed vehicle; the words "licensed vehicles," when used in this By-law, shall signify and mean every description of public vehicle plying for hire within the Municipality and licensed to carry passengers; "conductor" shall mean and include every director or other person, except the driver, who shall attend upon the passengers in any omnibus. "Luggage" shall mean any goods (except explosive or dangerous or obnoxious substances) which do not exceed in weight 28lbs. or in bulk a cube of two feet. And whenever, with reference to any person, animal, matter or thing, any word or words is or are used, importing the singular number or the masculine gender only, such word or words shall be understood to include several persons or animals as well as one person or animal, females as well as males, and several matters or things as well as one matter or thing, unless it be otherwise specially provided, or there be something in the subject or context repugnant thereto.

80. Any person, whether a licensed driver or not, who plies for hire with, or allows or permits to be used or let for hire, any unlicensed vehicle, or, who being an unlicensed driver, plies for hire with any licensed vehicle, shall be liable to a penalty not exceeding £5 for each offence.

Passed at a meeting of the Council of the Municipality of Kalgoorlie held on the 2nd day of June, 1904.

NORBERT KEENAN, Mayor.
ERNEST E. HAWKINS, Town Clerk.

[L.S.]

SCHEDULE OF FARES.
Schedule "A."

Table of fares and rates for licensed vehicles plying for hire within the Municipality of Kalgoorlie, and which must not be exceeded in any case:—

Fares by time.

| | | | |
|--|---|---|---|
| For the first hour | 7 | 6 | } When hired as a whole vehicle not carrying more than four passengers. |
| For every subsequent half hour up to 3 hours | 3 | 6 | |
| For every subsequent half hour over 3 hours | 2 | 6 | |

Fares by distance per passenger.

| | | |
|---|---|---|
| For first half mile or any less distance | 1 | 6 |
| For one mile | 2 | 6 |
| For every half mile, or fractional part of half mile exceeding one mile | 0 | 6 |

Any person calling or sending for any carriage and not further employing same, exclusive of detention charges, or at option of the driver, the fare from the stand or place from which such carriage was engaged, 1s. 6d.

Detention Charges.

| | | |
|---|---|---|
| For every 15 minutes, after first 5 minutes | 1 | 0 |
|---|---|---|

The scale for fares by distance also applies when the vehicle is required to travel beyond the Municipal limits.

The driver must before starting agree with the hirer whether the hiring is by time or distance; if no such agreement the hirer to decide.

No extra charge for baggage of under 28lbs. weight; if more than 28lbs., and not more than 56lbs., a charge of half fare to be made, and half fare for every additional 56lbs. in weight.

MUNICIPALITY OF KALGOORLIE.
BY-LAW No. 96.

A BY-LAW of the Municipality of Kalgoorlie made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 96, for regulating the licensing and using of weighbridges within the Municipality, and prescribing the fees to be charged by the owners of same.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality order as follows:—

1. By-law No. 37 of the Municipality published in the *Government Gazette* of October 22nd, 1897, is hereby repealed.

2. All owners of weighbridges within the Municipality of Kalgoorlie shall register the same at the Town Clerk's office, and shall pay a license fee of six pounds (£6) per annum to the said Municipality, such license fee to be paid in the month of January of each year.

3. The charges to be made by any owner of a licensed weighbridge shall not exceed sixpence (6d.) per load carried on a two-wheeled vehicle, and one shilling (1s.) per load on a four-wheeled vehicle.

4. All hay, straw, coals, firewood, and bark to be hereafter sold, bartered, or exchanged within the Municipality shall be weighed at some weighbridge within the said Municipality; and any person selling or offering for sale within the Municipality any hay, straw, coals, firewood, or bark by any weigh-note except one obtained from some licensed weighbridge within the Municipality shall forfeit and pay for each offence a sum not exceeding £5.

Weigh-note to be produced to any authorised person.

5. Any person selling within the Municipality any hay, straw, coals, firewood, or bark shall, when requested by any Inspector of Weights and Measures, or other officer of the Corporation or any police constable or other persons authorised in that behalf, produce the weigh-note of the load or part of a load of any such articles as aforesaid, for the satisfaction of such Inspector or other person; and any person refusing or omitting to do so when so requested shall for each offence forfeit and pay a sum not exceeding £2.

Dray, etc., when empty may be required to be weighed.

6. Any carter or other person refusing or omitting, on being required by the purchaser, to take to the weighbridge in the Municipality nearest the place where such goods may have been sold or offered for sale or to any other weighbridge in the Municipality, at the option of the purchaser, the dray, cart, or other vehicle after the delivery of the load for the purpose of such dray, cart, or other vehicle being re-weighed and the tare weight thereof when empty ascertained, shall forfeit and pay for every such offence a sum not exceeding £5; and shall also forfeit and pay a like penalty if he shall refuse to produce to the purchaser the weigh-note of any load or quantity so purchased, or of the dray, cart, or other vehicle when empty.

Carter must deliver weigh-note to purchaser.

7. Any carter or other person selling within the Municipality any hay, straw, coals, firewood, or bark neglecting or omitting on delivery thereof to give to the purchaser the weigh-note of any load or other quantity so sold, shall forfeit and pay for every such neglect or omission a sum not exceeding £5.

Load to be re-weighed upon demand.

8. Every person selling within the Municipality any hay, straw, coals, firewood, or bark, shall, upon being requested by the Inspector of Weights and Measures, or other authorised officer appointed by the Council, forthwith re-weigh such hay, straw, coals, firewood, or bark, as the case may be, at the weighbridge in the Municipality nearest to the place where such request shall be made, or at any other weighbridge in the town, at the option of the said Inspector of Weights and Measures, or other officer, and in his presence, if he shall so require, the said Inspector of Weights and Measures, or other officer, paying the expense of such re-weighing, unless on such re-weighing the former weighing be found incorrect, when the person selling shall pay the expense of such re-weighing; and any person so selling and refusing or omitting so to re-weigh shall for each refusal or omission forfeit and pay a sum not exceeding £5.

Goods not to be sold under weight.

9. Any person within the said Municipality selling or delivering, or causing or permitting to be sold or delivered, any goods, wares, or merchandise of any kind whatever under the weight or measure at or for which such goods, wares, or merchandise shall have been sold shall forfeit and pay for every such offence the sum of £2.

Weighbridge owner giving false weight of dray—Penalty.

10. The owner, proprietor, or keeper of any weighbridge within the Municipality, giving a false or incorrect weight of any dray, cart, or other vehicle, or of any load or part of a load of goods thereon, shall, upon proof thereof, forfeit and pay for each offence a sum not exceeding £10.

Passed at a meeting of the Council of the Municipality held on the 2nd day of June, 1904.

[L.S.] NORBERT KEENAN, Mayor.
ERNEST E. HAWKINS, Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 97.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 97, for regulating the hawking of fruit, fish, meat, poultry, game, or vegetables.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. By-law No. 10 of the Municipality, published in the *Government Gazette* of 22nd October, 1897, is hereby repealed.

2. It shall not be lawful for any person, without being licensed as herein provided, to hawk for the purpose of trading or carry about for sale within the Municipality of Kalgoorlie, any fruit, fish, meat, poultry, game, or vegetables, on any beast of burden, or in any cart, dray, wagon, barrow, truck, or other vehicle drawn by horses or other animals, or drawn or pushed by hand, or in any pack, tray, or basket.

3. Licenses in the form of the Schedule hereto may, in the discretion of the Town Clerk, be issued to any person (not being an alien) applying to be licensed to hawk:—

- (a.) With a cart, dray, wagon, or other vehicle drawn by animal power, on payment for the same of a fee of Ten shillings (10s.) per month or Two pounds two shillings per annum (£2 2s.).
- (b.) With a barrow, truck, or other vehicle drawn or pushed by hand on payment of a fee of Five shillings (5s.) per month.
- (c.) With a hand-basket, pack, or tray, on payment of a fee of Two shillings and sixpence (2s. 6d.) per month,

and every monthly license so issued shall be in force until the last day of the month of issue unless suspended, revoked, or cancelled, and every yearly license issued shall, subject to suspension, revocation, or cancellation, be in force until the 31st day of December then next following the date thereof, and the Town Clerk shall keep a register of the names of such licensed hawkers; and when the Town Clerk in the exercise of the discretion hereby given to him shall refuse a license to any person applying for the same under this By-law, it shall not be necessary to assign any reason for such refusal.

4. Every person applying for a license to hawk under this By-law shall submit for the approval of the Town Clerk the cart, dray, wagon, barrow, truck, or other vehicle proposed to be used for such hawking purposes and obtain the approval in writing of the Town Clerk for the use thereof; and no licensed person shall without the like approval use for hawking any other vehicle, or any approved vehicle after making any addition thereto or alteration thereof; and no licensed person shall use for the purpose of hawking any vehicle that may, after having been approved, become in a state of disrepair, until such vehicle is repaired to the satisfaction of the Town Clerk.

5. Every person licensed shall pay for and affix to and keep affixed in some conspicuous position on his licensed vehicle, pack, basket, or tray any number-plate that may be issued by the Municipal Council, such plate to be replaced by and at the cost of such person should it become damaged, lost, or destroyed, and above and close to such number-plate every person licensed shall have his name painted in legible and conspicuous letters, not less than one inch in length, and of corresponding width.

Should the Council not issue such plates each person to whom a license is granted shall have painted on his licensed vehicle, pack, basket, or tray his name and the words "Licensed Hawker," in legible and conspicuous Roman letters not less than one inch in length and of corresponding width.

6. Every person hawking in any street or way shall keep to his left-hand side of the carriage way, and shall not occupy any fixed stand, but shall move on upon being so required by any member of the police force or officer of the Council, or the occupier, or any servant or employee of the occupier of any premises in front of which such hawker may be hawking.

7. No licensed person shall transfer his license to any other person unless such other person is approved of by the Town Clerk, and a fee of two shillings and sixpence (2s. 6d.) shall be paid for such transfer which shall by the Town Clerk be indorsed in writing on the original license.

8. Every unlicensed person hawking any of the things or goods mentioned in the second clause hereof, or who shall expose any name or number-plate on any vehicle, pack, tray, or basket purporting to be the name or number of a licensed person; and every licensed person hawking in any prohibited street or place or who shall disobey the lawful orders of or omit to show to any inspector or other officer of the Council or police constable on demand, his license for hawking, or shall neglect to have painted on and affixed to his licensed vehicle, pack, basket, or tray the name, and number-plate aforesaid, or fail to keep them legible and conspicuous; or who shall without the approval in writing, of the Town Clerk, use any other than an approved vehicle, or use the same after making any alterations thereto without first obtaining the like approval, or shall fail to keep his approved vehicle in proper order and repair to the satisfaction of the Town Clerk, or shall lend his license or number-plate to any other person, or shall sell or transfer such license or number-plate to any other person without first having obtained the approval of the Town Clerk, and generally every person offending against any provisions of this By-law, shall forfeit and pay, on conviction, for each and every offence a penalty not exceeding Ten pounds (£10).

9. The Town Clerk may for any offence against this By-law suspend any license and the Council may, in its discretion, revoke or cancel any license granted, and any such suspension, revocation, or cancellation shall not affect any action under this By-law.

10. The Council may, from time to time, as it shall deem expedient, prohibit hawking in any street or streets or other places within the Municipality of Kalgoorlie, and every licensed hawker shall immediately on demand deliver up his license for the purpose of having indorsed thereon the name of such street or streets or other places in which hawking has been prohibited; and any licensed hawker who hawks in any street or place in which hawking is prohibited is liable to a penalty not exceeding £10, and to have his license cancelled.

11. Every person hawking any goods or other things to be sold by weight, shall carry a correct weighing beam and weights, duly tested and stamped as prescribed in "The Weights and Measures Act, 1899."

Passed at a meeting of the Council held on the 13th day of March, 1905.

[L.S.] NORBERT KEENAN, Mayor.
ERNEST E. HAWKINS, Town Clerk.

SCHEDULE.
MUNICIPALITY OF KALGOORLIE.

Hawker's License.

No. of License..... No.....
By virtue of this license.....of....., is authorised to hawk within the Municipality of Kalgoorlie (except the undermentioned streets) fruit, fish, meat, poultry, game or vegetables in a.....drawn by....., and this license shall remain in force until the.....day of....., 190 , and no longer.

This license is issued subject to By-law No. 97 of the Municipality of Kalgoorlie and general traffic By-laws which are now or may hereafter be in force. And further, this license does not entitle the owner thereof to hawk within the undermentioned streets, viz. :—

- (1.) Hannan Street, from Outridge Terrace to the Western side of Wilson-street.
 - (2.) Porter Street.
 - (3.) Maritana Street
 - (4.) Cassidy Street
 - (5.) Wilson Street
- } From the public right-of-way between Hannan Street and Brookman Street to the public right-of-way between Hannan Street and Egan Street,

or to stand in any street.

License fee £ : :

This license expires on the.....day of....., 190 .

Dated at the Council Chambers, Brookman-street, Kalgoorlie, the.....day of....., 190 .

Town Clerk.

MUNICIPALITY OF KALGOORLIE.
BY-LAW No. 98.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 98, for the management of fire plugs and alarm bells.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows :—

1. No person shall wilfully cover up or enclose any fire-plug or valve so as to render the position of same difficult of identification.
2. No person shall wilfully obliterate, remove, damage, or alter any post, mark, sign, or letter used for the purpose of distinguishing the position of any fire-plug or valve.
3. No person shall in any manner injure, tamper, or interfere with any fire-plug, valve, standpost, or pillar hydrant.
4. No person shall tamper, interfere with, or injure any fire alarm or other signalling apparatus or fittings, wires, cables, or other things connected with and controlling or controlled by such fire alarm or other signalling apparatus.
5. No person shall give a false alarm of fire by unlawfully and wilfully using or tampering with any fire alarm or other signalling apparatus.
6. No person shall deface, mutilate, or alter any notice, mark, sign, or letter painted on or affixed to any fire alarm, or other signalling apparatus, or that is painted on or affixed to any post, pole, or structure, on which any fire alarm or other signalling apparatus is secured or affixed.
7. Every person committing an offence against the provisions of this By-law shall, on conviction, forfeit and pay a sum not exceeding twenty pounds (£20) for each offence.

Passed at a meeting of the Council held on the 10th day of April, 1905.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.
BY-LAW No. 99.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 99, for regulating the cleansing of pavements, etc.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows :—

1. By-law No. 44 of the Municipality, published in the *Government Gazette* of 22nd October, 1897, is hereby repealed.
2. The occupier of any premises fronting or abutting on any footpath in any street shall sweep and cleanse, or cause to be swept and cleansed, such footpath between twelve o'clock at midnight and half-past eight o'clock in the morning; and any person who shall sweep or cleanse, or cause to be swept or cleansed any such footpath, or who shall beat or shake, or cause to be beaten or shaken, any carpet, rug, or mat in any street at any time except between the hours herein mentioned shall, on conviction, forfeit and pay a sum not exceeding five pounds (£5).

Passed at a meeting of the Council held on the 10th day of April, 1905.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.
BY-LAW No. 100.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 100, for compelling the carrying of lighted lamps by vehicles after sunset.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality order as follows :—

1. By-law No. 34 of the Municipality, published in the *Government Gazette* of 22nd October, 1897, is hereby repealed.

2. Any person who, between any sunset and the following sunrise (excepting on the night of full moon and the two nights immediately preceding and the two nights immediately following the night of full moon) shall in, upon, or along any of the roads, streets, or ways within the Municipality of Kalgoorlie, drive any vehicle constructed for the conveyance of goods, wares, or merchandise (including wood drays and night carts or slop tanks) without having a good and serviceable carriage lamp or lantern securely fixed at the off side of the front of such vehicle, and lighted, or any vehicle constructed for the conveyance of persons as well as goods, wares and merchandise, or of persons only, without having a good and serviceable carriage lamp securely fixed and lighted at each side of the front of such vehicle, shall, for every such offence, forfeit and pay, upon conviction, a penalty not exceeding five pounds (£5).

Passed at a meeting of the Council held on the 31st July, 1905.

NORBERT KEENAN,
Mayor.
ERNEST E. HAWKINS,
Town Clerk.

[L.S.]

MUNICIPALITY OF KALGOORLIE.
BY-LAW No. 101.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 101, for prohibiting the use of water from drinking fountains except for drinking purposes.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows :—

Any person who shall wilfully use or take (except for drinking purpose in the drinking vessels provided), remove, waste, or cause or permit to be taken, used, removed, or wasted any water from any drinking fountain, standpipe, or water-trough erected by or under the control of the Council, or who shall wilfully tamper with, damage, injure, deface, destroy, obstruct, or remove any tap, stopcock, pipe or other fitting or drinking vessel, connected with, attached to, or provided at any drinking fountain, stand pipe, or water-trough, or who shall wilfully do any other action whereby any water in any drinking fountain, stand pipe, or water-trough, or in any pipe, tank, reservoir or other vessel in connection with or attached to such drinking fountain, stand pipe or water-trough is in any way polluted or contaminated or rendered unfit for use, shall for each and every offence forfeit and pay, on conviction, a penalty not exceeding £10, in addition to the cost of making good or repairing any damage done by such person, to be recovered in a summary manner before any two justices.

Passed by the Council of the Municipality of Kalgoorlie at a meeting held on the 9th day of October, 1905.

NORBERT KEENAN,
Mayor.
ERNEST E. HAWKINS,
Town Clerk.

[L.S.]

MUNICIPALITY OF KALGOORLIE.
BY-LAW No. 102.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 102, for regulating bill-posting and painting advertisements, etc.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows :—

1. By-law No. 38 of the Municipality, published in the *Government Gazette* of 22nd October, 1897, is hereby repealed.

2. No bills, pictures, or other advertisements or notices whatsoever shall be posted, painted, affixed, stuck, stamped, stencilled, or otherwise fastened to or secured upon any place or thing within the Municipality except upon the walls of any shops or dwellings where the consent of the owners or occupiers thereof shall have been first obtained.

3. Any person posting, painting or fixing, sticking, stamping or otherwise fastening or securing any bill, picture, or other advertisement or notice on any pole, post, fence building, pavement, kerbing, premises, or any other place or thing, except such places or things as are mentioned in the preceding clause, or who shall upon any place or thing post, paint, affix, stick, stamp, stencil, or otherwise fasten or secure any indecent or obscene or offensive bill, picture, or other advertisement, or notice whatsoever, shall for each offence forfeit and pay, on conviction, a penalty not exceeding £5.

4. Every person desiring to post, paint, affix, stick, stamp, stencil, or otherwise fasten or secure any bill, picture, or other advertisement or notice upon such places or things whereon the same may be by the Council permitted, shall make application to the Town Clerk for a license for so doing, and the Town Clerk may, at his discretion, and upon such terms and subject to such restrictions as the Council may from time to time impose, issue to such person on payment of the sum of five shillings, a bill-poster's license; and, subject to revocation, cancellation, or suspensi on, every bill-poster's license granted under this By-law shall remain in force until the last day of the month of December then next ensuing, and no longer.

5. Any person who, being unlicensed, posts, paints, affixes, sticks, stamps, stencils, or otherwise fastens or secures any bill, picture, advertisement, or notice to or on any place or thing within the Municipality shall, for each and every offence, be liable to a penalty of not more than £5.

6. Any licensed bill-poster who shall be guilty of any breach of any of the terms or restrictions upon which his license shall have been issued, and any licensed bill-poster or any other person who shall leave any bills, pictures, advertisements, or notices or portions thereof about any street or way, shall be liable to a penalty not exceeding £5.

7. Any licensed bill-poster offending against any of the provisions of this By-law shall, in addition to any penalties enforced, be liable to have his license suspended, revoked, or cancelled as the Council may determine.

8. For any offence against this By-law, where the penalty is not otherwise stated, any person shall, on conviction, forfeit and pay a sum not exceeding £5.

Passed by the Municipality of Kalgoorlie at a meeting held on the 9th day of October, 1905.

NORBERT KEENAN,
Mayor.
[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.
BY-LAW No. 103.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 103, for prohibiting the throwing of orange peel or other substances on footpaths or into streets or gutters, etc.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. By-law No. 33 of the Municipality, published in the *Government Gazette* of October 22nd, 1897, is hereby repealed.

2. No person shall throw any orange-peel, fruit, vegetable substance, or the peel or skin thereof, or any offensive, noxious, or dangerous substances whatsoever, or throw any lighted match on any footpath.

3. No contractor or other person shall sweep, throw, place, or deposit any rubbish or materials, garbage, sweepings, litter, or refuse of any description whatsoever on the surface of any street or way, or permit or cause the same to be swept, thrown, placed, or deposited thereon.

4. Any person offending against any of the provisions of this By-law shall, on conviction, forfeit and pay for each and every offence a penalty not exceeding £10.

Passed by the Council of the Municipality of Kalgoorlie at a meeting held on the 9th day of October, 1905

NORBERT KEENAN,
Mayor.
[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.
BY-LAW No. 104.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 104, for regulating the time at which park lands and public reserves shall be open, and the conduct of persons frequenting the same.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality order as follows:—

1. By-law No. 19 of the Municipality, published in the *Government Gazette* of October 22nd, 1897, is hereby repealed.

2. All public reserves, park lands, gardens, and recreation grounds under the management or control of the Council, and herein called the reserves, shall be open to the public daily, excepting when closed at the discretion of the Council.

3. Under such conditions and stipulations and upon payment of such fee as shall be by it determined, the Council may grant to any responsible person the exclusive right to use and occupy any reserve or portion thereof, being under the control or management of the Council, for holding sports or amusements for any time not exceeding three consecutive days; but the public shall have the right to enter upon such reserve or portion thereof on payment to the person so using and occupying as aforesaid such sum, not being more than one shilling per head per day, as the Council shall have determined may be charged by such person as aforesaid for admission to such reserve or portion thereof; provided that, for admission to any special reserve or stand, an additional charge not exceeding two shillings per head per day may be demanded of and received from the public desiring admission thereto by the person using and occupying any such reserve or portion thereof.

4. No person shall play or carry on any games or gymnastics upon any reserve without the consent, in writing, of the Council first had and obtained; and no games or gymnastics shall be played or carried on in any reserve on any Sunday except by special permission of the Council, in writing, signed by the Town Clerk. Any such games or gymnastics as are allowed shall be played only on such portion of any reserve as may be set apart for such purposes.

5. Any person or company of persons using any reserve or portion thereof, either playing games or holding picnics or sports, shall immediately prior to their leaving the reserve collect and remove, or cause to be collected or removed, all rubbish and litter of any kind brought or made upon the ground by them, failing which the actual cost of such collection and removal may be recovered by the Council before any two justices, in addition to such penalties as are fixed by this By-law.

6. No person shall pluck any of the flowers, break, pull up, remove, damage, or injure any tree, shrub or plant, or walk on the beds or borders or climb upon or get over or damage any of the fences or remove any of the tallies or disturb, damage, or destroy any soil, turf, or surface of any part of any reserve, or the roads or paths, seats, buildings, or other property or thing in or appertaining to any reserve.

7. No person shall shoot or discharge any firearms or throw or discharge any stone or missile, or set fire to or throw any fireworks or kindle or make any fire in any portion of any reserve except by special permission of the Council first obtained.

8. No cart or other vehicle shall, without the authority of the proper officer of the Council, be driven into or through any reserve.

9. All dogs, goats, and poultry found within any reserve shall be destroyed, and the owner of same shall make compensation to the Council, to be recovered before any two justices, for any damage done.

10. No cattle, horses, camels, mules, or other animals shall be allowed in any reserve except by special permission of the Council in writing.

11. No visitor shall interrupt the gardeners or labourers by conversation or otherwise.

12. No person shall misconduct himself or herself within any reserve at any time, either by day or by night.

13. No person shall camp, lodge, or tarry overnight, or frequent for such purpose, in any reserve or any building appertaining thereto.

14. No person shall ride any bicycle or drive any motor car through or in any reserve except on such portions thereof as may be set apart for such purposes.

15. Children under the age of ten years, not being under the control of some competent person, may be removed from any reserve.

16. No person shall sell or expose for sale in any reserve any eatables, drinkables, or other goods, wares, or merchandise without having first obtained the written consent of the Council and paid such fee as the Council may determine.

17. No plants, seeds, cuttings, shrubs, trees, or grass shall be supplied from any reserve to any person except by the written consent of the Council.

18. Persons using any reserve shall not scatter about or put any papers, litter, or rubbish brought or made by them on or into any place other than the proper receptacles provided for such purpose.

19. The Council may set apart any portion of any park lands or reserves for the exclusive depasturing of horses and cattle, and may vary, alter, or change such portions when they may deem desirable, and may make and alter such regulations and charge and take such fees with respect to such depasturing of horses and cattle as they may deem desirable.

20. In addition to the provisions herein contained, it shall be lawful for the Council from time to time to make such regulations for the proper maintenance and management of any public reserves, park lands, gardens, and recreation grounds under their management and control as shall to them seem fit.

21. Any person offending against any of the provisions of this By-law, or of any such regulation, shall, for each and every offence, forfeit a sum not exceeding ten pounds (£10).

Passed by the Council of the Municipality of Kalgoorlie at a meeting held on the 9th day of October, 1905.

NORBERT KEENAN,
Mayor.
[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.
BY-LAW No. 105.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 105, for the prevention of damage to footpaths and other properties of the Council.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. By-law No. 39 of the Municipality, published in the *Government Gazette* of October the 22nd, 1897, is hereby repealed.

2. Every person who shall wilfully break up, cut down, damage, destroy, injure, or deface any footway, channel, gutter, drain, culvert, bridge, street or way, catchpit, tree or tree-guard, plant, gate, fence, post, lantern, lamp post, stand-pipe, implements, materials, buildings, or other properties of the Municipal Council of Kalgoorlie shall, for each and every offence, be liable to a penalty not exceeding £10, in addition to the cost of repairing or making good any damage done by him.

Passed by the Council of the Municipality of Kalgoorlie at a meeting held on the 9th day of October, 1905.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 106.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 106, prohibiting the obstruction of footways or the riding or driving of animals or vehicles thereon.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. By-law No. 53 of the Municipality, published in the *Government Gazette* of October 22nd, 1897, is hereby repealed.

2. Every person who wilfully, and without the permission of the Council, in writing, signed by the Town Clerk, rides, drives, or leads any horse or other animal, or rides, drives, or wheels any carriage, cart, bicycle, tricycle, motor car, or other vehicle, wheel, wheelbarrow, hand-cart, or truck upon, along or across any footway except and save in each case upon and by or at some crossing over and across such footway provided for the purpose, shall, on conviction, for each and every offence forfeit and pay a penalty not exceeding five pounds (£5), in addition to the cost of repairing and making good any damage caused by him to any footway.

3. Every person who shall cause any obstruction by placing or leaving, or causing or permitting to be placed or left, upon any footway, any carriage, cart, bicycle, tricycle, motor car, or other vehicle, or wheel, wheelbarrow, hand-cart, or truck, hogs-head, cask, barrel, or other article or thing, shall, on conviction, forfeit and pay for each offence a penalty not exceeding five pounds (£5).

Passed by the Council of the Municipality of Kalgoorlie at a meeting held on the 9th day of October, 1905.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 107.

A BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 107, for regulating the erection of signboards, awnings, overhanging lamps, etc.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. By-law No. 42 of the Municipality, published in the *Government Gazette* of October 22nd, 1897, is hereby repealed.

2. No person shall place or affix, or cause to be or keep placed and affixed, any flag, flagpole, signboard, sign, lamp, awning, blind, or other projection from any building or structure so that the same shall extend over and overhang any portion of any street or way within the Municipality of Kalgoorlie, without the written consent of the Council first had and obtained.

3. No signboard, sign, lamp, awning, blind, or other projection shall be permitted to be erected across or over any footway at a less height from the level of such footway at the building line than eight feet; and where erected across any footway no signboard or sign shall exceed eighteen inches in depth, or be at a greater length than the width of such footway, and in any case not exceeding fifteen feet, or if affixed to the front of any building or attached thereto parallel to the building line, shall not be of a greater length than the frontage of such building nor of a greater height at any part than one-eighth part of the length of such frontage, and shall not in any case exceed six feet in height at the highest part thereof.

4. Every signboard, sign, lamp, awning, or flagpole shall be constructed of such materials and in such manner and wrought and painted and fixed, stayed, and secured as shall be directed and approved of by the Town Surveyor, and shall be kept and maintained in proper order and repair to the satisfaction of that officer.

5. Every application for permission to erect, affix, or place a sign, signboard, flagpole, lamp, awning, blind, or any other projection over any street or way shall be in writing, stating the exact locality, and accompanied by a drawing in ink showing the shape and having the various dimensions figured thereon and describing the materials and methods of construction and fixing of such sign, signboard, flagpole, lamp, awning, blind, or other projection.

6. All signs, signboards, flagpoles, flags, awnings, blinds, lamps, or other projections from any building or structure placed or affixed before or after the coming into effect of this By-law, shall remain only during the pleasure of the Council, and any person being the occupier or owner of any shop or premises having any sign, signboard, flagpole, flag, awning, blind, lamp or other projection extending over or overhanging any portion of any street or way, who being required by a notice in writing, under the hand of the Town Clerk or Town Surveyor, to remove the same shall, after seven days from the time of the service of such notice, fail or neglect to comply with the requirements thereof, shall, upon conviction, forfeit and pay a penalty not exceeding £10, and a further penalty of £1 for every day after such period of seven days that such notice shall remain uncomplied with.

7. Temporary calico signs approved of by the Town Surveyor before erection may be permitted for any period not exceeding four weeks, subject to such conditions as the Council may impose.

8. The Town Surveyor, upon the refusal or neglect of any person to remove, repair, or securely fix or renovate any signboard, sign, lamp, flag, flagpole, awning, blind, or other projection, may remove, repair, fix, or renovate the same at the cost and expense of such person, to be recovered in a summary manner before any two justices.

9. Every application for permission for the erection of any signboard, lamp, or other erection or structure mentioned in the preceding clauses of this By-law shall be accompanied by such deposit (not less in any case than £1) as the Town Surveyor may deem necessary to insure the erection of such signboards, lamps, or other erections or structures to the satisfaction of that officer.

All such deposits shall be paid to the Treasurer of the Council, and shall be returned to the person depositing same on the certificate of the Town Surveyor that such person is entitled to have such deposit returned to him.

In the event of the conditions under which the permission is granted for the erection of any signboard, lamp, or other erection or structure not being complied with after due notice has been given as hereinbefore provided to the person offending, the deposit lodged by such person shall be forfeited and retained by the Council.

10. Any person offending against any of the provisions of this By-law shall, on conviction, forfeit and pay for each offence a penalty not exceeding ten pounds (£10).

Passed by the Council of the Municipality of Kalgoorlie at a meeting held on the 9th day of October, 1905.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.

MUNICIPALITY OF KALGOORLIE.

BY-LAW No. 108.

BY-LAW of the Municipality of Kalgoorlie, made under Section 167 of "The Municipal Institutions Act, 1900," and numbered 108, for prohibiting the flowing or draining of impure water or other liquid matter into or upon streets, ways, or gutters.

In pursuance of the powers conferred by the said Act, the Mayor and Councillors of the Municipality of Kalgoorlie order as follows:—

1. No person shall cause, permit, allow, or suffer any impure water or any liquid matter of whatever description to flow or be drained from any house, land, or premises into or upon any street, way, footway, or gutter, or to be thrown or placed thereon or therein.

2. Any person offending against this By-law shall, on conviction, be liable to a penalty not exceeding twenty pounds (£20) for each offence.

Passed at a meeting of the Kalgoorlie Municipal Council held on the 9th day of October, 1905.

NORBERT KEENAN,
Mayor.

[L.S.] ERNEST E. HAWKINS,
Town Clerk.