



Government Gazette

OF WESTERN AUSTRALIA

(Published by Authority at 2.30 p.m.)

(REGISTERED AT THE GENERAL POST OFFICE, PERTH, FOR TRANSMISSION BY POST AS A NEWSPAPER.)

No. 36]

PERTH : TUESDAY, 3rd MAY,

[1955.

ERRATA

ADMINISTRATION ACT, 1903-1954.

Amendment of the Probate and Administration Rules.

IN rules published under the above heading in *Government Gazette* (No. 32) of 15th April, 1955, on pages 707-710 for the word "Administrative" appearing in the first line of the introduction read "Administration."

Also for the date line immediately before the signatures, appearing as "Dated this day of , 1955." read "Dated this 6th day of April, 1955."

PUBLIC TRUSTEE ACT, 1941-1953.

Crown Law Department,
Perth, 20th April, 1955.

HIS Excellency the Governor in Executive Council, under the provisions of the Public Trustee Act, 1941-1953, has been pleased to amend, in the manner mentioned in the Schedule hereunder, the regulations made under the Act and published in the *Government Gazette* on the 26th day of June, 1942, and amended by notices published in the *Government Gazette* on the 20th November, 1942; the 9th July, 1943; the 21st January, 1944; the 19th May, 1944; the 12th December, 1947; the 21st May, 1948; the 24th April, 1952, and the 19th February, 1954.

R. C. GREEN,
Under Secretary for Law.

Schedule.

Regulation 6 of the abovementioned regulations is amended by adding after paragraph (h) a new paragraph (i) as follows:—

- (i) The Public Trustee shall take and retain a commission of one per centum on all moneys received for investment under the provisions of section 37 (1) and (2) of the Act.

HEALTH ACT, 1911-1954.

Resolution.

Rockingham Road Board.

P.H.D. 1776/26, Ex. Co. No. 743.

WHEREAS under the provisions of the Health Act, 1911-1954, the Governor may cause to be prepared Model By-laws for all or any of the purposes for which by-laws may be made by a local authority under any of the provisions of the Act; and whereas a local authority may, of its own motion, by resolution, adopt the whole or any portion of such by-laws with or without modification; and whereas Model By-laws described as Series "A" have been prepared in accordance with the said Act and published in the *Government Gazette* on

the 4th December, 1944, and amended from time to time thereafter: Now, therefore, the Rockingham Road Board, being a local health authority within the meaning of the Act, doth hereby resolve and determine that the amendment to the said Model By-laws published in the *Government Gazette* on the 18th February, 1955, shall be adopted without modification.

Passed at a meeting of the Rockingham Road Board this 22nd day of February, 1955.

N. H. FRANCE,
Chairman.

G. E. BLACK,
Secretary.

Approved by His Excellency the Governor in Executive Council this 20th day of April, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1954.

Amendment of Model By-laws.

Department of Public Health,
Perth, 20th April, 1955.

P.H.D. 392/55, Ex. Co. No. 746.

HIS Excellency the Governor in Executive Council, under the provisions of the Health Act, 1911-1954, has been pleased to amend, in the manner mentioned in the Schedule hereunder, the Model By-laws, Series A, prepared under the Act, and reprinted with amendments to date in the *Government Gazette* on the 4th day of December, 1944, and further amended by notices published in the *Government Gazette* on the 26th day of January, 1945; the 30th day of November, 1945; the 20th day of December, 1946; the 24th day of October, 1947; the 23rd day of December, 1949; the 10th day of February, 1950; the 24th day of March, 1950; the 29th day of December, 1950; the 22nd day of June, 1951; the 17th day of August, 1951; the 2nd day of November, 1951; the 16th day of May, 1952; the 31st day of December, 1952; the 6th day of February, 1953; the 20th day of March, 1953; the 21st day of August, 1953; the 23rd day of July, 1954; the 20th day of August, 1954; the 9th day of February, 1955; and the 18th day of February, 1955.

LINLEY HENZELL,
Commissioner of Public Health.

Schedule.

By-law 29 of Part VII of the abovementioned Model By-law is amended—

(1) by inserting after subparagraph (vii) of paragraph (a) a new subparagraph (viii) as follows:—

(viii) (A) A door to the vehicle shall not be used as a loading ramp.

(B) A loading ramp or other device for facilitating loading shall not be placed at any time within the compartments in which meat is carried or form portion of the internal surface of the vehicle.

(2) by deleting paragraph (d) and inserting in lieu thereof a new paragraph (d) as follows:—

(d) Every person employed in the handling, transport or delivery of carcase meat shall wear at the commencement of each day's work a clean coat, the sleeves of which shall extend at least to the elbows, and a cap which shall cover the head and the back of the neck; and the coat and the cap shall be worn at all times whilst the person is so employed.

Approved by His Excellency the Governor in Executive Council this 20th day of April, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

FISHERIES ACT, 1905-1951.

Fisheries Department,
Perth, 20th April, 1955.

Ex. Co. 724.

HIS Excellency the Governor in Executive Council, acting under the provisions of the Fisheries Act, 1905-1951, has been pleased to amend, in the manner set out in the Schedule hereunder, the Fisheries Act Regulations made under the Act, published in the *Government Gazette* on the 6th day of May, 1938, and amended from time to time thereafter.

A. J. FRASER,
Chief Inspector of Fisheries.

Schedule.

The abovementioned regulations are amended by deleting regulations 15A and 15B and substituting the following:—

15A. No person shall, for the purpose of sale, take any female crabs from any West Australian waters during the months of January, February and March in any year.

15B. No person shall, for the purpose of taking crabs, use or cause to be used or permit to be used in the waters of the Swan River or the Canning River or their tributaries any net exceeding seventy yards in length or more than eight (8) nets at any one time. No net used for the taking of crabs shall be set within a distance less than fifty yards of any other crab net.

CEMETERIES ACT, 1897-1946.

Albany Public Cemetery—By-Laws.

Department of Local Government,
Perth, 22nd April, 1955.

L.G. 224/55.

HIS Excellency the Governor in Executive Council acting under the provisions of the Cemeteries Act, 1897-1946, has been pleased to approve of the by-laws made by the Trustees of the Albany Public Cemetery (reserve No. 23074) as set out in the Schedule hereunder.

GEO. S. LINDSAY,
Secretary for Local Government.

Schedule.

CEMETERIES ACT, 1897-1946.

Albany Public Cemetery (Reserve No. 23074)

By-Laws.

By virtue of the powers vested in the Trustees of the Albany Public Cemetery the Trustees hereby make and publish the following by-laws:—

1. These by-laws shall apply to reserve No. 23074.
2. In these by-laws—

“the Secretary” means the person for the time being employed by the Trustees as the Secretary of the cemetery.

“Superintendent” means the person for the time being employed by the Trustees as Superintendent.
3. The Trustees shall divide the cemetery into two sections to be known as the Lawn and Monumental sections, respectively.
4. The Trustees shall prepare a plan of the cemetery showing the two sections and also the divisions relative to the area allotted to each denomination together with the numbers and other markings necessary for recording purposes. The plan shall be kept at the offices of the Trustees.
5. The Secretary shall, subject to the control of the Trustees, exercise a general supervision and control over all matters pertaining to the cemetery and to the carrying out and enforcement of these by-laws.

6. The Superintendent shall have charge of the general care of the cemetery, the supervision of the erection or placing of monumental work and fixtures, the supervision of interments, opening, closing and dressing of graves and such other duties as are mentioned in these by-laws or ordered by the Trustees but in all cases subject to the control of the Trustees.

7. The Trustees may engage other officers and servants where their employment is necessary or expedient for carrying out the provisions of the Cemeteries Act, or these by-laws.

8. A person employed by or under the Trustees shall not accept any gratuity whatsoever neither shall he have any pecuniary interest in any work in the cemetery other than the remuneration which he receives from the Trustees. A person infringing this by-law may be summarily dismissed.

9. (i) A person who wishes to inter a dead body in the cemetery shall make an application in the form contained in Schedule A and shall pay to the Trustees in advance the appropriate fees set forth in Schedule B.

(ii) The application referred to in paragraph (i) of this by-law shall be lodged at the offices of the Trustees in sufficient time to allow at least five working hours' notice being given to the Superintendent at the cemetery prior to the time fixed for burial, otherwise an extra charge shall be payable in accordance with Schedule B.

10. A person wishing to secure a grant of right of burial in the cemetery shall make application to the Trustees and shall pay the appropriate fees set forth in Schedule B.

11. The Trustees shall cause all graves to be dug and vaults, brick graves or ordinary graves to be re-opened as and when lawfully required.

12. Every grave shall be at least seven feet deep at the first interment and no interment shall be permitted in any grave with a depth of less than three feet from the stop of the coffin to the natural surface of the surrounding ground. In the case of graves restricted to members of the armed forces burial shall be permitted in a grave five feet deep but only one interment shall be allowed in that grave.

13. A person making application for interment of a body in a private grave or vault to which the deceased had no claim during life shall submit to the Trustees the written and verified consent of the grantee of that grave.

14. Where a grant of right of burial has been lost, or for any other reason cannot be produced, a person who wishes to make an interment in the grave shall lodge, together with the application referred to in by-law No. 9, a sworn declaration to that effect and shall pay the fee prescribed in Schedule B for a copy of the grant.

15. (i) Subject to paragraph (ii) of this by-law a person shall not bring a dead body into the cemetery unless he, or his representative has first handed to the Secretary for inspection and return a medical certificate of death or a Coroner's order for burial in respect of the body.

(ii) Where an undertaker or his representative for a valid reason, is unable to produce a medical certificate or Coroner's order for burial, as required by paragraph (i) of this by-law and he has given to the Secretary a written guarantee to produce the certificate or order within three days he may bring the dead body into the cemetery.

(iii) A burial shall not be permitted in the cemetery unless the provisions of one of the foregoing paragraphs of this by-law have been complied with.

(iv) Where an undertaker or his representative has given a written guarantee as required by paragraph (ii) of this by-law and he has failed to produce the certificate or order within three days, the undertaker's license may be suspended until the certificate or order is produced.

16. A person who inter a body in the cemetery shall affix to the coffin a metal plate bearing the name of the deceased stamped or otherwise indelibly inscribed thereon in legible characters and a coffin not complying with this by-law shall not be admitted to or be interred in the cemetery.

17. A person shall not inter a body in the cemetery on a Sunday, Christmas Day or Good Friday unless it is certified in writing by a medical officer of health or by a Police, Resident or Stipendiary Magistrate or by two Justices of the Peace that for sanitary or special religious reasons it is necessary or advisable that the burial take place on that day.

18. Except where otherwise specifically ordered by the Trustees the principal entrance to the cemetery shall be open daily between the hours of 8 a.m. and 5 p.m.

19. (i) The hours for burial in the cemetery shall be as follows:—

Weekdays from 8 a.m. to 4.30 p.m.; Sundays, Christmas Day or Good Friday from 2 p.m. to 4.30 p.m.

(ii) A person shall not bring a dead body into the cemetery and a person shall not inter a body in the cemetery at any hour other than those mentioned in this by-law except with the written consent of the Trustees.

20. The undertaker responsible for a burial shall—

- (a) cause the cortege to arrive at the cemetery gates punctually at the time fixed for the burial.
Penalty: One pound one shilling; and
- (b) cause the cortege to proceed from the gates, to the graveside, not less than fifteen minutes after the time fixed for the burial.
Penalty: One pound one shilling; and
- (c) cause the hearse and mourning coaches to enter the cemetery through the principal entrance and no other entrance.

21. (i) A person shall not—

- (a) cause a vehicle, other than the hearse or a mourning coach to enter the cemetery or to stand outside the entrance gates in a position obstructing the entrance;
- (b) drive a mechanically propelled vehicle within the cemetery at a speed in excess of ten miles per hour;
- (c) drive a mechanically propelled vehicle within the cemetery along any road other than a road approved, for the time being, for such traffic by the Superintendent or other officer of the Trustees;
- (d) ride any bicycle within the cemetery.

(ii) A person failing to comply with the provisions of this by-law may be expelled from the cemetery.

22. A person who applies for the exhumation of a body shall produce to the Trustees the necessary warrant or order, by law required, authorising the Trustees to permit the exhumation.

23. A child under the age of ten years shall not enter the cemetery unless he is in the care of some adult person.

24. A person shall not—

- (a) discharge any fireworks within the cemetery;
- (b) bring a dog into the cemetery or permit or suffer a dog under his control to be brought into the cemetery. Any dog found in the cemetery may be seized and destroyed;
- (c) remove any plant, tree, shrub, flower (other than withered flowers) or any article from any grave without first obtaining a permit from the Trustees or their representatives. A person removing withered flowers from graves shall place these in the receptacles provided for the purpose by the Trustees;
- (d) remove or carry away or attempt to carry away from the cemetery any tree, plant, shrub, flower, earth or other material without the written authority of the Trustees;
- (e) pluck any tree, plant, shrub or flower growing in any portion of the cemetery.

25. A person shall not promote or advertise or carry on within the cemetery any trade, business or calling either by solicitation, distribution of circulars or cards, or otherwise, or by any system of advertising whatsoever without the written consent of the Trustees. A person infringing this by-law may be expelled from the cemetery.

26. A person shall not place or erect or alter or add to a monument, tombstone or enclosure in any part of the cemetery unless he has first submitted plans to the Trustees and secured their approval and consent.

27. In the Lawn section of the cemetery—

- (i) each tombstone—
 - (a) shall be placed on a granite foundation not exceeding 3ft. x 1ft. in area; and
 - (b) shall be supported, if necessary, by concrete columns the tops of which shall be at least 3in. below the level of the footpaths in the cemetery; and
 - (c) shall be placed in the approximate centre of the grave plot, with the inscribed face towards the footpath and the forward edge of the foundation forty inches (40in.) from the front boundary of the grave plot;
 - (d) shall be constructed of bronze or granite or slate or marble; and
 - (e) shall not exceed 2ft. 6in. in height, measured vertically from footpath level, 2ft. 4in. in width and 8in. in thickness at the top; and
 - (f) shall bear in the bottom right hand corner of the inscribed face the number of the grave that it marks in figures 1in. in height sandblasted on a polished face or chiseled into a rough face.
- (ii) A person erecting a tombstone shall leave the locality of the work in a clean and tidy state.
- (iii) A person shall not mark any grave number on a tombstone except in accordance with the provisions of paragraph (i) (f) of this by-law.

28. In the Monumental section—

- (i) every tombstone, monument or enclosure shall be—
 - (a) placed on proper foundations which, if required by the Trustees, shall be extended to the bottom of the grave; and
 - (b) constructed of materials such as have first been approved by the Superintendent or other officer appointed by the Trustees for that purpose.
- (ii) The person erecting the tombstone, monument or enclosure shall immediately remove from the cemetery all refuse and other rubbish remaining after the work is completed.

29. A monumental mason or other person working in the cemetery who at noon on a Saturday is leaving any piece of work uncompleted shall leave the work in a neat and safe condition.

30. A monumental mason or other tradesman shall not commence any work within the cemetery unless he has deposited with the Secretary the sum of two pounds which shall be held in trust and shall be forfeited if he fails to comply with the provisions of any one of the three preceding by-laws numbered 27, 28 and 29.

31. A person carrying out work in the cemetery shall, so far as possible, prepare the material required in the erection and completion of the work before it is taken to the cemetery.

32. A person shall not take materials into the cemetery except through such entrances as the Superintendent directs and shall not convey any materials on a vehicle having wheels of less than four inches in width.

33. A person shall not remove sand, earth or other material from any part of the cemetery for use in the erection of any monument or other work unless he has first received the written consent of the Trustees.

34. A person shall not construct a catacomb in the cemetery.

35. A monumental mason shall not carry out any work within the cemetery except within the hours specified for the opening and closing of the gates on weekdays and before noon on Saturdays.

36. A person shall not carry out any work in the cemetery between noon on Saturday and the opening of the gates on Monday morning without the written permission of the Trustees.

37. A workman, whether employed by the Trustees or by any other person, shall be subject to the supervision of the Superintendent at all times whilst within the boundaries of the cemetery and he shall obey any lawful direction given him by the Superintendent. A person failing to comply with this by-law may be removed from the cemetery.

38. The applicant for an order for burial in the Lawn section shall, within three months of the date of the application, cause to be placed on the grave a headstone complying with the requirements of by-law number 27 or a metal plaque bearing only the number of the grave in raised letters. This metal plaque shall be the only permissible method of marking a grave other than that specified in by-law number 27.

39. In the Lawn section of the cemetery, a person shall not plant any shrubs, grass or flowers on any grave except with the consent of the Superintendent.

40. A person may, with the permission of the grantee of the right of burial of a plot, decorate the grave with natural flowers set in orthodox vases but in the Lawn section the decoration shall be confined to the space occupied by the tombstone and foundation. Artificial flowers or enclosed clothes shall not be used in the Lawn section of the cemetery.

41. An undertaker who wishes to carry out an interment within the cemetery or to make use of the cemetery for any purpose connected with interments shall pay to the Trustees an annual license fee as specified in Schedule B. Upon paying the fee he shall be given a license to hold good during good behaviour until the thirtieth day of June next following. An undertaker shall not undertake or conduct a funeral in the cemetery unless he is the holder of a valid license issued by the Trustees.

42. The Trustees may decorate graves from time to time in their discretion if requested by the grantees so to do.

43. In the case of the Lawn section of the cemetery the Trustees shall maintain the lawn plots planted with grass.

44. If, for the purpose of re-opening a grave, the Trustees find it necessary to remove headstones, tombstones, lawn, plants, shrubs, etc., from a grave, the person requesting the re-opening shall pay to the Trustees the appropriate charges set forth in Schedule B.

45. The Trustees may grant to the Defence Department of the Commonwealth without fee, a permit to erect headstones on the graves of deceased soldiers.

46. The Trustees may grant plots in the cemetery free of charge if it is proved to the satisfaction of the Trustees—

- (a) that the deceased was a returned soldier who died as a result of injuries received in war; and
- (b) that the relatives of the deceased are in necessitous circumstances.

47. A person shall not behave in an offensive or unruly manner in the cemetery.

48. A person infringing the provisions of these by-laws may be expelled from the cemetery and shall be liable to a penalty not exceeding five pounds for each breach and, in the case of a continuing breach of a by-law, to a further sum not exceeding one pound for every day during which the breach continues. A person committing a breach of any by-law may be removed from the cemetery by the Trustees, the Superintendent or other employee or by a member of the police force, and if he resists removal, or returns to the cemetery within twenty-four hours without the consent of the Superintendent, he shall be liable to a penalty not exceeding five pounds.

The foregoing by-laws together with Schedules A and B were adopted by the Board of Trustees of the Albany Public Cemetery at a meeting held at the Council Chambers, Albany, on the 16th day of March, 1955.

D. G. ROBINSON,
Chairman.

J. M. WINNETT,
Secretary.

Schedule A.

Albany Public Cemetery.

(Reserve No. 23074)

APPLICATION FOR GRAVE AND BURIAL.

Application No.

Name of Deceased.....

Age.....

Late Residence.....

Place Death Occurred.....

Date Death Occurred.....

What Denomination.....

Grave No. on Plan.....

Is it a Private Grave.....

Size of Ground.....

Is Burial desired in (a) Lawn Section; (b) Monumental Section.....

Is a Reservation Required.....

If so, give No. of Grant.....

Name of Grantee.....

Length and Depth of Grave.....

If a Re-opening give Date of Last Interment.....

Date of Burial.....

Time of Funeral.....

From where will Funeral Start.....

Name of Funeral Director.....

Name of Minister.....

Name of Person in full making Application.....

Signature.....

Application Received.....

No. of Order..... No. Receipt..... No. Grant..... No. Register of Burials.....

Secretary.

Schedule B.

Albany Public Cemetery.

On application for an "Order for Burial," the following fees are payable in advance.

In Private Ground, including the issue of a grant of "Right of Burial":—

	£	s.	d.
For interment of any adult in grave 7ft. deep	3	0	0
For interment of any child under 7 years in grave 7ft. deep	2	10	0
For interment of a stillborn child in grave 7ft. deep	12	6	
For re-opening an ordinary grave—			
For each interment of an adult	3	0	0
For each interment of a child under 7 years	2	10	0
For each interment of a stillborn child	12	6	
Ordinary land for grave 8 x 4 where directed	10	0	0
Ordinary land for grave 8 x 8 where directed	20	0	0
If graves are required to be sunk deeper than 7ft. the following additional charges shall be payable—			
For first additional foot	5	0	
For second additional foot	7	6	
For third additional foot	10	0	
and so on in proportion for each additional foot.			
Registration of Transfer of Grant of Right of Burial	2	6	
Copy of Grant of "Right of Burial"	2	6	
Undertaker's Annual License Fee	2	2	0
Minister's Fee for each Interment	15	0	
Extra Fee for each Interment on a Saturday or Public Holiday	1	1	0
Extra Fee for each Interment on a Sunday, Christmas Day or Good Friday	2	2	0
Extra Fee for each Interment without due notice	1	1	0
Extra Fee for each Interment not in usual hours	10	6	
For Exhumation	2	2	0

ROAD DISTRICTS ACT, 1919-1951; TOWN PLANNING AND
DEVELOPMENT ACT, 1928-1953.

Perth Road Board—By-laws Classifying Scarborough, Hamersley,
Osborne and Inglewood Wards.

L.G. 412/54.

THE Perth Road Board, under and by virtue of the powers conferred on it in that behalf by the Road Districts Act, 1919-1951, the Second Schedule thereof the Town Planning and Development Act, 1928-1953; and all other powers enabling it, doth hereby make and publish the following by-laws:—

Part 1.

Classifications.

1. In these by-laws, unless the context otherwise indicates, the following terms shall have the meanings set against them respectively:—

“Business zone” means a business zone as classified by these by-laws.

“Flat” means that portion of a building not being a registered boarding or lodging house used for the separate living accommodation, including cooking, toilet and bathing facilities, of one or more persons within or adjacent or attached to a building in which there is separate living accommodation, including cooking, toilet and bathing facilities, for one or more other persons, and for the use of which some payment is made.

“Industrial zone” means an industrial zone as classified by these by-laws.

“Offensive trade” means and includes any of the trades specified in the Second Schedule to the Health Act, 1911-1954, and any other trade or trades declared to be offensive under the provisions of the Health Act, 1911-1954, by a proclamation of the Governor published in the *Government Gazette* of Western Australia.

“Residential zone” means a residential zone as classified by these by-laws.

“Residential and flat zone” means a residential and flat zone as classified by these by-laws.

“Sawmill” means a mill or premises where logs or large pieces of timber are sawn, but does not include a joinery works unless logs or large pieces of timber are sawn therein.

Area Classified.

2. The whole of the Scarborough, Hamersley, Osborne and Inglewood Wards of the Perth Road District are by these by-laws classified into zones.

Residential Zones.

3. Area.—Those portions of the Perth Road District which are specified in the First Schedule hereto are hereby classified as residential zones.

4. Uses.—No person shall use any land or any building or structure in a residential zone except for one or more of the following purposes:—

- (a) A dwelling house.
- (b) A school or kindergarten.
- (c) A church.
- (d) A church hall.
- (e) A hostel.
- (f) A boarding or lodging house.
- (g) An athletic or social club.
- (h) A private hospital or convalescent home.
- (i) A public hall.
- (j) A road board building.
- (k) A library.
- (l) A doctor's or dentist's surgery attached to a residence.

Residential and Flat Zones.

5. Area.—Those portions of the Perth Road District which are specified in the Second Schedule hereto are hereby classified as residential and flat zones.

6. Uses.—No person shall use any land or any building or structure in a residential and flat zone except for one or more of the following purposes:—

- (a) Any use permitted in a residential zone.
- (b) A flat or flats.

Business Zones.

7. Area.—Those portions of the Perth Road District which are specified in the Third Schedule hereto are hereby classified as business zones.

8. Uses.—No person shall use any land or any building or structure in a business zone except for one or more of the following purposes:—

- (a) A shop.
- (b) A combined shop and dwelling.
- (c) An office.
- (d) A bank.
- (e) A hotel.
- (f) A club.
- (g) A theatre or cinema.
- (h) A public hall or dance hall.
- (i) A fire station.
- (j) A police station.
- (k) A workroom or workrooms connected with a retail business in which not more than one-half of the total floor area of such business is used as a workroom or workrooms.
- (l) A service station or a filling station.
- (m) A doctor's or a dentist's surgery.

Industrial Zone.

9. Area.—Those portions of the Perth Road District which are specified in the Fourth Schedule hereto are hereby classified as industrial zones.

10. Uses.—(1) No person shall use any land or any building or structure in an industrial zone except for one or more of the following purposes:—

- (a) Subject to clause (2) hereof, an industry, industrial purpose factory or manufactory.
- (b) A residence on land forming part of or adjoining a factory occupied by a caretaker of or an employee of the factory and set aside for the exclusive use of the occupants and not more than one such residence for each factory.
- (c) A lock-up shop upon the premises of or adjoining a factory used primarily to provide meals and refreshments for the employees of the factory.
- (d) A factory showroom or office upon the premises of or adjoining the factory.

(2) No person shall use any land or any building or structure in an industrial zone for the purpose of a sawmill or an offensive trade (except a laundry or dry cleaning establishment).

Part 2.

Special Provisions.

11. In this part of these by-laws, unless the context otherwise indicates, the following terms shall have the meanings set against them respectively:—

“Average setback” means the average distance between the side or rear of a building and the land boundary at the side or rear of that building.

“Duplex house” means a single storey building comprising two dwellings, each being complete self-contained units so designed as to give the external appearance of a single dwelling.

12. This part of these by-laws shall apply to the Scarborough, Hamersley, Osborne and Inglewood Wards of the Perth Road District only.

13. No person shall erect or use any building or structure for the purpose of—

- (a) a school or kindergarten;
- (b) a church or church hall or public hall;
- (c) a hostel;
- (d) an athletic or social club;
- (e) a private hospital or convalescent home;
- (f) a road board building;
- (g) a service station,

unless it is erected on a parcel of land which has a frontage of not less than ninety-nine (99) feet to a road or street and all buildings are ten (10) feet at least from each side boundary of the parcel of land on which it is erected.

14. Kindergartens.—No person shall use a parcel of land of less than one-half of an acre as a kindergarten.

15. Schools.—No person shall use any parcel of land of less than two (2) acres for the purpose of a school.

16. Flats.—No person shall use any building or structure as flats unless—

- (a) the parcel of land on which such building is erected is of an area of not less than ten thousand (10,000) square feet and has a frontage of not less than sixty-six (66) feet to a road or street;
- (b) the building is of not more than two storeys;
- (c) the average set-back to each side boundary and the rear boundary is 10 feet at least;
- (d) in the case of any building of one or two storeys, the area occupied by the building and one-half of the area occupied by all outbuildings does not exceed in the case of a single-storey building one-half, and in the case of a building of two storeys, one-third of the total area of the parcel of land used for flats;
- (e) garages or paved parking areas are provided within the said parcel of land for as many cars as there are separate flats;
- (f) paved parking space in addition to the requirements of paragraph (e) above is provided within the said parcel of land for not less than one car for every three flats in the buildings.

17. Duplex Houses.—(1) No duplex house shall be erected or used in the Osborne Ward.

(2) No person shall erect or use any building as a duplex house unless such building is erected on a parcel of land having a frontage of not less than sixty-six (66) feet and an area of not less than eight thousand (8,000) square feet.

18. Shops.—No person shall use as a shop any land or building unless—

- (1) For each separate shop the area of land upon which the shop is erected (inclusive of the open spaces in front and at the rear thereof) is not less than two thousand (2,000) square feet; and
- (2) each shop has access from a road or street to the rear of the shop of a width of twenty (20) feet at least and constructed so that vehicles using it may return to the road or street without reversing.

19. Service Stations.—(1) No person shall use any parcel of land as a service station unless it is more than one-half of a mile from an existing service station.

(2) In a service station no person shall use more than one-half of the floor area of the premises as a workroom.

20. Building Lines.—The building line for any building or structure shall, subject as hereinafter provided, be—

- (a) for land in a residential zone—twenty-five (25) feet from the alignment of the road or street on which such land abutts;
- (b) for land in a residential and flat zone—twenty-five (25) feet from the alignment of the road or street on which such land abutts;
- (c) for land in a business zone—thirty (30) feet from the alignment of the road or street on which such land abutts;
- (d) for land in an industrial zone—thirty (30) feet from the alignment of the road or street on which such land abutts.

21. Curved Streets.—Where the road or street alignment is curved, irregular or not at right angles to the side boundaries of the land, a person may erect a building in front of the building line, provided that the mean of the greatest and least distance of the building from the road or street is not less than the distance fixed for the appropriate building line.

22. Corner Blocks.—Where a parcel of land has a frontage to more than one road or street, the following provisions shall apply:—

- (a) In a residential zone and in a residential and flat zone a person may erect a building (other than flats) nearer to one only of the roads or street than the building line but not nearer than ten (10) feet to that road or street.

- (b) No person shall erect or use a building as flats unless the building is not nearer than twenty-five (25) feet from one road or street and not nearer than ten (10) feet from the other road or street.
- (c) In a business zone a person may erect a building nearer to the less important of the two roads or streets than the building line, but not nearer than eight (8) feet three (3) inches to such road or street.

23. Existing Adjoining Buildings.—If in the case of any parcel of land buildings have been erected on the lots adjoining on both sides and one or both of these buildings is in front of the building line, the Perth Road Board may permit a building to be erected on that parcel of land in front of the building line but not nearer to the road or street than the foremost of the two buildings, but in any case not nearer to the road or street than eight (8) feet three (3) inches.

24. Hutton Street.—The building line for any building or structure erected on any land having a frontage to Hutton Street between Scarborough Beach Road and Guthrie Street shall be ten (10) feet from the alignment of Hutton Street.

25. Prohibition.—Subject as aforesaid, no person shall erect or cause to be erected any building or structure nearer to a road or street than the building line.

26. Industrial Zone Provisions.—(1) No person shall stack or place any fuel or raw materials or products or by-products or wastes of manufacture in an industrial zone nearer to a road or street than the building line.

(2) No person shall in an industrial zone use the land between the building line and the road or street for any purpose other than a means of access, for parking of vehicles, for loading or unloading vehicles, or for lawns, gardens or trade display.

27. Facades.—No person shall erect or cause to be erected a building in an industrial zone unless the facade of the building be constructed of brick, stone or concrete, or in the case of frame buildings, with corrugated asbestos or aluminium cladding to a design to be approved by the Board.

28. Existing Uses.—(1) If at the date of publication of these by-laws in the *Government Gazette* any land, building or structure is being lawfully used for a purpose or built on in a manner not permitted by these by-laws, such land, building or structure may continue to be used for that purpose or in that manner, but no such building or structure shall be added to or altered unless special permission to do so is granted by the Perth Road Board.

(2) If at the date of publication of these by-laws in the *Government Gazette* any land, building or structure is being used for a purpose or built on in a manner not permitted by these by-laws, and such use or purpose is afterwards discontinued or changed or the buildings removed so that it conforms with these by-laws, no person shall thereafter use such land, building or structure for any purpose or in any manner not permitted by these by-laws.

(3) If any building or structure is at the date of the publication of these by-laws in the *Government Gazette* being used for a purpose or constructed in a manner not permitted by these by-laws and is subsequently destroyed or damaged by fire or otherwise to the extent of more than seventy-five (75) per cent. of its value, it shall not thereafter be repaired, rebuilt, altered or added to for the purpose of being used for any purpose not permitted by these by-laws, or in a manner not permitted by these by-laws, unless special permission to do so is granted by the Perth Road Board.

29. Compensation.—Claims for compensation by reason of the operation of these by-laws shall be made not later than six months from the date on which these by-laws are first published in the *Government Gazette*.

30. Penalty.—Any person who shall commit a breach of any of these by-laws shall upon conviction be liable to a penalty not exceeding twenty pounds.

31. Repeal.—The following by-laws are hereby repealed:—

- (a) By-laws passed at a meeting of the Perth Road Board on 22nd December, 1931, and published in the *Government Gazette* of 1st April, 1932, classifying the Coastal Ward of the Perth Road District.
- (b) By-laws passed at a meeting of the Perth Road Board on the 6th February, 1945, and published in the *Government Gazette* of 29th March, 1945, classifying portions of Osborne Ward.

- (c) By-laws passed at a meeting of the Perth Road Board on 30th October, 1945, and published in the *Government Gazette* of 30th November, 1945, classifying portions of Inglewood Ward.
- (d) By-laws passed at a meeting of the Perth Road Board on the 5th day of June, 1951, and published in the *Government Gazette* on the 6th day of July, 1951, classifying portions of Osborne Ward into an industrial district.
- (e) By-laws passed at a meeting of the Perth Road Board on the 9th day of April, 1953, and published in the *Government Gazette* on the 17th July, 1953, being an amendment to by-laws classifying portions of Inglewood Ward.
- (f) By-laws passed at a meeting of the Perth Road Board on the 6th October, 1953, and published in the *Government Gazette* on the 13th November, 1953, being an amendment to the by-laws classifying portions of Inglewood Ward.

The First Schedule.

Residential Zones.

Hamersley Ward.—The whole of Hamersley Ward, with the exception of those portions thereof which are specified in the Second and Third Schedules hereto.

Osborne Ward.—The whole of Osborne Ward, with the exception of those portions thereof which are specified in the Third and Fourth Schedules hereto.

Inglewood Ward.—The whole of Inglewood Ward with the exception of those portions thereof which are specified in the Second, Third and Fourth Schedules thereto.

The Second Schedule.

Residential and Flat Zones.

Scarborough Ward.—The whole of Scarborough Ward with the exception of those portions thereof which are specified in the Third Schedule hereto.

Hamersley Ward.—The following portions of Hamersley Ward:—

Beachton Street.—(i) Portion of Swan Location 798 and being lots 5 to 8 (inclusive) on Diagram 12815 and Pt. Lot 125 on Diagram 15192.

(ii) Portion of Swan Location 1087 and being lot 15, the un-numbered lot to the East of Lot 15, and Lots 3 and 4 on Plan 3500.

Balcatta Beach Road.—(i) Portion of Swan Location 798 and being Lots 7, 8 and 9 on Diagram 12815 and Pt. Lot 125 on Diagram 15192.

(ii) Portion of Swan Location 1087 and being Lots 1 and 2, and the un-numbered lot to the West of Lot 2 on Plan 3500.

Elsie Street.—(i) All lots on Plan 2482 on the Northern side of Elsie Street, between West Coast Highway and Flora Terrace.

(ii) Portion of Swan Location 1032 and being lots 18 and 19 on Plan 2484.

Lynn Street.—All lots on Plan 4098 on the South side of Lynn Street, between West Coast Highway and Chrysostom Street.

Lawley Street.—All lots on Plan 5147 fronting the South side of Lawley Street, between West Coast Highway and Flora Terrace.

Sorrento Street.—(i) Portion of Swan Location 1137 and being Lots 21, 22, 48 and 49 on Plan 2710.

(ii) All lots on Plan 2710 on the North side of Sorrento Street, between West Coast Highway and George Street.

West Coast Highway.—(i) All lots on Plans 2786 and 5487 having a frontage to West Coast Highway from and including lot 3, on Plan 2786 to Kathleen Street.

(ii) All lots on Plans 4098 and 2629 having a frontage to West Coast Highway, between Bailey Street and Lynn Street.

(iii) Portion of Swan Location 798 and being the whole of the land in Certificate of Title, Volume 993, Folio 105.

(iv) All lots on Plan 2484 having a frontage to West Coast Highway between Elsie Street and Mary Street.

(v) All lots on Plan 2710 having a frontage to West Coast Highway between Balcatta Beach Road and Sorrento Street.

(vi) Portion of Swan Location 548 and being lots 306 to 308 (inclusive) on Diagram 9091.

All lots bounded by West Coast Highway, Giles Street, Chrysostom Street and Lynn Street.

Inglewood Ward.—All lots in Swan Location Y and X, fronting Beaufort Street to a depth of 165 feet.

The Third Schedule.

Business Zones.

Scarborough Ward—

The Esplanade—All lots in Plans 3670, 515 and 2603, and in Diagram 9599 having a frontage to The Esplanade between Reserve Street and Lot 7 on Diagram 9599.

Manning Street—All lots on Plan 3670 in Manning Street between The Esplanade and West Coast Highway.

Scarborough Beach Road—(i) All lots on Plan 3670 on the North side of Scarborough Beach Road between The Esplanade and Filburn Street.

(ii) All lots on Plan 3670 on the North side of Scarborough Beach Road between Wheatcroft Street and Joyce Street.

(iii) All lots on Plan 5941 on the North side of Scarborough Beach Road from and including Lot 5 on Plan 5941 to Joyce Street.

(iv) All lots on Plan 3168 on the North side of Scarborough Beach Road between Westview and Gildercliffe Streets.

(v) All lots on Plan 515 on South side of Scarborough Beach Road between The Esplanade and Hastings Street.

(vi) All lots on Plan 3697 on the South side of Scarborough Beach Road between Herbert Street and Flamborough Street.

(vii) All lots on Plan 3697 on the South side of Scarborough Beach Road from and including lot 1182 on Plan 3697 to St. Brigid's Terrace.

Joyce Street—Portion of Swan Location 1419 and being Lots 4 and 5 on Plan 3670.

Hancock Street—Portion of Swan Location 959 and being Lots 817, 818 and 819 on Plan 3168.

St. Brigid's Terrace—Portion of Swan Location 1296 and being all lots on the North side between Westview Street and Gildercliffe Street.

Coronation Street—Portion of Swan Location 1296 and being Lots 1706 and 1757 on Plan 4106.

Sydenham Street—Portion of Swan Location 1296 and being Lot 1707 on Plan 4106.

Margaret Street—Portion of Swan Location 1296 and being Lot 1756 on Plan 4106.

Brighton Road—All lots on Plans 515 and 2603 on the North side of Brighton Road between West Coast Highway and Hastings Street.

Brompton Road—Portion of Swan Location 3176 and being Lots 357 to 360 (inclusive) on Plan 5293.

Ewen Street—Portion of Swan Location 1294 and being Lot 118 on Plan 4492.

Camden Street, Mitcham Street and Kylie Street—Portion of Swan Location 3175 and being Lots 1038, 1039, 1037 and 1040 on Plan 6020.

Hamersley Ward—

Balcatta Beach Road—(i) All lots on Plan 2710 on the North side of Balcatta Beach Road between West Coast Highway and Odo Street.

(ii) Portion of Swan Location 1137 and being Lots 11, 12, 13 and 15 on Plan 2710.

(iii) Portion of Swan Location 1087 and being Lots 6 to 9 (inclusive) on Plan 3500.

Elsie Street—Portion of Swan Location 1032 and being lots 1, 3, 4 and 5 on Plan 2484.

Flora Terrace—(i) Portion of Swan Location 548 and being Lots 240 to 244 (inclusive) on Plan 4907.

(ii) Portion of Swan Location 548 and being Lots 1, 2 and 3 on Diagram 11690.

(iii) Portion of Swan Location 1152, and being Lots 1, 2, 3 and 4, between Malcolm Street and Castle Street.

West Coast Highway—Portion of Swan Location 1030 and being Lots 1, 2 and 3 on Plan 5285.

Kathleen Street—Portion of Swan Location 611 and being Lots 8 to 13 (inclusive) on Plan 5487, to a depth of 150 feet only from Kathleen Street.

Kitchener Street—Portion of Swan Location 1151 and being Lot 54 and Lots 84 to 89 (inclusive) on Plan 4098.

Osborne Ward—

Main Street—(i) Portions of Perthshire Location AuC and being Lots 508 to 522 (inclusive) and Lots 308 to 326 (inclusive) on Plan 2452.

(ii) Portion of Perthshire Location AuC and being Lots 414 to 419 (inclusive) on Plan 2453.

(iii) Portion of Perthshire Location AuD and being Lots 447 to 450 (inclusive) on Plan 2453.

Wanneroo Road—(i) All lots on Plan 2483 on the East side of Wanneroo Road, between Cape Street and Lawley Street.

(ii) All lots on Plan 2488 on the West side of Wanneroo Road, between Cape Street and Lawley Street.

(iii) Portion of Perthshire Location AuC and being Lots 157 and 158 on Plan 3038.

(iv) Portion of Perthshire Location AuC and being Lots 32 to 35 (inclusive) on Diagram 16860.

Balcatta Beach Road—Portion of Perthshire Location AuC, and being Lots 283 to 286 (inclusive) and Lots 155 and 156 on Plan 3038.

Stoneham Street—Portion of Perthshire Location AuC and being Lot 1138 on Plan 4749.

Hector Street—Portion of Perthshire Location Au and being Lot 7 on Plan 2483.

French Street and Powell Street—Portion of Perthshire Location Au and being Lots 13, 14, 15 and 16 on Plan 2451.

Beryl Street—All lots on Plan 5332 having a frontage to Beryl Street between Campion Street and Main Street.

Flinders Street—All lots on Plan 5170 having a frontage to Flinders Street, between Villiers Street and Swan Street.

Muriel Avenue—Portion of Perthshire Location At and being Lots 99 to 103 (inclusive) on Plan 3942.

Inglewood Ward.—All lots in Swan Location X and Y fronting Beaufort Street, to a depth of 165 feet.

Portions of Swan Location X9 and being Lots 127, 128, 130, 131, 196, 197 199 and 200 on Plan 1929.

Portion of Swan Location W, and being Lots 5 to 11 (inclusive) on Plan 181—Walter Road.

Railway Parade—Portion of Swan Location Y and being Lot 445 on Plan 1884.

The Fourth Schedule.

Industrial Zones.

Osborne Ward.—The following portions of Osborne Ward:—All that land situated in Perthshire Location Au Section J, bounded by a line commencing at the South-West corner of part lot 2 on Plan 925; thence along the Northern boundary of Pearson Street to the junction of that street and Selby Street (sometimes called King Edward Road); thence Northwards along the Eastern boundary of Selby Street to the junction of that street and Scarborough Beach Road; thence along the Southern boundary of Scarborough Beach Road to the junction of Scarborough Beach Road and O'Malley Street; thence in a general North-Easterly direction along the Eastern boundary of O'Malley Street to the junction of that street and Guthrie Street; thence in a general South-Easterly direction along the Southern boundary of Guthrie Street to the junction of that street and Hutton Street; thence in a general South-Westerly direction along the Northern boundary of Hutton Street to the Eastern corner of Lot 189 on Plan 2809; thence in a general South-Easterly direction along the Southern boundary of Howe Street to the junction of that street and Frobisher Road; thence in a Southerly direction along the Western boundary of Frobisher Road to the point of intersection of the Western boundary of Frobisher Road if produced with the Southern boundary of Scarborough Beach Road; thence in a general South-Eastern direction along the Southern boundary of Scarborough Beach Road to the point of intersection of that boundary with the Northern boundary of Location AP (Diagram 2660); thence along the Eastern boundary of part lot 1 on Plan 925 to the South-Eastern corner of the said lot; thence in a Westerly direction along the Southern boundary of that same lot to the point of commencement.

Inglewood Ward.—Portion of Swan Location X4 and being Lots 53 to 97 (inclusive) on Plan 174.

Portion of Swan Location X, and being Lots 14 to 20 (inclusive) on Plan 2623.

Portion of Swan Location W and being each of the North-West portions of Lots 1 to 4 (inclusive) on Plan 181, with a depth from the North-West boundary of each lot, of 217.8 links.

Portion of Swan Location W and being Lots 22 to 29 (inclusive) on Plan 181.

Passed by the Perth Road Board at the ordinary meeting of the Board held on the 5th day of April, 1955.

M. E. HAMER,
Chairman.

JAS. MACDONALD,
Secretary.

Recommended—

(Sgd.) H. C. STRICKLAND,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 20th day of April, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

DOG ACT, 1903-1948.

Mandurah Road Board.

By-Law to Control Dogs.

L.G. 354/52.

PURSUANT to an Order in Council under section 35a of the Dog Act, 1903-1948, the Mandurah Road Board doth hereby make the following by-law additional to those published in the *Government Gazette* on the 22nd May, 1953, for the control of dogs within the townsite of Mandurah.

3. No person being the owner or having the care or control of any dog, shall allow or permit such dog at any time to be on either

of the landing stages under the Traffic Bridge, Mandurah, or on the steps leading to either of those stages and also Dalrymple jetty, and Bathing Pavilion jetty and public jetty adjoining reserve 4412.

4. Every person offending against this by-law No. 3 shall on conviction be liable to a penalty not exceeding £5.

Passed by resolution of the Mandurah Road Board at a meeting held on the 24th day of March, 1955.

J. GRAY,
Chairman.
N. F. HAYNES,
Secretary.

Recommended—

(Sgd.) H. C. STRICKLAND,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 20th day of April, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919-1951; TOWN PLANNING AND DEVELOPMENT
ACT, 1928-1953.

Perth Road Board—Amendment to By-laws.

Classifying Lawley Ward.

L.G. 412/54.

THE Perth Road Board under and by virtue of the powers conferred on it in that behalf by the Road Districts Act, 1919-1951, and the Town Planning and Development Act, 1928-1953, and all other powers enabling it doth hereby make and publish the following by-laws:—

The by-laws of the Perth Road Board Classifying Lawley Ward passed at a meeting of the Board on the 4th day of March, 1947, and published in the *Government Gazette* of the 28th March, 1947, at pages 528 and 529 are hereby amended by inserting after by-law 4 thereof the following by-laws:—

4A—Flat District—Lot 1 on diagram 5906 situated in Field Street is hereby classified as a Flat District.

4B—Uses.—No person shall use any land or any building or structure in a Flat District except for the purpose of Flats.

4C—Restricted Business District.—Lots 763 and 764 on Plan 5723 Wiluna Street, are hereby classified as a Restricted Business District.

4D—Uses.—No person shall use any land or any building or structure in a Restricted Business District except for the purpose of a lock-up shop or a combined shop and dwelling. No person shall use any land or any building or structure in a Restricted Business District for the purpose of a Service Station or Filling Station or for the purpose of a dwelling alone.

Passed by the Perth Road Board at the ordinary meeting of the Board held on the 14th day of December, 1954.

M. E. HAMER,
Chairman.
J. A. K. MACDONALD,
Secretary.

Recommended—

(Sgd.) H. C. STRICKLAND,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 20th day of April, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

[L.S.]

FACTORIES AND SHOPS ACT, 1920-1954.

Department of Labour,
Office of Chief Inspector of Factories,
Perth, 6th April, 1955.

HIS Excellency the Governor in Executive Council under the provisions of the Factories and Shops Act, 1920-1954, has been pleased to amend in the manner mentioned in the Schedule hereunder the Spray Painting Regulations, 1928, made under the Act and published in the *Government Gazette* on the 21st day of December, 1928, and amended by notices published in the *Government Gazette* on the 13th day of October, 1939, and the 10th day of January, 1941.

F. W. WARMAN,
Chief Inspector of Factories.

Schedule.

The Spray Painting Regulations, 1928, are amended by adding after regulation 11 a new regulation 11A as follows:—

11A. (1) Subject to subregulation (2) of this regulation no person shall use or cause to be used heating or pre-heating equipment for spray painting unless the equipment has been first approved in writing by the Chief Inspector of Factories.

(2) Where the heating or pre-heating equipment for spray painting is electrically heated, before the Chief Inspector of Factories so approves, the owner or person using the equipment shall produce to the Chief Inspector a written certificate from an inspector appointed under the Electricity Act, 1945, certifying that the owner or person using the equipment has complied with the regulations made under the Electricity Act, 1945, which are applicable to the equipment.

NATIONAL FITNESS ACT, 1945.

State National Fitness Centre,
Perth, 14th April, 1955.

Ex. Co. No. 705.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the National Fitness Act, 1945, has been pleased to amend, in the manner mentioned in the schedule hereunder, the National Fitness Regulations, 1947, made under the Act and published in the *Government Gazette* on the 16th day of January, 1948, and amended by notice published in the *Government Gazette*, dated the 21st day of November, 1952.

T. L. ROBERTSON,
Director.

Schedule.

Paragraph (a) of regulation 3 of the abovementioned regulations is amended by adding after the word "Council" in line 3 the words "and in the name of the Minister to alienate, dispose of or lease the freehold or sublease or sublet any lease or tenancy agreements for all or any of these uses, if the instrument of lease or tenancy agreement granted to the Minister so permits."

Approved by His Excellency the Governor in Executive Council, 6th April, 1955.

R. H. DOIG,
Clerk of the Council.

GOVERNMENT RAILWAYS ACT, 1904-1954.

Western Australian Government Railways Commission,
Perth, 20th April, 1955.

Ex. Co. No. 722.

HIS Excellency the Governor in Executive Council under the provisions of sections 73 and 98 of the Government Railways Act, 1904-1954, has been pleased to make the regulations set forth hereunder.

H. H. STYANTS,
Minister for Railways.

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1. These regulations may be cited as the Government Railways Act Regulations.
 2. In these regulations—
 - “Act” means the Government Railways Act, 1904-1954.
 - “Department” means that branch of the public service employed in connection with Government Railways.
 3. For the purpose of section 73 of the Act the appointment to any office or class of office in the Department in respect of which an appeal under section 5 of the Government Employees (Promotions Appeal Board) Act, 1945-1954, for the time being does not lie, shall be subject to the Minister.

Approved by His Excellency the Governor in Executive Council, this 20th day of April, 1955.

R. H. DOIG,
Clerk of the Council.

