



Government Gazette

OF WESTERN AUSTRALIA

(Published by Authority at 4.40 p.m.)

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

No. 13]

PERTH : FRIDAY, 3rd FEBRUARY,

[1956.

PRISONS ACT, 1903-1918.

Chief Secretary's Department,
Perth, 12th January, 1956.

C.S.D. 155/31, Ex. Co. No. 54.

HIS Excellency the Governor in Executive Council, under the provisions of the Prisons Act, 1903-1918, has been pleased to amend, in the manner mentioned in the Schedule hereunder, the Prison Regulations, 1940, made under the Act and published in the *Government Gazette* on the 23rd day of August, 1940, and amended by notice published in the *Government Gazette* on the 26th day of June, 1942.

J. DEVEREUX,
Under Secretary.

Schedule.

The abovementioned regulations are amended as follows:—

1. Regulation 145 is amended by deleting subregulation (3).
2. Regulations 153 and 154 are repealed and new regulations 153 and 154 are substituted as follows:—

153. (1) For the purposes of this regulation, all prisoners shall be classified as follows:—

- (a) Reform Inmates on High or Highest Class.
- (b) Prisoners at Pardelup Prison Farm.
- (c) First Class Workers.
- (d) Second Class Workers.
- (e) Third Class Workers.

(2) The classification of prisoners as aforesaid shall be made from time to time by the superintendent or gaoler, after such inquiries or reports as he may make or obtain, and generally, but not entirely, may be based on the proficiency of the prisoner in the class of work in which from time to time he is employed.

(3) Subject as in this regulation hereafter provided the gratuities to be credited to prisoners for approved work under trade instructors or at penal outstations shall be on a weekly basis in accordance with the following scale:—

- (a) Reform Inmates on High or Highest Class—twelve shillings.
- (b) Prisoners at Pardelup Prison Farm—eleven shillings.
- (c) First Class Workers—eleven shillings.
- (d) Second Class Workers—ten shillings.
- (e) Third Class Workers—three shillings.

(4) The superintendent or gaoler is hereby authorised to and may reduce the rate of any weekly amount aforesaid to be credited to any prisoner by such amount as he shall think fit, when in his opinion the prisoner is performing the work he is employed to do in a dilatory, or improper or otherwise unsatisfactory manner.

154. (1) Prisoners who are entitled to gratuities under the provisions of subregulation (3) of regulation 153 of these regulations may, subject as in this regulation hereafter provided and to the deduction of fines imposed under the Act or these regulations, purchase approved luxuries out of their gratuities up to an amount weekly in accordance with the following scale:—

- (a) Reform Inmates in High or Highest Class—five shillings.
- (b) Prisoners at Pardelup Prison Farm—four shillings and six pence.
- (c) First Class Workers—four shillings and six pence.
- (d) Second Class Workers—four shillings.
- (e) Third Class Workers—one shilling and six pence.

(2) Where a prisoner fails to earn full marks under regulation 152 of these regulations in any week the right to purchase luxuries under this regulation during that week may be suspended or cancelled, or the quantity of luxuries which may be purchased in any subsequent week may be reduced by the superintendent or gaoler accordingly as such suspension, cancellation or reduction is, in the opinion of the superintendent or gaoler, warranted.

3. Regulation 234 is repealed and a new regulation 234 is substituted as follows:—

234. Without prejudice to any other means of recovery or enforcement, fines inflicted by a visiting Justice may be deducted wholly or in part from any gratuity credited or to become credited to the inmate.

4. Regulation 238 is amended by deleting the words "allowed wages" in line one and substituting the words "credited with gratuities."

5. Regulation 239 is amended by substituting for the word "wages" in line one the word "gratuities."

6. Regulation 240 is repealed.

7. Regulation 242 is amended by substituting for the word "wages" in line one the word "gratuity."

8. Regulation 243 is amended by substituting for the word "wages" in lines three and five the word "gratuity."

9. Regulation 255 is amended by substituting for the word "wages" in line one the word "gratuity."

10. Regulation 266 is amended by deleting paragraphs (e) and (f).

Approved by His Excellency the Governor in Executive Council, 12th January, 1956.

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

MEDICAL ACT, 1894-1955.

Department of Public Health,
Perth, 12th January, 1956.

P.H.D. 306/52, Ex. Co. No. 50.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of section 6 of the Medical Act, 1894-1955, has been pleased to approve of the amendment as set out in the Schedule hereto by the Medical Board duly constituted under the said Act, of the rules made by the said Board for the purposes of the said Act, published in the *Government Gazette* on the 31st day of October, 1947, and amended from time to time thereafter by notice published in the said *Gazette*.

LINLEY HENZELL,
Commissioner of Public Health.

Schedule.

In accordance with section 6 (1) (a) of the Medical Act, the rules are amended by the addition of the following:—

18A. (i) The duties and conditions of service to be assigned to applicants for regional registration under section 12, subsection (2) (c) and to applicants for Auxiliary Service Registration under section 12A, subsection (3) (a) shall be such as are from time to time prescribed by resolution of the Board.

(ii) Evidence of the performance of the duties and service of an applicant as aforesaid shall be adduced by written report or certificate under the hand of such responsible officer or officers of the hospital or institution in which the said duties and service have been performed as from time to time shall be prescribed by resolution of the Board.

Resolved at a duly convened meeting of the Medical Board of W.A. held at Perth the 9th day of September, 1955.

D. D. PATON,
President.
HUGH HANCOCK,
Registrar.

Approved by His Excellency the Governor in Executive Council, this 12th day of January, 1956.

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

HEALTH ACT, 1911-1954.

Belmont Park Road Board—Resolution.

WHEREAS under the Health Act, 1911-1954, a local authority may make or adopt by-laws and may alter, amend or repeal any by-laws so made or adopted; and whereas Model By-laws have been prepared and published in the *Government Gazette* on the 4th day of December, 1944, and amended from time to time thereafter: Now, therefore, the Belmont Park Road Board, being a local authority within the meaning of the said Act and having adopted the Model By-laws published in the *Government Gazette* on the 4th day of December, 1944, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows, that is to say:—

Delete from by-law 51, clause (b) of Part VII of the Model By-laws the words "October" and "five shillings" and insert in lieu the words "January" and "forty shillings," respectively.

Insert at the conclusion of the amended clause (b) the following:—"Where such application is made for the first time after the 1st day of July, a fee of twenty shillings shall be deposited with such application."

Delete from by-law 51, clause (c) of Part VII of the Model By-laws the words "30th day of September" and insert in lieu the words "31st day of December."

Passed at a meeting of the Belmont Park Local Health Authority held on the 24th day of October, 1955.

F. D. WILSON,
Chairman.
W. G. KLENK,
Secretary.

Confirmed by the Commissioner of Public Health for the State of Western Australia, this 15th day of December, 1955.

LINLEY HENZELL,
Commissioner of Public Health.

Approved by His Excellency the Governor in Executive Council, this 12th day of January, 1956.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1954.

Balingup Road Board—Resolution.

P.H.D. 817/25, Ex. Co. No. 55.

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 Balingup 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 3rd May, 1955, shall be adopted without modification.

Passed at a meeting of the Balingup Road Board this 14th day of June, 1955.

ALLAN PROWSE,
Vice-Chairman.
R. F. DARLING,
Secretary.

Approved by His Excellency the Governor in Executive Council, 12th January, 1956.

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

HEALTH ACT, 1911-1954.

Cockburn Road Board.

P.H.D. 326/52, Ex. Co. No. 66.

WHEREAS under the provisions of the Health Act, 1911-1954, a local authority may make or adopt by-laws, and may alter, amend or repeal any by-laws so made or adopted: Now, therefore, the Cockburn Road Board, being a local authority within the meaning of the Act and having adopted the Model By-laws described as Series "A" and published in the *Government Gazette* on the 4th December, 1944, doth hereby amend the said adopted by-laws as amended by resolution of the Board as published in the *Government Gazette* on the 3rd October, 1947, as follows:—

Part 9—Offensive Trades, By-law 18A, is amended as follows:—

(1) Before the word "no" in line one, insert the letter "A" in brackets, thus (A).

(2) Add a new paragraph (B) after paragraph (A) as follows:—

(B) No person shall establish a piggery in any part of the Cockburn Road Board except within the area herewith defined:—

Commencing on the South-East corner of Cockburn Sound Location 151, thence due West to the South-East corner of Cockburn Sound Location 25, thence due South to the South-East corner of Cockburn Sound Location 393, thence due East to the North-East corner of Cockburn Sound Location 439, thence due South along the Eastern boundary and thence due West along the Southern boundary of the same location to the North-East corner of Cockburn Sound Location 388, thence due South along the same location and continuing South on the Eastern sides of Cockburn Sound Locations 35, 50, 385, 626, 406 to the South-East corner of location 406, thence Westerly to the North-East corner of Cockburn Sound Location 677, thence South to the South-West corner of Jandakot A.A. Lot 233, thence Eastward to the North-East corner of Cockburn Sound Location 433, thence Southerly along the Eastern boundary of the same location and continuing Southerly on the Western boundaries of Cockburn Sound Locations 768, 760, and 767 and continuing in a direct line South on the Western side of Cockburn Sound Locations 464, 458, Jandakot A.A. Locations 202, 201 and 195 to the South-West corner of J.A.A. 195, thence Westerly along the North side of Cockburn Sound Location 15 to the North-East corner of lot 21 of Cockburn Sound Location 15, thence due South to the Southern

boundary of Cockburn Sound Location 15, thence due East along the Southern boundary of such location, thence Easterly along the Southern side of J.A.A. Lots 402, 194, 193 and Cockburn Sound Locations 192, 400, 399 and 24 to the South-East corner of Cockburn Sound Location 24, thence Northerly along the Eastern side of the same location to the South-East corner of Cockburn Sound Location 23, thence Northerly along the Eastern side of such location and Cockburn Sound Locations 25, 26, 44, 43, 42, 41, reserve 1820 and Cockburn Sound Locations 139, 145, 148 to the North-East corner of this location thence North-West along the Northern side of Cockburn Sound Locations 148, 147, 124, 186 and 287, thence Northerly along the Eastern side of Cockburn Sound Location 165, thence Westerly along the Northern side of the same location and locations Cockburn Sound 295, 527, 173 and 171 to the Eastern side of Cockburn Sound Location 172 and thence Northerly to the North-East corner of this location.

Passed at a meeting of the Cockburn Road Board this 23rd day of November, 1955.

J. H. COOPER,
Chairman.
E. L. EDWARDES,
Secretary.

Approved by His Excellency the Governor in Executive Council, 12th January, 1956.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1952.

Moora Road Board—Resolution.

P.H.D. 197/35, Ex. Co. No. 56.

WHEREAS under the Health Act, 1911-1952, a local authority may make or adopt by-laws, and may alter, amend or repeal any by-laws so made or adopted; and whereas Model By-laws have been prepared and published in the *Government Gazette* on the 4th day of December, 1944, and amended from time to time thereafter: Now, therefore, the Moora Road Board, being a local authority within the meaning of the said Act and having adopted the Model By-laws published in the *Government Gazette* on the 4th day of December, 1944, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows, that is to say:—

Part. 1.

Add after by-law 1B of Part I a new by-law 1C as follows:—

1C—Provision of Apparatus for the Bacteriolytic Treatment of Sewage.

(a) Every house constructed in the Moora Road District after the coming into operation of this by-law shall be provided with a water closet connected to an apparatus for the bacteriolytic treatment of sewage.

(b) Notwithstanding the requirements of paragraph (a), the Board may grant exemption from the provisions of this by-law in any case where, by reason of the level of the subsoil water, the nature of the soil, the availability of an adequate and suitable water supply or the temporary nature of the occupancy of the premises, the installation of the apparatus would not be desirable or practicable.

Passed at a meeting of the Moora Road Board this 15th day of September, 1955.

M. L. ISBISTER,
Chairman.
R. WITTBER,
Secretary.

Approved by His Excellency the Governor in Executive Council, 12th January, 1956.

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

HEALTH ACT, 1911-1954.

Melville Road Board.

Health By-law—Eating Houses.

Ex. Co. No. 51.

WHEREAS under the provisions of the Health Act, 1911-1954, a local authority may make by-laws and may amend, repeal or alter any by-laws so made: Now, therefore, the Melville Road Board, being a local authority, doth hereby make the following by-law:—

Part 1.

Commencement.

(1) This by-law shall come into operation on the 1st January, 1956.

Interpretation.

(2) In the construction of this by-law, unless the context otherwise requires—

“Act” means the Health Act, 1911-1954, and any amendment thereof.

“Chief Inspector” means the chief health inspector of the local authority and includes any person acting in that capacity.

“Dining Room” means any eating house other than a tearoom.

“Eating house” as defined in Division 3, section 160 of the Health Act, 1911-1954.

“Inspector” means any person appointed by the local authority to be a health inspector pursuant to the provisions of the Act.

“License” means a license to conduct an eating-house granted pursuant to the provisions of this by-law.

“Local authority” means the Melville Road Board.

“Medical officer” means the medical officer of the local authority and includes any person acting in that capacity.

“Proprietor” means the person having the management or control of premises.

“Registered premises” means any premises which are registered as an eating house under this by-law.

“Tearoom” means any eating house where the only foods served for consumption on the premises are tea, coffee and similar beverages, sandwiches, pies, pasties and such prepared foods as are usually supplied by wholesale pastrycooks, toast, cakes, biscuits, pastries, cold salads, cold meats, and prepared beef tea and other extracts or soups which are supplied by the manufacturer in tins or bottles ready for consumption, but where no food is cooked on the premises.

“Secretary” means the secretary or the acting secretary for the time being of the Melville Road Board.

(3) Eating houses are classified as—

(a) Dining-rooms;

(b) Tearooms.

Part 2.

Licenses and Registration.

(4) No person shall occupy or use any premises as a dining-room or tearoom unless—

(a) the premises are registered under this by-law as a dining-room or tearoom as the case may be; and

(b) the proprietor of the said premises is the holder of a license issued by the local authority authorising him to conduct on the premises the business of a dining-room or tearoom as the case may be.

(5) Before any premises are registered under this by-law as a dining-room or tearoom the proprietor thereof shall make application in the appropriate form prescribed in the First Schedule hereto and shall forward his application together with a plan of the premises in respect of which such application is made and the prescribed fee to the secretary and if the application is approved the local authority shall issue to the proprietor a certificate of registration in the appropriate form prescribed in the Second Schedule hereto.

(6) Before any license to any proprietor to conduct a dining-room or tearoom is granted by the local authority under this by-law the proprietor shall sign an application for the same in the appropriate form prescribed in the Third Schedule hereto and shall forward same together with the prescribed fee to the secretary and if the application is approved the local authority shall issue to the proprietor a license in the appropriate form prescribed in the Fourth Schedule hereto.

(7) Any person who makes a false statement in connection with any application under clauses 5, 6 or 10 hereof shall be guilty of an offence.

(8) Every Certificate of Registration of premises registered as a dining-room or tearoom and every license issued to a proprietor shall be signed by the secretary and shall be duly entered in a book to be provided by the local authority for that purpose. Every proprietor of registered premises shall keep the Certificate of Registration and the license on the registered premises in a position visible to the general public and shall, when requested so to do by an inspector, produce to him the Certificate of Registration and also the license issued to the proprietor in respect of such premises.

(9) Every Certificate of Registration and every license shall be in force from the day of the date of the issue thereof until and inclusive of the 31st day of December then next ensuing, unless the same be cancelled in the meantime in accordance with the provisions of the Act.

(10) Applications for the renewal of Certificates of Registration and licenses shall be made annually during the month of December. Such applications shall be in the appropriate form prescribed in the Fifth and Sixth Schedules hereto respectively and shall be accompanied by the prescribed fee.

(11) The fees to be paid to the local authority on the registration of premises on the issuing of a license and on the renewal of any registration or license shall be as set out in the Seventh Schedule hereto.

(12) So often as any person holding a license issued pursuant to this by-law changes his place of abode he shall, within seven days next, after such a change give notice thereof in writing to the secretary specifying in such notice his new place of abode and he shall, at the same time, produce such license to the secretary, who shall endorse thereon and sign a memorandum specifying the particulars of such change.

(13) If the owner of any registered premises sells or transfers or agrees to sell or transfer the said premises to another person, he shall, within 14 days from the date of such sale or transfer or agreement, notify the secretary thereof in writing, stating the full name, address and occupation of such other person.

Structure.

(14) In all premises occupied or used or intended to be occupied or used as a dining-room or tearoom the following provisions shall apply:—

(a) The walls of all rooms shall be constructed of brick, stone or concrete suitably rendered and plastered and shall be tiled or oil-painted to a height of at least 7 feet from the floor level so as to maintain a smooth, hard, durable and washable surface devoid of holes, cracks and crevices.

Partitions shall not exceed 7 feet in height and they shall be flush-panelled on both sides and shall be oil-painted so as to maintain a smooth, hard, durable and washable surface devoid of holes, cracks and crevices.

(b) Every room therein shall be properly ceiled with stamped metal, lath and plaster, fibrous plaster or asbestos sheets or other similar material and shall be constructed and maintained throughout its area and at the wall junctions free from holes, cracks and crevices.

(c) There shall be provided adequate food storage facilities and cupboards to prevent the contamination of food, crockery and utensils by dirt, dust, flies or vermin of any kind.

(d) There shall be provided for the use of employees and when required by the local authority there shall also be provided for customers sufficient and suitable lavatories with wash hand basins and all necessary appurtenances or such other lavatory system as may be approved by the local authority, and there shall also be provided for use there with an adequate supply of water, soap, nailbrushes and clean towels, but no towel or towels shall be provided for use in common.

(e) There shall be provided sanitary conveniences for the use of employees, and where required by the local authority there shall also be provided sanitary conveniences for the use of customers and in either case when considered necessary by the local authority separate sanitary conveniences shall be provided for each sex.

(f) All water closets or urinals situate on any registered premises shall be separated from the yard or building of such premises by a properly constructed antechamber or airlock as directed by the local health authority.

(g) Every room shall be properly lighted with a surface of clear glass exposed to the open air equivalent to not less than one-tenth of the floor area of the room. Where such natural lighting cannot be reasonably secured artificial lighting to the approval of the local authority shall be installed.

(h) Every room shall be provided with outlet ventilators corresponding with an allowance of not less than one square inch of airway for every 40 cubic feet of gross air space of every such compartment or alternatively some mechanical system of ventilation shall be installed to the satisfaction of the local authority.

(i) The air space between the ground surface and the floor (except in the case of concrete or other solid floors) shall be efficiently ventilated to the satisfaction of the local authority.

(j) In premises where wood, coal or coke is used as fuel, such wood, coal or coke shall be stored or kept in a properly constructed store with brick walls and concrete floors separating such store from the remainder of the premises.

(15) In all premises occupied or used or intended to be occupied or used as a dining-room the following further provisions shall apply:—

(a) The floors of all kitchens, sculleries and food stores shall be constructed or adapted with concrete rendered with cement or provided with a surface applied directly to the concrete of a kind and in a manner approved in writing by the chief health inspector.

Provided that the local authority may in its discretion register premises as a dining-room, although the provisions of this paragraph are not complied with if such premises were being used as a dining-room on the 31st day of December, 1955.

(b) There shall be provided a kitchen, scullery and food stores to the satisfaction of the chief health inspector.

The kitchen shall have a floor area to be approved by the chief inspector and shall under no circumstances be less than 12ft. by 12ft. in measurement.

When any scullery, food store, or cupboard is incorporated in the kitchen then the floor space occupied by such scullery, food store or cupboard shall not be included in the floor area of the kitchen for the purpose of this clause.

Management.

(16) The proprietor of every dining-room and tearoom shall:—

(a) Keep or cause to be kept clean and in good condition and repair the floors, walls, ceilings and all portions of the premises and all fittings, stoves, ranges, utensils, implements, shelves, counters, bins, cabinets, fixtures, sinks, drainboards, drains, grease traps, tubs, vessels, and things of the like description used on the premises, or in connection with the preparation or storage of food thereon;

(b) provide all such furniture, fixtures, counters, bins, sinks, drainboards, grease traps, tubs, vessels, fittings, utensils, implements and things for use on the premises as the chief health inspector may from time to time direct for the proper conduct of the business;

(c) construct and arrange or cause to be constructed or arranged all furniture, fixtures, counters, bins, sinks, drainboards, tubs, vessels, fittings, utensils and things in every kitchen, serving room, scullery and fish-cleaning room on the premises so that the floor in every such room or place may at all times be kept in a thoroughly clean and sanitary condition;

- (d) not keep or use any floor covering that is absorbent or in such condition as to allow of the lodgment of dirt thereunder;
- (e) keep all tables and benches used for the preparation of food at least three inches from the wall and movable to facilitate cleansing;
- (f) provide and properly maintain at all times suitable and effective means for keeping and keep every room or compartment on the premises free from dust, rats, mice, cockroaches, flies, spiders, bugs, ants, moths, and all other vermin, and if in the opinion of an inspector, effective means and methods of cleansing and eradication of vermin from the premises cannot be done effectively while the ordinary business of the establishment is carried on, then the local authority may order the temporary closure of the premises to the public until such time as such cleansing and eradication of vermin has been carried out to the satisfaction of the chief inspector, and the proprietor shall comply with such order. The form of order to be served is set out in the Eighth Schedule hereto;
- (g) for the purpose of keeping the registered premises free from rats, provide and maintain at least six spring break-back rat traps, in good working order, properly set and baited at all times; the type and number of traps and kind of baits used and the position and locality of the traps set shall be as directed by a health inspector;
- (h) keep all portions of the premises free from any unwholesome or offensive odour arising from the premises or the operations carried on thereon;
- (i) provide and maintain a hood over every wood, gas or electric cooking fire, stove or boiler; the hood shall be of such a size and so placed as to arrest all steam, effluvia, odours and smoke from the process of cooking or boiling; the underside of the hood shall be not more than 6ft. 6in. above the floor level and shall be of a size at least equal to the upper surface of the cooking stove or boiler; it shall have a flue of not less than 7in. in diameter and such flue shall discharge to the open air above the eaves of the building and at a height of not less than 2ft. above the eaves of any adjoining building;
- (j) provide an efficient chimney or flue to every wood, coal or coke cooking stove so that no smoke nuisance shall arise in or outside the premises;
- (k) provide and keep a sufficient number of suitable vessels or receptacles, with lids, constructed of galvanised iron or other non-absorbent and non-corrosive material to a design approved by a health inspector on the registered premises for the purpose of receiving all garbage, waste matter and other refuse arising from the business, and place and keep such vessels or receptacles in a properly constructed room with concrete floor to be fly and rat proof and efficiently ventilated or in such positions as directed by a health inspector;
- (l) forthwith after such garbage, waste matter and other refuse is produced, place the same in such receptacles provided and kept in accordance with paragraph (k) hereof and remove or cause the contents of all receptacles containing pig swill to be removed from the premises at least once in every 24 hours;
- (m) thoroughly cleanse all such receptacles provided and kept in accordance with paragraph (k) hereof once at least in every 24 hours and renew or repair any or all of the aforesaid receptacles as often as is necessary and when required by an inspector so to do;
- (n) provide and maintain a hot water installation of capacity to supply sufficient hot water and adequate sink facilities for the thorough cleansing of all drinking vessels, dishes, plates and other vessels, tableware, spoons, forks, knives and all other utensils used on the premises to the satisfaction of the chief inspector;

- (o) immediately after each occasion of use cause all such vessels and utensils referred to in clause (n) to be thoroughly cleansed by means of washing in water at a temperature of not less than 110 deg. F. and immediately thereafter rinsed in clear hot water at a temperature of not less than 150 deg. F. and for this purpose there shall be provided two sinks;
- (p) not permit or suffer any table napkin which has been used as such or for any other purpose by any person to be placed for use by or to be used by any other person unless such table napkin shall have been thoroughly washed and cleansed since it was previously used by such first mentioned person;
- (q) remove or cause to be removed the whole of the canned or preserved food or any food contained in an hermetically sealed container (such container not being composed wholly of glass or stoneware) intended for use on the premises from such original can or container immediately after the same shall have been opened;
- (r) not permit or suffer any food which is unsound, unwholesome, putrescent or weevilled to be used for food, or for the preparation of food or meals;
- (s) cause any food which is or has become unsound, unwholesome, putrescent or weevilled to be immediately withdrawn from sale, stock or use and placed in the waste food garbage bin;
- (t) provide adequate and efficient means of refrigeration for the preservation of food to the satisfaction of the chief inspector;
- (u) remove or cause to be removed any food which may have been served to any person or placed on any table occupied by any customer on the premises (and not then consumed or removed by him) immediately after such person shall have finished his refreshment, nor permit, suffer or allow any such food so removed to be again served to any person on the premises, and such food shall be immediately deposited in the waste food garbage bin; provided that in this paragraph food shall not mean or include the following substances to wit, sugar, pepper, salt, mustard, vinegar, sauces, spices, or condiments if such substances are contained in receptacles or containers so constructed that the contents of such containers cannot be handled by any person; provided further that in this paragraph, food shall not include bread which is placed in a glass receptacle or container of a design and so constructed that the contents are only handled as required;
- (v) not allow, permit or suffer any live animal or bird to be kept in or upon any portion of the premises (provided that a cat or cats may be allowed in the premises after all food has been covered and the premises are not open to the public) or allow or permit or suffer any animal or bird to be killed or any poultry, pigeons or game to be plucked in any part of the premises;
- (w) provide and maintain a suitable cupboard for hat, shoes and clothing of employees to the satisfaction of the chief inspector;
- (x) not permit or suffer any hat, shoes or clothing to be placed or kept on the premises otherwise than in the cupboard provided under the last preceding paragraph; provided that customers may be permitted to hang their hats and coats in any room open to the public;
- (y) not keep or permit or suffer to be kept any hamper basket, box, trunk, case, crate or barrel which has contained wet fish or other perishable food and which has not after the last occasion of such use been cleansed and rendered inoffensive upon any portion of the premises for a period longer than 24 hours or in such a manner as to become or be likely to be or become offensive or a nuisance;
- (z) cleanse daily and at all times keep and maintain all water-closets, urinals, lavatories, catchpits, grease traps, and all other sanitary appliances on the premises in a clean and sanitary condition;
- (aa) at all times provide and maintain a notice board on which is legibly inscribed, in letters one inch high, the name of the person licensed to carry on business on the premises, and such notice board shall be fixed and maintained free from obstruction in a prominent position at the entrance of the premises.

- (17) In addition the proprietor of every dining-room shall—
- (a) not permit, suffer or cause any fish to be gutted, cleaned or scaled on any portion of the premises unless such portion of the said premises shall have been constructed for such purpose and approved in writing by the chief health inspector and shall not store any fish in any kitchen or food store on the premises unless such fish has already been gutted, cleaned, scaled and washed;
 - (b) provide and maintain a suitable changeroom for employees if all of one sex or suitable separate changerooms for each sex;
 - (c) not use, keep or store or permit to be used, kept or stored in any kitchen on the premises any petrol, kerosene, benzine, naphtha, alcohol, mineralised or methylated spirit or any volatile liquid (not being an article of food).
- (18) No proprietor of any dining-room or tearoom shall—
- (a) permit, suffer or cause to be made or done to or on the registered premises any alteration, addition or other work for any purpose affecting or likely to effect the suitability of the premises for the use specified in respect of such premises without the previous consent in writing of the chief health inspector;
 - (b) permit or suffer any drainpipe for carrying off faecal or sewage matter to have an opening or any gully trap to be within any roofed enclosures (not being a water-closet or urinal) on the premises;
 - (c) permit, suffer or cause any spittoon or article or thing for like use to be placed on the premises;
 - (d) permit, suffer or cause any structural alterations to be made to the premises or any portion thereof without first having obtained permission in writing from the local authority.

(19) No person employed on the premises shall spit or smoke tobacco in any room wherein food is being prepared for use in any dining-room or tearoom and every proprietor of such premises shall exhibit conspicuously and constantly maintain in a clean, visible and legible condition in every such room a notice printed in letters of not less than 48 points face measurement to the following effect:—"Spitting or smoking tobacco in this room is an offence against the by-law. Penalty not exceeding £20 (twenty-pounds)."

(20) Every person engaged in any dining-room or tearoom in the preparation of food shall wear a clean outer garment or overall of washable material the sleeves of which shall be comparatively short, and every such person shall immediately before beginning or recommending the preparation of food and immediately after visiting a sanitary convenience wash his hands and every such person shall maintain his clothing and body clean. The proprietor of such premises shall provide and maintain at all times on such premises adequate and efficient means for maintaining personal cleanliness to the satisfaction of the chief inspector.

(21) No person who is suffering from any infectious, contagious or eruptive disease, suppurating wound or sore, discharging abscess or gathering, chest complaint accompanied with expectoration, or malignant growth of any kind, shall enter the kitchen or take part in the preparation or handling of food in any dining-room or tearoom.

(22) (1) Every proprietor of any dining-room or tearoom shall as soon as he becomes aware that any person engaged on the premises is suffering from any of the abovementioned diseases cause him to cease to be engaged on and to leave such premises without unnecessary delay and shall not allow him to be again engaged on such premises until such person shall have obtained a certificate from a qualified medical practitioner that he has recovered from or is not suffering from any such condition as aforesaid and is no longer a source of danger to others.

(2) The proprietor of any dining-room or tearoom shall forthwith report in writing to the local health authority the suspension of any person engaged on the premises suffering from any disease mentioned in clause 21 of this by-law and shall send a copy of any medical certificate obtained for the purpose of this clause to the local health authority before such person shall again be engaged on the premises.

(23) Any person who shall commit a breach of any of the provisions of this part of this by-law shall be guilty of an offence and upon conviction shall be liable to a penalty not exceeding fifty pounds and where such breach is of a continuing nature to a daily penalty not exceeding two pounds.

First Schedule.

Part 1.

Melville Road Board.
Health Act, 1911-1954.

APPLICATION FOR REGISTRATION OF DINING-ROOM.

To the Secretary,
Melville Road Board,
Canning Highway, Bicton.

I, of
being the owner/occupier of premises situate at
in the Melville Road Board District, and known as
hereby make application for the registration of the said premises as a dining-
room subject to the Health Act and the By-laws from time to time in force
thereunder.

I attach hereto a plan of the said premises.

The maximum number of persons, including the proprietor, to be employed
on the said premises will be:—

Males..... Females.....
Dated this..... day of..... 19.....

.....
(Signature of Applicant)

Part 2.

Melville Road Board.
Health Act, 1911-1954.

APPLICATION FOR REGISTRATION OF A TEAROOM.

To the Secretary,
Melville Road Board,
Canning Highway, Bicton.

I, of being
the owner/occupier of premises situate at in the
Melville Road Board District and known as
hereby make application for the registration of the said premises as a tearoom
subject to the Health Act and the By-laws from time to time in force there-
under.

I attach hereto a plan of the said premises.

The maximum number of persons, including the proprietor, to be employed
on the said premises will be:—

Males..... Females.....
Dated this..... day of..... 19.....

.....
(Signature of Applicant)

Second Schedule.

Part 1.

Melville Road Board.
Health Act, 1911-1954.

THIS is to certify that the premises situate at
in the Melville Road Board District, which are known as
and are owned/occupied by of
are registered as a dining-room from the day of
19....., until the 31st day of December, 19....., unless this certificate is previously
cancelled.

This certificate is issued subject to the Health Act and the By-laws from
time to time in force thereunder.

Dated this..... day of....., 19.....

.....
Secretary of Melville Road Board.

Note.—If any statement made in the application for this certificate ceases
to be true this certificate will forthwith become void and must be delivered
up to the secretary for cancellation.

Part 2.

Melville Road Board.
Health Act, 1911-1954.

CERTIFICATE OF REGISTRATION OF A TEAROOM.

THIS is to certify that the premises situate at
in the Melville Road Board District and known as
owned/occupied by of
are registered as a tearoom from day of 19.....,
until the 31st day of December, 19....., unless this certificate is previously
cancelled.

This certificate is issued subject to the Health Act and the By-laws from
time to time in force thereunder.

Dated the day of 19.....

Secretary of Melville Road Board.

Note.—If any statement made in the application for this certificate ceases
to be true this certificate will forthwith become void and must be delivered
up to the secretary for cancellation.

Third Schedule.

Part 1.

Melville Road Board.
Health Act, 1911-1954.

APPLICATION FOR A LICENSE TO CONDUCT A DINING-ROOM.

I, of hereby
apply for a license to conduct a dining-room on premises situate at
..... in the Melville Road Board District, and known
as subject to the Health Act and the By-laws
from time to time in force thereunder.

My nationality is (if a British
subject by naturalisation: I was naturalised on the day
of 19.....). I was born on the
day of 19....., at
in the country of

I have had the following previous experience as the keeper of an eating
house:—.....

Dated the day of 19.....

Signature of Applicant.

Part 2.

Melville Road Board.
Health Act, 1911-1954.

APPLICATION FOR A LICENSE TO CONDUCT A TEAROOM.

I, of hereby
apply for a license to conduct a tearoom on premises situate at
in the Melville Road Board District and known as
subject to the Health Act and the by-laws from time to time in force there-
under.

My nationality is (if a British subject by
naturalisation: I was naturalised on the day of
19.....). I was born on the day of
19....., at in the country of

I have had the following previous experience as the keeper of an eating
house:—.....

Dated the day of 19.....

Signature of Applicant.

Fourth Schedule.

Part 1.

Melville Road Board.

Health Act, 1911-1954.

LICENSE TO CONDUCT A DINING-ROOM.

THIS is to certify that..... of..... is licensed to conduct a dining-room on premises situate at..... in the Melville Road Board District known as..... from the..... day of....., 19....., until the 31st day of December, 19....., unless this license is previously cancelled.

This license is issued subject to the Health Act and the By-laws from time to time in force thereunder.

Dated the..... day of....., 19.....

Secretary of Melville Road Board

Note.—This license is not transferable.

If the holder of this license changes his place of abode he must within seven days notify the secretary and have this license endorsed accordingly.

Part 2.

Melville Road Board.

Health Act, 1911-1954.

LICENSE TO CONDUCT A TEAROOM.

THIS is to certify that..... of..... is licensed to conduct a tearoom on premises situate at..... in the Melville Road Board District, known as..... from the..... day of....., 19....., until the 31st day of December, 19....., unless this license is previously cancelled.

This license is issued subject to the Health Act and the By-laws from time to time in force thereunder.

Dated the..... day of....., 19.....

Secretary of Melville Road Board.

Note: This license is not transferable.

If the holder of this license changes his place of abode he must within seven days notify the secretary and have his license endorsed accordingly.

Fifth Schedule.

Part 1.

Melville Road Board.

Health Act, 1911-1954.

APPLICATION FOR RENEWAL OF REGISTRATION OF A DINING-ROOM.

I,..... of..... being the owner/occupier of premises situate at..... in the Melville Road Board District and known as..... for which premises I hold a current Certificate of Registration as a dining-room, hereby apply for a similar Certificate of Registration as from the 1st day of January next, subject to the Health Act and the By-laws from time to time in force thereunder.

The statements made in my application for the current Certificate of Registration are still true except in the following particulars, namely:—.....

Dated this..... day of....., 19.....

Signature of Applicant.

Part 2.

Melville Road Board.
Health Act, 1911-1954.

APPLICATION FOR RENEWAL OF REGISTRATION OF A TEAROOM.

I, of being the owner/occupier of premises situate at in the Melville Road Board District, and known as for which premises I hold a current Certificate of Registration as a tearoom hereby apply for a similar Certificate of Registration as from the 1st day of January next subject to the Health Act and the By-laws from time to time in force thereunder.

The statements made in my application for the current Certificate of Registration are still true except in the following particulars, namely:—

Dated the day of 19.....

Signature of Applicant.

Sixth Schedule.

Part 1.

Melville Road Board.
Health Act, 1911-1954.

APPLICATION FOR RENEWAL OF A LICENSE TO CONDUCT A DINING-ROOM.

I, of being the holder of a current license to conduct a dining-room on premises situate at in the Melville Road Board District and known as hereby apply for a similar license as from the 1st day of January next subject to the Health Act and the By-laws from time to time in force thereunder.

The statements made in my application for the current license are still true except in the following particulars, namely:—

Dated the day of 19.....

Signature of Applicant.

Part 2.

Melville Road Board.
Health Act, 1911-1954.

APPLICATION FOR RENEWAL OF A LICENSE TO CONDUCT A TEAROOM.

I, of being the holder of a current license to conduct a tearoom on premises situate at in the Melville Road Board District and known as hereby apply for a similar license as from the 1st day of January next subject to the Health Act and the By-laws from time to time in force thereunder.

The statements made in my application for the current license are still true except in the following particulars, namely:—

Dated the day of 19.....

Signature of Applicant.

Seventh Schedule.

Scale of Fee.

The fee payable on registration of premises as an eating house and on every renewal therefore shall be £1.

The fee payable on a license issued to the proprietor of an eating house and on every renewal thereof shall be £1.

Eighth Schedule.
Order.

To.....

In the opinion of a health inspector of the Melville Road Board District effective means and methods of cleansing and eradicating vermin from the premises situate at..... and used by you as a dining-room/tearoom cannot be done effectively while your ordinary business is carried on.

Now therefore you are ordered to close the said premises temporarily until such time as such cleansing and eradication of vermin has been carried out to the satisfaction of the chief health inspector.

Failure to comply with this Order will render you liable to prosecution.

Passed by resolution of the Melville Road Board at an ordinary meeting of the Board held on the 27th day of September, 1955.

W. R. BROWN,
Chairman.
J. E. ELLIS,
Secretary.

Approved by His Excellency the Governor in Executive Council, 12th January, 1956.

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

WATER BOARDS ACT, 1904-1954.

Water Supply, Sewerage and Drainage Department,
Perth, 12th January, 1956.

Ex. Co. No. 23.

HIS Excellency the Governor in Executive Council, under the provisions of section 143 of the Water Boards Act, 1904-1954, has been pleased to approve of the amendment, in the manner mentioned in the Schedule hereunder, of the by-laws made by the Minister under sections 141 and 161 of the Act in respect of the Port Hedland Water Area, and published in the *Government Gazette* on the 13th day of August, 1954.

R. J. BOND,
Under Secretary for Water Supply,
Sewerage and Drainage.

Schedule.

The abovementioned by-laws are amended by adding after Item 4 of Schedule I a new Item 5 as follows:—

5. Shipping supplies ... 7s. 6d. per 1,000 gallons.*
* Subject to a minimum charge of 5s.

Approved by His Excellency the Governor in Executive Council, 12th January, 1956.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919-1951.

South Perth Road Board.

By-law No. 1—Classification of Districts—Amendment.

L.G. 580/55.

PURSUANT to the powers in that behalf contained in the Road Districts Act, 1919-1951, the South Perth Road Board hereby orders as follows:—

1. By-law No. 1 (Classification of Districts) is amended as follows:—

(1) A new clause is added after clause (3) as follows:—

3A. No part of a Residential District shall be used for the display of any vehicle for the purpose of sale, hiring or advertising.

(2) Clause 4 is repealed and is re-enacted as follows:—

4. Any person who in contravention of this by-law shall use any land or erect any building, or who shall use any building erected in contravention of this by-law shall, on conviction, be liable to a penalty not exceeding £20.

2. Claims for compensation by reason of the operation of this by-law shall be made not later than six months from the date on which this by-law is first published in the *Government Gazette*.

Made and passed by the South Perth Road Board on the 14th day of December, 1955.

R. W. KING,
Chairman.
JOHN HARRINGTON,
Acting Secretary.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 12th day of January, 1956.

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

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

Kwinana District By-laws.

A.—Preliminary.

L.G. 556/55.

1. The Kwinana 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, does hereby classify and zone the whole of the Kwinana Road District as defined in the Schedule to the Kwinana Road District Act, 1953.

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

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

“Extractive industry” means an industry engaged in the quarrying or the excavation of minerals either for treatment at the source of supply or for the supply of raw materials to other industries.

“Industry” includes—

(a) each of the following operations:—

- (i) Any manufacturing process carried on for gain whether or not such process results in the production of a finished article;
- (ii) the breaking up, dismantling of any goods or any article for trade, sale, or gain or ancillary to any business;
- (iii) the winning of sand, gravel, clay, turf, soil, rock, stone and similar substances;
- (iv) repairing, laundering and servicing of articles including vehicles, machinery and buildings, but not including on site work on buildings;
- (v) any operation connected with the installation of equipment and services and the extermination of pests other than on site work on buildings, works or land, and

(b) when carried on on land upon which any of the above operations are carried on—

- (i) the storage of goods used in connection with any of the above operations;
- (ii) the provision of amenities for persons engaged in such operations;
- (iii) the sale of goods resulting from such operations;
- (iv) any work of administration or accounting in connection with the undertaking.

“Light industry” means an industry in which the processes do not harm the adjoining locality by reason of noise, vibration, smoke, smell, fumes, vapour or steam, dust or grit, oil, waste, water or waste products and in which the machinery used is powered by electricity.

“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.

“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.

B.—Zoning.

Residential “A” Zones.

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

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

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

5. Duplex Houses.—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.

Kwinana New Town Zone.

6. Area.—Those portions of the Kwinana Road District which are specified in the Second Schedule hereto are hereby classified as Kwinana New Town Zone.

7. Uses.—No person shall use any land or any building or structure in the Kwinana New Town Zone except for the purpose prescribed for that parcel of land in the Tenth Schedule.

Any parcel of land in the Kwinana New Town Zone for which no use is prescribed in the Tenth Schedule is reserved to the Crown.

Rural Zones.

8. Area.—Those portions of the Kwinana Road District which are specified in the Third Schedule hereto are hereby classified as rural zones.

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

- (a) Any use permitted in a residential “A” zone.
- (b) Agriculture, horticulture, forestry and the keeping of poultry and livestock.

(c) With the special approval of the Road Board an offensive trade may be permitted in a rural zone.

(d) With the special approval of the Road Board an extractive industry may be permitted in a rural zone.

Industry.

(i) Light Industrial "A" Zones.

10. Those parts of the Kwinana Road District which are specified in the Fourth Schedule hereto are hereby classified as light industrial "A" zones.

11. Uses.—No person shall use any land or any building or structure in a light industrial "A" zone except for one or more of the following purposes:—

- (a) A light industry.
- (b) 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.
- (c) A factory showroom or office upon the premises of or adjoining the factory.
- (d) A warehouse or storeroom.
- (e) A residence.
- (f) A service station.

(ii) Light Industrial "B" Zones.

12. Area.—Those portions of the Kwinana Road District which are specified in the Fifth Schedule hereto are hereby classified as light industrial "B" zones.

13. Uses.—No person shall use any land or any building or structure in a light industrial "B" zone except for one or more of the following purposes:—

- (a) A light industry.
- (b) 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.
- (c) A factory showroom or office upon the premises of or adjoining the factory.
- (d) A warehouse or storeroom.
- (e) A service station.

(iii) General Industrial Zones.

14. Area.—Those portions of the Kwinana Road District which are specified in the Sixth Schedule hereto are hereby classified as general industrial zones.

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

- (a) An industry.
- (b) 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.
- (c) A factory showroom or office upon the premises of or adjoining the factory.
- (d) A service station.
- (e) A warehouse or storeroom.

(iv) Water Front Industry Zone.

16. Area.—Those portions of the Kwinana Road District which are specified in the Seventh Schedule hereto are hereby classified as water front industry zone.

17. Uses.—Any uses permitted in a general industrial zone, provided that the Road Board is satisfied that the location of such industry in proximity to the water front is essential for the proper operation of the industry.

18. 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 a light industrial "A" zone, a light industrial "B" zone, a general industrial zone or a water front industry zone nearer to a road or street than the building line.

(2) No person shall in a light industrial "A" zone, a light industrial "B" zone, a general industrial zone or a water front industry 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.

19. Facades.—No person shall erect or cause to be erected a building, other than a residence, in a light industrial "A" zone, a light industrial "B" zone, a general industrial zone or a water front industry 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.

20. Within a light industrial "B" zone, a general industrial zone or a water front industry zone, a residence on land forming part of or adjoining a factory occupied by a caretaker or an employee of the factory and set aside for the exclusive use of the occupants may be allowed by resolution of the Board where it is established that such residence is necessary to the proper operation of the industry, but not more than one such residence for each factory.

Business Zones.

21. Area.—Those portions of the Kwinana Road District which are specified in the Eighth Schedule hereto are hereby classified as business zones.

22. 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) An 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 or storeroom or storerooms 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 or storeroom or storerooms.
- (l) A service station or a filling station.
- (m) A doctor's or a dentist's surgery.

23. 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, or from a site for which a permit has been issued.

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

Open Space.

24. Area.—Those portions of the Kwinana Road District which are specified in the Ninth Schedule hereto are hereby reserved for public open space.

25. Uses.—No person shall use any land or buildings in an open space except for public recreation.

C.—Existing Uses.

26. (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 Kwinana 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 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 Kwinana Road Board.

D.—General Provisions.

27. No land shall be built on until it is drained and provision made for the disposal of roof water or household or trade wastes as the case may be to the satisfaction of the Road Board.

28. The minimum area of a lot on which a dwelling or a shop and attached dwelling may be erected is 6,000 square feet. On any given lot a second dwelling may not be erected until such time as a subdivision has been approved by the Town Planning Board so that each dwelling shall stand on a separate lot.

29. Building Lines.—The building line for any building or structure shall, subject as hereinafter provided, be not less than—

- (a) for land in a residential "A" zone—twenty (20) feet from the alignment of the road or street on which such land abutts;
- (b) for land in the Kwinana New Town zone—the building line shall be in accordance with the Eleventh Schedule hereto which forms part of these by-laws;
- (c) for land in a rural zone—twenty-five (25) feet from the alignment of the road or street on which such land abutts;
- (d) for land in light industrial "A" zones—twenty (20) feet from the alignment of the road or street on which such land abutts;
- (e) for land in a light industrial "B" zone—thirty (30) feet from the alignment of the road or street upon which such land abutts;
- (f) for land in a general industrial zone—fifty (50) feet from the alignment of the road or street on which such land abutts;
- (g) for land in a water front industry zone—fifty (50) feet from the alignment of the road or street on which such land abutts;
- (h) for land in a business zone—thirty (30) feet from the alignment of the road or street on which such land abutts.

30. 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.

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

- (a) With the approval of the Road Board, in a residential "A" zone or a light industrial "A" zone a person may erect a building nearer to one only of the roads or streets than the building line but not nearer than fifteen (15) feet to that road or street.
- (b) With the approval of the Road Board, in a business zone a person may erect a building nearer to one only of the roads or streets than the building line but not nearer than ten (10) feet to that road or street.

32. 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 Kwinana 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 ten (10) feet.

33. 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.

E.—Administration.

34. Compensation.—Claims for compensation by reason of the operations 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*.

35. 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.

36. Repeal.—The Kwinana Townsite zoning by-law made by the Rockingham Road Board under the Roads Districts Act, 1919-1948, and the Town Planning and Development Act, 1928-1947, and published in the *Government Gazette* on the 17th August, 1951, is hereby repealed.

First Schedule.

Residential "A" Zone.

All that portion of land bounded by lines starting at a point situated at the junction of the South-Eastern side of Rockingham Road and the South-Western side of Ocean Street and proceeding South-Easterly along that side of Ocean Street to the Northern corner of lot 292 of Cockburn Sound Location 244, thence South-Westerly along the North-Western boundaries of that lot and lot 275 and onwards to the South-Western side of Bay Street, thence South-Easterly along that side to the North-Western side of Pioneer Road, thence South-Westerly along that side to the Southern boundary of the road district boundary (road No. 1771—Office Road); thence Westerly along that boundary to the South-Eastern side of Rockingham Road and thence North-Easterly along that side to the starting point; excluding lots 29 and 30 of lot 261 of Cockburn Sound Location 244 as shown on L.T.O. Diagram 13267, lots 121 to 124 of Cockburn Sound Location 244 as shown on L.T.O. Plan 5155, and all of lots 119 and 120 as shown on Certificate of Title Volume 1026, Folio 504 and Certificate of Title Volume 1028, Folio 136.

Second Schedule.

Kwinana New Town Zone.

All that portion of land bounded by lines starting at a point situated at the Easternmost intersection of Medina Avenue and Thomas Road (Medina Townsite) and proceeding generally North-Easterly and Easterly along the Southern side of the lastnamed road and onwards to the North-Western corner of Cockburn Sound Location 1171; thence Easterly along the Northern boundary of that location to its Eastern boundary; thence generally South-Easterly, Southerly and South-Easterly along boundaries of that location and location 1172 to a point in prolongation Westerly of the Southernmost boundary of location 624; thence Easterly to and along that boundary and onwards to the Western side of the Tramway Reserve; thence generally Southerly along that side to the Southern boundary of the road district boundary; thence generally South-Westerly, Southerly, again South-Westerly and Westerly along that boundary to a point in prolongation Southerly of Western boundary of location 279; thence Northerly, through part of Cockburn Sound Locations 16 and 350, to and along that boundary and onwards to and along part of the Western boundary of location 349 to the Southern side of Wellard Road; thence North-Easterly across said road to the Eastern side of road No. 4029; thence Northerly along that side to the Northern boundary of location 18; thence Westerly along that boundary to a point on that boundary situate due South of the Westernmost junction of Beacham Crescent and Tucker Street; thence North to that junction and generally North-Easterly along the Western sides of Tucker Street and Bingfield Road West to Medina Avenue and thence Northerly across said avenue to the starting point.

Third Schedule.

Rural Zone.

All that portion of land not included in the First and Second and the Fourth to Ninth Schedules inclusive.

Fourth Schedule.

Light Industrial "A" Zone.

All that portion of land bounded by lines starting at a point situated at the North-Western corner of lot 1 of Cockburn Sound Location 506 on the Eastern side of Rockingham Road and proceeding generally Northerly and North-Easterly along that side to the Western side of the Kwinana-Fremantle Railway Reserve; thence generally South-Easterly along that side to the Northern boundary of lot 1 of Cockburn Sound Location 506 and thence Westerly along that boundary to the starting point.

Fifth Schedule.

Light Industrial "B" Zone.

All that portion of land bounded by lines starting at a point situated at the Northern corner of lot 292 of Cockburn Sound Location 244 on the South-Western side of Ocean Street and proceeding South-Easterly along that side to the North-Western side of Patterson Road; thence South-Westerly along that side to a Southern boundary of the road district boundary (road No. 1771—Office Road); thence Westerly along that boundary to a point in prolongation South-Westerly of the North-Western side of Pioneer Road; thence North-Easterly to and along that side to the South-Western side of Bay Street; thence North-Westerly along that side to a point in prolongation South-Westerly of the North-Western boundary of lot 275 of Cockburn Sound Location 244; thence North-Easterly to and along that boundary and onwards along the North-Western boundary of lot 292 of Cockburn Sound Location 244 to the starting point.

Sixth Schedule.

General Industrial Zone.

All that portion of land bounded by lines starting at a point situated at the North-Western corner of Cockburn Sound Location 506 on the Eastern side of Rockingham Road and proceeding Easterly along the Northern boundary of said location 506 to the Eastern side of the Kwinana-Fremantle Railway Reserve; thence Northerly along that side to the Southern side of Bickley Street; thence Easterly along that side to the Western side of the Perth-Kwinana controlled access highway; thence generally Southerly along that side to a Southern boundary of the road district boundary; thence generally Westerly, Northerly, again Westerly, Southerly and again Westerly along that boundary to a point in prolongation South-Westerly of the North-Western side of Patterson Road; thence North-Easterly to and along that side to the South-Western side of Ocean Street; thence North-Westerly along that side and onwards across Rockingham Road to that road's North-Western side; thence South-Westerly along that side to a point in prolongation North-Westerly of the North-Eastern side of Kwinana Road; thence North-Westerly along that prolongation to the high water mark of Cockburn Sound; thence generally Northerly and North-Easterly along that mark to the North-Western corner of Cockburn Sound Location 704; thence Easterly along the Northern boundary of that location and onwards to the Eastern side of Rockingham Road and thence Northerly along that side to the starting point.

Seventh Schedule.

Water Front Industry Zone.

All that portion of land bounded by lines starting at a point situated on the low water mark of Cockburn Sound at the North-Western corner of part of Cockburn Sound Location 704 near Case or James Point and proceeding generally North-Easterly and Northerly along that high water mark to a point in prolongation Westerly of the Northern boundary of Cockburn Sound Location 381; thence Easterly along that prolongation to the Western side of the Kwinana-Fremantle Railway Reserve; thence generally Southerly along that side to the North-Western side of Rockingham Road; thence generally South-Westerly and Southerly along that side to the North-Eastern corner of part of Cockburn Sound Location 704 aforesaid; and thence Westerly along the Northern boundary of that part of location 704 to the starting point.

Eighth Schedule.

Business Zone.

All that portion of land contained in lots 29 and 30 of lot 261 of Cockburn Sound Location 244 as shown on L.T.O. Diagram 13267, lots 121 to 124 inclusive of Cockburn Sound Location 244 as shown on L.T.O. Plan 5155 and all of lots 119 and 120 as shown on Certificate of Title Volume 1026, Folio 504, and Certificate of Title Volume 1028, Folio 136.

Ninth Schedule.

Open Space.

(1) All that portion of land bounded by lines starting at the North-Westernmost corner of reserve 1485 situated at a point on the Eastern side of the Perth-Kwinana controlled access highway and proceeding Easterly along the Northernmost boundaries of that reserve to its Eastern boundary;

thence Southerly along that boundary (road No. 789) and onwards to the Southern side of Thomas Road; thence generally Westerly along that side to the Easternmost intersection with Medina Avenue; thence Southerly across Medina Avenue to the Western corner of that avenue and Bingfield Road West; thence South-Westerly along the Western sides of Bingfield Road West and Tucker Street; thence due South from the Westernmost junction of Tucker Street and Beacham Crescent to the Northern boundary of location 18; thence Easterly along that boundary and onwards to the Eastern side of road No. 4029; thence Southerly along that side to the Northern side of Wellard Road; thence South-Westerly across said road to the Westernmost boundary of Cockburn Sound Location 349; thence Southerly along that boundary and the Western boundary of Cockburn Sound Location 279 and onwards through location 350 and part of location 16 to the Southern boundary of the road district boundary; thence generally North-Westerly along that boundary to the Eastern side of the Perth-Kwinana controlled access highway; thence generally Northerly and North-Westerly along that side to the Southern boundary of location 17; thence Easterly, Northerly and Westerly along boundaries of that location to a point in prolongation Southerly of the Eastern boundary of location 49; thence Northerly to and along that boundary and Westerly along that location's Northern boundary to the South-Westernmost corner of location 271; thence Northerly along the Westernmost boundary of that location to the Eastern side of the Perth-Kwinana controlled access highway and thence generally Northerly along that side to the starting point.

(2) All that portion of land bounded by lines starting at a point on the high water mark of Cockburn Sound situated at a point in prolongation North-Westerly of the North-Eastern side of Kwinana Road and proceeding South-Easterly along that prolongation to the North-Western side of Rockingham Road; thence South-Westerly along that side to a Southern boundary of the road district boundary; thence North-Westerly along that boundary to the high water mark of Cockburn Sound and thence generally North-Easterly along that mark to the starting point.

Tenth Schedule.

Kwinana New Town Zone Uses.

* The lots indicated thus may be used for either of the two classifications indicated.

(a) For Dwelling Houses—

Lots.		Lots.		Lots.	
M 1	to 38	M 44	to 150	M154	to 164
M166	to 183	M185	to 195	M197	to 246
M248	to 293	M295	to 302	M303*	
M305	to 334	M335*	to 336*	M337	to 344
M346	to 439	M441	to 447	M448*	to 451*
M452	to 474	M477	to 506	M508	to 545
M548	to 554	M556		M558	to 562
M563*		M564	to 574	M575*	to 576*
M577	to 603	M605	to 634	M637	to 668
M670	to 696	M697	to 709	M711	to 718
M720	to 726	M728	to 732	M734	to 742
M743*		M744	to 752	M754	to 765
M768	to 782	M786	to 795	M797*	
M798	to 837	M839	to 847	M849	to 872
M874		M885	to 886	M891	to 892
M894		M896	to 904	M906	to 912
M914	to 940	M942	to 954	M956	to 961
M963	to 1035	M1037			
C 3	to 24	C 27	to 38	C 41	to 48
C 51	to 57	C 60	to 78	C 81	to 101
C105	to 122	C124	to 132	C134	to 135
C137	to 144	C147	to 151	C154	to 158
C160	to 175	C188	to 197	C203	to 210
C212	to 215	C217	to 231	C233	to 234
C236	to 246	C249	to 283	C284*	to 285*
C286	to 294	C295*	to 296*	C297	to 315
C316*		C317	to 332	C335	to 346
C349	to 358	C361	to 373	C376	to 404

- (b) For Duplex Houses or Flats—
- | Lots. | Lots. | Lots. |
|---------------|-------------|-------------|
| M 42 to 43 | M151 to 153 | M165 |
| M354 | M475 to 476 | M547 |
| M557 | M669 | M710* |
| M727 | M733 | M767* |
| M783* to 785* | M838 | M848* |
| M875 | M895 | M905* |
| M941* | M955* | M962* |
| M1038 | | |
| C 39 to 40 | C 49 to 50 | C123 |
| C136 | C145 to 146 | C152 to 153 |
| C159 | C185 to 187 | C216 |
- (c) For School or Kindergarten—
Lots M40, M294*, M555* M636, M873, M913, C133.
- (d) For Church—
Lots M184*, M303*, M555*.
- (e) For Church Hall—
Lot M184*.
- (f) For an Athletic or Social Club—
Lot M304.
- (g) For Hospital or Convalescent Home—
Lots C198 to 202.
- (h) For a Public Hall—
Lot M1042.
- (i) For a Road Board Building—
Lot M796.
- (j) For a Library—
Lot M883.
- (k) For a Doctor's or Dentist's Surgery attached to a Residence—
Lots M797*, M884, M1036, C25 to 26, C211.
- (l) For Public Purposes—
Lots M39, M41, M196, M294*, M335/6*, M440, M448/51* M507, M546, M563*, M575/6*, M604, M635, M710*, M719, M743*, M753, M766/7*, M783/5*, M848*, M905*, M941*, M955*, M962*.
Lots C1/2, C58/9, C79/80, C102/4, C177/184, C247/8, C284/5*, C295/6*, C316*, C333/4, C347/8, C359/60, C374/5.
- (m) For Betting Shop—
Lot M879.
- (N) For special purposes, as decided by Department of Lands and Surveys at time of disposal—
Lots M878, M880/882, M887/890, M893.
Lots C176, C232, C235.
- (o) Light Industry "B"—
Lots M101/114.

Eleventh Schedule.

Kwinana New Town Zone Building Lines.

1. Residential and other sites unless specifically stated otherwise—
 - (a) thirty (30) feet from the alignment of the road or street on which such land abutts;
 - (b) corner lots—forty (40) feet from the alignment of the road or street on which the narrow front abutts; and
 - (i) where the area of the lot is less than 35 perches, fifteen (15) feet from the alignment of the road or street on which the side of the lot abutts;

(ii) where the area of the lot is 35 perches or more, twenty (20) feet from the alignment of the road or street on which the side of the lot abutts;

(c) lots at head of cul-de-sac—a minimum of fifteen (15) feet from the alignment of the head of the cul-de-sac.

2. Light Industrial "B" Sites.—Forty (40) feet from the alignment of any road or street on which the lot abutts.

(3) Public buildings or non-residential buildings on corner lots—Thirty (30) feet from the alignment of any road or street, upon which the lot abutts and thirty-five (35) feet from corner splay or truncation.

(4) Fence lines—Where side fences are above four (4) feet in height they shall be set back a minimum of fifteen (15) feet from the side road or street alignment on which the lot abutts.

Made and approved by resolution of the Kwinana Road Board on the 29th day of December, 1955.

(Sgd.) H. McGUIGAN,
Commissioner.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 12th day of January, 1956.

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

ROAD DISTRICTS ACT, 1919.

Dundas Road Board.

By-law for Prevention of Damage to Roads.

L.G. 413/52.

PURSUANT to the powers conferred by the Road Districts Act, 1919, and other powers thereto enabling it the Dundas Road Board doth hereby make the following by-law to have effect within its district:—

1. This by-law shall apply to the Eyre Highway in the Dundas Road District.

2. The Board may, for the prevention of damage or injury to the Eyre Highway, by order at any time and for such periods as the Board considers necessary, close to vehicular traffic by vehicles other than motor cars, utilities of not more than two tons gross load, or trailers and caravans of not more than one ton gross load, such road or any portion thereof, if, in the opinion of the Board, or of a committee of the Board to whom the power to close a road or any portion thereof under that by-law has been delegated under section 137 of the Act, the passing of vehicles, other than motor cars, utilities of not more than two tons gross load, or trailers and caravans of not more than one ton gross load, over such road or portion thereof is likely to cause damage or injury to such road.

Provided that no road shall be closed to traffic for a longer period than 28 days, or for periods aggregating more than 28 days in any period of 12 months, without the previous permission of the Minister.

3. Whenever an order is made by a Board in pursuance of the provisions of paragraph 2 hereof with respect to any road or portion thereof, the Board or such Committee, shall—

(i) bring to the notice of the public such order—

(a) by causing a copy thereof to be affixed to the ordinary notice board of the Board;

(b) by broadcasting the text of such order from such broadcasting stations within the State as the Board considers necessary or expedient for the purpose; and

(c) by placing or erecting, where practicable, in conspicuous places in or near to such road or portion thereof such notices and signs as the Board considers necessary.

4. Every order made in pursuance of the provisions of paragraph 2 hereof shall cease to have effect on the date of expiry of such order if stated therein, or, if no such date is stated, on the expiration of 28 days from the making thereof, and, where permission of the Minister is obtained to extend the operation of an order for a longer period than 28 days, then on the expiration of such extended period for which such permission has been obtained.

5. Every person who drives or impels or causes to be driven or impelled any vehicle, other than motor cars, utilities of not more than two tons gross load, or trailers and caravans of not more than one ton gross load, on the Eyre Highway which has, pursuant to the provision of paragraph 2 hereof, been closed to vehicular traffic, shall be guilty of an offence.

Penalty—£20.

Passed by the Dundas Road Board at a meeting held on the 9th day of December, 1955.

L. DODD,
Chairman.
W. G. KERR,
Secretary.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council on this 12th day of January, 1956.

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

ROAD DISTRICTS ACT, 1919-1954.

Ashburton Road District.

L.G. 257/52.

A By-law of the Ashburton Road Board, made under Section 201 of the Road Districts Act, 1919-1954, for the General Control, Management and Preservation of Public Property, Park Lands, Reserves, and other Places, the Control of which is Vested in the Board.

IN pursuance of the powers conferred by the said Act, the Ashburton Road Board hereby makes the following by-law:—

By-law for Controlling Reserves and Camping.

Interpretation.—In the construction of this by-law, unless the context otherwise requires—

“Board” means the Ashburton Road Board;

“camping area” means any land set apart or used by the Board from time to time for the purpose of accommodating camps or temporary shelters for encampment;

“camp” means tent, camp building, bivouac, or temporary shelter of any kind, or any caravan or vehicle adapted for camping;

“camping” means the occupation of a site for a building or a camp;

“occupier” means any person occupying a camping site for the time being, and includes any person in whose charge a camp is left during the absence of the holder of the camping permit;

“officer” means secretary, health inspector, caretaker, or any person appointed in writing by the secretary.

1. No person shall frequent or occupy any land the control or management of which is vested in the Board, for the purpose of camping or tarrying during any day or night or portion thereof, except upon camping areas designated as such and set apart for the purpose by the Board.

2. No person or family shall use any camping area for the purpose of camping without first obtaining from an officer permission, written or otherwise, covering the period of occupancy, paying in advance such fees as are prescribed in the schedule thereto. No person shall sublet any camp, or sell, give, or otherwise dispose of any permit to any person.

3. Camping permits may be issued subject to the following conditions:—

- (a) That no structure of any kind is to be erected without written consent of the Board. Permanent structures will not be permitted.
- (b) That no person shall occupy the same site on a camping area for a period exceeding six weeks without the written consent of the Board or health inspector.
- (c) That no camp shall be erected within 30 feet of any public convenience, or upon any road or footpath upon any camping area.
- (d) That at the request of an officer, an occupier of any camp shall remove such camp from any camping area or shall move such camp to another site on the camping area as directed by the officer.
- (e) That the officer may allot or define the area to be occupied by any camp, either upon the issue of a permit or during the currency thereof, and the occupier shall confine such camp within the limits defined by the officer.
- (f) That the decision of the officer shall be final as to the constitution of a family, group or camp and the number of camping permits required in respect thereof.
- (g) That no camp shall be erected of unsightly material or in a manner likely to be offensive or dangerous to occupiers of adjacent camping sites.
- (h) That no insanitary practices are permitted upon any camping site and that occupiers use only such conveniences and utensils as provided for the disposal of refuse, rubbish and excreta.
- (i) That no person suffering from or contracting any infectious disease be allowed or harboured in any camp.
- (j) That camp sites are maintained in a cleanly and sanitary condition at all times during the period of occupancy. Campers must keep the area covered by their permit in a clean and sanitary condition at all times. All rubbish capable of destruction by fire shall be burned by the occupier in the approved fire-place.
- (k) That no person using any camping area shall behave in a disorderly manner, or use indecent, profane or insulting language, or create or take part in any disturbance, or make harangues whereby a crowd is collected, or commit any act of indecency, or behave in any manner whatsoever which may be considered objectionable by other persons using the camping area.
- (l) That all by-laws relating to health, and all directions which may be given by the health inspector from time to time for the good order and sanitation of camping areas are immediately complied with.

4. Any camping permit may be summarily cancelled by the officer, if in his opinion any contravention of section 3 of this by-law has been committed by any person or persons using any camp area under such permit, or if in his opinion it is desirable that such permit shall be terminated. From the decision (refusal) by an officer there shall be a right of appeal to the Board, whose decision shall be final.

In the event of any permit being cancelled under this section, any balance of fees paid in respect thereof shall be forfeited to the Board, and no compensation shall be paid for any loss, damage, or inconvenience sustained through the cancellation of such permit.

5. The Board or officer may refuse to grant any camping permit or renew any camping permit on its expiry, and no reason need be given for such refusal.

6. Application for a renewal of any camping permit must be made prior to the expiry of such permit, and all fees in connection therewith shall be paid in advance before any camping permit may be renewed.

7. Any person or persons whose camping permit has expired or been cancelled, or who has been refused a camping permit, shall vacate any camping area within 12 hours, on notice being given verbally or otherwise by an officer, and on non-compliance with such notice will be deemed to have committed an offence against this by-law.

8. Any person or persons using a camping area for the purpose of camping or tarrying, omitting to apply for a camping permit, or refusing to pay fees in connection with the use of any camping area as shall be made on demand by the officer, shall be deemed to have committed an offence against this by-law.

9. No person shall damage or interfere with any tree, shrub, tree-guard, wall, fence, building, seat, sanitary convenience, waterpipe, hose, or fitting, soil, or other property in any park land or public reserve.

10. No person shall climb or be upon any tree, shrub, tree-guard, wall, fence, or upon the roof of any building in any park land or public reserve.

11. No person shall throw stones or other missiles in any park land or public reserve, or leave or bury therein any bottles, refuse or litter. No person shall place or break, or permit to be placed or broken, any glass, metal, bottle, or utensils, on the reserve or the beach, and no person shall deposit or leave any rubbish, paper, broken glass, china or litter of any kind thereon, except in receptacles provided for that purpose.

12. Any person found in a state of intoxication, or behaving in a disorderly manner, or using indecent, profane, or insulting language, or creating or taking part in any disturbance, or making harangues whereby a crowd is collected, or committing any act of indecency in any park land or public reserve, may be forthwith removed from such park land or public reserve by an officer or servant of the Board, or by any member of the Police Force, and shall be moreover, liable to prosecution for an offence against this by-law.

13. No person, unless authorised in that behalf by the Board, shall lead, ride, or drive any horse, cattle, bicycle, or vehicle upon or over any portion of any park land or public reserve, except upon a carriage way.

14. No person, unless authorised in that behalf by the Board, shall leave any vehicle, whether in charge of any person or not, stationary upon any park land or public reserve, except upon a carriage way or parking place.

15. No person shall hawk or offer for sale in any park land or public reserve any goods or articles of any description, without having previously obtained the written permission of the Board.

16. No person shall deface or write upon, or post, stick, stamp, stencil, paint or otherwise affix, or cause to be posted, stuck, stamped, stencilled, painted or otherwise affixed, any placard, handbill, notice, advertisement, writing or picture whatsoever upon any tree, building, fence, post, gate, wall, flagging or path, in or around any park land or public reserve without the written consent of the Board first obtained.

17. No person shall use any spring gun or catapult in any park land or public reserve.

18. No person shall in any park land or public reserve wilfully obstruct, disturb, interrupt, or annoy any other person in the proper use thereof, or wilfully obstruct in the execution of his duty, or insult or neglect to obey the lawful directions of any officer or servant of the Board.

19. No person shall spit or expectorate on the paths or seats or on any structure or erection within any park land or public reserve.

20. No person shall gamble or play pitch and toss or any other game of chance in any park land or public reserve.

21. No person shall bring, carry, or take into any park land or public reserve any fermented or spirituous liquors, nor shall any person consume or drink same therein, nor shall be found therein having any fermented or spirituous liquors in his possession or under his control, except with written permission of the Board.

22. No person or organised club shall practise or play at any game on any park land or public reserve, without having first obtained a written permit from the Board so to do.

23. No person or organised club having obtained any such permit as aforesaid shall practise or play at any game, except at such times and upon such portions of the park land or public reserves as shall be specified in such permit.

24. It shall be lawful for any officer or servant of the Board or any constable to remove from any park land or public reserve any child under the age of ten years, not being under the control of some competent person.

25. No person shall erect or place within any park land or public reserve any tent, stall, platform, or table for public amusement or for any performance, whether for gain or otherwise, without the consent of the Board being first had and obtained.

26. No Person shall commit a nuisance on or in any part of any pavilion, dressing room, or other building erected on any park land or public reserve.

27. No person shall preach or address an audience or public meeting on any park land or public reserve without first having obtained permission for that purpose from the Board.

28. No person or organised club shall use any dressing or training rooms erected on any park land or public reserve, without first having obtained permission for that purpose from the Board.

29. No person or organised club having obtained any such permit shall use any dressing or training room, except at such times and for such dressing or training rooms as shall be specified in such permit.

30. The Board will not accept any liability or be held responsible for any accident or mishap whatsoever which may occur to any person, or any damage or loss sustained to any private property while on any park land or public reserve.

31. Every person offending against any of the provisions of this by-law shall be liable for every such offence to a penalty not exceeding £20.

Scale of Charges for Camping.

For parking of caravan or camping in tents—Minimum, 10s. per week for each allotment; 1s. 6d. per night.

Where there are more than two adult persons camping on one allotment, a charge of 5s. per adult person shall be fixed to cover increased water consumption, sanitary and rubbish removals.

Passed by resolution of the Ashburton Road Board on the 16th day of November, 1955.

W. M. PATERSON,
Chairman.

J. A. V. PROCTER,
Secretary.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 12th day of January, 1956.

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

ROAD DISTRICTS ACT, 1919-1954.

Darling Range Road Board.

By-laws Relating to Quarrying and Excavations.

L.G. 2249/52.

PURSUANT to the powers conferred by the Road Districts Act, 1919-1954, the Darling Range Road Board hereby amends the by-laws relating to quarrying and excavations published in the *Government Gazette* of 20th July, 1951, as follows:—

By-law No. 6.

Delete the words—

“an amount not exceeding one hundred pounds (£100), such amount to be fixed by resolution of the Board and” and in lieu thereof

Insert—

“an amount of two hundred pounds (£200)”

Passed by resolution of the Darling Range Road Board at its meeting held on the 10th day of October, 1955.

R. C. OWEN,
Chairman.
P. A. MORAN,
Secretary.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of January, 1956.

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

ROAD DISTRICTS ACT, 1919-1954.

Belmont Park Road Board. Amendment to By-laws.

L.G. 290/54.

WHEREAS by the Road Districts Act, 1919-1954, the Road Board of any district is empowered to make by-laws for all or any purposes in the said Act mentioned, the Belmont Park Road Board, in pursuance of the powers vested in the said Board, under and by virtue of the said Act, and of every other authority enabling it in that behalf, do hereby amend the Building By-laws published in the *Government Gazette* on the 18th July, 1952, and amended on the 3rd October, 1952; 19th October, 1952; 11th May, 1955; 29th June, 1955; and 14th September, 1955, and do hereby publish that amendment as follows:—

(1) Delete definition of "Building" and "Outbuilding" in Part 1 of the said by-laws.

(2) Insert in lieu thereof a definition of "Building" which includes any shed, stable, workshop, garage, carport, water closet and any other building whether used for human habitation or not and means any structure either set on the ground or built into the ground capable of affording protection or shelter from the weather either roofed or intended or adapted to be roofed and which is enclosed by walls or supported partially on posts and of open sides.

(3) Delete the heading in Part 3 "Outbuildings and Garages, Materials."

(4) Delete clause 17 in Part 3 and insert in lieu thereof a new clause to read "Buildings on the curtilage of any dwelling shall not exceed 400 square feet in area excluding laundry, bathroom and water closet."

(5) (a) Delete the words "an outbuilding and dwelling" in line 2 of clause 18 of Part 3 and insert in lieu "such building and any dwelling."

(b) Delete the word "outbuilding" in line 6 of clause 18 of Part 3 and insert in lieu "building."

(6) (a) Before the word "No" in line 1 of clause 19 of Part 3 insert the words "Subject to clause 5 of by-law No. 2."

(b) Delete the word "outbuilding" in line 1 of clause 19 of Part 3 and insert in lieu the word "building."

(c) Delete the word "outbuildings" in lines 3 and 5 of clause 19 of Part 3 and insert in lieu the word "building."

(7) (a) Before the word "No" in line 1 of clause 20 of Part 3 insert the words "Subject to clause 5 of by-law No. 2."

(b) Delete the word "Outbuildings" in the heading of clause 20 of Part 3 and insert the word "Buildings" in lieu thereof.

(c) Delete the word "Outbuilding" in line 1 of clause 20 of Part 3 and insert in lieu the word "Building."

(8) Delete clause 21 of Part 3.

(9) (a) Delete the words "and outbuildings" from the heading of clause 28 of Part 3.

(b) Delete the words "and outbuilding" from line 1 of clause 28 of Part 3.

(10) Delete the word "outbuildings" from line 7 of clause 47 of Part 5 and insert in lieu thereof the words "other buildings."

(11) Delete the words "Wash-house, outbuildings, garages and woodsheds" in lines 45 and 46 of clause 69 of Part 5 and insert in lieu thereof "Any buildings."

(12) Delete clause 87 of Part 6 and insert in lieu a new clause to read "Subject to clause 88 hereof the minimum height of wash-houses and bath-rooms shall be 8 feet."

(13) (a) Delete the words "an outbuilding" in line 2 of clause 136 of Part 10 and insert in lieu the words "a building."

(b) Delete the words "an outbuilding" in line 2 of clause 136 of Part 10 and insert in lieu the words "any building other than a dwelling house."

Passed at a meeting of the Belmont Park Road Board held on the 19th day of December, 1955.

F. D. WILSON, J.P.,
Chairman.

W. G. KLENK,
Secretary.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of January, 1956.

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

ROAD DISTRICTS ACT, 1919-1954.

Yalgoo Road Board.

WHEREAS by the Road Districts Act, 1919-1954, the Road Board of any district is empowered to make by-laws for all or any purposes in the said Act mentioned, the Yalgoo Road Board, in pursuance of the powers vested in the said Board under and by virtue of the said Act and of every other authority enabling it in that behalf, doth hereby make and publish the following by-law:—

By-law to Provide Conditions and Terms of Hire of the Road Board Hall, Yalgoo.

All applications for the hire of the hall must be made to the secretary not later than 12 o'clock noon of the date on which the hall is required.

A hire deposit of one-half of the fee may be required before the hall is used; if the hall is not used after being booked, any deposit paid may be forfeited.

The secretary or a Police Constable shall have free admittance to the hall at all times.

No furniture, fittings, crockery or utensils shall be removed from the hall without written permission of the Board.

All applicants for the hire of the hall must comply with the provisions of the Health Act, Entertainments Tax Act, the requirements of the Australian Performing Rights Association and/or any other regulation or Act in force appertaining to the rental of halls.

The hirer shall be responsible for any damage done to the hall or fittings, furniture, crockery and utensils, and for the good conduct in the hall during such hire. Any entertainment held in the hall must be registered.

Hire Fees.—The fees for the hire of the hall shall be as specified in Schedule "A" of this by-law.

Schedule "A."

	Rate		
	Up to 12 p.m.		
	£	s.	d.
Main Hall—			
Travelling shows—Week nights	2	10	0
Saturday nights	3	10	0
Holiday nights	3	10	0
After midnight—per hour	0	5	0
Local entertainments—Nights	2	0	0
Meetings—Nights	0	7	6
Pictures—Travelling showman	1	10	0
Pictures—Local	0	15	0
Concerts—Nights	1	10	0
Concerts—Afternoon	0	5	0
Afternoon hire—per hour	0	5	0
Badminton games—Afternoon	0	10	0
Badminton games—nights	0	10	0
Lesser Hall—			
Entertainments—Night	0	10	0
Afternoon	0	10	0
Meetings—Night	0	7	6
Afternoon	0	7	6
Commercial Travellers—Day	1	0	0
Night—per hour	0	2	6
Hire of Crockery—Day	0	7	6
Night	0	7	6

Passed by the Yalgoo Road Board at a meeting held on the third day of December, 1955.

J. L. NEVILL,
Chairman.

G. GAUNT,
Secretary.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of January, 1956.

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

DOG ACT, 1903-1948.

Ashburton Road Board—By-laws.

L.G. 257/52.

PURSUANT to an Order in Council promulgated in the *Government Gazette* on the 23rd day of October, 1953, under section 35A of the Dog Act, 1903-1948, and in exercise of all other powers thereto enabling it, the Ashburton Road Board doth hereby make and publish the following by-laws for the establishment of a dog pound and the control of dogs within the area of the Ashburton Road Board. All previous by-laws made by this Board under provisions of the Dog Act, 1903-1948, and its amendments are hereby repealed.

1. In these by-laws the term "Board" shall mean the Ashburton Road Board.

2. The Board may establish and maintain a pound or pounds for the impounding of dogs seized pursuant to the provisions of the Dog Act, 1903-1948.

3. A dog seized by the police or by an officer authorised by the board may be placed in a pound.

4. Where a dog has been seized or placed in a pound the keeper of the pound or other officer authorised by the Board shall, if the owner or person usually in charge of the dog is known to him, forthwith notify such person that the dog has been impounded.

5. If the owner or person apparently acting on behalf of the owner of a dog seized or impounded shall claim such dog then upon payment of the fees specified in the Schedule hereto the dog shall be released to such person.

6. The poundkeeper shall be in attendance at the pound for the release of dogs at such times and on such days of the week the shall from time to time be determined by the Board.

7. Any person applying for the release of a dog seized or impounded shall prove to the satisfaction of the poundkeeper or other officer authorised by the Board the ownership of the dog and his authority to take delivery of it. The poundkeeper or officer may accept such proof as he considers satisfactory and no person shall have any right of action against him or the Board in respect of the delivery of a dog in good faith.

8. If a dog shall not be claimed and the said fees paid within 48 hours of its being seized or if a dog having a collar around its neck with a registration label for the current year affixed thereto shall not be claimed and the said fees paid within 48 hours of the service of a notice upon the registered owner the poundkeeper or other officer authorised by the Board may sell such dog.

9. Upon the sale of a dog the proceeds of sale shall be the property of the Board and may be disposed of in such manner as the Board thinks fit. The owner of a dog sold pursuant to these by-laws shall have no claim against the Board in respect of the proceeds thereof.

10. If within the times mentioned in by-law 8 hereof or at any time before the destruction of a dog, the dog has not been claimed as aforesaid and the said fees paid and if no offer has been received for its purchase, the dog may be destroyed.

11. Notwithstanding anything herein contained but subject to the provisions of section 19 of the Dog Act, 1903-1948, any dog seized or impounded may at any time be destroyed upon the authority of the secretary of the Board, if, in the opinion of the secretary, the dog is too savage or noisy to be kept or is suffering from an injury, disease or sickness.

12. If the Board shall destroy a dog at the request of its owner, whether such dog shall have been seized or impounded or not, the owner shall pay to the Board the fee specified in the Schedule hereto.

13. No person shall—

- (a) unless a poundkeeper or other officer of the Board duly authorised in that regard, release or attempt to release a dog from a pound;
- (b) destroy, break into, damage, or in any way interfere with or render not dog-proof any pound;
- (c) destroy, break into, damage, or in any way interfere with or render not dog-proof any dog cart, vehicle or container used for the purpose of catching, holding, or conveying dogs which have been seized.

14. The owner of a dog shall keep such dog chained or under effective control from sunset to sunrise.

15. The owner of a dog shall prevent that dog from entering or being in any of the following places:—

- (a) A public building.
- (b) A theatre or picture gardens.
- (c) A house of worship.
- (d) A shop or other public business premises.

16. The owner of a dog shall prevent that dog from entering or being in any of the following places unless on a leash held by a person:—

- (a) A sports ground.
- (b) An area set aside for public recreation.
- (c) A car park.
- (d) A school.

- (e) Any land vested in or under the control of the Board other than a road.
- (f) Any swimming pool open to the public and any portion of the sea front being an area five chains square with its South-Westerly boundary abutting on the North-Easterly side of First Avenue, Onslow, and directly opposite Second Street and Onslow Town Lots 307, 308, 333 and 334.

17. No person shall obstruct or hinder an employee of the Board or member of the Police Force in the performance of anything authorised by the provisions of the Dog Act, 1903-1948, or the regulations made in pursuance of those provisions.

18. The payment of fees in respect of the seizure, care, detention or destruction of a dog shall not relieve the owner of it of liability to a penalty under any of the provisions of these by-laws.

19. Any person who shall commit a breach of these by-laws shall upon conviction be liable to a penalty not exceeding £5.

The Schedule.

Fees.

	s.	d.
For the seizure or impounding of a dog	10	0
For the sustenance and maintenance of a dog in a pound, per day	5	0
For the destruction of a dog	10	0

Passed by the Ashburton Road Board at the ordinary meeting of the Board held on the 16th day of December, 1955.

W. M. PATERSON,
Chairman.
J. A. V. PROCTOR,
Secretary.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of January, 1956.

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

TRAFFIC ACT, 1919.

Denmark Road Board.
By-law for Parking, Etc.

L.G.D. 805/52.

THE Denmark Road Board, pursuant to an Order in Council made under section 49 of the Traffic Act, 1919, and in exercise of the power thereby conferred, makes the following by-law to have effect within the Denmark Road Board.

1. All by-laws previously made by the Denmark Road Board relative to parking and standing of vehicles are hereby repealed.
2. A person shall not park or cause or permit to be parked any vehicle on the South side of Walker Street in the townsite of Denmark.
3. A person shall not park or cause or permit to be parked a vehicle on the Eastern side of Short Street in the townsite of Denmark.
4. A person shall not park or cause or permit to be parked a vehicle on either side of Holling Road between the railway crossing and the end of Holling Road South of the Sale Yards.
5. A person shall not park or cause or permit to be parked a vehicle on the Western side of Strickland Street between a point situate 90 feet South of the intersection of Strickland and High Streets and the intersection of Strickland and Barnett Streets within the townsite of Denmark, except at an angle of 45 degrees from the kerb.

6. A person shall not park or cause or permit to be parked a vehicle on the Eastern side of the Esplanade (also known as Holling Road) between a point situated 90 feet South of Southern side of the river bridge and a point being the projection of the Southern side of Walker Street within the townsite of Denmark, except at an angle of 45 degrees from the kerb.

7. A person shall not park or cause or permit to be parked any vehicle in any street where angle parking is permitted, if the length of the vehicle is more than 20 feet.

8. A person shall not park or cause or permit to be parked a vehicle on the Eastern side of Strickland Street within the townsite of Denmark for more than 30 minutes.

9. A person shall not park or cause or permit to be parked a vehicle on either side of High Street between the intersection of High Street with the Esplanade and Holling Road within the townsite of Denmark for more than 30 minutes.

10. A person shall not park or cause or permit to be parked a vehicle on the Western side of the Esplanade (also known as Holling Road) between Peace Street and Walker Street within the townsite of Denmark for more than 30 minutes.

11. A bus stand is appointed on the Western side of Strickland Street commencing at a point 30 feet South of its intersection with High Street and extending 55 feet Southwards thereof.

12. A bus stand is appointed on the Eastern side of Strickland Street commencing at a point 30 feet South of its intersection with High Street and extending 55 feet Southwards thereof.

13. A bus stand is appointed on the Eastern side of Strickland Street immediately in front of the Post Office (lot 30).

14. No person shall park or cause or permit to be parked on any bus stand appointed by this by-law any vehicle except an omnibus.

15. No omnibus shall be parked or stand for a greater period than 15 minutes on a bus stand appointed under this by-law.

Penalty for breach of this by-law—£20.

Passed by a meeting of the Denmark Road Board held on the 15th day of November, 1955.

F. J. F. STAHL,
Chairman.

F. G. PACEY,
Secretary.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 12th day of January, 1956.

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

ERRATUM.

TRAFFIC ACT, 1919-1955.

IN regulations under the above Act published in *Government Gazette* (No. 109) of 30th December, 1955, on pages 3099-3104, the fifth line under the heading "Scale of Penalties" on page 3104, reading "for a second offence—Ten shillings" should read "For a second offence—Fifteen shillings."

TRAFFIC ACT, 1919.
Katanning Road Board.
Parking By-law.

L.G. 1378/52.

PURSUANT to an order made under section 49 of the Traffic Act, 1919, and in exercise of the powers thereby conferred, the Katanning Road Board doth hereby make and publish the following by-law for the control of parking within the townsite of Katanning:

Parking Area.

1. The area more particularly defined in the Schedule hereto is hereby set aside as a parking area.

The Schedule.

That area running parallel to the North-Eastern boundary of Austral Terrace and situate adjacent thereto containing an area of two roods 3.6 perches and being that portion of the Railway Reserve delineated blue in the copy of C.C.E. Plan No. 42659 situate North-West of the Austral Terrace-Clive Street intersection.

2. No person shall park a vehicle in the parking area set aside by paragraph one except at right angles to Austral Terrace and within the line provided running parallel to Austral Terrace.

3. No person shall park a vehicle parallel to and along the North-Eastern boundary of Austral Terrace and between the Northern and Southern boundaries of the parking area referred to in paragraph one.

Any person convicted of a breach of any of the above by-laws shall be liable to a penalty not exceeding ten pounds (£10).

Passed at the meeting of the Katanning Road Board held on the 14th day of December, 1955.

E. A. CLEGG,
Chairman.
W. E. BROUGHTON,
Secretary.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of January, 1956.

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

TRADE DESCRIPTIONS AND FALSE ADVERTISEMENTS ACT, 1936-1953.

Department of Labour,
Perth, 10th January, 1956.

HIS Excellency the Lieutenant-Governor in Executive Council, under the provisions of the Trade Descriptions and False Advertisements Act, 1936-1953, has been pleased to amend, in the manner mentioned in the Schedule hereunder, the Trade Descriptions Regulations, 1937, made under the Act and published in the *Government Gazette* on the 10th December, 1937, and amended by notice published in the *Government Gazette* on the 13th August, 1954.

C. A. REEVE,
Secretary for Labour.

Schedule.

Regulation 4c of the abovementioned regulations is amended—

- (i) by inserting after the item "Jute Products" a further item "Women's Hats";
- (ii) by deleting from the item "Miscellaneous Goods" items "Pillow Cotton" and "Table Damask" and substituting the items "Flags" and "Garden Gloves."

PLANT DISEASES ACT, 1914-1954.

Department of Agriculture,
Perth, 12th January, 1956.

Agric. File 546/54; Ex. Co. No. 4.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Plant Diseases Act, 1914-1954, has been pleased to amend in the manner mentioned in the Schedule hereunder—

(a) the Plant Diseases (Potato) Regulations, 1923; and

(b) the Plant Diseases (Onions) Regulations, 1923—

the said regulations having been published in the *Government Gazette* on the 29th day of March, 1923.

G. K. BARON HAY,
Director of Agriculture.

Schedule.

1. Regulation 15 of the Plant Diseases (Potato) Regulations, 1923 (G.G. 8/6/51) is revoked.

2. Regulation 13 of the Plant Diseases (Onions) Regulations (G.G. 8/6/51) is revoked.

Approved by His Excellency the Governor in Executive Council, 12th January, 1956.

R. H. DOIG,
Clerk of the Council.