



Government Gazette

OF WESTERN AUSTRALIA

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No. 37.]

PERTH : WEDNESDAY, 2nd MAY.

[1956.

PUBLIC SERVICE ACT, 1904-1955.

Public Service Commissioner's Office,
Perth, 11th April, 1956.

HIS Excellency the Governor in Executive Council, under the provisions of the Public Service Act, 1904-1955, has been pleased to make the regulations set out in the schedule hereunder.

H. E. SMITH,
Public Service Commissioner.

Schedule.

1. In these regulations the regulations made under the Public Service Act, 1904, and published in the *Government Gazette* on the 16th day of September, 1910, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

2. The principal regulations are amended by substituting for regulation 120 (A) (G.G. 21/2/36 and 12/3/37), the following regulation:—

120A. (1) The examination in law mentioned in section 25 of the Public Service Act, 1904, shall be conducted by a Board consisting of three persons appointed from time to time by the Governor, on the recommendation of the Commissioner.

(2) Two members of the Board shall form a quorum, and a decision of the majority shall be deemed the decision of the Board, but if at a meeting where there are only two members the members are divided in opinion, the consideration of the matter shall be adjourned until the next full meeting of the members of the Board.

(3) Candidates for examination shall be required to pass, to the satisfaction of the Board, an examination in each of the subjects hereinafter specified, but any person who is the holder of the Degree of Bachelor of Laws of the University of Western Australia who within four years of taking such degree submits to and passes the examination in Practice and Procedure as required under these regulations, shall not be required to pass the examination in the other subjects specified in subregulation (4) of this regulation.

(4) The subjects of examination, together with suggested reference material, are set out hereunder. Candidates should read as widely as possible; the material suggested does not exhaustively define the field.

1.—Law of Real Property.

General Principles of the Law of Real Property, including the nature, creation, alienation and devolution of estates and interests in land.

Statutes and Books Suggested for Reference.

Transfer of Land Act, 1893.
Millard: Real Property in N.S.W.
Kerr: Australian Land Titles (Torrens) System.
Ballman: Commentary on the Torrens System in N.S.W.

2.—Law of Personal Property.

Principles of the Law of Personal Property, including the nature, ownership, possession and alienation of chattels and choses in action, the principles of agency, partnership, companies and mercantile remedies.

Statutes and Books Suggested for Reference.

Companies Act, 1943.
 Sale of Goods Act, 1895.
 Bills of Sale Act, 1899.
 Partnership Act, 1895.
 Bills of Exchange Act (Federal).
 Bankruptcy Act (Federal).
 Millard: Personal Property in N.S.W. (excluding references to legislation not applicable to W.A.).
 Charlesworth: Mercantile Law.

3.—Law of Contracts.

General Principles.

Statutes and Books Suggested for Reference.

Sale of Goods Act, 1895.
 Anson: The Law of Contracts.
 Cheshire and Fifoot: Law of Contracts.

4.—Law of Torts and Workers' Compensation.

General Principles.

Statutes and Books Suggested for Reference.

Winfield: Textbook of the Law of Tort.
 Salmond: Law of Torts.
 Workers' Compensation Act.
 McDonald: Workers' Compensation in N.Z.

5.—Criminal Law.

The law relating to offences punishable on indictment and summarily, including the remedies available summarily to married women.

Statutes and Books Suggested for Reference.

Criminal Code Act, 1913.
 Police Act, 1892.
 Gold Buyers Act, 1921.
 Traffic Act, 1919.
 Cattle Trespass, Fencing and Impounding Act, 1882.
 Kenny: Outlines of Criminal Law.
 Litherland: Maintenance of Deserted Wives and Children.
 Reciprocal Enforcement of Maintenance Orders Act, 1921.
 Interstate Destitute Persons Act, 1912.
 Child Welfare Act, 1947.
 Married Women's Protection Act, 1922.
 Licensing Act, 1911.
 Illicit Sale of Liquor Act, 1913.

6.—Law of Evidence and Legal Interpretation.

General Principles.

Statutes and Books Suggested for Reference.

Evidence Act, 1906.
 Interpretation Act, 1918.
 Phipson: Manual of the Law of Evidence.
 Burrows: Legal Interpretation.
 Cockle: Cases on the Law of Evidence.

7.—Practice and Procedure.

The practice and procedure relating to Courts of Session, Courts of Petty Sessions, Local Courts, Industrial Courts, Warden's Courts, Coroner's Courts, Licensing Courts, Children's Courts and Workers' Compensation Boards.

Statutes Suggested for Reference.

Justices Act, 1902.
 Criminal Code Act, 1913.
 Coroners Act, 1920.
 Local Courts Act and Rules, 1904.
 Courts of Session Act, 1921.
 Service and Execution of Process Act (Federal).
 Fugitive Offenders Act, 1877.
 Mining Act, 1904.
 Absconding Debtors Act, 1877.
 Licensing Act, 1911.
 Workers' Compensation Act, 1912.
 Child Welfare Act, 1947.
 Mental Treatment Act, 1927.

(5) An examination shall be held whenever ordered by the Commissioner.

(6) The Board may set such number of papers in any subject as they think fit, and may examine the candidates *viva voce* if thought desirable.

(7) The candidate may, with the permission of the Board, divide his examination into two sections, taking the Law of Real Property, the Law of Personal Property, the Law of Contracts, and the Law of Torts and Workers' Compensation first, and the other subjects not more than 18 months after the completion of the first section.

(8) The result of every examination shall be certified under the hand of two members of the Board to the Commissioner, and the Commissioner shall give to every successful candidate a certificate that he has passed the examination.

(9) The Commissioner may, in his discretion, on the recommendation of the Board, grant to any candidate who has at any examination passed in any subject or subjects to the satisfaction of the Board, a certificate of his having so passed, and at any subsequent examination held within one year from the conclusion of such firstmentioned examination such candidate shall be allowed credit for, and be deemed to have passed in such subject or subjects, and shall not be required to sit for them at such subsequent examination. The Commissioner may allow the benefit of this provision to a candidate in respect of any subject or subjects passed by him at any examination heretofore held.

(10) Any person who has passed the prescribed examination but who has not received any appointment within four years after passing the examination, may be required to satisfy the Board that he has kept up his knowledge of the subjects prescribed for examination, and if such person fails to satisfy the Board he may be required again to pass the whole or such part of the prescribed examination as the Board thinks necessary.

(11) The fees payable to examiners shall be £5 5s. for each paper set and marked.

(12) The fee for supervising shall be £5 5s., irrespective of the number of days involved.

(13) The fees payable by candidates shall be as follows:—

£3 3s. if a candidate enters for the whole examination.

£2 2s. if a candidate enters for either the first or the second half, or any part thereof.

MUNICIPAL CORPORATIONS ACT, 1906-1954.

The City of Perth.

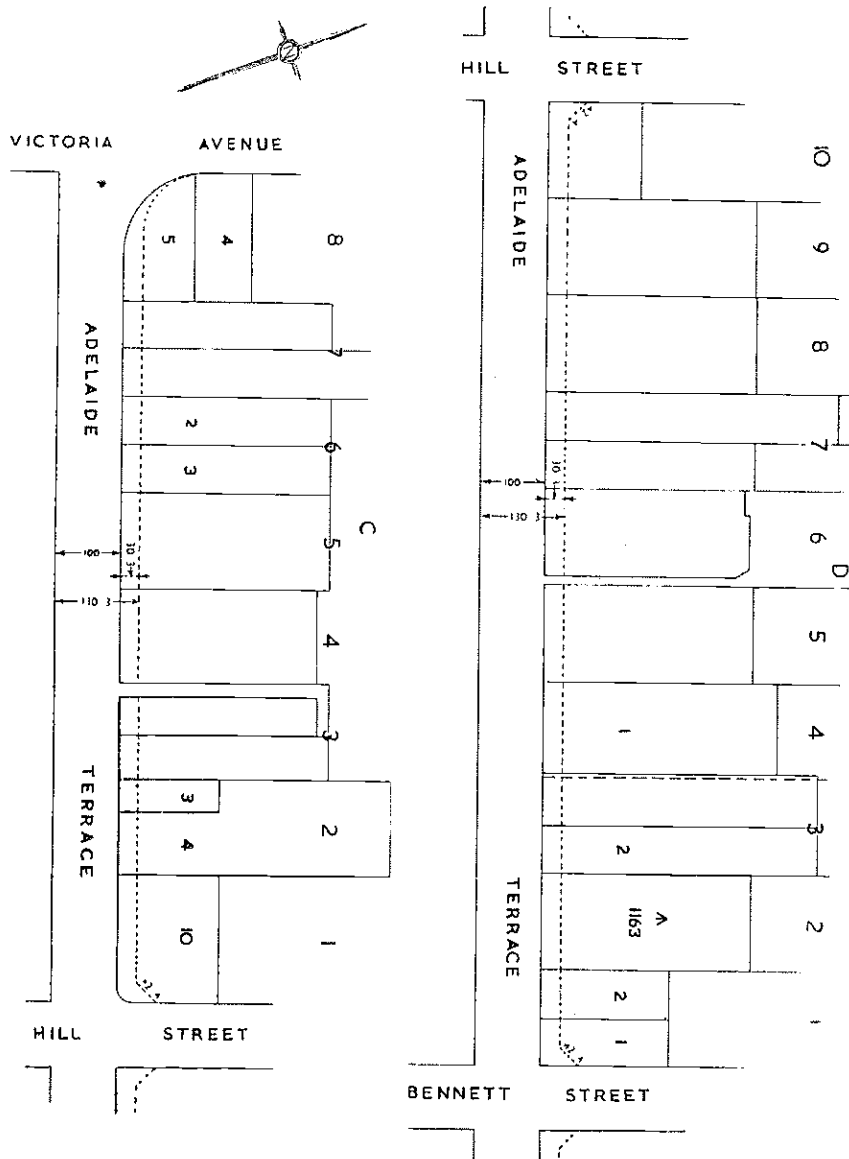
By-law No. 56—(Building Line).

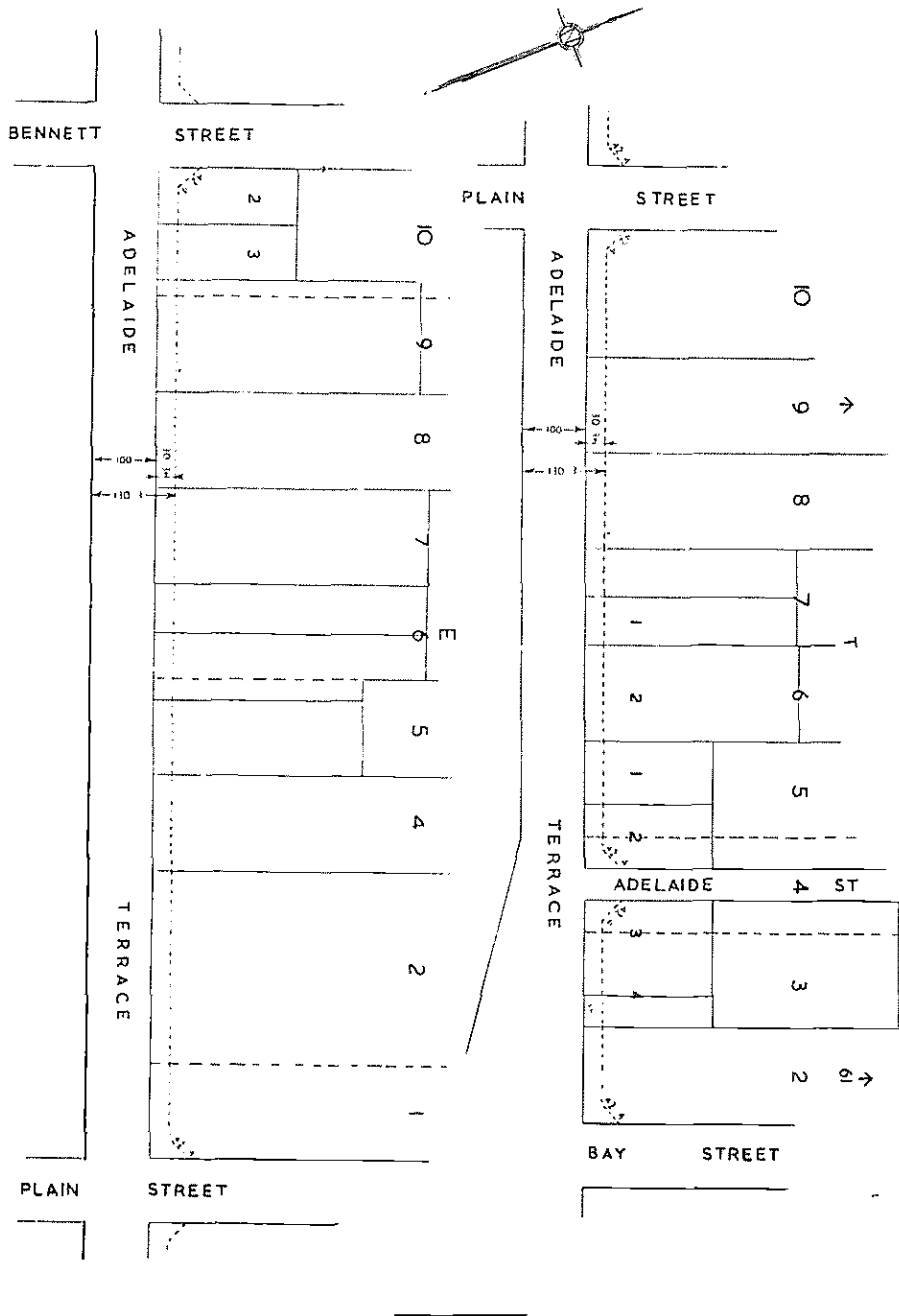
L.G. 2123/52.

A By-law of the Municipality of the City of Perth made under the provisions of the Municipal Corporations Act, 1906-1954, and the City of Perth Act, 1925-1926, and numbered 56 for the provision of a New Building Line.

IN pursuance of the powers conferred by the Municipal Corporations Act, 1906-1954, and the City of Perth Act, 1925-1926, the Lord Mayor and Councillors of the City of Perth hereby prescribe a new building line on the Northern side of Adelaide Terrace, between Victoria Avenue and Bay Street, as shown in the plan on the schedule hereto.

Schedule.





Passed by the Council of the City of Perth at the ordinary meeting of the Council held on the 23rd January, 1956.

[L.S.]

H. R. HOWARD,
Lord Mayor.

W. A. McI. GREEN,
Town Clerk.

Recommended—

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

Approved by His Excellency the Governor in Executive Council, this 4th day of April, 1956.

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