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OF

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PERTH : WEDNESDAY, 2nd APRIL

[1958.

PUBLIC SERVICE ACT, 1904-1956.

Public Service Commissioner's Office,
Perth, 26th March, 1958.

HIS Excellency the Governor in Executive Council, under the provisions of the Public Service Act, 1904-1956, has been pleased to make the regulations set out in the Schedule hereunder.

K. J. TOWNSING,
Public Service Commissioner.

Schedule.

Regulations.

1. In these regulations the regulations made pursuant to the provisions of the Public Service Act, 1904, published in the *Government Gazette* on the 16th September, 1910, reprinted embodying amendments up to 1st March, 1934, and amended from time to time thereafter by notices published in the *Government Gazette* are referred to as the principal regulations.

2. Regulation 9 of the principal regulations is amended—

- (a) by substituting for the word "In" in line one of the first paragraph the passage "Subject to regulation 9A of these regulations in";
- (b) by substituting for the passage "9 a.m." in line two of the third paragraph the passage "8.30 a.m.";
- (c) by substituting for the passage "9.5 a.m." appearing in lines ten and twelve of the third paragraph the passage "8.35 a.m."—

3. The principal regulations are amended by inserting after regulation 9 a regulation as follows:—

99A. (1) A recorder may be used within any department for the purpose of recording the respective times of arrival at and departure from office of officers of that department.

(2) The provisions of this regulation shall apply in lieu of the provisions of regulation 9 of these regulations in relation to officers who are required by the permanent head to record times of arrival at and departure from office by use of a recorder instead of by use of an attendance book.

(3) A senior officer appointed by the head of sub-department shall, in relation to officers of that sub-department to whom this regulation applies, control the use of the recorder and shall be responsible for reporting to the head of sub-department regarding the proper use of the recorder and the due observance by officers of the hours of attendance as set out in regulation 8 of these regulations.

(4) (a) Each officer, with the exception of permanent heads and heads of sub-departments and any other officer who may be exempted by the Commissioner, shall record in the recorder provided for the purpose on each day on which he is required to work in any department the respective times—

- (i) of his arrival at office, or at the place where the recorder is provided, to commence work on that day;
- (ii) of his departure from office after finishing work on that day; and
- (iii) of his departure from and return to work during his luncheon hour.

(b) Where an officer does not leave his office or place of work during his luncheon hour of any day on which he is required to work, he shall record in the recorder the time of his commencing work in the afternoon of that day.

(c) Officers shall record the respective times required to be recorded by them under this regulation in the order at which they arrive at the recorder for the purpose.

(5) For the purpose of this regulation recorder includes any electrical or mechanical time recorder provided for the recording of times as required by this regulation.

THE SHIPPING AND PILOTAGE CONSOLIDATION ORDINANCE, 1855
(ACT 37 VICT. No. 14), THE JETTIES ACT, 1926, AND THE WESTERN
AUSTRALIAN MARINE ACT, 1948-1953.

Harbour and Light Department,
Fremantle, 19th March, 1958.

C.S.D. 204/53, Ex. Co. No. 472.

HIS Excellency the Governor in Executive Council, acting under the following Acts, namely The Shipping and Pilotage Consolidation Ordinance, 1855 (Act 18, Vict. No. 15), section 2, Act 37, Vict. No. 14, section 3, the Jetties Act, 1926, section 5, the Western Australian Marine Act, 1948, sections 204 and 207, and all other Acts amending or affecting same or any of them or otherwise enabling, has been pleased to make the following regulations which shall take effect one month after the publication thereof in the *Government Gazette*.

K. G. FORSYTH,
Manager, Harbour and Light Department.

Navigable Waters Regulations.

Part I.—Preliminary.

Citation.

1. These regulations may be cited as the Navigable Waters Regulations, and shall come into force one month after the publication thereof in the *Government Gazette*.

Interpretation.

2. In these regulations, subject to the context—

“department” means the Harbour and Light Department;

“motor boat” means a vessel propelled by any means other than oars or sail;

“navigable waters” means rivers, lakes, inlets and other inland waters on which any vessel or any type of marine craft can be navigated and includes all water below high water mark within three nautical miles of the coastline of the State;

“officer of the department” means an officer of the department and includes any Government officer acting for or on behalf of or with the authority of the department;

“owner” in relation to a vessel includes the master or person in charge of the vessel;

“public jetty” means “public jetty” as defined in the Jetties Act, 1926, section 3;

“the Acts” means Act 18, Vict. No. 15, Act 37, Vict. No. 14, the Jetties Act, 1926, the Western Australian Marine Act, 1948, and all Acts amending or substituted for the same.

Responsibility of Master and Owner.

3. Where by these regulations any act is required or forbidden to be done in relation to any vessel, it is the duty of the master and owner of the vessel to do the act or to refrain from doing the act as the case may be except where otherwise expressly provided by these regulations.

Part II.—General Good Order Regulations.

4. Subject to the context, this Part applies in relation to vessels as defined in Act 37 Vict. No. 14, section 12, within a port or harbour as proclaimed under the Ports and Harbours Act, 1917, to persons within the boundaries of any such port or harbour, and also to vessels as defined in the Western Australian Marine Act, 1948, sections 183 and 205, on or in any navigable waters, and to owners of such latter vessels.

Inspection of Vessels.

5. (a) Any officer of the department and any police officer may at any hour of the day or night enter upon and inspect any vessel and the equipment, machinery and gear in or about the vessel.

(b) Any person who obstructs, threatens or interferes with an officer of the department or police officer when acting under the last preceding sub-regulation shall be guilty of an offence.

(c) No person on or about a vessel shall, on demand by an officer of the department, refuse to furnish the officer with the person's name and address.

(d) The department may cancel or suspend any certificate granted by the department under any of the Acts to a person convicted of an offence under this regulation.

Lifesaving Equipment.

6. No person shall interfere with, remove or damage any lifesaving equipment which has been placed in a public place within a port or harbour for use in saving life from drowning.

Aids to Navigation.

7. (a) No person shall interfere with, remove or damage any beacon, buoy or other artificial aid to navigation.

(b) No person shall, except with permission in writing from the department, make fact any vessel to any beacon, buoy, seamark or other aid to navigation.

Rubbish.

8. (a) No person shall throw into or cause to be placed in any port or harbour any matter or thing except with the permission of the department.

(b) A person convicted of an offence under this section shall within ten days after demand by the department remove or cause to be removed from the port or harbour the matter or thing thrown or placed therein. Where the matter or thing is not so removed within the period of ten days, the department may remove it or cause it to be removed and all costs incurred in or about such removal shall be deemed to be a debt payable to the department by the person offending and may be recovered by action in law in a Court of competent jurisdiction.

Sand Below High Water Mark.

9. (a) Except as provided by sub-regulation (b) of the last preceding regulation, no person shall, except with permission of the department, remove any sand or other material from below high water mark in any port or harbour.

(b) No person shall interfere with or cause damage or erosion to the sea shore or to any natural or artificial river bank within a port or harbour.

Restrictions on Swimming.

10. No person using or swimming from any public jetty—
- (a) shall obstruct, impede or interfere with the free passage of any vessel approaching or leaving the jetty; or
 - (b) cause any nuisance to any person on or about a vessel or the jetty.

Swimming at Own Risk.

11. A person using or swimming from a public jetty shall do so at his own risk so far as liability of the Crown or the department is concerned for any injury, loss or damage incurred by that person in his use of the jetty.

Regattas.

12. (a) On the occasion of any boat race, swimming carnival, regatta or other assembly of persons or vessels on water within a port or harbour for the purpose of entertainment or competition, no vessel shall be navigated in or into such a position or in such manner as to obstruct, impede or otherwise interfere with, or endanger the safety of boats or persons assembled or competing in events thereat.

(b) The owner of any vessel on any such occasion shall immediately obey any instruction regarding navigation given to him by an officer of the department or by a police officer.

Age and Duty of Persons in Charge of Vessels.

13. It is the duty of every person in charge of a motor boat to be conversant with these regulations and with the regulations dealing with the rule of the road relating to navigation made under section 89 of the Western Australian Marine Act, 1948.

Nuisance.

14. No vessel shall travel at such a speed or in such a manner as to cause nuisance or damage to any person or to any other vessel whether moored or not or to cause damage or erosion to any bank or property.

Towing Vessels.

15. No motor boat shall pass through or under any bridge with more than one vessel in tow.

Inflammable Liquid.

16. No person shall carry or attempt to carry or cause to be carried any inflammable liquid in any vessel licensed to carry passengers whether or not the liquid is carried with cargo or in passengers baggage or otherwise.

Two Vessels Leaving Adjacent Berths at the Same Time.

17. Where two or more vessels are scheduled to leave the same or adjoining jetties or berths at the same time the vessel first under weigh shall have the right of way and the other vessel or vessels shall remain stationary until the vessel first under weigh is well clear.

Motor Boats Approaching Jetties.

18. (a) Where two motor boats approach the same public jetty from different directions under such circumstances that if they proceed on their courses a dangerous situation is likely to arise, the motor boat bound down a river shall give way to the motor boat bound up a river.

(b) Where two motor boats approach the same public jetty in the same direction under circumstances that if they proceed on their courses a dangerous situation is likely to arise, the motor boat on the outer course shall give way to the motor boat on the inner course.

Private Pleasure Boats.

19. (a) All vessels as defined in section 205 of the Western Australian Marine Act, 1948, shall, for the purposes of identification, be permanently and clearly marked with a name or number.

(b) Where, under circumstances for the time being prevailing, a vessel as defined in section 205 of the Western Australian Marine Act, 1948, is unseaworthy, overloaded or insufficiently equipped or is in an unsafe position or locality, the owner of the vessel shall forthwith obey any demand or instruction given to him by the department or by an officer of the department relating to the removal of the vessel, to reducing the load thereof or to the providing of any additional equipment required therefor.

Penalties.

20. A person who by act or omission commits a breach of the provisions of any regulation in this Part is guilty of an offence and is liable on conviction—

- (a) in relation to vessels and owners as defined in section 183 of the Western Australian Marine Act, 1948, to a penalty not exceeding twenty pounds or imprisonment not exceeding one month with or without hard labour;
- (b) in relation to vessels and owners as defined in section 205 of such Act, to a penalty not exceeding ten pounds or imprisonment not exceeding one month, with or without hard labour;
- (c) in any other case, to a penalty not exceeding five pounds.

Part III.—Use of Public Jetties.

Interpretation.

21. In this Part, subject to the context—

“jetty” means “public jetty” as defined in section 3 of the Jetties Act, 1926, and includes all jetties as defined in the said section and public and private jetties within a proclaimed port or harbour;

“vessel” means “vessel” as defined in section 3 of the Jetties Act, 1926.

Application of this Part.

22. Regulations in this Part apply in relation to all persons in, on, or using navigable waters in or about a jetty.

Use of Jetties.

23. (a) No person shall land at, use or enter a jetty except in accordance with these regulations.

(b) No person shall land at, use or enter a jetty which is under construction or under repair or is closed under section 6 of the Jetties Act, 1926.

Moored Vessels to Jetties.

24. (a) No vessel shall be moored or made fast to a jetty or any part thereof except to such mooring piles, ring bolts or other fastenings as are provided and no vessel shall remain alongside any jetty unless so moored or fastened.

(b) No person shall cause any obstruction on or to any public steps or landing place for passengers on or at a jetty or impede the free passage of other persons on or along such steps or places.

Vessels Not to Remain at Jetties.

25. (a) Any vessel fastened to or alongside a jetty shall be removed forthwith on order for removal being given by an officer of the department.

(b) Subject to subregulation (a) of this regulation, vessels fastened to or alongside any jetty shall remain so fastened or alongside only while embarking or disembarking passengers or cargo.

(c) No vessel loading or discharging cargo shall come alongside or be fastened to any jetty until the cargo is ready to be loaded or discharged, as the case may be.

(d) Except with the written permission of the department, no vessel shall remain alongside a jetty for the purpose of loading or discharging cargo between sunset and the next following sunrise.

Cargo or Property on Jetties.

26. (a) No property intended for shipment on to a vessel shall be placed on a jetty unless and until the vessel is alongside the jetty, and such property shall be removed from the jetty as soon as practicable after being placed thereon.
- (b) Property unloaded from a vessel on to a jetty shall be removed from the jetty as soon as practicable.
- (c) Property on a jetty shall be forthwith removed therefrom upon demand by an officer of the department.
- (d) Property left on a jetty shall be removed before the next sunrise.
- (e) A person who leaves property or is in charge of property left on a jetty contrary to this regulation commits an offence.
- (f) Property which remains on a jetty contrary to this regulation may be removed by an officer of the department, and the cost of removal and of any subsequent storage of the property shall be deemed to be a debt to the department payable jointly and severally by the owner, consignor and consignee of the property, and may be recovered by action in a court of competent jurisdiction.

Explosives on Jetties.

27. Without the permission of the department, no person shall land, place or handle on a jetty any explosive as defined in section 4 of the Explosives Act, 1895.

Vehicles on Jetties.

28. (a) No vehicle shall be driven on to or be or remain on a jetty without permission of an officer of the department.
- (b) No person shall ride or have a bicycle on any jetty.

Bulk Cargoes on Jetties.

29. (a) No bulk cargo shall be tipped from a vehicle or deposited from a vessel on to a public jetty: Provided that this subregulation shall not apply to the tipping or depositing of sand, stone, gravel, soil or manure which is tipped or deposited by permission in writing of an officer of the department.
- (b) All property tipped or deposited on to a jetty shall be so tipped or deposited gently and carefully.

Damage to Jetties.

30. (a) Without prejudice to the liability of other persons, if any, the owner of a vessel is personally responsible for all damage to a jetty caused by a person employed by him.
- (b) Where damage to a jetty is caused by an owner or by a person employed by him, the department may repair the damage and the cost of such repairs shall be a debt due to the department and payable by the owner and may be recovered in a court of competent jurisdiction.

Fishing from Jetties.

31. (a) No person shall fish in or under any navigation arch of a public bridge.
- (b) No person fishing from a jetty shall obstruct, delay or interfere with the free movement of vessels approaching or leaving the jetty.
- (c) No person fishing from or using a jetty shall cause a nuisance on the jetty.
- (d) No person shall cause a nuisance to persons on or using a jetty or to vessels using the jetty.

Fishing Nets on Jetties.

32. No fishing net shall be hung on or spread about any part of a jetty.

Gangways to be Provided.

33. (a) Any licensed passenger motor boat using a jetty for the purpose of embarking or disembarking passengers shall provide between the vessel and the jetty at least one safe gangway of not less than two feet six inches in width and having a hand rail on both sides.
- (b) Where passengers are embarking or disembarking between sunset and the next following sunrise, the gangway referred to in the last preceding subregulation shall be sufficiently lighted.

Material not to be removed.

34. No person shall remove or cause to be removed from any jetty or from the approaches thereto any gravel, stone, timber, trees, shrubs, grasses or other material without the written permission of the Minister for Works or his representative.

Obstruction of Jetties or Officer.

35. (a) No person shall place or cause to be placed on a jetty any obstruction without the written permission of the department or the Department of Works.

(b) No person shall obstruct any representative, officer or workman of the department or the Department of Works in constructing, repairing, adding to or working on any jetty.

Penalties.

36. A person who by act or omission contravenes the provisions of any regulation in this Part commits an offence and is liable on conviction to a penalty not exceeding twenty pounds.

Part IV—Berthing and Mooring.

Application of this Part.

37. Subject to the context, the regulations in this Part apply in relation to all vessels referred to in any of the Acts in any port, harbour, or navigable waters.

Vessels to be Moored or Berthed as Directed.

38. (a) The owner of a vessel shall moor or berth his vessel in such a place and in such a manner as directed by an officer of the department and shall, if so directed by an officer of the department, forthwith remove his vessel or moorings in accordance with such directions.

(b) Where the owner of a vessel neglects or refuses to remove his vessel or his moorings as directed by an officer of the department, the officer may move or cause to be moved the vessel or moorings or both, as the case may be, and the cost of such moving shall be deemed to be a debt due to the department payable by the owner and may be recovered by action in a court of competent jurisdiction, but without prejudice to the liability of the owner to conviction and penalty under the last preceding sub-regulation.

(c) An officer of the department may, without the knowledge or consent of the owner of the vessel, move or cause to be moved the vessel or its moorings or both as found necessary from time to time.

Interference with Vessels.

39. No person shall, without the consent of the department, or of the owner of a vessel, move, let go or otherwise interfere with a vessel or its moorings.

Penalties.

40. A person who by act or omission contravenes the provisions of any regulation in this Part commits an offence and is liable on conviction to a penalty not exceeding twenty pounds or imprisonment not exceeding one month with or without hard labour.

Part V—Obstruction and Wrecks.

Application of this Part.

41. Subject to the context, regulations in this Part apply within ports, harbours and navigable waters and in relation to vessels, owners and persons referred to in the Acts.

Vessels in Distress in Channels.

42. (a) No person shall anchor or moor any vessel in any fairway or channel, unless the vessel is in distress.

(b) Where an anchor has been slipped or let go from a vessel in distress in a fairway or channel, the owner of the vessel shall, as soon as possible, recover and lift the anchor and place it in a position where it will not interfere with the free passage of any other vessel.

(c) No person shall place a cable, rope or other obstruction in or across a fairway or channel without the permission in writing of the department.

(d) No person who causes an obstruction in any fairway or channel shall allow the obstruction to remain in the fairway or channel.

(e) A vessel detained by engine failure or similar cause in a fairway or channel shall be moved close to one side of and where possible out of the fairway or channel.

Obstructions.

43. (a) No crab drop net, fishing net, marker buoy or other buoyed object shall be placed or allowed to remain in any channel or fairway in any port, harbour or navigable waters except by permission of the department.

(b) No person shall sink, set adrift or abandon any vessel, wreck or thing liable to obstruct the passage of or to cause damage to any vessel in any port, harbour or navigable waters.

(c) The owner of any vessel, wreck or thing which has been sunk, set adrift or abandoned in any port, harbour or navigable waters, shall raise and remove the same and where directions as to the removal are given to him by an officer of the department, the owner shall forthwith then obey the same.

(d) Where any vessel, wreck or thing is not removed in accordance with the last preceding sub-regulation, the department may remove the same or cause it to be removed and the cost of such removal shall be deemed to be a debt due to the department by the owner of the vessel, wreck or thing and may be recovered by action in a Court of competent jurisdiction.

(e) An officer of the department may remove any buoyed object (including floats and attachments) found in any channel or fairway. A buoyed object so removed may be retained in the possession of the department until claimed by the owner or person entitled to possession thereof. If no such claim is made within three months after possession by the department, the object so possessed shall be deemed to have been abandoned by the owner and may be disposed of accordingly.

Beached Vessels.

44. (a) No person shall remove or otherwise interfere with a vessel which has been beached except with the consent of the owner of the vessel.

(b) The owner of a beached vessel shall remove it to another place if and when directed by an officer of the department and in accordance with such directions.

(c) An officer of the department may remove any beached vessel from any place to any other place.

Penalties.

45. Any person who by act or omission contravenes the provisions of any regulation in this Part commits an offence and is liable on conviction to a penalty not exceeding twenty pounds or to imprisonment not exceeding one month with or without hard labour.

Part VI.—Motor and Speed Boats.

Application of Part.

46. Regulations in this Part apply in relation to vessels, owners and persons as referred to in Regulation 4 of these Regulations.

Interpretation.

47. In this Part, subject to the context—

“motor boat” means a vessel propelled by any means other than oars or sail, and includes a speedboat;

“speed boat” means a motor boat designed or capable of a speed in excess of 12 knots.

Limitation of Speed.

48. Subject to the next succeeding regulation, no motor boat shall be driven at a speed greater than five knots—

- (a) in any water with a depth of less than 10 feet;
- (b) within 150 feet of a river bank or of low water mark in any navigable waters;
- (c) through or in any mooring area or within 500 feet of any moored vessel;
- (d) within 150 feet of persons swimming or in the water; or
- (e) within 500 feet of any jetty or wharf.

Areas for Speed Boats.

49. (a) The department may, by notice published in the *Gazette*, define and set aside any area of water for the purpose of racing by speed boats, the owners of which have been granted permission to race by the department. The department may grant such permission subject to such conditions as the department from time to time thinks fit, and may at any time revoke any such permission.

(b) The owner of a speed boat to whom permission has been granted under sub-regulation (a) of this regulation shall duly observe and perform the conditions imposed thereunder.

(c) No person shall swim, and no vessel other than a speed boat the owner of which has been granted permission under sub-regulation (a) of this regulation, shall be within an area of water defined and set aside under such sub-regulation while a speed boat is moving in the area.

Marking of Speed Boats.

50. Every speed boat shall on both sides of the hull thereof be clearly marked with the name, number or other easy means of identification thereof in such manner as to be clearly visible to the naked eye in daylight under clear atmospheric conditions at a distance of at least 100 yards.

Silencers on Motor Boats.

51. Every motor boat shall be properly fitted with an efficient silencer.

Motor Boats Not to Emit Smoke or Vapour.

52. Except in emergency, no person shall cause or permit a motor boat to emit smoke or vapour to such an extent as to cause danger, nuisance or annoyance to any member of the public.

Penalties.

53. Any person who by act or omission contravenes the provisions of a regulation in this Part commits an offence and is liable on conviction to a penalty not exceeding twenty pounds or to imprisonment not exceeding one month, with or without hard labour.

Part VII.—Regulations Applying to Certain Areas.

Division 1.—Port of Perth.

Application of Division.

54. Regulations in this Division apply in relation to vessels, owners and persons as referred to in regulation 4 of these regulations within the area of the Port of Perth for the time being proclaimed under the Ports and Harbours Act, 1917.

Permits for Vessels Alongside Jetties.

55. (a) Without the prior permission in writing of the department, no person shall moor, fasten or take any vessel alongside any public jetty or cause or permit any vessel to be so moored, fastened or taken.

(b) Permission granted under this regulation shall not extend to any jetty or berth in respect of which a permit has been granted and is in force under Regulation 57 of these regulations.

Charges for Permits.

56. (a) No permission under the last preceding regulation shall be given unless and until there is paid to the department a charge in accordance with the following scale:—

- (i) For vessels licensed to carry passengers—1s. 3d. per head per annum for each passenger which the vessel is licensed to carry: Provided that the charge shall not exceed £24 per annum for any one vessel.
- (ii) For other vessels—where 17 feet in length or under, 6s. per annum; where over 17 feet in length and under 28 feet, 12s. per annum; where 28 feet in length or over, £1 4s. per annum.

(b) Measurements for the purposes of the last preceding subregulation shall be taken from the fore part of the stem under the bowsprit to the aft side of the head of the stern post.

(c) A permit issued under the last preceding regulation shall remain in force for one year from the date of issue and shall have effect subject to Regulation 25 of these regulations.

Permanent Berths.

57. (a) Subject to the payment in advance of a charge of 10s. per week per berth in addition to the charge payable under the last preceding regulation, the department may grant to the owner of any vessel licensed to carry passengers, a permit for the exclusive use of a berth at a public jetty as a berth for such vessel where accommodation is and subject to accommodation being for the time being available.

(b) Where a permit for the exclusive use of a berth is granted under the last preceding subregulation for a vessel, no other vessel shall use the berth while the permit is current.

Wharfage Dues.

58. The owner of any vessel handling or permitting the handling of cargo on any jetty shall pay to the department as wharfage dues the sum of 1s. per ton of such cargo.

Division II—Crawley Bay.

Application of this Division.

59. Regulations in this division apply in relation to vessels, owners and persons, as referred to in Regulation 4 of these Regulations within Crawley Bay, being the name assigned to the area defined in the next succeeding regulation as "the said area."

Definition.

60. In this division, the expression "the said area" means a strip of water 10 chains wide from low water mark around the foreshore of Crawley Recreation Reserve, more particularly described as follows:—

The area bounded by lines starting from a point situate at low-water mark at neap tides and bearing 127 deg. from a peg at the southern extremity of the eastern boundary of lot 793 of Swan Locations 86 and 123 (Land Titles Office Plan 2948) and extending 127 deg. 0 min. 10 chains; thence easterly, north-westerly, and northerly by lines 10 chains below said low-water mark and parallel thereto, to the production southward of the western boundary of the Perth Municipal Baths; thence by said production and that boundary about 351 deg. 25 min. 10 chains to the aforesaid low-water mark, and thence by same to the starting point.

Vessels.

61. (a) The said area shall be closed against all vessels however propelled, from the hour of eleven o'clock p.m. of every day to the hour of eight o'clock a.m. of the next following day.

(b) No person shall at any time between the hours of eleven o'clock at night and eight o'clock in the next following morning enter or remain in the said area with a vessel, of any kind, or leave a vessel of any kind, or cause any such vessel to be within the said area between the hours of eleven o'clock at night and eight o'clock in the next following morning.

(c) Subject to subregulation (d) of this regulation, no person shall, within the said area, moor or anchor any vessel, or keep or leave moored or anchored or unattended any vessel, unless such vessel is and remains at least one chain below low-water mark.

(d) Where it is necessary to bring any vessel nearer to the beach than is permitted by this regulation, to permit the embarkation of passengers or crew, the purpose shall be effected as speedily as possible, and the vessel shall be then immediately removed to and kept at a distance of at least one chain below low-water mark.

Bathing and Swimming.

62. (a) Notwithstanding the provisions of any other regulation, the area described hereunder shall be reserved for bathing and swimming:—

An area south-eastward of Crawley Bay Tearooms, more particularly described as follows:—

That portion of the Port of Perth bounded by lines starting from a point situated at low-water mark on a line bearing about 78 deg. from the most easterly corner of the building known as the Crawley Bay Tearooms and extending on said bearing of 78 deg. to a point situated north of the most northerly of a line of posts situated approximately 150 links below low-water mark; thence south to said post and south-easterly passing along said line of posts for a distance of 1,300 links; thence bearing about 205 deg. about 150 links to low-water mark, and thence by said low-water mark north-westerly about 1,700 links to the starting point.

(b) No person shall take any vessel within the area reserved by this regulation for bathing and swimming, or suffer or permit any vessel to remain within such area.

Area Reserved for Vessels.

63. (a) Subject to the provisions of regulation 61 of these regulations, the area described hereunder shall be reserved for the use of vessels:—

An area north-westward of Crawley Bay Tearooms, more particularly described as follows:—

That portion of the Port of Perth bounded by lines starting from a point situated low-water mark on a line bearing about 78 deg. from the north-east corner of the building known as Crawley Bay Tearooms and extending on the said bearing of 78 deg. for a distance of about 150 links; thence northerly about 800 links parallel to and approximately 150 links below low-water mark; thence westerly about 150 links to said low-water mark, and along the latter southerly about 800 links to the starting point.

(b) No person shall bathe or swim within the area reserved by this regulation for the use of vessels.

Division III.—Point Walter and the Causeway.

Application of Division.

64. Regulations in this division apply in relation to vessels owners and persons as referred to in regulation 4 of these regulations.

Point Walter.

65. (a) No vessel shall be moored or anchored or kept or left moored or anchored or unattended opposite to or near that part of the Point Walter Beach which extends from the Point Walter Jetty in a south-easterly direction to a line being the prolongation of the eastern wall of any bathing or swimming sheds, unless such vessel, anchor, and moorings are and remain at least one chain below low-water mark.

(b) If it be necessary to bring any vessel nearer to the Point Walter Beach than is mentioned in subregulation (a) of this regulation, for the purpose of passengers or any of the crew embarking or disembarking, the purpose shall be effected as speedily as possible, and the vessel shall then be immediately removed to and kept at a distance of at least one chain below low-water mark.

Causeway.

66. (a) No vessel shall be moored or anchored or kept or left moored or anchored within 700 feet downstream of the Causeway.

(b) If it be necessary to bring any vessel nearer to the Causeway than is mentioned in subregulation (a) of this regulation for the purpose of passengers or any of the crew embarking or disembarking, the purpose shall be effected as speedily as possible, and the vessel shall then be immediately removed to a distance of over 700 feet downstream from the said Causeway.

Penalties.

67. A person who, by act or omission, contravenes the provisions of a regulation in this Part of these regulations commits an offence and is liable on conviction to a penalty not exceeding twenty pounds.

BUNBURY HARBOUR BOARD ACT, 1909-1928.

Amendment of Regulations.

Resolution.

C.S.D. 344/57, Ex. Co. No. 438.

THE Bunbury Harbour Board, acting pursuant to section 61 of the Bunbury Harbour Board Act, 1909-1928, hereby amends in the manner mentioned in the schedule hereunder, the regulations made by the said Board under and for the purpose of the said Act, as published in the *Government Gazette* of the 26th day of November, 1909, and amended from time to time thereafter by notices published in the *Government Gazette*.

Schedule.

The abovementioned regulations are amended as follows:—

1. By the addition of the following new regulation.

No. 13a.

2. Meetings.—The ordinary meetings of the members shall be held on Tuesdays or upon such other days and at such hour as shall from time to time be decided upon by the members. For the conduct of Board business between ordinary meetings, a quorum of three members shall constitute a meeting.

3. Remuneration of Members.—For his attendance at each meeting of the Board there shall be payable to the Chairman the sum of four guineas and to each other member the sum of three guineas, together in the case of any member not ordinarily resident within the Municipal District of Bunbury, with car mileage allowance as payable to officers of the State Public Service.

4. Provided the fees payable to the Chairman shall not in any one year exceed the sum of two hundred pounds and that those payable to any member other than the Chairman shall not exceed in any one year the sum of one hundred and fifty pounds.

The foregoing amendments shall have force and effect as from the 1st day of July, 1957.

Adopted and passed by a resolution of the Bunbury Harbour Board on the 6th day of February, 1958.

The common seal of the Bunbury Harbour Board was at the same time affixed and impressed by order and in the presence of—

[L.S.]

W. E. McKENNA,
Chairman.
F. J. WITHERS,
Member.
B. W. MASON,
Secretary.

Approved by His Excellency the Governor in Executive Council this 19th day of March, 1958.

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

CHILD WELFARE ACT, 1947-1957.

Child Welfare Department,
Perth, 6th February, 1958.

Ex. Co. No. 135.

HIS Excellency the Governor in Executive Council has been pleased, pursuant to the provisions of the Child Welfare Act, 1947-1957, to make the regulations set out in the Schedule hereunder.

J. McCALL,
Director.

Schedule.
Regulations.

1. These regulations may be cited as the Child Welfare (Reformative Treatment of Wards) Regulations.

2. These regulations do not affect the application or operation of any provision of The Child Welfare Regulations, 1934, as amended, so far as they are in force and subsist and enure for the purposes of the Act.

3. In these regulations, unless the context or subject matter otherwise requires or indicates, "the Act" means the Child Welfare Act, 1947, as amended.

4. (1) With the approval of the Minister, the Director may require any ward to attend at a place determined by the Director for the purpose of receiving instruction and practice in physical training, any manner of games and sports, whether of a strenuous nature or otherwise, including surf life saving, spear fishing, sailing, swimming, diving and fencing.

(2) A ward so required shall attend at the place so determined and shall receive that instruction and practice.

(3) The Director may, in such cases as he considers necessary, arrange for a ward, who is so required to attend at a place, to be conveyed to that place.

5. During a ward's attendance as so required at a place referred to in Regulation 4 of these regulations and while a ward is travelling or being conveyed to and from such a place pursuant to that requirement or is otherwise absent from an institution in pursuance of or accordance with any provision of the Act or these regulations, every person who has custody or charge of the ward shall, while so having custody or charge, have all such powers, authorities, protection, and privileges for the purposes of the execution of his duty in relation to the custody and charge of the ward, as any police officer has by common law or statute.

6. A ward who absconds at any time while absent from an institution in pursuance of or accordance with any provision of the Act or these regulations, may be apprehended without a warrant by any member of the police force or any officer of the Department or by a person having custody or charge of the ward and may be conveyed to that institution or any other institution approved for the purpose by the Director.

7. A person who, without the authority of the Minister, takes or removes a ward from the custody or charge of a person having lawful custody or charge of that ward while absent from an institution in pursuance of or accordance with any provision of the Act or these regulations, or who assists a ward to abscond while so absent, commits an offence against these regulations.

8. (1) A person who commits a breach of any provision of these regulations, whether by act or omission, commits an offence against these regulations.

(2) A person who commits an offence against these regulations is, on conviction, liable to a penalty of a fine not exceeding twenty pounds.

MUNICIPAL CORPORATIONS ACT, 1906-1956.

City of Fremantle.

By-law (Building) Amendment.

L.G. 99/54.

IN pursuance of the powers conferred by the Municipal Corporations Act, 1906-1956, the City of Fremantle hereby orders as follows:—

That the Building By-laws published in the *Government Gazette* of the 28th day of July, 1905, at pages 2352 to 2363, both inclusive, are hereby amended as follows:—

By adding after clause 88 a new clause:—

88A. (a) Notwithstanding any other provisions of this by-law, the Council may approve plans and specifications for the erection of a car port or car shelter of pergola type upon any allotment to be

constructed at a lesser distance from the boundary of such allotment than the distance prescribed for the construction of a building having walls.

(b) Any plans and specifications submitted and any car port or car shelter of pergola type shall comply with the following provisions:—

- (i) The same shall comprise a semi-flat roof supported by posts or columns, but without walls.
- (ii) Supporting posts or columns shall be at least equal to the following:—

Timber (jarrah, dressed)—4 in. x 4 in.

Steel piping—2 in. diameter x 10 gauge with $\frac{1}{2}$ in. wrought iron cap and base plates.

Brickworks or masonry—9 in. x 9 in.

Concrete—6 in. x 6 in. reinforced.

Columns of brickwork, masonry or concrete shall not be greater than 9 in. x 9 in.

The space between posts or columns shall not be less than 6 ft. and shall not be filled or held in with any material except where the car port is attached to an existing building.

- (iii) Roof Structure (Timber)—

Plates or beams shall not be less than 6 in. x 2 in. jarrah (dressed). Purlins shall be spaced at not more than 3 ft. centre to centre and shall be at least equal to the following:—

Spans up to 9 ft.—4 in. x 2 in.

Spans 9 ft. to 12 ft.—5 in. x 2 in.

Spans over 12 ft.—6 in. x 2 in.

Tubular Steel—

Or alternatively, 2 in. x 10 gauge pipe welded or bolted to supporting iron posts with side reinforcements in such manner that unsupported section would be not more than 4 ft. Purlins to be bolted to the iron beams.

The roof shall be constructed with a fall of at least 3 in. in 12 ft. and such fall shall not be in direction of any adjoining boundary fence of the allotment unless such fence is at least 3 ft. from the outer edge of the roof. The roof shall be provided with spouting and downpiping and water from the roof shall not be permitted to discharge on the adjoining land not in the same possession.

The roof shall be either of corrugated galvanised iron, corrugated or flat asbestos, tempered hardboard, or timber sheeted with bituminous roofing felt or other approved roofing materials. Provided, also, that water from the roof shall not be permitted to discharge on to adjoining land not in the same possession.

- (iv) No part of the structures shall project beyond any boundary of the allotment.
- (v) Where a car port is attached to an existing building, it shall be supported from a pitching plate of at least 4 in. x 2 in. jarrah which shall be bolted to the wall with $\frac{3}{4}$ in. diameter bolts at least every 3 ft.
- (vi) If of reinforced concrete, detailed drawings shall be submitted of the reinforcement and placement, together with specification indicating disposal of stormwater.

- (vii) Concrete roofs shall not be attached to timber-framed construction, but if attached to a brick building, shall be supported on brick walls or piers bonded into the brick walls.
- (viii) The height above ground level of any part of roof structure shall be at least 7 ft.

Passed at a meeting of the City of Fremantle, this 19th day of August, 1957.
The Common Seal of the City of Fremantle was hereto affixed this 17th day of January, 1958, pursuant to a resolution passed the 19th day of August, 1957, in the presence of—

[L.S.]

W. F. SAMSON,
Mayor.
N. J. McCOMBE,
Town Clerk.

Recommended—

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

Approved by His Excellency the Governor in Executive Council, the 19th day of March, 1958.

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

MUNICIPAL CORPORATIONS ACT, 1906-1956.

Municipality of East Fremantle.

By-law Relating to Clearing of Rubbish, Inflammable Matter and other Substances on Land.

L.G. 166/52.

By-law of the Municipality of East Fremantle made under Section 180 of the Municipal Corporations Act, 1906-1956, and numbered four (4) relating to Clearing of Rubbish, Inflammable Matter and other Substances on Land.

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

The owners and occupiers of any land at all times shall remove from the said land and keep all parts thereof clear of all rubbish, inflammable matter and substances interfering or likely to interfere with the convenience, comfort and safety of inhabitants of the Municipality, or substances causing or likely to cause a nuisance.

Passed at a meeting of the Municipality of East Fremantle, this 20th day of January, 1958.

The Common Seal of East Fremantle Council was hereto affixed this 21st day of February, 1958, pursuant to a resolution passed the 20th day of January, 1958, in the presence of—

[L.S.]

W. WAUHOP,
Mayor.
N. R. LATHAM,
Town Clerk.

Recommended—

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

Approved by His Excellency the Governor in Executive Council, the 19th day of March, 1958.

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

MUNICIPAL CORPORATIONS ACT, 1906-1956.

Municipality of Geraldton.

By-law Relating to the Use and Management of the Jetty known as
"The Yanks' Jetty."

By-law No. 35B.

L.G. 2863/52.

A By-law of the Municipality of Geraldton made under section 180 of the Municipal Corporations Act, 1906-1956, and numbered 35B, for the use and management of a Jetty.

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

1. In this by-law the structure extending seawards from a point near the low water mark at the west end of the Geraldton Inner Harbour and commonly known as "The Yanks' Jetty" is referred to by that name.

2. No person shall bring any vessel or boat alongside The Yanks' Jetty or tie any vessel or boat to such jetty by mooring line or otherwise.

3. No person shall embark on or disembark from any vessel or boat from or on to The Yanks' Jetty or use such jetty for the purpose of loading or unloading any goods or chattels into or from any vessel or boat.

4. Any person offending against any of the provisions of this by-law shall, on conviction, be liable to a penalty not exceeding £20.

Passed by resolution of the Municipality of Geraldton on the 11th day of September, 1957.

[L.S.]

C. S. EADON-CLARKE,
Mayor.L. V. CAUDWELL,
Town Clerk.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 19th day of March, 1958.

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

MUNICIPAL CORPORATIONS ACT, 1906-1956.

Municipality of Cottesloe.

Amendment to By-law No. 2—Building By-laws.

L.G. 2275/52.

An amendment to a By-law of the Municipality of Cottesloe made under the provisions of the Municipal Corporations Act, 1906-1956, for the regulation of all matters pertaining to buildings.

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

1. The first six items in the scale of fees in Schedule IV. are deleted and the following items inserted in lieu thereof:—

	s.	d.
For application form in every case	1	0
For a license for a new building and additions to an existing building:—		
(a) For each square or portion of a square up to 50 squares (with a minimum of £1)	6	0
(b) For each additional square or portion of a square up to 100 squares	5	0
(c) For each additional square or portion of a square in excess of 100 squares	4	0

For a license for alterations to an existing building:—

- | | | |
|---|----|---|
| (a) For each square or portion of a square up to 100 squares (with a minimum of £1) | 4 | 0 |
| (b) For each additional square or portion of a square in excess of 100 squares | 2 | 6 |
| (c) For cutting an opening in an external, internal or party wall when no other work is undertaken at the same time | 15 | 0 |

2. Subclause (2) of Schedule IV. is revoked.

Passed by resolution of the Council of the Municipality of Cottesloe on the 22nd day of January, 1958.

[L.S.]

L. P. GADSDON,
Mayor.
D. G. HILL,
Town Clerk.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 19th day of March, 1958.

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

ROAD DISTRICTS ACT, 1919-1956.

Belmont Park Road Board.

Amendment to By-laws Governing Long Service Leave to be Granted to Employees of the Belmont Park Road Board.

L.G. 1950/52.

WHEREAS by the Road Districts Act, 1919-1956, 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 by-laws governing long service leave to be granted to employees of the Belmont Park Road Board published in the *Government Gazette* of the 23rd December, 1949, and do hereby publish that amendment as follows:—

1. By adding a new By-law 5A as follows:—

The Board may at its discretion in special circumstances, grant long service leave pro rata to an employee who has completed five (5) years continuous service.

Passed by resolution of the Board at a meeting of the Board held on the 17th day of February, 1958.

W. H. WRIGHT, J.P.,
Acting Chairman.
W. G. KLENK,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 19th day of March, 1958.

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

ROAD DISTRICTS ACT, 1919-1956.

Belmont Park Road Board.

By-laws Relating to Blasting, Quarrying and Excavations.

L.G. 56/58.

WHEREAS by the Road Districts Act, 1919-1956, the road board of any district is empowered to make by-laws for all or any of the 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 authority enabling it in that behalf, doth hereby make and publish the following by-laws:—

1. By-laws relating to excavations gazetted on the 18th March, 1938, are hereby repealed.
2. No person, company, or corporation shall, within the limits of the Belmont Park Road District:

Quarry or permit quarries or excavations for stone, gravel, sand or other material, or do any act or thing for the purpose of recovering any stone, sand, gravel or other material whereby an excavation is created or enlarged, without a license from the Board in writing first had and obtained: Provided that, in the classified residential area, any person may excavate in such area, for foundations, wells, post-holes, septic tanks, reservoirs, air-raid shelters, according to the plans and specifications submitted to the Board upon the granting of a building permit: Provided further that this by-law shall not apply to blasting, quarrying or excavations on Crown lands. The owner (as shown by the rate book), the registered proprietor, the purchaser under contract of sale, the occupier, and/or any person removing or assisting in removing any such material without a license having been granted in respect thereof, shall be liable as if such person were actually quarrying.
3. The application for a license shall be in writing, with a deposit of £1 and accompanied by a plan showing the site, with contours and levels and size of the proposed quarrying or excavation and its distance from the nearest buildings, roads and footpaths.
4. The fee for such license shall be £1 per annum, and, if cancelled by the Board during its currency, a proportionate part will be refunded.
5. The Board may refuse to grant or renew a license without assigning any reason to the applicant.
6. The licensee shall, before commencing any blasting or quarrying, erect and keep exhibited such notices of warnings as may be directed by the Board.
7. The licensee shall obey the directions of the Board as to the limit in size, weight or amount of any explosive that may be used in any charge.
8. Every quarry shall be enclosed by a sufficient fence to keep out person, stock and cattle, and shall have gates, which shall be kept locked during the hours when quarrying operations are not being carried on.
9. No excavation shall be made below the level of the nearest road, except with the written consent of the Board, which may require a deposit from the licensee to cover the cost of levelling such excavation.
10. Before the grant of a license, the applicant shall notify every owner of land situated within 300 yards of the proposed excavation, and such notification shall inform such owner that he may within seven days object in writing to the granting of a license.
11. Subject to the proviso to by-law No. 1 of these by-laws, no license shall be granted for any excavation, and no excavation shall be made or maintained within two chains of any road, river, street, or water course, or of land owned by the Belmont Park Road Board, or within one chain of land owned by any person other than the person making or maintaining such excavation.
12. The license shall show on its face that it is granted for twelve (12) months and may be renewed annually, and is subject to cancellation without compensation at any time for infringement of any of the by-laws governing the same, or on the breach of any conditions under which it has been issued.

13. The licensee shall drain and keep drained the excavation, and the responsibility for the discharge and disposal of the water drained shall be upon the licensee.

14. The Board may, before or pending the grant of the license, enter into agreements with the licensee as to compliance with the above by-laws, and observance of the regulations relating to heavy traffic, the construction and maintenance of a private road to the quarry or excavation of the licensee bearing a proportionate part of the maintenance of the public road in the said district used by him, and such agreement shall be conditions of the grant and holding of the license.

15. If the Board shall cancel the license for any reason other than the infringements of any of the conditions of the license or agreement (if any), the licensee shall be entitled to a refund or proportionate part of the fee paid.

16. Between five and ten minutes before blasting a charge, the licensee shall by bell, whistle, or other means, give sufficient warning of danger.

17. The holding of a license shall not exempt the licensee from danger or liability to the public or entitle or permit him to commit any nuisance.

18. Any contravention of the agreement, if any, or the conditions imposed upon the granting of a license, shall incur cancellation of the license.

19. If there is any breach of any of the above by-laws, the penalty shall be up to £20.

20. These by-laws shall apply to existing as well as future quarries.

21. Nothing herein contained shall be construed to limit, diminish or restrict any general by-law made or to be made under the Town Planning and Development Act, and in case of inconsistency, such general by-law shall prevail.

Passed by resolution of the Board at a meeting of the Board held on the 17th day of February, 1958.

W. H. WRIGHT, J.P.,
Acting Chairman.

W. G. KLENK,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 19th day of March, 1958.

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

ROAD DISTRICTS ACT, 1919-1956.

Rockingham Road Board.

By-laws Relating to Lawns on Road Reserves.

L.G. 26/58.

IN pursuance of the powers in that behalf contained in section 201 of the Road Districts Act, 1919-1956, the Rockingham Road Board hereby makes the following by-laws relating to lawns on road reserves.

1. In these by-laws, unless the context otherwise requires—

“Board” means the Rockingham Road Board;

“carriage way” means that part of a road which is formed or paved for use by vehicles;

“footpath” means that part of a road which is set apart for the sole use of pedestrians.

2. The owner or occupier of premises abutting on a road may plant and maintain a lawn in the road subject to the following conditions:—

- (a) The lawn shall not extend beyond the side boundaries of the premises where they abut on the road. Provided that in the case of premises at the corner of two roads the lawn may extend round the corner.
- (b) The lawn shall not extend beyond the edge of the carriage way nor shall it encroach on to a drain, or on a formed or paved footpath.
- (c) The lawn shall have an even surface from the edge of the carriage way, or if the carriage way is kerbed from the top of such kerb to the footpath or road boundary as the case may be.
- (d) The planting of Kikuyu grass (*Pennisetum Clandestinum*) is expressly forbidden.

3. The Board may at any time and without notice and without paying any compensation in respect thereof remove from a road any lawn, or any part thereof, maintained in a road under these by-laws.

4. No person shall ride or drive any animal or vehicle over any lawn maintained in a road pursuant to these by-laws.

Passed by a resolution of the Rockingham Road Board on the 11th day of February, 1958.

A. POWELL,
Chairman.
G. E. BLACK,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council, this 19th day of March, 1958.

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

ROAD DISTRICTS ACT, 1919-1956.

Beverley Road Board.

By-law Relating to Hawkers and Stalls.

L.G. 58/57.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919-1956, the Beverley Road Board hereby repeals all by-laws relating to hawkers or stalls at present in force within the Beverley Road District and makes the following by-law to regulate hawkers and stalls.

1. In this by-law—

“Board” means the Beverley Road Board;

“District” means the Beverley Road District;

“hawker” has the meaning defined in section 201 (41) of the Road Districts Act, 1919-1956;

“secretary” means the secretary or acting-secretary of the Board;

“stall” means a movable or temporarily fixed stall for the sale of any meat, fish, poultry, game, fruit, vegetables, drink, eatables or articles of merchandise;

“stall-keeper” means a person who conducts a stall.

2. No person shall act as a hawker within the district unless he holds a current license from the Board so to do.

3. Subject to clause 9 of this by-law no person shall conduct a stall in any street or way within the district.

4. No person shall conduct a stall near any street or way within the district unless he holds a current license from the Board so to do.

5. (1) A person who wishes to obtain a hawker's license shall apply therefor in writing to the secretary stating the kind of merchandise in which he wishes to deal and the period for which he desires the license.

(2) A person who wishes to obtain a stall-keeper's license shall apply therefor in writing to the secretary stating the kind of merchandise in which he wishes to deal, the type of stall which he wishes to use, with particulars of the dimensions and construction thereof, the place or places where he wishes to conduct the stall and the period for which he desires the license.

6. (1) Licenses shall be in such one of the forms set out in Schedule A hereto as shall be applicable and subject to clause 9 of this by-law the fees set out in Schedule C hereto shall be paid by the licensee to the Board on the issuing thereof.

(2) No license shall be transferable.

(3) A license shall be valid only as to the merchandise described therein and in the case of a stall-keeper's license only as to the place or places described therein.

7. (1) The Board may refuse to issue a license or may cancel a license if in the opinion of the Board the applicant for a license or the holder of the license as the case may be is not a suitable person to hold a license.

(2) Upon the cancellation of a license the holder thereof shall return it to the secretary.

8. (1) The Board shall issue to every holder of a hawker's license a badge in the form set out in Schedule B hereto.

(2) Every hawker while plying his trade shall display his badge.

(3) No person shall display a hawker's badge issued under this by-law unless he is the holder of a current hawker's license issued under this by-law.

(4) A person to whom a hawker's badge has been issued shall return the same to the secretary immediately upon his ceasing to hold a current hawker's license issued under this by-law.

9. Notwithstanding the provisions of clause 3 and clause 6 (1) of this by-law the Board may grant, without fee, licenses to conduct stalls in any street or way or on any land for any period specified in such a license if such stalls are conducted solely for the purpose of raising money for religious or charitable purposes.

10. No hawker shall ply his trade

(a) between the hour of sunset on any day and the hour of sunrise on the next following day;

(b) on any Sunday.

11. No hawker or stall-keeper shall shout his wares or make or cause to be made any outcry, noise or disturbance likely to annoy persons in the vicinity.

12. No hawker shall remain stationary in any street or public place for a longer period than shall be necessary for the purpose of serving a customer who is then offering to buy.

13. No hawker shall loiter and no stall-keeper shall place his stall within two hundred yards of any shop which has for sale any merchandise similar to that being offered for sale by the hawker or stall-keeper.

14. Every hawker and stall-keeper shall whilst plying his trade carry with him his license and shall produce the same on demand to any officer of the Board.

15. Every hawker and stall-keeper shall whilst plying his trade have his name and the words "Licensed Hawker" or "Licensed Stall-keeper" as the case may be legibly and conspicuously painted on some part of his vehicle, barrow, bag, tray or stall.

16. Any person committing a breach of this by-law shall be liable to a penalty not exceeding twenty pounds.

Schedule A.
Beverley Road District.
HAWKER'S LICENSE.

No. of
is hereby licensed to hawk
within the Beverley Road District during:—

the month of 19.....
the year ending on the day of 19.....
subject to the by-laws relating to hawkers from time to time in force in the
said district.
Dated this day of 19.....

Secretary, Beverley Road Board.

Beverley Road District.
STALL-KEEPER'S LICENSE.

No. of is
hereby licensed to conduct a stall of the nature described in his application
dated the 19..... at
within the Beverley Road District during:—

the month of 19.....
the year ending on the day of 19.....
subject to the by-laws relating to stalls from time to time in force in the said
district.
Dated this day of 19.....

Secretary, Beverley Road Board.

Schedule B.
Beverley Road District.
HAWKER'S BADGE.

Issued to
Year of issue 19.....

Date 19.....
Secretary.

Schedule C.
FEES FOR HAWKER'S LICENSES.

Six pounds per year, or ten shillings per calendar month or part of a
calendar month.

FEES FOR STALL LICENSES.

Six pounds per year, or ten shillings per calendar month or part of a
calendar month.

Passed by resolution of the Beverley Road Board at a meeting held on
the 15th day of January, 1958.

A. W. MILES,
Chairman.
D. RIGOLL,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 19th
day of March, 1958.

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

ROAD DISTRICTS ACT, 1919-1956.
 Armadale-Kelmscott Road Board.

By-laws for the Management of the Kelmscott Olympic Swimming Pool.
 L.G. 24/52.

WHEREAS under the provisions of the Road Districts Act, 1919-1956, the board of any district is empowered to make by-laws for any of the purposes mentioned in the said Act, and whereas the Armadale-Kelmscott Road Board doth, in exercise of the powers aforesaid and of every power enabling it in this behalf, hereby make and publish the following by-laws:—

1. In these by-laws, subject to the context—
 “Board” means the Armadale-Kelmscott Road Board;
 “Committee” means the Committee of the Kelmscott Swimming Association Incorporated;
 “Manager” means the person appointed by the Committee or Board to control and manage the Pool;
 “Caretaker” means the person appointed by the Committee or Board to lease the kiosk and carry out the maintenance, cleaning of the Pool and the operation of the filtration plant;
 “Pool” means the Kelmscott Olympic Swimming Pool and shall include any fencing, turnstiles, dressing rooms, shower recesses, spectators’ stands and/or seating, lavatories and any other structure erected for the use and convenience of persons using the Pool.

Hours of Admission.

2. The Pool shall, from the month of October to the month of April, both inclusive, be open daily between the hours of 8 a.m. and 10 p.m., subject to closure for meals and other purposes as the Committee or Board may from time to time determine and such times shall be clearly indicated on a Notice Board at the entrance of the Pool.

Costumes.

3. Every person using the Pool shall be dressed in a decent and suitable manner and any person who appears in public in such a condition, which in the opinion of the manager or other person for time being in charge of the Pool is offensive, then the manager shall direct that he or she shall resume his or her ordinary clothes forthwith.

Admission.

4. No person shall, without the express permission of the Board, the Committee or the manager, enter the Pool save through the turnstile erected at the entrance for that purpose and upon payment of the prescribed admission charge.

Charges for Admission.

5. The following shall be the sums paid for admission to the Pool premises:—

	s.	d.
For every person 14 years of age or over (including spectators)	1	0
For every person under the age of 14 years (including spectators)		6
Scholars of State and other registered primary and secondary schools, in parties of not less than 12, accompanied by a teacher (for this purpose the Pool shall be available between school hours on such days as the Board may from time to time determine), each		3

Control of Premises.

6. Every person using the Pool premises shall obey all reasonable directions of the manager or other person for the time being in charge of the Pool with regard to such use.

No person shall obstruct, interfere with or hinder the Pool manager in the performance of any duty in the Pool premises.

Valuables.

7. Any person entering the Pool premises may deposit valuables with the manager or other person for the time being in charge of the Pool, upon payment of the sum of sixpence (6d.) but under no circumstances will the Board or Committee accept any liability should such valuables or any part of them be lost, stolen, damaged or destroyed whilst in the custody of the manager.

Offences.

8. (a) No person shall enter or remain in the Pool premises whilst in an intoxicated condition.

(b) No person shall bring into the Pool premises any spirits or other intoxicating liquors.

(c) No person shall enter the Pool without first using the cleansing shower baths provided on the premises, in which shower baths the use of soap is permitted.

(d) No person shall use soap in any part of the Pool premises other than in the cleansing shower baths.

(e) No person shall in any part of the Pool premises use any indecent, obscene or offensive language or behave in an indecent or offensive manner.

(f) No person shall smoke in any part of the Pool premises where a notice is exhibited prohibiting smoking.

(g) No person shall climb up to or on any partition or roof or any other portion of the Pool premises.

(h) No person shall in the dressing rooms or elsewhere in the Pool premises wastefully use the water or leave any taps running.

(i) No person shall spit or expectorate in the Pool or on any platform or dressing rooms or commit any nuisance on or in any part of the Pool premises.

(j) No person shall whilst in the Pool use any substance or preparation whereby the water in the Pool may be discoloured or rendered turbid or otherwise unfit for the proper use of bathers.

(k) No person shall wilfully foul or pollute water in any shower bath or in the Pool, or wilfully soil, defile, damage, injure or destroy any dressing room, closet box or compartment or other part of the Pool premises, or any furniture or other article therein.

(l) No person shall at any time carelessly or negligently injure or improperly use or interfere with any taps, locks, valves, or other fittings or appliances in or about the Pool premises or write upon or deface the walls or partitions or any part of the Pool premises or discharge litter of any description on or about the Pool premises.

(m) No person shall cause or allow any dog or other animal belonging to such person under his or her control to enter or remain in or upon the Pool premises.

(n) No male person shall enter any portion of the Pool premises set apart for females and no female person shall enter upon any portion of the Pool premises set apart for males.

(o) No person upon the Pool premises shall in any way interfere with any other person therein, or throw or push or attempt to throw or push any person into the Pool, or throw any stones or sticks or any other matter or thing to the annoyance of any other person using the Pool premises.

(p) No person shall, whilst suffering from any cutaneous, infectious or contagious disease, or whilst in an unclean condition, enter or use, or attempt to enter or use the Pool premises or any part thereof.

Lost Property.

9. (a) Every person finding in the Pool premises any article which may have been left or lost therein shall immediately deliver the same to the manager or other person for the time being in charge of the Pool, who shall thereupon register a description of such article, and all particulars relating thereto in a book which shall be kept for that purpose, and any person claiming the said article and who satisfies the manager or other person that he or she is the lawful owner of same, shall have such article returned upon signing for such article in the book beforementioned.

(b) The manager or other person for the time being in charge of the Pool shall at least once in every week report to the Board or the Committee regarding lost property and produce the said book for inspection as required.

(c) The Board and the Committee will not under any circumstances incur any liability in respect of articles lost or stolen from any person whilst on the Pool premises.

Carnivals.

10. (a) The person, club, association or organisation conducting any carnival held at the Pool premises shall be responsible for the conduct of the competitors and spectators during such carnival, and shall be bound to see that there is no over-crowding and that no damage is done to the buildings or fencing or any other portions of the Pool premises.

(b) At all swimming carnivals held at the Pool premises, the competitors shall wear proper and approved bathing costumes.

(c) Every person, club, association or organisation to whom the Pool premises are granted for the purpose of holding a swimming carnival shall at least one week before the date of such carnival forward to the Board or Committee a copy of the programme of events to be competed for thereat: any item on such programme that the Board or Committee do not approve of shall be struck out or so altered as directed.

Enforcement of By-laws.

11. (a) Any person offending against any of the provisions of these by-laws shall on conviction be liable to a penalty not exceeding £20.

(b) Every person who shall infringe any of the provisions of these by-laws may be summarily removed from the Pool premises and from every part thereof, by the manager or other person for the time being in charge of the Pool, or may be arrested by such manager or other person and given into the custody of a police constable.

(c) The manager or other person for the time being in charge of the Pool may refuse to admit to the Pool premises any person who shall have been convicted of wilfully disobeying or infringing any of the provisions of these by-laws, until such time as the Board or Committee may decide that such person shall be re-admitted.

Passed at a meeting of the Armadale-Kelmscott Road Board held on the 24th day of February, 1958.

R. D. RIDOUTT,
Chairman.

W. W. ROGERS,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 19th day of March, 1958.

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

STREET PHOTOGRAPHERS ACT, 1947.

ROAD DISTRICTS ACT, 1919-1956.

Perth Road Board.

By-laws—Street Photographers.

L.G. 22/58.

PERTH ROAD BOARD under and by virtue of the powers conferred on it in that behalf by the Street Photographers Act, 1947, the Road Districts Act, 1911-1956, and all other powers enabling it, doth hereby make and publish the following by-laws:—

1. A person wishing to operate as or carry on the business of a street photographer within the district of the Perth Road Board shall make application to the Perth Road Board in the form in the First Schedule hereto for a license to do so.

2. The Perth Road Board may grant a license to a street photographer in the form in the Second Schedule hereto.

3. No street photographer shall—

(a) Obstruct or cause any obstruction in, or

(b) cause any nuisance or annoyance to the users of

any road, public place or reserve under the control of the Perth Road Board or the foreshore of any river or the sea or any sea or river jetty within the district of the said Board.

4. No person shall operate as or carry on the business of a street photographer within fifty feet of any building, tent, article of playground equipment, or other structure on any reserve under the control of the Perth Road Board or on the foreshore of any river or the sea within the district of the said Board.

5. Any person committing a breach of any of these by-laws shall be liable to a penalty not exceeding twenty pounds.

First Schedule.

Perth Road Board.

Street Photographers Act, 1947.

APPLICATION FOR LICENSE.

I, (Full names in block letters).....

of (Address)

hereby apply for a license to operate as and carry on the business of a street photographer within the district of the Perth Road Board.

I deliver herewith two testimonials in writing as to my character, suitability and fitness to have such a license.

I enclose the sum of one pound (£1) being the fee for the said license.

I do not hold any other license under the Street Photographers Act, 1947.

Dated this..... day of..... 195.....

Signature of Applicant.

Second Schedule.

Perth Road Board.

Street Photographers Act, 1947.

LICENSE.

Name.....

Address

is hereby licensed to operate as and carry on the business of a street photographer within the district of the Perth Road Board.

This license shall remain in force until the 31st day of December, 19....., and no longer and is not transferable.

Dated this.....day of.....195.....
Perth Road Board,

.....
Secretary.

Note.—No card, ticket or other printed or written matter shall be tendered, issued or distributed or caused so to be by any street photographer unless in accordance with section 9 of the Street Photographers Act, 1947, and unless in a form first approved by the Perth Road Board.

Passed by the Perth Road Board at the ordinary meeting of the Board held on the 21st day of January, 1958.

R. H. BANDY, Chairman.
LLOYD P. KNUCKEY, Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 19th day of March, 1958.

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

ROAD DISTRICTS ACT, 1919-1956.

Bridgetown Road Board.

By-law for Regulating the Hawking of Goods.

L.G. 240/57.

WHEREAS under the provisions of the Road Districts Act, 1919-1956, the board of any road district is empowered to make by-laws for any of the purposes mentioned in the said Act, and whereas the Bridgetown Road Board, in pursuance of the powers vested in the said Board, under and by virtue of the said Act, and of any authority enabling it in that behalf, doth hereby make and publish the following by-law.

All previous by-laws made for the regulating the hawking of goods are hereby rescinded.

Hawking.

(a) In this by-law the word "Board" means the Bridgetown Road Board. The word "District" means the Bridgetown Road District. The word "hawk" means to act as a hawker as defined by section 201 (41) (i) of the Road Districts Act, 1919-1956.

(b) No person shall hawk any goods, wares or merchandise in the district unless he holds a current license issued to him by the Board under this by-law.

(c) A person who wishes to obtain a hawker's license shall apply therefor in writing to the secretary of the Board, stating the part or parts of this district and the kind of goods, wares or merchandise for which he wishes to obtain a license.

(d) A hawker's license shall be in the form of Schedule "1" to this by-law.

(e) The secretary of the Board may issue a license to the applicant on payment of the prescribed fee therefor.

(f) The fee to be paid for a hawker's license shall be as set out in the Schedule "2" to this by-law.

(g) Forthwith upon the expiry of license whether by effluxion of time or by cancellation, the holder thereof shall return such license to the secretary of the Board.

(h) Before issuing a hawker's license, the secretary of the Board may require the applicant to produce evidence as to his character and fitness to hold such a license, and the secretary may refuse to issue a license to any applicant who, in his opinion, is not a fit and proper person to hold a hawker's license provided that if the secretary so refuses the applicant shall be entitled to have his application considered by the Board.

(i) The Board may cancel any hawker's license if, in the opinion of the Board, the holder thereof is not a fit and proper person to hold such a license.

(j) The holder of a license shall carry his license with him wherever he hawks in the district and he shall, on demand, produce his license for inspection by any officer of the Board or by any person with whom he seeks to trade.

(k) No hawker shall take up a position or loiter within 100 yards of any shop which has for sale any goods, wares or merchandise similar to those being offered for sale by the hawker.

(l) No hawker's licenses are in any way transferable, either by way of loan, gift, sale or assignment.

(m) Nothing in this by-law shall be read to apply to any storekeeper registered under the Shops and Factories Act, within the district who may be fulfilling by delivery, *bona fide* orders for the goods of his business or store, nor any ratepayer or any occupier of land within the district who may be disposing of the *bona fide* primary products of his or her property situate within the district.

Schedule "1."

Bridgetown Road Board.

HAWKER'S LICENSE.

M....., of....., is hereby licensed to hawk..... within such part of the district of the Bridgetown Road Board, as is endorsed on the back hereof, subject to the provisions of the by-laws of the Bridgetown Road Board in force in respect to hawkers.

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

Secretary.

Schedule "2."

Bridgetown Road Board.

HAWKER'S LICENSE.

Annual Fees for Hawker's Licenses:—					£	s.	d.
Country Districts	....	....	....	....	4	0	0
Townsites	....	....	....	....	6	0	0
Whole of District	....	....	....	....	10	0	0

Passed by resolution of the Bridgetown Road Board at a meeting held on the 14th February, 1958.

COLIN P. SCOTT,
Chairman.

ERIC MOLYNEUX,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 19th day of March, 1958

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

BUSH FIRES ACT, 1954.

Moora Road Board—Resolution.

WHEREAS under the provisions of the Bush Fires Act, 1954, a local authority may make by-laws: Now, therefore, the Moora Road Board, being a local authority within the meaning of the Act, doth hereby make the following by-law:—

Fee for Application for Permit to Burn Clover.

The fee payable with an application for a permit to burn clover under Regulation 19 of the Bush Fires Act, 1954, Regulations, shall be £1 1s. (one pound one shilling) plus a fee for inspection of the land concerned in the permit calculated at the rate of tweldepence per mile for the travelling involved each way up to a maximum amount of £3 3s. (three pounds three shillings); the total amount that may be charged for the issue of any single permit under this by-law shall not exceed £4 4s. (four pounds four shillings).

Passed by the Moora Road Board at a duly constituted meeting held on the 18th day of December, 1957.

A. S. CRANE,
Chairman.
R. WITBER,
Secretary.

Approved by His Excellency the Governor in Executive Council this 19th day of March, 1958.

R. H. DOIG,
Clerk of the Council.