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No. 1.]

PERTH: TUESDAY, 6th JANUARY

[1959.

ELECTORAL ACT, 1907-1957.

Crown Law Department,
Perth, 22nd December, 1958.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased, pursuant to the provisions of the Electoral Act, 1907-1957, to make the regulations set out in the Schedule hereunder.

R. C. GREEN,
Under Secretary for Law.

Schedule.

Regulations.

1. In these regulations the Electoral Act Regulations, 1949, made under the provisions of the Electoral Act, 1907 (as amended), published in the *Government Gazette* on the 10th August, 1949, and amended from time to time thereafter, are referred to as the principal regulations.

2. The Appendix to the principal regulations is amended—
(a) by substituting for Form 26A the following form:—
Form 26A.

Form 26A Regulation 27.

Section 90.

Western Australia.
Electoral Act, 1907-1957.
STATE ELECTIONS.

APPLICATION FOR A POSTAL BALLOT PAPER.

The Legislative.....Election.
(Insert Council or Assembly)

To be held on.....

FOR OFFICE USE ONLY.

No.
Date and Time of Receipt
Signature of Receiving Officer.....
Ballot Paper Issued (date).....
Signature of Issuing Officer.....
Title of Issuing Officer.....
Place of Issue

This application may be made any time after the tenth day prior to the issue of the Writ for the election to which it relates and before six o'clock in the afternoon of the day immediately prior to polling day. It may be made—

- (i) to the Chief Electoral Officer; or
(ii) to a Returning Officer; or
(iii) to a Clerk of Courts or a member of the Police Force, appointed by the Minister to issue postal ballot papers, if the elector is within the North-West Area as defined in the Electoral Districts Act, 1947, or in any other part of the State declared to be a remote area.

NOTE.—If on polling day an elector will be within Western Australia on the occasion of a biennial or general election but will not be within the province or district for which he is enrolled he may vote as an absent voter at any polling place which is open in the State.

To the Chief Electoral Officer or.....

	Surname (block letters)	Christian Names (in full)	Address as enrolled	Occupation
(1) Here insert surname, Christian names, place of living and occupation as appearing on the roll.	(1)			
I,				

hereby apply for a postal ballot paper to enable me to vote by post at the above election.

(2) Insert name of Province or District for which enrolled.

1. I verily believe that I am an elector enrolled for the (2)..... Province or District.

2. My place of living at the time when the postal ballot paper would be delivered in the ordinary course of post will be as follows:

(3) Here insert full place of living address to which it is required postal voting papers be posted.

(3).....

3. I solemnly declare that the ground on which I apply for the postal ballot paper is—

*NOTE.—The elector must STRIKE OUT any of these grounds which do not apply to his or her particular case.

- *(a) That I have reason to believe that throughout the hours of polling on polling day I will not be within seven miles by the nearest practicable route of any polling place open in the State for the purpose of an election;
- *(b) That I will throughout the hours of polling on polling day be travelling under such conditions which will preclude me from voting at any polling place open in the State;
- *(c) That I am seriously ill or infirm and by reason of such illness or infirmity will be precluded from attending at any polling place to vote;
- *(d) That I will, by approaching maternity, be precluded from attending at any polling place to vote.

.....
Signature of Applicant
(in own handwriting).

Signed in my presence and declared before me at.....
..... this..... day of..... 19.....

.....
Signature of Authorised Witness.

Statement of Witness—District for which enrolled.....

Full Name..... Address.....
(in block letters)

Occupation.....

*Note.—The Title or Capacity of Witness must be shown if the form is signed outside the State and within Australia.

*Title or Capacity of Witness.....

Certificate of Authorised Witness who signs the application if an elector is blind, or whose sight is impaired or who is otherwise physically incapable of signing the application.

I certify that I have signed this application at the request and in the name of the elector for the reason that—

*Note.—The witness must strike out any of the grounds which do not apply to the particular case.

- *(a) he is blind; (b) his sight is so impaired that he cannot sign the application; (c) he is unable to write; (d) he is physically incapable and unable to sign the application.

Date.....
.....
Signature of Witness.

CAUTION.

- (a) An elector shall not make and a person shall not induce an elector to make any false statement in an application for a postal ballot paper;
- (b) a person to whom an application for a postal ballot paper is entrusted by a voter for the purpose of delivering it to the Chief Electoral Officer or Returning Officer shall forthwith post or deliver the application;
- (c) where an elector is an inmate in an institution or is a patient in a hospital, which institution or hospital is prescribed by the regulations under the Act, a person shall not--
 - (i) give to the elector an application form for a postal ballot paper; or
 - (ii) witness the signature of the elector to the application form unless authorised in writing by the Chief Electoral Officer to do so.

Penalty £100 or imprisonment for three months.

AUTHORISED WITNESSES.

- (a) Within the State—any person who is enrolled as an elector on a roll for a district;
 - (b) outside the State and within the Commonwealth of Australia—any Justice of the Peace for any State of the Commonwealth; any member of the Police Force of the Commonwealth or of any State; any officer of the Public Service of any State or of the Commonwealth employed in any State or Commonwealth Electoral Office; any legally qualified medical practitioner; any minister of religion; any postmaster or post mistress and any commissioned officer of the Naval, Military or Air Forces of the Commonwealth.
- NO PERSON WHO IS A CANDIDATE AT ANY ELECTION SHALL BE, OR ACT AS, AN AUTHORISED WITNESS IN CONNECTION WITH THAT ELECTION.

- (b) By adding to paragraph (d) of The Schedule the institution. "Glendalough Home, Leederville (also known as Little Sisters of the Poor, Glendalough)."

MUNICIPAL CORPORATIONS ACT, 1906-1956.

The City of Perth.

By-law No. 58.

Awnings Over Streets.

L.G.D. 272/58.

A By-law of the Municipality of the City of Perth made under the provisions of the Municipal Corporations Act, 1906-1956, and numbered 58, relating to Awnings over Streets.

IN pursuance of the powers in that behalf contained in the Municipal Corporations Act, 1906-1956, the Lord Mayor and Councillors of the City of Perth do order as follows:—

1. In this by-law—
 - "awning" means an awning of which any part extends or can be made to extend over any part of a street;
 - "Council" means the Council of the City of Perth;
 - "Surveyor" means the Building Surveyor of the City of Perth and includes any acting surveyor.
2. No person shall erect or maintain an awning without a written license issued by the Council under this by-law.
3. Any person desiring to obtain a license under this by-law shall deposit with the Surveyor drawings comprising a plan, elevation, and section and a specification showing in detail the proposed construction of the awning and the manner in which it is proposed to secure it to the building to which it is to be attached. Calculations proving the stability of the structure shall be submitted when required by the Surveyor.
4. A license under this by-law shall be in the form in the First Schedule hereto.
5. (1) The fee prescribed in the Second Schedule hereto shall be paid to the Council for each license under this by-law.
 - (2) The prescribed fee shall be paid to the Council before a license is issued.

6. (1) No part of any awning at or below first floor level shall project from the building line for more than nine feet or for more than two feet less than the width of the footpath, whichever is the lesser.

(2) No part of any awning shall be less than eight feet six inches above the footpath, and the lowest edge of the fascia thereof shall be not more than ten feet six inches above the footpath.

7. (1) No awning above first floor level shall project more than three feet beyond the face of the building to which it is fixed.

(2) Every awning which projects more than seven feet from the face of the building to which it is fixed shall incorporate such guttering and downpipes as shall be adequate to prevent water collected by the awning from falling on to a street.

8. No awning shall bear any sign, advertisement or artificial lighting: Provided that the name of an occupier of the building to which the awning is attached may be painted on the fascia of the awning.

9. Every awning shall be designed to withstand a live load of at least 10 lb. per square foot in addition to its own weight.

10. No awning other than those above first floor level shall be erected in—

- (a) Angove Street, between Fitzgerald Street and Daphne Street.
- (b) Scarborough Beach Road, between Oxford Street and Matlock Street.
- (c) Charles Street, between View Street and Waugh Street.
- (d) Fitzgerald Street, between Burt Street and Raglan Road.
- (e) Walcott Street, between Beaufort Street and Raglan Road.
- (f) Cambridge Street, between Simper Street and Pangbourne Street.
- (g) Oxford Street, between Britannia Road and Scarborough Beach Road.
- (h) Albany Highway.
- (i) Canning Highway, between Taylor Street and the boundary of the City of Perth.
- (j) Great Eastern Highway.
- (k) Beaufort Street, between Vincent Street and Walcott Street.
- (l) The area bounded on the north by Newcastle Street, Lord Street and Summers Street, on the east and on the south by the Swan River, and on the west by King's Park, Thomas Street and Oxford Street, but excluding from such area—
 - (i) the area bounded on the north by the railway line which runs from Perth Central Railway Station through the East Perth Railway Station to the Goodwood Race Course, on the east by the Swan River, on the south by Nile Street and Wittenoom Street, and on the west by Lord Street; and
 - (ii) the area bounded on the north by Arthur Street, Colin Street and Wellington Street, on the east by Havelock Street, on the south by King's Park Road, and on the west by Thomas Street, but nevertheless including in the area which is in this paragraph first mentioned the area bounded on the north by Mayfair Street, on the east by Colin Street, on the south by Hay Street, and on the west by Outram Street.

Every street mentioned in this paragraph shall include both sides of such street.

11. No awning shall be erected in St. George's Terrace or Adelaide Terrace.

12. The owner and occupier for the time being of any building to which any awning is attached shall keep the awning clean, painted, watertight and in good repair, and it shall be lawful for the Surveyor to give notice to the owner or occupier of the said building to clean, paint, or repair such awning whenever in his opinion such cleaning, painting or repairing is required; and every owner or occupier who neglects or refuses within seven days after the serving of such notice to effect such cleaning, painting or repair, shall be guilty of an offence against this by-law.

13. No work in connection with the erection or removal of an awning shall be performed in any street at any time during which the Surveyor shall have prohibited the doing of such work.

14. Any person committing a breach of any provision of this by-law shall be liable on conviction to a penalty not exceeding the sum of twenty pounds.

Schedule 1.
City of Perth.

AWNING LICENSE.

No..... Date.....19.....
The Council of the City of Perth consents to the erection by.....
of.....of an awning in accordance with the plans and
specifications approved by the Building Surveyor on the.....19.....,
in front of premises known as.....
situate on.....

Special Conditions (if any).

This license is issued subject to the by-laws in force for the time being relating to the erection and maintenance of awnings.

.....
City Building Surveyor.

Schedule 2.

FEE FOR AWNING LICENSE.

One shilling for each lineal foot, measured along the front of the building (with a minimum fee of £1).

Passed by the Council of the City of Perth at the ordinary meeting of the Council held on the 18th day of November, 1958.

[L.S.]

H. R. HOWARD,
Lord Mayor.
W. A. McI. GREEN,
Town Clerk.

Recommended—

(Sgd.) F. J. S. WISE,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council, this 22nd day of December, 1958.

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

MUNICIPAL CORPORATIONS ACT, 1906-1956.

Municipality of Geraldton.

By-Law Permitting and Regulating the Planting of Lawns and Gardens in Streets.

L.G.D. 418/58.

A By-law of the Municipality of Geraldton, made under section 180 of the Municipal Corporations Act, 1906-1956, and numbered 38, for permitting and regulating the planting of lawns and gardens in streets.

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

1. 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 site 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 carriageway, nor shall it encroach on a footpath.
- (c) The lawn shall have an even surface from the edge of the carriageway, or if there is a kerb to the carriageway, from the top of such kerb to the footpath or edge of the road, as the case may be.
2. (a) The owner or occupier of premises abutting on a road may, with the written permission of the Council, under the hand of the Town Clerk of the Council, form and plant a garden in the road.
- (b) The application for such permission shall be accompanied by a plan showing the position and measurements of the garden by reference to the carriageway and the front boundary of the premises.
- (c) The permission may be granted subject to such conditions as the Council may in any case decide.
3. The Council may at any time and without notice and without paying any compensation in respect thereof, remove from a road any lawn or garden or any part thereof, maintained in a road under this by-law.
4. No person shall ride or drive any animal or vehicle over any lawn or garden maintained in a road pursuant to this by-law.

Passed by resolution of the Municipality of Geraldton on the 22nd day of October, 1958.

C. S. EADON-CLARKE,
Mayor.

[L.S.]

L. V. CAUDWELL,
Town Clerk.

Recommended—

(Sgd.) F. J. S. WISE,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 22nd day of December, 1958.

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

ROAD DISTRICTS ACT, 1919-1956.

Peppermint Grove Road Board.

Long Service Leave By-Laws.

L.G.D. 368/52.

THE Peppermint Grove Road Board, under and by virtue of the powers conferred on it in that behalf by the Road Districts Act, 1919-1956, and all other powers enabling it, doth hereby make and publish the following by-laws:—

1. In the interpretation of these by-laws, the following words shall have the meanings assigned to them hereunder:—

“Board” means the Peppermint Grove Road Board.

“Continuous Service” means service as a permanent full-time employee of the Board during which the employee has not been absent from the service of the Board for a continuous period of more than two days or for an aggregate period of more than 10 days without leave of absence being granted by the Board.

2. All present and future employees of the Board shall, after each complete period of 10 years' continuous service commencing from or after the first day of July, 1958, be entitled to three months' leave on full pay: Provided always

that for the purposes of this by-law, any continuous service of an employee prior to the 1st day of July, 1958, shall as to two-thirds of such period of service be treated as continuous service since the 1st July, 1958.

3. Long service leave shall be taken at a time convenient to the Board and the Board will as far as possible meet the wishes of the employee as to the time of taking his or her long service leave. The Board may by giving not less than three calendar months' notice to the employee direct him or her to take long service leave at a time nominated by the Board, and the long service leave shall be taken accordingly.

4. Absence on account of sickness shall not be deemed to be a break in continuity of service, provided that the period of such absence shall not, unless otherwise decided by the Board, exceed three months in any calendar year.

5. (i) In the event of the resignation, retirement or death of an employee who has completed a period of 10 years' continuous service computed in accordance with By-law 2 hereof, but who has not taken long service leave, the Board shall pay to such employee (or, in the case of death, to his personal representatives, or if there be none, to his dependants) a sum of money equal to the wages or salary payable for the period of the long service leave to which such employee is entitled at the date of his or her resignation, retirement or death.

(ii) An employee dismissed by the Board for neglect of duty, misconduct, or irregular practices shall not be paid or entitled to any sum in pursuance of this by-law.

(iii) In the event of the death of an employee during his or her long service leave, the Board shall pay to his or her personal representatives, or, if there be none, to his or her dependants, a sum of money equal to so much of the total amount of wages or salary payable for the whole period of such long service leave as may remain unpaid at the death.

(iv) In the event of an employee being believed to have died and the death not having been registered, the Board, after consideration of all the circumstances, may direct that the death of the employee be presumed to have occurred on a date nominated by the Board, and may authorise payment to the employee's dependants of an amount equal of the sum payable under this by-law to the personal representatives or dependants of a deceased employee.

6. If an employee of the Board who has already been granted long service leave for 10 years' continuous service retires or is retired from the service of the Board because of reaching the retiring age or because of permanent inability to carry on the employment before a further period of 10 years' continuous service has been completed such employee shall be granted long service leave on full pay by the Board or a period not exceeding one and three-tenths weeks for every completed year of continuous service since the previous long service leave.

7. An employee due to take his or her long service leave shall be paid his or her salary or wage for the period thereof at the ordinary rate of salary or wage payable for the week immediately preceding the taking of the leave. The Board may, at its discretion, either pay to an employee his or her wages or salary at weekly or other periodical intervals during long service leave, or pay to the employee, in advance, a sum representing the total amount of his or her wages or salary for the period of the long service leave.

8. All public holidays which occur during the period of an employee's long service leave shall be taken in conjunction with his or her long service leave and the period of long service leave granted to an employee shall be reduced by the period of public holidays taken in conjunction therewith. The long service leave shall not be reduced by (but shall be in addition to) the period of any annual leave to which an employee may be entitled at the time of taking his or her long service leave.

9. (i) A grant of long service leave in pursuance of these by-laws shall be deemed to be made upon and subject to the condition that the employee does not accept employment for reward during the period of such long service leave.

(ii) If an employee accepts employment for reward during long service leave he or she shall not be entitled to receive from the Board or retain any payment on account of wages or salary in respect of the then unexpired period

of such leave and any moneys which the Board may pay to such employee in respect of wages or salary for such unexpired period shall be recoverable by the Board from the employee by action or otherwise.

Passed at the meeting of the Peppermint Grove Road Board on the 8th day of December, 1958.

ATHOL J. HOBBS,
Chairman.

T. WORSLEY,
Secretary.

Recommended—

(Sgd.) F. J. S. WISE,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 22nd day of December, 1958.

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

ROAD DISTRICTS ACT, 1919-1956.

Belmont Park Road Board.

Amendment to By-laws for the Control and Management of the Redcliffe Hall and Equipment and Property.

L.G.D. 320/58.

WHEREAS by the Road Districts Act, 1919-1956, the road board of any district is empowered to make by-laws for all or any 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 the control and management of the Redcliffe Hall and equipment and property published in the *Government Gazette* of the 25th June, 1954, and do hereby publish that amendment as follows:—

By adding at the conclusion of "Schedule of Charges—Main Hall" the following paragraph:—

A further rebate of 25 per cent., making a total of 50 per cent. of the charge made under the above Schedule may be granted to such local organisations in respect of hirings made on Mondays to Thursdays, both days inclusive, provided such days are not public holidays.

Passed by resolution of the Board at a meeting of the Board held on the 8th day of December, 1958.

P. J. FAULKNER,
Chairman.

W. G. KLENK,
Secretary.

Recommended—

(Sgd.) F. J. S. WISE,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 22nd day of December, 1958.

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

ROAD DISTRICTS ACT, 1919-1956.

Bridgetown Road Board.

Amendment to By-laws Prescribing Brick Areas.

L.G.D. 2374/52.

THE by-laws prescribing Brick Areas, adopted by the Bridgetown Road Board on 13th December, 1957, and published in the *Government Gazette* of 5th February, 1958, at pages 198 and 199, are hereby amended by adding after the word "concrete" in the first paragraph thereof the words "or other durable and non-inflammable material at the discretion of the Board".

Passed by a resolution of the Bridgetown Road Board at a meeting held on the 21st November, 1958.

COLIN P. SCOTT,
Chairman.
ERIC MOLYNEUX,
Secretary.

Recommended—

(Sgd.) F. J. S. WISE,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 22nd day of December, 1958.

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

FACTORIES AND SHOPS ACT, 1920-1957.

Department of Labour,
Perth, 22nd December, 1958.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council in exercise of the powers conferred by sections 100 and 158 of the Factories and Shops Act, 1920-1957, has been pleased to make the regulations set out in the Schedule hereunder.

J. W. WARMAN,
Chief Inspector of Factories.

Schedule.

Regulations.

1. In these regulations the Factories and Shops Act (General) Regulations, 1939, published in the *Government Gazette* on the 13th October, 1939, and amended from time to time thereafter and in particular as amended by regulations published in the *Government Gazette* on the 8th January, 1958, the 20th May, 1958, the 3rd July, 1958, the 1st August, 1958, the 15th August, 1958, and the 7th November, 1958, are referred to as the principal regulations.

2. Division 2 of Part X of the Appendix to regulation 41B of the principal regulations is amended—

- (a) by substituting for the passage, "Automotive Investments Ltd., 93 Spencer Street, Bunbury—12th January, 1959, to 18th January, 1959" the passage, "Leederville Motors, Forrest Avenue, Bunbury—12th January, 1959, to 18th January, 1959";
- (b) by substituting for the passage, "Automotive Investments Ltd., 93 Spencer Street, Bunbury—16th March, 1959, to 22nd March, 1959" the passage, "A.B.C. Motors, 31 Wellington Street, Bunbury—16th March, 1959, to 22nd March, 1959";
- (c) by substituting for the passage, "Automotive Investments Ltd., 93 Spencer Street, Bunbury—6th July, 1959, to 12th July, 1959" the passage, "Leederville Motors, Forrest Avenue, Bunbury—6th July, 1959, to 12th July, 1959."

FACTORIES AND SHOPS ACT, 1920-1957.

Department of Labour,
Perth, 22nd December, 1958.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council in exercise of the powers conferred by sections 100 and 158 of the Factories and Shops Act, 1920-1957, has been pleased to make the regulations set out in the Schedule hereunder.

J. W. WARMAN,
Chief Inspector of Factories.

Schedule.

Regulations.

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2. Division 2 of Part X of the Appendix to regulation 41B of the principal regulations is amended—

- (a) by adding after the passage, "Paul's Service Station, 32 Spencer Street, Bunbury—23rd March, 1959, to 29th March, 1959" the passage, "Eastman and Chivers, corner Spencer and Stirling Streets, Bunbury—23rd March, 1959, to 29th March, 1959";
 - (b) by adding after the passage, "Flanagan Motors, 56 Spencer Street, Bunbury—30th March, 1959, to 5th April, 1959" the passage, "W. & J. Keddie, 132 Forrest Street, Bunbury—30th March, 1959, to 5th April, 1959."
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