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[1959.

Western Australia.

LEGAL PRACTITIONERS ACT, 1893-1958.

Rules of the Barristers' Board.

WHEREAS by the Legal Practitioners Act, 1893-1958, the Barristers' Board thereby constituted is empowered from time to time to make and prescribe such rules as to the Board may seem meet for the matters and purposes under the Act mentioned; and whereas it is desirable to amend the rules of the Board as published in the *Government Gazette* (No. 45) of the 5th August, 1949, and amended from time to time thereafter: Now, therefore, the Board, by virtue of the powers vested in it by and under the Act, doth hereby, at a meeting held on the 12th day of December, 1958, make and publish the following amendments to the said rules, to take effect one month after the publication thereof in the *Government Gazette*.

Amendments.

1. Rule 1 is amended by adding under the last line thereof the following passage:—

Part X.—Law Library.

2. Rule 30 is amended by adding to paragraph (i) thereof the following passage:—

provided, however, that an articled clerk whose principal does not practise within fifty miles of the General Post Office of Perth shall not be required to attend any lectures.

3. A new Part is added to the Rules after Part IX thereof as follows:—

Part X.—Law Library.

78. In this Part, subject to the context—

“book” means any book, newspaper, periodical, picture, photograph or written or printed article or other writing in or used in connection with the Library, and includes the cover or frame of a book or picture;

“Judge” includes a Justice or Judge of any Superior Court in Australia;

“Librarian” means the person employed by the Board as the Librarian of the Library and includes the person for the time being in charge of the Library;

“Library” means the Law Library in the Supreme Court Building at Perth.

79. (1) Subject to these Rules, the persons following are permitted to use the Library free of charge at any time when the Library is open, namely, the Judges, the members of the Legislature, professional officers of the Crown Law Department, stipendiary magistrates and certificated practitioners, and also clerks or officers employed by or acting on the directions of any of such persons.

(2) The Library is deemed not to be open during the period of any meeting of the Board in the Library room, and during any period mentioned in a notice displayed by or by the direction of the Board at the entrance to the Library room.

(3) No person shall enter or remain in the Library room at any time when the Library is not open.

80. A person shall not remove any book from the Supreme Court Building or have any book in his possession or under his control outside the Supreme Court Building.

81. (1) No person shall remove any book from the Library room for any purpose other than immediate use in a hearing before a Judge.

(2) No book shall be removed from the Library room more than one hour before the hearing referred to in this Rule.

(3) Every book removed from the Library room shall be returned to its proper place within the Library within thirty minutes of the termination of the relevant hearing on the day on which the book is removed, unless the Librarian approves of the book's being left on a Library table.

(4) A person shall not leave unattended any book in any place other than the Library room.

(5) Without the permission of the Librarian, a person shall not remove from the Library room a book upon which is displayed a notice to the effect that the book is not to be removed from the Library.

82. Subject to the directions of the Board, the Librarian has the general control and charge of the Library and is responsible for the safe custody of the books.

83. (1) A person using the Library shall, whilst in the Library room, comply with the reasonable directions of the Librarian.

(2) A person shall not obstruct or hinder the Librarian in the performance of his duties.

84. The Librarian may open and inspect any case, bag, parcel or receptacle brought to or found in the Library room.

85. A person who uses or has in his possession any book shall return it to its proper place in the Library.

86. A person shall not misplace or secrete any book.

87. A person shall not mark, damage or destroy any book.

88. A person who uses or has in his possession a book which is marked, damaged or in imperfect condition shall report the fact to the Librarian.

89. Notwithstanding any other rule, the Board or the Librarian with the authority of the Board may, on and subject to such conditions as the Board may decide, permit the sale or removal of any book and the use of the Library and Library room by any person.

Dated this 16th day of January, 1959.

JOHN HALE,
Chairman.

S. H. GOOD,

J. DUNPHY,

R. D. FORBES,

H. V. REILLY,

H. T. STABLES,

Members of the Barristers' Board.