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No. 27.]

PERTH: MONDAY, 6th APRIL

[1959.

TOWN PLANNING AND DEVELOPMENT ACT, 1928-1957.

Hoarding By-laws.

T.P.B. 858/2/11/1.

IT is hereby notified for public information that His Excellency the Governor in Executive Council has approved of By-law 13 of by-laws for the control of hoardings made under section 30, subsection (1), of the Town Planning and Development Act, 1928, and published in the *Government Gazette* on the 27th day of November, 1931, and amended as published in the *Government Gazette* of the 4th day of August, 1933, being amended by deleting all the words after the word "excepting" in line 6 and substituting the following, "the districts specified in the Schedule hereunder:—

Schedule.

City of Perth,
City of Fremantle,
Municipality of South Perth."

J. A. HEPBURN,
Chairman, Town Planning Board.

16th February, 1959.

MUNICIPAL CORPORATIONS ACT, 1906.

Midland Junction Municipality.

By-law No. 2—Standing Orders.

Amendment.

L.G. 338/58.

IN pursuance of the powers conferred in that behalf contained in the Municipal Corporations Act, 1906, the Mayor and Councillors of the Midland Junction Municipality, hereby order that By-law No. 2—Standing Orders published in *Government Gazette* (No. 17) of the 15th February, 1952, be amended as follows:—

Clause 32—Time Limit.

This clause is amended by deleting the figure "10" in the third line and substituting for it the figure "5". This clause as amended shall read as follows:—

No Councillor shall speak or address the Council upon any motion or amendment before the Council, or in reply, for a longer period

than 5 minutes without the consent of the Council, which shall be signified without debate.

Passed by the Council of the Midland Junction Municipality at an ordinary meeting held on the 16th day of December, 1958.

The Common Seal of the Midland Junction Municipality was hereto affixed this 16th day of February, 1959, pursuant to a resolution passed by the Council of such Municipality on the 16th day of December, 1958, in the presence of—

[L.S.]

W. S. DOWNEY,
Mayor.

F. L. GAWNED,
Town Clerk.

Recommended—

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

Approved by His Excellency the Governor in Executive Council on this 20th day of March, 1959.

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

MUNICIPALITY OF SOUTH PERTH.

By-law No. 22 re Signs, Blinds, Awnings, Advertisement Hoardings and Bill-posting.

A By-law of the Municipality of South Perth made under Section 180 of the Municipal Corporations Act, 1906, for Regulating Signs, Blinds, Awnings, Advertisement Hoardings and Bill-posting.

L.G. 263/58.

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

Part 1—Repeal and Interpretation.

- Repeal. 1. All by-laws at present in force within the Municipality of South Perth are hereby repealed in so far as they relate to the above subject matter.
- Interpretation. 2. In this by-law, unless the context otherwise requires—
- “Council” means the Council of the Municipality of South Perth.
- “Illuminated sign” means a sign which is so arranged as to be capable of being lighted from within or from without by artificial light if the light is provided solely or mainly for the purpose of lighting such sign.
- “Pylon sign” means a sign which is not supported by a building, wall, or fence, and which is not a hoarding.
- “Sign” includes signboard and clock.
- “Street” includes footway and roadway.
- “Surveyor” means the Building Surveyor or acting Building Surveyor of the Municipality of South Perth.
- “Verandah” means a verandah projecting over a street, or if no part of it projects over a street, then so much thereof as is within 15 feet of a street and the word includes a balcony.

Part 2.—Signs.

Division 1.—General.

3. No person shall erect or maintain and no owner or occupier of premises shall permit to remain on such premises any sign over or near any street without a written license issued by the Council under this by-law: Provided that no license shall be required in respect of any sign which is erected or maintained pursuant to any statutory requirement, and provided further that the provisions of this by-law shall be read as subject to any such statutory requirement. Unauthorised signs.
4. Every sign shall to the satisfaction of the Surveyor be securely fixed to the structure by which it is supported, and safely maintained. Fixing of signs.
5. No glass shall be used in any sign other than an illuminated sign. Glass in signs.
6. No paper, cardboard, cloth or similar material shall form part of or be attached to any sign, provided that this clause shall not apply to posters securely fixed to a signboard. Inflammable material.
7. (1) No sign shall extend over any part of a street which has been formed as a carriage-way for vehicles. No sign over carriage-way or to obstruct view.
- (2) No sign shall be erected or maintained so as to obstruct a view from a street or public place of traffic in the same or any other street or public place, or which is likely to be confused with or mistaken for a traffic light or traffic sign.
- (3) The sign shall be descriptive only of one or more of the following:— What may appear on signs.
- (i) The name of one or more of the occupiers of the premises to which the sign is attached.
- (ii) The business or businesses carried on on such premises.
- (iii) Things sold on such premises.
8. Every sign shall, unless otherwise permitted by the Surveyor, be so fixed as to provide a clear headway thereunder of not less than nine feet. Headway.
9. Every sign shall be kept clean and free from unsightly matter, and, whenever required by the Council by written notice, shall be repainted or renovated. Signs to be kept clean.
10. Every illuminated sign shall comply with the following provisions:— Illuminated signs.
- (a) Except for the insulation of electric wires the sign and any boxing or casing enclosing it shall be constructed entirely of incombustible material.
- (b) If glass is used in an illuminated sign it shall be so protected that in the event of breakage (except in the case of fluorescent tubing) no part of such glass can fall on any public place.
- (c) The electrical installation shall be constructed and maintained to the satisfaction of the State Electricity Commission and in accordance with the standard required by the Fire Underwriters' Association of Western Australia.
- (d) The sign shall be maintained to operate as an illuminated sign.
- (e) The light from the sign shall not be sufficiently intense to cause annoyance to the public.
- (f) The sign shall not be permitted to flash except by special permission of the Council and only in accordance with any conditions imposed by such permission.
11. No sign shall be erected or maintained— Certain signs prohibited.
- (a) on any land classified as a residential district under By-law No. 1 made by the Council except to exhibit the name and the trade or calling of the occupier of such land;
- (b) on any ornamental tower, spire, dome or similar architectural decoration or on any lift machinery room, bulkhead over stairs or other similar superstructure over the main roof of a building, unless with special approval of the Council.

Division 2.—Particular Signs.

- Signs on verandah fascias.
12. (1) A sign fixed to the outer or return fascia of a verandah—
- (a) shall be of a maximum depth of two feet;
 - (b) shall not project beyond either end of the fascia;
 - (c) in the case of an illuminated sign, shall not be a flashing sign, provided that a changing-colour sign shall not be deemed a flashing sign.
- (2) Signs comprising free standing lettering only may be erected above the outer fascia of a verandah parallel to the kerb provided that such lettering has a standard height of fifteen inches mounted on a three inch base.
- Signs under verandahs.
13. A sign under a verandah—
- (a) shall not exceed eight feet in length, fourteen inches in depth and twelve inches in width;
 - (b) shall not exceed fifteen pounds in weight per lineal foot;
 - (c) shall not be within three feet from the side wall of the building in front of which it is erected, measured along the front of such building;
 - (d) shall not be within six feet of another sign under the verandah;
 - (e) shall be fixed at right angles to the front wall of the building in front of which it is erected provided that at the corner of a building at a street intersection the sign may be placed at such an angle as will make the sign visible from both streets;
 - (f) shall bear at its outer end its license number in figures clearly legible from the footway.
- Horizontal signs.
14. (1) A horizontal sign—
- (a) shall be fixed parallel to the wall of the building to which it is attached and with no intervening space between the bottom of the sign and the wall;
 - (b) shall as to depth conform to the following scale:—
- | Minimum distance of sign above street. | | Maximum depth of sign. |
|--|------|------------------------|
| Less than 25 feet | | Two feet. |
| 25 feet to 30 feet | | Two feet six inches. |
| More than 30 feet | | Three feet. |
- Provided that the Council may permit an increase of not more than fifty per cent. of the above depths in any part or parts of the sign to permit the inclusion thereon of a motif or capital letter;
- (c) shall not project more than two feet from the wall to which it is attached;
 - (d) shall not be within two feet of either end of the wall to which it is attached unless the end of the sign abuts against a brick, stone or cement corbel, pier or pilaster which is at least nine inches wide and projects at least one inch in front of and three inches above and below the sign.
- (2) There shall be not more than one line of horizontal signs on each storey of a building facing any one street.
- (3) The name of the building or of the owner or of the occupier thereof may be placed on the facade of a building, provided that—
- (a) only one such name shall be placed on any facade;
 - (b) the letters of such name shall not exceed four feet in depth;
 - (c) the letters shall be in metal or other non-inflammable material;
 - (d) the letters may be illuminated only by special permission of the Council.

15. A vertical sign— Vertical signs.
- (a) shall not project more than three feet beyond any embellishment on the wall to which it is attached, provided that if the sign is attached to the face of a building which is set back behind the face of the adjoining building and if the sign is within ten feet of such adjoining building then the sign may project an additional distance not exceeding two feet or the distance by which the firstmentioned building is set back behind the adjoining building whichever is the lesser;
 - (b) shall not be within six feet of either end of the wall to which it is attached, provided that approval may be granted for such a sign to be fixed at a lesser distance when the building is set in from the boundary or abuts on an intersecting street or way and may be placed at an angle to the wall;
 - (c) shall not project more than eight feet above the top of the wall to which it is attached, nor more than five feet back from the face of such wall;
 - (d) shall be at least twice as high as it is wide;
 - (e) shall not be within twelve feet of another vertical sign on the same building.
16. (1) A semaphore sign— Semaphore signs.
- (a) shall be fixed at right angles to the wall to which it is attached;
 - (b) shall not project more than three feet from such wall;
 - (c) shall not exceed three feet six inches in depth;
 - (d) shall be fixed over or adjacent to the entrance to a building;
 - (e) shall not be fixed over or under a verandah.
- (2) Not more than one semaphore sign shall be fixed over or adjacent to any one entrance to a building.
17. A direction sign attached to a pole in a street shall not exceed six inches in depth or two feet six inches in length. Direction signs on street poles.
Roof signs.
18. A sign on a roof of a building—
- (a) shall at no part be within fifteen feet from the ground;
 - (b) shall not extend laterally beyond the external walls of the building;
 - (c) shall as regards height above ground and height of sign comply with the following table:—
- | Height of main building above ground level at point where sign is to be erected. | Maximum height of sign. |
|--|-------------------------|
| 15 feet to 20 feet | Six feet. |
| 20 feet to 40 feet | Ten feet. |
| 40 feet to 60 feet | Fifteen feet. |
| Above 60 feet | Twenty feet. |
- (d) Shall at no part be more than one hundred and fifty feet above the ground.
19. (1) A pylon sign— Pylon signs.
- (a) shall have no part thereof less than nine feet or more than twenty feet above the level of the ground immediately thereunder;
 - (b) shall not exceed eight feet six inches measured in any direction across the face of the sign and shall not have a greater superficial area than forty-three square feet;
 - (c) shall not, nor shall anything supporting the sign, project more than three feet over any street and shall not project at all unless there is a headroom of at least nine feet under such projection;
 - (d) shall be supported on one or more piers or columns of brick, stone, concrete or steel of sufficient size and strength to support the sign under all conditions.
- (2) Where a pylon sign is supported on two or more piers or columns the space between the piers or columns shall not be wholly or partly filled in with any material.

Clocks.

20. A clock—
- (a) if under a verandah shall have its centre coinciding with the centre line of the footway thereunder;
 - (b) if fixed not above the floor level of the first storey shall not exceed one foot six inches in diameter, and if fixed above such floor level shall not exceed four feet in diameter;
 - (c) shall be fixed either parallel with or at right angles to the wall to which it is attached;
 - (d) shall project from the wall to which it is attached—
 - (i) if parallel to the wall, not more than one foot;
 - (ii) if at right angles to the wall, not more than five feet;
 - (e) shall, unless otherwise permitted by the Surveyor, be so fixed as to provide a clear headway thereunder of not less than nine feet;
 - (f) shall be maintained so as to show the correct time;
 - (g) shall be illuminated from sunset to midnight;
 - (h) shall not be permitted to strike between midnight and seven o'clock in the morning.

Part 3.—Blinds and Awnings.

Unauthorised blinds and awnings.

21. No person shall erect or maintain over a street any blind or awning without a written license issued by the Council under this by-law.

22. Every such blind and awning shall be securely supported to the satisfaction of the Surveyor.

Blinds under verandahs.

23. A blind under a verandah—

- (a) shall be hung from the outer edge of the verandah and parallel to the kerb, provided that the Council may permit a blind to be hung at a discontinuous end of a verandah;
- (b) shall be so constructed that—
 - (i) it cannot hang lower than six feet eight inches above the level of the footway;
 - (ii) when lowered it is fixed rigidly in position;
- (c) shall be maintained in a proper state of repair;
- (d) shall not bear any writing or advertisement.

24. No awning shall be erected over a street unless the awning is retractable and complies with the following conditions:—

- (a) It shall not project beyond the face of the building to which it is attached—
 - (i) when below the first floor level—six feet;
 - (ii) when above ground floor level—four feet.
- (b) It shall be constructed of steel, aluminium or other incombustible metal.
- (c) Its lowest point shall be not less than nine feet above the footway.
- (d) It shall when in its open position slope downwards from the face of the building to which it is attached at an angle of not less than twenty degrees or more than thirty degrees with the horizontal.
- (e) It shall carry no sign, advertisement or artificial lighting.

Part 4.—Hoardings.

25. In this Part of this by-law "hoarding" means advertisement hoarding.

New hoardings prohibited. Unauthorised hoardings.

26. No new hoarding shall hereafter be erected within the Municipality of South Perth.

27. No person shall maintain and no owner or occupier of premises shall permit to remain on such premises any hoarding without a written license issued by the Council under this by-law, and no such license shall be issued for a hoarding other than the hoardings described in the First Schedule hereto.

28. No alteration shall be made to a hoarding increasing the length, height or width thereof. No increase in size of hoardings.
29. The name of the licensee shall always be conspicuously shown on the front of a hoarding. Name of licensee to be shown. Unsightliness.
30. If any paper, cloth or other material affixed to a hoarding becomes detached, dilapidated or otherwise unsightly it shall be forthwith removed by the licensee.
31. Upon written notice so to do the licensee or the occupier of premises on which a hoarding is erected shall forthwith remove from the hoarding or obliterate anything attached to or painted on the hoarding which in the opinion of the Council is objectionable. Objectionableness.

Part 5.—Bill-Posting, etc.

32. (1) Subject to subclause (2) of this clause no person shall post any bill or paint, stencil, place or affix any advertisement on any street or on any building, structure, fence, wall, hoarding, sign, or post in or abutting on any street.
- (2) This clause shall not apply to—
- (a) signs and hoardings for which a license is in force under this by-law;
 - (b) advertisements affixed to or painted on a shop window by the occupier thereof and relating to the business carried on there;
 - (c) the name and occupation of any occupier of business premises painted on a window of such premises.

Part 6.—Licenses.

33. Notwithstanding that a sign or hoarding would otherwise comply with the provisions of this by-law the Council may refuse a license therefor if such sign or hoarding would be injurious to the amenity or natural beauty of the area. Objectionable signs and hoardings.
34. Every license shall be granted and shall subsist only subject to the provisions of this by-law. Licensee to be subject to by-law. Revocation of license.
35. If any thing for which a license is issued under this by-law ceases to comply with the provisions of this by-law or if the licensee commits any breach of this by-law the Council may by written notice to the licensee revoke such license.
36. A licensee shall on demand by an officer of the Council produce his license for inspection. License to be produced.
37. If anything for which a license is issued under this by-law is altered in its size, appearance, construction or fixing without the written permission of the Surveyor such license shall forthwith become void. Unauthorized alteration to avoid license.
38. (1) An application for a license under this by-law shall be in such one of the forms in the Second Schedule to this by-law as may be applicable. Applications for licenses.
- (2) An application for the first issue of a license under this by-law in respect of—
- (a) an illuminated sign,
 - (b) a pylon sign,
 - (c) a clock
- shall be accompanied by a plan drawn to a scale of not less than one-quarter inch to a foot showing the position, design, and method of construction of the thing in question.
- (3) An application for the first issue of a license under this by-law in respect of a roof sign shall be accompanied by a certificate from an architect or structural engineer that the building upon which it is proposed to erect the sign is in all respects strong enough to support the sign in all conditions and that the design of the sign is itself structurally sound.
- (4) The applicant for a license shall give in writing such further particulars as may be required by the surveyor.

(5) If so required by the Council an applicant for a license in respect of an illuminated sign shall produce to the Council a written consent to the erection of the sign signed by or on behalf of the person or body having for the time being the management of traffic control lights.

Licenses. 39. (1) Licenses under this by-law shall remain valid only until the 31st October next following the issue thereof.

(2) Such licenses shall be in such one of the forms in the Third Schedule to this by-law as may be applicable.

Fees. 40. (1) The fees prescribed in the Fourth Schedule hereto shall be paid to the Council on the first issue of a license under this by-law in respect of the things therein mentioned provided that if a license therefor was issued under any by-law hereby repealed no further fee shall be charged in respect thereof.

(2) The prescribed fee shall be paid to the Council before a license is issued.

Special permits. 41. (1) Notwithstanding anything contained in this by-law the Council may by written permit under the hand of the Surveyor allow the display of advertisements at theatres and other places of public entertainment or advertisements of meetings or other matters of public importance upon such terms and for such period as the Council shall in each case decide.

(2) The Council may revoke any such permit at any time without assigning any reason therefor.

(3) Immediately upon the expiration or revocation of such a permit the person to whom it was issued shall remove the advertisements to which it relates.

Part 7.—General.

No obstruction to doors, etc. 42. No sign, blind or awning shall be so erected as to obstruct access to or from any door, fire-escape or window, other than a window designed for the display of goods.

Penalty. 43. Any person who contravenes any provision of this by-law shall be liable to a penalty not exceeding twenty pounds.

License number. 44. Every sign (other than a roof sign) shall bear on its face in figures legible from the nearest road or way the number of the license under which it is erected or displayed.

First Schedule.

ADVERTISING HOARDINGS.

(Clause 27.)

Locality.	Size.	Sup. Ft.	Lot.	Swan Loc.
Canning Highway—East side, north of Henley Street (No. 456)	(1) Triangular shape in two wings, each 24 ft. long by 9 ft. 9 in. wide and 12 ft. 9 in. above ground	468	221	42
	(2) 24 ft. long by 9 ft. 9 in. wide and 12 ft. 9 in. above ground			
Canning Highway — North-east corner of Banksia Terrace	15 ft. long by 5 ft. wide and 10 ft. 8 in. high above ground	75	38	38b
Mill Point Road—South-west corner Brandon Street.	(1) Triangular shape: First wing—20 ft. long facing Mill Point Road. Second wing—41 ft. long facing Brandon Street. Both wings 10 ft. and 13 ft. high above ground	610	1, 2, 3	38a
	(2) 20 ft. long by 10 ft. wide and 13 ft. high above ground	200	3	38a

Second Schedule.
APPLICATIONS FOR LICENSES.
(Clause 38.)
(a)—Signs.

Municipality of South Perth.

No..... Date.....

I hereby apply for a license for a sign/illuminated sign/roof sign/pylon sign/semaphore sign/direction sign/clock (to be) erected on the premises known as No..... for the period ending on the 31st October next, subject to the By-laws of the Municipality of South Perth.

Full name and address of applicant.....
Exact position of sign.....
Dimensions of sign.....
Materials and construction of sign and supports.....
Inscription or device on sign.....
Signature of Applicant.....

(b)—Blinds and Awnings.
Municipality of South Perth.

No..... Date.....

I hereby apply for a license for a blind/awning (to be) erected on the premises known as No..... for the period ending on the 31st October next, subject to the by-laws of the Municipality of South Perth.

Full name and address of applicant.....
Exact position of blind or awning.....
Dimensions thereof.....
Materials and construction thereof.....
Signature of Applicant.....

(c)—Hoardings.
Municipality of South Perth.

No..... Date.....

I hereby apply for a license for a hoarding erected on..... situate in..... for a period ending on the 31st October next, subject to the by-laws of the Municipality of South Perth.

Full name and address of applicant.....
Exact position of hoarding.....
Dimensions thereof.....
Materials and construction thereof.....
Signature of Applicant.....

Third Schedule.
LICENSES.
(Clause 39.)
Municipality of South Perth.

No..... Date.....

This license is granted to..... of..... in respect of a..... on premises known as No..... in accordance with Application No..... and subject to the By-laws of the Municipality of South Perth.

This license expires on the 31st October 19.....

.....
Building Surveyor.

Fourth Schedule.

FEES.

(Clause 40.)

	£
1. A pylon sign	2
2. An illuminated sign on a roof— 6d. per sq. ft. with a minimum of £4.	
3. A sign over or partly over a street	1
4. Any other sign	2

Passed by the South Perth Municipal Council at the ordinary meeting of the Council held on the 27th August, 1958.

W. C. G. THOMAS,
Mayor.

E. J. JOHNSON,
Town Clerk.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 11th day of February, 1959.

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

ROAD DISTRICTS ACT, 1919.

Coolgardie District Road Board.

By-laws Covering Long Service Leave to be Granted to Employees of the Coolgardie District Road Board.

L.G. 408/58.

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

By-law No. 5 as published on page 2907 of the *Government Gazette* dated 15th October, 1957, to be amended as follows:—

By inserting in line 2 thereof after the word "service", the words "provided that the Board may, with the permission of the Minister first obtained, in special circumstances by a resolution passed by an absolute majority of the Board grant *pro rata* long service leave after five years of service".

Passed by resolution of the Coolgardie Road Board at a special meeting of the Board held on the 16th February, 1959.

J. P. BAKER,
Chairman.

H. E. WILLIAMS,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council, this 20th day of March, 1959.

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

DOG ACT, 1903.

Carnamah Road Board—By-laws.

L.G. 281/58.

UNDER section 35A of the Dog Act, 1903, and in exercise of all other powers thereto enabling it, the Carnamah Road Board doth hereby make the following by-laws for the control of dogs within the area of the Carnamah Road District:—

1. In these by-laws the term "Board" shall mean the Carnamah Road Board.
2. The Board may establish and maintain a pound or pounds for the impounding of dogs seized pursuant to the provisions of the Dog Act, 1903.
3. A dog seized by the police or by an officer authorised by the Board may be placed in a pound.
4. Where a dog has been seized or placed in a pound the keeper of the pound or other officer authorised by the Board shall, if the owner or person usually in charge of the dog is known to him, forthwith notify such person that the dog has been impounded.
5. If the owner or person apparently acting on behalf of the owner of a dog seized or impounded shall claim such dog, then upon payment of the fees specified in the Schedule hereto the dog shall be released to such person.
6. The poundkeeper shall be in attendance at the pound for the release of dogs at such times and on such days of the week as shall from time to time be determined by the Board.
7. Any person applying for the release of a dog seized or impounded shall prove to the satisfaction of the poundkeeper or other officer authorised by the Board the ownership of the dog and his authority to take delivery of it. The poundkeeper or officer may accept such proof as he considers satisfactory, and no person shall have any right of action against him or the Board in respect of the delivery of a dog in good faith.
8. If a dog shall not be claimed and the said fees paid within 48 hours of its being seized, or if a dog having a collar around its neck with a registration label for the current year affixed thereto shall not be claimed and the said fees paid within 48 hours of the service of a notice upon the registered owner, the poundkeeper or other officer authorised by the Board may sell such dog.
9. Upon the sale of a dog, the proceeds of a sale shall be the property of the Board and may be disposed of in such manner as the Board thinks fit. The owner of a dog sold pursuant to these by-laws shall have no claim against the Board in respect of the proceeds thereof.
10. If within the times mentioned by By-law 8 hereof or at any time before the destruction of a dog the dog has not been claimed as aforesaid and the said fees paid and if no offer has been received for its purchase, the dog may be destroyed.
11. Notwithstanding anything herein contained, but subject to the provisions of section 19 of the Dog Act, 1903, any dog seized or impounded may at any time be destroyed upon the authority of the Secretary of the Board if, in the opinion of the Secretary, the dog is too savage or noisy to be kept, or is suffering from an injury, disease or sickness.
12. If the Board shall destroy a dog at the request of its owner, whether such dog shall have been seized or impounded or not, the owner shall pay the Board the fee specified in the Schedule hereto.
13. No person shall—
 - (a) unless a poundkeeper or other officer of the Board duly authorised in that regard, release or attempt to release a dog from a pound;
 - (b) destroy, break into, damage, or in any way interfere with or render not dog proof any pound;
 - (c) destroy, break into, damage, or in any way interfere with or render not dog proof any dog cart, vehicle or container used for the purpose of catching, holding, or conveying dogs which have been seized.

14. The owner of a dog shall keep such dog chained or under effective control from sunset to sunrise, and notwithstanding the previous provisions of these by-laws, any dog found wandering at large between sunset and sunrise may be destroyed by the police or officer authorised by the Board.

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

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

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

- (a) A sports ground.
- (b) An area set aside for public recreation.
- (c) A car park.
- (d) A school.
- (e) Any land vested in or under the control of the Board other than a road.

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

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

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

The Schedule.

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

Passed by resolution of the Carnamah Road Board at a meeting held on the 18th day of December, 1958.

C. CHAPMAN,
Chairman.

R. S. DUTCH,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council, this 20th day of March, 1959.

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

PLANT DISEASES ACT, 1914 (AS AMENDED).
 PLANT DISEASES (REGISTRATION FEES) ACT, 1941 (AS AMENDED).

Department of Agriculture,
 Perth, 20th March, 1959.

Agric. File 510/54, Ex. Co. No. 471.

HIS Excellency the Governor in Executive Council, acting pursuant to powers conferred by the Plant Diseases Act, 1914 (as amended), read with the Plant Diseases (Registration Fees) Act, 1941 (as amended), has been pleased to make the regulations set out in the Schedule hereunder.

G. K. BARON HAY,
 Director of Agriculture.

Schedule.
 Regulations.

1. These regulations may be cited as the Orchard Registration Regulations, 1959.

2. (1) These regulations shall take effect and have the force of law on and after the 1st July, 1959.

(2) The Orchard Registration Regulations, 1954, published in the *Government Gazette* on the 18th February, 1955, are, as from the taking effect of these regulations, revoked.

3. In these regulations, subject to the context, the expression—

“fruit tree” for the purposes of regulations 4 and 5, includes fruit vine;
 “nursery” means an area of land in which fruit trees or fruit vines are planted and grown solely for the purposes of sale and transplantation;

“one acre”—

- (i) in the case of an orchard in which either fruit trees or fruit vines, or both fruit trees and fruit vines, are growing in a compact or continuous formation, means one acre according to measurements;
- (ii) in the case of an orchard in which only fruit trees, and not fruit vines, are growing and the same are not growing in a compact or continuous formation, means every one hundred fruit trees;
- (iii) in the case of an orchard in which only fruit vines are growing and the same are not growing in a compact or continuous formation, means every four hundred fruit vines;
- (iv) in the case of an orchard in which both fruit trees, and fruit vines, are growing, and the same are not growing in a compact or continuous formation, means every one hundred trees and for the purpose of computing the number of trees, four vines shall count as one tree;

“orchard” has the meaning assigned to it by section 4 of the Plant Diseases Act, 1914 (as amended), and includes a part of an orchard where, for the purposes mentioned in subsection (2) of section 4 of the Plant Diseases (Registration Fees) Act, 1941 (as amended), the part is deemed severable from the remainder of the orchard and is treated as a separate and distinct orchard;

“the Act” means the Plant Diseases Act, 1914, read with the Plant Diseases (Registration Fees) Act, 1941, and with their amendments and future amendments, if any, and the regulations made and in force thereunder.

4. The owner or occupier—

- (a) of every orchard in which one or more fruit trees are growing; and
- (b) of every nursery

shall take all necessary steps to have the orchard and the nursery registered in accordance with the provisions of the Act.

- 5. (1) The owner or occupier—
 - (a) of a nursery; or
 - (b) of an orchard, other than an orchard planted with twenty-five or more fruit trees all of which are less than four years old,
 must take all necessary steps to have the nursery and orchard registered for a period of either one year or five years.
- (2) The owner or occupier of an orchard planted with twenty-five or more fruit trees all of which are less than four years old must take all necessary steps to have the orchard registered annually for a period of one year.
- 6. The registration of a nursery or an orchard, if applied for on or before the commencing day of the period of registration has effect for the whole period of registration; but if applied for after the commencing day, the registration has effect from the time of registration until and including the 30th day of June of the year indicated in the certificate of registration.
- 7. (1) An application for registration of a nursery or an orchard must be made in Form 1 in the First Appendix to these regulations and must contain the particulars specified in that form.
 - (2) (a) Every application must be accompanied by the appropriate registration fee calculated in accordance with the scale set out in the Second Appendix to these regulations.
 - (b) (i) In this paragraph the expression "financial year" means a period of twelve months beginning on the first day of the month of July in any year.
 - (ii) The fee payable for registration of a nursery or an orchard, which is or becomes registrable within any financial year, shall be calculated as if the commencing day of the period of registration were the first day of the financial year.
- 8. These regulations do not apply to an orchard situated within that part of the State which is north of the twenty-eighth parallel of South latitude and is east of the one hundred and twenty-second meridian of longitude.
- 9. Where an orchard is situated on land belonging to the Crown and either used for public purposes or unoccupied, no fee is payable on the registration of the orchard.
- 10. Where an orchard is registered the Director of Agriculture shall issue or cause to be issued to the applicant a Certificate of Registration in Form 2 in the first Appendix to these regulations.
- 11. The holder of a Certificate of Registration of an orchard shall produce it for inspection whenever requested to do so by an inspector.

First Appendix.
Form 1.

Address of Orchard.....

The Plant Diseases Act, 1914 (as amended), and The Plant Diseases
(Registration Fees) Act, 1941 (as amended).

Regulation No. 7—Form No. 1.

APPLICATION FOR REGISTRATION OF ORCHARD AND/OR NURSERY.

The Director, Department of Agriculture, Perth.

Please register the above orchard and/or nursery:—

The registration fee of.....as computed on the reverse side of this card accompanies this application.

Full Name..... Occupier
Owner
(Surname in Block Letters)

Postal Address.....

State Name of Occupier year 19 -19

I hereby certify that the information herein is true and correct to the best of my knowledge and belief.

Signature..... Date.....

Postage
Stamps are
Not
acceptable.

Attach
Revenue
Stamp here.

Second Appendix.

Reg. No. 7(2).

Scale of Fees payable on Application for Registration of a
Nursery or an Orchard.

	Fee for each year or part of a year.	
	s.	d.
(1) For an orchard in which less than 25 fruit trees or fruit vines are planted	2	0
(2) For a nursery of any area	2	0
(3) For an orchard, or any part of an orchard, in the area of which are planted not less than 25 fruit trees or fruit vines, if and while the fruit trees and fruit vines are less than 4 years old	2	0
(4) For an orchard in which are planted fruit trees or fruit vines to a number of more than 24 and of less than 100	5	0
(5) For an orchard of not less than one acre planted with fruit trees or fruit vines of 4 years of age or over, per acre or part of an acre	5	0
(6) For an orchard of not less than one acre planted with grape vines the fruit of which is used only for the manufacture of wine, per acre or part of an acre (but subject to an aggregate amount of £3)	5	0

MINE WORKERS' RELIEF ACT, 1932-1958.

Department of Mines,
Perth, 20th March, 1959.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of section 62 of the Mine Workers' Relief Act, 1932-1958, has been pleased to make the regulations set out in the Schedule hereunder.

(Sgd.) A. H. TELFER,
Under Secretary for Mines.Schedule.
Regulations.

1. In these regulations the Mine Workers' Relief Regulations, published in the *Government Gazette* on the 12th July, 1935, and amended from time to time thereafter, are referred to as the principal regulations.

2. Regulation 48 of the principal regulations is amended—

- (a) by substituting for the word, "to" in line one of subregulation (1) the words, "in respect of"; and
- (b) by substituting for the word, "to" in line two of subregulation (2) the words, "in respect of".