



Government Gazette

OF

WESTERN AUSTRALIA

(Published by Authority at 3.30 p.m.)

(REGISTERED AT THE GENERAL POST OFFICE, PERTH, FOR TRANSMISSION BY POST AS A NEWSPAPER.)

No. 41]

PERTH : TUESDAY, 26th MAY

[1959

TRAFFIC ACT, 1919-1958.

Office of the Commissioner of Police,
Perth, 18th May, 1959.

Police T.O. 58/1254.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Traffic Act, 1919-1958, has been pleased to make the regulations set out in the Schedule hereunder.

J. M. O'BRIEN,
Commissioner of Police.

Schedule. Regulations.

1. In these regulations the Blood Alcohol Test Regulations, 1958, published in the *Government Gazette* on the 12th September, 1958, are referred to as the principal regulations. Principal regulations.
2. Regulation 2 of the principal regulations is amended by adding after the interpretation, "analyst" the following interpretation— Reg. 2 am.
"local authority" has the same meaning as the interpretation of that term in the Traffic Act, 1919.
3. Paragraph (d) of subregulation (1) of regulation 4 is amended— Reg. 4 am.
(a) by adding after the word, "boiling" in line two the passage ", or dry sterilising"; and
(b) by adding before the word, "is" in line two the words, "which syringe".
4. Regulation 9 of the principal regulations is amended by adding after the words, "Commissioner of Police" in line seven the words, "or to the Secretary or Town Clerk of the local authority concerned". Reg. 9 am.
5. Regulation 10 of the principal regulations is amended— Reg. 10 am.
(a) by adding after the words, "Commissioner of Police"
(i) in line two of subregulation (3);
(ii) in line five of subregulation (4); and
(iii) in line four of subregulation (5)
the words, "or the local authority concerned";
(b) by deleting the words, "by a person to the Commissioner of Police" in lines two and three of subregulation (6); and
(c) by adding after the words, "Commissioner of Police" in line three of subregulation (6) the words, "or the local authority concerned".

TRAFFIC ACT, 1919-1958.

Office of the Commissioner of Police,
Perth, 18th May, 1959.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Traffic Act, 1919-1958, has been pleased to make the regulations set out in the Schedule hereunder.

J. M. O'BRIEN,
Commissioner of Police.

Schedule.
Regulations.

Principal
Regs.

1. In these regulations the Traffic Regulations, 1954, published in the *Government Gazette* on the 15th December, 1954, as amended by the regulations amending the same published in the *Gazette* on the 9th February, 1955, 1st April, 1955, 11th May, 1955, 17th June, 1955, 9th August, 1955, 30th September, 1955, 30th December, 1955, 24th April, 1956, 23rd October, 1956, 16th November, 1956, 23rd November, 1956, 21st December, 1956, 22nd February, 1957, 8th March, 1957, 1st April, 1957, 26th April, 1957, 17th May, 1957, 1st July, 1957, 30th August, 1957, 25th September, 1957, 5th November, 1957, 20th December, 1957, 23rd December, 1957, 24th January, 1958, 19th February, 1958, 17th April, 1958, 29th April, 1958, 13th May, 1958, 5th June, 1958, 25th June, 1958, 15th July, 1958, 18th July, 1958, 1st August, 1958, 12th September, 1958, 10th October, 1958, 24th November, 1958, 3rd March, 1959, and 9th April, 1959, are referred to as the principal regulations.

2. Regulation 351 of the principal regulations is amended by deleting the passage, "(b) from Howard Street into St. George's Terrace," being the whole of line eight of subregulation (3) as published in the *Gazette* on the 9th April, 1959.

TRAFFIC ACT, 1919-1958.

Office of the Commissioner of Police,
Perth, 18th May, 1959.

Police T/O. 59/418.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Traffic Act, 1919-1958, has been pleased to make the regulations set out in the Schedule hereunder.

J. M. O'BRIEN,
Commissioner of Police.

Schedule.
Regulations.

Principal
Regs.

1. In these regulations the Traffic Regulations, 1954, published in the *Government Gazette* on the 15th December, 1954, as amended by the regulations amending the same published in the *Gazette* on the 9th February, 1955, 1st April, 1955, 11th May, 1955, 17th June, 1955, 9th August, 1955, 30th September, 1955, 30th December, 1955, 24th April, 1956, 23rd October, 1956, 16th November, 1956, 23rd November, 1956, 21st December, 1956, 22nd February, 1957, 8th March, 1957, 1st April, 1957, 26th April, 1957, 17th May, 1957, 1st July, 1957, 30th August, 1957, 25th September, 1957, 5th November, 1957, 20th December, 1957, 23rd December, 1957, 24th January, 1958, 19th February, 1958, 17th April, 1958, 29th April, 1958, 13th May, 1958, 5th June, 1958, 25th June, 1958, 15th July, 1958, 18th July, 1958, 1st August, 1958, 12th September, 1958, 10th October, 1958, 24th November, 1958, 3rd March, 1959, and 9th April, 1959, are referred to as the principal regulations.

2. The second schedule to the principal regulations is amended by substituting for Form 14 the following form:—

New Form 14 substituted in Second Schedule.

Form No. 14.

Western Australia.

Traffic Act, 1919-1958.

FORM OF BOND BY INSURANCE COMPANY.

Know ye all men by these presents that (name)..... of (address).....(in this bond called "the company") is held and firmly bound unto Her Majesty the Queen in the sum of.....pounds (£.....) for the payment of which sum to Her Majesty the company binds itself by these presents.

{
.....
.....

(The company is required to execute this bond in accordance with its articles or charter.)

Whereas (name of applicant or licensed dealer)..... of (address)..... (in this bond called the "licensed dealer") is or expects to be the holder of a dealer's license under the Traffic Act, 1919, as amended, now the condition of the abovementioned bond is such that if the licensed dealer complies in all respects with the following conditions:—

- (1) Where the owner of a used motor vehicle authorises a licensed dealer to sell or otherwise part with the possession of the used motor vehicle upon such terms, conditions, and price as the owner and the licensed dealer agree upon if upon the licensed dealer selling or otherwise parting with the possession of the used motor vehicle—
 - (a) he pays the owner the whole or such part of the price or other sum he has agreed to pay to him; and
 - (b) he so sells or otherwise parts with possession in accordance with the terms, conditions, and price agreed upon;
- (2) where the licensed dealer purports to sell or hire with an option to purchase or exchange a used motor vehicle to or with a person if he effectually transfers the property in the vehicle to that person when he is entitled to the transfer of that property;
- (3) if the licensed dealer does not deliberately misrepresent the general efficiency and mechanical condition of a used motor vehicle to a person and thereby cause that person to suffer damage; and
- (4) if the licensed dealer, having sold or hired with an option to purchase, a used motor vehicle does not fraudulently remove any of the parts or accessories from that vehicle,

during the currency of any license or licenses already issued or to be issued to him and during the currency of any other license issued to him as a licensed dealer whether in addition to or in substitution for the present or any future license or licenses held by him and during the currency of any license issued as a renewal or transfer of any one

or more of such licenses then the abovementioned obligation is void but otherwise it shall remain in full force and effect. Except that—

- (1) this bond and the amount thereof is in addition to any other bond and the amount thereof given in respect of the licensed dealer either before or after the date of this bond but the total liability payable under this and any other bond during the period of any license held by a licensed dealer shall not exceed three thousand pounds;
- (2) the total amount payable under this bond shall not exceed the amount set out above.

Note.—This security bond must have the Stamp Duty embossed as required by the Stamp Act.

TRAFFIC ACT, 1919-1958.

Municipality of Carnarvon.

Traffic By-law.

Police T.O. 58/374.

A By-law of the Municipality of Carnarvon pursuant to an Order in Council made under the Authority of Section 49 of the Traffic Act, 1919-1958.

IN pursuance of the powers conferred by the said Order in Council, the Municipality of Carnarvon, by this by-law orders as follows:—

Traffic By-law No. 2.

(1) No person shall ride or drive any animal or vehicle on any of the roads or parts of the roads within the Municipality of Carnarvon described in the first column of the tabulation hereunder, except in the specified direction appearing opposite and corresponding to such roads or parts of roads in the second column of such tabulation:—

Road or part of road.	Specified Direction.
West Street, between Cleaver Street and Olivia Terrace.	From south-east to north-west.
Olivia Terrace, between West Street and Brown Street.	From south-west to north-east.

(2) A person who commits any breach of this by-law shall on conviction be liable to a penalty not exceeding twenty pounds (£20).

Passed by the Council of the Municipality of Carnarvon on the 3rd day of February, 1959.

[L.S.]

J. McKENNA,
Mayor.

H. J. NICOL,
Town Clerk.

Recommended—

(Sgd.) C. C. PERKINS,
Minister for Traffic.

Approved by His Excellency the Governor in Executive Council, this 14th day of May, 1959.

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

TRAFFIC ACT, 1919-1958.

Harvey Road Board.

Police T.O. 58/1268.

THE Harvey Road Board pursuant to an Order in Council under section 49 of the Traffic Act, 1919-1958, published in the *Government Gazette*, dated the 8th day of November, 1957, and in exercise of the power thereby conferred doth hereby make the following by-law prescribing rules to be observed in respect of any vehicle being driven or used on roads within the townsite of Yarloop in the Harvey Road Board Districts:—

1a. No person in charge of any vehicle shall cause or permit such vehicle to stand on the western side of Station Street between any point 121 feet southerly of the northern boundary of Harvey AA Lot 183 and any point 224 feet southern of the northern boundary of the same lot.

1b. No person in charge of any vehicle shall cause or permit such vehicle to stand on the eastern side of Station Street between the Station Street Railway Crossing and any point 118 feet north of the northern road survey line for that railway crossing.

2. Any person who shall commit a breach of this by-law shall be liable, on conviction, to a penalty not exceeding five pounds (£5).

Passed by a resolution of the Harvey Road Board at a meeting held on the 16th day of December, 1958.

R. L. HESTER,
Chairman.

R. J. DEWING,
Secretary.

Recommended—

(Sgd.) C. C. PERKINS,
Minister for Traffic.

Approved by His Excellency the Governor in Executive Council this 14th day of May, 1959.

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

TRAFFIC ACT, 1919-1958.

Shark Bay Road Board.

Traffic By-laws.

L.G. 270/59.

IN pursuance of the powers conferred by His Excellency the Governor by Order in Council published in the *Government Gazette* on the 6th day of December, 1946, the Shark Bay Road Board doth hereby make the following by-law for the control of traffic on certain roads in the Shark Bay Road District:—

(1) No person shall on any portion of that road known as the Hamelin Pool-Cararang Road and being Main Roads Department Proposal No. 104 from the junction of that road with the Hamelin Pool-Denham Road and leading to the Tamala and Cararang Homesteads, drive or cause to be driven any vehicle having a gross weight on any one axle of a load greater than two-thirds of the load permitted under the provisions of the Traffic Act for a vehicle of that class.

Penalty: £20.

Made and passed by the Commissioner of the Shark Bay Road Board this 21st day of April, 1959.

Shark Bay Road Board,
GEO. S. LINDSAY,
Commissioner.

Recommended—

(Sgd.) C. C. PERKINS,
Minister for Traffic.

Approved by His Excellency the Governor in Executive Council this 14th day of May, 1959.

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

TRAFFIC ACT, 1919.

Serpentine-Jarrahdale Road Board.
One-way Traffic and Parking By-laws.

Police T.O. 58/463.

THE Serpentine-Jarrahdale Road Board, pursuant to an Order in Council under section 49 of the Traffic Act, 1919, published in the *Government Gazette* on the 23rd day of January, 1959, and in exercise of the powers thereby conferred, doth hereby make the following by-laws to have effect in the Serpentine-Jarrahdale Road District:—

1. No person shall ride or drive any animal or vehicle on the road or portion of the road in the Serpentine-Jarrahdale Road District described in the first column of the tabulation hereunder, except in the specified direction appearing opposite and corresponding to such road or portions aforesaid in the second column of the said tabulations:—

Road or portion of road.	Specified Direction.
Road No. 1311 from the junction of road No. 743 and No. 1311 to Atkins Street.	From west to east.

2. A person shall not park a vehicle on the southern side of road 1311, between road No. 743 and Atkins Street.

3. Penalty: Twenty pounds (£20).

Passed by resolution of the Serpentine-Jarrahdale Road Board at a meeting held on the 23rd day of February, 1959.

G. L. LADHAMS,
Chairman.

J. GLENNIE,
Secretary.

Recommended—

(Sgd.) C. C. PERKINS,
Minister for Traffic.

Approved by his Excellency the Governor in Executive Council this 14th day of May 1959.

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

MUNICIPAL CORPORATIONS ACT, 1906, AND AMENDMENTS.

City of Fremantle.

Hawkers.

L.G. 297/58.

A by-law of the City of Fremantle, numbered 223, made under and pursuant to sections 180 and 182 of the Municipal Corporations Act, 1906, and Amendments, regulating the Hawking of Goods, Wares and Merchandise, and Prohibiting the Hawking of same in certain prescribed Streets, Roads, Ways, and other parts of the City of Fremantle.

IN pursuance of the powers conferred by the Municipal Corporations Act, 1906, and Amendments, and of all other powers them enabling, the Mayor and Councillors of the City of Fremantle order as follows:—

(1) All by-laws heretofore made relating to the hawking of goods, wares and merchandise are hereby repealed.

(2) No person shall hawk any goods, wares or merchandise in or within any of the following streets or places within the City of Fremantle:—

- (a) High Street from Cliff Street to Parry Street;
- (b) Market Street;

- (c) Adelaide Street;
- (d) South Terrace from Market Street to the Southern boundary of Norfolk Street;
- (e) Reserve No. 12477, known as South Beach Reserve;
- (f) South Terrace from Douro Road, to the southern boundary of Island Street;
- (g) Douro Road, Scott Street and Island Street; from South Terrace to the sea;
- (h) Marine Terrace, from Scott Street to the southern boundary of Douro Road;
- (i) Fremantle Suburban Lots 85 and 1709, South Terrace, from Scott Street to Douro Road, and also that portion of Douro Road from South Terrace to Hickory Street.

Hawking in any of these streets and places is absolutely prohibited.

(3) Every person desirous of obtaining a license for the hawking of goods, wares and merchandise shall make application in writing in approved form to, and shall submit for the approval of, the Town Clerk the cart, dray, wagon, barrow, truck, motor or other vehicle proposed to be used for the transporting of such goods, wares and merchandise and shall also submit for the approval of the Town Clerk the basket or similar container proposed to be used for the sale or the offering for sale of same.

(4) Every licensed person shall have and keep exposed to public view, while travelling on his licensed cart, dray, wagon, barrow, truck, motor or other vehicle, basket or container his name and license number, and the words "Licensed Hawker" painted in legible and conspicuous roman letters not less than one inch in length and of corresponding width.

(5) (a) No person shall hawk any goods, wares or merchandise in the City of Fremantle without first obtaining a license from the Town Clerk.

(b) A licensed hawker shall not sell or offer for sale any goods, wares or merchandise in the City of Fremantle other than—

- (i) from a basket or similar container, and
- (ii) within the premises of a householder;

but subject to the following exception:—

Exception.

- (i) The Council may exempt certain goods, wares and merchandise in certain reserves and beaches on certain days.
- (ii) The exempted wares and reserves and beaches and days shall be fixed by the Council from time to time and shall be endorsed on the license issued in respect thereof.
- (iii) Where a license is so endorsed the licensed hawker may—
 - (a) sell the exempted goods, wares and merchandise in the exempted reserves and beaches on the exempted days;
 - (b) sell other than from a basket or similar container in such reserves and beaches on the exempted days.

(6) The Council may in its discretion refuse to grant a hawker's license or a renewal thereof and in so doing shall not be compelled to give to such person any reason for such refusal.

(7) No unlicensed person shall, within the City of Fremantle, hawk any goods, wares and merchandise or expose any name on any cart, dray, wagon, barrow, truck motor, or other vehicle, basket or container purporting to be the name of a licensed person.

(8) Every licensed person shall on application, show to any Inspector or other officer of the Municipality or Police Constable, on demand, his license for hawking.

(9) Every licensed person hawking any goods, wares or merchandise shall carry with him in a convenient place a suitable weighing instrument or measure, with the necessary weights for weighing the same, and shall, when requested by a purchaser weigh or measure any article sold by weight or measure purchased by him in his presence.

(10) Every hawker's License shall be in the form or to the effect of the following:—

HAWKER'S LICENSE.

No. of License.....
Mr..... of.....
Street.....by virtue of this license of the City of Fremantle, is authorised to hawk within the City of Fremantle (other than in or within the undermentioned streets or places) goods, wares and merchandise provided such goods, wares and merchandise are only sold or offered for sale—

- (i) from a basket or similar container, and
- (ii) within the premises of a householder

unless exempted on the reverse side hereof.

This license shall remain in force until the.....day of.....and no longer.

This License is issued subject to By-law No. 223 of the City of Fremantle, and such by-laws as are now or may hereafter be in force.

This License does not entitle the owner thereof to hawk within the undermentioned streets or places namely: High Street from Cliff Street to Parry Street; Market Street; Adelaide Street; South Terrace from Market Street to the southern boundary of Norfolk Street; reserve No. 12477, known as South Beach Reserve; South Terrace from Douro Road to the southern boundary of Island Street; Douro Road; Scott Street; and Island Street from South Terrace to the sea; Marine Terrace from Scott Street to the southern boundary of Douro Road; Fremantle Suburban Lots 85 and 1709; South Terrace from Scott Street to Douro Road, and also that portion of Douro Road from South Terrace to Hickory Street.

Dated this.....day of.....19.....
Monthly fee.....

.....
Town Clerk.

(11) There shall be payable to the City, the fees set forth in the Schedule hereunder, for the issue of a license to hawk under this by-law.

(12) Every applicant for a license shall, at the time of making his application, lodge with the Town Clerk the fee prescribed in respect to the particular class of License applied for by him. Should his application be refused, the fee paid shall be refunded to him.

SCHEDULE OF FEES.

For hawking any goods, wares or merchandise—if with dray, wagon, truck, cart, motor or other vehicle (other than a motor cycle and side car), whether drawn by horse, motive or other power—7s. 6d. per month.

If with motor cycle and side car, cart, or barrow or truck drawn by hand—5s. per month.

If in basket or pack carried by hand—2s. 6d. per month.

(13) Every person offending against any provision of this by-law shall forfeit and pay for each offence a sum not exceeding five pounds (£5).

Passed at a meeting of the Council of the City of Fremantle this 19th day of January, 1959.

W. FRED. SAMSON,
Mayor.

J. C. McCOOMBE,
Town Clerk.

Recommended—

(Sgd.) L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 14th day of May, 1959.

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

ROAD DISTRICTS ACT, 1919.

Tableland Road Board.

By-laws Amendments.

L.G. 1923/52.

THE by-laws in respect of the Road Districts Act, 1919, promulgated in the *Government Gazette*, 14th February, 1919, and amended the 19th June, 1953, are hereby further amended as follows:—

By-laws 1 to 47 inclusive are revoked and the following new by-laws to be numbered 1 to 49 and 55 to 59 made and adopted:—

Interpretations.

1. In these by-laws the interpretations set out in the Road Districts Act shall apply, in addition to which the following terms shall, unless the context otherwise indicates, bear the meaning set against them in the Road Districts Act, or respectively, that is to say—

"the Act"—the Road Districts Act, 1919, and all amendments thereto which may hereafter come into force;

"Board"—Tableland Road Board;

"board room"—the office, hall or building in which the meeting of the Board is held from time to time;

"District"—the district under the jurisdiction of the Tableland Road Board;

"footpath or footway"—that part of a road set apart for the sole use of foot passengers, whether the same be made or kerbed or otherwise, and not less than six feet wide. Wherever a road has been formed or constructed and/or drained, the portion of the road between the drain and the fence on each side shall be set apart for the sole use of foot passengers, with a minimum width of six feet and in each case shall constitute a footpath;

"Secretary"—the Secretary of the Board.

All other interpretations to be as prescribed in the Road Districts Act or other Acts or regulations thereunder.

Duties of Secretary.

2. The duties of the Secretary shall be—

- (a) to attend all Board meetings;
- (b) to attend all committee meetings;
- (c) to take notes of minutes and prepare reports of committees;
- (d) to conduct all correspondence, and to give the other officials instructions, as directed by the minutes, and to carry out the resolutions of the Board as contained in such minutes;
- (e) to answer all questions on the Board's business;
- (f) to see that the accounts and balance sheets are prepared and published yearly, and to carry out any other duties specified under the Road Districts Act, 1919, or amendments thereto;
- (g) to prepare and place before the Board the financial statement to date, at the end of each month of the financial year;
- (h) to supervise the preparation of the rate books and the Board's electoral lists; to examine proof of the latter, and to arrange for distribution of the copies prior to the elections; also to attend all courts of revision or appeal; to make necessary arrangements for the elections;
- (i) to summon members to Board and committee meetings;
- (j) to keep all books up to date, in accordance with instructions issued by the Minister, and additional instructions of the Board; to balance all books in ink every month;
- (k) to check all accounts sent into the Board, and to see that all accounts for work have stated in them the authority under which such works have been done, and to check all returns made by the collector or other of the Board's officers, and to see that the counterfoils of the receipt book accompany all returns, to supervise and attend to the due payment of all moneys coming through the hands of the Board's officers and payable to the credit of the Board;

- (l) to report to the Board at its next meeting any officer neglecting to make his returns as provided, with the necessary vouchers attached thereto;
- (m) to see that no payments to the credit of the Board's banking accounts shall be made, except through the Secretary or such other officer as may be acting temporarily in that capacity;
- (n) to readily and cheerfully obey all lawful demands or orders of the Board and to attend to all other matters affecting the finances and welfare of the Board not herein specified;
- (o) to see that all bonds and other forms of security to be taken from the contractors are prepared and that the security required from servants is taken within due time, and to report on such matters to the Board;
- (p) to inspect all roads in the District yearly, and to report on their condition to the Board;
- (q) to report to the Chairman any servant who has been guilty of any neglect of duty, or who is incapable of performing the duties allotted to him, and, if necessary, to suspend or dispense with the services of any other servant and to duly report such action to the next ordinary meeting of the Board;
- (r) to exercise, subject to any directions given by the Board or the Chairman thereof, control over all servants of the Board;
- (s) to see that no receipt is on any other than the forms prescribed by the Acts and regulations under which authority is given for the issue of such receipt;
- (t) to be responsible for the issue of receipts on the proper prescribed forms; and that all receipts issued are in proper sequence;
- (u) to keep in the safe all current books and legal documents when not in actual use; to retain one key of the safe in his own personal custody, and to deposit the duplicate with the Board's bankers in the joint name of the Chairman and Vice-Chairman of the Board, to lock in the safe at the end of each day such of the Board's moneys as remains unbanked; to enter in the bank deposit book full details of all cheques and other moneys and to obtain a proper deposit receipt thereto.

Appointment of Officers.

3. No permanent appointment shall be made to any office under the Board until after an advertisement has been published in one or more local newspapers, calling for applications from persons competent to fill such appointment. All appointments shall be made by a resolution passed by the Board. The election of all officers shall be by a show of hands, unless a ballot is demanded; the salary or allowance attached to the office under consideration of the Board shall in all cases be fixed prior to the appointment, and the salary of any officer, when fixed, shall not at any time be considered with a view to its increase or reduction, unless specially authorised by a meeting of the Board.

4. All complaints against servants of the Board must be in writing and must in every case be signed by the person or persons complaining, and no notice whatsoever shall be taken of any complaint not made in accordance with this by-law. All such complaints as are received shall be addressed to the Chairman, who upon receipt of such complaint, shall have the power to investigate the same, and he shall report thereon to the Board at its next meeting.

Meetings and Proceedings.

5. Seven days' notice in writing shall be given by the Chairman or Secretary of ordinary meetings, and also of every meeting adjourned for a term exceeding six days.

6. Meetings of the Board shall be of two kinds, "ordinary" and "special." Ordinary meetings are those held regularly in pursuance of these by-laws for the transaction of the general business of the Board, including adjourned meetings, at which incompleting business shall be completed together with other business considered necessary. Special meetings are those called under section 131 of the Act, and shall include those called by the Chairman in response to a requisition signed by three members, or on his own behalf, and the notices for such special meeting shall have such special business specified thereon, and

nothing shall be discussed at any special meeting other than the special business specified on the notice of the meeting: Provided, however, that any matter of emergency may be discussed on the ruling of the Chairman and with the consent of those present.

The ratepayers' meeting shall consist of one called under section 144 of the Act, and the Standing Orders, so far as the Act allows shall apply to the proceedings, but the provisions of the Act shall be first observed.

The Chairman, if present, shall preside at all meetings of the ratepayers and of the Board, and in his absence, or if, after being present, he shall retire, the person to preside at a meeting of ratepayers shall be a ratepayer chosen by the ratepayers present, and the person to preside at a meeting of the Board shall be the Vice-Chairman or in his absence, a member chosen by the majority of those present.

7. Ordinary meetings shall be held at the chambers of the Board or at some other convenient place at 9 a.m. on the second Saturday of each month or on such day and at such hour as may be appointed from time to time by the resolution of the Board passed at the previous meeting of the Board.

8. A special meeting may, on the requisition of three members of the Board, be called at any time in the manner prescribed by the Act, but the Chairman may call a special meeting of the Board as often as he deems proper.

9. No business shall be transacted at any ordinary or special meeting unless a quorum, as specified by the Act, shall be present.

10. At all meetings of the Board, when there is not a quorum present or when the Board is counted out (which counting out shall take place whenever there is less than a quorum present, or within 30 minutes after the time for which the meeting is called), such circumstances, together with the names of the members then present, shall be recorded in the minute book.

11. At any meeting of the Board it shall rest with the majority of the members of the Board present to exclude the public from such meeting when in their opinion it is expedient to do so.

12. The first business at ordinary meetings of the Board shall be the consideration of the minutes of the preceding meeting, with a view to their confirmation. Reading of the minutes may be dispensed with, if members have been supplied with a copy thereof at least three days prior to the meeting at which such are confirmed. No discussion shall take place upon the minutes of the preceding meeting, except as to their accuracy, or for rectification of a clerical error.

13. The minute book prescribed by the Act, shall be kept, in which any item of business transacted by the Board at the meetings shall be entered by the Secretary: Provided that pasting or permanently affixing the minutes of the meeting of the Board to the leaves of a book shall be equivalent to entry therein. Minutes of both special and ordinary meetings shall be confirmed at the next ordinary meeting of the Board.

14. Each member (including the Chairman) shall have one vote and, in the case of an equality of votes, the question shall pass in the negative. In all other cases all questions at such meeting to be decided by a majority of votes of the members present. All motions and amendments shall be decided by a show of hands, unless a division is demanded before the next business is proceeded with.

Standing Orders.

15. The order of business at all ordinary meetings of the Board shall be as follows that is to say:—

- (a) Reading of minutes of last ordinary meeting also special meetings and confirmation thereof, but the minutes may be taken as read if circulated to members at least three days before the meeting.
- (b) Consideration of business arising from the minutes.
- (c) The Chairman shall have the right of directing attention at any meeting to any matter or subject within the jurisdiction or official cognisance of the Board, by a minute signed by himself and such minute shall, when introduced, take precedence over all business before or to come before the Board, and the adoption thereof shall be put by him from the Chair, as a motion, without being seconded, but he shall confine himself to the questions contained therein.

- (d) Reading of correspondence received and despatched, and taking action as may be deemed expedient, in regard thereto.
- (e) Reports of subcommittees or officers.
- (f) Questions of which due notice has been given by members.
- (g) Deputations and presentation of petitions or memorials, and consideration thereof.
- (h) Consideration of tenders and ratification of contracts.
- (i) Motions of which previous notice has been given.
- (j) Motions without notice, by leave of the Board.
- (k) General business.
- (l) Notice of motions.
- (m) Presentation of monthly statement and passing of accounts for payment.

16. In the event of any member having urgent business to place before the meeting, he may move the suspension of the Standing Orders, and if agreed to by the Board, such business shall take precedence of all other business.

17. Every petition or memorial shall be respectful and temperate in its language, and shall be presented to the Board by a member only; and any member presenting a petition or memorial shall acquaint himself with the contents thereof, ascertain that it does not contain language disrespectful to the Board; the nature or prayer of any petition or memorial shall be stated to the Board by the member presenting same.

18. Tendere for work shall be opened and dealt with when the subject matter of the tendere comes on to be considered at the meeting of the Board, or by a committee appointed for that purpose. The Board may require a deposit of five per cent. of the amount of each tender to accompany each tender, or the Board may require two satisfactory bonds lodged with the Board.

19. A member, when speaking, shall not digress from the subject of debate.

20. All correspondence to the Board shall be addressed to the Secretary and submitted to the Board; no letter addressed to the Board shall be presented or read by a member.

21. (a) If in a report of a committee distinct recommendations are made, the decision of the Board may be taken separately on each recommendation.

(b) Any report of a committee, or any portion of such report, may be amended by the Board, in any manner it may think fit or may be referred back to the committee for further consideration.

(c) The recommendation of any committee, when adopted by the Board, shall be a resolution of the Board.

22. When the Chairman rises in his place during the progress of a debate any member then speaking or offering to speak shall immediately resume his seat, and every member shall preserve strict silence so that the Chairman may be heard without interruption, but the member who was speaking may resume when the Chairman takes his seat.

23. In the absence of any member who has placed a notice of motion on the business paper for any meeting, any other member may at such meeting move the same, or such motion may be deferred until the next ordinary meeting of the Board.

24. Except as elsewhere provided, no motion, after being placed on the business paper, shall be withdrawn without consent of the Board.

25. No motion shall be debated unless or until it has been seconded.

26. When a motion has been proposed and seconded it shall become subject to the control of the Board, and shall not be withdrawn without the consent of the Board.

27. When a motion has been proposed and seconded, any member shall be at liberty to move an amendment thereon, but no such amendment shall be debated unless or until it has been seconded. After an amendment has been moved and seconded, any member desirous of moving a further amendment may give notice of his intention so to do, and may briefly state his proposed amendment and the effect thereof.

28. No motion or amendment shall be debated unless or until it has been reduced to writing, if the Chairman so directs.

29. In submitting a motion or amendment the Chairman shall put the question first in the affirmative and then in the negative.

30. If the amendment has been carried, the question as amended shall itself become the question before the Board, whereupon any further amendments upon such questions may be moved.

31. If an amendment, whether upon an original question or amended as aforesaid, has been negatived, then a further amendment may be moved to the question to which such first mentioned amendment was moved, and so on until there are no further amendments, and the question is then decided by the final vote in the affirmative or in the negative: Provided that no more than one question and one proposed amendment thereof shall be before the Board at any one time.

32. No discussion shall be permitted upon any motion for the adjournment of the Board. If, upon the question being put on any such motion the same is negatived, the subject then under consideration or the next on the business Paper shall be discussed, and it shall not be competent for any member to again move for adjournment until half an hour has elapsed from the time of moving the one that has been negatived.

33. On resuming any discussion that has been adjourned, the mover of such adjournment shall be entitled, if he has not already spoken on the subject under discussion, to speak first.

34. Every such question shall be put categorically and without argument.

35. No discussion shall be permitted respecting any reply or refusal to reply to any question.

36. Members shall on all occasions, when at a meeting, address the Chairman and Secretary, by their official designations such as Chairman or Secretary, as the case may be, and, with the exception of the Chairman, shall rise in their places and stand while speaking, except when prevented from doing so by bodily infirmity.

37. No member shall be interrupted while speaking except for the purpose of calling him to order as hereinafter Provided, or in pursuance of by-law No. 22.

38. The mover of an original motion shall have the right of general reply to all observations which have been made in reference to such motion or to any amendment moved thereon, as well as the right to speak upon every such amendment. Every member, other than the mover of the original question shall have the right to speak once upon such question, and once upon every amendment moved thereon. No member shall without the consent of the Board speak more than once upon any one question, or for a period of more than ten minutes at any one time, unless when misrepresented or misunderstood in which case he may be permitted to explain without adding any further observations than may be necessary for the purpose of explanation.

39. Upon a vote being taken all members present within the Board room, unless disqualified from voting, shall, upon the question being put, record their respective votes in the affirmative or negative, as each shall deem desirable, but if a member neglects or refuses to vote, his vote shall be counted for the negative.

40. (a) All questions shall, if not otherwise decided by law, be determined thus. Upon a question being put, those in favour shall say "Aye" and those against "No." The Chairman shall declare whether the "Ayes" or "Noes" have determined the question; or, if the Chairman prefers, he may call for a show of hands for and against the question. The decision of the Chairman shall be final and conclusive unless such decision be immediately challenged and two members rise and demand a division.

(b) Where there is only one dissentient, he may request that his name be recorded in the minutes as opposed to the motion, and it shall be so recorded.

41. Upon a division being called for, the question shall be put in the affirmative first and then in the negative, and the Chairman and all members present shall vote by show of hands, and the names and the votes of the Chairman and members present shall be recorded in the minutes by the Secretary. Any member of the Board present when a division is called for who does not, in the manner above indicated, vote on such motion, not being disqualified by law from voting, shall have his vote counted in the negative.

42. The Chairman shall be at liberty to put any question as often as may be necessary, to enable him to form his opinion as to the result of voting, and declare the same.

43. Any member who, at any meeting of the Board, or any committee commits a breach of any by-law, or who moves or attempts to move a motion or amendment embodying any matter beyond the legal jurisdiction of the Board or committee or who in any other way raises or attempts to raise any question, or addresses, or attempts to address the Board or committee upon any subject which the Board or committee has no legal right to discuss, or who uses any language which according to the common usage of gentlemen would be held disorderly, or makes use of any expression inconsistent with good order and decorum, or who says or does anything calculated to bring the Board or committee into contempt, shall be guilty of an act of disorder.

44. The Chairman, when called upon to decide a point of order or practice shall state the rule or precedent applicable to the case, without further argument or comment, and his decision shall be final in that particular case. If the ruling of the Chairman be disagreed with, then the usual Parliamentary procedure may be adopted.

45. Any member having been called to order by the Chairman more than once for any infringement of any of the provisions of these by-laws, or for any breach of decorum, shall upon the request of the Chairman, withdraw from the Board room for the remainder of the meeting.

46. If disorder arises at any meeting the Chairman may adjourn the meeting for a period of 15 minutes, and quit the Chair. On resuming, the Board shall, on the question being put from the Chair, decide without debate whether the business be proceeded with or not.

47. The Board may at any time appoint one or more members as a committee to enquire into any matter, and make a report and recommendations thereon, but no committee shall incur a financial liability or in any way commit the Board to any responsibility whatever, without express and specific authority conferred by the by-laws or resolution of the Board.

48. An account shall be opened with such bank as the Board from time to time directs, and all moneys received from whatever sources, with the exception of moneys granted by the Government, shall be paid into such bank to the credit of the Board, and no account shall be paid by other than cheque signed by the Chairman and one member of the Board and countersigned by the Secretary; providing that payments less than five pounds may be made in cash from petty cash account kept for that purpose. Such petty cash account shall be kept on the imprest system, and the amount thereof shall be decided by the Board from time to time.

49. The common seal of the Board shall be kept in the Board's safe. The common seal shall not be affixed to any deed or to any other instrument except by a resolution of the Board.

Offences, Omissions, or Neglects.

55. Any person guilty of the following offences shall on conviction thereof pay a penalty not exceeding £20:—

- (a) Placing any placard or other document, writing or printing on, or otherwise defacing any house or building abutting or contiguous to a public road or any wall, fence, gate or lamp-post, without the consent of the owner or occupier thereof.
- (b) Blasting any rock, stone or timber in or near any roadway, without the permission of the Board, and not attending to such directions in regard thereto given by such Board.
- (c) Bathing in or polluting or causing to be polluted the following various water supplies in the Wittenoom Gorge Area:—
 - (1) The Government Water Supply Catchment Weir situate in Western Gorge and supplying the Wittenoom Gorge Township.
 - (2) The Australian Blue Asbestos Ltd. Staff Settlement Water Supply Pool known as the Ladies Pool.
 - (3) The Australian Blue Asbestos Ltd. mine water supply, situate on Mining Lease WR 22.
 - (4) The Australian Blue Asbestos Ltd. Market Garden water supply, situate on Mining Lease WR 26.

- (d) Dumping of hot ashes or coals in any place in the Wittenoom Gorge Township other than authorised by the Board.
- (e) Placing, stacking or storing in Wittenoom Gorge Township any cases, paper, shavings, straw or other inflammable substances in the open air.
- (f) Neglecting to clean all private yards, stables, fowlyards, urinals, ways, passages or avenues by which neglect a nuisance or offensive smell is caused.
- (g) Beating a carpet or playing at any game to the annoyance of any person upon a footpath, laneway, roadway or public place.

56. No person shall make or leave a fire on or near any road or track or reserve under the jurisdiction of the Board without taking proper precautions against such fire spreading, and any person offending against this by-law shall, upon conviction, pay a penalty not exceeding £20.

57. No person without first having obtained the permission of the Board, shall break up, cut down, damage or destroy or injure any footpath, gutter, drain, kerb, culvert, bridge, road, public way, tree, plant, gate, fence, post, lantern, lamp-post, implements, materials, buildings or other property of the Board, or under the control thereof. Penalty not exceeding £20 for every such offence.

58. Every person who wilfully and without lawful excuse shall ride, or drive, or wheel any carriage, cart or other vehicles, or shall ride any bicycle or tricycle or motor cycle upon or along or across any footpath, kerbing, or water channel or gutter, by the side of any street, road, or public way, save in each case upon, or by, or at, some properly constructed crossing, shall, upon conviction, pay a penalty not exceeding £20.

Camping Areas.

59. No person shall camp on any roadway or public place in the Wittenoom Gorge township except on the reserve set aside for such purpose and then only with the written permission of the Board's Secretary, and the following conditions shall apply:—

- (a) (i) The Board may at any time make and declare a schedule of charges and issue permits to persons desirous of camping on any such area.
- (ii) Schedule of Charges: Daily, 5s.; Weekly, £1 5s.
- (b) No person shall sublet any camp, or give, or sell or otherwise dispose of any permit to any other person.
- (c) Except by the permission of the Secretary, no person shall bring into or keep, within the camping area, any animal or bird.
- (d) No person shall bring or keep or consume intoxicating liquors in the camping area.
- (e) Campers must keep the area covered by their permit in a clean and sanitary condition at all times. All rubbish capable of destruction by fire must be burned by the occupier in the approved fireplace.
- (f) All campers must use the sanitary conveniences provided and in no circumstances will improvised conveniences on individual camping sites be permitted.
- (g) Camping permits may at any time be withdrawn by the Secretary subject to the right of appeal to the Board if in his opinion a breach of any of these by-laws has been committed, or if in his opinion it is desirable that the permit shall be terminated. In the event of the termination hereunder, the rental paid shall be forfeited to the Board, and no compensation shall be paid or claimable for loss, damage, or inconvenience suffered by reason of the withdrawal of the permit.
- (h) Subject to the right of the Secretary of the Board or any person acting under his instructions, or any police constable to enter any camping site at any time, no person shall enter into or remain within such camping site, except with the permission of the holder of the permit.

- (i) No fires shall be lighted on any camping ground, except in places approved by the Secretary.

Made and passed by the Tableland Road Board this 11th day of April, 1959.

B. E. O'NEILL,
Vice-Chairman.

R. F. TAYLOR,
Secretary.

Recommended—

(Sgd.) L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 14th day of May, 1959.

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

ROAD DISTRICTS ACT, 1919.

Wanneroo Road Board.

Building By-laws.

L.G. 2016/52.

IN pursuance of the powers conferred by the Road Districts Act, 1919, the Wanneroo Road Board orders that the by-law published in the *Government Gazette* of the 11th February, 1949, be further amended as follows:—

- (1) By deleting the Second Schedule.
(2) By inserting in lieu thereof the following:—

Second Schedule.

PRESCRIBED FEES.		s. d.
1. For application form in every case	.....	1 0
2. 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 fee 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
3. 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 fee 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

Passed by resolution of the Wanneroo Road Board on the 2nd day of April, 1959.

RICHARD RUSHTON,
Commissioner.

W. REES,
Secretary.

Recommended—

(Sgd.) L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 14th day of May, 1959.

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