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No. 75]

PERTH : WEDNESDAY, 30th SEPTEMBER

[1959

SUPREME COURT ACT, 1935-1957.

Crown Law Department,
Perth, 15th September, 1959.

THE following amendments to the Rules of the Supreme Court, 1909, are published for general information.

(Sgd.) R. C. GREEN,
Under Secretary for Law.

SUPREME COURT ACT, 1935-1957.

Amendment of the Rules of the Supreme Court, 1909.

WE, the Honourable Sir Albert Asher Wolf, Chief Justice, the Honourable Lawrence Walter Jackson, Senior Puisne Judge, and the Honourable John Evenden Virtue, the Honourable Roy Vivian Nevile and the Honourable Gordon Bede D'Arcy, Puisne Judges of the Supreme Court of Western Australia, acting in pursuance of the powers conferred by the Supreme Court Act, 1935-1957, and of every other power enabling us in this behalf, do amend the Rules of the Supreme Court, 1909, in the manner hereinafter mentioned, and declare that such amendments shall come into operation forthwith upon publication thereof in the *Government Gazette*.

1.—Order IV.

Order IV is rescinded and the following substituted:—

O.IV.
(O.4.)

Address for Service.

1. Every party who institutes any cause or matter in the Court shall indorse on the originating proceeding, and on every notice in lieu of service of the originating proceeding his name, and address, and an address for service.

2. Where the cause or matter is instituted by a solicitor, the solicitor shall in addition to making the indorsement required by Rule 1, indorse on such originating proceeding or notice, his own name or firm, and place of business, and the name or firm and place of business of the principal solicitor, in any case where he is only agent for another solicitor.

3. Every statement of defence and every notification and notice of intention to be heard on an originating summons shall have indorsed thereon an address for service of the party defending or intending to be heard, and shall state whether it has been filed by the party in person or by a solicitor on his behalf. Where such document is filed by a solicitor the provisions of Rule 2 shall apply with the necessary modifications.

4. No document required to be indorsed with an address for service shall be received unless it complies with the requirements of these Rules.

5. (1) When an address for service has been given in accordance with these Rules, that address shall be the address for service of the party until a notice has been filed and served in accordance with sub-rule (2) of this Rule.

(2) A party shall be at liberty at any time without leave, to change his address for service by notice of such change and of another address for service. The notice shall be given by filing the same in the Central Office, and serving a copy of such notice upon the opposite party. Such notice may be embodied in any notice of change of solicitor under Order VII.

6. (1) In these Rules, subject to the context, the expression "address for service" means an office or other proper place where notices, pleadings, orders, summonses, and other documents, proceedings and written communications, if not required to be served personally, may be left for the party giving such address.

(2) Except where otherwise specifically provided by these Rules such office or place shall be not more than one mile from the General Post Office at Perth.

2.—Order VII.

Rule 2 is deleted and in lieu thereof the following Rules are inserted:—

2. (1) A party suing or defending by a solicitor shall be at liberty to change his solicitor in any cause or matter, without an order for that purpose, but unless and until notice of any change of solicitor is filed and served, the former solicitor shall (subject to Rules 3 and 4 of this Order) be considered the solicitor of the party until the final conclusion of the cause or matter, whether on appeal or otherwise.

(2) The party giving the notice shall serve on every other party to the cause or matter (not being a party in default as to defence) and on the former solicitor a copy of the notice indorsed with a memorandum stating that the notice has been duly filed.

(3) Where a party after having sued or defended in person, appoints a solicitor to act in the cause or matter on his behalf, he may give notice of the appointment, and the provisions of this Rule relating to a notice of change of solicitor shall apply to a notice of appointment of a solicitor with the necessary modifications.

(4) Where a party, after having sued or defended by a solicitor intends to act in person in the cause or matter, he may give a notice stating his intention to act in person and giving an address for service and the provisions of this Rule relating to a notice of change of solicitor shall apply, with the necessary modifications.

3. (1) Where a solicitor who has acted for a party has died, or become bankrupt, or cannot be found, or does not hold a current practice certificate, or has been struck off the roll, or has been suspended from practising, or has for any other reason ceased to practise, and the party has not given notice of change of solicitor or notice of intention to act in person in accordance with the provisions of Rule 2 of this Order, any other party to the cause or matter may, on notice to be served on the first named party personally or by prepaid post letter addressed to his last known place of address, unless the Court or Judge otherwise directs, apply to the Court or Judge for an order declaring that the solicitor has ceased to be the solicitor acting for the first-named party in the cause or matter and the Court or Judge may make an order accordingly.

(2) Where the order is made, the party applying for the order shall serve on every other party to the cause or matter (not being a party in default as to entry of appearance) a copy of the said order, and also file in the Central Office a certificate signed by the applicant or his solicitor that the order has been duly served as aforesaid. Thereafter unless and until the first named party shall either appoint another solicitor or else give such an address for service as is required of a party acting in person, and shall comply with the provisions of Rule 2 of this Order relating to notice of appointment of a solicitor or notice of intention to act in person, any documents in respect of which personal service is not required may be served on the party so in default by being filed in the Central Office.

(3) Any order made under this Rule shall not affect the rights of the solicitor and the party for whom he acted as between themselves.

4. (1) Where a solicitor who has acted for a party in a cause or matter has ceased so to act and the party has not given notice of change in accordance with Rule 2 of this Order, the solicitor may on notice to be served on the party personally or by prepaid post letter addressed to his last known place of address, unless the Court or Judge otherwise directs, apply to the Court or a Judge for an order to the effect that the solicitor has ceased to be the solicitor acting for the party in the cause or matter, and the Court or Judge may make an order accordingly: Provided that unless and until the solicitor has—

- (a) filed such order and served on every party to the cause or matter (not being a party in default as to entry of appearance) a copy thereof; and
- (b) filed in the Central Office a certificate signed by him that the order has been duly served as aforesaid,

he shall, subject to the provisions of Rules 2 and 3 of this Order, be considered the solicitor of the party to the final conclusion of the cause or matter, whether on appeal or otherwise.

(2) Any order made under this Rule shall not affect the rights of the solicitor and the party as between themselves.

(3) When an order is made under sub-rule (1) of this Rule, then, until the party to whom the order relates either appoints another solicitor or gives notice of his intention to act in person, and an address for service, and in either case complies with the provisions of Rule 2 relating to notice of the appointment or, as the case may be, of the intention to act in person, any document in respect of which personal service is not required may be served on that party—

- (a) in a matrimonial cause, by delivering the document to him or by leaving it at, or sending it by prepaid post to, his last known address; or
- (b) in any other case, by filing the document in the Central Office.

5. In this Order the expression "address for service" means the address for service required by Order IV or in relation to a matrimonial cause, the address required by the Matrimonial Causes and Personal Status Rules.

3.—Order XII.

Rule 5 is deleted.

4.—Order XXXVI.

Rule 4 is amended by inserting after the words "Government Resident" in line three, the words "Stipendiary Magistrate".

5.—Order LIV.

After Rule 1 the following new Rule to stand as Rule 1A is inserted:—

1A (1) Any person claiming any legal or equitable right in a case where the determination of the question whether he is entitled to the right depends upon a question of construction of a statute, or of a regulation, rule, by-law or instrument made or purporting to be made under a statute, or of the validity of any such regulation, rule, by-law, or instrument, may apply by originating summons for the determination of such question of construction or validity, and for a declaration as to the right claimed.

(2) This Rule is subject to any special statutory provision for the determination of any such matters.

Dated this 4th day of September, 1959.

A. A. WOLFF,
Chief Justice.
L. W. JACKSON,
Senior Puisne Judge.
J. E. VIRTUE,
Puisne Judge.
R. V. NEVILLE,
Puisne Judge.
G. B. D'ARCY,
Puisne Judge.

HEALTH ACT, 1911-1957.

Dalwallinu Road Board.

P.H.D. 403/57, Ex. Co. No. 1658.

WHEREAS under the provision of the Health Act, 1911-1957, a local authority may make or adopt by-laws and may alter, amend or repeal any by-law so made or adopted; and whereas the Dalwallinu Road Board, being a local authority within the meaning of the Act, adopted the Model By-laws described as Series "A" and reprinted pursuant to the Reprinting of Regulations Act, 1954, and amended the said adopted by-laws by notice published in the *Government Gazette* on 29th May, 1959: Now, therefore, the Dalwallinu Road Board hereby resolves and determines that the aforesaid adopted by-laws, as amended, shall be amended as follows:—

Part I.—General Sanitary Provisions.

By-law 1C, paragraph 1, subparagraph (a), is amended by deleting the passage "Townsite of Buntine" and substituting the passage "Townsites of Buntine and Pithara."

Passed at a meeting of the Dalwallinu Road Board this 13th day of July, 1959.

W. E. OWENS,
Chairman.
R. A. L. BROOMHALL,
Secretary.

Approved by His Excellency the Governor in Executive Council this 16th day of September, 1959.

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

HEALTH ACT, 1911-1957.

Department of Public Health,
Perth, 16th September, 1959.

Ex. Co. No. 1659.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Health Act, 1911-1957, has been pleased to make the regulations set out in the Schedule hereunder.

LINLEY HENZELL,
Commissioner of Public Health.

Schedule.
Regulations.

Part I—Preliminary.

1. (1) These regulations may be cited as the Midwives Regulations, 1959.
- (2) The Midwives Regulations published in the *Government Gazette* on the 9th January, 1948, as amended from time to time thereafter, and the reprint of those regulations as amended and reprinted pursuant to the Reprinting of Regulations Act, 1954, and published in the *Government Gazette* on 20th June, 1956, are revoked.
2. These regulations are divided into parts as follows:—
 - Part I—Preliminary—Regulations 1-3.
 - Part II—Regulation of the Practice of Midwives—Regulations 4-30.
 - Part III—Proceedings in Case of Breach of the Regulations—Regulations 31-39.
 - Part IV—Appeals—Regulations 40-48.
 - Appendix—Forms.
3. In these regulations, unless the context otherwise requires—
 - “birth” includes live birth, stillbirth and abortion;
 - “Board” means Nurses Registration Board established under the Nurses Registration Act, 1921 (as amended);
 - “Commissioner” means the Commissioner of Public Health;
 - “confinement” includes the whole of the period between the time of onset of labour and until ten days after birth;
 - “domiciliary practice” means midwifery practice carried on elsewhere than in a hospital;
 - “Health Act” means the Health Act, 1911 (as amended);
 - “midwife” means a person duly registered as a midwifery nurse under the Nurses Registration Act, 1921 (as amended), and includes a person entitled to undertake midwifery nursing for gain;
 - “patient” means a pregnant or confined woman under the care of a midwifery nurse;
 - “Secretary” means the person for the time being discharging the duties of secretary of the Board; and
 - “stillbirth” means the birth of an infant of twenty-eight weeks gestation or over which, when born, does not breathe or show any sign of independent life; and
 - “stillborn” has a correlative meaning.

Part II—Regulation of the Practice of Midwives.

4. A midwife shall not engage in domiciliary practice unless she has given written notice to the Commissioner of her name and current address.

5. A midwife engaged in domiciliary practice who attends a patient who is not under the care of a medical practitioner shall—

- (a) submit a written report on the condition of her patient to the Commissioner forthwith after each professional visit to the patient;
- (b) before the patient is confined, arrange for the patient to have her blood tested to determine her blood group and Rh factor which shall include testing for antibodies in all cases where the blood is Rh negative and in all other cases where the patient's clinical history indicates such test is necessary; and
- (c) arrange for a medical practitioner to examine the patient at least once during the pregnancy.

6. A midwife engaged in domiciliary practice shall—

- (a) inspect the accommodation and facilities at the premises where the patient intends to be confined;
- (b) arrange for the cleansing of the room to be used for the delivery, and the removal therefrom of all unnecessary furniture, clothing and hangings; and
- (c) advise the patient as to personal and general arrangements with respect to the confinement.

7. A midwife who—

- (a) by any act or omission is neglectful of her duty as a midwife; or
- (b) is unclean with respect to her person, habits or clothing; or
- (c) commits any act of infamous or improper conduct in a professional respect; or
- (d) does anything forbidden, or fails to do anything required of her by the Health Act, 1911 (as amended), or these regulations

may be charged with an offence which shall be dealt with by the Board in the prescribed manner.

8. (1) Every midwife engaged in domiciliary practice shall carry with her, when attending a patient, a bag or case.

(2) The bag or case must have a detachable lining made of a material which can be sterilised by boiling.

(3) The bag or case must contain—

- (a) a gauze mask to be used by the midwife to cover her mouth and nose when engaged in delivery and vaginal examination;
- (b) a clinical thermometer;
- (c) two rubber catheters, size 8;
- (d) a pair of sterile rubber gloves and two guarded finger stalls;
- (e) a sterile nail brush;
- (f) a pair of scissors;
- (g) a Higginson's syringe (for enemata);
- (h) a disinfectant suitable for hand disinfection;
- (i) a quantity of sterile cotton wool and sterile linen;
- (j) a hypodermic syringe;
- (k) Ocytotic drugs;
- (l) a mucous extractor;
- (m) soap and clean towel; and
- (n) ligatures and dressings for the cord.

9. A midwife who has been in contact with a patient or other person who is suffering from an infectious disease (including puerperal pyrexia) or is herself suffering from an infectious disease, shall notify the Commissioner of such contact or disease and shall cease practice as a midwife until such time as the Commissioner shall direct.

10. The Commissioner shall not direct a midwife to resume practice under regulation 9 of these regulations unless the midwife has previously disinfected herself, her clothing and her appliances to the Commissioner's satisfaction.

Duties to Patients.

11. A midwife in attendance on a patient—
- (a) shall not leave the patient during the first stage of labour without leaving directions as to where she can be found without delay; and
 - (b) shall remain with the patient throughout the second stage of labour, the expulsion of the placenta, and for a period of twelve hours thereafter.
12. Whenever a midwife in attendance on a patient sends for a medical practitioner to attend the patient, she shall remain with the patient until the medical practitioner has attended the patient, and shall carry out the instructions given by the medical practitioner.
13. It shall be the duty of every midwife who undertakes to attend a woman during confinement to—
- (a) see that the lying-in room, and the contents thereof, are maintained in a clean condition;
 - (b) wear a mask whenever attending a delivery or performing a vaginal examination;
 - (c) attend to the comfort, cleanliness and nursing care of the patient and child;
 - (d) supervise the diet of the patient and child;
 - (e) take, and record in her case register, the pulse rate and temperature of the patient each morning and evening; and
 - (f) keep a correct and accurate case register in the form of Form No. 2 of the Appendix to these regulations.

Anaesthetics.

14. A midwife shall not administer an anaesthetic to a patient except for the purpose of obstetric analgesia.
15. A midwife shall not administer an anaesthetic to a patient for the purpose of obstetric analgesia unless—
- (a) (i) she has completed the prescribed course and passed the examination in obstetric analgesia conducted by the Nurses Registration Board; or
 - (ii) she holds an equivalent qualification recognised by the Nurses Registration Board; or
 - (iii) she is judged by the Board to be competent in the administration of obstetric analgesia by reason of the fact that she has proved to the satisfaction of the Board that she has had such experience in obstetric analgesia and in the use of approved apparatus and anaesthetics, and her application has been supported by one or more medical practitioners; and
 - (b) the patient has, within thirty days immediately preceding her confinement, been examined by a medical practitioner who has furnished to the midwife a certificate in writing that the patient, when examined, was in a fit condition to undergo the administration of an anaesthetic for obstetric analgesia; and
 - (c) one other person, being a person acceptable to the patient and, in the opinion of the midwife, suitable for the purpose, is present at the time of the administration of the anaesthetic.

16. A midwife shall not administer any anaesthetic to a patient or use any anaesthetic apparatus, other than an anaesthetic and the apparatus prescribed therefor as is listed in this regulation; nor shall she use any anaesthetic apparatus other than in conjunction with the anaesthetic prescribed therefor as is listed in this regulation:—

Prescribed Anaesthetics and Apparatus.

- (a) Anaesthetic—Nitrous Oxide and Oxygen.
Apparatus—C.I.G. type "A" or apparatus of similar construction.

- (b) Anaesthetic—Nitrous Oxide and Air.
Apparatus—Minnitt gas-air analgesia apparatus.
- (c) Anaesthetic—Trilene.
Apparatus—Siebe-Gorman or Freedman inhaler or Tecota and Emotril Trilene Machines.

17. A midwife shall not administer an oxytocic drug to a patient in labour by the intramuscular route unless the head and anterior shoulder of the child about to be born have been delivered.

Duties to Child.

18. In the case of a child being born apparently dead the midwife in attendance shall forthwith commence and carry out resuscitation measures.

19. As soon as the child's head is born, and, if possible, before the eyes are opened, the midwife in attendance shall cleanse the child's eyelids with dry sterile swabs.

20. On the birth of a child which is in danger of death the midwife shall inform one of the parents of the child's condition.

21. (1) A midwife shall not lay out a dead body for burial or cremation unless—

- (a) the body is that of a patient on whom she was in attendance at the time of death; or
- (b) the body was that of a stillborn infant or an infant that died within ten days of birth; or
- (c) in the case of a body other than that of a patient on whom she was in attendance at the time of death, no other person was available to lay out the body.

(2) Whenever a midwife lays out a dead body for burial or cremation she shall—

- (a) thoroughly cleanse and disinfect her body, clothing and appliances which may have been exposed to contamination; and
- (b) notify the Commissioner in the form of Form No. 1 of the Appendix to these regulations.

Service of Medical Practitioner to be Obtained.

22. A midwife in attendance on a patient shall engage a medical practitioner to attend the patient—

- (a) if the patient suffers ill health, disease or any abnormal condition during pregnancy, labour or puerperium, or if blood tests reveal that abnormal iso-antibodies are present in the patient's blood;
- (b) if the child has been injured during birth, or is premature, feeble or suffering from any disease;
- (c) if during labour—
 - (i) the presentation is other than uncomplicated vertex;
 - (ii) she cannot recognise the presentation;
 - (iii) the placenta has not been expelled and cannot be expressed within one hour of the birth of the child;
 - (iv) the midwife is not satisfied that there is sufficient room in the pelvis and vagina for the infant to be born;
 - (v) she detects any abnormal swelling in the abdominal region;
 - (vi) the patient suffers convulsions or abnormal haemorrhage; or
 - (vii) the perineum is ruptured or there is injury to the soft tissue;

- (d) if, after delivery, the patient—
- (i) does not make satisfactory progress;
 - (ii) has abdominal swelling or signs of insufficient contraction of the uterus;
 - (iii) has any foul smelling discharge;
 - (iv) has secondary post-partum haemorrhage;
 - (v) develops a temperature of 100.4 ° F. or higher, or a persistent pulse rate above 90; or
 - (vi) has unusual swelling of the breasts with local tenderness or pain.

23. (1) (a) Where it is necessary to call for assistance in a case where the patient has engaged the services of a medical practitioner to attend her, the attending midwife shall first call that medical practitioner.

(b) If that medical practitioner is not available then she shall call on another practitioner who is available to attend the patient.

(2) If the patient has not engaged the services of a medical practitioner to attend her, the attending midwife shall, in case of necessity, call on the nearest available medical practitioner to attend the patient.

24. (1) A midwife shall not undertake any treatment of a patient which is not properly within the province of a midwife.

(2) Notwithstanding subregulation (1) of this regulation, in every case where the life of a patient or child in her care is threatened, the midwife shall do all within her knowledge and ability to preserve the life of the patient and child, and the circumstances existing at the time shall be weighed in determining whether any treatment given was outside the province of the midwife.

25. (1) Where a midwife calls on a medical practitioner to assist in the care of any patient or child, she shall use the fastest available means of communicating with the medical practitioner.

(2) Every notification to a medical practitioner calling for his assistance shall be accompanied by such information as is available to the midwife as the circumstances require to inform the medical practitioner of the nature and urgency of the case.

(3) (a) Whenever a midwife calls for assistance from a medical practitioner she shall send a written request for assistance in the form of Form No. 3 of the Appendix to these regulations.

(b) The form shall be sent whether or not the midwife has already communicated by written or other means with the medical practitioner in connection with the case.

Notification.

26. (1) Every midwife who fills up the schedule of information for the registration of a birth, shall insert in the place provided for the name of the midwife, in addition to her name, her registration number as a midwife (e.g. "Mary A. Smith, Registered Midwife 257").

(2) If she does not herself fill up such form, she shall supply the patient or the person responsible for the registration of the birth, with information as to her full name and registered number for entry on such form.

27. Every attending midwife shall, within forty-eight hours of the event, send notice to the Commissioner and the medical officer, in the following cases on the corresponding form:—

- (a) Death—on Form No. 4 of the Appendix to these regulations in all cases in which the death of the mother or of the infant occurs;
- (b) Stillbirth—on Form No. 5 of the Appendix to these regulations in all cases of stillbirth.

28. A midwife shall report to the Commissioner and the Medical Officer of Health on every case attended by her in the form of Form No. 6 of the Appendix to these regulations.

Inspection.

29. (1) Any person appointed by the Commissioner for the purpose may—
- (a) inspect the premises of any midwife and may examine all books, records, bag, appliances, required to be kept under these regulations by such midwife; and
 - (b) make any investigation into the professional conduct of any midwife.
- (2) A midwife who obstructs any person so appointed from making an inspection or investigation in accordance with subregulation (1) of this regulation commits an offence.

Penalty.

30. A person who does anything forbidden to be done, or fails to do anything required to be done pursuant to these regulations, commits an offence.
- Penalty: Ten Pounds.

Part III—Proceedings in Case of Breach of Regulations.

31. When the Board receives a report that a breach of these regulations has been committed, the Board shall cause due inquiry to be made into the case.
32. (1) If the Board is of the opinion that a *prima facie* case has been made out, proceedings shall be commenced by the issue of a notice in writing by the Board addressed to the person charged.
- (2) The notice shall specify the nature and particulars of the charge alleged against the person and shall inform her of the day and time which the Board has set for the hearing of her charge.
- (3) The notice shall require the person charged to forward her certificate and case register to the Board before the hearing of the case, to answer in writing the charge brought against her and to attend before the Board on the day and at the time appointed for the hearing.
33. The notice, accompanied by a copy of these regulations, shall be sent by registered letter to the last known address or the enrolled address of the person charged and shall be so sent as to allow at least fourteen days between the day on which the notice is despatched and the day appointed for the hearing of the case by the Board.
34. (1) The hearing shall be conducted at a special meeting of the Board, of which at least seven days' notice shall be given to each member by the Secretary.
- (2) The person charged may be represented or assisted by a counsel or a friend: But the person charged shall give three days' clear notice to the Board if she is to be represented by counsel.
35. (1) At the hearing of the case, the Secretary or other person appointed by the Board for the purpose shall first state to the Board the facts of the case and the offence with which the person is charged, and shall then submit to the Board the evidence which has been received in support of the charge.
- (2) The person charged or her representative shall be entitled to cross-examine any witness appearing for the Board on matters relevant to the charge.
36. When the evidence in support of the charge and a statement by or on behalf of the person making the charge is concluded, the person charged or her representative shall be invited by the chairman to address the Board and to tender evidence in answer to the charge.
37. If the person charged does not attend as required either personally or by representative the Board may proceed to hear and decide on the charge in her absence.
38. Upon the conclusion of the hearing of evidence the Board shall deliberate thereon and shall, after due consideration of the evidence, pronounce its decision either forthwith or at a subsequent meeting.

39. If the Board finds the charge to be proved, either in whole or in part, and the offence cannot in its opinion be adequately dealt with by censure or caution the Board may impose a penalty which shall not exceed a fine of ten pounds and may make such order as to costs as it shall think just.

Part IV—Appeals.

40. Any provision of this Part applies and has effect only to the extent that it is not inconsistent with any rule of the Supreme Court made with respect to appeals referred to in subsection (2) of section three hundred and thirty-four of the Health Act.

41. Appeals from decisions of the Nurses Registration Board shall be brought by notice in writing signed by the person aggrieved.

42. The notice must set out the substance of the decision complained of and the date of such decision and also fully state the grounds on which the appeal is brought; and an address for service within one mile of the General Post Office, Perth, must be stated at which notices and documents relating to the appeal may be delivered or given to the appellant.

43. The appeal shall be entered and the notice of appeal filed by the appellant in the Central Office of the Supreme Court within one month from the date of the Board's decision.

44. Notice of the entry shall be given to the Board by the appellant within two days of the entry and a copy of the notice of the appeal shall be delivered therewith.

45. The appeal shall come on for hearing on such day as a Judge in Chambers appoints.

46. Evidence which is sought to be adduced by way of affidavit shall be filed at least two clear days before the hearing.

47. The appeal may be determined on the material before the Board when giving the decision (which may be ascertained in such manner as the Judge thinks proper) or on fresh evidence either oral or by affidavit or both and the Judge may rehear the testimony of any witness whether by way of examination or cross-examination, and any party concerned may be represented by counsel.

48. A minute of the Order of the Court on determining the appeal shall be entered in a register kept by the Board for that purpose.

Appendix.

Western Australia.

Form No. 1

Reg. 21 (2)

Department of Public Health.

Midwives Regulations.

FORM OF NOTIFICATION OF HAVING LAID OUT A DEAD BODY.

To the Commissioner of Public Health/Medical Officer of Health of the * Road District/Municipal District of.....

I,....., being a Registered Midwife (No.....) hereby notify that on the.....day of.....19..... I *prepared/assisted to prepare a dead body for burial the particulars in respect of which are:—

Name of deceased.....

Age of deceased.....

Cause of death.....

(Signature):

(Address):

* Strike out the words not applicable.

Western Australia.
 Form No. 2 Reg. 13 (f)
 Department of Public Health.
 Midwives Regulations.
CASE REGISTER.

No.....
 Date of expected confinement.....
 Name and address of patient.....
 No. of previous labours and miscarriages.....
 Age

Date and hour of Midwife's arrival.....
 Date and hour of child's birth.....
 Presentation

Duration of first, second, third stages of labour.....
 Complications (if any) during or after labour.....
 Sex of infant.....Born living or dead.....
 Full time or premature. No. of months.....
 Was medical practitioner engaged for case?.....
 If medical practitioner sent for, give his name.....
 Date of Midwife's last visit.....
 Condition of mother then.....
 Condition of child then.....
 Remarks *.....

* If any drugs, other than a simple aperient, have been administered, state here their names, doses, times of administration, and reasons for administration and the stages of labour when given.

Western Australia.
 Form No. 3 Reg. 25 (3)
 Department of Public Health.
 Midwives Regulations.
NOTICE CALLING FOR MEDICAL AID.

To: Dr.....

I am nursing a maternity patient named.....
 who is at present at.....(address).

The patient is in need of attention from a medical practitioner for the following reason:.....

I consider the need to be * urgent/not urgent. Will you please attend.
 (Signature):.....
 (Registered No.):.....

Time and date of sending notice.....
 Note.—If notice is sent in confirmation, it should be endorsed "Confirmation."

* Strike out whichever is not applicable.

Western Australia.

Form No. 4.

Reg. 27

Department of Public Health.
Midwives Regulations.

FORM OF NOTIFICATION OF DEATH.

To the Commissioner of Public Health/Medical Officer of Health of the * Road District/Municipal District of.....

I, being a Registered Midwife (No.....) hereby notify that the following death occurred in my practice on the.....day of.....19.....

Was a registered medical practitioner in attendance?.....

Name of Midwife.....

Address of Midwife.....

Name of deceased.....

Address of deceased.....

Age of deceased.....

Date of delivery.....

(Signature):.....

(Registered No.):.....

* Strike out the words not applicable.

Western Australia.

Form No. 5.

Reg. 27

Department of Public Health.
Midwives Regulations.

FORM OF NOTIFICATION OF STILLBIRTH.

To the Commissioner of Public Health/Medical Officer of Health of the * Road District/Municipal District of.....

I, being a Registered Midwife (No.....) hereby notify that on theday of.....19.....,

was delivered of a stillborn child.

Was a registered medical practitioner in attendance?.....

Sex of child.....

Full term or premature (No. of weeks).....

Condition of child (whether macerated or not).....

Presentation

Name of Midwife.....

Address of Midwife.....

(Signature):.....

* Strike out the words not applicable.

Form No. 6.

Western Australia.

Reg. 28

Department of Public Health.

Midwives Regulations.

FORM OF NOTIFICATION OF CASE ATTENDED.

To the Commissioner of Public Health/Medical Officer of Health of the * Road District/Municipal District of.....

I hereby report having attended the case of * livebirth/stillbirth/abortion, particulars of which are set out hereunder:—

Name of patient.....

Address where patient attended.....

Home address of mother.....

Date and hour of confinement.....

Sex of infant.....

Christian name of infant (if known).....

Was labour complicated (Yes or No).....

Name of medical practitioner.....

(Signature):.....

(Registered No.):.....

(Address):.....

* Strike out the words not applicable.

HEALTH ACT, 1911-1957.

Quairading Road Board.

P.H.D. 402/57, Ex. Co. No. 1660.

WHEREAS under the provisions of the Health Act, 1911-1957, a local authority may make or adopt by-laws, and may alter, amend or repeal any by-laws so made or adopted: Now, therefore, the Quairading Road Board, being a local authority within the meaning of the Act, and having adopted the Model By-laws described as Series "A" and published in the *Government Gazette* on the 9th day of August, 1956, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

Part I.—General Sanitary Provisions.

After By-law 1B insert a new By-law 1C as follows:—

1C.—Provision of Apparatus for the Bacteriolytic Treatment of Sewage.

- (a) This by-law shall apply in those portions of the district comprising the townsites of Quairading and Dangin as constituted under the Land Act, 1933.
- (b) The owner of every house existing on the portions of the district prescribed in paragraph (a) of this by-law shall provide on the premises an apparatus for the bacteriolytic treatment of sewage before the 30th day of June, 1960.
- (c) The owner of every house constructed after the coming into operation of this by-law which is within a portion of the district prescribed in paragraph (a) shall provide on the premises an apparatus for the bacteriolytic treatment of sewage before the house is occupied or used.

Passed at a meeting of the Quairading Road Board this 9th day of April, 1959.

R. MINCHIN,
Chairman.
T. MASKREY,
Secretary.

Approved by His Excellency the Governor in Executive Council this 16th day of September, 1959.

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

HEALTH ACT, 1911-1956.

Bassendean Road Board.

Control of Dogs.

P.H.D. 418/45.

WHEREAS under the provisions of the Health Act, 1911-1956, a local authority may make by-laws and may amend, repeal or alter any by-laws so made: Now, therefore, the Bassendean Road Board, being a local health authority, doth hereby make the following by-laws:—

1. The occupier of every premises upon which an animal or animals are kept shall prevent any nuisance arising in or about the said premises.
2. The occupier of every premises upon which dogs are kept for breeding purposes or upon which more than two dogs are kept for more than two months shall—
 - (a) provide yards or runs for the dogs so situated as to be not less than four feet from the boundary of the land, not less than 40 feet from any house and not less than 80 feet from the street to which the land has a frontage. If the land has also a street adjoining at the side the yards or runs shall not be less than 25 feet from that street;
 - (b) provide a kennel or kennels which shall be of a height and width sufficient to permit the dogs to move inside without restriction;
 - (c) keep the yards, runs and kennels clean and in a tidy condition and free from vermin;
 - (d) paint any second-hand material used in the construction of the kennels, yards or runs.
3. No meat or food for the animals shall be cooked on any premises in such manner as to permit offensive odours to escape therefrom.
4. Any person who commits a breach of any of these by-laws shall upon conviction be liable to a penalty not exceeding twenty pounds (£20) and in the case of a continuing breach, not exceeding forty shillings (40s.) for each day that the breach is continued.

Passed by the Bassendean Road Board at the ordinary meeting of the Board held on the 22nd day of July, 1959.

R. A. McDONALD,
Chairman.
BERT GALE,
Secretary.

Approved by His Excellency the Governor in Executive Council this 16th day of September, 1959.

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

TRAFFIC ACT, 1919-1958.

Office of the Commissioner of Police,
Perth, 16th September, 1959.

Police T.O. 59/660.

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 Regulations. 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, 9th April, 1959, 15th May, 1959, 26th May, 1959, 12th June, 1959, 23rd June, 1959, and the 30th June, 1959, are referred to as the principal regulations.

2. Paragraph (a) of subregulation (1) of regulation 29A of the principal regulations is amended—

- (a) by adding after the word, "cover" being the last word of the item, "Cap—Peaked cap with blue-grey cover." the passage, "or Crash Helmet—Black"; and
- (b) by adding after the word, "worn" being the last word of the item, "Badge—Regulation Badge on cap, to be the only badge worn." the passage, "but where a Crash Helmet is worn the badge may be worn on the front of the shirt".

TRAFFIC ACT, 1919-1958.

Office of the Commissioner of Police,
Perth, 22nd September, 1959.

Police T.O. 59/1166.

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, 9th April, 1959, 15th May, 1959, 26th May, 1959, 12th June, 1959, 23rd June, 1959, and the 30th June, 1959, are referred to as the principal regulations.

Reg. 365B
added.

2. The principal regulations are amended by adding after regulation 365A a regulation as follows:—

365B. A person shall not park a vehicle at any time on

- (a) Shepperton Road;
- (b) Sutherland Street; or
- (c) Loftus Street, between Sutherland Street and Vincent Street except

between the hours of 9.30 a.m. and 11 a.m. on Saturdays or the hours of 9.30 a.m. and 4 p.m. on any other day of the week.

Reg. 392D
added.

Parking
restrictions
in Great
Eastern
Highway.

3. The principal regulations are amended by adding after regulation 392C a regulation as follows:—

392D. A person shall not park a vehicle at any time on that portion of Great Eastern Highway between the Causeway and Stoneham Street except between

the hours of 9.30 a.m. and 11 a.m. on Saturdays and the hours of 9.30 a.m. and 4 p.m. on any other day of the week.

TRAFFIC ACT, 1919-1958.

Office of the Commissioner of Police,
Perth, 22nd September, 1959.

P.T.O. 59/1166.

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
Regulations.

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, 9th April, 1959, 15th May, 1959, 26th May, 1959, 12th June, 1959, 23rd June, 1959, and the 30th June, 1959, are referred to as the principal regulations.

11th
Schedule
amended.

2. Table A of the Eleventh Schedule to the principal regulations is amended—

(a) By substituting for the whole of Item 1—Aberdeen Street, the following item:—

In Column 1.	In Column 2.
1. Aberdeen Street—	
(a) South side, between Charles Street and Sutherland Street	Parking of vehicles prohibited at all times.
(b) Both sides, between Charles Street and Lake Street	Between 8 a.m. and 6 p.m. on any day except Saturdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles restricted to 2 hours.
(c) Both sides, between Lake Street and Beaufort Street	Between 8 a.m. and 6 p.m. on any day except Saturdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles restricted to 1 hour.

(b) By adding immediately after Item 2c—Bridge Street, an Item 2ca as follows:—

In Column 1.	In Column 2.
2ca. Charles Street—	
Both sides, between Roe Street and Newcastle Street	Between 8 a.m. and 6 p.m. on any day except Saturdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles restricted to 2 hours.

- (c) By adding immediately after Item 4—Esplanade, an Item 4a as follows:—

In Column 1.	In Column 2.
4a. Fitzgerald Street— Both sides between Roe Street and Newcastle Street	Between 8 a.m. and 6 p.m. on any day except Saturdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles restricted to 2 hours.

- (d) By substituting for the whole of Item 5a—Francis Street, the following item:—

In Column 1.	In Column 2.
5a. Francis Street— (a) Both sides between Beaufort Street and Lake Street	Between 8 a.m. and 6 p.m. on any day except Saturdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles restricted to 1 hour.
(b) Both sides between Lake Street and Parker Street	Between 8 a.m. and 6 p.m. on any day except Saturdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles restricted to 2 hours.

- (e) By adding immediately after Item 9a—James Street, an Item 9b, as follows:—

In Column 1.	In Column 2.
9b. John Street— Both sides between Charles Street and Shenton Street	Between 8 a.m. and 6 p.m. on any day except Saturdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles restricted to 2 hours.

- (f) By adding immediately after Item 10—King Street, an Item 10a, as follows:—

In Column 1.	In Column 2.
10a. Lake Street— Both sides between Roe Street and Newcastle Street	Between 8 a.m. and 6 p.m. on any day except Saturdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles restricted to 1 hour.

- (g) By substituting for the whole of Item 11—Lord Street, the following item:—

In Column 1.	In Column 2.
11. Lord Street— (a) Both sides between Victoria Square and Wellington Street	Between 8 a.m. and 6 p.m. on any day except Saturdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles restricted to 30 minutes.
(b) Both sides between Railway Crossing and Newcastle Street	Between 8 a.m. and 6 p.m. on any day except Saturdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles restricted to 2 hours.

- (h) By adding immediately after Sub-Item (f) of Item 13—Milligan Street, a Sub-Item (g), as follows:—

In Column 1.	In Column 2.
(g) Both Sides— Between Roe Street and James Street	Between 8 a.m. and 6 p.m. on any day except Saturdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles restricted to 2 hours.

- (i) By adding immediately after Item 13—Milligan Street, an Item 13a, as follows:—

In Column 1.	In Column 2.
13a. Moore Street— Both sides between Rail- way Crossing and Pier Street	Between 8 a.m. and 6 p.m. on any day except Sat- urdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles re- stricted to 2 hours.

- (j) By redesignating Item 13a—Mount Street in Column 1 as 13b—Mount Street:—

- (k) By adding immediately after Item 15 Murray Street—Items 15a, 15b, 15c, 15d and 15e, as follows:—

In Column 1.	In Column 2.
15a. Museum Street— Both sides between James Street and Aberdeen Street	Between 8 a.m. and 6 p.m. on any day except Sat- urdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles re- stricted to 1 hour.
15b. Nash Street— Both sides between Moore Street and Short Street	Between 8 a.m. and 6 p.m. on any day except Sat- urdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles re- stricted to 2 hours.
15c. Newcastle Street— Both sides between Charles Street and Lord Street	Between 8 a.m. and 6 p.m. on any day except Sat- urdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles re- stricted to 2 hours.
15d. Palmerston Street— Both sides between Aber- deen Street and New- castle Street	Between 8 a.m. and 6 p.m. on any day except Sat- urdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles re- stricted to 2 hours.
15e. Parker Street— Both sides between James Street and Aberdeen Street	Between 8 a.m. and 6 p.m. on any day except Sat- urdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles re- stricted to 2 hours.

- (l) By adding immediately after sub-Item (e) of Item 16 Pier Street—a sub-heading and sub-Item (f), as follows:—

In Column 1.	In Column 2.
(f) Both Sides— Between Railway Crossing and Newcastle Street	Between 8 a.m. and 6 p.m. on any day except Sat- urdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles re- stricted to 2 hours.

- (m) By adding immediately after Item 21 Roe Street—an Item 21a, as follows:—

In Column 1.	In Column 2.
21a. Shenton Street— Both sides between James Street and Aberdeen Street	Between 8 a.m. and 6 p.m. on any day except Sat- urdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles re- stricted to 2 hours.

- (n) By redesignating Item 21a Shepperton Road—in Column 1 as 21b Shepperton Road;

- (o) By adding immediately after Item 22 Sherwood Court—
an Item 22a, as follows:—

In Column 1.	In Column 2.
22a. Short Street— Both sides between Pier Street and Lord Street	Between 8 a.m. and 6 p.m. on any day except Sat- urdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles re- stricted to 2 hours.

- (p) By redesignating Item 22a St. George's Place—in
Column 1 as 22b St. George's Place;

- (q) By adding immediately after sub-Item (b) of Item
23a Stirling Street—a sub-Item (c), as follows:—

In Column 1.	In Column 2.
(c) Both sides between James Street and Newcastle Street	Between 8 a.m. and 6 p.m. on any day except Sat- urdays and Sundays and between 8 a.m. and 1 p.m. on Saturdays, parking of vehicles re- stricted to 2 hours; and

- (r) By substituting for sub-Item (e) of Item 27 William
Street, the following sub-Item:—

In Column 1.	In Column 2.
(e) Between Roe Street and James Street— (i) East side	Parking of vehicles pro- hibited between 7.30 a.m. and 9 a.m. on any day except Sundays. Parking of vehicles restricted to 1 hour between 9 a.m. and 6 p.m. on any day except Saturdays and Sundays and between 9 a.m. and 1 p.m. on Saturdays.
(ii) West side	Parking of vehicles pro- hibited between 4.30 p.m. and 6 p.m. on any day except Saturdays and Sundays and between 11 a.m. and 1 p.m. on Saturdays. Parking of vehicles restricted to 1 hour between 8 a.m. and 4.30 p.m. on any day except Saturdays and Sundays and between 8 a.m. and 11 a.m. on Saturdays.

TRAFFIC ACT, 1919-1958.

Municipality of Carnarvon.

Traffic By-laws.

By-law Amending Traffic By-law No. 1 (Parking).

Police T.O. 58/734.

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 powers conferred by the said Order in Council the Municipality of Carnarvon doth hereby amend Traffic By-law No. 1 (Parking) published in the *Government Gazette* on the 3rd day of August, 1956, as follows:—

1. By deleting the words North and South in line two of sub-paragraph 1 (a) and substituting the words North West and South East.
2. By adding after sub-paragraph 1 (c) a new sub-paragraph (d) as follows:—
 - (d) Robinson Street immediately adjacent to the North West and South East footpath alignments and within the prescribed limits.

3. By adding after the word "islands" in the last line of paragraph 2, the following passage:—

Provided that no person shall park any vehicle in or across any through way provided between the flora islands so as to obstruct the free passage of vehicle or pedestrian traffic.

4. By inserting between paragraph 2 and 3, a new paragraph 2 (a) as follows:—

2 (a) No person shall park any vehicle other than a motor cycle, motor car or a motor wagon of the type known as a utility wagon in Robinson Street on the South East side commencing at a point 30 feet North East of the junction of Olivia Terrace and extending to a point 176 feet past the junction of Egan Street in a North Easterly direction; and on the North Westerly side of Robinson Street from a point commencing 30 feet from the junction of Alexander Street in a South Westerly direction and extending to a point 30 feet North East of the intersection of Stuart Street; and every such vehicle parked on these stands shall be parked as near as practicable to the footpath kerbing and at an angle of 45 degrees thereto. Provided that any Commercial motor wagon other than a utility wagon may park parallel to the footpath only whilst immediately engaged in loading or unloading merchandise to or from business premises.

Passed by the Council of the Municipality of Carnarvon on the 9th day of June, 1959.

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 3rd day of September, 1959.

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

TRAFFIC ACT, 1919-1958.

Swan Road Board.

Speed Limit By-law.

Police T.O. 58/465.

THE Swan Road Board, pursuant to an Order in Council under section 49 of the Traffic Act, 1919-1958, and in exercise of the powers thereby conferred, doth hereby make the following by-law to have effect in the Swan Road District:—

A person shall not drive any vehicle at a speed exceeding 35 miles per hour along that portion of the Great Northern Highway (road No. 14) through that township known as East Bullsbrook between one position at which is located the 28-mile post and a further position located 125 chains in a south-easterly direction along such surveyed road at which is located the south-east corner of lot 2 on Diagram 5887 of Swan Location 1336.

Provided that a person shall not drive any motor wagon or tractor, having or not having a trailer or semi-trailer attached of a gross weight inclusive of its load, if any, and the weight of the tractor or semi-

trailer whether laden or unladen, specified in column 1 of the tabulation hereunder, at a speed exceeding the speed limit prescribed therefor as appears opposite thereto in column 2 of the tabulation.

Column 1.	Column 2.
Exceeding 3 tons but not exceeding 7 tons	30 miles per hour.
Exceeding 7 tons but not exceeding 13 tons	25 miles per hour.
Exceeding 13 tons	20 miles per hour.

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

Passed at a meeting of the Swan Road Board, this 17th day of July, 1959.

(Sgd.) E. THORLEY LOTON,
Chairman.

(Sgd.) T. J. WILLIAMSON,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council, this 3rd day of September, 1959.

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

TRAFFIC ACT, 1919-1958.

Dardanup Road Board—Heavy Traffic By-law.

Police T.O. 58/321.

THE By-law published in the *Government Gazette* (No. 52), dated 8th June, 1951, is hereby amended by deleting therefrom Clause (a) and substituting in lieu thereof a new Clause (a) as follows:—

- (a) The carriage by any vehicle of a load exceeding four tons per axle (including the weight of the vehicle) is hereby prohibited on road No. 179 during the months of June, July, August, September and October in every year.

Passed by resolution of the Dardanup Road Board at a meeting held on the 8th day of August, 1959.

D. T. GARBELINI,
Chairman.

R. M. HARDISTY,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 3rd day of September, 1959.

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

TRAFFIC ACT, 1919-1958.
Collie Coalfields Road Board.
Traffic By-laws.

Police T.O. 58/1123.

THE Collie Coalfields Road Board, pursuant to an Order in Council under section 49 of the Traffic Act, 1919-1958, published in the *Government Gazette* of the 15th May, 1959, doth hereby make the following by-laws to have effect in the Collie Coalfields Road District:—

1.—Repeal.

All previous by-laws made by the Collie Municipal Council and the Collie Coalfields Road Board pertaining to the matters contained herein are hereby repealed.

2.—Taxi Stands.

Stands for passenger vehicles are hereby appointed by the said Collie Coalfields Road Board for the use only of vehicles licensed by the Collie Coalfields Road Board as taxi cars and no person shall cause or permit any other vehicle to stand on such stands:—

- (a) A stand on the south side of Throssell Street, commencing at a point 138 feet east of the eastern building alignment of Steere Street and extending eastwards for 120 feet.
- (b) A stand on the south side of Forrest Street, commencing at a point 30 feet east of the eastern building alignment of Steere Street and extending eastwards for 51 feet.
- (c) A stand on the north side of Throssell Street, commencing at a point 18 feet west of the prolongation of the eastern building alignment of Harvey Street to its intersection with the north side of Throssell Street and extending for a distance of 51 feet in a westerly direction.

3.—Omnibus Stands.

Omnibus stands are hereby appointed as follows:—

- (a) On the east side of Harvey Street, Collie, commencing at a point 20 feet north of the northern building alignment of Forrest Street and extending northwards for 40 feet.
The stand hereby appointed is for the use of vehicles licensed as omnibuses and no person shall cause or permit any other vehicle to stand on such stand.
- (b) On the north side of Forrest Street, Collie, commencing at a point 20 feet east of the eastern building alignment of Harvey Street and extending eastwards for 54 feet.
The stand hereby appointed is for the use of vehicles licensed as omnibuses and no person shall cause or permit any other vehicle to stand on such stand between the hours of 7 p.m. and midnight.
- (c) On the south side of Jones Street, commencing at a point 325 feet west of the western building alignment of Atkinson Street and extending westwards for 75 feet.
The stand hereby appointed is for the use only by vehicles licensed as omnibuses and no person shall cause or permit any other vehicle to stand on such stand between the hours of 8 a.m. and 4 p.m. on any school day.

4.—Angle Parking.

No person in charge of any vehicle shall cause or permit such vehicle to stand on those portions of the road defined in the Schedule hereto except at an angle of approximately 45 degrees to the kerb and as near as possible to such kerb, or, if the vehicle or combination of vehicles, including the load, if any, is of greater length than 22 feet.

Schedule.

(i) Atkinson Street:

West Side.—Between a point 35 feet north of the northern building alignment of Forrest Street and a point 30 feet south of the right-of-way between Forrest Street and Moira Road.

(ii) Forrest Street:

South Side:

- (a) Between a point 30 feet east of the prolongation of the western building alignment of Harvey Street, and a point 393 feet east of such building alignment, and between a point 459 feet east of the prolongation of the western building alignment of Harvey Street and a point 558 feet east of such building alignment.
- (b) Between a point 146 feet east of eastern building alignment of Steere Street and a point 236 feet east of that alignment.
- (c) Between a point 316 feet east of the eastern building alignment of Steere Street and a point 30 feet west of the western building alignment of Lefroy Street.

(iii) Harvey Street:

West Side: Between a point 35 feet north of the northern building alignment of Forrest Street and a point 30 feet south of the southern building alignment of Johnston Street.

(iv) Pendleton Street:

East Side: Between a point 35 feet south of the southern building alignment of Throssell Street and a point 30 feet north of the northern building alignment of Wittenoom Street.

(v) Steere Street:

East Side:

- (a) Between a point 30 feet north of the northern building alignment of Forrest Street and a point 35 feet south of Johnston Street;
- (b) between a point 30 feet north of Johnston Street and a point 348 feet north of such street;
- (c) between a point 35 feet south of the southern building alignment of Throssell Street and a point 109 feet south of such building alignment.

West Side:

- (a) Between a point 35 feet north of the northern building alignment of Wittenoom Street and a point 30 feet south of the southern building alignment of Throssell Street;
- (b) between a point 35 feet north of the northern building alignment of Forrest Street and a point 30 feet from the southern building alignment of Johnston Street;
- (c) between a point 35 feet north of the northern building alignment of Johnston Street and a point 30 feet south from the southern building alignment of Medic Street.

Provided that a person shall not park or cause to be parked any vehicle in those portions of the west side referred to in clauses (b) and (c) of this item for any longer period than 60 minutes, between the hours of 8 a.m. and 5 p.m. Mondays to Fridays inclusive, and between 8 a.m. and 1 p.m. on Saturdays (public holidays excepted).

(vi) Throssell Street:

That portion marked on the roadway by the local authority starting at a point 60 feet east of the prolongation of the eastern building alignment of Steere Street and 74 feet north of the southern building alignment of Throssell Street and extending 100 feet east thereof.

North Side:

- (a) Between a point 35 feet east of the eastern building alignment of Harvey Street and a point 30 feet west of the western building alignment of Steere Street.
- (b) Between a point 217 feet east of the prolongation of the eastern building alignment of Steere Street and a point 100 feet west of the western building alignment of Lefroy Street.

(vii) Wittenoom Street:

South Side: Between a point 35 feet west of the western building alignment of Patterson Street and a point 30 feet east of the eastern building alignment of Steere Street.

North Side: Between a point 30 feet west of the western building alignment of Patterson Street and a point 35 feet east of the eastern building alignment of Steere Street.

5.—Parking Restrictions.

Subject to regulation 183 of the Traffic Regulations, 1954, the driver or person in charge of any vehicle shall comply with the restrictions on the parking of vehicles as prescribed in column 2 and set out in the Schedule to this by-law in relation to the roads and portions of roads described in column 1 thereof to which such restrictions apply, and no person shall park any vehicle or cause a vehicle to stand on any portion of a road described in column 1 aforesaid for longer periods than those prescribed in relation to that road or the portion in question of that road, as shown opposite and corresponding thereto in column 2.

The Schedule.

Table showing Parking Restrictions within the Collie Coalfields Road District.

Column 1.	Column 2.
Name and portion of road in relation to which the corresponding parking restrictions in column 2 opposite apply.	Parking restrictions applying to the corresponding portions of roads described in column 1 opposite hereto.
1. Forrest Street—north side, between Harvey Street and Steere Street.	Between 8 a.m. and 5 p.m., Mondays to Fridays inclusive and between 8 a.m. and 1 p.m. on Saturdays, excepting on public holidays, parking of vehicles restricted to 60 minutes.
2. Forrest Street—north side, between a point 84 feet east of the eastern building alignment of Harvey Street and a point 115 feet east of that alignment.	Between 6.30 p.m. and 12 p.m. mid-night parking of vehicles prohibited.
3. Steere Street—east side between a point 109 feet south of the southern building alignment of Throssell Street and a point 164 feet south of that alignment.	Parking of vehicles is prohibited at all times.

6.

Any person committing a breach of these by-laws either by act or omission, shall on conviction be liable to a penalty not exceeding twenty pounds.

Passed by resolution of the Collie Coalfields Road Board at a meeting held on the 11th day of August, 1959.

N. S. COOTE,
Chairman.
R. C. H. HOUGH,
Secretary.

Recommended—

C. C. PERKINS,
Minister for Traffic.

Approved by His Excellency the Governor in Executive Council, this 3rd day of September, 1959.

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

MUNICIPAL CORPORATIONS ACT, 1906.

Municipality of Claremont.

By-law No. 123—Buildings—Amendment.

L.G. 352/57.

IN pursuance of the powers in that behalf contained in the Municipal Corporations Act, 1906, the Mayor and Councillors of the Municipality of Claremont order that clauses 4, 40, 53, 55, 73 and 85 of By-law No. 123 (Buildings) be amended as follows:—

Clause 4.

Insert new subclause (ddd):—

“Plot Ratio” means the ratio of the gross total of floor areas to the area of the land within the title boundaries, excluding lifts, toilets and amenities, stairs, external wall thicknesses, plant rooms and gross area of any floor space in basements, or ground floor areas used for the parking of wheeled vehicles, including access to and from such space within the buildings.

Delete subclause (ff):—Definition of “Residential Flat” and substitute therefor the following:—

“Residential Flat Building,” a building designed, adapted or used as a tenement-house, having three or more tenements on the ground storey, or a one or more storey building having two or more tenements.

Insert new subclause (ll)—

“Duplex House” means a building of one floor comprising two dwellings, each complete and self-contained.

Clause 40.

Amend subclause (a) by deleting in lines 1 and 2 the sentence—

If such a building is a public building or a building of the warehouse class.

Delete subclause (b).

Clause 53.

Insert a new subclause to stand as subclause (e) as follows:—

(e) No dwelling house shall be constructed with any wall at a less distance from a boundary of the site than three feet, and, in the case of a building of more than one storey in height, the distance from the side boundary shall be not less than six feet.

Clause 55.

Delete subclause (e).

Clause 73.

Delete subclauses (f), (g), (h) and substitute therefor the following:—

(f) (i) Subject to compliance with the provisions of subclause (f) (iv) of this clause, the minimum distance of walls from the side or rear boundaries of the site shall be 10 feet for a building not exceeding two storeys, or 30 feet in height and 40 feet in length. Such distance shall be increased by two feet six inches for each additional 10 feet or part thereof by which such wall exceeds 60 feet in length, provided that no such wall shall be required to be at a greater distance than 35 feet from the side or rear boundaries.

(ii) Walls in which there are no windows of habitable rooms may be located half the distance from the side or rear boundaries required by subclause (i) of this clause. Provided that no such wall shall be erected closer than five feet from such boundaries.

(iii) Walls of buildings not parallel with the side boundaries may be built so that their average distance from the boundaries complies with subclauses (i) and (ii) of this clause irrespective of their length; provided that in no part of their length are they closer to the boundaries than is required for a wall of the same height not exceeding 40 feet in length.

(iv) There shall be a drying area of at least 20 feet by 20 feet for each laundry. Such drying area shall be located at the rear or side of the building.

(v) No external walls facing each other, one or both of which contain windows of habitable rooms, shall be less than 20 feet apart. In the case of walls fronting opposite sides of courts or areas 20 feet or more in depth, the width of the court or area shall be increased to not less than twice the distance from the side boundary to the side walls required by subclause (ii) of this clause.

(g) In zoned areas where flats may be constructed, the plot ratio shall not exceed one.

(h) No residential flat building shall hereafter be erected on a site with a frontage of less than 66 feet. Provided that this subclause shall not prohibit the erection of a residential flat building on a site with a frontage of less than 66 feet, which is the subject of a Certificate of Title issued before the promulgation of these by-laws; provided that the frontage of the site is not less than 50 feet.

Insert a new subclause to stand as subclause (hh) as follows:—

(hh) (i) Minimum Accommodation.—Every residential flat hereafter erected, constructed, or adapted or altered, shall comprise not less than three habitable rooms in addition to any bathroom, laundry or water closet required to be provided by the Health By-laws.

(ii) Minimum Size of Rooms.—Except as provided elsewhere in this by-law, every habitable room shall have:—

(a) A minimum floor area of not less than 80 square feet.

(b) A height of not less than nine feet.

Every habitable room shall be not less than eight feet wide in its minimum dimensions, except a kitchen which may have a minimum width of seven feet.

A kitchenette which is constructed in the form of an annexe to a habitable room and separated therefrom by an unobstructed opening not less than five feet wide and seven feet high shall not be deemed to be a separate habitable room.

There shall be one living room with a superficial area of not less than 144 square feet and a minimum width of not less than 10 feet, and one bedroom with a minimum area of not less than 120 square feet.

Amend subclause (i) by deleting lines 4 and 5 and substitute therefor:—
Requirements of the Town Planning Board.

Clause 85.

Insert new clause 85A:—

“Garages”.—Every residential flat building shall be provided with garages equal in number to at least one-half of the number of flats erected on the lot.

Each garage shall have a minimum width of seven feet, a minimum length of 15 feet, and shall in other respects comply with the Building By-laws in force from time to time.

Passed by the Council of the Municipality of Claremont at the ordinary meeting held on the 27th day of July, 1959.

A. W. CROOKS,
Mayor.

T. C. BROWN,
Town Clerk.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 16th day of September, 1959.

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

MUNICIPAL CORPORATIONS ACT, 1906-1956.

City of South Perth.

L.G. 620/59.

A By-law of the City of South Perth made under Section 338 of the Municipal Corporations Act, 1906, to amend By-law No. 3 made by the South Perth Road Board for Regulating the Areas, Open Spaces, etc., for Buildings.

IN pursuance of the powers conferred by the said Municipal Corporations Act, 1906, the Mayor and Councillors of the City of South Perth order as follows:—

By-law No. 3 made by the South Perth Road Board, numbered 3, published in the *Government Gazette* on the 9th November, 1951, is amended by adding immediately after clause 15 a new clause as follows:—

15A. No apartment building shall hereafter be erected on an allotment unless such allotment has a frontage of at least sixty-six feet to a street.

Passed by the Council of the City of South Perth at the ordinary meeting of the Council held on the 22nd July, 1959.

[L.S.]

W. C. G. THOMAS,
Mayor.
E. J. JOHNSON,
Town Clerk.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 16th day of September, 1959.

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

ROAD DISTRICTS ACT, 1919.

Gosnells Road Board.

Building By-laws—Amendment.

L.G. 567/59.

WHEREAS by the Road Districts Act, 1919, the road board of any district is empowered to make and amend by-laws for all or any purposes in the said Act mentioned, the Gosnells Road Board, in pursuance of the powers vested in the said Board under and by virtue of the said Act and of every other authority enabling it in that behalf, does hereby amend the building by-laws published in the *Government Gazette* on the 10th April, 1952, as amended by notice in the *Government Gazette* of the 11th November, 1955, and do hereby publish these further amendments as follows:—

The whole of the Second Schedule relating to prescribed fees is deleted and the following Schedule is inserted in lieu thereof:—

Second Schedule.

PRESCRIBED FEES.

New Buildings—

(a) Dwellings—	£	s.	d.
Initial fee	1	10	0
Plus 5s. per square or part thereof.			
(b) Shop, Factory, Warehouse, or other Business Premises—			
Initial fee	1	10	0
Plus 2s. 6d. per square or part thereof.			

	£	s.	d.
Additions or Alterations to Buildings—			
Where the additions or alterations do not exceed £100— minimum fee	10	0	0
Where the value of the additions or alterations exceeds £100—for each additional £100 or part thereof	2	6	0
Erection of garage, detached room, or outbuilding under four squares—minimum fee	1	0	0
Poultry Houses—			
Up to an area of four squares—minimum fee	10	0	0
Over four squares—for each additional square or part thereof	2	6	0
Removal of Buildings—			
For inspection only of a building not in the district whether removal is approved or not—minimum fee	4	4	0
Plus 1s. per mile each way.			
For inspection of a building within the district whether removal is approved or not	4	4	0
(Fees for permit additional to inspection fees.)			
Miscellaneous—			
Fees for hoarding licenses	10	0	0
Fees for licenses to deposit on roads	10	0	0
Fees for licenses to excavate	10	0	0
Footpath deposit	10	0	0

Passed at a meeting of the Gosnells Road Board held on the 22nd day of June, 1959.

ARTHUR A. MILLS,
Chairman.
H. W. WALKER,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 16th day of September, 1959.

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

ROAD DISTRICTS ACT, 1919.

Port Hedland Road Board.

Amendment to By-laws—Hall.

L.G. 228/59.

WHEREAS under the provision of the Road Districts Act, 1919-1956, a board may make or adopt by-laws and may alter, amend or repeal any by-laws, the Port Hedland Road Board now resolves that its by-laws for the management and use of the Port Hedland Hall as adopted on the 10th October, 1952, and published in the *Government Gazette* of the 19th December, 1952, be amended by altering the name of the hall and substituting a new Schedule of charges as follows:—

1. The name of the hall as appears in the title of the by-laws and in By-law 1 (b), line two, shall be altered from Port Hedland Hall to Gratwick Memorial Hall.

Schedule of Charges.

	£	s.	d.
Dances until 12 midnight	3	0	0
(After 12 midnight, 15s. per hour.)			
Travelling shows or dances	4	0	0
Concerts	3	0	0
Rehearsals—at cost.			
Banquets	3	0	0

	£	s.	d.
Farewells, welcomes and kitchen teas	2	0	0
Weddings, ceremony only	12	6	
Wedding receptions—			
Up to 8 p.m.	1	10	0
Up to midnight	3	0	0
Community concerts—			
8 p.m. to 11 p.m.	2	10	0
(After 11 p.m., 15s. per hour.)			
Bazaars—			
Afternoon	15	0	
Per night	3	0	0
Political meetings and not local meetings—			
Afternoon	1	0	0
Per night	3	0	0
Local meetings—			
Afternoon	10	0	
Per night	1	10	0
Sports council—Indoor sports night—			
To midnight	2	0	0
(Thereafter 15s., per hour.)			
Commercial travellers' sample room (per day)	1	0	0
Lodges—			
Buffalo Lodge (per year)	40	0	0
Masonic Lodge (per year)	25	0	0
Cleaning fee for night social, meetings, bazaar, concert, dance, charged at cost, 10s. minimum.			
Charge for cups	5	0	
Church services free, subject to approval of the Board.			

Passed at a meeting of the Port Hedland Road Board this 10th day of July, 1959.

E. A. RICHARDSON,
Chairman.
R. L. LEGGO,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 16th day of September, 1959.

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

BRANDS ACT, 1904-1956.

Department of Agriculture,
Perth, 3rd September, 1959.

THE Minister for Agriculture, under the provisions of the Brands Act, 1904-1956, has been pleased to make the regulations set out in the Schedule hereunder.

(Sgd.) G. K. BARON HAY,
Director of Agriculture.

Schedule.

Regulations.

1. In these regulations the Woolbranding Regulations published in the *Government Gazette* on the 25th May, 1955, and amended by regulations published in the *Government Gazette* on the 29th April, 1958, are referred to as the principal regulations.

2. The principal regulations are amended by adding after regulation 6 a regulation as follows:—

6A. Where a sheep is branded or offered for sale by, or on behalf of, the members of a partnership, each member of the partnership shall be deemed to have branded the sheep or offered the sheep for sale.

Dated this 3rd day of September, 1959.

(Sgd.) C. D. NALDER,
Minister for Agriculture.

Approved by His Excellency the Governor in Executive Council, the 3rd day of September, 1959.

R. H. DOIG,
Clerk of the Council.