



Government Gazette

OF

WESTERN AUSTRALIA

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No. 88]

PERTH: THURSDAY, 27th OCTOBER

[1960

HOSPITALS ACT, 1927-1955.

Yarloop District Hospital.

Medical Fund and By-Laws.

M.D. 473/56.

WHEREAS under the provisions of section 23 of the Hospitals Act, 1927-1955, a Board may itself establish and manage a Medical Fund, the object of which shall be to secure for its subscribers medical attendance, hospital treatment or other similar benefits, and may, by by-laws, provide for the regulations and control of the Fund; and whereas the Board of Management of the Yarloop District Hospital has established a Medical Fund and has made by-laws for the control and management thereof as published in the *Government Gazette* on the 23rd day of April, 1954, and as modified and amended thereafter by notices published in the *Government Gazette* on the 9th day of February, 1955, 1st day of June, 1955, 3rd day of August, 1956, 15th day of November, 1956, 8th day of March, 1957 and 12th day of February, 1960; and whereas the Board of Management now deems it expedient to amend the by-laws: Now, therefore, the Board of Management of the Yarloop District Hospital, acting pursuant to section 23 of the Hospitals Act, 1927-1955, doth hereby amend the by-laws for the control and management of its Medical Fund herein before mentioned by incorporating the amendment set forth in the schedule hereunder.

Schedule.

The by-laws of the Yarloop District Medical and Hospital Fund are amended as under:—

By-law 6a: Line 2, delete "12s." and substitute "12s. 6d." Line 4, delete "5s. 6d." and substitute "7s."

Passed at a meeting of the Hospital Board of Management on the 9th day of February, 1960.

By-law 6a: Line 3, delete "17s. 6d." and substitute "26s. 6d."

By-law 24: Line 1, delete "28s." and substitute "48s."

Passed at a meeting of the Hospital Board of Management on the 10th day of May, 1960.

R. A. McCALLUM,
Chairman.

D. G. EVANS,
Secretary.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

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

HEALTH ACT, 1911-1959.
Midland Junction Municipality.
Resolution.

P.H.D. 555/53.

WHEREAS it is provided in the Health Act, 1911 (as amended), that a local authority may of its own motion by resolution adopt, with or without modification, the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of that Act; and whereas Model By-laws described as Series "A" prepared in accordance with those provisions and duly amended have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 18th May, 1955, and as so reprinted have been published in the *Government Gazette* on 9th August, 1956; and whereas the Midland Junction Municipality, being a local authority within the meaning of the Act, by resolution published in the *Government Gazette* on 13th August, 1957, adopted with certain modifications therein set forth the said Model By-laws as so reprinted and published in the *Government Gazette* on 9th August, 1956: Now, therefore, the Midland Junction Municipality doth hereby resolve and determine that the said Model By-laws as so reprinted and published in the *Government Gazette* on 9th August, 1956, and as so adopted with the said modifications published in the *Government Gazette* on 13th August, 1957, shall be further amended as follows:—

Schedule of Amendments to Model By-laws.

Part I.—General Sanitary Provisions.

1. By-law 1C is amended by deleting paragraph (c) thereof and substituting in lieu thereof:—

(c) The owner of each house situate in the said part of the Municipality shall provide such house with a water closet and shall cause the same to be connected to apparatus for the bacteriolytic treatment of sewage within the period of one year immediately following the date of publication hereof in the *Government Gazette*. The installation of the apparatus shall be carried out in conformity with the requirements from time to time of the Commissioner of Public Health.

Part VII—Food.

Sale of Food by Itinerant Vendors.

By-law No. 51 is repealed and a new by-law No. 51 inserted in lieu thereof as follows:—

51. (a) No person shall expose or offer or hawk food for sale in any public place unless such person is licensed by the local health authority.

(b) No person shall expose or offer or hawk fish, fruit or vegetables for sale in any private place unless such person is licensed by the local health authority. Providing always that no license shall be required by the following persons:—

(i) Persons who carry on the business of selling food from premises situate in the Municipality of Midland Junction whilst making deliveries of food to their respective customers.

(ii) Persons who deliver food to any of the persons mentioned in sub-paragraph (i) hereof whether or not such latter persons deliver to their respective customers.

(c) Save as aforesaid every person desiring to carry on the trade of an itinerant vendor of food shall before so carrying on such trade apply to the local health authority in the form of "Schedule "C" for a license to carry on such trade and with such application deposit a fee of £10 (ten pounds).

(d) Upon such application being granted a license shall be issued in the form of Schedule "D" hereto.

(e) Every license issued under this by-law shall operate only during the period ended the thirty-first day of October next succeeding the date of issue and after the said thirty-first day of October shall cease to be in force.

Part IX—Offensive Trades.

Section A—General.

By-law No. 14 is repealed and a new by-law No. 14 is inserted in lieu thereof as follows:—

14. The owner or occupier of premises whereon any of the offensive trades specified in section 186 of the Health Act, 1911 (as amended), is carried on shall cause any part of such premises which is used in connection with any such trade to have a floor constructed of concrete of a depth not less than two inches and which shall be finished with a smooth trowelled granolithic surface. Such floor shall be coved where it meets the walls of such premises with a coving of not less than three inches in height. Such floor shall slope so that all liquids falling thereon shall gravitate into a spoon drain constructed of glazed earthenware not less than four inches in diameter and set in the lowest part of such floor. Such spoon drain shall discharge into a properly constructed bucket trap situate inside the building unless otherwise approved by an Inspector. The walls of such premises shall be constructed of brick, stone or concrete and shall be cement rendered and trowelled smooth to a height of not less than five feet above the floor provided that in lieu thereof sheet metal of not less than 26 gauge properly riveted and with properly soldered joints may be approved by an Inspector.

Section N—Fish Shops.

By-laws Nos. 1 to 4 (inclusive) are repealed and new by-laws 1 to 9 (inclusive) inserted in lieu thereof as follows:—

1. In these by-laws "fish" shall mean and include the edible part of any fish, crustacean, mollusc or other marine life generally used as food and shall further include fresh fish, frozen fish, chilled fish, and cooked fish, whether cleaned, uncleaned or part cleaned, but does not include fish which has been cured, preserved, hermetically canned, or otherwise treated to prevent putrefaction.

"Fish shop" shall mean any shop where fish is kept or exposed for sale and/or where fish is cleaned, scaled, cut up, cooked and/or kept or exposed for the purpose of sale, but shall not be deemed to include any premises licensed to sell intoxicating liquor.

2. Fish shops shall be classified as "A" and "B" Class and shall be registered accordingly.

The occupier of an "A" Class fish shop shall be permitted in such shop to clean, part-clean, scale, cut up and/or cook fish for the purpose of sale and to keep or expose fish for sale.

The occupier of a "B" Class fish shop shall be permitted in such shop to keep or expose fish for sale and to cook fish for the purpose of sale but shall not clean, part-clean, scale nor cut up fish therein.

3. In every "A" Class fish shop there shall be a room constructed in accordance with the provisions of clause 14 of Section A of this part and all cleaning, scaling and cutting up of fish shall be done in such room and not elsewhere. Such room shall be equipped with a stainless steel trough or such other trough as may be approved by an Inspector, suited to such cleaning, scaling and cutting up.

4. The occupier of every fish shop shall have an impervious receptacle which shall be provided with an air tight covering. Such covering shall at all times be kept closed except when it is necessary to place something in or remove something from the receptacle.

The occupier of every "A" Class fish shop shall cause all offal and wasted to be immediately picked up and placed in such receptacle.

The occupier of every fish shop shall cause all unwholesome fish to be immediately placed in such receptacle.

The contents of such receptacle shall be removed from the premises once in each working day or at such times as an Inspector may direct. Such receptacle shall after being emptied be immediately cleansed with an efficient disinfectant.

5. The occupier of any "B" Class fish shop shall not allow any box, basket or other container used for the transporting of fish to remain in such shop longer than is necessary for the emptying of such box, basket or container.

6. In every "A" Class fish shop where the cooking of fish is carried on, a metal hood fitted with a ventilating flue of not less than eight inches internal diameter shall be installed above the cooking apparatus. Such hood shall be constructed so as to be as low as practicable and so as to project beyond the front and sides respectively of the cooking apparatus to a distance of not less than six (6) inches. The ventilating flue of such hood shall be carried up in the most direct manner possible to a height of not less than ten feet above the highest part of the roof of the premises and shall be fitted with a suitable cowl at its highest part. Such ventilating flue may discharge into a chimney provided such chimney is carried to a height of not less than ten feet above the highest part of the roof of the premises.

No cooking of fish shall be carried on in a fish shop except in an apparatus equipped with a hood of the above description.

7. The occupier of every fish shop where fish is exposed for sale shall keep all such fish on metal trays or on approved shelves or counters and all fittings and fixtures of such trays, shelves and counters shall be of impervious material or covered with impervious material.

8. Every occupier of a fish shop shall keep all fish in containers separate from every other kind of food except such as is contained in hermetically sealed cans, bottles or similar containers.

9. After having handled fish every person shall wash his hands before handling any other kind of food intended for sale in a fish shop.

Passed at an ordinary meeting of the Council of the Midland Junction Municipality held on Tuesday, 21st June, 1960.

[L.S.]

The Common Seal of the Midland Junction Municipality was this 23rd day of August, 1960, affixed hereto in the presence of—

W. S. DONEY,
Mayor.
F. L. GAWNED,
Town Clerk.

Approved by His Excellency the Governor in Executive Council 12th day of October, 1960.

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

HEALTH ACT, 1911-1959.

Bayswater Road Board.

By-laws.

P.H.D. 415/45.

WHEREAS under the provisions of the Health Act, 1911-1959 a local authority may adopt Model By-laws made by the Governor pursuant to section 343 of the Act, with or without modification, and may alter, amend or repeal any by-laws so adopted; and whereas Model By-laws described as Series "A," made by the Governor, and reprinted pursuant to the Reprinting of Regulations Act, 1954, were adopted by the Bayswater Road Board with modification as shown in the resolution of the Board published in the *Government Gazette* on 13th February, 1957: Now, therefore, the Bayswater Road Board, being

a local authority within the meaning of the Health Act, 1911-1959, doth hereby resolve and determine that the aforementioned adopted by-laws shall be amended as follows:—

Part I.—General Sanitary Provisions.

After by-law 19, insert a new by-law 19A as follows:—

19A. (1) No person shall remove any material or thing whatsoever from premises used by the Board for the disposal of refuse unless he has been granted a permit in writing, signed by the Secretary of the Board.

(2) The Board may grant to any person a permit to remove any material or thing specified in the permit from such premises if the Board is satisfied that in doing so no danger to health is likely to arise.

(3) A person removing any material or thing from such premises shall produce the permit to any officer or authorised employee of the Board on demand.

Passed at a meeting of the Bayswater Road Board this 24th day of August, 1960.

C. J. WOTZKO,
Chairman.
ALEX. C. SMITH,
Secretary.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

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

HEALTH ACT, 1911-1959.

City of Fremantle.

Model By-laws.

P.H.D. 1628/56.

WHEREAS under the provisions of the Health Act, 1911-1959, a local authority may make or adopt by-laws and may amend, repeal or alter any by-laws so made or adopted: Now, therefore, the Council of the City of Fremantle, being a local authority within the meaning of the Act, and having adopted Model By-laws, Series "A," with modifications as published in the *Government Gazette* on the 9th day of August, 1956, as the by-laws of the Fremantle Health District, doth hereby amend its said by-laws as follows:—

1. The following modifications to Part 1 of the by-laws included in the resolution of the Council published in the *Gazette* on 22nd June, 1951, are repealed:—

(a) Paragraph (c) which was added to by-law No. 3.

(b) By-law 37 (a) and the heading thereto.

2. By-law 35A of Part I of the aforesaid Model By-laws, Series "A," is adopted without modification.

Passed at a meeting of the City of Fremantle this 11th day of April, 1960.

[L.S.]

E. M. DAVIES,
Acting Mayor.
K. G. BOTT,
Deputy Town Clerk.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

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

HEALTH ACT, 1911-1959.

Moora Road Board.

Resolution.

P.H.D. 197/35.

WHEREAS under the provisions of the Health Act, 1911-1959, 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 Moora Road Board, being a local authority within the meaning of the Act, and having adopted the Model By-laws described as Series "A" as reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 9th August, 1956, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

Part I.—General Sanitary Provisions.

(1) After paragraph (a) of by-law 1C, insert a new paragraph (aa) as follows:—

(aa) 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, 1962.

(2) Delete the word "paragraph" and symbol "(a)" where they appear in the first line of paragraph (b) and insert in lieu thereof the words "this by-law."

Passed at a meeting of the Moora Road Board this 17th day of August, 1960.

A. S. CRANE,
Chairman.

R. WITTBBER,
Secretary.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

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

HEALTH ACT, 1911-1957.

Albany Road Board.

P.H.D. 1632/56.

WHEREAS under the provisions of paragraphs (41) and (53) of section 134 of the Health Act, 1911-1957, a local authority may make by-laws for the prevention of pollution of any water supply: Now, therefore, the Albany Road Board, being a local authority within the meaning of the Act, doth hereby make the following by-laws:—

Prevention of the Pollution of Potable Water.

1. These by-laws shall be of effect in those portions of the Albany Road District which are set out in the schedule to these by-laws.

2. A person shall not sink any well or bore, insert any spear or erect any machine or other device for the purpose of drawing any water from beneath the ground and shall not draw any water from beneath the ground, except on a part of a lot which is within 20 feet of the boundary farthest from a street or road frontage.

3. A person shall not deposit any waste liquids or offensive matter underground at any point which is within 100 feet from a point where water may be drawn, whether drawn or not, pursuant to these by-laws.

4. The local authority may require any person being the owner or occupier of a lot to provide thereon a minimum storage capacity of 2,000 gallons of fresh water in an approved container and any person so required shall comply with that requirement.

5. Any person contravening the provisions of these by-laws is liable on conviction to a penalty of up to twenty pounds and, in the case of a continuing breach, to a penalty not exceeding forty shillings for each day that the breach is continued.

The Schedule.

Plantagenet Location 2471.
Plantagenet Location 281.
Plantagenet Location 24.

Passed at a meeting of the Albany Road Board this 19th day of August, 1960.

B. E. LANGE,
Chairman.
W. E. SIBBALD,
Secretary.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

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

ALBANY HARBOUR BOARD ACT, 1926-1959.

Albany Harbour Board—Resolution.

C.S.D. 16/53, Ex. Co. No. 1615.

THE Albany Harbour Board, constituted under and by virtue of the Albany Harbour Board Act, 1926-1959, doth hereby amend in the manner mentioned in the schedule hereunder the regulations made under the Act and published in the *Government Gazette* on the 30th day of March, 1951, and amended from time to time thereafter by notices published in the *Government Gazette*.

Schedule.

The abovementioned regulations are amended as follows:—

1. By adding to regulation No. 159 the following additional paragraph.

The Board may in writing exempt any ship for such period and on such terms and conditions as the Board deems fit from compliance with this regulation.

Passed by a resolution of the Albany Harbour Board at a duly convened meeting held on the 28th day of July, 1960.

The Common Seal of the Albany Harbour Board was at the same time affixed and impressed hereto by order and in the presence of—

[L.S.]

CHAS. E. BOLT,
Chairman.
K. G. A. SCHULZE,
Member.
E. J. NORMAN,
Secretary.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

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

ALBANY HARBOUR BOARD ACT, 1926-1959.

Albany Harbour Board—Resolution.

C.S.D. 16/53.

THE Albany Harbour Board, constituted under and by virtue of the Albany Harbour Board Act, 1926-1959, doth hereby amend in the manner mentioned in the schedule hereunder the regulations made under the Act and published in the *Government Gazette* on the 27th day of April, 1951, for the management and control of the slipway at Albany vested in the Board.

Schedule.

The abovementioned regulations are amended as follows:—

Under the heading "Slipping Fees."

1. By deleting paragraph 2 and substituting in lieu thereof the following:—
 2. Under 40 ft.—1s. 3d. per foot run of length overall per day for the first three days and 1s. per foot run of length overall per day for each subsequent day.
2. By inserting the following additional paragraph—
 3. Sundays and public holidays will not be charged provided no work is done on these days.

Passed by a resolution of the Albany Harbour Board at a duly convened meeting held on the 28th day of July, 1960.

The Common Seal of the Albany Harbour Board was at the same time affixed and impressed hereto by order and in the presence of —

[L.S.]

CHAS. E. BOLT,
Chairman.
W. G. PEARCE,
Member.
E. J. NORMAN,
Secretary.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

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

TRAFFIC ACT, 1919-1958.

Manjimup Road Board.

Speed Limit By-law.

Police T.O. 58/434.

THE Manjimup 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 Manjimup Road Board District:—

A person shall not drive any vehicle at a speed exceeding 35 miles per hour along that portion of the South-Western Highway from a point adjoining the north-eastern corner of Nelson Location 11 of 1024 as shown on Diagram 16708 and along that highway in a south-westerly direction to a point adjoining the north-western corner of Nelson Location 11288.

Provided that a person shall not drive a motor wagon or tractor (whether prime mover or not), of a gross weight inclusive of its load, if any, specified in column 1 hereunder, at a speed exceeding the maximum speed limit prescribed therefor in column 2 hereunder:—

Column 1 Gross Weight	Column 2 Maximum Speed Limit m.p.h.
(i) Exceeding 3 tons but not exceeding 7 tons	30
(ii) Exceeding 7 tons but not exceeding 13 tons	25
(iii) Exceeding 13 tons	20

Provided also that a person shall not drive a motor car, motor wagon or tractor (whether prime mover type or not), to which is attached a trailer, semi-trailer or caravan, the gross weight of which vehicle and attachment, inclusive of their respective loads, if any, is specified in column 1 hereunder at a speed exceeding the respective maximum speed limit prescribed therefor in column 2 hereunder:—

Column 1 Gross Weight	Column 2 Maximum Speed Limit m.p.h.
(i) Up to but not exceeding 3 tons	35
(ii) Exceeding 3 tons but not exceeding 7 tons	30
(iii) Exceeding 7 tons but not exceeding 13 tons	25
(iv) Exceeding 13 tons	20

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

Passed at a meeting of the Manjimup Road Board this 11th day of August, 1960.

E. A. EDWARDS,
Chairman.

M. DUNN,
Secretary.

Recommended—

C. C. PERKINS,
Minister for Traffic.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

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

MUNICIPAL CORPORATIONS ACT, 1906.

City of South Perth.

By-Law No. 1—Classification of Districts (Amendment).

L.G. 580/55.

IN pursuance of the powers in that behalf contained in the Municipal Corporations Act 1906, and amendments thereof, and of all other powers thereto them enabling, the Mayor and Councillors of the City of South Perth do order that By-Law No. 1 (Classification of Districts) made by the South Perth Road Board and published in the *Government Gazette* of the 31st July, 1936, and subsequently amended from time to time, be amended as follows:—

1. Clause 1 is repealed and a new clause is substituted in lieu thereof as follows:—

1. (a) All those parts of the Municipal District specified in the schedule hereto shall be Business Districts.

Special Business District Zone A.

(b) Lot 616 of Canning Location 37 at the corner of Bradshaw Crescent and Welwyn Avenue shall be a Special Business District Zone A.

Special Business District Zone B.

(c) Lot 54, Melville Parade, corner of Preston Street, and Lots 1, 2 and 3, Preston Street, Como, location 40, shall be a Special Business District Zone B.

Special Business District Zone C.

(d) Lot 4 of lots 261, 262 and 263, Canning Location 37, Manning Road, corner Lockhart Street, lots 1, 2 and 3 of lots 285 and 286, Manning Road, lots 264 and 265, Canning Location 37, Lockhart Street, and lots 282, 283 and 284 Canning Location 37, Edgcombe Street, shall be a Special Business District Zone C.

Special Business District Zone D.

(e) Lots 7 and 194, Gladstone Avenue, and lots 110 and 111, Arlington Avenue, Location 39, shall be a Special Business District Zone D.

(f) The whole of the Municipal District other than Business Districts and Special Business Districts shall be a Residential District.

2. A new clause numbered 2D is inserted immediately after clause 2C as follows:—

2D. No part of the Special Business District Zone D mentioned in paragraph (e) of clause one of this by-law shall be used for any purpose other than a bakery site.

It is further ordered that claims for compensation by reason of the operation of this amending by-law shall be made not later than six months from the date on which it is first published in the *Government Gazette*.

Made and passed by the Council of the City of South Perth on the 22nd June, 1960.

[L.S.]

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

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

MUNICIPAL CORPORATIONS ACT, 1906.

City of South Perth.

By-law No. 24.—Salter Point Right of Way Building Lines.

L.G. 697/60.

PURSUANT to the powers in that behalf contained in the Municipal Corporations Act, 1906, and in the Town Planning and Development Act, 1928, the Council of the City of South Perth hereby makes the following by-law to be numbered 24:—

1. A building line is made and fixed as shown on the plan in the schedule hereto at a distance of ten feet partly on the eastern and partly on the western boundary of the right of way between Howard Parade and the southern boundary of lot 282 delineated on such plan.

2. A building line is made and fixed as shown on the plan in the schedule hereto at a distance of ten feet from the western boundary and the southern boundary of the right of way between the southern boundary of lot 282 and Sulman Avenue delineated on such plan.

3. A building line is made and fixed as shown on the plan in the schedule hereto at a distance of four feet six inches from the northern boundary of the right of way between Sulman Avenue and the western boundary of lot 244 delineated on such plan.

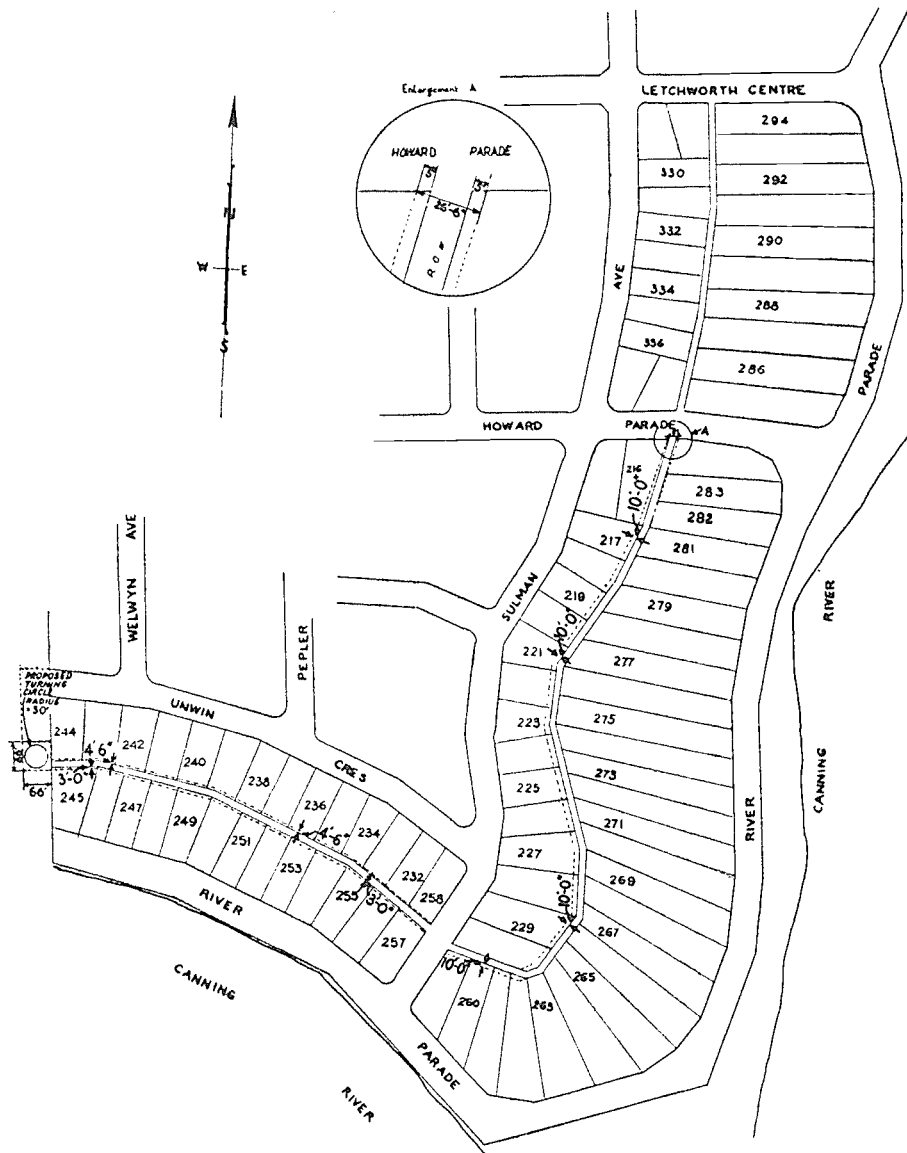
4. A building line is made and fixed as shown on the plan in the schedule hereto at a distance of three feet from the southern boundary of the right of way between Sulman Avenue and the western boundary of lot 245 delineated on such plan.

5. No building or part of a building shall hereafter be erected closer to the aforesaid right of way than any of the building lines hereinbefore made and fixed.

6. The city of South Perth shall be the authority responsible for carrying this by-law into effect and enforcing the observance thereof.

7. The time limited for making claim for compensation by reason of the operation of this by-law is a period of six months from the first publication of this by-law in the *Government Gazette*.

The Schedule.



Passed by the Council of the City of South Perth at the ordinary meeting of the Council held on the 27th day of January, 1960.

[L.S.]

W. C. G. THOMAS,
Mayor.

E. J. JOHNSON,
Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 21st day of September, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Katanning Road Board.

By-laws for the Control of Hoardings upon Private Property and upon Public Places.

L.G. 466/60.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919, the Katanning Road Board hereby makes the following by-laws relating to the control of hoardings upon private property and upon public places.

1. In these by-laws, unless the context otherwise indicates, "Board" means the Katanning Road Board.

2. No person shall except with the written license from the Board—

- (a) carry or display any advertising picture, placard or notice in or along any road or way or upon private property;
- (b) give out or distribute to passers-by or scatter or throw any hand-bill, ticket, placard, notice or other printed matter in any road or way;
- (c) erect or maintain or permit or allow to be erected or maintained any sign, sign-board, awning, blind, hoarding or other advertising device in or over any road, way or upon private property;
- (d) post, paste, stencil or affix or cause to be posted, stencilled or affixed any form of advertisement upon any road or way or upon private property.

3. No person shall erect a stall, awning or other structure in or over any road or way without first having obtained the written consent of the Board.

Any person who commits a breach of any provisions of this by-law shall on conviction be liable to a penalty not exceeding £20.

Passed by resolution of the Katanning Road Board at an ordinary meeting held on 22nd June, 1960.

W. E. NOTT,
Chairman.

W. E. BROUGHTON,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

DOG ACT, 1903.

Municipality of Albany.

By-law No. 25.

L.G. 693/60.

PURSUANT to an Order in Council promulgated in the *Government Gazette* on the 23rd day of October, 1953, under section 35A of the Dog Act, 1903, and in exercise of all other powers thereto enabling it, the Albany Municipal Council doth hereby make and publish the following by-law for the establishment of a dog pound and the control of dogs within the area of the Albany Municipal Council:—

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

(c) destroy, break into, damage, or in any way interfere with or render not dog-proof any dog cart, vehicle or container used for the purpose of catching, holding or conveying dogs which have been seized.

14. The owner of a dog shall keep such dog chained or under effective control from sunset to sunrise.

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

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

Notwithstanding paragraph (d) dogs may be taken into veterinary or chemists premises for the express purpose of obtaining veterinary treatment or advice.

16. Except for the purpose of taking part in sheep dog trials or dog shows the owner of a dog shall prevent that dog from entering or being in any of the following places unless on a leash held by a person:—

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

17. Dogs used as Guide Dogs by blind persons are exempt from the requirements of clauses 15 and 16.

18. No person shall obstruct or hinder an employee of the Council or member of the Police Force in the performing of anything authorised by the provisions of the Dog Act, 1903, or the regulations made in pursuance of those provisions.

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

20. Any person who shall commit a breach of this by-law shall upon conviction be liable to a penalty not exceeding £5.

21. By-law No. 25 relating to the keeping of dogs passed by the Council on the 13th October, 1952, and published in the *Government Gazette* on the 14th November, 1952, is hereby repealed.

The Schedule.

FEES.

		s.	d.
For the seizure or impounding of a dog	10	0	
For the sustenance and maintenance of a dog in a pound per day	5	0	
For the destruction of a dog	2	6	

Passed by the Albany Municipal Council at a meeting of the Council on the 14th day of September, 1959.

J. A. BARNESBY,
Mayor.
A. L. SCOTT,
Town Clerk.

[L.S.]

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Wanneroo Road Board.

By-laws for Regulating the Construction, Establishment, Operation and Maintenance of Motels.

L.G. 738/60.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919, the Wanneroo Road Board hereby makes the following by-laws:—

Definition.

1. (1) "Board" shall mean the Wanneroo Road Board.
- (2) "District" means the Wanneroo Road District.
- (3) "Motel" means any premises used or intended to be used for providing accommodation to the travelling public at large, for reward and denominated by the owner or occupier by the use of the word "motel" whether alone or in conjunction with other words.
- (4) Without limiting the generality of sub-by-law (3) of this by-law, a motel may be or comprise premises licensed under the provisions of the Licensing Act, 1911.

General.

2. (1) A person shall not establish or operate a motel other than in accordance with these by-laws.
- (2) A person shall not use the word "motel" in connection with any premises unless those premises are currently registered as a motel with the Board.

Sites.

3. (1) A motel shall not be established or operated other than upon a site set apart under any Town Planning Scheme or Zoning By-Law as a site for "special use (motels)," in accordance with the provisions of the Town Planning and Developments Act, 1928, or the Road District Act, 1919.
- (2) A motel shall not be established or operated on any site having an area of less than one acre or in such manner that the area of the site used provides less than 3,000 square feet for each residential unit.
- (3) Any site used for the establishment or operation of a motel shall be provided with means of ingress from and egress to a public road by an entry and driveways properly paved and approved by the Board.

Distance of Buildings from Boundaries.

4. (1) A motel shall not be constructed in such a way that any portion of a building is nearer to the street alignment than is permitted under the provisions of any Building Line By-Laws, Building By-Laws, Town Planning Scheme or Zoning By-Laws of the Board.
- (2) No motel building shall comprise more than two stories or be constructed so that any portion of that building is nearer to the side or rear boundary of the site than ten feet, and motel buildings shall be so sited that their walls are of an average distance of no less than twenty feet from any side or rear boundary of the site.
- (3) Notwithstanding the provisions of sub-by-laws (1) and (2) of this By-Law, eaves, hoods and ornamental fixtures may be extended a distance of three feet nearer to any boundary than thereby prescribed.

Composition of Motels.

5. Any motel shall comprise at least—
 - (a) ten residential units;
 - (b) a cafe, cafeteria or restaurant or, in the alternative to the foregoing, a dining room and kitchen, for common use;
 - (c) a common laundry;
 - (d) a flat or residence for the manager or person in charge of the motel;
 - (e) parking space as in these by-laws provided; and
 - (f) a garden or plantation surrounding the site.

Composition of Residential Unit.

6. (1) Any residential unit of a motel shall comprise at least—
- (a) a bed-sitting room;
 - (b) a car park;
 - (c) luggage storage space; and
 - (d) an ablution and toilet unit.
- (2) The minimum floor area of any residential unit, exclusive of any patio, covered way or car park shall be—
- (a) two hundred square feet where the unit is intended to accommodate one person; and
 - (b) three hundred square feet where the unit is intended to accommodate more than one person.

Structure.

7. (1) Any motel shall be constructed in accordance with the Building By-Laws of the Board.
- (2) Residential units shall be so constructed that, where the walls of any two of those units form an included angle of less than ninety degrees with one another, no part of a window in one of those walls shall be within twenty feet of any window in the other.
- (3) Where provision is made in any building for one residential unit to open into another residential unit, there shall be an intervening door having a fire resistance rating of at least two hours' duration and being capable of being locked from either side.

Ablution Units.

8. (1) An ablution unit shall include—
- (a) a shower cubicle;
 - (b) a hand basin;
 - (c) an air lock and water closet.
- (2) Hot and cold running water shall be provided to the shower and hand basin of each ablution unit.
- (3) Where it is desired to provide baths in addition to showers, those baths may be installed in a common bathroom.

Cooking facilities.

9. (1) Any residential unit shall be provided with one power point.
- (2) Where in any motel no cafe, cafeteria or restaurant is provided and operating, there shall be a common kitchen having a floor area of at least one hundred square feet and a dining room having a floor area of at least one hundred and fifty square feet for every ten residential units or part of that number of units.
- (3) Any common kitchen shall have installed at least one stove and one sink for every ten residential units or part of that number of units.

Laundry.

10. In any motel there shall be a common laundry of a floor area of at least fifty square feet having therein installed either one copper or one washing machine and one set of wash troughs for every ten residential units or part of that number of units.

Car Parking.

11. (1) Any motel shall have a car park appurtenant to and within a distance of fifteen feet of each residential unit unless the Board shall approve of a car park being of a greater distance from any residential unit.
- (2) There shall be adequate means of access to and manoeuvring space at each car park.

(3) In the case where a restaurant, swimming pool, dance floor or other facilities are provided at any motel for the use of the public other than residents there shall, in addition to that provided by sub-by-law (1) of this by-law, be on site parking space in the ratio of one car space for every three patrons additional to residential patrons.

(4) In the case where any motel is licensed under the provisions of the Licensing Act, 1911, there shall, in addition to any parking space hereinbefore provided by this by-law, be on site parking space in the ratio of one car space for every twenty-five square feet of licensed floor space or part of that area, exclusive of floor space devoted to storage, service areas, refrigeration areas and like utility areas.

Furniture.

12. (1) A residential unit in any motel shall be provided with a suitable complement of bedding and furniture in good order, repair and condition, and there shall be in each residential unit at least—

- (a) one spring bedstead for each person occupying the unit;
- (b) one mattress for each bedstead;
- (c) all usual linens, blankets and bedspreads for each bed;
- (d) one easy chair;
- (e) one luggage rack;
- (f) hanging space for clothing; and
- (g) one table, desk or dresser or any combination of those articles of furniture.

(2) A common dining room in any motel shall be provided with the following furniture, at least—

- (a) one seat for each single residential unit and two seats for each double residential unit; and
- (b) one table for each four seats.

Advertising Sign.

13. No entrance sign or gateway shall be erected on the front boundary of any motel unless that sign or gateway shall first have been approved by the Board.

Resident Manager.

14. (1) In any case where the owner or occupier of a motel is not in residence at that motel he shall appoint a manager or other responsible person to reside at and be in charge of the motel.

(2) A person shall not be the manager of or be in charge of a motel who—

- (a) is an undischarged bankrupt;
- (b) has been convicted of any indictable offence; or
- (c) has been or is convicted more than three times of offences against these by-laws or against the Health Act and regulations.

Compliance with other By-Laws.

15. Nothing in these by-laws shall be deemed to relieve any person from obligation to comply with any regulation or by-law made pursuant to the provisions of the Road Districts Act, The Town Planning and Development Act, and the Health Act.

Registration.

16. (1) Any person requiring to establish or operate a motel shall apply for initial registration of the motel to the Board, and registration, if approved, shall operate until the 31st day of December then next following.

(2) Any application for renewal of the registration of a motel shall be made in the month of January and unless registration is renewed a person shall not continue the operation of the subject premises as a motel.

Penalty.

17. (1) Any person committing a breach of these by-laws shall be liable to a penalty not exceeding twenty pounds and the imposition and payment of any penalty shall not relieve any person of liability to rectify any breach of these by-laws.

(2) Where by the Act, or by any of these by-laws, any act is directed to be done, or forbidden to be done, or where any authority is given to the Board or any Officer of the Board, to direct any act to be done, or to forbid

any act to be done, and such act shall remain undone, or having been forbidden shall be done, in every such case the person making default as to any such direction or prohibition, as the case may be, shall be deemed guilty of an offence.

Passed by resolution of the Wanneroo Road Board at a meeting held on the 10th August, 1960.

N. H. MARTIN,
Chairman.
S. W. REES,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Melville Road Board.

By-law Requiring Removal of Refuse, Etc.

L.G. 752/60.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919, section 201 (65), the Melville Road Board hereby makes the following by-law:—

(1) In this by-law—

“Board” means Melville Road Board;

“District” means Melville Road District;

“Secretary” means Secretary or acting Secretary of the Board.

(2) If there is on any land within the District any refuse, rubbish, or other material of any kind whatsoever which, in the opinion of the Board, is likely to affect adversely the value of adjoining properties or the health, comfort, or convenience of the inhabitants thereof, the Board may cause a notice under the hand of the Secretary to be served on the owner or occupier of such land requiring such owner or occupier within the time specified in such notice to remove such refuse, rubbish, or material from such land.

(3) Every owner or occupier of land upon whom a notice is served under clause (2) of this by-law shall comply with such notice within the time therein specified.

(4) Any person committing an offence against this by-law shall on conviction be liable to a penalty not exceeding twenty pounds.

Passed by resolution of the Melville Road Board at a meeting held on the 27th September, 1960.

ALICK H. BRACKS,
Chairman.
J. E. ELLIS,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Bridgetown Road Board.

Motel By-laws.

L.G. 736/60.

PURSUANT to the powers contained in that behalf in the Road Districts Act, 1919, the Bridgetown Road Board hereby makes the following by-laws for regulating the construction, establishment, operating and maintenance of motels:—

Definition.

1. (1) In these by-laws "motel" means any premises used or intended to be used for providing accommodation to the travelling public at large, for reward and denominated by the owner or occupier by the use of the word "motel," whether alone or in conjunction with other words.

(2) Without limiting the generality of sub-by-law (1) of this by-law, a motel may be or comprise premises licensed under the provisions of the Licensing Act, 1911.

(3) In these by-laws "the Board" means the Bridgetown Road Board.

General.

2. (1) A person shall not establish or operate a motel other than in accordance with these by-laws.

(2) A person shall not use the word "motel" in connection with any premises unless those premises are currently registered as a motel with the Board.

Sites.

3. (1) A motel shall not be established or operated other than upon a site set apart under any Town Planning Scheme or Zoning By-law as a site for "special use (motels)," in accordance with the provisions of the Town Planning and Development Act, 1928, or the Road Districts Act, 1919.

(2) A motel shall not be established or operated on any site having an area of less than one acre or in such manner that the area of the site used provides less than 3,000 square feet for each residential unit.

(3) Any site used for the establishment or operation of a motel shall be provided with means of ingress from and egress to a public road by an entry and drive-ways properly paved and approved by the Board.

Distance of Buildings from Boundaries.

4. (1) A motel shall not be constructed in such way that any portion of a building is nearer to the street alignment than is permitted under the provisions of any Building Line By-laws, Building By-laws, Town Planning Scheme or Zoning By-laws of the Board, and in the absence of such by-laws or scheme, within twenty-five feet of the street alignment.

(2) No motel building shall comprise more than two stories or be constructed so that any portion of that building is nearer to the side or rear boundary of the site than ten feet, and motel buildings shall be so sited that their walls are of an average distance of not less than twenty feet from any side or rear boundary of the site.

(3) Notwithstanding the provisions of sub-by-laws (1) and (2) of this by-law, eaves, hoods and ornamental fixtures may be extended a distance of three feet nearer to any boundary than thereby prescribed.

Composition of Motels.

5. Any motel shall comprise at least—

- (a) ten residential units;
- (b) a cafe, cafeteria or restaurant or, in the alternative to the foregoing, a dining-room and kitchen, for common use;
- (c) a common laundry;
- (d) a flat or residence for the manager or person in charge of the motel;
- (e) parking space as in these by-laws provided; and
- (f) a garden or plantation surrounding the site.

Composition of Residential Unit.

6. (1) Any residential unit of a motel shall comprise at least—
- (a) a bed-sitting room;
 - (b) a car park;
 - (c) luggage storage space; and
 - (d) an ablution and toilet unit.
- (2) The minimum floor area of any residential unit, exclusive of any patio, covered way or car park shall be—
- (a) two hundred square feet where the unit is intended to accommodate one person; and
 - (b) three hundred square feet where the unit is intended to accommodate more than one person.

Structure.

7. (1) Any motel shall be constructed in accordance with the Building By-laws of the Board.
- (2) Residential units shall be so constructed that, where the walls of any two of those units form an included angle of less than ninety degrees with one another, no part of a window in one of those walls shall be within twenty feet of any window in the other.
- (3) Where provision is made in any building for one residential unit to open into another residential unit, there shall be an intervening door having a fire resistance rating of at least two hours' duration and being capable of being locked from either side.

Ablution Units.

8. (1) An ablution unit shall include—
- (a) a shower cubicle;
 - (b) a hand basin;
 - (c) an air lock and water closet.
- (2) Hot and cold running water shall be provided to the shower and hand basin of each ablution unit.
- (3) Where it is desired to provide baths in addition to showers, those baths may be installed in a common bathroom.

Cooking Facilities.

9. (1) Any residential unit shall be provided with one power point.
- (2) Where in any motel no cafe, cafeteria or restaurant is provided and operating, there shall be a common kitchen having a floor area of at least one hundred square feet and a dining-room having a floor area of at least one hundred and fifty square feet for every ten residential units or part of that number of units.
- (3) Any common kitchen shall have installed at least one stove and one sink for every ten residential units or part of that number of units.

Laundry.

10. In any motel there shall be a common laundry of a floor area of at least fifty square feet having therein installed either one copper or one washing machine and one set of wash troughs for every ten residential units or part of that number of units.

Car Parking.

11. (1) Any motel shall have a car park appurtenant to and within a distance of fifteen feet of each residential unit unless the Board shall approve of a car park being of a greater distance from any residential unit.
- (2) There shall be adequate means of access to and manoeuvring space at each car park.
- (3) In the case where a restaurant, swimming pool, dance floor or other facilities are provided at any motel for the use of the public other than residents there shall, in addition to that provided by sub-by-law (1) of this by-law, be on site parking space in the ratio of one car space for every three patrons additional to residential patrons.

(4) In the case where any motel is licensed under the provisions of the Licensing Act, 1911, there shall, in addition to any parking space hereinbefore provided by this by-law, be on site parking space in the ratio of one car space for every twenty-five square feet of licensed floor space or part of that area, exclusive of floor space devoted to storage, service areas, refrigeration areas and like utility areas.

Furniture.

12. (1) A residential unit in any motel shall be provided with a suitable complement of bedding and furniture in good order, repair and condition, and there shall be in each residential unit at least—

- (a) one spring bedstead for each person occupying the unit;
- (b) one mattress for each bedstead;
- (c) all usual linens, blankets and bedspreads for each bed;
- (d) one easy chair;
- (e) one luggage rack;
- (f) hanging space for clothing; and
- (g) one table, desk or dresser or any combination of those articles of furniture.

(2) A common dining-room in any motel shall be provided with the following furniture, at least—

- (a) one seat for each single residential unit and two seats for each double residential unit; and
- (b) one table for each four seats.

Advertising Sign.

13. No entrance sign or gate-way shall be erected on the front boundary of any motel unless that sign or gate-way shall first have been approved by the Board.

Resident Manager.

14. (1) In any case where the owner or occupier of a motel is not in residence at that motel he shall appoint a manager or other responsible person to reside at and be in charge of the motel.

(2) A person shall not be the manager of or be in charge of a motel who—

- (a) is an undischarged bankrupt;
- (b) has been convicted of any indictable offence; or
- (c) has been or is convicted more than three times of offences against these by-laws or against the Health Act and regulations.

Compliance with Other By-laws.

15. Nothing in these by-laws shall be deemed to relieve any person from obligation to comply with any regulation or by-law made pursuant to the provisions of the Road Districts Act, the Town Planning and Development Act and the Health Act.

Registration.

16. (1) Any person requiring to establish or operate a motel shall apply for initial registration of the motel to the Board, and registration, if approved, shall operate until the 31st day of December then next following.

Penalty.

17. (1) Any person committing a breach of these by-laws shall be liable to a penalty not exceeding twenty pounds and the imposition and payment of any penalty shall not relieve any person of liability to rectify any breach of these by-laws.

(2) Where by the Act, or by any of these by-laws, any act is directed to be done, or forbidden to be done, or where any authority is given to the Board, or any officer of the Board, to direct any act to be done, or to forbid any act to be done, and such act shall remain undone, or having been forbidden shall

be done, in every such case the person making the default as to any such direction or prohibition, as the case may be, shall be deemed guilty of an offence.

Passed by resolution of the Bridgetown Road Board at a meeting held on the 20th day of September, 1960.

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

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Bruce Rock Road Board.

By-law Requiring Removal of Refuse, Etc.

L.G. 750/60.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919, the Bruce Rock Road Board hereby makes the following by-law:—

1. In this by-law:—

“Board” means Bruce Rock Road Board;

“District” means Bruce Rock Road District;

“Secretary” means Secretary or acting Secretary of the Board.

2. If there is on any land within the District any refuse, rubbish or other material of any kind whatsoever which, in the opinion of the Board, is likely to affect adversely the value of adjoining property or the health, comfort or convenience of the inhabitants thereof, the Board may cause a notice under the hand of the Secretary to be served on the owner or occupier of such land requiring such owner or occupier within the time specified in such notice to remove such refuse, rubbish or material from such land.

3. Every owner or occupier of land upon whom a notice is served under clause 2 of this by-law shall comply with such notice within the time therein specified.

4. Any person committing an offence against this by-law on conviction shall be liable to a penalty not exceeding twenty pounds.

Passed by resolution of the Bruce Rock Road Board at a meeting held on the 14th day of September, 1960.

J. M. STEWART
Chairman.
N. N. McDONALD,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Gingin Road Board.

Motel By-laws.

L.G. 720/60.

IN pursuance of the powers contained in that behalf in the Road Districts Act, the Gingin Road Board hereby makes the following by-laws for regulating the construction, establishment, operation and maintenance of motels in the Gingin Road Board District:—

Definition.

1. (1) In these by-laws "motel" means any premises used or intended to be used for providing accommodation to the travelling public at large, for reward and denominated by the owner or occupier by the use of the word "motel," whether alone or in conjunction with other words.

(2) Without limiting the generality of sub-by-law (1) of this by-law, a motel may be or comprise premises licensed under the provisions of the Licensing Act, 1911.

General.

2. (1) A person shall not establish or operate a motel other than in accordance with these by-laws.

(2) A person shall not use the word "motel" in connection with any premises unless those premises are currently registered as a motel with the Gingin Road Board.

Sites.

3. (1) A motel shall not be established or operated other than upon a site set apart under any Town Planning Scheme or Zoning By-law as a site for "special use (motels)," in accordance with the provisions of the Town Planning and Development Act, 1928, or the Road Districts Act, 1919, as the case may be.

(2) A motel shall not be established or operated on any site having an area of less than one acre or in such manner that the area of the site used provides less than 3,000 square feet for each residential unit.

(3) Any site used for the establishment or operation of a motel shall be provided with means of ingress from and egress to a public road by an entry and drive-ways properly paved and approved by the Gingin Road Board.

Distance of Buildings from Boundaries.

4. (1) A motel shall not be constructed in such way that any portion of a building is nearer to the street alignment than is permitted under the provisions of any Building Line By-laws, Building By-laws, Town Planning Scheme or Zoning By-laws of the Gingin Road Board, and in the absence of such by-laws or scheme, within twenty-five feet of the street alignment.

(2) No motel building shall comprise more than two stories or be constructed so that any portion of that building is nearer to the side or rear boundary of the site than ten feet, and motel buildings shall be so sited that their walls are of an average distance of no less than twenty feet from any side or rear boundary of the site.

(3) Notwithstanding the provisions of sub-by-laws (1) and (2) of this by-law, eaves, hoods and ornamental fixtures may be extended a distance of three feet nearer to any boundary than thereby prescribed.

Composition of Motels.

5. Any motel shall comprise at least—

- (a) ten residential units;
- (b) a cafe, cafeteria or restaurant or, in the alternative to the foregoing, a dining-room and kitchen, for common use;
- (c) a common laundry;
- (d) a fiat or residence for the manager or person in charge of the motel;
- (e) parking space as in these by-laws provided; and
- (f) a garden or plantation surrounding the site.

Composition of Residential Unit.

6. (1) Any residential unit of a motel shall comprise at least—
- (a) a bed-sitting room;
 - (b) a car park;
 - (c) luggage storage space; and
 - (d) an ablution and toilet unit.
- (2) The minimum floor area of any residential unit, exclusive of any patio, covered way or car park shall be—
- (a) two hundred square feet where the unit is intended to accommodate one person; and
 - (b) three hundred square feet where the unit is intended to accommodate more than one person.

Structure.

7. (1) Any motel shall be constructed in accordance with the Building By-laws of the Gingin Road Board.
- (2) Residential units shall be so constructed that, where the walls of any two of those units form an included angle of less than ninety degrees with one another, no part of a window in one of those walls shall be within twenty feet of any window in the other.
- (3) Where provision is made in any building for one residential unit to open into another residential unit, there shall be an intervening door having a fire resistance rating of at least two hours' duration and being capable of being locked from either side.

Ablution Units.

8. (1) An ablution unit shall include—
- (a) a shower cubicle;
 - (b) a hand basin;
 - (c) an air lock and water closet.
- (2) Hot and cold running water shall be provided to the shower and hand basin of each ablution unit.
- (3) Where it is desired to provide baths in addition to showers, those baths may be installed in a common bathroom.

Cooking Facilities.

9. (1) Any residential unit shall be provided with one power point.
- (2) Where in any motel no cafe, cafeteria or restaurant is provided and operating, there shall be a common kitchen having a floor area of at least one hundred square feet and a dining-room having a floor area of at least one hundred and fifty square feet for every ten residential units or part of that number of units.
- (3) Any common kitchen shall have installed at least one stove and one sink for every ten residential units or part of that number of units.

Laundry.

10. In any motel there shall be a common laundry of a floor area of at least fifty square feet having therein installed either one copper or one washing machine and one set of wash troughs for every ten residential units or part of that number of units.

Car Parking.

11. (1) Any motel shall have a car park appurtenant to and within a distance of fifteen feet of each residential unit unless the Board shall approve of a car park being of a greater distance from any residential unit.
- (2) There shall be adequate means of access to and manoeuvring space at each car park.
- (3) In the case where a restaurant, swimming pool, dance floor or other facilities are provided at any motel for the use of the public other than residents there shall, in addition to that provided by sub-by-law (1) of this by-law, be on site parking space in the ratio of one car space for every three patrons additional to residential patrons.

(4) In the case where any motel is licensed under the provisions of the Licensing Act, 1911, there shall, in addition to any parking space hereinbefore provided by this by-law, be on site parking space in the ratio of one car space for every twenty-five square feet of licensed floor space or part of that area, exclusive of floor space devoted to storage, service areas, refrigeration areas and like utility areas.

Furniture.

12. (1) A residential unit in any motel shall be provided with a suitable complement of bedding and furniture in good order, repair and condition, and there shall be in each residential unit at least—

- (a) one spring bedstead for each person occupying the unit;
- (b) one mattress for each bedstead;
- (c) all usual linens, blankets and bedspreads for each bed;
- (d) one easy chair;
- (e) one luggage rack;
- (f) hanging space for clothing; and
- (g) one table, desk or dresser or any combination of those articles of furniture.

(2) A common dining-room in any motel shall be provided with the following furniture at least—

- (a) one seat for each single residential unit and two seats for each double residential unit; and
- (b) one table for each four seats.

Advertising Sign.

13. No entrance sign or gate-way shall be erected on the front boundary of any motel unless that sign or gate-way shall first have been approved by the Gingin Road Board.

Resident Manager.

14. (1) In any case where the owner or occupier of a motel is not in residence at that motel he shall appoint a manager or other responsible person to reside at and be in charge of the motel.

- (2) A person shall not be the manager of or be in charge of a motel who—
- (a) is an undischarged bankrupt;
 - (b) has been convicted of any indictable offence; or
 - (c) has been or is convicted more than three times of offences against these by-laws or against the Health Act and regulations.

Compliance with Other By-laws.

15. Nothing in these by-laws shall be deemed to relieve any person from obligation to comply with any regulation or by-law made pursuant to the provisions of the Road Districts Act, the Town Planning and Development Act and the Health Act.

Registration.

16. (1) Any person requiring to establish or operate a motel shall apply for initial registration of the motel to the Gingin Road Board, and registration, if approved shall operate until the 31st day of December then next following.

(2) Any application for the renewal of the registration of a motel shall be made in the month of January and unless registration is renewed a person shall not continue the operation of the subject premises as a motel.

Penalty.

17. (1) Any person committing a breach of these by-laws shall be liable to a penalty not exceeding twenty pounds and the imposition and payment of any penalty shall not relieve any person of liability to rectify any breach of these by-laws.

(2) Where by the Act, or by any of these by-laws, any act is directed to be done or forbidden to be done, or where any authority is given to the Board, or any officer of the Board, to direct any act to be done, or to forbid

any act to be done, and such act shall remain undone, or having been forbidden shall be done, in every such case the person making default as to any such direction or prohibition, as the case may be, shall be deemed guilty of an offence.

Made and passed by the Gingin Road Board on the 19th day of August, 1960.

W. J. DE BURGH,
Chairman.
N. WALLACE,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919-1959.

Dowerin Road Board.

Building By-law.

L.G. 2165/52.

PURSUANT to the powers conferred by the Second Schedule of the Road Districts Act, 1919-1959, and under and by virtue of the powers thereby conferred and of every other authority enabling it in that behalf, the Dowerin Road Board doth hereby make, adopt and publish the following by-law to have effect within that portion of the Dowerin townsite which is prescribed in the schedule hereto.

(1) Within the area prescribed in the schedule no building shall hereafter be erected within fifteen (15) feet of the frontage to Stewart Street or Jackson Street unless it shall have the wall or walls facing such frontage of brick, reinforced concrete or stone.

(2) Within the prescribed area any portion of the building other than the wall or walls facing the frontage to either or both of the abovenamed streets may be constructed of steel, corrugated iron and timber frame or asbestos and timber frame provided the wall coverings are of new material only. Used or secondhand material may be used in other portions of such building provided such material has first been approved of by the Secretary of the Board.

Schedule.

Prescribed Area.

Portion of the Dowerin Road District being portion of the Dowerin Townsite consisting of the whole of Jackson Street and that portion of Stewart Street as is bounded by Government Road and Memorial Avenue.

Passed by resolution of the Dowerin Road Board at a meeting held on the 9th day of August, 1960.

E. H. HENNING,
Chairman.
J. F. CAMERON,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Merredin Road Board.

By-laws for Regulating the Construction, Establishment, Operation and Maintenance of Motels.

L.G. 667/60.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919, the Merredin Road Board hereby makes the following by-laws:—

1. In this by-law—

- (1) "Board" means Merredin Road Board;
- (2) "District" means Merredin Road District;
- (3) "motel" means any premises used or intended to be used for providing accommodation to the travelling public at large, for reward and denominated by the owner or occupier by the use of the word "motel" whether alone or in conjunction with other words;
- (4) without limiting the generality of sub-by-law (3) of this by-law, a motel may be or comprise premises licensed under the provisions of the Licensing Act, 1911.

General.

2. (1) A person shall not establish or operate a motel other than in accordance with these by-laws.

(2) a person shall not use the word "motel" in connection with any premises unless those premises are currently registered as a motel with the Board.

Sites.

3. (1) A motel shall not be established or operated other than upon a site set apart under any Town Planning Scheme or Zoning By-law as a site for "special use (motels)", in accordance with the provisions of the Town Planning and Development Act, 1928, and the Road Districts Act, 1919.

(2) A motel shall not be established or operated on any site having an area of less than one acre or in such manner that the area of the site used provides less than 3,000 square feet for each residential unit.

(3) Any site used for the establishment or operation of a motel shall be provided with means of ingress from and egress to a public road by an entry and drive-ways properly paved and approved by the Board.

Distance of Buildings from Boundaries.

4. (1) A motel shall not be constructed in such way that any portion of a building is nearer to the street alignment than is permitted under the provisions of any Building Line By-laws, Building By-laws, Town Planning Scheme or Zoning By-laws of the Board.

(2) No motel building shall comprise more than two stories or be constructed so that any portion of that building is nearer to the side or rear boundary of the site than ten feet, and motel buildings shall be so sited that their walls are of an average distance of no less than twenty feet from any side or rear boundary of the site.

(3) Notwithstanding the provisions of sub-by-laws (1) and (2) of this by-law, eaves, hoods and ornamental fixtures may be extended a distance of three feet nearer to any boundary than hereby prescribed.

Composition of Motels.

5. Any motel shall comprise at least—

- (a) ten residential units;
- (b) a cafe, cafeteria or restaurant, or in the alternative to the foregoing a dining-room and kitchen, for common use;
- (c) a common laundry;
- (d) a flat or residence for the manager or person in charge of the motel;
- (e) parking space as in these by-laws provided; and
- (f) a garden or plantation surrounding the site.

Composition of Residential Unit.

6. (1) Any residential unit of a motel shall comprise at least—
- (a) a bed-sitting room;
 - (b) a car park;
 - (c) luggage storage space; and
 - (d) an ablution and toilet unit.
- (2) The minimum floor area of any residential unit, exclusive of any patio, covered way or car park shall be—
- (a) two hundred square feet where the unit is intended to accommodate one person;
 - (b) three hundred square feet where the unit is intended to accommodate more than one person.

Structure.

7. (1) Any motel shall be constructed in accordance with the Building By-laws of the Board.
- (2) Residential units shall be so constructed that, where the walls of any two or those units form an included angle of less than ninety degrees with one another, no part of a window in one of those walls shall be within twenty feet of any window in the other.
- (3) Where provision is made in any building for one residential unit to open into another residential unit, there shall be an intervening door having a fire resistance rating of at least two hours' duration and being capable of being locked from either side.

Ablution Units.

8. (1) An ablution unit shall include—
- (a) a shower cubicle;
 - (b) a hand basin;
 - (c) an air lock and water closet.
- (2) Hot and cold running water shall be provided to the shower and hand basin of each ablution unit.
- (3) Where it is desired to provide baths in addition to showers, those baths may be installed in a common bathroom.

Cooking Facilities.

9. (1) Any residential unit shall be provided with one power point.
- (2) Where in any motel no cafe, cafeteria or restaurant is provided and operating, there shall be a common kitchen having a floor area of at least one hundred square feet and a dining-room having a floor area of at least one hundred and fifty square feet for every ten residential units or part of that number of units.
- (3) Any common kitchen shall have installed at least one stove and one sink for every ten residential units or part of that number of units.

Laundry.

10. In any motel there shall be a common laundry of a floor area of at least fifty square feet having therein installed either one copper or one washing machine and one set of wash troughs for every ten residential units or part of that number of units.

Car Parking.

11. (1) Any motel shall have a car park appurtenant to and within a distance of fifteen feet of each residential unit unless the Board shall approve of a car park being of a greater distance from any residential unit.
- (2) There shall be adequate means of access to and manoeuvring space at each car park.
- (3) In the case where a restaurant, swimming pool, dance floor or other facilities are provided at any motel for the use of the public other than residents there shall, in addition to that provided by sub-by-law (1) of this by-law, be on site parking space in the ratio of one car space for every three patrons additional to residential patrons.

(4) In the case where any motel is licensed under the provisions of the Licensing Act, 1911, there shall, in addition to any parking space hereinbefore provided by this by-law, be on site parking space in the ratio of one car space for every twenty-five square feet of licensed floor space or part of that area, exclusive of floor space devoted to storage, service areas, refrigeration areas and like utility areas.

Furniture.

12. (1) A residential unit in any motel shall be provided with a suitable complement of bedding and furniture in good order, repair and condition, and there shall be in each residential unit at least—

- (a) one spring bedstead for each person occupying the unit;
- (b) one mattress for each bedstead;
- (c) all usual linens, blankets and bedspreads for each bed;
- (d) one easy chair;
- (e) one luggage rack;
- (f) hanging space for clothing; and
- (g) one table, desk or dresser or any combination of those articles of furniture.

(2) A common dining-room in any motel shall be provided with the following furniture, at least—

- (a) one seat for each single residential unit and two seats for each double residential unit; and
- (b) one table for each four seats.

Advertising Sign.

13. No entrance sign or gate-way shall be erected on the front boundary of any motel unless that sign or gate-way shall first have been approved by the Board.

Resident Manager.

14. (1) In any case where the owner or occupier of a motel is not in residence at that motel he shall appoint a manager or other responsible person to reside at and be in charge of the motel.

- (2) A person shall not be the manager of or be in charge of a motel who—
- (a) is an undischarged bankrupt;
 - (b) has been convicted of any indictable offence; or
 - (c) has been or is convicted more than three times of offences against these by-laws or against the Health Act and regulations.

Compliance with other By-laws.

15. Nothing in these by-laws shall be deemed to relieve any person from obligation to comply with any regulation or by-law made pursuant to the provisions of the Road Districts Act, the Town Planning and Development Act and the Health Act.

16. (1) Any person requiring to establish or operate a motel shall apply for initial registration of the motel to the Board and registration, if approved, shall operate until the 31st day of December then next following.

(2) Any application for renewal of the registration of a motel shall be made in the month of January and unless registration is renewed a person shall not continue the operation of the subject premises as a motel.

Penalty.

17. (1) Any person committing a breach of these by-laws shall be liable to a penalty not exceeding twenty pounds and the imposition and payment of any penalty shall not relieve any person of liability to rectify any breach of these by-laws.

(2) Where by the Act, or by any of these by-laws, any act is directed to be done, or forbidden to be done, or where any authority is given to the Board, or any officer of the Board, to direct any act to be done, or to forbid any act to be done, and such act shall remain undone, or having been forbidden

shall be done, in every such case the person making default as to any such direction or prohibition, as the case may be, shall be deemed guilty of an offence.

Passed by resolution of the Merredin Road Board at a meeting held on the 13th day of September, 1960.

H. J. CLARK,
Chairman.
F. A. LAW,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Mandurah Road Board.

By-law Requiring Removal of Refuse, Etc.

L.G. 724/60.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919, the Mandurah Road Board hereby makes the following by-law:—

1. In this by-law—

“Board” means Mandurah Road Board;
“District” means Mandurah Road Board District;
“Secretary” means Secretary or Acting Secretary of the Board.

2. If there is on any land within the district any refuse, rubbish or other material of any kind whatsoever which, in the opinion of the Board, is likely to affect adversely the value of adjoining property or the health, comfort or convenience of the inhabitants thereof, the Board may cause a notice under the hand of the Secretary to be served on the owner or occupier of such land requiring such owner or occupier within the time specified in such notice to remove such refuse, rubbish or material from the land.

3. Every owner or occupier of land upon whom a notice is served under clause 2 of this by-law shall comply with such notice within the time specified therein.

4. Any person committing an offence against this by-law shall on conviction be liable to a penalty not exceeding twenty pounds.

Passed by resolution of the Mandurah Road Board at a meeting held on the 16th August, 1960.

P. R. H. DAY,
Chairman.
R. R. FLETCHER,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council on this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Dardanup Road District.

Motel By-laws.

L.G. 722/60.

PURSUANT to the powers in that behalf contained in the Road Districts Act, 1919, the Dardanup Road Board hereby makes the following by-laws for regulating the construction, establishment, operation and maintenance of motels:—

Definition.

1. (1) In these by-laws "motel" means any premises used or intended to be used for providing accommodation to the travelling public at large, for reward and denominated by the owner or occupier by the use of the word "motel," whether alone or in conjunction with other words.

(2) Without limiting the generality of sub-by-law (1) of this by-law, a motel may be or comprise premises licensed under the provisions of the Licensing Act, 1911.

(3) In these by-laws "Board" means the Dardanup Road Board.

General.

2. (1) A person shall not establish or operate a motel other than in accordance with these by-laws.

(2) A person shall not use the word "motel" in connection with any premises unless those premises are currently registered as a motel with the Board.

Sites.

3. (1) A motel shall not be established or operated other than upon a site set apart under any Town Planning Scheme or Zoning By-law as a site for "special use (motels)," in accordance with the provisions of the Town Planning and Development Act, 1928, or the Road Districts Act, 1919, as the case may be.

(2) A motel shall not be established or operated on any site having an area of less than one acre or in such manner that the area of the site used provides less than 3,000 square feet for each residential unit.

(3) Any site used for the establishment or operation of a motel shall be provided with means of ingress from and egress to a public road by an entry and drive-ways properly paved and approved by the Board.

Distance of Buildings from Boundaries.

4. (1) A motel shall not be constructed in such way that any portion of a building is nearer to the street alignment than is permitted under the provisions of any Building Line By-laws, Building By-laws, Town Planning Scheme or Zoning By-laws of the Board, and in the absence of such by-laws or scheme, within twenty-five feet of the street alignment.

(2) No motel building shall comprise more than two stories or be constructed so that any portion of that building is nearer to the side or rear boundary of the site than ten feet, and motel buildings shall be so sited that their walls are of an average distance of no less than twenty feet from any side or rear boundary of the site.

(3) Notwithstanding the provisions of sub-by-laws (1) and (2) of this by-law, eaves, hoods and ornamental fixtures may be extended a distance of three feet nearer to any boundary than thereby prescribed.

Composition of Motels.

5. Any motel shall comprise at least—

- (a) ten residential units;
- (b) a cafe, cafeteria or restaurant or, in the alternative to the foregoing, a dining-room and kitchen, for common use;
- (c) a common laundry;
- (d) a flat or residence for the manager or person in charge of the motel;
- (e) parking space as in these by-laws provided; and
- (f) a garden or plantation surrounding the site.

Composition of Residential Unit.

6. (1) Any residential unit of a motel shall comprise at least—
 - (a) a bed-sitting room;
 - (b) a car park;
 - (c) luggage storage space; and
 - (d) an ablution and toilet unit.
- (2) The minimum floor area of any residential unit, exclusive of any patio, covered way or car park shall be—
 - (a) two hundred square feet where the unit is intended to accommodate one person; and
 - (b) three hundred square feet where the unit is intended to accommodate more than one person.

Structure.

7. (1) Any motel shall be constructed in accordance with the Building By-laws of the Board.
- (2) Residential units shall be so constructed that, where the walls of any two of those units form an included angle of less than ninety degrees with one another, no part of a window in one of those walls shall be within twenty feet of any window in the other.
- (3) Where provision is made in any building for one residential unit to open into another residential unit, there shall be an intervening door having a fire resistance rating of at least two hours' duration and being capable of being locked from either side.

Ablution Units.

8. (1) An ablution unit shall include—
 - (a) a shower cubicle;
 - (b) a hand basin;
 - (c) an air lock and water closet.
- (2) Hot and cold running water shall be provided to the shower and hand basin of each ablution unit.
- (3) Where it is desired to provide baths in addition to showers, those baths may be installed in a common bathroom.

Cooking Facilities.

9. (1) Any residential unit shall be provided with one power point.
- (2) Where in any motel no cafe, cafeteria or restaurant is provided and operating, there shall be a common kitchen having a floor area of at least one hundred square feet and a dining-room having a floor area of at least one hundred and fifty square feet for every ten residential units or part of that number of units.
- (3) Any common kitchen shall have installed at least one stove and one sink for every ten residential units or part of that number of units.

Laundry.

10. In any motel there shall be a common laundry of a floor area of at least fifty square feet having therein installed either one copper or one washing machine and one set of wash troughs for every ten residential units or part of that number of units.

Car Parking.

11. (1) Any motel shall have a car park appurtenant to and within a distance of fifteen feet of each residential unit unless the Board shall approve of a car park being of a greater distance from any residential unit.
- (2) There shall be adequate means of access to and manouevring space at each car park.
- (3) In the case where a restaurant, swimming pool, dance floor or other facilities are provided at any motel for the use of the public other than residents there shall, in addition to that provided by sub-by-law (1) of this by-law, be on site parking space in the ratio of one car space for every three patrons additional to residential patrons.

(4) In the case where any motel is licensed under the provisions of the Licensing Act, 1911, there shall, in addition to any parking space hereinbefore provided by this by-law, be on site parking space in the ratio of one car space for every twenty-five square feet of licensed floor space or part of that area, exclusive of floor space devoted to storage, service areas, refrigeration areas and like utility areas.

Furniture.

12. (1) A residential unit in any motel shall be provided with a suitable complement of bedding and furniture in good order, repair and condition, and there shall be in each residential unit at least—

- (a) one spring bedstead for each person occupying the unit;
- (b) one mattress for each bedstead;
- (c) all usual linens, blankets and bedspreads for each bed;
- (d) one easy chair;
- (e) one luggage rack;
- (f) hanging space for clothing; and
- (g) one table, desk or dresser or any combination of those articles of furniture.

(2) A common dining-room in any motel shall be provided with the following furniture, at least—

- (a) one seat for each single residential unit and two seats for each double residential unit; and
- (b) one table for each four seats.

Advertising Sign.

13. No entrance sign or gate-way shall be erected on the front boundary of any motel unless that sign or gate-way shall first have been approved by the Board.

Resident Manager.

14. (1) In any case where the owner or occupier of a motel is not in residence at that motel he shall appoint a manager or other responsible person to reside at and be in charge of the motel.

(2) A person shall not be the manager of or be in charge of a motel who—

- (a) is an undischarged bankrupt;
- (b) has been convicted of any indictable offence; or
- (c) has been or is convicted more than three times of offences against these by-laws or against the Health Act and regulations.

Compliance with Other By-laws.

15. Nothing in these by-laws shall be deemed to relieve any person from obligation to comply with any regulation or by-law made pursuant to the provisions of the Road Districts Act, the Town Planning and Development Act and the Health Act.

Registration.

16. (1) Any person requiring to establish or operate a motel shall apply for initial registration of the motel to the Board, and registration, if approved, shall operate until the 31st day of December then next following.

(2) Any application for renewal of the registration of a motel shall be made in the month of January and unless registration is renewed a person shall not continue the operation of the subject premises as a motel.

Penalty.

17. (1) Any person committing a breach of these by-laws shall be liable to a penalty not exceeding twenty pounds and the imposition and payment of any penalty shall not relieve any person of liability to rectify any breach of these by-laws.

(2) Where by the Act, or by any of these by-laws, any act is directed to be done, or forbidden to be done or where any authority is given to the Board, or any officer of the Board, to direct any act to be done, or to forbid any act

to be done, and such act shall remain undone, or having been forbidden shall be done, in every such case the person making default as to any such direction or prohibition, as the case may be, shall be deemed guilty of an offence.

Made and passed by the Dardanup Road Board Board on the 13th day of August 1960.

D. T. GARBELINI,
Chairman.

R. PEDDIE,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Williams Road Board.

By-laws for Regulating the Construction, Establishment, Operation and Maintenance of Motels.

L.G. 753/60.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919, and the Town Planning and Development Act, 1928, and all other powers thereto it enabling, the Williams Road Board hereby makes the following by-laws:—

Definition.

1. (1) In these by-laws "motel" means any premises used or intended to be used for providing accommodation to the travelling public at large, for reward and denominated by the owner or occupier by the use of the word "motel" whether alone or in conjunction with other words.

(2) Without limiting the generality of sub-by-law (1) of this by-law, a motel may be or comprise premises licensed under the provisions of the Licensing Act, 1911.

General.

2. (1) A person shall not establish or operate a motel other than in accordance with these by-laws.

(2) A person shall not use the word "motel" in connection with any premises unless those premises are currently registered as a motel with the Board.

Sites.

3. (1) A motel shall not be established or operated other than upon a site set apart under any Town Planning Scheme or Zoning By-law as a site for "special use (motels)," in accordance with the provisions of the Town Planning and Development Act, 1928, or the Road Districts Act, 1919, as the case may be.

(2) A motel shall not be established or operated on any site having an area of less than one acre or in such manner that the area of the site used provides less than 3,000 square feet for each residential unit.

(3) Any site used for the establishment or operation of a motel shall be provided with means of ingress from and egress to a public road by an entry and drive-ways properly paved and approved by the Board.

Distance of Buildings from Boundaries.

4. (1) A motel shall not be constructed in such way that any portion of a building is nearer to the street alignment than is permitted under the provisions of any Building Line By-laws, Building By-laws, Town Planning Scheme or Zoning By-laws of the Board, and in the absence of such by-laws or scheme, within twenty-five feet of the street alignment.

(2) No motel building shall comprise more than two stories or be constructed so that any portion of that building is nearer to the side or rear boundary of the site than ten feet, and motel buildings shall be so sited that their walls are of an average distance of no less than twenty feet from any side or rear boundary of the site.

(3) Notwithstanding the provisions of sub-by-laws (1) and (2) of this by-law, eaves, hoods and ornamental fixtures may be extended a distance of three feet nearer to any boundary than thereby prescribed.

Composition of Motels.

5. Any motel shall comprise at least—

- (a) ten residential units;
- (b) a cafe, cafeteria or restaurant or, in the alternative to the foregoing, a dining-room and kitchen, for common use;
- (c) a common laundry;
- (d) a flat or residence for the manager or person in charge of the motel;
- (e) parking space as in these by-laws provided; and
- (f) a garden or plantation surrounding the site.

Composition of Residential Unit.

6. (1) Any residential unit of a motel shall comprise at least—

- (a) a bed-sitting room;
- (b) a car park;
- (c) luggage storage space; and
- (d) an ablution and toilet unit.

(2) The minimum floor area of any residential unit, exclusive of any patio, covered way or car park shall be—

- (a) two hundred square feet where the unit is intended to accommodate one person; and
- (b) three hundred square feet where the unit is intended to accommodate more than one person.

Structure.

7. (1) Any motel shall be constructed in accordance with the Building By-laws of the Board.

(2) Residential units shall be so constructed that, where the walls of any two of those units form an included angle of less than ninety degrees with one another, no part of a window in one of those walls shall be within twenty feet of any window in the other.

(3) Where provision is made in any building for one residential unit to open into another residential unit, there shall be an intervening door having a fire resistance rating of at least two hours' duration and being capable of being locked from either side.

Ablution Units.

8. (1) An ablution unit shall include—

- (a) a shower cubicle;
- (b) a hand basin;
- (c) an air lock and water closet.

(2) Hot and cold running water shall be provided to the shower and hand basin of each ablution unit.

(3) Where it is desired to provide baths in addition to showers, these baths may be installed in a common bathroom.

Cooking Facilities.

9. (1) Any residential unit shall be provided with one power point.
- (2) Where in any motel no cafe, cafeteria or restaurant is provided and operating, there shall be a common kitchen having a floor area of at least one hundred square feet and a dining-room having a floor area of at least one hundred and fifty square feet for every ten residential units or part of that number of units.
- (3) Any common kitchen shall have installed at least one stove and one sink for every ten residential units or part of that number of units.

Laundry.

10. In any motel there shall be a common laundry of a floor area of at least fifty square feet having therein installed either one copper or one washing machine and one set of wash troughs for every ten residential units or part of that number of units.

Car Parking.

11. (1) Any motel shall have a car park appurtenant to and within a distance of fifteen feet of each residential unit unless the Board shall approve of a car park being of a greater distance from any residential unit.
- (2) There shall be adequate means of access to and manoeuvring space at each car park.
- (3) In the case where a restaurant, swimming pool, dance floor or other facilities are provided at any motel for the use of the public other than residents there shall, in addition to that provided by sub-by-law (1) of this by-law, be on site parking space in the ratio of one car space for every three patrons additional to residential patrons.
- (4) In the case where any motel is licensed under the provisions of the Licensing Act, 1911, there shall, in addition to any parking space hereinbefore provided by this by-law, be on site parking space in the ratio of one car space for every twenty-five square feet of licensed floor space or part of that area, exclusive of floor space devoted to storage, service areas, refrigeration areas and like utility areas.

Furniture.

12. (1) A residential unit in any motel shall be provided with a suitable complement of bedding and furniture in good order, repair and condition, and there shall be in each residential unit at least—
 - (a) one spring bedstead for each person occupying the unit;
 - (b) one mattress for each bedstead;
 - (c) all usual linens, blankets and bedspreads for each bed;
 - (d) One easy chair;
 - (e) one luggage rack;
 - (f) hanging space for clothing; and
 - (g) one table, desk or dresser or any combination of those articles of furniture.
- (2) A common dining-room in any motel shall be provided with the following furniture, at least—
 - (a) one seat for each single residential unit and two seats for each double residential unit; and
 - (b) one table for each four seats.

Advertising Sign.

13. No entrance sign or gate-way shall be erected on the front boundary of any motel unless that sign or gate-way shall first have been approved by the Board.

Resident Manager.

14. (1) In any case where the owner or occupier of a motel is not in residence at that motel he shall appoint a manager or other responsible person to reside at and be in charge of the motel.
- (2) A person shall not be the manager of or be in charge of a motel who—
 - (a) is an undischarged bankrupt;
 - (b) has been convicted of any indictable offence; or
 - (c) has been or is convicted more than three times of offences against these by-laws or against the Health Act and regulations.

Compliance with Other By-laws.

15. Nothing in these by-laws shall be deemed to relieve any person from obligation to comply with any regulation or by-law made pursuant to the provisions of the Road Districts Act, the Town Planning and Development Act and the Health Act, as the case may be.

Registration.

16. (1) Any person requiring to establish or operate a motel shall apply for initial registration of the motel to the Board, and registration, if approved, shall operate until the 31st day of December then next following.

(2) Any application for renewal of the registration of a motel shall be made in the month of January and unless registration is renewed a person shall not continue the operation of the subject premises as a motel.

Penalty.

17. (1) Any person committing a breach of these by-laws shall be liable to a penalty not exceeding twenty pounds and the imposition and payment of any penalty shall not relieve any person of liability to rectify any breach of these by-laws.

(2) Where by the Act, or by any of these by-laws, any act is directed to be done, or forbidden to be done, or where any authority is given to a Board, or any officer of a Board, to direct any act to be done, or to forbid any act to be done, and such act shall remain undone, or having been forbidden shall be done, in every such case the person making default as to any such direction or prohibition, as the case may be, shall be deemed guilty of an offence.

The above by-laws were by resolution of the Williams Road Board duly passed and adopted at its meeting held in the Williams Road Board room on 14th September, 1960.

W. C. CARNE,
Chairman.
F. W. MORGAN,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Canning Road Board.

By-laws Relating to Lawns and Gardens in Roads.

L.G. 719/60

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919, the Canning Road Board hereby make the following by-laws relating to lawns and gardens in roads:—

1. In this by-law, if not inconsistent with the context—
 - “Board” means the Canning Road Board
 - “Carriageway” means the part of a road which is formed or paved for use by vehicles.
 - “Footway” means that part of a road which is formed or paved for use by pedestrians.

2. The owner or occupier of premises abutting on a road or roads may plant and maintain a lawn in such road or roads subject to the following conditions:—

- (a) The lawn shall not extend beyond the area contained by—
 - (i) lines drawn on and at right angles to the road or roads to the carriageway from the points where any boundary or boundaries of the premises meet the roads or roads; and
 - (ii) the carriageway or carriageways and the footpath or footpaths adjacent to the said premises.
- (b) The lawn shall have an even surface from the edge of the carriageway or, if there is a kerb to the carriageway, from the top of the kerb to the footpath or edge of the road as the case may be.

3. (a) The owner or occupier of premises abutting on a road may with the written permission of the Board form and plant a garden in the road.

(b) The application for such permission shall be accompanied by a plan showing the position and measurements of the garden by reference to the carriageway and the boundary of the premises parallel to the road.

(c) The permission may be granted subject to such conditions as the Board may impose.

4. No owner or occupier of land in respect of which a lawn or garden has been planted or is maintained shall place or permit or suffer to be placed or maintained in position any stones or sticks or other material or things likely to create a hazard, nuisance or danger to any person, animal or vehicle using the road.

5. The Board or its servants may remove any stones, sticks or other material or things of the kind referred to in the preceding paragraph.

6. The Board or its servants may at any time and without notice and without paying compensation in respect thereof remove a lawn or garden or any part thereof maintained in a road under this by-law.

7. No person shall ride or drive any animal or vehicle over any lawn or garden maintained in a road pursuant to this by-law.

8. (a) The owner or occupier of premises abutting on a road may with the written permission of the Board instal and maintain pipes and taps to water a lawn or garden in the road.

(b) The application for such permission shall be accompanied by a plan showing the proposed position, in relation to the carriageway and the boundary of the premises parallel to the road, of all pipes, taps and other fittings to be installed and a description of the materials to be used.

9. The owner or occupier of premises in respect of which pipes and taps have been installed pursuant to this by-law shall repair to the satisfaction of the Board any damage caused to a footway by the installation or maintenance of any pipes or taps or in anywise arising out of such installation.

10. No owner or occupier of land in respect of which pipes and taps have been installed as aforesaid shall allow or permit—

- (a) any pipes, taps, sprinklers or other fittings thereof to protrude above ground level or the level of the lawn in which they are installed;
- (b) any water therefrom to extend onto the carriageway or, where there is a footway, onto the footway adjacent to such system.

11. The Board may at any time order the owner or occupier of land in respect of which pipes and taps have been installed or are maintained in contravention of this by-law to remove the same or any part thereof and on non-compliance within seven days with such order the Board may remove the same at the cost of such owner or occupier.

12. The Board shall not be liable for any damage to any lawn, garden, pipes or taps or any part thereof whether such damage be caused by the Board or its servants or by any other person or persons.

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

Passed by resolution of the Canning Road Board at a meeting held on the Twelfth day of September, 1960.

J. W. COLE,
Chairman.
N. I. DAWKINS,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Bassendean Road Board.

Poundage Fees, Sustenance Charges and Penalties for Trespass.

L.G. 723/60.

IN pursuance of the powers conferred by the Road Districts Act, 1919, and the Cattle Trespass, Fencing and Impounding Act, 1882, the following poundage and sustenance charges are made and shall be charged to the owners of pounded cattle for the release of same, in lieu of any charges made and previously passed by resolution of the Bassendean Road Board:—

Poundage Fees.

For each stallion or bull—£5.
For each head of "great cattle"—£2.
For each head of "small cattle"—£1.

Sustenance Charges.

For each head of "great cattle" for each meal—5s.
For each head of "small cattle" for each meal—2s. 6d.

Trespass Fees.

The penalties for trespass contained in the said resolution of the Board are repealed. The sums set forth in the trespass scale referred to in the Second Schedule of the Cattle Trespass, Fencing and Impounding Act, 1882-1932, shall hereafter be recoverable by the Board and are published for general information:—

Trespass on Unenclosed Country Land.

For every entire horse, ass or bull, in the day time—not less than £2 nor more than £4.

For every such horse, ass, or bull, in the night time—not less than £3 nor more than £5.

For every other head of "great cattle," by night or day—three-pence.

For every head of "small cattle", by day or night—one penny.

Trespass on Enclosed Land, whether Town, Country, or Suburban, not being a Public Street or Thoroughfare in a City or Town, or Public Cemetery.

For every entire horse, ass or bull, in the day time—not less than £2 nor more than £4.

For every such horse, ass or bull, in the night time—not less than £3 nor more than £5.

For every other head of cattle, by night or day—a sum not exceeding 20 shillings.

Trespass on a Public Street or Thoroughfare in a Town or City, or in an Enclosed Public Cemetery.

For every entire horse, ass or bull—not less than £3 nor more than £5.

For every other head of cattle—a sum not exceeding 40 shillings.

Maximum Poundage Fees, Sustenance Charges and Penalties for Trespass Recoverable by the Board.

The aggregate amount of any poundage fees, sustenance charges, or penalties for trespass, some or all of which may be recovered by the Board from any one owner of cattle in any particular case of impounding, keeping or trespass of cattle, shall not exceed £50.

Made and passed by resolution of the Bassendean Road Board on the 14th day of September, 1960.

A. C. FAULKNER,
Chairman.
BERT GALE,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Port Hedland Road Board.

By-law for Removal of Refuse, Rubbish or Other Material.

L.G. 739/60.

PURSUANT to the powers conferred by the Road Districts Act, 1919, and every other authority enabling it in that behalf, the Port Hedland Road Board doth hereby make and publish the following by-law:—

1. In this by-law—

“Board” means the Port Hedland Road Board;

“Secretary” means the Secretary or the acting Secretary of the Port Hedland Road Board.

2. If there is on any land within the Port Hedland Road District any refuse, rubbish or other material of any kind whatsoever which, in the opinion of the Board, is likely to affect adversely the value of adjoining property or the health, comfort or convenience of the inhabitants thereof, the Board may cause a notice under the hand of the secretary to be served on the owner or occupier of such land requiring such owner or occupier within the time specified in such notice to remove such refuse, rubbish or material from such land.

3. Every owner or occupier of land upon whom a notice is served under clause 2 of this by-law shall comply with such notice within the time therein specified.

4. Any person committing an offence against this by-law shall on conviction be liable to a penalty not exceeding twenty pounds.

Passed by the Port Hedland Road Board at the ordinary meeting of the Board held on the 19th August, 1960.

E. A. RICHARDSON,
Chairman.

R. L. LEGGO,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Hall's Creek Road Board.

By-law Requiring Removal of Refuse, Etc.

L.G. 721/60.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919, the Hall's Creek Road Board hereby makes the following by-law:—

1. In this by-law—
 "Board" means the Hall's Creek Road Board;
 "District" means the Hall's Creek Road Board District.
 "Secretary" means Secretary, or acting Secretary of the Board.
2. If there is on any land within the District any refuse, rubbish, or other material of any kind whatsoever which, in the opinion of the Board, is likely to affect adversely the value of adjoining property, or the health comfort or convenience of the inhabitants thereof, the Board may cause a notice under the hand of the Secretary to be served on the owner, or occupier within the time specified in such notice to remove such refuse, rubbish, or material from such land.
3. Every owner, or occupier of land upon whom a notice is served under clause 2 of this by-law shall comply with such notice within the time therein specified.
4. Any person committing an offence against this by-law shall on conviction be liable to a penalty not exceeding twenty pounds (£20).

Passed by resolution of the Hall's Creek Road Board at a meeting held on the 7th day of September, 1960.

R. SHAW MOODY,
Chairman.

C. L. McBEATH,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Manjimup Road Board.

By-law Requiring Removal of Refuse, Etc.

L.G. 741/60.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919, the Manjimup Road Board hereby makes the following by-law:—

1. In this By-law—

“Board” means Manjimup Road Board.

“District” means Manjimup Road District.

“Secretary” means Secretary or acting Secretary of the Board.

2. If there is on any land within the district any refuse, rubbish or other material of any kind whatsoever which, in the opinion of the Board, is likely to affect adversely the value of adjoining properties or the health, comfort or convenience of the inhabitants thereof, the Board may cause a notice under the hand of the Secretary to be served on the owner or occupier of such land requiring such owner or occupier within the time specified in such notice to remove such refuse, rubbish, or material from such land.

3. Every owner or occupier of land upon whom a notice is served under clause 2 of this by-law shall comply with such notice within the time therein specified.

4. Any person committing an offence against this by-law shall on conviction be liable to a penalty not exceeding twenty pounds.

Passed by resolution of the Manjimup Road Board at a meeting held on the 8th day of September, 1960.

E. A. EDWARDS,
Chairman.
M. DUNN,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Mandurah Road District.

By-laws to Regulate Hawkers.

L.G. 140/59.

PURSUANT to the powers in that behalf contained in the Road Districts Act, 1919, the Mandurah Road Board hereby repeals the by-laws relating to hawkers published in the *Government Gazette* on the 28th day of September, 1956, and makes the following by-laws for the regulation of hawkers.

1. In these by-laws—

“Board” means the Mandurah Road Board;

“district” means the Mandurah Road District;

“hawker” means a person as defined in section 201 (41) of the Road Districts Act, 1919;

“licensee” means a person to whom a license is granted under these by-laws;

“license” means a hawker’s license issued pursuant to these by-laws; and

“secretary” means the secretary to the Board or the person acting for the time being in that capacity.

(2) The Board shall issue licenses in the order of priority of application and in case of apparent equality of priority of any applications shall determine which application shall have greater priority.

9. A hawker while hawking shall—

- (a) carry with him his license and shall produce the same to any officer of the Board or to a police officer on demand;
- (b) have his name and the words "Licensed Hawker" legibly and conspicuously displayed on his vehicle, barrow, bag or tray; and
- (c) when selling goods, wares or merchandise by weight, carry and use for that purpose tested and certified scales.

10. No hawker shall—

- (a) hawk in the following streets, roads or areas:—
The gazetted townsite area of Mandurah;
- (b) hawk between the hours of sunset and the next sunrise or on any Sunday, or on Christmas Day or Good Friday, without the consent of the Board;
- (c) loiter within a distance of two hundred yards of any shop or permanent place of business which has for sale any goods, wares or merchandise of the kind being hawked by the hawker;
- (d) call his wares or make or cause to be made any outcry, noise or disturbance likely to be a nuisance or annoyance to any person in that vicinity;
- (e) remain stationary in any street or public place for any period longer than shall be necessary for the purpose of serving or treating with any customer or intending customer then offering to buy or to treat.

11. Any person committing a breach of these by-laws shall be liable to a penalty not exceeding twenty pounds.

Schedule "A."

Mandurah Road District.

HAWKER'S LICENSE.

No..... of is hereby licensed to hawk.....by the means described in his application dated the..... within the Mandurah Road District or, the following portion of the Mandurah Road District..... during the month of19 , the year ending on the..... day of.....subject to the by-laws relating to hawkers from time to time in force in the said District.

Secretary.

Schedule "B."

FEEs FOR HAWKERS' LICENSES.

Class of License.	In Townsites.		Outside Townsites.	
	Monthly.	Annually.	Monthly.	Annually
	s. d.	£	s. d.	£
(a) Fruit and vegetables	3 4	2	1 8	1
(b) Foodstuffs, victuals, patent medicines	5 0	3	3 4	2
(c) Clothing, clothing material and Manchester	16 8	10	10 0	6
(d) Electrical goods	16 8	10	10 0	6
(e) Ice cream, ice blocks, ices	3 4	2	1 8	1
(f) Other merchandise	16 8	10	10 0	6

Schedule "C."

Mandurah Road Board.
HAWKER'S BADGE.

No.....
Issued to
Year of Issue..... 19.....
Secretary.

Made and passed by the Mandurah Road Board on the 19th day of July, 1960.

P. R. H. DAY,
Chairman.
R. R. FLETCHER,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

CEMETERIES ACT, 1897.

York Public Cemetery.

L.G. 731/60.

THE Trustees of the York Public Cemetery, acting in exercise of the powers conferred by section 14 of the Cemeteries Act, 1897, hereby make the following by-laws.

By-laws.

1. The by-laws made by the Trustees of the York Public Cemetery under the provisions of the Cemeteries Act, 1897, and published in the *Government Gazette* on the 7th June, 1935, and amended from time to time thereafter, are referred to in these by-laws as the principal by-laws.

2. By-law 6 of the principal by-laws is amended by substituting for the numeral "7" in line one, the numeral "6."

3. Paragraph 1 of Schedule A to the principal by-laws is amended—

- (a) by substituting for the item, "For interment of any adult in grave 7 feet deep £5" in subparagraph (a) the item, "For interment in a grave 6 feet deep—persons 10 years of age or more £5";
- (b) by substituting for the item, "For interment of any child under 7 years of age in grave 7 feet deep £3 15s." in subparagraph (a) the item, "For interment of a child under the age of ten years in a grave 6 feet deep £4";
- (c) by substituting for the item, "For interment of any adult in grave 7 feet deep £5" in subparagraph (b) the item, "For interment in a grave 6 feet deep, persons 10 years of age or more £5";
- (d) by substituting for the item, "For interment of any child under 7 years of age in grave 7 feet deep £3 15s." in subparagraph (b) the item, "For interment of a child under the age of 10 years in a grave 6 feet deep £4";
- (e) by substituting for the numeral "7" in line two of subparagraph (c), the numeral "6";
- (f) by substituting for the item, "For each interment of an adult £2" in subparagraph (d) the item, "For each interment of a person 10 years of age or more £2";

- (g) by substituting for the item, "For each interment of a child under 7 years of age £1 5s." in subparagraph (d) the item, "For each interment of a child under the age of 10 years £1 5s.";
- (h) by substituting for the item, "Re-opening of grave for exhumation of adult £3 10s." in subparagraph (g) the item, "Re-opening of grave for exhumation of a person 10 years of age or more £3 10s.";
- (i) by substituting for the item, "Re-opening grave for exhumation of child under 7 years of age £2 10s." in subparagraph (g) the item, "Re-opening grave for exhumation of a child under the age of 10 years £2 10s.";
- (j) by substituting for the item, "Re-interment in new grave after exhumation, adult £5" in subparagraph (g) the item, "Re-interment in new grave after exhumation, a person 10 years of age or more £5";
- (k) by substituting for the item, "Re-interment in new grave after exhumation, child 7 years of age £3 15s." in subparagraph (g) the item, "Re-interment in new grave after exhumation, a child under the age of 10 years £3 15s".

Passed at a meeting of the Trustees of the York Cemetery Board held on the 5th August, 1960.

P. M. A. GLASS,
Chairman.

[L.S.]

C. J. ASHBOLT,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

CEMETERIES ACT, 1897.

Gingin Public Cemetery.

By-laws.

L.G. 767/53.

1. All fees and charges payable to the Gingin Cemetery Board as set forth in Schedule "A" hereto shall be paid at the times and manner therein mentioned, unless otherwise ordered.

2. The "Secretary" as referred to in these by-laws means the person for the time being employed by the Gingin Cemetery Board as the Secretary of the cemetery, and such person shall, subject to the Gingin Cemetery Board, exercise general supervision and control over all matters pertaining to the cemetery and to the carrying out and enforcement of these by-laws, and the direction of such person shall in all cases and for all purposes be presumed to be and to have been the direction of the Gingin Cemetery Board.

3. Any person desiring to inter any dead body in the cemetery shall make application in the form contained in Schedule "D" hereto, and shall pay the appropriate fees as set out in Schedule "A."

4. All applications for interment shall be made at the office of the Gingin Cemetery Board in such time as to allow at least eight working hours' notice being given to the Secretary at the office prior to the time fixed for burial, otherwise an extra charge shall be made as specified in Schedule "A."

5. The Gingin Cemetery Board shall cause all graves to be dug, any vaults, brick graves, or graves to be re-opened as and when required.

6. Every coffin shall have upon the lid an approved metal plate bearing the name of the deceased stamped or otherwise indelibly inscribed in legible characters thereon. Any coffin not complying with these by-laws will not be admitted to or be interred in the cemetery.

7. Every grave shall be at least six feet deep at the first interment, and no interment shall be allowed in any grave with a less depth than three feet from the top of the coffin to the original surface of the surrounding ground.

8. Any person requiring an Exclusive Right of Burial in any part of the cemetery shall apply to the Gingin Cemetery Board in writing specifying the location of the grave. If it is proposed to inter therein the remains of any already deceased person the name of such person must be shown in the application. If the application is approved by the Gingin Cemetery Board a Grant of Exclusive Right of Burial shall be issued in the form of Schedule "B."

9. No brick grave or vault shall be constructed in any plot in respect of which an Exclusive Right of Burial has been issued without the authority of the Gingin Road Board first obtained, and subject also to the approval by the said Gingin Cemetery Board of the plans and specifications of the proposed work and the execution thereof.

10. Every such grant shall be subject to by-laws for the time being in force, and no interment in any such grave or vault shall be allowed unless upon production of the Order of Burial in the form of Schedule "C," nor shall any such grave or vault be opened, unless with the written consent of the Gingin Cemetery Board.

11. (i) Subject to paragraph (ii) of this by-law a person shall not bring a dead body into the cemetery unless he, or his representative, has first handed to the Secretary for inspection and return a medical certificate of death or a Coroner's order for burial in respect of the body.

(ii) Where an undertaker or his representative, for a valid reason, is unable to produce a medical certificate or Coroner's order for burial, as required by paragraph (i) of this by-law, and he has given to the Secretary a written guarantee to produce the certificate or order within three days, he may bring the body into the cemetery.

(iii) A burial shall not be permitted in the cemetery unless the provisions of one of the foregoing paragraphs of this by-law have been complied with.

(iv) Where an undertaker or his representative has given written guarantee, as required by paragraph (ii) of this by-law and he has failed to produce the certificate or order within three days, the undertaker's license may be suspended until the certificate or order is produced.

12. In the case of an application for interment in any private grave or vault to which the deceased had no claim during life, the written and verified consent of the grantee shall be handed in with the application.

13. If the application be made for an interment in any grave or vault of the remains of any person other than the person to whom the grant was issued, or his registered assign, the written and verified consent of such grantee or assignee shall be produced, together with the Exclusive Grant of Right of Burial.

14. No interment shall be allowed on Sunday without the written permission of the Gingin Cemetery Board or when it is certified in writing by a Medical Officer of Health, or by a Police Magistrate, or by two Justices of the Peace, that for sanitary reasons or special religious reasons, it is necessary or advisable that the burial take place on that day.

15. The hours for burial shall be as follows: Week-days, 8 a.m. to 5 p.m., Saturdays, 8 a.m. to 12 noon at penalty rates, and no burial shall be allowed to take place nor any coffin allowed to enter the cemetery at any other hour except by written permission of the Gingin Cemetery Board.

16. The time fixed for any burial shall be the time at which the funeral is to arrive at the cemetery gates, and such time shall be rigidly and punctually observed.

17. Every funeral shall enter by the principal entrance and no vehicle, except the hearse and mourning coaches, shall be permitted to enter the cemetery or stand opposite the entrance gates. Vehicles shall not be allowed to proceed faster than five miles per hour within the cemetery, and shall proceed at and by such roads as directed by the Secretary or other officer of the Gingin Cemetery Board from time to time.

18. Any driver or other person failing or neglecting to observe such directions may be forthwith expelled from the cemetery. No bicycle shall be ridden within the cemetery.

18A. If application be made to the Gingin Cemetery Board to exhume any corpse for the purpose of examination or identification, or for the purpose of its being buried elsewhere in accordance with the wishes of the deceased or its family, an order from the Governor or warrant of the Coroner or a Justice of the Peace issued in accordance with the law authorising the Gingin Cemetery Board to permit of the exhumation must be attached to the application form.

19. Children under the age of 10 years entering the cemetery must be in the charge of some responsible person.

20. Smoking shall not be allowed within the cemetery, nor any fireworks discharged therein.

21. No dogs shall be admitted into the cemetery, and any found there shall be liable to be destroyed.

22. No person shall remove any plant, tree, shrub, flower (other than withered flower), or any article from any grave without first obtaining a permit from the Gingin Cemetery Board or their representatives.

23. No person shall pluck any tree, shrub, plant or flower growing in any portion of the cemetery.

24. No person shall remove or carry out of, or attempt to carry out of the cemetery, any tree, plant, shrub, flower, earth, or any other material without the written permission of the Gingin Cemetery Board.

25. No person shall promote or advertise or carry on within the cemetery any trade, business or calling, either by solicitation, distribution of circulars by cards or otherwise, or by any other system of advertising whatsoever without the written consent of the Gingin Cemetery Board and any person infringing this by-law shall be expelled from the cemetery.

26. No person employed by the Gingin Cemetery Board shall be permitted to accept any gratuity whatsoever, nor shall he be pecuniarily interested in any work in the cemetery, other than remuneration he received from the Gingin Cemetery Board, except by written permission of the Gingin Cemetery Board, and any such person proved guilty of accepting any gratuity, or being pecuniarily interested in any such work without such permission, shall be liable to summary dismissal.

27. Any person desiring to place or erect, or to alter or add to any monument, tombstone, or enclosure in any part of the cemetery must first obtain the written consent and approval of the Gingin Cemetery Board and otherwise comply with section 23 of the Cemeteries Act, 1897-1957.

28. Every tombstone, monument or enclosure shall be placed on proper substantial foundations which, if required by the Gingin Cemetery Board, shall extend to the bottom of the grave.

29. The materials used in every such erection shall be subject to the approval of the Secretary or other officer appointed by the Gingin Cemetery Board and any material rejected shall be immediately removed from the cemetery by the contractor for the erection. All refuse and other rubbish remaining after any work is completed shall be immediately removed from the cemetery by the person causing same.

30. Should any work by masons or others be not completed before a Sunday, they shall be required to leave the work in a neat and safe condition to the satisfaction of the Secretary.

31. All materials required in the erection and completion of any work shall, as far as possible, be prepared before being taken to the cemetery, and all materials required by tradesmen shall be admitted at such entrance as the Secretary shall direct, and no vehicle conveying any such materials with wheels less than four inches wide shall be permitted to enter the cemetery. No sand, earth or other material shall be taken from any part of the cemetery for use in the erection of any monument or work, except with the written approval of the Gingin Cemetery Board.

32. Monumental masons shall not be permitted to carry on work within the cemetery during other than the hours specified for the opening and closing of the gates on week days, Saturday and Sunday excepted, when no work is to be done from noon on Saturday to the opening of the gates on the Monday morning, without the written consent of the Gingin Cemetery Board.

33. No trees or shrubs shall be planted on any grave except such as shall be approved by the Secretary.

34. All workmen, whether employed by the Gingin Cemetery Board or by any other person, shall at all times whilst within the boundaries of the cemetery be subject to the supervision of the Secretary and shall obey such directions as that officer may find it necessary to give and any workmen committing any breach of these regulations and by-laws, or refusing or neglecting to comply with any directions of the said Secretary, shall be removed from the cemetery.

35. Any person taking part in dressing or attending to any grave shall comply with the following rules:—

- (a) No rubbish, soil, sand or other material removed in dressing a grave shall be placed on any other grave, and if placed on any adjoining ground shall be removed immediately the work is completed.
- (b) No sand, soil or loam shall be taken from any portion of the cemetery for the purpose of dressing any grave except with the permission of the Secretary.
- (c) The dressing of all graves, and the wheeling and carting of any material shall be subject to the supervision of the Secretary.
- (d) Work in all cases to be carried on with due despatch and only during regulation hours.

36. The Gingin Cemetery Board may decorate graves from time to time when desired by the grantee so to do. If the grantees do not desire the Gingin Cemetery Board to carry out this work, the grantees may either do it themselves or employ any person to do the work.

37. No person except the relatives of the deceased, the Gingin Cemetery Board, or those employed by the relatives shall be permitted to decorate any grave.

38. If for the purpose of re-opening any grave the Gingin Cemetery Board find it necessary to remove edging tiles, plants, shrubs, etc., from the grave, the person so ordering the re-opening shall pay to the Gingin Cemetery Board charges in accordance with the work performed.

39. Notwithstanding anything contained in the by-laws to the contrary, permission may be granted to the Defence Department of the Commonwealth to erect headstones on the graves of the deceased soldiers without payment of any fee.

40. Free ground may be granted if it is proved to the satisfaction of the Gingin Cemetery Board—

- (a) that the deceased was a returned soldier, and that he died as a result of injuries received in a war; and
- (b) that the relatives of the deceased are in necessitous circumstances.

Provided that such grant shall be made subject to the condition that only the remains of deceased soldiers shall be interred in the grave.

41. A plan of the cemetery showing the distribution of the land, compartments, sections, situations, and number of graves, and a register of all certificates of Exclusive Rights or Burial shall be kept at the office.

42. Any person violating the rule of propriety and decorum or injuring any tree, shrub, flower, border, grave or erection or in any way infringing these by-laws shall be expelled from the cemetery.

43. A person who commits a breach of any of these by-laws commits an offence and shall for every such offence be liable to a penalty not exceeding five pounds and in any case of a continuing breach a further sum not exceeding one pound for every day during which such breach occurs.

44. Any person committing a breach of any by-law shall, in addition to being liable to a penalty under any by-laws, be liable to be forthwith removed from the cemetery by the Gingin Cemetery Board or the Secretary or other employees of the Gingin Cemetery Board or by any police constable. If such person resists removal from the cemetery or, if and as often as such person so removed shall, unless with the consent of the Secretary again enter the cemetery within 24 hours of his removal therefrom, he shall be liable to a penalty not exceeding five pounds.

45. The by-laws for the management of the Gingin Public Cemetery, published in the *Government Gazette* on the 3rd August, 1917, and the 1st September, 1922, are hereby revoked.

The foregoing by-laws, with the accompanying schedules, were duly framed and presented to a meeting of the Gingin Road Board held at Gingin on the 19th day of August, 1960, and adopted.

W. J. DE BURGH,
Chairman.
N. WALLACE,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 12th day of October, 1960.

R. H. DOIG,
Clerk of the Council.

Schedule "A."

Gingin Public Cemetery.

SCALE OF FEES AND CHARGES PAYABLE TO THE GINGIN CEMETERY BOARD.

On application for an Order for Burial the following fees shall be payable in advance:—

	£	s.	d.
(a) In open ground—			
For sinking grave	5	0	0
For sinking grave for a child under seven	3	0	0
For re-opening grave for any adult	2	10	0
For re-opening grave for any child under seven	1	10	0
For grave plate		10	0
(b) In private ground, including the issue of a grant of Exclusive Right of Burial—			
Ordinary land for grave, 8 ft. x 4 ft.	1	10	0
Ordinary land for grave, 8 ft. x 10 ft.	2	10	0
Grave digging fees as in (a)			
(c) Extra charges—			
For interment without due notice under by-law 4	1	10	0
For sinking a grave beyond six feet, for each additional foot		1	0
For permission to construct a vault	1	1	0
For each interment on a Saturday or Sunday	1	0	0

Schedule "B."

Gingin Cemetery Board.

FORM OF GRANT OF EXCLUSIVE RIGHT OF BURIAL

By virtue of the Cemeteries Act, 1897, we, the undersigned, Trustees of the Public Cemetery....., in consideration of..... pounds..... shillings and..... pence paid to us by (1)..... of (2)..... hereby grant to the said (1)..... the exclusive right of burial in that piece of ground..... (description of ground so as to identify); to hold the same to the said (1)..... and..... assigns for the term of 99 years from the date hereof, for the purpose of burial only.

This grant is issued subject to all by-laws and regulations now and hereafter in force, made or to be made under the above Act or any future Act or Acts.

Given under our hands and common seal, this..... day of....., 19.....

Entered

(1) Name in full.....

(2) Address and description in full.....

Trustees.

Schedule "C."

Gingin Cemetery Board.

FORM OF ORDER FOR BURIAL.

Date of application.....

Number of application.....

The remains of....., late of..... deceased, may be interred in grave No....., compartment section.....of land appropriated to the..... Denomination. The time fixed for burial is.....o'clock in the.....noon on the.....day of....., 19.....

Secretary.

I, the undersigned, certify that a coffin purporting to contain the above remains was interred in the above ground on the..... day of....., 19.....

Schedule "D."

Gingin Cemetery Board.

FORM OF INSTRUCTIONS FOR GRAVES AND APPLICATION FOR ORDER FOR BURIAL.

Answers to the following questions to be supplied at the time of making application:—

Date.....

- (1) Name of deceased.....
(2) Age of deceased.....
(3) Late place of residence of the deceased.....
(4) Place where death occurred.....
(5) Rank or occupation of the deceased.....
(6) Birth place of the deceased.....
(7) What denomination.....
(8) Number of grave on plan.....
(9) Size of ground.....
(10) Length and width of coffin.....
(11) Depth of grave.....
(12) Day of burial and hour.....
(13) Name of minister to officiate at grave.....
(14) Name of undertaker.....

Name in full and signature of person giving order.....

Occupation.....

Address.....

Order received this.....day of.....19....., at.....o'clock.....m.

Secretary.

CEMETERIES ACT, 1897.

Geraldton Public Cemetery.

Department of Local Government,
Perth, 17th October, 1960.

HIS Excellency the Governor in Executive Council, acting under the provisions of the Cemeteries Act, 1897, has been pleased to approve of the by-laws made by the Trustees of the Geraldton Public Cemetery as set out in the Schedule hereunder.

GEO. S. LINDSAY,
Secretary for Local Government.

Schedule.

Geraldton Public Cemetery By-laws.

1. The by-laws made by the Trustees of the Geraldton Public Cemetery under the provisions of the Cemeteries Act, 1897-1957, published in the *Government Gazette* of 9th August, 1946, and amended from time to time thereafter are referred to as the principal by-laws.

2. The principal by-laws are amended by deleting from Schedule "A" the subparagraphs (a) and (b) and substituting therefor the following subparagraphs:—

(a) In open ground:—

	£	s.	d.
(i) For interment in grave 7 feet deep, persons seven years of age or more	4	10	0
(ii) For interment of any child under the age of seven years in grave 7 feet deep	3	0	0
(iii) For interment of any stillborn child in ground set aside for such purpose	12		6
(iv) If graves are required to be sunk deeper than 7 feet, the following additional charges shall be payable:—			
For first additional foot	5		0
For second additional foot	7		6
For third additional foot	10		0
And so on in proportion for each additional foot.			

(b) In private ground: The fees payable shall be as prescribed in subparagraph (a) items (i), (ii) and (iv) and in addition the following which includes the issue of a grant of "Right of Burial":

	£	s.	d.
Ordinary land for grave, 8 ft. x 4 ft., where directed	4	0	0
Ordinary land for grave, 8 ft. x 8 ft., where directed	9	0	0
Ordinary land for grave (extra), 8 ft. x 1 ft., where directed	11		3
Special land for grave, 8 ft. x 4 ft., selected by applicant, according to position	8	0	0
Special land for grave, 8 ft. x 8 ft., selected by applicant, according to position	13	10	0
Special land for grave, 8 ft. x 12 ft., selected by applicant, according to position	20	5	0
Special land for grave (extra), 8 ft. x 1 ft., selected by applicant, according to position	1	2	6

3. Resolution passed on the 17th May, 1960, at a duly convened meeting of the Trustees of the Geraldton Public Cemetery.

THOMAS PEKEW,
Chairman,
F. J. HACKET,
Secretary.

MINING ACT, 1904-1957.

Department of Mines,
Perth, 12th October, 1960.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Mining Act, 1904-1957, has been pleased to make the regulations set out in the schedule hereunder.

A. H. TELFER,
Under Secretary for Mines.

Schedule.

Regulations.

Principal Regulations. 1. The regulations made under the provisions of the Mining Act, 1904-1957 as reprinted pursuant to the Reprinting of Regulations Act, 1954, and published as so reprinted in the *Government Gazette* on 14th January, 1959, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to in these regulations as the principal regulations.

Reg. 205G. added. 2. The principal regulations are amended by adding after regulation 205F a regulation as follows:—

205G. Producers of limestone for burning in lime kilns only are exempt unconditionally from the provisions of regulations 205A and 205B of these regulations for the period commencing on the 1st September, 1960, and terminating on the 28th February, 1961.

BETTING CONTROL ACT, 1954-1959.

Betting Control Board,
Perth, 12th October, 1960.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions conferred by section 33 of the Betting Control Act, 1954-1959, has been pleased to make the regulations set out in the schedule hereunder.

H. H. STYANTS,
Chairman of the Betting Control Board of Western Australia.

Schedule.

Regulations.

1. In these regulations, the Betting Control Regulations, 1955, published in the *Government Gazette* on the 6th May, 1955, and amended from time to time thereafter, are referred to as the principal regulations.

2. Regulation 98 of the principal regulations is amended by substituting for the passage, "referred to in or specified under subregulation (2) of" in subregulation (2) the words, "specified under."

3. The principal regulations are amended by substituting for regulation 108 the following regulation:—

108. A bookmaker betting in registered premises shall not make fixed price bets on any race except in respect of such events or subject to such conditions as the Board may from time to time specify.

Penalty: Fifty pounds.