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No. 34]

PERTH: WEDNESDAY, 19th APRIL

[1961

TRAFFIC ACT, 1919-1958.

Municipality of Geraldton.

Traffic By-law No. 1.

Police T.O. 58/379.

IN pursuance of the powers conferred by section 49 of the Traffic Act, 1919-1958, Traffic By-law No. 1 is hereby amended and the Mayor and Councillors of the Municipality of Geraldton order as follows:—

Traffic By-law No. 1, as published in the *Government Gazette* of 19th December, 1958, is hereby amended as follows:—

1. By adding immediately after clause 5 a new clause as follows:—

5A. No person in charge of any vehicle shall leave such vehicle or cause or permit such vehicle to park on any portion of Eleanor Street, Geraldton, between its northerly building line with Forrest Street and its southerly building line with Cathedral Avenue for a longer period than one hour between the hours of 9 a.m. and 5 p.m. on any day other than Saturday and Sunday, or for a longer period than one hour between the hours of 9 a.m. and 12 noon on any Saturday.

2. By adding after the words "One vehicle" in line 5 of subclause

2 (a) the following:—

No person in charge of an omnibus shall leave such vehicle or cause or permit such vehicle to park on this licensed stand for a longer period than thirty minutes.

Passed by resolution of the Council of the Municipality of Geraldton this 11th day of May, 1960.

[L.S.]

C. S. EADON-CLARKE,
Mayor.C. J. RAYNOR,
Town Clerk.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 22nd day of March, 1961.

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

CITY OF PERTH PARKING FACILITIES ACT, 1956-1958.

Office of the Minister for Transport,
Perth, 28th March, 1961.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the City of Perth Parking Facilities Act, 1956-1958, has been pleased to confirm the amendments to by-law 60 made under that Act, which amendments were made with the approval of the Minister for Transport by order of the Council of the City of Perth dated the 25th January, 1960, and set forth in the Schedule hereunder.

C. C. PERKINS,
Minister for Transport.

City of Perth Parking Facilities Act, 1956-1958.

CITY OF PERTH.

By-law No. 60—Care, Control and Management of Parking Facilities—
Amendment.

IN pursuance of the powers conferred by the City of Perth Parking Facilities Act, 1956-1958, the Lord Mayor and Councillors of the Municipality of the City of Perth, with the approval of the Minister, order that by-law No. 60 relating to the care, control and management of parking facilities be amended as follows:—

1. A new clause is added immediately after clause 3 as follows:—
 - 3A. Where under this by-law the standing or parking of vehicles in a road is controlled by a sign such sign shall be read as applying to that part of the road which—
 - (i) lies beyond the sign; and
 - (ii) lies between that sign and the next sign beyond that sign; and
 - (iii) is that half of the carriageway of the road nearest to the sign.
2. Subclause (1) of clause 4 is amended by inserting immediately before the word "forthwith" the words "on each occasion."
3. A new clause is added immediately after clause 12 as follows:—
 - 12A. Notwithstanding any other provision of this by-law and notwithstanding any other sign or notice no person shall stand a vehicle in a metered space if the parking meter appurtenant to such metered space is hooded with a hood marked "No Parking."
4. A new clause is added after clause 14 as follows:—
 - 14A. Where a parking stall, whether in a parking station or on a road, is by any sign thereon or adjacent thereto set aside for the parking of vehicles by persons of a particular class no person who is not a member of that class shall stand a vehicle or permit a vehicle to stand in such parking stall.
5. Clause 15 is repealed and a new clause is substituted therefor as follows:—
 15. Subject to clause 16 of this by-law—
 - (1) no person shall park a vehicle or permit a vehicle to remain parked in any of the parking stations specified in the Second Schedule hereto between the hours specified in such schedule unless the appropriate fee specified in such schedule is paid to an inspector on duty at such parking station on each occasion on which the vehicle enters the parking station;
 - (2) no person shall park a vehicle or permit a vehicle to remain parked in any of the parking stations specified in the Second Schedule hereto if such parking station is in such schedule declared to be set aside for vehicles of a different class.

6. Clause 26 is repealed and the following new clause is substituted therefor:—

26. (1) No person shall permit a vehicle to stand in a parking stall which is at the time set aside for use by commercial vehicles unless some person is actively engaged in loading or unloading goods to or from such vehicle, nor in any case for more than a period of thirty minutes.

(2) In this clause "goods" means an article or collection of articles weighing at least thirty pounds or of which the content is at least six cubic feet.

(3) A parking stall is set aside for use by commercial vehicles if there is a sign thereon or adjacent thereto marked "Loading Zone."

7. Clause 28 is amended by adding thereto after paragraph (b) a new paragraph as follows:—

(c) on or on any part of a footway, footpath, raised paving or place of refuge for foot passengers.

8. A new clause is added after clause 29 as follows:—

29A. No person shall stand a vehicle or permit a vehicle to stand on any road otherwise than parallel to the kerb and as close thereto as practicable and headed in the direction of the movement of traffic on the side of the road on which the vehicle is standing.

9. A new clause is added after clause 35 as follows:—

35A. Where any part of a road, although such part be not marked as a metered space or as a parking stall, is by any sign thereon or adjacent thereto set aside for the parking of vehicles by persons of a particular class no person who is not a member of that class shall except with the permission of the Council or an inspector stand a vehicle or permit a vehicle to stand on such part of the road.

10. The Second Schedule is amended as follows:—

(1) Paragraph 1 is amended by adding to the description of No. 2 Parking Station after the words "Riverside Drive" the words "but excluding therefrom the area of No. 2A Parking Station."

(2) Paragraph 1 is amended by adding immediately before the words "No. 3 Parking Station" the words "No. 2A Parking Station—situated west of William Street and north of Riverside Drive and extending westward from the western boundary of the service station at the corner of William Street for a distance of 150 feet. Set aside for motor cycles only."

(3) Paragraph 3 is amended by adding thereto a new subparagraph as follows:—

(d) In No. 2A Parking Station:—

For a half day period or a full day period—sixpence.

Passed by the Council of the City of Perth at the ordinary meeting of the Council held on the 25th day of January, 1960.

[L.S.]

H. R. HOWARD,
Lord Mayor.
W. A. McI. GREEN,
Town Clerk.

Approved—

C. C. PERKINS,
Minister for Transport.

Confirmed by His Excellency the Governor in Executive Council this 28th day of March, 1961.

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

CITY OF PERTH PARKING FACILITIES ACT, 1956-1958.

Office of the Minister for Transport,
Perth, 28th March, 1961.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the City of Perth Parking Facilities Act, 1956-1958, has been pleased to confirm the amendments to by-law 60 made under that Act, which amendments were made with the approval of the Minister for Transport by order of the Council of the City of Perth dated the 9th May, 1960, and set forth in the Schedule hereunder.

C. C. PERKINS,
Minister for Transport.

City of Perth Parking Facilities Act, 1956-1958.

CITY OF PERTH.

By-law No. 60—Care, Control and Management of Parking Facilities—
Amendment.

IN pursuance of the powers conferred by the City of Perth Parking Facilities Act, 1956-1958, the Lord Mayor and Councillors of the Municipality of the City of Perth, with the approval of the Minister, order that by-law No. 60 relating to the care, control and management of parking facilities be amended as follows:—

That clause 29 be amended by inserting after the word "roads" in line three thereof the following—

but excluding that side of any road which side does not adjoin the place where the abutting road forms a junction.

Passed by the Council of the City of Perth at the ordinary meeting of the Council held on 9th May, 1960.

[L.S.]

H. R. HOWARD,
Lord Mayor.
W. A. McI. GREEN,
Town Clerk.

Approved—

C. C. PERKINS,
Minister for Transport.

Confirmed by His Excellency the Governor in Executive Council this 28th day of March, 1961.

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

ROAD DISTRICTS ACT, 1919-1959.

TOWN PLANNING AND DEVELOPMENT ACT, 1928.

Melville Road Board.

By-law Establishing Building Line—High Road.

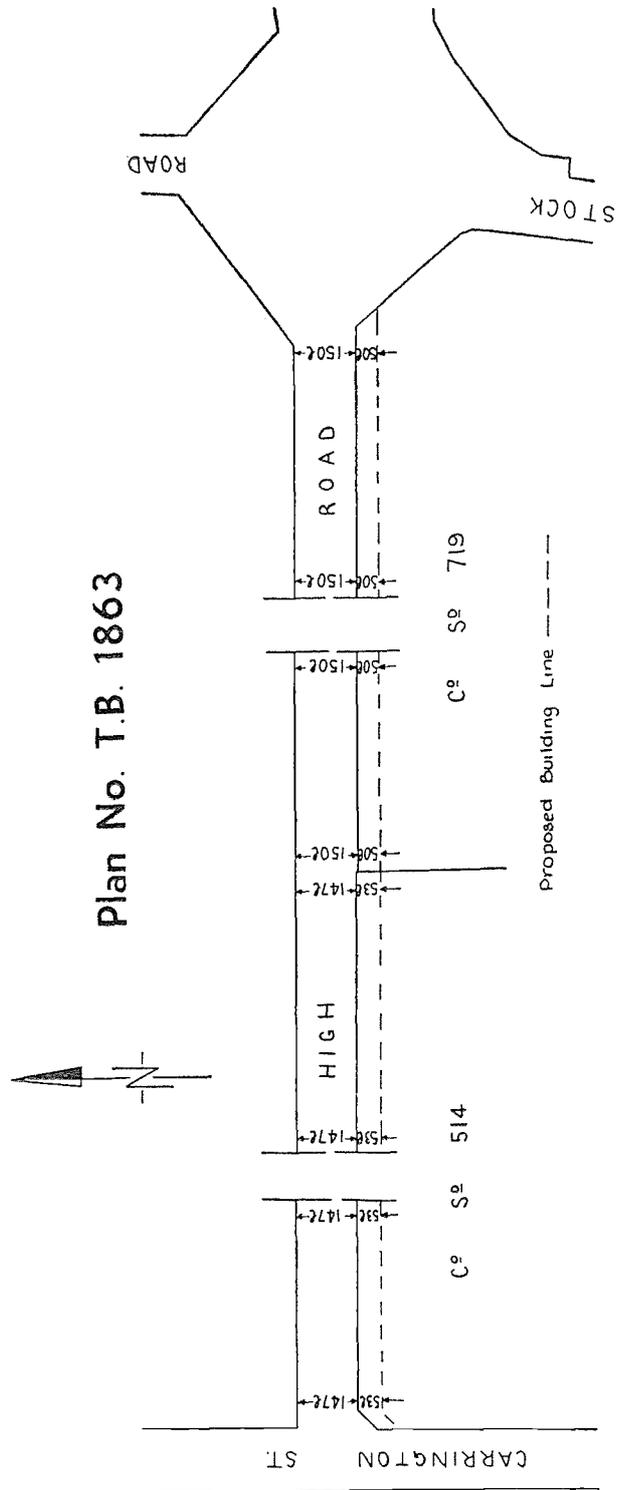
L.G. 124-56.

THE Melville Road Board, under and by virtue of the powers conferred on it in that behalf by the Road Districts Act, 1919-1959, the Second Schedule thereof, the Town Planning and Development Act, 1928, and all other powers enabling it, doth hereby make and publish the following by-law:—

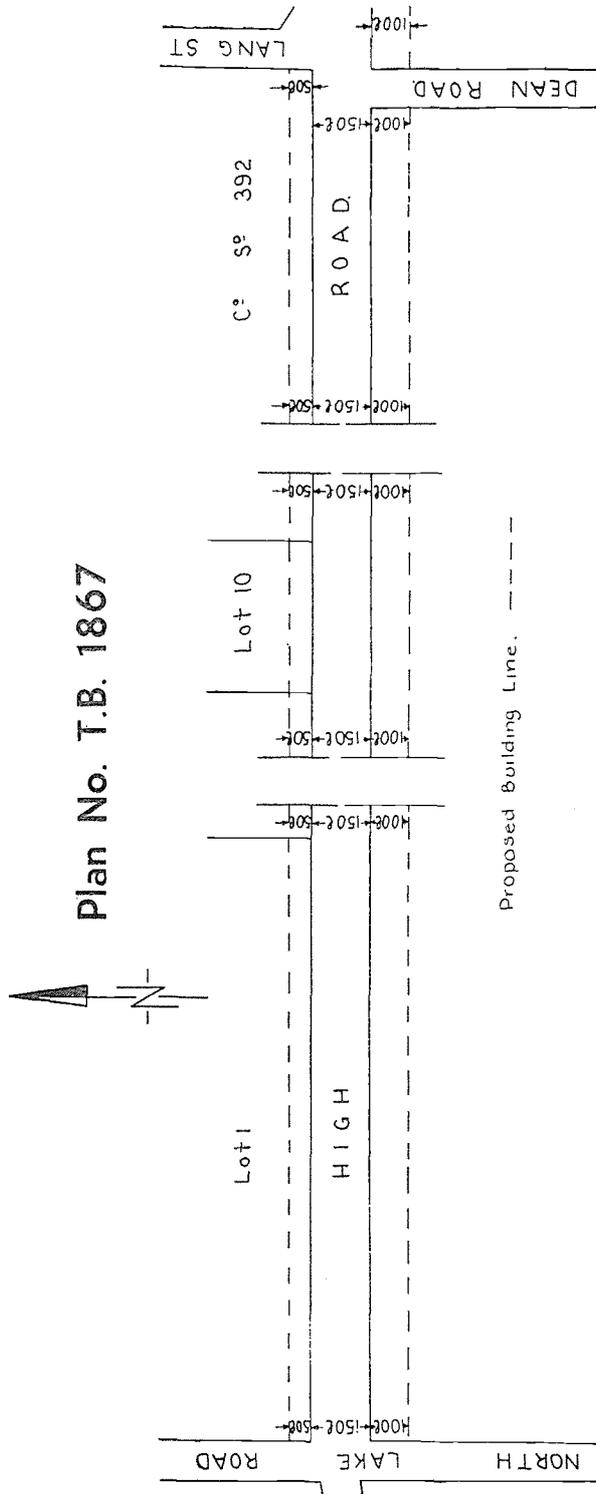
(1) A building line is hereby established for the portion of High Road as shown on the plans and schedule hereto and shall be the line indicated as the hatched line on Plan Nos. T.B. 1864A, 1865A, and 1866A, and the dotted line on Plan Nos. T.B. 1863A, 1867A, 1868A and 1869A.

(2) No person shall erect a building nearer to the road alignment than the building line established by clause (1) of this by-law.

(3) Any person who shall commit a breach of this by-law shall, upon conviction, be liable to a penalty not exceeding twenty pounds (£20).

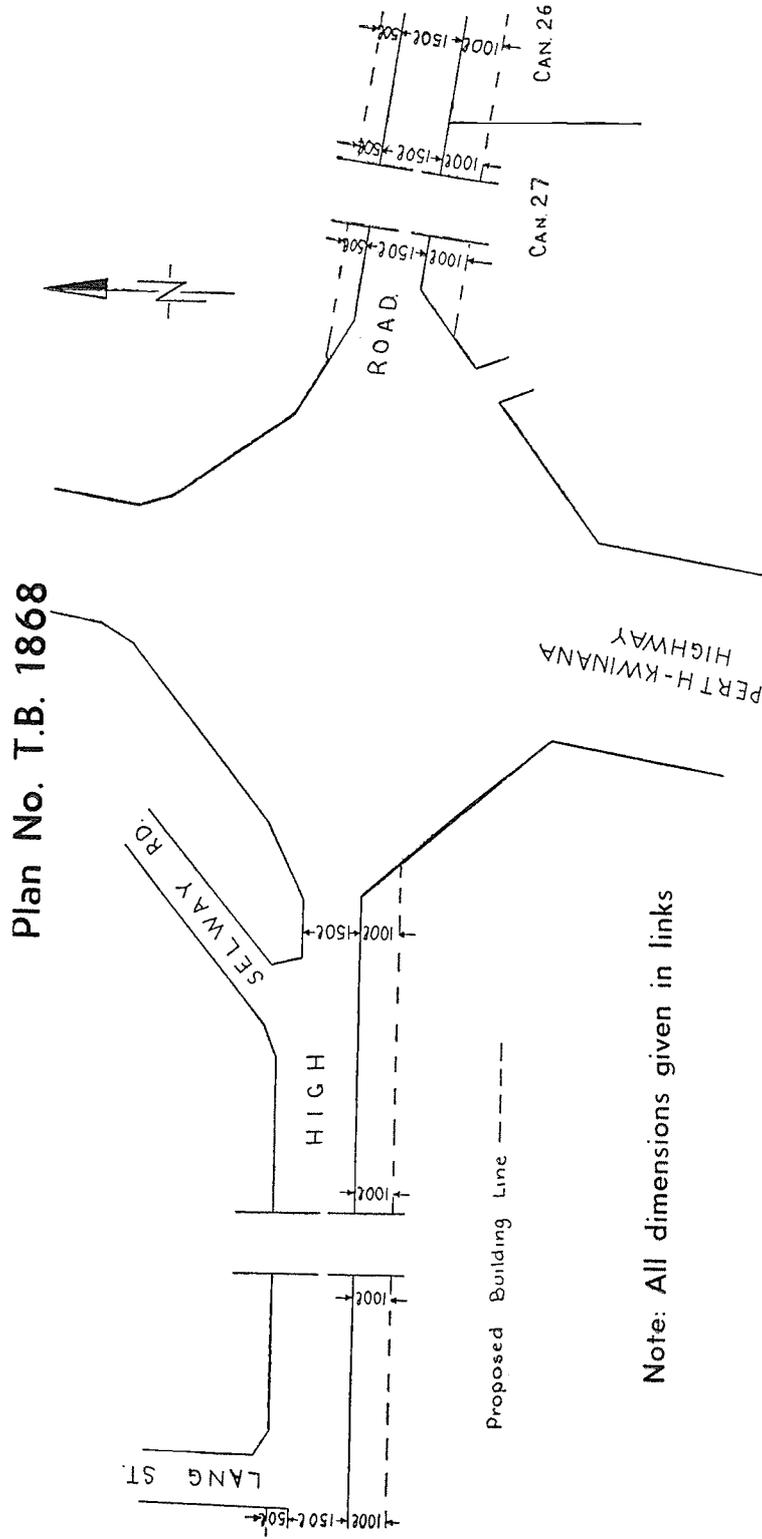


Note: All dimensions given in links



Plan No. T.B. 1867

Note: All dimensions given in links



Plan No. T.B. 1868

Note: All dimensions given in links

Schedule.

Section 1: Carrington Street to Stock Road—south side:—

All buildings to be set back a distance of 50 feet from the dotted line as shown on Plan No. T.B. 1863.

Section 2: Stock Road to North Lake Road—both sides:—

All buildings to be set back in accordance with hatched line as shown on Plan Nos. T.B. 1864, 1865 and 1866.

Section 3: North Lake Road to Lang Street—north side:—

All buildings to be set back a distance of 50 feet from the dotted line as shown on Plan No. T.B. 1867.

North Lake Road to Dean Road—south side:—

All buildings to be set back a distance of 30 feet from the dotted line as shown on Plan No. T.B. 1867.

Section 4: Selway Road to Eastern Boundary—north side:—

All buildings to be set back a distance of 50 feet from the dotted line as shown on Plan Nos. T.B. 1868 and 1869.

Dean Road to Eastern Boundary—south side:—

All buildings to be set back a distance of 30 feet from the dotted line as shown on Plan Nos. T.B. 1868 and 1869.

Passed by the Melville Road Board at the ordinary meeting of the Board, held on the 22nd November, 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 22nd day of March, 1961.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919-1959.

CATTLE TRESPASS, FENCING AND IMPOUNDING ACT, 1882-1957.

Canning Road Board.

By-laws Prescribing What Constitutes a Sufficient Fence.

L.G. 226/61.

THE Canning Road Board, under and by virtue of the powers conferred upon it in that behalf by the Road Districts Act, 1919-1959, the Cattle Trespass, Fencing and Impounding Act, 1882-1957, and all other powers enabling it, doth hereby make and publish the following by-laws:—

1. A fence constructed in accordance with the specifications set out in the First Schedule hereto is hereby prescribed as a sufficient fence for the purpose of the Cattle Trespass, Fencing and Impounding Act, 1882-1957, within those portions of the Canning Road District as are classified as Residential Zones by the by-laws of the Canning Road Board published in the *Government Gazette* of the 13th February, 1957, and amendments thereto.

2. A fence constructed in accordance with the specifications set out in the Second Schedule hereto is hereby prescribed as a sufficient fence for the purpose of the Cattle Trespass, Fencing and Impounding Act, 1882-1957, within those portions of the Canning Road District as are classified as Rural Zones by the by-laws of the Canning Road Board published in the *Government Gazette* of the 13th February, 1957, and amendments thereto.

First Schedule.

Residential Zone.

Corner posts shall be 5 in. x 5 in. x 7 ft. and intermediate posts shall be 5 in. x 3 in. x 7 ft. spaced at not more than nine foot centres. All posts shall have tops with $\frac{1}{2}$ in. weather and shall be sunk at least two feet into the ground. Corner posts shall be strutted two ways with 4 in. x 2 in. soles and 3 in. x 2 in. struts. Intermediate posts shall be double yankee strutted with 6 in. x 1 in. x 18 in. struts. Posts shall be checked for two rows of rails. Rails shall be 3 in. x 2 in., each rail spanning two bays of fencing with joints staggered. Fence shall be covered with 3 in. x $\frac{3}{4}$ in. x 6 ft. sawn pickets at 3 in. spaces, double nailed to each rail.

Second Schedule.

Rural Zone.

The fence shall be erected from sawn split or round wooden posts set not less than 24 inches in the ground and spaced not more than 12 feet apart with strainer posts set 3 ft. 6 in. in the ground and suitably and securely strutted at all corners, gateways and fence line angles but not exceeding 10 chains apart. Each fence post shall be bored with not less than five half-inch suitable spaced holes, to be threaded with not less than five plain galvanised wires. Wire shall be wrapped around strainer and strained tight.

The following materials shall be used:—

- (a) Wire.—Shall be high tensile wire and not less than 12½ gauge.
- (b) Posts.—If of paperbark, jam, white gum, jarrah or other indigenous timber, be cut not less than 5 ft. 6 in. long by 4 in. diameter at small end if round or 5 in. x 2½ in. if split or sawn.
- (c) Strainer Posts.—Not less than seven feet long and six inches diameter at small end shall be cut from indigenous timbers.

Passed by the Canning Road Board at the ordinary meeting of the Board held on the 27th day of February, 1961.

JOSEPH W. COLE,
Chairman.

NOEL DAWKINS,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 28th day of March, 1961.

R. H. DOIG,
Clerk of the Council.

DOG ACT, 1903.

West Kimberley Road Board.

By-laws for the Control of Dogs.

L.G. 225/61.

IN pursuance of the powers in that behalf contained in the Dog Act, 1903, the West Kimberley Road Board doth hereby make the following by-laws for the control of dogs within the area of the West Kimberley Road District:—

1. In these by-laws the term "Board" means the West Kimberley Road Board.
2. The Board may establish and maintain a pound or pounds for the impounding of dogs seized pursuant to the provisions of the Dog Act, 1903.
3. A dog seized by the police or by an officer authorised by the Board may be placed in a pound.
4. Where a dog has been seized or placed in a pound the keeper of the pound or other officer authorised by the Board shall, if the owner or person usually in charge of the dog is known to him, forthwith notify such person that the dog has been impounded.
5. 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 Board.
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 pound-keeper or other officer authorised by the Board the ownership of the dog and his authority to take delivery of it. The pound-keeper or officer may accept such proof as he considers satisfactory and no person shall have any right of action against him or the Board in respect of the delivery of 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 pound-keeper or other officer authorised by the Board may sell the dog.
9. Upon the sale of a dog, the proceeds of sale shall be the property of the Board and may be disposed of in such manner as the Board thinks fit. The owner of a dog sold pursuant to these by-laws shall have no claim against the Board in respect of the proceeds thereof.
10. If within the times mentioned in by-law 8 hereof or at any time before the destruction of a dog the dog has not been claimed as aforesaid and the said fees paid and if no offer has been received for its purchase the dog may be destroyed.
11. Notwithstanding anything herein contained but subject to the provisions of section 19 of the said Dog Act, 1903, any dog seized or impounded may at any time be destroyed upon the authority of the Secretary of the Board if, in the opinion of the Secretary, the dog is too savage or noisy to be kept or is suffering from an injury, disease or sickness.
12. If the Board shall destroy a dog at the request of its owner whether such dog shall have been seized or impounded or not the owner shall pay to the Board the fees specified in the schedule hereto.
13. No person shall—
 - (a) unless a pound-keeper or other officer of the Board duly authorised in that regard release or attempt to release a dog from a pound;
 - (b) destroy, break into, damage, or in any way interfere with or render not dog-proof any pounds;
 - (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.
16. The owner of a dog shall prevent that dog from entering or being in any of the following places unless on a leash held by a person:—
- (a) A sportsground.
 - (b) An area set aside for public recreation.
 - (c) A car park.
 - (d) A school.
 - (e) Any land vested in or under the control of the Board other than a road.
17. No person shall obstruct or hinder an employee of the Board or member of the Police Force in the performing of anything authorised by the the provisions of the Dog Act, 1903, or the regulations made in pursuance of those provisions.
18. The payment of fees in respect of the seizure, care, detention, or destruction of a dog shall not relieve the owner of it of liability to a penalty under any of the provisions of these by-laws.
19. Any person who shall commit a breach of these by-laws shall upon conviction be liable to a penalty not exceeding £5.

The Schedule.

FEES.

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

Passed by the West Kimberley Road Board at a meeting of the Board held on the 13th day of March, 1961.

R. SWAIN,
Chairman.
K. A. RIDGE,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 28th day of March, 1961.

R. H. DOIG,
Clerk of the Council.

BETTING CONTROL ACT, 1954-1960.

Totalisator Agency Board,
Perth, 12th April, 1961.

Ex. Co. No. 606.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council, acting pursuant to the powers conferred by section 33 of the Betting Control Act, 1954-1960, has been pleased to make the regulations set forth in the schedule hereunder.

J. P. MAHER,
Chairman, Totalisator Agency Board.

Schedule.

Regulations.

- Principal 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.
- Reg. 92 substituted. 2. The principal regulations are amended by substituting for regulation 92 the following regulation:—
92. (1) No bookmaker shall keep open registered premises, or bet or offer to bet thereon—
- (a) except on a day on which the Board has specifically permitted the registered premises to be open to the public; and
- (b) outside the hours specified in the certificate of registration issued by the Board in respect to the registered premises, or any hours determined by the Board pursuant to this regulation.
- (2) The Board may at any time and from time to time determine hours outside which no bookmaker shall keep open registered premises or bet or offer to bet thereon, and upon each occasion of so doing the Board shall give notice of those hours to each bookmaker affected thereby by posting to him as a letter addressed to him at his registered premises a notice containing particulars of the hours so determined and specifying a day on and from which those hours shall have and take effect.
- (3) Service on a bookmaker of a notice under this regulation shall be presumed, unless the contrary is shown, to have been effected at the time when by the ordinary course of post the letter would be delivered.
- (4) When hours are determined by the Board pursuant to this regulation, those hours shall on and from the day specified in the notice given under subregulation (2) of this regulation have and take effect in lieu of the hours specified in the certificate of registration issued to the bookmaker, or, as the case may be, the hours previously determined by the Board and notified in accordance with this regulation.
- Reg. 93 amended. 3. Regulation 93 of the principal regulations is amended—
- (a) by adding after the word, "premises," being the last word in subregulation (1), the passage, "or during the hours determined by the Board in accordance with regulation 92 of these regulations"; and
- (b) by inserting after the word, "registration" in line three of subregulation (2), the passage, "or, as the case may be, the hours determined by the Board,".
- Reg. 141 amended. 4. Regulation 141 of the principal regulations is amended by substituting for the word, "No," being the first word in subregulation (3), the passage, "Except with the approval of the Board and upon compliance with such conditions as the Board may impose upon giving such approval, no".