



# Government Gazette

OF

## WESTERN AUSTRALIA

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[1961

### UNIVERSITY OF WESTERN AUSTRALIA ACT, 1911-1957.

Premier's Department,  
Perth, 25th May, 1961.

Ex. Co. No. 941.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council, acting pursuant to the provision of section 33 of the University of Western Australia Act, 1911-1957, has been pleased to approve of the Statutes made by the Senate of the University of Western Australia and set out in the schedule hereunder.

(Sgd.) E. P. FOREMAN,  
Under Secretary.

#### Schedule.

Amending Statute No. 1. of 1961.

Amendment to Statute No. 9—Convocation.

Section 46 of Statute No. 9 is hereby deleted and sections 47 to 55 are renumbered 46 to 54 respectively. Sections 12, 13 and Sections 44 to 48 and 55 as renumbered are amended to read:—

12. Proposed statutes or regulations alterations to which have been recommended by the Standing and Statutes Committee in accordance with sections 47 and 48 shall after reception be committed to Committee of the Whole or to a Select Committee.

13. (1) If no motion is proposed to refer to Committee of the Whole or to a Select Committee a proposed statute or regulation no alterations to which have been recommended by the Standing and Statutes Committee the proposed statute or regulations may be adopted or rejected without committal.

(v) Standing and Statutes Committee.

44. (1) At its first meeting in each year Convocation shall elect a Standing and Statutes Committee to consist of twenty members who shall hold office until their successors are elected.

(2) The Standing and Statutes Committee shall have such powers and perform such duties as are conferred or imposed upon it by Convocation.

45. (1) The Warden shall be an additional member of the Standing and Statutes Committee and shall have the right to act as chairman thereof.

(2) If the Warden does not wish to act as chairman or if he is absent the Standing and Statutes Committee shall elect a chairman for each meeting.

46. The draft of every proposed statute or regulation which it is intended to submit to Convocation shall first be considered by the Standing and Statutes Committee which may recommend any alteration thereof.

47. (1) The draft of every proposed statute or regulation shall be published in the notice sent to members in accordance with Section 7 (2).

(2) Any alterations recommended by the Standing and Statutes Committee shall also be published in the notice.

48. The Standing and Statutes Committee shall not recommend to a meeting of Convocation any alterations to a proposed statute or regulation which have not been published in accordance with sections 7 (2) and 47.

54. (1) The Warden for the time being shall select as Deputy Warden for the current year either a former Warden or a member of Convocation who has served at least two years as a member of the Standing and Statutes Committee and shall in like manner fill any casual vacancy occurring in the office of Deputy Warden.

(a) The Deputy Warden shall be *ex officio* a member of all Committees and Sub-committees of Convocation.

(b) The immediate past Warden of Convocation shall be *ex officio* a member of the Standing and Statutes Committee.

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Amending Statute No. 2 of 1961.

Amendment to Statute No. 15—Public Examinations Board.

Sections 10 and 11 of Statute No. 15 are hereby deleted, Sections 12, 13 and 14 are renumbered 10, 11 and 12. Sections 8 to 12 as renumbered are amended to read:—

8. The Board shall consider all questions relating to public examinations for schools.

9. The Board may consider questions relating to the conditions for matriculation and for admission to courses for degrees or diplomas, and may make recommendations thereon to the Boards or Faculties concerned.

10. The Board may require the papers set in any subject to be submitted to the Professor of Education or in his absence to the Chairman for the time being of the Board before they are printed.

11. The Board shall exercise control over the conduct of all public examinations for schools, and shall frame such regulations as are necessary for the purpose.

12. Decisions of the Board shall be subject to review by the Senate except in regard to the following, namely:—

- (a) The accrediting of schools.
- (b) The annual appointment of examiners and assessors.
- (c) The prescribing of books and details of subjects for the Junior and Leaving Certificate examinations after consultation with the examiners concerned.
- (d) The award of prizes.
- (e) Such other matters as the Senate may from time to time determine.

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Amending Statute No. 3 of 1961.

Amendment to Statute No. 21—Music Advisory Board.

The name of Statute No. 21 is hereby amended to read "Music Examinations Board."

Statute No. 21 is amended to read:—

1. A Music Examinations Board hereinafter called "the Board" shall be established and shall consist of—

- (a) the Vice-Chancellor, the Director of Education and the Head of the Department of Music (*ex officio*);
- (b) all examiners on the panel of Examiners of the Australian Music Examinations Board who are resident in Western Australia and who have been engaged in examining in the two years immediately preceding the meeting of the Senate at which members of the Board are appointed;
- (c) one member nominated by the Education Department of Western Australia;

- (d) two members nominated by the W.A. Music Teachers' Association;
  - (e) one member nominated by the W.A. Speech Teachers' Association;
  - (f) two members nominated by the Association of Religious Teachers of Speech and Music;
  - (g) such additional members as may be appointed by the Senate subject to the University Act.
2. The Board shall, subject to the authority of the Senate—
- (a) arrange for public examinations in music, speech and drama to be held in accordance with the regulations of the Australian Music Examinations Board;
  - (b) advise the Senate on all matters connected with the said examinations;
  - (c) report to the Senate on such matters relating to music, speech and drama as may be referred to it.
3. (1) The members of the Board shall be appointed by the Senate at its March meeting in each year.
- (2) The members shall hold office until their successors are appointed but shall themselves be eligible for re-appointment.
- (3) Any casual vacancy shall be filled as soon as practicable after it has been reported to the Senate but so that any person appointed to a casual vacancy shall hold office only for the remainder of the term of office of the member whose place has become vacant.
4. (1) The Chairman shall be the Professor of Music or his nominee.
- (2) The Chairman shall preside at all meetings of the Board. If the Chairman is unable to attend any meeting of the Board he may nominate another member of the Board to preside at that meeting, failing which the Board shall elect from among the members present at the meeting a person to preside over it.
- (3) The Chairman or a member of the Board nominated by him shall represent the University at meetings of the Australian Music Examinations Board.
5. The Registrar or other officer appointed by the Senate shall act as Secretary to the Board. He shall have the right to speak but not to vote at meetings of the Board.
6. All proceedings of the Board shall be entered in a journal.
7. The Board shall meet for the conduct of business at such times as may be determined by the Chairman. If three members of the Board request in writing that a meeting shall be called, the Chairman shall comply with their request within twenty-eight days of the receipt by him of that request.
8. (1) At any meeting of the Board the quorum shall be six members.
- (2) All questions shall be decided by a majority of the votes of the members present and voting. The person who presides over the meeting shall have a deliberative vote and in the event of an equality of votes a casting vote.
9. Decisions of the Board shall be subject to review by the Senate except in regard to the following, namely:—
- (a) The annual appointment of examiners.
  - (b) The annual nomination of a delegate to the A.M.E.B. Conference.
  - (c) The award of prizes and scholarships.
  - (d) The prescribing of books and details of subjects for the public examinations in music, speech and drama.
  - (e) Such other matters as the Senate may from time to time determine.

The Common Seal of the University of Western Australia has been affixed in pursuance of an order of the Senate by the undersigned being legally entitled to the custody thereof as the Chancellor of the said body corporate.  
[L.S.]

ALEX REID,  
Chancellor.

## LAND ACT, 1933-1960.

Department of Lands and Surveys,  
Perth, 10th May, 1961.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council, under the provisions of the Land Act, 1933-1960, has been pleased to approve of the by-laws made by the Board of Management of the Yalgoo Common Reserve 6936 as set forth in the schedule hereunder.

(Sgd.) N. A. YOUNG,  
Acting Under Secretary for Lands.

## Schedule.

Land Act, 1933-1960.

## BY-LAWS FOR YALGOO COMMON (RESERVE 6936).

THE Yalgoo Road Board, as the Board of Management of the Yalgoo Common Reserve 6936, pursuant to the powers conferred by the Land Act, 1933-1960, and the Road Districts Act, 1919-1959, and all other powers thereunto enabling, doth revoke the Yalgoo Common By-laws published in the *Government Gazette* on the 14th March, 1913, and doth hereby make the following by-laws for the control and management of the Yalgoo Common Reserve 6936.

1. (1) These by-laws may be cited as the Yalgoo Common By-laws, 1960.
- (2) In these by-laws—
  - “Board” means Yalgoo Road Board;
  - “*bona fide* travellers and drovers” means persons in control of and travelling with stock;
  - “cattle” means beef and dairy cattle and excludes goats;
  - “Common” means reserve number 6936;
  - “concessionaire” means the holder of a concession granted under these by-laws;
  - “Secretary” means the Secretary of the Yalgoo Road Board;
  - “stock” includes horses, cattle, sheep, goats and other animals.
2. Any stock running on the Common other than in accordance with these by-laws is deemed to be trespassing stock.
3. A person shall not place or allow any animal to be on the Common without having first obtained a license so to do from the Board but a license is not required in respect of animals mentioned in by-laws 8, 10 and 11 of these by-laws.
4. The owner or person in charge of stock shall not permit that stock to be on the Common and within the townsite of Yalgoo or on the Common and within a distance of 440 yards of the boundary of the townsite of Yalgoo.
5. Any applicant for a license to run or depasture stock under these by-laws shall supply to the Secretary a list in writing of the number of horses, cattle, sheep, goats and other animals he intends to depasture on the Common, and that list shall describe the brands, numbers or other distinguishing marks, and shall state the number and description, of those animals.
6. (1) Except as expressly provided by these by-laws, the owner or person in charge of stock is not permitted to run or depasture stock on the Common free of charge, and the following commonage fees are payable in advance in respect of stock running or depasturing thereon, namely:—
  - (a) Horses and beef cattle, 15s. per head per year or part of a year.
  - (b) Dairy cattle, 10s. per head per year or part of a year.
  - (c) Goats, 10s. per head per year or part of a year.
- (2) A person other than one residing within the Yalgoo Townsite or within a radius of two miles of the boundary of the Yalgoo Townsite, a *bona fide* traveller in charge of stock, a drover of stock or a person mentioned in by-law 11 of these by-laws shall not run stock on the Common.
- (3) A person, firm, or company shall not, except with the permission of the Board, depasture more than ten head of horses or cattle or more than three goats on the Common at any one time.
- (4) The owner of any goat licensed under the provisions of these by-laws shall ensure that the regulation disc issued by the Board is fastened to that goat.

(5) Sheep other than those—

- (a) kept by a *bona fide* butcher trading in Yalgoo;
- (b) the property of a *bona fide* traveller or a drover; or
- (c) railed into or about to be railed from the Yalgoo Road District (provision for which sheep is hereinafter made);

shall not be permitted to run or depasture on the Common.

(6) Any year in respect of which a fee has been paid or is payable expires on the 30th June next following the day on which the fee falls to be paid.

7. The owner of swine shall not permit them to be on or run on the Common.

8. The owner of stock under six months of age is authorised to run and depasture that stock on the Common free of charge and the number of stock under that age is not restricted under these by-laws.

9. A person running stock on the Common may from time to time substitute other stock but the number of any type of animal shall not exceed the number for which commonage fees have been paid.

10. A *bona fide* traveller or a drover is entitled to run stock under his control on the Common free of charge for seven clear days and thereafter he shall pay in advance a charge of 10s. per day for every hundred sheep or part of that number, and sixpence per head per day or part of a day for each head of other stock on the Common, but such stock shall not be permitted to remain on the Common longer than twelve clear days, at any one time.

11. The owner or person in charge of stock railed into or about to be railed from Yalgoo Road District is authorised to run and depasture that stock on the Common free of charge, for a period of four clear days after arrival or prior to despatch, and thereafter shall pay in advance a fee of 10s. per day for each hundred sheep or part of that number, and sixpence per head per day or part of a day for stock, other than sheep, on the Common.

12. The owner or person in charge of stock shall not, without the permission of the Board, drive that stock across the Common and stock when so driven shall not be permitted to remain on the Common for a period longer than twenty four hours.

13. The Secretary may, at any time, with the sanction of the Chairman of the Board, take legal proceedings on behalf of the Board for the recovery of any fees unpaid.

14. The owner or person in charge of stock upon which Commonage fees are due shall not, without the written sanction of the Secretary, remove such stock from the Common until those fees have been paid in full.

15. An owner of stock proved to be accidentally on the Common shall not be liable to pay commonage fees, but such stock shall be treated in all respects as trespassing stock.

16. The owner or person in charge of an entire horse, bull or goat over six months of age shall not, without the permission of the Board, permit that animal to be upon the Common.

17. (1) The Board may grant a concession for the depasturing of stock on the Common to any person carrying on a *bona fide* butchering business in Yalgoo, but not more than two concessions shall be in operation at any one time.

(2) A concessionaire is permitted to run a maximum of 450 sheep and ten head of cattle, but if any two concessions are in force at the same time, each concessionaire shall be permitted to run a maximum of 225 sheep and five head of cattle only.

(3) A concessionaire shall—

- (a) ensure as nearly as is practicable, that the number of sheep run under the privilege of a concession be constituted half of ewes and half of wethers and no more rams than is necessary for normal breeding purposes;
- (b) on the first day of every month submit in writing to the Board particulars of the number of his stock depasturing on the Common as at that date and also the number of stock slaughtered by him during the preceding month;
- (c) pay in advance a fee of £7 10s. per annum;

(d) maintain in good order any watering plant on the Common and do any necessary running repairs to that plant and that maintenance and those repairs shall be carried out in a workmanlike manner to the satisfaction of the Board.

(4) When two concessions are in force, each concessionaire shall be liable to carry out the obligations imposed by this by-law for alternate periods of six months as allocated by the Board.

(5) The Board has the right to revoke any butchering concession at any time without making any refund of the annual fee to the concessionaire.

18. A person who owns, controls or is in charge of any stock on the Common shall, to the best of his ability, answer any question put to him by the Secretary and give any information requested by the Secretary, concerning such stock.

19. The Board may muster stock on the Common at any time.

20. A person shall not, without the permission of the Secretary, brand any stock running or depasturing on the Common.

21. A diseased animal shall not be driven on or remain on the Common, and a person who introduces, causes or allows to be introduced any diseased animal onto the Common or allows the same to be on the Common is guilty of a breach of these by-laws.

22. The Chairman, Secretary or other person authorised by the Board may, if of the opinion that any animal appears diseased, cause the same to be removed from the Common and, if he thinks fit, cause the same to be impounded and examined, and if then found to be diseased, all expenses and costs incurred by the Board in connection therewith and in relation thereto shall be paid to the Board by the owner or person in charge of the animal.

23. (1) Where commonage fees are unpaid for any period in excess of seven days after becoming payable, the stock in respect of which those fees are payable is deemed to be trespassing stock, and may be dealt with in accordance with any law relating to trespass by stock.

(2) The provisions of sub-by-law (1) of this by-law do not prejudice the right of the Board to recover any commonage fees due and owing, by civil process.

24. A buyer of stock at a public auction at Yalgoo may run and depasture that stock on the Common free of charge for seven clear days after the day of sale.

25. The Board shall not be responsible for damage or injury sustained from any cause whatsoever by any animal depasturing on the Common under the provisions of these by-laws.

26. The holder of a license under these by-laws shall produce his license upon being so required by any employee of the Board or a member of the Police Force.

27. The powers of the Secretary under these by-laws may be exercised by any ranger of the Common.

28. Notwithstanding any other provision of these by-laws the Board has power at all times to order the removal of stock found to be grazing in concentrated numbers to the detriment of the Common.

29. A person shall not deposit any refuse or rubbish whatsoever on the Common except on the site specially set aside for this purpose at the Board's rubbish depot and then only in the manner authorised by the Board.

30. The doing by any unlicensed person of any act or thing for which a license is required under the provisions of these by-laws is prohibited; and any person so doing is guilty of an offence against these by-laws.

31. A person who does, permits, or suffers any act, matter or thing contrary to any of these by-laws or commits or permits any breach or neglect thereof is guilty of an offence against these by-laws and is liable on conviction to a fine not exceeding £5, and £2 per day, and £20 in the aggregate, recoverable summarily as provided by the Justices Act, 1902, but without prejudice to any fine or fees recoverable under the Cattle Trespass, Fencing and Impounding Act, 1882, or under any by-law of the Board regulating fees and fines to be paid in respect of impounded stock.

32. Any penalty or other sum recovered under the provisions of these by-laws shall, unless otherwise provided, be paid to the Board, and shall become the property of, and shall form part of the ordinary revenue of the Board.

Passed by resolution of the Yalgoo Road Board at a meeting held on the 14th day of December, 1960.

J. L. NEVILL,  
Chairman.  
L. SHERVINGTON,  
Secretary.

Recommended—

(Sgd.) STEWART BOVELL,  
Minister for Lands.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 10th day of May, 1961.

(Sgd.) E. P. FOREMAN,  
Acting Clerk of the Council.

### MUNICIPAL CORPORATIONS ACT, 1906.

The City of Perth.

By-law No. 34.

L.G. 295/61.

A By-law of the City of Perth, made under section 180 of the Municipal Corporations Act, 1906, and numbered 34, Prescribing the Fees to be Charged for Admission to Perth Oval, Leederville Oval, Lathlain Oval, The Velodrome, the Empire Stadium and the Orchestral Shell.

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

1. By-law No. 34 published in the *Government Gazette* on the 29th July, 1932, is hereby repealed.

2. There shall be charged to the public for admission to each of the public reserves known as the Perth Oval, Leederville Oval, Lathlain Oval, The Velodrome, the Empire Stadium and the Orchestral Shell, upon the occasion of any athletic sports or contest or any concert or entertainment being held thereon, the fees set out in the schedule hereto. Provided that the Council of the City of Perth may by resolution reduce for any occasion specified in such resolution any of the fees set out in the said schedule.

3. Any person who enters on any part of any of the said public reserves without paying the fee prescribed by this by-law or such lesser fee as may be fixed by the Council, shall be liable to a penalty not exceeding £20.

#### The Schedule.

(a) On the occasion of any athletic sports or contest, concert, or entertainment other than those specified in paragraph (b), (c) and (d) hereof:—

	£	s.	d.
For admission to any part of any public reserve stated—			
Persons over 14 years of age	5	0	
Persons under 14 years of age	1	6	

(b) On the occasion of any semi-final or final football or cricket or hockey match:—

For admission to any part of any public reserve—			
Persons over 14 years of age	6	0	
Persons under 14 years of age	2	0	

(c) On the occasion of any wrestling or boxing contest:—

For admission to ringside seats	2	0	0
For admission to any part of any public reserve other than the portions set apart for ringside seats—			
Persons over 14 years of age	1	0	0
Persons under 14 years of age	10	0	

	£	s.	d.
(d) On the occasion of any entertainment such as the production of a play:—			
Persons over 14 years of age (special seating) ....	1	0	0
Persons over 14 years of age ....	15	0	0
Persons under 14 years of age ....	5	0	0
(e) On the occasion of any athletic or other entertainment held in the Empire Games Stadium:—			
For admission to the best seats—			
Persons over 14 years of age ....	2	0	0
Persons under 14 years of age ....	1	0	0
For admission to other seats—			
Persons over 14 years of age ....	1	0	0
Persons under 14 years of age ....	10	0	0
(f) On the occasion of any entertainment in the Orchestral Shell:—			
For the admission of—			
Persons over 14 years of age ....	10	0	0
Persons under 14 years of age ....	5	0	0

Passed by the Council of the City of Perth at the ordinary meeting of the Council held on 27th March, 1961.

[L.S.]

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

Recommended—

C. C. PERKINS,  
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 25th day of May, 1961.

E. P. FOREMAN,  
Acting Clerk of the Council.

#### BUSH FIRES ACT, 1954.

By-laws of the Phillips River Road Board relating to the Establishment, Maintenance and Equipment of Bush Fire Brigades for the Road District or any part of the Road District of Phillips River.

##### Establishment of Brigade.

1. (a) On the resolution of the Board to establish, maintain and equip a bush fire brigade under the provisions of the Bush Fires Act, 1954, and regulations thereunder, the brigade shall be formed in accordance with these by-laws; and a name shall be given to the brigade and application, accompanied by the resolution of the Board forming the brigade shall be made to the Bush Fires Board for its registration accordingly.

(b) A bush fire brigade may be established for the whole of the road district or for any specified area thereof.

##### Appointment of Officers.

2. The Board shall appoint a captain, a first lieutenant, a second lieutenant and such additional lieutenants as it shall deem necessary to act as officers of the brigade and who, in the Board's opinion, have the necessary qualification and knowledge of the district required in such capacities.

3. The Secretary of the Board or such other person as the Board may appoint, shall be the secretary of the brigade.

4. The Board may appoint an equipment officer who shall be responsible for the custody and maintenance in good order and condition of all equipment and appliances acquired by the Board for the purposes of the brigade. Such officer may station such equipment at a depot approved by the captain where, if possible, motor trucks can easily be called upon. If there are more than

one such depots in the area, the equipment officer shall appoint at each depot a person to look after the equipment and have it ready for immediate use when required.

5. The Board shall appoint bush fire control officers in accordance with the requirements of the district and may prescribe the area over which each such officer shall have jurisdiction. The employment, dismissal and payment for services of persons (other than officers) employed for duties under this Act shall be vested in the chairman and secretary of the Board conjointly.

#### Duties of Officers.

6. The duties of all officers appointed under these by-laws shall be as laid down in the provisions of the Bush Fires Act, 1954, and each officer so appointed shall be supplied with a copy of the Act and regulations. The captain shall have full control over the members of the brigade whilst engaged in fire fighting and shall issue instructions as to the methods to be adopted by the firemen. In the absence of the captain, the first lieutenant, and in the absence of the first, the second lieutenant or senior officer of the brigade present at the fire shall exercise all the powers and duties of the captain.

#### Membership of Brigade.

7. (1) The membership of a bush fire brigade may consist of the following:—

- (a) Subscribing members;
- (b) fire fighting members; and
- (c) associate members.

(2) Subscribing members shall be those persons who, being interested in forwarding the objects of the brigade, pay an annual subscription to the funds of the brigade at the following rates:—

	s.	d.
(i) Owner or occupier of land within the brigade area—		
minimum subscription of .....	10	0
(ii) Other persons—a minimum subscription of .....	5	0

(3) Fire fighting members shall be those persons, being able-bodied men over 18 years of age who are willing to render service at any bush fire when called upon, and who sign an undertaking in the form contained in the First Schedule to these by-laws.

(4) Associate members shall be those persons who are willing to supply free motor transport for fire fighters or equipment, or are prepared to render other approved assistance, and who sign an undertaking in the form contained in the Second Schedule to these by-laws.

(5) No fees or subscriptions shall be payable either by fire fighting members or associate members and the enrolment of persons as such members shall in every case be subject to the approval of the Board.

(6) A subscribing member shall be eligible for enrolment as a fire fighting member.

#### Finance.

8. The expenditure incurred by the Board in the purchase of equipment, payment for services and generally for the purposes of this Act, shall be a charge on the ordinary revenue of the Board, but the secretary shall keep record of the expenditure incurred under this Act.

#### Meetings of Brigade.

9. Meetings will be held as necessary.

These by-laws under the Bush Fires Act, 1954, were passed by a resolution of the Phillips River Road Board (a local authority under the provisions of such Act) at a meeting held at Ravensthorpe on 18th March, 1961.

L. M. GORDON,  
Chairman.  
A. ROSE,  
Secretary.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 25th day of May, 1961.

E. P. FOREMAN,  
Acting Clerk of the Council.

First Schedule.

FORM OF ENROLMENT—FIRE FIGHTING MEMBER.

I, the undersigned, hereby make application to be enrolled as a fire fighting member of the.....Bush Fire Brigade.

My private address is.....

My business address is.....

I can be communicated with by telephone No.....

If needed, I can provide my own transport to the scene of any outbreak. (This line to be struck out if not applicable.)

I hereby declare that I am over 18 years of age and in good health.

On election by the committee as a fire fighting member, I hereby undertake:—

- (1) To promote the objects of the brigade as far as shall be in my power.
(2) To be governed by the provisions of the constitution and such by-laws and regulations as may from time to time be made thereunder.
(3) To use my best endeavours to give assistance in fire fighting measures when called upon on such occasions, to obey all orders and instructions issued by duly authorised officers of the brigade.

Applicant's signature.....

Date.....

Second Schedule.

FORM OF ENROLMENT—ASSOCIATE MEMBER.

I, the undersigned, hereby make application for enrolment as an associate member of the.....Bush Fire Brigade.

(a) I am prepared to offer to transport fire fighting members and/or equipment to the scene of any outbreak when called upon. I have a motor vehicle of the following type.....available for such purpose.

(b) I am prepared to offer my services in the following capacity:—

.....
.....

(Paragraph (a) or (b) above may be struck out if both do not apply.)

My private address is.....

My business address is.....

I can be communicated with by telephone No.....

On election as an associate member by the committee, I hereby undertake:—

- (1) To promote the objects of the Brigade as far as shall be in my power.
(2) To be governed by the provisions of the constitution and such by-laws and regulations as may from time to time be made thereunder.
(3) To use my best endeavours to assist in fire suppression work in the above capacity when called upon.

Applicant's signature.....

Date.....

## ROAD DISTRICTS ACT, 1919.

## TOWN PLANNING AND DEVELOPMENT ACT, 1928.

## Perth Road Board.

By-laws Amending the By-laws of the Perth Road Board Relative to Motels.

L.G. 12/61.

THE Perth Road Board, under and by virtue of the powers conferred upon it in that behalf by the Road Districts Act, 1919, the Second Schedule thereof, the Town Planning and Development Act, 1928, doth hereby make and publish the following by-laws:—

The by-laws of the Perth Road Board published in the *Government Gazette* of the 29th day of June, 1960, are hereby amended in the following manner:—

After by-law 463 the following new by-law is inserted:—

## Motels.

## Definition.

463A. (1) In this by-law the word "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.

(3) A person shall not establish or operate a motel otherwise than in accordance with this by-law.

(4) 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.

(5) A motel shall not be established or operated other than upon a site classified as a Special Zone with the special use for a motel in accordance with these by-laws or upon a site set apart under a Town Planning Scheme.

(6) A motel shall not be established or operated on a 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.

(7) A 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 drained and approved by the Board.

## Distance of Buildings from Boundaries.

(8) 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 by-law of the Board or Town Planning Scheme and in the absence of such by-law or scheme, within thirty feet of the street alignment.

(9) 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.

(10) Notwithstanding the provisions of sub-by-laws (8) and (9) of this by-law, eaves or hoods may be extended a distance of three feet nearer to any boundary than thereby prescribed.

## Composition of Motels.

(11) A 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 this by-law provided; and
- (f) a garden or plantation surrounding the site.

#### Composition of Residential Unit.

- (12) Each 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.
- (13) The minimum floor area of a 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.

(14) The motel buildings shall be constructed in accordance with the by-laws of the Board and the walls shall be of brick, stone, concrete or other approved fireproof materials and not wholly or partly of wood.

(15) 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.

(16) 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 both sides.

#### Ablution Units.

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

#### Cooking Facilities.

- (20) Each residential unit shall be provided with at least one power point.
- (21) Where in a 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 also 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.
- (22) A 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.

(23) In every motel there shall be a common laundry 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 and a floor area of at least fifty square feet for each set of such fittings.

#### Car Parking.

(24) Every motel shall have a car park of sufficient size to park a car and for the exclusive use for each residential unit appurtenant to and within a distance of fifteen feet of each residential unit unless the Board shall approve the car park being of a greater distance from any residential unit.

(25) There shall be adequate means of access to and manoeuvring space at each car park.

(26) In the case where a restaurant, swimming pool, dance floor or other facilities are provided at a motel for the use of the public other than residents there shall, in addition to the parking space required by sub-by-law (24) of this by-law be on the site additional parking space for cars in the ratio of one car space for each one-third of the number of patrons other than residential patrons who may reasonably be accommodated by such facilities.

(27) In the case where a motel is licensed under the provisions of the Licensing Act, 1911, there shall, in addition to the parking space herebefore required by this by-law, be on the site of the motel 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.

(28) A residential unit in a 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.

(29) A common dining-room in a 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.

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

#### Resident Manager.

(31) In any case where the owner or occupier of a motel is not in residence at that motel or where he is disqualified from acting under sub-by-law (32) of this by-law he shall appoint a manager or other responsible person to reside at and be in charge of the motel.

(32) 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 or Regulations or by-laws made thereunder.

#### Compliance with Other By-laws.

(33) Nothing in this by-law shall relieve any person from obligation to comply with any regulation or by-law made pursuant to the provisions of the Act or the Town Planning and Development Act or the Health Act.

#### Registration.

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

(35) Applications 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.

Passed by the Perth Road Board at the ordinary meeting of the Board held on the 20th day of December, 1960.

HERBERT R. ROBINSON,  
Chairman.  
LLOYD P. KNUCKEY,  
Secretary.

Recommended—

C. C. PERKINS,  
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 25th day of May, 1961.

E. P. FOREMAN,  
Acting Clerk of the Council.

#### ROAD DISTRICTS ACT, 1919.

Perth Road Board.

By-laws Amending the By-laws of the Perth Road Board Relative to Fees—  
Hire of Halls.

L.G. 384-61.

THE Perth Road Board, under and by virtue of the powers conferred upon it in that behalf by the Road Districts Act, 1919, the Second Schedule thereof, doth hereby make and publish the following by-laws:—

The by-laws of the Perth Road Board published in the *Government Gazette* of the 29th day of June, 1960, are hereby amended in the following manner:—

Fees—Hire of Halls.

The Third Schedule is altered by the deletion of the following words and figures:—

Hire of Maylands Town Hall—

Hall or Hall and Supper Room:	£	s.	d.
Saturday Nights	6	0	0
Week Nights (irrespective of time limit prior to midnight)	4	0	0
Supper Room—if hired separately:			
Saturday Nights	1	0	0
Week Nights	15	0	
Day bookings for the Hall or Supper Room—One-half of night rates.			

Hire of Alexander Park Hall—

Public Dances	12	12	0
Private Parties	8	8	0
By day—per hour	10	6	

and by the substitution of the following words and figures:—

Hire of Maylands Hall or of Alexander Park Hall—

By day—per hour	10	6	
Public Dances up to midnight	12	12	0
Private Parties up to midnight	8	8	0
After midnight—per hour or part thereof	3	3	0

Passed by the Perth Road Board at the ordinary meeting of the Board held on the 9th day of May, 1961.

HERBERT R. ROBINSON,  
Chairman.  
LLOYD P. KNUCKEY,  
Secretary.

Recommended—

C. C. PERKINS,  
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 25th day of May, 1961.

E. P. FOREMAN,  
Acting Clerk of the Council.

## ROAD DISTRICTS ACT, 1919.

Perth Road Board.

By-laws Amending the By-laws of the Perth Road Board Relative to Refuse.

L.G. 384-61.

THE Perth Road Board, under and by virtue of the powers conferred upon it in that behalf by the Road Districts Act, 1919, the Second Schedule thereof, doth hereby make and publish the following by-law:—

The by-laws of the Perth Road Board published in the *Government Gazette* of the 29th day of June, 1960, are hereby amended in the following manner:—

By-law 428 is altered by the insertion of the word "whatsoever" after the words "refuse, rubbish or other material".

Passed by the Perth Road Board at the ordinary meeting of the Board held on the 9th day of May, 1961.

HERBERT R. ROBINSON,  
Chairman.  
LLOYD P. KNUCKEY,  
Secretary.

Recommended—

C. C. PERKINS,  
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 25th day of May, 1961.

E. P. FOREMAN,  
Acting Clerk of the Council.

## ROAD DISTRICTS ACT, 1919.

Wanneroo Road Board.

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

L.G.D. 738-60.

THE by-laws of the Wanneroo Road Board for regulating the construction, establishment, operation and maintenance of motels published in the *Government Gazette* of the 27th October, 1960, are hereby amended by deleting paragraph (1) of by-law 4 and substituting a new paragraph (1) as follows:—

(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.

Passed by resolution of the Wanneroo Road Board, at a meeting held on the 26th day of April, 1961.

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

Recommended—

C. C. PERKINS,  
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 25th day of May, 1961.

E. P. FOREMAN,  
Acting Clerk of the Council.

## ROAD DISTRICTS ACT, 1919, AND AMENDMENTS.

## Melville Road Board.

By-laws for Carrying Into Effect Some of the Purposes Mentioned in the Second Schedule to the Town Planning and Development Act, 1928-1947.

L.G. 809-60.

PURSUANT to the powers in that behalf contained in the Road Districts Act, 1919, and Amendments, the Melville Road Board hereby makes the following by-laws for carrying into effect some of the purposes mentioned in the Second Schedule to the Town Planning and Development Act, 1928-1947.

1. "Home occupation" means an occupation carried on within a dwelling or curtilage of a dwelling which—

- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (without limiting the generality of the foregoing) injury or prejudicial affection due to the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, waste water or waste products;
- (b) does not entail the employment of any person not a member of the occupier's family except in the case of horticulture and the professions;
- (c) does not occupy an area greater than 200 square feet except in the case of a medical practitioner, a dentist, or a masseur, or where used for horticulture, or a kindergarten;
- (d) does not require the provision of any essential service main of a greater capacity than normally required in the residential zone in which it is located, and
- (e) does not involve any advertising, placards or notices on the dwelling or in the grounds and visible from any street other than a notice board or plate with the following characteristics:—
  - (i) The board or plate is not to be larger than twenty-four inches by eight inches.
  - (ii) The notice board may only contain the name of the proprietor and his qualifications.

2. "Residential land" means all the land in the Melville Road Board which has been classified as "Residential areas" in the Town Planning Scheme of the Melville Road Board as advertised in the *Government Gazette* published on the 29th day of November, 1935, and all land which may hereafter be classified as "Residential land."

3. Residential land is classified as land to be used for the purpose of a dwelling house or flat or home occupation.

4. No person shall use Residential land for any purpose other than that of a dwelling house or a flat or home occupation.

5. Any person committing a breach of these by-laws shall be liable to a penalty not exceeding £20.

Passed by the Melville Road Board on the 13th day of December, 1961.

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

Recommended—

C. C. PERKINS,  
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 25th day of May, 1961.

E. P. FOREMAN,  
Acting Clerk of the Council.

## ROAD DISTRICTS ACT, 1919.

Belmont Park Road Board.

Amendment to Building By-laws.

L.G. 290/54.

WHEREAS by the Road Districts Act, 1919, the road board of any district is empowered to make by-laws for all or any purposes in the said Act mentioned, the Belmont Park Road Board, in pursuance of the powers vested in the said Board under and by virtue of the said Act and of every other authority enabling it in that behalf, do hereby amend the Building By-laws published in the *Government Gazette* on the 18th July, 1952, and amended on the 3rd October, 1952, 17th October, 1952, 11th May, 1955, 29th June, 1955, 14th September, 1955, 3rd February, 1956, 18th April, 1956, and 3rd August, 1956, and do hereby publish such amendments as follows:—

Delete by-laws 22 and 23 of Part 3 of the said Building By-laws and substitute therefore new by-laws 22 and 23 as follows:—

## By-law 22.

Stable may be erected on land exceeding 15,000 square feet in area which is zoned for stable purposes, and shall have walls of brick, stone, concrete, timber, asbestos or galvanised iron, and each stall shall not be of lesser size than 10 feet by 12 feet in either length or width and walls shall not be less than 10 feet in height above floor level.

## By-law 23.

(a) No stable may be erected nearer than 50 feet to any dwelling house, milking shed or milk room of any dairy or within 100 feet of any road or street and/or in the case of corner allotments no stable shall be erected within the declared building line of any street or way and if no building line has been declared, within 20 feet of any street or way.

(b) If constructed of timber, asbestos or galvanised iron, walls shall not be erected within four feet of any side or rear boundary of land not in the same occupation and/or possession and eaves of such building shall be a minimum of two feet six inches from such boundary.

(c) If constructed of brick, stone or concrete or other approved fire resistant material, walls may be erected up to the boundary of land not in the same occupation and/or possession provided they comply with by-law 66 of Part 5 of these by-laws.

(d) No stable or part thereof shall be used for human habitation and/or sleeping purposes.

(e) A building for the housing of trainers and/or employees engaged in the care of horses stabled on the land may be erected 20 feet from any stable or building used for the housing of horses, subject to the following provisions:—

(1) It shall comply with the minimum requirements of a room used for dwelling or sleeping purposes as provided for in these by-laws.

(2) It shall be equipped with a shower bath and hand basin properly installed in a room of at least five feet six inches in width and having a ceiling height of not less than eight feet and a floor area of not less than 36 square feet.

(f) Shelters appurtenant to stables for the protection of horses from inclement weather may be erected in yards or paddocks and shall comply with the following provisions:—

(1) They shall be of a minimum area of 10 feet by 10 feet and a minimum height of eight feet.

(2) They shall not be totally enclosed or be capable of being closed and must have at least one wall completely open to the outside air.

(3) Structure shall comply with the general provisions of these by-laws for buildings of respective materials.

Passed at a meeting of the Belmont Park Road Board held on the 24th day of April, 1961.

P. J. FAULKNER,  
Chairman.

W. G. KLENK,  
Secretary.

Recommended—

C. C. PERKINS,  
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 25th day of May, 1961.

E. P. FOREMAN,  
Acting Clerk of the Council.

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ROAD DISTRICTS ACT, 1919.

Gnowangerup Road Board.

Fishing By-Laws.

L.G. 631/59.

WHEREAS by the Road Districts Act, 1919, the road board of any district is empowered to make by-laws for all or any purpose in the said Act mentioned, the Gnowangerup Road Board, in pursuance of the powers vested in the said Board under and by virtue of the said Act and of every authority enabling it in that behalf, do hereby amend the Fishing By-laws published in the *Government Gazette* on the 31st May, 1960, by adding a new by-law as follows:—

By-law 3a.

Any person to whom a license has been issued, shall affix, and shall keep safely affixed to any fishing net being used by such person in the waters on any reserve, a metal disc of not less than two inches in diameter which shall have stamped thereon the number of the license issued to such person by the Board.

Passed by the Gnowangerup Road Board at a meeting held on the 22nd of February, 1961.

D. K. HOUSE,  
Chairman.

W. J. CUNEO,  
Secretary.

Recommended—

C. C. PERKINS,  
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 25th day of May, 1961.

E. P. FOREMAN,  
Acting Clerk of the Council.

## CEMETERIES ACT, 1897-1957.

## Dardanup and Ferguson Public Cemeteries.

L.G. 713-59.

IN pursuance of the powers conferred by the Cemeteries Act, 1897, and subsequent amendments thereto, the trustees of the Dardanup and Ferguson Cemeteries hereby amend the by-laws of the Dardanup Cemetery, published in the *Government Gazette* on the 28th August, 1953, and now referred to as the principal by-laws.

## Schedule of Amendments to Dardanup Cemetery By-laws.

- |                            |  |
|----------------------------|--|
| Heading amended.           | 1. The heading to the principal by-laws is amended by substituting for the passage, "Dardanup Cemetery (reserve No. 19722)" the words, "Dardanup and Ferguson Public Cemeteries."  |
| Principal by-laws amended. | 2. The principal by-laws are amended by substituting for the words, "Dardanup Cemetery" in line three of the opening paragraph the words, "Dardanup and Ferguson Public Cemeteries."   |
| By-law 1A added.           | 3. The principal by-laws are amended by adding after by-law 1 the following by-law:—<br>1A. In these by-laws—<br>"cemetery" means any cemetery under the control and management of the trustees and to which these by-laws apply.        |
| Schedule "A" amended.      | 4. The heading to Schedule "A" of the principal by-laws is amended by substituting for the words, "Dardanup Cemetery" the words, "Dardanup and Ferguson Cemeteries."   |
| Schedule "B" amended.      | 5. The heading to Schedule "B" of the principal by-laws is amended by substituting for the words, "Dardanup Cemetery" the passage, "..... Cemetery."<br>The word "Dardanup" in line eight is amended by substituting the symbol ".....". |
| Schedule "C" amended.      | 6. The heading to Schedule "C" of the principal by-laws is amended by substituting for the words, "Dardanup Cemetery" the passage, "..... Cemetery."   |
| Schedule "D" amended.      | 7. The heading to Schedule "D" of the principal by-laws is amended by substituting for the words, "Dardanup Cemetery" the passage, "..... Cemetery."   |
| Schedule "E" amended.      | 8. The heading to Schedule "E" of the principal by-laws is amended by substituting for the words, "Dardanup Cemetery" the passage, "..... Cemetery."<br>The word "Dardanup" in line one to be substituted by the symbol ".....".         |

The foregoing amendments to the Dardanup Cemetery By-laws were duly made by the Dardanup Road Board as Trustees of the Dardanup and Ferguson Public Cemeteries at a duly convened meeting of the Board held on the eighth day of April, 1961.

D. T. GARBELINI,  
Chairman.  
R. PEDDIE,  
Secretary.

Recommended—

C. C. PERKINS,  
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 25th day of May, 1961.

E. P. FOREMAN,  
Acting Clerk of the Council,

## CEMETERIES ACT, 1897.

## Derby Public Cemetery.

Department of Local Government,  
Perth, 29th May, 1961.

L.G.D. 453/53.

HIS Excellency the Lieutenant-Governor and Administrator 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 Derby Public Cemetery as set forth in the schedule hereunder.

GEO. S. LINDSAY,  
Secretary for Local Government.

## Schedule.

## DERBY PUBLIC CEMETERY.

## By-laws.

1. All fees and charges payable to the Derby 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 Derby Cemetery Board as the Secretary of the Cemetery, and such person shall, subject to the Derby 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 Derby 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 Derby 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 Derby 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 shall not be admitted to or be interred in the cemetery.
7. Every grave shall be at least six feet deep at the first interment, unless rock is encountered when the minimum depth shall be four feet six inches and the actual depth recorded, 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 Derby 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 Derby 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 West Kimberley Road Board first had and obtained and subject also to the approval by the said Derby 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 permission of the Derby 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 the Secretary a written guarantee to produce the certificate or order within fourteen 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 the 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 14 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 Derby 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 6 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 Derby 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 Derby 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 Derby Cemetery Board to exhume any corpse for the purpose of examination or identification or for the purpose of it being interred elsewhere in accordance with the wishes of the deceased or its family, an order from the Governor or warrant of the Coroner or Justice of the Peace issued in accordance with the law authorising the Derby 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 shall be in charge of some responsible person.

20. Smoking shall not be allowed within the cemetery nor shall any fireworks be discharged therein, nor shall alcoholic liquor be consumed therein except as part of a religious ceremony.

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

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

23. 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 permission of the Derby Cemetery Board.

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

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

26. No person employed by the Derby 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 receives from the Derby Cemetery Board, except by written permission of the Derby 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 Cemetery Board and otherwise comply with section 23 of the Cemeteries Act, 1897-1957.

28. Every tombstone, monument or enclosure shall be placed in proper substantial foundations which, if required by the Derby 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 Derby 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, and the surroundings left clean and tidy, to the satisfaction of the Secretary who must be informed when work is completed.

30. Should any work by masons or other be not completed before Sunday, they shall be required to leave the work in a neat 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 vehicle of a weight with load of more than three tons 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 Derby 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 excepted, when work may be done from noon on Saturday to 6 p.m. with the written consent of the Derby 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 Derby Cemetery Board or by any other person, shall be at all times, whilst within the boundaries of the cemetery, 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 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 materials shall be subject to the supervision of the Secretary.
- (d) Work in all cases to be carried out with due despatch and only during regulation hours.

36. The Derby Cemetery Board may decorate graves from time to time when desired by the grantee so to do. If the grantees do not desire the Derby 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 Derby 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 Derby Cemetery Board finds it necessary to remove edging tiles, plants, shrubs, etc., from the grave, the person so ordering the re-opening shall pay to the Derby 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 deceased soldiers without payment of any fees.

40. Free ground may be granted if it is proved to the satisfaction of the Derby Cemetery Board, that the deceased was a returned sailor, soldier, or airman, and that he died as a result of injuries received in a war.

40A. Provided that such grant shall be made subject to the condition that only the remains of the deceased sailor, soldier or airman 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 of Burials shall be kept at the office.

42. Any person violating the rules 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 the 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 Derby Cemetery Board or the Secretary or other employees of the Derby Cemetery Board or by any police officer. 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 Derby Public Cemetery, published in the *Government Gazette* on the 8th April, 1909, and subsequent amendments are hereby revoked.

The foregoing by-laws, with the accompanying schedules, were duly framed and presented to a meeting of the West Kimberley Road Board held at Derby on the 10th April, 1961, and adopted.

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

#### Schedule "A."

#### Derby Public Cemetery.

#### SCALE OF FEES AND CHARGES PAYABLE TO THE DERBY CEMETERY BOARD.

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

(a) In open ground—	£	s.	d.
For sinking grave	8	0	0
For sinking grave for a child under seven	5	0	0
For re-opening grave for any adult	5	0	0
For re-opening grave for child under seven	3	10	0
For grave plate	15	0	0

	£	s.	d.
(b) Extra charges—			
For interment without due notice under by-law four	1	10	0
For sinking a grave beyond six feet, for each additional foot	1	0	0
For permission to construct a vault	1	1	0
For each interment on a Saturday or Sunday	1	0	0
(c) In private ground including the issue of a Grant of Exclusive Right of Burial—			
Ordinary land grave, 8 ft. x 4 ft.	3	0	0
Ordinary land for grave, 8 ft. x 10 ft.	5	0	0
Grave digging fees as in (a).			
(d) Purchase of plot of land, 8 ft. x 4 ft., in all cases of interment to be added to burial fees where applicable	2	0	0

Schedule "B."

Derby Public Cemetery.

FORM OR GRANT OR EXCLUSIVE RIGHTS 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 the same to the said (1)..... and assigns for the term of 99 years from the date thereof 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."

Derby 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 the 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.....

Secretary.

## Schedule "D."

Derby 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 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.

Signature.

## STATE ELECTRICITY COMMISSION ACT. 1945-1959.

## Superannuation Scheme.

WHEREAS by section 29A of the State Electricity Commission Act, 1945-1959 (hereinafter called "the said Act") it is provided that The State Electricity Commission of Western Australia (hereinafter referred to as "The Commission") do constitute a superannuation scheme for the benefit of officers and workmen taken over by the Commission from the City of Perth under the City of Perth Electricity and Gas Purchase Act, 1948, and that subject to the exceptions specified in that section such scheme be in all respects on the same terms and conditions as the scheme then existing under the City of Perth Superannuation Fund Act, 1934, as amended by Acts Nos. 18 of 1941, 30 of 1946 and 54 of 1947; and whereas the terms and conditions of the superannuation scheme constituted by the Commission are the same as those set forth in the Second Schedule of the City of Perth Scheme for Superannuation (Amendments Authorisation) Act, 1941, save and except for non-inclusion of subsequent amendments thereto affected by Acts Nos. 30 of 1946 and 54 of 1947; and whereas by section 29F of the said Act it is provided that notwithstanding the provisions of sections 29A to 29D of the said Act inclusive and subject to the approval of the Governor, the Commission may from time to time amend any term or condition or both of the superannuation scheme constituted under section 29A of the said Act including any term or condition set out in those sections 29A to 29D: Now, therefore, the Commission being desirous of amending the terms and conditions of the said superannuation scheme constituted under section 29A of the said Act including the terms and conditions set out in sections 29A to 29D of the said Act inclusive hereby resolves and determines that the said superannuation scheme be amended in such manner that on and from the 1st day of January, 1961—

(a) (i) Paragraphs (A) and (B) of subclause (3) of clause 8 of the terms and conditions of such scheme shall when so amended be as follows:—

(3) (A) The superannuation allowance to be made to a widow of a contributor under subclause (2) (a) of the last preceding clause shall be at the rate of five-eighths of the allowance which was being paid to her husband at the time of his death.

(B) The superannuation allowance to be made to the widow of a contributor under subclause (2) (b) of the last preceding clause shall be five-eighths of the allowance which would have been payable to her husband if he had commenced to receive a superannuation allowance under subclause (1) of this clause on the day of his death; and

(ii) subclause (4) of clause 8 of the terms and conditions of such scheme shall when so amended be as follows:—

(4) The superannuation allowance to be made to the widow of a wages employee shall be at the rate of seven shillings and tenpence per week; and

(b) the terms and conditions of such scheme as set out in sections 29A to 29D of the said Act inclusive shall when so amended be read and construed as though—

(i) subsection (2) of section 29A were amended by substituting for the words, "sections twenty-nine B and twenty-nine C" in lines two and three the words, "section twenty-nine B";

(ii) subsection (3) of section 29B were amended by substituting for the expression, "one-half" in line three the expression, "five-eighths";

(iii) subsection (4) of section 29B were deleted; and

(iv) section 29C were repealed.

Passed at a meeting of the State Electricity Commission of Western Australia this 4th day of May, 1961.

ALEC J. REID,  
Chairman.

J. G. BLOCKLEY,  
Secretary.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 25th day of May, 1961.

E. P. FOREMAN,  
Acting Clerk of the Council.

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#### MINING ACT, 1904-1957.

Department of Mines,  
Perth, 25th May, 1961.

HIS Excellency the Lieutenant-Governor and Administrator 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.

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#### Schedule.

#### 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 the 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.

2. Regulation 55 subregulation (1) of the principal regulations is amended by deleting the word "rock," in line nine.

## TOTALISATOR AGENCY BOARD BETTING ACT, 1960.

Totalisator Agency Board,  
Perth, 7th June, 1961.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased to approve of the regulations set forth in the schedule hereunder, made by the Totalisator Agency Board pursuant to the provisions of section 57 of the Totalisator Agency Board Betting Act, 1960.

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

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Schedule.

Regulations.

- Principal Regulations. 1. In these regulations the Totalisator Agency Board Betting Regulations, 1961, published in the *Government Gazette* on the 8th February, 1961, as amended by regulations amending the same published in the *Government Gazette* on the 30th March, 1961, are referred to as the principal regulations.
- Reg. 19 amended. 2. Regulation 19 of the principal regulations is amended by adding after subregulation (2) the following subregulation:—  
(2a) A dividend or refund in respect of a bet in cash made with the Board shall be paid only upon the presentation and surrender, at the totalisator agency where it was issued, of the totalisator ticket issued by the Board for that bet.
3. Regulation 36 of the principal regulations is amended—  
(a) by substituting for the passage, "seventy-five per centum" where it occurs in line three and again in line seven of paragraph (a) of subregulation (1) the passage "eighty-seven and one-half per centum" in each case; and  
(b) by substituting for the passage, "one hundred and twenty-five per centum" where it occurs in line three and again in lines seven and eight of paragraph (b) of subregulation (1) the passage, "one hundred and twelve and one-half per centum" in each case.
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