



Government Gazette

OF

WESTERN AUSTRALIA

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No. 105]

PERTH: FRIDAY, 15th DECEMBER

[1961

Fauna Protection Act, 1950-1954.

PROCLAMATION

WESTERN AUSTRALIA, } By His Excellency Lieutenant-General Sir Charles
TO WIT, Henry Gairdner, Knight Commander of the Most
CHARLES HENRY Distinguished Order of Saint Michael and Saint
GAIRDNER, George, Knight Commander of the Royal Victorian Order, Knight Commander of the Most
Governor. Excellent Order of the British Empire, Companion of the Most Honourable Order of the
[L.S.] Bath, Governor in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.

F.D. 49/48, Ex. Co. No. 2090.

IN pursuance of the provisions of section 14 of the Fauna Protection Act, 1950-1954, I, the Governor of the State of Western Australia, acting with the advice and consent of the Executive Council, do hereby declare as follows:—

- (1) That the period from six o'clock in the afternoon of 16th December, 1961, to 30th April, 1962, shall be an open season in respect of those species of wild ducks defined in the Third Schedule hereto in that part of the State which lies within the boundaries of the shires specified in the First Schedule hereto, with the exception of those areas defined in the Second Schedule hereto.
- (2) That the period from five o'clock in the forenoon of 17th December, 1961, to 30th April, 1962, shall be an open season in respect of those species of wild ducks defined in the Third Schedule hereto in those parts of the State which lie within the boundaries of the South-West and Eucla Divisions as defined in section 28 of the Land Act, 1933, with the exceptions of those areas defined in the First and Second Schedules hereto.
- (3) That a person shall not take any wild duck or the egg of any wild duck for the purpose of keeping it in captivity, or for the purpose of aviculture, or for the purpose of sale.
- (4) That a person shall not sell any wild duck.

First Schedule.

Harvey, Dardanup, Collie, Donnybrook, Capel, Busselton, Augusta-Margaret River, Nannup, Balingup, Greenbushes, Bridgetown and Manjimup Shires.

Second Schedule.

- (a) The whole of the area within a radius of 20 miles of the General Post Office, Perth.
- (b) All municipalities and townsites in the South-West Land Division.
- (c) The whole of the Rockingham Shire.
- (d) The whole of the waters of Lakes Leschenaultia, Yealering and Seppings, and Bambun, Wagin, Nambung, Mungala, Nannarup and Wardering and all land within 20 chains of their shores.
- (e) The whole of the waters of the Vasse, King and Kalgan Rivers, and all land within 20 chains of their banks.
- (f) The whole of the waters of Vasse and Wennerup Estuaries and all land within 20 chains of their shores.
- (g) All the waters of the Leschenault Inlet extending southwards from a line drawn south-east from Waterloo Head (Belvedere), on the west foreshore to a point on the opposite foreshore.
- (h) All that portion of the Capel River between the Capel and Stirling Bridges and all land within 20 chains of the river bank.
- (i) All that portion of the Coblinine River downstream from the eastern side of the bridge at the junction of road 3375 and road 323 (Oxley Road) to its mouth at the high-water mark of Dumbleyung Lake and all land within 20 chains of that part of the river's banks.
- (j) The whole of Caro Swamp and all land within 20 chains of its shores.
- (k) The whole of the waters of Oyster Harbour and Princess Royal Harbour and all land within a radius of 20 chains of their shores.
- (l) The whole of the area of the Yanchep Caves Reserve.

- (m) The whole of the Harvey Catchment area.
- (n) The whole of the area within a radius of two miles of the Post Office at Mandurah.
- (o) The whole of the area within a radius of two miles of the Post Office at Boyup Brook.
- (p) The whole of the area within a radius of one and one-half miles from the Post Office at Balingup.
- (q) All that portion of the Avon River in the Toodyay District, between the northern boundary of Avon Location 3 and a point opposite road number 2069, and all land within 20 chains of the river banks.
- (r) All that portion of the Avon River from Dumbarton Bridge to the Railway Bridge, north of Toodyay and all land within 20 chains of the river banks.
- (s) All that portion of the Serpentine River from road 8629 at the southern end of Goegrup (Willies) Lake to Peel Inlet near the Old Mill and all the land within 20 chains of the river banks.
- (t) All State Forests, timber reserves, town reservoirs and other areas where shooting is prohibited under the provisions of any Act, regulation or by-law.

Third Schedule.

Whistling Tree-Duck (*Dendrocygna arcuata*).
 Plumed Tree-Duck (*Dendrocygna eytoni*).
 Mountain Duck (*Tadorna tadornoides*).
 Black Duck (*Anas superciliosa*).
 Chestnut Teal (*Anas castanea*).
 Grey Teal (*Anas gibberifrons*).
 Blue-winger Shoveler (*Anas rhynchotis*).
 Pink-eared Duck (*Malacorhynchus membranaceus*).
 Freckled Duck (*Stictonetta naevosa*).
 White-eyed Duck (*Aythya australis*).
 Maned Goose or Wood Duck (*Chenonetta jubata*).
 Pied Goose (*Anseranas semipalmata*).
 Blue-billed Duck (*Oxyura australis*).
 Musk Duck (*Biziura lobata*).

Given under my hand and the Public Seal of the said State, at Perth, this 1st day of November, 1961.

By His Excellency's Command,

ROSS HUTCHINSON,
Minister for Fisheries.

GOD SAVE THE QUEEN ! ! !

Land Act, 1933-1960.

PROCLAMATION

(Resumption)

WESTERN AUSTRALIA, } By His Excellency Lieutenant-General Sir Charles
 TO WIT, } Henry Gairdner, Knight Commander of the Most
 CHARLES HENRY } Distinguished Order of Saint Michael and Saint
 GAIRDNER, } George, Knight Commander of the Royal Vic-
 Governor, } torian Order, Knight Commander of the Most
 [L.S.] } Excellent Order of the British Empire, Com-
 } panion of the Most Honourable Order of the
 } Bath, Governor in and over the State of
 } Western Australia and its Dependencies in the
 } Commonwealth of Australia.

Corres. No. 723/47.

WHEREAS by section 109 of the Land Act, 1933-1960, the Governor may resume, for any purpose as in the public interest he may think fit, any portion of land held as a pastoral lease; and whereas it is deemed expedient that the portion of Pastoral Lease 394/929 described in the schedule hereto should be resumed for the purpose of a "Townsite": Now, therefore, I, the Governor, with the advice and consent of the Executive Council, do by this my Proclamation resume portion of Pastoral Lease 394/929 for the purpose aforesaid.

Schedule.

All that portion of Pastoral Lease 394/929, containing about 100 acres, bounded by lines starting from a point on the surveyed line of the North-West Coastal Highway situate 49 chains northerly from the 56-mile post on that surveyed line, as shown on Department of Lands and Surveys Original Plan 2321, and extending east 21 chains 12 links; thence south 31 chains 62 and three-tenths links; thence west 31 chains 62 and three-tenths

links; thence north 31 chains 62 and three-tenths links; thence east to the starting point. (Public Plan 57/300.)

Given under my hand and the Public Seal of the said State, at Perth, this 30th day of November, 1961.

By His Excellency's Command,

(Sgd.) STEWART BOVELL,
Minister for Lands.

GOD SAVE THE QUEEN ! ! !

Land Act, 1933-1960.

PROCLAMATION

(Resumption)

WESTERN AUSTRALIA, } By His Excellency Lieutenant-General Sir Charles
 TO WIT, } Henry Gairdner, Knight Commander of the Most
 CHARLES HENRY } Distinguished Order of Saint Michael and Saint
 GAIRDNER, } George, Knight Commander of the Royal Vic-
 Governor, } torian Order, Knight Commander of the Most
 [L.S.] } Excellent Order of the British Empire, Com-
 } panion of the Most Honourable Order of the
 } Bath, Governor in and over the State of
 } Western Australia and its Dependencies in the
 } Commonwealth of Australia.

Corres. No. 2548/61.

WHEREAS by section 109 of the Land Act, 1933-1960, the Governor may resume, for any purpose as in the public interest he may think fit, any portion of land held as a pastoral lease; and whereas it is deemed expedient that the portion of Pastoral Lease 394/549 described in the schedule hereto should be resumed for the purpose of a "Townsite": Now, therefore I, the Governor, with the advice and consent of the Executive Council, do by this my Proclamation resume portion of Pastoral Lease 394/549 for the purpose aforesaid.

Schedule.

All that portion of Pastoral Lease 394/549 containing about 100 acres, bounded by lines starting from a point on the surveyed line of the telegraph line situate 38 chains north-westerly from the 32-mile post on that surveyed line as shown on Department of Lands and Surveys Original Plan T.G. 147, and extending east 23 chains 11 links; thence south 31 chains 62 and three-tenths links; thence west 31 chains 62 and three-tenths links; thence north 31 chains 62 and three-tenths links; thence east to the starting point. (Public Plan 57/300.)

Given under my hand and the Public Seal of the said State, at Perth, this 30th day of November, 1961.

By His Excellency's Command,

(Sgd.) STEWART BOVELL,
Minister for Lands.

GOD SAVE THE QUEEN ! ! !

Dividing Fences Act, 1961.

PROCLAMATION

WESTERN AUSTRALIA, } By His Excellency Lieutenant-General Sir Charles
 TO WIT, } Henry Gairdner, Knight Commander of the Most
 CHARLES HENRY } Distinguished Order of Saint Michael and Saint
 GAIRDNER, } George, Knight Commander of the Royal Vic-
 Governor, } torian Order, Knight Commander of the Most
 [L.S.] } Excellent Order of the British Empire, Com-
 } panion of the Most Honourable Order of the
 } Bath, Governor in and over the State of
 } Western Australia and its Dependencies in the
 } Commonwealth of Australia.

L.G. 833/60.

WHEREAS it is enacted by section 2 of the Dividing Fences Act, 1961, that the Act shall come into operation on a day to be fixed by Proclamation: Now, therefore I, the Governor, acting with the advice and consent of the Executive Council, do hereby fix the 1st day of January, 1962, as the day on which the Dividing Fences Act, 1961, shall come into operation.

Given under my hand and the Public Seal of said State, at Perth, this 7th day of December, 1961.

By His Excellency's Command,

L. A. LOGAN,
Minister for Local Government.

GOD SAVE THE QUEEN ! ! !

Civil Aviation (Carriers' Liability) Act, 1961.

PROCLAMATION

WESTERN AUSTRALIA, } By His Excellency Lieutenant-General Sir Charles
TO WIT, } Henry Gairdner, Knight Commander of the Most
CHARLES HENRY } Distinguished Order of Saint Michael and Saint
GAIRDNER, } George, Knight Commander of the Royal Vic-
Governor. } torian Order, Knight Commander of the Most
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panion of the Most Honourable Order of the
Bath, Governor in and over the State of
Western Australia and its Dependencies in the
Commonwealth of Australia.

WHEREAS it is enacted by section two of the Civil Aviation (Carriers' Liability) Act, 1961, that the Act shall come into operation on a day to be fixed by Proclamation: Now, therefore I, the Governor, acting with the advice and consent of the Executive Council, do hereby fix the 22nd day of December, 1961, as the day on which the Civil Aviation (Carriers' Liability) Act, 1961, shall come into operation.

Given under my hand and the Public Seal of the said State, at Perth, this 7th day of December, 1961.

By His Excellency's Command,

G. M. CORNELL,
Minister for Transport.

GOD SAVE THE QUEEN ! ! !

Railways (Cue-Big Bell and other Railways) Discontinuance Act, 1960.

PROCLAMATION

WESTERN AUSTRALIA, } By His Excellency Lieutenant-General Sir Charles
TO WIT, } Henry Gairdner, Knight Commander of the Most
CHARLES HENRY } Distinguished Order of Saint Michael and Saint
GAIRDNER, } George, Knight Commander of the Royal Vic-
Governor. } torian Order, Knight Commander of the Most
[L.S.] } Excellent Order of the British Empire, Com-
panion of the Most Honourable Order of the
Bath, Governor in and over the State of
Western Australia and its Dependencies in the
Commonwealth of Australia.

WHEREAS it is enacted, *inter alia*, by section 2 of the Railways (Cue-Big Bell and other Railways) Discontinuance Act, 1960, that the Act shall come into operation on a day to be fixed by Proclamation, and that it shall not be necessary to proclaim that the whole of the Act shall commence on one day, but the several sections and paragraphs of the Act may be proclaimed to commence on such days as are respectively fixed by Proclamation; and whereas it is enacted by section 6 of the Act that on and after the commencement of that section the railway constructed from Wokarina to Yuna, as described in that section, shall cease to be operated until the Governor otherwise declares; and whereas it is enacted by section 7 of the Act that on and after the commencement of that section the railway constructed from Geraldton to Ajana, as described in that section, save and except so much of that line of railway as extends as specified in paragraph (a) of that section, shall cease to be operated until the Governor otherwise declares; and whereas it is enacted by subsection (1) of section 11 of the Act that on and after the commencement of any paragraph of subsection (2) of that section the railway specified in that paragraph shall cease to be operated until the Governor otherwise declares; and whereas it is desired that each of sections 6 and 7, and paragraph (b) of subsection (2) of section 11, of the Act shall commence: Now, therefore I, the Governor, acting with the advice and consent of the Executive Council, do hereby fix the day on which this Proclamation is published in the *Government Gazette* as the day on which each of sections 6 and 7, and paragraph (b) of subsection (2) of section 11, of the Railways (Cue-Big Bell and other Railways) Discontinuance Act, 1960, shall commence.

Given under my hand and the Public Seal of the said State, at Perth, this 7th day of December, 1961.

By His Excellency's Command,

DAVID BRAND,
for Minister for Railways.

GOD SAVE THE QUEEN ! ! !

AT a meeting of the Executive Council, held in the Executive Council Chamber, Perth, this 30th day of November, 1961, the following Orders in Council were authorised to be issued.

Child Welfare Act, 1947-1959.

ORDER IN COUNCIL.

WHEREAS by section 19 (2) (a) of the Child Welfare Act, 1947-1959, it is provided that the Governor may appoint such persons, male or female, as he may think fit, to be members of any particular Children's Court and may determine the respective seniorities of such members: Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, doth hereby appoint Leonard John Purcell to be a Member of the Children's Court at Yarloop.

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

Land Act, 1933-1960.

ORDERS IN COUNCIL.

WHEREAS by section 33 of the Land Act, 1933-1960, it is made lawful for the Governor to direct that any reserve shall vest in and be held by any municipality, road board, or other person or persons to be named in the order in trust for the like or other public purposes to be specified in such order; and whereas it is deemed expedient as follows:—

Corr. No. 2806/30.—That Reserve No. 21659 (Ninghan Location 3761) should vest in and be held by the Shire of Mt. Marshall in trust for the purpose of Recreation.

Corr. No. 2965/54.—That Reserve No. 24022 (Lancelin Lots 102 and 190) should vest in and be held by the Shire of Gingin in trust for the purpose of Recreation.

(The Order in Council issued under Executive Council Minute No. 183, dated the 2nd February, is hereby superseded.)

Corr. No. 6495/51.—That Reserve No. 26136 (Forrestdale Lot 343) should vest in and be held by the Shire of Armadale-Kelmscott in trust for the purpose of Recreation (Tennis Courts).

Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, doth hereby direct that the beforementioned reserves shall vest in and be held by the abovementioned bodies in trust for the purposes aforesaid, subject nevertheless to the powers reserved to him by section 37 of the said Act.

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

Metropolitan Water Supply, Sewerage and Drainage Act, 1909-1960.

ORDER IN COUNCIL.

M.W.S. 2581/60.

WHEREAS by the Metropolitan Water Supply, Sewerage and Drainage Act, 1909-1960, it is provided that, subject to the provisions of the Act, the Minister for Water Supply, Sewerage and Drainage shall, with the approval of the Governor, have power to construct, provide and extend Water Works, Sewerage Works and Metropolitan Main Drainage Works; and whereas the preliminary requirements of the said Act have been complied with, and plans, sections and estimates in respect of the works hereinafter mentioned have been submitted to and approved by the Governor in Council: Now, therefore, His Excellency the Governor, with the advice and consent of the Executive Council, does hereby empower the Minister for Water Supply, Sewerage and Drainage to undertake the construction of the following works under the said Act, namely:—

Metropolitan Main Drainage.
Bayswater Area.

Reconstruction of culvert across Slade Street, Bayswater. The above works, together with all other apparatus necessary for the undertaking, as shown on Plan M.W.S.S. & D.D., W.A. 8631.

This Order in Council shall take effect from the 15th day of December, 1961.

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

Metropolitan Water Supply, Sewerage and
Drainage Act, 1909-1960.

ORDER IN COUNCIL.

M.W.S. 2640/60.

WHEREAS by the Metropolitan Water Supply, Sewerage and Drainage Act, 1909-1960, it is provided that, subject to the provisions of the Act, the Minister for Water Supply, Sewerage and Drainage shall, with the approval of the Governor, have power to construct, provide and extend Water Works, Sewerage Works and Metropolitan Main Drainage Works; and whereas the preliminary requirements of the said Act have been complied with, and plans, sections, and estimates in respect of the works hereinafter mentioned have been submitted to and approved by the Governor in Council: Now, therefore, His Excellency the Governor, with the advice and consent of the Executive Council, does hereby empower the Minister for Water Supply, Sewerage and Drainage to undertake the construction of the following works under the said Act, namely:—

Metropolitan Water Supply Improvements.
City of Perth.

Proposed 30-inch Eastern Extension of
Bold Park Outlet Main.

The laying of approximately 5,800 feet of 30-inch nominal diameter steel water main and all necessary valves and apparatus, as shown on Plan M.W.S.S. & D.D., W.A. No. 8638.

This Order in Council shall take effect from the 15th day of December, 1961.

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

Metropolitan Water Supply, Sewerage and
Drainage Act, 1909-1960.

Metropolitan Main Drainage District No. 1.

Alteration of District Boundary.

ORDER IN COUNCIL.

M.W.S. 1335/57.

WHEREAS by section 7 (a) of the Metropolitan Water Supply, Sewerage and Drainage Act, 1909-1960, it is provided that the Governor may, by Order in Council, alter or extend the boundaries of the Metropolitan Water, Sewerage and Drainage Area, or any District; and whereas it is desirable that the boundaries of the Metropolitan Main Drainage District No. 1 as at present defined should be altered: Now, therefore I, the Governor, acting by and with the advice and consent of the Executive Council, do hereby alter the boundaries of the Metropolitan Main Drainage District No. 1 and declare that the said boundaries as shown on Plan M.W.S.S. & D.D., W.A. No. 7087, and as described in the schedule to the Order in Council of 2nd July, 1948, and subsequent amendments, shall be altered in the following manner by deleting that portion of the boundary described in the Schedule (A) hereunder and by substituting therefor the altered boundary as described in the Schedule (B) hereunder.

- (A) Delete the following as described in the *Government Gazette* of 16th July, 1948, page 1594, column 1, lines 25, 26 and 27, "to the south-eastern boundary of lot 382; thence south-westerly, along the said boundary, and on-wards," and in lieu thereof—
- (B) substitute the following, "to the north-western side of Guildford Road; thence south-westerly, along the said side to the south-western boundary of lot 3, Guildford Road; thence north-westerly along the said boundary to the south-eastern boundary of lot 380, Whatley Crescent; thence south-westerly along the said boundary,".

This Order in Council shall take effect from the 15th day of December, 1961.

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

Metropolitan Water Supply, Sewerage and
Drainage Act, 1909-1960.

ORDER IN COUNCIL.

M.W.S. 2582/60.

WHEREAS by the Metropolitan Water Supply, Sewerage and Drainage Act, 1909-1960, it is provided that, subject to the provisions of the Act, the Minister for Water Supply, Sewerage and Drainage shall, with the approval of the Governor, have power to construct, provide and extend Water Works, Sewerage Works and Metropolitan Main Drainage Works; and whereas the preliminary requirements of the said Act have been complied with, and plans, sections, and estimates in respect of the works hereinafter mentioned have been submitted to and approved by the Governor in Council: Now, therefore, His Excellency the Governor, with the advice and consent of the Executive Council, does hereby empower the Minister for Water Supply, Sewerage and Drainage to undertake the construction of the following works under the said Act, namely:—

Metropolitan Main Drainage.

Riverton Drainage Area.

Modillion Avenue Main Drain, Section 1.

Construction of open channel and pipe drains approximately 2,060 feet in length, between Helmes Street and the Canning River.

The above works, together with all other apparatus necessary for the undertaking as shown on Plan M.W.S.S. & D.D., W.A. No. 8635.

This Order in Council shall take effect from the 15th day of December, 1961.

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

Traffic Act, 1919-1960.

Esperance Shire Council.

ORDER IN COUNCIL.

Police T.O. 58/417.

HIS Excellency the Governor, acting by and with the advice and consent of the Executive Council, hereby makes the following order under section 49 of the Traffic Act, 1919-1960, namely, that the Esperance Shire Council is hereby empowered to make by-laws in pursuance of—

- (1) clause (a) of paragraph (i) of subsection (1) of section 47 of the said Act, prescribing the rules to be observed in respect of any vehicle being driven or used on roads, and the use of footpaths;
- (2) clause (y) of paragraph (i) of subsection (1) of section 47 of the said Act, providing for the placing, erection or installation on roads or footpaths of traffic signs, lights and directions for the control and direction of traffic, both vehicular and pedestrian, and including the driving of animals for the marking on roads or footpaths of signs for the control and direction of the traffic and for the regulation and prohibition of the traffic in relation to the signs, lights and directions;
- (3) clause (zd) of paragraph (i) of subsection (1) of section 47 of the said Act, appointing stands and parking places for different classes of vehicles and regulates the use thereof;
- (4) clauses (zl) and (zm) of paragraph (i) of subsection (1) of section 47 of the said Act, prohibiting or restricting the parking of vehicles or vehicles of a specified class or classes in all roads or in specified roads, or specified parts of roads, at all times or at specified times, and prescribing a penalty for any breach thereof.

Subject to the condition that no such by-law shall be valid and effectual unless it has prior to notification of its making being published in the *Government Gazette*, been submitted to and approved by the Governor.

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

AT a meeting of the Executive Council held in the Executive Council Chamber, at Perth, this 7th day of December, 1961, the following Orders in Council were authorised to be issued:—

Local Government Act, 1960.

Shire of Canning.

Alteration of Number of Members.

ORDER IN COUNCIL.

L.G. 1350/52.

WHEREAS it is provided in section 12 (2) (j) of the Local Government Act, 1960, that the Governor may, after effective presentation to him of a petition bearing the common seal of the municipality, determine and alter the number of offices of councillor assigned to a municipality; and whereas the Governor is further authorised by subsection (4) of the said section 12 and particularly by paragraph (d) thereof, to give such directions as he thinks necessary to give effect to an alteration in the number of the members of a council; and whereas it is further provided in subsection (1) of section 20 of the said Act, that the Governor may order, settle, adjust and finally determine such rights, liabilities, questions and matters relating to the representation of electors on the council of a municipality so affected; and whereas the council of the municipality of the Shire of Canning has submitted a petition to the Governor praying that the number of offices of councillor assigned to the Council of the Shire of Canning shall be increased to nine in lieu of the eight such offices at present assigned and to determine that the additional office of councillor be allocated to the South Ward: Now, therefore, His Excellency the Governor, acting by and with the advice and consent of the Executive Council, under the powers conferred by the said Act, doth hereby—

- (a) alter the number of offices of councillor assigned to the Council of the Shire of Canning to nine;
- (b) determine that the additional office of councillor be allocated to the South Ward of the Shire; and
- (c) determine that an election for the purpose of returning an additional councillor for the South Ward shall be held on the 26th day of May, 1962.

R. H. DOIG,
Clerk of the Council.

Local Government Act, 1960.

Shires of Kwinana and Armadale-Kelmscott.

Alteration and Adjustment of Boundaries.

ORDER IN COUNCIL.

L.G. 105/54.

HIS Excellency the Governor, acting by and with the advice and consent of the Executive Council, under the provisions of the Local Government Act, 1960, doth hereby alter and adjust the district boundaries of the Shires of Kwinana and Armadale-Kelmscott, by transferring from the district of the Shire of Armadale-Kelmscott to the district of the Shire of Kwinana the land comprised within the boundaries described in the schedule hereto.

R. H. DOIG,
Clerk of the Council.

Schedule.

All that portion of land bounded by lines starting from the southernmost south-eastern corner of Peel Estate Lot 104, a point on the present common boundary of the Shires of Armadale-Kelmscott and Kwinana and extending southerly to and along the eastern boundary of lot 691 to the north-eastern corner of lot 690; thence generally south-westerly along eastern and southern boundaries of that lot to the eastern corner of lot 688; thence generally westerly along southern boundaries of that lot to the eastern boundary of lot 687, a point on the present common boundary of the Shire of Armadale-Kelmscott and Kwinana aforesaid, and thence north-north-westerly and generally east-north-easterly along that common boundary to the starting point.

Area of land involved: 343 acres.

(Public Plan 341A/40.)

Local Government Act, 1960.

ORDER IN COUNCIL.

L.G. 578/61.

WHEREAS it is enacted, *inter alia*, by subsection (1) of section 433A of the Local Government Act, 1960, that the Governor may make and publish in the *Gazette* uniform general by-laws for all or any portion of the purposes for which by-laws may be made by a Council under Part XV of the Act and may by order declare that all or any such uniform general by-laws as are specified in the order shall apply to the whole or any portion of a district so specified; and whereas by an Order in Council so made on the 21st day of June, 1961, and published in the *Government Gazette* on the 23rd June, 1961, the Lieutenant-Governor and Administrator did thereby make the uniform general by-laws set out in the First Schedule thereto and declare that those by-laws should have the force of law on and after the 1st day of July, 1961, in each municipal district specified in the Second Schedule to the Order in Council; and whereas it is desired that the said by-laws should apply to the portion of the district set out hereunder: Now, therefore, His Excellency the Governor, acting with the advice and consent of the Executive Council, and in exercise of the power conferred by the Local Government Act, 1960, doth hereby declare that the uniform general by-laws made pursuant to the provisions of paragraph (a) of subsection (1) of section 433A of the Local Government Act, 1960, on the 21st day of June, 1961, and published in the *Government Gazette* on the 23rd day of June, 1961, shall apply to the portion of the district specified in the First Schedule hereto to the extent specified in the Second Schedule hereto.

R. H. DOIG,
Clerk of the Council.

Schedules.

First Schedule.

Name of Shire; Portion of District.

Bridgetown; the Townsite of Bridgetown.

Second Schedule.

The whole.

Local Government Act, 1960.

City of Fremantle.

Abolition and Creation of Wards, Change in Number of Members, Etc.

ORDER IN COUNCIL.

L.G. 2286/52.

WHEREAS the City of Fremantle is a municipality constituted under the Local Government Act, 1960, and whereas the City of Fremantle was constituted as such by an Order in Council which from the 1st day of November, 1961, united the then existing City of Fremantle and the then existing Town of North Fremantle as a City under the name of the City of Fremantle; and whereas at the time of the union of the two municipalities, the City of Fremantle was divided into four wards known respectively as the South, Central, North and City Wards and the Town of North Fremantle was divided into three wards known respectively as the North, East and West Wards; and whereas in accordance with the provisions of section 15 of the said Local Government Act, the whole of the members of the two Councils became one united Council on the union of the two municipalities; and whereas the Council of the City of Fremantle has now submitted a petition praying that the former wards of the former Town of North Fremantle should be abolished and that a new ward to be designated the North Fremantle Ward should be created in their stead; and whereas power is given to the Governor by paragraph (g) of subsection (1) of section 12 of the said Act to abolish wholly or in part wards existing in a district and he is given further power by paragraph (h) of the same subsection to create new wards in a district and is further empowered by paragraph (j) of the same subsection to determine and alter the number of offices of councillor assigned to a municipality and is given further power by subsection

(4) of section 12 of the said Act to give effect to an alteration in the number of the members of the Council, to give effect to an alteration in the number of wards and to make the number of offices of member of a council conform to the limits imposed by the said Act; and whereas the Governor is further empowered by paragraph (a) of subsection (1) of section 20 of the said Act to direct who, if any, of the members whose district is affected by the exercise of a power conferred by section 12 shall go out of office, and when, and is further empowered to direct the holding on a day appointed by the order being a day within a period of six months from the date of the order of an election of such members so affected and is further empowered to order, settle, adjust and finally determine rights, liabilities, questions and matters relating to the representation of electors on the council of a municipality so affected and such other matters as he thinks necessary to be ordered, settled, adjusted or determined: Now, therefore, His Excellency the Governor, acting by and with the advice and consent of the Executive Council, pursuant to the provisions of the said Act, doth hereby—

- (1) abolish the North, East and West Wards of that portion of the municipality of the City of Fremantle which was previously the municipality of the Town of North Fremantle;
- (2) create a new Ward to be designated the North Fremantle Ward and comprising the area of the former municipality of the Town of North Fremantle and of the North, East and West Wards thereof;
- (3) reduce the number of members of the City of Fremantle to 15 councillors and a mayor as from the 26th day of May, 1962;
- (4) determine that until the 26th day of May, 1962, the councillors at present representing the North, East and West Wards of that portion of the municipal district which was formerly the district of the municipality of the Town of North Fremantle shall all continue in office;
- (5) determine and direct that on the 26th day of May, 1962, the persons who were respectively the mayor and councillors of the former Town of North Fremantle shall all retire from office;
- (6) direct that on the 26th day of May, 1962, an election shall be held to return three members for the North Fremantle Ward of the City of Fremantle.

R. H. DOIG,
Clerk of the Council.

Local Government Act, 1960.

Interpretation Act, 1918.

Shires of Gingin, Wanneroo, Chittering and Dandaragan.

Alteration and Adjustment of Boundaries.

ORDER IN COUNCIL.

L.G. 145/54.

WHEREAS the Governor is empowered by paragraph (f) of subsection (2) of section 12 of the Local Government Act to alter and adjust the boundaries of adjoining districts on a petition being presented by the councils of the municipalities concerned; and whereas under the Road Districts Act, 1919, the Governor was likewise empowered by paragraph (xiii) of subsection (1) of section 8 to sever any portion of a road district therefrom and annex it to an existing road district; and whereas the Boards of the former road districts of Gingin, Wanneroo, Chittering and Dandaragan agreed to request and did request the severance and annexation of certain pieces of land as between their respective districts; and whereas because of the operation of the Local Government Act, 1960, the said severance and annexation cannot now be completed under the provisions of the Road Districts Act, 1919; and whereas by virtue of the provisions of section 16 of the Interpretation Act, 1918, it is provided that the repeal of

the Road Districts Act does not affect the operation of the repealed Act or alter the effect of the doing, severing or omission of anything prior to such repeal or expiry; and whereas it is deemed expedient to complete the alteration and adjustment of the boundaries of the adjoining districts in terms of the Local Government Act, 1960, without it being necessary for petitions to be presented in accordance with that Act: Now, therefore, His Excellency the Governor, acting by and with the advice and consent of the Executive Council, hereby alters and adjusts the boundaries of the districts of the municipalities of the Shires of Gingin, Wanneroo, Chittering and Dandaragan by transferring from each district to the other district the land set out in the schedule hereto to the intent and purpose that the boundaries shall be adjusted in accordance with those transfers.

R. H. DOIG,
Clerk of the Council.

Schedule.

- 1.—Transfer of Territory from the District of the Shire of Dandaragan to the District of the Shire of Gingin.

All that portion of land bounded by lines starting from the intersection of the low water mark of the Indian Ocean and the prolongation westerly of the northern boundary of Swan Location 1375, a point on the present common boundary of the Shires of Dandaragan and Gingin and extending generally northerly along that low water mark to a point situate in prolongation westerly of the northern boundary of location 4798; thence easterly to and along that boundary and southerly along the eastern boundary of that location to its intersection with the prolongation westerly of the northern boundary of location 1375 aforesaid, a point on the present common boundary of the Shires of Dandaragan and Gingin aforesaid, and thence westerly along that common boundary to the starting point.

Area of land involved: 840 acres.

(Public Plan 30/80.)

- 2.—Transfer of Territory from the District of the Shire of Chittering to the District of the Shire of Gingin.

(a) All that portion of land bounded by lines starting from the south-eastern corner of Swan Location 1335, a point on the present common boundary of the Shires of Chittering and Gingin and extending easterly and southerly to and along boundaries of location 2809 (Reserve 4069) to its south-eastern corner; thence southerly along the easternmost eastern boundary of location 3311 to the northernmost north-western corner of lot M1899; thence easterly and southerly along boundaries of that lot to the northern side of road number 1650; thence generally south-easterly along that side to a point situate in prolongation northerly of the western boundary of lot M2104; thence southerly to and along that boundary and the western boundary of lot M2102 to the south-western corner of the lastmentioned lot; thence westerly along southern boundaries of lots M2122 and M1939 to the prolongation southerly of the eastern boundary of location 446, a point on the present common boundary of the Shires of Chittering and Gingin aforesaid, and thence generally northerly along that common boundary to the starting point.

(b) All that portion of land bounded by lines starting from the north-western corner of Swan Location 2583, a point on the present common boundary of the Shires of Gingin and Chittering and extending southerly along the western boundary of location 2583 aforesaid to the south-eastern corner of location 3696; thence westerly along the southern boundary of that location to its south-western corner; thence westerly along a line between that corner and the south-eastern corner of location 1993 (Reserve 15997) to a point situate in prolongation northerly of the eastern boundary of location 2001, a point on the present common boundary of the Shires of Chittering and Wanneroo; thence northerly along that common boundary to the present common boundary of the Shires

of Gingin and Chittering aforesaid, and thence easterly along that common boundary to the starting point.

Area of land involved: 8,590 acres.
(Public Plan 28/80.)

3.—Transfer of Territory from the District of the Shire of Gingin to the District of the Shire of Chittering.

All that portion of land bounded by lines starting from the intersection of the eastern side of the Midland Railway and the prolongation easterly of the southern boundary of Swan Location 1938, a point on the present common boundary of the Shires of Gingin and Chittering and extending north-north-westerly along the eastern side of the Midland Railway aforesaid to a point situate in prolongation westerly of the southern boundary of Lot M1939; thence easterly to and along that boundary to a point situate in prolongation southerly of the eastern boundary of location 446, a point on the present common boundary of the Shires of Gingin and Chittering aforesaid, and thence southerly and westerly along that common boundary to the starting point.

Area of land involved: 183 acres.
(Public Plan 28/80.)

4.—Transfer of Territory from the District of the Shire of Wanneroo to the District of the Shire of Gingin.

All that portion of land bounded by lines starting from the intersection of the prolongation northerly of the eastern boundary of Swan Location 2001 and a line between the south-western corner of location 3696 and the south-eastern corner of location 1993 (Reserve 15997), a point on the present common boundary of the Shires of Wanneroo and Chittering, and extending westerly to the south-eastern corner of location 1993 (Reserve 15997) aforesaid; thence westerly along the southern boundary of that location to its south-western corner; thence westerly to the south-eastern corner of location 3120 (Reserve 911); thence northerly along the eastern boundary of that location to a point situate in prolongation westerly of the northern boundary of location 2583, a point on the present common boundary of the Shires of Gingin and Wanneroo, and extending generally easterly along that common boundary and southerly along the present common boundary of the Shires of Wanneroo and Chittering aforesaid to the starting point.

Area of land involved: 2,670 acres.
(Public Plan 28/80.)

Local Government Act, 1960-1961.

ORDER IN COUNCIL.

L.G. 1006/52.

WHEREAS it is enacted, *inter alia*, by section 433A of the Local Government Act, 1960-1961, that the Governor may make and publish in the *Gazette* uniform general by-laws for all or any of the purposes for which by-laws may be made by a Council under Part XV of the Act and may by order declare that all or any such uniform general by-laws as are specified in the order shall apply to the whole or any portion of a district so specified; and whereas by an Order in Council so made on the 21st day of June, 1961, and published in the *Government Gazette* on the 23rd June, 1961, the Lieutenant-Governor and Administrator did thereby make the uniform general by-laws set out in the First Schedule thereto and declare that those by-laws should have the force of law on and after the 1st day of July, 1961, in each municipal district specified in the Second Schedule to the Order in Council; and whereas it is desired that portion of the said uniform general by-laws should apply to the whole of every municipal district in the State: Now, therefore, His Excellency the Governor, acting in exercise of the power conferred by the said Act, and with the advice and consent of the Executive Council, doth hereby declare that that portion of those uniform general by-laws made pursuant to the provisions of the said section on the 21st day of June, 1961, and published in the *Government Gazette* on the 23rd day of June, 1961,

specified in the First Schedule hereto shall apply to the whole of every municipal district specified in the Second Schedule hereto.

First Schedule.

By-law 60—Minimum Height of Rooms in Buildings of Class I, II, II and IV Occupancy.

Second Schedule.

Every municipal district in the State.

R. H. DOIG,
Clerk of the Council.

LAND AGENTS ACT, 1921.

Application for License in the First Instance.

To the Court of Petty Sessions at Perth.

I, SYDNEY VERNON PEARSON, of 51 Thomas Street, Nedlands, Real Estate Salesman, having attained the age of 21 years, hereby apply on my behalf for a license to carry on the business of a land agent under the Land Agents Act, 1921. The principal place of business will be at 51 Thomas Street, Nedlands.

Dated the 8th day of December, 1961.

S. V. PEARSON,

Appointment of Hearing.

I hereby appoint the 12th day of January, 1962, at 10 o'clock in the forenoon, as the time for the hearing of the foregoing application at the Court of Petty Sessions at Perth.

Dated the 8th day of December, 1961.

N. N. HOUSTON,
Clerk of Petty Sessions.

Objection to the granting of the application may be served on the applicant and the Clerk of Petty Sessions at any time prior to seven days before the date appointed for the hearing.

Public Service Commissioner's Office,
Perth, 13th December, 1961.

HIS Excellency the Governor in Executive Council has approved of the following promotions:—

Ex. Co. 2399, P.S.C. 603/61—N. Cory, Clerk, Kalgoorlie, Court Offices, Crown Law Department, to be Cashier, C-II-1, Kalgoorlie Water Supply Office, Public Works Department, as from 17th November, 1961.

Ex. Co. 2346, P.S.C. 578/61—J. A. Parer, Typist, Correspondence and Records Branch, Crown Law Department, to be Typist, C-III-1/2, Correspondence and Records Branch, Public Works Department, as from 27th October, 1961.

Ex. Co. 2368, P.S.C. 609/61—R. B. Hawking, Staff Surveyor, Grade 2, to be Staff Surveyor, Grade 1, P-II-8/9, Surveys Section, Surveyor General's Division, Lands and Surveys Department, as from 24th November, 1961.

Ex. Co. 2350, P.S.C. 359/61—P. J. Henderson, Clerk, Court Offices, Geraldton, Crown Law Department, to be Welfare Inspector, G-II-1/3, Field Division, Native Welfare Department, as from 26th November, 1961.

Ex. Co. 2346, P.S.C. 469/61—A. B. Jones, Clerk, Mechanical and Plant Engineer's Branch, Public Works Department, to be Clerk, C-II-1, Companies Registration Office, Crown Law Department, as from 28th July, 1961.

Ex. Co. 2350, P.S.C. 589/61—G. Drimatis, Clerk, Accounting Division, Public Works Department, to be Clerk, C-II-1, Finance Section, Medical Department, as from 3rd November, 1961.

Ex. Co. 2346, P.S.C. 582/61—L. A. Davey, Clerk, Accounts Branch, Forests Department, to be Clerk, C-II-2, Government Printing Office, Treasury Department, as from 27th October, 1961.

Ex. Co. 2346, P.S.C. 577/61—P. E. Delury, Typist, Correspondence and Records Branch, to be Typist, C-III-1, Accounting Division, Public Works Department, as from 27th October, 1961.

Ex. Co. 2350, P.S.C. 617/61—W. H. Eastman, Divisional Forest Officer, Grade 1, to be Fire Operations Officer, P-I-1/2, Forests Department, as from 1st December, 1961.

Ex. Co. 2350, P.S.C. 499/61—G. R. Houston, Clerk, Rating Section, to be Clerk, C-II-1, Fremantle Office, Accounting Division, Metropolitan Water Supply Department, as from 25th August, 1961.

Ex. Co. 2346, P.S.C. 468/61—C. Hitchins, Clerk, to be Clerk, C-II-2/3, Land Titles Office, Crown Law Department, as from 23th July, 1961.

Ex. Co. 2346, P.S.C. 354/61—J. L. Goerke, Clerk, Relieving Staff, to be Collector, C-II-2, Accounts Branch, State Housing Commission, as from 7th April, 1961.

Ex. Co. 2346, P.S.C. 438/61—J. L. Jamieson, Clerk, to be Clerk, C-II-2/3, Land Titles Office, Crown Law Department, as from 28th July, 1961.

Ex. Co. 2346, P.S.C. 590/61—P. C. Maidment, Architect, Grade 1, to be Senior Architect, P-I-3, Architectural Division, Public Works Department, as from 3rd November, 1961.

Ex. Co. 2346, P.S.C. 590/61—V. F. U. Davies, Architect, Grade 1, to be Senior Architect, P-I-3, Architectural Division, Public Works Department, as from 3rd November, 1961.

Ex. Co. 2368, P.S.C. 567/61—R. Fredericks, Clerk, Accounts Branch, Department of Agriculture, to be Clerk, C-II-2, Applications, Inspection and Immigration Branch, Lands and Surveys Department, as from 13th October, 1961.

Ex. Co. 2368, P.S.C. 527/61—A. E. Miller, Clerk, Engineering Division, Public Works Department, to be Clerk, C-II-1, Accounts Branch, Crown Law Department, as from 8th September, 1961.

Ex. Co. 2368, P.S.C. 602/61—R. L. Cornell, Clerk, Arbitration Court, to be Clerk, C-II-3, Conciliation Commissioner, Arbitration Court, Crown Law Department, as from 10th November, 1961.

Ex. Co. 2368, P.S.C. 606/61—T. R. McGuigan, Clerk, Supreme Court, to be Clerk (Research), C-II-2, Solicitor General's Office, Crown Law Department, as from 24th November, 1961.

Ex. Co. 2368, P.S.C. 423/61—R. E. Reuben, Clerk, to be Clerk, C-II-2, Police Court, Perth, Crown Law Department, as from 23rd June, 1961.

Ex. Co. 2360, P.S.C. 660/61—H. E. J. Hewitt, Accountant, to be Administrative Officer (Accounting and Budgeting), A-I-3, Treasury Department, as from 5th January, 1962.

Ex. Co. 2361, P.S.C. 659/61—J. F. Cumming, Administrative Officer (Loans and Guarantees), to be Administrative Officer (Finance), A-I-3, Treasury Department, as from 5th January, 1962.

Ex. Co. 2399, P.S.C. 531/61—C. Higgs, Clerk, to be Sub-accountant, C-II-8, Accounts Branch, Chief Secretary's Department, as from 15th September, 1961.

Ex. Co. 2399, P.S.C. 549/61—D. A. Mountjoy, Inspector, Grade 3, to be Inspector, Grade 1, G-II-4, Inspection Section, Factories Branch, Department of Labour, as from 29th September, 1961.

Ex. Co. 2399, P.S.C. 446/61—J. E. Naylor, Accounting Machinist, to be Machinist-in-Charge, C-III-3, Accounts Branch, Chief Secretary's Department, as from 14th July, 1961.

Ex. Co. 2399, P.S.C. 406/61—W. E. Anderton, Clerk, Inspection Section, to be Assessor, Grade 2, C-II-4/5, Stamps and Probate Section, Treasury Department, as from 2nd June, 1961.

Ex. Co. 2399, P.S.C. 509/61—R. R. J. Martin, Clerk, to be Auditor and Inspector, Grade 3, C-II-3/4, Inspection Branch, Local Government Department, as from 1st September, 1961.

Ex. Co. 2399, P.S.C. 461/61—I. R. Dawes, Clerk, Accounts Branch, to be Senior Clerk, C-II-3, Clerical Section, Architectural Division, State Housing Commission, as from 21st July, 1961.

Ex. Co. 2368, P.S.C. 609/61—R. L. White, Staff Surveyor, Grade 2, to be Staff Surveyor, Grade 1, P-II-8/9, Surveys Branch, Surveyor General's Division, Lands and Surveys Department, as from 24th November, 1961.

Ex. Co. 2368, P.S.C. 609/61—K. A. Pownall, Staff Surveyor, Grade 2, to be Staff Surveyor, Grade 1, P-II-8/9, Surveys Branch, Surveyor General's Division, Lands and Surveys Department, as from 24th November, 1961.

Ex. Co. 2368, P.S.C. 609/61—B. E. Campbell, Staff Surveyor, Grade 2, to be Staff Surveyor, Grade 1, P-II-8/9, Surveys Branch, Surveyor General's Division, Lands and Surveys Department, as from 24th November, 1961.

Ex. Co. 2351, P.S.C. 252/60—E. B. B. Parker, Assistant to District Welfare Officer (Carnarvon), to be Welfare Inspector, G-II-1/3, Field Division, Native Welfare Department, as from 17th September, 1960.

Ex. Co. 2399, P.S.C. 525/61—C. G. Adams, Clerk, Department of Labour, to be Investigations Officer, C-II-4, Department of Industrial Development, as from 8th September, 1961.

Ex. Co. 2399, P.S.C. 540/61—R. D. Davies, Expenditure Officer, Accounting Division, Public Works Department, to be Chief Clerk, C-II-8, Government Printing Office, Treasury Department, as from 22nd September, 1961.

Ex. Co. 2399, P.S.C. 372/61—J. F. Warnock, Accounts Branch, Lands and Surveys Department, to be Clerk-in-Charge, C-II-5, Revenue and Bank Reconciliations Section, Treasury Department, as from 28th April, 1961.

Ex. Co. 2368, P.S.C. 454/61—W. R. Hoggarth, Clerk, Engineering Division, Public Works Department, to be Clerk, C-II-1, Electoral Department, as from 14th July, 1961.

Ex. Co. 2368, P.S.C. 601/61—R. H. Willey, Research Officer, Department of Labour, to be Research Officer, C-II-4/5, Arbitration Court, Crown Law Department, as from 10th November, 1961.

And has accepted the following resignations:—

Ex. Co. No.; Name; Department; Date.

2351; M. J. Baker; Chief Secretary's; 23rd October, 1961.

2346; J. I. Young; Mines; 7th November, 1961.

2351; D. G. T. Chamarette; Metropolitan Water Supply; 27th October, 1961.

2346; N. G. Lukey; State Housing Commission; 22nd September, 1961.

2346; P. M. Hodgins; State Housing Commission; 10th November, 1961.

2350; K. A. S. McLeod; Public Works; 10th November, 1961.

2346; G. E. Menz; State Housing Commission; 2nd November, 1961.

2351; B. M. Pridmore; Metropolitan Water Supply; 27th October, 1961.

2351; R. Hetherington; Education; 1st November, 1961.

2350; J. F. Bell; Public Works; 3rd November, 1961.

2350; W. J. Armstrong; Lands and Surveys; 3rd November, 1961.

2346; J. J. Creighton; Metropolitan Water Supply; 3rd November, 1961.

2350; J. Diephuis; Public Works; 24th November, 1961.

2350; D. S. Cooksley; State Housing Commission; 11th November, 1961.

2395; A. J. Noldart; Mines; 8th December, 1961.

2368; M. I. Murphy; Crown Law; 15th November, 1961.

2399; R. M. Hculahan; Education; 21st December, 1961.

2399; B. A. H. Hastie; Mines; 8th December, 1961.

2399; G. S. Riley; Police; 29th November, 1961.

2399; J. E. Jecks; Treasury; 6th December, 1961.

2399; B. J. Inkpen; Agriculture; 24th November, 1961.

2399; G. A. Townsend; State Government Insurance Office; 24th November, 1961.

2368; A. C. Remkes; Mines; 17th November, 1961.

2346; V. R. A. Alcorn; Metropolitan Water Supply; 6th October, 1961.

And has approved of the following retirements:—

2346; P. J. A. Robins; Government Stores, Treasury; 10th January, 1962.

2350; W. G. Hayman; Education; 23rd February, 1962.

2368; H. A. Wrist; Child Welfare; 26th January, 1962.

And has approved of the following appointments under the provisions of the Public Service Act, 1904-1956:—

Name; Position; Department; Date.

Lawrence, Philip John Thomas; Field Assistant, G-VI Kimberley Research Station, North-West Division; Agriculture; 13/3/61.

Lambert, Clive Douglas; Clerk, C-IV, Accounts Branch; Chief Secretary's; 8/6/61.

Stockden, Kaye Patricia; Typist, C-V, Technical Education Division; Education; 6/5/61.

Castaldini, Wendy May; Accounting Machinist, C-V, Accounts Branch; Forests; 5/3/61.

Lambert, Clifford Douglas; Clerk, C-IV, Accounts Branch; Government Stores; 5/5/61.

Dalton, Rodney John; Examiner, P-II-1/5, Survey Examinations Branch; Lands and Surveys; 18/9/60.

McArthur, Margaret Elizabeth; Drafting Assistant, C-XII, Mapping Branch, Surveyor General's Division; Lands and Surveys; 2/5/61.

Gilbert, David Norman Lewis; General Assistant, G-VII-1, Mapping Branch; Lands and Surveys; 6/4/61.

Elliss, Leonard Francis; Clerk, C-IV; Metropolitan Water Supply; 8/5/61.

McFarlane, Murray Alexander; Clerk, C-IV; Metropolitan Water Supply; 8/5/61.

Down, Trevor Colin; Clerk, C-IV, Correspondence Branch; Metropolitan Water Supply; 8/5/61.

Jones, Maurice Robert; Clerk, C-IV, Accounting Division; Metropolitan Water Supply; 18/4/61.

Pearce, Terrence John; Clerk, C-IV; Metropolitan Water Supply; 8/5/61.

Quayle, David Jamison; Chemist and Research Officer, Grade 2, P-II-2/7, Government Chemical Laboratories; Mines; 5/12/60.

Watkins, Gail Margaret; Assistant, G-IX, Traffic Branch; Police; 6/5/61.

Buck, Valerie Joan; Assistant, G-IX, Vehicle Records, Traffic Branch; Police; 14/5/61.

McCall, Raymond Archibald; Clerk, C-IV, Stores Section; Police; 8/5/61.

Sparreboom, Leindert Marinus; Clerk, C-IV, Accounts Branch; Public Works; 18/4/61.

Holbrook, John Clifford; Engineer, Grade 3, Engineering Division, P-II-4/7, Country Towns Sewerage; Public Works; 17/4/61.

Halleen, George Winston; Clerk, C-IV, Policy Section; State Government Insurance Office; 6/5/61.

McCudden, Laurie Reddie; Clerk, C-IV; State Government Insurance Office; 13/6/61.

Venning, John Keith; Clerk, C-IV; State Government Insurance Office; 1/6/61.

Hepworth, Barrie Keith; Clerk, C-IV; State Government Insurance Office; 9/6/61.

Salvarinas, Mary Bettie; Typist, C-V, Accounts Branch; State Housing Commission; 24/4/61.

Middleton, Marion Jean; Typist, C-V, Correspondence and Staff Branch; State Housing Commission; 1/5/61.

Sims, Rodney John; Clerk, C-IV, Records Branch; State Housing Commission; 8/5/61.

Hardwick, Helen Mary; Assistant, G-IX Accounts Branch; State Housing Commission; 27/5/61.

Hatfield, Richard Lacey; Planning Assistant, P-II-1/5, Professional Section; Town Planning; 13/4/61.

Haigh, Kenneth Bickerton; Senior Planning Officer, P-II-10/11; Town Planning; 28/12/60.

Groom, Margaret June; Drafting Assistant, G-XII- Professional Section; Town Planning; 19/3/61.

Ammon, Valerie Joy; Assistant, G-IX, Drugs and Stationery Branch; Government Stores; 27/5/61.

Jago, Jack; Analyst and Research Officer, Grade 2, P-II-2/7, Foods, Drugs & Toxicological Division, Government Chemical Laboratories; Mines; 16/5/61.

Calleja, John Francis; Clerk, C-IV, Accounts Branch; Public Works; 27/5/61.

And has approved of the creation of the following offices under section 32 of the Public Service Act, 1904-1956:—

Ex. Co. 2351—Clerk, C-IV, Fire and Marine Section, State Government Insurance Office.

Ex. Co. 2351—Land and Establishment Officer, G-II-2, Department of Industrial Development.

Ex. Co. 2350—Assistant Superintendent, P-I-1/2, Secondary Education Division, Education Department.

Ex. Co. 2350—Welfare Inspector, G-II-1/3, Field Division, Native Welfare Department.

Ex. Co. 2368—Warden (two positions), G-II-2/3, Bush Fires Board, Lands and Surveys Department.

Ex. Co. 2399—Clerk (two positions), C-IV, Consumers' Ledgers; Clerk, C-IV, Relieving Staff; Clerk (two positions), C-IV, Applications and Enquiries; Clerk, C-IV, Meter Reading; Clerk (two positions), C-IV, Stores and Transport; and Accounting Machinist (four positions), C-V, Accounting Machinists and Typists' Section, Accounting Division, Metropolitan Water Supply Department.

Ex. Co. 2399—Assistant (two positions), G-IX, Statistical Section, State Government Insurance Office.

Ex. Co. 2399—Laboratory Assistant, G-X, Public Health Laboratories, Public Health Department.

Ex. Co. 2346—Drafting Assistant, G-XI, Mechanical Services Section, Engineering Drawing Office, Public Works Department.

Ex. Co. 2399—Publicity Officer, P-II-8/9, Department of Agriculture.

Also of the abolition of the following offices:—

Ex. Co. 2350—Medical Officer, Grade 1, P-I-7, Item 4269/60, Tuberculosis Branch, Public Health Department.

Ex. Co. 2351—Superintendent (Administration), Item 1844/60, Forests Department.

Ex. Co. 2399—Quantity Surveyor, P-II-6, Item 1817/60, Quantities Section, Architectural Branch, State Housing Commission.

Ex. Co. 2399.

HIS Excellency the Governor in Executive Council has approved of the transfer of F. Ashcroft, Quantity Surveyor, P-II-6, Item 1817/60, Quantities Section, Architectural Branch, State Housing Commission, to the list of officers attached pending allocation to an appropriate item, as from 27th November, 1961.

AMENDMENT TO CLASSIFICATION.

IN accordance with section 69 of the Public Service Act, 1904-1956, notification is given that the classification of Item 3261/61, vacant, Clerk, Accounts Branch, Department of Agriculture, has been amended from C-II-2 to C-II-1, with effect from the 15th December, 1961.

R. J. BOND,
Public Service Commissioner.

VACANCIES IN THE PUBLIC SERVICE

Department	Position	Class	Salary	Date Returnable
Public Works	Clerk, Clerical Section, Plant Depot, East Perth, Mechanical and Plant Engineer's Branch (Item 819/60)	C-II-1	Margin £407-£443	15th December
Treasury	Clerk, Inspection Section (Item 75/60)	C-II-3	Margin £569-£623	do.
Lands and Surveys (two positions)	Warden, Bush Fires Board (new Items) (a)	G-II-2/3	Margin £479-£623	do.
Crown Law	Chief Crown Prosecutor, Solicitor General's Office (Item 1976/60) (h)	P-S-£3,138	Gross £3,318	do.
Lands and Surveys	Staff Surveyor, Grade 2, Surveys Branch, Surveyor General's Division (Item 2996/61) (a) (e)	P-II-4/7	Margin £677-£1109	do.
Mines	Analyst and Research Officer, Grade 2 Foods, Drugs and Toxicological Division, Government Chemical Laboratories (Items 4064 and 4066/61) (a) (i)	P-II-2/7	Margin £515-£1109	do.
Public Works	Clerk, Southern Sections and Other Districts, Goldfields Water Supply and Comprehensive Water Supply Branch, Engineering Division (New Item) (a) (j)	C-IV	Margin £155 (21 years)-£371	do.
Local Government	Secretary (Item 4663/61)	A-I-5	Margin £2075-£2145	22nd December
Agriculture	Field Technician, Grade 3, North-West Division (Item 3629/61) (a) (k)	G-II-1/2	Margin £407-£515 (l)	do.
Do.	Field Assistant (a) (m)	G-VI	50%-15 years to Margin £371 (1)	do.
State Government Insurance Office	Clerk (Relieving), Clerical Section (Item 2692/61)	C-II-2	Margin £479-£515	do.
Public Works	Typist (Under Secretary) (Item 474/61)	C-III-1	Margin £329-£356	do.
Do.	Clerk, Records Section (Item 494/61)	C-II-1	Margin £407-£443	do.
Crown Law	Clerk, Clerical Branch, Supreme Court (Item 2075/61)	C-II-1	Margin £407-£443	do.
Do.	Clerk, Arbitration Court (Item 2111/61)	C-II-2	Margin £479-£515	do.
Do.	Clerk of Police Court, Police Court, Perth (Item 2134/61)	C-II-9	Margin £1271-£1325	do.
Do.	Clerk, Police Court, Perth (Item 2138/61)	C-II-1	Margin £407-£443	do.
Labour	Research Officer (Item 2647/61)	C-II-4/5	Margin £677-£839	do.
Do.	Clerk (Item 2648/61)	C-II-2/3	Margin £479-£623	do.
Industrial Development	Land and Establishment Officer (new Item)	G-II-2	Margin £479-£515	29th December
Mental Health Services	Clerk, Stores Branch (Item 4554/61)	C-II-1	Margin £407-£443	do.
Metropolitan Water Supply	Accounting Machinist, Accounting Machinists and Typists' Section (Item 1364/61)	C-III-1	Margin £329-£356	do.
Agriculture	Typist, Correspondence and Staff Section (Item 3212/61)	C-III-1	Margin £329-£356	do.
do.	Clerk, Accounts Branch (Item 3261/61) (c)	C-II-1	Margin £407-£443	do.
do.	Clerk, Accounts Branch (Item 3262/61)	C-II-2	Margin £479-£515	do.
Native Welfare	Typist, Records, Correspondence and Staff Section (Item 3726/61)	C-III-1	Margin £329-£356	do.
Forests	Clerk, Accounts Branch (Item 1966/61)	C-II-1	Margin £407-£443	do.
Public Works	Principal Assistant, Mechanical and Plant Engineer's Branch, Engineering Division (Item 735/61)	P-I-5	Margin £2075-£2145	do.
do.	Clerk, Mechanical and Plant Engineer's Branch, Engineering Division (Item 808/61)	C-II-1	Margin £407-£443	do.
do.	Typist, Clerical Section, Architectural Division (Item 1043/61)	C-III-1	Margin £329-£356	do.
do.	Harbour Master (Wyndham) and Relieving Harbour Master, Harbour and Light Department (Item 1203/61)	P-I-2	Margin £1715-£1773	do.

(a) Applications also called outside the Service under section 24.

(c) Classification amended *Government Gazette*, 15/12/61.

(e) Registration in W.A. as a Licensed Surveyor.

(h) Classification amended, *Government Gazette*, 1/12/61.

(i) University degree in Science with Chemistry as a major, or an approved equivalent. Experience in general analytical chemistry desirable but not essential.

(j) Leaving Certificate including passes in English and either Maths A or B or Economics.

(k) Diploma of recognised agricultural college or approved equivalent. Considerable experience essential.

(l) Plus district allowance £221 p.a. married. £110½ p.a. single man.

(m) Junior Certificate including English and Maths A essential with science subjects desirable. Preference for Leaving Certificate or Diploma of recognised agricultural college.

Applications are called under section 34 of the Public Service Act, 1904-1956, and are to be addressed to the Public Service Commissioner and should be made on the prescribed form, obtainable from the offices of the various Permanent Heads of Departments.

15th December, 1961.

R. J. BOND,
Public Service Commissioner.

Crown Law Department,
Perth, 13th December, 1961.

HIS Excellency the Governor in Executive Council, has appointed under section 25 of the Licensing Act, 1911-1959, Friday, 9th day of February, 1962, as the day for a Special Sitting of the Swan Licensing Court to be held at Perth.

THE Hon. Attorney General, pursuant to section 13 (3) of the Local Courts Act, 1904-1958, has appointed Grant Allan Johnson as substitute to discharge the duties of Clerk of the Local Court at Busselton as from 18th December, 1961, during the absence on leave of C. F. R. Bullock.

THE Hon. Attorney General, pursuant to section 13 (2) of the Local Courts Act, 1904-1958, has appointed Constable Peter Brian Sullivan to act as the Clerk of the Local Court at Kojonup *vice* Constable R. M. Lawrence, transferred, as from 2nd December, 1961, and pending a permanent appointment.

THE Hon. Attorney General has appointed Constable Peter Brian Sullivan as Bailiff of the Kojonup Local Court *vice* Constable R. M. Lawrence, transferred, as from 2nd December, 1961.

THE Hon. Attorney General has appointed the following persons as Commissioners for Declarations under the Declarations and Attestations Act, 1913-1953:—

Carl Fredric Caubo, Cannington.
Selwyn Colville McNicholl Davies, Welbungin.
Ian Woodroffe Goyder, Northam.
Douglas Lance Milne, Bedford Park.
Jeanne Mary Milner, South Perth.
Darrell Stokes Wilson, North Perth.
John Haig Lawrie, Scarborough.

R. C. GREEN,
Under Secretary for Law.

INQUIRY AGENTS LICENSING ACT, 1954.

Application for License in the First Instance.

To the Court of Petty Sessions at Perth:

I, JOHN KEITH EYRES, of 284 Hay Street, Subiaco, Private Investigator, having attained the age of 21 years, hereby apply on my own behalf for a license under the abovementioned Act. The principal place of business will be at 63 St. George's Terrace, Perth.

Dated the 29th day of November, 1961.

J. K. EYRES.

Appointment of Hearing.

I hereby appoint the 16th day of January, 1962, at 10 o'clock in the forenoon, as the time for the hearing of the foregoing application at the Court of Petty Sessions at Perth.

Dated the 11th day of December, 1961.

N. N. HOUSTON,
Clerk of Petty Sessions.

Objection to the granting of the application may be served on the applicant and the Clerk of Petty Sessions at any time prior to seven days before the date appointed for the hearing.

PUBLIC SERVICE APPEAL BOARD ACT, 1920-1950.

Notice of Election.

Regulation 3.

NOTICE is hereby given that an election to fill the undermentioned vacancies in the membership of the Public Service Appeal Board as constituted under section 3 of the Public Service Appeal Board Act, 1920-1950, will take place at the office of the Chief Electoral Officer, Perth, on the 2nd February, 1962, closing at 5 o'clock in the afternoon on such date.

The vacancies in the membership of the Board to be filled are specified hereunder:—

- (1) One representative and one deputy representative of the Clerical Division of the Public Service.
- (2) One deputy representative of the Administrative Division of the Public Service.
- (3) One deputy representative of the Professional Division of the Public Service.

Nominations of candidates shall be made in accordance with the Public Service Appeal Board Act Regulations, and must be received by the Chief Electoral Officer at his office, 2nd Floor, R. & I. Bank Building, 54-58 Barrack Street, Perth, not later than 12 noon on Monday, the 15th day of January, 1962.

Dated this 11th day of December, 1961.

G. F. MATHEA,
Chief Electoral Officer,
Returning Officer.

Electoral Department,
Perth, 7th December, 1961.

HIS Excellency the Governor in Council has, under the provisions of section 6 of the Electoral Act, 1907-1959 and section 34 of the Interpretation Act, 1918-1938, cancelled the existing appointments of Registrars for all Electoral Districts and has appointed the persons named in the schedule hereunder as Registrars for the Electoral Districts set out opposite their names.

Schedule.

Names; Districts.

Blake, Ernest James; Kimberley.
Bullock, Charles Francis R.; Vasse.
Child, Richard Adair; Warren.
Cockran, Jack Raymond; Claremont, Cottesloe, Nedlands, Subiaco, Wembley.
Day, Alfred Leslie; Murchison (Sub-district Mount Magnet).
Emms, Cecil Edward; Boulder-Eyre.
Fellowes, William; Mount Marshall, Northam.
Godfrey, Jack Herbert; Narrogin.
Hardiman, Hugh Patrick; Albany.
Hollett, Ian; Kalgoorlie, Murchison (Sub-district Hannans).
Jenkins, Leslie Gordon A.; Moore.
Kyd, Stewart Raymond; Mount Hawthorn, Mount Lawley, Perth, Swan, Darling Range.
MacFarlane, Laurence Sinclair; Katanning, Stirling.
Maiklem, Roy Leslie; Pilbara.
Mulligan, Thomas Edward; Merredin-Yilgarn.
McAdam, James Berchmans; Murray.
Owens, Albert Lawrence; Collie.
Punch, James Anthony; Beeloo, Belmont, Canning, South Perth, Victoria Park.
Roberts, Charles Frederick; Avon.
Rutherford, Alan Burt; Geraldton, Greenough.
Ryan, John Gerard; Balcatta, Bayswater, Karrinyup, Maylands, Toodyay.
Sheedy, Kevin William; Roe.
Sholl, Reginald James; Bunbury, Wellington.
Smith, Raymond Louis; Cockburn, East Melville, Fremantle, Melville, Dale.
Trigwell, Reveley Elliott; Blackwood.
Whitworth, Archer Race; Gascoyne.

HIS Excellency the Governor in Council has, under the provisions of section 6 of the Electoral Act, 1907-1959, and section 34 of the Interpretation Act, 1918-1938, cancelled the existing appointments of all Returning Officers for Electoral Districts and has appointed the persons named in the first column of the schedule hereunder as Returning Officers for the Electoral Districts set out opposite their names in the second column.

Schedule.

Names; Districts.

Smith, Bernard Michael; Balcatta.
Kyd, Stewart Raymond; Bayswater.
Rogers, Terrence James; Beeloo.

Foreman, Eric George; Belmont.
 Denny, Donald Guy; Canning.
 Swan, Arthur Alexander; Claremont.
 Rees, Daniel; Cockburn.
 Ryan, John Gerard; Cottesloe.
 McIntyre, John Ferguson; East Melville.
 Hickey, Gregory Maurice; Fremantle.
 Alderson, Robert Courtney; Karrinyup.
 Graham, Keith; Maylands.
 Thompson, Francis James; Melville.
 Morris, Joseph Francis; Mount Hawthorn.
 Swartz, Joseph; Mount Lawley.
 Humann, Lionel Stanley; Nedlands.
 Oswald, Alexander Thomson; Perth.
 Payne, Peter Edward; South Perth.
 Forsyth, Donald Laurence; Subiaco.
 Hann, David Henry; Swan.
 Scullin, Felix Joseph; Victoria Park.
 Davis, Robert Murray; Wembley.
 Whitworth, Archer Race; Gascoyne.
 Blake, Ernest James; Kimberley.
 Maiklem, Roy Leslie; Pilbara.
 Hardiman, Hugh Patrick; Albany.
 Roberts, Charles Frederick; Avon.
 Trigwell, Reveley Elliott; Blackwood.
 Emms, Cecil Edward; Boulder-Eyre.
 Sholl, Reginald James; Bunbury.
 Owens, Albert Lawrence; Collie.
 Cockran, Jack Raymond; Dale.
 McAdam, James Berchmans; Darling Range.
 Rutherford, Alan Burt; Geraldton.
 Cunnane, Glyn Thomas; Greenough.
 Hollett, Ian; Kalgoorlie.
 MacFarlane, Laurence Sinclair; Katanning.
 Mulligan, Thomas Edward; Merredin-Yilgarn.
 Jenkins, Leslie George A.; Moore.
 Jaques, Alan Lloyd; Mount Marshall.
 Mason, Charles Samuel; Murchison.
 Hoggarth, William Roy; Murray.
 Godfrey, Jack Herbert; Narrogin.
 Fellowes, William; Northam.
 Sheedy, Kevin William; Roe.
 Holmes, Charles Edward; Stirling.
 Smith, Raymond Louis; Toodyay.
 Bullock, Charles Francis R.; Vasse.
 Child, Richard Adair; Warren.
 Manea, Denis; Wellington.

G. F. MATHEA,
 Chief Electoral Officer.

ELECTORAL ACT, 1907-1959.

Notice under Section 100.

I, ARTHUR FREDERICK WATTS, Attorney General and the responsible Minister of the Crown charged for the time being with the Administration of the Electoral Act, 1907-1959, acting under section 100 of the said Act, do hereby subdivide the Electoral District of Murchison into two sub-districts and establish the sub-districts of Hannans and Mount Magnet and fix the boundaries of such sub-districts as described in Schedules A and B set out hereunder, and do hereby give to you, the Chief Electoral Officer, the directions set out in Schedule C hereto rendered necessary for the change of electors from the roll for the said Murchison District to the rolls for the said sub-districts of Hannans and Mount Magnet.

A. F. WATTS,
 Attorney General.
 and the responsible Minister as aforesaid.

Schedule A.

Murchison Electoral District.

Hannans Sub-district.

All that portion of the Murchison State Legislative Assembly District situate east of boundaries starting from a point on the northernmost boundary of the said district at its intersection with the 121st meridian east of Greenwich and extending south to the 27th parallel of latitude; thence

west along the said parallel to a point situate north of Cairn H26 on Koorarawalyee Granite Rock; thence south to a south boundary of the aforesaid Murchison District.

Schedule B.

Murchison Electoral District.

Mount Magnet Sub-district.

All that portion of the Murchison State Legislative Assembly district situate westerly and northerly of the boundaries described in the Schedule A hereto.

Schedule C.

1. The names of electors enrolled for the Electoral District of Murchison shall, as soon as practicable after this publication, be transferred to the sub-districts of Hannans and Mount Magnet respectively as described by the Schedules A and B hereto.

2. Electoral claim cards shall, wherever necessary, be amended by endorsing thereon the names of the appropriate sub-district, as the case may require, for which the electors are enrolled pursuant to these directions.

FIRE BRIGADES ACT, 1942-1959.

IN accordance with the provisions of the Fire Brigades Act, 1942-1959, and regulations thereunder, I hereby declare the following candidates duly elected members of the Western Australian Fire Brigades Board for a period of three years as from 1st day of January, 1962:—

To represent the insurance companies carrying on business within the State—

Curtis, Alfred William.

To represent the local authorities designated in Part IV of the Second Schedule to the Act—

Prunster, Sylvester Joseph.

G. F. MATHEA,
 Chief Electoral Officer.

11th December, 1961.

STREET COLLECTIONS (REGULATION) ACT, 1940.

Chief Secretary's Office,
 Perth, 4th December, 1961.

NOTICE is hereby given that any person (including any association, society or committee and any combination thereof) desiring to make a street collection in the metropolitan area during the period between the 1st of January, 1962, and the 30th June, 1962, should make application to the Chief Secretary for the issue of the necessary permit in the application form prescribed by the Street Collections Regulations, 1941.

Applications are restricted to the following dates:—

January 19th.
 February 2nd and 16th.
 March 2nd, 9th, 16th and 30th.
 April 6th, 13th and 27th.
 May 4th, 11th and 25th.
 June 8th, 15th and 22nd.

J. DEVEREUX,
 Under Secretary,
 Chief Secretary's Department.

Child Welfare Department,
 Perth, 30th November, 1961.

C.W.D. 86, Ex. Co. No. 2291.

HIS Excellency the Governor in Council was pleased to appoint Arthur Laurence Young as Acting Director of the Child Welfare Department from the 11th December, 1961, to 24th December, 1961, during the absence of James Arthur McCall on annual leave.

(Sgd.) L. A. LOGAN,
 Minister for Child Welfare.

GOVERNMENT LAND SALES.

THE undermentioned allotments of land will be offered for sale by public auction on the dates and at the places specified hereunder, under the provisions of the Land Act, 1933-1960, and its regulations.

BROOKTON—(a) 324, 39.9p., £80.

16th January, 1962, at 3.30 p.m., at Beverley Government Land Agent's Office.

BROOME—354, 2r. 16p., £60; (b), 425, 5a., £40.

26th January, 1962, at 3 p.m. at Broome Court House.

BOULDER—(c), 3065, 1r. 5p. C.U.V., £25.

21st December, 1961, at 2 p.m. at Kalgoorlie Government Land Agent's Office.

GREENMOUNT—(a) 479, 2r. 24p., £90; 480, 3r. 2.4p., £70.

19th January, 1962, at 3.30 p.m. at Lands Department, Perth.

KOORDA—(a), 172, 1r., £50.

11th January, 1962, at 3.30 p.m. at Koorda R. and I. Bank.

LAKE GRACE—(a), 49, 1r. 2p., £80; 153, 156, 1r. 4.1p., each £70 each.

18th January, 1962, at 3.30 p.m. at Lake Grace R. and I. Bank.

MERREDIN—(a), 1098, 1r. 9.1p., £145.

17th January, 1962, at 10 a.m., at Merredin Court House.

PINWERNYING—(b), Sub. 53, 12a. 1r. 16p., £80.

1st February, 1962, at 3.30 p.m. at Katanning R. and I. Bank.

WUBIN—(a), 14, 1r., £50.

12th January, 1962, at 4 p.m. at Wubin R. and I. Bank Agency.

(a) Building conditions.

(b) Suburban conditions.

(c) 99 year lease conditions.

All improvements on the land offered for sale are the property of the Crown, and shall be paid for as the Minister may direct, whose valuation shall be final and binding on the purchaser.

Land is sold to a depth of 200 feet below the natural surface, except in mining districts where it is granted to a depth of 40 feet or 20 feet only.

Plans and further particulars of this sale may be obtained from the Lands Department, Perth, and at the offices of the various Government Land Agents.

F. C. SMITH,

Under Secretary for Lands.

FORFEITURES.

THE undermentioned leases have been cancelled under the Land Act, 1933-1960, for the reasons stated.

F. C. SMITH,

Under Secretary for Lands.

Name; Lease; District; Reason; Corres.; Plan.

Clements, W. J.; 5514/153; Narrogin Lot 410; abandoned; 100/25; Town site.

Kuhne, E.; 347/13247; Avon Location 25278; non-payment of rent; 3317/59; 24/80, CD3.

Westralian Farmers Co-operative Ltd.; 345A/580; Rocky Gully Lot 52; non-compliance with conditions; 90/52; Townsite.

RESERVE.

Department of Lands and Surveys,

Perth, 15th December, 1961.

HIS Excellency the Governor in Executive Council has been pleased to set apart as a public reserve the land described in the schedule below for the purpose therein set forth.

Corres. No. 6495/51.

FORRESTDALE.—No. 26136 (Recreation—Tennis Courts), lot No. 343 (1r. 36.5p.). (Plan Forrestdale Townsite.)

F. C. SMITH,

Under Secretary for Lands.

AMENDMENT OF RESERVES.

Department of Lands and Surveys,

Perth, 15th December, 1961.

HIS Excellency the Governor in Executive Council has been pleased to approve, under section 37 of the Land Act, 1933-1960, as follows:—

Corres. 11937/06.—Of the amendment of the boundaries of Reserve No. 11169 (Highbury Lots 38, 59, 64, 70 and 96), "Excepted from Sale," to exclude Highbury Lot 96; and of its area being reduced to 6 acres 0 roods 10.5 perches accordingly. (Plan Highbury Townsite.)

Corres. No. 4196/25.—Of the amendment of the boundaries of Reserve No. 19128, "Timber (Mallet)," to exclude the portion now designated Avon Location 28130; and of its area being reduced to about 2,020 acres accordingly. (Plan Youraling Sheet 4, F4.)

Corres. 2463/25.—Of the amendment of the boundaries of Reserve No. 19636 (Ninghan Location 2403), "Water," to exclude the portion of the two-chain road shown coloured dark brown on Lands and Surveys Diagram No. 68110; and of its area being reduced to 468 acres 5 perches accordingly. (Plan 65/80, D2.)

Corres. 2965/54.—Of the amendment of the boundaries of Reserve No. 24022 (Lancelin Lot 102), "Recreation," to include Lancelin Lot 190; and of its area being increased to about 2 roods 29 perches accordingly. (Plan Lancelin Townsite.)

F. C. SMITH,

Under Secretary for Lands.

CANCELLATIONS OF RESERVES.

Department of Lands and Surveys,

Perth, 15th December, 1961.

HIS Excellency the Governor in Executive Council has been pleased to approve, under section 37 of the Land Act, 1933-1960, as follows:—

Corres. 4014/04.—Of the cancellation of Reserve No. 9353 (Highbury Lot 118), "Recreation and Show Ground." (Plan Highbury Townsite.)

Corres. 8821/08.—Of the cancellation of Reserve No. 11556 (Pingelly Lot 457), "Pound Site." (Plan Pingelly Townsite.)

Corres. 4722/11.—Of the cancellation of Reserve No. 15225 (Highbury Lot 119), "Cemetery." (Plan Highbury Townsite.)

Corres. 310/59.—Of the cancellation of Reserve No. 25279 (Esperance Location 1572), "Townsite." (Plan 422/80.)

Corres. 936/59.—Of the cancellation of Reserve No. 25407 (Plantagenet Location 6704), "Public Utility." (Plan 446/80, C2 and 3.)

F. C. SMITH,

Under Secretary for Lands.

NEW TOWNSITE—COOMALBIDGUP.

Department of Lands and Surveys,

Perth, 15th December, 1961.

Corres. No. 310/59.

IT is hereby notified for general information that HIS Excellency the Governor in Executive Council has been pleased to approve, under section 10 of the Land Act, 1933-1960, of the area comprised in Esperance Location 1572 being classified as "Town and Suburban Lands," and of such lands being hereafter known and distinguished as "Coomalbidgup Townsite." (Plan 422/80.)

F. C. SMITH,

Under Secretary for Lands.

HIGHBURY TOWNSITE.

Amendment of Boundaries.

Department of Lands and Surveys,

Perth, 15th December, 1961.

Corres. 13914/03.

HIS Excellency the Governor in Executive Council has been pleased to approve, under section 10 of the Land Act, 1933-1960, of the boundaries of

Highbury Townsite being amended to exclude that portion situated east of a line 27 chains distant and parallel to the eastern boundary of the said townsite. (Plans Highbury Townsite and 385C/40.)

F. C. SMITH,
Under Secretary for Lands.

TOWN AND SUBURBAN LANDS.

Department of Lands and Surveys,
Perth, 15th December, 1961.

HIS Excellency the Governor in Executive Council has been pleased to approve, under section 10 of the Land Act, 1933-1960, of the areas described in the schedule hereto being set apart as "Town and Suburban Lands."

Schedule.

Corres. No. 723/47.—All that portion of land containing about 100 acres, bounded by lines starting from a point on the surveyed line of the North-West Coastal Highway situate 49 chains northerly from the 56-mile post on that surveyed line as shown on Department of Lands and Surveys Original Plan 2321, and extending east 21 chains 12 links; thence south 31 chains 62 and three-tenths links; thence west 31 chains 62 and three-tenths links; thence north 31 chains 62 and three-tenths links; thence east to the starting point. (Public Plan 57/300.)

Corres. No. 2548/61.—All that portion of land containing about 100 acres, bounded by lines starting from a point on the surveyed line of the telegraph line situate 38 chains north-westerly from the 32-mile post on that surveyed line as shown on Department of Lands and Surveys Original Plan T.G. 147, and extending east 23 chains 11 links; thence south 31 chains 62 and three-tenths links; thence west 31 chains 62 and three-tenths links; thence north 31 chains 62 and three-tenths links; thence east to the starting point. (Public Plan 57/300.)

F. C. SMITH,
Under Secretary for Lands.

LOTS OPEN FOR SALE.

Department of Lands and Surveys,
Perth, 15th December, 1961.

IT is hereby notified for general information that the undermentioned lots are now open for sale under the conditions specified, by public auction, as provided by the Land Act, 1933-1960, at the following upset prices:—

Applications to be lodged at Perth.

Corres. No. 310/59.

COOMALBIDGUP.—Lots 4, 5 and 7, Town, £25 each.

Subject to the following special conditions:—

The purchaser of the lot shall erect thereon a residence to comply with local authority by-laws within two years from the date of sale. Failure to comply with this condition will render the license forfeitable. A transfer of the license will not be approved and a Crown Grant of the lot will not be issued until the purchaser has complied with the building condition or has produced evidence that foundations for a building approved by the local authority have been erected, and also that evidence has been produced to the local authority that it is intended to complete the building without delay.

Lots 14 and 16, Town, £40 each.

Subject to the following special conditions:—

The purchaser of the lot shall erect thereon business premises to comply with local authority by-laws within two years from the date of sale. Failure to comply with this condition will render the license forfeitable. A transfer of the license will not be approved and a Crown Grant of the lot will not be issued until the purchaser has complied with the building condition or has produced evidence that foundations for a building approved by the local authority have been erected, and also that

evidence has been produced to the local authority that it is intended to complete the building without delay.

The purchaser shall also be permitted to erect on the lot a residence in conjunction with the business premises.

Corres. No. 8821/08.

PINGELLY.—Lot 457, Town, £70.

Subject to the following special conditions:—

The purchaser of the lot shall erect thereon a residence or business premises to comply with local authority by-laws within two years from the date of sale. Failure to comply with this condition will render the license forfeitable. A transfer of the license will not be approved and a Crown Grant of the lot will not be issued until the purchaser has complied with the building condition or has produced evidence that foundations for a building approved by the local authority have been erected, and also that evidence has been produced to the local authority that it is intended to complete the building without delay.

Plans showing the arrangement of the lots referred to are now obtainable at this office and the offices of the various Government Land Agents.

F. C. SMITH,
Under Secretary for Lands.

APPLICATIONS FOR LEASING.

Coomalbidgup Lots 23, 24 and 25.

Department of Lands and Surveys,
Perth, 15th December, 1961.

Corres. No. 310/59.

APPLICATIONS are invited under section 117 of the Land Act, 1933-1960, for the leasing of Coomalbidgup Lots 23, 24 and 25 for the purpose of light industry, or fuel oil, machinery or transport depots, for terms of ten (10) years, at rentals of £10 per annum for each lot, subject to the following conditions:—

- The lot shall be utilised to the satisfaction of the Minister for Lands within two (2) years of the date of the lease.
- Compensation will not be payable at the expiration or earlier determination of the lease for any improvements effected on the demised land.

Applications, accompanied by a deposit of £6, must be lodged at the Lands Department, Perth, on or before Wednesday, 10th January, 1962.

In the event of more than one application being received for a lease of any one lot, the successful applicant will be determined by the Land Board.

(Plan Coomalbidgup Townsite.)

F. C. SMITH,
Under Secretary for Lands.

DEDICATION OF LAND.

Department of Lands and Surveys,
Perth, 15th December, 1961.

Corres. No. 2916/61.

HIS Excellency the Governor in Executive Council has been pleased to dedicate, under the provisions of the State Housing Act, 1946-1956, Nyabing Lots 92 and 93 to the purposes of the said Act. (Plan Nyabing Townsite.)

F. C. SMITH,
Under Secretary for Lands.

CANCELLATION OF DEDICATION.

Department of Lands and Surveys,
Perth, 15th December, 1961.

Corres. No. 1336/58.

HIS Excellency the Governor in Executive Council has been pleased to cancel, under the provisions of the State Housing Act, 1946-1956, the dedication of Wellington Location 4771 to the purposes of the said Act. (Plan Bunbury Sheet 3.)

F. C. SMITH,
Under Secretary for Lands.

REAPPRAISEMENT OF TOWN AND SUBURBAN LOTS

Corr. No. 3999/29

IT is hereby notified for general information, that under the provisions of the Land Act, 1933-1960, and the Regulations thereunder governing the leasing of Town and Suburban Lands, the Honourable the Minister for Lands has approved of the Reappraisement of the undermentioned lots as from 1st January, 1962.

Town	Lot	Lease	Capital Unimproved Value		Lessee
			Previous	Reappraisement	
Boulder	5	6401/153	£ s. d. 35 0 0	£ s. d. 35 0 0	Hibberd, W.
"	84	3117/1759	60 0 0	60 0 0	Yard, L. H.
"	96	6747/153	50 0 0	50 0 0	Taylor, E. M.
"	97	3623/153	50 0 0	50 0 0	Boyd, J. J.
"	98	3117/541	50 0 0	50 0 0	Lee, G. S.
"	105	6734/153	30 0 0	30 0 0	Genovesi, P.
"	160	3117/636	30 0 0	30 0 0	Genovesi, L.
"	189	6057/153	50 0 0	60 0 0	Marwick, J.
"	273	5770/153	45 0 0	45 0 0	McAlister, A. T. B.
"	307	5458/153	45 0 0	45 0 0	Purdue, R.
"	338	3117/2338	12 10 0	12 10 0	Moir, S. H.
"	362	3117/2617	12 10 0	15 0 0	Boninchi, R. (Admin. Estate G. Stain, deceased)
"	366	3117/1104	12 10 0	12 10 0	Furia, L.
"	368	3117/859	12 10 0	12 10 0	Terrell, J.
"	376	4705/153	12 10 0	12 10 0	Seinor, L. S. and G. H.
"	377	3117/529	12 10 0	12 10 0	Tenni, B. G.
"	378	4726/153	12 10 0	15 0 0	White, J. M. and W. J.
"	381	6171/153	12 10 0	12 10 0	Pedrotti, N.
"	382	6476/153	12 10 0	12 10 0	Nestler, G. A.
"	386	3117/2351	15 0 0	15 0 0	Kilgallon, A. J.
"	391	5858/153	12 10 0	12 10 0	Waldock, W. G.
"	405	3117/823	25 0 0	25 0 0	Condon, O. M.; Godley, R. F., G. F. and W. J.
"	408	4561/153	15 0 0	15 0 0	Seghezzi, A.
"	411	6812/153	15 0 0	15 0 0	Seghezzi, A.
"	412	6777/153	15 0 0	15 0 0	Mann, B. T.
"	413	6394/153	15 0 0	15 0 0	Kozlowski, J. and M.
"	414	5006/153	15 0 0	15 0 0	Percey, J. E.
"	415	6825/153	15 0 0	15 0 0	Grubb, T. R.
"	416	4721/153	15 0 0	15 0 0	Litchfield, V. J.
"	417	5490/153	25 0 0	30 0 0	Dods, L. P.
"	418	4713/153	15 0 0	15 0 0	Stevenson, W. L. and H. L.
"	419	6921/153	15 0 0	15 0 0	Maher, M.
"	420	4761/153	15 0 0	15 0 0	Lawrance, O.
"	421	6896/153	12 10 0	15 0 0	Wood, W.
"	423	6563/153	15 0 0	20 0 0	Hunter, A.
"	427	3117/2691	15 0 0	15 0 0	Toy, J. L.
"	428	3117/2112	15 0 0	15 0 0	Toy, J. L.
"	429	3117/2113	15 0 0	15 0 0	Maynard, K. S.
"	431	3117/2075	15 0 0	15 0 0	Brown, C. H.
"	432	3117/2191	15 0 0	15 0 0	Metherell, A. R. and M. L.
"	433	3117/2195	15 0 0	15 0 0	McMahon, E. M.
"	434	3117/1180	15 0 0	15 0 0	Gregory, R. A.
"	436	5021/153	15 0 0	15 0 0	Beer, A. R.
"	437	4501/153	15 0 0	15 0 0	Beer, A. R.
"	438	3117/1314	15 0 0	15 0 0	Ace, L. C.
"	440	4528/153	35 0 0	35 0 0	Jenkins, T. H.
"	445	5035/153	40 0 0	50 0 0	Cain, E. A.
"	446	4818/153	20 0 0	20 0 0	Cain, E. A.
"	447	4917/153	20 0 0	20 0 0	Byrnes, J. P.
"	448	4843/153	20 0 0	20 0 0	Zapelli, A.
"	449	5874/153	20 0 0	20 0 0	McGillivray, M. A.
"	451	6129/153	20 0 0	20 0 0	Young, J. T.
"	454	4504/153	20 0 0	20 0 0	Walker, M. F.
"	455	4871/153	20 0 0	20 0 0	Bowman, R.
"	457	6601/153	20 0 0	20 0 0	Everett, K. F.
"	461	6769/153	60 0 0	60 0 0	Beaton, K. M. and B. C.
"	463	6447/153	30 0 0	30 0 0	Rosenius, M.
"	464	5579/153	30 0 0	30 0 0	Magowan, J.
"	468	5434/153	30 0 0	30 0 0	Court, H. R. and R.
"	469	3117/2828	30 0 0	30 0 0	Gleeson, A. M.
"	472	6183/153	60 0 0	60 0 0	Kilderry, E. M.
"	473	6749/153	30 0 0	30 0 0	Kilderry, E. M.
"	474	4858/153	30 0 0	30 0 0	Harvey, L. W.
"	475	5816/153	30 0 0	30 0 0	Bright, M. E.
"	476	5760/153	40 0 0	40 0 0	Brehaut, P. J.
"	477	4709/153	20 0 0	20 0 0	Pilkington, R.
"	478	3117/2483	15 0 0	15 0 0	Skipper, M. K. and V. E.
"	479	6561/153	15 0 0	15 0 0	Chadwick, J. and E.
"	480	5651/153	15 0 0	15 0 0	Morgan, E. M.
"	481	3117/426	12 10 0	15 0 0	Lague, S. K.
"	484	3117/1146	12 10 0	15 0 0	James, I. A. M.
"	485	3117/1272	12 10 0	15 0 0	Turner, D. A.
"	486	3117/1248	12 10 0	15 0 0	Edwards, E. J.
"	489	941/153	15 0 0	15 0 0	Torpy, S. T.
"	490	3117/2374	12 10 0	12 10 0	

F. C. SMITH,
Under Secretary for Lands.

LAND OPEN FOR SELECTION

Perth Land Agency

Department of Lands and Surveys,

Perth, 15th December, 1961.

IT is hereby notified, for general information, that the areas scheduled hereunder are available for selection under Part V of the Land Act, 1933-1960, and the regulations appertaining thereto, subject to the provisions of the said Act.

Applications must be lodged at the Department of Lands and Surveys, Perth, not later than the date specified, but may be lodged before such date, if so desired.

All applications lodged on or before such date will be treated as having been received on the closing day, and if there are more applicants than one for any block, the application to be granted will be determined by the Land Board. Should any lands remain unselected such will continue available until applied for or otherwise dealt with.

If a Land Board sitting becomes necessary, the applicants for the blocks will be duly notified of the date, time, and place of the meeting of the Board, and there shall be an interval of at least seven days between the closing date and the sitting of the Board.

All indigenous marketable timber, including sandalwood and mallet, is reserved to the Crown, subject to the provisions of Clause 14 of the Regulations.

OPEN ON AND AFTER WEDNESDAY, 17th JANUARY, 1962

SCHEDULE I

Location	Area	Price per Acre	Plan	Corres. No.	Classification	Deposit Required
	a. r. p.	£ s. d.				£ s. d.
Avon 28130 (b) (c) (d) (e) (g)	abt. 20 0 0	....	Youraling, Sheet 4 F. 4	2689/60	....	4 3 9
Plantagenet 6148 (a) (f)	1,843 1 18	12 3	445/80 D. 3	2938/57	2159/55 p. 15	3 17 8
Williams 15343 (b) (c) (e) (g)	abt. 150 0 0	....	385C/40 D. 2	11937/06	....	9 7 6

SCHEDULE II

District	Description	Plan	Corres. No.	Deposit Required
Victoria (15 miles N.E. of Yuna) (b) (c) (d) (e)	All that portion of Crown land containing an area of about 910 acres bounded by lines starting at the south-west corner of Reserve No. 20940 and extending northward and eastward along the boundaries of the said reserve to its north-east corner; thence northward along Road No. 8624 to a point in prolongation westward of the northern boundary of Location 5910; thence westward about 60 chains; thence southward to the protected road along the northern boundary of Location 9388; thence eastward to the starting point	161/80 A. 3	1749/61	£ s. d. 21 7 6

(a) Subject to payment for improvements.

(b) Subject to survey.

(c) Subject to provision of necessary roads.

(d) Subject to classification.

(e) Subject to pricing.

(f) Subject to Special Conditions that :

(1) The maximum area allowed to be selected by any one person under these conditions is limited to 3,000 acres (provided that where a location is surveyed to contain more than the above area, such location may be selected by any one person).

(2) The selector or his agent must take up residence within three years from the date of approval of application and make it his habitual residence for the following five years.

(3) After the first year the selector shall clear, cultivate and lay down to pasture one tenth of the area each year for the next succeeding 4 years; such clearing, cultivation and pasture shall be properly maintained.

(g) Available to adjoining holders only.

F. C. SMITH,
Under Secretary for Lands.

LOCAL GOVERNMENT ACT, 1960.

WHEREAS Philip Henry Thompson, Peter Hedley Thompson, David John Thompson, Katherine Walpole, Richard Tanton Heron, Hannah Isabella Phillips, Neville Thomas Phillips, Ian Murdoch Phillips, Morris Leslie Marshall, William Mathew Marshall and Robert Stuart Jones, being the owners of land over or along which the undermentioned roads in the Shire of Broomehill pass, have applied to the Shire of BROOMEHILL to close the said roads, which are more particularly described hereunder, that is to say:—

Broomehill.

Corr. 5721/05.

B622. (a) The surveyed road abutting part of the north-eastern boundary of Kojonup Location 5802; from the prolongation westward of the northern boundary of location 6356 to the prolongation northward of the eastern boundary of location 5802.

(b) The surveyed road abutting the south-western boundaries of locations 6354, 6355 and 6356; from the prolongation westward of the southernmost boundary of location 6354 to the prolongation northward of the western boundary of location 7579.

(c) The surveyed road abutting the western boundaries of locations 7620 and 8272; from the northern boundary of location 5954 to the prolongation westward of the northern boundary of location 8272.

(Plans 417D/40, C3 and 4, and 417/80, D3 and 4.)

WHEREAS William Wellstead and William Max Wellstead, the owners of land over or along which the undermentioned roads in the Shire of Gnowangerup pass, have applied to the Shire of GNOWANGERUP to close the said roads, which are more particularly described hereunder, that is to say:—

Gnowangerup.

Corr. 2471/60.

G.416. (a) The surveyed road extending through Kent Locations 117 and 205; from the prolongation northward of the easternmost boundary of location 121 to the western alignment of a surveyed road extending northwards and southwards through location 205.

(b) The surveyed road abutting the south-western boundaries of location 205; from the prolongation southward of the eastern boundary of location 117 to the prolongation westward of the southern boundary of location 205.

(Plan 447/80, E2.)

WHEREAS Glen Hope Garnett, Thomas Herbert Hams, Dudley Keith House, Herbert John Wise and Ronald Herbert Wise, being the owners of land over or along which the undermentioned roads in the Shire of Gnowangerup pass, have applied to the Shire of GNOWANGERUP to close the said roads, which are more particularly described hereunder, that is to say:—

Gnowangerup.

Corr. 3437/60.

G.418. (a) The surveyed road along the western boundary of Kojonup Location 4311, the southern and western boundaries of location 4054 and the southern and western boundaries of location 3795; from the prolongation south-westward of the south-eastern boundary of location 4311 to the southern boundary of location 4195.

(b) The surveyed road along the eastern boundaries of locations 5760 and 4792, the northern boundary of location 4792 and part of the eastern boundary of location 5073; from the northern alignment of road No. 6901 to the southern boundary of location 5705.

(Plan 436B/40, D1.)

WHEREAS Doris Anderson, John Daniel Smith, Aubrey John Bailey and Muriel Rosa Bailey, being the owners of lands over or along which the undermentioned road in the Shire of Kojonup passes, have applied to the Shire of KOJONUP to

close the said road, which is more particularly described hereunder, that is to say:—

Kojonup.

Corres. 8440/19.

K.497. The whole of road No. 398 along the northern boundary of Kojonup Location 3430. (Plan 416D/40, A4.)

WHEREAS the Minister for Lands, being the owner of land over or along which the undermentioned road in the Shire of Perth passes, has applied to the Shire of PERTH to close the said road, which is more particularly described hereunder, that is to say:—

Perth.

Corr. 1449/61.

P507. That portion of French Street (road No. 5920) situated between the southern alignment of Grenville Street and the northern alignment of Hector Street. (Plan Osborne Park 78.)

WHEREAS Harold Roy Lundy, being the owner of land over or along which the undermentioned road in the Shire of Wyalkatchem passes, has applied to the Shire of WYALKATCHEM to close the said road, which is more particularly described hereunder, that is to say:—

Wyalkatchem.

Corr. 700/59.

W.761. The unsurveyed road abutting the south-western boundary of Avon Location 25438; from a line one chain northward of and parallel to the northern boundary of location 21551 to a line in prolongation southward of the westernmost boundary of location 25438. (Plan 26B/40, D1.)

And whereas the Councils have assented to the said applications:

And whereas the Governor in Executive Council has approved these requests:

It is hereby notified that the said roads are closed.

Dated this 15th day of December, 1961.

F. C. SMITH,
Under Secretary for Lands.

LOCAL GOVERNMENT ACT, 1960.

Department of Lands and Surveys,

Perth, 15th December, 1961

IT is hereby declared that, pursuant to the resolution of the Shire of West Arthur passed at a meeting of the Council held at DARKAN on or about the 15th December, 1960, the undermentioned lands have been set apart, taken, or resumed under section 17 of the Public Works Act, 1902-1956, for the purpose of a new road, that is to say:—

West Arthur.

L. & S. 305/61 (M.R. 31), M.R.D. 1322/60.

Road No. 1395 (widening of part). That portion of Kojonup Location 4477 as delineated and coloured dark brown on Lands and Surveys Diagram 68025; 8.7p. being resumed from Kojonup Location 4477. (Notice of intention to resume—16th December, 1960.) (Plan 410C/40, F4.)

And whereas His Excellency the Governor, has declared that the said lands have been set apart, taken, or resumed for the purpose of the said road, and that plans of the said lands might be inspected at the Department of Lands and Surveys, Perth:

It is hereby notified that the line of communication described above is a road within the meaning of the Local Government Act, 1960, subject to the provisions of the said Act.

By order of His Excellency the Governor,

Dated this 12th day of December, 1961.

STEWART BOVELL,
Minister for Lands.

STATE HOUSING ACT, 1946-1960.

Forfeiture of Lease.

THE undermentioned Crown Lease under the provisions of Part V of the State Housing Act has been forfeited for the breach of a covenant contained in the said lease.

Lease; Lessee; Land.

1029/1958; Albert Elmar Berkavicius, Radio Engineer, and Gabriele Helen Pauline Berkavicius, his wife, both of Bulls Creek Road, Brentwood; Canning Location 1506.

A. D. HYNAM,

Manager,

The State Housing Commission.

BUSH FIRES ACT, 1954-1958.

Appointment of Bush Fire Control Officers.

Bush Fires Board,

East Perth, 13th December, 1961.

IT is hereby notified that the Bunbury Town Council has appointed the following persons as bush fire control officers for their town:—

C. D. Leach and D. A. Trinder.

The following appointments have been cancelled:—

H. H. Stuchbury and A. J. Porter.

A. SUTHERLAND,

Secretary, Bush Fires Board.

BUSH FIRES ACT, 1954-1958.

(Section 17.)

Suspension of Prohibited Burning Times.

Bush Fires Board,

East Perth, 13th December, 1961.

Corres. No. 617.

IT is hereby notified that the Hon. Minister for Lands has suspended the operation of all declarations prohibiting the burning of the bush so far as the declarations extend to Forest land in the following Shires until the date stated:—

Shire; Zone; Date.

Swan; 3; 29th December, 1961.

Wanneroo; 3; 29th December, 1961.

Armada-Kelmscott; 3; 29th December, 1961.

Serpentine-Jarrahdale; 3; 29th December, 1961.

Augusta-Margaret River; 2; 29th December, 1961.

Busselton; 3; 29th December, 1961;

Capel; 3; 29th December, 1961.

Manjimup; 4 and 4B; 15th January, 1962.

Nannup; 4A; 15th January, 1962.

A. SUTHERLAND,

Secretary, Bush Fires Board.

TOWN PLANNING AND DEVELOPMENT ACT,
1928-1961.

Town of Bunbury—Town Planning Scheme No. 3.

T.P.B. 853/6/2/2, Vol. 3.

IT is hereby notified for public information in accordance with section 7 of the Town Planning and Development Act, 1928-1961, that the Hon. Minister for Town Planning approved the Town of Bunbury Town Planning Scheme No. 3 as published hereunder, on the 6th day of December, 1961.

J. E. LLOYD,

Chairman, Town Planning Board.

TOWN OF BUNBURY.

Town Planning Scheme No. 3.

THE Bunbury Town Council, under and by virtue of the powers conferred upon it in that behalf by the Town Planning and Development Act, 1928-1961, hereby makes the following Town Planning Scheme primarily for the purpose of zoning and classifying land development thereon within the district of the Town of Bunbury but also for the purposes of the other matters authorised by the enabling Act.

PART I.—PRELIMINARY.

1. This Town Planning Scheme may be cited as the Town of Bunbury Town Planning Scheme No. 3 hereinafter called "the Scheme" and shall come into operation on the publication of the Minister's approval thereof in the *Government Gazette*.

2. This Scheme shall apply to the whole of the land set out in the maps in the First and Second Schedules hereto which maps have been countersigned by the Mayor of the Town of Bunbury and copies of which are available for inspection by the public free of charge at the following places—

The offices of the Bunbury Town Council, Bunbury; and the offices of the Town Planning Board, 33 Mount Street, Perth.

3. The Town Planning Scheme for the Town of Bunbury which was published in the *Government Gazette* on the 23rd of November, 1934, and subsequently from time to time amended, is hereby revoked.

4. To the extent that any by-law howsoever made either before or after this Scheme comes into operation is inconsistent with this Scheme then to the extent of such inconsistency and within the area to which this Scheme applies the provisions of this Scheme shall prevail.

5. The responsible authority for carrying out this Scheme is the Council of the Town of Bunbury.

Arrangement of Scheme.

6. This Planning Scheme is divided into the following parts and schedules:—

Part I—Preliminary.

Part II—Zoning.

Part III—Reserved land.

Part IV—Special provisions as to certain zones and uses.

Part V—Non-conforming uses.

Part VI—General.

Schedules:

First—Land Use Map (Annotated Map No. 1.).

Second—Planning Scheme Map (Annotated Map No. 3.).

Third—Standard Service Station Layout.

Interpretation.

7. In this Scheme unless the context otherwise indicates—

"Act" means the Town Planning and Development Act, 1928-1961;

"approved date" means the date on which the notice of the approval of this Planning Scheme is published in the *Government Gazette*.

"building" includes any structure and any part thereof whether fixed, movable, or otherwise permanent or temporary and includes tents. Fences erected on surveyed boundaries are excluded;

"building line" means a line inside an allotment of land at a specified distance from the frontage designed and fixed to locate the position of a building on the allotment;

"car park" means a site or building used primarily for parking private cars or taxis whether a public or private park but not including parts of the public road used for parking or a taxi rank, and does not include land on which cars are displayed for sale;

"commercial floor space" means the total area of floor space measured from the inside faces of external walls but excluding passages and amenities, lifts, stairs, plant and storage rooms and areas used exclusively for the parking of wheeled vehicles if such areas are either within the building or below the surface of the ground and finished with a flat roof and reinforced concrete including access to and from such areas. "Office floor space" has the same meaning;

"duplex house" means a building comprising two dwellings, each being complete and self-contained;

"flats" means any building constructed or used for the purpose of residence and containing two or more separate tenements and includes single unit flats

as set out in clause 403 of Uniform Building By-laws contained in *Government Gazette* (No. 54) of 1961;

"Frontage" means—

- (a) the boundary between an allotment and the street which the allotment abuts upon or to which it is adjacent;
- (b) when an allotment abuts upon or is adjacent to two or more intersecting streets the boundary between the allotment and either one of the intersecting streets.

General conditions:—

- (i) For the purpose of this Scheme the width of the frontage of any land shall be deemed to be the distance measured in a horizontal plane at right angles to one of the boundaries of the side of the land from its intersection with the alignment of the street to the opposite boundary of the land or a prolongation of the boundary.

In the event of the side boundaries of the land not being parallel the average of the distances so measured shall be the width of the frontage.

- (ii) Where a corner of an allotment at the junction or intersection of any streets has been truncated—

- (a) the width of the frontage shall be measured from a point at the intersection of the prolongations of the side and front boundaries of the allotment;
- (b) the area shall be calculated as if the land thereby excised were portion of the allotment;

"home industry" means a business carried on with the permission of the responsible authority within a house or curtilage of a house which—

- (a) does not entail the employment of any person not a member of the occupier's family except in the case of a professional man;
- (b) does not occupy an area greater than 200 square feet;
- (c) does not require any essential service main of a greater capacity normally required in the zone in which it is located;

"hotel" means premises in respect of which is granted a Publican's General License or an Hotel License under the Licensing Act, 1911, as amended or re-enacted;

"house" means a building used primarily for living purposes as one separate dwelling. The term also includes such outbuildings and recreational uses and gardens as are ordinarily used therewith;

"industry" means the carrying out of any process or incidental to—

- (a) the making, altering, repairing, or ornamentation, painting, finishing, cleaning, packing or canning, or adapting for sale, or breaking up or demolition of any article or part of any article; and
- (b) the winning, processing and treatment of minerals, and
- (c) the generation of electricity or the production of gas; and

(d) the manufacture of edible goods for human or animal consumption;

being a process carried on in the course of trade or business for gain, other than operations connected with—

- (i) the carrying out of agriculture;
- (ii) site works on buildings, works or land; and

(iii) in the case of the manufacture of goods referred to in subparagraph

(d) above, the preparation on the premises of a shop of goods for sale, and includes, when carried out on land upon which the process is carried out, the storage of goods, any work of administration or accounting, the sale of goods resulting from the process and the use of land for the amenity of persons engaged on the process;

"light industry" means an industry in which the processes carried on and the transport of the materials, goods and commodities to and from the premises will not cause any injury to or prejudicially affect the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil or otherwise;

"lot" bears the meaning given to it in the Town Planning and Development Act, 1928-1961, and "allotment" has the same meaning;

"map" means a planning scheme map comprised in any of the schedules hereto;

"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 and which complies with the provisions of the Model Motel By-laws and without limiting the generality hereof a motel may be or comprise premises licensed under the provisions of the Licensing Act, 1911;

"non-conforming use" means the use of land which though lawful immediately prior to the coming into operation of this Scheme is not in conformity with the provisions of the zone or reserve within which such use is located;

"offices" means premises in which business or professional services are rendered including the premises of banks, insurance offices and similar institutions;

"office floor space" bears the same meaning as commercial floor space;

"private hotel" means hotel premises which are not in any way licensed to sell liquor under the Licensing Act, 1911, as amended or re-enacted;

"public building" means a building as defined under section 73 of the Health Act, 1911, and amendments, as well as public used buildings of a government or semi-government nature including hospitals;

"responsible authority" means the Council of the Town of Bunbury;

"service station" means business premises for the supply of liquid fuels, lubricants, accessories and parts for motor vehicles, tractors and engines but does not include panel beating, spray painting or motor engineering works, and shall be designed to the standards set out in the Third Schedule;

"shop" means any permanent roofed building constructed and used for retail sales in which the maximum part of the street frontage is used for the display of goods for sale and is not used by or in association with any industry, service station, used car dealer, warehouse or wholesaler;

"service industry" means a light industry carried on in premises having a retail shop front and in which goods may be manufactured only for sale on the premises or a shop being used as a depot for receiving goods to be serviced by the industry.

Application of Scheme.

8. After the approved date—
 - (a) all subdivisions of land;
 - (b) all alterations to or modifications of existing works or building;
 - (c) the carrying out construction or erection of all new works or new buildings; and
 - (d) the use of or the adoption for the use of any land building or works, otherwise than in conformity with the provisions of this Planning Scheme are prohibited.

PART II.—ZONING.

9. In this Scheme the Planning Area set out and described on the map in the Second Schedule hereto is divided into the following zones:—

- (a) Residential.
- (b) Residential flats and motels.
- (c) Hotels.
- (d) Business.
- (e) Local Shopping.
- (f) Office Buildings.
- (g) Public Buildings.
- (h) Service Stations.
- (i) Light Industry.
- (j) General Industry.
- (k) Waterfront Industry.
- (l) Rural.

10. The provisions of this part shall be subject to the conditions and provisions contained in Parts IV and V of this Scheme.

Residential Zone.

11. (i) The several pieces of land coloured pink on the map in the Second Schedule hereto and indicated as such in the legend to such map comprise the Residential Zone.

(ii) Within this zone the use of any land or building or the construction of any building or works for any purpose other than the following is hereby prohibited:—

- (a) House.
- (b) Duplex house.
- (c) Home occupation.
- (d) The office of a professional person where it is part of and ancillary to a house on the same site.
- (e) Car parks.
- (f) Private sports grounds provided that they are not conducted for any commercial purpose.

Residential Flats and Motels Zone.

12. (i) The several pieces of land coloured yellow on the map in the Second Schedule hereto and indicated as such in the legend to such map comprise the Residential Flats and Motels Zone.

(ii) Within this zone the use of any land or buildings or the construction of any building or works for any purpose other than the following is hereby prohibited:—

- (a) Any use allowed in a residential zone.
- (b) Flats.
- (c) A shop within a flats building which is designed to service the needs only of the flat and is not visible from any public place.
- (d) Motels.
- (e) Private hotels.
- (f) With the special permission of the responsible authority, hotels and caravan parks.
- (g) Car parks.
- (h) Roads and road widenings.
- (i) Clubs and registered clubs.

Hotel Zones.

13. (i) The several pieces of land coloured yellow with red border on the map in the Second Schedule hereto and indicated as such in the legend to such map comprise the Hotel Zone.

(ii) Within this zone the use of any land or building or the construction of any building or works for any purpose other than the following is hereby prohibited:—

- (a) Hotels.
- (b) Car parking.

Business Zone.

14. (i) The several pieces of land coloured blue on the map in the Second Schedule hereto and indicated as such in the legend to such map comprise the Business Zone.

(ii) Within this zone the use of any land or building or the construction of any building or works for any purpose other than the following is hereby prohibited:—

- (a) Shops.
- (b) Offices.
- (c) Flats.
- (d) Boarding houses and lodging houses.
- (e) Athletic, social and residential clubs and registered clubs.
- (f) Theatres and cinemas.
- (g) Public halls and dance halls.
- (h) Fire stations and police stations.
- (i) Wine saloons.
- (j) Private hotels, cafes, dining rooms, restaurants.
- (k) With the special permission of the responsible authority, service industry.

Local Shopping Zone.

15. (i) The several pieces of land coloured blue with red border on the map in the Second Schedule hereto and indicated as such in the legend to such map comprise the Local Shopping Zone.

(ii) Within this zone the use of any land or buildings or the construction of any building or works for any purpose other than the following is hereby prohibited:—

- (a) Shops.
- (b) Offices.
- (c) A combined shop and dwelling.
- (d) Workrooms and storerooms connected with retail shops where the total area of the workroom and storeroom combined does not exceed more than one half of the total floor area of the building.
- (e) Cafes, restaurants and dining rooms.
- (f) With permission of the responsible authority, service industry.

Office Buildings Zone.

16. (i) The several pieces of land coloured light blue on the map in the Second Schedule hereto and indicated as such in the legend to such map comprise the Office Buildings Zone.

(ii) Within this zone the use of any land or buildings or the construction of any building or works for any purpose other than the following is hereby prohibited:—

- (a) Offices.
- (b) A shop within an office building which is designed to service the needs of the offices only and is not visible from public places.

Public Building Zone.

17. (i) The several pieces of land coloured green with red border on the map in the Second Schedule hereto and indicated as such in the legend to such map comprise the Public Buildings Zone.

(ii) Within this zone the use of any land or buildings or the construction of any building or works for any purpose other than the following is hereby prohibited:—

- (a) Administrative and public buildings.
- (b) Libraries and museums.
- (c) Infant health centres, dental clinics and similar buildings.
- (d) Fire stations.
- (e) Hospitals and convalescent homes and charitable institutions.
- (f) Offices.
- (g) Halls for public use.
- (h) Theatres or cinemas.
- (i) Places of public worship.
- (j) Schools and kindergartens.
- (k) Athletic, social and residential clubs.

- (1) Public tennis courts, public basketball courts, public squash courts, public badminton courts and other similar sporting and athletic purposes.

Service Station Zone.

18. (i) The several pieces of land coloured purple with blue border on the map in the Second Schedule hereto and indicated as such in the legend to such map comprise the Service Station Zone.

(ii) Within this zone the use of any land or buildings or the construction of any building or works for any purpose other than the following is hereby prohibited:—

Service stations as defined.

Light Industry Zone.

19. (i) The several pieces of land coloured purple stripes on the map in the Second Schedule hereto and indicated as such in the legend to such map comprise the Light Industry Zone.

(ii) Within this zone the use of any land or buildings or the construction of any building or works for any purpose other than the following is hereby prohibited:—

- (a) Light industries.
- (b) Lock-up shops upon or adjoining a lot on which is erected a building occupied for an industry if such shop is primarily to provide meals and refreshments for persons employed in such industry.
- (c) Showrooms and offices upon or adjoining a lot on which is erected a building occupied for an industry.
- (d) Warehouses and storerooms.
- (e) Dwelling houses upon or adjoining a lot on which is erected a building occupied for an industry if such dwelling house is occupied for a caretaker of such building if there is not more than one such dwelling house for each such building and if the responsible authority is satisfied that such dwelling house is reasonably necessary.
- (f) Service industry.
- (g) Sports ground.

General Industry.

20. (i) The several pieces of land coloured purple on the map in the Second Schedule hereto and indicated as such in the legend to such map comprise the General Industry Zone.

(ii) Within this zone the use of any land or buildings or the construction of any building or works for any purpose other than the following is hereby prohibited:—

- (a) Industries.
- (b) Lock-up shops upon or adjoining a lot upon which is erected the building occupied for an industry if such shop is used primarily to provide meals and refreshments to persons employed in such industry.
- (c) Showrooms and offices upon or adjoining a lot on which is erected a building occupied for an industry.
- (d) Warehouses and storerooms.
- (e) Laundries.
- (f) Dry-cleaning establishments.
- (g) Dwelling houses upon or adjoining a lot on which is erected a building occupied for an industry if such dwelling house is erected or constructed for a manager and/or a caretaker of such adjoining industry.

Waterfront Industry Zone.

21. (i) The several pieces of land coloured purple with dark purple border on the map in the Second Schedule hereto and indicated as such in the legend to such map comprise the Waterfront Industry Zone.

(ii) Within this zone the use of any land or buildings or the construction of any building or works for any purpose other than the following is hereby prohibited:—

Any use or purpose which is permitted in a General Industry Zone which in the opinion of the responsible authority is associated with the waterfront and which can only operate efficiently if located near the waterfront and the special facilities provided there.

Rural Zone.

22. (i) The several pieces of land not coloured on the map in the Second Schedule hereto and indicated as such in the legend to such map comprise the Rural Zone.

(ii) Within this zone the use of any land or buildings or the construction of any building or works for any purpose other than the following is hereby prohibited:—

- (a) Agriculture, horticulture, forestry and keeping of poultry and livestock.
- (b) With the approval of the responsible authority, offensive trades and extractive industries.
- (c) With the approval of the responsible authority, drive-in theatre.
- (d) House.
- (iii) Within this zone no new lot shall be established unless it is an area of at least five acres.

PART III.—RESERVED LAND.

Reserved Land.

23. In this Scheme the Planning Area as set out and described in the map in the Second Schedule hereto is divided into the following reserves:—

- (a) Open space reserve.
- (b) Railway uses reserve.

Open Space Reserves.

24. (i) In this Scheme the several pieces of land coloured green on the map in the Second Schedule and indicated as such in the legend to such map comprise the reserve lands which will be known as the Open Space Reserves.

(ii) Within this reserve the use of any land or building or the construction of any building or works for any purpose other than the following is hereby prohibited:—

- (a) Public recreation.
- (b) Any use specified in any vesting order, grant, transfer, lease or deed of trust relating to the particular land.

Railway Uses Reserve.

25. (i) The several pieces of land coloured grey on the map in the Second Schedule and indicated as such in the legend to such map comprise the railway uses reserve.

(ii) Within this reserve the use of any land or building or the construction of any building or works for any purpose other than railways and ancillary purposes is hereby prohibited.

PART IV.—SPECIAL PROVISIONS AS TO CERTAIN ZONES AND USES.

Car Parking.

26. Wherever in this Scheme provision is made for the use of land for the uses hereinafter set out in the zone specified along side such use no building shall be constructed or used for such use unless car parking facilities of approved paving or hard standing surfaces or garages to the extent set out below together with all necessary access ways is provided on the land on which such building is erected:—

- (a) Flats—All zones where permitted:
One car parking space or garage for as many cars as there are flat units within the flats.
- (b) Offices—All zones where permitted:
One car parking space or garage at the rate of one car for every 500 square feet of office floor space or part thereof together with extra car parking space or garage set aside for clients' use at the rate of one car parking space for every 1,500 square feet of office floor space or part thereof.

- (c) Private Hotels and Boarding Houses—All zones where permitted:

One car parking space or garage for every bedroom.

- (d) Places of Public Worship and Buildings for Public Meetings.

Car parking space sufficient to provide one car for every six seats available for the public unless permitted by the responsible authority to use adjoining public parking areas.

- (e) Cafes, Dining Rooms and Restaurants—All zones where permitted:

Car parking space sufficient to provide one car park for every six seats available for customers.

- (f) Clubs—All zones where permitted:

One car parking space or garage for every 500 square feet of floor space.

- (g) Hotels and Registered Clubs—All zones where permitted:

One car parking space or garage for every 20 square feet of floor and ground area open to the public for the consumption of liquor plus one car parking space or garage for every bedroom.

- (h) All Industries—All zones where permitted:

Adequate car parking space to cater for the number of employees employed in such industry.

Gardens.

27. Land in any zone may be used for the purpose of a private garden.

Site Requirements for Hotels.

28. No land or building shall be used for the purpose of an hotel unless it is situate on a block of land containing at least three (3) acres provided that the responsible authority may reduce such area to a lesser figure where the hotel is adjacent to a Business Zone.

Nuisance.

29. No land within this Scheme shall be used in such a manner as to permit the escape therefrom of smoke, dust, fumes, in such a quantity or extent or in such a manner as to create or be a nuisance to any inhabitant of the neighbourhood of such land or to traffic or persons using roads in the vicinity.

Building Line.

30. No building shall be constructed closer to the frontage of the lot on which it stands than the distances prescribed hereunder:—

- (a) In a residential zone—30 feet.
- (b) In a residential flats and motel zone—30 feet.
- (c) In a local shopping zone—30 feet.
- (d) In a light industry zone—30 feet.
- (e) In a rural zone—50 feet.
- (f) In a general industry zone—30 feet.
- (g) In a waterfront industry zone—30 feet.

Provided that where the lot is situated at the corner of two or more roads then such distances may be in the discretion of the responsible authority reduced below the distances hereinbefore set out, provided further that the aforesaid building lines shall not apply to the lands described hereunder:—

Lots 1, 2, 3, 4, and 5 on the north side of Frankel Street immediately west of Woodrow Street.

Part lot 14 the subject of Certificate of Title Volume 1116, folio 2, on the south side of Stirling Street between Albert Road and Creek Street.

Lots 7 and 8 on the north side of Beach Road immediately west of Jarrah Street.

And lots 224, 225, 227 and 228 on the north side of Mondak Place between Dwinda Street and Yorla Road.

Lots 6, 7, 8 and 9 of Diagram 18496 situate in Forrest Avenue.

PART V—NON-CONFORMING USES.

Continuance of Non-Conforming Existing Use.

31. (1) Subject to the provisions of subclause (2) of this clause this planning scheme shall not preclude—

- (a) the continuance of the non-conforming use of any land or building which was lawfully used immediately before the approved date; or
- (b) the enlargement, rebuilding or extension of any building or the continuance of the use of the building as so enlarged, rebuilt or extended for the purpose for which it was lawfully used immediately before the approved date, provided the building as so enlarged, rebuilt or extended does not extend beyond—
 - (i) the premises on which the building was situated immediately before the approved date; or
 - (ii) any adjoining land which immediately before the approved date was in the same ownership and might lawfully have been used for the same purposes.

Provided that the provisions and controls set out in Part IV of this Scheme shall if applicable apply to any such enlargement rebuilding or extension of any building aforesaid.

(2) No such land shall be used closer to the frontage or any other boundary of the land, nor shall any building be constructed thereon closer to the frontage or any other boundary of such land or to a greater height than, in either case, that permitted for uses and buildings which conform with the provisions of the zone within which the non-conforming use is located.

Change of Non-Conforming Use.

32. The Responsible authority may permit the use of any land to be changed from one non-conforming use to another non-conforming use, provided the proposed use is less detrimental to the amenity of the neighbourhood than the existing use, or is in the opinion of the responsible authority closer to the intended uses of the zone.

Discontinuance of Non-Conforming Use.

33. Notwithstanding the preceding provisions of this part when a non-conforming use of any land or building has been discontinued for a continuous period of two (2) years such land or building shall not thereafter be used other than in conformity with the provisions of this Planning Scheme.

Uncompleted Development.

34. When the construction of any building or the development of any land has been commenced in accordance with any permit issued before the approved date, the use of such building or land for the purpose for which such construction or development was commenced shall for the purposes of this part be deemed to have been a use lawfully existing immediately before the approved date. A building will be deemed "commenced" when the footings thereof are poured.

PART VI—GENERAL.

Disposal of Land.

35. The responsible authority may deal with or dispose of any land which it owns or which has been acquired by it pursuant to the provisions of this Scheme in accordance with the Act and in conformity with the provisions of this Scheme and for this purpose may make such agreements with other owners as it deems fit.

Compensation.

36. Claims for compensation by reason of this Scheme shall be made not later than six months from the date on which these provisions are first published in the *Government Gazette*.

Entry to Premises.

37. The responsible authority may by its engineer or other authorised officer enter at all reasonable times any building or land for the purpose of ascertaining whether the provisions of the Planning Scheme are being observed.

Enforcement of Provisions.

38. (a) If any person contravenes or fails or neglects to comply with any of the provisions of this Planning Scheme the responsible authority may, by notice in the manner set out in clause 39 hereof, order such person to discontinue forthwith any such contravention and within thirty (30) clear days after the service of such notice to remove, pull down, take up, alter or otherwise make good any work which contravenes the Scheme, or carry into effect any provisions of the Scheme which are not being complied with and at the same time it may pursuant to subsection 1 of section 10 of the Act advise such person that in the event of him failing to comply with the provisions thereof in the time limited for compliance then the responsible authority by its agents will enter such person's property and cause to be done such works and things as shall be specified in such notice.

(b) Any expense incurred by the responsible authority in doing any works pursuant to any default under paragraph (a) hereof may be recovered from the person in default by action for a civil debt recoverable summarily in any court having jurisdiction in respect of the amount involved.

Notices.

39. Any notice given under paragraph 38 hereof—

- (a) shall be addressed to the owner, occupier or lessee of the land in question;
- (b) shall describe in general terms the manner in which the Planning Scheme has been contravened; and
- (c) shall require the owner, occupier or lessee as the case may be, within 30 clear days after the service of such notice, to discontinue such contravention of the Scheme and take such action as the responsible authority may direct to cause a compliance with the provisions of the Scheme; and
- (d) shall where necessary advise the person to whom it is addressed that in default of his compliance with such notice the Responsible Authority will enter such land and carry out the requirements of such notice itself at the expense of such person.

Penalties.

40. Any person who fails to comply with any of the provisions of this Planning Scheme is guilty of an offence and without prejudice to any other remedy given herein shall be liable to such penalties as are prescribed in the Act.

Land Exempted from the Within Scheme.

41. The area bounded by the centre lines of Stirling Street, Spencer Street and Ramsay Street and the western boundary of South-West Railway Reserve is to be developed for business purposes and car parking and will be the subject of a separate Planning Scheme to be prepared.

Notwithstanding anything contained in the within Scheme no new buildings or additions or structural alterations to existing buildings shall be commenced within such area after the approved date except for the purposes and uses permitted in the Business Zone and Car Parking and then only with the permission of the responsible authority.

First Schedule.

LAND USE MAP—ANNOTATED MAP No. 1

which may be inspected at the office of the Bunbury Town Council at Bunbury and the office of the Town Planning Department at 33 Mount Street, Perth.

Second Schedule.

PLANNING SCHEME MAP—ANNOTATED MAP No. 3

which may be inspected at the office of the Bunbury Town Council at Bunbury and the office of the Town Planning Department at 33 Mount Street, Perth.

Third Schedule.

STANDARD SERVICE STATION LAYOUT.

The plan showing the Standard Service Station Layout may be inspected at the office of the Bunbury Town Council at Bunbury and the office of the Town Planning Department at 33 Mount Street, Perth.

Passed by the Town of Bunbury at the ordinary meeting of the Council held on the 3rd day of October, 1961.

F. R. HAY,
Mayor.
A. L. SCOTT,
Town Clerk.

This is the Scheme text to be read in conjunction with the approved maps described in the schedules hereto to which formal approval has been given by the Hon. Minister for Town Planning on the 6th day of December, 1961.

Recommended—

J. E. LLOYD,
Chairman of Town Planning Board.

Approved—

L. A. LOGAN,
Minister for Town Planning.

TOWN PLANNING AND DEVELOPMENT ACT, 1928-1961.

Shire of Belmont—Town Planning Scheme.

Advertisement of Resolution Deciding to Amend a Town Planning Scheme.

NOTICE is hereby given that the Belmont Shire Council, in pursuance of section 7 of the Town Planning and Development Act, 1928-1961, has resolved to vary Town Planning Scheme No. 4 as follows:—

- (1) By deleting from the Residential Zone the land bounded by Fairbrother, Belgravia, Peet and Hehir Streets and the northern boundary of lots 117, 123 and 74 and coloured light red brown on the plan.
- (2) By including in the Light Industrial Zone, edged and hatched purple on the plan, the whole of the land comprised in lots 75 and 76 on Diagram 20509, the balance of lot 124 and the whole of lot 125 on Plan 2634, lots 1 and 2 on Diagram 12459, lot 3 on Diagram 17636, the balance of lots 110 and 114 and the whole of lots 115, 116, 109 and 112 on Plan 2634 and lot 15 on Diagram 25347, having frontages to Fairbrother, Hubert, Belgravia, Wheeler, Hehir and Peet Streets.

Copies of the Scheme and the plans forming part of the Scheme have been deposited at the office of the Belmont Shire Council at 211 Great Eastern Highway, Belmont, and the Town Planning Board at 33 Mount Street, Perth, and will be open for inspection by all persons interested within office hours without payment of any fee.

Any objections or representations should be sent to the Shire Clerk in writing on or before the 2nd day of March, 1961.

Dated this 23rd day of November, 1961.

W. G. KLENK,
Shire Clerk.

TOWN PLANNING AND DEVELOPMENT ACT,
1928-1961.Shire of Melville—Town Planning
Scheme—Amendment.

853/2/17/2, Pt. B.

RESOLVED that the Shire of Melville, in pursuance to section 7 of the Town Planning and Development Act, 1928-1961, amplify and amend the Town Planning Scheme gazetted on the 20th day of November, 1936, such amendments to be in accordance with the schedule enumerated hereunder:—

Amendments to Zoning Scheme.

Lot 35 of Swan Location 74, situated at the corner of Norma Road and Kitchener Road, Melville, approved as a Business Site and gazetted on the 19th June, 1959, is amended to permit the whole of this lot to be used for the purpose of a petrol filling station and lubritorium but no part of the lot or any building erected thereon shall be used for the purpose of panel beating or spray painting or a dwelling.

Lot 1, Diagram 27171, of Swan Location 73, situated at the corner of North Lake Road and Marmion Street, Myaree, approved as a Business Site and gazetted on the 19th June, 1959, is amended to permit the lot to be used for the purpose of a petrol filling station and lubritorium but no part of the lot or any building erected thereon shall be used for the purpose of panel beating or spray painting or a dwelling. No building on this lot shall be erected closer to Marmion Street than the line as now established by the shops on the adjoining lot.

Notice is hereby given that plans showing the location of the above mentioned amendments are at the office of the Town Planning Department, 33 Mount Street, Perth, and at the office of the Shire of Melville, Melville, and will be open for inspection by all persons interested between the hours of 9 a.m. to 4.30 p.m. Monday to Friday, for the period of three months. Any objections to the proposed amendments must be lodged in writing with the Shire Clerk of the Shire of Melville on or before the 15th day of March, 1962.

J. E. ELLIS,
Shire Clerk,
Shire of Melville.

PUBLIC WORKS TENDERS

TENDERS closing at Perth, 2.30 p.m., on dates mentioned hereunder, are invited for the following. All tenders to be on a firm basis. Rise and Fall Clause will not apply.

Coogee School—Septic Tank Installation (14682); 19th December, 1961; conditions may be seen at the Contractors' Room, P.W.D., Perth, on and after 28th November, 1961.

Jandakot School and Quarters Septic Tank Installation (14683); 19th December, 1961; conditions may be seen at the Contractors' Room, P.W.D., Perth, on and after 28th November, 1961.

Kalgoorlie School of Mines—Additions and Air Conditioning, 1961-62 (14680); 19th December, 1961; conditions may be seen at the Contractors' Room, P.W.D., Perth and Kalgoorlie, on and after 28th November, 1961.

Karlgarin School and Quarters Septic Tank Installation (14684); 19th December, 1961; conditions may be seen at the Contractors' Room, P.W.D., Perth and Merredin, and at Corrigin Police Station, on and after 28th November, 1961.

Muresk Agricultural College New Oval (14686); 19th December, 1961; conditions may be seen at the Contractors' Room, P.W.D., Perth, and Northam, on and after 5th December, 1961.

Parliament House—Supply and Installation of Air-Conditioning (14690); 19th December, 1961; conditions may be seen at the Contractors' Room, P.W.D., Perth, on and after 12th December, 1961.

Shenton Park—P.W.D. Materials Research Laboratory (14673); 19th December, 1961; conditions may be seen at the Contractors' Room, P.W.D., Perth, on and after 21st November, 1961.

Gleneagle School and Quarters—Septic Tank Installation (14688); 16th January, 1962; conditions may be seen at the Contractors' Room, P.W.D., Perth, on and after 12th December, 1961.

Laverton School—Septic Tank Installation (14689); 16th January, 1962; conditions may be seen at the Contractors' Room, P.W.D., Perth and Kalgoorlie, and at Laverton Police Station, on and after 12th December, 1961.

Perth Parliament House — Passenger Lifts (14687); 16th January, 1962; conditions may be seen at the Contractors' Room, P.W.D., Perth, on and after 28th November, 1961.

Pingelly Hospital—Supply, Delivery and Installation of a Cool Room and Refrigeration Equipment (14691); 16th January, 1962; conditions may be seen at the Contractors' Room, P.W.D., Perth, on and after 12th December, 1961.

Tenders are to be addressed to "The Hon. the Minister for Works, Public Works Department, The Barracks, St. George's Place, Perth," and must be indorsed "Tender." The highest, lowest or any tender will not necessarily be accepted.

By order of the Hon. Minister for Works.

J. McCONNELL,
Under Secretary for Works.

15th December, 1961.

M.R.D. 180/50

Main Roads Act, 1930-1959; Public Works Act, 1902-1956

NOTICE OF INTENTION TO TAKE OR RESUME LAND

THE Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Public Works Act, 1902-1956, that it is intended to take or resume, under section 17 (1) of that Act, the piece or parcel of land described in the Schedule hereto, and being all in the Murray District, for the purpose of the following public work, namely, widening North Dandalup-Dwellingup Road, and that the said piece or parcel of land is marked off on Plan M.R.D., W.A. 2279, which may be inspected at the Office of the Commissioner of Main Roads, Malcolm Street, Perth.

SCHEDULE

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
1	Horace Charles Henry Lakeman	H. C. H. Lakeman	Portion of Murray Location 1108 (Certificate of Title Volume 1023, Folio 288)	a. r. p. 0 0 8.1

Dated this 11th day of December, 1961.

F. PARRICK,
Secretary, Main Roads.

M.R.D. 260/50

Main Roads Act, 1930-1959 ; Public Works Act, 1902-1956

NOTICE OF INTENTION TO TAKE OR RESUME LAND

THE Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Public Works Act, 1902-1956, that it is intended to take or resume, under section 17 (1) of that Act, the pieces or parcels of land described in the Schedule hereto, and being all in the Williams District, for the purpose of the following public work, namely, widening Pinjarra-Marradong-Williams Road, and that the said pieces or parcels of land are marked off on Plan M.R.D., W.A. 2310, which may be inspected at the Office of the Commissioner of Main Roads, Malcolm Street, Perth.

SCHEDULE

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
1	Lawrence Joseph Gordon Batt	L. J. G. Batt	Portion of Williams Location 8175 (Certificate of Title Volume 1083/135)	a. r. p. 0 0 29 (approx.)
2	Ronald John Freebre	R. J. Freebre	Portion of Williams Location 10974 (Certificate of Title Volume 759, Folio 99)	0 3 14 (approx.)
3	Ronald John Freebre	R. J. Freebre	Portion of Williams Location 8034 (Certificate of Title Volume 1070, Folio 226)	1 0 34 (approx.)
4	William John Pollard	W. J. Pollard	Portion of Williams Location 14069 (Certificate of Title Volume 1024, Folio 743)	0 0 9 (approx.)
5	Arthur James Batt	A. J. Batt	Portion of Williams Location 355 (Certificate of Title Volume 1042, Folio 405)	0 1 13 (approx.)
6	Ivor George Batt	I. G. Batt	Portion of Williams Location 2212 (Certificate of Title Volume 1102, Folio 375)	0 0 37 (approx.)
7	Ivor George Batt	I. G. Batt	Portion of Williams Location 11832 (Certificate of Title Volume 1102, Folio 375)	0 1 1 (approx.)
8	Stephen Harold King	S. H. King	Portion of Williams Location 11818 (Certificate of Title Volume 597, Folio 47)	0 1 2 (approx.)
9	Theodore Allen Fawcett and Charles William Fawcett, Executors of the Will of Theodore John Henry Fawcett (deceased)	T. A. and C. W. Fawcett	Portion of Williams Location 721 (Certificate of Title Volume 787, Folio 44)	0 3 33 (approx.)
10	Theodore Allen Fawcett and Charles William Fawcett, Executors of the Will of Theodore John Henry Fawcett (deceased)	T. A. and C. W. Fawcett	Portion of Williams Location 344 (Certificate of Title Volume 63, Folio 64)	0 1 18 (approx.)
11	Theodore Allen Fawcett and Charles William Fawcett, Executors of the Will of Theodore John Henry Fawcett (deceased)	T. A. and C. W. Fawcett	Portion of Williams Location 2579 (Certificate of Title Volume 1019, Folio 356)	0 0 23 (approx.)
12	Theodore Allen Fawcett and Charles William Fawcett	T. A. and C. W. Fawcett	Portion of Williams Location 2190 (Certificate of Title Volume 828, Folio 7)	0 0 10 (approx.)

Dated this 11th day of December, 1961.

F. PARRICK,
Secretary, Main Roads.

M.R.D. 1451/60

Main Roads Act, 1930-1959 ; Public Works Act, 1902-1956

NOTICE OF INTENTION TO TAKE OR RESUME LAND

THE Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Public Works Act, 1902-1956, that it is intended to take or resume, under section 17 (1) of that Act, the pieces or parcels of land described in the Schedule hereto, and being all in the Wellington District, for the purpose of the following public work, namely, widening Cookernup East Road, and that the said pieces or parcels of land are marked off on Plan M.R.D., W.A. 2064, which may be inspected at the Office of the Commissioner of Main Roads, Malcolm Street, Perth.

SCHEDULE

No.	Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
1	Harry Blackburn, Agnes Blackburn, Harry Blackburn (the younger), John Blackburn and Basil George Blackburn	H., A., H., J. and B. G. Blackburn	Portion of Wellington Location 2314 (Certificate of Title Volume 1177, Folio 600)	a. r. p. 0 0 20 (approx.)
2	Harry Blackburn, Agnes Blackburn, Harry Blackburn (the younger), John Blackburn and Basil George Blackburn	H., A., H., J. and B. G. Blackburn	Portion of Wellington Location 3210 (Certificate of Title Volume 1102, Folio 435)	0 2 8 (approx.)
3	Lionel Kevin Craigie and Cyril Frederick Craigie	L. K. and C. F. Craigie	Portion of Wellington Location 1139 (Certificate of Title Volume 1082, Folio 337)	0 0 27 (approx.)

Dated this 12th day of December, 1961.

F. PARRICK,
Secretary, Main Roads.

Public Works Act, 1902-1956 ; Local Government Act, 1960

L. & S. 7710/10 (R. 91)

NOTICE OF INTENTION TO TAKE OR RESUME LAND

THE Minister for Works hereby gives notice, in accordance with the provisions of section 17 (2) of the Public Works Act, 1902-1956, that it is intended to compulsorily acquire, on behalf of the Shire of Wongan-Ballidu, under section 17 (1) of that Act, the several pieces or parcels of land described in the Schedule hereto, and being all in the Avon and Melbourne District, for Road Purposes, and that the said pieces or parcels of land are marked off on Plan L.S., W.A. 998, which may be inspected at the Office of the Minister for Lands, Perth, and at the Office of the Shire of Wongan-Ballidu.

SCHEDULE

Owner or Reputed Owner	Occupier or Reputed Occupier	Description	Area
Willie James Stickland	W. J. Stickland	Portion of Melbourne Location 1410 (Certificate of Title Volume 1114, Folio 247)	a. r. p. 1 2 27.1
Willie James Stickland	W. J. Stickland	Portion of Avon Location 16586 (Certificate of Title Volume 1019, Folio 281)	0 0 37.6
Emma Dorothea Stickland	E. M. Stickland	Portion of Avon Location 20802 (Certificate of Title Volume 1078, Folio 578)	0 1 0.8
Margaret Maud Martin	M. M. Martin	Portion of Avon Location 8807 (Certificate of Title Volume 1201, Folio 130)	2 1 36
Margaret Maud Martin	M. M. Martin	Portion of Avon Location 24217 (Crown Lease 2026/1927)	0 0 39.2

Dated this 4th day of December, 1961.

F. C. SMITH,
Under Secretary for Lands.

METROPOLITAN WATER SUPPLY, SEWERAGE AND DRAINAGE DEPARTMENT.

M.W.S. 1771/60.

NOTICE is hereby given in pursuance of section 96 of the Metropolitan Water Supply, Sewerage and Drainage Act, 1909-1960, that water mains have been laid in the undermentioned streets in the districts indicated.

City of Perth.

9190/60—Branksome Gardens, from lot 304 to lot 321—southerly.

Shire of Bayswater.

8995/60—Armada Street, from Code Street to lot 25—north-easterly, and north-westerly.

9031/60—Collier Road, from McGregor Street to Sanderson Street—easterly.

Shire of Belmont.

9166/60—Corang Road, from Kenna Road to Clayden Road—North-easterly. Clayden Road, from Corang Road to lot 1—north-westerly.

Shire of Canning.

8163/60—First Avenue, from lot 625 to lot 654—southerly.

9034/60—Beryl Avenue, from Corbel Street to Riverton Drive—northerly. Riverton Drive, from Beryl Avenue to lot 743—westerly.

9062/60—Riverton Drive, from Doric Street to lot 8—northerly.

9122/60—Luyer Avenue, from lot 4 to lot 5—south-easterly.

Shire of Gosnells.

9063/60—Albany Highway, from lot 15 to lot 23—south-easterly.

Shire of Kalamunda.

8608/59—Kalamunda Road, from lot 8 to lot 3—easterly.

9184/60—Newburn Road, from lot 184 to lot 189—south-westerly. Newburn Road, from Western Avenue to unnamed road—south-westerly.

Shire of Perth.

8977/60—Leeds Street, from Conto Avenue to lot 76—south-easterly.

9037/60—Vaughan Street, from lot 26 to lot 27—westerly.

9089/60—Nola Avenue, from Ventnor Street to lot 30—southerly.

9090/60—Gray Avenue, from lot 24 to Shakespeare Avenue—southerly. Shakespeare Avenue, from lot 121 to lot 124—easterly.

9092/60—Fagan Street, from lot 37 to lot 36—westerly.

9095/60—Boulton Street, from lot 3 to lot 46—north-westerly.

9107/60—Bedale Street, from Valentine Street to lot 40—north-easterly.

9108/60—Pola Street, from lot 96 to lot 97—north-westerly.

9120/60—Vincent Street, from lot 49 to Boulton Street—north-easterly. Boulton Street, from Vincent Street to lot 47—north-westerly.

And the Minister for Water Supply, Sewerage and Drainage is, subject to the provisions of the Act, prepared to supply water from such mains to lands within ratable distance thereof.

Dated this 15th day of December, 1961.

B. J. CLARKSON,
Under Secretary.

LOCAL GOVERNMENT ACT, 1960.

Town of Cottesloe.

Memorandum of Imposing Rates.

To whom it may concern:

AT a meeting of the Cottesloe Town Council held on the 30th day of November, 1961, it was resolved that the rates specified hereunder be imposed on all rateable property within the district of the Municipality for the period commencing on the 1st day of November, 1961, and ending on the 30th day of June, 1962.

Schedule of Rates Levied.

2s. 5d. in the £ on annual value.

Gas mains: 1½ per cent. of gas sales.

Dated this 30th day of November, 1961.

C. L. HARVEY, J.P.,
Deputy Mayor.

LOCAL GOVERNMENT ACT, 1960.

Shire of Shark Bay.

Memorandum of Rates Imposed.

(Sections 548, 550 and 552.)

BY a decision of the Commissioner of the Shire of Shark Bay made on the 5th day of December, 1961, the rates as specified hereunder were imposed on all rateable property within the district of the municipality.

General Rate.

Denham Ward: 1s. 6d. in the £ for each £ of annual rental value.

East and West Wards: 2½d. in the £ for each £ of unimproved capital value.

Minimum Rate: £1 10s. on each lot or parcel of land where the general rate imposed on the annual rental value or the unimproved capital value would be less than £1 10s.

Dated this 5th day of December, 1961.

GEO. S. LINDSAY,
Commissioner.

LOCAL GOVERNMENT ACT, 1960.

Shire of Gnowangerup.

Notice of Intention to Borrow.

Proposed Loan (No. 78) of £30,000.

PURSUANT to section 610 of the Local Government Act, 1960, the Gnowangerup Shire Council hereby gives notice that it proposes to borrow money, by the sale of debentures, on the following terms and for the following purpose: £30,000, for a period of 20 years, at a rate of interest not exceeding £5 17s. 6d. per centum per annum, payable at the office of the Council by half-yearly instalments of principal and interest.

Purpose:

- (a) Construction of a 6,000,000-gallon excavated tank on location 3587, with silt pit, inlets and by-wash.
- (b) Construction of a bitumen catchment on location 3587 and on reserve No. 16399, complete with drains.

Specifications, estimates, and a statement as required by section 609 are open for inspection at the Council's office for 35 days after publication of this notice.

D. K. HOUSE,
President.

W. J. CUNEO,
Shire Clerk.

LOCAL GOVERNMENT ACT, 1960.

Shire of Dowerin.

Notice of Intention to Borrow.

Proposed Loan (No. 31) of £1,050.

PURSUANT to section 610 of the Local Government Act, 1960, the Dowerin Shire Council gives notice that it proposes to borrow money, by the sale of debentures, on the following terms and for the following purposes: £1,050, for 15 years, with interest at the rate of £5 17s. 6d. per cent. per annum, repayable at the office of the Superannuation Board, Perth, by 30 equal half-yearly payments of principal and interest. Purpose: The installation of septic sewerage systems at the Ejandring State School and Quarters.

Plans, specifications, estimates, and a statement required by section 609 of the Act, are open for inspection by ratepayers at the office of the Council, during ordinary office hours, for 35 days after the publication of this notice.

Dated this 8th day of December, 1961.

E. H. HENNING,
President.

J. F. CAMERON,
Shire Clerk.

In connection with the above notice, ratepayers are advised that repayments are to be met by the State Government and no increase in rates will result.

J. F. CAMERON,
Shire Clerk.

LOCAL GOVERNMENT ACT, 1960.

Shire of Dowerin.

Notice of Intention to Borrow.

Proposed Loan (No. 32) of £850.

PURSUANT to section 610 of the Local Government Act, 1960, the Dowerin Shire Council gives notice that it proposes to borrow money, by the sale of debentures, on the following terms and for the following purpose: £850, for 15 years, with interest at the rate of £5 17s. 6d. per cent. per annum,

repayable at the office of the Superannuation Board, Perth, by 30 equal half-yearly payments of principal and interest. Purpose: The installation of septic sewerage systems at the Doodarding State School.

Plans, specifications, estimates, and a statement required by section 609 of the Act, are open for inspection by ratepayers at the office of the Council, during ordinary office hours, for 35 days after the publication of this notice.

Dated this 8th day of December, 1961.

E. H. HENNING,
President.

J. F. CAMERON,
Shire Clerk.

In connection with the above notice, ratepayers are advised that repayments are to be met by the State Government and no increase in rates will result.

J. F. CAMERON,
Shire Clerk.

LOCAL GOVERNMENT ACT, 1960.

Shire of Kellerberrin.

Notice of Intention to Borrow.

Proposed Loans Nos. 44 and 45.

PURSUANT to section 610 of the Local Government Act, 1960, the Kellerberrin Shire Council hereby gives notice that it proposes to borrow money, by the sale of debentures, on the following terms and for the following purposes:—

- (1) Loan 44, of £2,000, for a period of 10 years, with interest at the rate of £5 17s. 6d. per cent. per annum, repayable at the office of the Superannuation Board, Perth, by twenty (20) equal half-yearly instalments of principal and interest. Purpose: Construction and sealing of roads within the Kellerberrin Townsite. Rating will be on the Kellerberrin Townsite Ward only.
- (2) Loan 45, of £5,000, for a period of 10 years, with interest at the rate of £5 17s. 6d. per cent. per annum, repayable at the office of the Superannuation Board, Perth, by twenty (20) equal half-yearly instalments of principal and interest. Purpose: Construction and sealing of roads. Rating will be on the North, South and East Rural Wards only.

Plans, specifications, details and estimates of costs, as required by section 609, are open for inspection at the Council office for 35 days after the publication of this notice.

F. H. NICHOLLS,
President.

T. R. BENNETT,
Shire Clerk.

LOCAL GOVERNMENT ACT, 1960.

Shire of Koorda.

Notice of Intention to Borrow.

Proposed Loan (No. 29) of £1,000.

PURSUANT to section 610 of the Local Government Act, 1960, the Koorda Shire Council hereby gives notice that it proposes to borrow money, by the sale of debentures, on the following terms and for the following purposes: £1,000, for 20 years, at £5 17s. 6d. per cent. interest, payable at the office of the Rural and Industries Bank, Koorda, by half-yearly instalments of principal and interest. Purpose: Installation of new switchboard, installation of a 5,000-gallon tank and renewing of supply mains.

Plans, specifications, estimates, and the statement required by section 609, are open for inspection at the office of the Council, during business hours, for 35 days after the publication of this notice.

In the opinion of the Shire Council the receipts from the electric light trading concern will be sufficient to meet the annual repayments of principal and interest, therefore it should not be necessary to strike a rate.

N. A. BRAID,
President.
W. F. FELGATE,
Shire Clerk.

LOCAL GOVERNMENT ACT, 1960.

Shire of Murray.

Notice of Intention to Borrow (Re-advertised).

Proposed Loan (No. 32) of £2,500.

PURSUANT to section 610 of the Local Government Act, 1960, the Murray Shire Council hereby gives notice that it proposes to borrow money, by the sale of debentures, on the following terms and for the following purpose: £2,500, for a period of four years, at an interest rate of £5 15s. per cent. per annum, repayable at the Bank of New South Wales, Pinjarra by eight equal half-yearly instalments of principal and interest. Purpose: Finance only, the installation of the plant and building for proposed electricity supply, Dwellingup Townsite.

Plans, specifications, estimates, and the statement required by section 609, are available for inspection at the office of the Council, during business hours, for 35 days after publication of this notice.

Repayment of debentures will be met from proceeds of electricity undertaking and no loan rate will be levied.

Dated this 7th day of December, 1961.

R. J. KIRKHAM,
President.
J. W. SIBBALD,
Shire Clerk.

LOCAL GOVERNMENT ACT, 1960.

Shire of Wagin.

Notice of Intention to Borrow.

Contributory Bitumen Scheme.

Proposed Loan (No. 27) of £4,000.

PURSUANT to section 610 of the Local Government Act, 1960, the Wagin Shire Council hereby gives notice of its intention to borrow money, by the sale of debentures, on the following terms and for the following purpose: £4,000, for 15 years, with interest at the rate of £5 17s. 6d. per cent. per annum, repayable at the office of the Coal Mine Workers' Pensions Tribunal, Perth, by 30 equal half-yearly instalments of principal and interest. Purpose: Continuation of Contributory Bitumen Scheme, with Main Roads Department, by (1) providing final seal coat on Bullock Hills Road (£2,000), and (2) waterbinding and priming on Jaloran Road (£2,000).

The estimates and statement required by section 609 of the Act are open for inspection of ratepayers at the office of the Council, during office hours, for thirty-five (35) days after the publication of this notice.

The purpose for which the loan is proposed to be raised will, in the opinion of the Council, benefit the whole of the Shire, and any loan rates applicable will be levied on all rateable land within the Shire.

H. A. DARE,
President.
F. B. MASON,
Shire Clerk.

LOCAL GOVERNMENT ACT, 1960.

Shire of Wagin.

Notice of Intention to Borrow.

Proposed Loan (No. 28) of £3,000.

Alterations and Improvements—Municipal Offices.

PURSUANT to section 610 of the Local Government Act, 1960, the Wagin Shire Council hereby gives notice of its intention to borrow money, by the sale of debentures, on the following terms and for

the following purpose: £3,000, for 15 years, with interest at the rate of £5 17s. 6d. per cent. per annum, repayable at the State Government Insurance Office, Perth, by 30 equal half-yearly instalments of principal and interest. Purpose: Internal structural alterations, floor coverings and furnishings at Municipal Offices, Tudor Street, Wagin.

Plans, specifications, and statement required by section 609 of the Act, are open for inspection of ratepayers at the office of the Council, during office hours, for thirty-five (35) days after the last publication of this notice.

The purpose for which the loan is proposed to be raised will, in the opinion of the Council, benefit the whole of the Shire, and any loan rates applicable will be levied on all rateable land within the Shire.

H. A. DARE,
President.
F. B. MASON,
Shire Clerk.

LOCAL GOVERNMENT ACT, 1960.

Shire of Busselton.

Notice of Intention to Borrow.

Proposed Loan (No. 42) of £1,300.

PURSUANT to section 610 of the Local Government Act, 1960, the Busselton Shire Council hereby gives notice that it proposes to borrow money by the sale of debentures on the following terms and for the following purpose: One thousand three hundred pounds (£1,300), for fifteen (15) years, with interest at the rate of £5 17s. 6d. per cent. per annum, repayable at the Commonwealth Savings Bank of Australia, Perth, by thirty (30) equal half-yearly instalments of principal and interest. Purpose: The construction of new toilets and the installation of a septic system at the Yallingup State School, Yallingup.

Plans, specifications and Estimates, as required by Section 609, are open for inspection of ratepayers at the office of the Council for 35 days after publication of this notice, during office hours.

As the State Government undertakes to be responsible for the annual repayments of principal and interest, a charge on ratepayers of this Shire will not be necessary.

Dated this 14th day of December, 1961.

F. H. JOLLIFFE,
President.
T. McCULLOCH,
Shire Clerk.

LOCAL GOVERNMENT ACT, 1960.

City of Nedlands.

Notice of Intention to Borrow.

Proposed Loan (No. 69) of £12,000.

PURSUANT to section 610 of the Local Government Act, 1960, the Council of the City of Nedlands hereby gives notice that it proposes to borrow money, by the sales of debentures, on the following terms and for the following purpose: £12,000, for a period of thirty (30) years, at an interest rate of £5 17s. 6d. per annum, repayable at the office of the Council, Nedlands, by sixty (60) equal half-yearly instalments of principle and interest. Purpose: Erection of a clubhouse on Reserve A.17391, Nedlands Foreshore.

Plans, specifications and estimates, as required by Section 609, are open for inspection of ratepayers at the office of the Council, during office hours, for thirty-five (35) days after the publication of this notice.

J. CHAS. SMITH,
Mayor.
T. C. BROWN,
Town Clerk.

It is notified, for ratepayers' information, that there should be no loan rate applicable to ratepayers, as loan repayments are to be met by the Nedlands Yacht Club.

LOCAL GOVERNMENT ACT, 1960.

City of Nedlands.

Memorandum of Imposing Rates and Charges.

To whom it may concern:

THE Council of the City of Nedlands, at a meeting held on the 7th December, 1961, resolved that the rates and charges specified hereunder be imposed on all rateable property within the district of the City of Nedlands for period commencing on the 1st November, 1961, and ending on the 30th day of June, 1962.

Schedule.

General Rate: 2s. 5d. in the £ on the annual value on all rateable land within the district.

Sanitary Charges: £3 13s. 4d. for each pan removed weekly from premises in the non-sewered areas; £6 for each pan removed weekly from premises in sewerage areas.

Rubbish Charge: £1 6s. 8d. for one bin removal per week from each house within the area, where household refuse is removed.

J. CHAS. SMITH,
Mayor.

LOCAL GOVERNMENT ACT, 1960.

Town of Narrogin.

Notice of Intention to Borrow.

Proposed Loan (No. 40) of £3,000.

PURSUANT to section 610 of the Local Government Act, 1960, the Narrogin Town Council hereby gives notice that it proposes to borrow, by the sale of debentures, money on the following terms and for the following purposes: £3,000, for 10 years, with interest at the rate of £5 17s. 6d. per cent. per annum, payable at the National Bank, Narrogin, by 20 half-yearly instalments of £200 9s. 8d. covering principal and interest. Purpose: Constructing and bitumen sealing roads and forming and kerbing footpaths.

Plans, specifications and estimates, as required by section 609, are open for inspection of rate-payers at the office of the Council for 35 days after publication of this notice (during office hours).

Dated this 15th day of December, 1961.

T. N. HOGG,
Mayor.
G. STEWART,
Town Clerk.

LOCAL GOVERNMENT ACT, 1960.

Town of Kalgoorlie.

Notice of Intention to Borrow.

Proposed Loan (No. 25) of £20,000.

PURSUANT to section 610 of the Local Government Act, 1960, the Town of Kalgoorlie hereby gives notice that it proposes to borrow, by the sale of debentures, money on the following terms and for the following purpose: £20,000, for 15 years, with interest at the rate of £5 17s. 6d. per cent. per annum, repayable at the Commonwealth Savings Bank of Australia, Perth, by 30 equal half-yearly instalments of principal and interest. Purpose: For the purchase and installation of a new 50-cycle A.C. generating plant and electrical equipment.

Specifications and estimates available for inspection for 35 days after publication of this notice.

R. G. MOORE,
Mayor.
D. R. MORRISON,
Town Clerk.

LOCAL GOVERNMENT ACT, 1960.

Town of Kalgoorlie.

Memorandum of Imposing Rates—Section 550.

To whom it may concern:

AT a meeting of the Council of the Town of Kalgoorlie held on 11th December, 1961, it was resolved that the rates specified hereunder should be

imposed on all rateable property within the district for the period ending 30th June, 1962, in accordance with the provisions of the Local Government Act, 1960.

Schedule of Rates Levied.

Sewered Area: 4s 1½d. in the £.

Septic Area: 3s 6d. in the £.

Other Charges:

Household Rubbish removals—32s. per annum.

Pedestal charges—£4 per annum.

R. G. MOORE,
Mayor.

SHIRE OF WEST KIMBERLEY.

IT is hereby notified for public information that the Council of the Shire of West Kimberley, at a meeting held on 8th December, 1961, appointed Llewellyn James Coleman as Acting Traffic Inspector.

This appointment is to take effect immediately.

R. P. SWAIN,
Shire President.

LOCAL GOVERNMENT ACT, 1960.

Town of Bunbury.

Memorandum of Imposing Rates and Charges.

To whom it may concern:

THE Bunbury Town Council, at a meeting held on the 11th day of December, 1961, resolved that the rates and charges specified hereunder be imposed on all rateable property within the District of Bunbury for the period commencing on the 1st day of November, 1961, and ending on the 30th day of June, 1962.

Schedule.

General Rate: 4d. in the £. on the unimproved capital value of all rateable land within the District.

Sanitary Service Charge:

Weekly Service—per pan £5 4s.

Casual Service—per pan 5s.

Cleaning Septic tanks—per pan 2s.

Rubbish Charge:

Weekly Service—£1 10s.

F. R. HAY,
Mayor.

LOCAL GOVERNMENT ACT, 1960.

Town of Narrogin.

Memorandum of Imposing Rates and Charges.

To whom it may concern:

THE Council of the Town of Narrogin, at a meeting held on Tuesday, the 12th day of December, 1961, resolved that the rates and charges specified hereunder be imposed on all rateable property within the district of the Town of Narrogin for the period commencing on the 1st day of November 1961, and ending on the 30th day of June, 1962.

Schedule.

General Rate: 2s. 8d. in the pound on the annual rateable value of all rateable land within the district.

Sanitary Service Charge: £3 6s. 8d. for one pan removal per week.

Rubbish Service Charge: £1 10s. for one bin removal per week.

Drainage Charge: 18s. per assessed unit.

Grease Trap Cleaning: £3 for weekly cleaning, £1 10s. for fortnightly cleaning, 15s. for monthly cleaning.

Casual or Single Service Charges:

Sanitary Service—per pan removal, 2s.

Rubbish Service—per bin removal, 1s. per drum removal, 4s.

Swill Removal—per drum removal, 6s.

T. N. HOGG, J.P.,
Mayor.

SHIRE OF PINGELLY.

Proposed Sewerage Scheme.

PURSUANT to section 57 of Part IV of the Health Act, 1911-1957, the Council of the Shire of Pingelly hereby gives notice that application has been made to the Commissioner of Public Health for approval to construct a sewerage scheme within the townsite of Pingelly.

A general plan and description of the proposed scheme, required by section 55, subsection (2), of the said Act, are open for inspection at the Council office, during office hours for one month after the last publication of this notice.

Dated this 11th day of December, 1961.

LES. S. WATTS,
President.
W. C. ROBINSON,
Shire Clerk.

TRAFFIC ACT, 1919-1958.

Town of Albany.

IT is hereby notified for general information that the appointment of Ernest Wilfred Thompson as Traffic Inspector for this Town has been cancelled.

F. R. BRAND,
Town Clerk.

SUPERANNUATION, SICK, DEATH, INSURANCE GUARANTEE AND ENDOWMENT (LOCAL GOVERNING BODIES' EMPLOYEES) FUNDS ACT, 1947.

Shire of Meekatharra.

Department of Local Government,
Perth, 14th December, 1961.

L.G. 864/61.

HIS Excellency the Governor in Executive Council, acting under the provisions of section 3 of the Superannuation, Sick, Death, Insurance Guarantee and Endowment (Local Governing Bodies' Employees) Funds Act, 1947, has been pleased to approve of the Endowment Scheme described in the First Schedule hereto and formulated by the Shire of Meekatharra (a Corporation within the meaning and for the purposes of the said Act) and further to approve the agreements described in the Second Schedule hereto as necessary or convenient for carrying into operation or for facilitating the operation of the Endowment Scheme.

GEO. S. LINDSAY,
Secretary for Local Government.

First Schedule.

Shire of Meekatharra Scheme dated the 14th day of November, 1961, for establishing and administering an Endowment Fund under the provisions of the Superannuation, Sick, Death, Insurance Guarantee and Endowment (Local Governing Bodies' Employees) Funds Act, 1947, and the Regulations made thereunder and published in the *Government Gazette* on the 29th day of March, 1956.

Second Schedule.

Agreement between the Australian Mutual Provident Society and the committee of the Shire of Meekatharra Staff Contributing Endowment Fund dated the 20th day of October, 1961.

LOCAL GOVERNMENT ACT, 1960.

Shire of Canning.

Loans.

Department of Local Government,
Perth, 14th December, 1961.

L.G. 348/60.

IT is hereby notified for general information that His Excellency the Governor has approved of reclamation works to improve Zenith Street, River-ton Drive North and East, and the foreshore reserve adjoining, as a work and undertaking for which

money may be borrowed under Part XXVI of the Local Government Act, 1960, by the Canning Shire Council.

GEO. S. LINDSAY,
Secretary for Local Government.

LOCAL GOVERNMENT ACT, 1960.

Municipal Election.

Department of Local Government,
Perth, 14th December, 1961.

IT is hereby notified for general information, in accordance with section 129 of the Local Government Act, 1960, that the following gentleman has been elected a member of the undermentioned municipality to fill the vacancy shown in the particulars hereunder:—

Date of Election; Member Elected: Surname, Christian Name; Ward; Occupation; How Vacancy Occurred: (a) Effluxion of time, (b) Resignation, (c) Death; Name of Previous Member.

Shire of Merredin.

*8/12/61; Roberts, Thomas Timothy; North-West; Farmer; (c); Snell, A. J. C.

* Denotes extraordinary election.

GEO. S. LINDSAY,
Secretary for Local Government.

VERMIN ACT, 1918-1960.

Kununoppin - Trayning - Yelbeni, Mukinbudin, Koorda, Donnybrook, Mount Marshall, Bruce Rock, Narembeen, Kellerberrin, Merredin and Nungarin Vermin Districts.

NOTICE is hereby given, under section 98 of the Vermin Act, 1918-1960, that all owners or occupiers or owners and occupiers of any holdings either owned, rented or leased within the whole of the vermin districts shown in the schedule below shall on the respective appropriate date shown in the said schedule commence the work of destroying rabbits upon such holdings and upon the roads bounding and intersecting such holdings.

The work shall be continued and systematically carried out until the respective appropriate date further shown in the said schedule.

The means to be adopted shall be "free feeding" with unpoisoned baits in well-defined trails for no less than three nights in succession, followed by the laying of poisoned baits. Baits to be comprised of oats or apples with "1080" poison.

Schedule.

Date of Commencement of Work; Work Carried Out Until.

Kununoppin-Trayning-Yelbeni Vermin District; 12th February, 1962, to 30th May, 1962.
Mukinbudin Vermin District; 12th February, 1962, to 30th May, 1962.
Koorda Vermin District; 12th February, 1962, to 30th May, 1962.
Mount Marshall Vermin District; 12th February, 1962, to 30th May, 1962.
Donnybrook Vermin District; 29th January, 1962, to 5th March, 1962.
Bruce Rock Vermin District; 12th February, 1962, to 30th May, 1962.
Narembeen Vermin District; 12th February, 1962, to 30th May, 1962.
Kellerberrin Vermin District; 12th February, 1962, to 30th May, 1962.
Merredin Vermin District; 12th February, 1962, to 30th May, 1962.
Nungarin Vermin District; 12 February, 1962, to 30th May, 1962.

T. C. DUNNE,
Chairman, Agriculture Protection Board.

VERMIN ACT, 1918-1960.
Woodanilling, Katanning, Broomehill, Tambellup, Esperance, Dowerin, Goomalling, Moora, Dan-daragan, Armadale-Kelmscott, Gosnells, Kwi-nana, Harvey and Murray Vermin Districts.

NOTICE is hereby given, pursuant to section 102A of the Vermin Act, 1918-1960, that it is pro-posed to use Sodium Fluoroacetate ("1080") in the Vermin Districts shown above for the poisoning of rabbits.

From the publication of this notice until further notice is published, the taking of rabbits or catch-ing by any means except by poisoning is prohibited. Rabbits taken in breach of this prohibition are likely to endanger or be detrimental to human health or life, if consumed as food.

A person who takes or attempts to take rabbits in the vermin districts shown above after the publication of this notice and before publication of a further notice cancelling this prohibition commits an offence against the Vermin Act, 1918-1960.

Penalty: Maximum of £100.
T. C. DUNNE,
Chairman, Agriculture Protection Board.

LIBRARY BOARD OF WESTERN AUSTRALIA
ACT, 1951-1955.

Library Board of Western Australia,
Perth, 30th November, 1961.

NOTICE is hereby given that, pursuant to the provisions of the Library Board of Western Aus-tralia Act, 1951-1955, to appoint the following persons selected by the Minister representing the respective bodies mentioned hereunder, to be mem-bers of the Library Board of Western Australia for four years as from the 1st day of December, 1961.

- Clifford Nathan Harris, of Perth; City of Perth.
Cecil Leonard Harvey, of Cottesloe; Local Gov-ernment Association of Western Australia.
Bruce William Francis Lee, of Fremantle; Fremantle City Council.
Leslie Western Nenke, of Moora; Country Shire Councils' Association of Western Australia.
William Thomas Griffiths Richards, of Ned-lands; Library Association of Australia (Western Australian Branch).
Alfred Horace Rushton, of Northam; Country Municipal Councils' Association of Western Australia.

F. A. SHARR,
State Librarian.

WESTERN AUSTRALIAN GOVERNMENT TENDER BOARD
Accepted Tenders

Schedule No.	Contractor	Particulars	Department Concerned	Rate
562A, 1961	....	Supply and Installation of X-ray Equip-ment, as follows :— Item 1, Tender " A "	R.P.H.	£9,926 1s.
	S. Van Dal & Co. Pty. Ltd.	Item 2, Alternative		£2,925
704A, 1961	Watson Victor Australian Blue Metal Ltd.	Supply of Screenings, as follows :— Item 1, No. 2 size Item 1, No. 3 size Item 2	M.R.D.	42s. 9d. per cu. yd. 42s. 9d. per cu. yd. Cartage rates on application
807A, 1961	....	Supply of 4-Wheel Drive Vehicles, as follows :— Item 1 Item 2 Item 3	Forests	£1,197 each £2,253 12s. each £2,562 4s. 4d. each
733A, 1961	British Tractor & Mach- inery Pty. Attwood Motors International Harvester Co. of Aust. Pty. Ltd. Parfait Pty. Ltd.	Making only of Uniforms, Dresses and Capes for Nursing Aides during period 7/12/61 to 31/10/62, as follows :— Item 1 Item 2	R.P.H.	12s. each 7s. each
806A, 1961	W.A. Industrial Sales & Service Pty. Ltd.	Supply of Diesel Tandem drive Motor Grader	Forests	£5,298
822A, 1961	.... Watson Victor Ltd..... S. Van Dal & Co. Pty. Ltd.	Supply of X-ray Equipment, as follows :— Item 1 Item 2 Item 3	Medical	£1,500 £598 £751 16s.
848A, 1961	John Dunstan & Son (W.A.) Ltd.	Supply of Crushed Stone and Concreting Sand during period 1/1/62 to 30/6/62, as follows :— Item 1 (a) Item 1 (b) Item 2	M.W.S.	36s. 3d. per ton 36s. per ton 8s. 1d. per cu. yd.
....	West Australian Funer- al Directors Associa- tion	Burials for Pensioners, Destitute Persons and Destitute Natives (Metro. Area) during period 1/1/62 to 31/12/62	Various	At rates tendered
823A, 1961	Atlas Copeco Aust. Pty. Ltd.	Supply of Portable Air Compressor	P.W.D.	£1,597
748A, 1961	Dobbie Dico Meter Co. (W.A.) Pty. Ltd.	Supply of Fire-fighting Hose and Couplings	Forests	£8 11s. 4d. per length
648A, 1961	The Structural Engin- eering Co. of W.A. Pty. Ltd.	Supply and Fabrication of 57 ft. Girder Bridge Span	W.A.G.R.	£1,703
873A, 1961	.... Balcutta Lime & Stone Pty. Ltd. Swan Portland Cement	Supply of Lime during period 1/1/62 to 31/12/62, as follows :— Items 1 (a), 1 (b), 2 (a), 2 (b), (c), 3 (a), 3 (b), 4 (a), 4 (b), 4 (c), 5 and 6 Items 7 and 8	Various	At rates tendered
784A, 1961 to 800A, inclusive	....	Cartage of General Battery Supplies to State Batteries	Mines	Details on application
870A, 1961	D. Bonney	Disposal of Ajax Pumping Outfit, M.R.D. 404	P.W.D.	£15

WESTERN AUSTRALIAN GOVERNMENT TENDER BOARD—continued.

Tenders for Government Supplies

Date of Advertising	Schedule No.	Supplies Required	Date of Closing
1961			1961
Nov. 28	913A, 1961	Bitumen Tar Spray Units and Diesel Powered Cab and Chassis Units....	Dec. 21
Dec. 8	931A, 1961	D.C. Welder and Pneumatic Tyred Trailer	Dec. 21
Dec. 8	933A, 1961	Firewood for Fremantle Hospital 1/2/62 to 31/1/63	Dec. 21
Dec. 8	934A, 1961	Chip Bath Heaters during period 1/2/62 to 31/1/63....	Dec. 21
Dec. 8	935A, 1961	Meat and Smallgoods to Whitby Falls Mental Home....	Dec. 21
Dec. 8	937A, 1961	Refrigerated Cabinet for South Perth Agricultural College	Dec. 21
Dec. 8	938A, 1961	Copper Tube	Dec. 21
Dec. 8	949A, 1961	Fan and Filter Units for East Perth Plant Workshop	Dec. 21
Dec. 8	108	Biscuits and Cake	Dec. 21
Dec. 8	109	Groceries	Dec. 21
Dec. 8	110	Soaps and Polishes	Dec. 21
			1962
Dec. 8	940A, 1961	†Supply of Automatic Cleaning Plant	Jan. 4
Dec. 12	955A, 1961	X-ray Equipment for Perth Chest Clinic	Jan. 4
Dec. 15	959A, 1961	Serge and Overcoating for Uniforms for W.A.G.R.	Jan. 4
Dec. 15	960A, 1961	Electric Steam Generator	Jan. 4
Dec. 15	965A, 1961	6 in. R.C. Pipes	Jan. 4
Nov. 28	910A, 1961	Machinery for Narrogin Sewage Pumping Station No. 1	Jan. 11
Dec. 15	954A, 1961	Diesel Fuel Oil for Wyndham Meat Works	Jan. 11
Dec. 15	961A, 1961	Supply, Delivery and Erection of Machinery Shed and Store at Wiluna	Jan. 11
Dec. 15	962A, 1961	Washing Machines (Domestic)	Jan. 11
Dec. 15	963A, 1961	Polishers (Industrial and Domestic) and Vacuum Cleaners (Domestic and Semi-Industrial)	Jan. 11
Dec. 15	964A, 1961	Electric Meters for S.E.C.	Jan. 11
Dec. 8	950A, 1961	Generating Plant for Onslow Power Station	Ext. to Jan. 25
Dec. 1	911A, 1961*†	Star Delta Transformer	Feb. 1

* Documents available from Agent General for W.A., 115 The Strand, London, W.C. 2.

† Documents available for inspection only at W.A. Government Liaison Offices, Melbourne and Sydney.

Addresses—Liaison Offices—

W.A. Government Liaison Office,
No. 10 Royal Arcade, Melbourne, C1.

W.A. Government Liaison Office,
Room 105, 82 Pitt Street, Sydney.
Agent General for W.A.—
115 The Strand, London, W.C. 2.

For Sale by Tender

Date of Advertising	Schedule No.	For Sale	Date of Closing
1961			1961
Dec. 5	930A, 1961	No. 12 Caterpillar Grader at Main Roads Depot, Derby	Dec. 21
Dec. 8	932A, 1961	Miscellaneous Surplus Materials	Dec. 21
Dec. 8	936A, 1961	Surplus Spare Parts for the following vehicles and equipment : International L110, Cletrac & Fordson Tractors, B.S.A. Motor Cycle, Austin A40 and miscellaneous Piston Rings	Dec. 21
Dec. 8	939A, 1961	Malcolm Moore Front End Loader (MRD435)	Dec. 21
Dec. 8	941A, 1961	Nissen Huts at Kelmscott	Dec. 21
Dec. 8	942A, 1961	Tyres and Tubes	Dec. 21
Dec. 8	943A, 1961	Typewriters, Typewriter Carriage, Stencil Machine and Adding Machine	Dec. 21
Dec. 8	944A, 1961	1950 3-ton Austin Steel Decked Table-Top Dual Wheel Truck (WAG2334)	Dec. 21
Dec. 8	945A, 1961	1954 Holden Utility (WAG3218)—Recalled	Dec. 21
Dec. 8	947A, 1961	Pumping Outfit (MRD464)	Dec. 21
Dec. 8	948A, 1961	Malcolm Moore 8-ton Road Roller (MR31)	Dec. 21
Dec. 8	951A, 1961	Miscellaneous Secondhand Furniture	Dec. 21
Dec. 8	953A, 1961	Portable E.C.'s Hydraulic Rams, Lawn Mowers and Sewing Machines	Dec. 21
Dec. 12	956A, 1961	1959 Ford Zephyr Utility (WAG5225)	Dec. 21
			1962
Dec. 8	946A, 1961	1956 4 x 4 International 5-ton Tip Truck at P.W.D. Plant Workshop, Wyndham	Jan. 4
Dec. 8	952A, 1961	Steel Joists at Bunbury	Jan. 4
Oct. 15	957A, 1961	1952 Bedford 5-ton Dual Wheeled Cab and Chassis (WAG107)	Jan. 4
Oct. 15	958A, 1961	Miscellaneous Surplus Materials	Jan. 4

Tenders addressed to the Chairman, Government Tender Board, 74 Murray Street, Perth, will be received for the above-mentioned supplies until 10 a.m. on the dates of closing.

Tenders must be properly indorsed on envelopes otherwise they are liable to rejection.

Tender forms and full particulars may be obtained on application at the Tender Board Office, 74 Murray Street, Perth.

No Tender necessarily accepted.

15th December 1961.

A. H. TELFER,
Chairman, Tender Board.

APPOINTMENTS.

(Under section 6 of the Registration of Births, Deaths and Marriages Act, 1894-1956.)

Registrar General's Office,
Perth, 13th December, 1961.

THE following appointments have been approved:—

R.G. No. 36/61.—Mr. Daniel Rees, as District Registrar of Births, Deaths and Marriages for the Fremantle Registry District, to maintain an office at Fremantle, during the absence on leave of Mr. Gregory Maurice Hickey; this appointment dates from 1st December, 1961.

R.G. No. 47/61.—Mr. Alan Lloyd Jaques, as District Registrar of Births, Deaths and Marriages for the Northam Registry District, to maintain an office at Northam, during the absence on leave of Mr. William Fellowes; this appointment dates from 11th December, 1961.

R.G. No. 83/61.—Constable Peter Brian Sullivan, as Assistant District Registrar of Births and Deaths for the Katanning Registry District, to maintain an office at Kojonup, during the absence of Constable Ramsay McDonald Lawrence; this appointment dates from 2nd December, 1961.

E. J. BROWNFIELD,
Registrar General.

REGISTRATION OF MINISTERS.

(Pursuant to Part III of the Registration of Births, Deaths and Marriages Act, 1894-1956.)

Registrar General's Office,
Perth, 13th December, 1961.

Appointment.

IT is hereby published for general information that the undermentioned minister has been duly registered in this office for the Celebration of Marriages throughout the State of Western Australia:—

R.G. No.; Date; Name; Address of Residence;
Registry District.

*Gospel Lighthouse of the International Church of
The Four Square Gospel in W.A.*

2052/61; 13/12/61; Mr. Peter John Wade; 37 Lyons
Street, Cottesloe; Perth.

Cancellations.

IT is hereby published for general information that the names of the undermentioned ministers have been duly removed from the register in this office of ministers registered for the Celebration of Marriages throughout the State of Western Australia:—

R.G. No.; Date; Name; Address of Residence;
Registry District.

Church of England.

2031/58; 1/10/61; Rev. Harold le Hardy Hughes-
D'Aeth; The Rectory, Carnarvon; Gascoyne.
Roman Catholic.

2038/61; 1/12/61; Rev. Laurynas Kemesis; St.
John's Hospital, Rivervale; Perth.

E. J. BROWNFIELD,
Registrar General.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (145) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian

Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Mining (Lead) Award No. 40 of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 17.—Holidays.

Delete this clause and insert in lieu thereof:—

Clause 17.—Holidays.

The following days or the days observed in lieu shall be allowed as holidays without deduction of pay, namely: Christmas Day, Good Friday, Easter Monday, Labour Day and one additional day in each calendar year to be nominated by the employer. Where Christmas Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday; in such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted. Provided that any worker who does not present himself for work (if required) on the working day following any of the abovementioned holidays shall not be entitled to be paid for such holiday unless he produces proof satisfactory to the employer that he was prevented by sickness from presenting himself for work on any such day and that such sickness was not due to intemperance or misconduct. All work performed on any of the aforementioned holidays shall be paid for at double time, except work in connection with repairs to machinery which has broken down and has caused a stoppage of operations, when the rates shall be time and a half throughout.

Clause 18.—Annual Leave.

Delete subclause (b) of this clause and insert in lieu thereof the following:—

(b) Three (3) weeks' holiday, including fifteen (15) working days, on full pay, shall be granted once in each year to every worker; provided he has worked two hundred and forty-one (241) shifts at ordinary rates of pay, and should he have worked less than two hundred and forty-one (241) such shifts when the said holiday is taken, or at the termination of his employment, he shall be paid for a proportionate number of holidays. Payment for the said holidays shall be at the rate of pay the worker is receiving immediately before the holiday is taken or employment terminated. Provided further that where the worker is justifiably dismissed for misconduct he shall not be entitled to the benefits of the provisions of this clause. In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (84) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA

No. 35 of 1960.

Between Independent Schools Salaried Officers' Association of Western Australia Industrial Union of Workers, Applicant, and Management of Saint Hilda's Church of England Girls' School and Others, Respondents.

THE Conciliation Commissioner in pursuance of the powers and duties conferred upon him by Section 108B of the Industrial Arbitration Act, 1912-1952, and in pursuance of a remission made to him by the Court of Arbitration, doth hereby make the following Award in connection with the industrial dispute between the abovenamed parties.

Award.

1.—Title.

This Award shall be known as the "Independent Schools' (Assistant Mistresses) Award".

2.—Arrangement.

1. Title.
2. Arrangement.
3. Area.
4. Scope.
5. Application of lower rates.
6. Definitions.
7. Term.
8. Contract of Service.
9. Absence through Sickness.
10. Salaries and Allowances.
11. Holidays and School vacations.
12. Under-rate Assistant Mistresses.
13. Board of Reference.
14. Long Service Leave.

3.—Area.

This Award shall have effect over the area comprised within the South-West Land Division of the State of Western Australia.

4.—Scope.

This Award shall apply to Assistant Mistresses employed by the respondents in the classifications described in Clause 10 of this Award.

5.—Application of Lower Rates.

(a) Notwithstanding the salaries herein prescribed any person who desires to render service in a teaching capacity from a religious motive, may be employed on a salary agreed upon between the individual and the particular respondent such salary to be not less than the basic wage prescribed for adult females provided—

That the individual and respondent shall make a joint application in writing by registered post to the Industrial Registrar to be excluded from the Award salary schedule within one month of the salaries herein prescribed becoming operative or within one month of such person commencing employment. Such application shall set out the annual salary rate agreed between the parties.

(b) Permission shall be deemed to have been granted by the forwarding of the application in the above manner, and such application or applications shall be made available by the Industrial Registrar for perusal by any interested party.

(c) Liberty is reserved to the applicant to apply at any time during the currency of this Award to amend or delete this clause.

6.—Definitions.

"Assistant Mistress" shall mean and include any female Teacher other than the Head Mistress or Principal.

"Assistant Mistress—Full time" shall mean an Assistant Mistress who is engaged for teaching and supervising for a full teaching week.

"Assistant Mistress—Part time" shall mean an Assistant Mistress who is engaged to work regularly for a period of time less than a full teaching week.

"Assistant Mistress—On Supply" shall mean an Assistant Mistress appointed for a period of one term or less or an Assistant Mistress relieving an absent Assistant Mistress.

Liberty is reserved to either party to apply to amend the definitions of "part-time" and/or "full time".

7.—Term.

The term of this Award shall be for a period of three (3) years as from the date hereof, excepting Clause 10 (Salaries and Allowances) which clause shall commence to operate as from the first day of January, 1962.

8.—Contract of Service.

(a) Except as hereinafter provided in this clause, a minimum period of six (6) weeks' notice on either side shall be necessary to terminate the engagement of an Assistant Mistress. Provided that if such notice is not given, six (6) weeks' pay shall be paid by the employer or forfeited by the Assistant Mistress.

(b) The contract of service of an Assistant Mistress—on supply shall be terminable by not less than one week's notice on either side.

(c) (i) All notice of termination shall be given in writing and given wholly within the period of any school term.

(ii) Notice given in the third term shall be given to expire on the 31st December.

9.—Absence Through Sickness.

(a) An Assistant Mistress shall be entitled to payment for non-attendance on the ground of personal ill-health for one-twelfth (1/12th) of a week's pay for each completed month of service: Provided that, subject to subclause (f) hereof, payment for absence through such ill-health shall be not less than one (1) week's pay in each calendar year.

(b) Payment hereunder may be adjusted at the end of each calendar year or at the time the Assistant Mistress leaves the service of the employer, in the event of the Assistant Mistress being entitled by service subsequent to the sickness to a greater allowance than that made at the time the sickness occurred.

(c) This clause shall not apply when an Assistant Mistress is entitled to compensation under the Workers' Compensation Act.

(d) An Assistant Mistress shall not be entitled to receive any wages from her employer for any time lost through the result of an accident not arising out of or in the course of her employment or for any accident, wherever sustained arising out of her own wilful default or for sickness arising out of her own wilful default.

(e) No Assistant Mistress shall be entitled to the benefits of this clause unless she produces proof satisfactory to her employer of sickness, but the employer shall not be entitled to a medical certificate unless the absence is for three (3) days or more.

(f) Sick leave shall accumulate from year to year so that any balance of the period specified in subclause (a) of this clause which has not been allowed in any year to any Assistant Mistress by her employer as paid sick leave may be claimed by the Assistant Mistress and, subject to the conditions hereinbefore prescribed, shall be allowed by her employer in any subsequent year without diminution of the sick leave prescribed in respect of that year: Provided that sick leave which accumulates pursuant to this subclause shall be available to the Assistant Mistress for a period of two years but no longer from the end of the year in which it accrues.

(g) Any time in respect of which an Assistant Mistress is absent from work except time for which she is entitled to claim sick pay or time spent on holidays or school vacations as prescribed by this Award shall not count for the purpose of determining her right to payment under this clause.

10.—Salaries and Allowances.

(a) Basic Wage:

	Per Week	Per Annum
	£ s. d.	£
(i) Within a radius of (15) miles from the G.P.O., Perth	11 5 5	586
(ii) Outside a fifteen (15) mile radius from the G.P.O., Perth, but within the South West Land Division	11 4 2	583

(b) The following shall be the minimum rates of salaries payable to Assistant Mistresses in Independent Schools:—

(b) MARGIN OVER FEMALE BASIC WAGE PER ANNUM

Classification	Assistant Mistresses not elsewhere provided for	Primary Assistant Mistresses holding teacher's Certificate and/or University Degree	Secondary Assistant Mistresses holding teacher's Certificate	Secondary Assistant Mistresses holding a University Degree (other than B.Ed.)	Secondary Assistant Mistresses holding : (i) University Degree and Diploma of Ed. or (ii) University Degree and Teacher's Certificate or (iii) Bach. of Ed. Degree
	£	£	£	£	£
1st year's experience	160	265	300	335	370
2nd " "	195	300	335	370	405
3rd " "	230	335	370	405	445
4th " "	265	370	405	440	485
5th " "	300	405	440	475	525
6th " "	335	440	480	515	565
7th " "	370	475	520	555	605
8th " "	405	510	560	595	645
9th " "	440	545	600	635	685
10th " "	475	580	640	675	725
11th " "	475	615	680	715	765
12th " "	475	650	715	755	805
13th " "	475	685	755	795	845
14th " "	475	685	755	795	885

(c) In addition to the salaries prescribed in subclauses (a) and (b) hereof the following additional amounts shall be payable:—

Per Annum
£

(i) The Senior Mistress in a Secondary School:

(a) with an enrolment of 300 pupils or more 150

(b) with an enrolment of less than 300 pupils 100

(ii) Assistant Mistresses who teach fifteen (15) periods or more in sub Leaving and/or Leaving years 50

(iii) Assistant Mistresses in the Primary School who regularly teach periods in the Secondary School shall be paid the appropriate Secondary School rate prescribed for the time they are so teaching in the Secondary School.

(d) "Experience". For the purpose of this clause shall mean experience as a full time teacher in the employing School.

Provided that continuous full time experience in other schools shall be taken into account in determining the position on the salary scale for new appointees, but the period so allowed shall not exceed five (5) years unless the Principal determines otherwise.

(e) Assistant Mistresses—Part time shall be paid not less than the following:—

(i) For each period of up to forty (40) minutes—

Graduates—Twenty shillings (20s.) per period.

Non Graduates—Teacher's Certificate—Eighteen shillings (18s.) per period.

All others—Fifteen shillings (15s.) per period.

(ii) The provisions for Assistant Mistresses—Full time, contained in this Award shall apply to Assistant Mistresses—Part time except where specifically excluded.

(f) Assistant Mistresses.—On supply shall be paid one-fortieth (1/40th) of the appropriate annual salary prescribed in this Award for each week of employment.

(g) (i) Assistant Mistresses in Kindergartens (conducted mornings only) holding a Kindergarten Diploma, shall be paid a minimum salary at the rate of £665 per annum.

(ii) Assistant Mistresses in Kindergartens (conducted mornings only) and being untrained, shall be paid a minimum salary at the rate of two-thirds (2/3rds) of the appropriate total rate prescribed in column one (1) provided that such rate shall not exceed the rate provided for the eighth year in column one (1) of subclause (b) of this clause.

(h) (i) The basic wage per annum is ascertained by multiplying the basic wage for females per week as declared by the Court of Arbitration from time to time by fifty-two (52), to the nearest pound.

(ii) For the purpose of adjustment and payment, the weekly salary shall be calculated as one fifty-second (1/52nd) of the annual salary, the fortnightly salary as one twenty-sixth (1/26th) of the annual salary and the monthly salary as one-twelfth (1/12th) of the annual salary.

11.—Holidays and School Vacations.

(a) Except as hereinafter provided, an Assistant Mistress shall be allowed the holidays granted to her by the School in which she is employed, including term and Christmas vacations without deduction of pay.

(b) If after one month's continuous service an Assistant Mistress lawfully terminates her employment or her employment is terminated by the employer through no fault of the Assistant Mistress, the Assistant Mistress shall be granted pay in lieu of vacation leave proportionate to her length of service.

(c) Any time in respect of which the Assistant Mistress is absent from work except time for which she is entitled to claim sick leave or time spent on school holidays or vacations as prescribed by clauses 9 and 11 hereof shall not count for the purposes of determining her right to vacation leave.

(d) An assistant Mistress who is justifiably dismissed for misconduct shall not be entitled to the benefits of the provisions of this clause.

(e) The provisions of this clause shall not apply to "Assistant Mistresses—on Supply" or "Assistant Mistresses—Part time".

12.—Under-rate Assistant Mistresses.

Any Assistant Mistress who by reason of age or infirmity is unable to earn the minimum wage may be paid such lesser salary as may from time to time be agreed upon between the Union, and the employer, provided in the event of no agreement being arrived at between the aforementioned parties the matter may be referred to the Board of Reference for determination.

13.—Board of Reference.

(a) The Court hereby appoints for the purpose of this Award, a Board of Reference.

(b) The Board shall consist of a Chairman appointed by the Court and two representatives, one to be nominated by each of the parties to this Award.

(c) The Board is hereby assigned the following functions in the event of disagreement between the parties bound by this Award:—

- (i) Adjusting any matters of difference which may arise from time to time between the parties, except where they involve interpretation of this Award in any or all of its provisions.
- (ii) Deciding any other matter which the Court may refer to the Board from time to time.

(d) The provisions of Regulation 106 of the Industrial Arbitration Act, 1912-1952 shall be deemed to apply to any Board of Reference appointed hereunder.

14.—Long Service Leave.

Long Service Leave shall not include any portion of the Christmas vacation.

(a) Right to Leave.

A worker shall as herein provided be entitled to leave with pay in respect of long service.

(b) Long Service.

(1) The long service which shall entitle a worker to such leave shall, subject as herein provided, be continuous service with one and the same employer.

(2) Such service shall include service prior to the 24th December, 1958 if it continued until such time but only to the extent of the last twenty completed years of continuous service.

(3) (i) Where a business has, whether before or after the coming into operation hereof, been transmitted from an employer (herein called "the transmitter") to another employer (herein called "the transferee") and a worker who at the time of such transmission was an employee of the transmitter in that business becomes an employee of the transferee—the period of the continuous service which the worker has had with the transmitter (including any such service with any prior transmitter) shall be deemed to be service of the worker with the transferee.

(ii) In this subclause "transmission" includes transfer, conveyance, assignment or succession whether voluntary or by agreement or by operation of law and "transmitted" has a corresponding meaning.

(4) Such service shall include—

- (a) Any period of absence from duty on any annual leave or long service leave.
- (b) Any period of absence from duty necessitated by sickness or injury to the worker but only to the extent of fifteen working days in any year of his employment.
- (c) Any period following any termination of the employment by the employer if such termination has been made merely with the intention of avoiding obligations hereunder in respect of long service leave or obligations under any award in respect of annual leave.

(d) Any period during which the service of the worker was or is interrupted by service—

- (i) as a member of the Naval, Military or Air Forces of the Commonwealth of Australia other than as a member of the British Commonwealth Occupation Forces in Japan and other than as a member of the Permanent Forces of the Commonwealth of Australia except in the circumstances referred to in section 31 (2) of the Defence Act, 1903-1956, and except in Korea or Malaya after June 26th, 1950;
- (ii) as a member of the Civil Construction Corps established under the National Security Act, 1939-1946;
- (iii) in any of the Armed Forces under the National Service Act, 1951 (as amended).

Provided that the worker as soon as reasonably practicable on the completion of any such service resumed or resumes employment with the employer by whom he was employed immediately before the commencement of such service.

(5) Service shall be deemed to be continuous notwithstanding—

- (a) the transmission of a business as referred to in paragraph (3) hereof;
- (b) any interruption of a class referred to in paragraph (4) hereof irrespective of the duration thereof;
- (c) any absence from duty authorised by the employer;
- (d) any standing-down of a worker in accordance with the provisions of an Award, Industrial Agreement, Order or Determination under either Commonwealth or State law;
- (e) any absence from duty arising directly or indirectly from an industrial dispute if the worker returns to work in accordance with the terms of settlement of the dispute;
- (f) any termination of the employment by the employer on any ground other than slackness of trade if the worker be re-employed by the same employer within a period not exceeding two months from the date of such termination;
- (g) any termination of the employment by the employer on the ground of slackness of trade if the worker is re-employed by the same employer within a period not exceeding six months from the date of such termination;
- (h) any reasonable absence of the worker on legitimate union business in respect of which he has requested and been refused leave;
- (i) any absence from duty after the coming into operation of this clause by reason of any cause not specified in this clause unless the employer during the absence or within fourteen days of the termination of the absence notifies the worker in writing that such absence will be regarded as having broken the continuity of service, which notice may be given by delivery to the worker personally or by posting it by registered mail to his last recorded address, in which case it shall be deemed to have reached him in due course of post.

Provided that the period of any absence from duty or the period of any interruption referred to in placita (c) to (i) inclusive of this paragraph shall not (except as set out in paragraph (4) hereof) count as service.

(c) Period of Leave.

(1) The leave to which a worker shall be entitled or deemed to be entitled shall be as provided in this subclause.

(2) Where a worker has completed at least 20 years' service the amount of leave shall be—

- (a) in respect of 20 years' service so completed—13 weeks' leave;

(b) in respect of each 10 years' service completed after such 20 years—six and a half weeks' leave.

(3) Where a worker has completed at least 15 years' service since its commencement and his employment is terminated—

(a) by his death;

(b) in any circumstances otherwise than by the employer for serious misconduct;

the amount of leave shall be—

(i) if such determination takes place before the worker has become entitled to leave under placitum (a) of paragraph (2) hereof such proportion of 13 weeks' leave as the number of completed years of such service bears to 20 years;

(ii) if such termination takes place after the worker has become entitled to leave under placitum (a) of paragraph (2) hereof the leave due under such placitum and in addition such proportion of 13 weeks' leave as the number of completed years of such service after the accrual of such entitlement bears to 20 years.

(4) Where a worker has completed at least 10 years' service but less than 15 years' service since its commencement and his employment is terminated—

(i) by his death; or

(ii) by the employer for any reason other than serious misconduct; or

(iii) by the worker on account of sickness or injury to the worker or domestic or other pressing necessity where such sickness or injury or necessity is of such a nature as to justify or in the event of a dispute is in the opinion of the Special Board of Reference, of such a nature as to justify such termination;

the amount of leave shall be such proportion of 13 weeks' leave as the number of completed years of such service bears to 20 years.

(5) In the cases to which paragraphs (3) and (4) hereof apply the worker shall be deemed to have been entitled to and to have commenced leave immediately prior to such termination.

(d) Payment for Period of Leave.

(1) A worker shall subject to paragraph (3) hereof, be entitled to be paid for each week of leave to which he has become entitled or is deemed to have become entitled the ordinary time rate of pay applicable to him at the date he commences such leave.

(2) Such ordinary time rate of pay shall be the rate applicable to him for the standard weekly hours which are prescribed by this award, but in the case of casuals and part-time workers shall be the ordinary time rate for the number of hours usually worked up to but not exceeding the prescribed standard.

(3) Where by agreement between the employer and the worker the commencement of the leave to which the worker is entitled or any portion thereof is postponed to meet the convenience of the worker, the rate of payment for such leave shall be at the ordinary time rate of pay applicable to him at the date of accrual or, if so agreed, at the ordinary time rate of pay applicable at the date he commences such leave.

(4) The ordinary time rate of pay—

(a) shall include any deductions from wages for board and/or lodging or the like which is not provided and taken during the period of leave;

(b) shall not include shift premiums, overtime, penalty rates, commissions, bonuses, allowances or the like.

(5) In the case of workers employed on piece or bonus work or any other system of payment by results payment shall be at ordinary time rates.

(e) Taking Leave.

(1) In a case to which paragraph (2) of subclause (c) applies—

(a) Leave shall be granted and taken as soon as reasonably practicable after the right thereto accrues due or at such time or

as may be agreed between the employer and the worker or in the absence of such agreement at such time or times as may be determined by the Special Board of Reference, having regard to the needs of the employer's establishment and the worker's circumstances.

(b) Except where the time for taking leave is agreed to by the employer and the worker or determined by the Special Board of Reference the employer shall give to a worker at least one month's notice of the date from which his leave is to be taken.

(c) Leave may be granted and taken in one continuous period or if the employer and the worker so agree in not more than three separate periods in respect of the first 13 weeks' entitlement and in not more than two separate periods in respect of any subsequent period of entitlement.

(d) Any leave shall be inclusive of any public holidays specified in this award occurring during the period when the leave is taken but shall not be inclusive of any annual leave.

(e) Payment shall be made in one of the following ways:—

(i) in full before the worker goes on leave;

(ii) at the same time as his wages would have been paid to him if the worker had remained at work, in which case payment shall, if the worker in writing so requires, be made by cheque posted to an address specified by the worker; or

(iii) in any other way agreed between the employer and the worker.

(f) No worker shall, during any period when he is on leave, engage in any employment for hire or reward in substitution for the employment from which he is on leave, and if a worker breaches this provision he shall thereupon forfeit his right to leave hereunder in respect of the unexpired period of leave upon which he has entered, and the employer shall be entitled to withhold any further payment in respect of the period and to reclaim any payments already made on account of such period of leave.

(2) In a case to which paragraph (3) or paragraph (4) of subclause (c) applies and in any case in which the employment of the worker who has become entitled to leave hereunder is terminated before such leave is taken or fully taken the employer shall, upon termination of his employment otherwise than by death pay to the worker, and upon termination of employment by death pay to the personal representative of the worker upon request by the personal representative, a sum equivalent to the amount which would have been payable in respect of the period of leave to which he is entitled or deemed to have been entitled and which would have been taken but for such termination. Such payment shall be deemed to have satisfied the obligation of the employer in respect of leave hereunder.

(f) Granting Leave in Advance and Benefits to be Brought into Account.

(1) Any employer may by agreement with a worker allow leave to such a worker before the right thereto has accrued due, but where leave is taken in such a case the worker shall not become entitled to any further leave hereunder in respect of any period until after the expiration of the period in respect of which such leave had been taken before it accrued due.

(2) Where leave has been granted to a worker pursuant to the preceding paragraph before the right thereto has accrued due, and the employment subsequently is terminated, the employer may deduct from whatever remuneration is payable upon the termination of the employment a proportionate amount on the basis of 13 weeks for

twenty years' service in respect of any period for which the worker has been granted long service leave to which he was not at the date of termination of his employment or prior thereto entitled.

(3) Any leave in the nature of long service leave or payment in lieu thereof under a State law or a long service leave scheme not under the provisions hereof granted to a worker by his employer in respect of any period of service with the employer shall be taken into account whether the same is granted before or after the coming into operation hereof and shall be deemed to have been leave taken and granted hereunder in the case of leave with pay to the extent of the period of such leave and in the case of payment in lieu thereof to the extent of a period of leave with pay equivalent to the amount of the payment and to be satisfaction to the extent thereof of the entitlement of the worker hereunder.

(g) Records to be Kept.

(1) Each employer shall during the employment and for a period of 12 months thereafter, or in the case of termination by death of the worker a period of three years thereafter, keep a record from which can be readily ascertained the name of each worker and his occupation, the date of the commencement of his employment and his entitlement to long service leave and any leave which may have been granted to him or in respect of which payment may have been made hereunder.

(2) Such record shall be open for inspection by an accredited representative of the applicant Union during normal office hours.

(h) Special Board of Reference.

(1) There shall be constituted a Special Board of Reference for the purpose hereof to which all disputes and matters arising hereunder shall be referred and the Board shall determine all such disputes and matters.

(2) There shall be assigned to such Board the functions of—

- (a) the settlement of disputes on any matters arising hereunder;
- (b) the determination of such matters as are specifically assigned to it hereunder.

(3) The Board of Reference shall consist of one representative or substitute therefor nominated from time to time by the Western Australian Employers' Federation (Incorporated) and one representative or substitute nominated from time to time by the West Australian Trade Unions Industrial Council (A.L.P.) together with a chairman to be mutually agreed upon by the organisations named in this paragraph.

(i) State Law.

(1) The provisions of any State law to the extent to which they have before the coming into operation hereof conferred an accrued right on a worker to be granted a period of long service leave in respect of a completed period of 20 or more years' service or employment or an accrued right on a worker or his personal representative to payment in respect of long service leave shall not be affected hereby and shall not be deemed to be inconsistent with the provisions hereof.

(2) The entitlement of any such worker to leave in respect of a period of service with the employer completed after the period in respect of which the long service leave referred to in paragraph (1) hereof accrued due shall be in accordance herewith.

(3) Subject to paragraphs (1) and (2) hereof, the entitlement to leave hereunder shall be in substitution for and satisfaction of any long service leave to which the worker may be entitled in respect of employment of the worker by the employer.

(4) An employer who under any State law with regard to long service leave is exempted from the provision of that law as at the twenty-fourth day of December, 1958, shall in respect of the workers covered by such exemption be exempt from the provisions hereof.

(j) Exemptions.

The Special Board of Reference may subject to such conditions as it thinks fit exempt any employer from the provisions hereof in respect of its

employees where there is an existing or prospective long service leave scheme which, in its opinion is, viewed as a whole, more favourable for the whole of the employees of that employer than the provisions hereof.

(k) Liberty to Apply.

Liberty is granted to any party to this award to apply to the Court at any time for an appropriate variation of this Clause if any of the terms and conditions operating under the code of Long Service Leave being negotiated between the Australian Council of Trade Unions and Federal Employers' Organisations is varied in any way.

In witness whereof this Award has been signed by the Conciliation Commissioner this 3rd day of October, 1961.

(Sgd.) S. F. SCHNAARS,
Conciliation Commissioner.

Schedule of Respondents.

Hale School, West Perth.
Guildford Grammar School, Guildford.
Scotch College, Claremont.
Aquinas College, Manning.
Christian Brothers' College, Perth.
Methodist Ladies' College, Claremont.
St. Mary's Church of England Girls' School, West Perth.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (79) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Boulder Municipal Council) Award No. 35 of 1959 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 391 of 1960.

Between Government Water, Sewerage and Drainage Employees' Industrial Union of Workers, Applicant, and Hon. Minister for Water Supply, Sewerage and Drainage, Respondent.

No. 439 of 1960.

Between Hon. Minister for Water Supply, Sewerage and Drainage, Applicant, and Government Water, Sewerage and Drainage Employees' Industrial Union of Workers, Respondent.

HAVING heard Mr. J. Hardie on behalf of the applicant and Mr. L. E. Boylan on behalf of the respondent, I, the undersigned, Conciliation Commissioner of the Court of Arbitration, in pursuance of a remission to me by the said Court and in pursuance of the powers contained in Section 92 of the Industrial Arbitration Act, 1912-1952, do hereby order and declare—

That the Government Water, Sewerage and Drainage Employees' Award of 1956, No. 8 of 1956, as amended, be and the same is hereby further amended in the terms of the attached schedule.

These amendments shall operate as from and including the 4th day of October, 1961.

Dated at Perth this 3rd day of October, 1961.

(Sgd.) S. F. SCHNAARS,
Conciliation Commissioner.

Schedule.

3.—Definitions.—Add new subclauses (ar), (as), (at), (au) and (av) as follows:—

(ar) "Welder, Special Class" means a tradesman using electric arc and/or oxy-acetylene equipment and who is required to, and is competent to, apply general trade experience in welding all the following classes of metals: Mild steel, stainless steel, cast iron, aluminium, copper, brass, die-cast metal and magnesium.

(as) "Welder, First Class" means a worker using electric arc or acetylene, petrol or coal gas blow pipe on any work other than—

- (a) filling castings, or
- (b) cutting scrap metal, or
- (c) welding with the aid of jigs, or
- (d) operations specifically mentioned as being the work of a second, third or fourth-class welder in the definitions of those terms hereunder.

(at) "Welder, second Class" means a worker who—

- (a) uses any of the foregoing types of welding apparatus in filling castings, or
- (b) welds with the aid of jig, or
- (c) operates automatic welding machines for the setting up of which he is not responsible, or
- (d) operates a profile cutting or a straight line cutting machine.

(au) "Welder, Third Class" means a worker who uses any of the foregoing types of welding apparatus in tacking preparatory to the completion of work by any other worker.

(av) "Welder, Fourth Class" means a worker using an electric spot or butt-welding machine, or cutting scrap with oxy-acetylene blow pipe, petrol or coal gas blow pipe.

5. Contract of Service.—Delete existing subclause (a) of this clause and insert in lieu thereof the following:—

- (a) The contract of service shall be by the week and shall be terminable by one week's notice on either side or by the payment or forfeiture, as the case may be, of a week's wage in lieu of notice. In the case of a casual worker, one (1) day's notice shall suffice.

9. Special Rates and Provisions:

Subclause (a) to be re-named "Mixed Functions".

Delete existing subclauses (d), (m) (ii), (z) (i), (aa) (i), (ab) and (ah) of this clause and insert in lieu thereof the following:—

(d) Carpenter Setting Out.—A carpenter setting out shall receive the same allowance as prescribed for carpenters employed under the provisions of the Carpenters' 1953 Government Award.

"Setting out" means a carpenter or joiner who sets out work other than wood blocks and parquet flooring for three (3) or more carpenters.

(m) (ii) Other Workers.—Fourpence (4d.) per hour extra shall be paid to workers when engaged on work of an unusually dirty nature where clothes are necessarily unduly soiled or injured or boots are unduly injured by the nature of the work done.

(z) Tarring, Scraping or Brushing Pipes:

(i) Workers engaged on one or more of the operations of tarring, scraping, brushing or cleaning cast iron or steel pipes shall—

(a) if required to work wholly within the pipe be paid an allowance of four shillings (4s.) per day;

(b) subject to paragraph (a), when operating by hand on the inside of pipes be paid an allowance of two shillings (2s.) per day.

(aa) Working Inside Pipes:

(i) Welders working wholly inside pipes shall be paid an allowance of three shillings (3s.) per day provided this shall not apply to the fabrication of specials.

(ab) Welders Allowance for Fitters and Other Tradesmen.—A fitter or other tradesman, not specially employed as a welder, who in addition to his employment as such is also required to do welding, shall be paid one shilling and fourpence (1s. 4d.) per day extra whilst so employed.

(ah) Fuel, Kerosene and Water.—Steam pumping station workers (G.W.S.) shall be supplied with free fuel, kerosene and water. Electric pump attendants (G.W.S.) shall be supplied with free water and twelve shillings and sixpence (12s. 6d.) per week in lieu of fuel and kerosene.

13. Tea Breaks, Meal Hours, Refreshments.—Delete existing subclause (e) of this clause and insert in lieu thereof the following:—

(e) Any worker required to work overtime for more than one and a half (1½) hours after the ordinary ceasing time without being notified the previous day, shall be provided with a meal or be paid five shillings (5s.) for each meal, in addition to his overtime payment and time taken for such meal shall not be paid for: Provided, however, that this clause shall not apply when workers are camped.

16. Hours.—Delete existing subclauses (b) (vi) and (e) of this clause and insert in lieu thereof the following:—

(b) (vi) Sewerage Pumping Station Attendants shall complete the working week of forty (40) hours in five (5) days and shall receive normal rates of overtime for all hours worked in excess of eight (8) per day.

(e) Electric Pump Attendants (G.W.S.), Water Supply Pump Attendants (Metropolitan), and Spear Pump Attendants if required shall work five (5) shifts of eight (8) hours on seven (7) days a week and shall receive the appropriate shift penalty rates.

18. Overtime:

Sub-clause (b).—Delete letter (h) now appearing in line 4 and substitute in lieu thereof letter (c).

Sub-clause (c) (iii).—Delete letter (j) now appearing in line 2 and substitute in lieu thereof letter (i).

Delete letter (h) now appearing in line 8 and substitute in lieu thereof letter (j).

Add to existing sub-clause (d) of this clause the following proviso:—

Provided further that a two hour minimum shall apply in all cases where certain work is fairly regularly required to be performed on such day or days both in respect of a particular job or the industry as a whole, and a reasonable estimate of such work is that it can be performed within one hour.

Delete existing sub-clause (f) of this clause and insert in lieu thereof the following:—

(f) A caretaker, night officer, or water supply controller, called back to work on his Sunday or his day off, shall be paid double time for the time he works.

Add to existing sub-clause (h) the following:—
or until temporary measures have been effected enabling the completion of the work to be postponed.

Add to first paragraph of sub-clause (j) the words:—

and Spear Pump Attendants when on shift work.

26. Cooks at Camps:

Delete existing sub-clause (b) of this clause and insert in lieu thereof the following:—

(b) A cook so engaged shall be remunerated at the following rates:—

(i) A cook required to work seven (7) days per week shall be paid a margin of thirty-two shillings (32s.) plus three-fifths ($\frac{3}{5}$ ths) of the Basic Wage and margin to cover all overtime and week-end work.

(ii) A cook required to work six (6) days per week shall be paid a margin of thirty-two shillings (32s.) plus two-fifths ($\frac{2}{5}$ ths) of the Basic Wage and margin to cover all overtime and week-end work.

(iii) A cook required to work five (5) days per week Monday to Friday shall be paid a margin of thirty-two shillings (32s.) plus one-sixth ($\frac{1}{6}$ th) of the Basic Wage and margin to cover all overtime.

(iv) The decision as to whether a cook shall be employed five, six or seven days per week shall rest with the officer in charge of the job.

Sub-clause (c):

Delete the words "or under" appearing in line 5 of this sub-clause.

Delete the words and figures "twenty (20)" appearing in line 16 and insert in lieu thereof the words and figures "fifteen (15)."

Delete existing sub-clause (d) of this clause and insert in lieu thereof the following:—

Subject to sub-clause (b) (iv) of this clause, the cook's offsider shall be paid the following rates:—

(i) Cook's offsider required to work seven (7) days per week shall be paid the Basic Wage plus a margin of seven shillings and sixpence (7s. 6d.) plus three-fifths ($\frac{3}{5}$ ths) of the Basic Wage and margin to cover all overtime and week-end work.

(ii) Cook's offsider required to work six (6) days per week shall be paid the Basic Wage plus a margin of seven shillings and sixpence (7s. 6d.) plus two-fifths ($\frac{2}{5}$ ths) of the Basic Wage and margin to cover all overtime and week-end work.

(iii) Cook's offsider required to work five (5) days per week, Monday to Friday, shall be paid Basic Wage plus a margin of seven shillings and sixpence (7s. 6d.) plus one-sixth ($\frac{1}{6}$ th) of the Basic Wage and margin, to cover all overtime.

29. Apprentices:

Add to sub-clause (a) of this clause the following:—

Except for the following modifications, viz—
Delete Apprenticeship Regulation 36 and insert in lieu thereof the following:—

36.—Lost Time.

The employer shall pay the apprentice for all time lost through sickness or the holidays prescribed by this award. Provided—

(i) payment for such sickness shall not exceed a total of one month in each year;

(ii) where the time lost through sickness exceeds four consecutive working days the employer may demand from the apprentice the production of a medical certificate and a further certificate or certificates may be required if any time is lost through sickness within seven days from date of resumption of duty, the cost, if any, of such certificate or certificates, not exceeding 5s. to be borne by the employer;

(iii) an apprentice shall not be entitled to receive any wage from his employer for any time lost through the result of an accident not arising out of or in the course of his employment or for any accident or sickness arising out of his own wilful default.

Delete the First Schedule and insert in lieu thereof:—

First Schedule.

	Wages.	Margin.
		s. d.
(1) Batterman.	19	0
(2) Bottom Man.	27	6
When working over 20 ft.	30	0
(3) Caretakers:		
(a) Mt. Hawthorn, Thompson's Lake, Mt. Yokine—To be on duty as required. (No payment for overtime)	77	0
(b) Mt. Eliza—96 hours per fortnight to be worked within 13 shifts. (No payment for overtime)	77	0
(c) Melville—To be on duty when required. (No payment for overtime)	77	0
(d) Relieving caretaker at Mt. Eliza shall be paid for relief work three tenths ($\frac{3}{10}$ ths) of the weekly basic wage for the work on that day.		
(e) Gardener-Caretaker — Munding Weir.	77	0
(4) Cement and Concrete (Machine mixing):		
(a) Man controlling the weighing apparatus for batching the constituents of concrete and the concrete mixer	55	0
(b) Man in charge portable mixing machine	38	6
(c) Conveyor Belt Attendants, including starting and stopping motors	45	0

	Margin. s. d.		Margin. s. d.
(5) Cement and Concrete Other than above:		(c) Drainage—	
(a) Pump-Crete Operators—		(i) First three months	Nil
First engagement	48 0	(ii) Thereafter—	
After six months	61 0	Grade 1	23 0
(b) Vibrator Operator	35 0	Grade 2	38 6
(c) Workers placing cement slurry on dry sand banks	13 0	Progress into Grade 2 after two years' service.	
(d) Concretor-underground in tunnels—		(d) Service Layer (Met. Area)—	
Minimum	19 0	Grade 1	70 0
Maximum	38 6	Assistant to above	25 0
at the discretion of the Engineer in Charge.		Grade 2	55 0
(e) Concretor on manhole covers	38 6	Assistant to above	20 0
(f) Concretor other than above	23 0	(19) Meter Reader:	
(g) Reinforcement worker	25 6	(a) Meter reader (Special reading mines water trust and other large consumption meters, Kalgoorlie and Boulder.)	51 0
(h) Screeder	29 0	(b) Meter on service adjuster (G.W.S.). The duties of meter on service adjuster shall be testing, oiling meters, reading meters, repacking glands, fitting glasses and new buffer plates	41 6
(6) Chainman:		(20) Mining:	
(i) picking up and recording junctions	35 0	(a) Rock Drill in shafts	80 0
(ii) others	23 0	(b) Rock Drill in other places	53 0
(7) Chlorine Attendant	32 0	(c) Hand Miners in Shafts	55 6
(8) Compressor—man in charge of	38 6	(d) Hand Miners in other places	32 6
(9) Controller—Water Supply—West Northam and Kalgoorlie Reservoirs	89 6	(e) Packers underground	19 0
(Relieving water supply controller on Saturdays or Sundays 1/6th of the weekly rate operating for the water supply controller per day plus 25 per cent., on the other days 1/5th of such rate without any additional penalty).		(f) Miners in rises	55 6
(10) Crane Attendant and Hookman	15 0	(g) Forepoling in sand	44 6
(11) Cut and cover man.	32 6	(h) Bracemen	19 0
(12) Gangers:		(i) Trucker underground	19 0
(a) Ganger (Special Class)	106 0	Liberty to apply is reserved in respect to mining classifications.	
(b) Ganger (Other)—		(21) Night Officers:	
Grade 1	96 0	(a) Loftus St. and Fremantle Yards—Basic Wage plus (half) for a week's work.	
Grade 2	86 0	(b) Relieving Night Officer on specified holidays Basic Wage plus (¼) plus a day in lieu.	
Grade 3	77 0	(22) Nu-roof Caulker	25 6
Grade 4	67 0	(23) Officers in Charge (G.W.S. districts):	
Grade 5	58 0	(a) Norseman	166 6
(13) Gardening labourer—Subiaco	13 0	(b) Leonora, York and Mundaring-Darlington District	141 0
(14) Jumperman	29 0	(24) Painters of iron work	29 0
(15) Labourer:		(25) Pile Driving:	
1st three months service	Nil	(a) Winch driver on wood or steel sheet machine	38 6
Thereafter	6 6	(b) Topman, pile frame	29 0
(16) Labourer on stages	9 6	(c) Pile frame attendant	19 0
(17) Machine Drivers:		(d) Pile driver dollying stump piles with hand dolly in trenches	19 0
(a) (i) Tractor drivers not using power control or hydraulic unit—		(e) Pile and Lath driver—pneumatic machine	38 6
Under 40 H.P.	52 0	(26) Pipe Jointing and Fitting:	
40 H.P. and over	62 6	(a) Pipe Joiner	38 6
(ii) Tractor drivers using power control or hydraulic unit—		(b) Pipe Setter	57 6
Under 40 H.P.	70 6	(c) Pipe Setter's attendant	19 0
40 H.P. and over	91 0	(d) Pipe Setter's assistant	9 6
(b) Driver of calf dozer	48 0	Pipe Setters in long covers shall be paid one shilling (1s.) per day extra.	
(c) Driver and operator of compressor mounted on tractor, including use of air tools	61 0	(e) Man placing rubber rings on concrete hydraulic pipes—	
(d) Driver of Euclid Twin Power Scraper	128 0	(i) up to 12 in. in diameter	19 0
(18) Maintenance Men and Service Layers:		(ii) over 12 in. in diameter	29 0
(a) G.W.S.—		(f) Pipe Screwer	38 6
(i) Leading Maintenance Men	70 0	(g) Temporary jointing with gibal joints	19 0
(ii) Assistants to above	25 0	(h) Lead Jointing—	
(b) Sewerage—		(i) Lead runner	19 0
(i) Leading Maintenance Men	70 0	(ii) Lead potman	38 6
(ii) Other Maintenance Men	45 0	(iii) Lead caulker	38 6
		(27) Platelayer (Light tram tracks)	19 0

	Margin. s. d.		Margin. s. d.
(28) Pneumatic Tool Operators:		(42) Steel frame work:	
(a) Concrete paving breaker	38 6	(i) Assembling such on concrete reservoirs	29 0
(b) Jack hammer man	38 6	(ii) Fixing steel plate forms in position	23 0
(c) Clay digger	38 6	(43) Stone pitcher	19 0
(d) Pneumatic pick	38 6	(44) Storeman:	
(e) Scabbler (machine)	38 6	(a) Head Storeman, Loftus Street	90 0
(29) Powder Monkey	57 6	(b) Storemen—	
(30) Pumping Stations (G.W.S.):		Grade 1 (Main Depots G.W.S.)	70 0
(a) Electric Pump Attendants	73 6	Grade 2 (Metropolitan)	55 0
(b) Fireman and Greasers—Steam Pumping Stations	51 0	to	
(31) Pump Attendants:		65 0	
(i) Sewerage Stations	25 6	Grade 3 (Other Depots G.W.S.)	35 0
(ii) Spear plant attendant	28 6	to	
(a) including lunch hour attendance	57 6	50 0	
(iii) attendant on motor pumps unwatering trenches or ex- cavations, including lunch hour attendances	48 0	Grades 2 and 3 to be determined by the Officer in Charge.	
(iv) attendant on motor pumps	19 0	(c) Storemen's Assistant	25 0
(v) Water Supply Pumping Sta- tions, Mounts Bay Road, Loftus Street, Osborne Park and Attadale	32 0	(45) Testing:	
(32) Quarry Workers:		(a) Senior Tester, Plumbing fix- tures and fittings	96 0
(a) Spaller in Quarry	38 6	(b) Tester on Plumbing fittings—	
(b) Spaller spalling to specified maximum dimensions in dior- ite or granite	38 6	(i) First 12 months	29 0
(c) Spaller in diorite or granite other than above	19 0	(ii) Second 12 months	40 0
(d) Hammer and Gadman	19 0	(iii) Thereafter	55 0
(e) Hammer and drill man	29 0	(c) Tester in charge of testing earthenware and concrete pipes and fittings	60 0
(f) Powder monkey (quarry)	65 0	(d) Tester earthenware and con- crete pipes—	
(g) Rock drill man (machine)	38 6	(i) First six months	20 0
(h) Stone cracker feeder	19 0	(ii) Thereafter	40 0
(i) Labourer in quarry	19 0	(e) Tester in charge asbestos pipes	45 0
(j) Man in charge hand boring plant	19 0	(f) Water Meter Testers (Loftus Street).—	
(k) Hand boring plant assistant	9 6	(i) Tester	30 6
(l) Barring down rock on face	38 6	(ii) Tester in Charge of multi-bench	40 6
(33) Rangers:		(46) Timberman:	
(a) Senior	83 0	Working at a depth of 20 ft.	44 6
(b) Others	77 0	Working over a depth of 20 ft.	47 0
(This item to be excluded from all other provisions of this award except annual leave. Present conditions in respect to hours and overtime to continue).		Timberman's Assistant	10 0
(34) Rigger	77 0	(47) Timber Cutters:	
(35) Rigger's Assistant	13 6	(a) Faller cutting timber for mill- ing on construction site or for construction purposes	48 0
(36) Rodding out new reticulation sewers	19 0	(b) Timber cutting, preparing timber for construction work other than piles, lathe, keels and sets	38 6
(37) Sand Tester	35 0	(c) Timber cutter other than above	29 0
(38) Sculling Laths	9 6	(d) Broad axeman	83 0
(39) Septic Tank and Treatment Works Attendants:		(e) Axeman (falling, cutting and lopping timber)	19 0
(a) Swanbourne (including all allowances)	95 0	(f) Felling for the purpose of clearing where major portion of bush is over 12 in. diameter	32 0
(b) Fremantle (including all al- lowances except that pre- scribed for cleaning out septic tanks in paragraph (V) of subclause (i) of clause 9)	67 0	(g) Power Saw Operator	38 6
Relieving attendants on Sundays all inclusive rate of one-third ($\frac{1}{3}$) Basic Wage per shift.		(h) Worker operating petrol driven circular saw or chain saw	45 0
(40) Shot Blast and Sand Blast Dresser:		(48) Tipman	13 0
(i) who is not protected from flying shot and sand by a pro- perly enclosed cabin	61 0	(49) Tradesmen:	
(ii) who is protected from flying shot and sand by a properly enclosed cabin	29 6	(a) Blacksmith	96 0
(41) Spears—sinking	19 0	(b) Carpenter. (Tool allowance payable in accordance with Government Carpenters' Award)	96 0
		(c) Fitter (including meter fitter)	96 0
		(d) Motor mechanic	96 0
		(e) Oxy or Electric Welder	96 0

	Margin.	s.	d.		Margin	s.	d.
(f) Oxy and Electric Welder on main pipelines, 24 in. diameter and over	115	0		(c) Horse drivers:			
This margin shall include all allowances excepting the two shillings (2s.) per day extra for overhead welding in wet places when water-proof mats are not provided, the allowances for working inside pipes under subclause (aa) of clause 9 and the camping allowance referred to in Clause 25 (a).				One horse	30	0	
(g) Plasterer (not including gun- iting)	96	0		Two horses	46	0	
(A plasterer not provided with the necessary tools for the performance of his work shall be paid a tool allow- ance of 4s. 9d. per week).				Three, four or five horses	52	6	
(h) Turner	96	0		Liberty to apply is re- served in respect to the Transport Section.			
(i) Welder.—				(52) Trench digger operator:			
(i) Special Class	105	6		(i) When first employed	38	6	
(ii) First Class	96	0		(ii) After six months	50	0	
(iii) Second Class	45	0		(53) Trowel hand or renderer	38	6	
(iv) Third Class	38	6		(54) Watchmen:			
(v) Fourth Class	32	0		Per week of 56 hours.—Basic Wage (plus $\frac{1}{4}$ th) plus four (4) days special leave per month.			
Liberty is reserved to apply in respect of the above classifications.				Casual watchmen shall receive ten per cent. (10%) extra.			
(50) Tradesmen's Assistant and Machinists:				(55) Winch driver	29	0	
(a) Blacksmith's Striker	29	6		(56) Wire fence repairer or erector	19	0	
(b) Carpenter's labourer	19	0		(57) Miscellaneous:			
(c) Drilling Machinist	45	0		(a) Workers at bush sawmills, log benchmen, handlemen and tailors out—To be paid rates prescribed in any Award or Industrial Agreement having the effect of a common rule applicable to such work, and operating in the district.			
(d) Fitters' Assistant (including meter fitters' assistant)	29	6		(b) Road Workers.—The rates from time to time paid by the Minister for Works shall be paid by the Minister respond- ent to this Award.			
(e) Garage attendant	29	0		(c) Sawbenchmen.—The rates from time to time paid by the Minister for Works shall be paid by the Minister respond- ent to this Award.			
(f) Oxy or electric welders' assis- tant	19	0		(d) Sawfilers.—The rates from time to time paid by the Min- ister for Works shall be paid by the Minister respondent to this Award.			
(g) Oxy or electric welders' assis- tant on main pipeline	25	0		(e) Scoopman.—The rates from time to time paid by the Min- ister for Works shall be paid by the Minister respondent to this Award.			
(h) Screwing machinist	45	0					
(i) Tool Sharpener	48	0					
Liberty to apply is re- served in respect of items (a), (c), (d) and (h).							
(51) Transport:							
(a) Motor Lorry drivers.—							
(i) not exceeding 25 cwt. capacity	46	0					
(ii) exceeding 25 cwt. and not exceeding three tons capacity	59	0					
(iii) exceeding three tons capacity and under 6 tons	71	6					
(iv) for each complete ton over five tons capacity three shillings (3s.) additional margin.							
(v) drivers of loaded motor wagons (except trac- tors) drawing a loaded trailer also (not to include a mechanical horse) two shillings and sixpence (2s. 6d.) per day extra.							
(vi) drivers of articulated vehicles not exceeding eight (8) tons capacity	88	6					
(vii) drivers of articulated vehicles exceeding eight (8) tons capacity for each complete addi- tional ton three shill- ings (3s.) additional margin.							
(b) Motor lorry driver's assist- ant.—Daily allowance of three shillings (3s.).							
N.B.—A motor lorry driver's duties includes ordinary running adjust- ments.							

- (ii) Overtime shall be computed at the rate applicable to the day on which the time is worked; provided that double time (i.e. twice ordinary rate) shall be the maximum rate payable under any provision of this Award.
- (iii) Overtime on night or afternoon shifts shall be calculated on the basis of the rate paid for such shift.
- (e) Weekend and Shift Penalty Rates:
 - (i) The loading on the ordinary rates of pay shall be 5 per cent. for afternoon shifts and 10 per cent. for night shifts.
 - (ii) All work performed during ordinary hours on Saturdays shall be paid for at the rate of time and one quarter and on Sundays at the rate of time and one half. These rates shall be paid in lieu of the shift allowances prescribed by subclause (i) of this clause.
- (f) Annual Leave.—The provisions of sub-clause (a) (ii) of Clause 19 shall not apply to treatment works attendants (Subiaco).
- (g) Public Holidays.—Treatment works attendants. (Subiaco) shall not be included in the exceptions listed in subclause (a) of Clause 20.
- (h) For the purposes of this Schedule a shift commencing between 10.0 p.m. and midnight shall be deemed to be the shift for the succeeding day.
- (i) Rate of Pay.—Treatment works attendant (Subiaco)—Margin 19s.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (93) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Municipality of Kalgoorlie) Award No. 5 of 1960 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Annual Leave.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (2) of 1961.

IN the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P., and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court, in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Bacon Curing and Smallgoods Making Award, No. 5/1949, be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961,

and doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

(Sgd.) R. V. NEVILLE,
President.

[L.S.]

Schedule.

Clause 10.—Holidays.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (b) of this clause and insert in lieu thereof the following:—

(b) When Christmas Day falls on a Saturday, Sunday or Monday and Boxing Day is observed on Tuesday, work may be done on Boxing Day from 7 a.m. to 9 a.m.

Clause 11.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (5) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (46) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Restaurant and Tearooms' (Metropolitan) Award No. 40 of 1951 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILE,
President.

Schedule.

Clause 14.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (125) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (47) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court

in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Restaurants and Lodging Houses (Eastern Goldfields) Award No. 18 of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILE,
President.

Schedule.

Clause 20.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (124) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 44 of 1959.

Between West Australian Local Government Officers' Association Union of Workers, Perth, Applicant, and Carnarvon Municipal Council, Ashburton Road Board and others, Respondents.

HAVING heard Mr. R. Clohessy on behalf of the applicant and Mr. D. E. Cort on behalf of the respondents, the Court, in pursuance of the powers contained in Section 92 of the Industrial Arbitration Act, 1912-1952, doth hereby order and declare—

That the "Local Government Officers' Award" No. 15 of 1957, as amended, be and the same is hereby further amended in the terms of the attached Schedule.

Dated at Perth this 6th day of November, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILE,
President.

Schedule.

1. Clause 20.—District Allowance.—Delete the amounts prescribed for the undermentioned respondents and insert in lieu thereof:—

	Rates		
	per week		
	£	s.	d.
Carnarvon Municipal Council	1	10	0
Ashburton Road Board	3	0	0
Broome Road Board	3	0	0
Gascoyne-Minilya Road Board	1	10	0
Hall's Creek Road Board	5	0	0
Marble Bar Road Board	4	5	0
Nullagine Road Board	4	5	0
Port Hedland Road Board	3	0	0
Roebourne Road Board	3	0	0
Tableland Road Board	3	10	0
Upper-Gascoyne Road Board	2	5	0
West Kimberley Road Board	3	0	0
Wyndham Road Board	3	10	0

2. Substitute the words "Town Council" or "Shire Council" for the words "Municipal Council" or "Road Board" respectively wherever the latter words appear in this Award.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (109) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Fish Processing Award No. 43 of 1949 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 20.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as herein-after provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

- (i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (197) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (60) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Clerks (Motor Omnibus) Award No. 13/1950 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Holidays.

Delete this clause and insert in lieu thereof the following:—

9.—Holidays.

- (a) The following days, or the days observed in lieu shall subject to Clause 7 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (b) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 11.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (186) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (49) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Cement Block Manufacturing Award No. 20/1951 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 17.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject as herein-after provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

(i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (28) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (57) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Credit and Finance Establishment Clerks 1953 Award No. 16/1952 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject to Clause 7 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 11.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

(e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (183) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (50) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hume Pipe Industry Award No. 6 of 1952 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 17.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to clause 8 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

- (i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 30.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (68) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Crown Seal Manufacturing (A.W.U.) Award No. 13 of 1960 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 15.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 11 hereof, be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (d) of this clause.

Clause 16.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 23.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (54) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Cleaners and Caretakers' Award No. 17 of 1948 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,
[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 12.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday and such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 13.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

(f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (33) of 1958.

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IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (55) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Oil Refinery Cleaners Award No. 9 of 1960 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,
[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 15.—Annual Leave and Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject to Clause 8 hereof be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Any worker absenting himself from work without reasonable cause, proof of which shall lie upon him, on the whole or any portion of the working day succeeding a holiday provided for herein, shall not be entitled to payment for such holiday.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

(f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 16.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (58) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Clerks (Film Companies) Award No. 13 of 1949 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.
Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 8.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to clause 5 hereof, be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Eastern Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (d) of this clause.

Clause 9.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (185) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (59) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Clerks (Forwarding Agents) Award No. 47 of 1948 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 7.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to clause 5 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 9.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (184) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (62) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Real Estate Agents Clerks 1953 Award No. 18 of 1952 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to clause 7 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 11.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (187) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (65) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Clerks (Wholesale and Retail Establishments) Award No. 38 of 1947 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 7.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) In all establishments with the exception of Fruit and Produce Markets, Ice and Ice Cream Establishments and Milk and Cream Depots and the establishments of dealers in milk and cream, the following days or the days observed in lieu shall subject to clause 5 and subject as hereinafter provided, be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

Clause 9.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (190) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (64) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Clerks (T.P.A.) Award No. 26 of 1949 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements. Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 7.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 5 hereof, be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (d) of this clause.

Clause 9.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (189) of 1958.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (56) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Clerks' (Betting Shops) Award No. 3 of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 18.—Holidays.

Delete subclause (a) and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to subclause 9(e) and as hereinafter provided be allowed as holidays without deduction of pay namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 19.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (67) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Commercial Travellers' 1951 Award No. 24/1950 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 10.—Holidays and Annual Leave.

Delete paragraph (i) of subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (214) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (80) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Blue Asbestos Mining) Award No. 8 of 1957 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 17.—Annual Leave and Holidays.

Delete subclauses (b) and (g) and insert in lieu thereof the following:—

- (b) Three (3) weeks' holiday, including fifteen (15) working days, on full pay, shall be granted once in each year to every worker; provided he has worked two hundred and forty-one (241) shifts at ordinary rates of pay, and should he have worked less than two hundred and forty-one (241) such shifts when the said holiday is taken, or at the termination of his employment, he shall be paid for a proportionate number of holidays. Payment for the said holidays shall be at the rate of pay the worker is receiving immediately before the holiday is taken or employment terminated. Provided further that where the worker is justifiably dismissed for misconduct he shall not be entitled to the benefits of the provisions of this clause. In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

- (g) The following days or the days observed in lieu shall be allowed as holidays without deduction of pay, namely—Christmas Day, Good Friday, Easter Monday, Labour Day and one additional day in each calendar year to be nominated by the employer. Where Christmas Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday; in such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted. Provided that any worker who does not present himself for work (if required) on the working day following any of the abovementioned holidays shall not be entitled to be paid for such holiday unless he produces proof satisfactory to the employer that he was prevented by sickness from presenting himself for work on any such day and

that such sickness was not due to intemperance or misconduct. All work performed on any of the aforementioned holidays shall be paid for at double time, except work in connection with repairs to machinery which has broken down and has caused a stoppage of operations, when the rates shall be time and a half throughout.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (41) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (51) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Cement Workers' Award No. 21 of 1954 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 18.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

Clause 19.—Annual Leave.

Delete subclause (g) of this clause and insert in lieu thereof the following:—

- (g) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (29) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (71) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Dried Vine Fruits Industry Award No. 8 of 1951 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 20.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the day observed in lieu, shall subject to Clause 19 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (39) of 1958.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (70) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Dental Technicians and Dental Attendants' Award No. 29 of 1948 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 7.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject to Clause 6 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

(h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (215) of 1958.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (73) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engineering (Blue Asbestos Mining) Award No. 2 of 1953 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 16.—Annual Leave and Holidays.

Delete subclauses (a) and (d) of this clause and insert in lieu thereof the following:—

(a) Each worker shall be entitled to three (3) weeks' annual leave on full pay, or should the period of continuous employment be less than one year, the worker shall be paid holiday pay in proportion as his length of service is to the full year's employment. Annual leave shall be taken at a time suitable to the convenience of the employer; provided that where a worker is justifiably dismissed for misconduct he will not be entitled to the benefits of this clause; provided further, that by agreement between the employer and the worker, leave may be allowed to accumulate for two (2) years. In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

(d) Subject to clauses 14 and 15 the following days or the days observed in lieu shall be allowed as holidays without deduction of pay, namely:—Christmas Day, Good Friday, Easter Monday, Labour Day, and one (1) additional day in each calendar year to be nominated by the employer. Where Christmas Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday; in such a case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted. Provided that any worker who does not present himself for work (if required) on the working day following any of the abovementioned holidays shall not be entitled to be paid for such holiday unless he produces proof satisfactory to the

employer that he was prevented by sickness from presenting himself for work on any such day and that such sickness was not due to intemperance or misconduct.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (57) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (53) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Chaffcutting Industry (A.W.U.) Award No. 19 of 1951 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 8.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) Except in the case of cooks, the following days or the days observed in lieu shall, subject to Clause 7, be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (31) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (76) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Typewriter and Office Machine Mechanics Award No. 10 of 1960 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 10.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to subclause 9(c) be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 24.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (75) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and Employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engineers' (Leadmining) Award No. 2 of 1958 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,

President.

Schedule.

Clause II.—Annual Leave and Holidays.

Delete subclauses (a) and (e) of this clause and insert in lieu thereof the following:—

(a) Each worker shall be entitled to three (3) weeks' annual leave on full pay, or should the period of continuous employment be less than one year, the worker shall be paid holiday pay in proportion as his length of service is to the full year's employment. Annual leave shall be taken at a time suitable to the convenience of the employer; provided that where a worker is justifiably dismissed for misconduct he will not be entitled to the benefits of this clause; provided further, that by agreement between the employer and the worker, leave may be allowed to accumulate for two (2) years. In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

(e) Subject to subclauses 3 (c) and (d) and 9 (h) the following days or days observed in lieu shall be allowed as holidays without deduction of pay, namely—Christmas Day, Good Friday, Easter Monday, Labour Day and one (1) additional day in each calendar year to be nominated by the employer. Where Christmas Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday; in such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted. Provided that any worker who does not present himself for work (if required) on the working day following any of the abovementioned holidays shall not be entitled to be paid for such holiday unless he produces proof satisfactory to the employer that he was prevented by sickness from presenting

himself for work on any such day and that such sickness was not due to intemperance or misconduct.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (52) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (78) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Municipality of Geraldton) Award No. 13 of 1959 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,

President.

Schedule.

Clause 9.—Overtime.

Delete subclause (c) of this clause and insert in lieu thereof the following:—

(c) Work done on the days observed as New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day, or any day determined to be a holiday by arrangement between the parties in lieu of any of these named days shall be paid for at double time rate except in connection with repairs to the employer's machinery which has broken down and has caused a stoppage of operations, when the rate of time and a half shall apply to the work done on such days: Provided that the employer may pay for work done on any of the abovementioned days at ordinary time rate and add one day (or in connection with repairs aforesaid, half a day) to the worker's annual leave for each day so worked.

Clause 13.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

(f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 21.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (77) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Power Houses Municipalities, etc., Country) Award No. 14 of 1948 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,
[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 6.—Overtime.

Delete paragraph (i) of subclause (b) of this clause and insert in lieu thereof the following:—

- (b) (i) In the case of continuous or recurring work necessarily done in the ordinary course directly for the establishment's usual production or service on Sunday, Australia Day, Easter Monday, Anzac Day, Foundation Day, Sovereign's Birthday and Boxing Day, as well as other days of the week, ordinary work performed on a Sunday or on any of the holidays named in this subclause or on any day determined to be a holiday by arrangement between the parties in lieu of any of these named days, shall be paid for at the rate of time and a half for the first eight (8) hours and double time thereafter.

Clause 7.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (46) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (81) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Brickyards) Award No. 49/1950 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements. Dated at Perth this 22nd day of September, 1961.

By the Court,
[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 17.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as herein-after provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 18.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (42) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (86) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Municipalities and Road Boards) Award No. 48/1950 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to clause 7 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (54) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (87) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Excavators) Award No. 36 of 1952 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as herein-after provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 10.—Annual Leave.

Delete subclause (g) of this clause and insert in lieu thereof the following:—

- (g) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (47) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (88) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers (Flax Industry) Award No. 25 of 1951 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 15.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 16.—Public Holidays.

Delete subclauses (a) and (c) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Re-letter existing subclauses (d) and (e) as (c) and (d), respectively.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (236) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (104) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order

That the Biscuit and Cake Manufacturing Award No. 20 of 1952 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 14.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (193) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (91) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers (Lead) Award No. 7 of 1957 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Holidays.

Delete this clause and insert in lieu thereof the following:—

Clause 13.—Holidays.

The following days or the days observed in lieu shall be allowed as holidays without deduction of pay, namely—Christmas Day, Good Friday, Easter Monday, Labour Day and one additional day in each calendar year to be nominated by the employer. Where Christmas Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday; in such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted. Provided that any worker who does not present himself for work (if required) on the working day following any of the above-mentioned holidays shall not be entitled to be paid for such holiday unless he produces proof satisfactory to the employer that he was prevented by sickness from presenting himself for work on any such day and that such sickness was not due to intemperance or misconduct. All work performed on any of the aforementioned holidays shall be paid for at double time, except work in connection with repairs to machinery which has broken down and has caused a stoppage of operations, when the rates shall be time and a half throughout.

Clause 14.—Annual Leave.

Delete subclause (b) of this clause and insert in lieu thereof the following:—

(b) Three (3) weeks' holiday, including fifteen (15) working days, on full pay, shall be granted once in each year to every worker; provided he has worked two hundred and forty-one (241) shifts at ordinary rates of pay, and should he have worked less than two hundred and forty-one (241) such shifts when the said holiday is taken, or at the termination of his employment, he shall be paid for a proportionate number of holidays. Payment for the said holidays shall be at the rate of pay the worker is receiving immediately before the holiday is taken or employment terminated. Provided

further that where the worker is justifiably dismissed for misconduct he shall not be entitled to the benefits of the provisions of this clause. In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (52) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (82) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Butter) Award No. 42/1950 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements. Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 15.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

Clause 16.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (43) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (96) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Wood Extract) Award No. 11 of 1958 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 16.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject to Clause 6 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

(h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 22.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA

No. 54 (97) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Firewood Cutters (A.W.U.) Award No. 2 of 1945 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 6.—Holidays.

Delete this clause and insert in lieu thereof:—

Clause 6.—Holidays.

(i) The following days, or the days observed in lieu shall subject to Clause 5, be allowed as holidays, without deduction of pay, namely—Christmas Day, Good Friday, Easter Monday, Labour Day and one other day to be nominated by the employer.

(ii) Where Christmas Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday; in such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

(iii) On any public holiday not prescribed as a holiday under this Award and the employee's services are not required by the employer, the worker need not present himself for duty, and pay may be deducted, but if work be done ordinary rates of pay shall apply.

Clause 7.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

(f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (232) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (48) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Union affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Restaurant and Tearoom Employees (South-West Land Division) Award No. 72 of 1947 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistant's Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 12.—Holidays and Annual Leave.

Delete subclause (1) of this clause and insert in lieu thereof the following:—

- (1) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (126) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (94) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court

in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Ice) Award No. 22 of 1950 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court.

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 10.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 11.—Public Holidays.

Delete this clause and insert in lieu thereof the following:—

Clause 11.—Public Holidays.

The following days, or the days observed in lieu shall subject to Clause 9 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (49) of 1958.

IN THE COURT OF AREITRATION OF
WESTERN AUSTRALIA.

No. 54 (90) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Lakewood Firewood Co.) Award No. 3 of 1949 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 7.—Annual Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) Three (3) weeks' holiday including fifteen (15) working days on full pay shall be granted once in each year to every worker, provided he has worked two hundred and forty-one (241) shifts at ordinary rates of pay and should he have worked less than two hundred and forty-one (241) such shifts when the said holidays are taken, or at the termination of his employment, he shall be paid for a proportionate number of holidays. Payment for the said holidays shall be at the rate of pay the worker is receiving immediately before the holiday is taken or employment is terminated: Provided that where the worker is justifiably dismissed for misconduct he shall not be entitled to the benefits of the provisions of this clause. In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (51) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (92) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Mumzone Products Ltd) Award No. 7 of 1946 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 6.—Overtime.

Delete subclause (c) of this clause and insert in lieu thereof the following:—

(c) Work done on Australia Day, Easter Monday, Anzac Day, Foundation Day and Sovereign's Birthday shall be paid for at the rate of time and a half.

Clause 7.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (53) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (61) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952 and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Oil Refinery Clerical Workers' Award No. 12 of 1955 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 10.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 8 and subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

- (iii) Any worker absenting himself from work without reasonable cause, proof of which shall lie upon him, on the whole or any portion of the working day preceding or on the whole or any portion of the working day succeeding a holiday provided for herein, shall not be entitled to payment for such holiday.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (191) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (63) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Clerks' (Timber Industry) Award No. 61 of 1947 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (188) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (83) of 1961

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers (Carnarvon Municipal Council) Award No. 31 of 1960 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,
[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 8.—Overtime.

Delete paragraph (i) of subclause (b) of this clause and insert in lieu thereof the following:—

- (b) (i) In the case of continuous or recurring work necessarily done in the ordinary course directly for the establishment's usual production or service on Sunday, Australia Day, Easter Monday, Anzac Day, Foundation Day, Sovereign's Birthday and Boxing Day, as well as other days of the week, ordinary work performed on a Sunday or on any of the holidays named in this subclause or on any day determined to be a holiday by arrangement between the parties in lieu of any of these named days, shall be paid for at the rate of time and a half for the first eight (8) hours and double time thereafter.

Clause 9.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (84) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Cement) Award No. 29 of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 17.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

Clause 18.—Annual Leave.

Delete subclause (g) of this clause and insert in lieu thereof the following:—

(g) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (44) of 1958.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (52) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual

Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Cemetery Workers' Award No. 28 of 1953 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) The following days, or the days observed in lieu shall subject to Clauses 7 and 8 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

(h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (30) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (66) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore,

the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Club Employees' Award No. 13 of 1955 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 20.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (35) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (69) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Dairy Factory Workers' Award No. 23A of 1959 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Annual Leave and Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) The following days, or the days observed in lieu, shall subject as hereinafter provided be allowed as holidays without deduction of pay namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day,

Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

Substitute the following for subclause (i) and paragraph (k) (iv) of this clause:—

- (1) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (2) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Delete subclause (1) of this clause.

Clause 27.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (98) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Firewood Cutting (Lakewood Firewood Co. Pty. Ltd.) Award No. 11 of 1957 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 11.—Holidays.

Add the following new subclause:—

(c) Where Christmas Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday; in such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 12.—Annual Leave.

Delete subclause (d) of this clause and insert in lieu thereof the following:—

- (d) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (68) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (85) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Engine Drivers' (Condenseries) Award No. 18 of 1949 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 8.—Overtime.

Delete subclause (c) of this clause and insert in lieu thereof the following:—

(c) Work done on the days observed as New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day, or any day determined to be a holiday by arrangement between the parties in lieu of any of these named days shall be paid for at the rate of time and a half.

Clause 15.—Annual Leave.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

(h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (45) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (99) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court,

having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Firewood Cutters (Gold Mining) Award No. 25A of 1946 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 8.—Holidays.

Delete this clause and insert in lieu thereof the following:—

Clause 8.—Holidays.

(i) Subject to clause 7 hereof the following days or the days observed in lieu shall be holidays without deduction of pay, namely, Christmas Day, Labour Day, Good Friday, Easter Monday and one other day to be nominated by the employer.

(ii) Where Christmas Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday; in such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 9.—Annual Leave.

Delete subclause (d) of this clause and insert in lieu thereof the following:—

(d) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (61) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (100) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore,

the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Firewood (Gwalia) Award No. 14 of 1950 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (60) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (101) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Fibrous Plaster Workers' Award No. 21 of 1959 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 22.—Holidays and Annual Leave.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

(i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 31.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (102) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Fibrous Plasterers' (Plaster Mill Workers) Award No. 10 of 1958 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 15.—Holidays and Annual Leave.

Add the following paragraph to subclause (a) of this clause:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (j) of this clause and insert in lieu thereof the following:—

(j) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 20.—Long Service Leave.

Add the words "as amended by the deletion of paragraph (4) of subclause (f)" after the figures "1958" where they appear in the fourth line of this clause.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (103) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Flax Industry Award No. 27 of 1950 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 14.—Holidays.

Delete subclauses (a) and (c) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Re-letter subclauses (d), (e) and (f) as (c), (d) and (e), respectively.

Clause 15.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

(c) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (231) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (40) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hostel and Coffee Palace Workers' (Bunbury) Award No. 2 of 1941 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 12.—Annual Holidays.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

(e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (73) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (41) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, there-

fore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hostel and Coffee Palace Workers' (Geraldton) Award No. 3 of 1941 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILE,
President.

Schedule.

Clause 12.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (75) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (113) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Ice Manufacturing Award No. 3 of 1950 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILE,
President.

Schedule.

Clause 18.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as herein-after provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

- (i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (200) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (122) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Soft Furnishings Award No. 27/1946 amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILE,
President.

Schedule.

Clause 9.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 3 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

- (i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (139) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (42) of 1961.

IN the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hostel and Coffee Palace Workers' (Busselton) Award No. 6 of 1941 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,

President.

Schedule.

Clause 12.—Annual Holidays.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (74) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (43) of 1961.

IN the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of the Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hostel and Coffee Palace Workers' (Northam) Award No. 1 of 1941 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies, created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,

President.

Schedule.

Clause 12.—Annual Holidays.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (76) of 1958.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (38) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hostel and Coffee Palace Workers' (Great Southern) Award No. 22-26 of 1941 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 12.—Annual Holidays.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

(e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (71) of 1958.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (39) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and

Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hostel and Coffee Palace Workers' (Albany) Award No. 5 of 1941 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 12.—Annual Holidays.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

(e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (72) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (14) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Bread Carters' (Perth and Suburbs) Award No. 29 of 1949 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961,

and doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

16.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

(f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long service Leave clause added by Order No. 55 (18) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (23) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Porcelain Workers Award No. 24 of 1959 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961,

and doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court.

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or days observed in lieu shall subject to Clause 7 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

(h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 22.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (124) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Gate and Fence and Ornamental Wrought Iron Making Award No. 53 of 1955 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject to clause 7 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (65) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (126) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Grain Handling (Geraldton A.W.U.) Award No. 2 of 1961 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,
[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 10.—Holidays.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday, such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 11.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A weekly hand who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the weekly hand and the Union concerned, annual leave may be taken in not more than two periods.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (35) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Carpenters (Blue Asbestos) Award No. 17 of 1957 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Holidays.

Delete subclauses (a) and (c) of this clause and insert in lieu thereof the following:—

- (a) Each worker shall be entitled to three (3) weeks' annual leave on full pay, or should the period of continuous employment be less than one year, the worker shall be paid holiday pay in proportion as his length of service is to the full year's employment. Annual leave shall be taken at a time suitable to the convenience of the employer; provided that where a worker is justifiably dismissed for misconduct he will not be entitled to the benefits of this clause; provided further, that by agreement between the employer and the worker, leave may be allowed to accumulate for two (2) years. In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.
- (c) Subject to subclause (e) and (d) of clause 8 the following days or the days observed in lieu shall be allowed as holidays with out deduction of pay, namely:—Christmas Day, Good Friday, Easter Monday, Labour Day and one (1) additional day in each calendar year to be nominated by the employer. Where Christmas Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday; in such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted. Provided that any worker who does not present himself for work (if required) on the working day following any of the above-mentioned holidays shall not be entitled to be paid for such holiday unless he produces proof satisfactory to the employer that he was prevented by sickness from

presenting himself for work on any such day and that such sickness was not due to intemperance or misconduct.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (26) of 1958.

**IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.**

No. 54 (37) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Boarding and/or Lodging Houses and Service Flats Award No. 16 of 1931 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 17.—Annual Holidays.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (14) of 1958.

**IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.**

No. 54 (44) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having

heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hostel Workers' (Eastern Gold-fields) Award No. 33 of 1952 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961,

and doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 15.—Annual Leave.

Delete subclause (d) of this clause and insert in lieu thereof the following:—

- (d) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (79) of 1958.

**IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.**

No. 54 (45) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of the Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hotel Workers' (Metropolitan) Award No. 2 of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 15.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

(e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 34.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (153) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended; Now, therefore, the Court in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Municipal Employees (Perth City Council and other Local Governing Bodies) Award, No. 1 of 1948, be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 5.—Holidays.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 6.—Annual Leave.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

(i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (104) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (146) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of the Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Mining (Mineral Sands) Award No. 16/1957 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject as herein-after provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties in lieu of any of the days named in the subclause.

(ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 14.—Annual Leave.

Delete subclause (g) of this clause and insert in lieu thereof the following:—

(g) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 29.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (147) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Tin Mining Industry Award No. 65 of 1951 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 7 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 14.—Annual Leave.

Delete subclause (g) of this clause and insert in lieu thereof the following:—

- (g) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (235) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (24) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Roof Tile Fixers' Award No. 14/1959 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 12.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as herein-after provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

- (i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 21.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (105) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Cereal Foods Manufacturing Industry Award No. 33 of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 11.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 12.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (194) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (106) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of the Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Food Preservers (Cereal Foods Manufacturing-Sanitarium) Award No. 34 of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 14.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

- (iii) Provided that for workers who ordinarily work on Sundays any holiday which falls or is generally observed on a Monday may be observed on the preceding Sunday in lieu of the Monday.

Clause 15.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this Clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (195) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (107) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Confectionery Manufacturing Award No. 3 of 1955 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day

shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 14.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (196) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (108) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961, and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Crayfish Processing Industry 1960 Award No. 13 of 1952 be and the same is hereby amended in the terms of the attached schedule and that such amendment shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 12.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed

on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

- (i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 24.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (22) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P., and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court, in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Pottery Workers (Pipe and Tile Section) Award, No. 8/1959, be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

(Sgd.) R. V. NEVILLE,
President.
[L.S.]

Schedule.

Clause 9.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall, subject to clause 7, be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in

each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 21.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (25) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Sand, Lime Brick Award No. 4 of 1958 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

(Sgd.) R. V. NEVILLE,
President.
[L.S.]

Schedule.

Clause 17.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 10 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the

substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

- (i) (i) a worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 21.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (21) of 1961.

In the Matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Cement Tile Manufacturing Award No. 36/1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961, and doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 15.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 8 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

- (i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (208) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (20) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Brickyard (Housebrick) Award No. 20 of 1958 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 21.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 10 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

- (i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 25.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (30) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Meat Industry (Bunbury) Award No. 4 of 1941 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 8.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (88) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (33) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause

why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Meat Export and Local Consumption (Thomas Borthwick and Sons, Albany) Award No. 48/1955 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 11.—Holidays.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 12.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (87) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (34) of 1961.

In the the Matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of the Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court

in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Meat Industry (Sausage Casing Manufacturing) Award No. 42 of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 12.—Holidays.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holidays shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 13.—Annual Leave.

Delete subclause (g) of this clause and insert in lieu thereof the following:—

- (g) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (93) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (154) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Municipal Employees Racecourses etc.) Award No. 71 of 1948 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 5.—Holidays.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 6.—Annual Leave.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (140) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (155) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Musicians' Award No. 26 of 1953 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shops Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Sundays and Public Holidays.

Delete subclause (b) of this clause and insert in lieu thereof the following:—

(b) Except as provided for in subclause (c) and in Clause 11(a) hereof, all work done on New Year's Day, Australia Day, Easter Saturday, Easter Monday, Foundation Day, Anzac Day and Boxing Day, shall be paid for at the rate of time and a half.

Clause 15.—Annual Leave.

Delete subclause (d) of this clause and insert in lieu thereof the following:—

(d) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (221) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (136) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Oil Refinery Launch Masters Award No. 23 of 1957 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 10.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject to Clause 7 hereof be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Any worker absenting himself from work without reasonable cause, proof of which shall lie upon him, on the whole or any portion of the working day succeeding a holiday provided for herein, shall not be entitled to payment for such holiday.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

(i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (138) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Metal Trades 1954 Award, No. 1 of 1954 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 19.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject to subclauses 16 (c) and 16A (d) be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted

day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

- (i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (94) of 1958.

In THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (8) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Barmains' and Barmen's (Kalgoorlie) Award No. 2 of 1949 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961,

and doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 8.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (10) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (9) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P., and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court, in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Barmains' and Barmen's (South-West) Award, No. 49 of 1951, be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961,

and doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 12.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (12) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (11) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P., and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court, in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Barmains' and Barmen's (Rest of State) Award, No. 5A of 1956, be and the same is hereby amended in the terms of the attached

schedule and that such amendments shall take effect as from and including the 1st day of October, 1961,

and doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

(Sgd.) R. V. NEVILLE,
President.

[L.S.]

Schedule.

Clause 13.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

(e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 26.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54(15) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Bread Carters' (Albany) Award No. 17 of 1945 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

(Sgd.) R. V. NEVILLE,
President.

[L.S.]

Schedule.

Clause 15.—Definitions.

Delete subclause (b) of this clause and insert in lieu thereof the following:—

(b) Holidays for the purpose of this Award shall mean the following days or the days observed in lieu, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, State Foundation Day, Christmas Day, Boxing Day and Operative Baker's Picnic Day.

Clause 17.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

(f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55(15) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54(16) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Bread Carters' (Bunbury) Award No. 3 of 1934 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

(Sgd.) R. V. NEVILLE,
President.

[L.S.]

Schedule.

Clause 15.—Definitions.

Delete subclause (b) of this clause and insert in lieu thereof the following:—

(b) Holidays for the purpose of this Award shall mean the following days or the days observed in lieu, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, State Foundation Day, Christmas Day, Boxing Day and Operative Baker's Picnic Day.

Clause 16.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

(f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55(16) of 1958.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54(17) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Bread Carters' (Kalgoorlie) Award No. 16 of 1941 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 6.—Holidays.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55(17) of 1958.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (118) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Fruit and Produce Market Employees' Award No. 50 of 1955 be and the same is hereby amended in the terms of the

attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by this order.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 7.—Hours.

Delete the first three (3) lines of this clause and insert in lieu thereof the following:—

Forty hours shall constitute a week's work, which shall be worked by weekly workers as follows. Provided that in the week commencing on Monday immediately preceding Easter Day the week's work in ordinary hours shall be thirty-two (32) hours on the basis of eight (8) hours each day Monday to Thursday inclusive without thereby making the employer liable for payment of overtime by reason of the fact that in a pay week of which any part of such period forms a part the ordinary hours worked exceed forty (40).

Liberty is reserved to the parties to apply to vary this amendment.

Clause 9.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) For weekly workers the following days, or the days observed in lieu shall subject to subclause (a) of Clause 8, be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties in lieu of any of the days named in the subclause.

Clause 10.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (62) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (141) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and

other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Mineral (Earths) Employees' Award No. 6/1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 16.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

(i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (98) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (149) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other

representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Motor Service Station Attendants (A.W.U.) Award No. 12 of 1946 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 11.—Holidays.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 12.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

(f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (101) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (152) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order

That the Municipal Employees (Rest of State) Award No. 19 of 1949 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 4.—Holidays.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 5.—Annual Leave.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (105) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (120) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended; Now, therefore, the Court in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Furniture Trades (Coffin Making) Award, No. 2/1948 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961,

and doth further order—

that liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 7.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 5 be allowed as holidays without deduction of pay, namely: New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day, and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (34) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (121) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended; Now, therefore, the Court in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Furniture Workers (Glass Trades) Award No. 20 of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961,

and doth further order—

that liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 10.—Holidays.

Delete this clause and insert in lieu thereof the following:—

Clause 10.

- (a) (i) The following days or the days observed in lieu thereof shall subject to Clause 8 be allowed as holidays without deduction of pay, namely: New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.
- (iii) On any public holiday not prescribed as a holiday under this Award the employer's establishment or place of business may be closed, in which case a worker need not present himself for duty and payment may be deducted, but if work be done ordinary rates of pay shall apply.

Clause 11.—Annual Leave.

Delete subclause (g) of this clause and insert in lieu thereof the following:—

- (g) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 12.—Long Service Leave.

Add the words "as amended by the deletion of paragraph (4) of subclause (f)" after the figures "1958" where they appear in the fourth line of this clause.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (119) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Consolidated Furniture Trades Award No. 3 of 1940 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shops Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,
[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 16.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 13 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 17.—Annual Leave.

Delete subclause (g) of this clause and insert in lieu thereof the following:—

- (g) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (63) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (159) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Nurserymen's (A.W.U.) Award No. 10 of 1959 be and the same is hereby amended in the terms of the attached schedule and

that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistant's Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 14.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 11 be allowed as holidays without deduction of pay namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (156) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Musicians' (General) Award No. 4 of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shops Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,
[L.S.] (Sgd.) R. V. NEVILLE,
President

Schedule.

Clause 17.—Annual Leave.

Delete subclause (d) of this clause and insert in lieu thereof the following:—

- (d) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (222) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (157) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Mothercraft Home and Training Centre Nurses' Award No. 2 of 1960 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shops Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,
[L.S.] (Sgd.) R. V. NEVILLE,
President

Schedule.

Clause 8.—Holidays.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (158) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Nurses (Private Hospitals) Award No. 8 of 1958 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 10.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 24.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (151) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial

Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Municipal Employees (Country Districts) Award No. 77/1948 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 4.—Holidays.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 5.—Annual Leave.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (103) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (160) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Oil Refinery Workers' Award Nod. 7, 12, 21, 22 and 23 of 1958, be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 17.—Annual Leave and Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject to Clauses 12 and 13 hereof, be allowed as holidays without deduction of pay, namely, New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Any worker absenting himself from work without reasonable cause, proof of which shall lie upon him, on the whole or any portion of the working day succeeding a holiday provided for herein, shall not be entitled to payment for such holiday.

Delete subclause (g) of this clause and insert in lieu thereof the following:—

(g) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 18.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

And doth further order.

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 12.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject to clauses Nod. 9, 9A and 11 and subject as hereinafter provided, be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day, and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Any worker absenting himself from work without reasonable cause, proof of which shall lie upon him, on the whole or any portion of the working day preceding or on the whole or any portion of the working day succeeding a holiday provided for herein, shall not be entitled to payment for such holiday.

Add the following new subclause:—

(i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (108) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (161) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Oil Refinery Tug and Small Craft Crews' Award No. 23 of 1954 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (139) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Metal Trades (Northern and Eastern Districts) Award No. 26/1950 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 10.—Holidays.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

(h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (95) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (142) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Mining (Blue Asbestos) Award No. 41 of 1948 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 18.—Holidays.

Delete this clause and insert in lieu thereof:—

Clause 18.—Holidays.

The following days or the days observed in lieu shall be allowed as holidays without deduction of pay, namely—Christmas Day, Good Friday, Easter Monday, Labour Day and one additional day in each calendar year to be nominated by the employer. Where Christmas Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday; in such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted. Provided that any worker who does not present himself for work (if required) on the working day following any of the above-mentioned holidays shall not be entitled to be paid for such holiday unless he produces proof satisfactory to the employer that he was prevented by sickness from presenting himself for work on any such day and that such sickness was not due to intemperance or misconduct. All work performed on any of the aforementioned holidays shall be paid for at double time, except work in connection with repairs to machinery which has broken down and has caused a stoppage of operations, when the rates shall be time and a half throughout.

Clause 19.—Annual Leave.

Delete subclause (b) of this clause and insert in lieu thereof the following:—

(b) Three (3) weeks' holiday, including fifteen (15) working days, on full pay, shall be granted once in each year to every worker; provided he has worked two hundred and forty-one (241) shifts at ordinary rates of pay, and should he have worked less than two hundred and forty-one (241) such shifts when the said holiday is taken, or at the termination of his employment, he shall be paid for a proportionate number of holidays. Payment for the said holidays shall be at the rate of pay the worker is receiving immediately before the holiday is taken or employment terminated. Provided further that where the worker is justifiably dismissed for misconduct he shall not be entitled to the benefits of the provisions of this clause. In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (4) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (123) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended and whereas the said summonses came on for hearing on the 20th day of March, 1961 and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court

in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Tubular Steel Furniture Award No. 44 of 1955 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 15.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

(a) (i) The following days, or the days observed in lieu shall subject to Clause 13 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

(ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 16.—Annual Leave.

Delete subclause (g) of this clause and insert in lieu thereof the following:—

(g) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 30.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (128) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore,

the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hospital Employees' (Private) Award No. 26 of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 11.—Annual Leave.

Delete subclause (d) of this clause and insert in lieu thereof the following:—

(d) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (70) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (162) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Optical Mechanics Award No. 13 of 1954 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 14.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 12 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (110) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (163) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Paint and Varnish Makers' Award No. 22/1957 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILE,
President.

Schedule.

Clause 10.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to clause 5 be allowed as holidays without deduction of pay, namely: New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 11.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 12.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (129) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hostel Employees' (Metropolitan) Award No. 23 of 1955 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILE,
President.

Schedule.

Clause 14.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 33.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (116) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Manufacturing Chemists Award No. 52A of 1947 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shops Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 15.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as herein-after provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.

- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted

day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 16.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (202) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (130) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended and whereas the said summonses came on for hearing on the 20th day of March, 1961 and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hotel Workers' (South-west) Award No. 2 of 1959 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 28.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 36.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (117) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Match Manufacturing Industry Award No. 25 of 1949 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shops Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,
[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as hereinafter provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 14.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (205) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (132) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Knitting Trades Award No. 33/1960 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,
[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 22.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 7 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 26.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (131) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hotel Workers' (Rest of State) Award No. 12 of 1959 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 27.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 35.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (135) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Marine Stores Award No. 13/1958 be and the same is hereby amended in the terms

of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 11.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 9 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 12.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 20.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (137) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Union's Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Tilley 1952 Award No. 34 of 1952 be and the same is hereby amended in the terms of the attached schedule and that such

amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd. R. V. NEVILLE,

President.

Schedule.

Clause 9.—Annual Leave.

Add a new subclause (d) as follows:—

- (d) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 11.—Public Holidays.

Delete this clause and insert in lieu thereof the following:—

Clause 11.—Public Holidays.

- (a) The following days, or the days observed in lieu shall subject to Clauses 20 and 26 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (b) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (237) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (133) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Laundry Employees' Award No. 33/1948 be and the same is hereby amended in the terms of the attached schedule and

that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.]

(Sgd.) R. V. NEVILLE,

President.

Schedule.

Clause 7.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to subclause 5 (b) be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 8.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (219) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (134) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Lime Production Award No. 57 of 1947 be and the same is hereby amended in the terms of the attached schedule and that

such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as herein-after provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day, and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the sub-clause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (j) of this clause and insert in lieu thereof the following:—

- (j) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (85) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (32) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Meat Industry (Kalgoorlie) Award No. 5 of 1959 be and the same is hereby amended in the terms of the attached schedule and that

such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Annual Leave.

Delete subclause (c) of this clause and insert in lieu thereof the following:—

- (c) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the union concerned, annual leave may be taken in not more than two periods.

Clause 30.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (5) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P., and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court, in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Bakers' (Metropolitan) Award, No. 72 of 1948, be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Holidays.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (9) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (13) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Bootmakers' (Bespoke) Award No. 4/1946 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 7.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 8.—Public Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to subclause 4 (b) be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (13) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (31) or 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Meat Industry (Geraldton) Award No. 37 of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shops Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 11.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (89) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (6) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in

pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Bakers' (Kalgoorlie) Award No. 14 of 1955 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

that liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Holidays.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

(i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (8) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (4) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P., and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court, in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Bakers' (Country) Award, No. 15 of 1955 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

(Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 10.—Holidays.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

(i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (7) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (10) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Barmaids' and Barmen's (Metropolitan) Award No. 47 of 1949 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 12.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

(e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.

(ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave clause added by Order No. 55 (11) of 1958.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (127) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court,

having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Hospital Employees' (N'Gala Mothercraft Training Centre) Award No. 6A of 1956 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Holidays.

Delete subclause (d) of this clause and insert in lieu thereof the following:—

- (d) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (27) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Building Trades Award No. 24/1958 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 24.—Holidays.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

- (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 25.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (29) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Meat Industry (Metropolitan Butchers') Award No. 31 of 1958 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 9.—Annual Leave.

Delete subclause (c) of this clause and insert in lieu thereof the following:—

- (c) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 31.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (3) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P., and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Bag, Sack and Textile Workers Award, No. 3/1960, be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

(Sgd.) R. V. NEVILLE,

[L.S.] President.

Schedule.

Clause 8.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to clause 7 (b) be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 26.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION
OF WESTERN AUSTRALIA.

No. 54 (19) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Brickyard Employees (Firebrick & Tapestry Brick) Award No. 9 of 1959 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 16.—Holidays and Annual Leave.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 8 be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (i) of this clause and insert in lieu thereof the following:—

- (i) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 23.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (125) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Grain Handling (Albany Terminal) Award No. 54/1955 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 12.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as herein-after provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 13.—Annual Leave.

Delete subclause (g) of this clause and insert in lieu thereof the following:—

- (g) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (69) of 1958.

IN THE COURT OF ARBITRATION OF
WESTERN AUSTRALIA.

No. 54 (26) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Union affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Brushmakers' Award No. 30 of 1959 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 13.—Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject as herein-after provided be allowed as holidays without deduction of pay, namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each such case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Clause 14.—Annual Leave.

Delete subclause (f) of this clause and insert in lieu thereof the following:—

- (f) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 29.—Long Service Leave.

Delete paragraph (4) of subclause (f) of this clause.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (18) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Brickmaking (Cement A.W.U.) Award No. 22 of 1945 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 8.—Annual Leave and Holidays.

Delete subclause (a) of this clause and insert in lieu thereof the following:—

- (a) (i) The following days, or the days observed in lieu shall subject to Clause 7 be allowed as holidays without deduction of pay namely—New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, Labour Day, Foundation Day, Sovereign's Birthday, Christmas Day and Boxing Day. Provided that another day may be taken as a holiday by arrangement between the parties, in lieu of any of the days named in the subclause.
- (ii) Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (h) of this clause and insert in lieu thereof the following:—

- (h) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 54 (28) of 1961.

In the matter of the Industrial Arbitration Act, 1912-1952, and in the matter of various Awards and Industrial Agreements.

WHEREAS the Court of Arbitration by way of summonses called upon the parties to various Awards and Industrial Agreements to show cause why the provisions contained therein relating to Long Service Leave, Public Holidays, Annual Leave and Hours should not be amended; and whereas the said summonses came on for hearing on the 20th day of March, 1961; and whereas the Court, having heard Mr. C. H. Webb on behalf of Industrial Unions affiliated with the West Australian Trade Unions' Industrial Council, A.L.P. and Mr. D. E. Cort on behalf of certain employers and other representatives for other Unions and employers, determined that various Awards and Industrial Agreements be amended: Now, therefore, the Court in pursuance of the powers conferred on it by Section 61 of the Industrial Arbitration Act, 1912-1952, doth hereby order—

That the Meat Industry (Metropolitan Wholesale) Award No. 10/1939 be and the same is hereby amended in the terms of the attached schedule and that such amendments shall take effect as from and including the 1st day of October, 1961.

And doth further order—

That liberty is reserved to any party to apply to correct any errors or to overcome any anomalies created by any hours amendments to the Shop Assistants' Awards or Agreements.

Dated at Perth this 22nd day of September, 1961.

By the Court,

[L.S.] (Sgd.) R. V. NEVILLE,
President.

Schedule.

Clause 8.—Annual Leave.

Delete subclause (e) of this clause and insert in lieu thereof the following:—

- (e) (i) A worker who is justifiably dismissed for misconduct shall not be entitled to the benefit of the provisions of this clause.
- (ii) In special circumstances and by mutual consent of the employer, the worker and the Union concerned, annual leave may be taken in not more than two periods.

Clause 43.—Holidays.

Add the following new paragraph to subclause (a) hereof:—

Where Christmas Day or New Year's Day falls on a Saturday or a Sunday, such holiday shall be observed on the next succeeding Monday and where Boxing Day falls on a Sunday or a Monday such holiday shall be observed on the next succeeding Tuesday; in each case the substituted day shall be deemed a holiday without deduction of pay in lieu of the day for which it is substituted.

Delete subclause (b) of this clause and insert in lieu thereof the following:—

- (b) When Christmas Day falls on a Saturday, Sunday or Monday and Boxing Day is observed on Tuesday, work may be done on Boxing Day from 7 a.m. to 9 a.m.

Long Service Leave.

Delete paragraph (4) of subclause (f) of the Long Service Leave Clause added by Order No. 55 (92) of 1958.

COMPANIES ACT, 1943-1960.

Lightning Implements Proprietary Limited.

Notice of Intention to Cease Business in Western Australia.

NOTICE is hereby given that Lightning Implements Proprietary Limited, a company registered under Part XI of the Companies Act, 1943-1960, and having its registered office at Pastoral House, St. George's Terrace, Perth, in the State of Western Australia, intends voluntarily to cease to carry on business in the said State on and after the 22nd day of March, 1962.

Dated this 30th day of November, 1961.

H. A. WALTON,
Agent.

Northmore, Hale, Davy & Leake, 13 Howard Street, Perth, Solicitors to the Company.

COMPANIES ACT, 1943-1960.

Notice of Intention to Cease Business in Western Australia.

(Pursuant to Section 337.)

NOTICE is hereby given that Australian Telephonic Electric Pty. Ltd., formerly having its registered office at 171 St. George's Terrace, Perth, and latterly at 139 Hay Street, Subiaco, in the State of Western Australia, intends voluntarily to cease to carry on business in the said State on and after the 1st day of March, 1962.

Dated this 1st day of December, 1961.

THOMAS P. BALL,
Managing Director.

COMPANIES ACT, 1943-1960.

Notice of Change in Situation of Registered Office and/or the Days and Hours such Office is Accessible to the Public.

Barrymore & Co. (1924) Pty. Limited.

NOTICE is hereby given that the registered office of Barrymore & Co. (1924) Pty. Limited was, on the 10th day of April, 1961, changed to and is now situated at 380 Hay Street, Subiaco.

Dated this 3rd day of November, 1961.

THEO. P. S. BARRYMORE,
Director.

COMPANIES ACT, 1943-1960.

Notice of Intention to Cease Business in Western Australia.

(Pursuant to Section 337.)

NOTICE is hereby given that Hygienic Products Automatic Pty. Ltd., formerly having its registered office at 171 St. George's Terrace, Perth, and latterly at 139 Hay Street, Subiaco, in the State of Western Australia, intends voluntarily to cease to carry on business in the said State on and after the 1st day of March, 1962.

Dated this 1st day of December, 1961.

THOMAS P. BALL,
Managing Director.

Western Australia.

COMPANIES ACT, 1943-1960.

(Section 99 (4).)

Nichols Club Hotel Pty. Ltd.

Notice of Situation of Registered Office.

NOTICE is hereby given that the registered office of Nichols Club Hotel Pty. Ltd. is situated at Fourth Floor, Steamship Buildings, 168 St. George's Terrace, Perth, in the State of Western Australia, and that the days and hours during which such office is accessible to the public are as follows: Mondays to Fridays (except public holidays), from 9 a.m. to 5 p.m.

Dated this 30th day of November, 1961.

A. W. NICHOLS,
Director.

R. C. Witcombe, Solicitor, Perth.

COMPANIES ACT, 1943-1960.

Notice Concerning Lost Share Certificate.

(Pursuant to Section 414 (1).)

Peters Ice Cream (W.A.) Limited.

NOTICE is hereby given that Share Certificate Numbers 4699, 488 and 2436 for a total of 516 Shares in the abovenamed Company, entered in the name of Francis Frederick Gailey (Deceased), has been lost or destroyed and it is the intention of the Directors of the abovenamed Company to issue a duplicate Certificate in lieu thereof after the expiration of 28 days from the publication hereof.

Dated the 8th December, 1961.

T. W. TOWNSEND,
Secretary.

COMPANIES ACT, 1943-1960.

Notice of Change in Situation of Registered Office.

(Pursuant to Section 99 (4).)

Motorcycles Pty. Ltd.

NOTICE is hereby given that the registered office of Motorcycles Pty. Ltd. was, on the 1st day of December, 1961, changed to and is now situated at 916 Hay Street, Perth.

Dated this 5th day of December, 1961.

(Sgd.) H. J. B. MAY,
Secretary.

COMPANIES ACT, 1943, AND AMENDMENTS.

Caga Acceptance Pty. Limited.

Notice of Situation of Registered Office.

CAGA ACCEPTANCE PTY. LIMITED hereby gives notice that the registered office of the company is situated at First Floor, 47 St. George's Terrace, Perth, and that the days and hours during which such office is accessible to the Public are as follows: Mondays to Fridays, from 9 a.m. to 1 p.m. and from 2 p.m. to 5 p.m.; Saturdays, 9 a.m. to 11.30 a.m. (public holidays excepted).

Dated this 22nd day of November, 1961.

R. C. SHEA,
Agent in Western Australia.

Nicholson, Verschuer & Nicholson, of 97 St. George's Terrace, Perth, Solicitors for the Company.

COMPANIES ACT, 1943, AND AMENDMENTS.

Caga Wholesale Pty. Limited.

Notice of Situation of Registered Office.

CAGA WHOLESALE PTY. LIMITED hereby gives notice that the registered office of the company is situated at First Floor, 47 St. George's Terrace, Perth, and that the days and hours during which such office is accessible to the Public are as follows: Mondays to Fridays, from 9 a.m. to 1 p.m. and from 2 p.m. to 5 p.m.; Saturdays 9 a.m. to 11.30 a.m. (public holidays excepted).

Dated this 22nd day of November, 1961.

R. C. SHEA,
Agent in Western Australia.

Nicholson, Verschuer & Nicholson, of 97 St. George's Terrace, Perth, Solicitors for the Company.

COMPANIES ACT, 1943, AND AMENDMENTS.

The Bank of Adelaide.

Notice of Situation of Registered Office.

THE BANK OF ADELAIDE hereby gives notice that the registered office of the Bank is situated at 95 St. George's Terrace, Perth, and that the days and hours during which such office is accessible to the public are as follows: Mondays to Thursdays, from 10 a.m. to 3 p.m.; Fridays, from 10 a.m. to 5 p.m. (public and bank holidays excepted).

Dated this 30th day of November, 1961.

M. O. GELLERT,
Agent in Western Australia.

Nicholson, Verschuer & Nicholson, of 97 St. George's Terrace, Perth, Solicitors for the Company.

COMPANIES ACT, 1943, AND AMENDMENTS.
Commercial & General Life Assurance Limited.

Notice of Situation of Registered Office.

COMMERCIAL & GENERAL LIFE ASSURANCE LIMITED hereby gives notice that the registered office of the company is situated at the offices of Nicholson, Verschuer & Nicholson, 97 St. George's Terrace, Perth, and that the days and hours during which such office is accessible to the public are as follows: Mondays to Fridays (public holidays excepted), from 10 a.m. to 4 p.m.

Dated this 1st day of December, 1961.

K. NICHOLSON,
Agent in Western Australia.

Nicholson, Verschuer & Nicholson, of 97 St. George's Terrace, Perth, Solicitors for the Company.

COMPANIES ACT, 1943, AND AMENDMENTS.

The Yorkshire Life Assurance Company of Australia Limited.

Notice of Situation of Registered Office.

THE YORKSHIRE LIFE ASSURANCE COMPANY OF AUSTRALIA LIMITED hereby gives notice that the registered office of the company is situated at 194 St. George's Terrace, Perth, and that the days and hours during which such office is accessible to the public are as follows: Mondays to Fridays (public holidays excepted), from 10 a.m. to 4 p.m.

Dated this 1st day of December, 1961.

A. W. EAGLES,
Agent in Western Australia.

Nicholson, Verschuer & Nicholson, of 97 St. George's Terrace, Perth, Solicitors for the Company.

Western Australia.

COMPANIES ACT, 1943, AND AMENDMENTS.

Notice of Situation of Registered Office of a Company Incorporated Outside Western Australia which carried on Business or is about to Carry on Business within Western Australia and of the Days and Hours During which such Office is Accessible to the Public.

(Pursuant to Section 330 (4).)

Contracting & Constructions Limited.

NOTICE is hereby given that the registered office of Contracting & Constructions Limited is situated at First Floor Trinity Chambers, 70 St. George's Terrace, Perth, in the State of Western Australia, and that the days and hours during which such office is accessible to the public are Mondays to Fridays from 10 a.m. to 4 p.m. (public holidays excepted).

Dated this 8th day of December, 1961.

E. M. HEENAN & CO.,
Solicitors for the Company.

E. M. Heenan & Co., Solicitors, of 70 St. George's Terrace, Perth.

COMPANIES ACT, 1943-1960.

Notice of Change in the Days and Hours During Which the Registered Office of a Company is Accessible to the Public.

SOUTHERN UNION INSURANCE COMPANY OF AUSTRALIA LIMITED hereby gives notice that the days and hours during which the registered office of the company is accessible to the public have, as from the 24th day of November, 1961, been changed as follows: Mondays to Fridays both inclusive (excepting public holidays), from 10 a.m. to 4 p.m.

Dated this 24th day of November, 1961.

ROSS H. LEAK,
Agent in Western Australia.

Robinson Cox & Co., Solicitors, Perth.

COMPANIES ACT, 1943-1960.

The Employers' Liability Assurance Corporation Limited.

NOTICE is hereby given that the days and hours during which the registered office of The Employers' Liability Assurance Corporation Limited is accessible to the public have, as from the 29th day of November, 1961, been changed as follows: Monday to Friday inclusive (except bank holidays), from 9 a.m. to 5 p.m.

Dated this 8th day of December, 1961.

UNMACK & UNMACK,
of 12 Howard Street, Perth,
Solicitors for the Company.

COMPANIES ACT, 1943-1960.

Notice of Change in Situation of Registered Office and/or of the Days and Hours such Office is Accessible to the Public.

(Pursuant to section 99 (4).)

J. W. Martin Pty. Ltd.

NOTICE is hereby given that the registered office of J. W. Martin Pty. Ltd. was, on the 1st day of December, 1961, changed to and is now situated at 29 Angove St., North Perth, and that the days and hours during which such office is accessible to the public are, as from the 1st day of December, 1961, from Monday to Friday inclusive in each week (other than Public Holidays) between the hours of 10 a.m. and 4 p.m.

Dated this 8th day of December, 1961.

U. M. MARTIN,
Director and Secretary.

COMPANIES ACT, 1943-1960.

Notice of Change in the Days and Hours During Which the Registered Office of a Company is Accessible to the Public.

LONDON GUARANTEE AND ACCIDENT COMPANY LIMITED hereby gives notice that the days and hours during which the registered office of the company is accessible to the public have, as from the 24th day of November, 1961, been changed as follows: Mondays to Fridays both inclusive (excepting public holidays), from 10 a.m. to 4 p.m.

Dated this 24th day of November, 1961.

ROSS H. LEAK,
Agent in Western Australia.

Robinson Cox & Co., Solicitors, Perth.

COMPANIES ACT, 1943-1960.

Notice of Change in the Days and Hours During Which the Registered Office of a Company is Accessible to the Public.

PHOENIX ASSURANCE COMPANY LIMITED hereby gives notice that the days and hours during which the registered office of the company is accessible to the public have, as from the 24th day of November, 1961, been changed as follows: Mondays to Fridays both inclusive (excepting public holidays), from 10 a.m. to 4 p.m.

Dated this 24th day of November, 1961.

ROSS H. LEAK,
Agent in Western Australia.

Robinson Cox & Co., Solicitors, Perth.

COMPANIES ACT, 1943-1960.

T. H. Swarbrick & Sons Pty. Ltd.

NOTICE is hereby given that the registered office of the abovenamed company will be situated at 49-61 Charles Street, Perth, and will be open to the public between the hours of 10 a.m. and 12 noon and 2 p.m. and 4 p.m., Mondays to Fridays (excluding public holidays).

FRANK DOWNING,
25 William Street, Perth,
Solicitor for the Company.

Downing & Downing, 25 William Street, Perth,
Solicitors for the Company.

COMPANIES ACT, 1943-1960.

Notice of Change in the Days and Hours During Which the Registered Office of a Company is Accessible to the Public.

THE UNION MARINE AND GENERAL INSURANCE COMPANY LIMITED hereby gives notice that the days and hours during which the registered office of the company is accessible to the public have, as from the 24th day of November, 1961, been changed as follows: Mondays to Fridays both inclusive (excepting public holidays), from 10 a.m. to 4 p.m.

Dated this 24th day of November, 1961.

ROSS H. LEAK,
Agent in Western Australia.

Robinson Cox & Co., Solicitors, Perth.

COMPANIES ACT, 1943-1960.

Notice of Change in the Days and Hours during which the Office is Accessible to the Public.

(Pursuant to Section 99 (4).)

Steeves Agnew & Co. (W.A.) Pty. Limited.

NOTICE is hereby given that the days and hours during which the registered office of Steeves Agnew & Co. (W.A.) Pty. Limited is accessible to the public are, as from the 20th day of November, 1961, as follows: From Monday to Friday inclusive in each week (public holidays excepted), from 10 a.m. to 12 noon and from 2 p.m. to 4 p.m.

Dated this 7th day of December, 1961.

PARKER & PARKER,
21 Howard Street, Perth,
Solicitors for the Company.

COMPANIES ACT, 1943-1960.

Notice of Change in Situation of Registered Office.

(Pursuant to Section 99 (4).)

NOTICE is hereby given that the Registered Office of: Vox Adeon Howard Holdings Ltd., Vox Adeon Howard Credits Ltd., Vox Adeon Howard Pty. Ltd., Vox Adeon Pty. Ltd., Vox Adeon Finance Pty. Ltd., Wyper Howard Finance Pty. Ltd., Customers Acceptance Ltd., MainLine Distributors Pty. Ltd., Blakes Pty. Ltd., Blakes Finance Pty. Ltd., and Westralian Electric Coy. Pty. Ltd., was, on the 23rd day of November, 1961, changed to and is now situated at 115 Cambridge Street, West Leederville.

R. J. BEVAN,
Secretary.

COMPANIES ACT, 1943-1960.

Ajax Insurance Company Limited.

NOTICE is hereby given that the days and hours during which the registered office of the company is accessible to the public have, as from the 24th November, 1961, been changed as follows: From Monday to Friday inclusive in each week (other than public holidays), between the hours of 9 a.m. and 5 p.m.

Dated the 11th day of December, 1961.

PARKER & PARKER,
21 Howard Street, Perth,
Solicitors for the Company.

COMPANIES ACT, 1943-1960.

Notice of Change in the Days and Hours during which the Office is Accessible to the Public.

(Pursuant to Section 99 (4).)

Edward Lumley & Sons (W.A.) Pty. Limited.

NOTICE is hereby given that the days and hours during which the registered office of Edward Lumley & Sons (W.A.) Pty. Limited is accessible to the public are, as from the 20th day of November, 1961, as follows: From Monday to Friday inclusive in each week (public holidays excepted), between the hours of 9 a.m. and 5 p.m.

Dated this 8th day of December, 1961.

PARKER & PARKER,
21 Howard Street, Perth,
Solicitors for the Company.

COMPANIES ACT, 1943-1960.

(Section 99 (4).)

E.M.L. Investments Pty. Ltd.

NOTICE is hereby given that the registered office of E.M.L. Investments Pty. Ltd. is situated at Third Floor, 101 St. George's Terrace, Perth, and that the days and hours during which such office is accessible to the public are as follows: From Monday to Friday inclusive in each week (other than public holidays), between the hours of 9 a.m. and 5 p.m.

Dated this 12th day of December, 1961.

PARKER & PARKER,
21 Howard Street, Perth,
Solicitors for the Company.

COMPANIES ACT, 1943-1960.

E. S. & A. Savings Bank Limited.

NOTICE is hereby given that the registered office in Western Australia of the abovenamed company, which is incorporated in Victoria, is situate at 103 St. George's Terrace, Perth, and that the days and hours during which it is accessible to the public are, from Monday to Thursday inclusive in each week, between the hours of 10 a.m. and 3 p.m., and on Fridays from 10 a.m. to 5 p.m. (public holidays excepted).

Dated the 12th day of December, 1961.

PARKER & PARKER,
21 Howard Street, Perth,
Solicitors for the Company.

COMPANIES ACT, 1943-1960.

(Section 99 (4).)

J. N. Temby Pty. Ltd.

NOTICE is hereby given that the registered office of J. N. Temby Pty. Ltd. is situated at "Virglen," Bodallin, and that the days and hours during which such office is accessible to the public are as follows: From Monday to Friday inclusive in each week (other than public holidays), between the hours of 9 a.m. and 5 p.m.

Dated this 8th day of December, 1961.

PARKER & PARKER,
21 Howard Street, Perth,
Solicitors for the Company.

COMPANIES ACT, 1943-1960.

Notice of Change in the Days and Hours during which the Registered Office is Accessible to the Public.

(Pursuant to Sections 330 (4) and 335 (iv).)

National Employers' Mutual General Insurance Association Limited.

NOTICE is hereby given that the days and hours during which the registered office in the State of Western Australia of the abovenamed Company is accessible to the public have, as from the 20th day of November, 1961, been changed and are now as follows: From Monday to Friday inclusive in each week (public holidays excepted), between the hours of 9 a.m. and 5 p.m.

Dated this 4th day of December, 1961.

PARKER & PARKER,
21 Howard Street, Perth,
Solicitors for the Company.

COMPANIES ACT, 1943-1960.

Notice of Change in Situation of Registered Office.

(Pursuant to Section 99 (4).)

Mortlock Distributors Pty. Ltd.

NOTICE is hereby given that the registered office of Mortlock Distributors Pty. Ltd., was, on the 1st day of December, 1961, changed to and is now situated at 151 Adelaide Terrace, Perth.

Dated this 5th day of December, 1961.

(Sgd.) A. J. B. MAY,
Secretary.

COMPANIES ACT, 1943-1960.

The English, Scottish and Australian Bank Limited. NOTICE is hereby given that the registered office in Western Australia of the abovenamed company, which is incorporated in England, is situate at 103 St. George's Terrace, Perth, and that the days and hours during which it is accessible to the public are, from Monday to Thursday inclusive in each week, between the hours of 10 a.m. and 3 p.m., and on Fridays from 10 a.m. to 5 p.m. (public holidays excepted).

Dated the 12th day of December, 1961.

PARKER & PARKER,
21 Howard Street, Perth,
Solicitors for the Company.

COMPANIES ACT, 1943-1960.

Notice of Change in the Days and Hours during which the Registered Office is Accessible to the Public.

(Pursuant to Sections 330 (4) and 335 (iv).)

The Security and General Insurance Company Limited.

NOTICE is hereby given that the days and hours during which the registered office in the State of Western Australia of the abovenamed Company is accessible to the public have, as from the 20th day of November, 1961, been changed and are now as follows: From Monday to Friday inclusive in each week (public holidays excepted), between the hours of 9 a.m. and 5 p.m.

Dated this 4th day of December, 1961.

PARKER & PARKER,
21 Howard Street, Perth,
Solicitors for the Company.

COMPANIES ACT, 1943-1960.

Notice of Intention to Cease Business in Western Australia.

(Pursuant to Section 337.)

Michael Selios Pty. Limited.

NOTICE is hereby given that Michael Selios Pty. Limited, a company registered under Part XI of the Companies Act, 1943-1960, and having its registered office at 84 High Street, Fremantle, in the State of Western Australia intends voluntarily to cease to carry on business in the said State on and after the 6th day of March, 1962.

Dated this 6th day of December, 1961.

G. G. GOMME,
Agent.

COMPANIES ACT, 1943-1960.

Notice of the Change of the Days and Hours during which the Registered Office is Accessible to the Public.

(Pursuant to Section 330 (4).)

Transport & General Life Assurance Company Limited.

Empire Insurances Limited.

Transport and General Insurance Company Limited.

TRANSPORT & GENERAL LIFE ASSURANCE COMPANY LIMITED, EMPIRE INSURANCES LIMITED and TRANSPORT AND GENERAL INSURANCE COMPANY LIMITED hereby give notice that the days and hours during which the registered office of each company is accessible to the public have, as from the 24th day of November, 1961, been changed as follows: Mondays to Fridays (public and bank holidays excepted), from 9 a.m. to 5 p.m.

Dated this 28th day of November, 1961.

J. TAYLOR,
Agent in Western Australia.

COMPANIES ACT, 1943-1960.

Notice of Change in Situation of Registered Office and/or of the Days and Hours such Office is Accessible to the Public.

(Pursuant to section 99 (4).)

Industrial Public Relations Service of Perth, Pty. Limited.

NOTICE is hereby given that the registered office of Industrial Public Relations Service of Perth, Pty. Limited was, on the 30th day of October, 1961, changed to and is now situated at Fourth Floor, Steamship Buildings, 168 St. George's Terrace, Perth, and that the days and hours during which such office is accessible to the public are, as from the 30th day of October, 1961, as follows: Monday to Friday, from 8.45 a.m. to 5.15 p.m.

Dated this 12th day of December, 1961.

C. F. GOOCH,
Secretary.

COMPANIES ACT, 1943-1960.

Notice of Change in Situation of Registered Office and/or of the Days and Hours such Office is Accessible to the Public.

(Pursuant to section 99 (4).)

L. Smith (W.A.) Pty. Limited.

NOTICE is hereby given that the registered office of L. Smith (W.A.) Pty. Limited was, on the 30th day of October, 1961, changed to and is now situated at Fourth Floor, Steamship Buildings, 168 St. George's Terrace, Perth, and that the days and hours during which such office is accessible to the public are, as from the 30th day of October, 1961, as follows: Monday to Friday, from 8.45 a.m. to 5.15 p.m.

Dated this 12th day of December, 1961.

C. F. GOOCH,
Secretary.

COMPANIES ACT, 1943-1960.

Notice of Change in Situation of Registered Office and/or of the Days and Hours such Office is Accessible to the Public.

(Pursuant to section 99 (4).)

W.A. Timber Imports Pty. Limited.

NOTICE is hereby given that the registered office of W.A. Timber Imports Pty. Limited was on the 30th day of October, 1961, changed to and is now situated at Fourth Floor, Steamship Buildings, 168 St. George's Terrace, Perth, and that the days and hours during which such office is accessible to the public are as, from the thirtieth day of October, 1961, as follows: Monday to Friday, from 8.45 a.m. to 5.15 p.m.

Dated this 12th day of December, 1961.

C. F. GOOCH,
Secretary.

Western Australia.

COMPANIES ACT, 1943-1960.

Notice of Situation of Registered Office.
(Pursuant to Section 99 (4).)

L. C. Miller Homes Pty. Ltd.

NOTICE is hereby given that the registered office of L. C. Miller Homes Pty. Ltd. is situated at 24 Howard Street, Perth, and that the days and hours during which such office is accessible to the public are: From 9 a.m. to 1 p.m. and 2 p.m. to 5 p.m. on all week days except Saturdays and public holidays.

Dated the 5th day of December, 1961.

R. J. LYNCH,
63 St. George's Terrace, Perth,
Solicitor for the Company

COMPANIES ACT, 1943, AND AMENDMENTS.

West Australian Blue Asbestos Fibres Company
Pty. Ltd. (In Liquidation).

NOTICE is hereby given that the final meeting of shareholders will be held at the office of the Liquidator, Third Floor, Warwick House, 63 St. George's Terrace, Perth, on Wednesday, the 17th day of January, 1962, at 12 noon, for the purpose of having laid before them by the Liquidator an account of the winding up, showing how the winding up has been conducted and the property of the company disposed of, and hearing any explanations thereof.

Dated this 12th day of December, 1961.

H. B. HALVORSEN,
Liquidator.

COMPANIES ACT, 1943-1960.

Gibson Battle (Melbourne) Proprietary Limited.
NOTICE is hereby given that the registered office of the abovenamed Company is situated at 5th Floor, 55 St. George's Terrace, Perth, and the days and hours during which such office is accessible to the public are as follows: Mondays to Fridays (holidays excepted) from 9 a.m. to 5 p.m.

Dated the 1st day of December, 1961.

E. H. WHEATLEY,
Agent in Western Australia.

Northmore, Hale, Davy & Leake, 13 Howard Street, Perth, Solicitors to the Company.

COMPANIES ACT, 1943-1960.

Notice of Change of Company Name.
(Section 30 (5).)

NOTICE is hereby given that E. S. & A. Federal Funds (W.A.) Proprietary Limited has, by a special resolution of the company and with the approval of the Registrar of Companies, signified in writing, changed its name to E.S. & A. Managed Investments (W.A.) Proprietary Limited.

Dated this 6th day of December, 1961.

A. C. MANNING,
Deputy Registrar of Companies.

IN THE MATTER OF THE COMPANIES ACT, 1943-1959.

NOTICE is hereby given that, pursuant to section 26 (1) of the abovenamed Act, a Certificate of Incorporation as a limited company has been issued to each of the undermentioned companies on the respective dates specified.

Company; Date of Incorporation.

Riverton Par 3 Golf Course Pty. Ltd.; 1st December, 1961.
Fresh-Pack Fruit and Vegetable Market Pty. Ltd.; 1st December, 1961.
Hughes Holding Pty. Ltd.; 4th December, 1961.
Jetstream Agricultural Equipment (W.A.) Pty. Ltd.; 4th December, 1961.
Cable Makers Australia (W.A.) Proprietary Limited; 4th December, 1961.
Harwood Place Pty. Ltd.; 4th December, 1961.
P. A. Plumbers Pty. Ltd.; 4th December, 1961.
T. H. Swarbrick & Sons Pty. Ltd.; 4th December, 1961.
Nichols Club Hotel Pty. Ltd.; 6th December, 1961.
H. B. Mills Pty. Ltd.; 6th December, 1961.
Hewett Pastoral Pty. Ltd.; 8th December, 1961.
L. C. Miller Homes Pty. Ltd.; 8th December, 1961.
E. M. L. Investments Pty. Ltd.; 8th December, 1961.
J. N. Temby Pty. Ltd.; 8th December, 1961.

Dated this 13th day of December, 1961.

A. C. MANNING,
Deputy Registrar of Companies.
Companies Registration Office,
Second Floor, Cecil Building,
Sherwood Court, Perth.

(8)—53728

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will and estate of Nina Mildura Collins, late of 1 Thomas Street, Nedlands, in the State of Western Australia, Married Woman, deceased.

ALL claims or demands against the estate of abovenamed deceased must be sent in writing to the Administrator (with the Will), The Perpetual Executors, Trustees and Agency Company (W.A.) Limited, of 89 St. George's Terrace, Perth, on or before the 16th day of January, 1962, after which date the said Administrator will proceed to distribute the assets of the said deceased amongst the persons entitled thereto having regard only to the claims and demands of which it shall then have had notice.

Dated the 8th day of December, 1961.

DWYER & THOMAS,
49 William Street, Perth,
Solicitors for the Administrator,
(With the Will.)

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will of Samuel John Stevens, late of 30 Homer Street, Narrogin, in the State of Western Australia, Retired Farmer, deceased.

ALL claims or demands against the estate of the abovenamed deceased must be sent in writing to the Executor, The West Australian Trustee, Executor and Agency Company Limited, of 135 St. George's Terrace, Perth, in the said State, on or before the 16th day of January, 1962 after which date the said Executor will proceed to distribute the assets of the said deceased amongst the persons entitled thereto having regard only to the claims and demands of which it shall then have had notice.

Dated the 8th December, 1961.

D. W. FINKELSTEIN,
Solicitor,
63 St. George's Terrace, Perth.

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will of Frederick Woodcock, late of 16 Manchester Street, Victoria Park, in the State of Western Australia, formerly Horse-driver but latterly Labourer, deceased.

NOTICE is hereby given that all persons having claims or demands against the estate of the abovenamed deceased are hereby required to send particulars in writing thereof to the Executor, care of Henshaw & Wheeldon, Solicitors, 44 St. George's Terrace, Perth, in the said State, on or before the 16th day of January, 1962, after which date the Executor will proceed to distribute the assets of the said deceased amongst the persons entitled thereto having regard only to the claims and demands of which he shall then have had notice.

Dated this 8th day of December, 1961.

HENSHAW & WHEELDON,
Solicitors for the Executor.

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will of James Garfield Crawford, formerly of 69 Circe Circle, Dalkeith, in the State of Western Australia, but late of Tresillian Hospital, 21 Tyrell Street, Nedlands, in the said State, Retired Contractor and Pastoralist, deceased.

ALL claims or demands against the estate of the abovenamed deceased must be sent in writing to the Executor, The West Australian Trustee, Executor and Agency Company Limited, of 135 St. George's Terrace, Perth, on or before the 16th day of January, 1962, after which date the said executor will proceed to distribute the assets of the said deceased amongst the persons entitled thereto having regard only to the claims and demands of which it shall then have had notice.

Dated the 14th day of December, 1961.

STONE, JAMES & CO.,
Solicitors for the Executor.

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will of Elizabeth Ayres Newton, late of 121 Scarborough Beach Road (formerly named North Beach Road), Mount Hawthorn, in the State of Western Australia, Widow, deceased.

ALL claims or demands against the estate of the abovenamed deceased must be sent in writing to the Executor, The Perpetual Executors, Trustees and Agency Company (W.A.) Limited, at 89 St. George's Terrace, Perth, on or before the 16th day of January, 1962, after which date the said Executor will proceed to distribute the assets of the said deceased amongst the persons entitled thereto having regard only to the claims and demands of which it shall then have had notice.

Dated the 5th day of December, 1961.

JACKSON McDONALD & CO.,
55 St. George's Terrace, Perth,
Solicitors for the Executor.

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will of Dorothy Phoebe May Hatton (in the Will Dorothy Pheobe May Hatton), formerly of 28 Armagh Street, Victoria Park, in the State of Western Australia, but late of 19 Margaret Street, Waterman's Bay, in the said State, Spinster, deceased.

ALL claims or demands against the estate of the abovenamed deceased must be sent in writing to the Executor, The West Australian Trustee, Executor and Agency Company Limited, of 135 St. George's Terrace, Perth, in the said State, on or before the 16th day of January, 1962, after which date the said Executor will proceed to distribute the assets of the said deceased amongst the persons entitled thereto having regard only to the claims and demands of which it shall then have had notice.

Dated the 5th day of December, 1961.

O'DEA & O'DEA,
of 62 St. George's Terrace, Perth,
Solicitors for the Executor.

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will of Margaret Charlotte Mary Crocker (in the Will Margaret Charlotte Crocker), late of 30 Mount Street, Perth, in the State of Western Australia, Widow, deceased.

ALL claims or demands against the estate of the abovenamed deceased must be sent in writing to the Executor, The West Australian Trustee, Executor and Agency Company Limited, of 135 St. George's Terrace, Perth, on or before the 16th day of January, 1962, after which date the said Executor will proceed to distribute the assets of the said deceased amongst the persons entitled thereto having regard only to the claims and demands of which it shall then have had notice.

Dated the 4th day of December, 1961.

NORTHMORE, HALE, DAVY & LEAKE,
of 13 Howard Street, Perth,
Solicitors for the Executor.

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

Notice to Creditors and Claimants.

NOTICE is hereby given that all persons having claims or demands against the estates of the undermentioned deceased persons are hereby required to send particulars of such claims or demands to me in writing on or before the 15th day of January, 1962, after which date I will proceed to distribute

the assets of the said deceased persons among those entitled thereto, having regard only to those claims or demands of which I shall then have had notice.

Dated at Perth the 11th day of December, 1961.

A. E. MARSHALL,
Public Trustee.

Public Trust Office,
555 Hay Street,
Perth, W.A.

Name; Occupation; Address; Date of Death.
Parsonage, William James; Cook; late of Golden Ridge, Western Australia; 4/6/61.
Stoianidis, Vasilois; Labourer; late of 80 Francis Street, Perth; 26/6/61.
Arnold, Freda Alice; Widow; late of Mount Henry; 18/8/61.
White, Richard; Yardman; late of William Street, Perth; 26/8/60.
Rance, Charles Edward; Retired Civil Servant; late of 5 Roy Street, Mount Lawley; 7/6/61.
Mellor, Rhoda Mary; Widow; formerly of 22 Belgravia Street, Belmont, but late of 362 Fitzgerald Street, North Perth; 4/9/61.
Bird, Frederick Houston; Builder; late of 3 Edward Street, Cottesloe; 30/6/61.
Mazzucchelli, Olive; Widow; formerly of Wheatley Street, Gosnells, but late of 7 Hawkestone Street, Cottesloe; 26/9/61.
Wynne, Martin Aloysius; Retired Cleaner; late of 112 Loftus Street, Leederville; 4/8/61.
McKeown, Frank Reginald; W.A.G.R. Employee; late of 1 West Parade, South Guildford; 21/5/61.
Greenwell, Margaret Jane; Widow; formerly of 60 Napier Street, Cottesloe, but late of 151 South Street, South Fremantle; 27/8/61.
Smith, Harry Anset; Retired Moulder; formerly of Kinalling but late of 4 Highbury Street, Floreat Park; 22/7/61.
Robinson, Rosetta; Married Woman; late of 106 Bower Road, Semaphore, South Australia; 21/2/59.
Whiteside, Arthur Ferdinand; Retired Clerk and Tramways Employee; late of 48 Lewes Street, Kalgoorlie; 28/7/61.
Quartermaine, Lillian Ellis; Widow; formerly of 107 Angove Street, Norseman, but late of 65 Hardy Road, Belmont; 4/5/61.
Pearce, Susan Lillian Jessie (also known as Pearce, Lillian Susan Jessie); Widow; late of "Mosslands," Toodyay; 8/9/61.
Brett, John Werton; Retired Farmer; late of 123 Adelaide Street, Busselton; 6/4/61.
Sheppard, Thomas George Burton; Shop Assistant; late of 25 Princep Street, Collie; 15/7/61.

PUBLIC TRUSTEE ACT, 1941-1953.

NOTICE is hereby given that pursuant to section 14 of the Public Trustee Act, 1941-1953, the Public Trustee has elected to administer the estates of the undermentioned deceased persons.

Dated at Perth the 11th day of December, 1961.

A. E. MARSHALL,
Public Trustee,
555 Hay Street, Perth.

Name of Deceased; Occupation; Address; Date of Death; Date Election Filed.
White, Richard; Yardman; late of William Street, Perth; 26/8/60; 14/11/61.
Cronin, Mary Jane Young; Widow; late of 13 Beaumaris Street, Seaforth, Lancaster, England 12/10/45; 1/12/61.
Watson, John James; Brassmoulder; late of 16 Cowper Street, Bootle, Lancashire, England; 21/1/28; 1/12/61.
Payne, Catherine Miller; Married Woman; late of 27 Zenith Street, Riverton; 24/1/61; 1/12/61.
Watson, Matthew; Brass Finisher; late of 5 Burns Street, Bootle, Lancashire, England; 10/6/46; 1/12/61.

SPECIAL NOTICE.

ADVERTISEMENTS.—Notices for insertion must be received by the Government Printer at his office, Murray Street, Perth, or at the Government Printing Office, Station Street, Wembley, **BEFORE TEN O’CLOCK a.m. on THURSDAY**, or the day preceding the day of publication, and are charged at the following rates:—

- For the first eight lines, 15s.
- For every additional line, 1s. 6d.
- and half-price for each subsequent insertion.

To estimate the cost of an advertisement, count nine words to a line; heading, signature and date being reckoned as separate lines.

All fees are payable in advance. Remittances should be made by money order, postal note, or cheque. Exchange must be added to cheques.

Where signatures are appended to copy for publication in the *Government Gazette* they must appear in typewritten or block characters below the written signature. Unless this is done, no responsibility will be accepted by this office for any error in the initials or names as printed.

The office of the Government Printer, Murray Street, Perth, will be closed each day between 1 p.m. and 1.45 p.m.

All communications should be addressed to “The Government Printer, Station Street, Wembley.”

GOVERNMENT GAZETTE.

NOTICE.

The *Government Gazette* is published on Friday in each week, unless interfered with by public holidays or other unforeseen circumstances.

SUBSCRIPTIONS.—The subscription to the *Government Gazette* is as follows:—£4 per annum, £2 5s. per half year, and £1 5s. per quarter, including postage. Single copies current year, 2s.; previous years, up to ten years, 4s.; over ten years, 7s.; postage extra.

Subscriptions are required to commence and terminate with a quarter.

THE W.A. INDUSTRIAL GAZETTE.
(Published Quarterly.)

THE Annual Subscription to the above is 25 shillings and the charge for a single copy, seven shillings and sixpence.

The subscription may be sent to the Government Printer, Station Street, Wembley.

The publication contains reports of all proceedings of the Court of Arbitration and Industrial Boards, all Industrial Agreements, and matter of a similar industrial nature.

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