



Government Gazette

OF

WESTERN AUSTRALIA

(Published by Authority at 3.30 p.m.)

(REGISTERED AT THE GENERAL POST OFFICE, PERTH, FOR TRANSMISSION BY POST AS A NEWSPAPER)

No. 51]

PERTH: MONDAY, 2nd JULY

[1962

RIGHTS IN WATER AND IRRIGATION ACT, 1914-1954.

Carnarvon Irrigation District.

Department of Public Works Water Supply,
Perth, 20th June, 1962.

HIS Excellency the Governor in Executive Council has been pleased to approve of the by-laws made pursuant to the provisions of the Rights in Water and Irrigation Act, 1914-1954, by the Minister for Water Supply, Sewerage and Drainage (acting as the Irrigation Board for the Carnarvon Irrigation District), set forth in the schedule hereunder.

J. McCONNELL,
Under Secretary for Works.

Schedule.

By-laws.

DIVISION I.—Preliminary.

Application.

1. These by-laws shall have and take effect in the Carnarvon Irrigation District constituted under the provisions of the Rights in Water and Irrigation Act, 1914 (as amended).

Arrangement.

2. The arrangement of these by-laws is as follows:—

DIVISION I.—Preliminary, regulations 1-3.

DIVISION II.—Protection of Water, Grounds, Works, etc., from Trespass and Injury, regulations 4-11.

DIVISION III.—Conditions governing the Supply and Control of Water, regulations 12-21.

DIVISION IV.—Rates and Charges, regulations 22-26.

DIVISION V.—Miscellaneous, regulation 27.

Interpretation.

3. In these by-laws unless the context requires otherwise—

(a) "District" means an irrigation district constituted under the Act to which these by-laws apply;

"Minister" means the Minister for Water Supply, Sewerage and Drainage, acting in the exercise of the powers and authorities conferred on a Board in respect of a District to which these by-laws apply;

"the Act" means the Rights in Water and Irrigation Act, 1914 (as amended);

- (b) where any of the following words are used in these by-laws they have when so used the same respective meanings as are given to them in and for the purposes of the Act:—

“Board”, “irrigable”, “irrigation”, “occupier”, “water-course” and “works”.

DIVISION II.—Protection of Water, Grounds, Works, etc., from Trespass and Injury.

Unauthorised Entry.

4. Trespassing within the fenced-off ground adjacent to or reserved for water supply or irrigation works, or the entering without proper authority upon any water or irrigation work not open to the public, is prohibited.

Camp Fires.

5. Camping or lighting of fires upon any Government water reserve, or in the immediate vicinity of any reservoir or headworks within the boundaries of the District, except on land set apart for such purposes, is prohibited.

Native Flora.

6. The removal, plucking, or damaging of any wildflower, shrub, bush, tree or other plant growing on any land reserved for or vested in the Minister within half a mile of any reservoir or headworks and within the District is prohibited.

Endangering Works.

7. No vehicle, conveyance, or animal shall be driven, taken, or ridden in such a manner as to endanger or damage the mains, conduits, or any works, or shall cross the same, except at places where crossings have been provided.

Rubbish.

8. No person shall cast away, throw, or deposit on any works any rubbish of any kind; or carry on any operations, or do any act which creates or tends to create any nuisance on any works, and no occupier shall allow any sillage from his land to enter in or upon any works.

Unauthorised Water.

9. No person shall take or use or cause to be taken or used any water from any works, including any watercourse or the bed of any watercourse within the District, without the authority of the Minister and no person shall allow any water supplied to him by the Minister, or taken with the approval of the Minister, to run to waste either on public roads or on private or public lands or otherwise.

Interference with Works.

10. (1) No person without the consent of the Minister shall—
- (a) trespass upon, injure or interfere in any way with any works, including the banks of any watercourse or any Crown lands adjacent to the banks of any watercourse;
 - (b) do or cause to be done anything likely at any time to injure or interfere with any works, including the banks of any watercourse or any Crown lands adjacent to the banks of any watercourse;
 - (c) plant any tree or noxious weed within such distance from any works that any part of the tree or noxious weed or any roots thereof at some or any future time will be likely to injure or interfere with any works, including the banks of any watercourse or any Crown lands adjacent to the banks of any watercourse.
- (2) The Minister and any officer of his department authorised by the Minister may, subject to giving to the owner or occupier of the land concerned one month's previous notice in writing of his intention so to do, cut down, destroy, dig up and remove from any land any tree or noxious weed that is or is likely to become injurious to or an interference with any works.

Animals Straying.

11. (1) No person owning or having the right of control of any animal shall drive, or allow the same to stray, upon any works.
- (2) A person guilty of any contravention of this by-law shall in addition to the penalties prescribed in by-law 27 of these by-laws be liable for all damage that may thereby be caused to such works.

DIVISION III.—Conditions Governing the Supply and Control of Water.

Basis of Supply.

12. The Minister may from time to time determine the basis on which water for irrigation shall be supplied within the District.

Period of Watering.

13. (1) The Minister may from time to time determine the period and times of watering and cause to be prepared a programme of waterings in accordance with his determination.

(2) Full particulars of any programme of waterings under this by-law shall be publicly notified at the local office of the District.

Application for Watering.

14. Every application for a watering for irrigation shall be made in writing on the form provided by the Minister.

Supply of Water.

15. On receipt of an application for watering for irrigation the Minister may, at the times and in the quantities and rate of supply fixed by him, and subject to payment by the ratepayer of irrigation charges due, and subject also to limitation of waterings as hereinafter provided in these by-laws, supply water, and to such point or points as in his opinion may be necessary.

Occupier's Distributing System.

16. The occupier of each block to be watered shall provide and maintain efficient head ditches or pipelines to the satisfaction of the Minister, and shall make all arrangements for the distribution and retention of water on his land; and failing such provision, the Minister shall have the power to refuse the supply of water until the defects have been remedied to his satisfaction.

Regulating Supply.

17. Any officer of the Minister may, at any time, enter upon any holding for the purpose of inspecting or regulating the water supply, or for both such purposes, and in the event of any water being taken or used in an unauthorised manner, or being unnecessarily wasted, shall have the power to stop all further supply of water, but this by-law shall not be construed in such manner as to relieve any person from any other penalties prescribed in these by-laws.

Delivery Outlets.

18. All persons receiving water from any works shall take delivery thereof through the respective outlets, at such times and in such order and in such manner as the Minister may direct, and the outlets for the delivery of water shall be operated only by the Minister or his officers.

Water Deliveries.

19. If any delivery of water, for which application has been lodged, is refused when duly offered, such delivery may be deemed to have been made, and may be charged for accordingly.

Water for Household Purposes.

20. The supply by the Minister of water for irrigation purposes shall not be deemed to imply that the water is of potable quality or free from noxious germs or other matter dangerous or injurious to health.

Waste of Water.

21. Every ratepayer or occupier shall take all necessary precautions to prevent unnecessary waste during the watering of the land in relation to which the water is supplied.

DIVISION IV.—Rates and Charges.

Irrigation Rate.

22. All irrigation rates and charges levied in terms of the Act on land within the District shall be payable in advance within one calendar month from publication in the *Government Gazette*, and a newspaper usually circulating in the particular district affected, of notice that the said rates and charges have respectively been ordered to be made and levied.

Sales of Water.

23. Up to the limit of available supplies as determined by the Minister, irrigation water will be made available through a meter at the rate of four acre inches or 90,750 gallons per week per property, at a charge of £7 10s. per acre foot.

Meter out of Order.

24. Where the meter recording the supply is for any cause out of order, the quantity of water used by the consumer will be computed and charged for on a basis to be assessed by the Minister.

Water for Land Outside the District for Irrigation Purposes.

25. If surplus water is available for persons who desire to irrigate land outside the District, the Minister may supply such water at a charge of £1 per acre foot in excess of the charge applicable to consumers within the District.

Unpaid Irrigation Charges.

26. The Minister may refuse to supply water to any land for which irrigation charges are unpaid.

DIVISION V.—Miscellaneous.

Breach of By-law and Penalties.

27. Any person who commits a breach of any of the foregoing by-laws, or who refuses or neglects to obey any injunction in any such by-law or to comply with any requirements contained therein, is liable upon conviction to a penalty not exceeding £20 and, in the case of a continuing breach, to a further penalty not exceeding five pounds for each day the offence continues after notice has been given by or on behalf of the Minister to the offender.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the City of Perth.

By-law Relating to Zoning.

By-law No. 64—Town Planning Classification or Zoning by-law for land and/or Buildings in the North Perth-Mt. Hawthorn-Wembley-Leederville Area, being part of the City of Perth Municipal District—Amendment.

L.G. 192/62.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 18th day of December, 1961, to make and submit for confirmation by the Governor the following amendments to By-law No. 64:—

That all those pieces of land being portion of Swan Location 660 and being lots 1, 2 and 3 on Diagram 1410 be and are hereby excised from Zone 1 classification and re-classified to be included in Zone 7 and the North Perth-Mt. Hawthorn-Wembley-Leederville Zoning Plan No. 64 is amended accordingly.

Dated the 15th day of March, 1962.

The Common Seal of the City of Perth was hereunto affixed in the presence of:—

[L.S.]

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

Recommended—

L. A. LOGAN,
Minister for Local Government.

Confirmed by His Excellency the Lieutenant-Governor in Executive Council this 20th day of June, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the City of Fremantle.

By-laws relating to a purpose mentioned in the Second Schedule to the Town Planning and Development Act, 1928 (amendment of by-law No. 18 passed by the Town of North Fremantle prior to its Union with and forming part of City of Fremantle).

L.G. 508/57.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the City of Fremantle hereby records having resolved on the 19th day of February, 1962, to make and submit for confirmation by the Governor the following by-laws:—

1. By-Law No. 18 of the former Town of North Fremantle passed on the 17th day of July, 1947 and gazetted on the 31st day of October, 1947 (as amended) is hereby amended as hereafter set out:—
2. All that land being part of North Fremantle Lot P99 and being lots 7, 8, 9 and 10 on Plan 730, the southern part of lot 3 on Diagram 2722 and the northern part of lot 3 on diagram 2722 (hereinafter called "the rezoned land") is rezoned from residential purposes to business purposes.
3. The rezoned land is deleted from the First Schedule of by-law No. 18 aforesaid.
4. The rezoned land is included in the Second Schedule of by-law No. 18 aforesaid.

Dated this 16th day of March, 1962.

The Common Seal of City of Fremantle was hereto affixed this 16th day of March, 1962, pursuant to a resolution passed the 19th day of February, 1962, in the presence of:—

[L.S.]

W. FRED SAMSON,
Mayor.
N. J. C. McCOMBE,
Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of June, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Bayswater.

Adoption of Draft Model By-laws Relating to Model By-law
(Caravan Parks) No. 2.

L.G. 256/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 24th day of January, 1962, to adopt the Draft Model By-laws (Caravan Parks) No. 2, published in the *Gazette* of 28th day of September, 1961:—

The whole of the by-law.

Dated the 1st day of June, 1962.

The Common Seal of the Shire of Bayswater was hereunto affixed in the presence of—

[L.S.]

C. J. WOTZKO,
Shire President.
A. A. PATERSON,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of June, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1961.

The Municipality of Shire of Perth.

By-laws Relating to Special Zones—Service Station.

L.G. 827/61.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 27th day of March, 1962, to make and submit for confirmation by the Governor the following by-law:—

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

Section 11 of the Fifth Schedule is altered by the addition after Item 2 thereof of the following:—

- | | | |
|-------------|---|--------------------|
| 3. Osborne. | Portion of Perthshire Location Au and being lots 16 and 17 on Plan 6649 and being the whole of the land comprised in Certificates of Title Volume 1187, folios 493 and 494. | A Service Station. |
|-------------|---|--------------------|

Dated this 27th day of March, 1962.

The Common Seal of the Shire of Perth was hereunto affixed by authority of a resolution of the Council in the presence of—

[L.S.]

HERBERT R. ROBINSON,
President.

LLOYD P. KNUCKEY,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of June, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Peppermint Grove.

By-Law Requiring Removal of Refuse, etc.

L.G. 105/60.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 14th day of May, 1962, to make and submit for confirmation by the Governor the following amendment to its by-laws:—

By inserting after Clause 3 in the by-law requiring removal of refuse, etc., made on the 11th April, 1960, and published in the *Government Gazette* of the 31st May, 1960, a new clause numbered 3A as follows:—

3A. Where the owner or occupier does not remove the refuse, rubbish or other material within the time specified in the notice, the Council may remove the said refuse, rubbish or other material and

recover from the owner or occupier in a Court of competent jurisdiction the amount of the expense in so removing the said refuse, rubbish or other material.

Dated this 18th day of May, 1962.

[L.S.]

ATHOL J. HOBBS,
President.
T. WORSLEY,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council, this 20th day of June, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Shire of Augusta-Margaret River.

By-laws Relating to Removal of Refuse, Etc.

L.G. 365/62.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Shire hereby records having resolved on the 12th day of April, 1962, to make and submit for confirmation by the Governor the following by-laws:—

1. In this by-law—

“Council” means Augusta-Margaret River Shire Council;

“Shire” means Augusta-Margaret River Shire;

“Shire Clerk” means Shire Clerk or Acting Shire Clerk of the Council.

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

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

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

Dated this 8th day of May, 1962.

[L.S.]

C. S. SMITH,
President.
L. M. CHINNA,
Acting Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of June, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Gingin.

L.G. 76/59

By-law relating to the General Control, Management and Preservation of Public Property, Park Lands and Reserves, the Control of which is Vested in the Council.

Repeal.

All previous by-laws for the management or control of park lands and reserves vested in the Council are hereby revoked.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 16th day of February, 1962, to make and submit for confirmation by the Governor the following by-law:—

By-law for Controlling Reserves and Camping.

Interpretation.

In the construction of this by-law, unless the context otherwise requires—

- “Council” means the Gingin Shire Council;
- “camping area” means any land set apart or used by the Council from time to time for the purpose of accommodating camps or temporary shelters for encampment;
- “camp” means tent, camp building, bivouac, or temporary shelter of any kind or any caravan or vehicle adapted for camping;
- “camping” means the occupation of a site for a building or a camp;
- “family” means a group of relatives not exceeding seven;
- “occupier” means any person occupying a camping site for the time being, and includes any person in whose charge a camp is left during the absence of the holder of the camping permit;
- “officer” means commissioner, Shire Clerk, Health Inspector, Caretaker or any person appointed in writing by the Council.

Control of Reserves and Camping Area.

Behaviour.

1. No person shall misconduct himself, or indulge in any riotous, disorderly or indecent conduct, or use any indecent or improper language, or offend against decency as regards dress on any reserve.

Intoxicating Liquor.

2. No person shall enter upon or remain on any reserve when visibly under the influence of liquor.

Bill Sticking.

3. No person shall, without the consent of the Council, post, stick, stamp, stencil, paint or otherwise affix any placard, handbill, notice, advertisement or any document whatsoever upon any tree, board, fence, post, gate, building, road, path, or any place whatever on any reserve, nor distribute or give out any such placard, handbill, notice, advertisement or document on any reserve, and no person shall cause to be done any of the acts herein prohibited.

Expectoration.

4. No person shall spit or expectorate in or upon any building, structure or erection on any reserve.

Meetings.

5. No person shall organise, arrange or advertise any fete, picnic or concert, or any meeting of like character, or engage in public worship, preaching or public speaking of any kind on any reserve without the permission of the Council.

Betting.

6. No person shall bet or offer to bet publicly on any Reserve.

Damaging Growth.

7. No person shall injure, break, deface, pull up, pick, remove or destroy any tree, shrub or grass growing on any reserve.

Fires and Shooting.

8. No person shall carry or discharge any firearms, or throw or discharge any stone or other missile, or set fire or set off any fire, balloon, or throw or set fire to any fireworks, or kindle or make any fire on any reserve without permission.

Rubbish.

9. No person shall deposit, or leave any rubbish, refuse, paper or broken glass, china or litter of any kind whatsoever upon any reserve except in the receptacles provided for the purpose.

Broken Glass.

10. No person shall place or break or permit or suffer to be placed or broken, any glass, metal or earthenware, bottles or utensils on any reserve without having first obtained the consent of the Council to do so.

Trading.

11. No person shall, without permission in writing from the Council, sell, or expose for sale, any goods, wares, refreshments, fruit, nut, confectionery, fish or other merchandise or things, or solicit or offer to purchase bottles on any reserve.

Damage to Property.

12. No person shall, cut up, damage, destroy, disfigure or interfere with any road, fence, building, water pipe or fittings, signs or other improvements upon any reserve.

Games and Animals.

13. No person shall, without the permission in writing from the Council, exercise on any reserve any horse, dog, or other animal.

14. No person, unless authorised in that behalf by the Council, shall lead, ride, or drive any horse, cattle, bicycle, or vehicle upon or over any portion of any park land or public reserve, except upon a carriage way.

15. No person, unless authorised in that behalf by the Council, shall leave any vehicle, whether in charge of any person or not, stationary upon any park land or public reserve, except upon a carriage way or parking place.

16. No person shall in any park land or public reserve wilfully obstruct, disturb, interrupt, or annoy any other person in the proper use thereof, or wilfully obstruct in the execution of his duty, or insult or neglect to obey the lawful directions of any officer or servant of the Council.

17. No person shall erect or place within any park land or public reserve any tent, stall, platform or table for public amusement or for any performance, whether for gain or otherwise, without the consent of the Council being first had and obtained.

18. No person shall, in any park or public reserve, operate any loud-speaker or device for the amplification of sound without having previously obtained written permission from the Council.

19. Any person who shall erect or permit or authorise the erection of any building or structure on a reserve without first obtaining the written consent of the Council shall be guilty of an offence against this by-law.

20. The Council will not accept any liability or be held responsible for any accident or mishap whatsoever which may occur to any person, or any damage or loss sustained to any private property whilst on any park land or public reserve.

Use of Reserves.

21. The Council shall have the power to grant exclusive rights to use and occupy any reserve or portion thereof for holding sports or amusements to any responsible person or persons, subject to such conditions as may be decided on by the Council, and any person or persons obtaining such rights shall be responsible for the proper care of all fences, buildings, trees or other improvements upon such reserve or portion thereof, and pay to the Council for the use of the land such fees as set out in the First Schedule hereto.

Camping.

22. No person shall, except as hereinafter provided, camp, lodge, or tarry overnight on any reserve, nor frequent any reserve for the purpose of camping, lodging or tarrying overnight thereon.

Permits for Camping.

23. Notwithstanding the provisions of clause 22, camping may be permitted in areas set apart for the purpose of the Council, but not elsewhere, upon the issue of a permission signed by the Council, and subject to the general conditions of this by-law.

24. The Council may at any time make and declare a schedule of charges and issue permits to persons desirous of camping in any such area.

25. No person shall sublet any camp, or sell, give, or otherwise dispose of any permit to any person.

26. Except by permission of the Council, no person shall bring into or keep within the camping area any animal or birds whatever.

27. No person shall bring into or keep or consume in the camping area any intoxicating liquor without first securing written consent of the Council.

28. No structure of any kind is to be erected without the written consent of the Council; permanent structures will not be permitted.

29. No person shall occupy the same site on a camping area for a period exceeding six weeks without the written consent of the Council or its Health Inspector.

30. No camp shall be erected within 30 feet of any public convenience, or upon any road or footpath upon any camping area.

31. At the request of an officer, an occupier of any camp shall remove such camp from any camping area or shall move such camp to another site on the camping area as directed by the officer.

32. The officer may allot or define the area to be occupied by any camp, either upon the issue of a permit or during the currency thereof, and the occupier shall confine such camp within the limits defined by the officer.

33. The decision of the officer shall be final as to the constitution of a family, group, or camp and the number of camping permits required in respect thereof.

34. No camp shall be erected of unsightly material or in a manner likely to be offensive or dangerous to occupiers of adjacent camping sites.

35. No insanitary practices shall be committed upon any camping site and occupiers must use, for the disposal of refuse, rubbish and excreta, such conveniences and utensils as provided.

36. No person suffering from or contracting any infectious disease shall be allowed or harboured in any camp.

37. Camp sites must be maintained in a clean and sanitary condition at all times during the period of occupancy. Campers must keep the area, covered by their permit, in a clean and sanitary condition at all times. All rubbish capable of destruction by fire shall be burned by the occupier in the approved fireplace.

38. No person using any camping area shall behave in a disorderly manner, or use indecent, profane or insulting language, or create or take part in any disturbance or make harangues whereby a crowd is collected, or commit any act of indecency, or behave in any manner whatsoever which may be considered objectionable by other persons using the camping area.

39. All by-laws relating to health and all directions which may be given by the Health Inspector from time to time for the good order and sanitation of camping areas must be immediately complied with.

40. Camping permits may at any time be withdrawn and terminated by the Council, if a breach of this by-law has been committed. In the event of the termination hereunder the rental paid shall be forfeited to the Council and no compensation shall be claimed or paid for loss, damage, or inconvenience suffered through the withdrawal and termination of the permit.

41. Subject to the right of the Council, or any person acting under the Council's instructions, or any police constable, to enter any camping site at any time, no person shall enter into or remain within such camping site, except with the permission of the holder of the permit.

42. No fires shall be lighted on any camping area, except in places approved by the Council.

43. The Council or officer may refuse to grant any camping permit or renew any camping permit on its expiry, and no reason need be given for such refusal.

44. Application for a renewal of any camping permit must be made prior to the expiry of such permit, and all fees in connection therewith shall be paid in advance before any camping permit may be renewed.

45. Any person or persons whose camping permit has expired or been cancelled, or who has been refused a camping permit, shall vacate any camping area within 12 hours, on notice being given verbally or otherwise by an officer, and non-compliance with such notice will be deemed to have committed an offence against this by-law.

46. Any person or persons using a camping area for the purpose of camping or tarrying or omitting to apply for a camping permit or refusing to pay any fees in connection with the use of any camping area as shall be made on demand by the officer shall be deemed to have committed an offence against this by-law.

47. Any person who does, permits or causes to be done any act, matter or thing contrary to any of the clauses of this by-law or refuses or fails to comply with any requirements thereof shall be deemed guilty of an offence against this by-law, and shall on conviction be liable to a penalty not exceeding £20.

First Schedule.

	£	s.	d.
Caravan Site—per week	2	10	0
Caravan Site—per day		10	0
Camping Site—per week	2	10	0
Camping Site—per day		10	0
Council Cottage—per week	7	0	0
Council Cottage—per day	1	0	0

Passed by the Gingin Shire Council at the ordinary meeting of the Shire held on the 16th day of February, 1962.

[L.S.]

C. H. PRINCE,
President.
N. H. V. WALLACE,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of June, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Canning.

By-laws Amending By-laws, Classifying Central, South, North and West Wards.

L.G. 78/59.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 30th day of April, 1962, to make and submit for confirmation by the Governor of the following by-laws:—

The by-laws of the Shire of Canning published in the *Government Gazette* on the 13th day of February, 1957, and amended from time to time thereafter, be amended as follows:—

1. The Ninth Schedule (Special Business Zone "C"—Hotels) is amended by the addition thereto of the following:—

Albany Highway—Portion of Canning Location 5, and being lot 20 on Plan 26.

Dated the 16th day of May, 1962.

The Common Seal of the Shire of Canning was hereunto affixed by authority of a resolution of the Council in the presence of—

[L.S.]

JOSEPH W. COLE,
President.
NOEL I. DAWKINS,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of June, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Mandurah.

By-Laws Relating to Building Lines.

L.G. 638/61.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 20th day of February, 1962, to make and submit for confirmation by the Governor the following by-laws:—

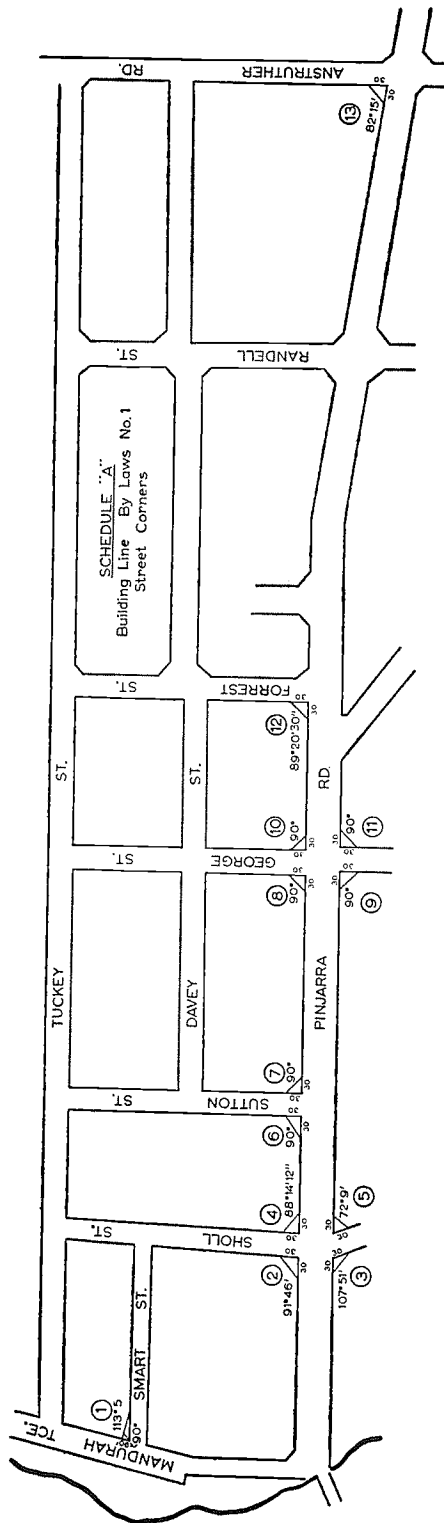
Building Line By-Law No. 1.

Whereas by virtue of section 364 (1) of the Local Government Act, 1960, a Council may make by-laws fixing building lines: Now, therefore, the Mandurah Shire Council hereby makes a by-law to be numbered 1 as follows:

- (1) A building line is fixed as shown on the plan marked Schedule "A" and attached hereto—
 - (a) on the north-eastern corner of Mandurah Terrace and Smart Street (marked 1);
 - (b) on all four corners of Pinjarra Road, Sholl Street and Leslie Street (marked 2, 3, 4 and 5);
 - (c) on both corners of Pinjarra Road and Sutton Streets (marked 6 and 7);
 - (d) on all four corners of Pinjarra Road and George Street (marked 8, 9, 10 and 11);
 - (e) on the north-western corner of Pinjarra Road and Forrest Street (marked 12);
 - (f) on the north-western corner of Pinjarra Road and Anstruther Road (marked 13).
- (2) After the coming into operation of this by-law, no building shall be erected between the Building Line as defined in paragraph (1) and the present road boundary.
- (3) The Mandurah Shire Council is the authority responsible for carrying this by-law into effect in accordance with the provisions of the Local Government Act, 1960, and enforcing the observance thereof.

Penalty for breach of the by-law:—

- (i) A maximum penalty of £50.
- (ii) A maximum daily penalty of £5 per day.
- (iii) A minimum penalty not exceeding one-tenth of the maximum penalty and maximum daily penalty.
- (iv) The minimum penalty and minimum daily penalty increasing in severity by one-tenth of the maximum for each successive breach of the same by-law by the same offender.



Dated this 20th day of February, 1962.

The Seal of the Municipality affixed hereto by Order of the Council.

[L.S.]

P. R. H. DAY,
President.
R. R. FLETCHER,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of June, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Boulder.

Adoption of the Local Government Model By-law
(Caravan Parks) No. 2.

L.G. 371/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned municipality hereby records having resolved on the 12th day of April, 1962, to adopt such Draft Model By-law published in the *Government Gazette* of the 28th day of September, 1961, as are here set out:—

Local Government Model By-law (Caravan Parks) No. 2.

The whole of the by-law.

Dated the 1st day of June, 1962.

The Common Seal of the Town of Boulder was affixed hereto in the presence of—

[L.S.]

A. A. J. GILLESPIE,
Mayor.
C. L. McLLHENNEY,
Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of June, 1962.

R. H. DOIG,
Clerk of the Council.

MINING ACT, 1904-1961.

Department of Mines,
Perth, 20th June, 1962.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Mining Act, 1904-1961, has been pleased to make the regulations set out in the schedule hereunder.

A. H. TELFER,
Under Secretary for Mines.

Schedule.

Regulations.

Principal regulations. 1. The regulations made under the provisions of the Mining Act, 1904-1961, as reprinted pursuant to the Reprinting of Regulations Act, 1954, and published as so reprinted in the *Government*

Gazette on the 14th January, 1959, as amended from time to time thereafter by notices published in the *Government Gazette*, are referred to in these regulations as the principal regulations.

Reg. 205H
added.

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

205H.—Notwithstanding the provisions of regulation 205A of these regulations, the Perth Shire Council is exempt unconditionally from the provisions of that regulation and regulation 205B of these regulations in respect to limestone produced for its own use from Mineral Claim No. 727H.

GOVERNMENT RAILWAYS ACT, 1904-1960.

Railways Department,
Perth, 20th June, 1962.

THE Western Australian Government Railways Commission, in exercise of the powers conferred upon it by section 23 of the Government Railways Act, 1904-1960, doth make the by-law set out hereunder.

C. R. A. STEWART,
Deputy Commissioner of Railways.

By-law 94.

The powers, authorities and duties of, and the authority to be furnished to, special constables appointed under the Act and the obligations of persons, for the purpose of facilitating the exercise, by special constables, of those powers, authorities and duties, are as set out in the Schedule to this by-law.

Schedule.

1. In this by-law, unless the context otherwise requires—

“Act” means the Government Railways Act, 1904 and its amendments;
“special constable” means a person appointed as such, under the Act;
and

any expression used has the meaning (if any) given it by the Act.

2. Every special constable shall, within the limits of the Railway, exercise and enjoy such powers, authorities and immunities, be liable to such duties and have such responsibilities as are conferred or imposed, by law, upon a duly appointed member of the Police Force.

3. Every special constable shall be furnished with an authority issued under the seal of the Commission and shall, when required by any person in respect of, or over, whom he has exercised any of the powers or authorities conferred by this by-law, produce that authority for inspection.

4. Any person who obstructs, hinders, impedes or attempts to obstruct, hinder or impede a special constable in the course of his duties is guilty of an offence.

Penalty: Twenty pounds.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of June, 1962.

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