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No. 58]

PERTH: WEDNESDAY, 1st AUGUST

[1962

CRIMINAL CODE ACT, 1913.

Crown Law Department,
Perth, 11th July, 1962.

THE following amendments to The Criminal Practice Rules are published for general information.

R. C. GREEN,
Under Secretary for Law.

Criminal Code Act, 1913.

THE CRIMINAL PRACTICE RULES.

WE, the Honourable Sir Albert Asher Wolff, K.C.M.G., Chief Justice of Western Australia, the Honourable John Evenden Virtue, the Honourable Roy Vivian Nevile, the Honourable Gordon Bede D'Arcy, the Honourable John Hale and the Honourable Oscar Joseph Negus, Puisne Judges of the Supreme Court of Western Australia, being a majority of the Judges of the said Court, acting in pursuance of the powers conferred by the Supreme Court Act, 1935-1960, and of the Criminal Code, and of every other power enabling us in that behalf, do order that The Criminal Practice Rules be amended in the manner set forth in the schedule hereto.

Schedule.

Principal
Rules.

1. In these rules The Criminal Practice Rules made under The Criminal Code, and reprinted in the *Government Gazette* on the 13th September, 1955, pursuant to the Reprinting of Regulations Act, 1954, with amendments up to and including the 9th July, 1954, are referred to as the principal Rules.

O.X., R1.
amended.

2. Order X of the principal Rules is amended, by substituting for the word, "Governor", in line three of Rule 1, the words, "Attorney General".

O.XA.
added.

3. The principal Rules are amended, by adding, after Order X, the following heading and Order:—

Order XA.

ORDER XA.

MECHANICAL RECORDING OF PROCEEDINGS
AND TRANSCRIPTS OF RECORDINGS.

System of
mechanical
recording.

1. (1) The Attorney General may, on the recommendation of the Chief Justice, approve of any system of mechanical recording, for the purpose of recording and transcribing the proceedings of the Criminal Court and of Courts of Session.

(2) A system of mechanical recording established pursuant to this Order may be operated by officers in the employ of the Crown or by some person under contract with the Crown or partly by one and partly by the other of those means.

Control of
system.

2. (1) The Attorney General may, on the recommendation of the Chief Justice, from time to time, appoint officers to control any system of recording and transcribing, established pursuant to this Order.

(2) A system of recording and transcribing shall not be approved under this Order, until a person has been appointed to be responsible for the controlling and overseeing of the operation of all recording machines and the transcribing, by every person concerned, of the matter recorded.

(3) A sufficient number of monitors and typists shall be appointed to be responsible for the recording of proceedings and for the transcribing of matter recorded.

(4) Every person appointed pursuant to this Rule shall, before commencing his duties, and whether in the employ of the Crown or of some person under contract to the Crown, make a declaration in the form of Form 1 of Part IIIA of the Schedule of Forms to these Rules.

Reproduc-
tion of
record.

3. Upon the establishment, under this Order, of a system of mechanical recording for any Court, the whole of every proceeding in that Court shall be recorded and the recording shall be supervised and transcribed by the respective persons employed for that purpose.

Duties of
monitors.

4. (1) Every monitor supervising a recording shall note in a register—

(a) in respect of each section of the recording, the time of commencement and the time of completion of that section;

- (b) in respect of each section of the recording, the number on the recording machine corresponding with the position on the recording medium of the commencement and the completion of that section;
- (c) the respective times of the commencement and the completion of addresses and submissions of counsel, with the corresponding numbers on the recording machine;
- (d) in respect of each witness, the time and corresponding number on the recording machine, of—
 - (i) the commencement of his evidence-in-chief;
 - (ii) the commencement of his cross - examination (if any);
 - (iii) the commencement of his re-examination (if any); and
 - (iv) the completion of his evidence; and
- (e) the respective times of the commencement and the completion, with the corresponding numbers on the recording machine, of the reasons for judgment (if delivered immediately following the close of the case) or, where the trial is had before a jury, the directions and summing-up of the trial judge.

(2) Every monitor supervising a recording shall give a distinctive number to the reel or other device holding the recording medium, so that the number affixed affords a ready indication of the order in the sequence of the proceedings in which the medium is to be played back; and reels shall be numbered consecutively in the order in which the recording is made on them.

(3) Where a recording medium is used, the monitor supervising the recording is responsible for ensuring that all other material has been erased from the medium and that the record commences at the commencement of the tape, wire or recording medium used.

(4) The commencement of a tape, wire or other recording medium shall be marked by a green introductory tape or string and the end by a red tape or string.

Duties of
persons
transcribing
recordings.

5. Every person transcribing any matter recorded shall—

- (a) record his initials on every page transcribed by him;
- (b) record on the transcript such of those particulars noted in the register by the monitor, pursuant to subrule (1) of Rule 4 of this Order, as relate to the matter transcribed by him;
- (c) record on the transcript the time of commencement and the time of completion of that section of the transcript; and
- (d) forthwith after the completion of the transcript, complete and subscribe a certificate in respect of the pages transcribed by him, in the form of Form 2 of Part IIIA of the Schedule of Forms to these Rules.

Transcript
to constitute
notes of
evidence.

6. Where recorded matter has been transcribed and certified in accordance with Rule 5 of this Order, the transcript so made shall, subject to Rule 8 of this Order, constitute the notes of evidence and record of the proceeding.

Progress
copies of
transcript
to be made
available
to Judge
and parties.

7. The officer controlling that part of the system whereby a record and transcript is made shall deliver, free of charge, to the trial judge, to the prisoner or his counsel or solicitor and to counsel for the Crown, a progress copy of each section of the transcript, as soon as it becomes available.

Copies of
transcript
to be again
certified for
purposes
of appeal.

8. Whenever a transcript or part of a transcript is required for the purposes of an appeal, the transcript or part of the transcript so required shall be checked by the officer controlling that part of the system whereby the record and transcript was made and when correct shall be so certified by that officer.

Register
and keeping
of records.

9. (1) An officer, appointed pursuant to Rule 2 of this Order, shall be appointed to keep a register of all recordings made under this Order and the register shall be in the form of Form 3 of Part IIIA of the Schedule of Forms to these Rules.

(2) The officer keeping the register of recordings shall be responsible for the orderly filing, and safe custody, of all recordings which shall be stored in a fire-proof safe or strong-room.

(3) A person other than the officer responsible for the safe custody of recordings shall not be permitted or suffered to have access to the safe or strongroom wherein recordings are stored.

Erasure of recordings.

10. (1) A recording shall not be erased until three months after the expiration of the time limited for giving notice of appeal or notice of application for leave to appeal, in respect of the proceeding of which the recording is a record or, where notice of appeal is given or leave to appeal is granted, until the appeal has been disposed of, whichever is the later; and may then be erased on the written authority of the judge who presided at that proceeding or, in case of his death, retirement or absence, on the written authority of the Chief Justice.

(2) A recording of a proceeding in a Court of Session at which a Chairman presided may be erased, subject to subrule (1) of this Rule, on the authority of the Chief Justice.

(3) Before a recording is erased under this Rule, the certified copy of the whole of the transcript shall be checked as provided by Rule 8 of this Order.

(4) The fact and date of erasure and the authority therefor shall be entered in the register of recordings by the proper officer.

Failure of recorder to be reported forthwith.

11. Whenever any mechanical failure occurs in a recording system, that event shall immediately be reported to the trial judge or chairman, by the officer then having control of the recording and that officer shall, as soon as practicable after the cause of failure becomes known, furnish the judge or chairman with a written report of that cause.

Schedule amended.

4. The principal Rules are amended by adding, after Part III of the Schedule of Forms the following heading and Part:—

PART IIIA—FORMS RELATING TO MECHANICAL RECORDING OF PROCEEDINGS AND TRANSCRIPTS OF RECORDINGS.

No. 1.—Declaration by Persons Employed on Mechanical Recording and Transcribing Recordings.

I,..... of..... in the State of Western Australia,..... do solemnly and sincerely declare—

(a) that I will truly and faithfully, to the best of my skill and ability, carry out the duties entrusted to me for the purpose of producing

a true record of the proceedings of every trial or other proceeding held in the Criminal Court or a Court of Sessions of the State in respect of which I may at any time be engaged in the capacity of; and

*(b) that I will carefully supervise, as monitor, the operation of any mechanical recording device entrusted to my care and operation and will ensure that the device is so operated as to record the whole of the proceedings of any trial or other proceeding in respect of which I may be engaged to supervise, as monitor, the operation of the recording.

*(b) that I will carefully type and transcribe all such mechanically recorded matter as may be entrusted to me for that purpose and I will not subscribe or certify as correct any notes of any proceedings transcribed by me, without first ensuring that those notes are a true and accurate reproduction of the recorded matter entrusted to me for transcription.

And I make this solemn declaration under and by virtue of the provisions of section 106 of the Evidence Act, 1906.

DECLARED at
in the State of Western }
Australia this day }
of , 19 ; }
before me: }

* Either one or both of these paragraphs should be struck out, according to the capacity in which the declarant is employed.

No. 2.—Certificate of Typist Verifying Transcript.

I, of
in the State of Western Australia,
....., do hereby certify that I am the
person responsible for transcribing the sheets
bearing the initials and numbered
..... in the proceedings of
..... V.
held in the
on the day(s) of
..... 19 ; and I further certify that I

have checked the said sheets with the mechanical recording of which they purport to be a transcript and am satisfied that they are in every respect a true and accurate transcription.

Dated at _____ this _____ day of _____, 19____.

Signed by:

No. 3.—Register of Mechanical Recordings.

No. of Criminal Cause.....
 Name of Accused.....
 Dates of Trial.....
 Before Whom Tried.....
 Result of Trial.....
 When Typed Record of Proceedings Completed.....
 Date Mechanical Record Stored.....
 Date Mechanical Record Erased.....
 By Whose Authority Erased.....

Dated this 29th day of June, 1962.

A. A. WOLFF,
 Chief Justice.
 J. E. VIRTUE,
 Puisne Judge.
 R. V. NEVILE,
 Puisne Judge.
 G. B. D'ARCY,
 Puisne Judge.
 JOHN HALE,
 Puisne Judge.
 OSCAR NEGUS,
 Puisne Judge.

CHIROPODISTS ACT, 1957.

Department of Public Health,
 Perth, 4th July, 1962.

P.H.D. 2588/59.

HIS Excellency the Lieutenant-Governor in Executive Council, acting pursuant to section 16 of the Chiropodists Act, 1957, has been pleased to make the regulations set forth in the schedule hereto.

LINLEY HENZELL,
 Commissioner of Public Health.

Schedule.
 Regulations.

- Principal regulations. 1. In these regulations the Chiropodists Regulations, 1959, published in the *Government Gazette* on the 21st December, 1959, are referred to as the principal regulations.
- Reg. 27 amended. 2. Regulation 27 of the principal regulations is amended by substituting for paragraph (b) the following paragraph—
 (b) has completed the course and passed the examination prescribed by the Society of Chiropodists of Great Britain.

TRAFFIC ACT, 1919 (AS AMENDED).

Office of the Commissioner of Police,
Perth, 20th July, 1962.

Police TO 62/1168.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Traffic Act, 1919 (as amended), has been pleased to make the regulations set out in the schedule hereunder.

J. M. O'BRIEN,
Commissioner of Police.

Schedule.

Regulations.

- Principal Regulations. 1. In these regulations the Traffic Regulations, 1954, published in the *Government Gazette* on the 15th December, 1954, as amended by the regulations amending the same published in the *Gazette* on the 9th February, 1955, 1st April, 1955, 11th May, 1955, 17th June, 1955, 9th August, 1955, 30th September, 1955, 30th December, 1955, 24th April, 1956, 23rd October, 1956, 16th November, 1956, 23rd November, 1956, 21st December, 1956, 22nd February, 1957, 8th March, 1957, 1st April, 1957, 26th April, 1957, 17th May, 1957, 1st July, 1957, 30th August, 1957, 25th September, 1957, 5th November, 1957, 20th December, 1957, 23rd December, 1957, 24th January, 1958, 19th February, 1958, 17th April, 1958, 29th April, 1958, 13th May, 1958, 5th June, 1958, 25th June, 1958, 15th July, 1958, 18th July, 1958, 1st August, 1958, 12th September, 1958, 10th October, 1958, 24th November, 1958, 3rd March, 1959, 9th April, 1959, 15th May, 1959, 26th May, 1959, 12th June, 1959, 23rd June, 1959, 30th June, 1959, 30th September, 1959, 16th October, 1959, 29th October, 1959, 30th October, 1959, 21st December, 1959, 28th January, 1960, 12th February, 1960, 29th February, 1960, 1st April, 1960, 21st April, 1960, 20th May, 1960, 26th May, 1960, 31st May, 1960, 21st June, 1960, 15th July, 1960, 1st August, 1960, 28th September, 1960, 25th November, 1960, 8th December, 1960, 27th January, 1961, 31st January, 1961, 2nd March, 1961, 24th May, 1961, 29th June, 1961, 1st August, 1961, 20th September, 1961, 1st November, 1961, 12th December, 1961, 18th April, 1962, and 21st June, 1962, are referred to as the principal regulations.
- Reg. 216 amended. 2. Regulation 216 of the principal regulations is amended by adding, after subregulation (2), the following subregulation:—
- (3) A person shall not park a vehicle within 20 feet of any vehicular entrance to a fire station.
- Reg. 240 amended. 3. Regulation 240 of the principal regulations is amended by substituting for the passage, "(as amended)", at the end of subparagraph (ii) of paragraph (b) of subregulation (2), the passage—
- (as amended); and
- (iii) all that portion of Great Eastern Highway that is eastward of the eastern boundary of Bailey Road, Nyaania; and
- (iv) all that portion of Brookton Highway that is eastward of Hawkstone Road, Roleystone.
- Reg. 350 amended. 4. Regulation 350 of the principal regulations is amended by substituting for the numeral and symbols "(3)", in line two of subregulation (5), the numeral and symbols, "(4)".

FISHERIES ACT, 1905-1961.

Fisheries Department,
Perth, 20th July, 1962.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Fisheries Act, 1905-1961, has been pleased to make the regulations set forth in the schedule hereunder.

A. J. FRASER,
Director of Fisheries.

Schedule.
Regulations.

Principal regulations. 1. In these regulations the Fisheries Act Regulations made under the Fisheries Act, 1905 (as amended), published in the *Government Gazette* on the 6th May, 1938, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

Reg. 14A amended. 2. Regulation 14A of the principal regulations is amended by substituting for paragraph (b) of subregulation (2a) the following paragraph:—

(b) For the purposes of this subregulation the "Abrolhos Islands area" means all that area bounded by lines starting at the intersection of 27 degrees 30 minutes South Latitude and 113 degrees 37 minutes East Longitude and extending south-easterly to the intersection of 29 degrees 30 minutes South Latitude and 114 degrees 30 minutes East Longitude; thence west to 113 degrees East Longitude; thence north to 27 degrees 30 minutes South Latitude aforesaid; and thence east to the starting point.

LOCAL GOVERNMENT ACT, 1960-1961.

Local Government Department,
Perth, 23rd July, 1962.

L.G. 928/61.

HIS Excellency the Lieutenant Governor in Executive Council, acting pursuant to the powers conferred by the Local Government Act, 1960-1961, has been pleased to make the draft model by-laws set out in the schedule hereto.

A. E. WHITE,
Secretary for Local Government.

Schedule.
Draft Model By-Laws.

1. These by-laws may be cited as the Local Government Model By-laws (Removal and Disposal of Obstructing Animals or Vehicles) No. 7.

2. (1) In these by-laws—

"Act" means the Local Government Act, 1960;

"appointed place" means a yard or other piece of land set aside as a place to which obstructing vehicles may be removed, pursuant to these by-laws;

"authorised person" means a person appointed by the Council to seize animals or vehicles, pursuant to these by-laws;

"public place" has the meaning given it by the Act.

(2) An animal that is secured in any portion of a public place wherein animals may lawfully be secured and a vehicle that is parked in any portion of a public place wherein vehicles may lawfully be parked is not obstructing, for the purposes of these by-laws, unless, in the case of an animal, it is so secured for any period exceeding eight hours and, in the case of a vehicle, it is so parked for any period exceeding twenty-four hours, without the consent in writing of the Clerk of the Council.

3. A person shall not leave an animal or vehicle in a public place so as to obstruct any portion of that place.

4. A person who leaves an animal or vehicle in a public place, contrary to the provisions of by-law 3 of these by-laws commits an offence.

5. The Council may appoint a person as an authorised person for the purposes of these by-laws.

6. The Council may appoint a yard or other piece of land as a place to which vehicles may be removed pursuant to these by-laws and shall give notice in the *Gazette* and in a newspaper circulating within its district of the situation of any appointed place.

7. Where an authorised person or a member of the Police Force finds an animal or vehicle left in a public place, contrary to the provisions of by-law 3 of these by-laws, he may remove the animal or vehicle therefrom and shall, thereupon—

(a) in the case of an animal, place it in a public pound;

(b) in the case of a vehicle, place it in an appointed place.

8. Where an authorised person places an animal in a public pound, pursuant to by-law 7 of these by-laws, the animal shall thereafter be dealt with according to law.

9. Where an authorised person places a vehicle in an appointed place, pursuant to by-law 7 of these by-laws, he shall enter in a register to be provided by the Council for that purpose, details of the time and date, a description of the vehicle, and of the place from which it was removed; and shall notify the Clerk of the Council.

10. The Clerk of the Council shall exhibit on the Notice Board of the Council a notification that a vehicle therein described has been placed in the appointed place and shall, unless the vehicle is sooner recovered, keep that notification exhibited for a period of not less than seven days.

11. A person may recover a seized vehicle from an appointed place, by paying to the Clerk of the Council—

(a) the cost incurred by the Council in removing the vehicle thereto; and

(b) the sum of ten shillings per day for each day or part of a day that the vehicle has remained in the appointed place; and upon payment of that cost and charge the Clerk, if satisfied that the person is the owner of the vehicle or is a person entitled to possession of the vehicle, shall permit him to remove it.

12. Where a vehicle, placed in an appointed place, in accordance with the provisions of these by-laws, has not been recovered by the owner or a person entitled thereto within one month from the day upon which it was there placed, the Council may cause the vehicle to be offered for sale by public auction or by public tender and thereupon accept the best offer made; and where no offer is made for the purchase of the vehicle, the Council may cause it to be destroyed.

13. A person is not entitled to any claim, by way of damages or otherwise, against the authorised person, member of the Police Force, or the Council in respect of any vehicle or animal seized and dealt with under the provisions of these by-laws or against any person who purchases a vehicle sold by a Council under the provisions of by-law 12 of these by-laws.

14. (1) The proceeds of the sale of a vehicle under the provisions of by-law 12 of these by-laws shall be applied by the Council—

(a) firstly, in meeting the costs of the sale; and

(b) secondly, in meeting the cost of removal of the vehicle to the appointed place, and a sum of ten shillings for each day or part of a day that the vehicle remained in that place; and those sums shall be paid into the Municipal Fund.

(2) Any surplus of the proceeds of the sale shall be paid by the Council into its trust fund, and may be paid within ten years, to any person who satisfies the Council that he was the owner of the vehicle at the time of its sale by the Council.

(3) Any surplus of the proceeds of the sale may, if not paid to the owner within ten years, be paid into the Municipal Fund.

15. A person committing a breach of these by-laws is liable to a penalty not exceeding twenty pounds.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the City of Subiaco.

Amendment of By-Law No. 6 Relating to Zoning made under the Provisions of the Second Schedule of the Town Planning Act, 1928.

L.G. 78/58.

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 9th day of August, 1960, and the 3rd day of April, 1962, to amend and submit for confirmation by the Governor the following:—

That the Zoning By-Law No. 6 as published in the *Government Gazette* on the 30th day of September, 1958, and as amended 30th June, 1960 be amended as follows:—

1. By inserting in Schedule 3A—Service Station Zone in line six, after the word "street" the figures "13".
2. By inserting in the same schedule in line twelve after the figures "11" the figures "12".

Dated this 6th day of April, 1962.

J. H. RANCE,
Deputy Mayor.
G. O. EDWARDS,
Town Clerk.

[L.S.]

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 18th day of July, 1962.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1961.

The Municipality of the Town of Claremont.

By-laws Relative to the Regulation of the Erection and use of Petrol Pumps.

L.G. 354/58.

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 28th day of May, 1962, to make and submit for confirmation of the Governor the following amendment to By-law No. 129—Regulating the Erection and Use of Petrol Pumps published in the *Government Gazette* on the 30th of September, 1953:—

Delete Clause 4.

The Common Seal of the Town of Claremont was hereunto affixed on the 31st day of May, 1962, in the presence of—

[L.S.]

A. W. CROOKS,
Mayor.
D. E. JEFFERYS,
Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 18th day of July, 1962.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

Town of Geraldton.

Adoption of Draft Model By-laws Relating to Old Refrigerators
and Cabinets No. 8.

L.G. 403/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the Town of Geraldton hereby records having resolved on the 13th day of June, 1962, to adopt, without amendment, Local Government Model By-law (Old Refrigerators and Cabinets) No. 8 as published in the *Government Gazette* on the 1st day of May, 1962.

Dated the 27th day of June, 1962.

[L.S.]

C. S. EADON-CLARKE,
Mayor.H. W. CHAMBERS,
Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 18th day of July, 1962.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Kalgoorlie.

Adoption of Draft Model By-laws Relating to Standing Orders.

L.G. 443/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 11th day of June, 1962, to adopt such Draft Model By-laws published in the *Gazette* of the 12th day of December, 1961, and on the 25th day of January, 1962, and on the 8th day of May, 1962, with such alterations as are here set out:—

Draft Model By-law (No. 4).

Alterations.

Clause No. 88 (1):

Delete the word "and" in line four.

After the word "Works" in line five, add the word "and."

After line five, a new line to stand as 88 (1) (C) to read "General Purposes."

Clause No. 88 (2):

After the word "and" in this subclause add the word "four."

Clause No. 89 (1):

After clause (b) of subclause (1) add a new subclause to stand as 89 (1) (c) as follows:—

General Purposes Committee, the oversight of—

- (i) items relating to the control and administration of the Health Department of the Council;
- (ii) approval of applications for building permits and matters relative to the uniform Building Regulations;
- (iii) applications for the use and/or hire of any of the parks and/or playing areas belonging to the Council;
- (iv) items relating to the control and administration of the Lord Forrest Olympic Pool.

Clause No. 93 (1):

After the word "than" in line two, add the word "two."

Clause No. 100:

The whole of by-law No. 93 of the Town of Kalgoorlie published in the *Government Gazette* on the 19th day of February, 1906, is hereby revoked.

Dated this 4th day of July, 1962.

[L.S.]

R. G. MOORE,
Mayor.

D. MORRISON,
Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 18th day of July, 1962.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Gosnells.

Adoption of Draft Model By-laws Relating to the Rendering Safe of Old Refrigerators and Cabinets.

L.G. 452/62.

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 14th day of May, 1962, to adopt without amendment, Local Government Model By-law (Old Refrigerators and Cabinets) No. 8 as published in the *Government Gazette* of the 1st May, 1962.

Dated this 18th day of June, 1962.

The Common Seal of the Shire of Gosnells was affixed hereto in the presence of—

[L.S.]

A. A. MILLS,
President.

H. W. WALKER,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 18th day of July, 1962.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Gosnells.

Adoption of Draft Model By-laws Relating to the Construction, Establishment, Operation and Maintenance of Motels.

L.G. 732/60.

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 adopt the whole of the Draft Model By-laws published in the *Government Gazette* on the 20th September, 1961.

By-laws for regulating the construction, establishment, operation and maintenance of motels made by the Municipality of the Shire of Gosnells published and amended in the *Government Gazettes* of the 15th November, 1960, and the 11th May, 1961, respectively, are hereby revoked.

Dated the 18th day of June, 1962.

The Common Seal of the Shire of Gosnells was
affixed hereto in the presence of—

[L.S.]

A. A. MILLS,
President.

H. W. WALKER,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 18th day of July, 1962.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Gosnells.

Adoption of Draft Model By-laws Relating to the Use of Caravans and the Construction, Establishment, Operation, Maintenance and Registration of Caravan Parks.

L.G. 451/62.

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 14th day of May, 1962, to adopt such Draft Model By-laws published in the *Government Gazette* of the 28th day of September, 1961. The whole of the by-laws without amendment:—

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

Dated the 18th day of June, 1962.

The Common Seal of the Shire of Gosnells was
affixed hereto in the presence of—

[L.S.]

A. A. MILLS,
President.

H. W. WALKER,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 18th day of July, 1962.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Bridgetown.

By-law No. 1—Awnings Over Streets.

L.G. 415/62.

IN pursuance of the powers in that behalf contained in the Local Government Act, 1960, the Council of the abovementioned Municipality hereby records having resolved on the 15th day of May, 1962, to make and submit for confirmation by the Governor the following by-law to be numbered 1:—

1. In this by-law—

“awning” means an awning of which any part extends or can be made to extend over any part of a street;

“Council” means the Council of the Shire of Bridgetown;

“Surveyor” means the Building Surveyor of the Shire of Bridgetown and includes any acting Surveyor.
2. No person shall erect or maintain an awning without a written license issued by the Council under this by-law.
3. Any person desiring to obtain a license under this by-law shall deposit with the Surveyor drawings comprising a plan, elevation, and section and a specification showing in detail the proposed construction of the awning and the manner in which it is proposed to secure it to the building to which it is attached. Calculations proving the stability of the structure shall be submitted when required by the Surveyor.
4. A license under this by-law shall be in the form in the First Schedule hereto.
5. (1) The fee prescribed in the Second Schedule hereto shall be paid to the Council for each license under this by-law.
(2) The prescribed fee shall be paid to the Council before a license is issued.
6. (1) No part of any awning at or below first floor level shall project from the building line for more than nine feet or for more than two feet less than the width of the footpath, which ever is the lesser. Provided that the Council may approve awnings which finish flush with the kerb or a different width if such width conforms with adjoining awnings or verandahs, or awnings or verandahs in close proximity, which were erected prior to the gazettal of this by-law.
(2) No part of any awning shall be less than eight feet six inches above the footpath, and the lowest edge of the fascia thereof shall be not more than ten feet six inches above the footpath.
7. (1) No awning above first floor level shall project more than three feet beyond the face of the building to which it is fixed.
(2) Every awning which projects more than seven feet from the face of the building to which it is fixed shall incorporate such guttering and down-pipes as shall be adequate to prevent water collected by the awning from falling on to a street.
8. No awning shall bear any sign, advertisement or artificial lighting: Provided that the name of an occupier of the building to which the awning is attached may be painted on the fascia of the awning.
9. Every awning shall be designed to withstand a live load of at least 10 lb. per square foot in addition to its own weight.
10. The owner and occupier for the time being of any building to which any awning is attached shall keep the awning clean, painted, watertight and in good repair and it shall be lawful for the Surveyor to give notice to the owner or occupier of the said building to clean, paint, or repair such awning whenever in his opinion such cleaning, painting or repairing is required; and every owner or occupier who neglects or refuses within seven days after the serving of such notice to effect such cleaning, painting or repair, shall be guilty of an offence against this by-law and shall be liable to a penalty not exceeding £50.
11. No work in connection with the erection or removal of an awning shall be performed in any street at any time during which the Surveyor shall have prohibited the doing of such work.

12. Any person committing a breach of any provision of this by-law shall be liable on conviction to a penalty not exceeding the sum of £50 and to a daily penalty not exceeding £5 for every day during which such breach continues.

Schedule 1.

Shire of Bridgetown.

AWNING LICENSE.

Date.....19.....

No.....

The Council of the Shire of Bridgetown consents to the erection by of of an awning in accordance with the plans and specifications approved by the Building Surveyor on the 19..... in front of premises known as situate on

Special Conditions (if any).

This license is issued subject to the by-laws in force for the time being relating to the erection, construction and maintenance of awnings over public footways.

..... Building Surveyor.

Schedule 2.

FEE FOR AWNING LICENSE.

One shilling for each lineal foot, measured along the front of the building (with a minimum fee of £1).

Dated this 15th day of May, 1962.

[L.S.]

COLIN P. SCOTT,
President.
ERIC MOLYNEUX,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Confirmed by His Excellency the Governor in Executive Council this 18th day of July, 1962.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Greenbushes.

By-laws Relating to Standing Orders.

L.G. 98/62.

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 8th day of March, 1962, to make and submit for confirmation by the Governor the following by-laws.

To adopt such of the Draft Model By-laws published in the *Gazette* of the 12th day of December, 1961, on pages 3639 to 3649, and the *Gazette* of the 25th day of January, 1962, on page 208, and the *Gazette* of the 8th day of May, 1962, page 1127, with such alterations and deletions as are here set out.

1. The word "President" to be substituted for the word "Mayor" wherever appearing in the by-law.
2. Clauses 88 to 94 are deleted, and clauses 95 to 99 are renumbered 88 to 91 consecutively.

3. Subparagraphs (iv) to (xii) of Clause 10 are deleted and the undermentioned subparagraphs inserted in lieu:—

- (iv) Matters arising from the minutes of the previous meeting.
- (v) Monthly financial statement.
- (vi) Presentation of accounts for payment.
- (vii) Reports of officers.
- (viii) Correspondence.
- (ix) Petitions and memorials.
- (x) Orders of the day.
- (xi) Motions of which previous notice has been given.
- (xii) Notice of motion for consideration at the following meeting if notice given during the meeting.
- (xiii) Motions without notice by permission of the Council.

Dated this 18th day of June, 1962.

[L.S.]

GUY THOMSON,
President.
D. H. TINDALE,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 18th day of July, 1962.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Gnowangerup.
By-laws Relating to Public Halls.

L.G. 80/59.

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 19th day of June, 1962, to submit for confirmation of the Governor, an amendment to by-law 2 (g) of Public Hall By-Laws "Schedule of Charges" published in the *Government Gazette* on the 17th August, 1960, by the Gnowangerup Road Board, by deleting the figure "10 0" in line one of by-law 2 (g) of the "Schedule of Charges" and inserting in lieu thereof the word "nil."

Dated this 19th day of June, 1962.

[L.S.]

E. B. NORRISH,
President.
W. J. CUNEO,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 18th day of July, 1962.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of Shire of Perth.

By-laws Relating to Old Refrigerator Cabinets.

L.G. 424/62.

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 26th day of June, 1962, to make and submit for confirmation by the Governor the following by-laws:—

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

After by-law 200 the following new by-law be inserted:—

Old Refrigerator Cabinets.

201. A person shall not place in, or about any rubbish depot, tip or dump, sanitary depot, public reserve, public place, or unfenced vacant land, any refrigerator, ice chest, ice box, furniture, trunk or other thing, whether of the same kind as, or of a different kind from, those in this by-law specified, that has in it a compartment of a capacity of one and half cubic feet or more, unless, before so placing it, he removes from the compartment every door, lid, lock and hinge thereof or otherwise renders every such door or lid incapable of being fastened. This by-law shall not be construed to authorise the placing of anything mentioned herein in a manner which would otherwise be unlawful.

Dated this 26th day of June, 1962.

The Common Seal of the Shire of Perth was here-
unto 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 Governor in Executive Council this 18th day of July, 1962.

P. L. SPARROW,
Acting Clerk of the Council.

CEMETERIES ACT, 1897.

Karrakatta General Cemetery By-laws.

Department of Local Government,

Perth, 23rd July, 1962.

L.G. 396/62.

HIS Excellency the Governor in Executive Council, acting under the provisions of the Cemeteries Act, 1897-1957, has been pleased to approve of the by-laws made by the Karrakatta Cemetery Board (as Trustees of the Karrakatta Public Cemetery) as set out in the schedule hereunder.

A. E. WHITE,
Secretary for Local Government.

Schedule.

1. The by-laws made by the Karrakatta Cemetery Board (as Trustees of the Karrakatta Public Cemetery) under the provisions of the Cemeteries Act, 1897-1957, published in the *Government Gazette* on 17th November, 1944, and amended from time to time are referred to in these by-laws as the principal by-laws.

2. Schedule "A" is deleted and the following substituted:—

Schedule "A."

Karrakatta General Cemetery.

SCALE OF FEES AND CHARGES PAYABLE TO THE TRUSTEES.

1. On application for an order for burial or cremation the following fees shall be payable in advance:—
- (a) In Open Ground:
- | | £ | s. | d. |
|---|----|----|----|
| For interment in grave seven feet deep | 6 | 0 | 0 |
| For interment of any stillborn child in ground set aside for such purpose | 15 | 0 | 0 |
- (b) In Private Ground, Including the Issue of a Grant of Right of Burial:
- | | | | |
|---|----|----|---|
| Ordinary land for grave 8 ft. x 4 ft., where directed | 6 | 0 | 0 |
| Ordinary land for grave 8 ft. x 8 ft., where directed | 10 | 5 | 0 |
| Ordinary land for grave (extra 8 ft. x 1 ft.), where directed | 1 | 0 | 0 |
| Special land for grave, 8 ft. x 4 ft., selected by the applicant, according to the position | 10 | 0 | 0 |
| | 20 | 0 | 0 |
| | | to | |
| Special land for grave, 8 ft. x 8 ft., selected by the applicant, according to the position | 17 | 0 | 0 |
| | 20 | 0 | 0 |
| | | to | |
| Special land for grave, extra 8 ft. x 1 ft., selected by the applicant, according to the position | 2 | 0 | 0 |
| For interment in grave seven feet deep | 6 | 0 | 0 |
| For interment of stillborn child | 15 | 0 | 0 |
- (c) In Lawn Area, Including Maintenance in Perpetuity:
- | | | | |
|---|----|----|---|
| Land for grave, 8 ft. x 4 ft. | 50 | 0 | 0 |
| Land for grave, 8 ft. x 8 ft. | 77 | 10 | 0 |
| For interment in grave, seven feet deep | 6 | 0 | 0 |
| For interment of a stillborn child | 15 | 0 | 0 |
- (d) On Application for an Exclusive Right of Burial:
- | | | | |
|--|----|---|---|
| Land for vault sections in special reserves selected by the applicant, subject to special application to the Trustees: | | | |
| 8 ft. x 12 ft. | 25 | 0 | 0 |
| 8 ft. x 16 ft. | 40 | 0 | 0 |
| 16 ft. x 12 ft. | 70 | 0 | 0 |
| 16 ft. x 16 ft. | 95 | 0 | 0 |
| For grant of the Deed of the Exclusive Right | 2 | 6 | |
| For permission to construct a brick grave in any such land | 1 | 1 | 0 |
| For permission to construct a vault in any such land | 2 | 2 | 0 |
| For interment in a grave seven feet deep | 6 | 0 | 0 |
| For interment of a stillborn child in a private grave | 15 | 0 | 0 |
2. If graves are required to be sunk deeper than seven feet the following additional charges shall be payable:
- | | | | |
|--|----|---|--|
| For first additional foot | 5 | 0 | |
| For second additional foot | 7 | 6 | |
| For third additional foot and so on in proportion for each additional foot | 10 | 0 | |
3. Re-opening an Ordinary Grave:
- | | | | |
|---|----|---|---|
| For each interment | 6 | 0 | 0 |
| For each interment of a stillborn child | 15 | 0 | 0 |
4. Re-opening a Brick Grave
- | | | | |
|--|---|---|---|
| | 6 | 0 | 0 |
|--|---|---|---|
5. Re-opening a Vault, according to work required:
- | | | | |
|---------------|---|----|---|
| Not less than | 1 | 10 | 0 |
| Or more than | 5 | 0 | 0 |
6. Minister's Fee for each Interment
- | | | | |
|--|---|---|---|
| | 1 | 1 | 0 |
|--|---|---|---|

| | £ | s. | d. |
|---|----|----|------|
| 7. Fee for Exhumation | | 4 | 4 0 |
| Re-opening grave for exhumation | | 6 | 0 0 |
| Re-interment in new grave after exhumation | | 6 | 0 0 |
| For permission to construct a seven-foot foundation | | | 15 0 |
| For permission to construct a monument on any such foundation | 2 | 2 | 0 0 |
| For permission to erect each headstone | | 15 | 0 0 |
| For permission to erect a small headstone, not exceeding 2 ft. 6 in. in height and £5 in value | | | 5 0 |
| For permission to erect a headstone or monument over any brick grave or vault | 2 | 2 | 0 0 |
| For permission to enclose with a kerb, each 8 ft. x 4 ft. grave | | 5 | 0 0 |
| For permission to construct a Surround, each 8 ft. x 4 ft. grave | | 5 | 0 0 |
| For permission to erect a cement bed, with or without chips, each 8 ft. x 4 ft. grave | | | 5 0 |
| For permission to cut additional inscription | | 5 | 0 0 |
| Plus a supercharge on all memorial work erected, including lettering, of five per cent. on the cost of same exceeding the amount of fifty pounds (£50). | | | |
| For permission to erect any nameplate | | 5 | 0 0 |
| For nameplate for stillborn coffin | | 5 | 0 0 |
| For lead plate for coffin lid | | 5 | 0 0 |
| For hire of coffin bier | | 2 | 6 0 |
| For enclosing with tiles, by the Trustees: | | | |
| 8 ft. x 4 ft. grave | 3 | 0 | 0 0 |
| 8 ft. x 8 ft. grave | 4 | 5 | 0 0 |
| 8 ft. x 10 ft. grave | 4 | 10 | 0 0 |
| For planting graves: | | | |
| 8 ft. x 4 ft. (inside kerb only) | 1 | 0 | 0 0 |
| 8 ft. x 4 ft. (inside and outside kerbing) | 1 | 10 | 0 0 |
| 8 ft. x 8 ft. (inside kerb only) | 2 | 0 | 0 0 |
| 8 ft. x 8 ft. (inside and outside kerbing) | 2 | 15 | 0 0 |
| Larger graves or areas according to work required. | | | |
| For Maintenance of Graves after Planting: | | | |
| 8 ft. x 4 ft. graves: | | | |
| Grassed inside only—per annum | 1 | 10 | 0 0 |
| Grassed inside and outside kerbing—per annum | 2 | 0 | 0 0 |
| Flowers inside kerbing—per annum | 1 | 15 | 0 0 |
| Flowers inside kerbing and grass outside—per annum | 2 | 5 | 0 0 |
| 8 ft. x 8 ft. graves: | | | |
| Grassed inside kerbing only—per annum | 2 | 5 | 0 0 |
| Grassed inside and outside kerbing—per annum | 3 | 0 | 0 0 |
| Flowers inside kerbing—per annum | 2 | 15 | 0 0 |
| Flowers inside kerbing and grass outside—per annum | 3 | 10 | 0 0 |
| Larger graves or areas according to work required. | | | |
| For attending to grave after planting, etc., by Trustees for term up to 50 years: | | | |
| 8 ft. x 4 ft. | 30 | 0 | 0 0 |
| 8 ft. x 8 ft. | 45 | 0 | 0 0 |
| For grass border around such graves, each 8 ft. x 4 ft. plot, additional | 7 | 0 | 0 0 |
| Larger graves or areas according to work required. | | | |
| For removing and replacing Edging Tiles on an 8 ft. x 4 ft. grave required to be opened | | 5 | 0 0 |
| For cleaning up neglected graves, according to work required— | | | |
| Not less than | | 5 | 0 0 |
| And not more than | 2 | 0 | 0 0 |
| For removal and replanting grass, shrubs, plants, etc., on an 8 ft. x 4 ft. required to be re-opened | | 10 | 0 0 |
| For painting railing on grave, according to work required— | | | |
| Not less than | | 10 | 0 0 |
| And not more than | 2 | 0 | 0 0 |
| For grave dressers annual license (in advance) | | 10 | 6 0 |
| For making search in Register | | | 6 0 |
| For copy of by-laws and regulations | | | 6 0 |
| Undertaker's annual license fee | 2 | 2 | 0 0 |
| Registration of Transfer of Grant of Right of Burial | | 2 | 6 0 |
| For copy of Grant of Right of Burial | | 2 | 6 0 |

| | £ | s. | d. |
|---|----|----|----|
| 8. Penalty Fees Chargeable in Addition to the Fees Scheduled Above:— | | | |
| For each interment in open ground without due notice under by-law 6 | 10 | 6 | |
| For each interment in private ground without due notice under by-law 6 | 1 | 1 | 0 |
| For each interment not in usual hours as prescribed by by-law 14 | 10 | 6 | |
| For late arrival at Cemetery Gates of Funeral as per by-law 15 | 10 | 6 | |
| For late moving off from Entrance Gates of Funeral as per by-law 16 | 10 | 6 | |
| For each interment on a Saturday, Sunday or gazetted holiday | 3 | 3 | 0 |
| 9. Cremations: | | | |
| (a) Persons seven years and over | 12 | 0 | 0 |
| Children under seven years of age | 8 | 16 | 0 |
| Stillborn child | 4 | 13 | 0 |
| Old age and invalid pensioners, upon production of Pension Card | 8 | 12 | 6 |
| Cremation Certificate holders, other than those issued by the Karrakatta Cemetery Board and where Karrakatta Cemetery Board has reciprocal agreement with crematorium concerned | 5 | 5 | 0 |
| (b) Application for Cremation Agreement: | | | |
| 39 years and under | 7 | 16 | 0 |
| 40 years to 49 years | 8 | 17 | 0 |
| 50 years to 59 years | 9 | 18 | 0 |
| 60 years and over | 11 | 0 | 0 |
| (c) Disposal of Ashes: | | | |
| Single niches, including container, brass plate and inscription. Inscription, name, date of death and age if desired | 10 | 10 | 0 |
| Family niches, for two containers and including brass plate and first inscription only | 15 | 15 | 0 |
| For four containers, plus cost of plate and inscription | 25 | 0 | 0 |
| Interment at foot of rose-bush and including memorial tablet and inscription | 12 | 12 | 0 |
| At foot of shrub or tree, including memorial tablet and inscription | 12 | 12 | 0 |
| | 25 | 0 | 0 |
| | | to | |
| For second interment of ashes at foot of rose-bush, tree or shrub | 5 | 0 | 0 |
| Military Niche, plus extra for plate and inscription | 8 | 12 | 6 |
| Memorial seat in gardens | 5 | 5 | 0 |
| Memorial chair in Crematorium Chapel | 3 | 3 | 0 |
| For removal from cemetery—container | 5 | 0 | |
| Re-opening of niches—including second inscription | 2 | 2 | 0 |
| (d) Holding ashes, per month or part thereof | 10 | 0 | |
| (e) Scattering of ashes to the winds or over rose-bed | 10 | 6 | |
| (f) Interment of ashes in private grave (including container) | 17 | 6 | |
| Interment of ashes in private grave when received from outside State | 1 | 5 | 0 |
| (g) For removal of ashes to any new position after original disposal | 1 | 1 | 0 |
| Plus extra for new tablet if required | 1 | 1 | 0 |
| (h) Additional fee for Cremations on Saturdays, Sundays or gazetted holidays | 3 | 3 | 0 |

The by-laws set out in the above schedule were made by the Karrakatta Cemetery Board at a duly convened meeting of the Board held on 26th April, 1962.

H. L. DOWNE,
Chairman.
W. MANNERS,
Secretary.

BANANA INDUSTRY COMPENSATION TRUST FUND ACT, 1961.

Department of Agriculture,
South Perth, 18th July, 1962.

Agric. 533/62, Ex. Co. No. 1376.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Banana Industry Compensation Trust Fund Act, 1961, has been pleased to make the regulations set forth in the Schedule hereunder.

T. C. DUNNE,
Director of Agriculture.

Schedule.
Regulations.

Principal Regulations 1. In these regulations the Banana Industry Compensation Trust Fund Act Regulations, 1962, published in the *Government Gazette* on the 18th April, 1962, are referred to as the principal regulations.

Regulation 3 amended. 2. Regulation 3 of the principal regulations is amended by substituting for subregulation (2) the following subregulation:—

(2) The returning officer shall be paid fifty per centum (50%) of the fee prescribed for a Returning Officer for State Parliamentary elections in the regulations made under the Electoral Act, 1907 (as amended), that are in force at the time of the holding of the election.

STOCK DISEASES ACT, 1895-1960.

Department of Agriculture,
South Perth, 4th July, 1962.

Agric. 885/61, Ex. Co. No. 1265.

HIS Excellency the Lieutenant Governor in Executive Council, acting pursuant to the powers conferred by section 6 of the Stock Diseases Act, 1895-1960, has been pleased to make the regulations set forth in the schedule hereunder.

T. C. DUNNE,
Director of Agriculture.

Schedule.
Regulations.

1. In these regulations the Stock Diseases Act Regulations, 1962, published in the *Government Gazette* on the 31st May, 1962, are referred to as the principal regulations.

2. The Fourth Schedule to the principal regulations is amended by substituting for the numerals "1 0" appearing opposite the passage "For each additional animal in a consignment" in the item "Sheep and Goats" the numerals, "0 1".

PLANT DISEASES ACT, 1914-1960.

Department of Agriculture,
South Perth, 4th July, 1962.

Ex. Co. No. 1266.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Plant Diseases Act, 1914-1960, has been pleased to make the regulations set forth in the schedule hereunder, to have and take effect on and from the day of publication in the *Government Gazette* of a Proclamation made under the said Act revoking the Proclamation made thereunder dated the 1st June, 1951, and published in the *Government Gazette* on the 8th June, 1951.

T. C. DUNNE,
Director of Agriculture.

Schedule.

Regulations.

1. In these regulations The Plant Diseases (Potato) Regulations, 1923, made under the provisions of the Plant Diseases Act, 1914 (as amended), and reprinted, pursuant to the provisions of the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 16th July, 1958, are referred to as the principal regulations.

2. The principal regulations are amended by adding after regulation 13 the following regulation:—

13A. A person shall not bring potatoes into that portion of the State described in the Appendix to these regulations from the rest of the State generally, but this regulation shall not prohibit or be deemed to prohibit the Director of Agriculture from bringing potatoes into that portion of the State for the purpose of introducing a new variety into that portion of the State or for other experimental purposes, if those potatoes have been—

- (a) certified to be free from harmful diseases by a Commonwealth authority or by the Department of Agriculture in the State of their origin; or
- (b) grown by the Department of Agriculture of this State under conditions of quarantine for an appropriate period prior to release.

3. The principal regulations are amended by adding thereto an Appendix as follows—

Reg. 13A.

APPENDIX.

That portion of the State comprising the area bounded by lines starting from a point on the sea coast situated west from the south-west corner of Mandurah townsite and extending south-easterly to the south corner of Coolup townsite; thence south-south-easterly to the southernmost corner of Collie townsite; thence in a general south-easterly direction passing through the north-east corner of Dinnup and the north-west corner of Wansbrough townsite to the sea coast at Cape Riche; thence south-westerly, westerly, north-westerly and northerly along the said sea coast to the starting point; excluding, however, that portion of such area comprised within a radius of ten miles from the Collie Railway Station.

MINES REGULATION ACT, 1946-1961.

Department of Mines,
Perth, 18th July, 1962.

HIS Excellency the Governor in Executive Council, acting under the provisions of the Mines Regulation Act, 1946-1961, has been pleased to make the regulations set forth in the schedule hereunder.

A. H. TELFER,
Under Secretary for Mines.

Schedule.

Regulations.

Principal
regulations.

1. In these regulations the Mines Regulation Act Regulations made under the Mines Regulation Act, 1946-1961, reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* of the 1st March, 1961, with all amendments up to and including the 1st August, 1960, and as amended by notice published in the *Government Gazette* on the 27th January, 1961, are referred to in these regulations as the principal regulations.

Reg. 57
amended.

2. Regulation 57 of the principal regulations is amended by deleting the passage, "A primary or secondary battery shall not be used for shot-firing" in lines four and five of subregulation (4).