



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. 79]

PERTH: WEDNESDAY, 16th OCTOBER

[1963

HEALTH ACT, 1911-1962.

Shire of Esperance.

Health By-law—Eating Houses.

P.H.D. 1707/56.

WHEREAS under the provisions of the Health Act, 1911-1962, the local authority may make by-laws and may amend, repeal or alter any by-laws so made: Now, therefore, the Esperance Shire Council, being the local authority of the Shire of Esperance within the meaning of the Act, in exercise of the powers conferred upon it in that behalf by the said Act and all other powers enabling it, doth hereby make the following by-law:—

Part 1.

Commencement.

1. This by-law shall come into operation on the 1st November, 1963.

Interpretation.

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

“Act” means the Health Act, 1911-1962, and any amendment thereof;
 “dining room” means any eating house other than a tearoom;
 “eating house” as defined in Division 3, section 160, of the Health Act, 1911-1962;
 “inspector” means any person appointed by the local authority to be a health inspector pursuant to the provisions of the Act;
 “license” means a license to conduct an eating house granted pursuant to the provisions of this by-law;
 “local authority” means the Esperance Shire Council;
 “medical officer” means the medical officer of the local authority and includes any person acting in that capacity;
 “proprietor” means the person having the management or control of premises;
 “registered premises” means any premises which are registered as an eating house under this by-law;

"tearoom" means any eating house where the only foods served for consumption on the premises are tea, coffee and similar beverages, sandwiches, pies, pasties and such prepared foods as are usually supplied by wholesale pastrycooks, toast, cakes, biscuits, pastries, cold salads, cold meats and prepared beef tea and other extracts or soups which are supplied by the manufacturer in tins or bottles ready for consumption, but where no food is cooked on the premises;

"Shire Clerk" means the Shire Clerk or the acting Shire Clerk for the time being of the Esperance Shire Council.

3. Eating houses are classified as—
- (a) dining rooms;
 - (b) tearooms.

Part 2.

License and Registration.

4. No person shall occupy or use any premises as a dining room or tearoom unless—
- (a) the premises are registered under this by-law as a dining room or tearoom as the case may be; and
 - (b) the proprietor of the said premises is the holder of a license issued by the local authority authorising him to conduct on the premises the business of a dining room or tearoom as the case may be.
5. Before any premises are registered under this by-law as a dining room or tearoom the proprietor thereof shall make application in the appropriate form prescribed in the First Schedule hereto and shall forward his application together with a plan of the premises in respect of which such application is made and the prescribed fee to the Shire Clerk and, if the application is approved, the local authority shall issue to the proprietor a certificate of registration in the appropriate form prescribed in the Second Schedule hereto.
6. Before any license to any proprietor to conduct a dining room or tearoom is granted by the local authority under this by-law, the proprietor shall sign an application for the same in the appropriate form prescribed in the Third Schedule hereto and shall forward same together with the prescribed fee to the Shire Clerk, and if the application is approved the local authority shall issue to the proprietor a license in the appropriate form prescribed in the Fourth Schedule hereto.
7. Any person who makes a false statement in connection with any application under clauses 5, 6 or 10 hereof shall be guilty of an offence.
8. Every certificate of registration of premises registered as a dining room or tearoom, and every license issued to a proprietor shall be signed by the Shire Clerk and shall be duly entered in a book to be provided by the local authority for that purpose. Every proprietor of registered premises shall keep the certificate of registration and the license on the registered premises in a position visible to the general public and shall when requested to do so by an inspector, produce to him the certificate of registration and also the license issued to the proprietor in respect of such premises.
9. Every certificate of registration and every license shall be in force from the day of the date of issue thereof until and inclusive of the 31st day of December then next ensuing, unless the same be cancelled in the meantime in accordance with the provisions of the Act.
10. Applications for the renewal of certificates of registration and licenses shall be made annually during the month of December. Such application shall be in the appropriate form prescribed in the Fifth and Sixth Schedules hereto respectively and shall be accompanied by the prescribed fee.
11. The fees to be paid to the local authority on the registration of premises on the issuing of a license and on the renewal of any registration or license shall be as set out in the Seventh Schedule hereto.

12. So often as any person holding a license issued pursuant to this by-law changes his place of abode he shall, within seven days next after such a change, give notice thereof in writing to the Shire Clerk specifying in such notice his new place of abode and he shall, at the same time, produce such license to the Shire Clerk, who shall endorse thereon and sign a memorandum specifying the particulars of such change.

13. If the owner of any registered premises sells or transfers or agrees to sell or transfer the said premises to another person, he shall, within 14 days from the date of such sale, or transfer, or agreement, notify the Shire Clerk thereof in writing, stating the full name, address and occupation of such other person.

Structure.

14. In all premises occupied or used or intended to be occupied or used as a dining room or tearoom the following provisions shall apply:—

- (a) The walls of all rooms shall be constructed of brick, stone or concrete suitably rendered and plastered and shall be tiled or oil painted to a height of at least seven feet from the floor level so as to maintain a smooth, hard, durable and washable surface devoid of holes, cracks and crevices.

Partitions shall not exceed seven feet in height and they shall be flush-panelled on both sides and shall be oil painted so as to maintain a smooth, hard, durable and washable surface devoid of holes, cracks and crevices.

- (b) Every room therein shall be properly ceiled with stamped metal, lath and plaster, fibrous plaster or asbestos sheets or other similar material and shall be constructed and maintained throughout its area and at the wall junctions free from holes, cracks and crevices. The height of such ceilings shall comply with the Building By-laws of the local authority.
- (c) There shall be provided adequate food storage facilities and cupboards to prevent the contamination of food, crockery and utensils by dirt, dust, flies or vermin of any kind.
- (d) There shall be provided for the use of employees and when required by the local authority there shall also be provided for customers sufficient and suitable lavatories with wash basins and all necessary appurtenances or such other lavatory system as may be approved by the local authority, and there shall also be provided for use therewith an adequate supply of water, soap, nailbrushes and clean towels, but no towel or towels shall be provided for use in common.
- (e) There shall be provided sanitary conveniences for the use of employees and, where required by the local authority, there shall also be provided sanitary conveniences for the use of customers and in either case, when considered necessary by the local authority, separate sanitary conveniences shall be provided for each sex.
- (f) All water closets or urinals situate on any registered premises shall be separated from the kitchen, food store or dining room by a properly constructed antechamber or airlock as directed by the local health authority.
- (g) Every room shall be properly lighted with a surface of clear glass exposed to the open air equivalent to not less than one-tenth of the floor area of the room. Where such natural lighting cannot be reasonably secured, artificial lighting to the approval of the local authority shall be installed.
- (h) Every room shall be provided with outlet ventilators corresponding with an allowance of not less than one square inch of airway for every 40 cubic feet of gross air space of every such compartment or alternatively, some mechanical system of ventilation shall be installed to the satisfaction of the local authority.

- (i) The air space between the ground surface and the floor (except in the case of concrete or other solid floors) shall be efficiently ventilated to the satisfaction of the local authority.
- (j) In premises where wood, coal or coke is used as fuel, such wood, coal or coke shall be stored or kept in a properly constructed store with brick walls and concrete floors separating such store from the remainder of the premises.

15. In all premises occupied or used or intended to be occupied or used as a dining room the following further provisions shall apply:—

- (a) The floors of all kitchens, sculleries and food stores shall be constructed or adapted with concrete rendered with cement or provided with a surface applied directly to the concrete of a kind and in a manner approved in writing by the health inspector.

Provided that the local authority may in its discretion register premises as a dining room although provisions of this paragraph are not complied with if such premises were being used as a dining room on 31st day of December, 1958.

- (b) There shall be provided a kitchen, scullery and food stores to the satisfaction of the health inspector.

The kitchen shall have a floor area to be approved by the inspector and shall under no circumstances be less than 12 feet by 12 feet in measurement.

When any scullery, food store or cupboard is incorporated in the kitchen then the floor space occupied by such scullery, food store or cupboard shall not be included in the floor area of the kitchen for the purpose of this clause.

Management.

16. The proprietor of every dining room and tearoom shall—

- (a) keep or cause to be kept clean and in good condition and repair the floors, walls, ceilings and all portions of the premises and all fittings, stoves, ranges, utensils, implements, shelves, counters, bins, cabinets, fixtures, sinks, drainboards, drains, grease traps, tubs, vessels and things of the like description used on the premises, or in connection with the preparation or storage of food thereon;
- (b) provide all such furniture, fixtures, counters, bins, sinks, drainboards, grease traps, tubs, vessels, fittings, utensils, implements and things for use on the premises as the health inspector may from time to time direct for the proper conduct of the business;
- (c) construct and arrange or cause to be constructed or arranged all furniture, fixtures, counters, bins, sinks, drainboards, tubs, vessels, fittings, utensils and things in every kitchen, serving room, scullery and fish-cleaning room on the premises so that the floor in every such room or place may at all times be kept in a thoroughly clean and sanitary condition;
- (d) not keep or use any floor covering that is absorbent or in such condition as to allow of the lodgment of dirt thereunder;
- (e) keep all tables and benches used for the preparation of food at least three inches from the wall and moveable to facilitate cleansing.
- (f) provide and properly maintain at all times suitable and effective means for keeping and keep every room or compartment on the premises free from dust, rats, mice, cockroaches, flies, spiders, bugs, ants, moths and all other vermin, and if, in the opinion of an inspector, effective means and methods of cleansing and eradication of vermin from the premises cannot be done effectively while the ordinary business of the establishment is carried on then the local authority may order the temporary closure of the premises to the public until such time as such cleansing and eradication of vermin has been carried out to the satisfaction of the inspector, and the proprietor shall comply with such order. The form or order to be served is set out in the Eighth Schedule hereto;

- (g) for the purpose of keeping the registered premises free from rats, provide and maintain at least six spring break-back rat traps in good working order, properly set and baited at all times; the type and number of traps and kind of baits used and the position and locality of the traps set shall be as directed by a health inspector;
- (h) keep all portions of the premises free from any unwholesome or offensive odour arising from the premises or the operations carried on thereon;
- (i) provide and maintain a hood over every wood, gas or electric cooking fire, stove or boiler; the hood shall be of such size and so placed as to arrest all steam, effluvia, odours and smoke from the process of cooking or boiling; the underside of the hood shall be not more than six feet six inches above the floor level and shall be of a size at least equal to the upper surface of the cooking stove or boiler; it shall have a flue of not less than seven inches in diameter and such flue shall discharge to the open air above the eaves of the building and at a height of not less than two feet above the eaves of any adjoining building;
- (j) provide an efficient chimney or flue to every wood, coal or coke cooking stove so that no smoke nuisance shall arise in or outside the premises;
- (k) provide and keep a sufficient number of suitable vessels or receptacles with lids constructed of galvanised iron or other non-absorbent and non-corrosive material to a design approved by the health inspector on the registered premises for the purpose of receiving all garbage, waste matter and other refuse arising from the business, and place and keep such vessels or receptacles in a properly constructed room with concrete floor to be fly and rat proof and efficiently ventilated or in such positions as directed by a health inspector;
- (l) forthwith after such garbage, waste matter and other refuse is produced, place the same in such receptacles provided and kept in accordance with paragraph (k) hereof and remove or cause the contents of all receptacles containing pig swill to be removed from the premises at least once in every 24 hours;
- (m) thoroughly cleanse all such receptacles provided and kept in accordance with paragraph (k) hereof once at least in every 24 hours, and renew or repair any or all of the aforesaid receptacles as often as is necessary and when required by an inspector so to do;
- (n) provide and maintain a hot water installation of capacity to supply sufficient hot water and adequate sink facilities for the thorough cleansing of all drinking vessels, dishes, plates and other vessels, tableware, spoons, forks, knives and all other utensils used on the premises to the satisfaction of the inspector;
- (o) immediately after each occasion of use cause all such vessels and utensils referred to in clause (n) to be thoroughly cleansed by means of washing in water at a temperature of not less than 120 deg. Fahrenheit and immediately thereafter rinsed in clear hot water at a temperature of not less than 150 deg. Fahrenheit and for this purpose there shall be provided two sinks;
- (p) not permit or suffer any table napkin which has been used as such for any other purpose by any person to be placed for use by or to be used by any other person unless such table napkin shall have been thoroughly washed and cleansed since it was previously used by such firstmentioned person;
- (q) remove or cause to be removed the whole of the canned or preserved food or any food contained in a hermetically sealed container (such container not being composed wholly of glass or stoneware) intended for use on the premises from such original can or container immediately after the same shall have been opened;

- (r) not permit or suffer any food which is unsound, unwholesome, putrescent or weevilled to be used for food, or for the preparation of food or meals;
 - (s) cause any food which is or has become unsound, unwholesome, putrescent or weevilled to be immediately withdrawn from sale, stock or use and placed in the waste food garbage bin;
 - (t) provide adequate and efficient means of refrigeration for the preservation of food to the satisfaction of the inspector;
 - (u) remove or cause to be removed any food which may have been served to any person or placed on any table occupied by any customer on the premises (and not then consumed or removed by him) immediately after such person shall have finished his refreshment, nor permit, suffer or allow any such food so removed to be again served to any person on the premises, and such food shall be immediately deposited in the waste food garbage bin; provided that in this paragraph food shall not mean or include the following substances, to wit, sugar, pepper, salt, mustard, vinegar, sauces, spices or condiments if such substances are contained in receptacles or containers so constructed that the contents of such containers cannot be handled by any person; provided further that in this paragraph food shall not include bread which is placed in a glass receptacle or container of a design and so constructed that the contents are only handled as required;
 - (v) not allow, permit or suffer any live animal or bird to be kept in or upon any portion of the premises (provided that a cat or cats may be allowed in the premises after all food has been covered and the premises are not open to the public) or allow or permit or suffer any animal or bird to be killed or any poultry, pigeons or game to be plucked in any part of the premises;
 - (w) provide and maintain a suitable cupboard for hat, shoes and clothing of employees to the satisfaction of the health inspector;
 - (x) not permit or suffer any hat, shoes or clothing to be placed or kept on the premises otherwise than in the cupboard provided under the last preceding paragraph; provided that customers may be permitted to hang their hats and coats in any room open to the public;
 - (y) not keep or permit or suffer to be kept any hamper, basket, box, trunk, case, crate or barrel which has contained wet fish or other perishable food and which has not after the last occasion of such use been cleaned and rendered inoffensive upon any portion of the premises for a period longer than 24 hours or in such a manner as to become or be likely to be or become offensive or a nuisance;
 - (z) cleanse daily and at all time keep and maintain all water closets, urinals, lavatories, catchpits, grease traps and all other sanitary appliances on the premises in a clean and sanitary condition;
 - (aa) at all times provide and maintain a notice board on which is legibly inscribed in letters one inch high, the name of the person licensed to carry on business on the premises, and such notice board shall be fixed and maintained free from obstruction in a prominent position at the entrance of the premises.
17. In addition the proprietor of every dining room shall—
- (a) not permit, suffer or cause any fish to be gutted, cleaned or scaled on any portion of the premises unless such portion of the said premises shall have been constructed for such purposes and approved in writing by the health inspector and shall not store any fish in any kitchen or food store on the premises unless such fish has already been gutted, cleaned, scaled and washed;
 - (b) provide and maintain a suitable changeroom for employees if all of one sex or suitable separate changerooms for each sex;

- (c) not store or permit to be stored in any kitchen on the premises any petrol, kerosene, benzine, naphtha, alcohol, mineralised or methylated spirit or any volatile liquid (not being an article of food).

18. No proprietor of any dining room or tearoom shall—

- (a) permit, suffer or cause to be made or done to or on the registered premises any alteration, addition or other work for any purpose affecting or likely to affect the suitability of the premises for the use specified in respect of such premises without the previous consent in writing of the health inspector;
- (b) permit or suffer any drainpipe for carrying off faecal or sewage matter to have an opening, or any gully trap to be within any roofed enclosures (not being a water closet or urinal) on the premises;
- (c) permit, suffer or cause any spittoon or article or thing for like use to be placed on the premises;
- (d) permit, suffer or cause any structural alterations to be made to the premises or any portion thereof without first having obtained permission in writing from the local authority.

19. No person employed on the premises shall spit or smoke tobacco in any room wherein food is being prepared for use in any dining room or tearoom and every proprietor of such premises shall exhibit conspicuously and constantly maintain in a clean, visible and legible condition in every such room a notice printed in letters of not less than 48 points face measurement to the following effect: "Spitting or smoking tobacco in this room is an offence against the by-law. Penalty not exceeding twenty pounds (£20)."

20. Every person engaged in any dining room or tearoom in the preparation of food shall wear a clean outer garment or overall of washable material the sleeves of which shall be comparatively short, and every such person shall immediately before the beginning or recommencing the preparation of food and immediately after visiting a sanitary convenience wash his hands, and every such person shall maintain his clothing and body clean. The proprietor of such premises shall provide and maintain at all times on such premises adequate and efficient means for maintaining personal cleanliness to the satisfaction of the inspector.

21. No person who is suffering from a communicable disease, suppurating wound or sore or any other disease likely to contaminate food shall enter the kitchen or take part in the preparation, handling or carrying of food on any premises registered as an eating house.

22. (1) Every proprietor of any dining room or tearoom shall as soon as he becomes aware that any person engaged on the premises is suffering from any of the abovementioned diseases, cause him to cease to be engaged on and to leave such premises without unnecessary delay and shall not allow him to be again engaged on such premises until such person shall have obtained a certificate from a qualified medical practitioner that he has recovered from or is not suffering from any such condition as aforesaid and is no longer a source of danger to others.

(2) The proprietor of any dining room or tearoom shall forthwith report in writing to the local health authority the suspension of any person engaged on the premises suffering from any disease mentioned in clause 21 of this by-law and shall send a copy of any medical certificate obtained for the purpose of this clause to the local health authority before such person shall again be engaged on the premises.

23. Any person who shall commit a breach of any of the provisions of this by-law shall be guilty of an offence and upon conviction shall be liable to a penalty not exceeding fifty pounds and where such breach is of a continuing nature, to a daily penalty not exceeding two pounds.

First Schedule.

Part 1.

Shire of Esperance.

Health Act, 1911-1962.

APPLICATION FOR REGISTRATION OF DINING ROOM.

To the Shire Clerk,
Shire of Esperance,
Esperance.

I,, of,
being the owner/occupier of premises situate at,
in the Shire of Esperance, and known as, hereby
make application for the registration of the said premises as a dining room,
subject to the Health Act and the by-laws from time to time in force there-
under.

I attach hereto a plan of the said premises.

The maximum number of persons, including the proprietor, to be employed
on the said premises will be:—

.....MalesFemales.

Dated this.....day of....., 19.....

.....
Signature of Applicant.

Part 2.

Shire of Esperance.

Health Act, 1911-1962.

APPLICATION FOR REGISTRATION OF TEAROOM.

To the Shire Clerk,
Shire of Esperance,
Esperance.

I,, of,
being the owner/occupier of premises situate at,
in the Shire of Esperance and known as, hereby
make application for the registration of the said premises as a tearoom subject
to the Health Act and the by-laws from time to time in force thereunder.

I attach hereto a plan of the said premises.

The maximum number of persons including the proprietor to be employed
on the said premises will be:—

.....MalesFemales.

Dated this.....day of....., 19.....

.....
Signature of Applicant.

Second Schedule.

Part 1.

Shire of Esperance.

Health Act, 1911-1962.

CERTIFICATE OF REGISTRATION OF A DINING ROOM.

THIS is to certify that the premises situated at....., in the Shire of Esperance which are known as..... and are owned/occupied by....., of..... are registered as a dining room from the..... day of....., 19....., until the 31st day of December, 19....., unless this certificate is previously cancelled.

This certificate is issued subject to the Health Act and the by-laws from time to time in force thereunder.

Dated this.....day of....., 19.....

.....
Shire Clerk, Shire of Esperance.

Note.—If any statement made in the application for this certificate ceases to be true this certificate will forthwith become void and must be delivered up to the Shire Clerk for cancellation.

Part 2.

Shire of Esperance.

Health Act, 1911-1962.

CERTIFICATE OF REGISTRATION OF A TEAROOM.

THIS is to certify that the premises situate at....., in the Shire of Esperance and known as..... owned/occupied by....., of....., are registered as a tearoom from the..... day of....., 19....., until the 31st day of December, 19....., unless this certificate is previously cancelled.

This certificate is issued subject to the Health Act and the by-laws from time to time in force thereunder.

Dated this.....day of....., 19.....

.....
Shire Clerk, Shire of Esperance.

Note.—If any statement made in the application for this certificate ceases to be true, this certificate will forthwith become void and must be delivered up to the Shire Clerk for cancellation.

Third Schedule.

Part 1.

Shire of Esperance.

Health Act, 1911-1962.

APPLICATION FOR A LICENSE TO CONDUCT A DINING ROOM.

I,, of, hereby apply for a license to conduct a dining room on premises situate at, Shire of Esperance, and known as, subject to the Health Act and the by-laws from time to time in force thereunder.

My nationality is (if a British subject by naturalisation; I was naturalised on the day of, 19.....). I was born on the day of, 19....., at in the country of

I have had the following previous experience as the keeper of an eating house:—

.....
.....
.....

Dated this day of, 19.....

.....
Signature of Applicant.

Part 2.

Shire of Esperance.

Health Act, 1911-1962.

APPLICATION FOR A LICENSE TO CONDUCT A TEAROOM.

I,, of, hereby apply for a license to conduct a tearoom on the premises situate at in the Shire of Esperance, and known as, subject to the Health Act and the by-laws from time to time in force thereunder.

My nationality is (If a British subject by naturalisation; I was naturalised on the day of, 19.....) I was born on the day of, 19....., at, in the country of

I have had the following previous experience as the keeper of an eating house:—

.....
.....
.....

Dated this day of, 19.....

.....
Signature of Applicant.

Fourth Schedule.

Part 1.

Shire of Esperance.

Health Act, 1911-1962.

LICENSE TO CONDUCT A DINING ROOM.

THIS is to certify that....., of....., is licensed to conduct a dining room on the premises situate at....., in the Shire of Esperance, known as....., from the..... day of....., 19....., until the 31st day of December, 19....., unless this license is previously cancelled.

This license is issued subject to the Health Act and the by-laws from time to time in force thereunder.

Dated this.....day of....., 19.....

..... Shire Clerk, Shire of Esperance.

Note.—This license is not transferable. If the holder of this license changes his place of abode he must, within seven days, notify the Shire Clerk and have this license endorsed accordingly.

Part 2.

Shire of Esperance.

Health Act, 1911-1962.

LICENSE TO CONDUCT A TEAROOM.

THIS is to certify that....., of....., is licensed to conduct a tearoom on premises situate at....., in the Shire of Esperance, known as....., from the..... day of....., 19....., until the 31st day of December, 19....., unless this license is previously cancelled.

This license is issued subject to the Health Act and the by-laws from time to time in force thereunder.

Dated this.....day of....., 19.....

..... Shire Clerk, Shire of Esperance.

Note.—This license is not transferable. If the holder of this license changes his place of abode he must, within seven days, notify the Shire Clerk and have his license endorsed accordingly.

Fifth Schedule.

Part 1.

Shire of Esperance.

Health Act, 1911-1962.

APPLICATION FOR RENEWAL OF REGISTRATION OF A DINING ROOM.

I,, of, being the owner/occupier of premises situate at, in the Shire of Esperance, known as, for which premises I hold a current Certificate of Registration as a dining room, hereby apply for a similar Certificate of Registration from the 1st day of January next, subject to the Health Act and the by-laws from time to time in force thereunder.

The statements made in my application for the current Certificate of Registration are still true, except in the following particulars, namely:—

.....
.....
.....
.....

Dated this..... day of, 19.....

.....
Signature of Applicant.

Part 2.

Shire of Esperance.

Health Act, 1911-1962.

APPLICATION FOR RENEWAL OF REGISTRATION OF A TEAROOM.

I,, of, being the owner/occupier of premises situate at, in the Shire of Esperance, known as, for which premises I hold a current Certificate of Registration as a tearoom, hereby apply for a similar Certificate of Registration from the 1st day of January next, subject to the Health Act and the by-laws from time to time in force thereunder.

The statements made in my application for the current Certificate of Registration are still true, except in the following particulars, namely:—

.....
.....
.....
.....

Dated this..... day of, 19.....

.....
Signature of Applicant.

Sixth Schedule.

Part 1.

Shire of Esperance.

Health Act, 1911-1962.

APPLICATION FOR RENEWAL OF A LICENSE TO CONDUCT A DINING ROOM.

I, of....., being the holder of a current license to conduct a dining room on premises situate at..... in the Shire of Esperance and known as..... hereby apply for a similar license as from the 1st day of January next, subject to the Health Act and by-laws from time to time in force thereunder.

The statements made in my application for the current license are still true, except in the following particulars, namely:—

.....
.....
.....
.....

Dated this.....day of....., 19.....

.....
Signature of Applicant.

Part 2.

Shire of Esperance.

Health Act, 1911-1962.

APPLICATION FOR RENEWAL OF A LICENSE TO CONDUCT A TEAROOM.

I, of....., being the holder of a current license to conduct a tearoom on premises situate at..... in the Shire of Esperance, and known as..... hereby apply for a similar license as from the 1st day of January next, subject to the Health Act and the by-laws from time to time in force thereunder.

The statements made in my application for the current license are still true, except in the following particulars, namely:—

.....
.....
.....
.....

Dated this.....day of....., 19.....

.....
Signature of Applicant.

Seventh Schedule.

SCALE OF FEES.

THE fee payable on registration of premises as an eating-house and on every renewal therefor shall be ten shillings.

The fee payable on a license issued to the proprietor of an eating-house and on every renewal thereof shall be ten shillings.

Eighth Schedule.

ORDER.

To.....

IN the opinion of a Health Inspector of the Shire of Esperance effective means and methods of cleansing and eradicating vermin from the premises situate at..... and used by you as a dining room/tearoom cannot be done effectively while your ordinary business is carried on: Now, therefore, you are ordered to close the said premises temporarily until such time as such cleansing and eradication of vermin has been carried out to the satisfaction of the Health Inspector.

Failure to comply with this order will render you liable to prosecution.

Passed by resolution of the Esperance Shire Council at an ordinary meeting of the Council held on the 9th day of August, 1963.

W. S. PATERSON,
President.

J. F. CAMERON,
Acting Shire Clerk.

Confirmed—

W. S. DAVIDSON,
Commissioner of Public Health.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 25th day of September, 1963.

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

HEALTH ACT, 1911-1962.

Shire of Mandurah.

Health By-laws—Snack Bars.

P.H.D. 840/63.

WHEREAS under the provisions of the Health Act, 1911-1962, a local authority may make by-laws and may amend, repeal or alter any by-laws so made: Now, therefore, the Council of the Shire of Mandurah, being a local authority, doth hereby make the following by-law:—

Interpretation.

1. This by-law shall come into operation on the publication thereof in the *Government Gazette*.

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

“Act” means the Health Act, 1911-1962, and any amendment thereof;
“eating house” has the same meaning as in section 160 of the Act;
“inspector” means an inspector appointed by the local authority;
“license” means a license to conduct a snack bar granted pursuant to this by-law;

- “local authority” means the Council of the Shire of Mandurah;
- “meals” has the same meaning as in section 160 of the Act;
- “medical officer” means the medical officer of the local authority and includes any person acting in that capacity;
- “occupier” means the person entitled to immediate possession of premises whether as owner or as the tenant of another;
- “proprietor” means the person having the management or control of a snack bar;
- “senior inspector” means the senior inspector or acting senior inspector of the local authority;
- “snack bar” means any food stall, mobile or otherwise, or other premises from which meals are served to the public for gain or reward and includes the land used in connection therewith, but does not include—
- (i) an eating house;
 - (ii) premises licensed under the Licensing Act, 1911, or any amendment or re-enactment thereof; a boarding house or lodging house;
 - (iii) a boarding house or lodging house;
 - (iv) a building or other structure used temporarily for serving meals to the public at any fair, show, military encampment, races or other public sports, games or amusements;
 - (v) any automatic food or meal supplier where no person is in attendance;
- “Shire Clerk” means the Shire Clerk or the Acting Shire Clerk for the time being of the Shire of Mandurah.

Licenses and Registration.

3. No person shall occupy or use any premises or be concerned in the management or control of any premises as a snack bar unless—
- (a) the premises are registered under this by-law as a snack bar;
 - (b) the proprietor of the premises is the holder of a license under this by-law authorising him to conduct on the premises the business of a snack bar;
4. (1) Before any premises are registered under this by-law the occupier thereof shall make written application to the Shire Clerk in the form prescribed in the First Schedule hereto and shall forward with his application a plan indicating the exact location and the area of the proposed site and details of any proposed structure.
- (2) If the application is approved, the local authority shall upon payment by the applicant of the prescribed fee issue to the applicant a certificate of registration in the form prescribed in the Second Schedule hereto.
- (3) The local authority may in its absolute discretion refuse any such application and shall not be required to assign any reason for such refusal.
5. (1) Before any license to conduct a snack bar is issued under this by-law the proprietor of such snack bar shall make application to the Shire Clerk for a license in the form prescribed in the Third Schedule hereto.
- (2) If the application is approved the local authority shall upon payment by the applicant of the prescribed fee issue to the applicant a license in the form prescribed in the Fourth Schedule hereto.
- (3) The local authority may in its absolute discretion refuse any such application and shall not be required to assign any reason for such refusal.
6. Any person who makes a false statement in connection with any application under clauses 4, 5 or 9 hereof shall be guilty of an offence against this by-law.
7. Every certificate of registration and every license under this by-law shall be kept on the registered premises in a position visible to the general public and in such manner as not to be defaced or damaged and when requested shall be produced to an inspector.

8. Every certificate of registration and every license shall be in force from the day of issue until and inclusive of the 31st day of October then next ensuing, unless the same be cancelled in the meantime in accordance with the provisions of this by-law.

9. Any person who is the holder of a current certificate of registration or a current license hereunder may apply for a certificate of registration or a license as the case may be for the then following year by lodging with the Shire Clerk an application in the form prescribed in the Fifth or Sixth Schedule hereto as the case may be and paying to him the prescribed fee during the month of October.

10. The fee payable to the local authority on the registration of premises, on the issuing of a license and on the renewal of any registration or license shall be as follows:—

For registration of premises or renewal thereof	£5
For license or renewal thereof	£6

11. So often as any person holding a certificate of registration or a license issued pursuant to this by-law changes his place of abode he shall within seven days next after such a change give notice thereof in writing to the Shire Clerk specifying in such notice his new place of abode, and he shall at the same time produce such certificate or license to the Shire Clerk who shall endorse thereon and sign a memorandum specifying the particulars of such change.

12. A license issued under the provisions of this by-law shall not be transferable to any other person.

13. If the holder of a certificate of registration or a license under this by-law ceases to be the occupier of the registered premises or the proprietor thereof as the case may be shall forthwith deliver his certificate of registration or license to the Shire Clerk for cancellation.

14. The local authority may cancel a certificate of registration or a license issued hereunder if the holder thereof is guilty of any offence against this by-law, or if for any other reason the local authority is of opinion that the holder thereof is not a fit person to hold such certificate or license.

Structure.

15. No premises shall be or remain registered hereunder unless the following conditions are complied with:—

- (a) The walls of all structures shall be constructed of impervious materials and shall have a smooth, hard, durable and washable surface, devoid of holes, cracks and crevices.
- (b) Every structure shall be ceiled with a material giving a smooth, durable and washable surface and shall be maintained free from cracks and other inequalities.
- (c) The floors of all structures shall be constructed of or covered with an impervious material free from holes or cracks and shall be of such construction as to permit of cleansing without lodgment of any cleansing fluid.
- (d) If required by the local authority a floor waste fitting shall be installed to discharge to the satisfaction of the senior inspector.
- (e) There shall be provided adequate food storage facilities and cupboards to prevent the contamination of food, crockery and utensils by dirt, dust, flies and vermin of any kind.
- (f) Toilets to be provided in conformity with the Health Act and M.W.S.S. & D. Department. Toilets to be adequately signposted for each sex.
- (g) All cooking facilities shall be so installed that all fumes and effluvia shall discharge via a hood and flue without offsets to the outside air, such hoods and flues to be constructed of metal, the seams and joints of which shall be watertight.

- (h) An efficient hot water system shall be installed together with adequate sink facilities for the thorough cleansing of all drinking vessels and other utensils used on the premises.
- (i) There shall be provided efficient and adequate means of refrigeration for the preservation of food.
- (j) There shall be provided a sufficient number of suitable receptacles constructed in accordance with the local authority's by-laws for the purpose of receiving all waste matter, which shall be maintained in a clean and efficient condition and kept in such position as directed by an inspector.
- (k) Sanitary conveniences shall be connected to an apparatus for the bacteriolytic treatment of sewage and all liquid wastes shall discharge to proper soak wells via a properly constructed grease trap.

Management.

16. Immediately after each occasion of use the proprietor shall cause all drinking vessels and any other utensil used by the public to be cleansed by means of washing in water containing a suitable detergent. The temperature of such water shall not be less than 120 deg. Fahrenheit. They shall then be rinsed in clear hot water at a temperature of not less than 180 deg. Fahrenheit.

17. No food which is unsound, substandard, unwholesome, putrescent or infested with insects or mites shall be—

- (i) sold from a snack bar;
- (ii) served from a snack bar;
- (iii) used in the preparation of food or meals in a snack bar.

18. All food which is unsound, unwholesome, putrescent or infested with insects or mites shall be immediately withdrawn from sale, stock or used and placed in the waste food garbage bin.

19. No commodity or article other than food and meals, excluding cigarettes and confectionery, shall be—

- (i) sold from a snack bar;
- (ii) kept in a snack bar for the purpose of sale.

20. No live animal or bird shall be kept in or upon any portion of the registered premises and no animal, bird or fish shall be cleaned or dressed upon or in any portion of the registered premises.

21. Bacteriolytic treatment plants, soak wells and grease traps shall at all times be maintained in an efficient working condition.

22. A person who is suffering from any communicable disease, suppurating wound or sore or any other disease likely to contaminate food shall not be employed in the preparation or handling of food.

23. All persons preparing or handling food shall wear a clean outer garment or overall of washable material and every person before beginning or recommencing the preparation of food and immediately after visiting a sanitary convenience shall wash his hands, and every person shall maintain his clothing and body in a clean condition.

The proprietor of a registered premises shall provide and maintain on such premises adequate and efficient means of maintaining personal cleanliness.

24. The area surrounding any structure shall be covered with either grass or material of such nature as to prevent dust arising.

25. Where a caravan type of structure is utilised, the wheels shall be removed and the body securely supported by some solid material and the space beneath securely enclosed with impervious material.

26. The whole of the premises, including sanitary conveniences and the area surrounding any structure, shall be maintained in a thoroughly clean and tidy condition, and all empty crates, cartons and similar material shall be removed from the premises as soon as practicable.

27. The whole of the registered premises shall be adequately lit by electricity.

28. Any amenities provided for the use of customers such as chairs, tables and braziers, shall be kept clean and in good repair and condition.

Penalty.

29. Any person who shall commit a breach of any provision of the by-law shall be guilty of an offence and on conviction shall be liable to—

- (i) a penalty not exceeding twenty pounds (£20);
- (ii) a daily penalty not exceeding two pounds (£2) where the breach is of a continuing nature.

First Schedule.

APPLICATION FOR REGISTRATION OF A SNACK BAR.

Mandurah Shire Council.

I,, hereby make application for registration of a Snack Bar situated at.....

Date..... Signed.....

Second Schedule.

Mandurah Shire Council.

CERTIFICATE OF REGISTRATION OF A SNACK BAR.

..... is hereby registered as the owner of a Snack Bar in respect of premises situate at.....

Date..... Signed..... Shire Clerk.

Third Schedule.

APPLICATION FOR A SNACK BAR LICENSE.

Mandurah Shire Council.

I,, hereby make application for a license to conduct a Snack Bar situate.....

Date..... Signed.....

Fourth Schedule.

Mandurah Shire Council.

LICENSE TO CONDUCT A SNACK BAR.

....., being the registered occupier of a Snack Bar situated at....., is hereby licensed to conduct the said Snack Bar until the thirty-first day of October, 196.....

Date..... Signed..... Shire Clerk.

Fifth Schedule.

APPLICATION FOR RENEWAL OF SNACK BAR REGISTRATION.

Mandurah Shire Council.

I,, being the holder of a current license to conduct a Snack Bar situated....., hereby apply for renewal of the registration for these premises.

Date.....

Signed.....

Sixth Schedule.

APPLICATION FOR RENEWAL OF A LICENSE TO CONDUCT A SNACK BAR.

Mandurah Shire Council.

I,, hereby apply for renewal of the license to conduct a Snack Bar situated.....and registered as such with the Shire of Mandurah.

Date.....

Signed.....

Passed by the Mandurah Shire Council at the ordinary meeting of the Council held on the 18th day of June, 1963.

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

[L.S.]

H. J. SUTTON,
President.

R. R. FLETCHER,
Shire Clerk-Engineer.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 25th day of September, 1963.

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

EDUCATION ACT, 1928-1962.

Education Department,
Perth, 25th September, 1963.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council has been pleased to approve of the regulations set forth in the schedule hereunder made by the Minister for Education pursuant to the provisions of section 28 of the Education Act, 1928-1962.

T. L. ROBERTSON,
Director-General of Education.

Schedule.

Regulations.

Principal regulations.

1. In these regulations the Education Act Regulations, 1960, published in the *Government Gazette* on the 26th July, 1960, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

Reg. 229 amended (Amendment No. 145.)

2. Regulation 229 of the principal regulations is amended by substituting for subregulations (1) and (2) the following subregulations:—

(1) The summer vacation shall be eight weeks commencing from the second Friday preceding Christmas Day.

(2) The term vacations shall be two weeks at the end of the first term, and two weeks at the end of the second term.

BUILDING SOCIETIES ACT, 1920-1962.

Office of State Housing Commission,
Perth, 20th September, 1963.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council, acting pursuant to the powers conferred by the Building Societies Act, 1920-1962, has been pleased to make the regulations set forth in the schedule hereunder.

(Sgd.) NELSON W. BURTON,
Registrar of Building Societies.

Schedule.

Regulations.

- Principal regulations. 1. In these regulations the Building Societies Act Regulations, 1962, published in the *Government Gazette* on the 21st March, 1962, are referred to as the principal regulations.
- Reg. 29 amended. 2. Regulation 29 of the principal regulations is amended—
- (a) by adding immediately after the regulation number, "29" in line one, the subregulation designation, "(1)";
 - (b) by adding after the word, "society" being the last word in paragraph (a), the passage, ", subject in the case of permanent societies to such variation as the Minister, on the recommendation of the Advisory Committee, may approve"; and
 - (c) by adding a subregulation as follows:—
 - (2) For the purposes of this regulation, each group formed by a terminating society may be deemed to be a separate society.

CITY OF PERTH PARKING FACILITIES ACT, 1956-1961.

Office of the Minister for Transport,
Perth, 30th September, 1963.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council, acting pursuant to the powers conferred by the City of Perth Parking Facilities Act, 1956-1961, has been pleased to make the regulations set out in the schedule hereunder.

J. F. CRAIG,
Minister for Transport.

Schedule.

Regulations.

- Principal regulations. 1. In these regulations the City of Perth Parking Facilities Act (Constitution of Parking Regions) Regulations, published in the *Government Gazette* on the 5th March, 1957, as amended by the regulations published in the *Gazette* on the 15th July, 1958, 7th November, 1958, 21st April, 1960, 29th December, 1961, 20th December, 1962, and 3rd July, 1963, are referred to as the principal regulations.
- Schedule amended. 2. The schedule to the principal regulations is amended by adding after paragraph (i) the following paragraph—
- (j) within the bold outline depicted on the drawing numbered 2971 and marked "J" hereunder.

LICENSING ACT, 1911-1962.

Crown Law Department,
Perth, 1st October, 1963.

THE following Licensing Court Rules, 1963, made under the provisions of section 15 of the Licensing Act, 1911-1962, are published for general information.

R. C. GREEN,
Under Secretary for Law.

Licensing Act, 1911-1962.

LICENSING COURT RULES.

We, the Honourable Arthur Frederick Watts, Wesley Walker Fellows and Jack Sydney Lewis, licensing magistrates constituting under section 21 of the Licensing Act, 1911-1962, the Licensing Courts and acting as the Licensing Courts so constituted, do hereby in pursuance of the powers conferred on Licensing Courts by section 15 of the said Act make the Licensing Court Rules set forth in the schedule hereunder for and in respect of each Licensing Court, to have and take effect from and including the 1st day of November, 1963.

Schedule.

RULES.

Citation.

1. These rules may be cited as the Licensing Court Rules, 1963.

Application of Rules.

2. These rules are subject to any regulations made by the Governor as provided in the Act.

Interpretation.

3. In these rules unless the context requires otherwise—

“clerk of the court” means the clerk of a Licensing Court, and includes assistant clerk or any person acting in the absence of the clerk or when the clerk is for any reason not available;

“Court” means a Licensing Court constituted and appointed under section 21 of the Act;

“the Act” means the Licensing Act, 1911 (as amended).

Notice of Applications.

4. (1) Notice of every application to the Court where not otherwise provided for in the Act shall be in writing signed by the applicant and be lodged in duplicate with the clerk of the court not less than seven days prior to the date of the sitting of the Court before which the application is to be heard, and such notice shall contain particulars as to the nature and purpose of the application.

(2) Notwithstanding subrule (1) of this rule, the Court before which the application is brought may at its discretion hear, determine or deal with such application although notice thereof has not been given in accordance with the provisions of that subrule.

Searches and Copies of Records.

5. (1) A person may at any time during the hours when the office of the clerk of the court is open for business inspect at such office any register books, license books, records of evidence taken by the Court at any hearing and applications to and orders made by the Court, in the keeping of the clerk of the court, and may make copies thereof or take extracts therefrom.

(2) The clerk of the court shall upon request by a person either in person or by letter issue or forward by post to that person a copy of or extract from any register book, license book, record, application or order referred to in subule (1) of this rule and in his keeping, certified under his hand and the seal of the Court to be a true copy or extract.

(3) Notwithstanding subrules (1) and (2) of this rule, a person shall not be permitted to inspect, or to make or receive, a copy of or extract from any record, declaration, return, entry or document that discloses particulars of liquor purchased or the percentage fees assessed thereon in respect of any licensed premises or registered club, except where that person is a member or officer of the Court, an inspector of licensed premises, the owner or licensee of the licensed premises, the secretary of the registered club, or a person duly authorised in writing in that behalf by that owner or licensee or that secretary.

Notice to Court of Applications and Objections.

6. (1) Every person who makes application pursuant to the provisions of the Act for—

- (a) a new license;
- (b) a provisional certificate for a publican's general license or any other license for which a provisional certificate may be granted;
- (c) the transfer or renewal of a license;
- (d) a certificate of registration of a club or a renewal thereof;
- (e) a provisional certificate of registration of a club; or
- (f) the removal of a license, or a certificate of registration of a club,

shall, in addition to giving the notices and complying with the requirements required to be given or complied with under the provisions of the Act in respect of the application, at the same time lodge with the clerk of the court an additional copy of the application and of any notice in respect thereof.

(2) Every objector to any application under the provisions of the Act shall, in addition to complying with the requirements required to be complied with by an objector under the Act, lodge with the clerk of the court a notice in duplicate, specifying particulars of his objection prior to the application being heard.

(3) An application to the Court shall not be proceeded with unless and until the requirements of this rule are complied with.

Proof of Permission, etc.

7. In any proceedings for an offence against any of the provisions of sections 113, 117, 118 or 145 of the Act, the production of a document purporting to be a certificate signed by the clerk of the court and bearing the seal of the Court that any permission, consent or authority did or did not subsist on a date or during a period specified in the document is, until contrary is proved, evidence of the matter certified.

Plans and Specifications.

8. (1) In every case where—

- (a) application is made under the Act for a license, a certificate of registration of a club, or for—
 - (i) a provisional certificate for a publican's general license or any other license for which a provisional certificate may be granted, or a provisional certificate for a club;
 - (ii) permission to make structural alterations in or enlargement of licensed premises pursuant to section 117 of the Act;
 - (iii) a removal of a license, or a certificate of removal in respect of the premises of a registered club;
 - (iv) an amendment to plans lodged with the Court; or
 - (v) the defining or the redefining of the extent or area of licensed premises or the premises of a registered club;

or

- (b) the Court has made an order under section 51A of the Act, or an order on renewal of any license or certificate of registration or otherwise under the Act involving the carrying out of alterations or improvements to premises,

there shall be lodged at the office of the clerk of the court two copies of the plans and specifications of the premises for which a license is sought or of the premises to be erected, or the structural alterations and improvements to be effected to premises already erected, as the case may be.

(2) Every plan—

- (a) shall be properly and efficiently drawn on good quality drawing or tracing paper, or other durable paper approved by the clerk of the court, and shall be not less than fifteen inches by twelve inches in size; and
- (b) shall show, in addition to details of the premises erected or to be erected, particulars of the land whereon those premises are or are to be, and the situation thereon of the same, and shall specify the lot numbers of such land.

(3) The clerk of the court may refuse to accept any plan that is not prepared in accordance with subrule (2) of this rule.

(4) Except in any case where the Act provides otherwise, any plan required to be lodged in respect of an application referred to in paragraph (a) of subrule (1) of this rule shall be lodged as required under that subrule not less than fourteen days prior to the date fixed for the hearing of the application or such shorter time as the Court approves.

(5) Any plan required to be lodged in respect of an order referred to in paragraph (b) of subrule (1) of this rule shall be lodged within such time as the Court directs.

Search of Title Deeds.

9. (1) In any case where—

- (a) notice is given in accordance with the provisions of section 51A of the Act;
- (b) application is made under section 57 of the Act by a person claiming to be the owner of licensed premises;
- (c) application is made under section 59 of the Act for removal of a license; or
- (d) application is made under section 246 of the Act for permission to surrender a license,

the clerk of the court shall search or cause to be searched at the Land Titles Office the certificates of title or other title deeds to the land whereon the licensed premises the subject of the notice or application are erected, and shall make or cause to be made a copy of every certificate of title or other title deed so searched and upon being satisfied of its correctness certify the same to be a true copy.

(2) A search made pursuant to this rule shall show particulars of every person entitled to any freehold or leasehold interest in the premises in possession, remainder or reversion or to any mortgage, charge or security affecting those premises, so far as the same are disclosed by the certificates of title or other title deeds so searched.

Naturalisation Certificates.

10. (1) Where a person applying for a license or renewal of a license under the Act claims to be a naturalised British subject, he shall upon the hearing of his application produce for inspection by the Court the original certificate of naturalisation issued to him when he became a naturalised British subject, and shall satisfy the Court by such means and in such manner as the Court thinks fit that he is still a naturalised British subject.

(2) In any case where the Court considers there are circumstances that justify its so doing, the Court may dispense with production of the original certificate of naturalisation and in lieu thereof permit and accept as proof of naturalisation the production of a duplicate or certified copy of the naturalisation certificate of the applicant or such other document as in the opinion of the Court provides proof satisfactory to it that the applicant is a naturalised British subject.

Transfer of Licenses.

11. Every licensee under the Act who applies for a transfer of his license shall lodge with the clerk of the court prior to or at the hearing of the application—

- (a) a certificate from the Receiver of Revenue that the applicant has paid all license fees that up to the time of the hearing he was liable to pay; and
- (b) the current license held by him for the premises the subject of the transfer of license.

Advertisements.

12. Where pursuant to the provisions of the Act notice of any application is advertised in the *Government Gazette* or in a newspaper, the applicant shall lodge with the clerk of the court the whole page extracted from that *Government Gazette* or as the case may be, that newspaper, that contains the advertisement so that the date of the issue of that *Government Gazette* or newspaper is clearly disclosed on such page, and if more than one edition of the newspaper is published on the one day, the applicant shall in such case ensure that the advertisement is contained in each and every such edition and lodge in accordance with the requirements of this rule the whole page containing the advertisement extracted from each edition of that newspaper.

Dated this 30th day of September, 1963.

ARTHUR F. WATTS,
Licensing Magistrate and Chairman
of Licensing Courts.

W. W. FELLOWS,
Licensing Magistrate.

J. S. LEWIS,
Licensing Magistrate.

BUSH FIRES ACT, 1954-1958.

Department of Lands and Surveys,
Perth, 1st October, 1963.

Ex. Co. No. 2033.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council, acting pursuant to the provisions of the Bush Fires Act, 1954-1958, has been pleased to make the regulations set out in the schedule hereunder.

F. C. SMITH,
Under Secretary for Lands.

Schedule.

Regulations.

Principal regulations. 1. In these regulations the Bush Fires Act, 1954, Regulations, as reprinted pursuant to the Reprinting of Regulations Act, 1954, and published as so reprinted in the *Government Gazette* on the 8th November, 1957, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

Reg. 3 amended. 2. Regulation 3 of the principal regulations is amended by adding after the definition, "Appendix", the following definition—
"clerk" means, in relation to a local authority, the town clerk if that local authority is a city or a town under the Local Government Act, 1960 (as amended), or the shire clerk if that local authority is a shire under that Act; .

- Reg. 7 amended. 3. Regulation 7 of the principal regulations is amended by substituting for the passage, "1931-1954 so acting" in the last line thereof, the passage, "1918 (as amended) so acting".
- Reg. 16 amended. 4. Regulation 16 of the principal regulations is amended by substituting for the word, "secretary" in line two the word, "clerk".
- Reg. 22A amended. 5. Regulation 22A of the principal regulations is amended by substituting for the schedule thereto the following schedule:—
- Schedule.
- Shire of Dardanup.
Shire of Harvey.
Shire of Waroona.
- Reg. 26 amended. 6. Regulation 26 of the principal regulations is amended by substituting for the words, "secretary of the road board" where appearing in line eight of subregulation (1) and again in line one of subregulation (3) the words, "clerk of the local authority", in each case.
- Reg. 27 amended. 7. Regulation 27 of the principal regulations is amended by substituting for the words, "secretary of the road board" in lines two and three the words, "clerk of the local authority".
- Reg. 31 amended. 8. Regulation 31 of the principal regulations is amended by substituting for the word, "secretary" in lines five and six of paragraph (a) thereof the word, "clerk".
- Reg. 33 amended. 9. Regulation 33 of the principal regulations is amended by substituting for the words, "secretary of the road board" where appearing in lines seven, one, three, two and one of subregulations (1), (3), (4), (6) and (7) thereof respectively and again in line three of paragraph (a) of the said subregulation (4) the words, "clerk of the local authority", in each case.
- Reg. 35 amended. 10. Regulation 35 of the principal regulations is amended by substituting for the words, "secretary of the road board" in line one the words, "clerk of the local authority".
- Reg. 43 amended. 11. Regulation 43 of the principal regulations is amended by substituting for the words, "municipality or road district as the case may be" in line three the words, "municipal district".
- Appendix amended. 12. The Appendix to the principal regulations is amended—
- (a) by substituting for the word, "secretary" where appearing in lines fourteen and thirty-four and again in the third-last line of item (1) of the Summary of Provisions of Section 18 printed on the back of Form 3 the word, "clerk", in each case;
 - (b) by substituting for the words, "Secretary of a Road Board" in lines two and three in the Note at the end of Form 4 the words, "Shire Clerk";
 - (c) by substituting for the words, "secretary of the Road Board" in lines one and two in the first Note appearing in Form 6 the words, "clerk of the local authority";
 - (d) by substituting for the words, "Secretary of a Road Board" in lines two and three in the last Note appearing in Form 6 the words, "Shire Clerk";
 - (e) by substituting for the passage, "Secretary of theRoad Board" in line two of the first paragraph of Form 7 and the passage, "Secretary ofRoad Board" in the sixth-last line of that paragraph the passage, "Town/Shire Clerk of the.....", in each case;
 - (f) by substituting for the words, "Secretary of Road Board" in the fourth-last line of the first paragraph of Form 7 the words, "Town/Shire Clerk";

- (g) by substituting for the words, "Secretary of the Road Board" where appearing in lines eight and one of subregulations (1) and (3) respectively of regulation 26 and again in lines two and three of regulation 27 as quoted in the endorsement on the back of Form 7 the words, "clerk of the local authority", in each case;
- (h) by substituting for the word, "secretary" in line six of paragraph (a) of regulation 31 as quoted in the endorsement on the back of Form 7 the word, "clerk";
- (i) by substituting for the words, "secretary of the Road Board" in lines one and two of the first Note appearing in Form 8 the words, "clerk of the local authority";
- (j) by substituting for the words, "Secretary of a Road Board" in lines two and three of the last Note appearing in Form 8 the words, "Shire Clerk";
- (k) by substituting for the passage, "secretary of theRoad Board" in lines one and two of the first paragraph of Form 9 and the passage, "Secretary of the.....Road Board" in the fourth-last line of that paragraph the passage, "Town/Shire Clerk of the.....", in each case;
- (l) by substituting for the words, "Secretary of Road Board" in the third-last line of the first paragraph of Form 9 the words, "Town/Shire Clerk";
- (m) by substituting for Form 10 the following form:—

Form 10.
 Western Australia.
 Bush Fires Board.
 Bush Fires Act, 1954.
 (Regulation 41.)

To the Secretary, Bush Fires Board, Perth.

APPLICATION FOR REGISTRATION OF A
 BUSH FIRE BRIGADE BY A
 LOCAL AUTHORITY.

I, (a)....., President of the (b)Shire Council (or Mayor of the (b).....City/Town Council), a local authority for the purposes of the Bush Fires Act, 1954, hereby apply, pursuant to subsection (3) of section 41 of the said Act, on behalf of the saidCouncil to register a bush fire brigade established by the said..... Council in accordance with the provisions of the said Act, and of the regulations. The said..... Council has agreed by resolution to the formation and registration of this bush fire brigade in accordance with the by-laws of the..... Council relating to the establishment, maintenance and equipment of bush fire brigades in the Municipality of (b).....and published in the *Government Gazette* of the.....

- (o) by substituting for the passage, "(c).....
Road District (or Municipality)" in line four of the
first paragraph of Form 13 the passage, "Municipality
of (c).....";
- (p) by deleting the passage, "Road Board/" in line one
of Form 14;
- (q) by substituting for the words, "Road District" in item
1 of Form 15 the word, "Municipality";
- (r) by substituting for the words, "Road Board" in line
one of Form 16 the word, "Municipality"; and
- (s) by substituting for the word, "Secretary" at the foot
of the first paragraph of Form 16 the passage, "Town/
Shire Clerk".
