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OF

WESTERN AUSTRALIA

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No. 87]

PERTH : THURSDAY, 7th NOVEMBER

[1963

HEALTH ACT, 1911-1962.

Shire of Perth.

Amendment to Consolidated Health By-laws.

THE Shire of Perth, being the Local Authority under the provisions of the Health Act, 1911-1962, doth hereby under and by virtue of the powers conferred upon it in that behalf by the said Act and all other powers enabling it, make and publish the following by-laws:—

The By-laws of the Shire of Perth published in the *Government Gazette* of the 30th day of May, 1961, are hereby amended in the following manner:—

1. By-law 58 is altered by the deletion of the words "the areas described in the Fourth Schedule hereto are hereby prescribed as "areas", and by the substitution in their place of the words "the whole of the District is hereby prescribed as the area".
2. The Third Schedule is altered by the deletion of the words and figures "£2 5s. per annum" appearing opposite the item "House refuse" and the substitution in their place of the words and figures "£2 12s. 6d. per annum" and by the deletion of the words and figures "2s. per single service" appearing opposite the item "Pig swill" and the substitution in their place of the words and figures "5s. per single service."
3. The Fourth Schedule to the by-laws is deleted.

Dated this 1st day of October, 1963.

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

[L.S.]

M. STARKE,
President.

LLOYD P. KNUCKEY,
Shire Clerk.

Recommended—

ROSS HUTCHINSON,
Minister for Health.

Approved by His Excellency the Governor in Executive Council this 30th day of October, 1963.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1962.

Department of Public Health,
Perth, 29th October, 1963.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council, Acting under the provisions of the Health Act, 1911-1962, has been pleased to make the regulations set forth in the schedule hereunder.

(Sgd.) W. S. DAVIDSON,
Commissioner of Public Health.

Schedule.
Regulations.

- Principal regulations.
1. In these regulations the Health Act (Sewerage, Drainage and Underground Water Supply) Regulations, 1959, published in the *Government Gazette* on the 15th September, 1959, cited in that *Government Gazette* as the Sewerage and Drainage Fixtures and Fittings Regulations, 1959, 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. The principal regulations are amended by substituting for paragraph (a) of subregulation (2) of regulation 3 the following paragraph—
(a) is
- (i) of such standard; and
(ii) so installed with regard to the method of installation and quality of workmanship;
as to comply with the requirements of the Metropolitan Water Supply, Sewerage and Drainage Act, 1909 (as amended), the Country Areas Water Supply Act 1947 (as amended) or the Country Towns Sewerage Act, 1948 (as amended) and the by-laws made under those Acts, or the requirements of these regulations; and.
- Reg. 10A inserted.
3. The principal regulations are amended by inserting after regulation 10 the following regulation:—
10A. (1) A person shall not instal or use in connection with any bore-hole type privy any closet pan unless it is of a type in respect of which a certificate of registration has been issued by the Commissioner under this regulation.
(2) An application for a certificate of registration referred to in subregulation (1) of this regulation must be made to the Commissioner in writing and be accompanied by—
(a) full scale plans and specifications of materials used in the construction of the closet pan the subject of the application; and
(b) a registration fee of one pound for each type of closet pan in respect of which a certificate of registration is sought.
(3) Upon receipt of the application the Commissioner shall cause to be examined the plans and specifications submitted by the applicant and if he approves of the type shall cause the same to be registered and a certificate of registration in the form of Form No. 1 in Schedule "A" to these regulations to be issued to the applicant.
(4) The provisions of paragraphs (b), (c), (d) and (e) of subregulation (1) of regulation 4 of these regulations do not apply to a closet pan referred to in this regulation.
- Schedule "A" amended.
4. Schedule "A" to the principal regulations is amended—
(a) by substituting for the passage, "Reg. 5 (3)." immediately preceding Form No. 1. the passage, "Regs. 5 (3) and 10A (3).";
(b) by substituting for the heading, "Sewerage and Drainage Fixtures and Fittings Regulations, 1959." being the heading to Form No. 1, the heading, "Health Act (Sewerage, Drainage and Underground Water Supply) Regulations, 1959.";

- (c) by substituting for the words, "Sewerage and Drainage Fixtures and Fittings" in lines five and six of Form No. 1, the passage, "Health Act (Sewerage, Drainage and Underground Water Supply)";
- (d) by substituting for the heading, "Sewerage and Drainage Fixtures and Fittings Regulations, 1959." being the heading to Form No. 2, the heading, "Health Act (Sewerage, Drainage and Underground Water Supply) Regulations, 1959."; and
- (e) by substituting for the words, "Sewerage and Drainage Fixtures and Fittings" in line eight of Form No. 2, the passage, "Health Act (Sewerage, Drainage and underground Water Supply)".

HEALTH ACT, 1911-1962.

Department of Public Health,
Perth, 29th October, 1963.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council, acting pursuant to the provisions of the Health Act, 1911-1962, has been pleased to make the by-laws set forth in the schedule hereunder.

(Sgd.) W. S. DAVIDSON,
Commissioner of Public Health.

Schedule.

Model By-laws Series "A."

Principal
by-laws.

1. In these by-laws, the Model By-laws, Series "A" published in the *Government Gazette* on the 8th April, 1927, and reprinted in the *Government Gazette* on the 17th July, 1963, pursuant to the Reprinting of Regulations Act, 1954, with all amendments up to and including the 25th June, 1963, are referred to as the principal by-laws.

By-law 1BA
added.

2. The principal by-laws are amended by adding after by-law 1B of Part I the following heading and by-law:—

Bore-hole Type Privies.

1BA. (1) Where it is necessary to provide a temporary privy in accordance with the requirements of by-law 1AA of these by-laws, such privy may, subject to the approval of the local authority, be a bore-hole type privy; and for the purposes of this by-law a bore-hole privy shall include the pedestal type pan, the slab into which the pan fits and the enclosure.

(2) Any bore-hole privy installed in accordance with this by-law shall comply with the following conditions:—

- (a) It shall be fitted with a closet pan of a type in respect of which the Commissioner of Public Health has issued a certificate of registration in accordance with the provisions of the Health Act (Sewerage, Drainage and Underground Water Supply) Regulations, 1959, as amended from time to time.
- (b) It shall be installed only in a position approved by an inspector.
- (c) The bore-hole shall be not less than four feet or more than eight feet deep and not less than six inches or more than eight inches in diameter.
- (d) It shall comply with the requirements of subparagraphs (b), (c) and (d) of paragraph 1 of by-law 1B of these by-laws.
- (e) It shall be inspected and approved by the Health Inspector of the local authority before use.
- (f) It shall be maintained in a clean, fly proof and structurally sound condition and in accordance with the requirements of these by-laws.

(g) Prior to its removal from the site or immediately it ceases to be used, the privy shall be thoroughly cleansed and the bore-hole filled with clean earth.

(3) In pursuance of section 110 of the Health Act, 1911 (as amended), the whole of the local authority district is prescribed as being the area within which provision may be made for the reception of nightsoil below ground by means of a bore-hole type privy.

LOCAL GOVERNMENT ACT, 1960.

Municipality of the Shire of Collie.

Adoption of Draft Model By-laws (Signs, Hoardings and Billposting) No. 13.
L.G. 619/63.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 27th day of August, 1963, to adopt the Draft Model By-laws published in the *Gazette* of the 11th June, 1963, without alteration:—

Draft Model By-laws (Signs, Hoardings and Billposting) No. 13.

Dated this 26th day of September, 1963.

[L.S.]

N. S. COOTE,
President.
R. C. H. HOUGH,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 24th day of October, 1963.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

Municipality of the Shire of Collie.

Adoption of Draft Model By-laws (Storage of Inflammable Liquid) No. 12.
L.G. 618/63.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 27th day of August, 1963, to adopt the Draft Model By-laws published in the *Gazette* of the 29th May, 1963, without alteration:—

Draft Model By-laws (Storage of Inflammable Liquid) No. 12.

Dated this 26th day of September, 1963.

[L.S.]

N. S. COOTE,
President.
R. C. H. HOUGH,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 24th day of October, 1963.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Mundaring.

Adoption of Draft Model By-laws Relating to Local Government Model By-laws
(Signs, Hoardings and Billposting) No. 13.

L.G. 405/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 10th day of October, 1963, to adopt such of the Draft Model By-laws published in the *Gazette* of the 11th June, 1963, with such alterations as are here set out:—

Alterations.

Delete the whole of by-law No. 38.

Dated this 10th day of October, 1963.

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

[L.S.]

H. E. MARNIE,
President.
JOHN MOORE,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 24th day of October, 1963.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Cockburn.

By-laws Relating to the Classifying of the District.

L.G. 291/62.

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 28th day of August, 1963, to make and submit for confirmation by the Governor the following by-laws:—

The by-laws of the Cockburn Shire Council formerly Cockburn Road Board passed at an ordinary meeting of the Cockburn Road Board held on the 23rd day of October, 1957, and published in the *Government Gazette* of the 17th day of April, 1958, as amended from time to time thereafter are hereby further amended by a new by-law reading as follows:—

1. Schedule 6—Shopping Areas.—Add new paragraph as follows:—

(16) portion of Cockburn Sound Location 10 and being lot 6 on Deposited Diagram 2476, which land shall, however, be limited to use for office and showroom purposes only.

Dated this 29th day of August, 1963.

[L.S.]

J. H. COOPER,
President.
A. J. ARMAREGO,
Acting Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 24th day of October, 1963.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Cuballing.

Adoption of Draft Model By-laws Relating to the Removal
and Disposal of Obstructing Animals or Vehicles.

L.G. 733/63.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 24th day of July, 1963, to adopt such of the Draft Model By-laws published in the *Government Gazette* of the 1st day of August, 1962, as are here set out:—

Local Government By-law (Removal and Disposal of Obstructing Animals or Vehicles) No. 7.—The whole of the by-law.

Dated the 24th day of July, 1963.

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

[L.S.]

S. H. KNIGHT,
President.A. CLARK,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 24th day of October, 1963.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Kalgoorlie.

Adoption of Draft Model By-law Relating to Signs, Hoardings
and Billposting, No. 13.

L.G. 966/63.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 8th day of July, 1963, to adopt such Draft Model By-laws published in the *Gazette* on the 11th day of June, 1963, with such alterations as are here set out:—

Draft Model By-law (No. 13)—Alterations.

Clause No. 38. The by-laws of the Municipality relating to signs and hoardings, published in the *Government Gazette* on the 19th day of February, 1906, the 13th day of October, 1914, and the 29th day of April, 1949, are hereby revoked.

Dated this 9th day of July, 1963.

[L.S.]

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

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 24th day of October, 1963.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Claremont.

Building By-law No. 123.

Relating to Plot Ratios, Site Coverage and Height of Flats.

L.G. 770/63.

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 August, 1963, to make and submit for confirmation by the Governor the following by-law:—

1. This by-law applies to those parts of the municipality classified as Residential Flat Zones.

2. In this by-law, plot ratio means the ratio which the total floor area of a residential flat building bears to the area of the subdivision, allotment or parcel of land on which it is built.

3. For the purpose of this by-law, the total floor area of a residential flat building is—

- (a) the area of every storey of such building and all other buildings on the same subdivision, allotment or parcel of land measured from the outer faces of the external walls; together with
- (b) the area of all external passages, balconies and verandahs extending beyond the outer faces of such walls; less
- (c) the area taken up at every storey by lift wells and stairs and the area of any swimming pool and any area provided for the parking of vehicles within the residential flat building itself or below the surface of the ground, provided that in the latter case no reductions shall be made for such area unless it has a flat roof of reinforced concrete.

4. For the purpose of this by-law, height means the number of storeys above the mean level of the ground immediately in front of the building.

5. A residential flat building shall not have a plot ratio of more than one-half or a height of more than thirty-three feet (33 ft.).

6. The ground floor of a residential flat building and all patios attached thereto and the ground floor of all other buildings shall not cover more than one-third of the subdivision, allotment or parcel of land on which they are erected.

Dated this 28th day of August, 1963.

The Common Seal of the Town of Claremont
was hereunto affixed in the presence of—

[L.S.]

A. W. CROOKS,
Mayor.

J. E. HAIN,
Deputy Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator
in Executive Council this 24th day of October, 1963.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Narembeen.

By-law Relating to Numbering Houses and Buildings.

L.G. 367/63.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the abovementioned Municipality hereby records having resolved on the 24th day of July, 1963, to make and submit for confirmation by the Governor, the following by-law:—

1. The Council of the Shire of Narembeen may number and from time to time renumber all or any of the houses or buildings within its district.
2. The Council may adopt a plan or system of numbering of houses and buildings in any road or part thereof within its district and may either place numbers on the said houses or buildings or, by notice in writing, require the owners or occupiers thereof to affix number plates of a specified size on the houses or buildings in accordance with the said plan or system of numbering.
3. The numbers shall be fixed in such a position that they are easily legible from the footpath or front boundary of the property.
4. The number plates to be fitted in accordance with paragraph 3 of this by-law shall not be less than two inches in height.
5. The Council may supply a number plate to any person desiring to purchase one upon payment of a fee of not more than five shillings per number or set of numbers for each house or building.
6. If the owner or occupier fails to affix a number plate within one month after being served with written notice to do so he shall be guilty of an offence.
7. No person shall remove or deface or in any way damage any number plate affixed in accordance with this by-law.
8. Any person committing a breach of this by-law shall be liable on conviction to a penalty not exceeding ten pounds.

Dated this 24th day of September, 1963.

[L.S.]

A. ROACH,
President.
R. H. FARDON,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator in Executive Council this 24th day of October, 1963.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Mosman Park.

By-laws Relating to Zoning.

L.G. 186/59.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the above Municipality hereby records having resolved on 25th day of July, 1963, to make and submit for confirmation by the Governor the following by-laws:—

1. The land transferred from the City of Fremantle to the Town of Mosman Park on 1st July, 1963, as notified in the *Government Gazette* of 28th June, 1963, is hereby classified into the following areas, namely:—

Residential Area; Special Industry (1) Area; Special Industry (2) Area; Special Industry (3) Area; Public Open Space Area; Reservoir Area; and Public Purposes Area.

2. The respective areas are delineated on a plan signed by the Mayor and Town Clerk of Mosman Park for identification purposes and lodged with the Town Planning Board. Copies of the plan similarly identified may be inspected at the Department of Local Government and at the Council Office.

3. No person shall use any land within a Residential Area established by this by-law for any use other than a use permitted in a Residential Area established by the Town Planning By-laws of the Town of Mosman Park published in the *Government Gazette* of 13th February, 1948.

4. No person shall use any land within a Special Industry (1) Area established by this by-law for any use other than that of the manufacture of superphosphate and activities associated therewith.

5. No person shall use any land within a Special Industry (2) Area established by this by-law for any use other than that of an oil terminal and activities associated therewith.

6. No person shall use any land within a Special Industry (3) Area established by this by-law for any use other than that of drum reclaiming.

7. No person shall use any land within a Public Open Space Area established by this by-law except for any purpose for which the land is vested or dedicated, or, if there is no such purpose as aforesaid, for public recreation.

8. No person shall use any land in a Reservoir Area established by this by-law other than for a reservoir.

9. No person shall use any land in a Public Purposes Area established by this by-law other than for such uses as may from time to time lawfully be established by the Government of the Commonwealth of Australia.

10. If at the date of publication of this by-law in the *Government Gazette* any land building or structure is being lawfully used for a purpose or built on in a manner not permitted by this by-law such building or structure may continue to be used for that purpose or in that manner but no such building or structure shall be added to or altered unless special permission to do so is granted by the Council.

Dated this 26th day of August, 1963.

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

[L.S.]

E. G. SMITH,
Mayor.

J. A. SMALLMAN,
Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor and Administrator
in Executive Council this 24th day of October, 1963.

R. H. DOIG,
Clerk of the Council.