



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 PERIODICAL)

No. 15]

PERTH: MONDAY, 24th FEBRUARY

[1964

INDUSTRIAL ARBITRATION ACT, 1912-1963.

Department of Labour,
Perth, 13th February, 1964.

HIS Excellency the Governor in Executive Council has been pleased to approve of the regulations set forth in the schedule hereunder, made by the Western Australian Industrial Appeal Court established under section 108A of the Industrial Arbitration Act, 1912-1963, pursuant to the provisions of that Act.

C. A. REEVE,
Secretary for Labour.

Schedule.

WESTERN AUSTRALIAN INDUSTRIAL APPEAL COURT, with the approval of His Excellency the Governor, and in pursuance of the provisions of the Industrial Arbitration Act, 1912-1963, hereby makes the following regulations:—

REGULATIONS OF WESTERN AUSTRALIAN INDUSTRIAL APPEAL COURT.

Division 1.—Preliminary.

Citation.

1. These regulations may be cited as the Industrial Arbitration Act (Western Australian Industrial Appeal Court) Regulations, 1964.

Interpretation.

2. In these regulations unless the context requires otherwise—

“Commission” means The Western Australian Industrial Commission established under the Act;

“Commission in Court Session” has the same meaning as that expression has in and for the purposes of the Act;

“Court” means the Western Australian Industrial Appeal Court established under the Act;

“existing regulations” means the regulations made under the provisions of the Act, as those provisions existed immediately prior to the commencement of the Industrial Arbitration Act Amendment Act (No. 2), 1963, published in the *Government Gazette* on the 3rd October, 1952, and amended by notice published in the *Government Gazette* on the 15th July, 1960;

“Industrial Magistrate” means any stipendiary magistrate appointed under section 103 of the Act to be an Industrial Magistrate;

“Registrar” means the Registrar of Industrial Unions appointed under section 166 of the Act, and includes the Assistant Registrar of Industrial Unions so appointed;

“the Act” means the Industrial Arbitration Act, 1912 (as amended); words and expressions used in these regulations have when so used the same respective meanings as are given to them in and for the purposes of the Act.

Division 2.—Appeals.

Notice of Appeal.

3. Every appeal to the Court under the provisions of the Act shall be by notice of appeal filed with the Registrar and served as required by these regulations.

Appeal from Decision of Industrial Magistrate.

4. (1) An appeal to the Court from the decision of an Industrial Magistrate under section 103A of the Act shall be instituted by filing a notice of appeal within 14 days of the date of the decision appealed against.

(2) The notice of appeal shall be in Form "A" in the Appendix and shall specify—

- (a) whether the appeal is against the decision of or the penalty imposed by the Industrial Magistrate;
- (b) whether the whole or part only of the decision is complained of;
- (c) the grounds upon which the appeal is brought.

(3) As soon as reasonably practicable after filing the notice of appeal, the appellant shall serve a copy thereof on the respondent.

(4) At least seven days prior to the date of the hearing of the appeal, the appellant shall file with the Registrar three certified copies of—

- (a) the complaint instituting the proceedings before the Industrial Magistrate;
- (b) the notes of evidence taken by the Industrial Magistrate on the hearing of the complaint; and
- (c) the reasons for his decision given by the Industrial Magistrate.

(5) If requested to do so by either party to the appeal, the clerk to the Industrial Magistrate shall forward to the Registrar all exhibits tendered in evidence before the Magistrate on the hearing of the complaint.

(6) On the hearing of the appeal, no further evidence shall be adduced except by special leave of the Court.

Appeal from Decision, etc., of Commission.

5. (1) Notice of appeal under section 108D of the Act shall be in Form "B" in the Appendix and shall be filed with the Registrar within four weeks of the date of the decision, award, order or proceeding appealed against.

(2) The appellant shall state in the notice whether the whole or part or parts only of the decision, award, order or proceeding is appealed against and the grounds upon which the appeal is based, and if the appeal is against a part or parts only of the decision, award, order or proceeding shall specify that part or parts.

(3) As soon as reasonably practicable after filing the notice of appeal, the appellant shall serve a copy thereof on each of the other parties to the decision, order, award or proceeding.

Appeal from Certifying Solicitor under Section 9A.

6. (1) Notice of appeal against the refusal of the certifying solicitor to issue a certificate under section 9A of the Act shall be in Form "C" in the Appendix and shall be filed with the Registrar within six weeks of notification from the certifying solicitor of his refusal.

(2) Such appeal may be made *ex parte* and shall be supported by an affidavit setting forth—

- (a) the rule or rules that in the opinion of the certifying solicitor do not comply with the Act or the purposes of the society which in his opinion are not lawful;
- (b) particulars of the reasons of the certifying solicitor for refusing to issue the certificate; and
- (c) a short statement of the grounds relied on by the appellant.

(3) As soon as reasonably practicable after filing the notice of appeal and supporting affidavit, the appellant shall serve a copy of the notice and affidavit on the certifying solicitor.

Appeal from Decision of Registrar under Section 61B.

7. (1) Notice of appeal against the refusal of the Registrar to grant a certificate of exemption under section 61B of the Act shall be in Form "D" in the Appendix and shall be filed with the Registrar within twenty days of the date of the refusal appealed against.

(2) Such appeal may be made *ex parte* and shall be supported by an affidavit verifying the facts upon which the appeal is based.

(3) The Registrar shall attend or be represented at the hearing of the appeal.

Appeal Against Registrar Under Section 36B.

8. (1) Notice of appeal against an act or decision of the Registrar under section 36B of the Act shall be in Form "E" in the Appendix and shall be filed with the Registrar within fourteen days of the date of the act or decision appealed against.

(2) Such appeal may be brought by the applicant or by the industrial union concerned and shall be supported by an affidavit verifying the facts upon which the appeal is based and specifying the nature of the order sought.

(3) As soon as reasonably practicable after filing the notice of appeal and supporting affidavit, the appellant shall serve a copy of the notice and affidavit on the other party or parties concerned.

(4) The Registrar shall attend or be represented at the hearing of the appeal.

Stay of Proceedings.

9. The institution of an appeal under these regulations shall operate as a stay of proceedings on the judgment or order the subject of the appeal, but any judge of the Court may, on application made to him in Chambers by any party to the appeal, direct that the proceedings shall not be so stayed.

Division 3.—Applications.

Notice of Motion.

10. Applications to the Court, except where some other method or form is prescribed, shall be by notice of motion in Form "F" in the Appendix and be filed with the Registrar.

Application to Disallow Rule of Union.

11. (1) Where application is made to disallow a rule of a union under subsection (6) of section 9B of the Act, an affidavit in support shall be filed with the Registrar setting forth—

- (a) the rule or rules sought to be disallowed;
- (b) the grounds upon which the application is made; and
- (c) a short statement of the reasons relied upon by the applicant.

(2) As soon as reasonably practicable after filing the application, the applicant shall serve a copy thereof and of the supporting affidavit on the union concerned.

Application for Directions for Performance or Observance of Rules of Union.

12. (1) Where complaint is made seeking an order giving directions for the performance or observance of any of the rules of a union under subsection (8) of section 9B of the Act, an affidavit in support shall be filed with the Registrar setting forth—

- (a) the rule or rules the performance or observance of which is in question;
- (b) the nature of the order sought; and
- (c) a short statement of the grounds relied on by the applicant, including the facts relied on by him as establishing the obligation of the person against whom the order is sought to perform or observe the rule or rules in question.

(2) Directions as to the persons to be served with the application under this regulation shall be given by any judge of the Court, and as soon as reasonably practicable thereafter the applicant shall serve a copy of the application and of the supporting affidavit on those persons.

Disputed Election.

13. (1) An application under section 36A of the Act shall be in Form "G" in the Appendix and shall be lodged with the Registrar in duplicate.
 (2) The time after the completion of an election within which an application under section 36A of the Act in respect of the election may be lodged shall be three months.

Enforcement Proceedings.

14. (1) Application to the Court for the enforcement of any award, industrial agreement, or order of the Court made under the Act by reason of any breach thereof by act or default, shall be in the Form No. 59 of the existing regulations and be filed with the Registrar.
 (2) The party or person making the application (in this regulation called "the complainant") shall upon filing his application lodge for endorsement by the Registrar as many copies of the application as there are parties to be served, and the Registrar shall endorse and sign on the application and on each copy, a memorandum of the fact and date of the filing of the application and return the copies to the complainant for service.
 (3) Where the applicant for enforcement is an industrial union, the application shall be accompanied by a certificate in Form No. 49 of the existing regulations.
 (4) The Registrar shall, at least seven days (or such less period as the Court may direct) before the hearing, cause notice of the date and place of hearing to be served in Form No. 55 of the existing regulations upon each party to the application.
 (5) An order made on an application under this regulation may be in Form No. 60 of the existing regulations.

Offences.

15. (1) A charge of an offence against the Act or the regulations made thereunder may be brought before the Court on complaint in writing in Form No. 67 of the existing regulations, signed by or on behalf of the complainant; and the provisions of regulation 14 of these regulations shall *mutatis mutandis* apply to complaints referred to in this regulation in so far as those provisions are applicable.
 (2) An order made on complaint may be in Form No. 68 of the existing regulations.

Certiorari.

16. (1) An application for a writ of *certiorari* under section 104 of the Act shall be in Form No. 69 of the existing regulations and be filed with the Registrar, together with an affidavit setting forth the facts upon which the application is grounded.
 (2) A copy of the application and supporting affidavit shall be served on all other parties and persons to the proceedings at least twenty-four hours before the hearing of the application.
 (3) Any party served pursuant to this regulation may show cause and may file with the Registrar an affidavit of facts upon which he intends to rely, a copy of which affidavit he shall serve upon the applicant.
 (4) The writ of *certiorari* shall be in Form No. 70 of the existing regulations and shall, unless any judge of the Court otherwise directs, be served upon the other party to the complaint and also upon the clerk of the court of petty sessions.
 (5) On being served with a copy of the writ, the clerk of the court of petty sessions shall as soon as reasonably practicable transmit or cause to be transmitted to the Registrar, either the original records in connection with the charge or a copy thereof duly certified by him as being correct.

Application for Penalty Against Union.

17. (1) An application for a penalty against an industrial union under subsection (5) of section 141 of the Act may be made by—
 (a) the Registrar;
 (b) any industrial union whose members are concerned in or affected by the lock-out; or
 (c) any employer whose employees take part in the strike.

(2) The application shall be supported by an affidavit setting out the facts relied on, and copies of the application and supporting affidavit shall be served on the industrial union against which the penalty is sought.

(3) If the industrial union concerned disputes or desires to qualify or add to the facts disclosed in the affidavit of the applicant, or desires to raise facts in support of a defence under paragraph (b) of subsection (5) of section 141 of the Act, the industrial union shall file an affidavit in reply and serve a copy thereof on the applicant not less than two days before the date of hearing of the application.

Recovery of Fines, Penalties or Subscriptions.

18. An application to the Court under section 176 of the Act shall be lodged with the Registrar in Form No. 79 of the existing regulations, and a copy of such application, signed by the Registrar, shall be served upon the person against whom the order is sought, together with a notice of the date and place of hearing.

Application to Strike Off Member.

19. An application under section 177 of the Act for an order that any member of an industrial union shall cease to be a member shall be in Form No. 80 of the existing regulations, and except as aforesaid, the provisions of regulation 18 of these regulations shall apply to applications under this regulation.

Division 4.—General Provisions.

Seal of Court.

20. (1) There shall be a seal of the Court bearing the Royal Arms with the words, "The Seal of the Western Australian Industrial Appeal Court."

(2) The seal shall be in the custody of the Registrar and shall be affixed by him to orders, writs, warrants and processes as provided in these regulations, and to such other documents as the Court or any judge of the Court may direct.

Rules for Conduct of Proceedings before Court.

21. (1) All applications made to the Court or to any judge of the Court shall be lodged with the Registrar who shall issue all processes out of the Court, keep a register of all proceedings in and orders made by the Court, and affix the seal of the Court to all necessary documents.

(2) Except where otherwise provided by these regulations or where otherwise directed by the Registrar, all documents for the use of the Court shall be lodged in triplicate, but one copy only need be lodged of documents for use before a judge of the Court or the Registrar.

(3) Every matter brought into the Court under the Act or these regulations shall be marked by the Registrar with a distinguishing number, and all documents filed and subsequent proceedings taken in the Court with reference to that matter shall be distinguished by the same number, and the entries in the records kept with regard to that matter shall be entered together and kept separate from the entries with respect to any other matter.

(4) Any Act or thing required by the Act or these regulations to be done by the Registrar may be done on his behalf by the Assistant Registrar or the person for the time being performing the duties of the Registrar.

(5) Every notice of appeal to the Court and all subsequent proceedings on the appeal shall be entitled, "In the Western Australian Industrial Appeal Court, on appeal from" (naming the authority from which the appeal is brought), and shall also be entitled as between the party appellant and the party respondent; and every other proceeding in the Court shall be entitled as in Form "H" in the Appendix.

(6) Where no form of motion, summons, complaint, application, order, notice, or other document or instrument is prescribed, or where no adequate or suitable form is prescribed, the form shall be such as the Registrar, under the direction of the Court, directs or approves.

(7) Where anything is required to be in any of the forms prescribed, it shall be sufficient if it is to the like effect, and any such forms may be modified by the authority of the Registrar to meet any particular case.

(8) All documents lodged with the Registrar shall, unless the nature of the document renders it impracticable, comply with the requirements of rule 4 of Order LXVI of the Supreme Court Rules, and all affidavits filed with the Registrar shall be drawn up and sworn so as to comply with the requirements of Order XXXVI of the Supreme Court Rules.

(9) The Registrar may refuse to file or accept an affidavit or document if it does not comply with the provisions of subregulation (8) of this regulation and the costs of the affidavit or document may be disallowed.

Incorporation and Adaptation of Existing Rules.

22. (1) Subject to these regulations, the existing regulations specified in subregulation (2) of this regulation and the forms referred to in those existing regulations so specified are incorporated with these regulations as adapted by this regulation and shall have and take effect as if the existing regulations so specified and the forms referred to therein were set out and repeated in these regulations with the substitution of the word, "Registrar" for the words, "Clerk of the Court", wherever appearing in the existing regulations so specified, and the substitutions following wherever appearing in the forms—

- (a) substitution of the passage, "Industrial Arbitration Act, 1912 (as amended)" for the passage, "Industrial Arbitration Act, 1912-1952";
- (b) substitution of the word, "Court" for the words, "Court of Arbitration";
- (c) substitution of the word, "Registrar" for the words, "Clerk of the Court" or the word, "Clerk";

and these regulations shall be read and construed as if the existing regulations so specified and the forms referred to therein were, subject to the adaptations referred to in this regulation, repeated in and formed part of these regulations.

(2) The existing regulations referred to in subregulation (1) of this regulation are as follows:—

- Regulations 53 and 54 relating to Service.
- Regulation 114 relating to Notice to Produce.
- Regulation 115 relating to Notice to Admit.
- Regulation 116 relating to Subpoena.
- Regulations 117 to 121 (both inclusive) relating to Examination of Witness.
- Regulation 122 relating to Evidence.
- Regulation 124 relating to Execution.
- Regulations 125 to 130 (both inclusive) relating to Commitment.
- Regulation 131 relating to Rules of Court.
- Regulations 134 to 138 (both inclusive) relating to Allowances to Witnesses.
- Regulations 148, 149 and 150 relating respectively to Court Practice, Power to Waive Procedural Requirements, and Forms.

Exhibits.

23. No party to any proceeding before the Court or any judge of the Court shall be at liberty to remove any exhibits without first obtaining leave of the Court or the judge, as the case may be.

Affidavits.

24. All affidavits intended to be used on any proceeding shall, before being used, be filed with the Registrar, and any party intending to adduce as evidence an affidavit shall furnish the opposing party or parties with a copy thereof at least three days before the date fixed for hearing.

Orders.

25. All orders issued by the Court or any judge of the Court shall be signed by the Registrar and sealed by him with the seal of the Court, and in each case shall be filed with the Registrar, and any order obtained on an *ex parte* application shall as soon as reasonably practicable be served by the applicant on all other parties thereto.

Where No Procedure Prescribed.

26. Where no procedure has been prescribed by the Act or under these regulations, any party or person concerned may make application *ex parte* to any judge of the Court for directions, and such judge may direct the procedure to be followed.

Vacations.

27. The vacations and holidays of the Court shall be the same as those of the Supreme Court.

Fees.

28. The following fees shall be paid to the Registrar on the filing of notices, applications and documents under the Act or these regulations and for the supply of documents, authentications and other services specified in this regulation:—

	s.	d.
Affidavits—		
For filing any affidavit, statutory declaration, or any other document not otherwise provided for herein	2	6
Applications—		
For filing any application or notice of motion	5	0
Complaint—		
On offence against the Act or regulations	5	0
Notice of Appeal—		
For filing notice of appeal	5	0
Orders—		
For sealing any order	10	0
Summons—		
On issue of any Chamber summons or summons to witness	5	0
Warrants—		
For issuing any warrant of execution or commitment	5	0
Writ—		
For writ of <i>certiorari</i>	10	0
For every document required to be authenticated by the Registrar or other officer	5	0
For every inspection on the same day of one or more documents in the custody of the Court or the Registrar	2	6
For supplying a certified copy of any order or other document not exceeding 216 words	2	6
If exceeding 216 words, for each folio of 72 words (in addition to the certification fee)—per folio		6

Costs.

29. Where the Court or any judge of the Court orders any costs of any proceedings to be paid to a party thereto, there shall be allowed to that party—

- (a) the amount of court fees paid by that party;
- (b) the expenses of witnesses in accordance with the rates prescribed by regulations 134 to 138 (both inclusive) of the existing regulations;
- (c) further sums in respect of the trouble and loss of time of the party as indicated by the following items—
 - (i) for preparing any document, 6d. per folio, with a minimum of 2s. 6d.;
 - (ii) copies thereof, 3d. per folio, with a minimum of 1s. 3d.;
 - (iii) attendance filing documents, 2s. 6d.;
 - (iv) service of any document, where personal service necessary, in addition to necessary fares, 2s. 6d.;
 - (v) such further allowances as in the opinion of the Court or any judge of the Court may reasonably be charged.

APPENDIX.

Form "A" (Reg. 4).

Industrial Arbitration Act, 1912 (as amended).

NOTICE OF APPEAL FROM INDUSTRIAL MAGISTRATE.

In the Western Australian Industrial Appeal Court.

No.....of 19.....

On Appeal from.....
Between, Appellant,
and
....., Respondent.

TAKE notice that....., the abovenamed Appellant, hereby appeals to the Western Australian Industrial Appeal Court against the judgment of Mr....., Industrial Magistrate, given at..... on the..... day of....., 19....., whereby the Complaint was dismissed and the Complainant was ordered to pay £.....costs to the Defendant (or, whereby the Defendant was convicted and fined £..... and was ordered to pay £.....costs to the Complainant).

The appeal is brought in respect of.....

(set out whether the appeal is against the decision itself (and whether the whole or part) or against the penalty imposed).

The grounds upon which the appeal is brought are as follows:—

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

Dated the.....day of....., 19.....

Appellant.
(or Solicitor for Appellant).

This notice of appeal was received in my office on the..... day of....., 19.....

Registrar.

Form "B" (Reg. 5).

Industrial Arbitration Act, 1912 (as amended).

NOTICE OF APPEAL FROM DECISION, AWARD, ORDER OR PROCEEDING OF THE WESTERN AUSTRALIAN INDUSTRIAL COMMISSION.

In the Western Australian Industrial Appeal Court.

No.....of 19.....

On Appeal from.....
Between, Appellant,
and
....., Respondent.

TAKE notice that....., the abovenamed Appellant, hereby appeals against the decision/award/order/proceeding of The Western Australian Industrial Commission dated the.....day of....., 19....., given in the abovementioned matter.

The following are the matters appealed against:—

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

(Here set out whether the appeal is against the whole of the decision, award, or order, or against only part thereof, in the latter case specifying the part or parts appealed against.)

The grounds on which this appeal is made are as follows:—

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

(Here set out with particularity the grounds of the Appeal.)

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

.....
Appellant
(or Solicitor for Appellant).

This notice of appeal was received at my office on the.....
day of....., 19.....

.....
Registrar.

Form "C" (Reg. 6).

Industrial Arbitration Act, 1912 (as amended).

NOTICE OF APPEAL AGAINST REFUSAL OF CERTIFYING SOLICITOR.

In the Western Australian Industrial Appeal Court.

No.....of 19.....

On Appeal from.....

....., Appellant.
NOTICE is hereby given that the abovenamed appellant society is aggrieved by the refusal of the certifying solicitor to issue to the society a certificate under section 9A of the Industrial Arbitration Act, 1912 (as amended), that the rules (or the amendment or rescission of the rules) of the society comply with that Act and that the purposes of the society are lawful, and the appellant society hereby appeals to the Western Australian Industrial Appeal Court against that refusal.

The following are particulars of the rule or rules, or the amendment or rescission of the rules, of the society, or the purposes of the society (as the case may be), in respect of which the certifying solicitor has refused to issue a certificate:—

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

The reasons of the certifying solicitor for refusing to issue a certificate are as follows:—

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

The grounds on which this appeal is based are as follows:—

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

Dated the.....day of....., 19.....

.....
Appellant.

This notice of appeal was received at my office on the.....
day of....., 19.....

.....
Registrar.

Form "D" (Reg. 7).

Industrial Arbitration Act, 1912 (as amended).

NOTICE OF APPEAL FROM DECISION OF REGISTRAR UNDER SECTION 61B.

In the Western Australian Industrial Appeal Court.

No.....of 19.....

On Appeal from....., Appellant.

NOTICE is hereby given that....., the abovenamed appellant, being aggrieved by the decision of the Registrar in refusing the application of the appellant under section 61B of the Industrial Arbitration Act, 1912 (as amended), for a certificate of exemption from membership of the..... Union, hereby appeals to the Western Australian Industrial Appeal Court against that decision on the following grounds:—

Dated the.....day of....., 19.....

Appellant.

This notice of appeal was received in my office on the.....day of....., 19.....

Registrar.

Form "E" (Reg. 8).

Industrial Arbitration Act, 1912 (as amended).

NOTICE OF APPEAL FROM ACT OR DECISION OF REGISTRAR UNDER SECTION 36B.

In the Western Australian Industrial Appeal Court.

No.....of 19.....

On Appeal from....., Appellant.

Name of Industrial Union.....

NOTICE is hereby given that....., the abovenamed appellant, having lodged with the Registrar an application under section 36A of the Industrial Arbitration Act, 1912 (as amended), and being aggrieved by the act or decision of the Registrar specified hereunder, hereby appeals to the Western Australian Industrial Appeal Court against that act or decision upon the grounds stated in this notice.

The following are the particulars of the act or decision of the Registrar appealed against:—

The grounds upon which this appeal is based are as follows:—

Dated the.....day of....., 19.....

Appellant.

This notice of appeal was received at my office on the.....day of....., 19.....

Registrar.

Form "F" (Reg. 10).
Industrial Arbitration Act, 1912 (as amended).

NOTICE OF MOTION.

In the Western Australian Industrial Appeal Court.

No.....of 19.....

To*....., of.....

TAKE notice that this Honourable Court will be moved by....., acting herein on behalf of....., on..... the..... day of....., 19....., or so soon thereafter as he may be heard for an order that.....

* Name and address of Respondent.
† Name of Applicant.
‡ State nature of Application.

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

Applicant
(or Solicitor for Applicant)

Filed this.....day of....., 19.....

Registrar.

Form "G" (Reg. 13).
Industrial Arbitration Act, 1912 (as amended).

APPLICATION FOR INQUIRY CONCERNING AN ELECTION.

In the Western Australian Industrial Appeal Court.

No.....of 19.....

Name of Industrial Union.....

I,....., of....., being a member (or, a person who, within the period of two months preceding the date of this application, has been a member) of the abovenamed industrial union, hereby apply for an inquiry by the Western Australian Industrial Appeal Court into the matter of the alleged irregularities specified hereunder which I claim have occurred in or in connection with the election specified hereunder. I rely on the facts stated hereunder.

Particulars of Election.

Name of Industrial Union.....

Office or Offices for which election held.....

Is election complete?.....

If election complete, date of completion.....

Particulars of Alleged Irregularities.

(Set out in numbered paragraphs.)

Facts Relied On.

(Set out in numbered paragraphs the facts relied on in support of the application.)

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

Applicant.

This application was received at my office this.....day of....., 19.....

Registrar.

Note.—The application must be lodged in duplicate with the Registrar and be supported by a statutory declaration of the applicant declaring that the facts stated in the application are, to the best of the applicant's knowledge and belief, true.

Form "H" (Reg. 21 (5).)

Industrial Arbitration Act, 1912 (as amended).

TITLE OF PROCEEDINGS.

In the Western Australian Industrial Appeal Court.

No.....of 19.....

In the matter of (state matter in which the proceedings are taken).....

or

Between.....Applicant (or Complainant)

and

.....Respondent (or Defendant).

Dated the 11th day of February, 1964.

By the Western Australian Industrial Appeal Court,

J. E. VIRTUE,
President Judge.

G. B. D'ARCY,
Judge.

JOHN HALE,
Judge.

RURAL AND INDUSTRIES BANK ACT, 1944-1963.

The Rural and Industries Bank,
Perth, 18th February, 1964.

HIS Excellency the Governor in Executive Council, acting under the provisions of section 106 of the Rural and Industries Bank Act, 1944-1963, has been pleased to make the regulations set forth in the schedule hereunder.

G. CHESSELL,
Chairman of Commissioners.

Schedule.

Regulations.

Part I.—Preliminary.

1. (1) These regulations may be cited as The Rural and Industries Bank of Western Australia Debentures and Inscribed Stock Regulations, 1964.

(2) In these regulations unless the contrary intention appears the expression—

“debentures” means debentures created and issued by the Bank under the Act;

“Registrar” means the person appointed by the Bank to be Registrar of Stock and includes a person so appointed, the Assistant Registrar of Stock, Deputy Registrar of Stock or Assistant Deputy Registrar of Stock;

“Registry” means a registry for the inscription of stock and issue of debentures established by the Bank under the provisions of the Act;

“schedule” means the schedule to these regulations;

“stock” means inscribed stock created and issued by the Bank under the provisions of the Act;

“stockholder” means the person or persons whose name or names is or are inscribed in the stock ledger of the Bank in respect of any stock;

“stock ledger” means the ledger of the Bank in which the stock held is recorded or inscribed;

“the Act” means the Rural and Industries Bank Act, 1944, as amended from time to time;

“the Bank” means The Rural and Industries Bank of Western Australia;

“the Commissioners” means the Commissioners for the time being of the Bank.

Form of
Debenture.

2. A debenture shall be in accordance with Form No. 1 in the Schedule.

Applications
for stock or
debentures.

3. (1) An application to purchase stock or debentures may be made on the form accompanying the prospectus and in accordance with the conditions contained in the prospectus; or where no prospectus is issued, then in a form approved by the Commissioners.

(2) An application need not necessarily be rejected because it is not on the required form.

(3) In the case of a joint account, an application for stock shall set forth the names of the applicants in the order in which they are to appear in the stock ledger.

(4) The purchase money for debentures or stock shall be paid by each applicant in accordance with the terms of the application or the prospectus (if any).

(5) On payment in full for any debentures or stock the Bank shall where the applicant has applied for debentures issue the same to the applicant and where the applicant has applied for stock proceed to allot the same.

Part II.—Inscription and Issue of Stock.

Stock
ledger.

4. (1) After allotment and payment in full for the stock, the name of the allottee together with the amount of stock allotted and such other matters and particulars as the Registrar may deem necessary, shall be inscribed in the stock ledger.

(2) The stock ledger may be kept in the form of a loose leaf ledger or in any other manner approved by the Commissioners.

(3) Every entry in the stock ledger shall be initialed by the Registrar or such other officer of the Bank as the Commissioners may from time to time appoint and the ledger shall be audited from time to time by an officer appointed for that purpose by the Auditor General of the State.

Inscription
of stock.

5. (1) Unless the Commissioners otherwise direct, stock shall be inscribed or remain inscribed only in amounts of £10 or some multiple of £10.

(2) Stock may be inscribed in the name of one person or of more persons than one but not exceeding four, and the full name, address, and description of that person or as the case may be, of each of those persons, shall be entered in the stock ledger.

(3) The Bank and the Registrar shall for all purposes be entitled to regard the person or persons whose name or names is or are inscribed in the stock ledger as the true and absolute owners and holders of the stock in relation to which the name or names is or are so inscribed, and all receipts, acquittances, discharges, releases and documents whatsoever executed by the person or persons in relation to that stock, or the interest thereon, shall be deemed for all purposes and against all persons to be documents duly executed by the person or persons entitled to that stock or interest, as the case may be.

Companies, firms and corporations. 6. (1) Stock shall not be inscribed in the name of a firm as such, but shall be inscribed in the names of the individual partners, but not exceeding four.

(2) Stock may be inscribed in the name of a duly incorporated company or other corporation, but the Registrar shall first be furnished with a copy of the certificate of incorporation or Act of Parliament or Royal Charter or other instrument under which the company or corporation is established, together with a certified specimen of the seal of the company or corporation, a duly verified copy of any regulations or by-laws or resolutions governing the mode of affixing the seal and full names and specimen signatures of persons authorised to sign forms in connection therewith.

(3) The Registrar shall cause such documents to be affixed in the signature register.

(4) If from any cause any such authorised person is substituted by another person, notification in writing of the substitution shall be given to the Registrar under seal by the company or corporation.

(5) All forms required under these regulations to bear the seal of a duly incorporated company or other corporation shall be sealed and witnessed in accordance with the articles of that company or other corporation, but the Registrar may require proof that any document has been so sealed.

(6) In the case of a company or other corporation incorporated outside Australia, the Registrar may inscribe stock in the name of the company or corporation upon the authority of and upon being furnished with a properly executed power of attorney authorising dealings in stock by the attorney on behalf of the company or other corporation.

Friendly societies, industrial unions, industrial organisations or incorporated associations. 7. (1) Stock may be inscribed in the name of any friendly society or industrial union of employers or industrial union of workers or other industrial organisation which the Registrar is satisfied is registered under the laws of any State of the Commonwealth, or any branch of any friendly society, industrial union or industrial organisation so registered, or in the name of any organisation or body incorporated under the provisions of the Associations Incorporation Act, 1895, and its amendments.

(2) The Registrar shall be supplied by any union, organisation, society or body in whose name stock is inscribed under this regulation with a certificate in the form approved by the Commissioners containing the names and signatures of two or more persons who are appointed to sign any documents relating to stock inscribed in the name of that union, organisation, society or body. Certificates, receipts and other documents relating to stock inscribed under this regulation shall be issued only to such person or persons as are appointed in that behalf and no transactions in relation to stock inscribed in accordance with this regulation shall be effected unless those transactions are authorised by the persons so appointed and the Trust shall be under no liability in respect of any of those transactions which are or purport to be so authorised.

(3) Whenever any person is appointed to replace a person authorised in accordance with the certificate referred to in sub-regulation (2) of this regulation, there shall be furnished by the union, organisation, society or body to the Registrar a fresh certificate in accordance with this regulation.

Trusts not recognised. 8. (1) No entry of any trust shall be made in the stock ledger and the Bank and the Registrar shall be entitled to treat the person or persons whose name or names is or are inscribed in the stock ledger in respect of any stock as the absolute owner or owners thereof and accordingly shall not be bound to recognise any equitable or other claim to or interest in such stock on the part of any other person.

(2) Executors, administrators and trustees shall not be registered as such, but in their individual names without reference to any trusteeship.

Change of address. 9. Any change of address of a stockholder shall be forthwith notified by him in writing to the Registrar.

Marriage of female stockholder. 10. On the marriage of a female stockholder, her name and description shall be altered in the stock ledger with respect to stock standing in her name solely or jointly after lodgment with the Registrar of a request in the form approved by the Commissioners signed by her, stating in full the name of her husband and setting forth the particulars of the stock of which it is desired to have the alteration made.

The stockholder shall, if the Registrar so desires, lodge with the Registrar for inspection her marriage certificate or a certified copy of that marriage certificate together with such proof as the Registrar may reasonably require.

Correction of mistakes in stock ledger. 11. Upon receipt of a request in writing from a stockholder to correct a mistake in the stock ledger, the Registrar may amend the stock ledger if he is satisfied that any stock has been inscribed incorrectly owing to a mistake in any document. If the Registrar so requires, the stockholder shall furnish a statutory declaration verifying the circumstances to support the request to amend the mistake.

Signatures of stockholders. 12. (1) The Registrar shall take all necessary steps to secure specimen signatures of all stockholders. The signatures to all forms lodged at the Registry after the application for stock has been received shall be tested by comparison with the specimen signatures.

(2) Where any person is unable to sign his name, instruments required for the purpose of these regulations shall be executed by him and attested in such manner as the Registrar requires.

Inspection of stock ledger. 13. Upon satisfying the Registrar as to his identity, a stockholder, his attorney or agent authorised in writing shall be at liberty to inspect his account in the stock ledger at all reasonable times.

Certificate of inscription of stock. 14. At the request of a stockholder the Registrar may issue a certificate of inscription of stock in a form approved by the Commissioners and the certificate shall be delivered only to the person whose name is inscribed in the stock ledger as holder of the stock for which the certificate is issued, or to his attorney, or to a member of a recognised Stock Exchange who represents that stockholder, or to a person authorised in writing by the stockholder to take delivery of the certificate.

Part III.—Transfers and Transmissions of Stock.

Transfers. 15. (1) The Registrar shall keep at the Registry, books to be called "Transfer Books" wherein all transfers of stock or any part thereof shall be entered and registered, which entries shall be numbered in such manner as the Commissioners shall determine and all transfers shall be in accordance with Form No. 2 in the schedule.

(2) The transfer shall be signed or in the case of a corporation unless executed under power of attorney, be properly sealed, by both the transferor and the transferee, each of whom shall be notified of the completion of the transaction.

(3) In the case of a transfer or transmission from or to joint owners it shall be sufficient if the person whose name is inscribed first in the stock ledger is notified of the completion of the transaction.

(4) Every party to the transfer shall sign the transfer of stock form in the presence of a witness.

(5) The witness shall be a Justice of the Peace, Commissioner for Affidavits, Commonwealth or State Commissioner for Declarations, notary public, solicitor, member of a recognised Stock Exchange, an officer of the Registry, a bank manager (who shall sign as such and add the bank stamp), or any other person approved by the Registrar. Such witness shall state the capacity in which he has attested the signature.

(6) A person (not being an officer of the Registry) shall not attest the signature to a transfer and acceptance unless the person signing is personally known to the person witnessing the transfer.

(7) Every such transfer shall pass the right to all interest becoming due and payable after the date of registration thereof so that the Bank shall not be under any necessity to apportion any of that interest as between the transferor and the transferee.

Marking of
form of
transfer
of stock.

16. The Registrar may at the request of any owner or his agent mark a form of transfer of stock, which has been properly executed by the owner, with the words "Stock held against this Transfer for £..... for a period of fourteen days from.....". Where a form of transfer of stock is so marked the Registrar shall refuse to give effect to any dealing in stock to which the transfer relates, within the period of fourteen days in respect of the amount of the inscription so marked, except on completion of the marked transfer. Nothing in this regulation shall prevent the owner from surrendering to the Registrar a marked form of transfer of stock for cancellation within the period of fourteen days if the form of transfer of stock has not been executed by a transferee. A form of transfer of stock may be registered at any time within fourteen days after the time the Registrar has marked it, notwithstanding that the transferor after executing the transfer has died, become bankrupt or insolvent. After the expiry of the period of fourteen days the Registrar shall refuse to register the transfer if he has had notice of the death, bankruptcy or insolvency of the transferor.

Notice of
dealing.

17. The Registrar may, if he deems fit, forward to the stockholder a notice of dealing in the form approved by the Commissioners on any application received by him relating to stock inscribed in the name of that stockholder and the Registrar shall not register the transaction unless sufficient time has elapsed for a reply to the notice to be received.

Transfers to
be lodged on
a transfer
day.

18. Every transfer of stock shall be lodged at the Registry on a transfer day; the transfer days are Monday to Friday inclusive in each week from 10 a.m. to 3 p.m., except when any of those days fall on a bank holiday.

Entries in
stock ledger.

19. (1) As soon as possible after the registration of any transfer or transmission of stock the amount of stock transferred or transmitted shall be debited in the proper account in the stock ledger and shall be forthwith credited in the ledger to the account of the person or persons to whom it shall have been so transferred or transmitted and the Registrar shall cause the stock ledger to be compared with the transfers and applications to ascertain that all the business transacted has been duly and properly entered and recorded.

(2) Registration shall not be made of any applications for transfer, or other transactions which would affect the balance of stock inscribed, received within fourteen days prior to the date on which interest is due or during the period of twenty-one days immediately preceding the date of maturity of stock.

Deceased
stockholders.

20. (1) (a) The executor, administrator or trustee of the estate of a deceased stockholder (not being one of several joint stockholders) shall be the only person recognised by the Bank as having any title to the stock inscribed in the name of the deceased stockholder.

(b) Application for transmission in relation to any such stock shall be made in accordance with regulation 21 of these regulations.

(2) (a) When one of the stockholders in a joint account relating to stock dies the survivor or survivors in the joint account shall be the only person or persons recognised by the Bank as having any title to or interest in that stock.

(b) The death of that joint stockholder may be proved by the production of probate of his will, letters of administration of his estate or certificate of his death supported, if required by the Registrar, by a statutory declaration that satisfies the Registrar as to the identity of the deceased as such stockholder.

(c) On completion of the proof of death of a joint stockholder in a joint account and on receipt of an application in writing from the survivor or survivors in the joint account the stock shall be registered in the name of the survivor or survivors.

Transmission
of stock.

21. (1) (a) When stock is to be transmitted in consequence of the death, bankruptcy or insolvency of any stockholder or for any reason other than a transfer under these regulations, an application for registration of the transmission shall be lodged with the Registrar.

(b) The application referred to in paragraph (a) of this subregulation shall be in accordance with Form No. 3 in the schedule and shall, if the Registrar so requires, be supported by a statutory declaration verifying the contents of the application.

(2) The Registrar shall require the signature of a person who claims transmission of stock by virtue of his appointment as executor, administrator or trustee, to be verified to his satisfaction.

(3) The probate of the will, letters of administration of the estate or an office copy of the adjudication or order of sequestration or vesting order, as the case may be, or any other document that authorises the transmission under this regulation shall be produced to the Registrar.

(4) The Registrar may require any document produced pursuant to this regulation to be left at the Registry at least two clear days before the stock to which it relates is dealt with under these regulations.

(5) The Registrar shall enter or cause to be entered particulars of the document in a register.

(6) Where the Registrar is satisfied that stock is inscribed in the name of a person whose property is required by law to be placed in the hands of the Public Trustee or of an officer holding a corresponding position in any other State of the Commonwealth or of any other officer charged with the duty of administering estates of deceased persons or missing persons or persons under disability (other than bankruptcy or insolvency), the Registrar may (notwithstanding the provisions of regulation 20 of these regulations and subregulations (1) to (5) inclusive of this regulation) authorise the transmission of the stock to the name of the Public Trustee, the officer holding a corresponding position or other officer, but before doing so the Registrar may require a sufficient indemnity from the Public Trustee, the officer holding a corresponding position or other officer.

Power of
Commissioners to
dispense with
production
or re-sealing
of probate,
etc., in
certain cases.

22. (1) When a person dies leaving any stock of an amount not exceeding six hundred pounds the Commissioners may, on being satisfied that all duty payable in respect thereof under the provisions of the Administration Act, 1903, and its amendments, has been paid or that no such duty is payable in respect thereof, dispense with the production of probate of the will or letters of administration of the estate as required by subregulation (3) of regulation 21 of these regulations and may authorise the transmission of the stock to such person as appears to the satisfaction of the Bank to be lawfully entitled thereto.

(2) A person shall not have any claim against the Bank in respect of any transmission in pursuance of this regulation, but nothing in this regulation shall relieve the person to whom the stock is transmitted from any liability to account for or deal with the stock as required by law.

(3) A person is not required to re-seal in this State any probate of a will or letters of administration of an estate in order that a transmission of stock may be registered under these regulations if, in respect of the stock, probate of a will or letters of administration of an estate is or are produced to the Registrar together with the certificate of the Commissioner of Probate Duties of this State that no duty is payable under the provisions of the Administration Act, 1903, and its amendments, or his receipt evidencing that all duty payable under that Act has been paid.

Persons entitled to be registered on transmission. 23. (1) A person becoming entitled on transmission in the manner referred to in these regulations may either himself be registered as the holder of the stock so transmitted, or instead of being himself registered may, if approved by the Registrar, make such transfer of the stock as the stockholder from whom the stock was transmitted could have made, and the transfer shall be accompanied by such evidence in proof of the title of the transferor as the Registrar may reasonably require.

(2) Where the Registrar is satisfied that stock is inscribed in the name of the person whose property is required by law to be placed in the hands of the Public Trustee or of an officer holding an equivalent position in any other State or of any other officer charged with the duty of administering estates of deceased persons or missing persons or persons under disability the Registrar may (notwithstanding the provisions of regulations 21 and 22) authorise the transmission of the stock to the name of the Public Trustee or other officer, and the Registrar may, if he so desires, require a sufficient indemnity from the Public Trustee or other officer.

Part IV.—Issue of Debentures.

Issue of debentures. 24. (1) All signatures on the face of debentures shall be made in writing.

(2) Where a loan is issued wholly or partly in the form of debentures the transactions relating to the debentures and the coupons attached thereto shall be recorded at the Registry in a general register of debentures.

(3) There shall be kept at the Registry, in a form approved by the Commissioners, records showing particulars of the debentures received, issued, surrendered, cancelled and on hand.

(4) Debentures may be purchased by any person, but if an owner has not attained or does not appear to the Registrar to have attained the age of fourteen years, the Registrar may deliver the debentures to the parent or guardian of the owner, and the receipt of the parent or guardian shall be a valid discharge for the Bank from all actions, suits, claims and demands in respect of the debentures so delivered.

(5) Before issuing any debentures to a purchaser, any overdue interest coupons shall be detached therefrom and cancelled.

(6) Arrangements may be made by the Registrar for delivery through a bank or other agency of debentures which cannot be handed personally to the owner at the Registry, and a receipt shall be obtained by the Registrar in exchange for all debentures delivered.

Delivery of debentures not exceeding £600 on behalf of deceased persons. 25. (1) Upon the death of a person who is entitled to receive from the Registrar any debentures not exceeding a face value of six hundred pounds, the Registrar may authorise the delivery of the debentures to such person as he thinks fit.

(2) No person has any claim against the Bank in respect of any debentures delivered under this regulation but nothing in this regulation relieves the person to whom the debentures are delivered to account for or deal with the debentures as required by law.

Issue of debentures in exchange for stock. 26. (1) Upon application in a form approved by the Bank for the issue of debentures in exchange for stock and if the Bank accedes to the application, the Registrar shall debit the applicant's account in the stock ledger and issue to him or his order debentures of the same currency and rate of interest for the amount of stock debited.

(2) Where debentures are issued in exchange for stock, the Registrar may demand the surrender of stock certificates or other relevant registry documents in exchange for those debentures.

(3) A receipt for debentures delivered shall be given to the Registrar by the applicant or his attorney or agent.

(4) Debentures shall not be issued in exchange for stock of which a person under the age of fourteen years or a person of unsound mind is the owner jointly with other persons not under legal disability, except in pursuance of an order of a Justice of the High Court or a Judge of the Supreme Court of a State or a Territory.

(5) Debentures may be issued in exchange for stock inscribed in the name of a person of unsound mind jointly with other persons not under legal disability, upon receipt of an application in a form approved by the Commissioners, signed by the Master in Lunacy or such other person as may be authorised under the law of the Commonwealth or of any State or Territory to administer the estate on behalf of the person of unsound mind, and by the joint owners not under legal disability.

(6) Where an order has been made by a Justice of the High Court or a Judge of the Supreme Court of a State or a Territory in relation to stock which is inscribed in the name of a person of unsound mind jointly with other persons not under any legal disability, it shall not be necessary for an application approved by the Commissioners for the issue of debentures in exchange for that stock to be signed by or on behalf of that person of unsound mind.

Issue of debentures in exchange for other debentures.

27. Upon application in a form approved by the Commissioners debentures may if the Bank agrees be surrendered at the Registry in exchange for other debentures of a like amount, of the same currency and bearing the same rate of interest.

Inscription of stock in exchange for debentures.

28. Upon application in a form approved by the Commissioners for the inscription of stock in exchange for debentures, and if the Bank accedes to the application, the Registrar shall inscribe stock of the same currency and rate of interest and for the amount of the debentures surrendered, and shall forward a notification of inscription to the person in whose name the stock is inscribed and shall issue a receipt for debentures so surrendered.

Part V.—Payment of Interest.

Stock ledger to be closed.

29. The Registrar shall cause the stock ledger and transfer books to be closed for a period not exceeding fourteen days next before any of the days on which interest on the stock is payable and the persons who on the day the books are so closed are inscribed as holders of stock are entitled to receive the interest next payable thereon.

Interest on debentures.

30. Interest on debentures shall be paid on presentation of interest coupons at the place for payment of interest mentioned in the coupons but the first interest due on any debentures may be paid in accordance with the conditions of the prospectus.

Payment of interest on inscribed stock.

31. Interest on stock shall be paid by one of the following methods:—

- (1) Except as hereinafter provided in this regulation or unless otherwise instructed by the stockholder, payment shall be made to the stockholder or in the case of a joint account to the stockholder whose name is inscribed first in the stock ledger by cheque sent by ordinary pre-paid letter through the post, addressed to the stockholder at his address last notified to the Registrar before the closing of the stock ledger or to some person nominated in writing by the stockholder. Cheques shall be crossed "Not Negotiable" and shall be made payable to the order of the payee.
- (2) With the approval of the Bank and at the risk of the stockholder by payment into an account in a bank within the Commonwealth.
- (3) Where stock is inscribed solely in the name of an infant, interest on such stock may be paid as directed by the stockholder, or at the discretion of the Registrar, may be paid to the infant's parent or guardian whose receipt shall be a valid discharge.
- (4) Where stock is inscribed in the name of an infant jointly with one or more other persons, the interest thereon may be paid to the infant jointly with that other person or those other persons or at the discretion of the Registrar, may be paid to the infant's parent or guardian jointly with that other person or those other persons.

- (5) Interest on stock inscribed in the name of an infant, or in the name of a person of unsound mind, jointly with others not under legal disability, may be paid as directed by the stockholders other than those under a disability, and without the concurrence of the infant or person of unsound mind, upon sufficient proof of legal disability being lodged with the Registrar.
- (6) Where under the conditions of the issue of any loan, the Bank has provided that the first payment of interest on any stock shall be made to the person to whom the stock was originally allotted, then the original allottee shall for the purpose of the first payment of interest be deemed to be the stockholder or owner under this regulation.

Receipts of joint stockholders. 32. The receipt of any one stockholder or of his attorney or agent duly authorised by the stockholder in that behalf in the case of stock inscribed in more than one name for any interest or for any document relating to that stock is a full and sufficient discharge to the Bank in respect thereof but with regard to the payment of principal a discharge shall be given by all stockholders in a joint account.

Part VI.—General.

Powers of attorney. 33. (1) In every case before acting on any power of attorney the Registrar shall require from the attorney a declaration that he has not received notice of revocation of the power of attorney by the death of the donor of the power or otherwise.

(2) The Registrar may act on any power of attorney which in his opinion contains full power to act for any purpose in relation to stock.

(3) The Registrar may require a power of attorney to be left at the Registry at least two clear days before it is acted upon.

(4) Particulars of every power of attorney left at the Registry for notation shall be entered by the Registrar in a register.

Repayment of principal. 34. Stockholders may by agreement with the Registrar arrange for repayment when due of the principal sum into a bank account.

General provisions. 35. (1) All possible precautions shall be taken by the Registrar for the security of the stock to its owner and to guard against fraud or improper transactions.

(2) Erasures shall not be made in the stock ledger.

(3) Errors shall be ruled through and correct entries made.

Secrecy. 36. (1) No person other than the officer or officers appointed by the Auditor General to audit transactions and the Registrar and officers of the Trust immediately engaged on inscribed stock business and approved by the Registrar shall have access to any books, forms or other records.

(2) All officers so appointed or approved shall not divulge any information coming to their knowledge in the course of their duties, except as necessary in the transaction of business or as required by law.

Schedule.

Form No. 1.

.....% Repayable.....
The Rural and Industries Bank of Western Australia.

DEBENTURE.

No..... £.....

Transferable by Delivery.

Issued under The Rural and Industries Bank of Western Australia Act, 1944-1963.

THIS Debenture entitles the bearer to payment at the Head Office of The Rural and Industries Bank of Western Australia, 54-58 Barrack Street, Perth, Western Australia, of.....pounds together with interest

thereon at the rate of.....per centum per annum in accordance with attached coupons. Such sums are hereby charged on and secured upon the funds and securities and other assets of the Bank.

The principal is repayable on.....day of....., 19.....

The Common Seal of the Commissioners of The Rural and Industries Bank of Western Australia was affixed hereto by....., the authorised officer, in the presence of....., a Commissioner, pursuant to a resolution passed at a meeting of the Commissioners this.....day of....., 19.....

Authorised Officer..... Commissioner.....

Form No. 2.

The Rural and Industries Bank of Western Australia. Inscribed Stock.

TRANSFER OF STOCK.

Note.—Before executing this transfer, read carefully the instructional notes.

I/WE..... (Transferor's full name(s), address and occupation)

in consideration of the sum of £.....paid to me by..... hereby assign and transfer unto..... (Transferee's full name(s), address and occupation)

h...../their executors, administrators, successors or assigns, £..... (.....pounds) of The Rural and Industries Bank of Western Australia.....% Inscribed Stock maturing..... and all my/our property and interest in and right to the same and to the interest accrued thereon.

As witness.....hand this.....day of....., 19.....

Signature of Transferor.....

Witness.....

(To whom—unless an Officer of the Registry—the person signing this document is personally known. Also see footnotes.)

Occupation

Address.....

I/We hereby accept the Stock abovementioned transferred into my/our name(s) this.....day of....., 19.....

Signature(s) of Transferee.....

Witness.....

(To whom—unless an Officer of the Registry—the person signing this document is personally known. Also see footnotes.)

Occupation

Address

Notes.—

- (i) Where a person signs as a witness to more than one signature, such must be stated beneath the signature of the witness.
(ii) The Witness must be a Justice of the Peace, Commissioner for Affidavits, Commissioner for Declarations (Commonwealth or State), Notary Public, Solicitor, Member of a recognised Stock Exchange, a Bank Manager (who shall sign as such and add the Bank Stamp), an Officer of the Registry or such other person as the Registrar approves.

Important.—
 Transferee's Specimen Signature.....
 Office Use Only.
 Entered
 Dr. Stock Register.....
 Cr. Stock Register.....
 Registered at the office of The Rural and Industries Bank of Western Australia.
 Examined
 Notices sent:
 Transferor
 Transferee

Form No. 3.
 The Rural and Industries Bank of Western Australia.
 Inscribed Stock.

MANDATE FOR TRANSMISSION.

To the Registrar,
 The Rural and Industries Bank of Western Australia.
 Please have the undermentioned transfer by transmission effected:—
 From....., who lately resided at.....,
 but who is now.....The Rural and Industries Bank
 (Dead, bankrupt or insolvent)
 of Western Australia Inscribed Stock as under:—

Amount of Stock (in words)	Amount of Stock (in figures)	Rate %	Date of Maturity

To the undermentioned person(s) who is/are.....
 (Executor, Administrator)
 and who claim(s) by transmission.

Surname(s) (block letters)	Christian Names (block letters)	Address (block letters)	Occupation

I/We submit herewith the following documents in support of this claim in accordance with the requirements of the regulations.

Documents
 Signature of Transmitter.....
 Witness
 Qualification
 Address
 Date....., 19.....

Note.—The witness must be a Judge of the Supreme Court, Police or Stipendiary Magistrate, Barrister or Solicitor, or Commissioner for Affidavits, Member of a recognised Stock Exchange or a Bank Manager, who shall sign as such and add the Bank Stamp, or an officer of the Registry, but if signed

outside the State, the witness must be a Notary Public or British Consul or Vice Consul or other British Authority, and the Mandate shall be authenticated as required by the regulations.

For Office Use Only.	Specimen Signature of Transmitttee(s) (usual signature)
Entered
Dr. Stock Register.....
Cr. Stock Register.....
Registered at the office of The Rural and Industries Bank of Western Australia.
Examined
.....