



# Government Gazette

OF

## WESTERN AUSTRALIA

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No. 45]

PERTH: WEDNESDAY, 27th MAY

[1964

Western Australia.

LEGAL PRACTITIONERS ACT, 1893-1963.

Rules of The Barristers' Board.

WHEREAS by the Legal Practitioners Act, 1893-1963 (hereinafter called "the Act") The Barristers' Board thereby constituted is empowered from time to time to make and prescribe such rules as to the Board may seem meet for the matters and purposes in the said Act mentioned; and whereas it is desired to amend the rules of the Board as reprinted pursuant to the provisions of the Reprinting of Regulations Act, 1954, including amendments up to and including *Government Gazette* (No. 69) of 31st August, 1962, and published in the *Government Gazette* (No. 6) of 21st January, 1963, and thereafter amended by amendments published in the *Government Gazette* (No. 35) of 15th May, 1963: Now, therefore, the Board, by virtue of the powers vested in it by and under the Act, doth hereby, at a meeting held on the 15th day of May, 1964, make and publish the following amendment to the said rules, to take effect one month after the publication in the *Government Gazette*:—

Amendment.

Rule 35 is amended by substituting for the passage "this Division of this" the word "any".

S. H. GOOD,  
Chairman.

P. R. ADAMS,

R. D. FORBES,

J. M. LAVAN,

H. V. REILLY,

JOHN L. C. WICKHAM,  
Members of The Barristers' Board.

## HEALTH ACT, 1911-1962.

Department of Public Health,  
Perth, 6th May, 1964.

HIS Excellency the Governor in Executive Council, acting under the provisions of section 343 (5) of the Health Act, 1911-1962, and the other powers contained in that Act, has been pleased to make the regulations set forth in the schedule hereunder.

W. S. DAVIDSON,  
Commissioner of Public Health.

## Schedule.

## Regulations.

- Principal regulations. 1. In these regulations the Food Hygiene Regulations published in the *Government Gazette* on the 20th September, 1961, are referred to as the principal regulations.
- Reg. 7 amended. 2. Regulation 7 of the principal regulations is amended by adding after paragraph (a), the following paragraph—  
(aa) smoke in such part of a vehicle that is used for the handling of food intended for sale; .
- Reg. 7A added. 3. The principal regulations are amended by adding after regulation 7, the following regulation:—  
7A. A person shall not store or keep in any premises used for the handling of food intended for sale or carry in any vehicle so used—  
(a) any blood and bone fertiliser, bone meal or organic fertiliser, or any similar organic fertiliser or meal or any preparation containing any fertiliser or meal of animal origin; or  
(b) any other thing whatsoever that may or may be likely to contaminate or affect the wholesomeness or cleanliness of food,  
unless that fertiliser, meal, preparation or other thing is handled in a separate part of those premises, or in that vehicle, in such manner that the food is not or is not likely to be so contaminated or affected.
- Reg. 16A added. 4. The principal regulations are amended by adding after regulation 16, the following regulation:—  
16A. (1) A person who transports an unflayed carcase of veal shall not permit that carcase to come into contact with any dressed carcase, meat or other food intended for human consumption.  
(2) A person shall not keep or store an unflayed carcase of veal in any room that is used for the keeping or storage of any dressed meat or other food intended for human consumption.
- Schedule A amended. 5. Schedule A to the principal regulations is amended—  
(a) by inserting after the word, "Kalgoorlie" in line two of the item, "Towns", the passage, ", Melville";  
(b) by inserting after the word, "Midland" in lines two and three of the item, "Towns", the passage, ", Mosman Park";  
(c) by deleting the passage, ", North Fremantle" in line three of the item, "Towns";

- (d) by inserting after the word, "Coolgardie" in line six of the item, "Shires", the passage, ", Coorow";
- (e) by inserting after the word, "Esperance" in line nine of the item, "Shires", the passage, ", Exmouth";
- (f) by deleting the passage, "Melville," in line sixteen of the item, "Shires";
- and
- (g) by deleting the passage, "Mosman Park," in line seventeen of the item, "Shires".

Approved by His Excellency the Governor in Executive Council this 6th day of May, 1964.

R. H. DOIG,  
Clerk of the Council.

### HOSPITALS ACT, 1927-1955.

#### Wickepin District War Memorial Hospital Board.

M. 6560/62.

WHEREAS by section 37 of the Hospitals Act, 1927-1955, a Board may by resolution adopt Model By-laws formulated by the Governor for the guidance of Boards: Now, therefore, the Wickepin District War Memorial Hospital Board, being a Board within the meaning and for the purposes of the said Act and having adopted the Model By-laws so formulated under regulation 10 of the regulations made under the said Act published as reprinted in the *Government Gazette* on the 2nd February, 1960, and amended by notice published in the *Government Gazette* dated 17th July, 1961, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

By substituting for by-law 16 the following by-law:—

16. The fees payable for treatment of patients at the hospital shall be at the following rates:—

	£	s.	d.
Patients to whom the Motor Vehicle (Third Party Insurance) Act, 1943 (as amended), applies—per day	6	0	0
Patients to whom section 31A of the Hospitals Act, 1927 (as amended), applies—per day	6	0	0
Other Patients—			
Single-bed rooms—per day, plus extras	5	8	0
2-4 bed wards—per day, plus extras	4	4	0
All other beds—per day, plus extras	3	0	0
Extras—			
Operation fee for major operation	5	5	0
Operation fee for minor operation	2	2	0
Labour Ward fee	3	13	6
Outpatient fees—per attendance	10	0	0
Other items—At cost.			

Passed at a meeting of the Wickepin District War Memorial Hospital Board this 20th day of April, 1964.

A. M. KEIGHTLEY,  
Chairman.  
C. M. WEIR,  
Secretary.

## BUSH FIRES ACT, 1954-1963.

Department of Lands and Surveys,  
Perth, 29th April, 1964.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Bush Fires Act, 1954-1963, has been pleased to make the regulations set out in the schedule hereunder.

C. R. GIBSON,  
Under Secretary for Lands.

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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 3rd day of March, 1964, with all amendments up to and including the 16th day of October, 1963, are referred to as the principal regulations.

Reg. 38A amended.

2. Regulation 38A of the principal regulations is amended by inserting after the word, "fire" in line three of subregulation (1), the passage, ", or would be conducive to the spread of a bush fire".

3. The principal regulations are amended by adding after regulation 38B the following regulation:—

Reg. 38C added.

38C. (1) A person shall not, on any Sunday or public holiday during the prohibited burning times and at any time between the first day of October and the next following thirtieth day of April in any yearly period, operate in any crop any harvesting machine or header, unless that person has first obtained the consent in writing of a bush fire control officer of the local authority of the district in which the crop is situated to do so.

(2) This regulation applies only in respect to a municipal district, or part of a municipal district, of a local authority that the Governor, in accordance with the provisions of this regulation, declares to be a district to which this regulation applies.

(3) The Governor, upon application made by a local authority, may by notice published in the *Government Gazette* declare the municipal district, or part of the municipal district, of that local authority to be a district to which this regulation applies.

(4) A notice published pursuant to this regulation may be cancelled, amended or varied at any time by a subsequent notice published in the *Government Gazette*.

(5) In this regulation, "public holiday" means Christmas Day, Boxing Day, New Year's Day, Australia Day, Labour Day, Good Friday, Easter Monday, Anzac Day, the Birthday of the reigning Sovereign, and any day proclaimed to be a public holiday throughout the State, and in relation to a district to which this regulation applies, any day proclaimed to be a public holiday in that district whether in addition to or in substitution for any of those days.

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Approved by His Excellency the Governor in Executive Council this 29th day of April, 1964.

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

## LOCAL GOVERNMENT ACT, 1960.

By-law No. 63—Town Planning Classification or Zoning By-law for Land and/or Buildings in the Victoria Park-Carlisle Area being Part of the City of Perth Municipal District—Amendment.

The Municipality of the City of Perth.

By-law Relating to Zoning.

L.G. 458/62.

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 16th day of December, 1963, to make and submit for confirmation by the Governor the following amendment to by-law No. 63:—

That all that piece of land being portion of Canning Location 2 (Sussex Street) and being that part of the land coloured brown on Diagram 11568 now included in Diagram 29512, and being part of the land in Certificate of Title Volume 1071, folio 55 be, and is hereby included in Zone 7 classification, and that the Victoria Park-Carlisle Zoning Plan No. 63 be amended accordingly.

Dated the 17th day of April, 1964.

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

[L.S.]

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

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 14th day of May, 1964.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

By-law No. 6—Melville Parade Building Line.

The Municipality of the City of South Perth.

By-law Relating to Building Lines.

L.G. 697/60.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 26th day of February, 1964, to make and submit for confirmation by the Governor the following repeal of By-law No. 6—Melville Parade Building Line and remaking thereof:—

1. The whole of By-law No. 6—Melville Parade Building Line is hereby repealed and the following substituted in lieu thereof.

2. A building line is fixed on the east side of Melville Parade starting from the northern alignment of Thelma Street at a point 15 feet east of the eastern alignment of Melville Parade and running approximately northward 15 feet from the east side of Melville Parade to the southern alignment of Eric Street.

Dated this 9th day of March, 1964.

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

[L.S.]

W. C. G. THOMAS,  
Mayor.  
E. J. JOHNSON,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 14th day of May, 1964.

R. H. DOIG,  
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.  
Municipality of the Town of Albany.  
By-laws Relating to Zoning.  
Amendment—By-law No. 19.

L.G. 691/61.

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

That By-law No. 19—Land Use (Zoning) which was published in the *Government Gazette* on the 19th July, 1956, be amended as follows:—

Thirteenth Schedule—Service Station Area.  
Add new clause "all land being lot 305, Middleton Road."

Dated 27th day of April, 1964.

The Common Seal of the Town of Albany was hereunto affixed pursuant to a resolution of the Council and in the presence of—

[L.S.]

C. JOHNSON,  
Mayor.  
F. R. BRAND,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 14th day of May, 1964.

R. H. DOIG,  
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.  
The Municipality of the Shire of Perth.

By-laws Relating to Zoning—Garden Treatment for Sites for Flats.

L.G. 47/63.

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 14th day of April, 1964, to make and submit for confirmation by the Governor the following by-laws:—

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

By-law 363 is amended by the addition at the end thereof of the following:—

(g) Not less than 30 per cent. of the area of the parcel of land on which the flat building is situated is developed and maintained for lawns and gardens.

Dated the 14th day of April, 1964.

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—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 14th day of May, 1964.

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:—

- (17) portion of Cockburn Sound Location 10 and being lot 81 on Diagram 28523 and lot 77 on Diagram 27576, which land shall, however, be limited to use for service station 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 Governor in Executive Council this 14th day of May, 1964.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Esperance.

By-laws Relating to Building.

L.G. 413/54.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 20th day of March, 1964, to make and submit for confirmation by the Governor the following by-laws:—

1. No person shall erect or cause to be erected any building in that portion of the District of the Shire of Esperance which is specified in the schedule hereto unless the front wall of the building and the side walls for a depth of 25 feet from the front of the building be constructed of brick, reinforced concrete, stone, cement brick or other hard and durable fire-resisting materials approved by the Council.

2. No person shall within the townsite of the Shire of Esperance erect any business premises or convert any premises for business use unless the front wall of the building and the side walls for a depth of 25 feet from the front of the building be constructed of brick, reinforced concrete, stone, cement brick or other hard and durable fire-resisting materials approved by the Council.

3. The following by-laws are hereby repealed:—

- (a) Building By-laws of the Esperance Road Board published in the *Government Gazette* of the 20th August, 1948, at pages 1885 to 1893 inclusive.

- (b) Building By-laws of the Esperance Road Board published in the *Government Gazette* of the 23rd April, 1954, at page 695.
- (c) Building By-laws of the Esperance Road Board published in the *Government Gazette* of the 12th November, 1954, at page 1915.

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The Schedule.

All that area bounded as follows:—

Commencing at the south-east corner of the land being portion of East Location 4 and being the southern moiety of lot 2 on Deposited Plan 919 being the whole of the land comprised in Certificate of Title Volume 536, folio 145; thence in a northerly direction along the western boundary of the Esplanade to the corner of James Street; thence in a north-westerly direction along the southern boundary of James Street to the western side of Dempster Street; thence in a north-easterly direction along the western boundary of Dempster Street to the north-east corner of Esperance Town Lot 44 being the land comprised in Certificates of Title Volume 1204, folio 622, and Volume 1129, folio 849; thence in a north-westerly direction along the north-eastern boundary of the said Esperance Town Lot 44 to Windich Street; thence to the western corner of Windich Street and Forrest Street; thence in a westerly direction along the southern boundary of Forrest Street to the corner of Jane Street; thence in a southerly direction along the eastern boundary of Jane Street to Andrew Street; thence in an easterly direction along the southern boundary of Andrew Street to the north-western corner of the land being Esperance Town Lot 75 and being the whole of the land comprised in Certificate of Title Volume 1191, folio 872; thence in a southerly direction along the western boundary of the said Esperance Town Lot 75 and along a line being a prolongation of the said western boundary of Esperance Town Lot 75 to the southern boundary of Esperance Town Lot 78 being the whole of the land comprised in Certificate of Title Volume 1068, folio 246; thence in an easterly direction along the southern boundary of the said Esperance Town Lot 78 to the eastern side of Dempster Street; thence in a southerly direction along the eastern side of Dempster Street to the south-western corner of the land being portion of East Location 4 and being lot 53 on Deposited Plan 919 and being the whole of the land comprised in Certificate of Title Volume 536, folio 141; thence in an easterly direction along the southern boundary of the said lot 53 in Deposited Plan 919 and along the southern boundary of the land being portion of East Location 4 and being the southern moiety of lot 2 on Deposited Plan 919 to the commencing point.

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Dated the 20th day of March, 1964.

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

[L.S.]

W. S. PATERSON,  
President.  
J. F. CAMERON,  
Shire Clerk.

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Recommended—

L. A. LOGAN,  
Minister for Local Government.

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Approved by His Excellency the Governor in Executive Council this 14th day of May, 1964.

R. H. DOIG,  
Clerk of the Council.



## LOCAL GOVERNMENT ACT, 1960.

Municipality of the Shire of Gingin.

Adoption of Amendment to Draft Model By-law No. 2  
Relating to Caravan Parks.

L.G. 311/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 20th day of March, 1964, to adopt the amendment of the Model By-law published in the *Government Gazette* of the 16th day of January, 1963, and designated Local Government By-law (Caravan Parks) No. 2.

Dated the 23rd March, 1964.

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

[L.S.]

N. T. FEWSTER,  
President.  
N. H. V. WALLACE,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 14th  
day of May, 1964.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Gingin.

Adoption of Draft Model By-laws Relating to Petrol Pumps.

L.G. 178/64.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 20th day of March, 1964, to adopt the Draft Model By-laws published in the *Government Gazette* on the 16th January, 1963, viz.:—

Local Government Model By-laws (Petrol Pumps) No. 10.—The  
whole of the by-laws.

Dated this 23rd day of March, 1964.

The Common Seal of the Municipality of the  
Shire of Gingin was duly affixed hereto in  
the presence of—

[L.S.]

N. T. FEWSTER,  
President.  
N. H. V. WALLACE,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 14th  
day of May, 1964.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Gingin.

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

L.G. 720/60.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 20th day of March, 1964, to adopt the whole of the Draft Model By-laws published in the *Government Gazette* of the 20th September, 1961, and amended on 13th June, 1962, and 23rd July, 1962, designated "Local Government Model By-laws (Motels) No. 3":—

The whole of the by-laws to be applied throughout the whole Shire.

Dated this 23rd day of March, 1964.

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

[L.S.]

N. T. FEWSTER,  
President.  
N. H. V. WALLACE,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 14th day of May, 1964.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Plantagenet.

Adoption of Draft Model By-law Relating to (Standing Orders) No. 4.

L.G. 48/64.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovenamed Municipality hereby records having resolved on the 18th day of October, 1963, the 21st day of February, 1964, and the 17th day of April, 1964, to adopt the whole of the Draft Model By-law published in the *Gazette* of the 12th day of December, 1961, as amended by notice published in the *Gazette* of the 25th day of January, 1962, and as further amended by notice published in the *Gazette* of the 8th day of May, 1962, with such amendments as are here set out:—

- (a) In clause 10, schedule, subsection (vii) and (viii) as subsections (iii) and (iv) immediately after subsection (ii) and renumber all following subsections accordingly in the same schedule draft order.
- (b) In clause 13, delete the words "at least four hours" in line two.
- (c) In clause 16, subsection (i), substitute the word "seven" for word "three" in line four.
- (d) In clause 18, subsection (2), add the words "before the President" after the word "memorial" in line two.
- (e) In clause 18, delete subsection (2) (a).
- (f) In clause 18, delete subsection (2) (b).
- (g) In clause 18, subsection (3), delete the words "a Committee or" in line one.
- (h) In clause 88, subsection (2), insert the word "four" before the word "Councillors".

- (i) In clause 88, subsection (5), delete the words "the Mayor shall have a casting vote" and substitute the words "the motion is deemed defeated".
- (j) In clause 89, subsection (1) (a) (iv), delete the word "and".
- (k) In clause 89, subsection (1) (a) (v), add the word "and".
- (l) In clause 89, subsection (1) (a), add a new subsection (vi) "Tenders".
- (m) In clause 89, subsection (1) (b), add the following subsections:—
  - (vii) Matters concerning recreational activities.
  - (viii) Plans and specifications dealing with applications for building permits.
  - (ix) Subdivision application having due regard to the requirements of town planning.
  - (x) Traffic matters in relation to the Traffic Act.
  - (xi) Matters not normally dealt with by other Committees.
- (n) In clause 90, subsection (5), delete the words "the Mayor shall have a casting vote" and substitute the words "the motion is deemed defeated".
- (o) In clause 93, subsection (1), delete the word "three" after the word "than" in line two.
- (p) In clause 93 subsection (1), delete the words "and the Chairman" in line two.
- (q) That the word "President" be substituted for the word "Mayor" wherever appearing in the by-laws.

Dated the 6th day of May, 1964.

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

[L.S.]

W. T. FROST,  
President.  
T. McDONALD,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 14th day of May, 1964.

R. H. DOIG,  
Clerk of the Council.

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#### LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Wanneroo.

By-laws Relating to the Clearing and Removal of Trees, Scrub,  
Undergrowth, Refuse, Rubbish or Material from Land.

L.G. 366/61.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 13th day of May, 1963, to make and submit for confirmation by the Governor the following by-laws:—

1. In these by-laws—

"Council" means Wanneroo Shire Council;

"District" means the district of the Shire of Wanneroo;

"Clerk" means the Shire Clerk or the person acting for the time being in that capacity.

2. If there is on any land within the District any refuse, rubbish, or other material whatsoever which, in the opinion of the Council, is likely to affect adversely the value of adjoining property or the health,

comfort or convenience of the inhabitants thereof, the Council may cause a notice under the hand of the Clerk to be served on the owner or occupier of such land requiring such owner or occupier within the time specified in such notice to remove such refuse, rubbish or material from the land.

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

4. Any person who fails to comply with such notice, within the time specified therein, shall commit an offence and shall be liable on conviction to a penalty not exceeding £30.

5. If the owner or occupier of the land upon whom a notice is served under clause 2 of these by-laws does not comply with such notice, the Council may remove the refuse, rubbish, or other material at the expense of, and recover the amount of the expenses from, the owner in a court of competent jurisdiction.

6. The by-laws requiring removal of refuse, etc., made on the 26th day of April, 1961, appearing on page 1314 of the *Government Gazette* of the 24th May, 1961, are hereby revoked.

Dated this 31st day of March, 1964.

The Common Seal of the Municipality of the Shire of Wanneroo was duly affixed hereto in the presence of—

[L.S.]

E. CRISAFULLI,  
President.  
D. G. FERRIS,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 14th day of May, 1964.

R. H. DOIG,  
Clerk of the Council.

#### BEEF CATTLE INDUSTRY COMPENSATION ACT, 1963.

Department of Agriculture,  
South Perth, 14th May, 1964.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by section 33 of the Beef Cattle Industry Compensation Act, 1963, and section 11 of the Interpretation Act, 1918-1962, has been pleased to make the regulations set forth in the schedule hereunder, to have and take effect on and after the 1st day of July, 1964.

T. C. DUNNE,  
Director of Agriculture.

#### Schedule.

#### Regulations.

1. These regulations may be cited as the Beef Cattle Industry Compensation Regulations, 1964.
2. In these regulations unless the context requires otherwise—  
“the Act” means the Beef Cattle Industry Compensation Act, 1963;  
words and expressions defined in section 5 of the Act and used in these regulations have the same respective meanings as in the Act.

3. The Chief Inspector may, on giving to the owner of beef cattle seven days' previous notice in writing in the Form No. 1 in the schedule to these regulations, request that owner to submit, at a time and place to be specified in the notice, his beef cattle to inspection or to tuberculin testing, or to both, by the Chief Inspector, an inspector, a veterinary officer of the Department, or a veterinary surgeon nominated by the Chief Inspector.

4. Every owner of beef cattle, on receipt of notice pursuant to regulation 3 of these regulations, shall at the time and place specified in the notice, submit his beef cattle for the purpose referred to in that regulation, and shall render to the person inspecting or testing the beef cattle all reasonable assistance with the handling of them.

5. (1) Every owner of beef cattle shall provide a crush or other suitable means of restraint for the purpose of inspection or tuberculin testing of his beef cattle under these regulations, to the satisfaction of the person carrying out the inspection or testing.

(2) An owner who fails or neglects to provide a crush or other suitable means of restraint pursuant to this regulation commits an offence against these regulations.

(3) Where a question arises as to whether a crush or other means of restraint is adequate for the purposes of this regulation, the question shall be referred to the Chief Inspector who shall determine the question and whose determination shall be final and conclusive.

6. (1) Where beef cattle have been submitted to a tuberculin test pursuant to the provisions of section 10 of the Act, the person who carried out the test shall within seven days thereafter sign and furnish to the Chief Inspector—

(a) a report in the Form No. 2 in the schedule to these regulations, setting forth particulars of the number and kind of beef cattle tested and the number of positive reactors (if any); and

(b) a return in the Form No. 3 in that schedule of the positive reactors to the tuberculin test of the beef cattle.

(2) The owner of the beef cattle so tested shall certify that the test has been made and the positive reactors identified and for that purpose shall sign the certificate endorsed at the foot of the Form No. 2 referred to in this regulation.

7. All beef cattle which upon being subjected to a tuberculin test give a positive reaction, or which upon being inspected are found to be showing clinical evidence of disease, shall be branded on the rump with the imprint of a  $\uparrow$ , and every animal that has reacted to the tuberculin test shall also be tagged for identification with a tag in a form approved from time to time by the Director and issued by the Department bearing the letters "TB" and a serial number.

8. (1) Where any beef cattle are found by inspection or by the application of a tuberculin test to be suffering from disease, the Chief Inspector shall give forthwith to the owner of the beef cattle notice in writing in the Form No. 4 in the schedule to these regulations, and by such notice shall require the owner within a time to be specified in the notice—

(a) to remove such cattle from the herd for the purpose of their being slaughtered; and

(b) either to destroy at his own expense such cattle within the meaning of the word "destroy" in the Stock Diseases Act, 1895 (as amended), or to convey or consign such cattle to an abattoir specified in the notice for the purpose of slaughter, and the owner shall keep such cattle isolated from the herd pending slaughter by him or conveyance or consignment for the purpose of slaughter.

(2) The cost of transporting beef cattle conveyed or consigned to an abattoir for slaughter, pursuant to subregulation (1) of this regulation, whether that transport be by rail or by road, shall be borne by the Fund.

9. (1) An application for payment of compensation in respect of beef cattle destroyed pursuant to the Act and these regulations shall be made to the Chief Inspector in the Form No. 5 in the schedule to these regulations within thirty days after the destruction of the animal or animals in respect of which compensation is claimed.

(2) The application shall be in writing signed by the owner of the animal or animals in respect of which compensation is claimed, and shall contain particulars of the description and the value of each animal destroyed.

10. (1) An application for payment of compensation in respect of any carcass or portion of a carcass of an animal being a head of beef cattle or of dairy cattle which carcass or portion is, in pursuance of any Act, at an abattoir condemned because of disease as unfit for human consumption, shall be made to the Chief Inspector in the Form No. 6 in the schedule to these regulations within thirty days after the condemnation of that carcass or portion of a carcass.

(2) The application shall be in writing signed by the owner of the carcass or portion of a carcass in respect of which compensation is claimed, shall contain particulars of the weight of that carcass or portion of carcass, the market value thereof and the reason for condemnation, and shall be signed by the person responsible for the condemnation.

11. (1) Where pursuant to regulation 8 of these regulations beef cattle are ordered to be conveyed or consigned to an abattoir for slaughter, the Chief Inspector shall notify in writing forthwith the officer in charge of the abattoir specified in the notice given to the owner pursuant to that regulation, that the beef cattle are to be so conveyed or consigned and shall inform him of the approximate date of their delivery.

(2) The notice to be given under subregulation (1) of this regulation to the officer in charge of an abattoir shall be in the Form No. 7 in the schedule to these regulations and shall contain particulars of the description of the beef cattle to be destroyed, including the brands and tag numbers used for purposes of identification by the person who carried out the tuberculin test in respect of the beef cattle.

(3) On receipt of notice under this regulation the officer in charge of the abattoir, or the deputy of that officer, shall give instructions for the slaughter of the beef cattle when delivered and for the realisation of the carcasses.

12. After slaughter of beef cattle at an abattoir and realisation of the carcasses, in accordance with regulation 11 of these regulations, the officer in charge of the abattoir shall as soon thereafter as may be practicable notify the Department accordingly in the Form No. 8 in the schedule to these regulations, and remit to the Director the proceeds of realisation of the carcasses after deducting therefrom any slaughtering charges or other expenses actually incurred in relation to the destruction of the beef cattle and realisation of the carcasses.

13. In the event of the loss or death of any beef cattle that have been ordered to be destroyed pursuant to the Act and these regulations, the owner of such beef cattle shall immediately notify the Chief Inspector of the loss or death and furnish him with particulars of the description of each animal that has become lost or has died.

14. Notwithstanding that his herd of beef cattle has been inspected or tested in accordance with the Act and these regulations, every owner of beef cattle shall, whenever an animal is visibly suffering from disease, or is showing symptoms from which it may reasonably be suspected of suffering from disease, notify the Chief Inspector thereof immediately upon becoming aware of the same.

15. A person who omits to do anything directed to be done or does or attempts to do anything forbidden to be done, by or under these regulations, commits an offence against these regulations, and is liable to the penalty expressly provided for the offence, but if no penalty is expressly provided for the offence he is liable to a penalty not exceeding fifty pounds.

## MILK ACT, 1946-1963.

Department of Agriculture,  
South Perth, 14th May, 1964.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by section 76 of the Milk Act, 1946-1963, has been pleased to approve of the regulations made by the Minister for Agriculture set forth in the schedule hereunder in amendment of the regulations made by the Minister and published in the *Government Gazette* on the 21st February, 1947, the 22nd July, 1949, and the 17th March, 1950, respectively, as amended from time to time thereafter by notices published in the *Government Gazette*.

T. C. DUNNE,  
Director of Agriculture.

## Schedule.

## Regulations.

- Principal regulations. 1. In these regulations the Milk Act, 1946, Regulations No. 1, the Milk Act, 1946-1948, Regulations No. 7, and the Milk Act, 1946-1948, No. 8, published respectively in the *Government Gazette* on the 21st February, 1947, the 22nd July, 1949, and the 17th March, 1950, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.
- Reg. 129A added. 2. The principal regulations are amended by adding after regulation 129 in Part XIII, the following regulation:—  
129A. Where milk or cream is sold in a sealed bottle, the vendor shall not make any charge for the supply of the bottle without the approval of the Board.
- Reg. 133 substituted. 3. The principal regulations are amended by substituting for regulation 133, the following regulation:—  
133. (a) Subject to regulations 134 to 138 (both inclusive) of these regulations, the Board may fix the permitted daily quantity of milk of his own production that may be sold or supplied during the period of twelve months commencing on the first day of March in each year by any dairyman holding the appropriate license or licenses to milk vendors and to consumers.  
(b) The Board may at any time by notice in writing forwarded by ordinary prepaid post to any dairyman cancel the permission given to that dairyman to sell or supply the permitted daily quantity of milk fixed by the Board under this regulation.
- Reg. 134 amended. 4. Regulation 134 of the principal regulations is amended—  
(a) by substituting for paragraph (a), the following paragraph:—  
(a) Except as provided in paragraphs (b), (d) and (f) of this regulation, the permitted daily quantity of each dairyman in respect of any twelve-monthly period shall be the average daily quantity of contract milk sold or supplied by him during the last preceding months of November, December and January, subject to any percentage increase or decrease determined by the Board. ;  
(b) by substituting for the word, "maximum" where it occurs in line one of paragraph (b), line three of paragraph (c), and line one of paragraph (d), the word, "permitted" in each case; and  
(c) by adding after paragraph (e), the following paragraph:—  
(f) The permitted daily quantity for any dairyman who is a new supplier shall be fixed by and at the discretion of the Board.

- Reg. 135 substituted. 5. The principal regulations are amended by substituting for regulation 135, the following regulation:—  
 135. Upon fixing the permitted daily quantities pursuant to these regulations, the Board shall give notice by ordinary prepaid post to each dairyman stating the permitted daily quantity of milk of his own production that such dairyman may, if he holds the appropriate license or licenses, sell or supply to milk vendors and consumers.
- Regs. 136, 137 and 138 amended. 6. Regulations 136, 137 and 138 of the principal regulations are each amended by substituting for the word, "maximum" wherever it occurs therein, the word, "permitted" in each case.
- Reg. 139 substituted. 7. The principal regulations are amended by substituting for regulation 139, the following regulation:—  
 139. If and whenever permitted daily quantities are increased pursuant to these regulations, the Board shall give notice by ordinary prepaid post to each dairyman concerned, stating the permitted daily quantity of milk of his own production that such dairyman may, if he holds the appropriate license or licenses, sell or supply to milk vendors and consumers.
- Reg. 140 substituted. 8. The principal regulations are amended by substituting for regulation 140, the following regulation:—  
 140. No dairyman shall on any day sell or supply to any milk vendor or consumer milk of his own production in a quantity greater in the aggregate than the permitted daily quantity fixed pursuant to these regulations by the Board in relation to the business of that dairyman.
- Reg. 142 revoked. 9. Regulation 142 of the principal regulations is revoked.
- Reg. 265A added. 10. The principal regulations are amended by adding after regulation 265, the following regulation:—  
 265A. No dairyman shall install or cause or permit to be installed in his dairy any refrigerated farm milk tank unit unless and until he has first obtained the approval in writing of the Board to do so.
- Reg. 266 amended. 11. Regulation 266 of the principal regulations is amended—  
 (a) by inserting after the word, "chamber" in line four of paragraph (d), the words, "or a refrigerated farm milk tank unit"; and  
 (b) by substituting for the word, "shall" in the last line of paragraph (d), the word, "may".
- Form 7 First Schedule amended. 12. Form 7 in the First Schedule to the principal regulations is amended—  
 (a) by substituting for the word, "Schedule" in line eleven, the words, "First Schedule"; and  
 (b) by adding after the word, "Act" in line thirteen, the passage, ", and to supply, by wholesale, milk produced on such premises for consumption or treatment in the district of.....".