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No. 59]

PERTH: WEDNESDAY, 8th JULY

[1964

HEALTH ACT, 1911-1962.

Department of Public Health,
Perth, 24th June, 1964.

HIS Excellency the Lieutenant-Governor in Executive Council, acting pursuant to the provisions of the Health Act, 1911-1962, 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 Meat Inspection and Branding Regulations made under the provisions of the Health Act, 1911 (as amended), as reprinted pursuant to the Reprinting of Regulations Act, 1954, and published as so reprinted in the *Government Gazette* on the 21st March, 1960 (such reprinted regulations including all amendments to and including those published in the *Government Gazette* on the 20th January, 1959), and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.
- Reg. 5 amended. 2. Regulation 5 of the principal regulations is amended by inserting immediately below the passage, "Albany—The W.A. Meat Exports Works, Albany Town Lot S111." the following passage:—
Boyup Brook—Abattoir on Nelson Location 1005.
- Schedule A amended. 3. Schedule A to the principal regulations is amended by adding thereto the following brand and words:—



Upper Blackwood.

- Schedule B amended. 4. Schedule B to the principal regulations is amended by inserting immediately below the passage, "Swan-Guildford Health District." the following passage:—
Upper Blackwood Health District.
- Schedule C amended. 5. Schedule C to the principal regulations is amended by inserting immediately below the passage, "Rockingham Health District." in paragraph 4. Scale "D," the following passage:—
Upper Blackwood Health District.

HEALTH ACT, 1911-1962.

Town of Northam.

WHEREAS it is provided in the Health Act, 1911, as amended, that a local authority may, of its own motion, by resolution, adopt with or without modification, the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of the Act; and whereas Model By-laws, described as Series "A," prepared in accordance with those provisions and duly amended, have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 17th July, 1963: Now, therefore, the Northam Town Council, being a local authority within the meaning of the said Act, doth hereby resolve and determine that the said Model By-laws, as so reprinted and published in the *Government Gazette* on the 17th July, 1963, shall be adopted with the following exceptions and modifications, and doth hereby prescribe the following scale of fees as applied to Schedule "D" of Part IX of the adopted by-laws:—

PART I.—GENERAL SANITARY PROVISIONS.

Insert after by-law 1B a new by-law 1C as follows:—

1C.—Provision of Apparatus for the Bacteriolytic Treatment of Sewage.

(a) Every house constructed in the Town of Northam that is not connected to the existing town sewerage system shall be provided with a water closet or closets to the number required by law, and such water closet or closets shall be connected to apparatus for the bacteriolytic treatment of sewage.

Plans and specifications lodged with the Town of Northam for approval after the date of the coming into operation of this by-law shall include water closet or water closets as required by this by-law.

Insert after by-law 19 a new by-law 19A as follows:—

19A.—(i) No person except an authorised employee of the Council or any other person authorised in writing by the Council, shall enter or be on any land or premises used by the Council for the depositing of refuse, garbage or rubbish except for the purpose of depositing of refuse, garbage or rubbish.

(ii) No person shall deposit any refuse, garbage or rubbish other than at a position on the land designated by the Council and indicated by signs.

(iii) No person shall interfere with or remove any material or thing whatsoever at any time from any land or premises used by the Council for depositing of refuse, garbage or rubbish.

(iv) No person shall light or cause to be burnt any refuse, garbage or rubbish on any land used by the Council for the depositing of refuse, garbage or rubbish, except on a specified site as designated by Council and under such conditions as Council may impose.

(v) No person shall deposit any car bodies or similar material not easily compressible on any land or premises used by the Council for the deposit of refuse, garbage or rubbish, or upon any other land under the control of the Council, except with the written approval of the Council and under such conditions as Council may impose.

Insert after by-law 24B new by-laws to be read as by-laws 24C and 24D as follows:—

24C. No person, having the control or management of a vehicle in which livestock is being transported, shall park such vehicle, unless it be thoroughly clean, within the boundaries of the Town of Northam.

24D. No person, having control or management of a vehicle in which livestock has been transported, shall park such vehicle within the boundaries of the Town of Northam until such vehicle has been thoroughly cleansed.

The provisions of paragraph 24C and 24D shall not apply to a vehicle while parked at or within a recognised sale or slaughter yard for the purpose of loading or unloading livestock.

Delete by-law 26 and substitute the following:—

26. (1) The occupier of any premises whereon a horse is kept shall provide a stable which shall comply with the following conditions:—

- (a) It shall not be at any less distance than 150 feet from the property alignment of any street or road.
- (b) It shall not be at any less distance than 20 feet from any boundary.
- (c) It shall not be at any less distance than 100 feet from any other building used for the handling or storage of food or as a dwelling house, shop, office or like building, whether on the same allotment of land or on any other allotment of land.
- (d) It shall have walls to a number and height and thickness approved and such walls shall be constructed of concrete, brick, stone, wood, or galvanised iron.
- (e) It shall have a roof to be constructed of some impervious material.
- (f) There shall be on all sides of the building between the wall and the roof a continuous clear space of at least six inches in height.
- (g) The upper surface of the floor shall be raised at least three inches above the surface of the surrounding ground and shall be constructed of granolithic cement, concrete, or some other approved impervious material; it shall have a fall of one in a hundred to a drain.
- (h) There shall be provided outside each such stable a receptacle for manure, such receptacle shall be constructed of brick faced cement or with other approved impervious material; and shall be emptied at least once weekly.
- (i) All manure produced on the premises shall be collected daily and placed in the receptacle for manure, and treated with insecticide to prevent fly breeding.
- (j) The stable shall be maintained in a cleanly condition, and shall be cleansed and disinfected when so ordered by an inspector.

(2) No stable or building used for the housing of horses may be erected on any lot in the Town of Northam unless the lot or lots upon which the stable or building is erected exceeds 15,000 square feet in area.

By-law 29A (1) (d) is not adopted.

PART IV.

By adding two new subparagraphs to by-law 17 of Part IV to be known as subparagraph 17 (h) and 17 (i), to read as follows:—

- (h) He shall not deposit any full, partly filled or empty bottle, jar, can, drum or crate which is normally used for the distribution of either pasteurised or raw milk or cream, on any street, road, footpath, right-of-way or upon any other private or public thoroughfare or land.
- (i) He shall immediately remove all portions of any glass container which may be broken by him from any street, road, footpath, right-of-way or other private or public thoroughfare or land.

PART VII.—FOOD.

By adding the words "or owner" after the word "occupier" in the first line of each by-laws 4, 5 and 6, of Part VII.

Insert after by-law 12 a new by-law to be read as by-law 12A as follows:—

12A. No person shall deposit any vegetable or other food of any kind intended for sale for human consumption upon any street, road, footpath, right-of-way or upon any other private or public thoroughfare or land.

PART IX.—OFFENSIVE TRADES.

Section (C) Piggeries.

Delete by-law 2 and substitute the following:—

2. (a) For the purposes of this section of these by-laws, no premises shall be registered as a piggery unless every portion of the sties and drainage sumps of the piggery are at least 200 feet distant from any street, or thoroughfare and from any dwelling house, church, shop, schoolroom, hall, factory, dairy or premises whatsoever wherein food is manufactured, packed or prepared for human consumption, and the sites and drainage sumps of the piggery are not less than 100 feet distant from the boundary of any land not in the same occupation, ownership, or possession.

(b) No enclosure appurtenant to the sties or grazing area to which pigs have access shall be at less distance than 100 feet from any boundary of any land not in the same occupation, ownership or possession or at a less distance than 200 feet from any dwelling house, shop, church, schoolroom, hall, factory, dairy or premises whatsoever wherein food is manufactured, packed or prepared for human consumption.

Offensive Trade.	Fees Per Annum.		
	£	s.	d.
Slaughterhouses	5	0	0
Piggeries	3	0	0
Laundries	3	0	0
Marine stores	3	0	0
Other trades not specified	3	0	0

By the addition at the end of the by-laws of a new Part to stand as Part X as follows:—

PART X.—MORGUES.

1. Any place for the temporary reception of the bodies of the dead and for keeping such bodies for the purpose of view, examination, identification or other lawful purposes before burial or cremation, shall be licensed annually. The fee for such license shall be £1.

2. No such license shall be granted in respect of any premises unless—

- (a) the interior surface of all walls is covered with glazed tiles or other material of similar impermeable qualities, so as to be non-absorbent and washable;
- (b) all floors are constructed of granolithic or other material of impermeable qualities having a fall to an outlet discharging over a trapped gully; and
- (c) the premises are ventilated by direct communication to the outer air. Such ventilators to be in the ratio of 24 square inches of inlet and 24 inches of outlet of uncontrolled ventilating area of each 100 square feet of floor area. The situation of the ventilating openings and the general arrangements of the ventilation shall be to the satisfaction of the inspector.

3. No such license shall be granted in respect of any room, the dimensions of which are less than 10 feet x 9 feet x 10 feet high.

4. No such license shall be granted in respect of private premises unless the site therefore is approved by the local authority or if the same are within 20 feet of any dwelling.

5. Every person applying for the license of a place for the temporary reception of the bodies of the dead shall apply for such license during the first week of January each year in the form of Schedule "A" hereto: Provided that if the license for any year shall commence on or after the first day of July in any year, then the applicant shall be required to pay only one-half of the prescribed fee.

6. Whenever the local authority licenses any place for the temporary reception of the bodies of the dead, the local authority shall supply to the person who has applied for such license a certificate in the form of Schedule "B" hereto.

Schedule "A."

APPLICATION FOR A LICENSE OF A MORGUE.

I,....., hereby make application for the registration of the premises specified hereunder, for the purpose of the temporary reception of the bodies of the dead, and deposit herewith the sum of £....., being the license fee in accordance with the by-laws.

Situation of premises in respect of which the license is sought

(Address)

(Signature of Applicant.)

Dated.....

Schedule "B."

LICENSE OF PREMISES FOR THE PURPOSE OF A MORGUE.

THIS is to certify that the premises situate....., are licensed as a place for the temporary reception of the bodies of the dead.

This license expires on 31st December next.

Town Clerk.

Passed at a meeting of the Northam Town Council, this 25th day of March, 1964.

[L.S.]

F. A. R. KILLICK,
Deputy Mayor.
N. J. D. RIDGWAY,
Town Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1962.

Shire of Canning.

WHEREAS it is provided in the Health Act, 1911, as amended, that a local authority may, of its own motion, by resolution, adopt with or without modification, the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (i) of that Act; and whereas Model By-laws, described as Series "A," prepared in accordance with those provisions and duly amended, have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 25th June, 1963, and as so reprinted have been published in the *Government Gazette* on 17th July, 1963, and further amended by notice published in the *Government Gazette* on 7th November, 1963, and 20th March, 1964: Now, therefore, the Shire of Canning, being a local authority within the meaning of the Act, doth hereby resolve and determine that the said Model By-laws, as so reprinted and published in the *Government Gazette* on the 17th July, 1963, together with the amendments published in the *Government Gazette* on 7th November, 1963, and 20th March, 1964, shall be adopted with the following modifications and doth hereby prescribe the following scale of fees as applied to Schedule "D" of Part IX of the adopted by-laws:—

PART I.—GENERAL SANITARY PROVISIONS.

1. By-law 1 is not adopted.
2. By-law 1A is not adopted.

3. By-law 1AA is adopted up to and including the word "accommodation" where it appears in line three.

4. Substitute for by-law 1B the following by-law:—

1B. In relation to temporary privies to be provided for the use of workmen employed on any works, the following provisions shall apply:—

- (a) The privy shall comply with the requirements for bore-hole type privies prescribed in by-law 1BA of this Part.
- (b) A privy shall not be within 20 feet of any house or tank, nor within 50 feet of any milking shed or milk room of any dairy.
- (c) The walls and roof shall be of wood and galvanised iron or such other material as may be approved by the local authority.
- (d) The entrance shall be effectively screened to ensure privacy.

5. Amend by-law 1BA by substituting for the words "may, subject to the approval of the local authority" where they appear immediately following the word "privy" in line three of subsection (1), the word "shall".

6. After by-law 1BA insert a new by-law to stand as by-law 1C as follows:—

1C.—Provision of Apparatus for the Bacteriolytic Treatment of Sewage.

(a) The owner of every house constructed after the coming into operation of this by-law within the district of the Shire of Canning, shall provide on the premises an apparatus for the bacteriolytic treatment of sewage before the house is occupied or used.

(b) Provided that, where in the opinion of an Inspector, the disposal of liquid wastes cannot be effectively achieved by soakwells, then a combined bacteriolytic treatment tank shall be installed to which all sewage and liquid waste disposal drains shall be connected, and the effluent shall be discharged into a leach drain constructed in accordance with the requirements of by-law 23 (2B) of this Part.

7. By-law 2 is not adopted.

8. By-law 4A is amended by adding after subsection (2) a new subsection (3) as follows:—

(3) Kitchen facilities as follows:—

At least one sink, which shall be installed in the kitchen, scullery or other room usually used for the purpose of washing domestic dishes and utensils, and which sink shall have the following characteristics:—

- (i) It shall be supported so that the height of the top of the front edge of the sink shall be between thirty-four (34) inches and thirty-nine (39) inches above floor level.
- (ii) It will be provided with a drainage board or boards integral with or affixed thereto.
- (iii) The drainage board or boards shall have an impervious upper surface which shall be so constructed and installed that water falling thereon shall drain into the sink.
- (iv) It shall be supplied with water from a fixed tap attached to a reticulated water supply wherever such water supply is available.

9. By-law 4AA is amended as follows:—

- (a) Paragraph (b) is not adopted.
- (b) Paragraph (c) is redesignated as paragraph (b).

10. After by-law 4B add a new by-law 4C as follows:—

4C. In relation to cooking facilities to be provided in houses or public places in accordance with section 99 of the Health Act, the following provisions shall apply:—

- (1) Every house used for human habitation shall be provided with—
 - (a) a wood or solid fuel stove which shall have hot plate surface area of at least one and a half square feet, and oven space of at least one cubic foot, which shall be properly installed to provide for the escape of smoke through a properly constructed brick, iron, asbestos, cement or other approved chimney; or
 - (b) an electric cooker which shall have hot plate surface area of at least 100 square inches and oven space of at least one cubic foot; or
 - (c) a gas or oil fuel stove, which shall have at least two main cooking burners and oven space of at least one cubic foot.

Where a stove operated by gas or any type of oil fuel is installed, it shall be provided with a properly constructed hood attached to a flue of at least 24 square inches in sectional area, which shall conduct the waste products of combustion to the outside air without creating a nuisance.

And where in any house, common cooking facilities are used by more than two separate family units, a separate stove shall be provided for each two family units.

- (2) The stove or stoves provided in accordance with paragraph (1) hereof and all brickwork, chimneys or flues, recesses and other parts thereof, shall at all times whilst such house is occupied or used, or available for occupation or use, be kept and maintained in good order and condition and properly repaired and fit for use.

11. By-law 6 is not adopted.

12. By-law 7 is not adopted.

13. By-law 7A is not adopted.

14. After by-law 14 add the following heading and by-law:—

PRESCRIBED AREAS—(SECTION 112A).

14A. The areas specified in Schedule "B" to this Part are prescribed as areas within which no person shall, unless authorised to do so, remove any house or trade refuse and/or other rubbish from the premises on or after 1st July, 1964.

15. The following schedule is added after Schedule "A":—

SCHEDULE "B"—PRESCRIBED AREAS (SECTION 112A).

Prescribed areas shall mean the West, Central and North Wards of the Council as described in the *Government Gazette* dated the 21st March, 1941, as amended, and that portion of the South Ward described hereunder:—

SOUTH WARD.—All that area bounded by lines commencing on the banks of the Canning River at Nicholson Road Bridge and extending in a southerly direction along Nicholson

Road to its point of intersection of the centre line of Gordon Avenue (Shire of Gosnells); thence from this point continuing along the same road a further distance of ten (10) chains; thence from this point in an exact west-north-west direction to High Road; thence along High Road in a westerly direction to the intersection of Herald Avenue; thence southerly along that street to the junction of Acanthus Road; thence along that road to the intersection of Aster Avenue; thence southerly along that avenue to the point of intersection with Apsley Road; thence in a westerly direction along Apsley Road to its point of intersection with Fifth Avenue; thence along that road in a northerly direction to the point of intersection with Bulls Creek Road; thence in a westerly direction along Bulls Creek Road to its intersection with High Road; thence westward and south-westward along High Road to the northernmost boundary of Canning Location 26; thence northward along that boundary to the bank of Bulls Creek; thence along the banks of the said creek and the said river in a general northerly, north-easterly, easterly and southerly direction to the commencement point.

16. By-law 23 is amended as follows:—

- (a) Paragraph (e) of subsection (1) is not adopted.
- (b) Substitute for all the words remaining in paragraph (f) of subsection (1) immediately following the word "of" where it appears in line six, the words "a long square, placed at the outlet of the first and succeeding soak wells".
- (c) Subsection 2A is not adopted.
- (d) The words "measured externally" are added immediately following the word "wide" where it appears in line one of paragraph (b) of subsection 2B.
- (e) Substitute for the measurement "2 ft. 9in." where it appears in line two of paragraph (i) of subsection 2B, the measurement "2 ft."

17. By-law 24 is amended by substituting for the words "by-law 7 and" where they appear immediately following the word "by" in line two of paragraph (d) the word "by-law".

18. By-law 26 is amended by substituting for paragraph (a) a new paragraph (a) to read as follows:—

(a) It shall not be any less distance than 50 feet from any house, shop, factory, piggery, milking shed, or milk room of any dairy, or any other place where food is manufactured, stored or exposed for sale.

19. Substitute for by-law 28 the following by-law:—

28. (a) No horse, cow, sheep, goat or donkey, shall be kept on any lot, the area of which is less than half an acre.

(b) The occupier of any premises shall not allow any horse, cow, sheep, goat or donkey to be loose in any yard, paddock or other place being portion of such premises and the owner of any yard, paddock or other place shall not allow any horse, cow, sheep, goat or donkey to be loose in such yard, paddock or other place unless and until due provision is made to prevent such horse, cow, sheep, goat or donkey from approaching within 50 feet of any dwelling, house, shop, factory, piggery, milking shed or milk room of any dairy or any other place where food is manufactured, stored or exposed for sale.

20. By-law 29 is amended as follows:—

- (a) Delete the figures "20" where they appear in line two of paragraph (a) of subsection (1) and insert in lieu the figures "30".

(b) After paragraph (c) insert new paragraphs (d) and (e) as follows:—

(d) No person shall keep more than 25 head of fowls or turkeys nor more than 12 ducks upon any lot of land of an area of one-quarter acre or less, and not more than 50 head of fowls or turkeys nor more than 24 ducks upon any lot of land of an area of more than one-quarter acre and not exceeding one-half acre, within the boundaries of the West, North, Central and South Wards of the Canning Shire Council as defined in the *Government Gazette* of 21st March, 1941, as amended.

(e) The floors of any poultry house shall be constructed of cement, trowelled to a smooth finish and laid with a fall of 1 in 50 to the front.

The fences of the poultry run shall be constructed of six-foot galvanised wire netting, supported by uprights of 3 in. x 2 in. jarrah or equivalent thereof, set at not more than eight-foot centres with two feet in the ground and no poultry run shall be constructed nearer than four feet from any boundary of the lot.

(c) Subsection (2) is not adopted.

21. By-law 29A is not adopted.

PART VII.—FOOD.

1. By-law 51 is amended as follows:—

(a) Substitute for subsection (2) a new subsection (2) as follows:—

(2) Every person desiring to engage in the trade of an itinerant vendor of food shall before so engaging in such trade, or, if already so engaged, then during the first week of July in every year, apply to the local authority in the form of Schedule "C" for a license to carry on such trade and with such application deposit a fee of ten pounds, and upon such application being granted, a license shall be issued in the form of Schedule "D" hereto.

(b) Substitute for subsection (3) a new subsection (3) as follows:—

(3) Every license granted under this by-law shall operate only during the period ended the 30th day of June next succeeding the date of issue, and after the said 30th day of June shall cease to be in force.

(c) Subsection (4) is not adopted.

PART IX.—OFFENSIVE TRADES.

1. The title, "Section N—Fish Shops" where it appears in this Part, is amended to read "Section N—Fish Shops where Gutting and Cleaning are Carried Out on the Premises."

2. By-law 4 of "Section N" is not adopted.

Offensive Trade.	Fee Per Annum.
	£ s. d.
All trades	2 0 0

Passed at a meeting of the Canning Shire Council this 13th day of April, 1964.

A. T. MALEY,
President.
NOEL DAWKINS,
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1962.

Shire of Dalwallinu.

WHEREAS under the provisions of the Health Act, 1911-1962, a local authority may make or adopt by-laws and may alter, amend or repeal any by-laws so made or adopted: Now, therefore, the Dalwallinu Shire Council, being a local authority within the meaning of the Act and having adopted the Model By-laws, described as Series "A," as reprinted, pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 9th August, 1956, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

PART I.—GENERAL SANITARY PROVISIONS.

1. Insert after the word "trap" in by-law 23, paragraph (1), subparagraph (c), a new paragraph as follows:—

(ca) From such trap the liquid wastes shall be conducted direct to a circular grease intercepting tank not less than 36 inches in diameter nor less than four feet deep with concrete floor and rebated concrete lid fitted with earthenware squares fixed securely in the walls and baffle not more than 12 inches from outlet side of tank.

2. Amend paragraph 1, subparagraph (d) of by-law 23, by deleting the word "trap" in line one and inserting the word "tank".

3. Amend by-law 23 (2A) as follows:—

Delete all the words in subparagraph (d) and insert the following:—

A circular grease intercepting tank not less than 36 inches in diameter nor less than four feet deep with concrete floor and rebated concrete lid fitted with earthenware squares fixed securely in the walls and baffle not more than 12 inches from outlet side of tank, shall be installed and shall be situated where directed by the inspector.

Delete the figures "30" from subparagraph (e) and insert the figures "40".

Passed at a meeting of the Shire of Dalwallinu this 11th day of May, 1964.

W. E. OWENS, J.P.,
President.
R. A. L. BROOMHALL,
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1962.

Shire of Harvey.

WHEREAS it is provided in the Health Act, 1911, as amended, that a local authority may, of its own motion, by resolution, adopt with or without modification, the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of that Act; and whereas Model By-laws, described as Series "A," prepared in accordance with those provisions, and duly amended, have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 25th June, 1963, and as so reprinted have been published in the *Government Gazette* on 17th July, 1963: Now, therefore, the Shire of Harvey, being a local authority within the meaning of the said Act, doth hereby resolve and determine that the said Model By-laws, as so reprinted and published in the *Government Gazette* on the 17th July, 1963, shall be

adopted with the following modifications, and doth hereby prescribe the following scale of fees as applied to Schedule "D" of Part IX of the adopted by-laws:—

PART I.—GENERAL SANITARY PROVISIONS.

1. Add after by-law 1B the following by-law:—

1C.—Provision of Apparatus for the Bacteriolytic Treatment of Sewage.

(a) This by-law shall operate and have effect in the district, comprising the townsites of Harvey, Brunswick Junction, Yarloop, Myalup and Binningup.

(b) The owner of every house constructed after the coming into operation of this by-law which is within a portion of the district prescribed in paragraph (a) shall provide on the premises an apparatus for the bacteriolytic treatment of sewage before the house is occupied or used.

2. Add after by-law 14 the following heading and by-law:—

Prescribed Areas Under Section 112A.

14A. Pursuant to section 112A of the Act, the areas described in the Schedule "B" hereto are described as areas within which every occupier of premises shall not, unless he is authorised by the local authority so to do, remove any house and trade refuse and other rubbish from the premises, and shall pay to the local authority or its contractor as the case may be, the prescribed charge for the removal.

Provided that the area prescribed in the schedule shall not include any premises which, for the time being, have not a made road or trafficable track to one of the boundaries of the premises.

Schedule "B"—Prescribed Areas (Section 112A).

(a) Townsites of Harvey, Brunswick Junction, Yarloop, Wokalup and Roelands.

(b) All premises situated on lots adjoining both sides of the Harvey-Quindanning Road, from the junction of the Harvey-Quindanning Road and the South-West Highway, eastward to the eastern boundary of Korijekup Estate Lot 101.

Place of Receptacle where Rubbish Removal Service is Provided.

14AA. The occupier of every premises in an area where a rubbish removal service is operated shall cause such receptacle to be placed on the day of removal of the rubbish, not more than 60 feet distant from the usual point of access to the premises.

3. Delete by-law 19 and substitute the following by-law:—

19. (1) Upon arrival at the place of disposal all rubbish shall be immediately burnt or buried. If burned the process of burning shall be continued until all organic material has been destroyed, and such process shall be conducted in such a manner as directed by an inspector. If buried, the deposits shall be immediately covered with a layer of clean earth of not less than six inches in depth and be maintained so covered.

(2) A person who—

(a) removes any matter or thing whatsoever from a site set aside for the disposal of rubbish without the written permission of the local authority, or falls or neglects to observe any condition under which that permission was given; or

(b) deposits or disposes of any rubbish at a place other than a place set aside by the local authority for the purpose, commits an offence.

4. By-law 29A is adopted subject to the following amendments:—
- (a) Substitute for the passage, "On and after the 1st day of July, 1963, an" in line one of sub-by-law (1), the word "An".
 - (b) Delete paragraphs (a) and (b) of sub-by-law (1).
 - (c) Substitute for the figures, "20" in paragraph (d), the figures "30".
 - (d) Redesignate paragraphs (c), (d), (e) and (f) of sub-by-law (1) as (a), (b), (c) and (d) respectively.

PART IX.—OFFENSIVE TRADES.

The following scale of fees as applied to Schedule "D"—

	£	s.	d.
Slaughterhouses	3	0	0
Piggeries	2	0	0
Stock sale yards	2	0	0
Cleaning establishments and dye works	1	0	0
Fish shops	1	0	0
Any other trades not specified	3	0	0

Passed at a meeting of the Harvey Shire Council this 21st day of January, 1964.

R. L. HESTER,
President.
J. C. TOZER,
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1962.

Shire of Gosnells.

WHEREAS under the Health Act, 1911-1962, the Governor may cause to be prepared Model By-laws for all or any of the purposes of the said Act; and whereas Model By-laws, described as Series "A," have been prepared and amended from time to time, and reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on 17th July, 1963, and further amended by notice published in the *Government Gazette* on 20th March, 1964; and whereas a local authority may adopt such Model By-laws with or without modification: Now, therefore, the Shire of Gosnells, being a local authority within the meaning of the Act, and having adopted the Model By-laws, Series "A," as reprinted in the *Government Gazette* on 17th July, 1963, doth hereby resolve and determine that the aforesaid amendment published in the *Government Gazette* on 20th March, 1964, shall be adopted without modification.

Passed at a meeting of the Gosnells Shire Council this 18th day of May, 1964.

ARTHUR A. MILLS,
President.
H. W. WALKER,
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1962.

Shire of Bridgetown.

WHEREAS under the provisions of the Health Act, 1911, as amended, a local authority may make or adopt by-laws and may alter or amend or repeal any by-laws so made or adopted: Now, therefore, the Bridgetown Shire Council, being a local authority within the meaning of the Act, and having adopted the Model By-laws described as Series "A," and reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 17th July, 1963, doth hereby resolve that the said adopted by-laws shall be amended as follows:—

PART I.—GENERAL SANITARY PROVISIONS.

After by-law 1B insert a new by-law to stand as by-law 1C as follows:—

1C.—Provision of Apparatus for the Bacteriolytic Treatment of Sewage.

Every new building constructed in the district of the Shire of Bridgetown which is required to be provided with sanitary conveniences shall also be provided with apparatus for the bacteriolytic treatment of sewage. Provided that this by-law shall apply only to premises where an established reticulated water supply is available. Provided also that where, in the opinion of the Bridgetown Shire Council, it is impracticable to instal such apparatus, this by-law shall not be enforced.

Passed at a meeting of the Bridgetown Shire Council this 15th day of May, 1964.

[L.S.]

W. S. BAGSHAW,
President.
E. C. MOLYNEUX,
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1962.

Shire of Roebourne.

WHEREAS under the Health Act, 1911-1962, the Governor may cause to be prepared Model By-laws for all or any of the purposes of the said Act; and whereas Model By-laws, described as Series "A," have been prepared, and amended from time to time, and reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on 17th July, 1963, and further amended by notice published in the *Government Gazette* on 20th March, 1964; and whereas a local authority may adopt such Model By-laws with or without modification: Now, therefore, the Shire of Roebourne, being a local authority within the meaning of the Act, and having adopted the Model By-laws, Series "A," as reprinted in the *Government Gazette* on 17th July, 1963, doth hereby resolve and determine that the aforesaid amendment published in the *Government Gazette* on 20th March, 1964, shall be adopted without modification.

Passed at a meeting of the Roebourne Shire Council this 16th day of April, 1964.

[L.S.]

J. A. FERNIHOUGH,
President.
R. A. SCOTT,
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1962.

Shire of Kalamunda.

WHEREAS it is provided in the Health Act, 1911, as amended, that a local authority may, of its own motion, by resolution, adopt with or without modification, the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of that Act; and whereas Model By-laws, described as Series "A," prepared in accordance with those provisions, and duly amended, have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 25th June, 1963, and as so reprinted have been published in the *Government Gazette* on 17th July, 1963: Now, therefore, the Kalamunda Shire Council, being a local authority within the meaning of the said Act, doth hereby resolve and determine that the said Model By-laws, as so reprinted and published in the *Government Gazette* on the 17th July, 1963, shall be adopted with the following modifications, and doth hereby prescribe the following scale of fees as applied to Schedule "D" of Part IX of the adopted by-laws:—

PART I.—GENERAL SANITARY PROVISIONS.

Keeping of Poultry or Pigeons.

1. Delete by-law 29 and insert in lieu thereof:—

29. The occupier of any premises shall not keep any poultry or pigeons, except for the purpose of immediate sale, except under the following conditions:—

- (a) The occupier of any premises shall not keep any poultry or pigeons within 30 feet of any dwelling house, and where pigeons are kept they shall be continually confined.
- (b) All enclosures or cages within which birds of any description are kept shall be maintained at all times in a clean condition and shall at any time be cleaned, disinfected, or otherwise dealt with as an inspector may direct.
- (c) The occupier of any premises whereon any other animals are kept shall at all times maintain all enclosures or structures of any description wherein such animals are confined in a clean condition and, at any time when so directed by an inspector, shall immediately cleanse and disinfect any such enclosure or structure.
- (d) No person shall keep upon any residential lot of land having an area of quarter of an acre or less, poultry exceeding 20 in number. In respect of a lot of land exceeding quarter of an acre in area, no person shall keep any poultry in excess of the number enumerated above, without having first received the written approval of the local authority specifying the number of head of poultry which may be kept thereon.
- (e) Any person keeping poultry on any lot within the Shire of Kalamunda shall provide an adequate shed, constructed in accordance with the requirements of the Building By-laws of the local authority.
- (f) The floors of the poultry shed shall be constructed of an approved impervious material, laid to a smooth finish with a fall of 1 in 50. The fences of the poultry runs shall be constructed to a minimum height of 6 feet, supported by uprights set at 8 foot centres and erected to the satisfaction and requirements of the local authority.
- (g) Notwithstanding the provisions of paragraph (h) of this by-law, where poultry are kept under deep litter methods approved by the Department of Agriculture, the provision of concrete or other impervious material floors to poultry sheds, shall be optional.

2. Delete by-laws 29A and 29B of Part I.

PART IX.—OFFENSIVE TRADES.

Offensive Trade.	Fee Per Annum.		
	£	s.	d.
Knackeries	5	0	0
Bone mills	2	0	0
All other offensive trades	1	0	0

Passed at a meeting of the Kalamunda Shire Council this 20th day of April, 1964.

RAY C. OWEN,
President.

P. A. MORAN,
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1962.

Shire of Wyndham-East Kimberley.

WHEREAS it is provided in the Health Act, 1911, as amended, that a local authority may, of its own motion, by resolution, adopt with or without modification, the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of that Act; and whereas Model By-laws, described as Series "A," prepared in accordance with those provisions, and duly amended, have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 25th June, 1963, and as so reprinted have been published in the *Government Gazette* on 17th July, 1963: Now, therefore, the Shire of Wyndham-East Kimberley, being a local authority within the meaning of the said Act, doth hereby resolve and determine that the said Model By-laws, as so reprinted and published in the *Government Gazette* on the 17th July, 1963, shall be adopted without modification, and doth hereby prescribe the following scale of fees as applied to Schedule "D" of Part IX of the adopted by-laws:—

Offensive Trade.	Fee Per Annum.		
	£	s.	d.
Piggery	1	0	0
Slaughterhouse	1	0	0
Any other unspecified trade	1	0	0

Passed at a meeting of the Shire Council of the Shire of Wyndham-East Kimberley this 21st day of April, 1964.

The Common Seal of the Shire of Wyndham-East Kimberley was hereto affixed in the presence of—

[L.S.]

R. SARGENT,
President.

G. GAUNT,
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

TRAFFIC ACT, 1919-1963.

Shire of Bridgetown.

Revocation of Parking By-laws.

Police T.O. 58/1854.

THE Shire of Bridgetown, pursuant to an Order in Council under section 49 of the Traffic Act, 1919-1963, published in the *Government Gazette* of the 30th day of May, 1962, and in exercise of the powers thereby conferred, doth hereby revoke parking by-laws published in the *Government Gazette* on the undermentioned dates:—

1. 15th day of October, 1957, at page 2916;
2. 15th day of October, 1957, at pages 2900-1;
3. 25th day of October, 1957, at page 3019;
4. 7th day of October, 1958, at pages 2568-9; and
5. 8th day of December, 1960, at page 3911.

Passed by a resolution of the Council of the Shire of Bridgetown at a meeting held on the 17th day of April, 1964.

[L.S.]

W. S. BAGSHAW,
President.
ERIC MOLYNEUX,
Shire Clerk.

Recommended—

STEWART BOVELL,
Acting Minister for Traffic.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 10th day of June, 1964.

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

TRAFFIC ACT, 1919-1963.

Brookton Shire Council.

Resolution.

Police T.O. 58/394.

WHEREAS by Order in Council made under the provisions of section 49 of the Traffic Act, 1919-1963, and published in the *Government Gazette* on the 21st October, 1949, the Governor empowered the Council to make by-laws prescribing the rules to be observed in respect of any vehicle being driven or used on roads, subject to the conditions therein stipulated: Now, therefore, the Brookton Shire Council, in exercise of those powers, doth resolve to revoke the Parking By-laws made by the Brookton Road Board pursuant to the said Order in Council, on the 12th January, 1950, and published in the *Government Gazette* on the 24th February, 1950.

Passed at a meeting of the Council on the 21st day of November, 1963.

[L.S.]

W. B. EVA,
President.
A. WALKER,
Shire Clerk.

Recommended—

STEWART BOVELL,
Acting Minister for Traffic.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 10th day of June, 1964.

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

METROPOLITAN REGION TOWN PLANNING SCHEME ACT, 1959-1963.

Office of the Metropolitan Region Planning Authority,
Perth, 24th June, 1964.

HIS Excellency the Lieutenant-Governor in Executive Council, acting pursuant to the powers conferred by sections 33 and 44 of the Metropolitan Region Town Planning Scheme Act, 1959-1963, has been pleased to make the regulations set forth in the schedule hereunder.

M. E. HAMER,
Chairman, The Metropolitan Region Planning Authority.

Schedule.

Regulations.

1. These regulations may be cited as the Metropolitan Region Scheme (Appeals) Regulations, 1964.
2. In these regulations unless the contrary intention appears—

“Minister” means the Minister of the Crown to whom the administration of the Act is for the time being committed by the Governor, and includes any Minister of the Crown for the time being discharging the duties of the office of the Minister;

“Secretary” means the Secretary of The Metropolitan Region Planning Authority;

“the Act” means the Metropolitan Region Town Planning Scheme Act, 1959-1963; and

expressions used in these regulations have, unless the contrary intention appears, the same respective meanings as they have in the Act.
3. (1) A person who desires to appeal to the Minister pursuant to paragraph (c) of subsection (1a) of section 33 of the Act shall sign and serve upon the Secretary a notice of appeal, in duplicate, in the form of Form No. 1 in the schedule to these regulations setting forth—
 - (a) the amendment to the Metropolitan Region Scheme which he desires to appeal against; and
 - (b) the grounds upon which the appeal is made.(2) A notice of appeal shall be served, in duplicate, as provided in sub-regulation (1) of this regulation within sixty days after the amendment appealed against came into operation pursuant to paragraph (b) of subsection (1a) of section 33 of the Act.
4. The Secretary shall cause the notice of appeal, in duplicate, to be sent to the Minister.
5. The Minister shall consider the matter or matters referred to in the notice of appeal and determine whether he shall hear the appellant in person or by submission in writing supported by statutory declaration or affidavit.
6. If the appellant is to be heard in person, the Minister shall fix a time and place for the hearing of the appeal and cause not less than fourteen days' notice thereof to be given to the appellant and to the Authority.
7. In the hearing and determination of any appeal under these regulations the Minister shall act without regard to technicalities or legal forms and shall not be bound by rules of evidence but may inform his mind on any matter in such a way as he regards just but at the hearing of an appeal at which the appellant is to be heard in person the appellant and the Authority may be represented by counsel, or agent.
8. All oral evidence given on an appeal shall be given upon oath, and in relation to witnesses and their examination and the production of documents, the Minister may exercise and enforce the like powers as by law in force at the time may be exercised or enforced by justices in the course of exercising summary jurisdiction.
9. A person upon whom a right of appeal to the Minister is conferred by any section of the Act other than section 33 thereof, shall commence the appeal in the manner provided under regulation 3 of these regulations in respect

of an appeal under section 33 of the Act and thereupon the provisions of these regulations, so far as they are applicable and with necessary adaptations, apply to the appeal so commenced.

The Schedule.

Reg. 3.

Form No. 1.

Western Australia.

Metropolitan Region Town Planning Scheme Act, 1959 (as amended).

NOTICE OF APPEAL.

To the Hon. Minister for Town Planning, Perth:

In accordance with the provisions of section 33 of the Metropolitan Region Town Planning Scheme Act, 1959 (as amended), I, the undersigned, hereby appeal against the amendment to the Metropolitan Region Scheme published in the *Government Gazette* on the.....day of....., 19....., and in the.....on the.....day of....., 19....., so far as it affects the following land:—

Lot No.	Street	Plan No.
Location No.	Certificate of Title Vol.	Fol.
Situated in the City/Town/Shire of		
The nature of my interest being		
Grounds of appeal:		

Name.....

Signature.....

(Signed by the Owner of the Land.)

Date.....

Note.—This form to be lodged at the office of the Metropolitan Region Planning Authority, 33 Mount Street, Perth.

LOCAL GOVERNMENT ACT, 1960.

By-law No. 64—Town Planning Classification or Zoning By-law for Land and/or Buildings in the North Perth-Mount Hawthorn-Wembley-Leederville 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. 457/62.

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. 64:—

That all that piece of land being part of Perthshire Location 1 and part of lot 140 on Plan 2848 and being that part of the land comprised in Certificate of Title Volume 506, folio 85, now included in lot 1 the subject of Diagram 29775 be and is hereby included in Zone 1 classification and that the North Perth-Mount Hawthorn-Wembley-Leederville Zoning Plan No. 64 be amended accordingly.

Dated this 16th day of March, 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—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.
The Municipality of the City of Perth.
By-law No. 74.

By-law Relating to Air Conditioning Units.

L.G. 11/63.

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 4th day of November, 1963, to make and submit for confirmation by the Governor the following by-law:—

1. In this by-law "air condition unit" means any machine, device, equipment, plant, or part thereof which constitutes or is part of any mechanical system of ventilation or air conditioning.

2. No air conditioning unit shall—

- (a) project over any part of a street unless provision is made, to the satisfaction of the Building Surveyor of the City of Perth, for the collection of water discharged from such unit and for its disposal into the stormwater drainage system provided that where such unit is installed above a verandah, balcony or awning no such provision shall be necessary;
- (b) project over any part of a street unless the bottom of such unit is not less than nine feet above such street;
- (c) project more than 12 inches over any part of a street less than 33 feet in width;
- (d) project more than 18 inches over any part of the street more than 33 feet in width.

3. No air conditioning unit which exhausts foul or vitiated air into the street shall be installed under a verandah, balcony or awning which projects over any part of a street.

4. Any person who installs, uses, maintains or permits to be installed, used or maintained an air conditioning unit in breach of the provisions of this by-law shall be guilty of an offence.

Dated this 11th day of March, 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—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.
Town of Bunbury.

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

L.G. 125/60.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 27th day of April, 1964, to amend the Draft Model By-laws relating to Standing Orders, the adoption of which was advertised in the *Government Gazette* of 30th October, 1963, in the manner as set out hereunder:—

Clause 88 (1) (b):—

Delete the words "and Town Planning".

Add a new paragraph after (c):—

(d) Town Planning Committee.

Clause 89 (1):—

Delete the words "and Town Planning" in the first line of (b).

Delete "(vii) land subdivision, zoning and other town planning matters".

Add a new paragraph after (c):—

(d) Town Planning Committee, the oversight of—

(i) Land subdivision.

(ii) Town planning schemes and zoning.

(iii) All other matters dealing with town planning.

Dated this 8th day of June, 1964.

[L.S.]

A. H. WILSON,
Mayor.
A. L. SCOTT,
Town Clerk.

Recommended—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Geraldton.

Adoption of Draft Model By-laws Relating to Safety, Decency, Convenience and Comfort of Persons in Respect of Bathing.

L.G. 177/64.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 13th day of May, 1964, to adopt such of the Draft Model By-laws published in the *Gazette* of the 19th day of February, 1964, with such alterations as are here set out:—

Local Government Draft Model By-law No. 14.

Alterations.

After the word "numbered" in line five of clause 2 add the numbers 23186, 20127, 23177, 5660, 26293, 20606, 2562, 2561, 20194, 20195, 13453, 25300, 21773, 24111, 17001.

By-laws Nos. 22, 23, 25, 26 and 27 as made by the Council of the Municipality of Geraldton and published in the *Gazette* of the 14th day of February, 1930, and by-law No. 26a published in the *Gazette* on the 8th day of April, 1938, are hereby repealed.

Dated this 13th day of May, 1964.

The Common Seal of the Town of Geraldton
was hereunto affixed by a resolution of the
Council in the presence of—

[L.S.]

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

Recommended—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Gascoyne-Minilya.

Adoption of Draft Model By-laws Relating to Petrol Pumps No. 10.

L.G. 181/64.

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 April, 1964, to adopt such of the Draft Model By-laws published in the *Gazette* on the 16th day of January, 1963, as are here set out:—

Draft Model By-laws.

Local Government Model By-laws (Petrol Pumps) No. 10.

The Common Seal of the Gascoyne-Minilya Shire Council was this 15th day of May, 1964, affixed hereto in the presence of—

[L.S.]

G. G. CRAIG,
Shire President.
I. G. WATKINS,
Shire Clerk.

Recommended—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

Municipality of the Shire of Gnowangerup.

Adoption of Draft Model By-laws Relating to Petrol Pumps No. 10.

L.G. 358/64.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 10th day of June, 1964, to adopt such of the Draft Model By-laws published in the *Government Gazette* of the 16th January, 1963, viz.:—

Draft Model By-law (Petrol Pumps) No. 10.—The whole of the by-laws without alteration.

Dated this 16th day of June, 1964.

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

[L.S.]

J. V. McDONALD,
President.
W. J. CUNEO,
Shire Clerk.

Recommended—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Nullagine.

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

L.G. 350/64.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 19th day of April, 1964, to adopt such of the Draft Model By-laws published in the *Gazette* of the 16th day of January, 1963, as are here set out:—

Draft Model By-law (Petrol Pumps) No. 10.—The whole of the by-law.

Dated this 28th day of April, 1964.

The Common Seal of the Nullagine Shire Council was this day affixed hereto in the presence of—

[L.S.]

A. L. SPRING,
President.
T. WILLIAMS,
Shire Clerk.

Recommended—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Nullagine.

Adoption of Draft Model By-laws Relating to Caravan Parks.

L.G. 350/64.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 19th day of April, 1964, to adopt such of the Draft Model By-laws published in the *Gazette* of the 28th day of September, 1961, and as amended and published in the *Gazette* of the 16th day of January, 1963, as are here set out:—

Draft Model By-law (Caravan Parks) No. 2.—The whole of the by-law.

Dated this 28th day of April, 1964.

The Common Seal of the Nullagine Shire Council was this day affixed hereto in the presence of—

[L.S.]

A. L. SPRING,
President.
T. WILLIAMS,
Shire Clerk.

Recommended—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 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. 252/64.

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 by-law:—

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:—
 - (20) Portion of Cockburn Sound Location 10, being lots 374 to 377 inclusive on Original Plan No. 9533.

Dated this 13th day of April, 1964.

[L.S.]

J. H. COOPER,
President.
E. L. EDWARDES,
Shire Clerk.

Recommended—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Bassendean.

Adoption of Draft Model By-laws (Petrol Pumps) No. 10.

L.G. 236/64.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 22nd day of April, 1964, to adopt such of the Draft Model By-laws published in the *Government Gazette* of the 16th day of January, 1963, without alteration, as are here set out:—

Draft Model By-laws.

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

Dated the 4th day of May, 1964.

[L.S.]

A. C. FAULKNER,
President.
R. F. DAWSON,
Shire Clerk.

Recommended—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Belmont.

By-law Relating to Fencing.

L.G. 229/64.

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 27th day of April, 1964, to make and submit for confirmation by the Governor the following by-laws:—

1. In this by-law, unless the context otherwise requires, the term "fence" includes a fence abutting a street or way, or a fence on a boundary line, and where the context so admits includes a wall and the term "owner" includes the owner of any land within the Municipality upon which a fence is erected or of land adjoining a fence erected on a common boundary or abutting a street or way.

2. No person shall commence to erect or proceed with the erection of a fence or any amendment, alteration, extension or enlargement of any existing fence on land within the Municipality until he has caused to be submitted to the Council and the Council has approved a copy of the specifications of and a plan showing clearly the proposed situation of the fence proposed to be built or the amendment, alteration, extension or enlargement proposed to be made.

3. No person shall erect a fence of corrugated iron without the written consent of the Council which consent the Council may, in its discretion, grant or refuse on such terms and conditions as it deems fit.

4. No person shall on or within 10 feet of the boundary of a public place erect or maintain a fence which is dangerous. For the purposes of this by-law a fence shall be deemed to be dangerous if it is so constructed or maintained as to be likely to cause personal injury to any person.

5. No person shall, except in a rural or industrial zone and then only with the written consent of the Council, use barbed wire in any fence. The Council may in its discretion grant or refuse its consent to the use of barbed wire on such terms and conditions as it deems fit.

6. Every fence within the Municipality shall be maintained by the owner in good condition and in such manner as to prevent it from becoming dilapidated, dangerous, unsightly or prejudicial to the property in or the inhabitants of the neighbourhood.

7. The Council may by written notice to any owner require him within 28 days after service of such notice to maintain or take down and remove any fence maintained or erected otherwise than in accordance with these by-laws provided that in the case of any boundary fence each of the owners of any land adjoining such fence shall be jointly and severally liable to comply with the provisions of this by-law.

8. Where any owner upon being served with a notice by the Council requiring him to maintain any fence erected on his land or any boundary thereof fails to comply with the said notice within the time therein specified, the Council may carry out and provide, or may authorise any person to carry out and provide any work or materials which in the opinion of the Council is or are required to maintain the fence, and may recover the amount of the costs thereby incurred from the person named in the notice in any Court of competent jurisdiction.

9. A fence constructed in accordance with the specifications set out in the First Schedule hereto is hereby prescribed as a sufficient fence for the purposes of the Dividing Fences Act, 1961, within those portions of the Municipality as are classified as Residential, Stable and Residential, and Residential Flat Zones under Town Planning Scheme No. 4 of the Shire of Belmont published in the *Government Gazette* of the 1st November, 1957, and amendments thereto.

10. A fence constructed in accordance with the specifications set out in the Second Schedule hereto is hereby prescribed as a sufficient fence for the purposes of the Dividing Fences Act, 1961, within those portions of the Muni-

city as are classified as Rural Zones under Town Planning Scheme No. 4 of the Shire of Belmont published in the *Government Gazette* of the 1st November, 1957, and amendments thereto.

11. A fence constructed in accordance with the specifications set out in the Third Schedule hereto is hereby prescribed as a sufficient fence for the purposes of the Dividing Fences Act, 1961, within those portions of the Municipality as are classified as Light and General Industrial Zones under Town Planning Scheme No. 4 of the Shire of Belmont published in the *Government Gazette* of the 1st November, 1957, and amendments thereto.

12. Any person who shall commit a breach of any of these by-laws shall be liable to a maximum penalty of fifty pounds and in addition a maximum daily penalty of five pounds for each day during which the breach or offence continues.

First Schedule.

RESIDENTIAL, STABLE AND RESIDENTIAL AND
RESIDENTIAL FLAT ZONES.

(a) Dividing fences along side boundary:—

Front corner posts shall be 5 in. x 5 in. x 6 ft. and rear corner posts shall be 5 in. x 5 in. x 7 ft. and intermediate posts, for the first 27 feet from the front, shall be 5 in. x 3 in. x 6 ft. and thereafter 5 in. x 3 in. x 7 ft. all spaced at not more than nine-foot centres. All posts shall have tops with 2½ in. weather and shall be sunk at least two feet into the ground.

Corner posts shall be strutted two ways with 4 in. x 2 in. soles and 3 in. x 2 in. struts.

Intermediate posts shall be double yankee strutted with 6 in. x 1 in. x 18 in. struts.

Posts shall be checked for two rows of rails.

Rails shall be 3 in. x 2 in. each rail spanning two bays of fencing with joints staggered.

Fences shall be covered for the first three bays with link mesh and for the next bay with 3 in. x ¾ in. sawn pickets of graduated length rising from 3 ft. 6 in. to 6 ft.

Thereafter fences shall be covered with 3 in. x ¾ in. x 6 ft. sawn pickets. All pickets shall be placed three inches apart and shall be double nailed to each rail.

(b) Dividing fences along rear boundary:—

Corner posts shall be 5 in. x 5 in. x 7 ft. and intermediate posts shall be 5 in. x 3 in. x 7 ft. spaced at not more than nine-foot centres.

All posts shall have tops with 2½ in. weather and shall be sunk at least two feet into the ground.

Corner posts shall be strutted two ways with 4 in. x 2 in. soles and 3 in. x 2 in. struts.

Intermediate posts shall be double yankee strutted with 6 in. x 1 in. x 18 in. struts.

Posts shall be checked for two rows of rails.

Rails shall be 3 in. x 2 in. each rail spanning two bays of fencing with joints staggered.

Fences shall be covered with 3 in. x ¾ in. x 6 ft. sawn pickets placed three inches apart doubled nailed to each rail.

Second Schedule.

RURAL ZONE.

Fences shall be erected from sawn, split or round wooden posts set not less than 24 inches in the ground and not less than 48 inches out of the ground and spaced not more than 12 feet apart with strainer posts set 3 ft. 6 in. in the ground and suitably and securely strutted at all corners, gateways and fence line angles but not exceeding 10 chains apart. Each fence post shall be bored with not less than five half-inch suitable spaced holes, to be threaded with not less than five plain galvanised wires. Wire shall be wrapped around strainer and strained tight.

The following material shall be used:—

- (a) Wire.—Shall be high tensile wire and not less than 12½ gauge.
- (b) Posts.—If of paperbark, jam, white gum, jarrah or other indigenous timber, be cut not less than six feet long by four inches diameter at small end if round or 5 in. x 2½ in. if split or sawn.
- (c) Strainer Posts.—Not less than seven feet six inches long and six inches diameter at small end shall be cut from indigenous timbers.

Third Schedule.

LIGHT AND GENERAL INDUSTRIAL ZONES.

- (a) Fences abutting a highway or within ten feet of any public place:—
End and gate posts shall be constructed of galvanised iron piping having an internal diameter or not less than two inches and shall be fastened on top with caps and set into concrete blocks having a depth of not less than 24 inches and sides of a width of not less than nine inches.
Struts shall be constructed of galvanised iron piping having an internal diameter of not less than one and one-quarter inches set into concrete bases.
Corner posts shall have not less than two struts at right-angles to each other, and gate posts not less than one strut.
Intermediate posts shall be constructed of galvanised iron piping having an internal diameter of not less than one and a half inches and shall be fastened on top with caps and set into concrete blocks having a depth of not less than 18 inches and sides of a width not less than nine inches spaced at not more than 12-foot centres.
Cables shall be affixed to the top centre and bottom of all posts and shall consist of two or more No. 10 gauge wires twisted together.
Chain wire shall be not less than six feet high and constructed of two inch mesh No. 12 gauge galvanised iron wire barked selvedge at the top and shall be strained neatly secured and laced to the corner posts and affixed to the cables with clips.
Gates shall provide an opening of not less than 12 feet and shall be constructed of one inch tubular framework with one horizontal and one vertical stay constructed of three-quarter inch piping, and shall be covered with two inch mesh No. 12 gauge chain wire, strained and laced to framework. Gates shall be fitted with a drop bolt and locking attachment.
- (b) Dividing fences along side of rear boundaries:—
All such fences shall be constructed in accordance with the abovementioned specifications except that they shall be not less than seven feet six inches high with chain wire not less than six feet high surmounted by three rows of plain or barbed wire. All posts shall have either a straight extension or a cranked top at an angle of 45 degrees for the wire.

Dated the 28th day of April, 1964.

[L.S.]

B. A. M. CLAYDEN,
President.
W. G. KLENK,
Shire Clerk.

Recommended—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council
this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Harvey.

By-laws Relating to Fencing.

L.G. 839/60.

IN pursuance of the powers in that behalf contained in section 210 of the Local Government Act, 1960, the Harvey Shire Council hereby records having resolved on the 19th day of March, 1963, to make and submit for confirmation by the Governor the following by-laws:—

1. Interpretation:—

“Council” means the Council of the Municipality.

“Dangerous fence” means any fence or wall certified by the Surveyor to be dangerous by reason of its faulty design, construction, deterioration of constituent materials, damage by termites, changes in ground level, or other causes subsequent to construction.

“Dividing fence” means a fence that separates the lands of different owners whether the fence is on the common boundary of adjoining lands or on a line other than the common boundary.

“Fence” means any fence or wall and includes a retaining wall.

“Residential Area” means the area contained within the townsite boundaries of Harvey, Brunswick Junction, Yarloop, Australind, Wokalup, Roelands and Benger.

“Rural Area” means the area within the Shire excluding the Residential Area.

“Surveyor” means the Building Surveyor to the Municipality.

2. A person shall not commence to erect, proceed with the erection, rebuild, reconstruct or alter any fence, hood, pergola or ornamental hood to gateways, or attached to a fence exceeding four feet in height abutting on or within 10 feet of a street alignment unless and until he has lodged with the Council two copies of the plan and specification of the proposed fence or the proposed alterations or reconstruction and the Council has approved a copy of the plan and specification.

3. A person shall not commence to erect, proceed with the erection, rebuild, reconstruct or alter any fence exceeding eight feet in height on any boundary line until he has lodged with the Council a copy of the plan and specification of the fence proposed to be built, rebuilt or reconstructed and the Council has approved of that plan and specification.

4. A person shall not erect a fence on the frontage or side of an allotment at the intersection of two streets which exceeds the height of four feet for a distance of 30 feet from the intersection. The fence on the side street shall be constructed for a distance from the corner of at least 30 feet along that street of design and materials similar to those of the fence along the frontage of the allotment. In a gazetted Industrial Area a link mesh fence may be permitted of a greater height than four feet if the Council is satisfied that it does not materially affect the visibility of the intersection and its approaches in respect of the drivers of vehicles in either street.

5. A person shall not erect or affix or allow to remain upon any fence surrounding property owned or occupied by him in a residential area any barbed wire, broken glass, or other wire with spiked or jagged projections, nor shall he erect or affix or allow to remain any such barbed wire, broken glass or other wire with spiked or jagged projections on any fence in a Business or Industrial Area except barbed wire which is not less than seven feet vertically above the level of the ground immediately thereunder. Where the fence is erected on the alignment of a street or public place broken glass shall not be permitted.

6. A person shall not cover any fence with secondhand galvanised iron or other secondhand material unless he shall have received the written consent of the Council, which consent the Council may, in its discretion, grant or refuse on such terms and conditions as it deems fit, but no galvanised iron shall be used within 25 feet of a street in any Residential Area.

7. A person may construct a fence of brick, concrete, masonry, wrought iron, tubular steel, link mesh or timber sheathed with pickets, palings, boarding or asbestos, new galvanised iron or other materials approved by the Council,

but no galvanised iron may be used within 25 feet of a street. In Rural Areas, in addition to the foregoing materials, a fence may be erected of posts and wire or posts and rails.

8. A person desiring to erect a retaining wall shall submit a plan and specification and, when required by the Surveyor, engineering calculations in respect of retaining walls exceeding four feet in height and these must be approved by the Surveyor before the construction of the wall may be commenced.

9. The owner or occupier of any land on which a fence is located, which is certified by the Surveyor to be dangerous, shall at his own expense when required by the Council so to do, take down, repair or rebuild such fence within the period stipulated, any such requisition being a period not exceeding 35 days and if he fails to take down, repair or rebuild the fence, the Council may enforce its wishes under sections 403 and 404 of the Local Government Act, 1960.

10. (i) The owner or occupier of any land on which a fence is located shall keep such fence in good repair. Where in the opinion of the Surveyor any portion of a fence within 25 feet of the street alignment is in need of repair or of painting, the Surveyor may serve on the owner or occupier a notice to repair or to repair and paint or to paint such fence. Any owner or occupier who refuses or neglects within a period of 14 days after the serving of the notice to carry out the repair or painting in accordance with the request, commits an offence under this by-law.

The Council may enforce the order to repair or paint under the provisions of sections 407 to 411 both inclusive of the Local Government Act, 1960.

(ii) The repairing and maintaining of other fences or portions of fences not within 25 feet of a street alignment shall be carried out in accordance with the provisions of the Dividing Fences Act, 1961.

11. A fence constructed to the specifications shown in Schedules One and Two shall be considered a sufficient fence for the purpose of the Dividing Fences Act, 1961.

12. Any person who does anything in contravention of any provisions of this by-law or who fails to carry out a duty or requirement under this by-law commits an offence.

Penalty: £50.

Schedule One.

FENCES IN RESIDENTIAL AREAS.

(a) Dividing fence alongside boundary:—

For a distance of 25 feet from the street alignment the fence shall comprise either—

- (i) a brick or concrete wall of a height of not more than two feet; or
- (ii) link mesh extending to a height of not more than three feet six inches above the ground.

Thereafter the fence shall be as follows:—

Front corner posts shall be 5 in. x 5 in. x 6 ft. and rear corner posts shall be 5 in. x 5 in. x 6 ft. and intermediate posts shall be 5 in. x 3 in. x 6 ft. all spaced at not more than nine-foot centres.

All posts shall have tops with $\frac{1}{2}$ in. weather and shall be sunk at least two feet into the ground.

Corner posts shall be strutted two ways with 4 in. x 2 in. soles and 3 in. x 2 in. struts.

Intermediate posts shall be double yankee strutted with 6 in. x 1 in. x 18 in. struts.

Posts shall be checked for two rows of rails.

Rails shall be 3 in. x 2 in. each rail spanning two bays of fencing with joints staggered.

Fence other than of brick or concrete shall be covered for the first 25 feet with link mesh and for the next bay by 3 in. x $\frac{3}{4}$ in. sawn pickets or palings of graduated length rising from three feet six inches to five feet.

Thereafter fence shall be covered with 3 in. x $\frac{3}{4}$ in. x 5 ft. sawn pickets or palings.

All pickets or palings shall be placed three inches apart and shall be double nailed to each rail.

(b) Dividing fence along rear boundary:—

Corner posts shall be 5 in. x 5 in. x 6 ft. and intermediate posts shall be 5 in. x 3 in. x 6 ft. spaced at not more than nine-foot centres.

All posts shall have tops with $\frac{1}{2}$ in. weather and shall be sunk at least two feet into the ground.

Corner posts shall be strutted two ways with 4 in. x 2 in. soles and 3 in. x 2 in. struts.

Intermediate posts shall be double yankee strutted with 6 in. x 1 in. x 18 in. struts.

Posts shall be checked for two rows of rails.

Rails shall be 3 in. x 2 in. each rail spanning two bays of fencing with joints staggered.

Fence shall be covered with 3 in. x $\frac{3}{4}$ in. x 5 ft. sawn pickets or palings placed three inches apart, double nailed to each rail.

(c) Where all or portion of the side boundary of one lot forms all or portion of the rear boundary of another lot, the provisions relating to rear boundaries shall apply to such boundary or portion thereof.

Schedule Two.

RURAL AREAS.

The fence shall be erected from sawn, split or round wooden posts set not less than 24 inches in the ground, and not less than 48 inches out of the ground, and spaced not more than 10 feet apart with strainer posts set three feet in the ground, and securely strutted at all corners, gateways, and fence line angles but not exceeding 10 chains apart. Posts if of paperbark, jam, white gum, jarrah or other indigenous timber to be cut not less than six feet long by four inches diameter at small end if round, or 5 in. x 2 $\frac{1}{2}$ in. if split or sawn. Strainer posts to be not less than seven feet in length and six inches in diameter at small end, and shall be cut from indigenous timbers.

Steel "Y" section posts or reinforced concrete posts five feet six inches long and sunk 18 inches into the ground may be used in lieu of wooden posts. Steel or concrete strainer posts suitably strutted may be used. Each fence post shall be bored with not less than five suitably spaced holes, to be threaded with not less than five plain or barbed galvanised wires not less than 12 $\frac{1}{2}$ gauge. Wire shall be wrapped around strainer and strained tight. All gates to be of a type which can be swung.

Dated this 5th day of May, 1964.

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

[L.S.]

R. L. HESTER,
President.

L. A. VICARY,
Shire Clerk.

Recommended—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Swan-Guildford.

By-laws Relating to the Regulating and Controlling of the Use and Misuse of Streets.

L.G. 790/62.

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 20th day of April, 1964, to make and submit for confirmation by the Governor the following by-laws:—

1. By-law of Shire of Swan-Guildford relating to the regulating and controlling of the use and misuse of streets passed by the Shire of Swan-Guildford on the 19th day of November, 1962, and appearing in the *Government Gazette* on 7th February, 1963, is hereby amended as hereinafter appears:—

2. By-law number 10 is hereby renumbered 26.

3. New by-laws as follows are hereby added:—

10. No person shall sweep, throw, or place any rubbish, garbage, sweepings, litter or refuse of any description or any offensive, noxious or dangerous substance on to any footpath or street, or into any gutter or channel thereof.

11. No person shall throw or place on any footpath any match or fruit peel, or any other substance, whether vegetable or otherwise, likely to endanger the safety of persons using the footpath.

12. No person shall pack or unpack or cause to be packed or unpacked any goods, wares, or merchandise, or any articles of any description on any part of any street or footpath.

13. No person shall beat or shake any carpet, rug, or mat in any street or on any footpath between the hours of 8 o'clock in the morning and midnight.

17. No person shall in any street or public place give out or any musical or noisy instrument, or sing or shout or call aloud for advertising purposes, or in any manner announce the programme of any theatre, open air or otherwise, to the annoyance of any person using such street or footpath, or of any occupier or inmate of any neighbouring premises, or in any case without having first obtained permission in writing from the Council so to do.

15. No person shall without first having obtained the written consent of the Council break up, cut down, damage or injure any street, footpath, drain, gutter, culvert, bridge, public way, gate, fence, lantern, lamp-post, implement, material, building, or other property belonging to or under the control of the Council.

16. No person, being the occupier of any premises to which is attached a verandah extending over any portion of a street or footpath, shall permit or suffer any person to go or be upon such verandah, except for the purpose of cleaning or repairing the same.

17. No person shall in any street or public place give out or distribute to passers-by, or scatter or throw down any handbill, ticket, placard or notice.

18. No person shall permit any goods, wares, or merchandise or other articles of merchandise, or any articles or effects to remain on any part of any street or footpath for a longer period than shall be necessary for the housing or removing the same, or in any event, after sunset.

19. The occupier of every building abutting on any street, the footpath of which is permanently formed, shall once on every day, except Sunday, Christmas Day, and Good Friday, before the hour of

a quarter past eight in the forenoon, water and sweep, or cause to be watered and swept, the whole of the footpath between such building and the roadway. Provided that—

- (a) a footpath shall be deemed to be permanently formed if the same is flagged, paved, asphalted, or made of or covered with gravel, shell, or any other material and kerbed;
- (b) between the first day of May and the thirty-first day of August in each year it shall not be compulsory for any occupier to water the footpath under this by-law, unless such a footpath or some part thereof be covered by a verandah;
- (c) if any building be unoccupied or be occupied by more than one tenant, the owner thereof shall be deemed to be the occupier;
- (d) "water" shall mean to sprinkle a footpath with water so as to damp the dust before such footpath is swept.

20. No person shall water or sweep, or cause to be swept, any footpath after the hour of a quarter past eight in the forenoon of any day.

21. No person shall extinguish any light in any street lamp.

22. No person shall carry any article upon any footpath to the danger or obstruction of persons using such footpath.

23. No person shall play football, cricket, or any other games of any kind whatsoever on any footpath or in any street or public place.

24. No person shall allow any coal, shavings, hay, straw, paper or other material during the progress of any work or during the loading or unloading of goods, to be blown about or upon any street or public place.

25. No person shall stand or walk in or upon any footpath or street offering goods, wares, merchandise, or any articles or things of whatsoever nature or kind for sale. Provided that this section of the by-law shall not apply to any hawker or itinerant vendor of food exercising his calling in accordance with and in pursuance of a license issued to him by the Council or to a person or persons conducting a stall in pursuance of a license issued by the Council, solely for the purpose of raising money for religious or charitable purposes.

Dated this 2nd day of June, 1964.

[L.S.]

D. H. FERGUSON,
President.

T. J. WILLIAMSON,
Shire Clerk.

Recommended—

C. D. NALDER,
Acting Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council
this 24th day of June, 1964.

R. H. DOIG,
Clerk of the Council.

LIBRARY BOARD OF WESTERN AUSTRALIA ACT, 1951-1955.

The Library Board of Western Australia,
Perth, 24th June, 1964.

HIS Excellency the Lieutenant-Governor, acting under the provisions of the Library Board of Western Australia Act, 1951-1955, has been pleased to make the Regulations for the Conduct of the Central Music Library, set forth in the schedule hereunder.

F. A. SHARR,
State Librarian.

Schedule.

Regulations.

1. These regulations may be cited as the Regulations for the Conduct of the Central Music Library.
2. In these regulations unless the context requires otherwise—
 - “Board” means The Library Board of Western Australia, constituted pursuant to the provisions of the Act;
 - “book” includes periodical, newspaper, pamphlet, picture, print, photograph, map, chart, plan, manuscript, film, slide, gramophone record, or any other article of a like nature, forming part of the contents of the Central Music Library, whether or not the property of the Board, but does not include musical score;
 - “Central Music Library” means any portion of the premises of the Board set apart by the Board primarily for the purpose of there being contained therein musical scores, books relating to music, and other articles of a like nature, and includes any room, office, passage, staircase, entrance, and exit forming part thereof or adjacent thereto;
 - “librarian” means the State Librarian, and includes the person for the time being in charge of the Central Music Library;
 - “musical score” means a publication that consists principally of one or more pieces of music expressed in musical notation on a staff or staves, forming part of the contents of the Central Music Library and classified by the Board as a musical score, whether such publication is the property of the Board or not;
 - “reader” means any person, other than an officer of the Board, who enters the Central Music Library, and any person or body to whom a book or musical score from that Library is lent pursuant to these regulations;
 - “the Act” means the Library Board of Western Australia Act, 1951 (as amended).
3. (1) These regulations shall be read and construed as being in aid of, and not in derogation of or substitution for, the Regulations for the Conduct of the State Library, published in the *Government Gazette* on the 3rd August, 1956.
- (2) Regulations 7 to 33 (both inclusive) of the Regulations for the Conduct of the State Library are incorporated with these regulations with the adaptation that there is given to the term, “book,” when used for the purpose of these regulations, the meaning ascribed to it by those regulations, and these regulations shall be read and construed as if those regulations were, subject to such adaptation, repeated in and formed part of these regulations.
4. The librarian has the general control and charge of the Central Music Library and is responsible to the Board for the safe custody of the books, musical scores and all other property therein or belonging thereto.
5. The Board shall open or cause to be opened the Central Music Library on such days and during such hours as it may from time to time determine.

6. (1) Books from the stock of the Central Music Library may, at the discretion of the Board, be lent—

- (a) to an approved library;
- (b) to any department or instrumentality of the Government of the State or of the Commonwealth of Australia, for official use; and
- (c) to any other person or body in exceptional circumstances.

(2) A book shall not be removed from the Central Music Library without the authority of the librarian, who at his discretion may decline to give such authority or may impose conditions as to the manner in which the book shall be used, the period of loan, or as to any other matter, and a person who accepts the book on loan is deemed to have assented to any such conditions and shall comply with them.

(3) In respect of any such loan the Regulations for the Conduct of Public Libraries published in the *Government Gazette* on the 21st May, 1954, are applicable, as if the library were a registered public library within the meaning of the Act and any person borrowing a book shall comply with those regulations.

7. Musical scores may be lent, as provided in these regulations, to a person or to a society or institution or to an approved library.

8. (1) A person who—

- (a) is enrolled as an elector on a current electoral roll for the Legislative Assembly of the State; or
- (b) not being an elector, is over the age of 14 years, and satisfies the librarian that he is permanently resident within the State; or
- (c) is a child of compulsory school age resident within the State, if he is recommended to the Board by his parent or guardian or by a teacher of the school that he attends; or
- (d) not being permanently resident within the State, is over the age of 14 years, if he pays such sum by way of deposit as the Board determines,

may subject to the provisions of these regulations and of any conditions made by the Board pursuant to these regulations borrow musical scores from the Central Music Library.

(2) Any association, society or institution established for the study or practice of music, or any school, college or educational institution, may subject to the provisions of these regulations and of any conditions made by the Board pursuant to these regulations borrow musical scores from the Central Music Library.

(3) The deposit referred to in paragraph (d) of subregulation (1) of this regulation shall be refunded by the Board to the person who deposited it, upon his notifying the librarian that he no longer desires to borrow musical scores and surrenders all music tickets issued to him, if at the time of the notification the reader is not liable to pay the Board any moneys, has returned all musical scores to the Central Music Library, and is not liable for a breach of these regulations.

(4) All deposits made in pursuance of this regulation shall be paid into the general funds of the Board, and all refunds shall be made out of those funds.

9. (1) A person who desires to borrow a musical score from the Central Music Library shall make an application on the appropriate form provided by the Board.

(2) A recognised organisation desirous of borrowing a musical score from the Central Music Library shall make an application on the appropriate form provided by the Board signed by an officer authorised in that behalf by the organisation.

10. No charge shall be made for the registration of a reader, or for the issue of a reader's ticket, or for the loan of any musical score except—

- (a) the Board may make a charge not exceeding one shilling for the issue of a ticket to replace one reported lost or destroyed by a reader; and
- (b) as otherwise provided in these regulations.

11. (1) When an application form pursuant to regulation 9 of these regulations is delivered to the librarian, if the form is duly completed by the applicant to the satisfaction of the librarian, he shall issue three music tickets to the applicant, and may issue not more than two further music tickets at his discretion.

(2) Every music ticket issued under this regulation shall entitle the person to whom it is issued to borrow one musical score from the Central Music Library.

12. Music tickets issued pursuant to these regulations shall not entitle a person to borrow books from the Central Music Library, or to borrow books or musical scores from any other library.

13. (1) Musical scores may be sent by post, rail or other such means, to a registered reader who is resident outside the metropolitan area and is resident in a municipality that has not been declared a participating body.

(2) For the purposes of this regulation the metropolitan area shall comprise the districts or part districts of the municipalities specified in the Appendix to these regulations and known in the aggregate as the Metropolitan Statistical Division.

14. (1) A musical score shall not be removed from the Central Music Library without the authority of the librarian who at his discretion may decline to give such authority or may impose conditions as to the manner in which the musical score shall be used, the period of loan, or as to any other matter, and a person who accepts the musical score on loan is deemed to have assented to any such conditions and shall comply with them.

(2) In respect of any such loan the Regulations for the Conduct of Public Libraries referred to in subregulation (3) of regulation 6 of these regulations shall apply, in so far as they are applicable, as if the library were a registered public library within the meaning of the Act, and any person borrowing a musical score shall comply with those regulations.

15. (1) A person who commits a breach of any of these regulations is liable to a penalty not exceeding fifty pounds, and in addition to any penalty imposed the amount of any expense incurred in consequence of the breach shall be paid by that person.

(2) Any penalty or other sum payable under these regulations may be recovered in any court of competent jurisdiction by the Board as a debt due to the Board.

Appendix.

City of Perth.
City of Nedlands.
City of South Perth.
City of Subiaco.
City of Fremantle.
Town of Claremont.
Town of Cottesloe.
Town of East Fremantle.
Town of Melville.
Town of Midland.
Town of Mosman Park.
Shire of Bassendean.
Shire of Bayswater.
Shire of Belmont.
Shire of Canning.
Shire of Peppermint Grove.
Shire of Perth.
South and Guildford Wards of Swan-Guildford Shire.

GOVERNMENT RAILWAYS ACT, 1904-1963.

Railways Department,
Perth, 24th June, 1964.

THE Western Australian Government Railways Commission, in exercise of the powers conferred on it by section 23 of the Government Railways Act, 1904-1963, doth make the by-laws set out hereunder.

C. G. C. WAYNE,
Commissioner of Railways.

Schedule.

By-laws.

Principal
by-law.

1. In these by-laws, the by-law published, as By-law Number 54 of the Railway By-laws, in the *Government Gazette* on the 14th May, 1940, and amended from time to time thereafter by by-laws published in the *Government Gazette*, is referred to as the principal by-law.

Schedule
amended.
R. 25
substituted.

2. The schedule to the principal by-law is amended—
(a) by substituting for rule 25 the following rule:—

25. An employee must—

- (a) exercise particular care and attention in the performance of any duty, that of its nature, exposes him or any other employee to a risk of personal injury;
- (b) in so far as it may be in his power, prevent any other employee from recklessly or needlessly exposing himself or others to danger;
- (c) take every practicable step to eliminate anything liable to cause an accident;
- (d) observe all instructions on safety measures;
- (e) where the occasion requires, use protective devices and equipment provided;
- (f) while on duty, wear such clothing, head-gear and footwear as the person in charge may direct, to minimise injury; and
- (g) where injured on duty, inform the person in charge of that circumstance, as soon as practicable, and, in any event, unless it is impracticable, before leaving duty.

R. 77
amended.

(b) by substituting for the word, "departure", in line four of paragraph (a) of sub-rule (4) of rule 77, the word, "arrival";

R. 93
amended.

(c) by substituting for the word, "ben" in the ultimate line of sub-rule (6) of rule 93, the word, "been";

R. 111
amended.

(d) by substituting for sub-rule (1) of rule 111, the following sub-rule:—

(1) Where a train is detained at a running signal and—

(a) the signal is a two aspect signal or a three aspect, semi-automatic signal, and the train is, or would ordinarily be, within view of the signal-box, then—

- (i) the Driver must, on the train coming to a stand, sound the locomotive whistle;
- (ii) the Signaller must, if he cannot immediately allow the train to go forward, at once

exhibit a *Stop* hand signal to the Driver and, if the signal is defective, comply with the provisions of rule 115 of these rules; and

- (iii) where the *Stop* hand signal required to be exhibited under this sub-rule is not observed (whether by reason of its not being exhibited or of bad visibility or of any other circumstance) or where the train is detained for more than five minutes after the *Stop* hand signal is observed, the person designated in sub-rule (3) of this rule must proceed to the signal-box and advise, or remind, the Signaller of the position of the train;

unless (*as is not usually the case in this circumstance*) a telephone is provided adjacent to the signal, in which event the Driver must immediately communicate with the Signaller and, if the case so requires, must continue to do so at intervals of not more than five minutes;

- (b) the signal is a two aspect signal or a three aspect, semi-automatic signal (other than a departure signal), and the train is not within view of the signal-box, then—

- (i) if the signal is at *Stop*, the Driver must immediately communicate with the Signaller, by means of the telephone provided adjacent to the signal, and, if the case so requires, must continue to do so at intervals of not more than five minutes;
- (ii) if the signal is defective and there is no opposing train movement, the Signaller must instruct the Driver to pass the signal at *Stop*;
- (iii) upon being instructed to pass the signal, the Driver must take the train slowly towards the next signal, examining all points over which the train must pass, to see that they are properly set for the passage of the train;
- (iv) if the train to which this paragraph applies is to enter a station, the Signaller must determine whether it is to enter on the main line or on a loop and, if on a loop, set the points accordingly; and
- (v) where the Driver is informed that the services of the Guard are required for train work-

ing, because of failure of points or any other cause, he must call the Guard by giving four long whistles on the locomotive whistle or (if that signal does not bring any response) by sending the Fireman for him; and the Guard must thereupon communicate with, and act under the instructions of, the Signalman;

(c) the signal is a three aspect automatic signal or a departure signal, the Driver must act in accordance with—

(i) rule 76, sub-rule (4) (Approach signals);

(ii) rule 77, (Arrival signals);

(iii) rule 78, sub-rules (2), (3), (4) and (5) (Departure signals);
or

(iv) rule 79, sub-rule (3) (Intermediate signals);

as the case may require; and

(d) the signal-box is known, or proved, to be closed, in a circumstance mentioned in paragraph (a) or (b) of this sub-rule, the Driver must, where block telegraph system is in operation, act as provided by sub-rule (3) of rule 117, and, where automatic signalling is in operation, as provided by rule 79, of these rules.

R. 178
amended.

(e) by substituting for the passage, commencing with the word, "and" in line eighteen of paragraph (f) of rule 178, and ending with the word, "Driver", being the last word of the paragraph, the passage—

and, unless special instructions to the contrary are issued by the Chief Traffic Manager—

(iii) the Fireman must then proceed to the staff cabin or signal box and deliver the authority for the section traversed to the Guard or other authorised employee;

(iv) the Guard or other authorised employee must then deliver an authority for the section in advance to the Fireman; and

(v) the Fireman must return, with the authority for the section in advance, to the locomotive;

but, where the train is travelling on a train staff ticket, the Guard or other authorised employee must comply with the provisions of sub-rule (1) of rule 170 of these rules;

R. 224
amended.

(f) by substituting for the passage, commencing with the word, "and", in line eighteen of paragraph (f) of rule 224, and ending with the word, "Driver", being the last word of the paragraph, the passage—

and, unless special instructions to the contrary are issued by the Chief Traffic Manager—

(iii) the Fireman must then proceed to the staff cabin or signal box and deliver the authority for the section traversed to the Guard or other authorised employee;

- (iv) the Guard or other authorised employee must then deliver an authority for the section in advance to the Fireman; and
- (v) the Fireman must return, with the authority for the section in advance, to the locomotive;
- R. 227 amended. (g) by substituting for the words and numerals, "and 381 to 395", in line four of rule 227, the passage, "381 to 395 (inclusive) and 448";
- R. 258 amended. (h) by substituting for the passage, "(see figure "0" following rule 252), being the concluding passage of rule 258, the passage, "(see diagram following sub-rule (2) of rule 252)";
- R. 285 amended. (i) by substituting in sub-rule (4) of rule 285,—
- (i) for the letter, "D", in line one of sub-paragraph (i) of paragraph (a); and
 - (ii) for the letter, "A", in line one of sub-paragraph (ii) of paragraph (a); and
 - (iii) for the letter, "C", in line three of paragraph (b); and
 - (iv) the letter, "C", in line three of paragraph (c);
- the letter, "B", in each case;
- R. 328 amended. (j) by inserting, immediately after the word, "lost", in item (I) of sub-paragraph (iii) of paragraph (b) of rule 328, the words, "or damaged";
- R. 427 amended. (k) by substituting for the words, "or the locomotive is shut down and controls removed", being the concluding words of paragraph (b) of rule 427, the passage, "or, in the case of a diesel locomotive, is shut down and the controls are removed";
- R. 447 amended. (l) by substituting for the word, "and", in line two of sub-rule (2) of rule 447, the passage, "particularly where the train is approaching, or leaving, a signal box, junction or station; and,";
- R. 528 amended. (m) by substituting for paragraph (b) of sub-rule (5) of rule 528 the following paragraph—
- (b) he need not go further back, but must place three detonators, ten yards apart, on the obstructed line or lines, in such a position that any train entering the obstructed section must pass over the detonators; and
- R. 531 amended. (n) by substituting, in rule 531—
- (i) for the words, "a caution hand signal". in line nine of sub-rule (1); and
 - (ii) for the words, "the caution hand signal", in lines two and three of paragraph (b) of sub-rule (2); and
 - (iii) for the words, "the hand caution signal", in lines three and four of paragraph (a) of sub-rule (3);
- the passage, "the hand signal described in item (k) of the table to rule 127 of these rules", in each case;

Form S.W.3 substituted.

(o) by substituting for Form S.W. 3 in the Schedule to the rules the following form:—

(BUTT)

S.W. 3.

WESTERN AUSTRALIAN GOVERNMENT RAILWAYS,

WESTERN AUSTRALIAN GOVERNMENT RAILWAYS. TRAIN STAFF AND TICKET SYSTEM.

.....19....
Received notice that Line Clear cannot be obtained due to.....

CAUTION ORDER.
(Form referred to in Rule 168 of the Book of Rules.)
.....Station.
.....19.....

Station in advance being unattended*

Driver of Train No.....
Due to the advance station being unattended*

Failure of telephone.

Failure of telephone.

.....
Driver or Fireman.

Line Clear cannot be obtained. You are therefore instructed to proceed cautiously, being prepared to stop short of any obstruction.

.....
Guard.

.....
Signalman.

Time.....m

Time.....m

* Strike out as necessary.

and

Form S.W.34 amended.

(p) by inserting, immediately below the passage, "Rules—", in line five of Form S.W. 34, the passage—

"356. Trains Moving in Wrong Direction."