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[1964

PARKS AND RESERVES ACT, 1895-1963.

National Parks Board of Western Australia.

Department of Lands and Surveys,
Perth, 16th December, 1964.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Parks and Reserves Act, 1895-1963, has been pleased to approve of the by-laws made by the National Parks Board of Western Australia set forth in the schedule hereunder.

C. R. GIBSON,
Under Secretary for Lands.

Schedule.

By-laws.

Principal
by-laws.

1. In these by-laws the National Parks Board By-laws, 1963, published in the *Government Gazette* on the 29th May, 1963, are referred to as the principal by-laws.

By law 5A
added.

2. The principal by-laws are amended by adding after by-law 5, the following by-law:—

5A. (1) The provisions of this by-law apply only in respect of the reserve situated near Nornalup in the State and known as Nornalup National Park.

(2) A person driving a vehicle or riding an animal within the boundaries of the reserve shall not—

(a) enter or proceed along that part of the road that is within the reserve and commonly known and referred to as "the drive around The Knoll", where for the purpose of controlling or regulating traffic thereon a sign displaying the words, "NO ENTRY" is marked, affixed, erected or placed on or near that road, or at the entrance thereto; or

(b) enter or proceed along any part of the road referred to in paragraph (a) of this subregulation where a sign displaying the words, "ONE WAY" is marked, affixed, erected or placed on or near that road, or at the entrance thereof, except in the direction indicated by that sign.

(3) Proceedings in respect of any offence against this by-law may be taken and prosecuted by a person authorised in that behalf in writing signed by the president of the Board.

PARKS AND RESERVES ACT, 1895-1963.

Department of Lands and Surveys,
Perth, 16th December, 1964.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Parks and Reserves Act, 1895-1963, has been pleased to approve of the by-laws made by the King's Park Board set out in the schedule hereunder.

C. R. GIBSON,
Under Secretary for Lands.

Schedule.

By-laws.

1. In these by-laws the King's Park By-laws made under the Parks and Reserves Act, 1895 (as amended), reprinted pursuant to the Reprinting of Regulations Act, 1954, and published as so reprinted in the *Government Gazette* on the 11th March, 1957, with all amendments up to and including the 9th December, 1955, and amended by notice published in the *Government Gazette* on the 1st December, 1961, are referred to as the principal by-laws.

2. The principal by-laws are amended by substituting for by-law 20 the following by-law:—

20. (1) A person in charge of a motor vehicle or any other class of vehicle shall not park that vehicle, or cause or permit it to be parked, within the Park—

- (a) in any place that is off a carriageway, except when that place is within an area set apart by the Board for the parking of vehicles;
- (b) in any place that is on a carriageway, if the parking of vehicles in that place is prohibited;
- (c) during any period when the person is not within the Park, whether the place in which the vehicle is parked is or is not within an area set apart by the Board for the parking of vehicles; or
- (d) in any place for any period in excess of the time during which a vehicle is permitted by the Board to be parked in that place.

(2) In and for the purposes of this by-law—

“carriageway” means all that portion of a road improved, designed and ordinarily used for vehicular traffic; and includes the shoulders and areas in the road used for the parking of vehicles.

The above by-laws were duly made by the King's Park Board in accordance with the Parks and Reserves Act, 1895-1955, by resolution passed at a meeting of the Board held on the 12th day of November, 1964.

THOMAS MEAGHER,
Chairman.
JOHN BEARD,
Director.

LAND ACT, 1933-1963.

Shire of Harvey.

By-laws of the Harvey Shire Council for the Control and Management of the Commonage at Harvey.

WHEREAS under the provisions of the Land Act, 1933-1963, a Shire Council may make by-laws for the control and management of a reserve placed under its control and may repeal and alter such by-laws: Now, therefore, the Harvey Shire Council, as a Board of Management of the Commonage at Harvey, being reserve No. 22977, formerly No. 17497 (Korijekup Estate), having made the by-laws published in the *Government Gazette* on the 13th March, 1936, as

amended by notice published in the *Government Gazette* on the 24th December, 1954, and on the 31st May, 1960, hereby further amends such by-laws as follows:—

By substituting for by-law 9 the following by-law:—

9. The scale of fees to be paid for animals running on the Commonage shall be as follows:—

For the period 1st January to 30th April in each year:

For horses—5s. per head per week.

For cattle over 12 months old—2s. 6d. per head per week.

For cattle under 12 months old—1s. 6d. per head per week.

For other stock (if authorised to be run by the Council)—Such fees as the Council shall from time to time decide.

For the period 1st May to 31st December in each year:

For horses—10s. per head per week.

For cattle over 12 months old—5s. per head per week.

For cattle under 12 months old—3s. per head per week.

For other stock (if authorised to be run by the Council)—Such fees as the Council shall from time to time decide.

Passed by resolution of the Council of the Shire of Harvey at a meeting held on the 28th day of July, 1964.

WILLIAM K. BARNES,
President.

L. A. VICARY,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 16th day of December, 1964.

P. L. SPARROW,
Acting Clerk of the Council.

COUNTRY AREAS WATER SUPPLY ACT, 1947-1964.

Department of Public Works,
Perth, 16th December, 1964.

THE Minister for Water Supply, Sewerage and Drainage, acting pursuant to the provisions of the Country Areas Water Supply Act, 1947-1964, has been pleased to make the by-laws set forth in the schedule hereunder, to have and take effect as from and including the 1st day of January, 1965.

J. McCONNELL,
Under Secretary for Works.

Schedule.

By-laws.

Principal
by-laws.

1. In these by-laws the by-laws made under and for the purposes of the Country Areas Water Supply Act, 1947-1964, published in the *Government Gazette* on the 20th June, 1957, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal by-laws.

By-law 1A
amended.

2. Paragraph (b) of sub-by-law (1) of by-law 1A of the principal by-laws is amended—

(a) by inserting after the interpretation, "bore", the following interpretation—

"commercial purposes" means the purposes for which water is required in or about premises that are occupied or used as business, professional or commercial premises whether by

private persons, government instrumentalities or local authorities, but does not include the use of water as an essential commodity for manufacturing or processing; ;

- (b) by substituting for the interpretation, "domestic purposes", the following interpretation—

"domestic purposes" means the ordinary household purposes for which water is required in or about a dwelling-house or flats, and includes the use of water for watering lawns and gardens appurtenant to the dwelling-house or flats of those growing or planted in a street or road adjoining private land upon which the dwelling-house or flats is or are erected where those lawns and gardens are grown by or cared for by the owner or any occupier of that land and are watered with water that has passed into that land through a supply of water installed by the Minister on that land; ;

- (c) by substituting for the interpretation, "farm supply", the following interpretation—

"farm supply" means a supply of water for farm land purposes and includes a domestic supply, but does not include a supply of water for any other purpose; ;

- (d) by adding after the interpretation, "feeder", the following interpretation—

"general purposes" means the purposes for which water is required on, in or about land or premises that are occupied or used for institutional, recreational, cultural, educational or religious purposes, or for public amenities, or for any other purposes whether of the same or a different kind and not being any of those included in the interpretations, "commercial purposes", "domestic purposes", "industrial purposes" or "vacant land" mentioned in this paragraph; ;

- (e) by adding after the interpretation, "high water mark", the following interpretation—

"industrial purposes" means the purposes for which water is required in or about premises that are occupied or used for manufacturing or processing and the water is used as an essential commodity in such manufacturing or processing; ; and

- (f) by adding after the interpretation, "private service", the following interpretation—

"vacant land" means rateable land upon which there are no improvements and for which no water service is provided; .

By-law 62 substituted. 3. By-law 62 of the principal by-laws is revoked and the following by-law substituted:—

62. (1) Any person or persons requiring a water service to any non-rated property may be supplied on payment of an annual charge which shall be fixed by the Minister, and such person or persons may be required to pay, in addition to that annual charge, the cost of providing such water service including the cost of any necessary extension of the main.

(2) The annual charge shall then take the place of a water rate, and the general provisions of these by-laws, as applying to ratepaying consumers, shall apply to consumers so required to pay an annual charge.

By-law 76 amended. 4. By-law 76 of the principal by-laws is amended by substituting for sub-by-law (1), the following sub-by-law:—

(1) The Minister may, at such times and for such purposes as he may deem necessary and expedient, prohibit the use of water for garden purposes and all purposes other than commercial, domestic and industrial, except with his permission in writing.

By-law 78 amended. 5. By-law 78 of the principal by-laws is amended by substituting for sub-by-law (2), the following sub-by-law:—

(2) A person supplied with water through a meter not owned by the Minister shall pay the cost of keeping the meter in repair, and shall pay in advance an annual maintenance fee which shall be determined by the Minister.

By-law 81 substituted. 6. By-law 81 of the principal by-laws is revoked and the following by-law substituted:—

81. (1) The Minister shall nominate such day or days, in each financial year, on which meter readings shall be taken in the various water areas.

(2) When a day on which meter readings shall be taken in a water area has been so nominated, meters in that water area shall be read at any time within the period commencing 20 days before and ending 20 days after that day, and the quantity of water registered by the meter at the time of the reading shall for the purpose of these by-laws, in the absence of proof to the contrary, be deemed to be the quantity of water registered by that meter as on the day so nominated.

By-law 89 substituted. 7. By-law 89 of the principal by-laws is revoked and the following by-law substituted:—

89. (1) Within any country water area the water rate shall, pursuant to the provisions of paragraph (a) of subsection (1) of section 65 of the principal Act, be at a rate not exceeding one shilling and sixpence in the pound per annum upon the estimated net annual value of all rateable land classified for the purposes prescribed by these by-laws as domestic purposes, provided that a minimum rate of one pound per annum shall be payable on each separately assessed piece of land.

(2) Within any country water area the water rate shall, pursuant to the provisions of paragraph (b) of subsection (1) of section 65 of the principal Act, be at a rate not exceeding two shillings in the pound per annum upon the estimated net annual value of all rateable land classified for the purposes prescribed by these by-laws as commercial purposes, provided that a minimum rate of one pound per annum shall be payable on each separately assessed piece of land.

(3) On farm land within the boundaries of a country water area, the annual water rate on each rateable holding shall, subject to the provisions of paragraphs (b), (c) and (d) of subsection (2) of section 65 of the principal Act, be a sum not exceeding two and two-fifths pence per acre of the area of land rated, or three per centum of the unimproved value of the land, whichever is the lesser, provided that a minimum rate of not more than two pounds per annum shall be payable in respect of each rateable holding.

(4) For the purposes of section 50 of the principal Act the financial year shall be—

(a) the year ending on the 31st day of December in respect of the following water areas:—

Albany, Belka, Beverley, Boddington, Carnarvon, Central, Cuballing, Cue-Day Dawn, Darlington, Denham, Derby,

Dumbleyung, Esperance, Geraldton, Goomalling, Kojonup, Lake Grace, Laver-ton, Leonora, Manjimup, Meekatharra, Mount Magnet, Mullewa, Mundaring, New-degate, Northam, Nukarni, Onslow, Pin-gelly, Popanyinning, Port Hedland, Roe-bourne, Toodyay, Wagin, Wandering, Wes-tonia, Wickepin, Williams, Wittenoom, York; and

(b) the year ending on the 30th day of June in respect of the following water areas:—

Allanson, Augusta, Australind, Balingup, Ballidu, Barbalin, Bolgart, Borden, Boulder, Boyanup, Boyup Brook, Bridgetown, Brookton, Broome, Broomehill, Bruce Rock, Brunswick Junction, Bullfinch, Calingiri, Capel, Carnamah, Collie, Cool-gardie, Coorow, Corrigin, Cranbrook, Dal-wallinu, Dangin, Darkan, Denison, Den-mark, Donnybrook, Dowerin, Dwellingup, Eaton, Gingin, Gnowangerup, Green-bushes, Hamel, Highbury, Jerramungup, Kalgoorlie, Katanning, Kondinin, Koorda, Kulin, Margaret River, Marvel Loch, Miling, Mingenew, Moora, Morawa, Mount Barker, Nannup, Narembreen, Narrogin, Norseman, North Greenbushes, Northamp-ton, Ongerup, Pemberton, Perenjori, Piesse-ville, Pinjarra, Pithara, Quairading, Sal-mon Gums, Sandstone, Southern Cross, Tambellup, Three Springs, Walpole, Waroona, Watheroo, Wongan Hills, Woodanilling, Wubin, Wyalkatchem, Wyndham, Yarloop.

- Heading preceding by-law 91 deleted. 8. The principal by-laws are amended by deleting the heading, "Allowance for Rate." immediately preceding by-law 91.
- By-laws 91, 91A and 92 revoked. 9. By-laws 91, 91A and 92 of the principal by-laws are re-vo-ked.
- Heading preceding by-law 93 deleted. 10. The principal by-laws are amended by deleting the heading, "Payment for Excess Water." immediately preceding by-law 93.
- By-law 93 revoked. 11. By-law 93 of the principal by-laws is revoked.
- Heading preceding by-law 94 deleted. 12. The principal by-laws are amended by deleting the head-ing, "Fees—State or Commonwealth Government Departments." immediately preceding by-law 94.
- By-law 94 revoked. 13. By-law 94 of the principal by-laws is revoked.
- By-law 95 substituted. 14. By-law 95 of the principal by-laws is revoked and the following by-law substituted:—
95. When any place where the owner or occupier of any separately rated piece of land requires more than one service to be installed for supplying water to that land, the additional service or services shall, at the dis-cretion of the Minister, be installed upon that owner or occupier paying in advance the cost of installation and a fee of not less than two pounds per annum for each additional service.
- By-law 95A substituted. 15. By-law 95A of the principal by-laws is revoked and the following by-law substituted:—
- 95A. Where rates of prices or charges are prescribed in the Schedule to these by-laws for water supplied to ships from any water area, those prices or charges shall be paid by the masters or agents of the ships to which water is so supplied at the rates so prescribed.

- Heading preceding by-law 96 deleted. 16. The principal by-laws are amended by deleting the heading, "Meter Rents." immediately preceding by-law 96.
- By-law 96 revoked. 17. By-law 96 of the principal by-laws is revoked.
- By-law 98 amended. 18. By-law 98 of the principal by-laws is amended by substituting for sub-by-law (2), the following sub-by-law:—
 (2) For each such service the owner or occupier shall pay in advance the actual cost of installation and an annual fee determined by the Minister in each case, and such owner or occupier shall also bear the cost of maintaining the boundary service and of having it disconnected when it is no longer required.
- By-law 99 substituted. 19. By-law 99 of the principal by-laws is revoked and the following by-law substituted:—
 99. (1) Where water is required for building purposes, the Minister may permit the supply of water on payment of the appropriate fees prescribed in sub-by-law (2) of this by-law and on the following terms:—
 (a) All fees shall be paid in advance, and if any work is done other than that mentioned at the time of applying to the Minister, the same shall be paid for in advance, or the whole supply will forthwith be cut off.
 (b) It shall be at the discretion of the Minister as to whether or not in any case a supply of water shall be classed as a supply for building purposes.
 (c) Applications for water under this by-law shall be in writing, stating the nature of the work to be done and the purpose for which water is required.
 (2) The fees referred to in sub-by-law (1) of this by-law are as follows:—
 On all types of new buildings or additions to buildings, ten shillings for each one thousand pounds, or part thereof, based on the estimated cost of the new building, or as the case may be, additions to a building.
 (3) The fees prescribed in sub-by-law (2) of this by-law shall apply if a service is available before completion of the construction of the building, but—
 (a) if the service to be provided will become the rated service, no charge will be made for the building service;
 (b) if a special service is provided for building purposes, such service will be at the cost of the builder.
- Heading preceding by-law 100 deleted. 20. The principal by-laws are amended by deleting the heading, "Fees for Public Water Troughs and Drinking Fountains." immediately preceding by-law 100.
- By-law 100 revoked. 21. By-law 100 of the principal by-laws is revoked.
- Heading preceding by-law 101 deleted. 22. The principal by-laws are amended by deleting the heading, "Water Supplies to Country Land." immediately preceding by-law 101.
- By-law 101 revoked. 23. By-law 101 of the principal by-laws is revoked.

By-law 102 substituted. 24. By-law 102 of the principal by-laws is revoked and the following by-law substituted:—

102. A supply of water for irrigation purposes and at irrigation prices shall not be granted except on such applications from consumers as may be in each case specifically approved by the Minister, and such supply may be discontinued at any time at the discretion of the Minister.

Heading preceding by-law 103 deleted. 25. The principal by-laws are amended by deleting the heading, "Special Agreements." immediately preceding by-law 103.

By-law 103 revoked. 26. By-law 103 of the principal by-laws is revoked.

By-laws 104A and 104B, and headings thereto, added. 27. The principal by-laws are amended by adding in Division VII immediately after by-law 104, the following by-laws and respective headings thereto:—

Classification of Holdings.

104A. (1) The classes of purposes for which water may be used or primarily used by owners or occupiers of holdings are prescribed pursuant to section 63A of the principal Act as follows:—

Class 1. Domestic Purposes, as defined in paragraph (b) of sub-by-law (1) of by-law 1A of these by-laws.

Class 2. Commercial Purposes, as defined in paragraph (b) of sub-by-law (1) of by-law 1A of these by-laws.

Class 3. Industrial Purposes, applicable to holdings or parts of holdings used for any of the manufactures or processes specified in Part A of the First Schedule to these by-laws.

Class 4. Mining and Shipping Purposes.

Class 5. Farm Land, as defined in section 5 of the principal Act.

Class 6. Market Gardens, including Orchards, Piggeries, and Poultry Farms.

Class 7. General Purposes, applicable to holdings or parts of holdings used for any of the purposes specified in Part B of the First Schedule to these by-laws.

Class 8. Vacant Land, as defined in paragraph (b) of sub-by-law (1) of by-law 1A of these by-laws.

(2) Charges for water consumed by owners or occupiers of holdings or parts of holdings classified in any of Classes 1 to 7 (both inclusive) for those purposes shall be as prescribed in the Second Schedule to these by-laws.

(3) The annual charge in lieu of rate in respect of holdings or parts of holdings classified in Class 8 shall be two pounds.

Service Charges.

104B. (1) An annual service charge in lieu of water rates shall be payable by owners or occupiers of holdings or parts of holdings classified in Class 6, and such annual charge shall be five pounds.

(2) An annual service charge in lieu of water rates shall be payable in respect of holdings or parts of holdings classified in Class 7, and such annual charge shall be two pounds.

First and
Second
Schedules
substituted
for existing
Schedule.

28. The principal by-laws are amended by substituting for the Schedule thereto, the following Schedules:—

First Schedule.

Part A.

Manufactures and Processes included in Industrial Purposes.

Abattoirs and meat export works; aerated water factories; breweries; brickyards; building construction; butter and creamery factories; cement and concrete industries; charcoal, iron and steel industries; fishery and canning works; flax mills; ice and cold storage works; industrial extracts; plaster board works; power stations (including those of the State Electricity Commission and of local authorities); railways (exclusive of quarters, institutes and halls); road making; steam laundries; superphosphate works; woollen mills; and any other manufacture or process whatsoever in respect of which water is used for industrial purposes as defined in paragraph (b) of sub-bylaw (1) of by-law 1A of these by-laws.

Part B.

Institutional and other Holdings included in General Purposes.

- (a) Bowling clubs; cemeteries; churches; Country Women's Association rest rooms; convents; croquet clubs; golf clubs; hospitals; kindergartens; licensed clubs; manses, monasteries; native reserves; orphanages; old-age homes; parks; prisons; race-courses; recreation grounds; St. John Ambulance centres; schools; scout and guide groups; showgrounds; sporting clubs; stand-pipes and street watering (exclusive of road making); students' hostels; surf clubs; swimming pools; trotting grounds; youth clubs; water ski clubs.
- (b) Amenities provided by local authorities including bowling greens, camping areas, caravan parks, change rooms, clinics, drinking fountains, golf links, halls, libraries, public toilets, public water troughs, rest rooms, riding schools, tennis courts, war memorials.
- (c) Any other land or premises on, in or about which water is required for use thereof for general purposes as defined in paragraph (b) of sub-bylaw (1) of by-law 1A of these by-laws.

Second Schedule.

Schedule of Prices at which Water will be Supplied to Various Classes of Consumers for each Financial Year.

Classification of Purpose.	Price of Water Per 1,000 Gallons.	
	s.	d.
Class 1—Domestic Purposes:		
First 60,000 gallons consumed	2	0
Next 40,000 gallons consumed	2	6
Over 100,000 gallons consumed	3	0
Class 2—Commercial Purposes:		
First 60,000 gallons consumed	2	0
Next 40,000 gallons consumed	2	6
Next 100,000 gallons consumed	3	0
Over 200,00 gallons consumed	4	0
Class 3—Industrial Purposes:		
All water consumed	4	0
Class 4—Mining and Shipping Purposes:		
All water consumed	5	6

Second Schedule—*continued*.

	Price of Water Per 1,000 Gallons.
	s. d.
Class 5—Farm Land:	
First 60,000 gallons consumed	2 0
Next 40,000 gallons consumed	2 6
Over 100,000 gallons consumed	5 6
Class 6—Market Gardens, including Orchards, Piggeries, and Poultry Farms:	
First 60,000 gallons consumed	2 0
Next 40,000 gallons consumed	2 6
Over 100,000 gallons consumed	3 0
Class 7—General Purposes:	
All water consumed	2 6

LOCAL GOVERNMENT ACT, 1960.

Municipality of the City of Subiaco.

By-law Altering By-laws in Force in Annexed Areas.

L.G. 774/64.

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 10th day of November, 1964, to make and submit for confirmation by the Governor the following Bylaws:—

1. That all by-laws of the Municipality of the City of Perth which by virtue of the provisions of section 260 of the Local Government Act, 1960, are now in force in those areas of land described in an Order in Council published in the *Government Gazette* of the 23rd day of October, 1964, and which by virtue of such Order in Council were severed from the Municipality of the City of Perth and annexed to the Municipality of the City of Subiaco are hereby revoked.

2. That all the by-laws of the Municipality of the City of Subiaco now in force shall apply generally and are hereby adopted in relation to those areas of land described in an Order in Council published in the *Government Gazette* of the 23rd day of October, 1964, and which by virtue of such Order in Council were severed from the Municipality of the City of Perth and annexed to the Municipality of the City of Subiaco.

Dated this 10th day of November, 1964.

The Common Seal of City of Subiaco was hereunto affixed on the 10th day of November, 1964, at the offices of and pursuant to a resolution of the Council in the presence of—

[L.S.]

J. H. ABRAHAMS,
Mayor.
G. O. EDWARDS,
Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 16th day of December, 1964.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Perth.

By-laws Relating to Street Lawns and Gardens.

L.G. 782/64.

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 10th day of November, 1964, to make and submit for confirmation by the Governor the following by-laws:—

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

By-laws 419 to 426 are repealed and the following by-laws are inserted in their place:—

Street Lawns and Gardens.

419. The owner or occupier of land abutting on a road may plant and maintain a street lawn on the road in front of such land.

420. A street lawn shall not encroach upon the paved portion of the road or any paved footway.

421. A person desiring to plant and maintain a garden as part of or in place of a street lawn or to plant shrubs thereon may make application to the Council for permission to do so.

422. The application shall give full details of the proposed garden and shrubs and any proposed pipes or sprinklers and shall indicate proposed levels and grades in relation to the carriage-way the footpath and any future footpath and any road improvements and shall be in accordance with any levels and grades established or given by the Council.

423. The Council may in its discretion grant or refuse permission to the planting and maintenance of a garden as part of or in place of a street lawn or to the planting of shrubs and may at any time withdraw such permission.

(a) lay water pipes or sprinklers or taps on or under a road without the written consent of the Council, or in a position other than that approved by the Council or otherwise than in accordance with these by-laws;

424. No person shall—

- (b) place any obstruction on or around any street lawn or garden;
- (c) in a street lawn or garden maintained by him plant any tree or shrub that is of a height or is likely to grow to a height exceeding four feet, or permit any tree or shrub to be of a height exceeding four feet if in either case such tree or shrub be within 40 feet of the corner of the fence line or of the street alignment of a road junction or intersection;
- (d) water or maintain a street lawn or garden in such a manner as to cause inconvenience to persons using the paved portion of the road or the footpath;
- (e) unless he be the occupier of the land abutting on the street lawn or garden or a person acting with the consent of that occupier, ride or drive an animal or vehicle over any street lawn or garden except only to such extent as may be necessary in order to pass another vehicle then on the paved portion of the road;
- (f) without the written consent of the Council or in pursuance of these by-laws cause any damage or disturbance to any road footpath or constructed vehicular crossing or to any improvement or thing thereon or thereunder;
- (g) unless he be the occupier of the land abutting on the street lawn or garden or a person acting under his authority or under the authority of these by-laws remove from a street lawn or garden any tree shrub plant flower or seed.

425. (1) Any water pipes laid to a lawn or garden in a street shall—

- (a) be of galvanised wrought iron or copper or of such other material as shall be approved by the Council;
- (b) be laid beneath the lawn or garden at a depth of not more than twelve inches, nor less than six inches, and so that any fitting connected to them does not project above the surface of the lawn or garden;

- (c) if connected to a public water supply, be laid to comply with the requirements of the body constituted for, and having the control of, that supply under an Act;
- (d) if passing under the road pavement be not less than eighteen inches and not more than twenty-four inches deep under the road pavement;
- (e) if passing under the footpath or constructed vehicular crossing be not less than six inches nor more than twelve inches deep under the footpath or vehicular crossing;
- (f) have valves, located within the land where they are connected to the water supply and fitted so as to give complete control of the flow of water from the supply.

(2) Where a person, in the course of laying pipes pursuant to this by-law, causes damage to any road, pavement, footpath or crossing, to any water, gas or sewerage pipes, to any power or telephone cables or to a fire hydrant, that damage may be made good by the authority having the control of the thing damaged, at the expense of that person or of the person on whose behalf the pipes were laid; and the amount of that expense may be recovered in any Court of competent jurisdiction.

426. The Council may at any time, by notice in writing to the owner or occupier of land that abuts upon that part of a street wherein a lawn or garden is planted, require that owner or occupier to remove any tree, shrub or water piping or fitting and may, where the owner or occupier does not comply with the notice, remove the tree, shrub, piping or fitting at the expense of the owner or occupier, and any expense incurred by the Council pursuant to this by-law may be recovered in any Court of competent jurisdiction.

426A. (1) The Council or any other authority empowered by law to dig up a street, may, without being liable to compensate any person therefor, dig up all or any part of a lawn or garden in a street, for the purposes of carrying out any works and may also regrade or reshape the unpaved portion between the pavement and the property line or footpath.

(2) A person employed by the Council or other authority acting pursuant to this by-law shall not disturb a lawn or garden or damage any pipes laid under it or them to any greater extent than is reasonably necessary for the purpose of carrying out any authorised works and shall, upon the completion of the works, reinstate the lawn or garden, as far as is reasonably practicable.

426B. (1) Where the Council or any other authority authorised by law to dig up a street for the purpose of carrying out authorised works is of the opinion that the carrying out of those works may be impeded by the existence of piping under a lawn or garden in a street, it may give notice to the owner or occupier of the land abutting on the lawn or garden to remove the piping until the completion of the works; and may, where the owner or occupier does not comply with the notice, remove the piping at the expense of the owner or occupier; and any expense incurred by the Council or authority pursuant to this by-law may be recovered in any Court of competent jurisdiction.

(2) The Council or other authority is not liable for damage to piping under a lawn or garden in a street, occasioned either in the course of the removal of the piping under the provisions of sub-by-law (1) of this by-law or of carrying out authorised works.

Dated this 10th day of November, 1964.

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

[L.S.]

M. STARKE,
President.
LLOYD P. KNUCKEY,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 16th day of December, 1964.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.
The Municipality of the Shire of Perth.
By-laws Relating to Zoning.

L.G. 47/63.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 27th day of October, 1964, to make and submit for confirmation by the Governor the following by-law:—

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

Section 12 of the Fifth Schedule is altered by the addition at the end of the words and figures under the subheading "INGLEWOOD" of the following:—

Corner of Flinders Street and Hector Street—Portion of Swan Location 1176 and being lot 49 on diagram 30877.

Dated the 27th day of October, 1964.

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

M. STARKE,
President.

[L.S.]

LLOYD P. KNUCKEY,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 16th day of December, 1964.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.
The Municipality of the Shire of Perth.
By-laws Relating to Zoning.

L.G. 47/63.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 10th day of November, 1964, to make and submit for confirmation by the Governor the following by-laws:—

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

Section 11 of the Fifth Schedule is altered by the insertion after item 6 of the following:—

6A Inglewood
Portion of Swan Locations V,
1115, 4834 and 4835 and being
Lot 4 on Diagram 30940.
Television Studios and ancil-
lary establishments for a Com-
mercial Television Station.

Dated the 10th day of November, 1964.

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

[L.S.]

M. STARKE,
President.

LLOYD P. KNUCKEY,
Shire Clerk.

Recommended.

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 16th day of December, 1964.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Mingenew.

Adoption of Draft Model By-law Relating to Old Refrigerators and Cabinets.

L.G. 811/64.

IN pursuance to the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 22nd day of November, 1963, to adopt such of the Draft Model By-laws published in the *Gazette* of the 1st day of May, 1962:—

Local Government Model By-law (Old Refrigerators and Cabinets)
No. 8.—The whole of the by-law.

Dated this 9th day of November, 1964.

The Common Seal of the Municipality was
hereto affixed this 9th day of November,
1964, in the presence of—

[L.S.]

COLIN PEARSE,
President.
C. J. SPRAGG,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 16th
day of December, 1964.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Mingenew.

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

L.G. 811/64.

IN pursuance to the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 22nd day of November, 1963, to adopt such of the Draft Model By-laws published in the *Gazette* of the 16th day of January, 1963 and the 1st day of October, 1964:—

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

Dated this 9th day of November, 1964.

The Common Seal of the Municipality was
hereto affixed this 9th day of November,
1964, in the presence of—

[L.S.]

COLIN PEARSE,
President.
C. J. SPRAGG,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 16th
day of December, 1964.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Mingenew.

Adoption of Draft Model By-law Relating to Prevention of Damage to Streets.

L.G. 811/64.

IN pursuance to the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 22nd day of November, 1963, to adopt such of the Draft Model By-laws published in the *Gazette* of the 7th day of September, 1961:—

Local Government Model By-law (Prevention of Damage to Streets) No. 1.—The whole of the by-law.

Dated this 9th day of November, 1964.

The Common Seal of the Municipality was hereto affixed this 9th day of November, 1964, in the presence of—

[L.S.]

COLIN PEARSE,
President.
C. J. SPRAGG,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 16th day of December, 1964.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Mingenew.

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

L.G. 811/64.

IN pursuance to the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 22nd day of November, 1963, to adopt such of the Draft Model By-laws published in the *Gazette* of the 1st day of August, 1962:—

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

Dated this 9th day of November, 1964.

The Common Seal of the Municipality was hereto affixed this 9th day of November, 1964, in the presence of—

[L.S.]

COLIN PEARSE,
President.
C. J. SPRAGG,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 16th day of December, 1964.

P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Mingenew.

Adoption of Draft Model By-law Relating to Signs, Hoardings and Billposting.

L.G. 811/64.

IN pursuance to the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 22nd day of November, 1963, to adopt such of the Draft Model By-laws published in the *Gazette* of the 11th day of June, 1963:—

Local Government Model By-law (Signs, Hoardings and Billposting) No. 13.—The whole of the by-law.

Dated this 9th day of November, 1964.

The Common Seal of the Municipality was hereto affixed this 9th day of November, 1964, in the presence of—

[L.S.]

COLIN PEARSE,
President.
C. J. SPRAGG,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 16th day of December, 1964.

P. L. SPARROW,
Acting Clerk of the Council.

CEMETERIES ACT, 1897.

Pemberton Cemetery Board.

By-laws.

L.G. 266/54.

THE by-laws made by the Trustees of the Pemberton Cemetery Board under the provisions of the Cemeteries Act, 1897, and published in the *Government Gazette* on the 7th November, 1924, and amended from time to time thereafter, are referred to in these by-laws as the principal by-laws.

The principal by-laws are amended by substituting for Schedule A the following schedule.

Schedule A.

Scale of Fees and Charges Payable to the Trustees.

On application for an "Order for Burial" the following fees shall be payable in advance:—

(a) In private or open ground—

	£	s.	d.
For sinking grave	6	10	0
For sinking grave if buried by Government contract	6	10	0
For sinking grave for any child under seven years	3	5	0
For re-opening grave	6	10	0
For re-opening grave for any child under seven years	3	5	0
For sinking grave beyond six feet for each additional foot	1	0	0
(b) Ordinary land for grave, 8 ft. by 4 ft., where directed	4	0	0
Ordinary land for grave, 8 ft. by 12 ft., where directed	8	0	0
Special land for grave, 8 ft. by 4 ft., selected by applicant in section where burials take place	7	0	0
Special land for grave, 8 ft. by 12ft.	14	0	0

(c) Miscellaneous—	£	s.	d.
For iron number plate	15	0	0
For interment without due notice	15	0	0
For permission to erect any monument	1	10	0
For permission to construct brick grave	1	10	0
For permission to construct a vault	1	10	0

The by-laws set out in the above schedule were made by the Trustees of the Pemberton Cemetery Board at a duly convened meeting of the Trustees held on the 11th day of November, 1964.

G. CHADWICK,
Chairman.

G. B. TODD,
Secretary.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 16th day of December, 1964.

P. L. SPARROW,
Acting Clerk of the Council.

ELECTRICITY ACT, 1945-1953.

The State Electricity Commissioner of Western Australia,
Perth, 16th December, 1964.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by section 32 of the Electricity Act, 1945-1953, and on the recommendation of the State Electricity Commission of Western Australia, has been pleased to make the regulations set out in the schedule hereunder.

J. G. BLOCKLEY,
Secretary.

Schedule. Regulations.

1. In these regulations the Electricity Act Regulations, 1947 as reprinted pursuant to the Reprinting of Regulations Act, 1954, and published as so reprinted in the *Government Gazette* on the 10th May, 1957, are referred to as the principal regulations.

2. The principal regulations are amended by revoking subregulation (2) of regulation 322 and substituting the following subregulation:—

(2) Notwithstanding the requirements of subregulation (1) of this regulation, if an appliance of the same type is approved, within the meaning of the Act, by a duly constituted authority in another State of the Commonwealth, the provisions of subregulation (1) of regulation 326 shall apply and an application for approval need not be made, in respect of that appliance.

3. The principal regulations are amended by revoking subregulation (1) of regulation 326 and substituting the following subregulation:—

(1) Approval of an electrical appliance may be granted by the Commission—

- (a) on the issue to the applicant of a certificate of approval, in or to the effect of Form No. 38 in the Appendix to these regulations; or
- (b) without the issue of a certificate of approval, where a duly constituted authority in another State of the Commonwealth has issued any such certificate, and in that event the form of approval of that authority shall be deemed to be a certificate of approval issued by the Commission under the provisions of these regulations.

FACTORIES AND SHOPS ACT, 1963.

Department of Labour,
Perth, 16th December, 1964.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Factories and Shops Act, 1963, has been pleased to make the regulations set forth in the schedule hereunder.

T. H. BURGESS,
Chief Inspector of Factories and Shops.

Schedule.
Regulations.

- Principal Regulations. 1. In these regulations the Factories and Shops (Rostered Extraordinary Trading Hours) Regulations, 1964, published in the *Government Gazette* on the 30th December, 1963, and amended by notices published in the *Government Gazette* on the 10th March, 1964, the 1st July, 1964, and the 11th August, 1964, are referred to as the principal regulations.
- Appendix amended. 2. Division 2 of Part XIII of the Appendix to the principal regulations is amended by substituting for the passage "King and Basden, 81 Eleanor Street, Geraldton—15th February, 1965, to 21st February, 1965," the passage, "Magnus Motors Pty. Ltd., corner Phelps and Urch Streets, Geraldton—15th February, 1965, to 21st February, 1965,".