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OF WESTERN AUSTRALIA

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No. 32]

PERTH: TUESDAY, 4th MAY

[1971

HEALTH ACT, 1911-1970.

Department of Public Health,
Perth, 21st April, 1971.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Health Act, 1911-1970, 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 published in the *Government Gazette* on the 1st December, 1960, and reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 28th April, 1965, as amended from time to time thereafter by notices so published, 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, "Collie—Municipal Chambers." the following passage:—
Dandaragan—Council Offices, Lot 124
Bashford Street, Jurien.
- Schedule A amended. 3. Schedule A to the principal regulations is amended by adding to paragraph 3, the following brand and word—
-
- Dandaragan
- Schedule B amended. 4. Schedule B to the principal regulations is amended by inserting immediately below the passage "Cottesloe Health District." the following passage:—
Dandaragan Health District.
- Schedule C amended. 5. Schedule C to the principal regulations is amended by inserting immediately below the passage "Shire of Carnarvon" in paragraph (4) Scale "D", the following passage:—
Shire of Dandaragan

HEALTH ACT, 1911-1970

Town of Geraldton.

P.H.D. 868/70; Ex-Co 902.

WHEREAS under the provisions of the Health Act, 1911, as amended, 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 Town of Geraldton, being a local authority within the meaning of the Act and, having adopted the Model By Laws described as Series "A" as published in the *Government Gazette* of the 17th July, 1963, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

PART I.—GENERAL SANITARY PROVISIONS.

By-Law 19 is deleted and the following new by-law is inserted in its place:—

19. (1) (a) No person other than an authorised employee of the Council or a 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.

(b) No person shall deposit any refuse garbage or rubbish other than at a position on the land designated by an employee of the Council or as indicated by signs.

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

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

(e) No person shall deposit any vehicle body or any other material not readily compressible on any land under the control of the Local Authority except at such place or places as are set aside for the purpose and in accordance with such conditions as the Council may from time to time impose.

(f) All vehicle bodies and wrecks shall be cut into three (3) sections before being deposited at a site set aside for the depositing of such materials.

(2) The deposit of refuse or rubbish on any land set aside by the Council for the purpose shall be subject to the payment of a fee as follows:—

Utility or trailer—\$0.50.

Single gear axle truck—\$1.00.

Tandem rear axle truck—\$2.00.

Provided that the Council may permit householders to deposit excess household rubbish without charge.

(3) A person who deposits or disposes of any refuse garbage or rubbish or any other unwanted material at a place other than a place set aside by the Council for the purpose commits an offence.

Passed at a meeting of the Town Council of the Town of Geraldton held on the 14th day of October, 1970.

V. S. ASKEW,

Mayor.

J. F. CAMERON,

Town Clerk.

Approved by His Excellency the Governor in Executive Council, this 15th day of April, 1971.

W. S. LONNIE,

Clerk of the Council.

HEALTH ACT, 1911-1970.

Shire of Boulder.

P.H.D. 37/71; Ex. Co. 900.

WHEREAS it is provided in the Health Act, 1911-1970, as amended, that a local authority may, of its own motion, make by-laws in respect to matters specified in Section 172 of that Act: now, therefore, the Shire of Boulder, being a local authority within the meaning of the Act doth hereby make the following by-laws:—

Eating House By-laws.

1. On and after the 1st March, 1971, no person shall establish or carry on any eating house within the Municipality of the Shire of Boulder unless—
 - (a) the premises are registered with the Boulder Shire Council; and
 - (b) the proprietor holds a current licence from the Boulder Shire Council.

2. The fees to be paid under these by-laws shall be as follows:—

	\$
Registration of Premises	10.00
Proprietors License	2.00

3. All registrations and licenses shall expire on the 28th day of February next ensuing after the date of issue.

4. The proprietor of every eating house shall apply for the renewal of registration of the premises and of his license within one month of the expiry of his registration or license.

Passed at a meeting of the Boulder Shire Council held on the 28th day of January, 1971.

W. J. KENNEALLY,
President.

R. PEDDIE,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council, this 15th day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1970.

Shire of Belmont.

P.H.D. 293/66; Ex-Co. 899.

WHEREAS under the provisions of the Health Act, 1911, as amended, 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 Shire of Belmont, 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 17th July, 1963, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

By-laws 19 and 19A are deleted and the following new By-law is inserted:—

19. (1) (a) No person other than an authorised employee of the Council or a 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.

(b) No person shall deposit any refuse, garbage or rubbish other than at a position on the land designated by an employee of the Council or as indicated by signs.

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

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

(e) No person shall deposit any car body or other material not easily compressible on any land under the control of the local authority except at a place which is set aside for the purpose and in accordance with such conditions as the Council may, from time to time, impose.

(2) The deposit of refuse, garbage or rubbish on land set aside by the Council for the purpose shall be subject to payment of a fee as follows:—

(a) Arising from Commercial or Industrial Premises—per vehicle—\$1.00.

(b) Arising from residential premises not within the Shire of Belmont—per vehicle—\$1.00.

(c) Arising from domestic or residential premises within the Shire of Belmont—Nil.

(d) Motor Vehicle Bodies arising from Commercial or Industrial premises—per body—\$5.00.

(e) Motor Vehicle Bodies arising from residential or domestic premises within the Shire of Belmont and which have been cut into three or more sections, per body—Nil.

Where not cut into three or more sections, per body—\$5.00.

(3) A person who deposits or disposes of any refuse, garbage, rubbish or any other unwanted material other than a place set aside by the Council for the purpose, commits an offence.

(4) A person who wilfully obstructs an authorised employee of the Council in his duties on the land used by the Council for the deposit of refuse, garbage or rubbish commits an offence.

(5) A person who interferes with or damages any mechanism or appliance used in the collection of disposal fees other than normal use of the mechanism or appliance, commits an offence.

(6) At all times the Council may refuse acceptance of all refuse, garbage, rubbish or other matters arising from premises outside the Shire of Belmont.

Passed at a meeting of the Belmont Shire Council held on the 14th day of December, 1970.

R. E. ELLERY,
President.

RALPH H. FARDON,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council, this 15th day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

TRAFFIC ACT, 1919-1970.

Police Department,
Perth, 15th April, 1971.

File T.O. 69/366.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Traffic Act, 1919-1970, has been pleased to make the regulations set out in the schedule hereunder.

R. T. NAPIER,
Commissioner of Police.

Schedule.
Regulations.

Principal regulations. 1. In these regulations the Traffic (Vehicle Weights) Regulations, 1963, as reprinted with amendments up to and including the 22nd September, 1967, in the *Government Gazette* on the 13th July, 1970, are referred to as the principal regulations.

Reg. 6 amended. 2. Regulation 6 of the principal regulations is amended by revoking subregulation (8).

Reg. 7 substituted. 3. Regulation 7 of the principal regulations is revoked and the following regulation substituted:—

Offences. 7. (1) Any person who contravenes any provision of these regulations commits an offence.

(2) Any person who commits an offence against any provision of these regulations, other than an offence referred to in subregulation (3) or (4) of this regulation, is liable—

- (a) for a first offence, to a penalty of one hundred dollars;
- (b) for a subsequent offence, to a penalty of two hundred dollars.

(3) Subject to subregulation (5) of this regulation, any person who commits an offence against subregulation (7) of regulation 6 of these regulation is liable—

- (a) for a first offence, to a penalty of one hundred dollars;
- (b) for a subsequent offence, to a penalty of not less than two hundred dollars, irreducible in mitigation notwithstanding the provisions of any Act, and not more than five hundred dollars.

(4) Subject to subregulation (5) of this regulation, any person who commits an offence against paragraph (a), paragraph (b), paragraph (c), paragraph (e) or paragraph (g) of subregulation (3) of regulation 4 of these regulations is liable—

- (a) for a first offence, to a penalty of one hundred dollars;
- (b) for a subsequent offence, to a penalty that is not less than the appropriate minimum penalty shown in column 2 of the table to this subregulation, irreducible in mitigation, notwithstanding the provisions of any Act, and not more than the appropriate maximum penalty shown in column 3 of that table.

Amount by which supported weight on tyre, axle or axle group (as the case may be) exceeds the permissible maximum supported weight under regulation 4(3).	Minimum Penalty	Maximum Penalty
	\$	\$
Less than 20 cwts.	20	100
Not less than 20 cwts. but not more than 30 cwts.	40	150
More than 30 cwts. but not more than 40 cwts.	60	200
More than 40 cwts. but not more than 50 cwts.	100	300
More than 50 cwts. but not more than 60 cwts.	150	400
More than 60 cwts.	200	500

(5) Where a person is convicted of any of the offences referred to in subregulation (3) or subregulation (4) of this regulation, that offence shall not, for the purposes of those subregulations, be regarded as a subsequent offence unless he has also, within the period of twelve months immediately preceding his conviction for that offence, been convicted of another offence of the same kind or of any other offence referred to in either of those subregulations.

TRAFFIC ACT, 1919-1970.

Police Department,
Perth, 15th April, 1971.

File T.O. 69/366.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Traffic Act, 1919-1970, has been pleased to make the regulations set out in the schedule hereunder.

R. T. NAPIER,
Commissioner of Police.

Schedule.
Regulations.

- Principal regulations. 1. In these regulations the Traffic (Vehicle Weights) Regulations, 1963, as reprinted with amendments up to and including the 22nd September, 1967, in the *Government Gazette* on the 13th July, 1970, are referred to as the principal regulations.
- Reg. 4 amended. 2. Subregulation (3) of regulation 4 of the principal regulations is amended by deleting paragraphs (d) and (e) and substituting the following paragraphs:—
- (d) on any tandem axle group fitted with single tyres—10,000 lb. on any one axle of the group;
 - (e) on any tandem axle fitted with single tyres—20,000 lb. in the aggregate;
 - (f) on any tandem axle fitted with dual tyres—18,000 lb. on any one axle of the group; or
 - (g) on any tandem axle group fitted with dual tyres—29,000 lb. in the aggregate.

TRAFFIC ACT, 1919-1969.

Municipality of the Shire of Nungarin.

Order in Council and By-laws.

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 21st day of October, 1970, to revoke the Order and By-laws as set out in the schedule hereunder.

Dated this 16th day of December, 1970.

The Common Seal of the Shire of Nungarin
was hereunto affixed in the presence of—

[L.S.]

R. H. JOLLY,
President.
K. J. TILBROOK,
Shire Clerk.

Recommended—

J. F. CRAIG,
Hon. Minister for Traffic.

Approved by His Excellency the Governor in Executive Council this 22nd day of January, 1971.

W. S. LONNIE,
Clerk of the Council.

Schedule.

1. Order in Council relating to powers to make By-laws, published in the *Government Gazette* on the 23rd April, 1948, page 878.
2. By-law relating to Parking at intersection known as "Hotel Corner", published in the *Government Gazette* on the 11th June, 1948, page 1340.
3. By-law relating to Left Hand Drive vehicles, published in the *Government Gazette* on the 8th April, 1949, page 797.
4. By-law relating to Parking Amendment published in the *Government Gazette* on the 1st September, 1950, page 2049.
5. By-law relating to Parking Amendment published in the *Government Gazette* on the 26th January, 1955, page 165.
6. By-law relating to Parking Amendment published in the *Government Gazette* on the 5th February, 1958, page 194.

BUSH FIRES ACT, 1954.

Shire of Kulin.

Ex. Co. 837.

WHEREAS under the provisions of the Bush Fires Act, 1954 (as amended), a local authority may, with the approval of the Governor, make by-laws not inconsistent with that Act: now, therefore, the Kulin Shire Council being a local authority within the meaning of the said Act, doth hereby resolve and determine that the by-laws made by the Council and published in the *Government Gazette* on the 9th day of January, 1948, shall be amended—

- (a) by substituting for the passage, "men over 18" in line two of sub-by-law (3) of by-law 7, the passage "members of either sex over 15", and
- (b) by substituting for the numerals, "18" in line one of the sixth paragraph of the First Schedule, the numerals, "15".

Passed at a meeting of the Council of the Shire of Kulin this 17th day of March, 1971.

J. S. WILSON,
President.
W. A. BARNES,
Shire Clerk.

Recommended—

H. D. EVANS,
Minister for Lands.

Approved by His Excellency the Governor in Executive Council, this 15th day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

COUNTRY AREAS WATER SUPPLY ACT, 1947-1964.

Department of Public Works,
Perth, 16th April, 1971.

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.

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, as reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 1st May, 1968, and subsequently amended by notices so published, are referred to as the principal by-laws.

Third
Schedule
amended.

2. Part B of the Third Schedule to the principal by-laws is amended—

- (a) by inserting after the passage "Cranbrook," in line nine the passage "Dandaragan,";
- (b) by inserting after the passage "Dwellingup," in line ten the passage "Eneabba,";
- (c) by inserting after the passage "Lancelin," in line twelve the passage "Latham,"; and
- (d) by inserting after the passage "Ballidu," in line twenty the passage "Beacon,".

LOCAL GOVERNMENT ACT, 1960-1970.

The Municipality of the City of Fremantle.

By-law Amending the City of Fremantle Parking Facilities By-law.

L.G. 445/68.

IN pursuance of the powers conferred upon it by the abovementioned Acts and of all other powers enabling it the Council of the abovementioned Municipality hereby records having resolved on the 16th day of November, 1970, to make and submit for confirmation by the Governor the following by-laws:—

1. The said Schedule of the City of Fremantle Parking Facilities By-law is amended by adding after the provision relating to Number 12 Parking Station, Elder Place the following:—

- (a) Number Thirteen Parking Station (Henderson and William Streets). Hours of operation the same as Number Nine Parking Station. Parking Fees the same as Number Nine Parking Station.
- (b) Number Fourteen Parking Station (Quarry and Shuffrey Streets). Hours of operation the same as Number Nine Parking Station. Parking Fees the same as number Nine Parking Station.

Passed by the City of Fremantle the 16th day of November, 1970.

The Common Seal of the City of Fremantle was hereto affixed this 27th day of November, 1970, pursuant to a resolution passed the 16th day of November, 1970, in the presence of—

[L.S.]

W. FRED. SAMSON,
Mayor.
S. PARKS,
Town Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 15th day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1970.

The Municipality of the City of Nedlands.

By-Laws Relating to Prevention of Damage to Footpaths—No. 21.

L.G. 858/70.

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 February, 1971, to make and submit for confirmation by the Governor the following by-laws:—

1. No person shall drive any vehicle over or across a footpath except at a specifically constructed crossing place, unless with the permission of the Council and in accordance with these by-laws.

2. No person shall drive a vehicle or permit a vehicle to be driven across a footpath even at a specifically constructed crossing place if such vehicle is so heavy or is of such nature that it causes or is likely to cause damage to the paving of the footpath unless with the permission of the Council and in accordance with these by-laws.

3. No person shall engage in building operations on any land or contract or arrange with any person to carry out any works or to deliver materials on to any land if by so doing a vehicle will cross the paving of a footpath even at a specifically constructed crossing place and it is likely that damage to the footpath will be caused thereby unless permission of the Council is given in accordance with these by-laws.

4. Any person who—

- (a) desires to cross a footpath with a vehicle at a place not a specifically constructed crossing place; or
- (b) proposes to carry out building or other operations or work necessitating the crossing of a footpath with vehicles which are likely to cause damage to the paving of the footpath whether at a specifically constructed crossing place or not;

Shall make application in writing to the Council for its permission so to do specifying the place or places at which such crossing is to be made and with his application pay to the Council a deposit of forty dollars (\$40).

5. A person who carries out any building or other operations or work necessitating the crossing of a footpath with vehicles which cause or are likely to cause damage to the paving of the footpath shall comply with the following conditions:—

- (a) If the paved portion of the footpath shall be constructed of concrete slabs—
 - (i) He shall carefully remove them from the footpath for a width of 16 feet at the proposed crossing and neatly stack them on the adjoining land;
 - (ii) He shall place in the position from which the slabs have been removed a temporary crossing of 16 feet wide and of a length equal to the width of the paved portion of the footpath. The temporary crossing shall be constructed of hardwood planks of at least eight inches by two inches in section, of which the ends shall be chamfered downwards, securely nailed together with hoop iron traps at four foot centres. The said planking shall be firmly bedded and laid true to the level of the original footpath.
 - (iii) When the necessity no longer exists for such temporary crossing or when called upon to do so by notice in writing from the Council, he shall remove the planking, replace the slabs in a proper workmanlike manner to original level and line, and shall replace with new slabs of equal quality and size any slabs which have been lost, damaged or broken.
- (b) In the case of a footpath constructed in total or part of bitumen surfaced gravel, gravel, limestone or crushed metal—
 - (i) He shall place in position where the crossing is to be made a temporary crossing sixteen feet wide and of a length equal to the width of the paved portion of the footpath. The temporary crossing shall be constructed of hardwood planks of at least eight inches by two inches in section of which the end shall be chamfered downwards to the existing footpath surface, securely nailed together with hoop iron straps at four foot centres. The said planking shall be firmly bedded and laid true;
 - (ii) When the necessity no longer exists for such a temporary crossing, or when called upon to do so by notice in writing from the Council, he shall remove the planking and clean off the footpath.

6. Any person who desires to trench through or under a constructed footpath shall apply in writing to the Council and lodge with the Council a deposit of forty dollars (\$40).

7. No person shall trench through or under a footpath without first obtaining the written consent of the Council or otherwise than in accordance with the terms of the written consent of the Council.

8. The person mentioned in by-laws 4, 5, 6 and 7 hereof shall make good all damage caused to the footpath and the kerbing, guttering and paved road during the whole of the time the works are in progress. If any damage shall have occurred and shall not have been made good the Council is authorised to make good such damage and deduct the cost from the deposit. If the cost exceeds the amount of the deposit the applicant or other person aforesaid shall pay to the Council on demand the amount by which the cost exceeds the amount of the deposit held. If no damage has been caused or if the damage has been made good the Council shall repay the deposit or the portion remaining after the costs incurred by the Council have been paid.

Dated the 4th day of February, 1971.

The Common Seal of the Council of the City
of Nedlands was affixed hereto in the
presence of—

[L.S.]

Recommended—

JOHN CHARLES SMITH,
Mayor,
T. C. BROWN,
Town Clerk.

C. STUBBS,
Minister for Local Government.

Approved by his Excellency the Governor in Executive Council this 15th day
of April, 1971.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1970.

The Municipality of the City of Stirling formerly the Shire of Perth.

By-laws Relating to Zoning—Service Stations.

L.G. 34/70F.

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 twelfth day of January, 1971, 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 12 of the Fifth Schedule is altered by the addition at the end of the words and figures appearing under the heading "Hamersley" of the following:—

Malcolm Street: Portion of Swan Location 1152, Lot 45 on Diagram
41151.

Dated the 12th day of January, 1971.

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

[L.S.]

Recommended—

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

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 15th
day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1970.

The Municipality of the Town of Albany.

Adoption of Amendment to Draft Model By-law Relating to (Removal and Disposal of Obstructing Animals and Vehicles), No. 7.

L.G. 384/63.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 25th day of January, 1971, to adopt such of the amendment to the draft model by-law published in the *Government Gazette* No. 91 of the 6th November, 1964, as here set out Amendment to Draft Model By-law (Removal and Disposal of Obstructing Animals and Vehicles), No. 7: The whole of the amendment.

Dated this 15th day of March, 1971.

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

[L.S.]

H. J. SMITH,
Acting Mayor.
F. R. BRAND,
Town Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 15th day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1970.

The Municipality of the Town of Cottesloe.

By-law No. 6—Awnings over Streets.

L.G. 87/71.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 28th day of October, 1970, to make and submit for confirmation by the Governor the following by-law.

1. In this by-law—

“awning” means an awning of which any part extends or can be made to extend over any part of a street;

“Council” means the Council of the Municipality of the Town of Cottesloe.

“Surveyor” means the Building Surveyor of the Municipality of the Town of Cottesloe and includes any acting Surveyor.

2. No person shall erect or maintain an awning without a written license issued by the Council under this by-law.

3. Any person desiring to obtain a license under this by-law shall deposit with the Surveyor drawings comprising a plan, elevation and section and a specification showing in detail the proposed construction of the awning and the manner in which it is proposed to secure it to the building to which it is to be attached. Calculations proving the stability of the structure shall be submitted when required by the Surveyor.

4. A license under this by-law shall be in the form in the First Schedule hereto.

5. (1) The fee prescribed in the Second Schedule hereto shall be paid to the Council for each license under this by-law.

(2) The prescribed fee shall be paid to the Council before a license is issued.

6. (1) No part of any awning at or below first floor level shall project from the building line for more than nine feet or for more than two feet less than the width of the footpath, whichever is the lesser.

(2) No part of any awning shall be less than eight feet above the footpath and the lowest edge of the fascia thereof shall be not more than ten feet six inches above the footpath.

7. (1) No awning above first floor level shall project more than three feet beyond the face of the building to which it is fixed.

(2) Every awning which projects more than seven feet from the face of the building to which it is fixed shall incorporate such guttering and down-pipes as shall be adequate to prevent water collected by the awning from falling on to a street.

8. No awning shall bear any sign, advertisement or artificial lighting; provided that the name of an occupier of the building to which the awning is attached may be painted on the fascia of the awning.

9. Every awning shall be designed to withstand a live load of at least 10 lb. per square foot in addition to its own weight.

10. The owner or occupier for the time being of any building to which any awning is attached shall keep the awning clean, painted, watertight and in good repair, and it shall be lawful for the Surveyor to give notice to the owner or occupier of the said building to clean, paint or repair such awning whenever in his opinion such cleaning, painting or repairing is required; and every owner or occupier who neglects or refuses within seven days after the serving of such notice to effect such cleaning, painting or repairing shall be guilty of an offence against this by-law.

11. No work in connection with the erection or removal of an awning shall be performed in any street at any time during which the Surveyor shall have prohibited the doing of such work.

12. Any person committing a breach of any provision of this by-law shall be liable on conviction to a penalty not exceeding one hundred dollars.

First Schedule.

Town of Cottesloe.

AWNING LICENSE.

No. Date, 197....

The Council of the Town of Cottesloe consents to the erection by..... of of an awning in accordance with the plans and specifications approved by the Building Surveyor on the, 197...., in front of premises known as situate on

Special Conditions (if any).

This license is issued subject to the by-law in force for the time being relating to the erection and maintenance of awnings.

.....
Building Surveyor.

Second Schedule.

FEE FOR AWNING LICENSE.

10 cents for each lineal foot, measured along the front of the building, with a minimum fee of \$2.00.

Dated the 29th day of October, 1970.

The Common Seal of the Municipality of the Town of Cottesloe was hereunto affixed this 27th day of November, 1970, by the Mayor in the presence of the Town Clerk—

[L.S.]

C. L. HARVEY,
Mayor.
D. G. HILL,
Town Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 15th day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1970.

Municipality of the Town of Cottesloe.

By-law No. 2—Building By-laws.

L.G. 451/66A.

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 28th day of October, 1970, to make and submit for confirmation by the Governor the following by-law:—

1. By-law No. 2—Building By-laws—which appeared in *Government Gazette* No. 99 of 21st December, 1959, and all amendments thereafter are hereby revoked.

Definitions

2. In this by-law, unless the context otherwise requires—"Act" shall mean the Local Government Act, 1960, and amendments.

"Foundation" means the ground upon which the footing of a building or structure is constructed.

"Parapet" means that portion of any wall which is carried up above the line or junction with a roof or gutter.

"Party Wall" shall apply to every wall used or built as a separation of any building from any other building, such buildings being owned or occupied by different persons.

"Verandah" includes any screen, awning, portico, porch, shade covering or other erection upon or over any public footway or part thereof, together with the supports other than the building to or against which it is attached.

Application.

3. This by-law shall apply to the whole of the Municipality of the Town of Cottesloe.

Ruinous and Dangerous Building.

4. The Building Surveyor may, after inspection and if in opinion considered necessary, cause any dangerous building or portion of a building to be protected by a hoarding or fence or be shored up or otherwise made safe.

Removal of Verandahs, etc.

5. (1) The owner of any building or premises shall, when ordered by the Council so to do, at his own expense remove any verandah, balcony or other obstruction used in connection with or appurtenant to such building or premises which shall obstruct the footway or street or is dangerous, whether such balcony, verandah or other obstruction shall have been erected before or after the commencement of the operation of this by-law.

(2) The owner or occupier of a building or premises shall, upon notice from the Building Surveyor, remove within the time specified any blind or screen which has become dilapidated or unsightly.

Sites and Foundations.

6. No person, who shall hereafter erect any house or building, shall construct the foundations of any such house or building upon any site or portion of any site which shall have been filled in or covered with any material impregnated or mixed with faecal, animal or vegetable matter, or which shall have been filled up or covered with dust or slop or other refuse, or upon which any such matter or refuse shall have been deposited, unless and until such matter or refuse shall have been properly removed by excavation or otherwise from such site. Any holes caused by such excavation shall, if not used for a basement or cellar, be filled in with sand, hard brick or rubble or other material to be approved by the Building Surveyor.

Tops of Party Walls.

7. The top of every exposed party wall or parapet wall shall be finished with one course of bricks set on edge in cement mortar or by a coping of some other waterproof or fire resisting material, properly secured.

Basements.

8. Under no circumstances shall a basement be designed or adapted for occupation as a flat or flats.

Drainage of Projections.

9. Every person who shall hereafter erect or add to a building shall cause the roof, flat or gutter of such building, and every shop front or verandah erected in the course of such work, to be so arranged and constructed and so supplied with gutters and pipes as to prevent the water therefrom from dropping upon or running over the public way.

Verandahs and Awnings over Streets.

Licence Required.

10. No person shall erect any verandah, awning or portico over any footway or street without having first obtained the consent of the Council, to be signified by the issue of a licence in the form of Schedule III hereof.

Plans to be Submitted.

11. Any person desiring to erect a verandah, awning or portico shall deposit with the Building Surveyor drawings comprising a plan, elevation, cross section and a specification showing in detail the proposed construction of such verandah, awning or portico and the manner in which it is proposed to secure it to the building to which it is to be attached. Calculations, proving the stability of the structure, shall be submitted when required by the Building Surveyor.

Types Permitted.

12. (a) All verandahs, awnings and porticos when practicable shall be of suspended awning or cantilever form and, unless otherwise permitted by the Council the fascia shall finish two feet from kerb in isolated places, flush with the kerb or maximum of ten feet six inches from the building line, which ever is the lesser.

(b) Every such verandah hereafter erected shall be of a standard design, to be seen at the office of the Surveyor, or of such materials and design as shall be in the opinion of the Surveyor better for the particular circumstance of the case in accordance with a plan and specification submitted to and approved by the Surveyor.

Height above Pavement.

13. (a) The minimum height of verandah ceilings shall, except in special cases, be 11 feet above the pavement level. In the case of sloping ground the height shall be measured at the centre of the frontage and where necessary, verandahs must be stepped to conform with the grade of the footpath, such steps shall not exceed one foot in depth without special permission of the Surveyor.

(b) All verandahs in a street shall be erected to a uniform height and width and subject to the last preceding clause the standard height and width of verandahs in each street shall be fixed by the Council.

Construction.

14. In the construction of every such verandah the following conditions shall be complied with:—

- (a) All girders, rafters and framing other than purlins and battens shall be of steel of dimensions approved by the Surveyor and connections must be of standard type. Purlins and battens for fixing roof covering and fascia may be of jarrah or other approved hardwood.
- (b) The roof shall be covered with 24 gauge galvanised corrugated iron with a minimum fall of $\frac{1}{2}$ inch per foot towards the buildings.
- (c) Box gutters shall be formed at or near the building line, lined with galvanised plain iron not lighter than 24 gauge and to a capacity sufficient to carry off all rain or storm water. Such capacity shall in no case be less than 27 square inches.
- (d) Downpipes shall be of sufficient capacity to efficiently discharge rain-water falling on roofs. The bottom six feet length of pipes shall be wrought or cast iron. Pipes shall be chased into walls or piers to a height of nine feet or set back so as not to project beyond the face of the building, and shall discharge under the footway into the street channel or be connected up to underground stormwater drains to the satisfaction of the Surveyor.
- (e) The ceiling shall be of plain galvanised iron, stamped metal or other approved non-inflammable materials securely fixed to wood joists, which shall be not less than four inches by two inches spaced not more than two feet centres running parallel with the footpath and secured to the steel framing. All ceilings to be flat and level.
- (f) The hanging bolts are to be not less than one inch diameter, properly attached to the framing and securely anchored or bolted to the building, to the approval of the Surveyor, and provided with a union screw and shall be back-stayed or anchored as may be necessary for stability. Hanging bolts shall be not more than 12 feet apart unless specially designed fascias are provided and computations submitted.
- (g) The fascias shall be lined with plain galvanised iron, stamped metal or other approved non-inflammable material on jarrah framing. The finished overall depth of fascias for verandahs over footpaths more than nine feet wide shall be 24 inches, and for those over footpaths nine feet wide or less, shall be 18 inches. Pediments constructed with fascias of verandahs shall, in all cases be subject to the approval of the Council. Flashing to be 5 lb. lead where required, to approval.

Verandah Ends.

15. (a) Whenever a proposed verandah will abut on to an existing verandah, it shall be so finished as to prevent rain from falling between such verandahs. Provided that when the existing verandah is not more than six inches shorter than the frontage of the building to which it is attached, the person erecting the new verandah shall make the necessary extension to the existing one. When, however, any such existing verandah is shorter by more than six inches the owner shall on requisition by the Council, continue such verandah up to the building line of such existing building.

(b) Whenever the end of a verandah abuts on to the end of a right of way, street, or public place, the fascia shall be returned along such end to the satisfaction of the Surveyor.

Time of Erection of Verandah.

16. Cantilever verandahs shall not be erected except during such hours as shall be appointed or prescribed by the Surveyor.

Verandahs to be Kept in Repair.

17. The owner or occupier for the time being of any building against or in front of which there is any verandah, whether constructed before or after the passing of this by-law, shall keep the verandah clean, painted, watertight and in good repair, and it shall be lawful for the Surveyor to give notice to the owner or occupier of the said building to clean, paint, or repair such verandah whenever in his opinion such cleaning, painting, or repairing is required.

Removal of Verandahs if Not Maintained, etc.

18. Where any verandah is not maintained in proper repair in accordance with this by-law the owner or occupier for the time being of any building against which such verandah exists, has failed to comply with a notice served by the Surveyor in accordance with the last preceding clause, or, if at any time the Council shall consider it necessary in the interests of the Public that such verandah shall be removed, then the License issued in pursuance of this by-law may be cancelled, and the owner, or occupier upon receipt of notice to that effect from the Council shall within the period mentioned in such notice, remove the verandah, and, in default of so doing, the Council may cause same to be removed at the risk and expense of such owner or occupier.

Blinds Under Verandahs.

19. Blinds may be permitted under verandahs subject to the following conditions:—

- (a) Such blinds shall be hung from the outer edge of the verandah parallel to the kerb and, when specially approved by the Council, at discontinued ends of verandahs.
- (b) Such blinds shall be so constructed that they cannot hang lower than seven feet six inches above the level of the footway and when down shall be fixed rigidly in position.
- (c) Blinds shall be of a colour to be approved by the Surveyor and shall be maintained in a proper state of repair to the satisfaction of the Surveyor.

Verandahs May Be Prohibited in Certain Streets.

20. The Council may prescribe streets in which no awning or verandah may be erected over a footpath or roadway.

Power to Approve Awnings of Special Design.

21. Notwithstanding anything contained in this section the Council may approve awnings or verandahs of a design not complying with the provisions of this Section.

Protection of Footpaths, Kerbs, etc.

22. No person shall convey or cause to be conveyed across any footpath or kerb within the Municipality, any building material or thing to any building erected or site on which a building is to be erected or completed, without and until such time as an efficient timber crossing shall have been placed over such footpath or kerb, in such a manner as to protect same from damage.

Such crossing shall be constructed of timber planks securely fastened together so that they will not become a danger to pedestrians.

Such crossing shall be maintained in position for such time as it is necessary to cross the footpath and kerb with any material as aforesaid. In every instance where this by-law shall apply an amount of \$50 shall be deposited with the Council as security until such time as any damage has been made good by the Contractor.

Filling in of Cellars.

23. The owner of any building or premises shall fill up, secure, or remove any cellar, ways or openings which may be in or under any footway, and are used in connection with or are appurtenant to such building or premises, whenever ordered by the Council so to do.

Refrigerating Paint.

24. The owner or occupier of any building occupied or used as a workshop, workroom or office which shall be partially or wholly constructed of iron, zinc, or tin shall, once in every three years, or more often when ordered by the Council, cause such iron, zinc, or tin to be coated with refrigerating paint.

Schedule 1.

Municipality of Cottesloe.

VERANDAH LICENSE.

No. Date 19.....

This is to certify that the Council consents to the erection by of of a verandah, in accordance with the standard design, in front of premises known as situated on Lot Sub Lot

The verandah shall be in height from the top of the kerb to the underside of the signboard, and shall be in length and in width.

This License is issued subject to the by-laws for the time being in force regulating the erection and construction of verandahs over public footways and the conditions appearing hereunder.

.....
Building Surveyor.

Conditions.

- (1) The verandah shall be continuously maintained in good order and repair to the satisfaction of the Building Surveyor.
- (2) The whole of the work shall be painted with two coats of first quality exterior paints and in tints approved by the Building Surveyor.
- (3) The writing on the signboard and the colours used therein shall be approved by the Building Surveyor.
- (4) If any of the above conditions be not complied with, or if at any time the Council shall consider it necessary, in the interests of the public that the verandah shall be removed, then this License may be cancelled, and the Owner on receipt of notice to that effect, shall, within the period mentioned in such notice, remove this verandah, and in default of his so doing, the Council may cause same to be removed at his risk and expense.

Dated this 29th day of October, 1970.

The Common Seal of the Municipality of the Town of Cottesloe was hereunto affixed this 27th day of November, 1970, by the Mayor in the presence of the Town Clerk—

[L.S.]

C. L. HARVEY,
Mayor.

D. G. HILL,
Town Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 15th day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1970.

The Municipality of the Town of Kalgoorlie.

Adoption of Draft Model By-law Relating to Caravan Parks and Camping Grounds No. 2.

L.G. 204/62.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 14th day of December, 1970, to revoke the by-law, Caravan Parks No. 2 published in the *Government Gazette* of the 18th day of April, 1962, and to adopt such of the Draft Model By-laws published in the *Government Gazette* No. 82 of the 31st August, 1970, as are here set out. Draft Model By-laws (Caravan Parks and Camping Grounds) No. 2: The whole of the by-laws.

Dated the 18th day of January, 1971.

[L.S.]

H. A. HAMMOND,
Mayor.
D. R. MORRISON,
Town Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 15th day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT 1960-1970.

The Municipality of the Shire of Dandaragan.

By-Laws Relating to Crossing Places.

L.G. 171/71.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovenamed Municipality hereby records having resolved on the 4th February, 1971, to make and submit for confirmation by the Governor the following by-laws:—

1. In this by-law—

“Clerk” means the Shire Clerk or acting Shire Clerk.

“Council” means the Council of the Shire of Dandaragan.

“crossing” means a crossing for vehicles and animals over the footpath or unmade portion of a street or way from the paved portion of the street or way to the common boundary of a street or way and land abutting thereon.

“footpath” means that portion of a street or way from the paved portion of the street or way to the common boundary of a street or way and land abutting thereon.

2. The Council may fix positions where crossings may be constructed, but in the absence of a specific direction by the Council as to the positions of crossings, such positions may be fixed by the Clerk and the Building Surveyor.

3. Application for construction of a crossing shall be made in the form of Schedule I to this by-law.

4. No crossing shall exceed in width a standard crossing of nine feet unless approval is given in writing by the Council or the Clerk.

5. Before constructing the first crossing in respect of any land, the Council may require an owner or occupier to pay to the Council—

(i) one half of the cost of a crossing of standard width; and

(ii) the whole of the cost of the portion exceeding nine feet in width.

6. In all cases the amount of the expenses of the construction or repair of a crossing shall be determined by the Council.

7. There shall be only one crossing to each privately-owned property unless otherwise authorised by resolution of the Council.

8. Any person committing a breach of this by-law shall be liable on conviction to a penalty not exceeding \$100 and to a daily penalty not exceeding \$10 for every day on which the offence continues.

Schedule I.

Local Government Act, 1960.

The Municipality of the Shire of Dandaragan.

By-law Relating to Crossing Places.

APPLICATION FOR CONSTRUCTION OF CROSSINGS.

To: The Shire Clerk,

SHIRE OF DANDARAGAN.

Sir,

I/We hereby apply for the construction of a crossing from land owned by me/us and situated at Lot subdivision Street to give access to Street.

The required position of the crossing is feet from the boundary of the land and the width required is feet.

*I/We wish to obtain the permission of the Council to construct the crossing and if granted this permission understand that the crossing must be constructed under the superintendence and to the satisfaction of the Clerk or Engineer, and at my/our expense.

*I/We wish the Council to construct the crossing in the terms of the by-law.

Signature(s), Owner(s)

.....
.....
.....
Address

* Delete whichever is not applicable.

Dated this 18th day of March, 1971.

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

[L.S.]

K. G. TOPHAM,
Shire President.

R. F. TAYLOR,
Shire Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 15th day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1970.

The Municipality of the Shire of Pingelly.

By-laws Relating to Depositing and Removal of Refuse, Rubbish, Litter, Old Car Bodies, and Disused Materials.

L.G. 136/71.

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 12th day of November, 1970, to make and submit for confirmation by the Governor the following By-laws:—

1. In these By-laws—

“Council” means the Pingelly Shire Council.

“District” means the District of Pingelly.

2. If there is—

(a) on any vacant land within the district any trees, scrub, undergrowth or rubbish; or

(b) on any land within the district any refuse, rubbish, or disused material, whether of the same kind or a different kind from that here specified, which in the opinion of the Council is likely to affect adversely the value of adjoining property or the health, comfort or convenience of the inhabitants thereof;

The Council may cause a notice under the hand of the Shire Clerk to be served on the owner or occupier of such land requiring him, within the time specified in such notice to clear land of such trees, scrub, undergrowth, or remove such refuse, rubbish, litter, old car bodies or disused material from such land.

3. Every owner or occupier of land upon whom a notice is served under by-law 3 of these by-laws, shall comply with such notice within the time therein specified and any owner or occupier of land who fails to comply with the terms of the notice so served shall be guilty of an offence.

4. Where the owner or occupier does not clear the land of such trees, scrub, undergrowth, or remove the refuse, rubbish, litter, old car bodies, or disused material as required by a notice given by the Council the Council is authorised without payment of any compensation in respect thereof to remove it and dispose of it at the expense of and recover in a Court of competent jurisdiction, the amount of the expenses from the owner or occupier to whom the notice was given.

5. Any person who shall commit a breach of any of these by-laws shall be liable to—

(a) A maximum penalty of one hundred dollars (\$100); and

(b) a maximum daily penalty during the Breach of ten dollars (\$10) per day.

Dated this 2nd day of March, 1971.

The Common Seal of the Shire of Pingelly
was hereunto affixed in the presence of—

[L.S.]

LES. S. WATTS,
President.W. C. ROBINSON,
Shire Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 15th day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1970.
The Municipality of the Shire of Kojonup.
By-laws Relating to Sick Leave.

L.G. 170/71.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all the powers enabling it, the Council of the abovementioned Municipality hereby resolved on the 22nd day of February, 1971, to make and submit for confirmation by the Governor, the following By-law:—

THAT employees of the Shire of Kojonup subject to Municipal Employee's (Country Districts) Award No. 77 of 1948 shall be permitted to accumulate sick leave to a maximum accumulation of six months leave and that the date on which such accumulation period shall commence shall be the date on which the employee commenced service with the Council.

Dated the 26th day of March, 1971.

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

[L.S.]

L. N. COLLINS,
President.
D. G. FERRIS,
Shire Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 15th day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1970.
The Municipality of the Shire of Three Springs.
By-laws Relating to Swimming Pool.

L.G. 740/70.

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 8th day of September, 1970, to make and submit for confirmation by the Governor the following by-laws:—

Interpretation.

1. In this by-law unless the content otherwise requires—

"Pool Premises" means the place or premises provided for the purpose of swimming by the public in water specially provided and known as the Shire of Three Springs Swimming Pool.

"Council" means the Council of the Shire of Three Springs.

"Shire Clerk" means the Shire Clerk or acting Shire Clerk of the Shire of Three Springs.

"Pool Manager" means the Manager or other person appointed for the time being by the Council to have the control and management of the Pool premises and such term shall include the assistant Manager.

"Attendant" means an employee of the Council performing any duties on or in connection with Pool premises.

"Spectator" means any person admitted to the Pool premises for the sole purpose of viewing swimming or other activities conducted therein.

"Swimming Coach" means any person licensed by the Council to enter the pool premises for the purpose of teaching swimming.

"words importing the masculine gender shall include the feminine gender or vice versa".

Use and Control of Pool Premises.

2. The Pool premises shall be open for use of the public during such hours and periods as the Council may from time to time by resolution appoint, the Council reserving to itself the right to refuse admission to any person at any time.
3. The Pool premises or any part thereof may at any time at the discretion of the Council be set aside for the use of certain persons to the exclusion of others.
4. The Pool Manager may temporarily suspend admittance or clear the Pool premises or any part thereof of any person or persons if in his opinion such action is necessary or desirable.
5. No person (save the officers or workmen or invitees of the Council) shall enter the Pool premises without first having paid to an attendant the proper fee or charge hereinafter prescribed.
6. Every person using the Pool premises shall obey all reasonable directions of the Pool Manager with regard to such use.
7. No person shall in any way obstruct the Pool Manager in his control of the Pool premises and of persons therein.
8. It shall be the duty of the Pool Manager (who is hereby empowered and directed) to refuse admission to or remove or cause to be removed from the Pool premises any person who, in the opinion of the Pool Manager, is guilty of a breach of any of the provisions of this by-law or who, by his past or present conduct, is deemed undesirable and any such person shall, upon the request of the Pool Manager to withdraw from the Pool premises, quietly and peaceably do so as soon as possible.
9. Any person who has been refused admission to the Pool premises or who feels aggrieved by action of the Pool Manager may appeal to the Council by letter addressed to the Shire Clerk against such action and Council may give such direction in the matter as is thought fit provided that such right of appeal shall not imply any right of action for damages or other remedy against the Pool Manager, or Council arising out of such refusal of admission.
10. No person shall enter or depart from any part of the Pool premises except by means of the respective entrances or exits set apart for such purposes.
11. No male above the age of four years shall trespass upon any part of the Pool premises set apart for the exclusive use of females and no female shall trespass upon any part of the Pool premises set apart for the exclusive use of the males.
12. No person shall enter or attempt to enter any bathroom or dressing box that is already occupied without the consent of the occupier.
13. No person shall dress or undress or remove any part of his bathing costume except in a dressing room or enclosure provided for that purpose.
14. No person shall use the Pool or appear in public unless properly attired in a costume so as to preserve public decency and shall so cover the body as to prevent indecent exposure of the person. Any person who in the opinion of the Pool Manager commits a breach of this clause may be required by the Pool Manager to resume ordinary clothing and such person shall forthwith comply with such requirements.
15. No person shall enter or be in the Pool premises while in an intoxicated condition.
16. No person shall take into the Pool premises or have in his possession therein any intoxicating liquor.
17. No person affected or appearing to the Pool Manager to be affected or suffering from any infectious, contagious or offensive disease or skin complaint shall remain in or use any dressing room or shall enter or remain in any Pool.

18. No person shall bring or deposit any filth or rubbish in any Pool.
19. No person shall eat any food, drink or confectionery in any Pool or within two yards of the edge of any Pool.
20. No person shall smoke tobacco or any other substance in or within two yards of the Pool.
21. No person shall disfigure or write upon any part of the Pool premises.
22. No person shall behave in an unseemly, improper, disorderly or riotous manner, swear or use indecent, obscene or abusive language or gamble or misconduct himself in the Pool premises.
23. No person shall climb up or on any fence, wall, partition or roof of the Pool premises.
24. No person shall waste or wastefully use fresh water in the Pool premises.
25. No person shall spit or expectorate in the Pool premises or commit any nuisance therein.
26. No person shall damage or interfere with or use improperly any part of the Pool premises or the furniture or fittings therein.
27. No person shall in any way annoy or interfere with any other person in the Pool premises.
28. Dogs shall not be allowed or permitted in or upon any part of the Pool premises and no person shall cause or permit any dog or other animal belonging to that person or under his control to enter or remain in or upon any part of the Pool premises.
29. No person shall approach or enter any Pool until he shall have thoroughly cleansed and washed himself in one of the showers and the Pool Manager may prohibit any person approaching or entering or remaining in any Pool who in his opinion has neglected to do so, or is in his opinion otherwise dirty or unfit to use a Pool.
30. No person shall:—
- (a) Use soap in any part of the Pool premises other than in the shower baths or toilet facilities.
 - (b) Use any detergent or any substance, oil or preparation whilst he is in any Pool whereby the water therein may be discoloured or contaminated or rendered turbid or, in the opinion of the Pool Manager in any way unfit.
 - (c) Foul or pollute the water in any shower or pool.
 - (d) Bring into any part of the Pool premises or place thereon any chemical substance, liquid or powder.
 - (e) Wilfully soil or defile or damage any towel or bathing costume the property of the Council.
 - (f) Wilfully or negligently break, injure, damage, destroy or tamper with any equipment, locker, key or other property of the Council.

Charges and Admissions.

31. Subject to provisions of this by-law the following shall be the sums to be paid for admission to the Pool premises and the use of the Pool and the requisites supplied therein:—

All persons over the age of 16 years	.....	.....	.....	.....	.....	.....	.....	\$	0.20
Children under the age of 16 years	.....	.....	.....	.....	.....	.....	.....		0.07
School children in classes with teacher in attendance	each free.								
Family season tickets	.....	.....	.....	.....	.....	.....	.....		20.00
Married couple season tickets	.....	.....	.....	.....	.....	.....	.....		15.00
Adult season tickets	.....	.....	.....	.....	.....	.....	.....		10.00
Children season ticket	.....	.....	.....	.....	.....	.....	.....		5.00
Pensioners	.....	.....	.....	.....	.....	.....	.....		0.05

Half season tickets will be available at half the abovementioned prices.

Half season will be from opening date until the 31st December and from 1st January to closing of season.

32. A person shall not pay, nor shall any Pool attendant or other officer or servant of the Council receive any fee for admission to or for use of any facility in any Pool premises, except upon such person being permitted to pass through a turnstile which automatically registers such admission or except in exchange for a printed ticket bearing the name of the Council or in exchange for a ticket issued from a cash register of the Council.

Costumes.

33. Every person who hires a costume or towel at the Pool shall before leaving the Pool return such costume or towel to the Pool Manager or person appointed by the Pool Manager to receive same.

Coaching.

34. (a) No person shall for profit teach, coach or train any other person in any pool unless with the prior written permission of the Council.

(b) The Council may grant such permission subject to such conditions as it thinks fit and may at any time withdraw such permission.

Depositing of Articles and Lost Property.

35. Any person may deposit with the Pool Manager or an attendant any article for safe keeping subject to the following terms and conditions and any person making any deposit shall be deemed to agree that such conditions shall be applicable thereto:—

(i) If any article deposited be damaged, destroyed, lost or stolen neither the Council nor any officer, employee (including the Pool Manager and attendant) or agent of the Council shall be in any way responsible for any such damage, destruction, loss or theft, howsoever occurring.

(ii) Upon production to the Pool Manager or an attendant of a receipt or token given in respect of any article deposited the article may be handed to the person producing the receipt or taken without proof that such person is the person to whom such receipt or token was originally issued.

(iii) If any article deposited is not reclaimed within three months from the date of the deposit the Council or some person duly authorised in that behalf by the Council may sell or otherwise dispose of the same and shall be under no liability either to the owner or depositor thereof by reason of such sale or disposal and may apply proceeds of sale as the Council sees fit.

36. (i) There shall be kept by the Pool Manager or by an attendant a book (hereinafter referred to as the Lost Property Register).

(ii) Any person who finds any article which has been left in the Pool premises shall forthwith deliver it to the Pool Manager or attendant.

(iii) Upon receipt of such article the Pool Manager or attendant shall forthwith take charge thereof and enter or cause to be entered in the Lost Property Register a description of the article, the time and date of its receipt and the name of the finder.

(iv) The Pool Manager or attendant may deliver to a person apparently the owner thereof any article particulars of which have been entered in the Lost Property Register upon receiving satisfactory proof of ownership and on payment of the prescribed fee (if any) and upon such delivery such person shall by way of acknowledging receipt of the said article sign his name in the Lost Property Register and add his address.

(v) In the interpretation of this clause the word "article" shall include money.

37. The Pool Manager shall on every Monday report to the Shire Clerk regarding all money and articles found in the Pool premises and handed to him, and whether any such have been claimed and returned to the owners thereof.

38. Neither the Council nor any officer or employee of the Council shall be in any way responsible for any article lost by or stolen from any person whilst in the Pool premises or for any article damaged or destroyed whilst in or about the Pool premises.

39. No ticket, token, license or receipt issued as provided by this By-law shall be transferrable and no person other than the person to whom it was originally issued shall enjoy any benefit therefrom or any privileges thereunder.

Penalty.

40. Any person committing a breach of or an offence against any of the provisions of this by-law shall for every such breach or offence be liable to a penalty not exceeding forty dollars.

Dated this 9th day of March, 1971.

The Common Seal of the Shire of Three Springs
was hereunto affixed in the presence of—

[L.S.]

P. L. MILLARD,
President.
H. J. WALSTER,
Shire Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 15th day of April, 1971.

W. S. LONNIE,
Clerk of the Council.

GOVERNMENT RAILWAYS ACT, 1904-1970.

Office of the Commissioner of Railways,
Perth, 22nd April, 1971.

HIS Excellency the Governor in Executive Council has been pleased to approve the by-laws made by the Western Australian Government Railways Commission pursuant to the Government Railways Act, 1904-1970, as set forth in the schedule hereto.

J. B. HARRIGAN,
Commissioner of Railways.

Schedule.

By-laws.

1. In these by-laws the by-laws made pursuant to the Government Railways Act, 1904, and published in the *Government Gazette* on the 29th October, 1920, and amended from time to time thereafter by notices so published, are referred to as the principal by-laws. Principal by-laws.

2. The principal by-laws are amended by inserting therein immediately following by-law 7 a new by-law as follows:— Re-making of by-law 8.

8. Any passenger joining a train without having previously provided himself with a ticket, or without having attempted to obtain a ticket from the Ticket Issuer on that train, shall, on demand by any railway official, pay twenty cents in addition to the ordinary fare, and if such demand is not complied with the person so refusing or neglecting to comply shall, on conviction, be liable to a penalty not exceeding forty dollars.

GOVERNMENT RAILWAYS ACT, 1904-1970.

Office of the Commissioner of Railways,
Perth, 22nd April, 1971.

HIS Excellency the Governor in Executive Council has been pleased to approve of the by-laws made by the Western Australian Government Railways Commission pursuant to the Government Railways Act, 1904-1970, as set forth in the schedule hereunder.

J. B. HERRIGAN,
Commissioner of Railways.

Schedule.

By-laws.

Principal
by-laws.

1. In these by-laws the by-laws made pursuant to the Government Railways Act, 1904 and published in the *Government Gazette* on the 29th October, 1920 and amended from time to time thereafter by notices so published are referred to as the principal by-laws.

Revocation
and remak-
ing of
by-law
No. 66A.

2. By-law No. 66A of the principal by-laws is revoked and remade as follows—

BY-LAW 66A.

PART I.—PRELIMINARY.

1. This by-law may be cited as the Western Australian Government Railways Cadet By-law.

2. This by-law applies to and in relation to the appointment of Architectural Cadets, Engineering Cadets, Chemistry Cadets and Junior Draftsmen in the Western Australian Government Railways and the conditions of their service after appointment.

3. In this by-law, unless the contrary intention appears—

“Chief Civil Engineer” means the Chief Civil Engineer of the Commission;

“Chief Mechanical Engineer” means the Chief Mechanical Engineer of the Commission;

“clause” means a clause in this by-law;

“Institute” means the Western Australian Institute of Technology;

“Leaving” means Leaving Certificate examination of the Public Examinations Board of Western Australia or an equivalent examination;

“University” means the University of Western Australia.

PART II.—APPOINTMENT OF CIVIL, MECHANICAL, ELECTRICAL ENGINEERING, CHEMISTRY OR ARCHITECTURAL CADETS ATTENDING FULL TIME COURSES AT THE UNIVERSITY OR THE INSTITUTE AND THE CONDITIONS OF THEIR SERVICE AFTER APPOINTMENT.

4. In this Part, unless the contrary intention appears—

“cadet” means a cadet under this Part and “cadetship” has a corresponding meaning.

5. Applications for appointment as a cadet shall be invited by public advertisement by the Chief Civil Engineer or the Chief Mechanical Engineer, as the Commission determines.

6. An applicant for appointment as a cadet—

(a) shall have matriculated to the University or Institute but subject to the Commission giving preference in appointment to applicants who have passed the Leaving or matriculation level examinations in the subjects of English, Mathematics A, Mathematics B, Physics and Chemistry; and

- (b) shall produce to the Commission—
- (i) evidence of the matriculation required under paragraph (a) of this clause and of the subjects passed in the Leaving and matriculation examination;
 - (ii) evidence of his date of birth;
 - (iii) evidence as to his good character;
 - (iv) a chest X-ray examination certificate and a medical certificate from the Railways Medical Officer certifying that the applicant is in good health, of sound constitution, and not affected by any physical infirmity that would interfere with the proper exercise of his professional duties; and
 - (v) a questionnaire completed by him on the form obtainable at the office of the Chief Civil Engineer or the Chief Mechanical Engineer.

7. (1) A cadet shall be articulated to the Chief Civil Engineer or Chief Mechanical Engineer, as the Commission determines, for the term prescribed in clause 9, but his appointment in the first instance will be subject to a period of twelve months' probation.

(2) Before the expiration of a cadet's period of probation the Chief Civil Engineer or the Chief Mechanical Engineer, as the case requires, shall report to the Commission on—

- (a) the manner in which the cadet has performed his duties;
- (b) the progress the cadet has made in the course of study leading to the Degree or Associateship in Engineering or Architecture or Degree of Science (Pure Chemistry major) or Associateship in Applied Chemistry; and
- (c) his general progress and conduct,

and upon receipt of such report the Commission shall confirm or annul the appointment.

8. At any time after a cadet has completed one year of the prescribed term of cadetship, if in the opinion of the officer to whom he is articulated, the cadet's progress or general conduct or both, have not been satisfactory, his cadetship may be cancelled on the approval of the Commission.

9. (1) Subject to the provisions of clauses 10 and 11 a cadet shall serve the assigned term for the cadetship, during which period he—

- (a) shall attend the University as a full time student in the Faculty of Engineering or Architecture or Science (School of Chemistry) or attend the Institute as a full time student in the Department of Engineering or Architecture or Chemistry and take the course of study leading to the Degree of Bachelor of Engineering or Architecture or Science or Associateship in Engineering or Architecture or Applied Chemistry; and
- (b) shall receive practical instruction and undergo courses of training as may be prescribed by the Chief Civil Engineer or the Chief Mechanical Engineer, as the case requires.

(2) A cadet shall be granted leave of absence to attend the University or the Institute as a full-time student during the official terms and the annual examination period of each academic year.

(3) The whole of the period of cadetship, excepting the optional study/work vacation period at the end of first and second terms not required in attendance at the University or the Institute, shall be spent in the service of the Commission under the direction of the Chief Civil Engineer or the Chief Mechanical Engineer, as the case requires.

10. A cadet shall be deemed not to have completed his cadetship until he has—

- (a) served the prescribed term of cadetship or any due extension thereof; and

- (b) obtained the Degree of Bachelor of Engineering or Architecture or Science (Pure Chemistry major) of the University of Western Australia or the Associateship in Engineering or Architecture or Applied Chemistry of the Western Australian Institute of Technology.

11. If, at the end of the prescribed term of his cadetship, a cadet has not passed the qualifying examinations for the Degree or the Associateship referred to in clauses 9 and 10, his cadetship may be extended at the discretion of the Commission for a further period not exceeding two years.

12. A cadet, as soon as he is qualified by age, shall become a student member of either the Institution of Engineers, Australia or the Institution of Civil, Mechanical or Electrical Engineers, London, or the Royal Australian Institute of Architects or the Royal Australian Chemical Institute.

13. During the whole term of his cadetship and any due extension thereof, a cadet shall be subject to the provisions of the Western Australian Government Railways Act, 1904, as amended from time to time, and the Rules and Regulations of the Railways Commission relating to the permanent staff, as amended from time to time, to the extent which those provisions are capable of being applied with or without adaptation to the cadet.

14. Annual leave shall be granted to a cadet in accordance with the provisions of the Railway Officers' Award No. 13 of 1968, as amended from time to time, and the time spent in attendance at the University or the Institute shall count towards qualification in any year for the computation of such leave.

15. All time actually served in the employment of the Commission during the term of cadetship shall count as service for computation of the qualifying period for entitlement to long service leave but periods of leave of absence to attend the University or the Institute or for any other reason shall not count as service for such entitlement.

16. (1) A cadet shall be entitled to sick leave on the basis provided for in the Railway Officers' Award No. 13 of 1968, as amended from time to time, such leave to be paid at the rate of—

- (a) if the cadet is on leave attending the University or the Institute at the time the sick leave is required, the sustenance allowance he is in receipt of at that time under clause 17; or
- (b) if the cadet is actually employed in the service of the Commission at the time the sick leave is required, the service rate.

(2) In calculating the sick leave entitlement under subclause (1) of this clause the time spent by the cadet in attendance at the University or the Institute shall be regarded as service with the Commission.

17. (1) The remuneration of a cadet during periods of service with the Commission shall be in accordance with a scale of salaries prescribed by the Commission from time to time, and shall provide for advancement in rates for each year of the prescribed term of cadetship, but that advancement from year to year shall be subject to satisfactory progress reports from the University or the Institute and to receipt by the Commission of a satisfactory report from the officer to whom the cadet is articleed as to the conduct, diligence, and efficiency of the cadet.

(2) During the periods of leave of absence granted to a cadet for the purpose of attending the University or the Institute during the official terms and the annual examination period of each academic year, a sustenance allowance at a weekly rate, as determined by the Commission from time to time, shall be paid to the cadet, but the—

- (a) payment of the allowance may be suspended at any time by the Commission on receipt of an unsatisfactory report from the University or the Institute or the officer to whom the cadet is articleed;

- (b) payment of the allowance shall not be made during any period when, with the approval of the Commission, a year of study at the University or the Institute is repeated; and
- (c) payment of the allowance shall not be made for any period of leave of absence granted for purposes other than to attend the University or the Institute during the official term, study/work vacation periods and the annual examination period of an academic year or for any period of absence from University or Institute classes in respect of which a cadet is unable to furnish a satisfactory explanation.

(3) A living allowance, as determined by the Commission from time to time, shall be paid to the cadet while in receipt of sustenance allowance and whose ordinary place of residence is outside a radius of 25 miles from General Post Office, Perth, and who resides away from home.

(4) The Commission shall pay on behalf of the cadet his compulsory University or Institute tuition fees (excluding Guild and Faculty Society subscriptions) but where, with the approval of the Commission, the cadet repeats a subject or a year of study, he shall defray the cost of fees for such additional study.

18. Where a cadet is employed away from his headquarters, the Commission may approve of him being paid an allowance at such rate as the Commission determines as compensation for any extra cost of living involved or any extra cost for transport expenses necessarily incurred, or both.

19. (1) A cadet who has satisfactorily completed his cadetship shall, if he is so required, be appointed as an Assistant Engineer in a grade determined by the Commission, and serve the Commission for a period of four years following such appointment.

(2) Appointment as an Assistant Engineer shall be at the minimum salary rate for the grade to which the cadet is appointed under the Railway Professional Officers' Award, 1958, as amended from time to time.

(3) Notwithstanding the foregoing provisions of this Part, the Commission may appoint as a cadet a person who has completed not less than one year of the course in civil or electrical engineering or architecture at the University or at the Institute and in any such case may vary the period and conditions of cadetship and the period of service required following completion of cadetship and appointment as an Assistant Engineer.

20. Before a person is accepted as a cadet, an indenture in the form, or to the effect of the indenture in the Appendix to this Part shall be executed by—

- (a) the person;
- (b) if he is an infant, his legal guardian;
- (c) the chief engineer to whom he is articulated; and
- (d) one surety approved as such by that chief engineer.

APPENDIX.

THIS INDENTURE made the day of
 One thousand nine hundred and
 between (a)
 of (b) in
 the State of Western Australia (hereinafter called "the cadet") of
 the first part, (c)
 of (b) in the said
 State (d)
 the (e) of the cadet
 (hereinafter with his executors and administrators referred to as
 "the guardian") of the second part, (f)
 of (b)
 in the said State (d)
 (hereinafter with his executors and administrators referred to as
 "the guarantor") of the third part and (g)
 the (h) of the

Western Australian Government Railways (hereinafter with his successors in office referred to as "the (i)") of the fourth part witnesseth that the said parties hereto do hereby mutually agree and declare as follows:—

1. The cadet of his own free will and accord, with the consent of the guardian, hereby places and binds himself to serve the (i) as an (j) for the term of years from the day of One thousand nine hundred and and for any additional period required to satisfactorily complete his cadetship under and subject to the by-laws governing the admission of Engineering, Architectural, and Chemistry Cadets, in the Western Australian Government Railways Commission as approved by the Governor in Council and published in the *Government Gazette* of the day of 19..... and any amendments for the time being in force thereof.

2. The cadet will during the said term well and truly serve the (i) as an (j) and will in all respects and at all times observe, perform and comply with the obligations on the part of the cadet contained in the by-laws or any amendments for the time being in force thereof.

3. When the cadet shall have satisfactorily completed his cadetship and obtained his certificate of qualification, he will, if required to do so, serve the Western Australian Government Railways Commission for a period of years in accordance with and subject to the provision contained in clause 19 of the Western Australian Government Railways Cadet By-law or any amendments for the time being in force thereof.

4. (1) That if from any cause whatsoever the cadet shall fail to satisfactorily complete his cadetship as required by these presents, or shall fail to observe, perform and comply with the obligations on the part of the cadet contained herein, and in the by-laws, or shall fail to comply with the provisions of clause 3 hereof, or shall be required to leave the course of cadetship or subsequent employment in the Western Australian Government Railways Commission during the term herein specified, by reason of misconduct, idleness, disobedience, non-attendance, irregular or unpunctual attendance, want of interest in work, or immoral conduct, then in such cases the guardian and the guarantor, the parties of the second and third parts hereof, shall jointly and severally be liable for and forthwith on demand shall pay to the (i) as ascertained damages and not by way of penalty for such breach or failure a sum of money equivalent to the sum total of all sustenance allowance payments made to the cadet, and compulsory tuition fees paid on behalf of the cadet, as specified in clause 17 of the Western Australian Government Railways Cadet By-law, less the deductible amount, if any, ascertained in accordance with subclause (2) of this clause.

(2) (a) The sum total of all sustenance payments made to the cadet and compulsory tuition fees paid on behalf of the cadet pursuant to the provisions of clause 17 of the Western Australian Government Railways Cadet By-law shall be divided by the number of weeks that the cadet is bound to serve under clause 3 of this indenture.

(b) The sum shown as the resultant quotient shall be multiplied by the number of weeks, if any, that the cadet has served of the period referred to in clause 3 of this indenture.

(c) The sum shown as the product shall be the deductible amount to which subclause (1) of this clause relates.

(3) In ascertaining the amount in accordance with subclause (2) of this clause, a fraction of a week shall be treated as one week.

5. (1) Where at any time during the term of the cadetship the (i) is of the opinion that the progress of the cadet is unsatisfactory the (i) may, if the Railways Commission approves, suspend his cadetship for a period not exceeding twelve months.

(2) During the period of suspension no sustenance allowance payment and compulsory tuition fees are payable to or on behalf of the cadet.

(3) Where the cadet is suspended for a period pursuant to this clause, if the cadetship is resumed the cadetship shall continue under and subject to this indenture and the period of suspension shall be disregarded in calculating the term of the cadetship.

6. In consideration of the premises the (i) will during the said term, take and accept the cadet and employ him and instruct him or cause him to be employed and instructed as an (j) under and in accordance with the by-laws or any amendments for the time being in force thereof.

In witness whereof the said parties have hereunder set their hands and seals the day and year first hereinbefore written.

Signed, sealed and delivered by the said—

In the presence of—

(a)

Signed, sealed and delivered by the said—

In the presence of—

(c)

Signed, sealed and delivered by the said—

In the presence of—

(f)

Signed, sealed and delivered by the said—

In the presence of—

(g)

- (a) Full name of cadet. (b) Address. (c) Full name of guardian.
- (d) Occupation. (e) Father, mother or guardian, as the case may be. (f) Full name of Guarantor. (g) Full name of head of Branch concerned. (h) Title and name of Department. (i) Title of head of Branch. (j) Engineering Cadet or Architectural Cadet or Chemistry Cadet.

PART III.—APPOINTMENT OF MECHANICAL OR ELECTRICAL ENGINEERING CADETS ATTENDING PART-TIME COURSES AT THE INSTITUTE AND THE CONDITIONS OF THEIR SERVICE AFTER APPOINTMENT.

21. In this Part unless the contrary intention appears—

“cadet” means a cadet under this Part and

“cadetship” has a corresponding meaning.

22. Applications for appointment as a cadet shall be invited by public advertisement by the Chief Mechanical Engineer.

23. An applicant for appointment as a cadet—

- (a) shall have matriculated in the University Faculty of Engineering or have qualified for admission to an Associateship in the Mechanical or Electrical Engineering Course at the Institute, but subject in both cases to the Commission giving preference in appointment to applicants who have passed the Leaving in English, Mathematics A, Mathematics B, Physics and one other subject, preferably Chemistry or Technical Drawing;

(b) shall be not more than twenty years of age;

(c) shall produce to the Commission—

- (i) evidence of the qualification required under paragraph (a) of this clause and of the subjects passed in the Leaving;
- (ii) evidence of his date of birth;
- (iii) evidence as to his good character;
- (iv) a chest X-ray examination certificate and a medical certificate from the Railways Medical Officer certifying that the applicant is in good health, of sound constitution, and not affected by any physical infirmity that would interfere with the proper exercise of his professional duties; and
- (v) a questionnaire completed by him on the form obtainable at the office of the Chief Mechanical Engineer.

24. (1) A cadet shall be articulated to the Chief Mechanical Engineer or the Chief Civil Engineer, as the Commission determines, for the term prescribed in clause 25 of this Part, but his appointment in the first instance will be subject to a period of twelve months' probation.

(2) Before the expiration of a cadet's period of probation the Chief Mechanical Engineer or the Chief Civil Engineer, as the case requires, shall report to the Commission on—

- (a) the manner in which the cadet has performed his duties;
- (b) the progress the cadet has made in the course of study leading to an Associateship in Mechanical or Electrical Engineering; and
- (c) his general progress and conduct,

and upon receipt of such report the Commission shall confirm or annul the appointment.

25. (1) Subject to the provisions of clauses 26 and 27, a cadet shall serve for a term of five years, during which period he—

- (a) shall be employed on practical training duties as directed by the Chief Mechanical Engineer or the Chief Civil Engineer, as the case requires, during the first four years of the cadetship, or any due extension thereof;
- (b) shall, in each of the first four years, attend classes at the Institute in an Associateship course in Mechanical or Electrical Engineering for one working day in each week of the academic year;
- (c) shall, in each of the first four years, attend such further classes at the Institute in his own time outside of working hours as will enable him, subject to paragraph (d) of this subclause, to complete an Associateship course in Mechanical or Electrical Engineering by the end of the fifth year of cadetship; and
- (d) shall, in the fifth year, attend the Institute as a full time student during the academic year.

(2) A cadet shall be granted leave with pay to attend classes at the Institute as prescribed in subclause (1) of this clause and for the annual examination period of each academic year.

(3) The whole of the period of cadetship not required in attendance at the Institute shall be spent in the service of the Commission under direction of the Chief Mechanical Engineer or the Chief Civil Engineer, as the case requires, and the cadet shall attend his practical training duties during the hours normally observed by wages employees, in the various sections of the Branch in which he may be employed, and during periods of training in offices of the Branch the cadet shall attend at the hours normally observed by the salaried staff.

26. A cadet shall not be deemed to have completed his cadetship until he has—

- (a) served the prescribed term of cadetship or any due extension thereof; and
- (b) passed the final examination of the Western Australian Institute of Technology for an Associateship in either Mechanical or Electrical Engineering.

27. If, at the end of the prescribed term of his cadetship a cadet has not passed the examination referred to in clause 26 of this Part, his cadetship may be extended at the discretion of the Commission for a further period not exceeding two years, but any such extension of the term of cadetship required after the cadet has attended the Institute for one academic year as a full-time student shall be spent full-time in the service of the Commission at a rate of salary determined by the Commission, and leave with pay to attend classes and examinations at the Institute shall not be granted by the Commission or tuition fees paid by the Commission on behalf of the cadet.

28. At any time after a cadet has completed one year of the prescribed term of cadetship, if in the opinion of the Chief Mechanical Engineer or the Chief Civil Engineer, as the case requires, the cadet's progress or general conduct, or both, have not been satisfactory, his cadetship may be cancelled on the approval of the Commission.

29. A cadet, as soon as he is qualified by age, shall become a student member of either the Institution of Engineers, Australia, or the Institution of Mechanical or Electrical Engineers, London.

30. During the whole term of his cadetship and any due extension thereof, a cadet shall be subject to the provisions of the Western Australian Government Railways Act, 1904, as amended from time to time, and the Rules and Regulations of the Railways Commission relating to the permanent staff, as amended from time to time, to the extent to which those provisions are capable of being applied with or without adaptation to the cadet.

31. Annual leave, sick leave and credit of service for computation of the qualifying period for entitlement to long service leave shall be granted to a cadet under the conditions as they are applicable and on the basis of that provided for in the Railways Officers' Award No. 13 of 1968, as amended from time to time, but the time spent in attendance at the Institute shall count as service for the computation of such leave except that the period spent in full time attendance at the Institute during one academic year as required in clause 25 shall not count as service in the computation of the qualifying period for entitlement to long service leave.

32. (1) The remuneration of a cadet shall be in accordance with a scale of salaries prescribed by the Commission from time to time, and shall provide for advancement in rates for each year of the prescribed term of cadetship, but advancement from year to year shall be subject to satisfactory progress reports from the Institute and the receipt by the Commission of a satisfactory report from the Chief Mechanical Engineer or the Chief Civil Engineer, as the case requires, as to the conduct, diligence, and efficiency of the cadet, and where, with the approval of the Commission, a cadet is required to repeat a year of study or to repeat units of the course of study during the years in which studies are undertaken on a part time basis, the term of cadetship may be required to be extended, the rate of remuneration to be paid the cadet during such period of extension shall be that determined by the Commission.

(2) Payment of salary shall not be made for any period of leave granted for purposes other than attendance at the Institute during the official term and examination period of an academic year or for any periods of absence from the Institute classes in respect of which a cadet is unable to furnish a satisfactory explanation.

(3) Subject to clause 27, the Commission shall pay on behalf of the cadet his compulsory Institute tuition fees, but where, with the approval of the Commission, the cadet repeats a year of study or units of the course of study, he shall defray the costs of tuition fees for that year or those units.

33. Where a cadet is employed away from his headquarters, the Commission may approve of him being paid an allowance at such rate as the Commission determines as compensation for any extra cost of living involved or any extra cost for transport expenses necessarily incurred, or both.

34. (1) A cadet who has satisfactorily completed his cadetship shall, if he is so required, be appointed as an Assistant Engineer in a grade determined by the Commission, and serve the Western Australian Government Railways Commission for a period of four years following such appointment.

(2) Appointment as an Assistant Engineer shall be at the minimum salary rate for the grade to which the cadet is appointed under the Railway Professional Officers' Award, 1958, as amended from time to time.

35. Before a person is accepted as a cadet, an indenture in the form, or to the effect of the indenture in the Appendix to this Part shall be executed by—

- (a) the person;
- (b) if he is an infant, his legal guardian and that guardian's spouse; and
- (c) the chief engineer to whom he is articulated.

APPENDIX.

THIS INDENTURE made the day of One thousand nine hundred and between (a) of (b) in the State of Western Australia (hereinafter called "the cadet") of the first part, (c) of (b) in the said State (d) the (e) of the cadet (hereinafter with his executors and administrators referred to as "the guardian") of the second part and (f) the (g) of the Western Australian Government Railways (hereinafter with his successors in office referred to as "the (h)") of the third part witnesseth that the said parties hereto do hereby mutually agree and declare as follows:—

1. The cadet of his own free will and accord, with the consent of the parties of the second part, hereby places and binds himself to serve the (h) as an (i) for the term of years from the day of One thousand nine hundred and and for any additional period required to satisfactorily complete his cadetship.

2. The cadet will during the said term well and truly serve the (h) as an (i) and will in all respects and at all times, observe, perform and comply with the obligations on the part of the cadet contained herein.

3. During the five year period of cadetship the cadet shall be employed on practical training duties for the first four years thereof, and in each year shall be allowed paid leave for one day in each week of the academic year to attend classes in an Associateship course in Mechanical or Electrical Engineering at

the Western Australian Institute of Technology. The cadet is required to attend such further classes in his own time outside of normal working hours as will enable him to complete an Associateship course by the end of the fifth year of cadetship. During the fifth year of cadetship the cadet shall be granted leave with pay for the academic year to undertake full time studies. During the period of cadetship the cadet shall be paid a salary at a scale prescribed for cadets by the Commission from time to time, and shall be granted the conditions applicable to officers employed under the Railway Officers' Award, subject to being required to work the normal hours of duty applicable to the locations where he may be employed from time to time.

4. When the cadet shall have satisfactorily completed his cadetship and obtained his certificate of qualifications, he will if required to do so, serve the Western Australian Government Railways Commission for a period of four years in accordance with and subject to the provisions contained in clause 34 of the Western Australian Government Railways Cadet By-law or any amendments for the time being in force thereof.

5. (1) That if from any cause whatsoever the cadet shall fail to satisfactorily complete his cadetship as required by these presents, or shall fail to observe, perform and comply with the obligations on the part of the cadet contained herein, or shall fail to comply with the provisions of clause 4 hereof, or shall be required to leave the course of cadetship or subsequent employment in the Western Australian Government Railways during the term herein specified, by reason of misconduct, idleness, disobedience, non-attendance, irregular or unpunctual attendance, want of interest in work, or immoral conduct, then in such cases the parties of the second part hereof, shall jointly be liable for and forthwith on demand shall pay to the (h) as ascertained damages and not by way of penalty for such breach or failure a sum of money equivalent to half the sum total of salary paid to the cadet for the working time spent in attendances at the Western Australian Institute of Technology and compulsory tuition fees paid on behalf of the cadet, less the deductible amount, if any, ascertained in accordance with subclause (2) of this clause.

(2) (a) The sum total of all payments made during the period of cadetship for working time spent in attending at the Western Australian Institute of Technology, and for compulsory tuition fees, shall be calculated, and one-half of the amount of the said total payments shall be divided by the number of weeks that the cadet is bound to serve under clause 4 of this indenture.

(b) The sum shown as the resultant quotient shall be multiplied by the number of weeks, if any, that the cadet has served of the period referred to in clause 3 of this indenture.

(c) The sum shown as the product shall be the deductible amount to which subclause (1) of this clause relates.

(3) In ascertaining the amount in accordance with subclause (2) of this clause, a fraction of a week shall be treated as one week.

6. (1) Where at any time during the term of the cadetship the (h) is of the opinion that the progress of the cadet is unsatisfactory the (h) may, if the Western Australian Government Railways Commission approves, require that a year of the cadetship be repeated, and during that year no increase in salary will be granted or compulsory tuition fees paid.

(2) Where the cadetship year is so repeated, and progress in the cadetship resumed, the cadetship shall continue under and subject to this indenture, and the repeated year of cadetship shall be disregarded in calculating the term of the cadetship.

7. In consideration of the premises the (h)
will, during the said term, take and accept the cadet and em-
ploy him and instruct him or cause him to be employed and
instructed as an (i)
under and in accordance with this indenture.

In witness whereof the said parties have hereunder set their hands
and seals the day and year first hereinbefore written.

Signed, sealed and delivered by the said (a)
In the presence of—

.....
Signed, sealed and delivered by the said—(c)

.....
In the presence of—

.....
Signed, sealed and delivered by the said—(f)

.....
In the presence of—

(a) Full name of cadet. (b) Address. (c) Full names of parents or
parent or guardian and his or her wife or husband, as the case
may be. (d) Occupation. (e) Parents or parent or guardian and
his or her wife or husband, as the case may be. (f) Full name
of Head of Branch concerned. (g) Title and name of Depart-
ment. (h) Title of Head of Branch. (i) Electrical or Mechan-
ical Engineering cadet attending the Western Australian Insti-
tute of Technology.

**PART IV.—APPOINTMENT OF JUNIOR DRAFTSMEN (CIVIL
ENGINEERING BRANCH) AND THE CONDITIONS OF THEIR
SERVICE AFTER APPOINTMENT.**

36. In this Part unless the contrary intention appears—
“junior draftsman” means a junior draftsman under this Part.

37. Applications for appointment as junior draftsman shall be
invited by public advertisement by the Chief Civil Engineer.

38. An applicant for appointment as junior draftsman—

- (a) shall have passed the Junior Certificate examination of
the Public Examinations Board of Western Australia or an
equivalent examination in English, Arithmetic and Algebra,
Geometry and Trigonometry, Physics or Science “B” and
any other two subjects;
- (b) shall be not more than eighteen or less than sixteen years
of age;
- (c) shall produce to the Commission—
 - (i) evidence of the qualification required under para-
graph (a) of this clause;
 - (ii) evidence of his date of birth;
 - (iii) evidence as to his good character;
 - (iv) a chest x-ray examination certificate and a medical
certificate from the Railways Medical Officer certi-
fying that he is in good health, of sound constitu-
tion, and not affected by any physical infirmity that
would interfere with the proper exercise of his pro-
fessional duties;
 - (v) a specimen of his plan drawing; and
 - (vi) a questionnaire completed by him on the form ob-
tainable at the office of the Chief Civil Engineer.

39. Where the Commission receives more applications for ap-
pointment as junior draftsman than the number of vacancies, it
may give preference to applicants possessing higher appropriate
qualifications than that required in paragraph (a) of clause 38.

40. (1) The employment of a junior draftsman shall be subject to a period of twelve months' probation.

(2) Before the expiration of a junior draftsman's period of probation the Chief Civil Engineer shall report to the Commission on—

- (a) the manner in which the junior draftsman has performed his duties;
- (b) the progress the junior draftsman has made towards gaining appropriate academic qualification; and
- (c) his general progress and conduct,

and upon receipt of such report the Commission shall confirm or annul the appointment.

41. Subject to continued satisfactory general progress and conduct a junior draftsman may be appointed at the age of 21 years to the professional staff in a grade determined by the Commission under the Railway Professional Officers' Award 1958, as amended from time to time.

42. During the term of employment every junior draftsman shall be subject to the provisions of the Western Australian Government Railways Act, 1904, as amended from time to time, and the Rules and Regulations of the Railways Commission relating to the permanent staff, as amended from time to time, to the extent which those provisions are capable of being applied with or without adaptation to a junior draftsman.

FREMANTLE PORT AUTHORITY ACT, 1902-1969.

THE Fremantle Port Authority, acting pursuant to the provisions of the Fremantle Port Authority Act, 1902-1969, hereby makes the regulations set forth in the schedule hereunder.

Schedule.

Regulations.

1. In these regulations, the regulations made by the Fremantle Port Authority, under the Fremantle Port Authority Act, 1902-1969, reprinted pursuant to the Reprinting of Regulations Act, 1954, and published as so reprinted in the *Government Gazette* on the 14th September, 1967, with all amendments up to and including the 14th February, 1966, and amended from time to time thereafter, by notices so published, are referred to as the principal regulations. Principal Regulations.
2. Regulation No. 379 of the principal regulations is amended by substituting for the numerals "23" in the penultimate line, the numerals "32". Reg. 379 amended.
3. Passed by resolution of the Fremantle Port Authority at a meeting of the said Authority held on the 1st day of April, 1971.

The Common Seal of the Fremantle Port Authority was at the same time affixed and impressed hereto by order and in the presence of—

[L.S.]

MAX. B. GRACE,
Acting Chairman.
W. J. HUGHES,
Commissioner.
R. W. BOULTON,
Acting Secretary.