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OF

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[1972

HEALTH ACT, 1911-1970.

The Municipality of the Town of Kalgoorlie.
Health By-laws—Stables.

P.H.D. 1362/56/1; Ex. Co. 618.

WHEREAS under the provisions of the Health Act, 1911, as amended, a local authority may make by-laws and may amend, repeal or alter any by-laws so made: Now, therefore, the Council of the Town of Kalgoorlie, being a local authority, doth hereby make the following by-laws:—

1. These by-laws may be cited as the "Town of Kalgoorlie Stable By-laws", shall come into operation on publication in the *Government Gazette* and shall apply and have operation throughout the whole of the Town of Kalgoorlie.
2. In these by-laws, unless inconsistent with the text or subject matter—
 - "Act" means the Health Act, 1911, and any amendments thereto;
 - "Council" means the Council of the Town of Kalgoorlie;
 - "Health Surveyor" means any surveyor appointed by the Council under the Health Act;
 - "Horse" means a stallion, mare, gelding, pony, colt or foal and includes an ass, mule, and any beast of whatever description used for burden or draught or for carrying persons;
 - "Person" and words applying to any person or individual includes a corporation;
 - "Stable" means any building in which a horse is accommodated or kept and includes any shed, loose-box, stall or shelter used for the keeping, stabling, feeding, watering, grooming, sheltering, shoeing or veterinary treatment of a horse;
 - "Stable Premises" include any paddock, or yard used in conjunction with any stable and includes all areas where horses are contained by fences or rails.
3. As from and after the date of this by-law coming into operation—
 - (i) no person shall keep or accommodate any horse within the Town of Kalgoorlie except in a stable registered under this by-law;
 - (ii) no person shall keep or accommodate in any stable a greater number of horses than the number for which such stable is registered.
4. Every person required by these by-laws to register any premises as a stable shall make application therefor in the form prescribed for that purpose in the schedule hereto. With every application for original registration there shall be lodged in respect of the premises for which registration is applied such plans, drawings and particulars as the Council may require.
5. Application for the renewal of any registration shall be made annually during the month of August, and the certificate of registration then in force shall be lodged with the said application.
6. If any person in whose name a stable is registered desires to have the same transferred to any other person he and the proposed transferee shall make application in the form prescribed for the purpose in the schedule hereto and such application shall be lodged with the Council. If the Council approves such application it shall register the stable in the name of the transferee. For every transfer of registration there shall be paid to the Council at the time of lodging the application for transfer a fee of fifty cents (50c).

7. Upon receipt of such application the Council shall cause such premises to be inspected by the Health Surveyor and reported upon in respect to the sufficiency of such premises, the condition thereof as to repair and cleanliness and such matters as are required by this by-law.

8. If upon such application and report being submitted to the Council it shall appear to the Council that such application for registration should be granted, it shall, upon being paid the registration fee hereinafter prescribed, register such premises as a stable subject to such by-laws, orders, regulations and rules respecting stables within the Town of Kalgoorlie as shall be or become of force during the continuance of such registration and to issue to the applicant a certificate of registration in the form set out in the schedule hereto.

9. Every registration hereunder shall be of force until the 31st day of August next after the making thereof, and thereafter during the period of every annual renewal and no longer, but may be sooner suspended or cancelled by the Council for breach of any of the by-laws, orders, regulations or rules to which the same is subject or if the stable is used by any person other than the person in whose name it is registered.

10. For every such registration and for every renewal thereof, there shall be paid to the Council by the person for whom such registration is made the sum of one dollar (\$1) per premises.

11. Every stable in respect to which application is made for registration must fulfill all the following requirements:—

- (1) (a) The construction of every building, shed, loose-box, shelter and stall and its situation with respect to adjacent buildings must be in accordance with the Uniform Building By-laws but the Council may if it thinks fit waive strict compliance with this requirement with respect to any stable in existence prior to the date of the by-law coming into force.
- (b) (i) Every loose-box or stall shall be adequately roofed and have a floor area of not less than 120 square feet and walls not less than 10 feet measured both horizontally and vertically.
- (ii) A shelter provided in a yard for the protection of horses from inclement weather shall have an area of not less than 100 square feet, and a height of not less than 8 feet; it shall not be capable of being closed and shall have at least one side completely open to the outside air.
- (c) Every stable shall have a properly constructed manure bin in brick-work above the ground level. The floor and internal walls of such manure bin shall be cement rendered and steel trowelled to a smooth surface. Every such bin shall be provided with a close fitting lid or door to render the bin fly-proof as far as practicable.
- (d) Every stable shall have approved impervious rat-proof receptacles for the storing of chaff, bran, pollard or grain intended for horse feed.
- (2) (a) It shall not be at any less distance than 50 feet from any dwelling house or the milking shed or milk-room of any dairy. Provided that trainers or employees engaged in the care of horses stabled on the land may be housed in a building or buildings not less than 20 feet from any stable or building used for the housing of horses if—
 - (i) such building or buildings comply with the minimum requirements of a room used for dwelling or sleeping purposes; and
 - (ii) is or are equipped with proper bathroom and sanitary facilities as required under the Uniform Building By-laws.
- (b) Any paddock or yard used for the keeping of any horse shall have a fence or railing at a distance of not less than 5 feet from the boundary of any land not in the same occupation or possession, and not less than 20 feet from any dwelling house or building or buildings housing trainers or employees engaged in the care of horses.

12. The occupier of such premises whereon a stable is registered shall with respect to such stables—

- (a) cause all manure and offensive litter therein to be carefully swept up once at least in each day and forthwith placed in the manure bin;
- (b) remove and carry away or cause to be removed and carried away from such stable the contents of the manure bin once at least in each week and more often if required by notice in writing from the Health Surveyor so to do;
- (c) spray or cause to be sprayed with an approved pesticide every manure bin immediately after it is emptied and before it is again used;
- (d) spray or cause to be sprayed with an approved residual pesticide any surface of any building, shed, loose-box, stall and shelter if required by notice in writing from the Health Surveyor to so do;
- (e) Employ all means and adopt such precautions as may be necessary to keep the stable in a clean and sanitary condition, in good repair, and as far as possible free from flies, rats, vermin and offensive odours.

13. Any person who makes a false statement in connection with any application under these by-laws shall be guilty of an offence.

14. Any person doing any act forbidden to be done, or failing to do so any act directed to be done by these by-laws, shall be liable to a penalty of not more than one hundred dollars and in the case of a continuing offence, a further daily penalty of not more than ten dollars.

Schedule.

THE MUNICIPALITY OF THE TOWN OF KALGOORLIE
STABLE BY-LAWS.

Schedule—Form 1.

APPLICATION FOR *REGISTRATION/*RENEWAL OF REGISTRATION
OF STABLES.

I, the undersigned, hereby apply to have the undermentioned premises registered
as a stable:

Name in full
Address
Situation of premises
Whether owner or occupier as tenant
Owner's name and address if tenant
.....
Distance of stable from nearest adjacent building
Number of Stalls
Number of horses intended to be stabled
Area of land in square feet
Date Signature

*Strike out what is inapplicable.

Schedule—Form 2.

CERTIFICATE OF *REGISTRATION/*RENEWAL OF REGISTRATION
OF.....

The Council of the Town of Kalgoorlie, in pursuance of the powers vested in
it by the Health Act, 1911, doth hereby *register/*renew the registration of the
premises as depicted in lodged plan and situated at
and *now being used as/*desired to be used as
This certificate of *registration/*renewal of registration is granted to
and shall have effect subject to the said Act and any
by-laws made thereunder until and inclusive of the 31st day of August, 19.....
Dated at..... the..... day of..... 19.....

Town Clerk.

*Strike out what is inapplicable.

THE MUNICIPALITY OF THE TOWN OF KALGOORLIE.

Schedule—Form 3.

APPLICATION FOR TRANSFER TO ANOTHER OF REGISTRATION
OF.....

To the Council of the Town of Kalgoorlie:

I,
of
the holder of Certificate of Registration of
situated at
hereby apply to have the registration of the said premises transferred to
Dated at..... the..... day of..... 19.....

Signature of Proposed Transferor.

I, the abovenamed.....
do hereby apply for the said transfer.

Dated at..... the..... day of..... 19.....

Signature of Proposed Transferee.

Dated the 4th day of February, 1972.
The Common Seal of the Town of Kalgoorlie
was affixed hereto in the presence of—

[L.S.]

H. A. HAMMOND,
Mayor.

D. R. MORRISON,
Town Clerk.

Approved by His Excellency the Governor in Executive Council this 23rd day
of February, 1972.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1970.

Shire of Goomalling.

P.H.D 1006/64; Ex. Co. 615.

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 by-laws so made or adopted: Now, therefore, the Shire of Goomalling, 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 17th July, 1963, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

PART VII.—FOOD.

Sale of Food by Itinerant Vendors.

Amend by-law 51 (2) to read as follows:—

Every person desiring to engage in trade as an Itinerant Vendor of Food shall, before so engaging, or if already so engaged then during the first week of January in each year, apply to the Local Authority in the form of Schedule "C" for a license to carry on such trade, and shall with his application deposit a fee of twenty-five dollars.

Passed at a meeting of the Goomalling Shire Council on the 23rd day of December, 1971.

[L.S.]

T. G. MILLSTEED, M.B.E., J.P.,
President.

G. W. MORRIS,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 23rd day of February, 1972.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1970.

Shire of Goomalling.

P.H.D. 1006/64; Ex. Co. 615.

WHEREAS it is provided in the Health Act, 1911-1970, as amended, that a local authority may, of its own motion, by resolution, adopt with or without modification the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of Section 343 (1) of that Act; and whereas Model By-laws, described as Series "A", prepared in accordance with those provisions and duly amended have pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 25th June, 1963, and as so reprinted have been published in the *Government Gazette* on 17th July, 1963; and further amended *inter alia* by notices published in the *Government Gazettes* on 7th November, 1963; 20th March, 1964, 16th June, 1964, 23rd June, 1965 and 14th April, 1966; and further amended *inter alia* by notices published in the *Government Gazettes* on 8th January, 1965; the 12th October, 1967; 30th July, 1968; 28th November, 1968; 17th December, 1968; 7th March, 1969; 13th August, 1969; 18th August, 1971 and 7th September, 1971; and whereas a local authority may adopt such Model By-laws with or without modification: Now, therefore, the Shire of Goomalling, being a local authority within the meaning of the Act and, having adopted the Model By-laws, Series "A" as reprinted in the *Government Gazette* on the 17th July, 1963 and the amendments as published in the *Government Gazettes* on 7th November, 1963; 20th March, 1964; 16th June, 1964; 23rd June, 1965 and 14th April, 1966; doth hereby resolve and determine that the said amendments published in the *Government Gazettes* on 8th January, 1965; 12th October, 1967; 30th July, 1968; 28th November, 1968; 17th December, 1968; 7th March, 1969; 13th August, 1969; 18th August, 1971 and 7th September, 1971, shall be adopted without modification.

Passed at a meeting of the Goomalling Shire Council held on 23rd December, 1971.

[L.S.]

T. G. MILLSTEED,
M.B.E., J.P.,
President.

G. W. MORRIS,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council the 23rd day of February, 1972.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1970.

Shire of York.

P.H.D. 695/63; Ex. Co. 613.

WHEREAS under the provisions of the Health Act, 1911-1970, as amended, the Governor may cause to be prepared Model By-laws for all or any of the purposes of the said Act; and whereas Model By-laws described as Series "A" have been prepared and amended from time to time and reprinted in the *Government Gazette* on 17th July, 1963 and further amended, *inter alia* by notices published in the *Government Gazettes* of 8th January, 1965, 14th April, 1966, 12th October, 1967, 30th July, 1968, 28th November, 1968, 17th December, 1968, 7th March, 1969, 13th August, 1969, 18th August, 1971 and 7th September, 1971, and whereas a local authority may adopt such Model By-laws with or without modification: Now, therefore, the Shire of York, being a local authority within the meaning of the Act and, having adopted the Model By-laws, Series "A" as reprinted in the *Government Gazette* on 17th July, 1963, doth hereby resolve and determine that the said amendments published in the *Government Gazettes* on 8th January, 1965, 14th April, 1966, 12th October, 1967, 30th July, 1968, 28th November, 1968, 17th December, 1968, 7th March, 1969, 13th August, 1969, 18th August, 1971 and 7th September, 1971, shall be adopted without modification.

Passed at a meeting of the York Shire Council held on the 10th day of December, 1971.

[L.S.]

R. C. T. DAVIES,
President.

B. W. LYONS,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 23rd day of February, 1972.

W. S. LONNIE,
Clerk of the Council.

CEMETERIES ACT, 1897.

The Municipality of the Shire of Esperance.

Esperance Public Cemetery By-laws.

L.G. 876/53.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the Shire of Esperance hereby records having resolved on the 25th day of January, 1972, to make and submit for confirmation by the Governor the following amendments to the Council's By-law published in the *Government Gazette* on the 9th day of December, 1964.

Schedule "A".

Esperance Public Cemetery.

SCALE OF FEES AND CHARGES PAYABLE TO THE TRUSTEES.

1. On application for a "Form of Grant of Right of Burial" for:—

	\$
(a) Land 8ft. x 4ft. where directed by Trustees	6.00
Land 8ft. x 8ft. where directed by Trustees	12.00
Land 8ft. x 12ft. where directed by Trustees	18.00
Land 8ft. x 4ft. selected by applicant	8.00
Land 8ft. x 8ft. selected by applicant	16.50
Land 8ft. x 12ft. selected by applicant	24.00
(b) An application for a "Form of Order for Burial" for:—	
Ordinary Grave	25.00
Grave for any child under seven years of age	12.50
Grave for any stillborn child	6.25
2. If graves are required to be sunk deeper than six feet the following charges shall be payable:—

For each additional foot	3.00
--------------------------------	------
3. Re-opening an ordinary grave for each interment or exhumation:—

(a) Ordinary	20.00
Of a child under seven years of age	10.00
Of a stillborn child	5.00
Where removal of kerbing, tiles, grass etc. is necessary according to time required—per man hour at	3.00
(b) Any brick grave	20.00
(c) Any vault, according to work required from	20.00

4. Extra charges for:—	\$
(a) Interment without due notice under by-law 10	2.50
(b) Interment not in usual hours as prescribed by by-law 17, Monday to Friday	2.50
Saturdays, Sundays and Public Holidays	10.00
(c) Late arrival at Cemetery gates	2.50
(d) Exhumations	10.00
5. Miscellaneous Charges:—	
Permission to erect a headstone and/or kerbing	2.50
Permission to erect a monument	5.00
Permission to erect any nameplate	1.00
Registration of "Transfer of Form of Grant of Right of Burial"	1.00
Copy of "Grant of Right of Burial"	1.00
Grave number plate	2.00
Undertaker's Annual license fee	4.20
Grave dresser's annual fee	2.00
Attending grave when required by grantee	15.00
Making a search in register	1.00
Copy of by-laws25

Dated this 2nd day of February, 1972.

The Common Seal of the Shire of Esperance was
hereunto affixed pursuant to a resolution of
the Council in the presence of:—

[L.S.]

W. S. PATERSON,
President.

O. D. DRYSDALE,
Shire Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 23rd day
of February, 1972.

W. S. LONNIE,
Clerk of the Council.

CEMETERIES ACT, 1897-1957.

The Municipality of the Shire of Merredin.

By-laws Relating to the Merredin Public Cemeteries.

L.G. 258/67A.

IN pursuance of the powers conferred upon it by the abovementioned act and
of all powers enabling it, the Council of the abovementioned Municipality
hereby records having resolved on the 14th day of December, 1971 to make
and submit for confirmation by the Governor the following By-laws:—

- (1) The existing Merredin General Cemeteries By-laws are hereby repealed.
- (2) The following Merredin Public Cemeteries By-laws are hereby substituted for the existing Merredin General Cemeteries By-laws:—

MERREDIN PUBLIC CEMETERIES.

Reserves Number 14424 and Number 24906.

By-laws.

1. All fees and charges payable to the Trustees as set forth in Schedule A shall be paid at the times and manner therein mentioned, unless otherwise ordered.

2. The "Secretary" as referred to in these By-laws means the person for the time being employed by the Trustees as the Secretary of the Cemetery and such person shall, subject to the Trustees, exercise a general supervision and control over all matters pertaining to the Cemetery and to the carrying out and enforcement of these by-laws and the direction of such person shall in all cases and for all purposes be presumed to be and to have been the direction of the Trustees.

3. The "Superintendent" as referred to in these By-laws means the person for the time being employed by the Trustees as the Superintendent of the Cemetery and such person, shall subject to the Trustees, have charge of the general care of the Cemetery, the supervision of the erection or placing of monumental work and fixtures, also the supervision of interments, the opening, closing and dressing of graves and such other duties as ordered by the Trustees.

4. A plan of the Cemetery showing the distribution of land, compartments, section, situations and numbers of graves and register of all certificates of "Rights of Burial" shall be kept at the office of the Trustees.

5. Any person desiring to inter any dead body in the Cemetery shall make an application in the form contained in Schedule B.

6. All applications for interment, shall be made at the office of the Trustees in such time as to allow at least four working hours' notice being given to the Superintendent prior to the time fixed for the burial, otherwise an additional charge as fixed by the Trustees, shall be made.

7. (1) Subject to paragraph (ii) of this by-law a person shall not bring a dead body into the Cemetery unless he, or his representative has first handed to the Superintendent for inspection and return, a Medical Certificate of death or a Coroner's order for Burial in respect of the body.

(ii) Where an undertaker or his representative for a valid reason, is unable to produce a Medical Certificate of death or a Coroner's order for Burial as required by paragraph (i) of this by-law and he has given to the Superintendent a written guarantee to produce a certificate or order within five days he may bring a body into the Cemetery.

(iii) A Burial shall not be permitted in the Cemetery unless the provisions of one of the foregoing paragraphs of this by-law have been complied with.

8. No Burial shall take place on any Sunday, Christmas Day or Good Friday. All Saturday Funerals shall be liable to an extra charge as contained in Schedule A. No interment shall be allowed on a Sunday except where it is certified in writing by a Medical Officer of Health that for sanitary reasons it is necessary or advisable that the interment take place on that day. Any Sunday Funeral shall be liable for the extra charge as contained in Schedule A.

9. The time fixed for any burial shall be the time at which the funeral is to arrive at the Cemetery gates, and, if not punctually observed the Funeral Director responsible may be liable to a fine of \$5.00.

10. If for any reason the funeral shall, on arrival at the entrance gates of the Cemetery, remain there for more than fifteen minutes prior to proceeding to the grave side, the Funeral Director responsible may be liable to a fine of \$5.00.

11. Every funeral shall enter by the principal entrance, and no vehicle except the hearse and mourning coaches, shall be permitted to enter the Cemetery or stand opposite the entrance gates. No more than four mourning coaches shall enter the Cemetery without approval first been obtained from the Cemetery Superintendent.

12. Vehicles shall not be allowed to proceed faster than ten miles per hour within the Cemetery, and shall proceed at and by such roads as directed by the Superintendent or Officer of the Trustees from time to time. Any driver or other person failing or neglecting to observe such directions may be forthwith expelled from the Cemetery.

13. Attendance cards may be distributed amongst the mourners at the main entrance, collected and handed to the bereaved persons for selection of pall-bearers, subject at all times to the provision of By-law 10.

14. The Trustees shall cause all graves to be dug or re-opened as and when required.

15. In those cases where the grantee of the grave is unavailable the persons or person arranging the Funeral with the Funeral Director shall give the Funeral Director a written assurance in the form contained in Schedule E., that the Grantee will not, either immediately, or subsequently, object to the re-opening of the grave.

16. The Trustees will regard a Funeral Director's order to re-open a grave as confirmation that such assurance as required in By-law 15 has been received and should the Grantee object to the re-opening any expenses incurred by the Trustees shall be charges against the Funeral Director, acting as agent for the persons or person arranging the re-opening of the grave.

17. Every grave shall be at least 7 feet deep at the first interment, and no interment shall be allowed in any grave with a less depth than 3 feet from the top of the coffin to the original surface of the surrounding ground.

18. Every coffin shall have upon the lid an approved metal plate bearing the name of the deceased stamped or otherwise indelibly inscribed in legible character thereon. Any coffin not complying with this by-law shall not be admitted to be interred in the Cemetery.

19. In the case of an application for interment in any private grave to which the deceased had no claim during life, the written and verified consent of the Grantee in the form contained in Schedule E shall be handed in with the application.

20. A penalty of fifty per cent. of the grave opening fee shall be imposed on any grave required to be dug in excess of 7 feet in length or 2 feet 6 inches in width.

21. No casket is to be opened in the Cemetery without production of a Police Order and approval of the Trustees.

22. No adornment may be removed from any Burial casket after it has entered the Cemetery except with the approval of, and in the presence of the next of kin.

23. An application for the exhumation of a casket for the purpose of identification or examination of the corpse must be accompanied by an order from the Governor or a warrant of a Coroner, authorising the exhumation.

24. Free graves remain the property of the Trustees and may be reopened by the Trustees for the burial of persons other than the relations of the deceased, if, and when desired.

25. Should the Grantee be unable to produce the Grant of Right of Burial when making application for burial in the grave or the erection of monumental work through having lost the same, the said Grantee shall make a sworn declaration to this effect, and shall pay the fee for a copy of such Grant of Right of Burial as prescribed in Schedule A, before the burial takes place or the monumental work is erected.

26. Upon purchase of any grave in the Cemetery the Trustees shall issue a Grant of Right of Burial, valid for a period of fifty years, in the name of one person only and this person shall be deemed to be the owner of the grave and to have sole rights as to burial in the grave and the erection of any monumental work upon it. The Grant shall be produced when application is made for burial or the erection of, or the alteration of, or the removal of monumental work, in the form contained in Schedule C.

27. In the event of the death of the Grantee, and ownership of the Grant is not specified in the deceased will, the next of kin or a responsible person may authorise the re-opening of the grave, or the erection of monumental work, providing that such person accepts full responsibility and shall be held liable for any costs or expenses involved, should there be any objection to the re-opening of the grave or the erection of monumental work by any other member of the deceased immediate family.

28. Any person requiring an Exclusive Right of Burial in any part of the Cemetery shall apply to the Trustees, in writing, specifying the location of the grave. If it is proposed to inter therein the remains of any already deceased person the name of such person must be shown in the application. If the application is approved by the Trustees a Grant of Exclusive Right of Burial shall be issued in the form of Schedule D.

29. If for the purpose of re-opening a grave the Trustees find it necessary to remove edging, tiles, plants, grass, shrubs etc. from the grave, the person so ordering the re-opening shall pay to the Trustees the charges laid down in Schedule A.

30. No monumental work may be erected, altered or removed without approval of the Grantee of such grave and of the Trustees.

31. Any monumental mason or person desiring to erect, alter or remove any monumental work in the Cemetery or on any grave in the Cemetery, shall make application to the Trustees in the Form of Schedule F for permission to do so, and shall not proceed with such work until such time as approval has been obtained from the Trustees.

32. Any monumental mason or person erecting, altering or removing any monumental work in the Cemetery without first submitting an application for such work may be liable to a fine of \$10.00.

33. Any application for the erection, alteration or removal of monumental work lodged by a monumental mason, or by any other person, shall be accompanied by an owners application form in the form of Schedule F signed by the Grantee of the grave and in those cases where the Grantee is unavailable the person signing such form shall give the Trustees assurance that there will be no objection from the Grantee. Should any objection be subsequently lodged by the Grantee, the person giving such assurance shall be held liable for all expenses involved, and the monumental mason or the person responsible shall remove such work from the grave within seven days of notification from the Trustees.

34. Monumental masons or other persons shall be permitted to carry out work within the Cemetery between the hours of 8.00 a.m. and 5.00 p.m. Mondays to Fridays inclusive. No monumental work shall be performed in the Cemetery on Saturdays, Sundays or public holidays.

35. Should any work by monumental masons or other persons be not completed within the hours specified in by-law 34, they shall be required to leave the work in a neat and safe condition to the satisfaction of the Superintendent.

36. No brick graves or vaults may be constructed in the Cemetery.

37. All materials required in the erection and completion of any work shall be, as far as possible, prepared before being taken into the Cemetery, and all materials required by tradesmen shall be admitted at such entrances and at such times as the Superintendent may direct.

38. All refuse, rubbish, broken and unrequired monumental work, shall be removed from the Cemetery by the monumental mason concerned immediately upon completion of the work. In any case of non compliance with this By-law the Trustees shall have the right to engage a contractor to remove all such debris to the satisfaction of the Superintendent, and the monumental mason concerned shall be held liable for all expenses involved.

39. Every headstone, monument or enclosure shall be placed on proper and substantial foundation which if required by the Trustees or their officers, shall extend to the bottom of the grave.

40. All headstones and monuments exceeding 6 feet in height or 10 cwt. in weight, shall be placed on a foundation extending to the bottom of the grave.

41. All headstones or monumental work erected on graves in the lawn areas of the Cemetery shall be of natural stone and shall not exceed 3 feet 6 inches in height. Memorials are to be erected on a granite base 3 feet 6 inches long with a maximum height of 10 inches and a minimum width of 10 inches. All basis to be bedded to suit the fall in the beam. The number of the grave shall be placed at the base of all work erected in lawn areas.

42. The trade name or trade mark of any monumental mason must not be displayed on any monumental work erected in lawn areas.

43. The materials used in all monumental work shall be subject to the approval of the Superintendent, or other officers appointed by the Trustees and any such material rejected, shall immediately be removed from the Cemetery by the contractor.

44. No monumental mason, or any other person is to erect temporary kerbing on any grave.

45. No wooden fence, railing, cross or other wooden erection shall be allowed on or around any grave.

46. Kerbing shall not be permitted around the graves in the lawn areas of the Cemetery and in all other sections grave enclosures shall not be less than, nor more than the actual area of the grave.

47. Subject to the approval of the Trustees each applicant for an order of burial shall, within twelve months of the date of application enclose the grave mentioned in such application with a kerbing of tiles, slate, or stone or other material approved by the Trustees.

48. Every grave, monument, headstone or any other erection on a grave shall be maintained and kept in good repair and proper condition by, and at the expense of the Grantee. Should the Grantee's address be unknown, the Trustees shall have the power to carry out the work and keep an account against the Grantee.

49. Should any monumental work or any erection on any grave become broken or unsightly the Trustees shall have power to request the Grantee to have the same repaired or removed and should the Grantee be unavailable, the Trustees shall have the right to remove the broken or unsightly erections.

50. The planting of trees, shrubs and flowers, or the erection of any monumental work outside the actual grave area is strictly prohibited. No tree or shrub shall be planted on any grave, except such as shall be approved by the Superintendent.

51. The trustees may decorate graves from time to time, when desired by the Grantee to do so. If the Grantee does not desire the Trustees to carry out the work, the Grantee may either do it personally, or employ any person licensed by the Trustees for that purpose.

52. No person shall decorate or dress any grave without authority or approval of the Grantee.

53. Any person taking part in the dressing or attending to any grave shall comply with the following rules:—

- (a) No rubbish, soil, sand or other material removed in dressing a grave shall be placed on any other grave and shall be removed immediately the work is completed.
- (b) No sand, soil or loam shall be taken away from any portion of the Cemetery for the purpose of dressing any grave, except with the permission of the Superintendent.
- (c) The dressing of all graves, and the wheeling and carting of any material shall be subject to the supervision of the Superintendent.
- (d) Work in all cases to be carried out with due dispatch, and only during regulation hours.

54. Any person violating the rules of propriety and decorum, or committing any nuisance or trespass, or injuring any tree, shrub, flower, border, grave, or any erection or in anyway infringing these By-laws shall be expelled from the Cemetery.

55. Children under the age of ten years entering the Cemetery must be in the charge of a responsible person.

56. Fireworks or firearms shall not be permitted or discharged within the Cemetery, except in the case of a military or service funeral.

57. No dogs shall be admitted into the Cemetery, and any found therein shall be liable to be destroyed.

58. No person shall remove any plant, tree, shrub, flower (other than withered flowers which are to be placed in the receptacles provided by the Trustees for same), or any article from any grave without first obtaining a permit from the Trustees or an officer of the Trustees.

59. No person shall pluck any tree, plant, shrub or flower growing in any portion of the Cemetery.

60. No person shall remove or carry out of, or attempt to carry out of the Cemetery, any tree, shrub or flower without the written authority of the Trustees.

61. No person shall promote or advertise, or carry on within the Cemetery any trade, business, or calling, either by solicitation, distribution of circulars, by cards, or otherwise, or by any other system of advertisement whatsoever, without written consent of the Trustees, and any person infringing this By-law shall be expelled from the Cemetery.

62. The Trustees may, at the request of the recognised head of any religious denomination, set aside portion of the Cemetery for the burial of persons of the same religious denomination exclusively; provided that the Trustees may vary from time to time, the boundaries of any portions of the Cemetery so set aside, and remaining unused for such burials to that time.

63. All workmen, whether employed by the Trustees or by any other person shall at all times whilst within the boundaries of the Cemetery be subject to the supervision of the Superintendent, and shall obey such directions as that officer may find it necessary to give. Any workmen permitting any breach of these regulations and by-laws, or refusing or neglecting to comply with any directions shall be expelled from the Cemetery.

64. No person employed by or under the Trustees shall be permitted to accept any gratuity whatever, nor shall he be pecuniarily interested in any work in the Cemetery other than the remuneration he receives from the Trustees, any person proved guilty of accepting any gratuity, or being pecuniarily interested in any such work shall be liable to summary dismissal.

65. Any person committing a breach of any by-law in the Cemetery shall, in addition to being liable to a penalty under any by-law, be liable to be forthwith removed from the Cemetery by the Trustees, or employees of the Trustees, or a Police Officer. If such person resists removal or if and as often as such person so removed shall unless with the consent of the Superintendent, again enter the Cemetery within twenty four hours of his removal therefrom, he shall be liable to a penalty not exceeding \$10.00.

66. Any person committing any breach of any By-laws or regulations, or of any other rules, regulations or By-laws made under the authority of any Act relating to Cemeteries shall for every such offence be liable to a penalty not exceeding \$10.00 and in the case of a continuing breach a further sum not exceeding \$4.00 for every day during which the breach continues.

Schedule A.

SCALE OF FEES AND CHARGES PAYABLE TO THE TRUSTEES.

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

	\$
(a) For the issue of a Grant of Right of Burial in private ground:—	10.00
For interment in grave 7 feet deep	15.00
For interment of still-born child	5.00
(b) In open ground:—	
For interment in grave 7 feet deep	15.00
For interment of still-born child	5.00
(c) In lawn area, including maintenance in perpetuity:—	
Land for grave	50.00
For interment in grave 7 feet deep	15.00
For interment of still-born child	5.00
(d) Re-opening of any grave:—	
For each interment	15.00
For each interment of still-born child	5.00
Exhumations:—	
Fee for exhumation	5.00
Re-opening grave for exhumation	15.00
Re-interment in new grave after exhumation	15.00
(e) Extra charges:—	
For each interment on a Saturday	6.00
For each interment on a Sunday	10.00
(f) Monumental Permits:—	
Permit to erect monument, headstone or memorial	4.00
Removal of monumental work prior to re-opening of grave ..	5.00
(g) Miscellaneous:—	
For removal and replanting grass shrubs plants etc. on	
any grave to be re-opened	5.00
For sinking of grave beyond 7 feet for each additional foot	2.00
Number plates supplied by Trustees	4.00
Undertakers Annual License	4.00
Copy of Grant of Right of Burial	1.00

Schedule B.

Merredin Public Cemeteries Trust.

FORM OF INSTRUCTION FOR GRAVE AND APPLICATION FOR BURIAL.

(Answers to the following questions to be supplied at the time of making application.)

Date of Application.....

- 1. Name of the Deceased
- 2. Age of the Deceased Date when death occurred
- 3. Last place of Residence of the Deceased
- 4. Place where death occurred
- 5. Occupation of the Deceased
- 6. Birthplace of the Deceased
- 7. What denomination
- 8. No. of Grave on Plan Section
- 9. Size of Ground
- 10. Length and width of coffin
- 11. Depth of grave
- 12. Is a grant required, if so, to whom?
- 13. If already granted, give No. of Grant and name of Grantee.....
- 14. Is it the first interment in grave?
- 15. If not, date of last interment in grave
- 16. Day of Burial
- 17. Time of Burial
- 18. Name of Minister to officiate at grave
- 19. Name of Funeral Director
- 20. From where is funeral to start?
- 21. Name in full and signature of person giving order

Occupation Address

Application received this day of 19

at

..... Secretary.

No. in Register of Burials No. of Grant

I, the undersigned certify that a coffin purporting to contain the above remains was interred in the above ground on the day of 19

..... Superintendent.

Schedule C.

FORM OF GRANT OF RIGHT OF BURIAL.

By Virtue of the Cemeteries Act 1897, the Trustees of the Merredin Public Cemeteries Trust in consideration of the sum of Dollars

..... Cents paid to them by

of

hereby grant to the said the right of Burying Bodies in that piece of ground, section grave No. on the plan of the Cemetery made in pursuance of the said Act.

To hold the same to the said for a period of fifty years from the date thereof, for the purpose of burial only. This grant is issued subject to all By-laws and regulations, now and hereinafter in force, made or to be made under the above Act or any future Act or Acts.

Given under our hand and seal this day of 19.....

..... Trustees.

Schedule D.

FORM OF GRANT FOR EXCLUSIVE RIGHT OF BURIAL.

By Virtue of the Cemeteries Act 1897, the Trustees of the Merredin Public Cemeteries Trust in consideration of the sum of Dollars

..... Cents paid to them by

of

hereby grant to the said the exclusive right of Burying Bodies in that piece of ground, section grave No. on the plan of the Cemetery made in pursuance of the said Act.

To hold the same to the said for a period of fifty years from the date thereof, for the purpose of burial only. This grant is issued subject to all By-laws and regulations, now and hereinafter in force, made or to be made under the above Act or any future Act or Acts.

Given under our hand and seal this day of 19.....

..... Trustees.

Schedule E.

MERREDIN PUBLIC CEMETERIES TRUST.

To The Secretary,
Merredin Public Cemeteries Trust.

..... the undersigned do hereby agree to allow the
body of the late who died on 19.....
to be interred in Section Grave No.
the "Grant of Right of Burial" of which issued in the name of
..... and numbered is now in my possession.

Signature of Grantee or his Authorised Agent

Address

Date

The original Grant must be produced with this Authority.

Schedule F.

Merredin Public Cemeteries Trust.

OWNERS REQUEST TO ERECT MONUMENT, HEADSTONE,
KERBING, MEMORIAL.

To The Secretary,
Merredin Public Cemeteries Trust.

I apply for permission to erect a
as per Plan and Specification submitted herewith on Grave No.
Section

Signature of Person Performing Work

Date

I am the Registered Owner and hold the Grant
of Right of Burial Numbered for Grave No.
Section and hereby authorise
to erect a on Grave No.
Section

Signature of Owner

Address

Date

Dated this 28th day of January, 1972.
The Common seal of the Shire of Merredin was
hereto affixed in the presence of—

[L.S.]

E. HIND,
Shire President.
R. LITTLE,
Shire Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 23rd day
of February, 1972.

W. S. LONNIE,
Clerk of the Council.

CEMETERIES ACT, 1897.

The Municipality of the Shire of Kojonup.

By-laws relating to Kojonup Public Cemetery and Muradup Public Cemetery—
Reserve 18715.

L.G. 885/53.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 20th day of December, 1971 to make and submit for confirmation by the Governor the following by-laws:—

1. From the date of coming into operation of these by-laws, all previous by-laws relating to the Kojonup and Muradup Public Cemeteries are hereby repealed.
2. All fees and charges payable to the Trustees, as set forth in Schedule "A" shall be paid at the times and manner therein mentioned unless otherwise ordered.
3. The "Secretary" as referred to in these by-laws, means the person for the time being employed by the Trustees as the Secretary of the Cemeteries, and such person shall, subject to the Trustees, exercise a general supervision and control over all matters pertaining to the Cemeteries, and to carrying out and enforcement of these By-laws, and the direction of such person shall in all cases and for all purposes be presumed to be and have been the direction of the Trustees.
4. A plan of the Cemeteries showing the distribution of the land compartments, sections, situation and number of graves, and a register of all certificates of Rights of Burial shall be kept at the Office of the Trustees.
5. Any person desiring to inter any dead body in the Cemeteries shall make an application in the form contained in the Schedule "E" and upon payment of the appropriate fees, the Trustees may issue a form of Order of Burial, in accordance with Schedule "D".
6. All applications for interment shall be made at the Office of the Trustees in such time as to allow at least twenty-four hours notice being given to the Secretary at the office prior to the fixed time for burial.
7. The Trustees shall cause all graves to be dug and vaults and brick graves to be re-opened as and when required.
8. Every coffin shall have upon the lid an approved metal plate bearing the name of the deceased, stamped or otherwise indelibly inscribed in legible characters thereon. A coffin which does not comply with this by-law shall not be admitted to or be interred in the Cemeteries.
9. Every grave shall be at least six feet deep at the first interment and no interment shall be allowed in any grave with a less depth than three feet from the top of the coffin to the original surface of the surrounding ground.
10. In the case of an application for interment in any private grave or vault to which the deceased had no claim during life, the written and verified consent of the grantee shall be handed in with the application in the form of assignment of Right of Burial, Schedule "C".
11. (i) Subject to paragraph (ii) of this by-law, a person shall not bring a dead body into the Cemeteries unless he, or his representative has first handed to the Secretary for inspection and return a medical certificate of death or a Coroner's order for burial in respect of the body.
(ii) Where an undertaker or his representative, for a valid reason, is unable to produce a medical certificate or Coroner's order for burial, as required by paragraph (i) of this by-law and he has given to the Secretary a written guarantee to produce the certificate or order within three days, he may bring the body into the Cemeteries.
(iii) A burial shall not be permitted in the Cemeteries unless the provisions of one of the foregoing paragraphs of this by-law have been complied with.
(iv) Where a representative or the undertaker himself has given written guarantee as required by paragraph (ii) of this by-law and he has failed to produce the certificate or order within three days the undertaker's license may be suspended until the certificate or order is produced.
12. No interment shall be allowed on a Sunday except when it is certified in writing by a medical officer of health that for sanitary or special religious reasons it is necessary or advisable that the burial take place on that day.
13. The hours for burial shall be as follows: Monday to Friday, 9.30 a.m. to 4.30 p.m. Saturday, 9 a.m. to 12 noon. Sunday (subject to by-law 12) from 2 p.m. to 4 p.m. and no burial shall be allowed to take place nor any coffin allowed to enter the Cemeteries at any other hour except by written permission of the Trustees. No burial shall take place on Christmas Day or Good Friday.
14. The time fixed for any burial shall be at which time the funeral is to arrive at the Cemeteries gates and if not punctually observed, the undertaker responsible shall be liable to a fine of \$2.00.

15. Every funeral shall enter by the principal entrance and no vehicle except the hearse and mourning coaches shall be permitted to enter the Cemeteries or stand opposite the entrance gates.

16. If application to the Trustees be made to exhume any corpse for the purpose of examination or identification or for the purpose of its being buried elsewhere in accordance with the wishes of the deceased or his family, an order from the Governor or the warrant of a Coroner or a Justice of the Peace issued in accordance with the law authorising the Trustees to permit the exhumation must be attached to the application form.

17. Children under the age of 10 years entering the Cemeteries must be in charge of some responsible person.

18. Smoking shall not be allowed in the Cemeteries nor may any fireworks be discharged therein.

19. No dogs shall be admitted into the Cemeteries and any dog found therein shall be liable to be destroyed.

20. Any person violating the rules of property and decorum, or committing a nuisance or trespass, or injuring any tree, shrub, plant or flower border, grave or any erection, or in any way infringing these by-laws shall be expelled from the Cemeteries.

21. No person shall remove any plant, tree, shrub, flower (other than withered flowers) or any article from any grave without first obtaining a permit from the Trustees or its representatives.

22. No person shall pluck any tree, shrub, plant or flower growing in any portion of the Cemeteries.

23. No person shall remove or carry out of the Cemeteries any tree, plant, flower or shrub without the written authority of the Trustees or their representatives.

24. No person shall promote or advertise or carry on within the Cemeteries any trade, business or calling, either by solicitation, distribution or circulars, by cards or otherwise or by any other system of advertising whatsoever without the written consent of the Trustees and any person infringing this by-law shall be expelled from the Cemeteries.

25. No person employed by the Trustees shall be permitted to accept any gratuity whatsoever nor shall he be pecuniarily interested in any work in the Cemeteries other than the remuneration he received from the Trustees, and any such person proved guilty of accepting any gratuity or being pecuniarily interested in such work shall be liable to summary dismissal.

26. Any person requiring a Grant of Right of Burial in any part of the Cemeteries shall apply to the Trustees in writing specifying the location of the grave. If it is proposed to inter therein the remains of any already deceased person the name of such person must be shown in the application. If the application is approved by the Trustees a Grant of Right of Burial shall be issued in the form of Schedule "B".

27. No brick grave or vault shall be constructed in any plot in respect of which a Grant of Right of Burial has been issued without the authority of the Trustees first obtained, and subject also to specifications of the proposed work and the execution thereof.

28. Every such Grant of Burial shall be subject to the by-laws for the time being in force, and no interment in any such grave or vault shall be allowed unless upon production of the grant aforesaid, nor shall any such grave or vault be opened unless with the consent of the Trustees.

29. Every coffin placed in any such grave or vault shall be bricked in, cemented, and any space surrounding such coffin to be filled with charcoal, dry earth, or other suitable material and covered with a slab of stone, slate or iron, unless special written exemption be obtained from the Trustees.

30. In the event of such exemption being obtained from the Trustees each coffin placed in any brick grave or vault shall be properly lead-lined and hermetically sealed.

31. If application be made for an interment in any grave or vault of the remains of any person other than the person to whom the grant was issued, or his registered assign, the written and verified consent of such grantee or assignee shall be produced, together with the Grant of Right of Burial.

32. Should the Grantee be unable to produce the Grant of Right of Burial through having lost same, on making application for a grave to be re-opened for the purpose of interment, the said grantee shall make a declaration to this effect, and shall pay the fee for a copy of such Grant of Right of Burial as prescribed in Schedule "A" before the interment takes place.

33. Any person desiring to place or erect, or to alter or add to any monument, tombstone, or any enclosure in any part of the Cemeteries must first obtain the written consent and approval of the Trustees and otherwise comply with section 23 of the Cemeteries Act, 1897.

34. Every Tombstone, monument, or enclosure shall be placed on proper and substantial foundations, which if required by the Trustees or their officers, shall extend to the bottom of the grave.

35. The materials used in every such erection shall be subject to the approval of the Secretary or other officer appointed by the Trustees and any material rejected shall be immediately removed from the Cemeteries by the contractor for the erection. All refuse and other rubbish remaining after any work is completed shall be immediately removed from the Cemeteries by the person causing same.

36. Should any work by masons or others be not completed before a Sunday, they shall be required to leave the work in a neat and safe condition to the satisfaction of the Secretary.

37. Monumental masons and other tradesman shall before commencing work within the Cemeteries, deposit with the Secretary or the Trustees the sum of \$10.00 which shall be forfeited if the provisions of either of the two preceding by-laws be not complied with to the satisfaction of the Secretary.

38. All materials required in the erection and completion of any work shall, as far as possible, be prepared before being taken to the Cemeteries, and all materials required by tradesmen shall be admitted at the main entrance and no vehicle conveying any such materials with wheels less than four inches broad shall be permitted to enter the Cemeteries.

39. Monumental masons shall not be permitted to carry on work within the Cemeteries during other than the hours specified for the opening and closing of the gates on week days, Saturdays and Sunday excepted, when no work is to be done from noon on Saturday to the opening of the gates on the Monday morning, without the written consent of the Trustees.

40. No wooden fence, railing, cross or other wooden erection shall be allowed on or around any grave or vault.

41. No trees or shrubs shall be planted on any grave except such as shall be approved by the Secretary.

42. All workmen whether employed by the Trustees or by any other person shall at all times whilst within the boundaries of the Cemeteries be subject to the supervision of the Secretary and shall obey such directions as that Officer may find it necessary to give and any workman committing any breach of the regulations and by-laws, or refusing or neglecting to comply with any directions of the said Secretary shall be removed from the Cemeteries.

43. Any person taking part in dressing or attending to any grave shall comply with the following rules:—

- (a) No rubbish, soil, sand or other material removed in dressing a grave shall be placed on any other grave and if placed on any adjoining ground shall be removed immediately the work is completed.
- (b) No sand, soil or loam shall be taken from any portion of the Cemeteries for the purpose of dressing any grave except with the permission of the Secretary.
- (c) The dressing of all graves, and the wheeling and carting of any material shall be subject to the supervision of the Secretary.
- (d) Work in all cases to be carried on with due dispatch and only during regulation hours specified within by-law 13 hereof.

44. Prior to conducting any interment within the Cemeteries or making use of the Cemeteries for any purpose connected with interments every undertaker shall pay to the Trustees an annual fee as prescribed in Schedule "A" and shall at the time of making such payment give his assent in writing to such conditions as the Trustees may deem fit to impose. Upon such assent being given and payment of the fee made he shall receive a permit to hold good during good behaviour and until the first day of July next following and unless in the possession of such permit no undertaker shall be allowed to engage in or carry out any duty or work within the Cemeteries.

45. The Trustees may decorate graves from time to time, when desired by the grantees so to do. If the grantees do not desire the Trustees to carry out this work, the grantees may either do it themselves or employ any person licensed by the Trustees for that purpose.

46. No person except the relatives of the deceased, the Trustees or those licensed by the Trustees shall be permitted to decorate any grave.

47. If for the purpose of re-opening a grave the Trustees find it necessary to remove edging tiles, plants, grass, shrubs, etc. from the grave the person so ordering the re-opening shall pay to the Trustees the charges laid down in Schedule "A".

Notwithstanding this clause, the Trustees accept no liability for any damage to edging tiles, headstones, plants, etc. arising from the re-opening of any grave.

48. Notwithstanding anything contained in the by-laws to the contrary permission may be granted to the Defence Department of the Commonwealth to erect headstones on the graves of the deceased soldiers without payment of any fee.

49. Free ground may be granted if it is proved to the satisfaction of the Trustees—

- (a) that the deceased was a returned soldier; and that he died as the result of injuries received on active service; or
- (b) that the relatives of the deceased are in necessitous circumstances.

Provided that such grant shall be made subject to the condition that only the remains of the deceased person as approved by the Trustees shall be interred in the grave.

50. A person who commits a breach of any by-laws commits an offence and shall for every such offence be liable to a penalty not exceeding Ten Dollars and in any case of a continuing breach a further sum not exceeding Two Dollars for every day during which such breach occurs.

51. Any person committing a breach of any by-law shall, in addition to being liable to a penalty under any by-laws, be liable to be forthwith removed from the Cemeteries by the Trustees, or the Secretary, or other employees of the Trustees or by any police constable. If such person resists removal from the Cemeteries, or if and as often as such person so removed shall, unless with the consent of the Secretary again enter the Cemeteries within 24 hours of his removal therefrom, he shall be liable to a penalty not exceeding Ten Dollars.

Schedule "A".

Kojonup and Muradup Public Cemeteries.

SCALE OF FEES AND CHARGES PAYABLE TO THE TRUSTEES.

1. On application for a "Form of Grant of Right of Burial" for:—

	\$
(a) Land, 8 ft. x 4 ft., where directed by Trustees	8.00
(b) Sinking Fees—on application for a "Form of Order for Burial" for—	
Ordinary grave for an adult	40.00
Grave for any child under seven years of age	20.00
Grave for any stillborn child	15.00

2. If graves are required to be sunk deeper than six feet the following charges shall be payable:—

First additional foot	4.00
Second additional foot	8.00
Third additional foot	12.00
And so on in proportion for each additional foot.	

3. Re-opening fees: Re-opening an ordinary grave for each interment or exhumation:—

(a) Ordinary grave for an adult	20.00
Of a child under seven years of age	15.00
Of a stillborn child	10.00
Where removal of kerbing, tiles, grass etc. is necessary according to the time required, per man hour at	2.50
(b) Any brick grave	16.00
(c) Any vault, according to the work required, from	16.00

4. Extra charges for—

(a) Interment without due notice under by-law 6	16.00
(b) Interment not in usual hours as prescribed by by-law 13—	
Monday to Friday	2.50
Saturdays, Sundays, and Public holidays	9.00
(c) Late arrival at Cemeteries gates under By-law 14	2.00
(d) Exhumations	9.00

5. Miscellaneous Charges—

Permission to erect a headstone and/or kerbing	1.00
Permission to erect a monument	2.00
Permission to erect any nameplate	1.00
Registration of "Transfer of Form of Grant of Right of Burial"	.50
Copy of "Grant of Burial"	.50
Grave number plate	4.00
Undertaker's annual license fee	4.20
Undertaker's single license fee for one interment	2.00
Making a search in register	.50
Copy of By-laws	.50

Schedule "B".

Kojonup and Muradup Public Cemeteries.

FORM OF GRANT OF RIGHT OF BURIAL.

By virtue of the Cemeteries Act, 1897-1957, we the undersigned council for the Shire of Kojonup, being the Trustees of the Kojonup and Muradup Public Cemeteries, in consideration of dollars and cents paid to us by (1) of (2) do hereby grant to the said (1) the right of burying bodies in that piece of ground (description of ground so as to identify) and to hold the same to the said (1) for the term of 50 years from the date hereof for the purpose of burial only. This grant is issued subject to all by-laws and regulations now and hereafter in force, made or to be made under the above Act or any future Act or Acts.

Given under our hands and Common Seal this day of Entered

(1) Name in full. (2) Address and description in full.
 This grant must be produced before the grave can be re-opened.

Schedule "C".

Kojonup and Muradup Public Cemeteries.

FORM OF ASSIGNMENT OF RIGHT OF BURIAL.

I of in consideration of dollars and cents paid to me by (1) of (2) do hereby assign unto the said (1) the right of burial in that piece of ground (description of ground so as to identify) which was granted to me (or to of deceased, of whose will I am the Executor, as the case may be) for the term of 50 years by a deed of grant bearing date the day of and all my estate and interest therein, to hold the same unto the said (1) for the remainder of the period for which the same was granted, subject to the conditions on which I hold same.

Given under my hand and seal this day of Entered

(1) Name in Full. (2) Address and description in full.

Schedule "D".

Kojonup and Muradup Public Cemeteries.

FORM OF ORDER OF BURIAL.

Date of Application
 No. of Application
 THE remains of late of deceased, may be interred in Grave No. compartment section of the land appropriated to the denomination. The time fixed for burial is o'clock in the noon on the day of 19.....
 Secretary.
 I, the undersigned certify that a coffin purporting to contain the above remains was interred in the above ground on the day of 19.....

Schedule "E".

Kojonup and Muradup Public Cemeteries.

FORM OF INSTRUCTION FOR GRAVES AND APPLICATION FOR
ORDER OF BURIAL.

Answers to the following questions to be supplied at the time of making application:—

Date

1. Name of deceased
 2. Age of deceased
 3. Date of death
 4. Last residence of deceased
 5. Place where death occurred
 6. Date and hour of burial
 7. Birthplace of deceased
 8. Supposed cause of death
 9. What denomination
 10. Number of grave
 11. Name of Minister
 12. Size of grave
 13. Name of Undertaker
 14. Depth of grave
- Signature of person making application
- Application received this day of
- at o'clock/.....

.....
Secretary.

No. of Order

No. of Grant

No. of Receipt

Note: If a free interment is required, specify name of magistrate signing order and date thereof.

.....
Dated this 2nd day of February, 1972.
The Common Seal of the Shire of Kojonup
was affixed hereto in the presence of—
[L.S.]

.....
L. N. COLLINS,
President.
J. W. G. TUNSTILL,
Shire Clerk.

Recommended—

.....
C. STUBBS,
Minister for Local Government.

.....
Approved by His Excellency the Governor in Executive Council this 23rd day
of February, 1972.

.....
W. S. LONNIE,
Clerk of the Council.

MOTOR VEHICLE (THIRD PARTY INSURANCE) ACT, 1943-1970.

Local Government Department,
Perth, 25th February, 1972.

L.G. 35/72.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Motor Vehicle (Third Party Insurance) Act, 1943-1970, has been pleased to make the regulations set forth in the schedule hereunder.

.....
R. C. PAUST,
Secretary for Local Government.

Schedule.

Regulations.

- Principal regulations. 1. In these regulations the Motor Vehicle (Third Party Insurance) Act Regulations, 1962, published in the *Government Gazette* on the 1st May, 1962, reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 15th February, 1965, and amended from time to time by notices so published are referred to as the principal regulations.
- Reg. 27 amended. 2. The principal regulations are amended by substituting for regulation 27 the following regulation:—
27. The members of the Trust shall be entitled to receive remuneration for their services as follows:—
- (a) Chairman—\$35 per meeting; and
- (b) Members—\$28 per meeting,
- but the maximum sum to which the Chairman is entitled shall be \$1,750 and the maximum sum to which each other member is entitled shall be \$1,400, during any year ending on the 30th day of June.

LOCAL GOVERNMENT ACT, 1960-1971.

The Municipality of the City of Nedlands.

By-law Relating to the Removal of Refuse No. 15.

L.G. 365/60.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the seventh day of October, 1971, to make and submit for confirmation by the Governor the following by-law:—

1. In this by-law—

“Council” means the Council of the City of Nedlands.

“Town Clerk” means the Town Clerk or the Acting Town Clerk of the City of Nedlands.

2. If there is on any land within the City of Nedlands any refuse, rubbish or disused material of any kind whatsoever which, in the opinion of the Council, is likely to affect adversely the value of adjoining property or the health, comfort or convenience of the inhabitants thereof, the Council may cause a notice under the hand of the Town Clerk to be served on the owner or occupier of such land requiring such owner or occupier within the time specified in such notice to remove such refuse, rubbish or disused material from such land.

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

4. Where the owner or occupier does not remove the refuse, rubbish 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 committing an offence against this by-law shall on conviction be liable to a penalty not exceeding fifty dollars.

6. By-law No. 15 (*Government Gazette* No. 70 of 17 August, 1960) is hereby repealed.

Dated this 1st day of February, 1972.

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

[L.S.]

J. CHAS. SMITH,
Mayor.
T. C. BROWN,
Town Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 23rd day of February, 1972.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1971.

Form of Recording Resolution to Make and Submit By-laws for Confirmation by the Governor.

The Municipality of the City of Stirling.

By-laws Relating to New Street Alignments.

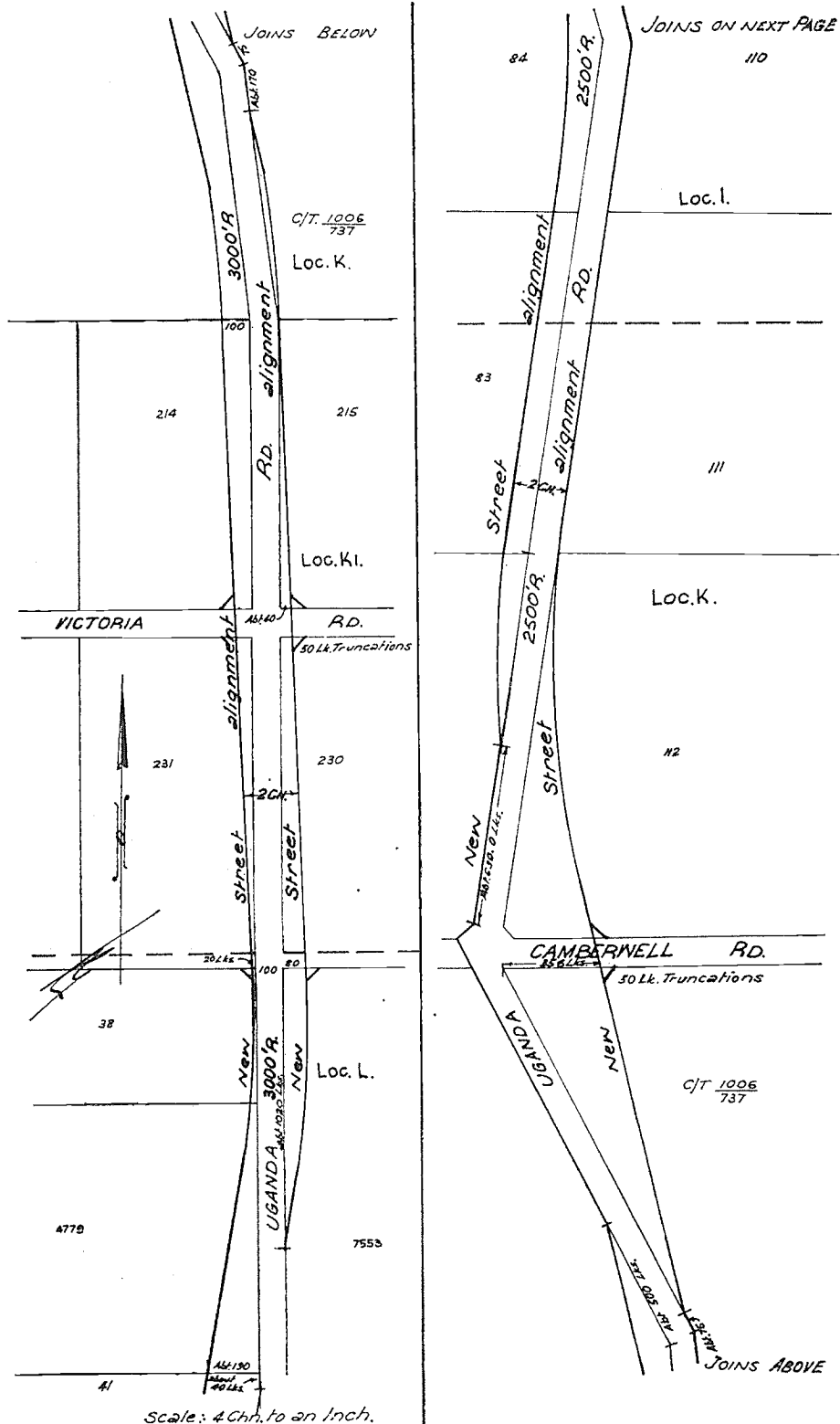
L.G. 357/66E.

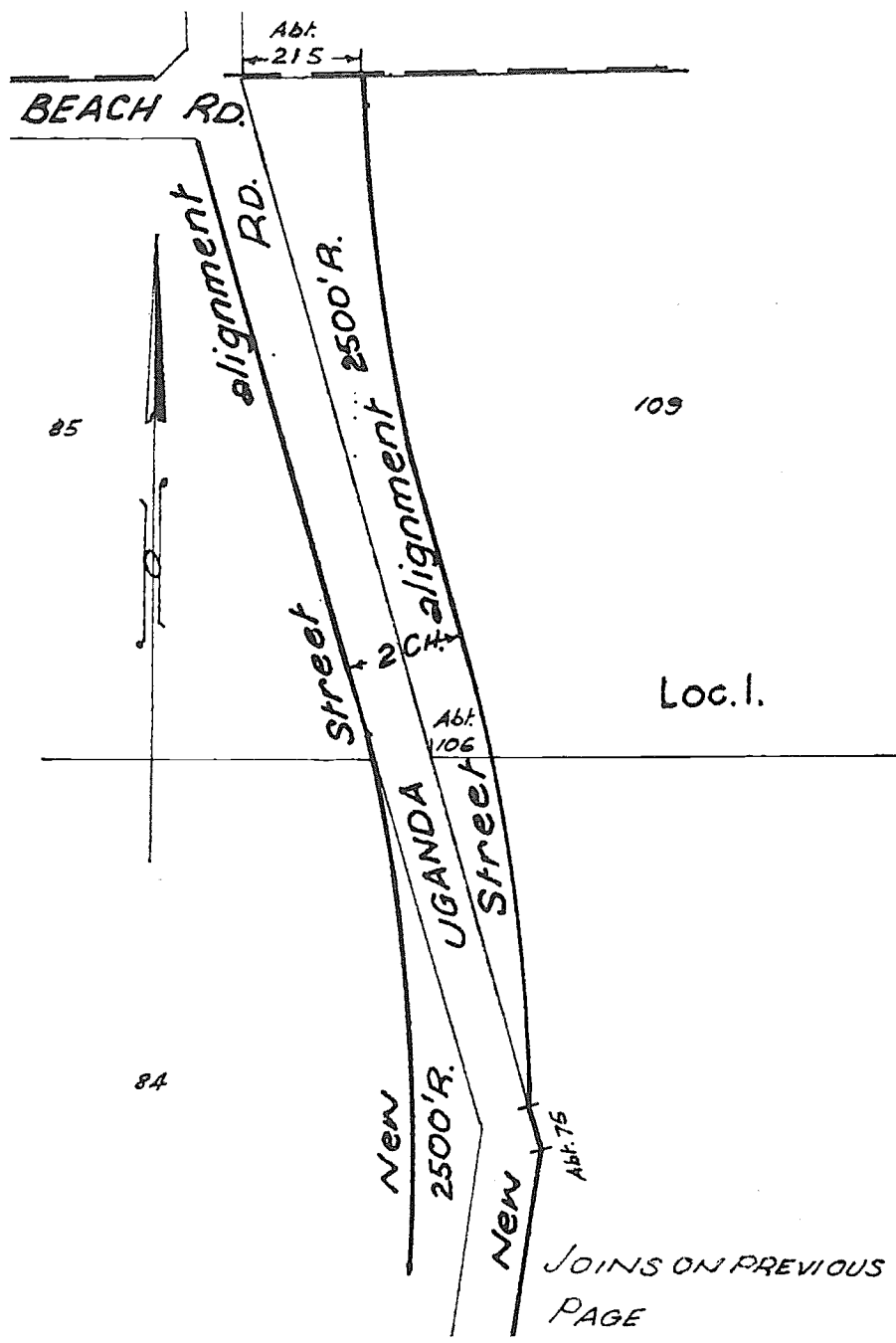
IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 5th day of October, 1971, to make and submit for confirmation by the Governor the following by-laws:—

The By-laws of the City of Stirling Published in the *Government Gazette* of the 12th May, 1971, are hereby amended in the following manner:—

The First Schedule is altered by the addition at the end thereof of the map hereunder:—

(Here appears map—Uganda Road, north from Widgee Road.)





Dated the 5th day of October, 1971.

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

[L.S.]

N. C. HAWKINS,
Mayor.
L. KNUCKEY,
Town Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 23rd day of February, 1972.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1971.
The Municipality of the City of Stirling.
By-laws relating to New Street Alignments.

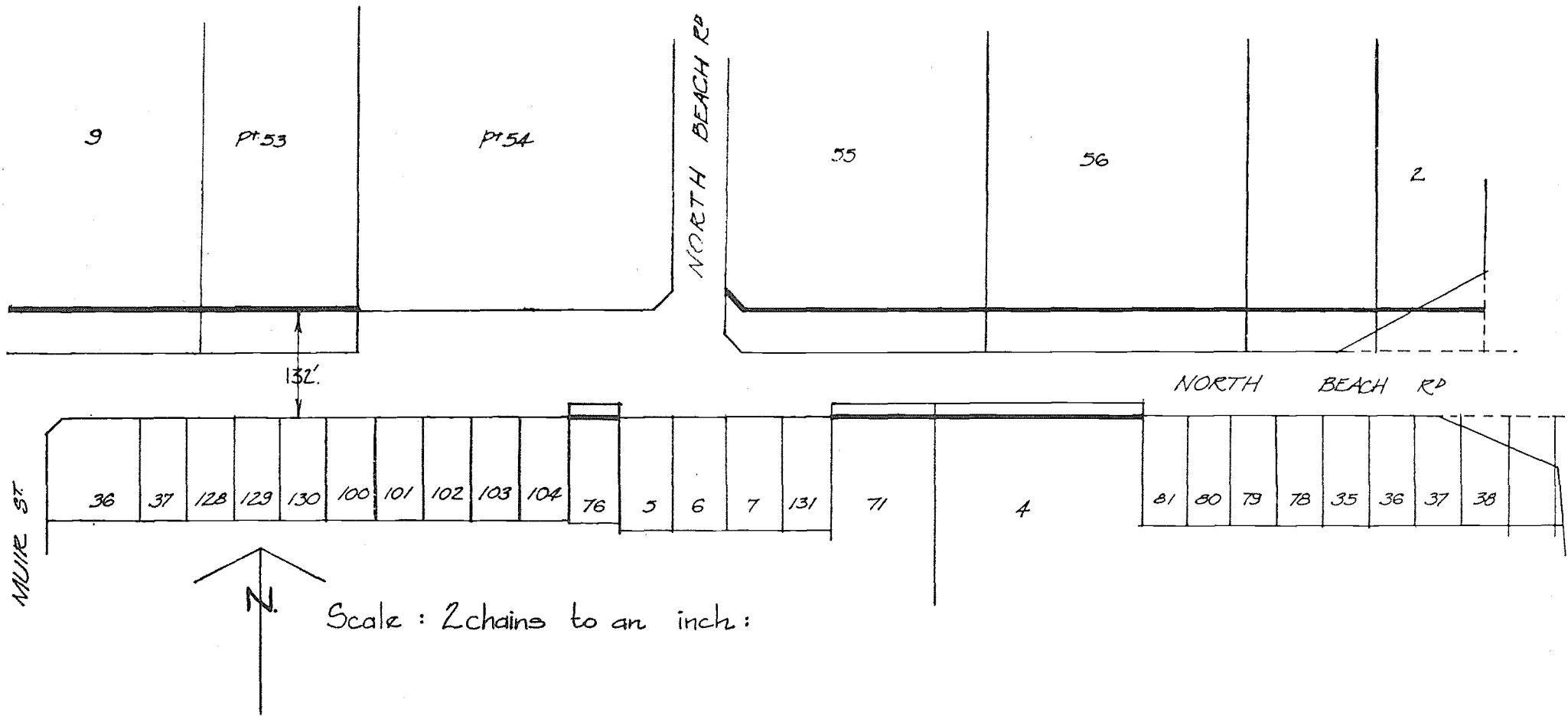
L.C. 357/66G.

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 5th day of October, 1971, to make and submit for confirmation by the Governor the following By-laws:—

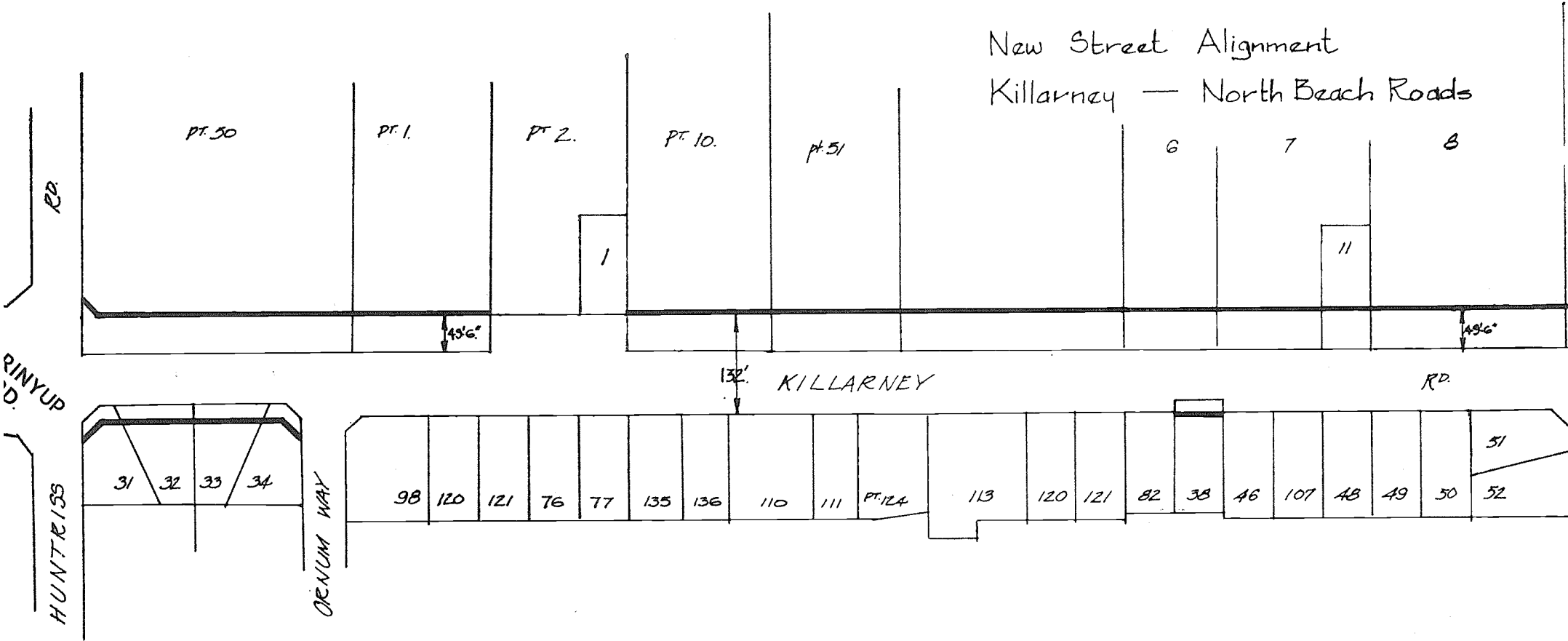
The By-laws of the City of Stirling published in the *Government Gazette* of the 12th May, 1971, are hereby amended in the following manner:—

The First Schedule is altered by the addition at the end thereof of the map hereunder:—

(Here appears map—Killarney Road and North Beach Road—Huntriss Road east to western boundary of Stephenson Freeway.)



New Street Alignment Killarney — North Beach Roads



Dated the 5th day of October, 1971.

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

[L.S.]

N. C. HAWKINS,
Mayor.

L. KNUCKEY,
Town Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 23rd day of February, 1972.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1971.

City of Subiaco.

Amendments to By-law No. 6 Relating to Zoning made under the provisions of the Second Schedule of the Town Planning Act, 1928.

L.G. 84/64A.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the City of Subiaco hereby records having resolved on the 30th day of November, 1971 to amend and submit for confirmation by the Governor the following:—

That Zoning By-law No. 6 as published in the *Government Gazette* of the 30th September, 1958, and as amended from time to time be further amended as set out hereunder:—

1. By adding to Schedule 3A.—Service Station Zone, the eastern section of allotment 141 (approximately $\frac{1}{2}$ acre) being portion of Swan Location 2103 on plan 7468 situated at the intersection of Roberta Street and Woolnough Street.

2. By adding to Schedule 8B.—Shops and Office Zone, the western portion of allotment 141 being portion of Swan Location 2103 on plan 7468 situated at the intersection of Roberta Street and Woolnough Street.

Dated this 29th day of December, 1971.

The common Seal of the Council of the City of Subiaco was hereunto affixed in the presence of—

J. H. ABRAHAMS,
Mayor.

A. L. SCOTT,
Town Clerk.

[L.S.]

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 23rd day of February, 1972.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1971.

The Municipality of the Town of Canning.

By-laws Amending By-laws Classifying South, Central, North, West, East and River Wards.

L.G. 294/70G.

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 8th day of November, 1971, to make and submit for confirmation by the Governor the following by-laws:—

The by-laws of the Town of Canning published in the *Government Gazette* on the 13th February, 1957, as amended from time to time thereafter be amended as follows:—

The Fourth Schedule (Industrial) is amended by the insertion of the words "with the exception of that part of Lot 1 on Diagram 36946 as lies east of a line drawn parallel to the common boundary of the said Lot 1 and Part Lot 116 on Plan 2731 at a distance of 310.3 links east of the said common boundary" before the words "All that land situated within Canning Location 2".

The Sixth Schedule (Special Business Zones "A"—Service Stations) is amended by the addition thereto of the following—

Welshpool Road—John Street. Portion of Canning Location 2 being that part of Lot 1 on Diagram 36946 as lies east of a line drawn parallel to the common boundary of the said Lot 1 and Part Lot 116 on Plan 2731 at a distance of 310.3 links east of the said common boundary.

Dated the 8th day of November, 1971.

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

E. CLARK,
Mayor.

N. DAWKINS,
Town Clerk.

[L.S.]

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 23rd day of February, 1972.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1971.

The Municipality of the Shire of Bridgetown-Greenbushes.

By-laws for the Management and Use of the Greenbushes Hall.

L.G. 131/72.

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 17th day of September, 1971, to make and submit for confirmation by the Governor the following by-laws:—

1. In these by-laws—

"Council" means the Bridgetown-Greenbushes Shire Council;

"building" means and includes any hall, room, or corridor, or stairway, or annexe of any such hall or room under the control of the Council;

"Clerk" means Shire Clerk, acting Shire Clerk or other authorised officer of the Council.

2. Applications for the hire of any building and furniture shall be made to the Clerk not less than 24 hours before the time that such building and furniture are required and shall state the purpose for which the building and furniture is required.

3. The name and place of abode of the actual and responsible person or persons hiring any building and furniture shall be given in the application for the use of the building and furniture.

4. The rent of the Hall and furniture (inclusive of the use of the crockery-ware) shall be as set out in the schedule below:—

	Hall \$
Travelling companies—up to 12 midnight	12
Entertainments (local)—up to 12 midnight	10
Dances—up to 12 midnight	10
Bazaars, fetes, afternoon teas—day	4
Bazaars, fetes—night	6
Political meetings	6
Meetings or lectures without charge	4
Meetings or lectures with charge	6
Religious services—day	2
Religious services—night	3
Rehearsals—day, decorating	2
Rehearsals—night, decorating	3
Badminton	4
Private entertainments, weddings	10
After midnight, \$1 per hour or part thereof.	

Any hiring for a purpose not specifically stated above shall be calculated on the basis of the purpose above which most closely resembles that for which required.

Deposits: Deposits of 50% of the relevant hire charge shall be paid at the time of booking, with a cleaning deposit of \$5 except in the case of a function where food and drink are to be served when the cleaning deposit shall be \$20, such cleaning deposit to be refundable after the date of hire, provided that such halls and/or rooms used are left in a clean and tidy condition.

Full hire to be paid at time of booking for travelling companies, meetings and lectures, rehearsals and religious services.

5. The hours for which any building and furniture may be hired shall be: Day, 9 o'clock a.m. to 7 o'clock p.m.; Night, 7 o'clock p.m. to 12 midnight.

6. The Council may at any time demand that the hirer shall, prior to the term of engagement, deposit an amount estimated to cover any damage that might occur during the term of engagement.

7. The Council reserves the right by an absolute majority to refuse to let any building and furniture to any applicant for the hiring of the same without assigning any reason for such refusal.

8. The Council by an absolute majority may at any time cancel any agreement made for the hiring of any building and furniture.

9. In the event of the hiring being cancelled the hiring fee or deposit (with the exception of the cleaning deposit) may be forfeited at the discretion of the Council; any deposit or such portion of any deposit as is not forfeited under this by-law shall be repaid by the Council to the hirer.

10. In the event of two or more applications being made for the hire of any building and furniture for the same date and hour the Council may, without considering priority of application, determine to which applicant the hire of such building and furniture shall be granted.

11. Nothing in these by-laws shall be construed to prevent the long term leasing of the hall if the Council so deems expedient on whatever terms the Council decides.

12. The hire of any building shall comply with the provisions of the Health Act, and any other Act in force for the time being applicable to such hirings and use of the building. If, in the opinion of the Council, all the necessary actions have not been taken to comply with the provisions of the Acts above-mentioned or any other Acts in force, the Council may at any time prior to or during the term of engagement forbid and prevent the use of such building. The hirer must accept full responsibility in the event of any dispute arising in connection with the compliance of the provisions necessary under this by-law.

13. In the event of the use of any building being forbidden or prevented under the last preceding by-law, the hirer shall forfeit the full amount payable for the hire of such building as if the hire had been duly fulfilled and the Council shall not be responsible to the hirer for any loss or damage incurred by the hirer.

14. No spirituous liquors, wine, ale, beer, porter, cider or perry shall be brought into or consumed in any building except when permitted by the Council in writing, and then only in the terms of the permit.

15. No person shall smoke any tobacco, cigar, cigarette, or objectionable substance, nor strike or otherwise ignite any light in any hall during any ball or public entertainment, or at any gathering of persons in the said building, whether such persons have been admitted by the payment of money or otherwise, except at a banquet, smoke social, or private entertainments.

16. No furniture shall be removed, except with the permission of the Clerk and under the supervision of the caretaker or other person appointed by the Council.

17. The hirer of tables and trestles shall pay to the Council \$1 per night for the hire of three trestles and one table and at the time of hiring shall pay a deposit of \$2, such deposit to be forfeited if such tables and trestles are damaged during the term of such hiring.

18. No person shall, in any part of any building—

(a) enter or be allowed to enter whilst intoxicated;

(b) use profane or improper language;

(c) be guilty of any misbehaviour whatsoever;

(d) damage, mark, or deface any wall or other part of the building:

(Any person who does, permits, or suffers any such damage shall be liable to pay the cost of all such damages in addition to any penalty imposed by these by-laws.)

(e) stand, loiter, or cause any obstruction whatsoever in the entrance halls, exits, or passageways of any buildings:

(Any person doing so shall immediately desist, on being requested to do so by the Clerk or police constable, whether in uniform or otherwise.)

19. No person shall remove the piano from the floor of the Hall to the stage, or vice versa, without the permission of the Council.

20. No offensive impersonations or representations of living persons, or anything calculated to produce a disturbance, riot or breach of peace, shall be permitted in any building.

21. The hirer of any hall or room shall maintain and keep good order and decent behaviour in such hall or room and shall be solely and entirely responsible for the carrying out of these by-laws, and for any damage done to the buildings, fixtures, fittings, furniture or crockeryware and shall pay such damages as shall be assessed by the Council. Any article of crockeryware not accounted for or in broken or cracked condition shall be paid for at current rates or prices.

22. The Clerk or police constable shall be permitted free ingress to the building or any part thereof, and every facility shall be given them for enforcing these by-laws.

23. Every person who does, permits, or suffers any act, matter, or thing contrary to any of these by-laws, or commits or permits any breach or neglect thereof, shall be liable to a penalty not exceeding \$100 for every such offence.

[L.S.]

GUY S. ABBOTTS,
President.

DESMOND G. FERRIS,
Shire Clerk.

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 23rd day of February, 1972.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1971.

The Municipality of the Shire of Murray.

By-laws—Fencing.

L.G. 802/60.

IN pursuance of the powers conferred upon it by the abovementioned Act, and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 16th day of December, 1971, to make and submit for confirmation by the Governor the following By-laws:—

1. In these By-laws—

“Business Zone” means any area zoned as such under the provisions of a Zoning By-law or Town Planning Scheme of the Shire of Murray and used for the purposes of a business or trade;

“Council” means the council of the municipality of the Shire of Murray;

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

“District” means the municipal district of the Shire of Murray;

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

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

“Height” in relation to a fence means the distance between the top of a fence at any point and the ground immediately below that point;

“Industrial Zone” means any part of the district, classified as an Industrial Zone under the provisions of a Town Planning Scheme of the Shire of Murray;

“Residential Area” means any area which is set apart in a Town Planning Scheme or in Zoning By-laws as a residential site or in the absence of any Town Planning Scheme or Zoning By-laws means land in a street of which the majority of lots are occupied by houses;

“Rural Zone” means any part of the district, classified as a Rural Zone under the provisions of a Town Planning Scheme of the Shire of Murray, and includes any land within the Shire used for rural purposes.

“Surveyor” means the Building Surveyor of the Municipality.

2. (i) Subject to by-laws 3, 8 and 9 of these By-laws a fence which abuts on a street and any part of a fence which is within 25 feet of a street shall not exceed 3 feet in height.

Provided that a fence erected on a boundary between a lot located at the corner of two streets and an adjacent lot may be of a height not exceeding 6 feet throughout its length if a fence of such corner lot abuts on one of those streets, meets that boundary and exceeds 3 feet in height.

(ii) Any other fence shall not exceed 6 feet in height.

3. Where a lot of land is located at the corner of two streets a fence abutting on either of those streets shall not exceed 3 feet in height for the first 25 feet of its length from such corner.

Provided that where there is a building on such lot—

(a) facing one of those streets a fence between the front of that building and that street shall not exceed 3 feet in height;

(b) which building faces those streets at an angle to the corner, any fence abutting thereon shall not exceed 3 feet in height for the first 25 feet of its length from such corner.

4. Corrugated galvanised iron and flat iron shall not be used in the construction of any fence.

5. Secondhand materials shall not be used in the construction of any fence unless the same are of good quality and in sound condition. (Refer to By-law 17).

6. The owner of land on which a fence is erected within 25 feet of a street shall maintain such fence in good and substantial repair, order and condition and where any fence is not so maintained the Council may maintain it at the expense of the owner and may recover the amount of such expenses from the owner in a Court of competent jurisdiction.

7. Subject to by-law 8 of these By-laws, no person shall place or permit to remain on any fence on land owned or occupied by him broken glass, barbed or other wire with spiked or jagged projections provided that the owner or occupier of a fence on land within an Industrial Zone may place or fix barbed wire thereon if such wire is not less than 6 feet 6 inches above ground level throughout the length of the fence.

8. (1) The owner or occupier of a fence on land within a Rural Zone may place or fix barbed wire thereon provided that where a fence to which such wire is fixed is adjacent to a road or other place open to the public such wire shall be fixed to the side of the fence posts furthest from such road or other place.

(2) Within a Rural Zone a fence which is parallel to and within 25 feet of a street may be constructed to a height of not more than five feet.

9. A wire mesh fence of not more than six feet in height may be erected on land within a Business Zone.

10. A fence constructed in accordance with specifications set out in Schedules One and Two of these By-laws shall be a sufficient fence for the purposes of the Dividing Fences Act, 1961.

11. (i) Any person who—

(a) constructs a fence; or

(b) permits a fence to be constructed

otherwise than in accordance with the provisions of these By-laws shall be guilty of an offence liable on conviction to a penalty of \$100.

(ii) If the owner or occupier of any land permits a fence constructed otherwise than in accordance with the provisions of these By-laws to remain thereon he shall be guilty of an offence and liable on conviction to a penalty of \$100 and a daily penalty of \$10 during the continuance of the offence.

(iii) Any person who fails to comply with these By-laws shall be guilty of an offence and liable on conviction to a penalty of \$100 and a daily penalty of \$10 during the continuance of such offence.

12. Corner Fences: Where an allotment is bounded in part by a section of a street that is at or nearby the intersection of that street with another street no person shall erect nor shall the owner or occupier allow to remain thereon any fence in excess of 3 feet in height within a distance of twenty feet from the intersection and the owner or occupier of the allotment shall not permit any hedge to grow to a height in excess of three feet within a distance of twenty feet from the intersection.

13. Hoods etc.: No person shall commence to erect or proceed with the erection or with any amendment, alteration, extension or enlargement of any hood, pergola, or ornamental head to a gateway if it is or will be situated within ten feet of a street alignment unless and until he has lodged with the Council two copies of a plan and specification of the proposed hood, pergola or ornamental head and the Council has approved a copy of the plan and specification provided that in no case may any part of such hood, pergola or ornamental head project more than twelve inches beyond the allotment on which it is situated nor may any part of any such projection be less than nine feet vertically above ground level.

14. Except with the prior written consent of the Council no person shall affix to or allow to remain upon any fence, any iron spike, broken glass, barbed wire or other wire with spiked or jagged projections, and in the event of the Council granting its consent no person shall permit such iron spike, broken glass or barbed wire to be less than six feet vertically above the level of any street, road, way or public place or to project thereover.

15. Types of fences approved: No person shall construct a fence of any material other than timber, concrete, masonry, wrought iron, steel, link mesh, corrugated asbestos or such other material as the Council may approve.

16. Second hand materials: Except with the prior written consent of the Council no person shall use second hand materials in the construction of any fence, and in the event of such consent being given the person to whom that consent shall have been given shall paint or treat the second hand material as directed by the surveyor.

17. Dangerous Fences: The owner or occupier of land on which a dangerous fence is erected within ten feet of any street, road way or public place shall at his own expense when required by Council so to do by written notice served on him take down repair or rebuild such fence within such period of time from the date of service of the notice being not less than fourteen days as the notice shall specify.

18. Dilapidated Fences: The owner or occupier of land on which a fence is erected within ten feet of any street, road way or public place shall keep such fence in good repair and where in the opinion of the surveyor any portion of such fence within ten feet of a street road way or public place is in need of repair or of painting shall at his own expense, when required by the Surveyor so to do by written notice served on him, repair or paint or repair and paint such fence within such period of time from the date of service of the notice being not less than fourteen days as the notice shall specify.

19. Council may repair: Where the owner of land served with a notice pursuant to the last preceding by-law shall neglect to comply therewith the Council may without further notice carry out such repair or painting as shall be specified in the notice and recover the costs thereof from the owner or occupier of the land in a court of competent jurisdiction. The Council may endorse the order to repair or paint under the provisions of section 407 to 411 both inclusive of the Local Government Act, 1960.

20. Any person who does anything in contravention of any of the provisions of these by-laws or who fails to carry out any duty or requirement imposed upon him by these by-laws commits an offence and shall be liable on conviction to a maximum penalty of \$100 and in addition to a maximum daily penalty of \$10 for each day during which the offence continues.

First Schedule.

FENCES IN RESIDENTIAL ZONES.

Corner posts shall be 5 in. x 5 in. x 7 ft. and intermediate posts shall be 5 in. x 3 in. x 7 ft. spaced at not more than nine foot centres. All posts shall have tops with not less than one and one-half in. ($1\frac{1}{2}$ in.) weather and shall be sunk at least two feet into the ground. Corner posts shall be strutted two ways with 4 in. x 2 in. soles and 3 in. x 2 in. struts.

Rails shall not be less than 3 in. x 2 in. each rail spanning two bays of fencing with joints staggered.

(i) The fence shall be either covered with 3 in. x $\frac{3}{4}$ in. x 5 ft. or 6 ft. sawn pickets, or pickets spaced 3 ins. apart, double nailed to each rail.

(ii) Corrugated or contoured asbestos cement sheets; or

(iii) Corral Type—posts to be 5 in. x 5 in. x 7 ft. spaced nine foot centres with 6 in. x 1 in. horizontal boards, spaced five inches apart.

Free Standing: Super six corrugated asbestos sheet free standing fences shall be erected as follows:—

(i) Sheets of less than six feet in height to be trenched 18 inches in soil.

(ii) Sheets of between six feet and eight feet in height to be trenched 24 inches in soil.

Sheets to be lapped and fixed with three galvanised $\frac{1}{4}$ in. gutter bolts, nuts and washer.

Sheets to be capped with asbestos moulded cap.

Dividing fence along side boundary: For a distance of 25 feet from the street alignment the fence shall comprise either:—

(i) A brick or concrete wall of a height of not more than 3 feet; or

(ii) Cyclone mesh extending to a height of not more than 3 feet above the ground; or

(iii) Asbestos sheeting extending to a height of not more than 3 feet above ground level; or

(iv) Corral type to a height of not more than 3 feet above the ground.

Land with frontage to rivers, for a distance of 25 feet from the riverside lot boundary, fences shall comply with these requirements but may be varied with Council approval. Thereafter the fence shall be as follows:—

If other than a free standing fence it shall comply with the following requirements:

Front corner posts shall be 5 in. x 5 in. x 6 ft. and rear corner posts shall be 5 in. x 5 in. x 7 ft. and intermediate posts shall be 5 in. x 3 in. x 7 ft. all spaced at not more than 9 foot centres.

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

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

Intermediate posts shall be double yankee strutted with 6 in. x 1 in. x 10 in. struts.

Posts shall be checked for two rows of rails.

Rails shall be not less than 3 in. x 2 in. each rail spanning two bays of fencing with joints staggered.

Fence other than brick or concrete shall for the first 25 feet be covered with cyclone mesh or other approved materials or 3 in. x $\frac{3}{4}$ in. sawn pickets or pickets spaced 3 inches apart, and for the next bay by 3 in. x $\frac{3}{4}$ in. sawn pickets or pickets spaced 3 inches apart, of graduated lengths rising from 3 feet to 5 feet or 6 feet, or other approved materials.

Thereafter fence shall be either covered with 3 in. x $\frac{3}{4}$ in. x 5 feet or 6 feet sawn pickets or pickets spaced 3 in. apart, or other approved materials.

Dividing fence along rear boundary:

Corner posts shall be 5 in. x 5 in. x 7 ft. and intermediate posts shall be 5 in. x 3 in. x 7 ft. spaced at not more than 9 foot centres.

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

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

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

Posts shall be checked for two rows of rails.

Rails shall be not less than 3 in. x 2 in. each rail spanning two bays of fencing with joints staggered.

Fence shall be either covered with 3 in. x $\frac{3}{4}$ in. x 5 ft. or 6 ft. sawn pickets or pickets spaced 3 inches apart, double nailed to each rail or other approved materials.

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

Second Schedule.

RURAL ZONES.

The fence shall be erected from—

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

The following materials shall be used:—

- (a) Wire—Shall be high tensile wire and not less than 12½ gauge.
 (b) Posts—If of paperbark, jam, white gum, jarrah or other timber be cut not less than six feet long by four inches diameter at small end if round or 5 in. x 2½ in. if split or sawn.
 (c) Strainer Posts—Not less than seven feet six inches long and six inches diameter at small end shall be cut from indigenous timbers.
 (d) Barbed Wire—A barbed wire may be affixed along the top of the fence or on the inside of such fence. One or more barbed wires may be substituted for plain wire, to be affixed along the top of the fence or on the inside of such fence.

OR

- (ii) Concrete posts to Australian Standard N36-1964, with not less than six suitably spaced high tensile wires of not less than 12½ gauge. A barbed wire may be affixed along the top of the fence or on the inside of such fence.

OR

- (iii) Steel Posts and wire to such specifications as may be from time to time approved by the Council, provided that such specifications shall provide for a standard of fencing generally compatible with alternatives (i) and (ii).

A fence may be erected with a combination wooden, concrete or steel posts provided that the general standards are adhered to and that the specifications of such fence are approved in writing by the Council.

Wire netting or 'ring lock' type fencing may be used in place of or in conjunction with plain wires provided specifications are approved in writing by the Council.

TYPE OF FENCING FOR INDUSTRIAL AND LIGHT INDUSTRIAL ZONES.

Fences abutting a roadway or within ten feet of any public place—

- (1) All such fences shall be constructed in accordance with the following specifications, and shall be not less than seven feet high with galvanised link mesh not less than six feet high surmounted by three rows of plain or barbed wire. All posts shall have either a straight extension or a cranked top at an angle of 45 degrees for the wire.
 (2) Struts shall be constructed of galvanised iron piping having an internal diameter of not less than one and one-quarter inches set into concrete bases.
 (3) Corner posts shall have not less than two struts at right-angles to each other, and gate posts not less than one strut.
 (4) Intermediate posts shall be constructed of galvanised iron piping having an internal diameter of not less than one and a half inches and shall have caps to tops and set into concrete blocks having a depth of not less than 18 inches and sides of a width not less than nine inches spaced at not more than 12 foot centres.
 (5) Cables shall be affixed to the top centre and bottom of all posts and shall consist of two or more No. 10 gauge wires twisted together.
 (6) Galvanised link mesh wire shall be not less than six feet high and constructed of two inch mesh No. 12 gauge galvanised iron wire and shall be strained neatly secured and laced to the posts and affixed to the cables.
 (7) Gates shall provide an opening of not less than 12 feet and shall be constructed of one inch tubular framework with one horizontal and one vertical stay constructed of three-quarter inch piping, and shall be covered with two inch mesh No. 12 gauge galvanised link mesh strained and laced to framework. Gates shall be fitted with a drop bolt and locking attachment.

Dividing fences along side or rear boundaries—

- (8) Corner and gate posts shall be constructed of galvanised iron piping having an internal diameter of not less than two inches and shall have caps to tops and set into concrete blocks having a depth of not less than 24 inches and sides of a width of not less than nine inches.

Dated this 21st day of December, 1971.

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

H. W. NANCARROW,
President.
J. W. SIBBALD,
Shire Clerk.

[L.S.]

Recommended—

C. STUBBS,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 23rd day of February, 1972.

W. S. LONNIE,
Clerk of the Council.

WHEAT PRODUCTS (PRICES FIXATION) ACT, 1938-1964.

Department of Labour,
Perth, 28th February, 1972.

HIS Excellency the Governor in Executive Council acting in pursuance of the provisions of the Wheat Products (Prices Fixation) Act, 1938-1964, has been pleased—

- (a) to revoke the regulations made under that Act and published in the *Government Gazette* on the 30th December, 1938, as amended by notice so published on the 29th September, 1939; and
- (b) to make the regulations set forth in the Schedule hereunder, so that the revocation and the regulations made and set forth in the Schedule hereunder take effect at the same time.

H. A. JONES,
Secretary for Labour.

Schedule.

WHEAT PRODUCTS (PRICES FIXATION) REGULATIONS, 1972

- Citation. 1. These regulations may be cited as the Wheat Products (Prices Fixation) Regulations, 1972.
- Interpretation. 2. In these regulations unless the contrary intention appears—
“chairman” means chairman of the committee;
“committee” means the Wheat Products Prices Committee constituted pursuant to the Act;
“government officer” means person employed in any capacity by the Crown in right of the State;
“member” means member, other than chairman, of the committee; and
“the Act” means the Wheat Products (Prices Fixation) Act, 1938 as amended from time to time.
- Fees for members. 3. (1) Subject to subregulations (2) and (3) of this regulation, the chairman and other members shall, for services rendered as such, by attendance at meetings or otherwise, be paid respectively as follows:—

	Half-day or part thereof.	Exceeding half-day but not exceeding full-day.
Chairman	\$25	\$35
Other Members	\$18	\$28

(2) Where a government officer whose duties in that capacity are directly related to the functions of the committee is the chairman or another member no fee is payable to him for services rendered as such.

(3) Where a government officer whose duties in that capacity are not directly related to the functions of the committee is the chairman or another member, he shall, for services rendered as such, by attendance at meetings or otherwise, be paid 50% of the fee prescribed in subregulation (1) of this regulation for the chairman or other members, as the case may be.

- Allowances and expenses for members. 4. The chairman and other members shall be paid for travelling allowances and car mileage in accordance with the State Public Service conditions relating thereto.

TRAFFIC ACT, 1919-1971.

Police Department,
Perth, 23rd February, 1972.

File T.O. 71/706.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Traffic Act, 1919-1971, has been pleased to make the regulations set out in the schedule hereto.

A. L. M. WEDD,
Commissioner of Police.

Schedule.

Regulations.

1. In these regulations the Vehicle Standards Regulations, 1965, published in the *Government Gazette* on the 30th December, 1965, and amended from time to time thereafter by notices so published, are referred to as the principal regulations. Principal regulations.
2. The principal regulations are amended by substituting for regulation 804 the following regulation:— Reg. 804 substituted.
 804. Where a vehicle of which the aggregate weight exceeds 40 cwt. is fitted with a group of two or more consecutive axles, the method of suspension shall be such that the centres of the axles are included between parallel, transverse, vertical planes, spaced not less than 40 inches nor more than 96 inches apart, extending the full width of the vehicle, which axles shall be individually attached to and articulated from a common attachment to the vehicle including a connecting mechanism to equalize the load. Proper suspension for distribution of weight of vehicle.

EDUCATION ACT, 1928-1970.

Education Department,
Perth, 3rd March, 1972.

THE Minister for Education, acting pursuant to the provisions of the Education Act, 1928-1970, has been pleased to make the regulations set out in the schedule hereto.

H. W. DETTMAN,
Director-General of Education.

Schedule.

Regulations.

1. In these regulations the Education Act Regulations, 1960 as reprinted pursuant to the Reprinting of Regulations Act, 1954, and published in the *Government Gazette* on the 18th March, 1971, and thereafter amended from time to time by notices so published are referred to as the principal regulations. Principal regulations.
2. Regulation 4 of the principal regulations is amended by adding after the definition, "the Act", the following definition:— Reg 4. amended.

"Union" means the State School Teachers' Union of W.A. (Incorporated).
3. Regulation 14 of the principal regulations is amended by substituting for subregulation (3a) a new subregulation as follows:— Reg. 14. amended.
 - (3a) For the purposes of subregulation (3) of this regulation—
 - (a) Zone B comprises that part of the State bounded by the South West Land Division as described in section 28 of the Land Act, 1933 (as amended) from its north western starting point until the junction with the 30th Parallel of south latitude, thence east along that parallel to the junction of the 124th meridian of east longitude, thence south along that meridian to the coast.
 - (b) Zone A comprises that part of the State not included in Zone B.

- Reg. 94.
amended.
4. Subregulation (2) of regulation 94 of the principal regulations is amended—
- (a) by adding after the word, "list", in line four of paragraph (a) the passage, "in accordance with paragraph (f) of subregulation (1) of regulation 95 of these regulations"; and
 - (b) by substituting for paragraph (b) a new paragraph as follows:—
 - (b) (i) The Board may add to a promotion list the name of any teacher who qualified for inclusion in the list before the 31st day of May, but whose application for inclusion was received after that date and the name of any teacher so added shall be deemed to have been placed on the list on the day the application was received by the Department.
 - (ii) The Board may add to the list the name of any teacher who becomes eligible subsequent to the 31st day of May and then applies to have his name included on the list.
 - (iii) A teacher who applies to have his name included on the list in accordance with subparagraph (ii) of this paragraph within one month of becoming eligible shall have his name placed on the list in accordance with paragraph (f) of subregulation (1) of regulation 95 of these regulations, but where the application is received after one month of the teacher becoming eligible his name will be deemed to have been placed on the list on the day the application was received by the Department.

- Section D
Div. 6
substituted.
5. The principal regulations are amended by deleting Section D of Division 6 of Part IV and substituting a new Section as follows:—

Section D.—Principals, Deputy Principals and Principal Mistresses of Secondary Schools.

Subsection D1.—Positions in Secondary Schools for which Promotion Lists are prepared.

102A.(1) A Board to be called the Secondary Schools Appointments Board is constituted for the Secondary Education Division of the Department.

(2) The Secondary Schools Appointments Board shall consist of—

- (a) the Director of Secondary Education or in his absence a deputy whom the Director-General may appoint, who shall also be Chairman of the Board;
- (b) a Principal of a secondary school nominated by the Director-General in agreement with the Union; and
- (c) a teacher of the Secondary Education Division elected by the secondary school members of the Union by ballot conducted by that Union to represent the Union.

(3) (a) If the Board is required to decide a question which involves the interests of the principal nominated by the Director-General, or if that nominee is unable to attend a meeting of the Board, the Director-General may, in agreement with the Union nominate a deputy to take the place of that nominee on the Board.

(b) If the Board is required to decide a question which involves the interests of the teachers' representative on the Board, or if that representative is unable to attend a meeting of the Board, a deputy who must be elected by the secondary school members of the Union by ballot conducted by that Union, may take the place of that representative on the Board.

(c) If the Board is required to decide a question which involves the interests of both the teachers' representative and his deputy, the Executive of the Union may nominate a further deputy to be a member of the Board for the meeting at which the said question is to be determined.

(4) (a) As soon as practicable after the 31st day of March, 1972, the Union shall elect the Union representative to the Board.

(b) The representative and deputy representative elected in accordance with paragraph (a) of this subregulation shall hold office until the 31st day of May, 1975.

(c) As from the 1st day of June, 1975, the Union representative and deputy representative shall each hold office for three years from the date of his election to the position.

(d) Notwithstanding paragraphs (b) and (c) of this subregulation the Union representative or deputy representative shall each cease to hold office on the Board if he is no longer a teacher in the Secondary Education Division or if he is no longer a member of the Union.

(e) Where the office of the representative of the Union becomes vacant before the expiration of the period for which he was elected, the deputy representative shall take over the office of representative for the remainder of the term of office of the person he is replacing and, if there is no deputy representative the Executive of the Union shall appoint a representative who shall hold office for the remainder of the term of office of the person in whose place he is appointed.

(f) Where the office of deputy representative becomes vacant for any reason including his appointment as representative under the provisions of paragraph (e) of this subregulation before the expiration of the period for which he was elected the Executive of the Union shall appoint a deputy representative who shall hold office for the remainder of the term of office of the person in whose place he is appointed.

(5) Any teacher qualified for election under this regulation is eligible for election or re-election as a member or deputy member of the Board provided that the teacher must be a member of the Union, and every election shall be held at the time, in the manner and in other respects in accordance with rules made by the Union for the purpose.

(6) If the Director-General and the Union agree that it is necessary for the Board to hold a meeting before the Union has elected a representative the Union Executive shall appoint a representative to the Board who shall hold office until a representative has been elected in accordance with subregulation (4) of this regulation.

102B. (1) The Board shall consider matters related to positions in secondary schools for which promotion and transfer lists are prepared as set forth in these regulations and give advice or make recommendations to the Director-General on such positions.

(2) The Board shall meet as often as necessary and shall be given access to the complete records of every teacher whose position the Board is considering.

(3) (a) The Director-General may return a recommendation of the Board with a request to the Board to reconsider it for reasons to be stated in the request, and the Board shall reconsider the recommendation accordingly and may, if it deems fit, either adhere to the recommendation already made or make another recommendation.

(b) The second recommendation of the Board shall be final.

102C. (1) Except in the matter prescribed in subregulation (2) of regulation 102DA of these regulations a teacher aggrieved by any decision of the Board may within twenty-one days after the publication of the decision appeal against the decision by lodging with the Board a notice in writing signed by him setting out fully the grounds of appeal.

(2) The decision of the Board after considering the appeal shall be final and no further appeal of any kind shall be allowed.

102D. (1) The Director-General shall publish a promotion list for principals of secondary schools and such list must be compiled by the thirty-first day of May in each year.

(2) The promotion list shall include only the names of those teachers who are eligible in accordance with regulation 185 of these regulations, whose service is satisfactory and who have applied to have their names included on the list.

(3) Names will be added to the promotion list annually below the names already on the list in response to an advertisement calling for applications for the inclusion of names on the list and the closing date for the receipt of such applications shall not be later than the thirty-first day of March in each year.

(4) (a) In determining the order of placement on the promotion list, when the names of two or more teachers are added at the same time service as a deputy principal, secondary school, shall be equivalent to service as headmaster, junior high school, Class I, in accordance with the provisions of paragraph (c) of subregulation (1) of regulation 185 of these regulations.

(b) The names shall be listed in order of such equivalent service, the longer service determining the higher listing.

(c) If two or more teachers are then placed equal they shall be distinguished by total length of promotional status in the Secondary Education Division excluding the qualifying service provided for in paragraph (b) of subregulation (1) of regulation 185 of these regulations.

(d) If two or more teachers are equal by virtue of service as headmaster, junior high school, Class I, and they have no secondary promotional service they shall be distinguished by length of service as headmaster, junior high school, Class II.

(e) If two or more teachers have the right to equal placement on the list in accordance with paragraphs (a), (c) and (d) of this subregulation their placement on the list shall be determined by their seniority as determined by section 37AF of the Act.

(5) Where a teacher at his own request is moved to a position of lower status, he shall have the right to be restored when he so desires, if he possesses the requisite qualifications, to a position equivalent in status to that from which he was so moved on the occurrence of a suitable vacancy and his periods of qualifying service in both positions shall be credited to him provided such service is in accordance with the provision of regulation 185 of these regulations.

102DA(1) A teacher does not lose his place on a promotion list by refusal to accept promotion or to apply for promotion when invited to do so.

(2) If the Director-General considers a teacher should not be included on a promotion list, he shall so inform the Board in writing with reasons and, should the Board then not include that teacher's name on the promotion list, the Board shall inform the teacher in writing of the reasons for the exclusion of his name and the teacher may appeal against the decision of the Board to the Government School Teachers' Tribunal.

(3) Where a teacher desires the Board to take into account special circumstances in connection with his eligibility for inclusion of his name on the promotion list for any year, he may apply to the Board in writing setting out the circumstances, and the Board shall make a decision on the application.

102DB(1) (a) The Board shall compile an initial promotion list which shall include the names of all teachers eligible, in accordance with subregulation (2) of regulation 102D of these regulations, on the 31st December, 1971, even if they have not applied to have their names included on the list.

(b) Notwithstanding the provisions of subregulation (4) of regulation 102D of these regulations, the order of placement on this list will be determined in accordance with subregulations (2), (3), (4) and (5) of this regulation.

(2) (a) Headmasters of junior high schools, Class I, and deputy principals of secondary schools who received appointments as deputy principal, Grade I, prior to 1st July, 1970, shall be first placed on the list in descending order according to the longest total service in these categories provided that service as the deputy principal of a secondary school subsequent to 30th June, 1970, shall be regarded as service for this purpose for those who were deputy principals of secondary schools, Grade I, on 30th June, 1970.

(b) If two or more teachers have equal total service in the categories stipulated in paragraph (a) of this subregulation, their order of placement shall be determined by length of prior service as deputy principal of a secondary school, Grade II, as previously advertised, and if then equal by length of service as deputy principal of a secondary school, Grade III, as previously advertised.

(c) If two or more teachers have a right to equal placement on the list in accordance with paragraphs (a) and (b) of this subregulation their placement on the list shall be determined by length of service as senior master, senior high school, and then as senior master, high school, or deputy headmaster, junior high school as advertised.

(d) If two or more teachers are equal by virtue of service as headmaster, junior high school, Class I, and they have had no secondary promotional service, their relative placement on the list shall be determined by length of service as headmaster, junior high school, Class II.

(e) If two or more teachers have a right to equal placement on the list in accordance with paragraphs (a), (b) (c) and (d) of this subregulation, their placement on the list shall be determined by their seniority as determined by section 37AF of the Act.

(3) (a) Teachers who have not been appointed headmaster, junior high school, Class I, or deputy principal, secondary school, Grade I, shall have their names added to the list below the names of those included under paragraph (a) of subregulation (2) of this regulation.

(b) The placement on the list of teachers specified in paragraph (a) of this subregulation shall be first determined by length of service as deputy principal, secondary school, Grade II as previously advertised and, if then equal, by length of service as deputy principal, secondary school, Grade III, as previously advertised or as deputy principal, secondary school.

(c) If two or more teachers have a right to equal placement on the list in accordance with paragraph (b) of this subregulation their placement on the list shall be determined by length of service as senior master, senior high school and then as senior master, high school, or deputy headmaster, junior high school, Class I, as advertised.

(d) Service as a deputy principal, secondary school, shall take precedence over service as headmaster, junior high school, Class II, for determining placement on the promotion list.

(e) If two or more teachers have the right to equal placement on the list in accordance with paragraph (c) of this subregulation their placement on the list shall be determined according to their seniority as determined by section 37AF of the Act.

(4) (a) The names of eligible teachers whose placement on this list cannot be determined by the provisions of subregulations (2) and (3) of this regulation shall have their names added to the list below the names placed in accordance with subregulations (2) and (3).

(b) If two or more teachers have the right to equal placement on the list in accordance with paragraph (a) of this subregulation their placement on the list shall be determined according to their seniority as determined by section 37AF of the Act.

(5) Notwithstanding the provisions of regulation 102C of these regulations, teachers whose names have been omitted from the initial promotion list or who are dissatisfied with the order of their names on that list may appeal to the Government School Teachers' Tribunal.

102DC. (1) Permanent positions of principal of secondary schools shall be advertised as directed by the Director-General.

(2) (a) Where the Director-General considers that a particular school differs from an ordinary secondary school in that it has a residential wing and that special qualifications or experience are required of the principal, he may notify the Board that the position will be advertised in accordance with regulation 101 of these regulations.

(b) Where the Director-General considers that no applicant has the special qualifications or experience referred to in paragraph (a) of this subregulation, he may refer the position to the Board to be filled from the transfer or promotion lists.

(c) Unless the Director-General in special circumstances directs otherwise, a principal appointed in accordance with the provisions of paragraph (a) of this subregulation shall not be eligible to transfer to a secondary school without a residential wing until he has served for a total period of three years in secondary schools with a residential wing.

(3) (a) Teachers whose names are on either the promotion or transfer list and who wish to be considered for such appointments shall apply in writing indicating their preferences.

(b) Where a teacher considers that the circumstances on which he based his preferences have changed subsequent to the date of closure of applications he may apply to the Board, in writing to vary his indicated preferences, setting out in full the reasons for the application, and the Board, in its sole discretion, may accept the varied order of preference.

(4) When the Board makes its recommendations for appointments to the vacant positions the applications of teachers whose names appear on the transfer list shall be given precedence over those teachers whose names are on the promotion list taking into consideration the indicated preferences of applicants for transfer or promotion.

(5) When the Board makes its recommendations for appointments to vacant positions of teachers on a promotion list it shall do so in the order in which the applicants' names appear on that promotion list.

(6) When two or more teachers who are placed in equal positions on the promotion list seek the same vacancy the decision on who receives the appointment to that vacancy shall be decided by lot.

Subsection D2—Positions in Secondary Schools for which Transfer Lists are Prepared.

102DD. (1) The first appointment of a teacher to the position of principal of a secondary school shall be from the promotion lists prepared for that purpose and the first appointment of a teacher to the position of deputy principal or principal mistress of a secondary school shall be in accordance with regulations 101 and 102 of these regulations.

(2) Subject to regulation 102DG of these regulations, any subsequent appointment to another position of principal, deputy principal or principal mistress of a secondary school shall be in accordance with the transfer lists prepared for the purpose.

102DE. (1) Subject to the provisions of subregulation (2) of this regulation, transfer lists for principals, deputy principals and principal mistresses of secondary schools shall be prepared by the Secondary Schools Appointments Board and published in *The Education Circular* each year.

(2) (a) The names of teachers shall be added to their respective transfer lists in the order in which they are appointed as principals, deputy principals or principal mistresses of secondary schools.

(b) Where the names of one or more teachers are added to the principals' transfer list at the same time, the names so added will be in the same order as they appeared on the principals' promotion list.

(c) (i) Where the names of more than one teacher are added to the deputy principals' or principal mistresses' transfer list at the same time, the order of the names on either list shall be determined by the order in which the teachers obtained previous promotional positions, but if, as a result, the order of two or more teachers cannot be separated their position on the list shall be in accordance with their seniority as determined by section 37AF of the Act.

(ii) For the purpose of subparagraph (i) of this paragraph, service as a senior master or senior mistress of a high school and service as a deputy headmaster or deputy headmistress of a junior high school, Class I, shall rank as equal but the first year of service as a senior master or senior mistress of a high school or deputy headmaster or deputy headmistress of a junior high school, Class I, shall rank below service as a senior master or senior mistress of a senior high school appointed as such prior to 1st day of July, 1970.

(iii) Except as provided in subparagraph (ii) of this paragraph, service as a senior master or senior mistress of a secondary school or deputy headmaster or deputy headmistress of a junior high school, Class 1, shall rank as equal.

(d) A teacher other than a principal who is dissatisfied with the order in which his name is placed on a transfer list may appeal under section 37AF of the Act, to the Government School Teachers' Tribunal.

(3) When a vacancy is offered to two or more teachers who are placed in equal positions on a transfer list and more than one of them seeks the vacancy, the decision on who receives the transfer to that vacancy shall be determined by lot.

102DF (1) All secondary schools shall be grouped into three groups and such groups shall be revised annually and published in *The Education Circular*.

(2) The groups shall be formed as follows:—

Group A—inner metropolitan secondary schools;

Group B—

- (i) outer metropolitan secondary schools, and
- (ii) country secondary schools having a February enrolment of over 600 students;

Group C—country secondary schools having a February enrolment of 600 or less students.

102DG (1) (a) Unless the Director-General in special circumstances directs otherwise, a principal, deputy principal or principal mistress of a school in Group A must serve for five years in that school before he is eligible for transfer to another school in Group A.

(b) Unless the Director-General in special circumstances directs otherwise, a principal, deputy principal or principal mistress of a school in Group B must serve for three years in that school before he is eligible for transfer to another school in Group B.

(c) Unless the Director-General in special circumstances directs otherwise, a principal, deputy principal or principal mistress of a school in Group C must serve for three years in that school before he is eligible for transfer to another school in Group C.

(2) Notwithstanding the provisions of subregulation (1) of this regulation and provided it is in accordance with his position on the transfer list, a principal, deputy principal or principal mistress of a school is eligible to transfer to a school in another group at any time, and, if he is a principal, deputy principal, or principal mistress of a school in Group B having less than 600 students, he may transfer to a school in Group B having more than 600 students at any time.

6. The principal regulations are amended by deleting paragraph (b) of subregulation (2) of regulation 116. Reg. 116
amended.

7. Subregulation (1) of regulation 185 of the principal regulations is amended by substituting for paragraphs (b), (c) and (d) the following paragraphs:— Reg. 185
amended.

(b) In addition to the qualifications specified in paragraph (a) of this subregulation, appointees to the position of principal of a secondary school shall be required to have satisfactorily served one of the following periods of service:—

- (i) five years as a deputy principal of a secondary school of which at least two were spent in a school of over 600 students;
- (ii) two years as the headmaster of a Class I Junior High School, except that a teacher who after such service is appointed as headmaster of Class I or Class IA primary school is not eligible to apply;
- (iii) two years as a senior lecturer in a teachers' college together with ten years' teaching experience at either or both the primary and secondary level; or
- (iv) service as a deputy principal, secondary school and as headmaster junior high school Class I for periods in the aggregate totalling five years.

(c) For appointment as principal of a secondary school, five years' service as a deputy principal of a secondary school of which at least two years were spent in a school of over 600 students and two years' service as headmaster of a Class I Junior High School shall rate as equivalent in experience and status and thereafter each year of service as a deputy principal of a secondary school shall be equivalent in experience and status to each year of service as a headmaster of a Class I Junior High School.

LOCAL GOVERNMENT ACT, 1960-1971.

Local Government Department,
Perth, 9th April, 1972.

L.G. 531/71A.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by sections 245A and 433A of the Local Government Act, 1960-1971, has been pleased to make the uniform by-laws set out in the schedule hereunder.

R. C. PAUST,
Secretary for Local Government.

Schedule.

UNIFORM PRIVATE SWIMMING POOL BY-LAWS.

- Principal By-laws. 1. In these by-laws the Uniform Private Swimming Pool By-laws published in the *Government Gazette* on the 6th February, 1970, are referred to as the principal by-laws.
- By-law 6 added. 2. The principal by-laws are amended by adding after by-law 5 the following by-law:—
6. The provisions of by-laws 4 and 5 of these by-laws do not apply to a private swimming pool where the owner has the written permission of the Minister to instal some other safety device as an alternative to the measures set out in those by-laws, .