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**Government Gazette**  
OF  
**WESTERN AUSTRALIA.**

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*Commissioner's Office,  
Perth, 8th February, 1906.*

HIS Excellency the Governor in Executive Council has been pleased to approve of the following alterations to By-law No. 34 (Merchandise and Live Stock Rates Book), to come into operation on 12th February, 1906 :—

W. M. J. GEORGE,  
Commissioner of Railways.

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MERCHANDISE AND LIVE STOCK RATES BOOK.

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ALTERATIONS.

Page 19.—Agricultural Seeds                      ... .. Class A  
  ,, 35.—Seeds, Agricultural                      ... .. ,, A

Altered to read as follows :—

Agricultural Seeds, declared on consignment note to be for seed purposes only—

Min. 4 tons per 4-wheeled truck—Class 1 C.R., Grain  
O.R.

Ditto Ditto                      Min. 10 cwt.—Class 1 C.R., A.O.R.

Ditto Ditto                      Min. 5 cwt.—Class 1 C.R., B.O.R.

Page 35.—Seeds, Agricultural, same as Agricultural Seeds, p. 19.

  ,, 25.—Fencing Wire and Standards.

  ,, 29.—Standards, Staples, Droppers, and Wedges for Fencing purposes.

  ,, 29.—Wire Fencing and Netting, in bundles.

  ,, 31.—Wire Netting.

  ,, 38.—Wire Fencing and Netting.

Alter rates to read as follows :—

Min. 4 tons per 4-wheeled truck—Class A.O.R.

Min. 2                      "                      "                      B.O.R.

Smaller quantities                      ... .. "                      C.O.R. (Smalls min.)

## EXPLOSIVES, ETC.

Page 31.—Manures (Min. 5 tons per wagon).

Alter rate to read :—

10 miles and under ... .. Class M  
For distances over 10 miles,  $\frac{1}{2}$ d. per ton per mile added to rate for  
10 miles.

**Explosives.**

Page 17.—Delete Regulation No. 29.

Page 25.—Delete “ (Note.—A rebate of 10 per cent. will be allowed, etc.) ”

Insert—Rebates as under will be allowed on consignments of Explosives :—

- (a.) Sent from one or more consignors to one station for one consignee—Minimum, four tons per four-wheeled truck, 15 per cent.
- (b.) Lots of one ton or over for each owner, but not less than four tons in a four-wheeled truck, and sent to one station, 10 per cent.
- (c.) Lots of half a-ton and under one ton for each owner, but not less than four tons in a four-wheeled truck, and sent to one station, 5 per cent.

The explosives must in all cases be consigned to *one consignee*, who will be responsible to the Commissioner for freight (when not prepaid) and all other charges.

If the explosives' truck is delayed for more than twelve hours, double demurrage charges will be enforced.

Small lots will be charged full rates.

Page 61. **Concessions to Land Selectors, etc.**

Alter rates for Live Stock from £6 and £12 to £5 and £10 per 4 and 8-wheeled truck respectively—O.R.

Page 65. **Live Stock Rates and Conditions.**

*Live Stock sent for Breeding or Fattening purposes in one consignment.*

The following rebates will be allowed on consignments of Live Stock upon production of statutory declaration from the owner that they are being sent for Breeding or Fattening purposes :—

(a.) For Breeding, in one consignment—

|   |              |
|---|--------------|
| 25 Cows or Heifers, or 2 bogies Ewes ... ..           | 10 per cent. |
| 50 Cows or Heifers, or 4 bogies Ewes ... ..           | 15 ”         |
| 75 Cows or Heifers, or 6 bogies Ewes ... ..           | 20 ”         |
| 100 and upwards Cows or Heifers, or 8 bogies Ewes ... | 25 ”         |

(b.) For Fattening, in one consignment,—

|   |                  |
|---|------------------|
| 25 Bullocks or Steers, or 2 bogies Wethers ... ..       | 5 per cent.      |
| 50 Bullocks or Steers, or 4 bogies Wethers ... ..       | $7\frac{1}{2}$ ” |
| 75 Bullocks or Steers, or 6 bogies Wethers ... ..       | 10 ”             |
| 100 and upwards Bullocks or Steers, or 8 bogies Wethers | 20 ”             |

Grain Rates.

| Miles.  | Rate. | Miles. | Rate. | Miles. | Rate. | Miles. | Rate. | Miles. | Rate. |
|---------|-------|--------|-------|--------|-------|--------|-------|--------|-------|
|         | s. d. |        | s. d. |        | s. d. |        | s. d. |        | s. d. |
| 1 to 10 | 2 6   | 66     | 9 7   | 122    | 12 8  | 178    | 14 11 | 234    | 17 3  |
|         |       | 67     | 9 8   | 123    | 12 9  | 179    | 14 11 | 235    | 17 3  |
| 11      | 2 8   | 68     | 9 9   | 124    | 12 9  | 180    | 15 0  |        |       |
| 12      | 2 10  | 69     | 9 10  | 125    | 12 9  |        |       | 236    | 17 4  |
| 13      | 3 0   | 70     | 9 11  |        |       | 181    | 15 0  | 237    | 17 5  |
| 14      | 3 2   |        |       | 126    | 12 10 | 182    | 15 1  | 238    | 17 5  |
| 15      | 3 4   | 71     | 10 0  | 127    | 12 10 | 183    | 15 1  | 239    | 17 6  |
|         |       | 72     | 10 1  | 128    | 12 11 | 184    | 15 2  | 240    | 17 6  |
| 16      | 3 6   | 73     | 10 2  | 129    | 12 11 | 185    | 15 2  |        |       |
| 17      | 3 8   | 74     | 10 3  | 130    | 13 0  |        |       | 241    | 17 7  |
| 18      | 3 10  | 75     | 10 4  |        |       | 186    | 15 3  | 242    | 17 7  |
| 19      | 4 0   |        |       | 131    | 13 0  | 187    | 15 3  | 243    | 17 8  |
| 20      | 4 2   | 76     | 10 5  | 132    | 13 1  | 188    | 15 4  | 244    | 17 9  |
|         |       | 77     | 10 6  | 133    | 13 1  | 189    | 15 4  | 245    | 17 9  |
| 21      | 4 4   | 78     | 10 7  | 134    | 13 2  | 190    | 15 5  |        |       |
| 22      | 4 5   | 79     | 10 8  | 135    | 13 2  |        |       | 246    | 17 10 |
| 23      | 4 7   | 80     | 10 9  |        |       | 191    | 15 5  | 247    | 17 11 |
| 24      | 4 8   |        |       | 136    | 13 3  | 192    | 15 6  | 248    | 18 0  |
| 25      | 4 10  | 81     | 10 10 | 137    | 13 3  | 193    | 15 6  | 249    | 18 0  |
|         |       | 82     | 10 11 | 138    | 13 4  | 194    | 15 7  | 250    | 18 1  |
| 26      | 4 11  | 83     | 11 0  | 139    | 13 4  | 195    | 15 7  |        |       |
| 27      | 5 1   | 84     | 11 1  | 140    | 13 5  |        |       | 251    | 18 2  |
| 28      | 5 2   | 85     | 11 2  |        |       | 196    | 15 8  | 252    | 18 3  |
| 29      | 5 4   |        |       | 141    | 13 5  | 197    | 15 8  | 253    | 18 4  |
| 30      | 5 5   | 86     | 11 2  | 142    | 13 6  | 198    | 15 9  | 254    | 18 5  |
|         |       | 87     | 11 3  | 143    | 13 6  | 199    | 15 9  | 255    | 18 6  |
| 31      | 5 7   | 88     | 11 3  | 144    | 13 7  | 200    | 15 9  |        |       |
| 32      | 5 8   | 89     | 11 4  | 145    | 13 7  |        |       | 256    | 18 6  |
| 33      | 5 10  | 90     | 11 4  |        |       | 201    | 15 10 | 257    | 18 7  |
| 34      | 5 11  |        |       | 146    | 13 8  | 202    | 15 10 | 258    | 18 8  |
| 35      | 6 1   | 91     | 11 5  | 147    | 13 8  | 203    | 15 11 | 259    | 18 9  |
|         |       | 92     | 11 5  | 148    | 13 9  | 204    | 15 11 | 260    | 18 10 |
| 36      | 6 2   | 93     | 11 6  | 149    | 13 9  | 205    | 16 0  |        |       |
| 37      | 6 4   | 94     | 11 6  | 150    | 13 9  |        |       | 261    | 18 11 |
| 38      | 6 5   | 95     | 11 7  |        |       | 206    | 16 0  | 262    | 19 0  |
| 39      | 6 7   |        |       | 151    | 13 10 | 207    | 16 1  | 263    | 19 1  |
| 40      | 6 8   | 96     | 11 7  | 152    | 13 10 | 208    | 16 1  | 264    | 19 1  |
|         |       | 97     | 11 8  | 153    | 13 11 | 209    | 16 2  | 265    | 19 2  |
| 41      | 6 10  | 98     | 11 8  | 154    | 13 11 | 210    | 16 2  |        |       |
| 42      | 6 11  | 99     | 11 9  | 155    | 14 0  |        |       | 266    | 19 3  |
| 43      | 7 1   | 100    | 11 9  |        |       | 211    | 16 3  | 267    | 19 4  |
| 44      | 7 3   |        |       | 156    | 14 0  | 212    | 16 3  | 268    | 19 5  |
| 45      | 7 4   | 101    | 11 10 | 157    | 14 1  | 213    | 16 4  | 269    | 19 6  |
|         |       | 102    | 11 10 | 158    | 14 1  | 214    | 16 4  | 270    | 19 6  |
| 46      | 7 5   | 103    | 11 11 | 159    | 14 2  | 215    | 16 5  |        |       |
| 47      | 7 7   | 104    | 11 11 | 160    | 14 2  |        |       | 271    | 19 7  |
| 48      | 7 8   | 105    | 12 0  |        |       | 216    | 16 5  | 272    | 19 8  |
| 49      | 7 10  |        |       | 161    | 14 3  | 217    | 16 6  | 273    | 19 9  |
| 50      | 7 11  | 106    | 12 0  | 162    | 14 3  | 218    | 16 6  | 274    | 19 10 |
|         |       | 107    | 12 1  | 163    | 14 4  | 219    | 16 7  | 275    | 19 11 |
| 51      | 8 1   | 108    | 12 1  | 164    | 14 4  | 220    | 16 7  |        |       |
| 52      | 8 2   | 109    | 12 2  | 165    | 14 5  |        |       | 276    | 20 0  |
| 53      | 8 4   | 110    | 12 2  |        |       | 221    | 16 8  | 277    | 20 0  |
| 54      | 8 5   |        |       | 166    | 14 5  | 222    | 16 8  | 278    | 20 1  |
| 55      | 8 7   | 111    | 12 3  | 167    | 14 6  | 223    | 16 9  | 279    | 20 2  |
|         |       | 112    | 12 3  | 168    | 14 6  | 224    | 16 9  | 280    | 30 3  |
| 56      | 8 8   | 113    | 12 4  | 169    | 14 7  | 225    | 16 9  |        |       |
| 57      | 8 9   | 114    | 12 4  | 170    | 14 7  |        |       | 281    | 20 4  |
| 58      | 8 10  | 115    | 12 5  |        |       | 226    | 16 10 | 282    | 20 5  |
| 59      | 8 11  |        |       | 171    | 14 8  | 227    | 16 11 | 283    | 30 6  |
| 60      | 9 1   | 116    | 12 5  | 172    | 14 8  | 228    | 16 11 | 284    | 20 6  |
|         |       | 117    | 12 6  | 173    | 14 9  | 229    | 17 0  | 285    | 20 7  |
| 61      | 9 2   | 118    | 12 6  | 174    | 14 9  | 230    | 17 0  |        |       |
| 62      | 9 3   | 119    | 12 7  | 175    | 14 9  |        |       | 286    | 20 8  |
| 63      | 9 4   | 120    | 12 7  |        |       | 231    | 17 1  | 287    | 20 9  |
| 64      | 9 5   |        |       | 176    | 14 10 | 232    | 17 2  | 388    | 20 10 |
| 65      | 9 6   | 121    | 12 8  | 177    | 14 10 | 233    | 17 2  | 289    | 20 11 |

## GRAIN RATES.

| Miles. | Rate.         | Miles. | Rate.         | Miles. | Rate.         | Miles. | Rate.         | Miles. | Rate.         |
|--------|---------------|--------|---------------|--------|---------------|--------|---------------|--------|---------------|
| 290    | s. d.<br>21 0 | 349    | s. d.<br>25 2 | 408    | s. d.<br>28 6 | 467    | s. d.<br>29 6 | 526    | s. d.<br>31 0 |
|        |               | 350    | 25 3          | 409    | 28 6          | 468    | 29 6          | 527    | 31 0          |
| 291    | 21 0          |        |               | 410    | 28 6          | 469    | 29 6          | 528    | 31 0          |
| 292    | 21 1          | 351    | 25 4          |        |               | 470    | 29 6          | 529    | 31 0          |
| 293    | 21 2          | 352    | 25 5          | 411    | 28 6          |        |               | 530    | 31 0          |
| 294    | 21 3          | 353    | 25 6          | 412    | 28 6          | 471    | 29 6          |        |               |
| 295    | 21 4          | 354    | 25 6          | 413    | 28 6          | 472    | 29 6          | 531    | 31 0          |
|        |               | 355    | 25 7          | 414    | 28 6          | 473    | 29 6          | 532    | 31 0          |
| 296    | 21 5          |        |               | 415    | 28 6          | 474    | 29 6          | 533    | 31 0          |
| 297    | 21 6          | 356    | 25 8          |        |               | 475    | 29 6          | 534    | 31 0          |
| 298    | 21 6          | 357    | 25 9          | 416    | 28 6          |        |               | 535    | 31 0          |
| 299    | 21 7          | 358    | 25 10         | 417    | 28 6          | 476    | 30 0          |        |               |
| 300    | 21 8          | 359    | 25 11         | 418    | 28 6          | 477    | 30 0          | 536    | 31 0          |
|        |               | 360    | 26 0          | 419    | 28 6          | 478    | 30 0          | 537    | 31 0          |
| 301    | 21 9          |        |               | 420    | 28 6          | 479    | 30 0          | 538    | 31 0          |
| 302    | 21 10         | 361    | 26 0          |        |               | 480    | 30 0          | 539    | 31 0          |
| 303    | 21 11         | 362    | 26 1          | 421    | 28 6          |        |               | 540    | 31 0          |
| 304    | 22 0          | 363    | 26 2          | 422    | 28 6          | 481    | 30 0          |        |               |
| 305    | 22 0          | 364    | 26 3          | 423    | 28 6          | 482    | 30 0          | 541    | 31 0          |
|        |               | 365    | 26 4          | 424    | 28 6          | 483    | 30 0          | 542    | 31 0          |
| 306    | 22 1          |        |               | 425    | 28 6          | 484    | 30 0          | 543    | 31 0          |
| 307    | 22 2          | 366    | 26 5          |        |               | 485    | 30 0          | 544    | 31 0          |
| 308    | 22 3          | 367    | 26 6          | 426    | 29 0          |        |               | 545    | 31 0          |
| 309    | 22 4          | 368    | 26 6          | 427    | 29 0          | 486    | 30 0          |        |               |
| 310    | 22 5          | 369    | 26 7          | 428    | 29 0          | 487    | 30 0          | 546    | 31 0          |
|        |               | 370    | 26 8          | 429    | 29 0          | 488    | 30 0          | 547    | 31 0          |
| 311    | 22 6          |        |               | 430    | 29 0          | 489    | 30 0          | 548    | 31 0          |
| 312    | 22 6          | 371    | 26 9          |        |               | 490    | 30 0          | 549    | 31 0          |
| 313    | 22 7          | 372    | 26 10         | 431    | 29 0          |        |               | 550    | 31 0          |
| 314    | 22 8          | 373    | 26 11         | 432    | 29 0          | 491    | 30 0          |        |               |
| 315    | 22 9          | 374    | 27 0          | 433    | 29 0          | 492    | 30 0          | 551    | 31 6          |
|        |               | 375    | 27 0          | 434    | 29 0          | 493    | 30 0          | 552    | 31 6          |
| 316    | 22 10         |        |               | 435    | 29 0          | 494    | 30 0          | 553    | 31 6          |
| 317    | 22 11         | 376    | 27 1          |        |               | 495    | 30 0          | 554    | 31 6          |
| 318    | 23 0          | 377    | 27 2          | 436    | 29 0          |        |               | 555    | 31 6          |
| 319    | 23 0          | 378    | 27 3          | 437    | 29 0          | 496    | 30 0          |        |               |
| 320    | 23 1          | 379    | 27 4          | 438    | 29 0          | 497    | 30 0          | 556    | 31 6          |
|        |               | 380    | 27 5          | 439    | 29 0          | 498    | 30 0          | 557    | 31 6          |
| 321    | 23 2          |        |               | 440    | 29 0          | 499    | 30 0          | 558    | 31 6          |
| 322    | 23 3          | 381    | 27 6          |        |               | 500    | 30 0          | 559    | 31 6          |
| 323    | 23 4          | 382    | 27 6          | 441    | 29 0          |        |               | 560    | 31 6          |
| 324    | 23 5          | 383    | 27 7          | 442    | 29 0          | 501    | 30 6          |        |               |
| 325    | 23 6          | 384    | 27 8          | 443    | 29 0          | 502    | 30 6          | 561    | 31 6          |
|        |               | 385    | 27 9          | 444    | 29 0          | 503    | 30 6          | 562    | 31 6          |
| 326    | 23 6          |        |               | 445    | 29 0          | 504    | 30 6          | 563    | 31 6          |
| 327    | 23 7          | 386    | 27 9          |        |               | 505    | 30 6          | 564    | 31 6          |
| 328    | 23 8          | 387    | 27 10         | 446    | 29 0          |        |               | 565    | 31 6          |
| 329    | 23 9          | 388    | 27 10         | 447    | 29 0          | 506    | 30 6          |        |               |
| 330    | 23 10         | 389    | 27 10         | 448    | 29 0          | 507    | 30 6          | 566    | 31 6          |
|        |               | 390    | 27 10         | 449    | 29 0          | 508    | 30 6          | 567    | 31 6          |
| 331    | 23 11         |        |               | 450    | 29 0          | 509    | 30 6          | 568    | 31 6          |
| 332    | 24 0          | 391    | 27 11         |        |               | 510    | 30 6          | 569    | 31 6          |
| 333    | 24 0          | 392    | 27 11         | 451    | 29 6          |        |               | 570    | 31 6          |
| 334    | 24 1          | 393    | 27 11         | 452    | 29 6          |        |               |        |               |
| 335    | 24 2          | 394    | 27 11         | 453    | 29 6          | 511    | 30 6          | 571    | 31 6          |
|        |               | 395    | 28 0          | 454    | 29 6          | 512    | 30 6          | 572    | 31 6          |
| 336    | 24 3          |        |               | 455    | 29 6          | 513    | 30 6          | 573    | 31 6          |
| 337    | 24 4          | 396    | 28 0          |        |               | 514    | 30 6          | 574    | 31 6          |
| 338    | 24 5          | 397    | 28 0          | 456    | 29 6          | 515    | 30 6          | 575    | 31 6          |
| 339    | 24 6          | 398    | 28 0          | 457    | 29 6          |        |               |        |               |
| 340    | 24 6          | 399    | 28 0          | 458    | 29 6          | 516    | 30 6          | 576    | 32 0          |
|        |               | 400    | 28 0          | 459    | 29 6          | 517    | 30 6          | 577    | 32 0          |
| 341    | 24 7          |        |               | 460    | 29 6          | 518    | 30 6          | 578    | 32 0          |
| 342    | 24 8          | 401    | 28 6          |        |               | 519    | 30 6          | 579    | 32 0          |
| 343    | 24 9          | 402    | 28 6          | 461    | 29 6          | 520    | 30 6          | 580    | 32 0          |
| 344    | 24 10         | 403    | 28 6          | 462    | 29 6          |        |               |        |               |
| 345    | 24 11         | 404    | 28 6          | 463    | 29 6          | 521    | 30 6          | 581    | 32 0          |
|        |               | 405    | 28 6          | 464    | 29 6          | 522    | 30 6          | 582    | 32 0          |
| 346    | 25 0          |        |               | 465    | 29 6          | 523    | 30 6          | 583    | 32 0          |
| 347    | 25 0          | 406    | 28 6          |        |               | 524    | 30 6          | 584    | 32 0          |
| 348    | 25 1          | 407    | 28 6          | 466    | 29 6          | 525    | 30 6          | 585    | 32 0          |

GRAIN RATES.

| Miles. | Rate. | Miles. | Rate. | Miles. | Rate. | Miles. | Rate. | Miles. | Rate. |
|--------|-------|--------|-------|--------|-------|--------|-------|--------|-------|
|        | s. d. |        | s. d. |        | s. d. |        | s. d. |        | s. d. |
| 586    | 32 0  | 610    | 32 6  | 633    | 33 0  | 656    | 33 6  | 679    | 34 0  |
| 587    | 32 0  |        |       | 634    | 33 0  | 657    | 33 6  | 680    | 34 0  |
| 588    | 32 0  | 611    | 32 6  | 635    | 33 0  | 658    | 33 6  |        |       |
| 589    | 32 0  | 612    | 32 6  |        |       | 659    | 33 6  | 681    | 34 0  |
| 590    | 32 0  | 613    | 32 6  | 636    | 33 0  | 660    | 33 6  | 682    | 34 0  |
|        |       | 614    | 32 6  | 637    | 33 0  |        |       | 683    | 34 0  |
| 591    | 32 0  | 615    | 32 6  | 638    | 33 0  | 661    | 33 6  | 684    | 34 0  |
| 592    | 32 0  |        |       | 639    | 33 0  | 662    | 33 6  | 685    | 34 0  |
| 593    | 32 0  | 616    | 32 6  | 640    | 33 0  | 663    | 33 6  |        |       |
| 594    | 32 0  | 617    | 32 6  |        |       | 664    | 33 6  | 686    | 34 0  |
| 595    | 32 0  | 618    | 32 6  | 641    | 33 0  | 665    | 33 6  | 687    | 34 0  |
|        |       | 619    | 32 6  | 642    | 33 0  |        |       | 688    | 34 0  |
| 596    | 32 0  | 620    | 32 6  | 643    | 33 0  | 666    | 33 6  | 689    | 34 0  |
| 597    | 32 0  |        |       | 644    | 33 0  | 667    | 33 6  | 690    | 34 0  |
| 598    | 32 0  | 621    | 32 6  | 645    | 33 0  | 668    | 33 6  |        |       |
| 599    | 32 0  | 622    | 32 6  |        |       | 669    | 33 6  | 691    | 34 0  |
| 600    | 32 0  | 623    | 32 6  | 646    | 33 0  | 670    | 33 6  | 692    | 34 0  |
|        |       | 624    | 32 6  | 647    | 33 0  |        |       | 693    | 34 0  |
| 601    | 32 6  | 625    | 32 6  | 648    | 33 0  | 671    | 33 6  | 694    | 34 0  |
| 602    | 32 6  |        |       | 649    | 33 0  | 672    | 33 6  | 695    | 34 0  |
| 603    | 32 6  | 626    | 33 0  | 650    | 33 0  | 673    | 33 6  | 696    | 34 0  |
| 604    | 32 6  | 627    | 33 0  |        |       | 674    | 33 6  | 697    | 34 0  |
| 605    | 32 6  | 628    | 33 0  | 651    | 33 6  | 675    | 33 6  | 698    | 34 0  |
|        |       | 629    | 33 0  | 652    | 33 6  |        |       | 699    | 34 0  |
| 606    | 32 6  | 630    | 33 0  | 653    | 33 6  | 676    | 34 0  | 700    | 34 0  |
| 607    | 32 6  |        |       | 654    | 33 6  | 677    | 34 0  |        |       |
| 608    | 32 6  | 631    | 33 0  | 655    | 33 6  | 678    | 34 0  |        |       |
| 609    | 32 6  | 632    | 33 0  |        |       |        |       |        |       |

Over 700 miles, sixpence per ton for every additional 25 miles or part thereof.

Western Australian Government Railways.

NOTICE AS TO PENALTIES.

BY - L A W S.

*Commissioner's Office,*

*Perth, 8th February, 1906.*

THE Commissioner of Railways doth hereby notify, publish, and declare that the following are the particulars of the several offences for which penalties are imposed by "The Government Railways Act, 1904," or by By-laws of the Commissioner affecting other persons than the Railway Officers or Servants, and of the nature and amount of such penalties.

W. M. J. GEORGE,

Commissioner of Railways.

*Penalties imposed by the Government Railways Act, 1904.*

SEC. 29. (1.) If any person makes a false statement as to the nature, quantity, weight, measurement, or value of any goods delivered upon a railway in any consignment note, way-bill, or other document which, under this Act, he is required to deliver in respect to such goods, he shall be liable to a penalty not exceeding Fifty pounds.

(2.) If in any such document there is any under-statement of the quantity, weight, measurement, or value of the goods, or any misdescription of their nature, the effect whereof, if undetected, might lead to their being charged for at less than the proper rate, then, in lieu of charges at the ordinary rate, and irrespective of any person's liability under the last preceding subsection hereof, and whether the under-statement or misdescription is wilful or not, charges at a special rate, not exceeding double the ordinary rate, shall be payable in respect of the goods.

SEC. 34. (1.) No person shall have any right to carry or send by a railway any loaded firearm or other dangerous thing, or any goods which are, or by any By-law are declared to be, of a dangerous nature.

If any person sends or attempts to send by a railway, or carries or deposits, or permits to be carried or deposited on any railway, any loaded firearm or dangerous thing, or any package containing such goods, without the consent in writing of an officer authorised to receive such goods, and without distinctly marking the contents on the outside of such package, that person shall be liable to imprisonment, with or without hard labour, for any term not exceeding two years, or to a penalty not exceeding Fifty pounds.

## PENALTIES.

(2.) The Commissioner and his officers may refuse to take any parcel which he or they may suspect to contain goods of a dangerous nature, or may require any parcel to be opened, so that the nature of the contents may be ascertained.

SEC. 41. If any person, not having lawful authority or the written permission of the Commissioner, does or causes or procures to be done any of the following things :—

- (1.) Encroaches on a railway by making any building, fence, ditch, or other obstacle thereon ;
- (2.) Digs up, removes, or alters in any way the soil or surface of a railway ;
- (3.) Fills up, diverts, alters, or obstructs any ditch, drain, or watercourse directly carrying water off a railway, or made to protect the same ; or does any act whereby any ditch, drain, or watercourse is stopped, or the natural flow of water therein is obstructed ;
- (4.) Interferes with or diverts or digs any drain or ditch or watercourse so as to damage or injure a railway ; or
- (5.) Fells or removes any tree, shrub, or timber growing on a railway,

he shall, in respect of each offence, be liable to a penalty not exceeding Ten pounds for every day upon which such offence is committed or suffered to continue, and a further sum equal to the cost incurred in removing any such encroachment or obstruction, or in repairing any injury.

SEC. 42. If any person does or causes or procures to be done any of the following things :—

- (1.) Unlawfully throws or puts any stone, gravel, or timber, or any substance, whether solid or liquid, or any other matter or thing on a railway ;
- (2.) Does any act which obstructs or might obstruct the working of a railway, or endangers or might endanger the lives of persons travelling thereon ;
- (3.) Drives or attempts to drive any vehicle or animal across a level crossing or elsewhere on a railway when an engine or any carriage or wagon on the railway is approaching and within a quarter of a mile from such crossing ;
- (4.) Places any rolling-stock or appliance on a railway, not having lawful authority to do so ;
- (5.) Moves any part of the rolling-stock or appliances on a railway, or leaves the same on any part of the railway, not having lawful authority so to do ;
- (6.) Moves or in any way interferes with any signal, points, or stop-blocks, or shows any signal likely to mislead ;
- (7.) Removes from a railway or the railway premises any rolling-stock, tarpaulins, tools, appliances, or property of any kind, or permits any of such rolling-stock, tarpaulins, tools, or appliances, or property to be unlawfully in his possession or on his premises ;
- (8.) Cuts down, breaks, removes, or destroys any fence, building, or bridge, or any telegraph wire or post in or upon any railway ;
- (9.) Attempts to do, or assists or aids in doing, any of the things mentioned in this section ;

he shall, in respect of each offence, be liable to imprisonment, with or without hard labour, for any period not exceeding six months, or to a penalty not exceeding Fifty pounds, without in any way relieving him from any other liability to which he may be subject apart from this section, so that he is not twice punished for the same offence.

SEC. 43. If any person does or causes or procures to be done any of the following things :—

- (1.) Obstructs any officer or servant employed on any railway in the performance of his duty ;
- (2.) Damages any railway, or any locomotive, carriage, wagon, rolling-stock, machinery, material, or thing used upon or belonging to any railway ;
- (3.) Defaces the writing or printing on or attached to any board, or any notice authorised to be maintained on any railway, or on or in any railway carriage, rolling-stock, or railway station ;

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- (4.) Writes any indecent words or draws any indecent or obscene picture or representation on any part of a railway, or on any railway carriage or rolling-stock, or on any fences or buildings upon or adjoining any railway, or near to and conspicuous from any railway;
- (5.) Behaves in a violent or offensive manner to the annoyance of others, or is drunk on any railway or railway premises or in any carriage thereon,

he shall, in respect of each offence, be liable to imprisonment, with or without hard labour, for any period not exceeding two months, or to a penalty not exceeding Ten pounds.

SEC. 44. Any passenger who—

- (1.) Fails to produce a proper ticket and refuses to pay his proper fare on demand; or
- (2.) Travels in a railway carriage of a class superior to that for which he is provided with a ticket, and refuses to pay the fare for the superior class on demand; or
- (3.) Travels in or enters a railway carriage set apart for any particular person or class of persons, and refuses to quit the carriage when requested to do so; or
- (4.) Not having a sleeping car ticket, refuses to quit a sleeping carriage when requested to do so,

may be removed from a railway carriage by any officer or servant of the Department, and prosecuted for such penalty as he may have incurred under this Act or the by-laws.

SEC. 45. If any person,—

- (1.) Alters any ticket with intent to avoid payment of the proper fare or any part thereof, or to mislead or deceive, or for the purpose of sale; or
- (2.) Sells or transfers, or offers for sale or transfer, any free pass, or permits any person other than the person to whom the same is issued to be in possession of or make use of the same, or travels or attempts to travel with any such free pass, not being the person entitled to use the same; or
- (3.) Sells or transfers, or offers for sale or transfer, a ticket, or any portion of a ticket, which has been used for the whole or any part of the journey for which the ticket was issued, or travels or attempts to travel with any such ticket or portion of a ticket sold or transferred by any person; or
- (4.) Sells or offers for sale any ticket, or any portion of a ticket, not being a person authorised or employed by the Commissioner for such purpose, or purchases or offers to purchase any ticket, or any portion of a ticket, from any person not employed by the Commissioner for such purpose;

he shall, in respect of each offence, be liable to imprisonment, with or without hard labour, for any period not exceeding six months, or to a penalty not exceeding Fifty pounds.

SEC. 46. If any person, with or without intent to defraud,—

- (1.) Uses or attempts to use any ticket or free pass the time for the proper use of which has expired, or which has already been used to the full extent to which the holder is entitled to use it; or
- (2.) Not being the holder of a free pass for the purpose, travels, or attempts to travel, without having previously paid or tendered his fare; or
- (3.) Having paid his fare for a certain distance, or being the holder of a free pass for a certain distance, proceeds beyond such distance without having previously paid the additional fare for the additional distance, or, in the case of the holder of a free pass, without being previously duly authorised to proceed such additional distance without paying such additional fare; or
- (4.) Having paid his fare, or being the holder of a free pass for a certain class of carriage, travels by a superior class of carriage without paying or tendering the difference in fare; or



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- (5.) Refuses or neglects to quit the carriage at the point to which he has paid his fare, or to which his free pass is available, or to which, being the holder of a free pass, he has been duly authorised to proceed,

he shall, in respect of each offence, be liable to a penalty not exceeding Ten pounds, in addition to the amount due as railway fare, or difference in railway fare.

SEC. 47. In the preceding sections the term "free pass" includes any token or privilege pass or requisition form for the same respectively.

SEC. 48. If any person does or causes or procures to be done any of the following things:—

- (1.) Affixes any placard or bill on any part of the buildings or fences upon or connected with any railway, or sells or attempts to sell any articles on any railway, without being thereto authorised by the Commissioner;
- (2.) Neglects to shut any gate or slip-panel in any fence forming the boundary of or upon or adjoining any railway;
- (3.) Trespasses upon any part of a railway not being a station, platform, or railway crossing, or other part to which the public are allowed access by law,

he shall, in respect of each offence, be liable to a penalty not exceeding Ten pounds.

SEC. 49. If any person—

- (1.) Trespasses upon a railway; or
- (2.) Is drunk, or behaves in a violent or offensive manner to the annoyance of others on the railway, or at any station or platform thereof, or in any carriage thereon; or
- (3.) Does or attempts to do, or counsels, aids, or assists another person to do anything which may endanger the lives of persons employed on or travelling on the railway; or
- (4.) Offends against any of the provisions of this Act or any by-law, and refuses to give his name and address when required so to do, or gives a false name or address,

it shall be lawful for any police officer or constable, or any officer or servant of the Department, without warrant or other authority, to arrest and detain the person so offending, and to take him before Justices of the Peace to be dealt with as the law directs.

SEC. 50. When the breach of any provision of this Act or of any by-law is attended with any danger or annoyance to the public or any person, any officer or servant of the Department may summarily interfere to obviate or remove such danger or annoyance, or the person causing the same, without prejudice to any proceeding against the offender for any penalty to which he may be liable.

SEC. 51. (1.) If any person employed upon a railway—

- (a.) Is found drunk while on duty; or
- (b.) Is guilty of any breach or neglect of duty which has caused or might have caused personal injury to any person, or whereby the passage of any locomotive, carriage, wagon, or train has been or might have been obstructed or impeded,

any other person employed upon the railway, and all such persons as he may call to his assistance, may seize and detain such person so offending, or any person counselling, aiding, or assisting in such offence, and convey him before any two or more Justices of the Peace, without any other warrant or authority than this Act, to be dealt with according to law.

(2.) Every person so offending, and every person counselling, aiding, or assisting therein shall, upon summary conviction, be liable to imprisonment, with or without hard labour, for any period not exceeding six months, or to a penalty not exceeding Fifty pounds.

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SEC. 81. Any offence against this Act, and any breach of any of the provisions thereof, or of any by-laws thereunder, may be heard and determined summarily, on the complaint of any person, by any two or more Justices of the Peace in the manner provided by "The Justices Act, 1902," and all penalties or other moneys recovered shall be paid to the Commissioner.

## BY-LAWS AND NOTICES AND PENALTIES IMPOSED BY THE BY-LAWS.

THE Commissioner of Railways does hereby notify and declare that he has made the following By-laws, and that the same have been approved of by the Governor in Executive Council, and are the By-laws for regulating the use of the Government Railways, to be observed henceforth by all parties; and the Commissioner hereby gives notice of all matters hereinafter mentioned; and the By-laws previously in force regulating the matters provided for and dealt with in the following By-laws are hereby cancelled:—

## BY-LAWS.

*Passengers to obtain tickets and deliver up the same on demand. Tickets not to be used for any other day than for which issued.*

1. Any intending passenger on paying the prescribed fare will be furnished with a ticket, and every passenger shall show his pass or ticket to and allow it to be marked by any authorised person of the Commissioner whenever so required by such employee, and the holder of any return ticket shall, if so required, produce the return half on the forward journey. Every pass or ticket, whether single, return, or periodical, shall be delivered up on demand of any such employee.

Any ticket not used on the day, within the period, or for the journey for which it was issued, and any return ticket not used within the prescribed time, shall be deemed as cancelled. Any person who shall use, or attempt to use any such ticket, or be otherwise guilty of a breach of this By-law, shall be liable to a penalty not exceeding Ten pounds.

*Sale and purchase of tickets. Passengers using expired tickets.*

2. Tickets are the property of the Commissioner and are not transferable. It is unlawful for any person, unless duly authorised or employed by the Commissioner for such purpose, to sell, or offer to sell any pass, ticket, or portion of a return ticket, or to use, or attempt to use a transferred pass, ticket, or portion of a return ticket, or a ticket the time for using which has expired. (See "Government Railways Act, 1904," ss. 45 and 46.)

*Booking at intermediate stations to continue journey by same train.*

3. No passenger, unless he joins the train at a stopping-place where tickets are not issued, or unless he be the then holder of an ordinary full fare ticket to the intermediate station at which he alights, and also rebooks at the full ordinary rate without deriving any advantage as regards fare by the double booking, shall take a ticket at any intermediate station for the purpose of continuing his journey in the same train as that in which he shall have arrived at such station. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Tickets only to be used between stations named thereon and by proper trains.*

4. No ticket, whether single or return, shall be used by a passenger for a journey other than that between the stations named thereon, or to a station between those so named, and in the latter event only if the passenger, by so using the ticket, derive no advantage as regards fare. A Workman's Weekly Ticket and an Excursion Ticket shall not be used for any other train than that for which they may have been issued. A holder of a Workman's Weekly Ticket who leaves a train on the forward journey at any station before the destination shown on such ticket, shall not continue his journey to such destination except upon payment of the ordinary fare from the place at which he resumes such journey.

Any person who uses or attempts to use a ticket in contravention of this By-law, shall be liable to a penalty not exceeding Ten pounds.

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*Breakage of journey on tickets.*

5. No passenger shall break his journey at an intermediate station and thereafter proceed by a subsequent train on the same ticket, unless by permission of the officer-in-charge, or authorised by the regulations of the Commissioner. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Defaced tickets not to be recognised.*

6. No ticket shall be recognised by any employee of the Commissioner unless the number, date, and names of the stations on such ticket are legible.

Any person who shall use or attempt to use any ticket defaced, mutilated, altered, or illegible in any of the above particulars, will be regarded as not having paid his fare, and shall be liable to a penalty not exceeding Ten pounds.

*Passengers not to place their feet on seats.*

7. No passenger shall place his foot or feet upon any seat or part of a seat in any carriage or other vehicle of the Commissioner under a penalty not exceeding Ten pounds.

*Expectorating on station premises or rolling-stock.*

8. No person shall expectorate upon the floor or any other part of any carriage, vehicle, waiting-room, or platform of the Commissioner. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Male passengers not to enter waiting-rooms or carriages set apart for females.*

9. No male person shall enter any room, carriage, or other vehicle set apart for the accommodation of females, and any such person who shall enter such room, carriage, or other vehicle, or remain therein after being warned to leave the same, may be removed therefrom, and, in addition, shall be liable to a penalty not exceeding Ten pounds.

*Full fare passengers only to travel in smoking compartments.*

10. No person shall travel in any compartment of any carriage set apart for smoking unless he shall have paid the adult fare for the time being in force, notwithstanding he may be the holder of a certificate purporting to authorise him to travel at a less fare. Any person found so travelling, who refuses either to pay such adult fare or to quit such compartment when required so to do by an authorised employee of the Commissioner, shall be liable to a penalty not exceeding Ten pounds.

*Smoking in places not set apart for the purpose.*

11. No person shall smoke in any shed or covered platform of a station, or in any building, or on any pier, jetty, or wharf of the Commissioner, or in any carriage or other vehicle or compartment thereof not specially provided for that purpose. Any person guilty of a breach of this By-law may be summarily removed, and, in addition, shall be liable to a penalty not exceeding Ten pounds.

*Entering or leaving carriages when in motion, etc.*

12. No person, other than an employee of the Commissioner, shall, without reasonable excuse, enter or leave, or attempt to enter or leave any carriage or other vehicle while the train is in motion, or elsewhere than at the side of the carriage or other vehicle adjoining the platform or other place appointed by the Commissioner for persons to enter or leave the same. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Opening carriage doors or getting through windows.*

13. No person other than an employee of the Commissioner shall, without reasonable excuse, enter or leave any carriage or other vehicle of the Commissioner by getting through a window, or shall open a locked carriage door with a key or other instrument at any time, or any door, whether locked or not, while the train is in motion. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

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*Travelling on roof, steps, etc., of carriage.*

14. No person, other than an employee of the Commissioner, shall, without reasonable excuse, travel on the roof, steps, or footboard of any carriage or other vehicle, or on an engine or on any portion of any carriage or other vehicle not intended for the conveyance of passengers. Any person guilty of a breach of this By-law may be summarily removed, and, in addition, shall be liable to a penalty not exceeding Ten pounds.

*Persons intoxicated or committing any nuisance.*

15. No person in a state of intoxication shall enter or remain in a carriage or other vehicle, or be upon any station or premises of the Commissioner, and no person shall in or upon any such carriage, vehicle, station or premises commit any nuisance, or gamble, or write, or use any insulting, indecent, obscene, blasphemous, abusive, or offensive words, or wilfully interfere with the comfort of any passenger. Any person guilty of a breach of this By-law may be summarily removed from such carriage, vehicle, station, or premises, and shall be liable, in addition, to a penalty not exceeding Ten pounds. (*See also "Government Railways Act, 1904," ss. 43 and 49.*)

*Persons with infectious or contagious diseases.*

16. The Commissioner may refuse to carry any person who, in the opinion of himself or his officers, has any infectious or contagious disease. No person who has any such disease shall, without the authority of the Commissioner, resort to or come upon any premises of the Commissioner, or travel, or attempt to travel, on any railway. No person who has charge of any person who has any such disease shall, without the like authority, aid or assist the person having any such disease to travel, or attempt to travel, on the railway. Any person guilty of a breach of this By-law may be removed from any such premises, or from any carriage or other vehicle of the Commissioner, and shall forfeit any fare which he may have paid, and, in addition, shall be liable to a penalty not exceeding Ten pounds.

*Making use of means of communication between passengers and railway servants.*

17. No person shall make use of the means of communication between the passengers and employees of the Commissioner in charge of a train, or apply any brake, without reasonable excuse. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Gratuities not to be offered to employees.*

18. No person shall give or offer a gratuity to any employee of the Commissioner under a penalty not exceeding Ten pounds.

*Obstructing employees in the execution of their duty.*

19. No person shall obstruct or impede any employee of the Commissioner in the execution of his duty. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds. (*See also "Government Railways Act, 1904," s. 43.*)

*Lost property or documents found to be handed over.*

20. Any person who finds any lost property upon any station or premises or in or upon any carriage or vehicle of the Commissioner shall immediately hand over the same to the officer-in-charge of the railway station at or nearest the place where such property was found, or to the guard in charge of the train. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Injuring or removing railway property.*

21. No person shall wilfully or negligently injure any lining, shutter, or blind, or break or deface any window, or remove or injure any number-plate, notice, or advertisement, or remove or extinguish any lamp of or in any carriage, or otherwise damage any fittings, carriage, or other property of the Commissioner. Any person guilty of a breach of this By-law shall be liable to pay the amount of the damage done, and, in addition, to a penalty not exceeding Ten pounds. (*See "Government Railways Act, 1904," s. 43.*)

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*Persons omitting to shut and fasten gates, etc.*

22. No person shall omit to shut and securely fasten any gate set up at either side of the railway for the accommodation of the owner or occupier of the adjoining lands as soon as he and any vehicle, cattle, or other animals under his care have passed through the same. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds. (See also "Government Railways Act, 1904," s. 48.)

*Posting placards on railway property or premises.*

23. No person, unless authorised in writing by the Commissioner, shall post, stick, paint or write, or cause to be posted, stuck, painted or written, any placard, bill, advertisement, or other matter within or on any post, fence, gate, platform, wall, building or other property or premises of the Commissioner. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds. (See "Government Railways Act, 1904," s. 48.)

*Sales on railway premises.*

24. No person, unless authorised by the Commissioner, shall sell or attempt to sell any article on any railway premises. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds. (See "Government Railways Act, 1904," s. 48.)

*Trespassing on railway premises.*

25. No person shall trespass upon any railway, pier, wharf, jetty, station, land, or other premises of the Commissioner. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds. (See "Government Railways Act, 1904," s. 48.)

*Persons to leave railway premises when required to do so.*

26. Any person (unless holding a platform ticket), not being an intending passenger in possession of a ticket, who does not leave any premises of the Commissioner when required so to do by an authorised employee of the Commissioner, may be removed therefrom, and, in addition, shall be liable to a penalty not exceeding Ten pounds.

*Persons crossing at unauthorised places.*

27. No person shall cross, or attempt to cross, any line of railway elsewhere than at an authorised crossing-place, or cross, or attempt to cross, any line of railway at an authorised crossing-place when warned so not to do by an employee of the Commissioner. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Persons crossing line to use overbridge or subway where provided.*

28. No person on foot (excepting a person in charge of a vehicle or live stock) shall cross, or attempt to cross, any line of railway on the level at a station or any other place where an overbridge or subway is provided. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Unauthorised persons soliciting custom.*

29. No person, unless duly authorised in writing by the Commissioner, shall come in or upon any carriage, vehicle, or premises of the Commissioner for the purpose of removing any passenger's luggage for reward unless engaged by him for such purpose, and no person, unless so authorised as aforesaid, shall solicit custom or hire in or upon any carriage, vehicle, or premises of the Commissioner. Any person guilty of a breach of this By-law may be removed from such carriage, vehicle, or premises, and, in addition, shall be liable to a penalty not exceeding Ten pounds.

*Drivers of vehicles to be provided with written license.*

30. No driver of any hackney carriage, omnibus, cart, dray, or other public vehicle shall ply for hire within any premises of the Commissioner without a license in writing from him. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

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*Drivers of vehicles to obey directions of railway officers.*

31. Every driver of an omnibus, cab, carriage, cart, dray, or other vehicle shall, while in or upon any station, yard, or other premises of the Commissioner, obey the reasonable directions of any authorised employee of the Commissioner. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Horses, vehicles, etc., not to be driven at dangerous speed.*

32. No person shall drive any horse or horses attached to a vehicle, or drive any motor-car or other machine through, into, or out of any railway station, yard, or premises of the Commissioner at a rate of speed involving danger to others. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Horses, bicycles, etc., not to be ridden or driven except where set apart therefor.*

33. No person shall ride or drive any horse, or any bicycle, motor-car, or other machine upon or along any railway, pier, wharf, jetty, platform, or any pathway, sub-way, or other way used in connection with any of the railway stations, buildings, piers, wharfs, or jetties vested in, used by, or under the control of the Commissioner, and set apart for the exclusive use of pedestrians. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Traction engines, road engines, or other vehicles crossing line.*

34. No person shall take or attempt to take across any railway on the level any traction engine, road engine, or any vehicle of whatsoever description the weight of which on any wheel exceeds 3 tons or 6 tons on any axle, or any vehicle or contrivance having thereon any load exceeding 16 feet in height or 10 feet in width, or any load that is exceptional and will cause, or will be likely to cause, an obstruction of the railway, unless such person shall have given twenty-four hours' previous notice, in writing, of his intention to so cross, particularising the place and time where and when he intends to cross, and the name and address of the owner of such engine, vehicle, or load to the station-master or officer-in-charge of any railway station, which is also a telegraph station, or the railway station next adjacent to the point at which such person proposes to so cross such railway, provided a man be in charge of such station, and unless and until such person has made such provision as may be required by the Commissioner to prevent any injury being done to railway property or such railway by reason of the crossing of such engine, vehicle, or load. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Loaded firearms not to be carried.*

35. No person shall, without the written authority of the Commissioner, take or place into or upon, or discharge from or upon any premises, carriage, or other vehicle of the Commissioner any loaded firearm. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds. (See also "Government Railways Act, 1904," s. 34.)

*Missiles, rubbish, etc., not to be thrown.*

36. No person shall throw, or cause to be thrown, at or from any carriage or other vehicle of the Commissioner, or on to any railway or any station building, pier, wharf, jetty, land, or other premises vested in, used by, or under the control of the Commissioner, any glass, stone, or other missile, or any filth, dirt, rubbish, or other matter of a similar nature. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds. (See also "Government Railways Act, 1904," s. 42.)

*Polluting water in railway reservoirs, etc.*

37. No person shall bathe in or pollute the water of any reservoir or tank connected with any railway of the Commissioner, and no person shall fish or shoot in, over, or upon any such reservoir or tank without the consent in writing of the Commissioner. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

## PENALTIES.

*Sewage, drainage, etc., not to be placed or emptied on railway premises.*

38. No person shall permit to flow, or empty or place, or cause or suffer to flow or to be emptied or placed, any sewage, night-soil, drainage or other offensive matter on to or upon any railway, or any station, building, pier, wharf, jetty, land, or other premises vested in or used by or under the control of the Commissioner. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Animals not to be driven across the line at unauthorised places.*

39. No person, whether with or without a vehicle, shall ride or drive, or attempt to ride or drive, any horse, cattle, sheep, or other animal across any line of railway on the level thereof when a train is in sight and in motion coming towards such place, or when warning of its approach has been given by a whistle, or when warned so not to do by an employee of the Commissioner. Every person when crossing shall use all possible despatch to cross such line. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds. (See also "Government Railways Act, 1904," s. 42.)

*Allowing animals to stray on railway premises or lands.*

40. No person shall drive or negligently allow any cattle, horse, sheep, swine, or other animal to stray upon any line of railway or premises of the Commissioner. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Conveyance of dogs or other animals in carriages.*

41. No person shall take into or have in his charge in any carriage or other vehicle intended for the conveyance of passengers, any dog or other animal, except under the conditions imposed for the conveyance of such dog or other animal. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds; and any such dog or other animal may be forthwith removed from any such carriage or vehicle, and from the premises of the Commissioner.

*Diseased animals on railway premises.*

42. The Commissioner may refuse to carry any horse, cattle, sheep, swine, bird, or other live stock which he reasonably believes to be diseased. No person shall wilfully or negligently drive or bring, or cause or permit to be driven or brought upon or into any station yard, shed, or premises of the Commissioner, any horse, cattle, sheep, swine, bird, or other live stock having or suffering from any disease whatsoever. Any person guilty of a breach of this By-law shall be liable to a penalty not exceeding Ten pounds.

*Unauthorised persons travelling in reserved carriages or sleeping cars.*

43. Any person who shall travel in or enter a railway carriage or compartment reserved for any particular person, or class of persons, and shall refuse to quit the carriage or compartment when requested to do so, or not having a sleeping car ticket, refuses to quit a sleeping carriage when requested to do so, may be removed therefrom, and shall, in addition, be liable to a penalty not exceeding Ten pounds. (See "Government Railways Act, 1904," s. 44.)

*Ordinary return tickets.*

44. Ordinary return tickets are issued at any time, available for return as follows:—

For distances not exceeding 20 miles—seven days (day of issue is counted one day).

For distances over 20 miles—six months.

Holiday Excursion, Cheap Excursion, and Special Cheap Excursion tickets are only available for limited periods, as specified at time of issue.

All persons using, or attempting to use, return tickets otherwise than in accordance with this By-law shall, on conviction, be liable to a penalty not exceeding Ten pounds.

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*Joining a train without a ticket.*

45. Any person joining any train at any booking station without having previously provided himself with a ticket shall, on demand by any railway official, pay sixpence in addition to the ordinary fare, and if such demand be not complied with, the person so refusing or neglecting to comply shall, on conviction, be liable to a penalty not exceeding Ten pounds.

*Press tickets—irregular use of.*

46. Press tickets are issued solely to persons wholly and permanently employed by the proprietors of a "registered" newspaper, and travelling for the purpose of reporting; and any person, not being duly entitled thereto, who shall travel or attempt to travel on such a ticket, or who shall, directly or indirectly, aid or abet any person so travelling or attempting to travel, shall, on conviction, be liable to a penalty not exceeding Ten pounds, in addition to paying the full ordinary adult fare for the journey which he has made or is making, or is about to make or attempt to make.

*Carriages not to be overcrowded.*

47. No person shall enter or remain in any carriage, or compartment of a carriage, containing the full number of persons which it is constructed to convey, except with the consent of the persons in such carriage or compartment, and any person who shall have entered or be in a carriage or compartment under such circumstances without such consent, and shall refuse or neglect to go out immediately upon being requested by the Guard or other officer of the railway to do so, may be summarily removed therefrom, and shall, on conviction, be liable to a penalty not exceeding Ten pounds.

*Taking possession of seat in carriage.*

48. It shall not be lawful for any passenger to take possession of the seat in a railway carriage of any other passenger who has been occupying such seat, and who has temporarily left the carriage for refreshments or other purposes. Any person so offending, and refusing to give up the seat to the previous occupant, may be removed therefrom, and from the carriage or compartment or train or any railway premises by any officer of the Commissioner, and shall, in addition, be liable, on conviction, to a penalty not exceeding Ten pounds.

*Smoking carriages to be used by male passengers only.*

49. Smoking compartments are set apart for the use of male passengers only, and any female who shall refuse to quit any such compartment when required so to do, may be removed therefrom, and, in addition, shall be liable to a penalty not exceeding Ten pounds. (See "Government Railways Act, 1904," s. 44 (3).)

*Loitering on railway premises.*

50. No person having travelled on the railway shall be entitled to remain on any railway station or premises for more than thirty minutes after the arrival at such station or premises of the train by which he travelled; and no person intending to travel on the railway shall be entitled to remain on any railway station or premises for more than one hour prior to the advertised time of departure of the train next proceeding to the station to which such person has booked to travel.

At junction stations, passengers travelling from one line to another may remain on such stations until the departure of the next connecting train, provided such train is timed to depart within two hours of the time of arrival of such passengers at the junction stations.

Platform tickets shall entitle persons to remain on the railway for thirty minutes only.

Any person refusing or neglecting to quit the railway premises after the expiration of the time specified in this By-law, when required by any railway officer or servant so to do shall, on conviction, be liable to a penalty not exceeding Ten pounds, and shall also be liable to be summarily removed from the railway premises by any railway servant.

*Giving false consignment note or waybill.*

51. If any person shall make or cause to be made an under-statement, or insert or cause to be inserted any misdescription as to the nature, quantity, weight, measurement, or value of any goods delivered upon a railway, in any consignment note, waybill, or



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PENALTIES.

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other document which he is required by "The Government Railways Act, 1904," to deliver in respect of such goods, he shall, in lieu of the ordinary charges, pay special charges at double the ordinary rate in respect of such goods in addition to any other penalty prescribed by the said Act.

*Claims.*

52. The Commissioner shall not be liable in damages for personal injury to any passenger unless a claim in writing in respect of such injury is made by or on behalf of the passenger and served on the Commissioner within twenty-eight days of the day upon which the injury is sustained.

The Commissioner shall not be liable for any loss of or damage to goods unless a claim in writing in respect of such loss or damage is made by or on behalf of the owner of the goods and served on the Commissioner:

- (a.) In the case of total loss of goods, within 21 days after the day upon which the goods were consigned or handed to the Commissioner or his servants; and
- (b.) In the case of damage to or partial loss of goods, within four days after the delivery of the goods alleged to be damaged or short delivered. The delivery of such goods shall be deemed to be complete when notice of arrival has been given to the consignee, or after the goods have been at the receiving station for twelve hours.

Any claim under this By-law shall be deemed to be duly made if in writing and delivered at the Office of the Commissioner or the Chief Traffic Manager in Perth, or left with any officer in charge of any railway station.

Signed by the Commissioner of Railways, at Perth.

WM. J. GEORGE,

Commissioner of Railways.

5th February, 1906.

In the presence of—

C. B. RUSHTON,

Secretary.

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Approved by His Excellency the Governor in Executive Council this 8th day of February, 1906.

F. G. W. HICKLING,

Acting Clerk of the Council.