



# Government Gazette

OF

## WESTERN AUSTRALIA.

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No. 61 |

PERTH : WEDNESDAY, DECEMBER 31.

[1947.]

The Charitable Collections Act, 1946.

## PROCLAMATION

WESTERN AUSTRALIA, } By His Excellency The Honourable Sir James  
TO WIT. } Mitchell, Knight Grand Cross of the Most Dis-  
JAMES MITCHELL, } tinguished Order of Saint Michael and Saint  
Lieutenant-Governor. } George, Lieutenant-Governor in and over the  
[L.S.] } State of Western Australia and its Dependencies  
in the Commonwealth of Australia.

C.S.D. 88/40.

WHEREAS by section 17, subsection (1) of the Charitable Collections Act, 1946, it is provided that the Governor may by Proclamation vest in the Minister the moneys, securities for money, and articles in any war fund on being satisfied—(a) that a majority of at least three-fourths in number of the persons who are trustees or who have the control of the moneys or securities for money or articles in such fund, has consented thereto; and whereas such a majority of the Salvation Army War Work Fund has so consented; and whereas by subsection (2) of section 17 of the Act the Governor may by Proclamation vary such trusts and authorise the Minister to apply the said moneys and securities and articles or any part thereof to such charitable purposes as he may direct: Now, therefore I, the said Lieutenant-Governor, acting with the advice and consent of the Executive Council, and in exercise of the powers conferred on me by section 17 of the Charitable Collections Act, 1946, hereby proclaim that the said trusts are hereby varied and that the Minister is authorised to apply the said articles as set out in the Schedule attached hereto, to the support of activities of a social welfare character, and for that purpose to deliver the said articles to the Salvation Army.

Given under my hand and the Public Seal of the said State, at Perth, this 23rd day of December, 1947.

By His Excellency's Command,

A. V. R. ABBOTT,  
Chief Secretary.

GOD SAVE THE KING !!!

The Schedule.

	£	s.	d.
Three Huts, at approximately £300 each	900	0	0
One Piano, approximately	30	0	0
Forms, Tables and Sundries	20	0	0
One Chevrolet Panel Van, 1940 (ceiling price)	282	0	0
One Chevrolet Panel Van, 1940 (ceiling price)	282	0	0
One Hillman Utility, 1940 (ceiling price)	272	0	0
One Hillman Utility, 1940 (ceiling price)	255	0	0
One Ford Panel Van, 1941 (ceiling price)	327	0	0
One Ford Panel Van, 1940 (ceiling price)	218	0	0
One Ford Panel Van, 1939 (ceiling price)	311	0	0

The Charitable Collections Act, 1946.

## PROCLAMATION

WESTERN AUSTRALIA, } By His Excellency The Honourable Sir James  
TO WIT. } Mitchell, Knight Grand Cross of the Most Dis-  
JAMES MITCHELL, } tinguished Order of Saint Michael and Saint  
Lieutenant-Governor. } George, Lieutenant-Governor in and over the  
[L.S.] } State of Western Australia and its Dependencies  
in the Commonwealth of Australia.

C.S.D. 219/45.

WHEREAS by section 17, subsection (1) of the Charitable Collections Act, 1946, it is provided that the Governor may by Proclamation vest in the Minister the moneys, securities for money, and articles in any war fund on being satisfied—(a) that a majority of at least three-fourths in number of the persons who are trustees or who have the control of the moneys or securities for money or articles in such fund has consented thereto; and whereas such a majority of the Merchant Seamen's Comforts Fund has so consented; and whereas by subsection (2) of section 17 of the Act the Governor may by Proclamation vary such trusts and authorise the Minister to apply the said moneys and securities and articles, or any part thereof, to such charitable purposes as he may direct: Now, therefore I, the said Lieutenant-Governor, acting with the advice

and consent of the Executive Council, and in exercise of the powers conferred on me by section 17 of the Charitable Collections Act, 1946, hereby proclaim that the said trusts are hereby varied and that the Minister is authorised to apply the said articles as set out in the Schedule attached hereto, to the support of activities of a social welfare character, and for that purpose to deliver the said articles to the Plying Angel Missions to Seamen.

Given under my hand and the Public Seal of the said State, at Perth, this 23rd day of December, 1947.

By His Excellency's Command,

A. V. R. ABBOTT,  
Chief Secretary.

GOD SAVE THE KING ! ! !

The Schedule.

	£	s.	d.
Billiard Table .. .. .	15	0	0
Cloth and refit .. .. .	83	0	0
Refrigerator .. .. .	245	0	0
Electrogram .. .. .	30	0	0
Radio Player .. .. .	101	3	6
Radio .. .. .	16	10	0
Cinema Equipment .. .. .	65	16	11
Cash Register .. .. .	50	0	0
Piano .. .. .	41	3	9
Radio .. .. .	25	1	1
Refrigerator .. .. .	265	0	0
Chairs .. .. .	34	17	0
Hecla Urn .. .. .	12	15	0
Bicycle, Chairs and Gramophone .. .. .	42	0	0

Money Lenders Act, 1912-1941.

PROCLAMATION

WESTERN AUSTRALIA, } By His Excellency The Honourable Sir James  
TO WIT, } Mitchell, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.  
JAMES MITCHELL,  
Lieutenant-Governor.  
[L.S.]

PURSUANT to paragraph (f) of section 3 of the Money Lenders Act, 1912-1941, I, the said Lieutenant-Governor, acting with the advice and consent of the Executive Council, do hereby proclaim and declare that the Australian Guarantee Corporation Limited, a body corporate, of 105 St. George's Terrace, Perth, shall be exempt from registration under the said Act for a period of 12 months from the date of the publication of this Proclamation in the *Government Gazette*.

Given under my hand and the Public Seal of the said State, at Perth, this 23rd day of December, 1947.

By His Excellency's Command,

(Sgd.) R. R. McDONALD,  
Attorney General.

GOD SAVE THE KING ! ! !

Vermin Act, 1918-1942.

PROCLAMATION

WESTERN AUSTRALIA, } By His Excellency The Honourable Sir James  
TO WIT, } Mitchell, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.  
JAMES MITCHELL,  
Lieutenant-Governor.  
[L.S.]

WHEREAS it is enacted by section 4 of the Vermin Act, 1918-1942, that "vermin" means and includes any animal, bird or insect mentioned in the Third Schedule to the said Act, and such other animals, birds or insects the names of which the Governor may by Proclamation add to the said Schedule, and that any Proclamation whereby the names of other animals, birds or insects are added to the said Schedule may be restricted in its operation to any portion of the State to be defined by the Proclamation; and whereas it is deemed desirable and expedient that the bird of the parrot or cockatoo species "Kokatoe Rosiecapilla," commonly known as "Galah," shall be "vermin" for the purposes of the said Act within the boundaries of the Mt. Marshall

Vermin District: Now, therefore I, the said Lieutenant-Governor, acting with the advice and consent of the Executive Council, and in exercise of the powers conferred by the said Act, do by this Proclamation add to the Third Schedule to the Vermin Act, 1918-1942, the name of the bird of the parrot or cockatoo species "Kokatoe Rosiecapilla," commonly known as "Galah," and declare that this Proclamation shall apply and have effect only in that portion of the State which is comprised within the boundaries of the Mt. Marshall Vermin District as constituted under the said Act.

Given under my hand and the Public Seal of the said State, at Perth, this 23rd day of December, 1947.

By His Excellency's Command,

L. THORN,  
Minister for Agriculture.

GOD SAVE THE KING ! ! !

Road Districts Act, 1919-1946.

Manjimup Road Board.

PROCLAMATION

WESTERN AUSTRALIA, } By His Excellency The Honourable Sir James  
TO WIT, } Mitchell, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor in and over the State of Western Australia and its Dependencies in the Commonwealth of Australia.  
JAMES MITCHELL,  
Lieutenant-Governor.  
[L.S.]

P.W. 1193/37.

PURSUANT to section 219 of the Road Districts Act, 1919-1946, I, the said Lieutenant-Governor, do hereby proclaim and declare that the Manjimup Road Board may adopt the system of valuation on the annual value on Saw Mill Site 152/33, Northcliffe, and may impose rates on the rateable land within such area on the annual value thereof, in accordance with the relative provisions of the said Act, and any Proclamation heretofore or hereafter issued thereunder and for the time being in force.

Given under my hand and the Public Seal of the said State, at Perth, this 23rd day of December, 1947.

By His Excellency's Command,

(Sgd.) A. F. WATTS,  
Minister for Local Government.

GOD SAVE THE KING ! ! !

Traffic Act, 1919-1947.

Bruce Rock Road Board.

ORDER IN COUNCIL.

P.W. 872/38.

HIS Excellency the Lieutenant-Governor, acting by and with the advice and consent of the Executive Council, hereby makes the following order under the authority of section 48 of the Traffic Act, 1919-1947, namely, that in pursuance of clause (y) of paragraph (i) of subsection (1) of section 46 of the said Act, the Bruce Rock Road Board is hereby empowered to make by-laws providing for the placing, erection and installation on roads or footpaths of traffic signs and directions, and for the marking on roads or footpaths of signs for the direction of traffic, both vehicular and pedestrian.

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

FARMERS' DEBTS ADJUSTMENT ACT, 1930-1934.

NOTICE is hereby given that the following Stay Order has been issued in accordance with section 7, subsection (1) of the Farmers' Debts Adjustment Act, 1930-1934, which reads as follows:—

A Stay Order shall direct that no action, execution, distress for rent, proceedings on default for breach of covenant under any mortgage or other security for money, or under an agreement for sale and purchase of lands, or other process or proceedings, shall be commenced or proceeded with or put in force against the farmer or any of the farmer's assets, whether utilised in connection with or forming portion of the assets comprised in his farming business or not, during the operation of such Stay Order: Provided that by leave

of a judge any action may, notwithstanding the Stay Order, be instituted and/or carried on against the farmer, but not beyond judgment.

Granted under Section 11.  
(Writing Down or Suspension of Debts.)

Farmer's Name, Address, Date.

Lamlie, John Lyle; Lake Camm; 17/12/47.

All claims against the farmer to be forwarded to the Deputy Director, Government House Buildings, St. George's Terrace, Perth.

E. H. FAUCKNER,  
Deputy Director.

17th December, 1947.

THE AUDIT ACT, 1904.

The Treasury,  
Perth, 23rd December, 1947.

THE following appointment and cancellation of appointment have been approved:—

Receiver of Revenue.—Treas. No. 29/45—Mr. H. E. Williams for the Public Works Water Supply at Kalgoorlie in place of Mr. W. Read whose authority is hereby cancelled.

Certifying Officer.—Treas. No. 906/40—Mr. F. W. Beadle for the State Government Insurance Office has been cancelled as from the 16th December, 1947.

A. J. REID,  
Under Treasurer.

VACANCIES IN THE PUBLIC SERVICE.

Department.	Position.	Salary.	Date Returnable.
Lands and Surveys ... ..	Clerk, Accounts Branch (Item 426) ... ..	Class C-II.-8 Margin £124-£136	1948. 3rd January.
Do. do. ... ..	Clerk, Accounts Branch (Item 434) ... ..	Class C-II.-9 Margin £112-£124	do.
Metropolitan Water Supply ...	Clerk, Owners' Lists and Vacant Land (Item 1471)	Class C-II.-8 Margin £124-£136	do.
Crown Law ... ..	Clerk, Property Section Public Trust Office (Item 1724)	Class C-II.-9 Margin £112-£124	do.
Do. ... ..	Clerk of Courts, Moora ... ..	Class C-II.-6 Margin £172-£196 (limit £184)	do.
Treasury ... ..	Architect, 2nd Class, State Housing Commission (Item 194)	Class P-II.-3/5 Margin £208-£316	do.
Public Health ... ..	Matron, Heathcote Reception Home * ... ..	Class G-II.-6/7 Margin £148-£196 (limit £184)	7th January.

\* Applications also called under section 29.

Applications are called under section 38 of the Public Service Act, 1904, and are to be addressed to the Public Service Commissioner and should be made on the prescribed form, obtainable from the offices of the various Permanent Heads of Departments.

S. A. TAYLOR, Public Service Commissioner.

Crown Law Department,  
Perth, 24th December, 1947.

HIS Excellency the Lieutenant-Governor in Executive Council has approved of the undermentioned appointments:—

John Finlayson Robertson, as Acting Clerk of the Local Court and Acting Clerk to Magistrates, Collie, during the absence on annual leave of A. Thomas.

Sergeant Glen Roy King as Clerk of the Local Court, Clerk to Magistrates, Derby, and Clerk of the West Kimberley Court of Session, *vice* Constable M. V. O'Halloran, transferred.

Sergeant John Arthur Edwards as Acting Clerk of the Local Court and Acting Clerk to Magistrates, Pinjarra, during the absence on sick leave of Sergeant S. G. Dawes.

John Finlayson Robertson, as Acting Electoral Registrar for the Collie Electoral District, during the absence of A. Thomas on leave, as from 5th December, 1947.

Reveley Elliott Trigwell, as Acting Electoral Registrar for the Nelson Electoral District, *vice* J. F. McIntyre, transferred.

Frank Ernest Allan Bateman as an Acting Stipendiary Magistrate, temporarily, subject to the provisions of section 12 of the Stipendiary Magistrates Act, 1930-1947, during the absence on leave of W. J. Wallwork.

Geoffrey Bernard Wadley of Bayswater, as a Sworn Valuator under the Transfer of Land Act, 1893.

THE Hon. Attorney General has approved of the undermentioned appointments:—

Constable T. W. Needle, as Acting Bailiff of the Marble Bar Local Court at Nullagine during the absence of Constable G. A. Rowe on leave.

Sergeant John Arthur Edwards, as Acting Bailiff of the Pinjarra Local Court during the absence on sick leave of Sergeant S. G. Dawes.

DECLARATIONS AND ATTESTATIONS ACT, 1913.

THE Hon. Attorney General has approved of the undermentioned appointments of Commissioners for Declarations under the Declarations and Attestations Act, 1913:—

Roy Samuel Francis Irvin, Wembley; Albert Barton Menogue, Perth, and Kenneth Brockman Marris, West Perth.

THE Department has been notified that the following cheques have been lost by the payees; payment has been stopped and it is intended to issue fresh cheques in lieu thereof:—

1. Cheque No. 45725 dated the 15/12/47 drawn on the Public Trust (Common Fund) for the sum of £415 17s. 8d. in favour of M. Boskovich.

2. Cheque No. 149364 dated the 19th June, 1947, drawn on the Clerk of Courts Trust Fund for the sum of £3 19s. 11d. in favour of W. M. Kennewell.

3. Cheque No. 155021 dated the 20th October, 1947, drawn on the Clerk of Courts Trust Fund for the sum of £1 19s. 11d. in favour of D. Richardson.

4. Cheque No. 96605 drawn on the Clerk of Courts Trust Fund for the sum of 3s. in favour of the Commissioner of Railways and dated the 31st July, 1947.

H. B. HAYLES,  
Under Secretary for Law.

COMPANIES ACT, 1943-1947.

Crown Law Department,  
Perth, 29th December, 1947.

HIS Excellency the Lieutenant-Governor in Executive Council, acting pursuant to section 391 (1) of the Companies Act, 1943-1947, has been pleased to appoint

Gregory James Boylson to be Registrar of Companies for the purpose of the said Act, as from the 29th day of December, 1947.

H. B. HAYLES,  
Under Secretary for Law.

COMPANIES ACT, 1943-1947.

Crown Law Department,  
Perth, 29th December, 1947.

HIS Excellency the Lieutenant-Governor in Executive Council, acting pursuant to section 391 (1) of the Companies Act, 1943-1947, has been pleased to appoint temporarily Thomas Keith Macfarlane to be Deputy Registrar of Companies as from the 29th day of December, 1947.

H. B. HAYLES,  
Under Secretary for Law.

Crown Law Offices,  
Perth, 24th December, 1947.

THE following amendment of the Supreme Court Rules is published for general information.

H. B. HAYLES,  
Under Secretary for Law.

The Honourable Sir John Patrick Dwyer, Knight, Chief Justice of Western Australia, the Honourable Albert Asher Wolff and the Honourable James Leonard Walker, Puisne Judges of the Supreme Court of Western Australia, do hereby, in pursuance of the powers contained in the Supreme Court Act, 1935-1946, and of every other power them in this behalf enabling, make the following Rules, which shall come into operation one month after the publication thereof in the *Government Gazette*:—

Order LXV.

The following new Rule shall be inserted after Order LXV, Rule 8a:—

Order LXV, Rule 8b.

The total of any bills of costs of the fees, including Counsels' fees, prescribed by or allowed under this Order at this date (as distinct from other payments) shall in respect of business done in any cause or matter in the Supreme Court after this date be increased by twenty per centum, and such increase shall be allowed upon any taxation of costs in respect of any such business as well between Party and Party as between Solicitor and Client and in taxations under or pursuant to the Legal Practitioners Act, 1893-1946.

This Rule shall apply to all references to arbitration and to all Matrimonial, Divorce and Probate proceedings and to all criminal proceedings in the Supreme Court.

The increase hereby authorised shall not affect the question whether a bill of costs, when taxed, is or is not less by one-sixth part than the bill delivered, sent or left.

Provided that this rule shall not (a) affect the power to direct payment of a sum in lieu of costs under Order LXV, Rule 32, or the power to allow a fixed sum for costs under Order LXV, Rule 35 (39), or a gross sum under Order LXV, Rule 35 (40), or (b) apply to bills of costs which have, at the date on which this Rule comes into operation, already been delivered to the client sought to be charged therewith or to the person chargeable therewith or liable therefor or to bills then already taxed and certified or allowed.

Dated this 18th day of December, 1947.

J. P. DWYER,  
Chief Justice.

A. A. WOLFF,  
Judge.

J. L. WALKER,  
Judge.

Crown Law Offices,  
Perth, 24th December, 1947.

THE following General Order under Section 34 of the Legal Practitioners Act, 1893-1946, is published for general information.

H. B. HAYLES,  
Under Secretary for Law.

General Order.

The Legal Practitioners Act, 1893-1946.

We, the Honourable Sir John Patrick Dwyer, Knight, Chief Justice of Western Australia, the Honourable Albert Asher Wolff and the Honourable James Leonard Walker, Puisne Judges of the Supreme Court of Western Australia, and we being a majority of the members of the Barristers' Board constituted and appointed under and in pursuance of the Legal Practitioners Act, 1893, and of every other power us enabling, hereby make the following General Order, that is to say:—

That from and after this General Order has been published in the *Government Gazette* for a period of one calendar month, the total of any bill of costs for the remuneration of practitioners of the Supreme Court of Western Australia prescribed

by or allowed at this date under the General Order made on the 21st day of September, 1920, and gazetted on the 24th day of September, 1920, in relation to the several matters therein mentioned shall be increased by twenty per centum.

Dated at Perth this 18th day of December, 1947.

J. P. DWYER,  
Chief Justice.

A. A. WOLFF,  
Judge.

J. L. WALKER,  
Judge.

ROSS McDONALD,  
Attorney General,  
Chairman of the Barristers' Board  
or Western Australia.

S. H. Good, Francis W. Leake, J. P. Durack, T. S. Louch, L. D. Seaton, R. D. Forbes, W. T. Urmack, G. S. James, J. Hale, and L. W. Jackson, members of the said Board.

Chief Secretary's Office,  
Perth, 23rd December, 1947.

HIS Excellency the Lieutenant-Governor in Executive Council has been pleased to appoint:—

C.S.D. 563/41.—The persons named hereunder to be Visiting Justices to the gaols specified for the year 1948, in accordance with the provisions of the Prisons Act, 1903-1918:—

Albany—The Stipendiary Magistrate, Albany.  
Barton's Mill—A. R. Thorogood, C. Kostera, G. Weston.

Broome—The Resident Magistrate, Broome; J. T. C. McKenzie.

Bunbury—The Stipendiary Magistrate; L. R. Honey; Edwin Rose.

Carnarvon—The Resident Magistrate, Carnarvon;  
Cue—The Resident Magistrate, Cue.

Derby—The Resident Magistrate, Broome.

Fremantle—The Stipendiary Magistrate; L. B. Bolton; W. J. Sumpton; F. E. Gibson; A. Turton; Francis Pearse; W. Wauhop, F. Mann; J. E. Gustafson.

Geraldton—The Resident Magistrate, Geraldton.

Kalgoorlie—The Resident Magistrate, Kalgoorlie;

His Worship the Mayor.

Marble Bar—The Resident Magistrate, Broome.

Meekatharra—The Resident Magistrate, Cue.

Northam—The Stipendiary Magistrate, Northam;

F. A. Gregory.

Onslow—A. H. Clarke, Onslow.

Pardelup Prison Farm—M. F. Doran; W. H. Crane;

H. R. Rundle.

Perth—H. D. Moseley, Stipendiary Magistrate;

Alfred Spencer; Mrs. L. H. Needham.

Roebourne—The Resident Magistrate, Broome.

Shark Bay—The Resident Magistrate, Carnarvon.

Wiluna—The Resident Magistrate, Cue; K. J. Quar-

termain; Sydney Shiel.

Wyndham—The Resident Magistrate, Broome; W. A.

Bruton.

York—The Stipendiary Magistrate, Northam; R.

Inkpen.

C.S.D. 778/28.—Under section 7 and subject to section

9 of the Fire Brigades Act, 1942, Henry Robert

Irvine, now holding office, to be a member and also

President of the Western Australian Fire Brigades

Board as constituted under the said Act; such ap-

pointment to take effect as from and including the

first day of January, 1948, and for the period specified

in subsection (3) of section 9 of the said Act.

C.S.D. 586/38.—Wilfred Ivan Keogh, A.C.A. (Aust.)

F.C.I.S.; Gordon Leslie Stewart Williams, F.C.A.

(Aust.) F.C.I.S., and Charles Mervyn Hansen, A.C.A.

(Aust.) to be Public Auditors for the purposes of the

Friendly Societies Act, 1894-1946, and the Co-operative

and Provident Societies Act, 1903.

C.S.D. 248/33.—Lewis Lindsay Bateman, Frederick

Mann, Harold Joseph Ruthven Hooper, Walter Noakes,

and the Under Treasurer or his nominee, to be the

Fremantle Harbour Trust Commissioners, and Kenneth

Davidson Wilson as the Deputy for the Under Treas-

urer as one of the Fremantle Harbour Trust Commis-

sioners during the absence of the Under Treasurer,

under the Fremantle Harbour Trust Act, 1902, and

subject to any amendment thereof, for the term of

three years from the 1st January, 1948, and to appoint

Lewis Lindsay Bateman to be Chairman of the Com-

missioners for the year 1948.

C.S.D. 463/46.—Rabbi Rubin L. Zacks, Pastor G. H. Hunt, Reverend G. R. Holland, Rev. P. Clark, Rev. R. A. Pretty, Rev. G. Arblaster, Rev. E. G. Bensley, Pastor D. A. Speck, Rev. Father V. O'Sullivan, Mr. A. MacKillop, Mr. A. Dickson, Mr. G. R. Hitchin, Mr. J. McLinden, Mr. R. Bracks, Major A. D. Burtenshaw, Major E. O'Neill, Major M. C. Watson, Councillor A. Hines, Mrs. Ryan, Sister Florence, Sister Alice, and Miss Turner, to be members of the Prisoners' Aid Association for the period ending 31st December, 1948.

C.S.D. 327/34.—George Rogers Metherell and Ivan James E. Thorpe to be Principal Warders, Prisons Department, as from the 2nd January, 1948.

C.S.D. 651/47.—William Walter Wallace Cox and John Edward Helman, to be Probationary Warders, Prisons Department, as from the 25th November, 1947, and 2nd December, 1947, respectively.

H. T. STITFOLD,  
Under Secretary.

#### FORFEITURES.

THE undermentioned leases have been cancelled under section 23 of the Land Act, 1933-1946, owing to non-payment of rent.

Name	Lease	District	Reason	Corres.	Plan
Baker, A. N.	347/4391	Roe 1081	abandoned	2743/46	376/80D and E3.
Coram, B. W.	55/2380	Roe 932	£136 14s. 7d.	838/32	388/80D and E2.
Dhu, H. W.	347/4693	Williams 12806, 9841	abandoned	4194/47	377/40 F3 and 4.
Esser, L. M.	3117/2645	Westonia 220	abandoned	562/39	Westonia Townsite.
Fox, J. P.	68/3604	Yilgarn 1326	£8 11s. 9d.	1175/32	54/80 D4.
Fox, J. P.	347/1443	Yilgarn 803	£15 3s.	2566/36	54/80 D4 and 35/80 D1.
Fraser, T.	3117/2101	Reedy 114	abandoned	129/35	Reedy Townsite.
Harmer, C. & W.	347/3418	Sussex 2917	abandoned	87/43	413D/40 B4.
Martin, J. W.	3116/724	Yilgarn 683	£71 4s. 11d.	2662/37	53/80 C3.
Messrs. A. J. & G. Moir, Executors the will of John Moir (deceased)	392/437	Plantagenet	£70 14s. 11d.	8695/07	446/80 and 450/80.
Morris, A. B.	342/1552	Torbay 210	abandoned	3877/47	Torbay Townsite.
Morris, J. W. T.	1346/57	Williams 12978	abandoned	5918/23	409B/40 D2.
Morris, J. W. T.	57/228	Williams 11670	abandoned	367/28	409B/40 D2.
Morris, J. W. T.	1217/57	Williams 12729 and 14026	abandoned	3629/22	409B/40 D1 and 2.
McLeod, W.	68/2344	Ninghan 3257	abandoned	3945/30	87/80 Lake Harvey, Sheet 2.
Reid, A. F.	14454/68	Avon 20465	£104 4s. 2d.	3996/21	Merredin Sheet 2.
Reilly, E. I.	3117/3658	Onslow 301	abandoned	4281/47	Onslow Townsite.

Sargent, R. S. & R. A.; 3117/1265; Wiluna 1022; abandoned; 2345/35; Wiluna Townsite.

Store, L. H.; 338/3186; Pingelly 455; £10 16s.; 3940/46; Pingelly Townsite.

Thornton, A.; 347/2629; Victoria 6705; £17 12s. 1d.; 686/40; 159C/40, E3.

H. E. SMITH,  
Under Secretary for Lands.

#### MARMION LOT 101 OPEN FOR SALE.

Applications close 7th January, 1948.

Department of Lands and Surveys  
Perth, 17th December, 1947.

Corres. No. 940/36, Vol. 2.

HIS Excellency the Lieutenant-Governor in Executive Council has been pleased to approve, under section 45A of the Land Act, 1933-1946, of Marmion Lot 101 (containing about 1a. 1r.) being made available for sale in fee simple at the price of £150 and subject to the following conditions:—

(1) Each application to purchase shall be accompanied by a deposit of 10 per cent. of the purchase money.

(2) The successful applicant shall pay the balance of the purchase money within 12 months of approval of his application in four equal quarterly instalments on the first days of January, April, July and October.

(3) Applications, accompanied by a deposit of fifteen pounds (£15) must be lodged at the Lands Office, Perth, on or before Wednesday, the 7th January, 1948.

(4) All applications lodged on or before such date will be treated as having been received on the closing date, and if there are more applicants than one, the application to be granted will be determined by the Land Board.

H. S. FRANCIS,  
Acting Under Secretary for Lands.

#### LOT OPEN FOR LEASING.

Department of Lands and Surveys,  
Perth, 17th December, 1947.

Corres. No. 9763/01.

IT is notified for general information that Kalgoorlie Lot 2204 is available for leasing under section 117 of the Land Act, 1933-1946.

Applications must be lodged at the Lands Office, Kalgoorlie, on or before the 7th January, 1948.

If more than one application is received by the closing date for this lot, the applications shall be deemed to be simultaneous and shall be referred to a Land Board.

The following conditions shall apply:—

1. No lease shall be granted unless the applicant shall have first produced a "provisional consent to commence building," issued by the State Housing Commission, or such other evidence to prove to the satisfaction of the Minister for Lands that the applicant already has or is in a position to obtain the necessary materials to build a residence on the lot applied for.

2. The lessee will be required to erect a residence on his lot within six months from the date of the approval of his application or within such extended period as the Minister for Lands may approve. Failure to comply with this condition renders the lease liable to forfeiture.

3. The term of the lease will be 99 years.

4. The annual rental payable for the first 10 years of the term of lease will be twelve shillings. The rental shall be subject to reappraisal by the Minister at intervals of 10 years.

5. No transfer of the lease will be approved until the lessee has complied with the building conditions of his lease.

6. The lessee shall not carry on, or suffer or permit to be carried on, on the demised land, any trade or business whatsoever, without the consent in writing of the Minister for Lands being first obtained; and further, the conditions under which the said land is made available shall not entitle the lessee now, or at any future time, to the right to convert same to fee simple.

H. S. FRANCIS,  
Acting Under Secretary for Lands.

#### LOTS OPEN FOR LEASING.

Department of Lands and Surveys,  
Perth, 29th December, 1947.

IT is hereby notified for general information that the following lots are available for leasing under section 117 of the Land Act, 1933-1946:—

Corres. No. 2034/17, Vol. 5.—Boulder Lot 3004.

Corres. No. 1573/17, Vol. 6.—Kalgoorlie Lots R696 and R1259.

Applications must be lodged at the Lands Office, Kalgoorlie, on or before the 21st day of January, 1948.

If more than one application be received by the closing date for any of these lots the applications shall be deemed to be simultaneous and shall be referred to a Land Board.

The following conditions shall apply:—

1. No lease shall be granted unless the applicant shall have first produced a "provisional consent to commence building," issued by the State Housing Commission, or other such evidence to prove to the satisfaction of the Minister for Lands that the applicant already has, or is in a position to obtain the necessary materials to build a residence on the lot applied for.

2. The lessee will be required to erect a residence on his lot within six months from the date of the approval of his application or within such extended period as the Minister for Lands may approve. Failure to comply with this condition renders the lease liable to forfeiture.

3. The term of the lease will be 99 years.

4. The annual rental payable for the first 10 years of the term of the lease will be two pounds five shillings (£2 5s.) for the Boulder lot, and twelve shillings and sixteen shillings respectively, for the Kalgoorlie lots. The rental shall be subject to reappraisal by the Minister at intervals of 10 years.

5. No transfer of the lease will be approved until the lessee has complied with the building conditions of his lease.

6. The lessee shall not carry on, or suffer or permit to be carried on, on the demised land, any trade or business whatsoever, without the consent in writing of the Minister for Lands being first obtained; and further, the conditions under which the said land is made available shall not entitle the lessee now, or at any future time, to the right to convert same to fee simple. (Plans Boulder Sheet 1 and Kalgoorlie Sheet 2.)

H. E. SMITH,  
Under Secretary for Lands.

#### TENDERS FOR LEASING WILLIAMS LOCATIONS 12065 AND 12300.

PERTH LAND AGENCY.

Grazing Purposes.

Section 131 of the Land Act, 1933-1946.

Department of Lands and Surveys,  
Perth, 31st December, 1947.

Corres. 3360/20, Vol. 2.

TENDERS for the leasing of the land comprised within Williams Locations 12065 and 12300 (Abercorn Estate), containing 749 acres 2 roods 33 perches, are invited.

The above locations will be available for leasing under section 131 of the Land Act, 1933-1946, for a term to expire on the 31st December, 1948, at a minimum rental of sixty pounds.

Tenders for the above, accompanied by a cheque for the full amount tendered (minimum rental £60) plus 10s. office fee, endorsed "Tender for Williams Locations 12065 and 12300, shown on Public Plan 384/40, F3," and addressed "Under Secretary for Lands," must be lodged at the Lands Office, Perth, on or before Wednesday, 21st January, 1948.

All tenders lodged on or before that date, will be treated as having been received on that date.

The highest or any tender will not necessarily be accepted. (Plan 384C/40, F3.)

H. E. SMITH,  
Under Secretary for Lands.

## LAND OPEN FOR PASTORAL LEASING.

Under Part VI. of the Land Act, 1933-1946.

**WEDNESDAY, 4th FEBRUARY, 1948.**

Kimberley Division.

Corres. 7508/19

Plans: 139, 140, 141, 142, 143, 144, 146, 147, 148, 149/300.

IT is hereby notified for general information that all that area of land set aside for developmental purposes as a Temporary Reserve on Plans 139, 140, 141, 142, 143, 144, 146, 147, 148 and 149/300 on the 16th of February, 1921, in Lands and Surveys file 7508/19 will be available for selection on Wednesday, the 4th of February, 1948.

**WEDNESDAY, 10th MARCH, 1948.**

Kimberley Division.

Corres. 2460/39. (Plan 141/300.)

IT is hereby notified, for general information, that the land contained within late Pastoral Lease 396/638, formerly held by F. E. Bahr, and comprising about 141,500 acres, will be available for selection, as from Wednesday, the 10th March, 1948.

North-West Division.

Corres. 211/43. (Plan 96/300.)

IT is hereby notified, for general information, that the land contained within late Pastoral Lease 394/1294, formerly held by J. O'M. Lyons, and comprising about 137,881 acres, will be available for selection as from Wednesday, the 10th March, 1948.

North-West Division.

Corres. No. 2520/37. (Plan 79/300.)

IT is hereby notified, for general information, that the land contained within late Pastoral Lease 394/1228, formerly held by I. C. Carnaby, and comprising about 24,577 acres, will be available for selection as from Wednesday, the 10th March, 1948.

North-West and Eastern Divisions.

Corres. 1824/17. (Plans 80/300 and 71/300.)

IT is hereby notified, for general information, that the land contained within late Pastoral Leases 394/1107, 394/1108, 394/1109, 394/1111, 394/1112, 394/1144 and 395/737, formerly held by O. M. Bender, and comprising about 266,892 acres, will be available for selection as from Wednesday, the 10th March, 1948; subject to payment for improvements, if any.

**WEDNESDAY, 17th MARCH, 1948.**

Eastern Division.

Corres. 878/06. (Plans 49 and 72/80.)

IT is hereby notified for general information that the land contained within late Pastoral Lease 395/667 formerly held by E. G. Sparling and comprising about 33,993 acres, will be available for selection on Wednesday, the 17th March, 1948; subject to payment for improvements, if any.

Eastern Division.

Corres. 6489/25. (Plan 52/300.)

IT is hereby notified for general information that the land contained within late Pastoral Lease 395/631 formerly held by P. McNie and comprising 61,440 acres, will be available for selection as from Wednesday, the 17th March, 1948.

Kimberley Division.

Corres. 1484/37. (Plan 132/300.)

IT is hereby notified, for general information that the land contained within late Pastoral Lease 396/588 formerly held by J. F. Huddleston and comprising about 38,510 acres, will be available for selection as from Wednesday, the 17th March, 1948, subject to payment for improvements.

H. S. FRANCOIS,  
Acting Under Secretary for Lands.

## LAND OPEN FOR SELECTION.

IT is hereby notified, for general information, that the areas scheduled hereunder are available for selection under Part V. of the Land Act, 1933-1946, and the regulations appertaining thereto, subject to the provisions of the said Act, and also to the provisions of the Land Alienation Restriction Act, 1944.

Applications must be lodged not later than the date specified, but may be lodged before such date, if so desired.

All applications lodged on or before such date will be treated as having been received on the closing day, and if there are more applicants than one for any block, the application to be granted will be determined by the Land Board. Should any lands remain unselected, such will continue available until applied for or otherwise dealt with.

If a Land Board sitting becomes necessary, the applicants for the blocks will be duly notified of the date, time, and place of the meeting of the Board, and there shall be an interval of at least three days between the closing date and the sitting of the Board.

The selector of a Homestead Farm from any location must take the balance thereof, if any, under Conditional Purchase.

All marketable timber, including sandalwood and mallet, is reserved to the Crown, subject to the provisions of clause 18 of the regulations.

The term "Member of the Forces," where appearing in any notice published hereunder, shall be deemed to have the meaning as is specified in section 2 of the Land Alienation Restriction Act, 1944, that is to say, "Member of the Forces" means a person who is or has been, a member of the Naval, Military or Air Forces of His Majesty the King during any period in which His Majesty is or has been engaged in war.

## SCHEDULE.

**WEDNESDAY, 7th JANUARY, 1948.**

PERTH LAND AGENCY.

Avon District (adjoining Kwelkan Townsite).

Corr. No. 9590/11. (Plan 34/80, D2.)

Locations 15549 and 15550, containing 485a. and 736a., respectively, at 5s. 9d. per acre; classifications pages 29 and 30 of 5780/08; subject to Rural and Industries Bank indebtedness and to poison conditions. This cancels the previous *Gazette* notice concerning these locations.

Avon District (about 5 miles West of Belka).

Corr. No. 1992/46. (Plan 4/80, E1.)

Location 19238, containing about 532a. 2r. 28p.; subject to survey, classification and pricing, and to Goldfields Water Supply timber conditions; being T. Norriss' cancelled application.

Avon District (about 7 miles West of Dattening).

Corr. No. 6141/24. (Plan 379B/40, E2.)

Location 23719, containing 2,111a. 1r. 24p. (ex road), at 4s. per acre; classification page 4 of 6141/24; subject to timber conditions and to payment for improvements, if any; being E. J. Rick's forfeited lease 20039/68.

Avon District (about 10 miles South-West of Dattening).

Corr. No. 5045/29. (Plan 379B/40, DE2.)

Location 25827, containing 78a. 2r. 23p., at 4s. 6d. per acre; classification page 10 of 5045/29; subject to timber conditions and to exemption from road board rates for two years from date of approval; being H. A. Pridmore's forfeited lease 68/2312.

Jandakot A.A. (about 4½ miles South of Jandakot).

Corr. No. 1942/38. (Plan 341A/40, B2.)

Location 202, containing 123a., at 5s. per acre; classification page 9 of 1942/38; subject to timber conditions and to exemption from road board rates for two years from date of approval; being J. F. D. Parker's cancelled lease 347/2288.

## Kojonup District (at Fifield).

Open under Part V., Sec. 53.

Corr. No. 1885/33. (Plan 417D/40, C3.)

Location 8502, containing 3a.; purchase price, £1 18s. (including Crown Grant and registration fees); available to adjoining holder only and subject to the giving of such security as The Rural and Industries Bank may require, and to the condition that any mortgage required by the Bank is to be executed within one month of a request being made, otherwise the holding shall become liable to forfeiture.

## Melbourne District (about 6 miles North-West of Coomberdale).

Corr. No. 5281/47. (Plan 63/80, B and C2.)

The vacant Crown land, containing about 2,400 acres, bounded on the East by a proposed one-chain road along the Western boundaries of locations 3310 and 930, on the South by location 3347, on the West by the prolongation Northwards of the Western boundary of location 3347, and on the North by the prolongation Westwards of the Northern boundary of location 3310; subject to survey, classification and pricing, and to the payment of £25, part survey fee, with application.

## Melbourne District (near Namban).

Open under Part V., Sec. 53.

Corr. No. 5990/13. (Plan 63/80, D2.)

Location 2385, containing 5a.; purchase price, £1 11s. (including Crown Grant fee); available to adjoining holder only.

## Nelson District (near Yerraminup Pool).

Corr. No. 56/32. (Plan 438D/40, B4.)

All that portion of location 3556, containing about 60 acres, bounded by lines starting at its South-Western corner and extending Northwards about 21 chains along its Western boundary; thence about 112 degrees 11 chains and East about 22 chains to the Eastern boundary of the said location; thence Southwards and Westwards along boundaries of the said location to the starting point; subject to survey, classification and pricing, to the payment of £11 survey fee with application, and to final excision from State Forest No. 37.

## Nelson District (about 5 miles West of Nannup).

Open under Part V., Sec. 53.

Corr. No. 34/44. (Plan 439A/40, A2.)

Location 11879, containing 19a. 1r. 17p., at 15s. per acre (including survey fee); available to adjoining holders only.

## Nelson District (about 3 miles South-East of Newlands).

Corr. No. 527/32. (Plan 414A/40, C2.)

Location 11953, containing about 18a.; subject to survey, classification and pricing.

## Ninghan District (about 11 miles North of Wialki).

Corr. No. 4762/28. (Plan 66/80, F1.)

Location 3127, containing 2,734a. 1r. 5p., at 4s. 6d. per acre; classification page 51 of 5967/27; subject to payment for improvements, if any; being H. D. Scott and J. J. Bennett's forfeited lease 68/610.

## Roe District (about 18 miles South-East of Wogarl).

Corr. No. 1347/28. (Plan 5/80, F3-4.)

Location 283, containing 2,942a. 1r. 28p., at 2s. 6d. per acre; classification page 5 of 1347/28; subject to a cropping and grazing lease expiring 29/2/48, and subject to exemption from road board rates for two years from date of approval. This cancels the previous *Gazette* notice concerning this location.

## Sussex District (near Quindalup Siding).

Corr. No. 278/15, Vol. 2. (Plan 413A/40, B2.)

All that portion of Sussex Location 1222, containing about 50 acres, situated Northwards of a line 25 chains from and parallel to the Northern boundary of the said location; subject to survey, classification and pricing.

## Sussex District (near Yallingup Siding).

Corr. No. 2458/37. (Plan 413D/40, B3.)

Location 2200, containing 51a., at 11s. 6d. per acre; classification page 5 of 4847/30; subject to timber conditions, and to exemption from road board rates for two years from date of approval of application; also subject to the special conditions governing the selection of land in this district. This cancels the previous *Gazette* notice concerning this location.

## Sussex District (near Augusta).

Selection restricted to members of the Forces.

Corr. No. 894/31. (Plan 441A/40, BC1.)

Location 3128, containing 38a. 2r. 18p., at 15s. per acre; subject to timber conditions. This cancels the previous *Gazette* notice concerning this location.

## Victoria District (near Yarra Yarra Lakes).

Corr. No. 10378/11. (Plan 94/80, F3.)

Location 6274, containing 100a., at 4s. 6d. per acre (including survey fee); also location 9775, containing about 75a.; subject to survey, classification and pricing.

## Victoria District (near Yuna).

Corr. No. 14455/10, Vol. 2. (Plan 160C/40, E4.)

Location 9794, containing about 185a.; subject to survey, classification and pricing.

## Victoria District (near Balline Well).

Corr. No. 4500/25. (Plans 192/80, C4, 159/80, C1.)

Location 8229, containing 1,392a. 3r. 37p., at 2s. per acre; classification page 9 of 4500/25; subject to exemption from road board rates for two years from date of approval. This cancels the previous *Gazette* notice concerning this location.

## Williams District (about 3 miles South of Popanyinning).

Corr. No. 8829/03. (Plan 378D/40, C3.)

Location 3180, containing 160a., at 5s. 6d. per acre; classification page 106A of 8829/03; subject to payment for improvements, if any. This cancels the previous *Gazette* notice concerning this location.

## Williams District (about 7½ miles South-East of Highbury).

Corr. No. 5291/25. (Plan 385C/40, D4.)

Locations 13294 and 4860, containing 224a. 2r. 26p., at 3s. 3d. per acre; classification page 9 of 5291/25; subject to timber conditions and to exemption from road board rates for two years from date of approval; being J. J. Marle's forfeited lease 20423/68.

## WEDNESDAY, 21st JANUARY, 1948.

## Avon District (adjoining Yorkrakine Townsite).

Selection restricted to members of the Forces.

Corr. No. 1868/37. (Plan 26B/40, F1.)

Locations 713, 6477 and 11486, containing 1,371a. 2r. 28p., all at 6s. 9d. per acre; classification page 65 of 8915/09; also locations 11507 and 11512, containing 504a. 2r., at 5s. per acre; classification page 32 of 2929/08 and page 4 of 661/13; subject to Rural and Industries Bank indebtedness. This cancels the previous *Gazette* notice concerning these locations.

## Avon District (about 18 miles South-West of Campion).

Corr. No. 5682/25. (Plan 35/80, A2-3.)

Locations 14049 and 23328, containing 834a. 0r. 14p. and 160a., respectively, at 5s. 6d. per acre; classification page 19 of 5682/25; subject to payment for improvements, if any; being C. C. Coakley's forfeited leases 19960/68 and 24893/74.



Kojonup District (about 8 miles West of Boyerine).

Corr. No. 11371/07. (Plan 409C/40, D4.)

Location 5220, containing 1,047a. (ex road), at 2s. 9d. per acre; classification page 13 of file 11371/07; subject to timber conditions and to payment for improvements, if any; being L. W. Bell's cancelled lease 3116/1309.

Ninghan District (about 8 miles North of Welbuingin).

Corr. No. 6210/23. (Plan 55/80, D1.)

Location 3916, containing about 31 acres; classification page 54 of 6210/23; subject to Rural and Industries Bank indebtedness, to pricing, and to timber conditions; being the Southern portion of Ninghan Location 2216, formerly held by J and V. J. L. Hawkins as lease 40913/35.

Open under Part V. of the Land Act, 1933-1939, as modified by Part VIII.

Peel Estate (about 6 miles South-East of Karnup).

Corr. No. 921/38. (Plan 341D/40, C4.)

Lot 364, containing 120a. 2r. 9p.; purchase money, £193; to returned soldiers—half-yearly instalments: first 5 years interest only at 4½% per annum £4 6s. 10d., balance 35 years principal and interest at 4½% per annum £5 7s. 8d.; civilians—half-yearly instalments: first 5 years interest only at 5% per annum £4 16s. 6d., balance 35 years principal and interest at 5% per annum £5 14s. 6d.; subject to timber conditions and to the conditions applying to this estate; being E. C. Collett's cancelled lease 3131/609.

Plantagenet District (about 1 mile South-East of Tambellup).

Corr. No. 1204/24. (Plan 436A/40, AB2.)

Locations 4254 and 1362, containing 44a. 3r. 11p. and 157a. 1r. 19p., respectively, at 8s. and 6s. 6d. per acre, respectively; classifications pages 9 of 1204/24 and 11 of 3253/24, respectively; subject to timber conditions and to exemption from road board rates for two years from date of approval; being F. J. McCoy's forfeited leases 18162/68 and 24113/74.

Victoria District (about 10½ miles North-East of Caron).

Corr. No. 5851/47. (Plan 121/80, B3-4.)

Location 4789, containing 1,000a., at 5s. per acre; classification page 91 of 11345/09, Vol. 1; subject to Rural and Industries Bank indebtedness. This cancels the previous *Gazette* notice concerning this location.

Victoria District (about 11 miles East of Maya).

Corr. No. 284/41. (Plan 96/80, D4.)

Location 6456, containing 1,167a. 1r. 17p., at 2s. 11d. per acre; classification page 3 of 284/41; subject to exemption from road board rates for two years from date of approval; being J. Palfrey's forfeited lease 347/3060.

H. E. SMITH,  
Under Secretary for Lands.

#### THE ROAD DISTRICTS ACT, 1919-1945.

##### Closure of Road.

I, H. GLADSTONES, being the owner of land over or along which the portion of road hereunder described passes, have applied to the Wickepin Road Board to close the said portion of road, viz.:—

Wickepin.

5132/25.

W625. The surveyed road passing through Williams Location 11153 and extending along the Eastern boundary of location 11152; from road No. 4806 on the East boundary of the former location to a surveyed road at the North-East corner of location 11152. (Plan 386D/40, B3.)

H. GLADSTONES.

I, Leonard James Hosken, on behalf of the Wickepin Road Board, hereby assent to the above application to close the road therein described.

L. J. HOSKEN,  
Chairman Wickepin Road Board.

8/12/47.

#### TRANSFER OF LAND ACT, 1893-1946.

Application 1978/1947.

TAKE notice that Henrietta Maud Nobbs of Mount Helena Widow as Administratrix of the Estate of Alfred Ernest Albert Nobbs deceased has made application to be registered under the Transfer of Land Act 1893-1946 as the proprietor of an estate in fee simple in possession in the following parcel of land situate in the Swan District and being:—

Swan Location 173 and parts of each of Swan Location 121, 134 and 170 containing in the aggregate 38 acres 1 rood 23 perches.

Bounded by lines commencing at a point on the South-Eastern boundary of road number 18 distant 2 chains 91 and four-tenths links North-Easterly from the North-Eastern corner of lot 162 on Diagram 12508 and extending along inner boundaries of Swan Location 1317 West 11 chains 85 links North 7 chains 1 and five-tenths links East 14 chains 29 links North 3 chains 48 and five-tenths links East 14 chains 29 links North-Westerly 4 chains 44 links North-Easterly 14 chains 29 links thence South-Easterly 7 chains along the South-Western boundary of Swan Location 310 thence again along inner boundaries of the said location 1317 South-Westerly 14 chains 31 links South 2 chains 59 links East 10 chains 90 links South 7 chains West 13 chains 25 links North 3 chains 50 links West 14 chains 31 links South 2 chains 82 and two-tenths links thence South and West 66 and three-tenths links and 2 chains 45 and five-tenths links respectively along West and North boundaries of lot 113 on Diagram 11880 to the starting point and bounded on inner parts by the said road number 18.

And further take notice that all persons other than the applicant claiming to have any estate right title or interest in the above parcel of land and desiring to object to the said application are hereby required to lodge in this office on or before the 5th day of February next a caveat forbidding the said land being brought under the operation of the said Act.

A. W. B. GLEADELL,  
Registrar of Titles.

Office of Titles, Perth, this 22nd day of December, 1947.

P. J. Barblett, Solicitor, Perth, Solicitor for the Applicant.

#### PUBLIC WORKS TENDERS.

Tenders, closing at Perth, 2.30 p.m., Tuesday on dates mentioned hereunder, are invited for the following:—

Work.—Denmark Research Station—New Residence for Manager (9955); 6th January, 1948; conditions may be seen at the Contractors' Room, P.W.D., Perth, and Albany, and Denmark Police Station, on and after 16th December, 1947.

Work.—Yalgoo Police Quarters—Repairs and Renovations (9956); 6th January, 1948; conditions may be seen at the Contractors' Room, P.W.D., Perth, and Geraldton, and Yalgoo Police Station, on and after 16th December, 1947.

Work.—Albany Infants' School—Repairs and Renovations (9957); 6th January, 1948; conditions may be seen at the Contractors' Room, P.W.D., Perth, and Albany, on and after 16th December, 1947.

Work.—Williams Police Station and Quarters—Repairs and Renovations (9958); 6th January, 1948; conditions may be seen at the Contractors' Room, P.W.D., Perth, and Katanning, and Court House, Narrogin, on and after 16th December, 1947.

Work.—Corrigin Police Station and Quarters—Repairs and Renovations (9960); 6th January, 1948; conditions may be seen at the Contractors' Room, P.W.D., Perth, and Katanning, and Court House, Narrogin, on and after 16th December, 1947.

Work.—Margaret River School—Additions, Removal of East Witchcliffe Classroom (9963); 6th January, 1948; conditions may be seen at the Contractors' Room, P.W.D., Perth, and Bunbury, and the Court House, Busselton, on and after the 23rd December, 1947.

Work.—Pinjarra Hospital—Brick Nurses' Quarters (9959); 20th January, 1948; conditions may be seen at the Contractors' Room, P.W.D., Perth, and at Police Station, Pinjarra, on and after 23rd December, 1947.

Work.—Quairading—Erection of New Brick School (9961); 20th January, 1948; conditions may be seen at the Contractors' Room, P.W.D., Perth, on and after 6th January, 1948.

Work.—Royal Perth Hospital, Second Section—Erection of Steel Frame (9964); 27th January, 1948; conditions may be seen at the Contractors' Room, P.W.D., Perth, on and after the 23rd December, 1947.

Tenders, together with the prescribed deposit, are to be addressed to "The Hon. the Minister for Works, Public Works Department, The Barracks, St. George's Place, Perth," and must be indorsed "Tender." The highest, lowest, or any tender will not necessarily be accepted.

W. C. WILLIAMS,  
Under Secretary for Works.

31st December, 1947.

METROPOLITAN WATER SUPPLY, SEWERAGE  
AND DRAINAGE DEPARTMENT.

Perth, 19th December, 1947.

M.W.S. 1131-2/47.

NOTICE is hereby given of the intention of the Minister for Water Supply, Sewerage and Drainage to undertake the construction of the works hereinafter described by virtue of the powers contained under the provisions of the Metropolitan Water Supply, Sewerage and Drainage Act, 1909.

Description of Proposed Works.

Metropolitan Sewerage—Victoria Park. Reticulation Areas Nos. 8 and 8A—6-inch and 4-inch diameter pipe sewers, two (2) pneumatic ejector stations, with 4 inch diameter reinforced concrete rising main from each, and all manholes and other apparatus connected therewith.

The Locality in which the Proposed Works will be Constructed—Portion of Perth Municipality, Victoria Park Ward, between Albany Highway and a line about 400 feet South of and parallel to Albany Highway, and Canterbury Terrace and Baillie Avenue within the boundaries described hereunder and as shown in blue and green on Plan M.W.S.S. and D.D., W.A. No. 6884.

The Purposes for which the Proposed Works are to be Constructed—To connect premises to the main sewer for drainage purposes and for the disposal of sewage.

The Areas and Parts of which are Intended to be Drained.—Area 8—Commencing at a point on the centre of Albany Highway opposite the North-West boundary of lot 5 Albany Highway and proceeding in a South-Easterly direction along the centre of Albany Highway to a point opposite the centre of Balmoral Street, thence South-West across Albany Highway and along the centre of Balmoral Street to a point opposite the South-West boundary of lot 504 Balmoral Street, thence North-West across Balmoral Street and along the South-West boundaries of the said lot 504 and lot 399 Willis Street, to and across Willis Street and along the South-West boundary of lot 383 Willis Street to the West corner of the said lot 383; thence North-Easterly along the North-West boundaries of lots 383-387 inclusive Willis Street to the South corner of lot 273 Hampshire Street, thence North-West along the South-West boundary of the said lot 273 to and across Hampshire Street along the South-West boundaries of lots 264 Hampshire Street and 149 Westminster Street and their prolongation to the centre of Westminster Street; thence North-East along the centre of Westminster Street to a point opposite the South-West boundary of lot 8 Westminster Street; thence North-West across Westminster Street and along the South-West boundary of the said lot 8 and

its prolongation to the centre of a right-of-way between Westminster Street and Canterbury Terrace; thence North-East along the centre of the said right-of-way and along the North-West boundary of lot 5 Albany Highway and its prolongation to the point of commencement as shown in green on Plan M.W.S.S. and D.D., W.A. No. 6884.

Area 8A—Commencing at a point on the centre of Albany Highway opposite the centre of Langler Street and proceeding in a South-Easterly direction along the centre of Albany Highway to a point opposite the centre of Baillie Avenue; thence South-Westerly across Albany Highway and along the centre of Baillie Avenue to a point opposite the Southern boundary of lot 60 Baillie Avenue; thence North-Westerly across Baillie Avenue along the Southern boundaries of the lots 60 Baillie Avenue and 75 Patricia Street to and across Patricia Street through lot 23 Patricia Street to and across right-of-way and through lot 40 Langler Street to the centre of Langler Street; thence North-East along the centre of Langler Street to the point of commencement as shown in blue on Plan M.W.S.S. and D.D., W.A. No. 6884.

The Times when and Places at which Plans, Sections and Specifications may be Inspected—At the office of the Minister for Water Supply, Sewerage and Drainage, "The Barracks," St. George's Place, Perth, for one month on and after the 31st day of December, 1947, between the hours of 10 a.m. and 3.30 p.m.

VICTOR DONEY,  
Minister for Water Supply, Sewerage and Drainage.

WATER BOARDS ACT, 1904-1942; WATER SUPPLY,  
SEWERAGE AND DRAINAGE ACT, 1912.

Margaret River Town Water Supply.

Notice of Intention for the Construction of Water-works in the Margaret River Water Area in accordance with the provisions of the Water Boards Act, 1904-1942, and the Water Supply, Sewerage and Drainage Act, 1912.

NOTICE is hereby given that the Minister for Water Supply, Sewerage and Drainage, exercising the functions of a Water Board within the said Margaret River Water Area, intends to proceed with the construction of the works enumerated hereunder.

(a) Description of Proposed Works and Locality in which they will be constructed.

1. The construction of a concrete weir on the Margaret River.

2. The erection of a pump house, the installation of a duplicate pumping plant and the installation of a chlorinating unit.

3. The laying of a rising main from the pump house to a service tank.

4. The erection and installation of a service tank and tank stand.

5. The laying of reticulation mains within the townsite with all necessary fittings, valves, hydrants and services.

6. Connecting reticulation mains to the existing railway and butter factory tanks.

All as indicated in red on Plan P.W.D., W.A. 31161.

(b) Purposes for which the Proposed Works are to be Constructed.

For the supply of water for domestic, industrial and railway purposes in the Margaret River Townsite.

(c) The Times when and Places at which the Plans, Specifications and Books of Reference may be Inspected.

At the office of the Minister for Water Supply, Sewerage and Drainage, Public Works Department, Perth, and at the office of the Augusta-Margaret River Road Board, Margaret River, on and after the 19th day of December, 1947, between the hours of 10 a.m. and 3 p.m.

(Sgd.) VICTOR DONEY,  
Minister for Water Supply, Sewerage and Drainage.

## DANGIN-QUAIRADING WATER BOARD.

Water Restrictions.

Notice to Consumers.

IT is hereby notified for general information that the use of mechanical sprinklers or unattended hoses is prohibited until further notice.

Any hose left unattended or tap left running will be considered a waste of water within the meaning of the Act.

Immediate action will be taken against any offenders. By Order of the Board.

J. R. T. KEAST,  
Secretary.

## MUNICIPAL CORPORATIONS ACT, 1906-1945.

Municipal Elections.

Department of Public Works,  
Perth, 24th December, 1947.

IT is hereby notified, for general information, in accordance with section 113 of the Municipal Corporations Act, that the following gentlemen have been elected members of the undermentioned municipal councils, to fill the vacancies shown in the particulars hereunder:—

Ward: Date of Election; Member Elected: Surname, Christian Name; Occupation; How Vacancy Occurred: (a) retirement, (b) resignation, (c) death; Name of Previous Member; Remarks.

## Carnarvon Municipal Council.

Town; 22/11/47; Fitzpatrick, James William: Storekeeper: (a); O. C. Beckett.

Town; 22/11/47; Marsh, Leonard; Engineer; (a); J. S. Pateman.

Mayor: 22/11/47; Hammond, Cecil Henry; Engineer; (a); C. H. Hammond; unopposed.

Auditor: 22/11/47; Godfrey, Roy Gordon; Clerk; (a); R. G. Godfrey; unopposed.

## Claremont Municipal Council.

North; 8/11/47; Caporn, William Henry; Salesman; (a); H. A. Willmott; unopposed.

South; 8/11/47; Motteram, John Henry; Building Contractor; (a); J. H. Motteram; unopposed.

East; 8/11/47; Sherwood, Ernest Frederick; Plumber: (a); E. F. Sherwood; unopposed.

Mayor: 8/11/47; Gillett, Eric William; Solicitor; (a); E. W. Gillett; unopposed.

Auditor: 8/11/47; Court, Charles Walter; Chartered Accountant; (a); C. W. Court; unopposed.

## \*Wagin Municipal Council.

—; 6/12/47; Prosser, Charles Raymond; Mechanic; (b); R. T. Ashworth; unopposed.

\* Extraordinary election.

(Sgd.) W. C. WILLIAMS.

Under Secretary for Public Works.

THE MUNICIPAL CORPORATIONS ACT,  
1906-1946.

Municipality of Busselton.

Notice of Intention to Borrow the sum of £6,000.

NOTICE is hereby given that the Busselton Municipal Council proposes to borrow the sum of £6,000 to be expended on works and undertakings in the Municipality of Busselton.

The said amount of £6,000 is proposed to be raised by the sale of debentures repayable with interest by 30 half-yearly instalments over a period of 15 years after the issue thereof, in lieu of a sinking fund.

The debentures shall bear interest at a rate not exceeding three pounds eight shillings and ninepence (£3 8s. 9d.) per centum per annum, payable half-yearly.

The loan will be expended on the installation of a new engine, generator, electrical equipment, etc., and the construction of building extension to house the same at the power house, Busselton.

Plans and specifications and estimates of the cost of such works, and statements showing the proposed expenditure of the money to be borrowed are open for inspection at the office of the Council, Queen Street, Busselton, for one month after the publication hereof, between the hours of 10 a.m. and 4 p.m. on all week days (public holidays and Saturdays excepted).

The amount of the said debentures and interest thereon is payable at the office of the Commonwealth Bank, Perth.

Dated the 22nd day of September, 1947.

B. K. KILLERBY,  
Mayor.

R. SARGENT,  
Town Clerk.

## MUNICIPALITY OF BUNBURY.

Appointment of Poundkeeper.

NOTICE is hereby given that Stanley Moore Parker, of 51 Spencer Street, Bunbury, has been appointed Poundkeeper for the Municipality of Bunbury, with effect from 18th December, 1947.

R. HOUGHTON,  
Town Clerk.

## THE ROAD DISTRICTS ACT, 1919-1946.

Road Board Elections.

Department of Public Works,  
Perth, 24th December, 1947.

IT is hereby notified, for general information, in accordance with section 92 of the Road Districts Act, 1919-1946, that the following gentlemen have been elected members of the undermentioned road boards to fill the vacancies shown in the particulars hereunder:—

Date of Election; Member Elected: Surname, Christian Name; Ward; Occupation; How Vacancy Occurred: (a) effluxion of time, (b) resignation, (c) death; Name of Previous Member.

## Bridgetown Road Board.

25/11/47; Wheatley, Stanley Vernon; South-West: Farmer; (c); J. S. Bagshaw.

## Greenough Road Board.

29/11/47; Duncan, Lionel Robert; South; Farmer; (b); R. C. Duncan.

(Sgd.) W. C. WILLIAMS.

Under Secretary for Public Works.

## TRAFFIC ACT, 1919-47.

Corrigin Road Board.

Traffic and Parking By-law.

P.W. 553/26.

THE Corrigin Road Board, pursuant to an Order in Council under section 48 of the Traffic Act, 1919-47, and in exercise of the powers therein conferred, doth hereby make the following by-law to have effect within the Corrigin Road District:—

(1) No person shall on any Friday between the hours of 1 p.m. to 6 p.m., drive or ride any animal or vehicle along that section of Campbell Street, Corrigin, between the intersection of Walton and Lynch Streets, except providing in a West to East direction.

(2) No person shall park any vehicle within the limits set out below:—

(a) On the East and West sides of Goyder Street, within 30 feet South of Campbell Street.

(b) On the East and West sides of Goyder Street, within 30 feet North of Campbell Street.

(c) On the North and South sides of Campbell Street, within 30 feet West of Goyder Street.

(d) On the North and South sides of Campbell Street, within 30 feet East of Goyder Street.

Made and passed at a meeting of the Corrigin Road Board held on the 8th November, 1947.

J. H. B. LAWTON,  
Chairman.

CYRIL A. BOX,  
Secretary.

Recommended—

(Sgd.) A. F. WATTS,

Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 23rd day of December, 1947.

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

ROAD DISTRICTS ACT, 1919-1946.  
Lake Grace and Kent Road Districts.  
Alteration of Common Boundary.

Notice of Intention.

Department of Public Works,  
Perth, 3rd December, 1947.

P.W. 1446/47.

IT is hereby notified for general information that it is the intention of His Excellency the Lieutenant-Governor, under the provisions of the Road Districts Act, 1919-1946, to alter the common boundary between the Lake Grace Road District and the Kent Road District by severing that portion of the Kent Road District described in the Schedule hereto and annexing it to the Lake Grace Road District.

Plan showing the proposed alteration may be seen at the Local Government Office, Department of Public Works, Perth.

(Sgd.) A. F. WATTS,  
Minister for Local Government.

Schedule.

All that portion of the Kent Road District, bounded by lines starting at a point on the existing Northernmost boundary of the said district situate due East of the North-Eastern corner of Williams Location 12511, and due North of the South-Westernmost corner of Roe Location 826, and extending South to the latter corner; thence Southerly, passing through the South-Eastern corner of Kent Location 792, and onwards, to a point situate due East of the South-Eastern corner of location 789; thence East to a point situate due North of the 246 M.P. on the No. 1 rabbit-proof fence, and thence North, and West, along existing boundaries of the aforesaid Kent Road District to the starting point.

ROAD DISTRICTS ACT, 1919-1943; CATTLE  
TRESPASS ACT.

Manjimup Road Board.  
Appointment of Poundkeeper.

IT is hereby notified that the Manjimup Road Board by resolution dated 20th December, 1947, appointed John Woods to be Poundkeeper.

J. SMITH,  
Secretary.

ROAD DISTRICTS ACT, 1919-1943; CATTLE  
TRESPASS ACT.

Manjimup Road Board.  
Location Temporary Public Pound, Pemberton.

IT is hereby notified that the Manjimup Road Board by resolution dated 20th December, 1947, declared suburban lot No. 11555 Pemberton, to be a temporary Public Pound.

J. SMITH,  
Secretary.

THE ROAD DISTRICTS ACT, 1919-1942.

Marradong Road Board.

Notice of Intention to Borrow—Proposed Loan No. 1 of £1,500.

NOTICE is hereby given that the Marradong Road Board proposes to borrow the sum of £1,500 to be expended on works and undertakings in the Marradong Road Board District, the said works and undertakings being the construction of bitumen streets in the Boddington townsite.

The plans and specifications and the estimates of the cost of the said works and undertakings, and statement showing the proposed expenditure of the money to be borrowed, including the cost of supervision and initial expenditure in connection with the raising of the loan, are open for inspection at the office of the Marradong Road Board, situate at Boddington, for one month from the publication hereof, between the hours of 9 a.m. and 12 noon and 1 p.m. to 5 p.m., on week days, excepting on public holidays.

The amount of £1,500 is proposed to be raised by the sale of debentures, repayable with interest by 30 equal half-yearly instalments, over a period of 15 years after the date of issue thereof, in lieu of the formation

of a sinking fund. The debentures shall bear interest at a rate not exceeding 3½ per cent. per annum, payable half-yearly.

The amount of the said debentures and interest thereon to be paid at the State Treasury, Perth.

Dated this 13th day of December, 1947.

G. L. STAGBOUER,  
Chairman.

ROAD DISTRICTS ACT, 1919-1947.

Dandaragan Road Board.

Department of Public Works,  
Perth, 24th December, 1947.

P.W. 397/34.

IT is hereby notified, for general information that His Excellency the Lieutenant-Governor has approved of the purchase of plant and road-making machinery as works and undertakings for which money may be borrowed under Part VII. of the Road Districts Act, 1919-1947, by the Dandaragan Road Board.

(Sgd.) W. C. WILLIAMS,  
Under Secretary for Works.

THE FACTORIES AND SHOPS ACT, 1920-1946.

Department of Labour,  
56 James Street,  
Perth, 18th December, 1947.

F. and S. 7000/21.

NOTICE is hereby given that at a poll taken in the Brookton Shop District on Saturday, the 6th December, 1947, in accordance with the provisions of section 105 (10) of the Factories and Shops Act, 1920-1946, on the question, "Do you vote that shops generally throughout the district shall close at one o'clock p.m. on Saturdays?" 157 electors voted "Yes," and 123 electors voted "No." The resolution was therefore carried by a majority of 34.

L. THORN,  
Minister for Labour.

THE FACTORIES AND SHOPS ACT, 1920-1946.

Department of Labour,  
56 James Street,  
Perth, 18th December, 1947.

F. and S. 3833/21.

NOTICE is hereby given that at a poll taken in the Dumbleyung Shop District on Saturday, the 6th December, 1947, in accordance with the provisions of section 105 (10) of the Factories and Shops Act, 1920-1946, on the question, "Do you vote that shops generally throughout the district shall close at one o'clock p.m. on Saturdays?" 150 electors voted "Yes," and 126 electors voted "No." The resolution was therefore carried by a majority of 24.

L. THORN,  
Minister for Labour.

BILLS ASSENTED TO.

IT is hereby notified, for public information, that His Excellency the Lieutenant-Governor has assented in the name and on behalf of the King, on the date stated, to the undermentioned Bills passed by the Legislative Council and the Legislative Assembly during the First Session of the Nineteenth Parliament, 1947.

Short Title of Bill, Date of Assent, No. of Act.

Street Photographers; 17th December; XLVI.  
Licensing (Provisional Certificate); 19th December; XLVII.

Co-operative and Provident Societies Act Amendment; 19th December; XLVIII.

Wheat Marketing; 19th December; XLIX.

Increase of Rent (War Restrictions) Act Amendment; 19th December; L.

Electoral Districts; 19th December; LI.

Acts Amendment (Allowances and Salaries Adjustment); 19th December; LII.

L. LUKE LEAKE,  
Clerk of the Parliaments.

22nd December, 1947.

## WESTERN AUSTRALIAN GOVERNMENT TENDER BOARD.

*Accepted Tenders.*

Tender Board No.	Date.	Contractor.	Schedule No.	Particulars.	Department concerned.	Rate.
969/47	1947. Dec. 22	J. Chadwick ... ..	454A, 1947	Supply and Delivery of Meat for Edward Millen Home during period from 1st January, 1948, to 30th June, 1948, as per Items 1 to 25 inclusive.	Various ... ..	At the rates tendered.
1036/47	do.	... ..	443A, 1947	Shoeing Police Horses during the period from 1st January, 1948, to 31st December, 1948. as follows:— At Nedlands: New Shoes ... .. Removes ... .. At Fremantle: New Shoes ... .. Removes ... ..	Police	12s. 6d. per set. 6s. per set. 10s. per set. 6s. per set.
1003/47	do.	E. Strauss ... .. John Holmes ... .. Gardner Bros. ... ..	495A, 1947	Supply and Delivery of Potatoes and Onions for Government Institutions at Perth, Claremont, and Fremantle, and F.O.R. Perth, as per Items 1, 2, 3, and 4	Various ... ..	At the rates tendered.
876/47	do.	R. Lawrence ... ..	424A, 1947	Cartage of Stores, etc., from Broome to Native Depots during period ending 31st October, 1948, as follows:— Item 1 ... .. Item 2 ... .. Item 3 ... ..	Health	£3 7s. 6d. per ton. £3 per ton. 6s. per ton.
960/47	do.	A. E. Miller ... ..	491A, 1947	Purchase and Removal of Saddlery <i>ex</i> Police Store, as per Items 1 to 18 inclusive	Police ... ..	for £25.
874/47	do.	McPhersons Pty., Ltd.	423A, 1947	Supply and Delivery of Pumping Plant for Marble Bar Water Supply	Public Works ... ..	for £198 15s.
977/47	do.	Bushells Pty., Ltd. ... ..	497A, 1947	Supply and Delivery of Coffee and Chicory, Mixed "Wagot" for Government Institutions and Hospitals for a period of three months ending 31st March, 1948	Various ... ..	1s. 8½d. per lb.
1004/47	do.	Union Bakery ... ..	496A, 1947	Bread, Fermented, First Quality (Brown or White), during the Year 1948	Agricultural ... ..	3d. per lb.
660/47	do.	Messrs. Baker, Perkins Pty., Ltd.	324A, 1947	Supply and Delivery of Laundry Equipment to the Royal Perth Hospital, as follows:— Item 1 (a)—2 only ... .. Item 1 (b)—1 only ... ..	Public Works	£412 each. £400

*Variation of Contract.*

Tender Board No.	Date.	Contractor.	Particulars.
738/47	1947. Dec. 22	Sara and Cook, Ltd. ... ..	T.B. Schedule for Butter:— Item 1.—Butter in case lots increased by 2¾d. per lb. to 1s. 9¼d. per lb. Item 2.—Butter in pats increased by 2¾d. per lb. to 1s. 9¾d. per lb. As from 1st December, 1947.

*Transfer of Contracts.*

Tender Board No.	Date.	From.	To.	Particulars.
790/46	1947. Oct. 3	Polletti Bros. ... ..	John B. Gill and J. G. Kealley	Schedule No. 387A, 1947.—Firewood to Nallan Pumping Station.

**ERRATUM.**

## WESTERN AUSTRALIAN GOVERNMENT TENDER BOARD.

*Accepted Tenders.*

IN notice appearing in *Government Gazette* of 19th December, 1947, page 2329, in the item 755/47—Tender Board Schedule No. 364A 1947, for "George Kent (W.A.) Ltd." read "Dobbie Dico Meter Co."

## THE MINING ACT, 1904-1945.

## Appointments.

Department of Mines,  
Perth, 23rd December, 1947.

HIS Excellency the Lieutenant-Governor in Executive Council has been pleased to approve of the following appointments, viz.:—

1498/47—Reveley Elliott Trigwell as Acting Mining Registrar at Bridgetown, Greenbushes Mineral Field,

*vice* J. F. McIntyre, transferred, to date from 2nd day of December, 1947.

(Sgd.) A. H. TELFER,  
Under Secretary for Mines.

## THE MINING ACT, 1904-1945.

## Appointment.

Department of Mines,  
Perth, 23rd December, 1947.

HIS Excellency the Lieutenant-Governor in Executive Council has been pleased to approve of the following appointment, viz.:—

1497/47—Keith Hamilton Hogg, as Acting Warden for the Pilbara, Kimberley and Ashburton Goldfields and the West Kimberley Mineral Field during the absence on sick leave of Maurice Harwood, to date from the 20th day of November, 1947.

(Sgd.) A. H. TELFER,  
Under Secretary for Mines.

## THE MINING ACT, 1904-1945.

Department of Mines,  
Perth, 23rd December, 1947.

IT is hereby notified that, in accordance with the provisions of the Mining Act, 1904-1945, His Excellency the Lieutenant-Governor in Executive Council has been pleased to deal with the undermentioned Leases and Applications for Leases as shown below.

(Sgd.) A. H. TELFER,  
Under Secretary for Mines.

*Gold Mining Leases.*

The undermentioned Applications for Gold Mining Leases were approved, subject to survey:—

Goldfield.	District.	No. of Application.
Coolgardie ... ..	Kunanalling ... ..	1028s, 1030s, 1031s, *1032s, *1033s.
Coolgardie ... ..	Coolgardie ... ..	*5784.
East Coolgardie ... ..	East Coolgardie ... ..	*6101E.
North Coolgardie ... ..	Niagara ... ..	926G.
Pilbara ... ..	Marble Bar ... ..	1079, 1080, 1081, 1082, 1083.
Yilgarn ... ..	... ..	*4181, *4187.
Yalgoo ... ..	... ..	*1216

*Miner's Homestead Lease.*

The undermentioned Application for a Miner's Homestead Lease was approved, subject to survey, to date from 1st January, 1947:—

Goldfield.	District.	No. of Application.
East Coolgardie ... ..	East Coolgardie ... ..	*303E.

The surrender of the undermentioned Gold Mining Leases were accepted:—

Goldfield.	District.	No. of Lease.	Name of Lease.	Lessees.
Murchison ... ..	Cue ... ..	2239	Minos ... ..	Triton Gold Mines, No Liability.
		2240	Minotaur ... ..	

The undermentioned Gold Mining Lease was declared forfeited for breach of labour conditions, and prior right of application is granted under section 107, subsection (1):—

Goldfield.	District.	No. of Lease.	Name of Lease.	Lessees.	Name of Person to whom prior right of Application is granted.
Yilgarn ... ..	... ..	4168	Kathleen ... ..	John Douglas Neil ; Battista Perani	Samuel Carsley Lang.

The forfeiture of the undermentioned Gold Mining Lease for non-payment of rent, published in the *Government Gazette* of 22nd August, 1947, was declared cancelled, and the Lessee re-instated as of his former estate:—

Goldfield.	District.	No. of Lease.	Name of Lease.	Lessee.
Broad Arrow ... ..	... ..	2208w	Wentworth ... ..	Leslie John Hancock.

THE MINING ACT, 1904-1945—*continued.*

The undermentioned Gold Mining Lease was declared forfeited on 11th December, 1947, the fine inflicted in lieu of forfeiture not having been paid :—

Goldfield.	District.	No. of Lease.	Name of Lease.	Lessee.	Name of person to whom prior right of application is granted.
Murchison ...	Mt. Magnet...	1416M	Myra Lydia ...	Myra Lydia Bullock ; Alfred George Bullock	Edmund George Bennett.

## THE MINING ACT, 1904-1945.

*Licenses to Treat Tailings.*

Department of Mines,  
Perth, 23rd December, 1947.

HIS Excellency the Lieutenant-Governor in Executive Council by virtue of the powers conferred under section 112 of the Mining Act, 1904-1945, has been pleased to grant a License to Treat Tailings as shown below.

(Sgd.) A. H. TELFER,  
Under Secretary for Mines.

No.	Corres. No.	Licensee.	Goldfield.	Locality.	Period.
*1091H(2c/1947)	1194/47	Harry James Maud	Mt. Margaret...	Malcolm, late G.M.L. 1812c	Six months from 1st January, 1948

## THE MINING ACT, 1904-1945.

Department of Mines,  
Perth, 23rd December, 1947.

IT is hereby notified that, in accordance with the provisions of the Mining Act, 1904-1945, His Excellency the Lieutenant-Governor in Executive Council has been pleased to deal with the undermentioned Temporary Reserve as shown below.

(Sgd.) A. H. TELFER,  
Under Secretary for Mines.

The authority granted to occupy conditionally the undermentioned Temporary Reserve has been extended :—

No.	Corres. No.	Occupants.	Term extended to :	Locality.
1180H	640/47	Central Norseman Gold Corporation, No Liability	18th December, 1948...	Norseman.

The undermentioned Temporary Reserve has been cancelled :—

No.	Corres. No.	Occupant.	Locality.
1090H	1749/40	Triton Gold Mines, No Liability ...	Reedy.

## APPOINTMENTS

(under section 5 of the Registration of Births, Deaths and Marriages Amendment Act, 1907, and section 2 of the Registration of Births, Deaths, and Marriages Act Amendment Act, 1914).

Registrar General's Office,  
Perth, 24th December, 1947.

THE following appointments have been approved :—

R.G. No. 29/44—Mr. Bernard Murchison Rogers, temporarily as District Registrar of Births, Deaths and Marriages for the Mount Margaret Registry District, to reside at Leonora during the absence on leave of Mr. Jack Herbert Godfrey; appointment to date from 18th December, 1947.

R.G. No. 46/42—Constable Albert Francis Anderson, temporarily as Assistant District Registrar of Births and Deaths for the Mount Margaret Registry District, to reside at Laverton during the absence on other duties of Mr. Bernard Murchison Rogers; appointment to date from 16th December, 1947.

R. J. LITTLE,  
Registrar General.

Registrar General's Office,  
Perth, 22nd December, 1947.

IT is hereby published, for general information, that the undermentioned ministers have been duly registered in this Office for the Celebration of Marriages throughout the State of Western Australia :—

R.G. No., Date, Denomination and Name, Residence, Registry District.

*Church of England.*

58/47; 16/12/47; Rev. Canon Edward Humphrey Burridge, M.A.; The Rectory, Princep Street, Bunbury; Wellington.

58/47; 10/12/47; Rev. William Henry Charles Hyde, M.A.; The Rectory, Corrigin; Bruce Rock.

58/47; 14/9/47; Rev. Donald Martin Collins; 209 Adelaide Terrace, Perth; Perth.

*The Salvation Army.*

60/47; 15/12/47; Major William Jewell; 15 Smith Street, Perth; Perth.

R. J. LITTLE,  
Registrar General.

## IN THE COURT OF ARBITRATION OF WESTERN AUSTRALIA.

No. 10 of 1947.

Between Boilermakers' Society of Australia, Union of Workers, Coastal Districts, W.A., Applicant, and the Commissioner of Railways for the State of Western Australia, Respondent.

THE Court of Arbitration of Western Australia doth hereby make the following Award in connection with the industrial dispute between the abovenamed parties:—

## AWARD.

## 1—Term of Award.

The currency of this award shall be three (3) years from the date hereof.

## 2—Area and Scope of Award.

This award shall apply only to workers employed by the Commissioner of Railways in and about the working and maintenance of the State Railways and shall be binding upon the abovenamed parties, and shall operate over the whole of the State Railways and the Workshops used in connection therewith.

## 3—Interpretations.

“Casual Hand” means a worker employed for less than one week continuously, but does not include a worker who when work is available leaves his employment before the expiration of one week.

“Attended Barracks” means any building attended to by whole or part-time caretaker appointed for that purpose, which is provided with bed, clean bedding, cooking utensils, lighting facilities, water and fuel. This shall include a van used to supplement the building accommodation, when such is not sufficient to accommodate the workers.

“Unattended Barracks” means any van used as a barracks provided with the accommodation mentioned in the previous definition, and any building which, whilst provided with the accommodation mentioned therein, is wholly unattended.

“Married Man” includes a single man who has a parent or child solely dependent on him and resident in the State of Western Australia, but does not include a married man whose wife and family are neither resident with nor dependent upon him.

“Suburban Area” means from Fremantle to Bellevue, and East Perth to Maddington, and Kalgoorlie-Kamballie, if suburban service available.

“Market Towns”:

Albany	Manjimup
Arncliffe	Margaret River
Bencubbin	Meckering
Beverley	Meekatharra
Boyup Brook	Merredin
Bridgetown	Midland Junction
Brookton	Mt. Barker
Bruce Rock	Mt. Magnet
Bunbury	Morowa
Busselton	Mullewa
Collie	Nannup
Coolgardie	Narembeen
Corrigin	Narrogin
Cue	Norseman
Cunderdin	Northam
Dalwallinu	Northampton
Denmark	Pemberton
Donnybrook	Perth
Doodlakine	Pingelly
Dowerin	Pinjarra
Dumbleyung	Port Hedland
Esperance	Quairading
Fremantle	Toodyay
Geraldton	Southern Cross
Goomalling	Wagin
Gnowangerup	Waroona
Harvey	Wickepin
Kalgoorlie	Wiluna
Katanning	Wongan Hills
Kellerberrin	Wyalkatchem
Kojonup	Yalgoo
Kununoppin	Yarloop
Lake Grace	York
Leonora	

## 4—Workers Performing Higher Duties.

(a) A worker engaged for more than one-half of one day or shift on duties carrying a higher rate than his ordinary classification shall be paid the higher rate for such day or shift; if employed for half or less than half of one day or shift he shall be paid the higher rate for the time actually worked; provided however that acting time of less than twenty (20) minutes in any one day or shift shall not be counted.

(b) Should any worker be required to perform work in a lower grade, his wage shall not be reduced whilst employed in such capacity.

## 5—Promotion.

(a) A worker promoted to a higher position, the minimum pay for which is less than he received in the position vacated shall be paid his former rate.

(b) A junior worker on attaining the age of twenty-one (21) years, provided he has passed the prescribed examinations, if any, shall be entitled to preference of employment as a senior in the branch in which he has been working, should a vacancy exist in such branch.

(c) Before any promotion to a vacancy shall be made otherwise than by seniority, such vacancy shall be advertised in the “Weekly Notice,” and, in addition thereto, vacancies in the Workshops or the Stores Branch shall be advertised on the recognised notice boards; provided however that this subclause shall not apply in any case where it is necessary to fill a position without the delay involved by the calling of applications, in which case a temporary appointment may be made pending the making of the permanent appointment.

(d) In the case of promotion, the selection of a worker for the higher position shall be governed by the relative ability, suitability, record and experience. All other qualifications being equal, the senior man shall be selected.

(e) In the case of a married worker refusing promotion owing to lack of accommodation at the place where the vacancy exists, he shall not be penalised because of his refusal to accept such promotion. For the purpose of this clause “accommodation” shall be deemed to include the provision of a house which may be rented by such worker.

(f) After six (6) months' continuous service in a higher grade, a vacancy shall be deemed to exist in such grade, and it shall be filled subject to subclause (c), (d) and (e); provided however that this subclause shall not apply where the position filled was caused by sickness, accident or long service leave, or leave without pay, or holidays, of any worker.

## 6—Retirement.

(a) No worker after six (6) months' continuous service shall leave the department until the expiration of fourteen (14) days' written notice of his intention so to do without the approval of the Commissioner.

(b) Except in the case of summary dismissal, for misconduct, fourteen (14) days' written notice shall be given by the Commissioner to any such worker whose services are no longer required, and the reason for dismissal shall be stated in such notice.

## 7—Absence from Duty.

(a) Any worker losing time through sickness or injury shall as soon as possible notify his foreman or other officer in charge in sufficient time to permit of arrangements being made for the performance of his duties. Any such worker who fails to do so shall be treated as absent without leave.

(b) Subject to the provisions of Clause 8 (Payment for Sickness) any worker losing time through sickness or special leave shall be reduced in wages only to the extent of the time actually lost through sickness or granted as special leave.

## 8—Payment for Sickness.

(a) A worker shall be entitled to payment for non-attendance on the ground of personal ill-health for one-half day for each completed month of service; provided that payment for such absence through such ill-health



shall be limited to six (6) days in each calendar year, but the sick leave herein provided shall be allowed to accumulate and any portion unused in any year may be availed of in the next or any succeeding year. Payment hereunder may be adjusted at the end of each calendar year, or at the time the worker leaves the service in the event of the worker being entitled by service subsequent to the sickness to a greater allowance than that made at the time the sickness occurred. This clause shall not apply where the worker is entitled to compensation under the Workers' Compensation Act.

(b) No worker shall be entitled to the benefit of this clause unless he produces proof to the satisfaction of the Commissioner or his representative of sickness, but the Commissioner shall not be entitled to a medical certificate unless the absence is for three (3) days or more.

(c) No payment will be made for any absence due to a workers' own fault, neglect or misconduct.

#### 9—Annual Leave or Holidays.

##### (1) Annual Leave:

(a) Every worker shall after twelve (12) months' continuous service be entitled to two (2) weeks' leave on full pay each year, the whole of which shall, except by agreement between the Commissioner and the Union to the contrary, be taken at one time in each year; provided always that with the consent of the Commissioner annual leave may be allowed to accumulate for two (2) years.

Two (2) days' extra annual leave shall be granted to workers stationed at Yalgoo and Goongarrie and North and East thereof and to those workers stationed on the Hopetoun-Ravensthorpe Railway, and at Norseman and Southward thereof.

Two (2) weeks' extra leave on full pay shall be granted to workers stationed on the Port Hedland-Marble Bar Railway when clearing annual leave, such leave to be counted from the time of booking off duty at home station.

(b) Workers shall be paid for annual leave at their graded rates of pay when such annual leave is taken; provided that if within two (2) weeks before such annual leave is taken the worker is acting in higher capacity and has been so acting for a period of not less than two (2) months continuously, the annual leave shall be paid for at the rate applicable to such higher capacity position.

(c) Every worker after one month's continuous service shall be entitled to the foregoing two (2) weeks' annual leave in proportion as the length of service is to the appropriate period of annual leave.

(d) No deduction shall be made from annual leave for the period any worker is off duty through sickness unless the absence exceeds three (3) calendar months.

(e) At depots and stations where it can be conveniently done, a roster shall be posted showing the approximate dates on which each worker will go on his annual leave and resume duty. Such roster will be subject to alteration to meet the exigencies of the service; provided always that with the approval of the head of the branch any worker may change dates with another.

(f) Any worker who may resign or be dismissed from the service for any cause, other than for pecculation or theft, shall be entitled to receive payment for any annual leave which may have been due up to the time of leaving the service; provided always that if the worker has been dismissed for pecculation or theft, no claim for annual leave shall be recognised. "Misconduct" herein referred to shall not affect accumulated leave or payment therefor.

(g) Unless at his own request no worker shall be booked off for annual leave at a foreign or at his temporary home station.

(h) If a worker is booked off for annual leave when away from his permanent home station he shall be allowed travelling time to and from the place he is working at and such home station; the leave to count as starting and finishing at his permanent home station.

(i) When work is closed down over Christmas and New Year for the purpose of annual leave, workers with less than a full year's leave due will only be entitled to payment during such period for the number of days' leave due to them.

(j) Workers in Midland Junction Workshops required for duty during Christmas holidays shall be given at least one month's notice in writing of their services being required unless such notice is waived by the worker.

##### (2) Holidays:

(a) In addition to their annual leave, the following days shall be observed as holidays—New Year's Day, Australia Day, Good Friday, Easter Saturday, Easter Monday, Anzac Day, Labour Day, Foundation Day, King's Birthday, Christmas Day, Boxing Day and any other day proclaimed as a general public holiday.

(b) Whenever any holiday falls on an employee's ordinary working day and the employee is not required to work on such day he shall be paid for the ordinary hours he would have worked on such day if it had not been a holiday. If he is required to work on a holiday he shall be paid for the time worked as if it were an ordinary working day and shall in addition be allowed a day's leave with pay to be added to the annual leave or to be taken at some subsequent date where the worker so agrees.

(c) In the case of workers working a five-day week, no payment or day in lieu shall be granted for any holiday falling on a Saturday.

(d) Unless at his own request, no worker shall be booked off for a holiday at a foreign or at his temporary home station.

(e) When any holiday falls on a Sunday, workers shall not be granted a paid holiday except where that holiday is observed on the following Monday.

(f) (i) When a worker is off duty owing to leave without pay or sickness, including accidents on or off duty any holiday falling during such absence shall not be treated as a paid holiday. Where the worker, however, is on or is available for duty on the working day immediately preceding a paid holiday, or resumes or is available for duty on the working day immediately following a holiday the worker shall be entitled to a paid holiday on such holiday.

(ii) In accordance with the long service leave agreement any holiday occurring during the period in which a worker is on long service leave shall be calculated as portion of the long service leave and extra days in lieu shall not be granted.

(g) A worker who returns to his home station, or finishes a shift at his home station not later than 4 a.m. on any holiday, and is not again booked on duty for that day, shall be treated as having had a paid holiday.

(h) If a worker is called on duty on an emergency job on a holiday outside his ordinary hours of duty for a short period, he shall be paid a minimum of two (2) hours at ordinary rates. In such event the worker shall be deemed to have had a holiday and shall be paid in full for such holiday.

(i) A holiday which falls on a day on which a worker is on paid annual leave shall be treated as if it fell on a worker's ordinary working day.

(j) If a worker is rostered for a short shift on a holiday but is not required to work on that day, he shall be paid for such rostered hours only.

(k) A casual worker (i.e., a worker who is paid ten per cent. (10 per cent.) casual allowance) shall not be entitled to any paid holidays.

#### 10.—Apprentices.

(a) The employment of apprentices shall be governed by the provisions of the Schedule annexed hereto.

(b) Apprentices shall be allowed to the following trade—boilermaking.

(c) Notwithstanding anything elsewhere contained in this award to the contrary, an apprentice required to live away from his home shall be paid a minimum of thirty-five shillings (35s.) per week. This provision shall not be affected by any district allowance provided for in this award.

## 11.—No New Designation.

No new designation shall be introduced during the currency of this award so as to reduce the status of any worker covered thereby.

## 12.—Under-rate Workers.

A worker who is unable to earn the minimum rate hereby prescribed may be employed at a lower rate which shall be agreed upon in writing between the worker and the secretary of the worker's union.

If within seven (7) days after being notified of the worker's desire to work at a lower rate of wage than that prescribed, the said secretary and the worker are unable to agree upon a lower rate, then the worker may apply in writing to the nearest Resident or Police Magistrate to fix such lower rate of wage. The worker shall give such secretary two (2) days' notice in writing of his intention to apply to the Magistrate, and the said secretary or his agent may attend and oppose the application. The Magistrate may fix the rate of wage and his decision shall be final.

Any worker whose wage shall have been so fixed may work for and be employed by the Commissioner for such wage for the period of six (6) calendar months thereafter, and, after the expiration of the said period, until fourteen (14) days' notice in writing shall have been given him by the secretary of the union requiring his wage to be again fixed in the manner prescribed by this clause.

## 13.—Shop Stewards.

Subject to the recognition of properly constituted authority, shop stewards to be appointed by the union shall be recognised by the Commissioner.

## 14.—Hours of Duty.

(a) Forty-four (44) hours, exclusive of Sunday work, shall constitute a week's work. No day's work shall exceed eight (8) hours forty-eight (48) minutes. The week's work may extend over five (5) or six (6) days at the option of the Commissioner.

(b) Any worker brought on duty for any purpose outside his ordinary working hours shall be paid a minimum of two (2) hours, or at overtime rates, whichever is the greater: Provided such work, exclusive of meal time, is not continuous with his shift, and provided that the worker shall not be obliged to work for the two (2) hours if the job for which he has been brought on has been completed in less time.

(c) The ordinary hours of duty in the Midland Junction Workshops, other than for shift work, shall be between 7 a.m. and 5.30 p.m. except—

(i) on Saturday, when the work shall finish at noon;

(ii) where the Commissioner and the union mutually agree on some other starting and finishing time.

(d) By agreement between the Commissioner and the union the hours for shift work may be worked on the basis of eighty-eight (88) hours per fortnight, with one week of forty (40) hours and one week of forty-eight (48) hours.

## 15.—Guaranteed Week.

(a) The Commissioner shall guarantee to each worker, other than a casual, a full week's work, exclusive of Sunday work, except during such period as by reason of any action on the part of any section of his workers, or for any other cause beyond his control, he is unable wholly or partially to carry on the running of the trains or workshops. Each week shall stand by itself.

(b) The guaranteed period may be reduced as follows:—

(i) In respect of any worker under suspension, provided that any worker suspended on a charge which is not sustained shall be entitled to the benefit of the guarantee during the period of his suspension;

(ii) in respect of any day when, as a result of a vote taken by the workers concerned with the consent of the Commissioner, or by agreement between the Commissioner and the union, a holiday is taken;

(iii) in respect of any day a worker is absent except through sickness as provided for in clause 8.

## 16.—Overtime and Sunday Time.

(a) (i) All time worked in excess of or outside of the usual working hours in any one day shall be paid for at the rate of time and a half for the first four (4) hours and thereafter double time.

(ii) Extra rates shall be computed at the rate applicable to the day on which the time is worked, provided that double time (i.e., twice the ordinary rate) shall be the maximum.

(iii) Double time shall be paid for overtime on all work other than work for any department of this State or Commonwealth.

(b) Subject to subclause (a) (ii), all time worked on Sunday shall be paid for at the rate of double time.

(c) All time worked during the usual meal time by any worker at his home station shall be paid for at overtime rates, and such rates shall continue until the worker knocks off for his meal.

(d) Travelling time shall not be construed time worked within the meaning of this clause.

(e) Apprentices under eighteen (18) years of age shall not be required to work overtime without their consent provided that in the case of an apprentice the rate for overtime shall be not less than the rate herein prescribed, or one shilling and sixpence (1s. 6d.) per hour, whichever is the higher.

(f) Workers, when called on to do duty on any Sunday, shall be paid for not less than four (4) hours at the rate applicable to that day: Provided that the worker shall not be obliged to work for the four (4) hours if the job for which he has been brought on has been completed in less time.

(g) When a worker, without being notified on the previous day, is required to continue working after knock-off time for more than one hour, he shall be provided with any meal required, or shall be paid two shillings (2s.) in lieu thereof.

(h) When overtime work is necessary, it shall wherever reasonably practicable be so arranged that employees have at least eight (8) consecutive hours off duty between the finish on one day and time of commencement on next day.

## 17.—Shift Work.

(a) The Commissioner may, if he so desires, work any part of his establishment on shifts, but before doing so shall give notice of his intention to the union.

(b) Work other than day shift shall not be recognised as afternoon or night shift, unless in either case five (5) consecutive afternoons or nights are worked but shall be deemed to be overtime; on completion of the fifth (5th) consecutive afternoon's or night's work the worker shall be deemed to have been employed on afternoon or night shift, as the case may be, during the preceding four (4) afternoons or nights, and thereafter during any subsequent consecutive afternoons or nights he is so employed.

(c) Except as provided in subclause (f), the loading on the ordinary rates of pay for shift work shall be—on afternoon shift, ten per cent. (10%), and on night shift, fifteen per cent. (15%).

(d) The sequence of shift work shall not be deemed to be broken under the preceding paragraphs (b) and (c) by reason of the fact that the works are closed on a Sunday or on any public holiday.

(e) Overtime on afternoon or night shifts shall be calculated on the basis of the rate paid for afternoon or night shift respectively.

(f) A worker employed on shift work who does not rotate on to day shift shall, for afternoon or night shift, be paid at the rate of time and a quarter. This provision however does not apply in cases where the period over which shift work is performed does not reasonably permit of the worker rotating to day shift.

## 18—Away-from-home and Meal Allowances.

(a) The following allowances shall be granted to workers temporarily lodging away from their home station:—

(i) For the first twenty-four (24) hours or part thereof:—

	s.	d.
Where attended barracks are used ..	6	0
Where unattended barracks are used ..	7	0
Where barracks are not used .. ..	8	0

(ii) After the first twenty-four (24) hours, at the rate of fourpence (4d.) per hour.

(iii) After the first twenty-four (24) hours, a charge of one shillings (1s.) per night, with a maximum of five shillings (5s.) per week, shall be made where accommodation of barracks other than a van is provided, and a charge of sixpence (6d.) per night, with a maximum of two shillings and sixpence (2s. 6d.) per week shall be made where barracks in the shape of van or tent, bed and blankets are provided.

(b) It will be optional for the workers to use the barracks, and/or the Commissioner to allow them to do so. If used, after the first twenty-four (24) hours, a charge of one shilling (1s.) per night, with a maximum of five shillings per week shall be made for attended barracks, and a charge of sixpence (6d.) per night, with a maximum of two shillings and sixpence (2s. 6d.) per week for unattended barracks.

(c) The allowance shall be calculated from the time of leaving to the time of returning to the home station.

(d) In addition to the allowance provided for in sub-clause (a), a worker booked off or temporarily lodging in a district carrying an allowance shall be granted such allowance, or if already in receipt of a district allowance shall be granted the difference between such allowance and any higher allowance applicable to the district in which he is booked off or lodging; a day's allowance to be granted for the first twenty-four (24) hours or any part thereof, and each subsequent twenty-four (24) hours or part thereof; time to be calculated from time of departure from home station to time of departure from foreign station.

(e) No away-from-home allowance shall be granted to any worker stationed in the suburban area in respect of any absence from his home station within the suburban area unless he is unable to return to his home station by passenger train for the night, or unless approved by the head of the branch.

(f) A worker absent from his home station on duty (not being a worker temporarily lodging away from his home station) shall be paid two shillings (2s.) for his second and each succeeding meal: Provided that any worker who in fact incurs expense in procuring his first meal shall be entitled to be paid two shillings (2s.) in respect thereof.

(g) The Commissioner may in his discretion make any allowance in addition to those provided in the foregoing subclauses, and the head of the branch shall also have discretion to make any such additional allowances, not exceeding seven shillings and sixpence (7s. 6d.) per day.

(h) Where married men are transferred to suit the convenience of the Department to depots at which no suitable accommodation is available they shall be paid the sum of thirty shillings (30s.) per week until such time as suitable accommodation is available or for a period of six (6) months whichever shall be the shorter. The term "married man" shall for this purpose also include widowers with dependants and also others with dependants. Any unmarried employee transferred from one station to another to suit the convenience of the employer, shall be paid actual reasonable out-of-pocket expenses but in each case details of the expenses shall be submitted and all items in excess of five shillings (5s.) must be supported by receipted vouchers: Provided however that such payment shall be limited to a period of six (6) months and shall not exceed thirty shillings (30s.) per week. Liberty to apply is hereby reserved.

(i) In lieu of the foregoing allowances, workers in the Civil Engineering Section, other than scale adjusters and their assistants camped out for not less than three (3) days continuously, if supplied with tent or van and stretcher, rugs and cooking utensils, shall be granted a camping-out allowance of two shillings and sixpence (2s. 6d.) per night. A separate van or tent shall, where possible, be provided for storage of departmental gear.

(j) The foregoing allowances will not be paid:—

(i) during any period of absence from duty without pay unless such absence is due to sickness of the worker, and does not exceed one week;

(ii) during any period of annual leave provided that the Commissioner provides means for the worker to return to his home station.

(k) A worker when travelling by coastal boat shall be entitled to first-class accommodation upon the boat and to one-fourth only of the usual away-from-home allowance and travelling time shall be paid for at ordinary rates; provided that not more than eight (8) hours shall be paid for as travelling time in any one period of twenty-four (24) hours.

## 19—Payment for Travelling Time.

(a) A worker travelling as a passenger going to work away from or returning to his home station shall be paid at ordinary rates for the actual travelling or waiting time for the first eight (8) hours, and thereafter at half the ordinary rates in any one period of twenty-four (24) hours.

(b) Where the waiting time exceeds four (4) hours and suitable accommodation is available the worker shall be deemed to be booked off duty and shall not be entitled to payment for the time he is booked off.

(c) Sunday travelling time shall be paid at the same rates and on the same conditions as on week days.

(d) In respect of a worker who is provided with a sleeping berth in a passenger train, travelling time shall not count between 10 p.m. and 7 a.m., provided this shall not operate to reduce the travelling time to be paid for below four (4) hours in any one day; provided further that where by virtue of the length or nature of the journey the sleeping berth is available for six (6) hours or less, travelling time shall be paid for such period with a minimum of four (4) hours.

(e) A worker residing within the suburban area, who is required to start work at some place other than his home station within the suburban area shall:—

(i) if notified the previous evening, travel one way, from work or to work, in his own time, provided there is a train by which he can conveniently travel;

(ii) if not so notified, the worker shall travel both ways in his employer's time.

The Department shall provide free railway travelling from the home station; provided however that no worker sent on relief duty within the suburban area shall claim or be allowed extra travelling time if the station at which he is to work is nearer his residence than his home station.

## 20—Workers in Breakdown Gangs.

Workers in breakdown gangs and washaways shall, in lieu of away-from-home allowance and travelling time, be provided with board and sleeping accommodation, and shall be paid from the time they leave until they return to their home station, except during such period as they shall be booked off duty, if such period shall exceed ten (10) consecutive hours. Time occupied in travelling shall be paid at bare time rates; actual working time shall be paid at overtime rates after eight (8) hours' work per day.

## 21—Transfers and Transfer Allowances.

(a) When any transfer is ordered by the Department, the worker transferred shall not lose his right of appeal against the transfer, and if on inquiry it is found that a transfer can be arranged with another worker to suit the convenience of the Department, then he shall be

retransferred. A worker transferred from one station to another over one mile distant, involving a change of residence, shall:—

(i) be paid not less than four pounds (£4) for a married man and fifteen shillings (15s.) for a single man (a married man who does not transfer his family shall be paid as a single man until he does transfer his family);

(ii) be paid such further out-of-pocket expenses (if any) as the Commissioner in his discretion shall decide to have been reasonably incurred;

(iii) be granted free passes for himself and family (including those dependants mentioned in the interpretation of "married man" and also the mother of a married man permanently residing with and wholly dependent upon him) and free railway transport for his furniture and effects including one cow or not more than two (2) goats. When the train is provided with appropriate sleepers, and the worker's journey extends through the night, he and his family shall be supplied with sleeping berths;

(iv) if a married man is obliged to pack and unpack he shall be allowed one day for packing and one day for unpacking;

(v) be paid actual travelling and waiting time up to a maximum of eight (8) hours per day. No overtime or Sunday time rates shall apply.

(b) The granting of an allowance in excess of that provided above to meet special cases shall be at the discretion of the Commissioner.

Any worker who is transferred from one place to another to suit himself, or who is transferred by way of punishment, shall be entitled to the provisions of subclause (a) (iii) only.

(c) At least ten (10) days' notice shall be given to a worker required to transfer permanently from one station to another.

(d) A worker shall not be transferred for a lesser period than three (3) months. If required to work temporarily at any depot for relief or other purposes for a less period, he will be paid lodging allowance as provided elsewhere in this award.

(e) Any worker who has been stationed in the Goldfields areas for a period exceeding three (3) years shall be entitled to a transfer with expenses as hereinbefore mentioned to a station not more than thirty (30) miles from the coast, and such transfer shall, upon request, be arranged if the exigencies of the service will permit.

#### 22—District Allowance.

(a) District allowances as specified below shall be paid to workers stationed at—

	Per Week. s. d.
(i) Carrabin and Bullfinch to Southern Cross	5 3
(ii) Southern Cross and Eastward thereof to Kauowna' .. .. .	5 3
Except the towns of Southern Cross, Coolgardie, Kalgoorlie and Boulder, and within five (5) miles thereof where the allowance will be .. .. .	2 4
(iii) Coolgardie to Salmon Gums .. .. .	5 3
(iv) Southward of Salmon Gums to Esperance	2 4
(v) Northward of Kalgoorlie radius .. .. .	7 0
(vi) Wurarga and Eastward and Northward thereof to Meekatharra .. .. .	7 0
(vii) Three (3) miles Eastward of Meeka- tharra to Wiluna .. .. .	10 6
(viii) Hopetoun-Ravensthorpe .. .. .	7 0
(ix) Port Hedland-Marble Bar .. .. .	30 0

(b) District allowance shall not apply where the worker is absent without pay unless such absence is due to sickness of worker, and does not exceed three (3) months.

(c) Workers leaving the service for any cause, and due for payment in lieu of holidays, shall not be paid district allowance for the period of such holidays.

#### 23—Water Allowance.

Water shall be delivered alongside the line gratis to any worker on the following scale:—

To a married man .. .. .	30 gallons per day
To a single man .. .. .	10 gallons per day

This shall not apply to stations where the public water scheme is available.

#### 24—Free Passes, Privilege Tickets and Season Tickets.

(a) After twelve (12) months' continuous service a worker shall be allowed three (3) passes per annum as under:—

One second-class station-to-station pass on the occasion of the annual or long service leave, to cover the full term of leave due.

Two (2) first-class privilege passes from one given station to another and return except during the Christmas, New Year and Easter holidays when, at the option of the Commissioner, the passes may be issued as second-class: Provided that in the event of the worker, owing to domestic arrangements, desiring to return to his home, leaving his family at the holiday destination, the pass issued will be considered as available for the return of the family, or a separate pass issued therefore.

In addition to the worker, the passes shall be available for his wife and unmarried members of his family under eighteen (18) years of age, unmarried daughters over eighteen (18) years of age, and his parents: Provided they are resident with and dependent upon him for support. The station-to-station passes may be changed to first-class on payment by the worker at half the additional fare at ordinary rates.

For the purpose of this clause a member of the family shall be deemed to be dependent provided such member's income does not exceed twenty shillings (20s.) per week, exclusive of old age or invalid pension, but a member of the family temporarily out of employment shall not be deemed to be dependent.

A widower with his child or children resident with him, and who regularly employs a housekeeper may, at the discretion of the Commissioner, be granted passes for such housekeeper; in like manner, an unmarried worker supporting younger brothers and/or sisters may be granted passes for such housekeeper.

(b) Upon request a worker may be granted a separate station-to-station pass for his wife and dependants as mentioned in subclause (a) hereof, where it is inconvenient for both to travel together.

(c) Should any worker through illness be unable to use his station-to-station pass on the occasion of his annual leave, he shall be entitled to the use of such pass on the occasion of taking leave without pay during the year in which same is due.

(d) After six (6) months' continuous service a worker shall be entitled to the passes mentioned in subclause (a) in proportion to length of service.

(e) Workers who have not had an opportunity of allowing their holidays to accrue owing to having taken leave on individual public holidays shall be granted their station-to-station pass when on special leave up to fourteen (14) days.

(f) A worker who resigns or is retired from the service and has leave due shall be granted a free pass, station-to-station, for the term of such holidays: Provided that should a worker not have given the requisite notice or obtained the consent of the Commissioner to leave the service, as provided for in clause 6, he shall forfeit all claims to any passes he would otherwise have been entitled to under the provisions of this clause.

(g) On production of a certificate from the General Secretary of the Railway Institute, passes shall be issued to a worker for the sole purpose of attending approved classes at the Railway Institute.

(h) Workers in isolated parts may be issued free passes at the discretion of the head of the branch for the purpose of obtaining medical attention.

(i) Market Passes:—Workers stationed outside suburban areas shall be issued market passes once per month to the market town most convenient to the Commissioner and the worker. The passes may be issued

in favour of the worker, his wife, or his housekeeper, and children between the ages of five (5) and fourteen (14) years. A worker's wife or housekeeper may be granted a market pass once per fortnight, if required: Provided that the maximum number of passes granted under this subclause shall be two (2) per month. A market pass may include a perambulator or go-cart if required.

(j) Free Freight:—Domestic supplies up to a maximum weight fortnightly of two hundredweight (2 cwt.) for married men and one hundredweight (1 cwt.) for single men shall be carried free by rail to home station from the market town most convenient to the Commissioner and the worker and, in addition, meat, bread, vegetables and dairy produce when not obtainable locally, shall be carried free from the market town most convenient to the Commissioner and the worker where same are procurable. All such supplies shall be for the sole use of the worker and his family. This subclause shall not apply to the suburban areas: Provided that this concession shall not apply when any member of the worker's family conducts a boarding house or store at the home station.

(k) Free passes shall not apply to race or hired special, guaranteed special, or special excursion trains within a fifty (50) mile radius or, when in the opinion of the station-master at the station where the worker desires to commence his journey, there is not ample room in the train.

(l) Workers working away from home station shall be entitled to a free pass to enable them to visit their home station at intervals of not less than once per fortnight: Provided that the work upon which they are engaged will permit of their doing so. No travelling time shall be paid.

Provided also that this clause shall not operate to increase or decrease the rate of expenses the worker would otherwise be entitled to.

(m) Privilege Tickets:—After six (6) months' continuous service a worker shall be allowed privilege return tickets (first or second class) for himself, wife and unmarried members of his family under eighteen (18) years of age, also unmarried daughters over eighteen (18) years of age: Provided they are resident with and dependent upon the worker's earnings; the charge for privilege tickets to be half the single fare for the return journey, with a minimum of one shilling (1s.) for adults and sixpence (6d.) for children.

(n) Season Tickets:—Second-class season tickets at half the ordinary season ticket rates, available between the station nearest his residence and his place of work shall, on application, be issued to any worker. To any worker in receipt of forty-five per cent. (45%) of the basic wage or under per week, one-quarter of the ordinary season ticket rates shall be charged.

#### 25—Secretary's Pass.

The Commissioner shall grant leave without pay for a continuous period or otherwise of thirty (30) days in each year to the secretary of the union (should such secretary be a railway worker) to enable him to attend exclusively to the union work, and a free pass will be issued to the said secretary whether he be a worker or not for that period, but the pass may be withdrawn at the Commissioner's discretion. Such pass shall be used exclusively for union work, in connection with railway workers, and not for political purposes.

#### 26—No Reduction.

This award shall not in itself operate to reduce the wages of any worker who is at present receiving above the minimum rate prescribed for his class of work.

#### 27—Preferences.

Preference shall be given to unionists with regard to employment but this shall not apply to apprentices or juniors.

#### 28—Height Money.

(a) Boilermakers, welders and apprentices engaged in the erection of steel frame buildings, bridges or gasometers, at a height of fifty (50) feet or more above the nearest horizontal plane shall be paid at the rate of one shilling (1s.) per day extra.

(b) Boilermakers and apprentices employed, hoisted off the ground, on repairs to smoke stacks shall be paid double time.

#### 29—Boards of Reference.

(a) The Court appoints for the purpose of the award Boards of Reference. The Boards shall each consist of a chairman and two (2) other representatives nominated by the parties. There are assigned to such boards in the event of no agreement being arrived at between the parties to the award the functions of:—

(i) classifying and fixing wages, rates and conditions for any machine, occupation or calling not specifically mentioned in the award;

(ii) adjusting any matters of difference which may arise between the parties from time to time, except such as involve interpretations of the provisions of the award or any of them;

(iii) deciding any other matter that the Court may refer to the board from time to time.

(b) Separate boards may be appointed for different sections corresponding to the occupations, callings or avocations referred to in this award, and/or for different districts.

(c) The provisions of regulation 92 of the Industrial Arbitration Act, 1912-1941 (Appeal from Board) shall be deemed to apply to any Board of Reference appointed hereunder.

#### 30—Allowances, Special Provisions, etc.

(1) A casual hand shall be paid ten per cent. (10%) in addition to the minimum rate specified.

(2) Leading hand in charge of not less than three (3) and not more than ten (10) employees shall be paid at the rate of nine shillings (9s.) per week extra.

(3) Leading hand in charge of more than ten (10) and not more than twenty (20) employees shall be paid at the rate of eighteen shillings (18s.) per week extra.

(4) Leading hand in charge of more than twenty (20) employees shall be paid at the rate of twenty-seven shillings (27s.) per week extra.

(5) In running sheds, where there is no sub-foreman boilermaker, or leading hand boilermaker, or boiler-maker in charge, and there is only one boilermaker employed, he will be paid one penny halfpenny (1½d.) per hour extra, and in such running sheds where there are more boilermakers than one employed, one boilermaker shall be paid one penny halfpenny (1½d.) per hour extra. These rates are in addition to the running shed allowance provided for elsewhere.

(6) Boilermakers employed at Midland Junction Workshops on hot or dirty locomotive boilers or on repairs to stationary boilers *in situ* or inside tenders, bunkers, or side tanks, where the only entrance is less than one-third the area of top and/or side or engaged in stripping ready for final inspection locomotive boilers removed from frame, shall be paid one penny halfpenny (1½d.) per hour on account of the dirty nature of the work.

For the purposes of this clause "employed on hot or dirty boilers" shall mean and include only—

(a) removing dirty spark arresters;

(b) working inside locomotive boilers not removed from frame when tubes have not been removed;

(c) working inside smokebox when the spark arrester has not been removed and smokebox has not been cleaned, or on dirty bogie centres;

(d) working inside fireboxes of locomotive boilers not removed from frame until parts requiring renewal have been removed and firebox cleaned;

(e) caulking foundation rings of locomotive boilers not removed from frame;

(f) driving up and expanding tubes which have not been drawn when smokebox and/or firebox has not been cleaned;

(g) stripping all parts to be removed for repairs or examination;

(h) taking down ashpans which have been in service;

(i) working on boilers under steam with the steam gauge indicating ten pounds (10 lbs.) per square inch or more; and shall exclude all work on new boilers except when being tested under steam.

(7) Boilermakers engaged in running sheds shall be paid one penny halfpenny (1½d.) per hour extra.

(8) A boilermaker (not employed as a first-class welder or apprentice in his final year) who, in addition to his employment as such is also required to do welding shall be entitled to receive one shilling (1s.) per day in addition to his ordinary rate of pay whilst so engaged. A worker entitled to payment under this paragraph shall not be entitled to claim extra pay for welding under the Higher Duties clause of this award.

(9) Reasonable washing facilities shall be provided for workers.

(10) Boilermakers engaged on repairs to crane tracks in Midland Junction Workshops shall be paid at the rate of one penny halfpenny (1½d.) per hour extra: Provided that the foreman certifies that the work is of such a dirty nature as to merit this allowance.

(11) Boilermakers engaged on repairs to coal handling plants, coal chutes and any work on coal stages shall be paid at the rate of one penny halfpenny (1½d.) per hour extra.

(12) Boilermakers when employed in any work at, or if on the wages staff of, the Tramway Department shall be entitled to receive the same allowance as they would have received if such work were done at their usual home station.

(13) Apprentices shall be paid one penny halfpenny (1½d.) per hour extra whilst engaged upon work in respect of which boilermakers receive such an allowance.

(14) Oxywelders welding in copper fireboxes shall be paid at the rate of one penny halfpenny (1½d.) per hour extra.

(15) Use of Protective Articles:—

(a) Goggles, glasses and gloves, or other efficient substitutes therefor, shall be available for the use of any worker engaged in welding or other work in which their use is required for the protection of the worker.

(b) Every worker shall sign an acknowledgment on receipt thereof, and on leaving employment shall return the same to the Commissioner.

(c) During the time the same are on issue to the worker he shall be responsible for any loss or damage thereto; fair wear and tear attributable to ordinary use excepted.

(d) No worker shall lend another worker the goggles, glasses or gloves or substitutes issued to such first-mentioned worker, and if the same are lent both the lender and the borrower shall be deemed guilty of wilful misconduct.

(e) Before goggles, glasses and gloves or any such substitutes which have been used by a worker are re-issued by the Commissioner to another worker they shall be effectively sterilised.

(16) Boilermakers or apprentices whilst actually working a pneumatic rivetter of the percussion type, or other pneumatic tools of the percussion type, shall be paid one penny halfpenny (1½d.) per hour extra whilst so engaged.

(17) When required by a worker a suitable locker shall be provided.

(18) Workers in a confined space shall be paid three-pence (3d.) per hour extra.

A "confined space" means a working place, the dimensions of which necessitate an employee's working in an unusually stooped or otherwise cramped position, or where confinement within a limited space is productive of unusual discomfort. On locomotives "confined space" includes work inside the barrel of a locomotive boiler (other than a boiler exceeding five feet two and a quarter inches (5ft. 2¼in.) in diameter from which all the tubes have been removed), the locomotive tender, the side tanks, the bunker tanks and saddle tanks, and holding up on rivetting back plates or copper tube plates and inside of smoke boxes where the main steam pipes, blast pipes or super-heater elements are not all removed; in the case of other than locomotives shall mean and include all internal work in any boiler, steam drum, mud drum, firebox or vertical boilers, furnaces, flues, combustion chambers, receivers or superheaters, where the only entrance or exit is through a manhole or fire-hole door.

(19) Except where otherwise expressly provided, not more than one of the foregoing allowances or extra rates shall be paid at any one time, and where more than one allowance or extra rate applies, only the highest shall be paid.

### 31—Right of Entry.

Accredited representatives of unions desiring to enter the workshops upon bona fide union business concerned in the maintenance of awards and appropriate working conditions will be given entry if they make application to a responsible officer of the department and state the nature of their business. For this purpose the Chief Mechanical Engineer, the Assistant Chief Mechanical Engineer and the Works Manager and the Assistant Works Manager are to be regarded as responsible officers.

### 32—Demarcation of Work.

By agreement between accredited representatives of the management and all unions concerned, the following demarcation of work is ratified:—

A. H. All-steel Cars, at presents under construction:—

- (i) boilermakers to make frame of jigs;
- (ii) fitters to fit all lugs to frame;
- (iii) coppersmiths to make all ribs and brackets of ten (10) gauge and under;
- (iv) boilermakers to make carlines and assemble roof frame;
- (v) coppersmiths to erect all sheet metal of ten (10) gauge or under;
- (vi) coppersmiths and boilermakers to drill all holes with portable drilling machine, *for riveting*.
- (vii) coppersmiths and boilermakers to do all riveting.
- (viii) underframes to be fabricated and erected by boilermakers.

### 33—War Loading.

Nothing in this award shall affect the payment of war loading which shall continue to be paid as at present until further order.

### 34—Wages.

This award is based on a basic wage of:—

	£	s	d.
Metropolitan Area .. .. .	5	9	3
South-West Land Division .. .. .	5	8	9
Goldfields Areas and other portions of the State .. .. .	5	17	6

in addition to which the margins shall be as in the Schedule hereunder:—

### Wages Schedule.

	Margin over Basic Wage.		
	£	s	d.
1. Boilermaker, in charge of marking-off table .. .. .	3	4	0
2. Welder, first-class, who is required to apply general trade experience ..	2	10	6
3. Boilermaker .. .. .	2	6	0
4. Boilermaker, who for the greater part of his time is occupied in marking-off and or making templates or jigs .. .. .	2	10	6
5. Boilermaker on flanging or angle fires .. .. .	2	19	6
6. Boilermaker on Big Press .. .. .	2	19	6
7. Boilermaker on Small Press .. .. .	2	10	6
8. Apprentices—The rates of pay for apprentices shall be as under:—			
	Percentage of Basic Wage.		
First year .. .. .	25		
Second year .. .. .	30		
Third year .. .. .	45		
Fourth year .. .. .	65		
Fifth year .. .. .	85		

In witness whereof this award has been signed by the President of the Court, and the Seal of the Court has been hereto affixed, this 15th day of September, 1947.

[L.S.]

(Sgd.) E. A. DUNPHY,  
President.

Schedule.

Apprenticeship Regulations.

Pursuant to Awards Numbered 19 of 1937 (as amended) and 10, 11, 12 and 14 of 1947.

1. (a) When apprentices are required, application shall be invited by advertisement in the public press. Applications received shall be reviewed in the first instance by a Board, to be called the "Apprentices Application Board," consisting of a chairman to be appointed by the Court, a representative appointed by the Commissioner, and a representative appointed by the Unions parties to the above awards. Applications are to be made in accordance with Form A annexed hereto. The Board shall notify selected applicants to appear before the Apprenticeship Selection Board, hereinafter mentioned, at a time and place to be mentioned; free passes being issued for the purpose.

(b) The Apprenticeship Selection Board shall consist of:—

- (i) a chairman appointed by the Court;
- (ii) one member appointed by the Commissioner, and
- (iii) one member appointed by the Union or Unions representing the trade or trades in the groups mentioned herein.

(c) There shall be four (4) Apprenticeship Selection Boards representing the trades, grouped as follows:—

Group.	Trades.	Union or Unions to be represented.	
I.	Moulders .. ..	Moulders' Union.	
II.	Boilermakers ..	Boilermakers' Union.	
III.	Fitters Turners Machinists (Iron) Blacksmiths Patternmakers Electroplaters Coppersmiths	} Amalgamated Engineering Union and Australasian Society of Engineers.	
IV.	Wagon builders Machinists (wood) Painters Plumbers Carpenters Trimmers Tinsmiths Saw Doctors Watch and Clock Repairers		} W.A. Amalgamated Society of Railway Employees.

(d) The following provisions shall apply to the Boards referred to in subclauses (a) and (b) hereof:—

- (i) Each of the Boards shall be deemed to be a Board of Reference appointed pursuant to section 87 of the Act;
- (ii) the same person may be appointed to act as chairman or member of any one (1) or more or all of the Boards;
- (iii) should any dispute arise as to the right of any person to act as a member of the Board it shall be determined by the Court;
- (iv) if the Commissioner or union or group of unions entitled to appoint a representative on the Board neglects or refuses on being notified by the Court so to do, the Court may appoint some person to act as such representative;
- (v) the Commissioner or the union or unions concerned may change his, its or their representative at any time;
- (vi) the presence of the chairman and at least one (1) member shall be necessary for the transaction of business;
- (vii) any decision shall be the decision of the majority of the members, or, if only two (2) members, the decision of the chairman;
- (viii) the chairman shall call all meetings of the Board and fix the time and place for each meeting;
- (ix) The Board shall determine its own procedure from time to time;
- (x) the Commissioner has agreed to direct some of his staff to perform any clerical work necessary.

(e) The Board shall orally examine each applicant who appears before it, but, if required by the Board, the candidate shall submit himself to a written examination. The Board shall select the required number from those whom it considers the most suitable, and place them in order for engagement.

(f) As vacancies for apprentices occur, the selected applicants shall be called up in the order in which they have been placed by the Board.

(g) The employment of any selected candidate will be subject to his furnishing satisfactory proof of age and passing the Departmental medical examination, the cost of which, not to exceed five shillings (5s.) shall be borne by the applicant.

2. (a) An apprentice shall serve a probationary period of three (3) months. At the end of the first and third months, the foreman in charge shall report as to the probationer's suitability or otherwise, and at the end of the third month, if mutually agreed upon by the Commissioner and the legal guardian of the boy, he shall be indentured for five (5) years, the probationary period to form part of the term of apprenticeship: Provided however that this term may be reduced in special circumstances with the approval of the Court.

(b) An apprentice taken on probation shall within fourteen (14) days thereafter, be registered by the Commissioner by means of notice thereof to the Registrar in the form prescribed.

(c) The Court may, in any case where it seems expedient to do so, order that the probationary period be extended for a further term not exceeding three (3) months.

(d) A probationer shall work for such hours per day and for such remuneration as is prescribed by the award applicable to the trade or calling to which he is to be apprenticed.

3. Every agreement of apprenticeship shall be subject to the provisions of the award in force for the time being applicable to apprenticeship in the industry.

4. (a):—

(i) Every apprentice shall attend regularly and punctually a Government or other approved technical school, vocational classes, or classes of instruction, for instruction in such subjects as are provided for his trade. This clause shall be deemed to have been complied with if the apprentice takes a course in an approved correspondence school: Provided however that attendance shall not be compulsory when the apprentice is stationed outside a radius of twelve (12) miles from the place where the instruction is given, or, in the case of illness of the apprentice, the proof whereof lies on him.

(ii) The fees for the classes attended by the apprentice, or the cost of providing same, shall be paid by the Commissioner.

(iii) The period during which apprentices are to attend such technical school or classes shall be one (1) day per fortnight.

(b) The Commissioner shall request the Director of Education at the beginning of each year to draw up a syllabus showing the course for the various classes for the year. Such syllabus shall, where possible, include theory as applied to the trade, craft, occupation or calling to which the apprentices are indentured. A copy of such syllabus shall be furnished to each union concerned, and shall be subject to review by the Court of Arbitration.

(c) Once in each year a report shall be furnished by the foreman and the teacher of the apprentice at the Technical School to the Head of the Branch in which the apprentice is employed on the attendance, conduct, attention, aptitude and progress of each apprentice, and upon any other matter calling for attention

(d) An apprentice joining after the third term has commenced shall not sit for that year's annual examination, but shall commence his technical education when the school re-opens after the Christmas vacation.

(e) Every apprentice shall be bound to submit himself to examination at the place and time fixed by the Director of Technical Education.

(f) Every apprentice shall, prior to submitting himself to examination, produce to the examiners a certificate that he has made at least seventy per centum



(70%) of attendances at the Technical School or other place of instruction unless he is exempted from such attendance under the provisions hereof, or for other good cause.

(g) If the Commissioner or the industrial union concerned make representations to the Court that the facilities provided by the technical school, or other place of vocational training for the teaching of apprentices are inadequate, the Court may make such investigations and such report to the Minister controlling such technical school, or such other place, as it deems necessary.

(h) The Commissioner shall, when necessary, notify the examiners of the names and addresses of the apprentices required to submit themselves to examination.

(i) The Commissioner shall place at the disposal of the examiners such material and machinery on his premises as may be required by them, and shall in all ways facilitate the conduct of the examination.

(j) For the purpose of the examination in the practical work of the trade, the examiners shall be persons skilled in the trade. There shall be two examiners for each trade, one to be appointed by the Commissioner and the other by the union or unions concerned. Failing provision for appointment as aforesaid, the Court may appoint such person or persons as it may deem fit. In the event of a disagreement between the examiners, the matters in dispute shall be referred to a third person, agreed to by them or nominated by the Court or the President at the request of any of the examiners, and the decision of such person shall be final and conclusive.

(k) It shall be the duty of the examiners to examine the work, require the production of the Certificate of Attendance, inquire into the diligence of each apprentice, and submit a report to the Commissioner in writing as to the result of the examination within one (1) month from the date of the holding of the examination, but this period may be extended by the Court.

(l) Such examination shall, where necessary, include theory and practice as applied to the trade, industry, craft, occupation or calling to which the apprentice is indentured: Provided, however, that separate examinations conducted by different examiners may be held in—(i) practical work; and (ii) theory.

(m) The Commissioner shall, after each examination, issue a certificate to each apprentice indicating his degree of proficiency, taking into consideration the term of apprenticeship served. When the final examination has been passed, the certificate shall also be signed by the examiners, and the apprenticeship agreement duly endorsed.

(n) Whenever it is possible so to do, the examiners shall draw up a syllabus showing what, in their opinion, is the stage of proficiency which an apprentice should attain at each of the examinations prescribed. The syllabus shall be subject to review by the Court at any time, and shall be kept as a record by the Clerk of the Court, and a copy handed to the examiners before each examination. The said syllabus may be subject to alteration from time to time by the examiners, who shall forthwith notify the Clerk of the Court thereof.

(o) Where in any case it is shown to the satisfaction of the Court that any apprentice, by reason of his engagement on country work, or other good cause, cannot conveniently attend a technical school, or other prescribed classes, such of these provisions as relate to attendance at a technical school, or other prescribed classes, and to examinations, shall not apply to such apprentice, but he shall be subject to such conditions as the Court may direct.

(p) The term of apprenticeship may be extended by the Court on the failure of an apprentice to pass any of the examinations, and for such purpose it shall be the duty of the examiner or examiners to make any necessary recommendation to the Court and the Commissioner. Any extension of the term of apprenticeship shall be subject to all the conditions and stipulations in the original agreement, except as to rates of wages, which shall be such amount as the Court may determine.

(q) Upon the failure of an apprentice to pass two (2) consecutive examinations, it shall be the duty of the examiner or examiners to report same to the Court and the Commissioner with a recommendation as to the cancellation of the apprenticeship agreement, or such other remedial measures (e.g., increased time for technical instruction) as he may deem advisable.

The Court, after notice to all parties concerned, may cancel the agreement, or make such other order as it may deem necessary.

(r) A certificate shall be issued to each apprentice showing the percentage of marks obtained in each subject for which he sat at the annual technical examination, with remarks from the Head of the Branch as to the manner in which he has carried out his practical work during the preceding year.

(s) The Commissioner shall submit a report to the Court in writing accompanied by the examiners' reports as to the result of the annual examination or examinations within three (3) months of the date thereof.

(t) Upon the completion of the period of training prescribed for apprenticeship, each apprentice shall be required to pass the final examination test to the satisfaction of the examiners, and, upon passing this test, shall be provided with a certificate to that effect.

5. The apprentice shall be placed under the supervision of some tradesman, or leading hand, who will teach and instruct, or cause the apprentice to be taught and instructed, in his trade or craft.

6. Time lost in any one (1) year, except as hereinafter provided, shall be without pay, and shall be made up at the conclusion of each separate period of twelve (12) months at the rate fixed for the period during which such time was lost, and the increased rate of wages shall not apply until such lost time (if any) has been fully made up: Provided that this clause shall not apply to—

(i) time absent attending compulsory naval or military training, other than time imposed through failure to become efficient, or while undergoing confinement for an offence under the Defence Act;

(ii) time lost due to accidents on duty up to a maximum of four (4) weeks in any one year;

(iii) time lost through holidays prescribed by this Award;

(iv) time lost by duly certified sickness not due to the apprentice's own misconduct, or wilful default, up to a maximum of four (4) weeks in any one year;

(v) time occupied attending technical classes as prescribed during ordinary working hours.

(vi) An apprentice entitled by National Security Regulations to be paid the full tradesman's rate shall, when absent from the workshop during working hours for the purpose of attending technical school classes, only be paid for such portion of the time he is so absent as is represented by the proportion that the fifth-year apprenticeship rate as prescribed by this Award bears to his full tradesman's rate.

(vii) An apprentice entitled by National Security Regulations to be paid the full tradesman's rate shall, when entitled to sick pay in accordance with this clause, only be paid for such portion of each day as is represented by the proportion that the rate of wage prescribed in this Award for the year of apprenticeship in which the apprentice is serving when the sickness occurred bears to his full tradesman's rate for that day.

7. When work is closed down over Christmas and New Year for the purpose of annual holidays, apprentices in their first year, with less than a full year's holidays due, will only be entitled to payment during such period of absence for the number of days holidays due to them, calculated under the provisions of the industrial award applicable.

8. The Commissioner shall pay the apprentice in respect of time lost through compulsory naval or military training (other than the additional training mentioned in clause 6, subclause (i) above) the amount by which the wages prescribed by this Award exceeds the amount received by the apprentice from the Department of Defence.

9. Where time lost through sickness exceeds four (4) consecutive working days, the Commissioner may demand from the apprentice the production of a medical certificate, and a further such certificate or certificates may be required if any time is lost through sickness within seven (7) days from the date of resumption of duty, the cost, if any, of such certificate or certificates, not exceeding five shillings (5s.) to be borne by the Commissioner.



10. No minor shall (except as a junior worker under the provisions of this Award) be employed or engaged in the industry, except subject to the conditions of apprenticeship or probationership herein contained.

11. The Commissioner shall be deemed to undertake the duty which he agrees to perform as a duty enforceable under this Award.

12. (a) The apprenticeship agreement shall be completed within one (1) month of the end of the probationary period.

(b) All agreements of apprenticeship shall be drawn up on a form approved by the Court, and signed by the Head of the Branch, on behalf of the Commissioner, the legal guardian of the apprentice, the apprentice and the Registrar. The Commissioner, guardian or apprentice shall not enter into any agreement or undertaking purporting to add to, vary, alter or amend any such agreement without the approval of the Court.

(c) There shall be three (3) copies of each agreement, of which one (1) shall be held by the Commissioner, the legal guardian of the apprentice, and the Registrar.

13. Every agreement of apprenticeship entered into shall contain:—

(i) the names and addresses of the parties to the agreement;

(ii) the date of birth of the apprentice;

(iii) a description of the trade, industry, craft, occupation or calling, or combination thereof, to which the apprentice is to be bound;

(iv) the date at which the apprenticeship is to commence, and the period thereof;

(v) a condition requiring the apprentice to obey all reasonable directions of the employer, and requiring the employer and apprentice to comply with the terms of the relative industrial Award or Agreement, so far as they concern the apprentice;

(vi) a condition that technical instruction of the apprentice when available shall be at the employer's expense, and in the employer's time, except in places where such instruction is given after the ordinary working hours;

(vii) a condition that in the event of the apprentice in the opinion of the examiners not progressing satisfactorily increased time for technical instruction shall be allowed at the employer's expense to enable such apprentice to reach the necessary standard;

(viii) the general conditions of apprenticeship;

(ix) a provision that it may be cancelled by mutual consent by the employer and the legal guardian of the apprentice giving one month's notice in writing to the Court and to the parties concerned that such apprenticeship shall be terminated.

14. (a) The Court shall have power to transfer an apprentice from one employer to another either temporarily or permanently.

(b) For the purpose of giving to an apprentice opportunities to gain wider experience the Commissioner may authorise the apprentice to be employed on premises or upon work of other Government Departments not under the control of the Commissioner.

15. (a) The transfer of every agreement shall be on a form approved by the Court, and shall be made out in quadruplicate, and shall, unless the Court otherwise directs, be signed by the late employer or his assignee, the legal guardian of the apprentice, the apprentice, the Registrar, and the new employer. The transfer form shall be completed within two (2) months of the date on which the transfer is effected.

(b) One (1) copy each of the form of transfer shall be held by the late employer, the new employer, the legal guardian of the apprentice, and the Registrar.

16. Should the Commissioner at any time before the determination of the period of apprenticeship wish to dispense with the services of the apprentice, he may, with the consent of the apprentice and guardian, transfer him to another employer carrying on business within a reasonable distance of the home station of the apprentice, who is willing to continue to teach the apprentice, and pay the rate of wages prescribed by the Court in its Award, or otherwise according to the total length of time served, and generally to perform the obligations of the Commissioner.

17. In the event of the Commissioner being unable to provide work for the apprentice, or to agree with the legal guardian of the apprentice to cancel the agreement, or to arrange a transfer, application may be made to the Court to arrange for such transfer, or to have such agreement cancelled.

18. The Commissioner shall be relieved of his obligations under the apprenticeship agreement during such period as by reason of any action on the part of any section of his workers, or for any other cause beyond his control, he is unable wholly or partially to carry on the running of the trains or workshops.

19. The Commissioner shall keep every apprentice constantly at work, and teach or cause him to be taught the industries, crafts, occupations or callings in relation to which he is bound apprentice, by competent instruction in a gradual and complete manner, and shall give him a reasonable opportunity to learn the same, and receive during the period of his apprenticeship such technical, trade and general instruction and training as may be necessary and every apprentice shall, during the period of his apprenticeship, faithfully serve the Commissioner for the purpose of being taught the industry, craft, occupation or calling in relation to which he is bound, and shall also conscientiously and regularly accept such technical, trade and general instruction and training as aforesaid, in addition to teaching that may be provided by the Commissioner.

20. (a) The number of apprentices shall not exceed the proportion of one (1) to every two (2) or fraction of the first two (2) journeymen employed; provided however that this provision shall not be applied so as to permit of such proportion being exceeded in any particular place.

(b) Provided that the Commissioner may, with the consent of a Committee of three consisting of a representative of the Commissioner, a representative of the union concerned, and the Industrial Registrar as chairman take on new apprentices up to the proportion of one to each journeyman employed.

(c) Notwithstanding anything contained in this Award to the contrary, if through lack of work the Commissioner is unable at any time to find employment and training for an apprentice, and if a transfer to another employer cannot be arranged, the obligations and duties imposed by the indenture may, with the concurrence of the apprentice and his guardian and the union, be suspended for a period agreed upon, or if no such agreement is arrived at, may be cancelled by a Committee consisting of the Industrial Registrar (as chairman), and one representative of the Commissioner, and one representative of the union. The onus of proof of circumstances justifying such cancellation shall be on the Commissioner.

This provision shall be deemed to be included in all contracts of apprenticeship now existing and also in all future contracts entered into.

21. For the purpose of ascertaining the number of apprentices allowed to be taken at any time, the average number of journeymen employed on all working days of the twelve (12) months immediately preceding such time shall be deemed to be the number of journeymen employed.

22. On the transfer or termination of any apprenticeship agreement from whatever cause, the Commissioner shall give the apprentice a certificate stating what time he has served, full particulars of the branches of the trade or industry in which he has received instruction, the proficiency attained, and shall also notify the Clerk of the Court and the cause thereof.

23. No apprentice employed under a registered agreement shall be discharged by the Commissioner for alleged misconduct until the registration of the agreement of apprenticeship has been cancelled by order of the Court on the application of the Commissioner; provided, however, that an apprentice may be suspended for misconduct by the Commissioner with loss of pay during such suspension. If, however, the Commissioner is of the opinion that the misconduct is such as to warrant dismissal, he shall forthwith make an application for cancellation of the agreement of apprenticeship, and, in the event of the Court refusing same, the wages

of the apprentice, or such portion thereof as the Court may order, shall be paid as from the date of such suspension, and, in the event of the application for cancellation being granted, such order may take effect from the date when the apprentice was suspended.

24. The word "apprentice" wherever used herein means any male of any age who is apprenticed to learn, or to be taught, any industry, craft, trade or calling to which this Award applies and includes an apprentice on probation.

25. (a) The Commissioner shall not refuse employment to any person, or dismiss any worker from his employment, or injure him in his employment, or alter his position to his prejudice, by reason merely of the fact that the worker is a member of any Advisory Committee or Board, or by reason merely of anything said or done or omitted to be done by any such person or worker in the course of his duty as such member.

(b) In any proceeding for any contravention of this regulation, it shall lie upon the Commissioner to show that any person proved to have been refused employment, or any worker proved to have been dismissed or injured in his employment, or prejudiced whilst acting as such member, was refused employment or dismissed, or injured in his employment, or prejudiced for some reason other than that mentioned in this regulation.

26. The Registrar shall prepare and keep a roll of apprentices containing:—

(a) a record of all apprentices and probationers placed with the Commissioner;

(b) a record of the progress of each apprentice recording the result of the examiners' reports.

27. Every industrial inspector appointed in pursuance of the provisions of the Industrial Arbitration Act, 1912-1941, shall have the power to enter any premises, make such inspection of the premises, plant, machinery or work upon which any apprentice is employed, or could be employed, interview any apprentice or worker, examine any books or documents of the business relating to the wages and conditions of apprentices, interrogate the employer in regard to any of the abovementioned matters.

FORM A.

Application for Employment as Apprentice.

(To be prepared in the handwriting of the applicant.)

I. Name in full (Surname first).....

Postal Address.....

II. Trade or Trades to which Apprenticeship desired in order of preference:—

- (1) ..... (2) .....
- (3) ..... (4) .....
- (5) ..... (6) .....
- (7) ..... (8) .....
- (9) .....

III. (a) Date of Birth.....

(Note.—The Registrar's Certificate of Birth or certified Extract of Birth Entry or other proof of age to the satisfaction of the Commissioner must be produced prior to appointment.)

(b) Height without Boots.....feet  
.....inches.

(c) Chest Measurement.....inches.

(d) Weight.....stone.....lbs.

(e) Educational Standard passed with date  
.....

IV. Have you previously applied for appointment in the Department?.....  
If so, state to whom, for what position, when, and with what result.....

V. Particulars of Employment (if any) during past three years:—

Name of Employer(s).....

Nature of employment in each case.....

Period employed in each case.....

VI. Particulars of Testimonials.....

(Note.—Every applicant for employment must supply two original testimonials together with a copy of each in applicant's own handwriting. One of these must be from the Head Teacher of the school last attended.)

VII. Name and Address of Parent or Guardian (required only in case of applicants under the age of 21 years).....

VIII. Any other particulars which the applicant may desire to add.....

Signature of Applicant.....

Date.....

FORM B.

To The Registrar  
Arbitration Court,  
Perth.

Please take notice that.....  
of.....has entered my service  
(on probation) as an apprentice to the.....  
trade on the.....day of.....19...

Dated this.....day of.....19...

(Signature of Employer).....

Note.—When the probationary period has expired an additional notification should be sent, with the words in italics struck out.

FORM C.

Certificate of Service.

This is to certify that.....  
of.....has served.....  
years.....months at the.....branch  
of the.....trade. He has attained (or  
not attained or attained more than) the average pro-  
ficiency of an apprentice of like experience. The cause  
of the transfer (or termination) of the apprenticeship  
is as follows:—

Dated this.....day of.....19...

(Signature of Employer).....

FORM D.

Certificate of Attendance at Technical School.

This is to certify that.....  
of.....has secured a record of  
seventy per centum of attendances at.....  
Technical School during the.....months  
ending the.....day of.....19...

(Signature of Principal).....

FORM E.

This is to certify that, at the annual examinations  
conducted by the Perth Technical School, Apprentice  
.....obtained the following percentage of  
marks:—

.....  
and he has satisfactorily performed the course of  
technical training prescribed for the.....year of  
apprenticeship.

Director of Technical Education.

This is to certify that the abovenamed apprentice has  
satisfactorily performed the practical work required in  
connection with his advancement during the year ended

Head of Branch.

FORM F.  
Final Certificate.

This is to certify that.....of.....  
has completed the period of training of.....  
years, prescribed by his Agreement of Apprenticeship,  
and has passed the final examination test to the satisfac-  
tion of the examiners for the.....trade.

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

.....  
.....  
Examiners.  
.....  
Registrar.

Western Australian Government Railways and Tramways.

FORM G.

General Form of Apprenticeship Agreement.

THIS Agreement made this.....day of.....  
19... between the Commissioner of Railways of the State  
of Western Australia (hereinafter called "the em-  
ployer") of the first part AND.....of  
.....born on the.....day of  
.....19.... (hereinafter called "the appren-  
tice") of the second part and.....of  
.....(Address).....(Occupation)  
.....parent (or guardian) of the  
said.....(hereinafter called the  
"parent" or "guardian") of the third part witnesseth  
as follows:—

1. The apprentice of his own free will and with the  
consent of the parent (or guardian) hereby binds him-  
self to serve the employer as his apprentice and to learn  
the trade of.....for a period of.....years,  
from the.....day of.....one thousand nine  
hundred and.....

2. The parent (or guardian) and apprentice hereby  
for themselves and each of them and their and each of  
their respective executors, administrators and assigns  
covenant with the employer as follows:—

(a) THAT the apprentice shall and will truly and  
faithfully serve the employer as his apprentice in the  
said trade, and will diligently attend to his work at  
the said trade, and will at all times willingly obey the  
reasonable directions of the employer, his managers,  
foremen and overseers, and will not during the appren-  
ticeship without the consent in writing of the  
employer, sell any goods which the employer makes,  
or employ himself in the service of any other person  
or company in any work, or do any work which the  
employer undertakes, other than for the employer, and  
will not absent himself from the employer's service  
without leave, and will comply with the provisions of  
the Regulations and of all Awards and agreements  
made under the Industrial Arbitration Act, 1912-1941,  
or any other Act in force so far as the same shall  
relate to his apprenticeship;

(b) THAT the apprentice will not do or knowingly  
suffer any damage to be done to the property of the  
employer.

3. The employer hereby covenants with the appren-  
tice as follows:—

(a) THAT the employer will accept the apprentice  
as his apprentice during the said term, and will dur-  
ing the said term by the best means in his power cause  
him to be instructed in the trade of.....  
and will provide facilities for the practical training  
of the apprentice in the said trade.

(b) THAT the technical instruction of the appren-  
tice when available shall be at the expense of the  
employer and shall be in the employer's time, except  
when such instruction is given after the ordinary work-  
ing hours.

(c) In the event of the apprentice in the opinion of  
the examiner or examiners appointed by the Arbitra-  
tion Court not progressing satisfactorily, increased  
time for technical instruction shall be allowed at the  
employer's expense to enable the apprentice to reach  
the necessary standard.

(d) THAT the employer will observe and perform  
all the conditions and stipulations of the Industrial  
Arbitration Act, 1912-1941, or any Act or Acts amend-  
ing the same, and any Regulations made thereunder,  
as far as the same concern the apprentice, and also  
the conditions and stipulations of any relative Award  
or industrial Agreement for the time being in force.

4. IT IS FURTHER AGREED between the  
parties hereto—

(a) THAT the apprentice shall not be responsible  
for any faulty work, or for any damage or injury  
done to materials, work, or machinery, tools or plant,  
other than wilful damage or injury during the course  
of his work;

(b) THAT the apprentice whilst under eighteen (18)  
years of age shall not be required to work overtime  
without his consent;

(c) This Agreement, may, subject to the approval  
of the Court, be cancelled by mutual consent by the  
employer and parent (or guardian) giving one (1)  
month's notice in writing to the Court and to the  
parties concerned that this Agreement shall be termi-  
nated, and on such mutual consent being given the  
apprenticeship shall be terminated without prejudice  
to the rights of any of the parties hereto in respect  
of any antecedent breach of the provisions of this  
Agreement.

(d) Other conditions.

In witness whereof the said parties hereto have here-  
unto set their hands and seals the day and year first  
hereinbefore written.

Signed, sealed and delivered by  
.....for and  
on behalf of the said Commis-  
sioner of Railways, in the pre-  
sence of—

.....  
.....  
(Signature of Employer.)

And by the said.....  
in the presence of—

.....  
.....  
(Signature of Apprentice.)

And by the said.....  
in the presence of—

.....  
.....  
(Signature of Guardian.)

Noted and registered this.....day of.....  
19....

.....  
Registrar.

MUNICIPAL CORPORATIONS ACT, 1906-1945.

Kalgoorlie Municipal District—Building By-laws.  
No. 1.

P.W. 662/38.

A By-law of the Municipality of Kalgoorlie, made under  
section 338 of the Municipal Corporations Act, 1906-  
1945, and numbered 1, for regulating the erection  
of buildings.

IN pursuance of the powers conferred by the said Act,  
the Mayor and Councillors of the Municipality of Kal-  
goorlie order as follows:—

Part 1.—Operation and Definitions.  
Application.

1. This by-law shall apply to the whole of the muni-  
cipality.

Commencement.

2. This by-law shall come into operation immediately  
upon its confirmation and approval by the Governor  
and publication in the *Government Gazette*.

Repeal.

3. From the date of coming into operation of this  
by-law, all previous by-laws made by the Council relat-  
ing to buildings are repealed.

## Definitions.

4. In this by-law, subject to the context—

“Act” means the Municipal Corporations Act, 1906-1943, with amendments thereto.

“Alteration” means any work made or done for any purpose in, to, or on a building (except that of necessary repairs not affecting the construction of any external, cross, or party wall), or any change in the purpose for which any building or erection or any part thereof shall be used.

“Approved” means approved by the Council in writing or (in case where the surveyor is authorised by the Council so to do) approved by the surveyor in writing.

“Apartment” or “Flat” means a room or suite of rooms occupied or designed, intended or adapted to be occupied as a separate domicile or rented or let as such.

“Area” applied to a building means the sum of the superficies of the horizontal sections of each storey made at the point of the greatest surface of each floor, inclusive of the external walls, and such portions of the party walls as belong to the building.

“Council” means the Kalgoorlie Municipality.

“Build” means and includes erect, build, or construct or cause to be erected, built, or constructed.

“Building” means and includes erection, structure, detached room, outbuilding, hoarding, and every structure of whatever kind capable of affording protection or shelter, either roofed or intended or adapted to be roofed, and whether enclosed by roofs or not, and every part of such structure and any addition or alteration thereto.

“Builder” means the master builder or other person employed to execute any work, or if there is no master builder or other person so employed, then the owner of the building or other person for whom or by whose orders such work is to be done.

“Cellar” means a storey or portion of a storey below the ground level, the ceiling of which is less than five feet above the adjoining ground.

“Dwelling-house” means a building used, constructed, or adapted to be used wholly or in part for human habitation, but does not include other than the dwelling-house portion (if any) of a commercial building, and includes a permanent, moveable, or temporarily fixed structure.

“District” means the Kalgoorlie Municipality.

“Fire-resisting” used with reference to any materials includes—(a) brickwork constructed of good bricks well burnt, hard and sound, properly bonded and solidly put together with good lime or cement mortar; (b) any stone suitable for building purposes by reason of its solidity or durability; (c) sheet metals or other similar materials which are, in the opinion of the Council, fire-resisting; (d) iron and steel, when used for columns, girders, or wall framing, encased in cement concrete or other incombustible or non-conducting external coating; (e) slate, tiles, brick, and terra cotta, when used for covering, or corbels; (f) concrete composed of broken bricks, stone chippings or ballast and lime cement or calcined gypsum; (g) jarrah and other hard timber when used for beams, posts, or in combination with iron, the timber and iron, if in beams, being protected by plastering or other incombustible or non-conducting external surface, doors if not less than 2in. thick, stairs with treads, stringers and risers not less than 2in. thick; (h) any other material approved by the Council as fire-resisting.

“External wall” means an outer wall of a building not being a party wall, even although it adjoins a wall of another building.

“Frontage” means the distance measured at right angles to one of the sides of the land from the terminal point thereof to the opposite side, or a continuation of such opposite side.

“Garage” means any building used for the housing of a motor or motor vehicle (not being a garage carried on as a business undertaking).

“Height” in relation to any building means measurement taken from the level of the footway (if any) immediately in front of the centre of the building or, when there is no such footway, from the level of the ground before excavation, to the level of the ceiling or tie of the topmost storey.

“Height” in relation to storeys means—(a) in the case of the topmost storey the measurement between the floor and the ceiling thereof, or between the floor and the under-surface of the tie of the roof, or, if there is no tie, then up to the level of half the vertical height of the rafters, or other support of the roof; (b) in the case of every storey other than the topmost storey, the measurements between its floor and the floor above.

“Hoarding” includes any erection or structure erected, built, constructed, or used, or that may be used, for the purpose of writing, painting, pasting or posting thereon notices, advertisements, placards, or other printed, painted or written matter, or any erection or structure, but shall not apply to a hoarding erected in a street for the purpose of carrying on building operations only, or to any dwelling-house or shop or any fence seven feet or under in height, or “To Let” or “For Sale” boards not exceeding 20 square feet in area.

“Habitable or Main Rooms” mean and include all rooms used or intended to be used as bedrooms, dining-rooms, ordinary living rooms, or kitchens.

“New building” includes—(a) any building erected or commenced to be erected after the date of this by-law coming into operation; (b) any building which for more than half its cubical contents has been taken down or destroyed by fire, tempest, or otherwise, and is re-erected or commenced to be re-erected wholly or partially on the same site after the date of this by-law coming into operation; (c) any space between walls and/or buildings which is roofed or commenced to be roofed after the date of this by-law coming into operation; (d) any building removed or transported wholly or in sections into the district or from one part of the district to another part after the date of this by-law coming into operation.

“Outbuilding” means any building on the curtilage of any dwelling, shop, or combined shop and dwelling used as a workshop or storeroom, not being a building for the storage of inflammable materials nor for the housing of any animal or animals, including birds.

“Party wall” means a wall built to be used as a separation of two or more buildings, or a wall forming part of a building built upon dividing line between adjoining premises for the common use.

“Person” includes corporation.

“Prescribed” means prescribed by this by-law.

“Public place” has the same meaning as in the Act.

“Reinforced concrete” means a form of construction in which cement concrete is reinforced with iron or steel, these materials being so combined that the iron or steel will take up and resist substantially the whole of tensional stresses and assist in the resistance to shear, while the concrete will take up and resist the compressional stresses and assist in resistance to shear.

“Right-of-way” means any lane or right-of-way, not a road, over which any person other than the owner thereof has a right of carriage way.

“Road” has the same meaning as in the Act.

“Surveyor” means the building surveyor or acting building surveyor for the time being of the Council, or other officer having for the time being the administration of this by-law.

“Shop” means a building in which goods are regularly offered or exposed for sale, or in which meals or refreshments are regularly offered or provided for payment, and also includes the saloons or shops of barbers and hairdressers and offices of agents and auctioneers and other businesses or trades. A *bona fide* private boarding-house shall not be included in this definition by reason only of the fact that meals or refreshments are occasionally supplied for payment to persons other than boarders.

The “Brick Area” shall consist of that land with frontages in—

- (1) Hannan Street, on both sides, between Wilson Street and Porter Street;
- (2) Maritana Street, on both sides, between Egan Street and Brockman Street;
- (3) any other areas which shall be proclaimed from time to time.

“Square” applied to the measurements of any area means the space of 100 square feet.

“Surface” or “ground level” means the mean level of the ground as determined by the surveyor.

“Wood or wooden buildings” mean buildings of wood or having wood frames,

## Classes of Building.

5. For the purpose of this by-law, buildings shall be divided into three classes:—Class A, "Domestic Class," which includes all buildings subject to small vibration and light loading of floors, such as dwelling-houses, residential shops, offices, hotels, private schools, club-houses, and studios. Class B, "Warehouse Class," which includes all buildings subject to vibration and heavy loading of floors, such as warehouses, factories, mills, and places for the storage and manufacture of goods. Class C, "Public Building Class," which includes all buildings designed to accommodate an assemblage of people, such as theatres, churches, chapels, assembly halls, museums, libraries, public schools, hospitals, lecture rooms, and other like buildings. In case of doubt, the surveyor shall finally determine to which class any particular building belongs.

## Part 2.—Notice of Intention to Build or Demolish and Lodging of Plans.

6. No builder shall commence any building or any addition or alteration to any building without first delivering at the office of the Council a written application in the form of the First Schedule hereto, before so commencing, and delivering to the surveyor plans and specifications as described hereunder.

## Plans and Specifications.

(a) Properly prepared plans, including a general plan and elevation, and specifications of such building, addition or alteration, together with a tracing or copy of the plans of such building, addition or alteration, and also details and dimensions, sizes and qualities of all materials, and enumerating any old materials proposed to be used in the construction of same in the form of the Second Schedule hereto.

## Block Plan.

(b) A block plan showing the relation of the building to adjoining boundaries.

## Purpose.

(c) A statement in writing of the purpose for which the building is intended to be used shall be supplied. The stated purpose shall not be changed nor the building as authorised be used for any other purpose unless in compliance with these by-laws.

## Drainage.

(d) Particulars of the proposed method of drainage.

## Further Particulars.

(e) Such further particulars in writing regarding the same as shall be necessary to enable the Council or its surveyor to determine if all the provisions of this by-law applicable thereto are being complied with.

## Tracing Retained.

7. The tracing or copy of the plans and details of materials shall be retained by the surveyor, and the original plans and specifications, when approved, shall be returned to the owner or his agent. Such approval shall be evidenced by writing endorsed on the plans and specifications and signed by the surveyor.

## Plans, etc., to be Kept at Building.

8. Such plans and specifications shall be kept at the building therein referred to, and shall be available for inspection by the surveyor or the accredited officer of the Council at all reasonable times on demand during the construction or erection or alteration or addition, as the case may be, and for 14 days after the completion thereof.

## Permits and Fees.

9. No person shall commence any building, or any addition, alteration to any building, or demolish any building, without having first obtained from the surveyor a written permit in accordance with the Third Schedule for the commencement of same, and without having first paid to the Council fees in accordance with the scale set out in the Fourth Schedule hereto, having regard to the class of building.

## Area of New Building.

10. The decision of the surveyor as to the area of a new building shall be final and conclusive.

## Permits shall Lapse after Six Months.

11. A permit obtained pursuant to this by-law shall lapse and be of no effect unless the building for which such permit was granted shall be commenced within six months and completed within 12 months from the date of such permit.

## Surveyor may Enter and Inspect.

12. The surveyor at all reasonable times during the progress and after the completion of any building, or addition or alteration to any building effected by this by-law, may enter and inspect such building or addition or alterations.

When giving approval, the Council may impose a condition that 48 hours' notice shall be given prior to the covering of any or all of the following works, in order that they may be inspected, that is to say:—Trenches before foundations are laid, foundations before trenches are filled in, and drains, before they are covered in.

## Surveyor may Stop Work if Contrary to By-law.

13. The surveyor may at any time stop the progress of any building and withdraw or suspend any permission given by the Council under this by-law in the event of his not being satisfied that all the provisions of this by-law are being complied with, and any person who continues or builds or erects or works on the site after notice from the surveyor to desist shall be guilty of an offence against this by-law.

## Demolition or Removal of Building.

14. When a building is to be demolished or removed, the owner or contractor shall give 24 hours' notice to the surveyor of such intended demolition or removal.

## Nuisance to be Avoided.

15. Provision shall be made so as to avoid all nuisance from dust or falling refuse by playing water on same by means of a hose, or other approved method.

## Part 3.—Outbuildings and Garages.

## Materials.

16. Outbuildings may, subject to the limitations herein, be built and constructed of brick or other materials approved by the Council.

## Outbuildings.

17. No outbuilding, from the use of which unpleasant noise, unpleasant odours, or unusual risk of fire may reasonably be expected to arise, shall be erected as appurtenant to any building until the Council has determined in what position upon the allotment such outbuilding may be erected. The Council reserves the right to refuse to permit any such building to be erected where it considers it may be offensive or dangerous.

## Outbuildings on Corner Blocks.

18. No outbuilding shall be erected on a corner block at a less distance from the road on the side boundary than the adjoining building is from such road, or, if there is no adjoining building, at a less distance than 20 feet from such road.

## Garages.

19. Motor garages not exceeding 300 square feet floor area may be built of iron, brick, stone, or concrete, or other non-inflammable material, provided that:—

(a) Any motor garage shall not be erected nearer than the dwelling-house to which it is appurtenant to any road frontage by such dwelling-house, except in special cases where the physical configuration of the ground precludes such distance being observed.

(b) Any such motor garage shall be not less than five feet distant from the frontage of any other ground or street.

(c) Such motor garage to be 10 feet distant from any building used as a dwelling-house on any allotment adjoining.

(d) The motor garage complies otherwise with all conditions and limitations of this by-law in regard to buildings.

#### Petrol Pumps and Tanks.

20. (a) In any building erected subsequent to the passing of this by-law and in conjunction with which petrol, etc., either for re-sale or not, is intended to be stored in bulk tanks fitted with pumps. Adequate provision will be made for both pump and tank to be installed on private property.

(b) As tanks previously installed in public spaces require replacement, provision will be made to instal same on private property.

#### Doors of Garages.

21. The doors of a garage, when opened, shall not encroach on any road.

#### Fowl-houses.

22. Fowl-houses of not more than two squares in area, and not more than six feet in height, may be erected at rear of any dwelling and not less than four feet from the boundary of land not in the same occupation, provided that the nearest portion of such fowl-house is at least 30 feet from any road and 30 feet from any dwelling-house, church, schoolroom, hall or factory. The walls and roof covering of such fowl-houses must be of iron or other fire-resisting material approved by the surveyor. Fowl-houses of more than two squares in area must comply with the regulations for buildings generally, and not be nearer to the boundary of land not in the same occupation than five feet, and not exceed seven feet in height.

#### Stables Erected with Walls of Bricks, etc.

23. Stables may be erected with walls of brick, stone or concrete, or wood and iron, provided that in stables of more than two squares in area the distance of any wall of such stable from land not in the same occupation or possession shall not be less than the vertical height of such wall, including the vertical portion of a gable and roof from the boundary of the land not in the same occupation or possession.

#### Distance of Stables from Boundaries.

24. No stable may be erected nearer than 30 feet to any dwelling nor nearer than 10 feet to the boundary of land not in the same occupation.

#### Sanitary Conveniences for Workmen.

25. Before commencing building operations upon any site, the contractor or person responsible for carrying out building operations shall provide sanitary conveniences sufficient for the use of all men working upon the site. Such sanitary conveniences shall be in accordance with the requirements of the Health Act.

#### Dwelling-houses—Distance from Road.

26. No building which is intended to be used as a dwelling-house, and no addition to any such building, shall be built within a distance of 20 feet measured horizontally from the road the building fronts, unless a building line at a different distance from such road has been fixed by a proper authority.

#### Distance from Side Boundary.

27. No building which is intended to be used as a dwelling-house, and no addition to any building which is intended to be used as a dwelling-house, shall be built within a distance of three feet if of brick, or four feet if of wood, measured horizontally from the boundary of the allotment on which such building is erected.

#### Minimum Area of Land.

28. No person shall build or cause to be built any building which is intended to be used as a dwelling-house, unless the site or curtilage of such building has a superficial area of at least 6,000 square feet.

#### Minimum Area of Open Land.

29. At least one-half of the area of any allotment on which a dwelling-house is erected shall be left open and unbuilt on, and for the exclusive use of the occupiers of the buildings erected upon such allotment.

#### Minimum Area of Dwelling-house.

30. Every dwelling-house shall consist of a total area of at least 600 square feet, and shall contain not less than three main rooms.

#### Factory or Warehouse.

31. At least one-third of the area of any allotment on which a factory or warehouse is erected shall be left open and unbuilt on, and for the exclusive use of the occupiers of the buildings erected upon such allotment.

#### Computing Distances.

32. For the purpose of computing distances from any building, the outer face of the wall shall be taken as the point from which measurements are to be taken.

#### Shops—Minimum Area of Land.

33. (1) Every shop shall have a frontage to a road of at least 18 feet. (2) No shop shall be of less width in any part thereof than 18 feet.

#### Permit for Erection of Shop where Dwelling not Attached.

34. Permission may be granted for the erection of a shop where a dwelling is not attached, and where no person resides at such shop, on land having a frontage of 18 feet to a road and depth of not less than 110 feet, and a superficial area of not less than 2,000 square feet in a non-sewered area: Provided that no portion of such shop or building shall be erected within 15 feet of the rear boundary of such land, and only if the Council shall approve of the site of the proposed building.

#### Separate Entrance for Shop and Dwelling in Different Occupations.

35. If a dwelling attached to a shop is in a different occupation from the shop, a separate entrance from the road shall be provided for the sole use of the occupants of the dwelling.

#### Access to Rear.

36. Where there is no public or convenient access at the rear of the site of any building for the removal of night soil, the building shall be so designed as to leave outside the building way of access at least four feet wide from a public road to the privy closet, and for the removal of garbage and refuse.

#### Apartment Buildings.

##### Area of Land to be Occupied.

37. The total floor area of an apartment building, together with the floor area of any other buildings erected on the same allotment, shall not exceed half of the area of such allotment.

##### Area of each Apartment.

38. The total floor area of each apartment shall be at least 400 square feet. In addition thereto every apartment shall have for the exclusive use of the occupants at least 100 square feet of verandah space.

##### Area of Main Rooms.

39. Every main room in an apartment shall have a floor area of at least 100 square feet. The average floor area of all the main rooms in an apartment shall be at least 120 square feet.

##### Apartment to be Self-contained.

40. Every apartment shall be self-contained. It shall contain its own kitchen, bathroom and lavatory. It shall have a separate entrance from the outside of the building.

##### Tents—Canvas Buildings.

41. No structure of calico, canvas or other textile material shall be erected on any other than a camping site set aside for the purpose.

## Site—Healthiness of

42. (a) No building shall, without the written permission of the Council, be erected on any site which shall have been filled with any material impregnated with faecal or with any animal or vegetable matter, or upon which any such matter may have been deposited, unless and until such matter shall have been promptly removed by excavation or otherwise from the said site and the depression filled in with clean soil.

(b) If the Council so direct in any particular case, the whole or part of the ground surface or site of a dwelling shall be covered with a layer of good cement concrete, or tarred metal rammed solid and at least four inches thick.

## Part 4—Materials.

## Quality of Materials.

43. All materials used in any building must be of good quality and shall be subject to the approval of the surveyor, and the surveyor shall have power to condemn and to order the removal of, or to remove at the expense of the owner, any material which, in his opinion, is not suitable for use for the purpose for which he considers it is intended to use same, and no person shall use any material so condemned for any building, alteration or addition.

## Secondhand Material.

44. No old or secondhand material may be used unless approved in writing by the surveyor.

## Bricks.

45. Bricks used in any building must be good, hard and well burnt. When old bricks are used in any wall they shall be thoroughly cleaned before being used, and shall be whole and good, hard, well-burnt bricks.

## Sand.

46. Sand used for mortar and concrete in any building shall be clean and sharp, free from loam, dirt, salt and organic matter.

## Lime and Mortar.

47. Lime mortar shall be composed of freshly burnt lime and sand in the proportion of at least one part by measure of lime, and not more than three parts by measure of sand. All lime intended to be used for mortar shall be thoroughly burnt, of good quality, and be properly slaked before being mixed with sand.

## Cement Mortar.

48. Cement mortar shall be composed of good Portland cement or other cement of equal quality approved of by the surveyor, mixed with clean, sharp sand in the proportion of at least one part by measure of cement and not more than five parts by measure of sand, and shall be used before initial setting has commenced.

## Concrete.

49. Concrete for foundation shall be composed of clean, broken stone or other hard material approved by the surveyor, broken to a gauge not exceeding two inches, and sand or approved metal screenings well mixed on a wooden floor or in an approved concrete mixer, with cement in the proportions of one part by measure of cement to not more than six parts of the other materials. Concrete for purposes other than foundations shall be as specified above, except that for walls less than six inches in thickness and for reinforced work the stone used shall be broken to a gauge not exceeding three-quarters of an inch.

## Cement Blocks.

50. Cement blocks shall be properly cured for three days, by spraying with water or effectively covering with bags or other approved material, which shall be kept wet for not less than three days. Cement blocks shall contain at least one part cement to six of sand or metal screenings, or other proportions as approved by the surveyor.

## Timber.

51. All timbers and wooden beams used in any building shall be good sound material, free from rot, large or loose knots, shakes or any other imperfections whereby

the strength may be impaired, and shall be of such sizes, dimensions and spaces as set forth in clause 81 of this by-law, subject, however, to clause 54 hereof.

## Lintels.

52. All lintels cast in concrete shall have the brand of the manufacturer stamped thereon, such manufacturer to be approved of by the surveyor. Builders casting lintels in position shall submit to the surveyor a plan showing position and details of reinforcements and specifications of materials to be used, such design to be approved at the same time as the plan. Lintels up to six feet span shall be three courses in depth. Lintels from six to eight feet span shall be four courses in depth. All such lintels shall be reinforced with at least three half-inch bars and shall have a proper bearing at each end.

## Dimensions of Timber.

53. The timber used in brick dwelling-houses shall conform to not less than the following minimum sizes:—Bottom wall plates, 3in. x 2in.; floor joists, 4in. x 2in., at 2ft. centres, or 3in. x 2in. at 18in. centres; bearers, 4in. x 3in., not exceeding 5ft. centres, and shall be at least 6in. clear of ground; top plates, 4in. x 1½in.; rafters, 3in. x 2in., at 18in. centres for other than iron roof, or 3ft. centres for iron roof, or 4in. x 2in. at 2ft. centres for other than iron roof, or 3ft. centres for iron roof; purlins, 4in. x 3in. for tile roof, well strutted; ceiling joists, 4in. x 2in., at 2ft. 6in. centres, or 3in. x 2in. at 2ft. centres; ceiling hangers, 8in. x 1½in.; collar ties, 4in. x 1½in.; ridge, 7in. x 1¼in.; hips and valleys, 8in. x 1¼in. Ant stops shall be provided to each stump, with an overhang of at least two inches.

## Part 5—Construction.

## Brick Buildings, Excavations and Inspection of Trenches.

54. All excavations for footings shall be taken down to a solid foundation, to be approved of by the surveyor, but not less than 12 inches below the natural surface of the ground, except in cases of special construction of foundations approved by the surveyor. No footing shall be placed in position until at least 24 hours' notice shall have been given to the surveyor that the trenches are ready for inspection.

## Drainage under Floors.

55. The surface of the ground between all walls of buildings shall be levelled up higher than the finished surface outside and evenly graded to prevent any accumulation of water or drainage beneath the floors.

## Walls to have Footings.

56. Unless with the consent of the surveyor, every external wall and every party wall not carried on a "bressemer," and every pier and storey post shall have footings.

## Dimensions of Footings.

57. The width of the bottom of the footing of every such wall shall be at least one-half greater than the thickness of the wall at the ground floor level, but in no case less than 16 inches wide, unless approved by the surveyor, and the height of such footing shall be at least equal to the thickness of the wall at its ground floor level, but in no case less than nine inches.

58. In the case of wooden buildings, the foundations thereof for all walls shall be in accordance with clause 81 of this by-law.

## External Walls.

59. All external walls shall consist of brick, stone, concrete, reinforced concrete, or other hard fire-resisting material approved by the surveyor, provided that any building used or intended to be used solely as a dwelling-house may have walls constructed of wood, asbestos, and/or iron, subject to the conditions set out in this by-law for buildings wholly or partly in wood.

## Construction of External Walls.

60. Every wall constructed of brick, stone or other similar materials shall be properly bonded and solidly put together with mortar, and no part of such wall

shall overhang any part underneath it except to the extent of nine inches and as approved by the surveyor, and provided that the projection is well and solidly corbelled out, and that the inside of the wall carrying such corbelling is carried up vertically in continuation of the lower face thereof. All return walls shall be properly bonded together.

#### Damp Course.

61. Every wall or fireplace of brick, stone or similar material shall have a damp-proof course or courses of asphalt, distilled tar and hot sand, or other approved, impervious material at least six inches above the surface of the ground below the lowest floor, and in cases where it is not desirable to place the same throughout the building at the one uniform level, then the said damp-proof course must be laid in horizontal layers connected at the end by a vertical course of the same materials, and shall be not less than half-inch thick.

#### Hollow Walls.

62. External walls may be constructed as hollow walls, if constructed in accordance with the following rules:—(a) The inner and outer parts of the wall shall be separated by a cavity which shall throughout be of a width not exceeding two inches or less than one inch. (b) The inner and outer parts of the wall shall be securely tied together with suitable bonding ties of adequate strength formed of galvanised iron, glazed stoneware, or other approved material. Such ties shall be placed at distances apart not exceeding three feet horizontally, and at least every fifth course vertically. (c) The thickness of each part of the wall shall throughout be not less than four and a half inches. (d) The aggregate thickness of the two parts, excluding the width of the cavity, shall throughout be not less than the minimum thickness prescribed for solid walls of the same height and length. (e) No hollow wall of not more than 11 inches in thickness shall be greater in superficial extent than three squares in any one storey unless strengthened by a partition wall, fireplace, or projecting pier to the satisfaction of the surveyor.

63. Cement blocks shall not be used green. Unless with the approval of the surveyor, no block shall be used within 14 days of the date of manufacture. The blocks shall be bedded and jointed in cement mortar.

#### Thickness of Wall, Domestic Class.

64. No external wall in brick, stone or concrete, or cement block shall have less than the thickness prescribed in the following Table A:—

Table A.  
Buildings of Domestic Class.  
Walls Built with lime mortar.

Length of Wall.	No. of storeys.	Thickness of Walls in inches.	
Not exceeding 30 feet	1	9	
	2	9	9
Exceeding 30 feet ..	1	9	
	2	13½	13½

#### Walls built with cement mortar.

Length of Wall.	No. of storeys.	Thickness of Walls in inches.	
Not exceeding 30 feet	1	9	
	2	9	9
Exceeding 30 feet ..	1	9	
	2	13½	9

65. If any storey exceeds in height 18 times the thickness prescribed for the walls of such storey, the thickness of each external and party wall throughout such storey shall be increased to one-eighteenth part of the height of the storey, and the thickness of each external and party wall below that storey shall be increased to that thickness, but any such additional thickness may be confined to piers, properly distributed, of which the collective widths amount to one-fourth part of the length of the wall. No increase in thickness of brick walls shall be less than four and one half inches.

66. The height of any storey may be 20 times the thickness of the walls prescribed for such storey if built with cement mortar.

#### Thickness of Walls, Warehouse Class.

67. The external and party walls of building of the warehouse class shall be made of not less thickness than that specified in the following Table B:—

Table B.  
Buildings of the Warehouse Class.

#### Walls built with lime mortar.

Length of Wall.	No. of storeys.	Thickness of Walls in inches.		
Not exceeding 75 feet	1	13½		
	2	18	13½	
	3	18	18	13½
Exceeding 75 feet ..	1	18		
	2	18	18	
	3	22½	18	18

#### Walls built of cement mortar.

Length of Wall.	No. of storeys.	Thickness of Walls in inches.		
Not exceeding 75 feet	1	13½		
	2	13½	13½	
	3	18	13½	13½
Exceeding 75 feet ..	1	13½		
	2	18	13½	
	3	18	18	13½

#### Thickness of Walls under Certain Conditions.

68. Walls under 75 feet in length may be constructed nine inches thick, provided they are strengthened with four and a half inch piers equally spaced, of which the collective widths amount to one-fifth of the length of the wall. The height shall not exceed 12 feet when built with lime mortar, or 13 feet six inches when built with cement mortar.

69. The thickness of walls under 20 feet in length may be two-thirds the thickness required for external or party walls as stated in Tables A and B, but in no case less than nine inches.

70. If in any storey of a building of the warehouse class the thickness of the wall as determined by the provisions of this part of this by-law is less than one-sixteenth part of the height of such storey, the thickness of the wall shall be increased to one-sixteenth part of the height of the storey and the thickness of each external and party wall below that storey shall be increased to that thickness, but any such additional thickness may be confined to piers properly distributed, of which the collected widths amount to one-fifth part of the length of the wall. No increase in thickness of brick walls shall be less than four and a half inches. The height of any storey built in cement mortar may be 18 times the thickness prescribed for such storey.

#### Lengths, How Measured.

71. Walls are deemed to be divided into distinct lengths by return walls, and the length of every wall is measured from the face of one return wall to the face of another, provided that such return walls are external, party or cross walls of the thickness required by this part of this by-law, and bonded into the walls so deemed to be divided.

#### Cross Walls.

72. The thickness of a cross wall shall not be less than two-thirds of the thickness hereinbefore required for an external or party wall of the same dimensions and belonging to the same class of building, but never less than nine inches and no wall subdividing shall be deemed to be a cross wall unless it is carried up to the plate level of the topmost storey, and unless in each storey the aggregate extent of the vertical faces or elevations of all the recesses, and that of all the openings therein taken together, does not exceed one-half of the whole extent of the vertical face or elevation of the wall. If a cross wall is carried on a girder across the ground storey and is supported by piers to the satisfaction of the surveyor, it shall be deemed to be a cross wall in accordance with this regulation. But in one-storey buildings of the domestic class, four and one-half inch cross walls will be permitted, provided the unsupported length of any wall does not exceed 25 feet.



#### Cross Wall Becoming External Wall.

73. Wherever a cross wall becomes in any part an external wall, the external portion of such cross wall shall be of the thickness required for an external wall of the same height and length and belonging to the same class of building, but no portion of such cross wall shall be of less thickness than is required for the external portion thereof.

#### Internal and Partition Walls.

74. (1) All external bearing walls and partition walls shall be constructed in such manner as may be approved by the surveyor and shall be of brick, stone, concrete or cement block. All such walls shall be not less than four and one half inches thick, provided that where such walls form a division between flats then such walls shall be not less than nine inches thick. (2) Unless with the consent of the surveyor every such wall, unless carried on a bressummer, shall have footing, and such footing shall be of at least twice the thickness of the wall resting upon it.

#### Isolated Piers.

75. No isolated brick or stone piers shall exceed in height eight times the least diameter of same, if built of lime mortar, and 12 times if built of cement mortar.

#### Parapet to Walls on Boundary.

76. Where the external wall of any building is erected on the boundary of the land on which the same stands, or where the overhanging eaves or gutter of any building would be within two feet of such boundary, then the external wall of such building shall be carried up to form a parapet 15 inches at the least in height above the roof or above the highest part of any flat or gutter, as the case may be.

#### Parapet, Warehouse Class.

77. In buildings of the warehouse class the thickness of such parapet shall be equal to the thickness of such wall in the topmost storey, and in any other building of a thickness of nine inches at least.

#### Party Walls.

78. Every party wall shall be carried up for a height of 15 inches above the roof, measured at right angles to the slope thereof, or 15 inches above the highest part of any flat or gutter, as the case may be, and of a thickness (in buildings of the warehouse class) equal to the thickness of such wall in the topmost storey and in any other building of a thickness of eight and one half inches at the least.

Provided, however, that in the case of domestic buildings where not more than two buildings are erected under one roof, it shall be sufficient if the party wall is carried up at least eight and one half inches in thickness to the underside of the roof covering, and such roof covering of iron, slate, or other material must be bedded in good mortar to the satisfaction of the surveyor, and the top of such party wall shall not be hidden from view until it has been approved by the surveyor.

79. Every party wall shall be carried up of the thickness aforesaid above any turret, dormer, lantern light, or other erection of combustible materials fixed upon the roof or flat of any building within four feet from such party wall, and shall extend at the least 15in. higher and wider on each side than such erection; and every party wall shall be carried up above any part of any roof opposite thereto, and within four feet therefrom.

80. All party walls to separate any two complete buildings (whether such buildings are of timber or not) shall be of brick, stone, concrete, or other fireproof material.

Structural timber shall not be placed at a distance less than 4½in. from the centre of any such party wall.

#### Buildings Wholly or Partly in Wood.

81. The external walls of all wooden buildings shall not exceed in height 15 feet measured from the floor level to the top of the wall plates. Every such building shall be wholly in one occupation or be constructed or adapted so to be. The following conditions shall apply as to scantlings and spacings of timber.

Stumps—Jarrah or other approved timber, 4in. x 4in., spaced not more than 5 feet apart and fixed on sole plates 24in. x 6in. x 1½in., if required by surveyor.

Stumps shall be tarred and sunk at least half their length in the ground: Provided that no stumps shall be less than 15 inches in the ground. Tarring is to extend for six inches above the ground surface.

Bottom Plate and Bearers—4in. x 3in., hardwood or jarrah.

Floor Joists—Supported at least every 5 feet., 4in. x 2in. hardwood or jarrah, 2ft. centres, or 3in. x 2in., at 18in. centres.

Bearers—4in. x 3in., at 5ft. centres.

In addition to the bearers required for this spacing, an additional 4in. x 3in. must be placed under each wall or partition not supported by stumps.

Studs—4in. x 2in., at 2ft. centres, or 3in. x 2in. at 2ft. centres where walls height does not exceed 10 feet.

Angle Studs—3in. x 3in. or 4in. x 4in. where 4in. x 2in. studs are used.

Top Plates—Wooden buildings, 4in. x 2in. or 3in. x 2in.

Ant Stops shall be provided to each stump with an overhang of at least two inches.

Rafters—4in. x 2in., 2ft. centres, or 3in. x 2in., 18in. centres for tiles; or for iron roof, 3ft. centres.

All rafters must be securely braced with purlins and collar ties.

Under Purlins—4in. x 3in. for tile roof.

Purlins—3in. x 1½in. for iron roof at not more than 3ft. 6in. centres.

Ceiling Joists—3in. x 2in., 2ft. centres.

Ceiling Hangers—8in. x 1½in., not more than seven feet apart.

Collar Ties—4in. x 1½in.

Ridge—7in. x 1in.

Hips—8in. x 1in.

Fascia—9in. x 1in.

Flooring Boards—1in. thick by varying widths.

Trimmers—Two rows of trimmers, 3in. x 2in. or 3in. x 1½in. in each wall lined with plasterboard.

Wall Braces—2in. x ¾in. for 3in. x 2in. studs, 2in. x 1in. for 4in. x 2in. studs.

Braces to be put in every wall unless approved otherwise by the surveyor.

Weatherboards—1¼in. in lap, except where they are rebated.

Wash-houses, W.Cs. and Wood Sheds not under main roof to be of not less than 3in. x 2in. framing.

#### Interiors of Walls.

82. The interior of all walls and ceilings of every wooden building which is intended to be used or shall or may be used as a dwelling-house shall be constructed of plaster sheets or of approved wood or fire-resisting materials.

#### Roofs.

83. The roof of every building shall be constructed of tiles, slates, metal or other material approved by the surveyor.

#### Reinforced Concrete Buildings.

84. In all cases where reinforced concrete is employed, whether in buildings as a whole or in portions of buildings before the actual carrying out of the work or any portion thereof, complete drawings of such work or portion shall be delivered to the surveyor, showing all details of the construction and the size, spacing and arrangement of all the reinforcing members.

#### Public Buildings.

85. In any case in which the plans of any proposed building are required by law to be approved by the Public Works Department, such approval shall be obtained before such plans are submitted for the Council's approval.

#### United Buildings.

##### Buildings not to be United.

86. Buildings shall not be united except where they are wholly in one occupation, but doorways may be allowed in party structures opening on to staircases, landings, or passages, provided they are protected with iron-cased or tin-clad doors. Such doors shall be hung so as not to block the staircases, landings or passages.

87. Buildings shall not be united if, when so united, and considered as one building only, they would not be in conformity with the provisions of this by-law.

#### Buildings Ceasing to be in One Occupation.

88. Whenever any buildings which have been united cease to be in one occupation, all openings made for the purpose of uniting the same in any party wall between the buildings or in any external wall where such wall is over eight and one-half inches in thickness shall be stopped with material similar to that of which the wall is constructed, or material approved by the surveyor and not less than nine inches thick. Openings in all other walls shall be stopped as above to the full thickness of the wall. Any timber placed in the wall shall be removed if it would no longer comply with the provisions of this by-law.

#### Notice to Surveyor.

89. Whenever any buildings which have been united cease to be in one occupation, the owner thereof, or if the buildings are the property of different owners, then each of such owners shall forthwith give notice to the surveyor, and shall cause any openings made in the party or external walls to be stopped as provided in the last preceding clause.

#### Buildings deemed to be United.

90. Buildings shall be deemed to be united when any opening is made in the party wall or the external walls dividing such buildings, or when such buildings are so connected that there is access from one building to the other without passing into the open air; provided that buildings shall not be deemed to be united when they are connected only by an open gangway.

#### Alterations, Additions, etc. Alterations.

91. Except with the consent of the surveyor, no alteration shall be made in any building in such manner that when so altered it will by reason of such alteration not be in conformity with the provisions of this by-law relating to new buildings.

#### Fire-resisting Construction.

92. (1) Any building to be erected in the defined business area shall be of fire-resisting construction, that is to say:—

- (a) The walls shall be of brick, stone, concrete, or other incombustible material.
- (b) The floor, roof and stairs shall be built entirely of fire-resisting materials (already defined).
- (2) A building of over four storeys in height (not including the cellar (if any)) to be erected in any part of the Municipality shall be built entirely of incombustible material with the following exception:—Timber may be used for floors (and nailing strips or joists) on top of fire-resisting floors and for hand rails, doors, door frames, window frames and sashes, architraves, skirtings, fittings and finishings.

#### Staircases.

93. Every person who shall hereafter construct or adapt any building for occupation in separate tenements by more than two families, shall cause the principal staircase of such building, which may be used by several families in common, to be ventilated upon every storey above the ground storey by means of windows or skylights opening directly into the external air, or to be otherwise adequately ventilated.

Every person concerned in the erection of any dwelling-house not subject to the provisions of the last preceding section shall cause the principal staircase in such dwelling-house to be ventilated by means of a window or skylight opening directly into the external air.

Every person concerned in the erection of a building of more than 150,000 cubic feet which is constructed or adapted to be used as a dwelling-house for separate families shall cause the floors of the lobbies, corridors, passages, landings, and also the stairs, to be of fire-resisting materials, and when over three storeys, exclusive of basement, to be carried by supports of fire-resisting materials.

#### Fire Escapes.

94. (a) Every building two storeys or more in height shall be provided with a fire escape in addition to a main staircase.

(b) Each such fire escape shall be on the outside of the building and shall be so designed and constructed that it shall not pass across or above windows (except in the case of windows provided with self-closing, fire-resisting shutters, or metal-frame windows filled with wired glass). It shall not overhang a public place without the permission of the Council, and such permission shall not be given in relation to any road other than a right-of-way.

(c) It shall be of fire-resisting construction.

(d) It shall be so constructed and so fixed as to be capable of carrying with absolute safety the largest number of people who may reasonably be expected to be upon the fire escape at any one time.

(e) It shall give direct access to a public place or to a courtyard or open area connecting with a public place. It shall be directly accessible from each floor of the building which has not direct communication with the ground, and the doors of the building which open to the fire escape shall (if they are not sliding doors) open outward and shall lie flat against the wall so as not to obstruct landings. Any doorway opening to a fire escape shall be not less than six feet three inches high and not less than two feet six inches wide.

(f) A fire escape shall have full half landings (or quarter landings, where flights of stairs are at right angles to each other), also protecting hand rails, and either guard-rails or wire enclosure. Winders shall not be allowed. The lowest landing if not on the ground level shall be not less than 15 square feet in area.

(g) The stairs of a fire escape shall be uniform throughout, with risers not more than eight inches and treads not less than eight inches, exclusive of nosings, if any. Each flight of stairs shall contain not more than sixteen nor less than two risers, shall have a clear width of not less than two feet, and shall have clear head room at every part of not less than six feet six inches.

(h) Every door opening on to a fire escape shall be fitted with self-closing fire-resisting door, which can be easily opened and which shall have an automatic fastening capable of being readily opened from the inside, and the fire escape shall be so constructed that it shall not be necessary to pass the well or shaft of any staircase or unprotected lift-shaft to reach the fire escape, and in such manner that a fire bursting through the windows or doors of any one room could not block both the staircase and the fire escape at the same time and shall extend from the roof (if flat) and from the top floor (in other cases) to the ground level.

#### Fire Extinction.

95. All buildings of three storeys and more shall have a fire service main not less than 4 inches diameter carried to the roof and fitted at each floor and the roof with 2 and a half inch fire cocks hose and fittings.

Water supply for extinction as recommended by the Building Surveyor and the District Fire Brigade Officer shall be provided in—

- (1) A building proposed to be used as a factory.
- (2) A building of more than 2,000 square feet in area proposed to be used as a shop.
- (3) A timber yard.

All fire protection fittings shall be to the approval of the W.A. Fire Brigades Board.

#### Rebuilding Party or External Walls.

96. Unless in any case the surveyor otherwise allows where a party or external wall not in conformity with this by-law has been taken down, burnt, or destroyed to the extent of one-half thereof (measured in superficial feet) every remaining portion of the old wall not in conformity with this by-law shall either be made to conform therewith or be taken down before the re-building thereof.

#### Additions or Alterations.

97. Every addition to or alteration of a building and any other work made or done for any purpose in or upon a building (except that of necessary repairs

not affecting the construction of any external, cross or party wall) shall, so far as regards such addition or alteration or other work, be subject to the provisions of this by-law relating to new buildings.

Part 6—Ventilation, Lighting and Drainage, Etc.  
Height of Rooms.

98. The main rooms in all buildings shall be in every part not less than 10 feet from floor to ceiling, and the minimum height for wash-houses and bath-rooms shall be eight feet.

Attic Rooms.

99. Provided that in the case of buildings of more than one storey, living rooms wholly or partially in the roof may be not less than nine feet in height from floor to ceiling over two-thirds of the floor area.

Minimum Area of Rooms.

100. No main room shall have less floor area than 100 sq. feet.

Windows and Ventilators.

101. All rooms in a building intended to be used as a dwelling shall have one or more windows opening directly into the external air, the area of such windows to be equivalent to at least one-tenth of the floor area.

Application to Shops.

102. The provisions of this part of this by-law relating to the height, lighting and ventilation of main rooms in dwellings shall, as far as applicable, apply to all shops, save that the windows need not be constructed so as to open if other approved provision for ventilation be made and that the minimum height of walls in shops shall be 12 feet.

Floors.

103. Floors shall be fixed level, and in all buildings the floor immediately above the ground, if of wood, shall have a space of not less than six inches between the ground and the under side of the bearers.

Space Under Floors.

104. The space under the ground floor of every building shall have a sufficiency of openings through all walls under the floor thoroughly to ventilate the same.

Water not to be Allowed to Drip on any Public Place.

105. Roofs, gutters and flashings of any building, and of any projection therefrom, and also balconies, verandahs and shop fronts, shall be so arranged and constructed and supplied with gutters and pipes as to prevent the water therefrom dropping or running over any public way. All such pipes, gutters, and flashings shall be made of metal and shall be maintained in good condition.

Permit May be Refused if Drainage not Satisfactory.

106. The Council may refuse to approve the plan of any building or of any addition or alteration to any building until it is satisfied that the proposed building, or addition, or alteration, and the site and curtilage thereof will be properly drained.

Kitchen, Laundry and Bathroom Fittings.

107. Every dwelling-house shall be provided with a completely enclosed bathroom, with water laid thereto. The washtubs, copper and bath shall not be placed in the kitchen. The bathroom in each dwelling shall have at least 42 square feet of floor area.

Drainage Waste Water.

108. Every person who shall erect a building shall provide proper drains sufficient for carrying away all waste waters into properly constructed soak wells.

Baths, Sinks, Troughs, Basins, etc.

109. Sinks, tubs, baths, basins, and other fittings provided with an outlet will conform to, and the waste pipes will be connected, in accordance with the Council's sewerage by-laws.

Water Closets, Etc.

110. All pedestal pans, slop hoppers, urinals, etc., will conform with and be connected in accordance with the Council's sewerage by-laws.

Roof Water Disposal.

111. All buildings shall be provided with pipes for carrying off rain water from the roof thereof to at least two feet clear of the foundations to the satisfaction of the building surveyor.

Part 7—Removal of Buildings.

112. If any building is removed from outside the district to within the district, or from a site within the district to another site within the district, whether on the same or another block of land, such building shall be deemed for the purpose of this by-law to be a new building erected for the first time on the site whither it is removed.

Part 8—Verandahs, Projections, Signs, Hoardings and Fences.

Verandahs.

113. (a) No person shall erect, or cause or permit to be erected, any portion or verandah over the footway of any road in the district without first obtaining the consent of the Council in writing.

Opening in Roof of Verandah.

(b) No opening shall be made in the roof of such verandah for the purpose of affording light, unless such opening be properly framed and glazed with approved glass, protected underneath with a fine mesh wire netting or armoured glass to the satisfaction of the surveyor.

(c) Verandahs and balconies which project over a public space shall not be used for any purpose other than weather protection.

(d) All verandahs or awnings proposed to be erected over a public space shall be of the cantilever type to an approved design.

(e) The minimum height of any signboard above the footpath attached to a verandah shall be eight feet six inches measured from the top of the kerb adjacent.

(f) Verandahs already erected which support balconies shall be supported by steel posts spaced to the approval of the surveyor. Within the area defined as "Brick" awnings of the cantilever type shall be not less than 10 feet in width and 11 feet 6 inches in height measured at the centre of the outside edge of the footpath to the underside of the ceiling. Verandahs supported by posts shall be not less than 14 feet in width and shall be not less than eight feet 6 inches in height.

(g) All verandahs in a street shall be erected of a uniform height and width. Subject to the preceding section the standard height and width shall be fixed by the Council.

(h) Whenever a proposed verandah will abut on to an existing verandah, it shall be so finished as to prevent rain from falling between such verandahs. Provided that when the existing verandah is shorter than the frontage of the building to which it is attached, the person erecting the new verandah shall make the necessary extension to the existing one.

(i) The owner or occupier for the time being of any building against or in front of which there is any verandah, whether constructed before or after the passing of this by-law, shall keep the verandah clean, painted, and in good repair, and it shall be lawful for the surveyor to give notice to the owner or occupier of the said building to clean, paint, or repair such verandah whenever in his opinion such cleaning, painting, or repairing is required; and every owner or occupier who neglects or refuses within 14 days after the serving of such notice to effect such cleaning, painting, or repair, shall forfeit a sum not exceeding forty shillings for every day during which he fails to effect the same, but not exceeding in all the sum of twenty pounds.

Porch, Landing, Etc.

114. Every porch, gangway, outside landing and outside step shall be of fire-resisting material, and shall not project beyond the boundary of any road or public place.

## Shop Windows.

115. Shop windows intended to be used for the display of goods or business advertisements shall consist of plate or approved glass jointed and fixed in metal or approved timber frames, the level of the sill of such frames to be not higher than 30 inches nor within 12 inches of the level of the footpath immediately adjoining the same.

## Woodwork Abutting on Roads.

116. Woodwork shall not be fixed flush with the face of any wall abutting on a road unless it is encased with metal of not less than 22 gauge.

## Signboard, Hanging Lamp, Etc.

117. No signboard, hanging lamp or other fixture shall be erected on or attached to any building or verandah projecting over any road unless the permission in writing of the Council be first obtained. Each such signboard, hanging lamp, or other fixture shall be of material, construction, and design approved by the surveyor, and shall be in no part less than eight feet six inches above the level of the footpath or road. No signboard shall exceed in depth three feet nor, unless attached to a verandah, project over the footpath or road.

## Unightly or Dangerous Fence.

118. When any fence abutting on or within 10 feet of any road or public place within the district is in a dangerous or unsightly state, the Council may, by notice in writing to be served on the owner of such fence, require such owner within 14 days from the receipt of such notice to take down, or repair, such fence, as the case may require, and such owner shall comply with such notice.

## Fences and Walls.

119. Every fence to be hereafter erected abutting on any road or public place shall have affixed thereto a plinth at least nine inches high, unless the surveyor shall consent in writing to such plinth being of less height, and every wall of brick, stone, concrete or other similar substance shall be constructed with a base to be approved by the surveyor.

## Part 9—General Restrictions relating to Steam Boilers, Chimneys, etc.

120. No person shall cause or allow—

Floors.—(a) The floor for a thickness of six inches at least under any oven, copper, steam boiler or stove, which is not heated by gas, or the floor around the same for a space of 18 inches, to be constructed of materials of a combustible or heat-conducting nature.

Smoke Pipes.—(b) Any pipe for conveying smoke or other products of combustion, heated air, steam, or hot water to be fixed against any building on the face adjoining to any street or public way.

(c) Any pipe for conveying smoke or other products of combustion to be fixed nearer than six inches to any combustible materials.

Steam Pipes.—(d) Any pipe for conveying heated air or steam to be fixed nearer than six inches to any combustible materials.

Hot Water Pipes.—(e) Any pipe for conveying hot water to be fixed nearer than three inches to any combustible materials: Provided that the restrictions imposed by this clause and by subclause (d) with respect to the distance at which pipes for conveying steam and hot water shall be fixed from any combustible materials, shall not apply in the case of pipes provided with a free blow-off.

Floors over Furnaces or Ovens.—(f) The floor over any room or enclosed space in which a furnace is fixed, or any floor within 18 inches from the crown of an oven, to be constructed of combustible materials.

## Class of Buildings.

121. No permit to build shall be granted in any case where the Council is of the opinion that the proposed building will depreciate the value of those buildings in the immediate vicinity of the site upon which the building is proposed to be erected.

## Part 10—Exempted Buildings.

Fermeries, Aviaries, etc.

122. This by-law shall not apply to any greenhouse, fernery, aviary, or to an outbuilding, if such outbuilding is on an area of not less than five acres used for agricultural or similar purposes only, or to temporary and removable offices and sheds used by builders during the construction of any building at or about the site of such building, for a period not exceeding 12 months.

## Part 11—Enforcement of By-laws and Penalties.

No Building may be Erected, except in Compliance with this By-law.

123. No person shall erect, build, or construct, remove, or make any alteration or addition to, or cause to be erected, built, or constructed, removed, or make any alteration or addition to any building contrary to the provisions of this by-law.

## Inspection before Occupation.

124. Before permitting any person to occupy or use any uncompleted building, and forthwith upon completion of any unoccupied building, the person by or in consequence of whose order the building is being erected shall give notice to the Council.

Forthwith upon receipt of notice as aforesaid, the Council shall instruct the proper servant to make an inspection, and such servant shall inspect and report to the Council whether or not the building has been erected in accordance with this by-law, and without material deviation from the approved plans and specifications, but this shall not be read to permit any alteration whatever in the position of the building on the site.

## Penalty for Breach.

125. Any person who shall be guilty of any breach of any of the provisions of this by-law, or shall fail duly to comply with any notice thereunder, shall be liable for every such offence to a penalty of not less than one pound, and not exceeding 20 pounds.

## Certificate of Surveyor.

126. If the surveyor shall certify in writing to the Council that any building has been removed into or erected, or re-erected, within the district, or occupied contrary to any of the provisions of this by-law, or that any building is in such dilapidated, ruinous, or unsafe condition as to be dangerous to the public safety, the Council or any officer thereof or other authorised agent, may give to the owner, occupier, or builder, or leave upon the site of such building a notice in writing requiring such owner to alter, or repair, or to remove, or pull down, such building within such time as is limited by such notice, and such owner, occupier, or builder shall comply with such notice within the time therein limited.

## Notice to make Building conform to By-law.

127. If any building shall be wholly or partly built, or erected, added to, or altered, contrary to, or not in conformity with the provisions of this by-law, the Council, or any officer thereof, may give to the owner, occupier, or builder or leave upon the site of such building, notice in writing to bring such building into conformity with the said provisions, or requiring the pulling down or removal of such building, within such time as is limited in such notice, and such owner, occupier or builder shall comply with such notice within the time therein limited.

## Power of Council where Building or Erection is Contrary to By-law.

128. If default shall be made in complying with any notice mentioned in the last two preceding clauses, then, notwithstanding the imposition or recovery of any penalty, it shall be lawful for the said Council, by its surveyor, officer, or other authorised agent, or agents, to enter upon any building, and on the site thereof, with a sufficient number of workmen, and for that purpose, to break down any fence surrounding the land on which the building is situate and to demolish and pull down the said building or any part or part thereof, and to do any other act that may be necessary for the purpose, and to remove the materials thereof to some convenient

place, and if the Council, in its discretion thinks fit, to sell the same in such manner as it thinks fit, and all expenses incurred by the Council, its surveyor, officer, or other authorised agent or agents, in demolishing and pulling down the said building, or any part thereof, and selling same, and in doing other acts as aforesaid, and all fees and penalties due by the owner, occupier, or builder thereof, may be deducted and retained by the Council out of the proceeds of such sale, and the Council shall restore the surplus (if any) arising from such sale to such owner, occupier, or builder, or other person legally entitled thereto on demand, and any deficiency shall be made good and paid by the owner, occupier, or builder to the Council on demand.

**Exemption of By-laws.**

129. The Council may at its discretion exempt from the whole or any provisions of these by-laws, buildings intended to be erected in any part or portion of the Municipality of Kalgoorlie.

**Schedule No. 1.**

B.P. No.....  
Year .....

**FORM OF APPLICATION.**

I,....., of....., as owner or builder, hereby make application for a permit to erect a.....on allotment.....situated in.....Street, for.....owner.

Frontage of allotment.....feet. Depth.....feet.

Building is to be used for.....

No. of rooms, first storey..... Height of walls.....feet. Second storey..... Walls to be built of..... Linings to be of.....

Roof to be covered with.....

If skillion roof, height of rear wall.....

Distance from street frontage..... From side boundaries to face of outer wall.....

Outbuildings to be erected as follows.....

Used as..... Height of walls.....

To be built of..... Roof.....

Distance from nearest building on allotment is.....

Drainage.—I propose to drain building by.....

to.....

Cost of building: £.....

I submit block plan, ground plan and front elevation of proposed building, drawn in ink, together with copy to be retained by Council, and certify to the best of my knowledge that plans and particulars herein set out are true and correct.

Signed.....

Approved.....

Dated.....

Received on.....

Referred to Council.....

**Schedule No. 2.**

**MUNICIPALITY OF KALGOORLIE.**

Municipal Corporations Act, 1906-1945—Building By-laws.

Ground and Locality Plan of.....

proposed to be erected on lot No. ...., frontage.....

.....depth.....of location.....

Deposited Plan....., Diagram.....

.....Street.

Application No.....

License No.....

Owner.....

Address.....

Builder.....

Address.....

Value of Buildings: £.....

Signature of Applicant.

.....Date.

*Note.*—Complete Plans and Specifications in duplicate of proposed Buildings must be left with the Building Surveyor for at least two days.

**Ground Plan.**

Scale: ..... to 1 inch.

*Note.*—Ground Plan should show the size and height of all rooms and covered floor area of all buildings; also the relative positions of all boundaries, out-buildings, proposed drains and dry wells; also the relative position and nature of buildings on the adjoining property if within 10 feet of the common boundary. If the building site is below the crown of the roadway, a section will be required showing the floor level of the building and also the level of the roadway.

*Building Surveyors' Copy.*

**Locality Plan.**

Scale: ..... to 1 inch.

*Note.*—Locality Plan should show re-subdivision of original lots (if any), and date of Council's approval of same, or number of Deposited Plan or Diagram.

Approved.....

Date..... Building Surveyor.

**Schedule No. 3.**

Municipality of Kalgoorlie.

**BUILDING LICENSE.**

No..... Value: £.....

Description of Building.....

.....

Lot..... Street.....

Granted to Mr.....

Address.....

Date.....19.....

Authorising the erection (or alteration) of certain buildings, as per Application No....., and in accordance with the plans and specifications finally approved by the Council, and subject to the provisions of the Municipal Corporations Act, 1906-1938, and the by-laws thereunder, and all the provisions of the Health Act, 1911, and by-laws thereunder, and all Council regulations relating thereto. Whenever required so to do by the Town Clerk or Building Surveyor, the holder of this License shall produce the approved plans for inspection.

.....

Building Surveyor.

Fees paid: £ : :

**Schedule No. 4.**

**PRESCRIBED FEES.**

	£	s.	d.
New buildings of an area of two squares or less .. .. .	5	0	
New buildings of an area of more than two squares—per square .. .. .	2	6	
Additions or Alterations to Buildings—			
Where the value of the addition or alteration does not exceed £50 .. .. .	5	0	
Where the value of the addition or alteration exceeds £50, but does not exceed £100 .. .. .	7	6	
Where the value of the addition or alteration exceeds £100, at the rate of 2s. 6d. per £50.			
Maximum fee for a dwelling .. .. .	5	0	0
Maximum fee for factory or warehouse .. .. .	20	0	0
Erection of Garage, Bungalow, or Detached Room or Outbuildings, two squares or less .. .. .	5	0	
Removal of Buildings—			
For inspection only of a building not in the district—whether removal is approved or not—minimum, £2 2s., plus 1s. per mile for each mile over.			
For inspection of a building within the district, whether removal is approved or not (Fees for permit additional to inspection Fee.)	5	0	

A resolution adopting the foregoing by-law was passed by the Council on the 12th day of May, 1947.

The Common Seal of the Municipality of Kalgoorlie was hereunto affixed on the 12th day of May, 1947, in the presence of—

[L.S.] K. G. MOORE, Mayor.  
J. H. DARCY, Town Clerk.

Recommended—

(Sgd.) A. F. WATTS,  
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 9th day of December, 1947.

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

#### THE ASSOCIATIONS INCORPORATION ACT, 1895.

WE, William George Tupper, of National Bank, Fremantle, in the State of Western Australia, Bank Manager, Harry Vivian Sunderland, of 47 Carnac Street, Fremantle, in the said State, Pharmaceutical Chemist, and John McNeil Darroch, of 68 Mandurah Road, South Fremantle, in the said State, Pharmaceutical Chemist, trustees of or persons hereunto authorised by Hazel Orme Free Kindergarten Incorporated, do hereby give notice that we are desirous that such Association should be incorporated under the provisions of the Associations Incorporation Act, 1895.

W. G. TUPPER.  
H. V. SUNDERLAND.  
J. M. DARROCH.

The following is a copy of the Memorial intended to be filed in the Supreme Court under the provisions of the said Act.

In the Matter of the Associations Incorporation Act, 1895.

Memorial of the Hazel Orme Free Kindergarten Incorporated, filed in pursuance of the Associations Incorporation Act, 1895.

1. Name of Institution—Hazel Orme Free Kindergarten Incorporated.

2. Object or Purpose of the Institution—To promote the knowledge of kindergarten principles and establish, administer, maintain, subsidise or support a free kindergarten, and to affiliate with or become a subsidiary of the Kindergarten Union of Western Australia Incorporated.

3. Where Situated or Established—147 South Terrace, Fremantle.

4. The Name or Names of the Trustee or Trustees—William George Tupper, National Bank, Fremantle, Bank Manager; Harry Vivian Sunderland, 47 Carnac Street, Fremantle, Pharmaceutical Chemist; John McNeil Darroch, 68 Mandurah Road, South Fremantle, Pharmaceutical Chemist.

5. In whom the Management of the Institution is Vested, and by what Means (whether by Deed, Settlement or otherwise)—A Committee elected by the general body of members. The management is vested in the Committee by the rules of the Association.

Frank Unmack & Cullen, Solicitors, Fremantle.

#### THE VERMIN ACT, 1919-1943.

THE Augusta-Margaret River Vermin Board, by virtue of section 98 of the Vermin Act, 1919-1943, hereby orders as follows:—The owners and/or occupiers of all holdings, whether owned, rented or leased, within the Augusta-Margaret River Districts, shall commence the work of suppressing and destroying rabbits on such holdings or on roads abounding or intersecting the same between the dates shown hereunder;—1st February, 1948, and the 28th February, 1948.

The destruction must be done to the satisfaction of the Board or its inspector who will inspect after the completing date. Failure to comply will lead to action being taken, and the work done by the Board at the owners' and/or occupiers' expense.

Means to be adopted.—Laying of poison baits in furrows, baits to contain any phosphorous poison, or to comprise of strychnine and apples. Trapping will not be recognised as an effective means of destroying or suppressing rabbits. Poison may be obtained at the office of the Board at cost price.

Any settler requiring poisoning operations to be carried out by the Board on their behalf, must lodge application for same not later than 17th January, 1948.

K. G. SHEPHERDSON,  
Secretary.

#### VERMIN ACT.

Manjimup Vermin Board.

Appointment Vermin Inspector.

IT is hereby notified that the Manjimup Vermin Board by resolution dated 13th December, 1947, appointed John Arthur Warburton to be Vermin Inspector.

J. SMITH,  
Secretary.

#### VERMIN ACT, 1918-1946.

Department of Agriculture,  
Perth, 23rd December, 1947.

HIS Excellency the Lieutenant-Governor in Executive Council, acting pursuant to section 67 of the Vermin Act, 1918-1946, has been pleased to direct that the owners of holdings within the meaning of the said Act in the West Kimberley Vermin District constituted under the said Act shall be exempt from the payment of rates under the said Act for the financial year ending on the 30th day of June, 1948.

G. K. BARON HAY,  
Under Secretary for Agriculture.

Department of Agriculture,  
Perth, 24th December, 1947.

HIS Excellency the Lieutenant-Governor in Executive Council has been pleased to approve of the appointment of G. Howard as an Honorary Inspector under the Stock Diseases Act, 1895.

G. K. BARON HAY,  
Under Secretary for Agriculture.

Department of Agriculture,  
Perth, 24th December, 1947.

HIS Excellency the Lieutenant-Governor in Executive Council has been pleased to approve of the appointment of Nevin, John Edward, Police Constable, No. 1695, as an Honorary Inspector under the Brands Act, 1904-1935, and the Stock Diseases Act, 1895.

G. K. BARON HAY,  
Under Secretary for Agriculture.

#### MARKETING OF EGGS ACT, 1945.

Department of Agriculture,  
Perth, 23rd December, 1947.

HIS Excellency the Lieutenant-Governor acting pursuant to sections 7 and 13 of the Marketing of Eggs Act, 1945, has been pleased to appoint as from the 23rd day of December, 1947, Garnet Hawkins Philp as a consumers' representative member of The Western Australian Egg Marketing Board, *vice* Patrick Francis Ryan, deceased, for the balance of the term for which the said Patrick Francis Ryan, deceased, was appointed.

G. K. BARON HAY,  
Under Secretary for Agriculture.

## AGRICULTURAL PRODUCTS ACT, 1929-1940.

Department of Agriculture,  
Perth, 23rd December, 1947.

HIS Excellency the Lieutenant-Governor in Executive Council, acting pursuant to the powers conferred by section 9 of the Agricultural Products Act, 1929-1940, has been pleased to amend, in the manner mentioned in the Schedule hereto, the regulations made and in force under the said Act and published in the *Government Gazette* on the 21st January, 1938; 23rd December, 1938; 29th March, 1940; 5th April, 1940; 6th September, 1940; 12th March, 1943; and 29th August, 1947.

G. K. BARON HAY,  
Under Secretary for Agriculture.

## Schedule.

The abovementioned regulations are amended by repealing regulations 6 to 19 both inclusive (*Gazettes* 21/1/1938, 29/3/1940, 5/4/1940, 12/3/1943) and Regulations 9A and 9B (*Gazette* 6/9/1940) and inserting in lieu thereof new regulations under the sub-heading "Part II—Eggs" as follows:—

## Part II.—Eggs.

## Grading.

6. Subject as hereinafter provided, hen eggs and duck eggs produced in Western Australia and intended for sale for human consumption either in Western Australia or in any other State of the Commonwealth, and hen eggs and duck eggs imported into Western Australia and intended for sale for human consumption within Western Australia shall be classified, graded and stamped in the manner set forth in this Part of these regulations.

Provided that ungraded and unstamped eggs may be sold within Western Australia by any producer to the Western Australian Egg Marketing Board as constituted under the Marketing of Eggs Act, 1945, or to a person being the holder of a permit issued under paragraph (a) of subsection (3) of section 23 of the said Act, but so that such ungraded and unstamped eggs before being sold shall be subject to the provisions of these regulations in all other respects.

7. Hen eggs and duck eggs shall be classified as follows:—

(1) Hen eggs shall be of two qualities, namely—

(a) "First quality" eggs which shall consist of eggs the shells of which are reasonably clean, uncracked and reasonably free from stain, and which are not thin or mis-shapen; and which when candled are free from blood spots and the yolks of which are translucent or but faintly visible, the whites of which are translucent and firm, and the air cells of which are slightly tremulous and are not more than one-quarter of an inch in depth.

(b) "Second quality" eggs which shall consist of eggs which do not conform to the quality or description of "First quality" eggs, but which are fit for human consumption.

(2) Duck eggs shall be of one quality, namely—"First quality" which shall consist of eggs which are fit for human consumption and are not cracked.

8. Hen eggs shall be graded as follows:—

(a) "First quality" eggs shall be divided into two grades, namely—

(i) "First quality hen" which shall consist of eggs of not less than  $1\frac{3}{4}$  ounces each in weight with an average weight of not less than 24 ounces to the dozen.

(ii) "First quality medium" which shall consist of eggs of not less than  $1\frac{1}{2}$  ounces each in weight, but less than  $1\frac{3}{4}$  ounces each in weight.

(b) "Second quality" eggs shall be divided into two grades, namely—

(i) "Second quality hen" which shall consist of eggs which are not less than  $1\frac{3}{4}$  ounces each in weight with an average weight of 24 ounces to the dozen.

(ii) "Second quality medium" which shall consist of eggs of less than  $1\frac{3}{4}$  ounces each in weight.

9. Duck eggs shall be of one grade, namely—"First grade" which shall consist of eggs which are fit for human consumption and are not cracked.

10. Eggs containing meat or blood spots shall be graded as unfit for human consumption.

11. (1) For the purpose of correctly grading hen eggs or duck eggs produced in Western Australia and intended for sale either in Western Australia or in any other State of the Commonwealth such eggs shall be stamped by a person approved by the Under Secretary for Agriculture (hereafter called the Under Secretary).

(2) Any person who operates a grading floor for the purpose of grading eggs shall classify the eggs according to the qualities and grades described in regulations 7, 8, 9 and 10, and shall brand each egg on the large end with an appropriate brand.

(3) The brand shall consist of a word with one of the following designations:— "Hen," "Medium," "Second Hen," "Second Medium," "Chilled Hen," "Chilled Medium," or "First Grade Duck," and a serial number (denoting the authorised person who has graded the eggs), the whole to be contained in a circle five-eighths of an inch in diameter. The words in the said brand shall be in bold-faced sans-serif capital letters of not less than six points face measurement.

(4) If any hen eggs or duck eggs are not stamped in the manner set forth in the last preceding subregulation, such eggs shall be deemed not to have been graded as required by this Part of these regulations.

(5) Any person who desires that he be approved as a grader shall make application in writing to the Under Secretary.

(6) The Under Secretary may for sufficient reason grant or refuse any application made under the last preceding subregulation and may, before granting such application, require the applicant to furnish any particulars the Under Secretary may deem necessary.

(7) When the Under Secretary grants an application under subregulation (5) hereof, he shall issue to the applicant a certificate of approval in writing signed by the Under Secretary.

(8) Every certificate of approval issued by the Under Secretary shall remain in force until the 30th day of June in each year.

(9) The Under Secretary may at any time revoke a certificate of approval issued under this regulation by a notice of revocation in writing signed by the Under Secretary and sent to the holder of such a certificate at his address as shown on his application for such certificate.

(10) Every certificate of approval issued under this regulation shall be personal to the holder thereof and shall not be transferable.

12. (1) Every holder of a certificate of approval issued under the last preceding regulation shall apply to the Under Secretary for the registration of a number to be used by such holder.

(2) The Under Secretary may refuse to register any particular number for any sufficient reason.

(3) When the Under Secretary grants an application under subregulation (1) hereof he shall issue to the applicant a certificate of registration in writing and cause a memorandum thereof to be entered in a register or book to be kept in the Department of Agriculture for that purpose.

#### Packing.

13. Every package containing eggs intended for sale, either wholesale or retail, shall have marked at the end thereof in a plain and conspicuous manner the name and address of the person, firm or corporation by whom or by which the eggs were packed.

14. (1) Eggs which have been stamped in accordance with these regulations shall not be packed in the same container as eggs not so stamped.

(2) Eggs intended for sale or for cold storage shall not be packed in any case, packing material or container which is unclean or which has become contaminated by contact or otherwise with any deleterious substance.

15. No person shall pack any eggs intended for sale which are not clean. For the purpose of this regulation "clean eggs" mean eggs which are reasonably free from dirt or foreign matter or stains.

#### Cold Storage.

16. Any eggs held or intended to be held in cold storage and thereafter for sale shall be branded legibly with the word "chilled" and other words describing the grade and quality thereof as required by these regulations.

Approved by His Excellency the Lieutenant-Governor in Executive Council this twenty-third day of December, 1947.

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

### MARKETING OF EGGS ACT, 1945.

Department of Agriculture,  
Perth, 23rd December, 1947.

HIS Excellency the Lieutenant-Governor in Executive Council acting pursuant to the powers conferred by section 39 of the Marketing of Eggs Act, 1945, has been pleased to amend the regulations made under and for the purposes of the said Act and published in the *Government Gazette* of the 14th day of June, 1946, in the manner mentioned in the Schedule hereunder.

L. THORN,  
Minister for Agriculture.

#### Schedule.

The abovementioned regulations are amended as follows:—

1. By adding the words and heading "Part I" after regulation No. 2.
2. By inserting, after regulation 23, a heading "Part II" and the following new regulations:—

#### "Part II."

24. For the purposes of this Part: "Chilled Eggs" means eggs that have been artificially cooled.

#### Proceedings of Board.

25. The secretary shall keep proper minutes of all resolutions, business, and proceedings made or transacted at each meeting of the Board, which shall be submitted to the members for confirmation, and, when confirmed, the chairman of the meeting at which they were confirmed shall sign them, and they shall be preserved by the secretary. Any entry in the minute-book signed by the chairman shall be conclusive evidence that any resolution has been carried or lost at any meeting.

26. (a) All accounts due and payable by the Board other than salaries, wages or accounts due to producers in respect of the delivery of eggs to the Board shall, before payment, be passed by the Board. Provided that in cases of necessity payments may be made out of a Chairman's Advance Account which may be established for the purpose without such prior approval in anticipation of and subject to the confirmation of the Board at its next regular meeting following any such payment or payments.



(b) The Chairman's Advance Account shall not exceed £200.

(c) All accounts paid out of the Chairman's Advance Account shall be by cheque signed by any two of the following persons: The chairman, the manager, the secretary, or the accountant.

(d) Subject to the provisions of subclause (c) of this regulation:—

(i) All accounts exceeding one pound due by the Board shall be paid by cheque signed by any two of the following persons: The chairman, the manager, the secretary, the accountant, and one member of the Board. Such other bank accounts as may be required may be established by the Board from time to time.

(ii) All accounts not exceeding one pound due by the Board may be paid from a petty cash account, the standing balance of which shall not at any time exceed the sum of five pounds (£5).

27. The Board may, in every sale or agreement for sale of eggs by the Board to any person, insert conditions and fix a sum as and by way of liquidated damages for any breach of conditions, which damages shall be recoverable accordingly.

28. The Board may authorise all contracts and agreements and other documents requiring execution by the Board to be signed for and on behalf of the Board by the chairman of the Board and by the secretary, or by the chairman and by one other member of the Board.

29. The common seal of the Board shall not be affixed to any document except with the authority of the Board. The secretary shall have the custody of the seal, which shall be kept under lock and key in such place as the Board directs.

In every case where the common seal is authorised by the Board to be affixed to any document, such seal shall be affixed only in the presence of at least two members of the Board, who shall sign every such document, which shall be countersigned by the secretary.

30. The certificate to be issued by the Board to the producer in accordance with section 26 of the Act shall be in or to the effect of Form No. 8 in the Appendix.

31. The Board may replace any lost or damaged certificate issued in accordance with section 26 of the Act, provided that such duplicate certificate shall be clearly stamped across the face thereof with the words "duplicate only."

32. A person to whom a certificate has been issued under section 26 of the Act may assign his rights under the certificate by endorsement of a memorandum on the certificate and by delivering to the assignee a notice signed by him in or to the effect of Form No. 9 in the Appendix. The notice of assignment shall be forwarded to the Board or to the Board's agent before the end of the week in which the eggs, in respect of which the said notice was given, were delivered to the said agent. The Board shall not be obliged to recognise any such notice which is not forwarded to the Board's agent within the time specified in this regulation.

33. (a) No assignment of moneys owing by the Board for eggs delivered to the Board or any of its agents shall be recognised by the Board or any of its agents unless such assignment has been effected in accordance with regulation 32 hereof, provided that any person to whom the Board owes money for eggs delivered to the Board or to its agent may give to any other person a procuration order addressed to the chairman of the Board in the form contained in Form No. 10 in the Appendix to these regulations.

(b) Payment in accordance with any such procuration order may be made at the absolute discretion of the chairman of the Board, provided that no payment shall be made in accordance with such a procuration order unless the procuration order is delivered to the Board or to its agent during the week in which the eggs in respect of which the order is given are delivered to the Board's agent.

34. For the purpose of ascertaining the basis of payments to producers in accordance with subsection (1) of section 32 of the Act, the periods of time shall be the periods commencing on the first Monday in the month of July in each year and terminating upon the Saturday next preceding the first Monday in the month of July in the next following year.

#### Exemption from Delivering Eggs to the Board.

35. Any exemption granted by the Board from the operation of section 23 of the Act shall be on the following terms and conditions:—

The producer to whom an exemption applies and any person who claims to be a producer to whom an exemption applies—

(a) Shall permit any member of or person authorised by the Board to enter at any reasonable time any land, building, or premises of the producer for the purpose of inspection thereof, and to inspect any books, accounts, registers, documents, or writings, in the custody or control of the producer, relating to his business as such producer, and to take notes, copies, or extracts thereof or therefrom, and shall truthfully answer any question relating to such books or accounts, or to any eggs produced by him;

(b) shall not, without the consent of the Board, use such eggs for any purpose other than that for which the exemption was granted;

(c) shall, if more than 19 adult female fowls or ducks are kept on the holding owned or occupied by him, deliver to the Board, not later than the seventh day of each month, a return showing the number of eggs produced during the previous month, the method by which they were disposed of, and the prices obtained for any such eggs sold.

36. The Board may refuse to consider any application for exemption under section 23 of the Act from a producer on whose holding more than 19 adult female fowls are kept unless he has made application in writing to the Board for such exemption, specifying the grounds on which the exemption is sought.

#### Grades of Eggs.

37. No person shall—

(a) Sell, offer for sale, display for sale, or endeavour to sell within Western Australia, eggs of any quality or grade other than the qualities and grades specified in regulations made under the Agricultural Products Act, 1927-1940; and

(b) sell any eggs of a quality or grade other than that demanded by the purchaser.

## Marketing of Eggs.

38. (a) Upon receipt of eggs from a producer the Board or its registered agent who operates a grading floor for the purpose of grading eggs, shall classify them according to the qualities and grades as prescribed in regulations made under the Agricultural Products Act, 1927-1940, and, subject to subregulation (b) hereof, shall brand each egg on the large end with the Board's appropriate brand.

(b) The Board may exempt any agent from applying the Board's brand to eggs of any quality or grade or class specified by the Board.

(c) The Board's brand shall consist of the letters "W.A.E.M.B." with one of the following designations: "Hen," "medium," "2nd hen," "2nd medium," "chilled," or "duck, and a serial number (denoting the candler who has graded the eggs), the whole to be contained in a circle five-eighths of an inch in diameter. The words in the said brand shall be in bold-faced sanserif capital letters of not less than six points face measurement.

39. No person shall, within Western Australia, market, sell, display for sale, or store any egg if any such egg is stamped or marked with any stamp or mark which so closely resembles the Board's mark as to be likely to deceive or mislead any purchaser or intending purchaser thereof.

40. (a) No person shall within Western Anstralia—

(i) Sell, offer, or display for sale by retail any eggs acquired from the Board or from any person acting with the authority of the Board which do not bear the appropriate brand of The Western Australian Egg Marketing Board as specified in regulation 38 of these regulations;

(ii) sell, offer, or display for sale by retail to any person eggs of a grade different from the grade which such person asks or requests to be supplied with;

(iii) display for sale by retail any eggs in such position that the eggs are exposed to the sun;

(iv) sell, offer, or display for sale by retail to any person eggs at a price different from that fixed by the Board or by any other authority with power to fix prices, by notice published in a daily newspaper published in Perth.

(b) The brands of the Board shall not, except with the permission of the Board, be placed on any eggs by a person other than a registered agent of the Board acting pursuant to regulation 38 (a).

(c) The Board may exempt any person from compliance with this regulation, and such exemption may be on such conditions as the Board thinks fit.

41. No person shall, within Western Australia, market, sell, display for sale, or store any eggs if eggs bearing the Board's mark are contained in the same container with eggs not so marked.

42. Except with permission of the Board, no person shall within Western Australia, sell, offer, or display for sale by retail any eggs of a quality lower than "First quality."

## Delivery of Eggs.

43. No producer shall deliver any eggs to the Board except in a container legibly marked on the end thereof with the name and address of the person, firm, or corporation by whom or by which the eggs were packed, or the name and address of the producer.

44. The Board may refuse to accept delivery of any eggs from a producer if such eggs are not delivered in accordance with regulation 43 or are not of merchantable quality or do not come within any of the qualities or grades specified in regulations made under the Agricultural Products Act, 1927-1940.

45. If the Board refuses to accept delivery of any eggs it shall, upon request, give to the producer a certificate in accordance with Form No. 11 in the Appendix to these regulations.

## Submission of Returns.

46. (a) Any officer, servant, or employee of the Board duly authorised by the Board in that behalf may, by notice in writing served personally or by post on a producer, require the producer to furnish, to the person giving the notice on or before a date specified in the notice, a return in accordance with Form No. 12 in the Appendix in relation to such period or periods as are specified in the notice.

(b) The return shall be signed by the producer in the presence of a witness.

(c) A producer who has been required under sub-regulation (a) of this regulation to furnish a return shall not—

(i) Refuse or fail to furnish, on or before the date specified in the notice, to the person making the requirement, a duly signed and witnessed return; or

(ii) furnish any such return which is incomplete or false or misleading in any particular.

47. A producer shall not be required to furnish any information in relation to eggs sold more than twelve months prior to date of the giving of such notice.

## Powers of Inspection.

48. (a) Any inspector may at all reasonable times enter any premises on which eggs are produced, stored, graded, packed, dried, pulped or otherwise treated and inspect or impound any stocks of eggs or egg containers and any accounts, books or documents relating to any eggs or egg containers.

(b) Any member, officer, servant, or employee of the Board duly authorised by the Board in that behalf may at any reasonable time during the day enter upon any premises where eggs are produced, stored, graded, packed, dried, pulped or otherwise treated for the purpose of inspecting any such eggs, and may take such sample or samples of any such eggs which do not or does not comply with the provisions of these regulations or any of them, and may inspect any books, accounts, invoices, registers, documents, or writings in or upon such premises relating to any such eggs, and may take notes, copies or extracts thereof or therefrom.

49. Any person who obstructs any person so authorised, and any person carrying on business or employed in such premises who refuses to produce such books, accounts, invoices, registers, documents, or writings, or to answer any question relating to such books, accounts, invoices, registers, documents or writings, or to any eggs or egg pulp displayed for sale or held in or upon such premises, or who wilfully gives any untruthful answer to any such questions, shall be guilty of an offence against these regulations.

50. Any person carrying on business or employed in such premises shall, if requested so to do by a person so authorised, state in writing the name and address of the person from whom any eggs displayed for sale or held in such premises were purchased, consigned, or supplied, or from whom the egg pulp held in such premises or the eggs from which such egg pulp was made was or were purchased, consigned or supplied.

#### Storage.

51. No person shall place eggs in any cold store without the permission of the Board, and no person shall place in any cold store eggs which are inferior in quality to eggs as defined in these regulations.

52. No person shall store eggs in any room or chamber of a cold store in which room or chamber any other goods, article, or substance is stored.

53. No person shall sell, expose for sale, or have in his possession for sale any chilled eggs unless the shells are reasonably clean and branded legibly and indelibly with the word "chilled."

54. No person shall efface or rub off the word "chilled" from the shell of any egg after such egg has been branded pursuant to this regulation with the word "chilled."

55. (a) No person shall sell any chilled eggs from any cold store or store for consumption in Western Australia unless they are individually branded legibly and indelibly with the word "chilled."

(b) No "chilled" eggs shall be removed from the cold store without the written approval of the Board, and if any owner, manager, or person in charge of a cold store acts without such approval he shall be guilty of an offence.

56. Regulations 51 to 55 hereof shall not apply to eggs packed in accordance with the Commonwealth Regulations governing the export of eggs overseas and graded by a Commonwealth officer.

57. No person shall market, sell, display for sale, store or cold store any eggs which are packed in any case, packing material, or container which is unclean or which has become contaminated by contact or otherwise with any deleterious substance.

#### Egg Pulp.

58. (a) No person shall prepare or pack egg pulp otherwise than in accordance with the following conditions:—

(i) That the eggs to be pulped have been graded in accordance with regulations made under the Agricultural Products Act, 1927-1940, and are of one of the qualities or grades specified in such regulations and are of merchantable quality.

(ii) That the eggs are broken by hand or by a machine approved by the Board into a receptacle, any such machine or receptacle being free from impurities and foreign matter, and constructed of materials which will not taint the egg pulp.

(iii) That the egg pulp is properly blended, emulsified, and strained.

(iv) That the egg pulp in the case of liquid whole eggs shall contain not more than 75 parts per centum moisture.

(v) That the egg pulp be packed only in clean containers, free from impurities and foreign matter, and of a kind that the containers will not taint the egg pulp.

(vi) That the egg pulp be hard frozen within 24 hours after being placed in the refrigeration chamber, the temperature of which shall not exceed five degrees Fahrenheit.

(vii) That the preparation of egg pulp be carried out under sanitary conditions.

(b) This regulation shall not apply to egg pulp for export in accordance with Commonwealth regulations dealing with the export of egg pulp.

#### Settlement of Conflicting Claims.

59. (a) When the Board receives conflicting claims in respect of payments to be made in respect of any eggs delivered to the Board, the Secretary of the Board shall give notice in writing to each of the claimants in the Form No. 13 in the Appendix to these Regulations.

(b) At the expiration of 14 days after the date of service of such notice on the claimants the Board may, if a notice has not been lodged in accordance with the next succeeding regulation requesting that the dispute be referred for decision by the local court, forthwith proceed to settle and adjust the conflicting claims and the decision of the Board shall thereupon be binding on all the parties to the dispute.

60. (a) Any claimant to whom notice has been given in accordance with the preceding regulation may, within 14 days after the date of service of such notice lodge at the office of the Board a notice, in duplicate, in accordance with the Form No. 14 in the Appendix to these Regulations requesting that the dispute be referred for decision by the local court held nearest to the office of the Board in accordance with subsection (3) of Section 32 of the Act.

(b) The claimant shall pay to the secretary of the Board at the time of lodging such notice the fee prescribed under the local Court Rules for filing the duplicate copy of the notice in the Local Court as hereinafter provided.

(c) A copy of the notice shall also be served by the claimant on all the other parties to the dispute within seven days after the date of lodgment of such notice at the office of the Board and an affidavit of service of such notice shall be filed in the local court prior to the hearing of such application.

(d) Upon receipt of such notice in duplicate the secretary of the Board shall forthwith file one copy of such notice at the office of the local court held nearest to the office of the Board.

61. The clerk of the local court in which the notice mentioned in the preceding regulation has been filed shall forthwith fix a date for the hearing which shall not be less than 14 days after the filing of such notice and shall send to every party to the dispute a notice of day of hearing in accordance with the Form No. 15 in the Appendix to these regulations.

62. At the hearing of the dispute and with the consent of the Magistrate the parties may appear in person, or by counsel or solicitor, or by their representatives.

63. (a) If any element fails to appear at the hearing of the dispute the magistrate may adjourn the hearing or proceed to hear and determine the dispute on such evidence as is adduced by the claimant or claimants present at the hearing.

(b) If none of the claimants appears at the hearing, the magistrate may adjourn or strike out the proceedings.

64. On the termination of the hearing, the Magistrate may make such order as he thinks fit and may order costs to be paid by any party to the proceedings.

65. Any such order as the Magistrate makes shall be deemed to be an order of the Court and shall be given effect to by the Board according to the tenor thereof and any order made as to costs may be enforced in like manner as other orders of the Court.

66. The hearing shall follow as near as practicable the practice, procedure, and rules of evidence relating to a trial of proceedings in a local court and the rules and practice in operation in the said Court shall, insofar as they are not inconsistent with these regulations, apply to applications for hearing disputes hereunder.

67. Any person who commits a breach of, or fails to comply with, any of these regulations, or gives any incorrect information to the Board or any of its servants or agents, shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

68. The Board may, for the purposes of carrying out the duties and functions imposed on it by the provisions of the Marketing of Eggs Act, 1945, institute prosecutions under the Agricultural Products Act, 1929-1940, and regulations made thereunder in respect of eggs.

3. By adding to the Appendix, after Form No. 7, the following new forms:—

Form No. 8.  
Western Australia.  
Marketing of Eggs Act, 1945.  
(Regulation 30.)

CERTIFICATE OF RECEIPT OF EGGS.

The Western Australian Egg Marketing Board hereby certifies having received the eggs described as under from.....  
Date.....

.....  
Authorised Agent of the Board.

Form No. 9.  
Western Australia.  
Marketing of Eggs Act, 1945.  
(Regulation 32.)

ASSIGNMENT BY HOLDER OF CERTIFICATE.

To—The Western Australian Egg Marketing Board.

I,.....  
of.....being the holder of a certificate under section 26 (1) of the said Act in respect of (state quantity).....  
eggs delivered to you by.....do hereby assign all my right, title and interest in the proceeds of the within mentioned eggs unto.....of.....  
to whom all payments in respect of the said eggs are to be made and I agree to abide by the provisions of the Marketing of Eggs Act, 1945, and the Regulations to that Act.

Dated this.....day of.....19....  
Signed by the said.....  
in the presence of.....  
Address.....  
Occupation.....

Form No. 10.  
Western Australia.  
(Regulation 33.)

MARKETING OF EGGS ACT, 1945.

To the Chairman,

The Western Australian Egg Marketing Board.

I hereby authorise you at your absolute discretion to pay to.....  
.....the sum of £.....out of moneys due or becoming due to me by the Board for eggs delivered to the Board by.....on the.....  
day of.....19....

DUTY STAMP.

Dated this.....day of.....19....

Signature.....

Witness to Signature.....

Address.....  
Occupation.....

Form No. 11.  
Western Australia.  
Marketing of Eggs Act, 1945.  
(Regulation 45.)

CERTIFICATE OF REFUSAL TO ACCEPT DELIVERY.

The Western Australian Egg Marketing Board doth hereby certify that....  
.....dozens of eggs tendered for delivery to the Board by or  
on behalf of.....of.....  
on the.....day of.....19....., were refused by the  
Board on the ground that—

- (1) They are below the prescribed quality;
  - (2) they are below the prescribed grade;
  - (3) they are not of merchantable quality;
  - (4) they were not delivered in accordance with Regulation 43.
- Dated.....19.....

.....  
Authorized Agent of the Board.

Form No. 12.  
Western Australia.  
Marketing of Eggs Act, 1945.  
(Regulation 46.)

RETURN OF EGGS PRODUCED AND MANNER OF DISPOSAL.

I,.....(insert full name)  
of.....(insert place of abode)  
being a producer within the meaning of the Marketing of Eggs Act, 1945, hereby  
certify that the following is a full, true and complete statement of all eggs pro-  
duced, sold, disposed of or delivered by me or on my behalf during the periods shown  
below, together with the name and address of each person to whom each such sale,  
disposal or delivery was effected.

Schedule.

Periods.	Eggs Pro-duced. (doz.)	Eggs for-warded to an Agent of the Board.	Eggs con-sumed by Pro-ducer and Family. (doz.)	Eggs used for Incuba-tion. (doz.)	Particulars of Sales, Disposal and Deliveries other-wise than to an Agent of the Board.		
					Date.	Quan-tity. (doz.)	Name and Address of Buyer or Receiver of Eggs.

Dated this.....day of.....19.....  
Signature of Producer.....  
Witness to Signature.....

Form No. 13.  
Western Australia.  
Marketing of Eggs Act, 1945.  
(Regulation 59.)

NOTICE OF RECEIPT OF CONFLICTING CLAIMS.

Notice is hereby given pursuant to Regulation 59 of the Regulations made under the above-mentioned Act that the following persons, namely.....  
..... of.....  
..... of.....  
and..... of.....  
have lodged conflicting claims to payment in respect of a quantity of eggs delivered to the Board (or the Board's registered agent) at.....  
on the.....day of.....19..... in respect of which certificate No..... has been issued.

As you are one of the above-named claimants, you may, if you so desire, within 14 days from the date of service of this notice, lodge at the office of the Board a notice, in duplicate, in the form prescribed requesting that the dispute be referred for decision by the local court held nearest to the office of the Board. The notice must be accompanied by a fee of.....prescribed under the Local Court Rules for filing the request. If at the expiration of 14 days from the date of service of this notice a notice requesting that the dispute be referred for decision to the local court aforesaid has not been lodged at the Office of the Board, with the fee prescribed, the Board may forthwith proceed to settle and adjust the conflicting claims and the decision of the Board shall be binding on the parties to the dispute.

Dated the.....day of.....19.....  
Secretary,  
Western Australian Egg Marketing Board.

To.....

(Note: Copies of the prescribed form requesting that the dispute be referred for decision by the local court are available at the office of the Board.)

Form No. 14.  
Marketing of Eggs Act, 1945.  
(Regulation 60.)

## NOTICE OF REQUEST.

To the Chairman,

Western Australian Egg Marketing Board.

I, (a).....of (b).....  
in the State of Western Australia (c).....  
being a party to a dispute regarding a claim in respect to payments to be made in  
respect of eggs delivered to the Board hereby request that the dispute be referred  
to the local court held nearest to the office of the Board for decision in accordance  
with section 52 of the Marketing of Eggs Act, 1945.

Names and addresses of the parties to the dispute are as follows:—

Particulars of my claim are as follows:—

Dated at.....this.....day of.....  
19.....

Signature of Applicant.

To the Magistrate of the Local Court at Perth.

In accordance with Section 32 of the Marketing of Eggs Act, 1945, and the  
regulations made thereunder the dispute mentioned above is hereby referred to  
you for decision.

Chairman.

Western Australian Egg Marketing Board.

(a) Full name; (b) Address; (c) Occupation.

Form No. 15.  
Marketing of Eggs Act, 1945.  
(Regulation 62 (1) )

## NOTICE OF DAY OF HEARING DISPUTE.

In the Local Court of Western Australia  
held at.....No.....

Between

Applicant

and

Respondents.

TAKE NOTICE that the Hearing of the Dispute between the above-mentioned  
parties will be heard pursuant to section 32 of the Marketing of Eggs Act, 1945,  
and the regulations made thereunder at the.....Local Court  
at.....o'clock in the.....noon on.....the  
.....day of.....19.....

Clerk of the Local Court.

To.....

Approved by His Excellency the Lieutenant-Governor in Executive Council, this  
twenty-third day of December, 1947.

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

## WESTERN AUSTRALIAN GOVERNMENT RAILWAYS.

IT is notified for general information, that with the approval of the Minister, as  
required by section 22 of the Government Railway Act, 1904-1933, the following  
alterations and additions have been made to the Scales of Charges, Schedules, etc.,  
now appear in the Coaching Rates Book dated 1st December, 1941, and the Goods  
Rates Book dated 1st March, 1935.

## Coaching Rates Book.

Page 40, from 21/11/47—Concession Fares—Educational Establishments—Vacation  
Fares—Paragraph 1 of Concession will apply to:—Insert:—“Excepting that  
University students receiving financial assistance under the Commonwealth Govern-  
ment scheme and trainees under the Commonwealth Reconstruction Training Scheme,  
whether attending the University or Technical Schools are entitled to ordinary  
students' concession fares.”

Page 48 from 31/10/47.—Special Fares—Children Visiting the Coast during  
Summer Months:—Insert—

	Per child.	Per attendant.
	s. d.	£ s. d.
Southern Cross and East thereof to Esperance ..	10 0	1 0 0
		female
		1 5 0
		male

Page 59, from 21/11/47.—Periodical Tickets—Concession Fares. Clause 3:—Insert:—“Excepting that University students receiving financial assistance under the Commonwealth Government Scheme and Trainees under the Commonwealth Reconstruction Training Scheme whether attending the University or Technical Schools are entitled to ordinary students’ concession fares.”

Page 72, from 31/10/47.—Parcels and Luggage Rates—Delete:—Section 25 “Delivery and collection of parcels in Perth and Fremantle.” Insert:—25. Delivery and Collection of Parcels:—Fully addressed parcels and perishables consigned to Perth, Fremantle, Rivervale, Victoria Park and Carlisle will be delivered by private contract carriers to the residences of consignees in the following areas provided they are accessible over macadamised roads:—

Location.	Not	Not	Not	Not	Additional 56 lb. or part.
	exceeding 7 lb.	exceeding 28 lb.	exceeding 56 lb.	exceeding 112 lb.	
	s. d.	s. d.	s. d.	s. d.	s. d.
Perth station to within half a mile .. .. .	0 3	0 6	0 6	1 0	0 6
Perth station to within two miles .. .. .	0 6	1 0	1 0	1 6	0 6
Perth station to Hollywood-Melvista Avenue area ..	1 0	1 0	2 0	3 0	1 0
Perth station to Melvista Avenue-Dalkeith area ..	1 3	1 3	2 6	3 9	1 3
Fremantle station to within half a mile .. .. .	0 9	0 9	1 0	1 0	0 6
Fremantle station to within two miles .. .. .	0 9	1 0	1 0	1 6	0 6
Rivervale, Victoria Park and Carlisle stations to within two miles .. .. .	0 6	0 6	1 0	1 6	0 6
Rivervale, Victoria Park and Carlisle stations to areas beyond two miles ..	0 9	0 9	1 6	2 3	0 9

Parcels will also be collected from the above mentioned areas for conveyance by passenger trains at the scheduled rates.

Page 84, from 31/10/47.—Lost Property—Insert:—No charges for enquiry, freight or storage, are to be imposed on articles lost on Railway premises by passengers.

Page 84, from 7/11/47.—Lost Property—Delete:—First paragraph and insert in lieu:—Unclaimed Luggage—See paragraph 13, page 78.

Page 169, from 11/11/47.—Intersystem Fares, Freights and Regulations—Table 2 Passenger Fares (Combined) Intersystem:—Through meal fees, Kalgoorlie to Port Pirie Junction to be increased by 2s. 6d. for 1st and 2nd class adult single combined fares, and 2s. for 1st and 2nd class child fares. The return adult and child fares are to be increased by 5s. and 4s. respectively.

Page 170, from 11/11/47.—Table 3—Combined intersystem fares—Students and School Pupils:—Through meals fees, Kalgoorlie-Port Pirie Junction to be increased by 2s. 6d. for fares under heading “over 16 years” and “over 14 and under 16 years” and 2s. is to be added to the fares under headings “under 14 years.”

Goods Rates Book.

Page 28, from 28/11/47.—Alphabetical Classification of Goods—Insert:—Bricks, fire, for distances over 500 miles in trucks loaded to full carrying capacity “M” plus 25 per cent.

Page 34, from 28/11/47.—Gold Flotation Reagents N.O.S.—Delete:—“See cyanide.” Insert:—O.R. class “C,” minimum 4 tons, smaller quantities class 1.

Page 134, from 21/11/47.—Weight of Goods, Computation of—Delete:—All reference to standard weights for eggs and insert:—

- Eggs in hardwood export crates—Standard weight 67 lbs.
- Eggs in pine export crates—Standard weight 51 lbs.
- Eggs in 15 dozen Egg Board boxes—Standard weight full 36 lbs., empty 20 lbs.
- Eggs in 30 dozen Egg Board boxes—Standard weight full 68 lbs., empty 20 lbs.

Page 167, from 28/11/47.—Shunting Charges—North Fremantle. Delete:—Dalgety and Co. Ltd., sublease of No. 3 bulk wheat storage site for storage of wool.

Page 174, from 21/11/47.—Shunting Charges—York. Delete:—Defence Department Siding.

Page 175, from 31/10/47.—Shunting Charges—Albany. Insert:—Caltex, Ltd., Oil Coy. sub-lease of Vacuum Oil Coy’s. Siding—Same shunting charges to apply.

Page 191, from 31/10/47.—List of Stations and Sidings—Bullfinch. Delete:—1 crane 5 tons capacity.

Page 198, 31/10/47.—Miling. Insert:—1 crane 5 tons capacity.

8/12/47.

J. A. ELLIS,  
Commissioner of Railways.

NOTICE is hereby given that the Partnership heretofore subsisting between Xhevit Khafer and Feti Malig, carrying on business at Avon Terrace, York, under firm name of “Bright Spot Cafe” has been dissolved by mutual consent as from the 30th day of November, 1947, so far as regards the said Xhevit Khafer who retires from the said business.

Dated this 8th day of December, 1947.

XHEVIT XHAFER.  
F. MALIG.

NOTICE OF DISSOLUTION OF PARTNERSHIP.

NOTICE is hereby given that the Partnership hitherto carried on by Henry James Allsop, John Rudolph Hall and Frank Greenslade at 157 Albany Road, Victoria Park, under the style or business name of “Hall Greenslade & Allsop” has been dissolved by mutual consent as from the 1st day of November, 1947.

The said Henry James Allsop retired from the said business as at that date, and thereafter the said business will be carried on by the said John Rudolph Hall

and Frank Greenslade who will collect and receive all moneys owing to the said partnership and will pay and discharge all liabilities of the said Partnership.

Dated the 12th day of December, 1947.

H. ALLSOP.

Witness—A. Buckley, 60 Teague Street, Victoria Park, Painter.

J. R. HALL.

Witness—A. Buckley, 60 Teague Street, Painter.

F. GREENSLADE.

Witness—A. Buckley, 60 Teague Street, Painter.

V. O. Fabricius, Solicitor, Perth.

#### DISSOLUTION OF PARTNERSHIP.

NOTICE is hereby given that the Partnership heretofore subsisting between Edward Henry Christopher Tubbs Greene, John Frederic Tubbs Greene and Frank Robert Welsh carrying on business on Talga Talga Station, Marble Bar, in the State of Western Australia, under the style or firm of Greene Bros. & Welsh has been dissolved by mutual consent as from the 30th day of June, 1947, so far as concerns the said Edward Henry Christopher Tubbs Greene and Frank Robert Welsh who retire from the said firm.

Dated the 18th day of December, 1947.

JOHN FREDERIC TUBBS GREENE.

E. H. GREENE.

F. R. WELSH.

Darbyshire, Gillett & Huelin, of Commercial Bank Chambers, 42 St. George's Terrace, Perth, Solicitors for the late firm.

#### IN THE MATTER OF THE ASSOCIATIONS INCORPORATION ACT, 1895,

And in the matter of Loton Park Bowling and Recreation Club.

I, THOMAS HENRY WHITEHEAD, of 69 Central Avenue, Maylands, in the State of Western Australia, Hon. Secretary of Loton Park Bowling and Recreation Club and a person hereunto authorised by the said Club, do hereby give notice that I am desirous that such Club should be incorporated under the provisions of the Associations Incorporation Act, 1895.

(Sgd.) T. H. WHITEHEAD,

Hon. Secretary.

The following is a copy of the Memorial intended to be filed in the Supreme Court under the provisions of the said Act:—

Memorial of Loton Park Bowling and Recreation Club filed in pursuance of the Associations Incorporation Act, 1895.

1. The Club shall be called Loton Park Bowling and Recreation Club.

2. The objects of the Club are as follows:—(a) To foster the games of bowls and to promote good fellowship amongst the Club members; (b) to make such agreements with municipalities, road boards or other bodies for the purchase, leasing or other hiring of suitable property or properties for the purposes of the Club, and to maintain grounds, bowling greens and buildings for the use and accommodation of its members; (c) to borrow money by way of loan or overdraft or by the issue of debentures for the purposes of carrying on the work or activities of the Club; (d) to enter into such agreements as are reasonable and necessary, or as are considered advisable for the proper utilisation of the Club's assets and for the proper carrying out of the other objects detailed in the rules and regulations of the said Club.

3. The Club shall be situate at Perth Oval, Lord Street, Perth, in the State of Western Australia.

4. There are no trustees of the Club.

5. The management of the Club is vested in a committee consisting of the president, two vice-presidents, a treasurer, secretary and six other members. The management is so vested under the constitution and Rules of the Club.

Richard S. Haynes & Co., of 66 St. George's Terrace, Perth, Solicitors for the said Loton Park Bowling and Recreation Club.

#### IN THE MATTER OF THE ASSOCIATIONS INCORPORATION ACT, 1895,

And in the matter of Rockingham District Bowling Club, I, HAMBLY MAYNARD GROWDEN, of Rockingham, Retired Farmer, trustee of or person hereunto authorised by Rockingham District Bowling Club, do hereby give notice that I am desirous that such Club should be incorporated under the provisions of the Associations Incorporation Act, 1895.

H. M. GROWDEN.

The following is a copy of the Memorial intended to be filed in the Supreme Court under the provisions of the said Act:—

1. Name of the Institution—Rockingham District Bowling Club.

2. Object or Purpose of the Institution—The objects of the Club shall be the fostering of the game of bowls and the promotion of good fellowship amongst members.

3. Where Situated or Established—Rockingham.

4. The Name or Names of the Trustee or Trustees—Hambly Maynard Growden, George Varlton Black and Ernest Wilfred Nicholls, all of Rockingham, and Harold Ernest France, of Safety Bay.

5. In whom the Management of the Institution is vested, and by what Means—The Committee of the Club, by the rules of the Club.

N. B. Robinson & Russell Williams, of 49 St. George's Terrace, Perth, Solicitors for the Club.

#### THE COMPANIES ACT, 1893-1938.

Australia China Line Limited.

NOTICE is hereby given that the Registered Office in Western Australia of the abovenamed Company is situate at Elder House, St. George's Terrace, Perth, and will be open for business between the hours of 9 a.m. and 12 noon and 2 p.m. and 4 p.m. from Monday to Friday in each week.

Dated the 9th day of December, 1947.

STONE, JAMES & CO.,  
Solicitors for the Attorneys of the  
said Company, 47 St. George's  
Terrace, Perth.

#### THE COMPANIES ACT, 1893.

Retail Butchers Pty. Limited.

NOTICE is hereby given that the Registered Office of the abovenamed Company has been changed from 227 William Street, Perth, to 848 Beaufort Street, Inglewood, and will be open to the public on week days (excluding public holidays) between the hours of 9 a.m. and 5 p.m. and on Saturdays 9 a.m. to noon.

Dated this 10th day of December, 1947.

C. F. COWDEN,  
Secretary of the Company.

#### IN THE MATTER OF THE COMPANIES ACT, 1893 (56 Vict., No. 8).

NOTICE is hereby given that, under the provisions of section 20 of the above Act, a Certificate of Incorporation, as a Limited Company, has this day been issued to Bridgetown Dry Cleaners and Laundry Company Proprietary Limited.

Dated this 19th day of December, 1947.

G. J. BOYLSON,  
Registrar of Companies.  
Supreme Court Office, Perth, W.A.

#### IN THE MATTER OF THE COMPANIES ACT, 1893 (56 Vict., No. 8).

NOTICE is hereby given that, under the provisions of section 20 of the above Act, a Certificate of Incorporation, as a Limited Company, has this day been issued to Western Steel Enterprises Limited.

Dated this 17th day of December, 1947.

G. J. BOYLSON,  
Registrar of Companies.  
Supreme Court Office, Perth, W.A.



IN THE MATTER OF THE COMPANIES ACT, 1893  
(56 Vict., No. 8).

NOTICE is hereby given that, under the provisions of section 20 of the above Act, a Certificate of Incorporation, as a Limited Company, has this day been issued to McDonald Bros. Pty. Limited.

Dated this 18th day of December, 1947.

G. J. BOYLSON,  
Registrar of Companies.  
Supreme Court Office, Perth, W.A.

IN THE MATTER OF THE COMPANIES ACT, 1893  
(56 Vict., No. 8).

NOTICE is hereby given that, under the provisions of section 20 of the above Act, a Certificate of Incorporation, as a Limited Company, has this day been issued to Lissadell Pastoral Proprietary Limited.

Dated this 18th day of December, 1947.

G. J. BOYLSON,  
Registrar of Companies.  
Supreme Court Office, Perth, W.A.

IN THE MATTER OF THE COMPANIES ACT,  
1893-1944.

NOTICE is hereby given that, under the provisions of section 67 of the abovenamed Act, the name of Snowden and Willson Agency Limited, duly incorporated on the 30th day of June, 1934, has been changed to Snowden and Willson Pty. Limited.

Dated this 18th day of December, 1947.

G. J. BOYLSON,  
Registrar of Companies.

IN THE MATTER OF THE COMPANIES ACT,  
1893-1944.

NOTICE is hereby given that, under the provisions of section 67 of the abovenamed Act, the name of Trenns Limited duly incorporated on the 30th day of November, 1932, has been changed to Trenns Pty. Limited.

Dated this 18th day of December, 1947.

G. J. BOYLSON,  
Registrar of Companies.

IN THE MATTER OF THE COMPANIES ACT,  
1893-1944.

NOTICE is hereby given that, under the provisions of section 67 of the abovenamed Act, the name of Barnett Bros. (1934) Limited duly incorporated on the 30th day of October, 1934, has been changed to Barnett Bros. Pty. Limited.

Dated this 18th day of December, 1947.

G. J. BOYLSON,  
Registrar of Companies.

IN THE MATTER OF THE COMPANIES ACT,  
1893-1944.

NOTICE is hereby given that, under the provisions of section 67 of the abovenamed Act, the name of Mulga Downs Limited duly incorporated on the 21st day of August, 1919, has been changed to Mulga Downs Pty. Limited.

Dated this 18th day of December, 1947.

G. J. BOYLSON,  
Registrar of Companies.

THE COMPANIES ACT, 1893.

Apex Limited.

I, LEAH ROSE CROKER, Chairman of an extraordinary general meeting of shareholders of Apex Limited held at Bank of Adelaide Chambers, St. George's Terrace, Perth, at 9.30 o'clock in the forenoon of this day, certify that the following special resolution was

carried thereat:—"That the Company proceeds into voluntary liquidation and that Charles Russell Harris, Chartered Accountant (Aust.), of Bank of Adelaide Chambers, St. George's Terrace, Perth, be appointed Liquidator."

Dated at Perth, W.A., this 18th day of December, 1947.

L. CROKER.

IN THE MATTER OF THE COMPANIES ACT,  
1893-1944.

NOTICE is hereby given that, under the provisions of section 67 of the abovenamed Act, the name of Western Press Limited duly incorporated on the 14th day of March, 1935, has been changed to Western Press Pty. Limited.

Dated this 18th day of December, 1947.

G. J. BOYLSON,  
Registrar of Companies.

THE COMPANIES ACT, 1893-1944.

Thos. Cook and Son Limited.

TAKE notice that Thos. Cook and Son Limited, of 30 Forrest Place, Perth, will voluntarily cease to carry on business in the State of Western Australia at the expiration of three months from the publication hereof.

The business of Cooks Travel Service now carried on at the above address by Thos. Cook and Son (Australasia) Proprietary Limited will continue as heretofore.

Dated this 12th day of December, 1947.

H. F. ROPER.

Signed by Herbert Frank Roper  
as Attorney for the said Company  
in the State of Western  
Australia and for and on its  
behalf in the presence of—

Brian Simpson, Solicitor,  
Perth.

Robinson, Cox, McDonald & Louch, of 20 Howard Street, Perth, Solicitors for the said Company.

THE COMPANIES ACT, 1893-1944.

Thos. Cook and Son (Australasia) Proprietary  
Limited.

NOTICE is hereby given that the Registered Office of Thos. Cook and Son (Australasia) Proprietary Limited is situated at 30 Forrest Place, Perth, and that the days and hours during which such office is accessible to the public are on week days between the hours of 9 a.m. and 5 p.m. except on Saturdays when it is closed at noon and that Alfred Albert Lee is the duly constituted Attorney and Agent of the said Company in Western Australia.

Dated this 12th day of December, 1947.

ROBINSON, COX, McDONALD & LOUCH,

The abovenamed Company's Solicitors,  
20 Howard Street, Perth.

THE COMPANIES ACT, 1893.

Bradford Insulation (W.A.) Limited.

NOTICE is hereby given that the Registered Office of Bradford Insulation (W.A.) Limited is situate at 294 Murray Street, Perth, and that the days and hours during which such office is accessible to the public are on week days (excepting Saturdays) between the hours of 10 a.m. and 4 p.m.

Dated this 11th day of December, 1947.

ROBINSON, COX, McDONALD & LOUCH,

The abovenamed Company's Solicitors,  
20 Howard Street, Perth.

## THE COMPANIES ACT, 1893-1944.

Busselton Brickworks Limited.

NOTICE is hereby given that the Registered Office of the above Company is situated at the office of Neil N. Tinley, of Queen Street, Busselton, Chartered Accountant (Aust.), and is accessible to the public between the hours of 10 a.m. and noon and 2 p.m. and 4 p.m. from Monday to Friday (inclusive) in every week, excepting on public holidays, when the office is closed.

Dated the 22nd day of December, 1947.

WHEATLEY &amp; SONS,

49 St. George's Terrace, Perth,  
Solicitors for the Company.

## THE COMPANIES ACT, 1893.

TAKE notice that the Registered Office of Lissadell Pastoral Proprietary Limited is situated at the offices of Villeneuve Smith, Keall & Hatfield, of 23 Barrack Street, Perth, Solicitors, and is open to the public for the transaction of business between the hours of 10 a.m. and 1 p.m. and 2 p.m. and 4 p.m., daily, Saturdays, Sundays and public holidays excepted.

Dated this 18th day of December, 1947.

VILLENEUVE SMITH, KEALL &  
HATFIELD,23 Barrack Street, Perth,  
Solicitors for the abovenamed Company.

Western Australia.

## THE COMPANIES ACT, 1893.

In the matter of the Companies Act, 1893, and Henry Brown Motors Limited, of 757 Wellington Street, Perth.

Notice of Voluntary Liquidation by Special Resolution.

NOTICE is hereby given that at an extraordinary general meeting of shareholders of Henry Brown Motors Limited held at the registered office of the Company on Wednesday, 24th December, 1947, the following special resolution was carried:—"That the Company be wound up voluntarily and that Mr. George Richard Brown, of 757 Wellington Street, Perth, be and is hereby appointed Voluntary Liquidator."

G. R. BROWN,  
Chairman.

24/12/1947.

Western Australia.

## THE COMPANIES ACT, 1893-1944.

Barrett's Food Company Proprietary Limited.

NOTICE is hereby given that the Registered Office of the abovenamed Company is situate at c/o Messrs. Smith & Goyder, Pastoral House, St. George's Terrace, Perth, and will be open for business between the hours of 9 a.m. and 5 p.m. from Monday to Friday in each week.

Dated 24th day of December, 1947.

PARKER &amp; PARKER,

Solicitors for the abovenamed Company,  
21 Howard Street, Perth.

Western Australia.

## THE COMPANIES ACT, 1893-1944.

McDonald Bros. Pty. Limited.

NOTICE is hereby given that the Registered Office of the abovenamed Company is situate at State Industrial Area, Kalamunda Road, Welshpool, and will be open for business between the hours of 9 a.m. and 5 p.m. from Monday to Friday in each week.

Dated 22nd day of December, 1947.

PARKER &amp; PARKER,

Solicitors for the abovenamed Company,  
21 Howard Street, Perth.

## THE COMPANIES ACT, 1893, AND AMENDMENTS.

Bridgetown Dry Cleaners and Laundry Company  
Proprietary Limited.

NOTICE is hereby given that the Registered Office of the abovenamed Company is situate at Hampton Street, Bridgetown, and will be accessible to the public between the hours of 9 a.m. and noon and 2 p.m. and 5 p.m. on Mondays to Fridays inclusive (holidays excepted).

Dated this 15th day of December, 1947.

C. ASTLEY WILLIAMS,  
Solicitor for the Company,  
Manjimup.

## THE COMPANIES ACT, 1893.

Notice of Voluntary Liquidation.

NOTICE is hereby given that at an extraordinary general meeting of the shareholders of Lane and Oberg Limited, Skin and Hide Merchants, having its Registered Office at John Street, North Fremantle, held at the Registered Office of the Company on Friday, the 19th day of December, 1947, at 12 noon the following resolution was carried:—That the Company be wound up voluntarily as from the 20th day of December, 1947, and that John Richard Hinwood of 97 St. George's Terrace, Perth, Public Accountant, be appointed Liquidator.

Dated the 20th day of December, 1947.

HAROLD SUNNUCKS,  
Chairman.

Western Australia.

## THE COMPANIES ACT, 1893-1944.

Western Steel Enterprises Limited.

NOTICE is hereby given that the Registered Office of the abovenamed Company is situate at 21 Howard Street, Perth, and will be open for business between the hours of 9 a.m. to 1 p.m. and 2 p.m. to 5.30 p.m. from Monday to Friday in each week.

Dated the 18th day of December, 1947.

PARKER & PARKER,  
Solicitors for the abovenamed Company,  
21 Howard Street, Perth.

Western Australia.

## THE COMPANIES ACT, 1893-1944.

Towers Station Pty. Limited.

NOTICE is hereby given that the Registered Office of the abovenamed Company is situate at care Messrs. Smith and Goyder, Pastoral House, St. George's Terrace, Perth, and will be open for business between the hours of 9 a.m. and 5 p.m. from Monday to Friday in each week.

Dated 22nd day of December, 1947.

PARKER & PARKER,  
Solicitors for the abovenamed Company,  
21 Howard Street, Perth.

Western Australia.

## THE COMPANIES ACT, 1893.

E.I.E. (Australia) Proprietary Limited.

NOTICE is hereby given that the Registered Office of the abovenamed Company is situate at A.M.P. Building, 25 William Street, Perth, and that William Henry Halliday of the same address is the duly appointed Attorney of the said Company in Western Australia and that the office will be open for business between the hours of 9 a.m. and 5 p.m. on Monday to Friday inclusive, and from 9 a.m. to noon on Saturdays.

Dated the 22nd day of December, 1947.

PARKER & PARKER,  
Solicitors for the abovenamed Company,  
21 Howard Street, Perth.IN THE SUPREME COURT OF WESTERN  
AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will of Frederick Charles Merryweather, late of Corrigin, in the State of Western Australia, Farmer, deceased.

ALL claims or demands against the estate of the abovenamed deceased must be sent in writing to the Executor, The Perpetual Executors, Trustees and Agency Com-

pany (W.A.) Limited, on or before the 2nd day of February, 1948, after which date the said Executor will proceed to distribute the assets of the said deceased amongst the persons entitled thereto having regard only to the claims and demands of which it shall then have had notice.

Dated 17th December, 1947.

NICHOLSON & NICHOLSON,  
of the Bank of Adelaide Chambers,  
St. George's Terrace, Perth,  
Solicitors for the Executor.

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will of Percy Dunger, late of 57 Ashburton Street, Victoria Park, in the State of Western Australia, Retired French Polisher, deceased.

NOTICE is hereby given that all creditors and other persons having any claims or demands against the estate of the abovenamed deceased are requested to send particulars thereof in writing to the Executrix, care of the undersigned, on or before the 2nd day of February, 1948, after which date the said Executrix will proceed to distribute the assets of the said deceased amongst the persons entitled thereto having regard only to the claims and demands of which she shall then have had notice.

Dated the 22nd day of December, 1947.

BOULTBEE, GODFREY & VIRTUE,  
of 66 St. George's Terrace, Perth,  
Solicitors for the Executrix.

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will of Ritchie Walker, late of 23 Osborne Road, East Fremantle, in the State of Western Australia, General Merchant, deceased.

NOTICE is hereby given that all persons having claims or demands against the estate of the abovenamed deceased must send particulars in writing of the same to the Executor, The Perpetual Executors, Trustees and Agency Company (W.A.) Limited, of 93 St. George's Terrace, Perth, on or before the 2nd day of February, 1948, after which date the said Executor will proceed to distribute the assets of the said deceased among the persons entitled thereto, having regard only to such claims and demands of which it shall then have had notice.

Dated the 19th day of December, 1947.

M. E. & R. SOLOMON,  
17 Market Street, Fremantle,  
Solicitors for the Executor.

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Estate of Neil McLay Morrison, formerly of 42 Palmerston Street, Mosman Park, in the State of Western Australia, but late of Peel Street, Mandurah, in the said State, Retired Civil Servant, deceased intestate.

NOTICE is hereby given that all creditors and other persons having claims or demands against the estate of the abovenamed deceased are hereby required to send full particulars thereof in writing to the Administrator, The Perpetual Executors, Trustees and Agency Company (W.A.) Limited, of St. George's Terrace, Perth, on or before the 2nd day of February, 1948, after which date the said Administrator will proceed to distribute the assets of the said deceased amongst the persons entitled thereto having regard only to those claims and demands of which it shall then have received notice.

Dated this 18th day of December, 1947.

ROBINSON, COX, McDONALD & LOUCH,  
20 Howard Street, Perth,  
Solicitors for the Administrator.

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will of Rose Linton Elston, late of Pithara, in the State of Western Australia, Married Woman, deceased.

NOTICE is hereby given that all persons having claims or demands against the estate of the abovenamed deceased are hereby required to send particulars thereof in writing to the Executor, The West Australian Trustee, Executor and Agency Company Limited, of 135 St. George's Terrace, Perth, on or before the 2nd day of February, 1948, after which date the said Executor will proceed to distribute the assets of the said deceased amongst the persons entitled thereto having regard only to the claims and demands of which it shall then have had notice.

Dated the 19th day of December, 1947.

SPEED & CANTOR,  
of Padbury Buildings, Forrest Place, Perth,  
Solicitors for the Executor.

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will of Arthur Hubert Doughney, late of 2 Caxton Road, Claremont, in the State of Western Australia, formerly Retired Railway Employee, late Pensioner, deceased.

NOTICE is hereby given that all persons having claims or demands against the estate of the abovenamed deceased must send particulars in writing of the same to the Executor, The West Australian Trustee, Executor and Agency Company Limited, of 135 St. George's Terrace, Perth, on or before the 2nd day of February, 1948, after which date the said Executor will proceed to distribute the assets of the said deceased among the persons entitled thereto, having regard only to such claims and demands of which it shall then have had notice.

Dated the 19th day of December, 1947.

M. E. & R. SOLOMON,  
17 Market Street, Fremantle,  
Solicitors for the Executor.

IN THE SUPREME COURT OF WESTERN AUSTRALIA—PROBATE JURISDICTION.

In the matter of the Will of Emma Charlotte Lean, formerly of Nedlands, and of Perth, in the State of Western Australia, late of Bradman House, Rokeby Road, Subiaco, in the State of Western Australia, Widow, deceased.

NOTICE is hereby given that all persons having claims or demands against the estate of the abovenamed deceased must send particulars in writing of the same to the Executor, John Richard Hinwood, care of Messrs. M. E. & R. Solomon, Solicitors, 17 Market Street, Fremantle, on or before the 2nd day of February, 1948, after which date the said Executor will proceed to distribute the assets of the said deceased among the persons entitled thereto, having regard only to such claims and demands of which he shall then have had notice.

Dated the 19th day of December, 1947.

M. E. & R. SOLOMON,  
17 Market Street, Fremantle,  
Solicitors for the Executor.

FREMANTLE PUBLIC HOSPITAL.

APPLICATIONS, closing 16th January, are invited for the position of accountant to the Fremantle Public Hospital.

Classification—£533 to £557, subject to future basic wage adjustments.

Preference will be given to applicants possessing experience in hospital accounts and accountancy qualifications.

Applications to be addressed to the undersigned—

H. T. STITFOLD,  
Under Secretary, Medical Department,  
57 Murray Street, Perth.

P.W. 1268/47; Ex. Co. No. 2662.

## PUBLIC WORKS ACT, 1902-1945.

## AMENDMENT OF NOTICE OF ACQUISITION.

*South Perth Road Board—Extension of Recreation Ground (South Perth Oval).*

NOTICE is hereby given that the Notice of Acquisition (Ex. Co. No. 2294) published in the *Government Gazette* of the 7th November, 1947, whereby certain lands in the Perth Suburban District described in the schedule to such Notice and shown coloured green on P.W.D., W.A., 31139, were compulsorily taken and set apart for the purposes of Extension of Recreation Ground (South Perth Oval), is in pursuance of the powers conferred by section 21 of the Public Works Act, 1902-1945, hereby amended by deleting from such Acquisition the several pieces or parcels of land delineated on such plan and described in the Schedule hereto.

## SCHEDULE.

No. on Plan P.W.D., W.A., No. 31139.	Owner or Reputed Owner.	Description.	Area.
1, 2, 3, and 4	Hubert Taylor Stables ... ..	Portion of Perth Suburban Lot 388, being Lots 13 (less portion resumed for road), 11, 12, and 14 on L.T.O. Diagram 8579 (Certificate of Title Volume 1056, Folio 917)	a. r. p. 0 2 26.5

Certified correct this 22nd day of December, 1947.

VICTOR DONEY,  
Minister for Works.

JAMES MITCHELL,  
Lieutenant-Governor in Executive Council.

Dated this 23rd day of December, 1947.

## THE HEALTH ACT, 1911-1944.

I, ALLAN NEAVE KINGSBURY, Deputy Commissioner of Public Health of Western Australia, acting under the power and authority conferred upon me by section 230 of the Health Act, 1911-1944, do hereby make the following general order for the purpose of more effectually checking the spread of the dangerous infectious disease Acute Anterior Poliomyelitis (Infantile Paralysis):—

1. That the parent or guardian of or any person responsible for the care or custody of any child of the age of 16 years or under who arrives in this State from the State of South Australia or from New Zealand shall immediately notify the Commissioner of Public Health of the arrival of such child, giving the name, the age, and the address or prospective address of such child, together with the date of departure from the State of South Australia or from New Zealand.

2. That the parent or guardian of or any person responsible for the care or custody of any child referred to in paragraph 1 hereof shall, upon any change in the address or prospective address of such child, immediately notify the Commissioner thereof.

3. That such child shall remain in isolation at any address so notified until the expiry of twenty-one (21) days from the date of departure of such child from the State or other country, and the occupants of such house shall submit to inspection by and surveillance of officers of the Public Health Department or of the respective Local Health Authority.

4. That any such child shall be isolated from all other children in the same house.

5. That any sickness whether of a child referred to in paragraph 1 hereof, or of any other person, occurring at the address of such child during the said period of isolation shall be immediately reported to a medical practitioner.

6. That any medical practitioner called to a case of any such sickness shall immediately give notice thereof to the Commissioner of Public Health and the medical officer of the District in which such case occurs.

7. Every Local Authority, pursuant to the power contained in section 25 of the said Act, is hereby authorised and directed to carry out the provisions of the above order.

8. This Order shall have effect within every Health District in the State of Western Australia.

Maximum penalty for non-compliance with these requirements, £50.

ALLAN NEAVE KINGSBURY,  
Deputy Commissioner of Public Health.  
30th December, 1947.

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