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OF

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[1957.

JETTIES ACT, 1926

Chief Secretary's Department,
Perth, 8th April, 1957.

C.S.D. 345/51, Ex. Co. No. 594.

HIS Excellency the Governor in Executive Council has been pleased under the provisions of the Jetties Act, 1926, to make the regulations set out in the Schedule hereunder.

J. J. DEVEREUX,
Under Secretary.

Schedule.

Regulations.

1. The Jetties Act Regulations, 1940, made under the provisions of the Jetties Act, 1926, and published in the *Government Gazette* on the 6th September, 1940, and amended from time to time thereafter are referred to in these regulations as the principal regulations.

2. The Schedule of Wharfage Dues and Handling and Haulage Charges relating to the Carnarvon Jetty contained in Appendix 1 to the principal regulations is amended by inserting after the item "Handling Charges—" a new item as follows:—

Hire of Locos—Diesel £3 10s. per trip.

Petrol £2 10s. per trip.

Approved by His Excellency the Governor in Executive Council, 3rd April, 1957.

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

HEALTH ACT, 1911-1956.

Department of Public Health,
Perth, 2nd April, 1957.

P.H.D. 997/56, Ex. No. 523.

HIS Excellency the Governor in Executive Council, acting under the provisions of section 343 (5) of the Health Act, 1911-1956 and the other powers contained in that Act, has been pleased to make the regulations set out in the Schedule hereunder.

(Sgd.) LINLEY HENZELL,
Commissioner of Public Health.

Schedule.

Toxic and Hazardous Substances Regulations.

- Citation. 1. These regulations may be cited as the Toxic and Hazardous Substances Regulations.
- Interpretation. 2. In these regulations, unless the context otherwise requires—
 "paint" includes any substance used or intended for use by application, as a colouring or protective coating to any surface, and any substance used in the composition of paint;
 "soluble lead" means any compound of lead which is used in the composition of paint and which, after the paint is freed as far as possible in accordance with the treatment prescribed in subregulation (2) of regulation 7 from the water, turpentine, oil, varnish, size or other adhesive or water-proofing substance with which it is mixed, dissolves when the residual substance of the paint is treated in accordance with the provisions of paragraph (c) of subregulation (2) of regulation 7;
- Schedule A. "toxic substance" means any substance specified in Schedule A and includes any substance, article or thing which contains as an ingredient a substance so specified.
- Application. Schedule B. 3. These regulations shall apply and have effect in the districts specified in Schedule B to these regulations.
- Use and sale of lead nipple shield prohibited. 4. A person shall not use, or sell or give to any other person for use by that other person any nipple shield of which lead or any compound of lead is a component.
- Possession, manufacture, etc., of paint containing soluble lead subject to requirements in Reg. 6. 5. On and after the 1st September, 1957, a person shall not have in his possession, manufacture, sell or distribute for sale or otherwise to any other person, any paint which contains soluble lead unless the requirements specified in regulation 6 are complied with.
- Requirements relating to paint containing soluble lead. 6. (1) The paint referred to in regulation 5 shall be kept or packed in suitable containers or packages which shall be labelled as follows:—
 (a) If the paint does not contain more than five per centum of soluble lead, a label bearing the statement "SOLUBLE LEAD NOT MORE THAN 5%." This paint contains not more than five per centum of soluble lead"
 printed thereon shall be securely affixed to the outside of the container or package in which the paint is kept or packed;

(b) If the paint contains more than five per centum of soluble lead, a label bearing the statement

"SOLUBLE LEAD MORE THAN 5%. This paint contains more than five per centum of soluble lead"

printed thereon shall be securely affixed to the outside of the container or package in which the paint is kept or packed.

(2) (a) The statements referred to in paragraph (a) and paragraph (b) of subregulation (1) of this regulation shall appear immediately following the name of the paint and be incorporated in the main face label of the container or package as an integral part of the label

(b) The statements shall be printed in bold face sans serif letters, but the measurements of the letters contained in the passages

"SOLUBLE LEAD NOT MORE THAN 5%" and "SOLUBLE LEAD MORE THAN 5%"

shall be as follows:—

- (i) If the paint is kept in containers of under one pint capacity—8 points;
- (ii) If the paint is kept in containers of a capacity of one pint or more but less than one quart—10 points;
- (iii) If the paint is kept in containers of a capacity of one quart or more, but less than two quarts—12 points;
- (iv) If the paint is kept in containers of a capacity of two quarts or more, but less than one gallon—30 points;
- (v) If the paint is kept in containers of a capacity of one gallon or more than one gallon—48 points.

(3) If any paint does not contain any soluble lead, the words "LEAD FREE" may be printed on the label.

7. (1) For the purpose of ascertaining whether and in what proportions soluble lead is contained in any paint, the paint shall be subjected to the treatment prescribed in subregulation (2) of this regulation.

Method of ascertaining soluble lead content of paint.

(2) (a) If the paint is mixed with water, turpentine, oil, varnish, size, or other adhesive of water-proofing substance, it shall first be freed from that substance by drying or by treatment with ether, petroleum spirit, alcohol, water or other neutral solvent or solvents.

(b) If the residual substance so obtained contains insoluble varnish material, size or other similar material which cannot be removed except by the action of reagents which affect the other constituents of the residual substance, the proportion of that varnish material, size or other material shall be ascertained by suitable means and deducted from the weight of the residual substance referred to in this paragraph so that the percentage of soluble lead found to be present in that substance freed as far as reasonably possible from moisture, varnish material, size or other similar material could be calculated or ascertained.

(c) The residual substance referred to in paragraph (b) of this subregulation having been dried and so treated shall be thoroughly mixed and continuously stirred for one hour at a temperature of 25 degrees centigrade and at a rate just sufficient to keep the whole of the pigment in continuous suspension with 500 grammes of an aqueous solution of hydrogen chloride containing 0.25 per centum of hydrogen chloride.

(d) The solution so obtained shall be allowed to stand for one hour and then filtered.

(e) The total amount of lead in this process dissolved in the 500 grammes of the aqueous solution and calculated as monoxide of lead, shall be taken as the amount of soluble lead compound in the half gramme of the dried residual substance and the percentage of the soluble lead shall be calculated accordingly.

Penalty. 8. A person who commits a breach of any of these regulations commits an offence.
Penalty: Twenty Pounds.

Reg. 2.

Schedule A.

Toxic Substances.

Lead (including any compound of lead).

Reg. 3.

Schedule B.

Health Districts.

Municipal Districts.

Albany, Boulder, Bunbury, Carnarvon, Claremont, Cottesloe, Fremantle, Fremantle East, Fremantle North, Geraldton, Guildford, Kalgoorlie, Midland Junction, Narrogin, Nedlands, Northam, Perth, Subiaco, South Perth, York and Wagin.

Road Board Districts.

Albany, Armadale-Kelmscott, Ashburton, Augusta-Margaret River, Balingup, Bassendean, Bayswater, Belmont Park, Beverley, Black Range, Bridgetown, Brookton, Broome, Broomehill, Bruce Rock, Busseiton, Canning, Capel, Carnamah, Chittering, Cockburn, Collie Coalfields, Coolgardie, Corrigin, Cranbrook, Cuballing, Cue, Cunderdin, Dalwallinu, Dandaragan, Dardanup, Darling Range, Denmark, Dowerin, Drakesbrook, Dumbleyung, Dundas, Esperance, Gascoyne-Minilya, Geraldton-Greenough, Gingin, Gnowangerup, Goomalling, Gosnells, Greenbushes, Halls Creek, Harvey, Irwin, Kalgoorlie, Katanning, Kellerberrin, Kojonup, Kondinin, Koorda, Kulin, Kununoppin-Trayning, Kwinana, Lake Grace, Laverton, Leonora, Mandurah, Manjimup, Marble Bar, Marradong, Meekatharra, Melville, Menzies, Merredin, Mingenew, Moora, Morawa, Mosman Park, Mt. Marshall, Mt. Magnet, Mukinbudin, Mullewa, Mundaring, Murchison, Murray, Nannup, Narembeen, Narrogin, Northam, Northampton, Nullagine, Nungarin, Nyabing-Pingrup, Peppermint Grove, Perenjori, Perth, Phillips River, Pingelly, Plantagenet, Port Hedland, Preston, Quairading, Rockingham, Roebourne, Serpentine-Jarrahdale, Shark Bay, Swan, Tableland, Tambellup, Tammin, Three Springs, Toodyay, Upper Blackwood, Upper Chapman, Upper Gascoyne, Victoria Plains, Wagin, Wandering, Wanneroo, West Arthur, West Kimberley, Westonia, Wickiepin, Williams, Wiluna, Wongan-Ballidu, Woodanilling, Wyalkatchem, Wyndham, Yalgoo, Yilgarn and York.

Approved by His Excellency the Governor in Executive Council,
27th March, 1957.

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

HEALTH ACT, 1911-1956.

Resolution.

P.H.D. 1026/56, Ex Co. No. 525.

WHEREAS it is provided in the Health Act, 1911, as amended that a local authority may, of its own motion by resolution adopt with or without modification, the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of that Act, and whereas Model By-laws described as Series "A" prepared in accordance with those provisions, and duly amended, have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 18th May, 1955, and so as reprinted have been published in the *Government Gazette* on 9th August, 1956: Now therefore the Mosman Park District Road Board being a Local Authority within the meaning of the Act, doth hereby resolve and determine that the said Model By-laws, as so reprinted and published in the *Government Gazette* on the 9th August, 1956, shall be adopted with the following modifications; that is to say:—

Part I—General Sanitary Provisions:

(1) After by-law 4b insert by-laws 4c and 4d as follows:—

4c.—Stoves to be Provided.

The owner of every house shall provide therein not less than one cooking stove of a size adequate for the occupants of the house and shall maintain it in good order and efficient working condition.

4d.—Hoods and Flues.

The owner or occupier, whichever shall be specified by the local authority, of every house and every public place wherein a stove is installed, shall provide a hood and flue to the stove in every case where the stove is not placed in a recess connected with a chimney. Every hood and flue shall comply with the following specifications:—

- (i) Except as hereinafter provided every hood and flue shall be so constructed so as to convey all smoke and fumes from the stove through the ceiling and roof to the open air, without creating a nuisance.
- (ii) The hood shall be made of galvanised iron no lighter than 24 gauge, the bottom edge to be wired, with at least $\frac{1}{4}$ in. diameter mild steel rod. The hood shall be not more than six feet six inches above the floor level and shall be of a size equal to that of the upper surface of the cooking stove, plus an overhang of at least six inches on all sides where possible.
- (iii) The flue shall be made of galvanised iron no lighter than 24 gauge, shall have not less than sixteen square inches of clear airway with no cross sectional dimension less than four inches and shall be carried up from the hood continuously and vertically to a point not less than eighteen inches above the highest part of the roof at the point of emergence. There shall be a cowl on the top of the flue to prevent down draught.
- (iv) Provided that if the Health Inspector is satisfied that there exists sufficient ventilation in the roof cavity he may permit the flue to discharge into the roof cavity, but in all cases where the eaves are boxed in, the flue shall discharge into the open air as prescribed above.

(2) After By-law 17 insert By-law 17A as follows:—

17A. 1. No person shall dispose of any rubbish, refuse or unwanted material of any kind, on any road or reserve under the control of the Mosman Park Road Board, except with the written approval of the Secretary of the Board and after payment of such fee as is required by the Board.

2. The method of disposal of rubbish for which the Board's permission is obtained shall be as follows:—

- (a) It shall only be deposited in such portions of reserve A1630 and reserve 21817 as the Board may direct. The Board shall define such areas by signboards.
- (b) All rubbish shall be deposited on or beyond the edge of that previously deposited and levelled down so that no rubbish remains above the level of the dump.

3. The only rubbish to be deposited on reserve 21817 shall be of the following types:—

- (a) Builders or industrial wastes of a non-combustible and non-decomposing nature.
- (b) Sand, loam, rubble and materials of a like nature.
- (c) Cinders, ashes, slag and materials of a like nature.

And a fee of one shilling for each cubic yard or part thereof shall be paid to the Board before permission for disposal is granted.

4. No rubbish of the types described in the preceding clause shall be deposited on any portion of reserve A1630 unless under the direct supervision of the Secretary or Health Inspector of the Board.

5. Any person disposing of any material on any road or reserve without the Board's permission or contrary to this by-law shall be guilty of an offence and shall be liable to a penalty not exceeding £20 and to a daily penalty not exceeding forty shillings.

(3) After paragraph (d) of By-law 29, add paragraph (e) as follows:—

29E. The floors of all poultry houses shall be made of cement trowelled to a smooth finish, and laid with a fall of 1 in 50 to the front.

(4) After By-law 31A, insert By-law 31B, as follows:—

31B.—Provision of Water Supplies.

(a) The owner of every house shall cause such house to be provided with water piping with all necessary bends, tees, taps, and fittings of sufficient size to deliver to the kitchen, bathroom, laundry and lavatory of such house, an adequate and continuous supply and pressure of potable water.

(b) He shall cause all such pipes to be connected to the water reticulating mains of the Metropolitan Water Supply, Sewerage and Drainage Department.

(c) He shall maintain all such pipes, bends, tees, taps and fittings in good and efficient repair and action.

And doth hereby prescribe the following scale of fees as applied to schedule D of Part IX of the adopted by-laws.

Trade.	Per Annum.
Fish Shop	Ten shillings

Passed at a meeting of the Mosman Park Road Board, this 17th day of January, 1957.

E. G. SMITH,
Chairman.

J. A. SMALLMAN,
Secretary.

Approved by His Excellency the Governor in Executive Council 27th March, 1957.

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

HEALTH ACT, 1911-1955.

Resolution.

P.H.D. 53/40, Ex. Co. No. 526.

WHEREAS it is provided in the Health Act, 1911, as amended, that a local authority may, of its own motion by resolution adopt with or without modification, the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of that Act; and whereas Model By-laws described as Series "A" prepared in accordance with those provisions, and duly amended, have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 18th May, 1955, and as so reprinted have been published in the *Government Gazette* on 9th August, 1956: Now, therefore, the Irwin District Road Board, being a local authority within the meaning of the Act, doth hereby resolve and determine that the said Model By-laws, as so reprinted and published in the *Government Gazette* on the 9th August, 1956, shall be adopted without modification, and doth hereby prescribe the following scale of fees as applied to Schedule "D" of part IX of the adopted by-laws.

Offensive Trade.	Fee per annum.
	£ s. d.
All Offensive Trades	1 0 0

Passed at a meeting of the Irwin District Road Board this 13th day of February, 1957.

A. J. GILLAM,
Chairman.

J. PICKERING,
Secretary.

Approved by His Excellency the Governor in Executive Council, 27th March, 1957.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919-56.

Wanneroo Road Board.

Building By-laws.

L.G. 2016/52.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919-56, the Wanneroo Road Board doth hereby amend its Building By-laws published in the *Government Gazette* on the 11th February, 1949, as follows:—

By deleting clauses 29 and 75 of the by-law and substituting the following:—

Area of Main Rooms.

29. Every main room in a dwelling house or apartment shall have a floor area of at least 100 square feet.

Minimum Area of Rooms.

75. No main room in any building shall have a less floor area than 100 square feet. The minimum floor area for bathrooms, laundries and sleepouts shall be 42 square feet, 56 square feet, and 80 square feet respectively.

The resolution adopting the foregoing amendment was passed by the Board on the 13th February, 1957.

D. B. COOPER,
Chairman,

S. W. REES,
Secretary.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency The Governor in Executive Council this 3rd day of April, 1957.

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

ROAD DISTRICTS ACT, 1919-1954; TOWN PLANNING AND
DEVELOPMENT ACT, 1923-1953.

Canning Road Board—By-laws amending By-laws, Classifying Central,
South, North and West Wards.

L.G. 66/57.

THE Canning Road Board under and by virtue of the powers conferred on it in that behalf by the Road Districts Act, 1919-1954, the Second Schedule thereof, the Town Planning and Development Act, 1923-1953, and all other powers enabling it, doth hereby make and publish the following by-laws:—

The by-laws of the Canning Road Board classifying Central, South, North and West Wards passed at the ordinary meeting of the Canning Road Board on the 14th day of January, 1957, and published in the *Government Gazette* of the 13th day of February, 1957, are hereby amended in the following manner:—

1. By-law 22 is amended by the insertion after the words "use more than one half of the floor area of the premises as a workroom," of the following words:—

"Nor shall neither of the following operations be carried on:—

- a. Panel Beating.
- b. Spray Painting."

2. The fifth Schedule to the said by-laws is amended by the addition thereto of the following:—

"Albany Highway—Portion of Canning Location 2 and being Lot 579 on Plan 5743."

3. The Sixth Schedule to the said by-laws is amended by the addition thereto of the following:—

"Albany Highway—Portion of Canning Location 2 and being Lots 4 and 5 on Plan 132 having a depth of 160 links to Albany Highway."

Passed by the Canning Road Board at the ordinary meeting of the Board held on the 11th day of March, 1957.

N. I. DAWKINS,
Secretary.

A. B. STANNARD,
Vice Chairman.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of April, 1957.

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

BULK HANDLING ACT, 1935-1953.

Department of Agriculture,
Perth, 3rd April, 1957.

Ex. Co. No. 574.

HIS Excellency the Governor in Executive Council, acting under the provisions of section 26 and section 41 of the Bulk Handling Act, 1935-1953, has been pleased to amend, in the manner set out in the Schedule hereunder, the regulations made under and for the purposes of the Act, and published in the *Government Gazette* on the 29th day of July, 1949, and amended from time to time thereafter.

G. K. BARON HAY,
Director of Agriculture.

Schedule.

The abovementioned regulations *G.G.* 29/7/49; *G.G.* 11/12/53; *G.G.* 26/1/55 and *G.G.* 11/4/56 are amended—

- (1) by deleting the figures "1954-1955" in line six of the Schedule and inserting in lieu thereof the figures "1955-1956";
- (2) by deleting the figures and symbols "4s. 4.158d." in line eight of the Schedule and inserting in lieu thereof the figures and symbols "2s. 4.026d." and
- (3) by deleting the figures and symbols "4s. 4.158d." in line twelve of the Schedule and inserting in lieu thereof the figures and symbols "2s. 4.026d."

Approved by His Excellency the Governor in Executive Council, 3rd April, 1957.

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

MARKETING OF BARLEY ACT, 1946-1955.

Department of Agriculture,
Perth, 27th March, 1957.

Ex. Co. No. 431.

HIS Excellency the Governor in Executive Council has been pleased to make pursuant to the provisions of the Marketing of Barley Act, 1946-1955 the regulations set out in the Schedule hereunder.

G. K. BARON HAY,
Director of Agriculture.

Schedule.
Regulations.

1. The Marketing of Barley Regulations published in the *Government Gazette* on the 10th January, 1947, and amended by notices published in the *Government Gazette* on the 14th February, 1947; 20th February, 1953; 19th March, 1954; 19th October, 1955, and the 2nd March, 1956, are referred to in these regulations as the principal regulations.
2. Regulation 4 of the principal regulations is amended by deleting paragraphs (h), (i), (j), (k), (l) and (m).
3. The principal regulations are amended by substituting for regulation 6 the following regulation:—
 6. (1) For the purposes of elections to be held for the election of elective members of the Board, the Board shall within twenty-one days before the date fixed for an election furnish the Returning Officer with a list, certified by the Chairman of the Board, of the names and addresses of producers who have delivered barley to the Board during the season immediately prior to an election.

(2) The list furnished in accordance with sub-regulation (1) of this regulation, together with any names added pursuant to regulation 6A of these regulations shall be the roll of producers for the purpose of an election and shall be available for inspection at the office of the Returning Officer during the hours his office is open.

4. The principal regulations are amended by adding after regulation 6 a new regulation 6A as follows:—

6A. (1) A producer whose name is not in the list of producers furnished by the Board may have his name enrolled on the roll of producers prepared for an election if he lodges with the Returning Officer not less than seven days before the date fixed for an election, an application in Form No. 1 in the Appendix 1 to these regulations.

(2) The roll of producers prepared for an election shall be conclusive evidence of the right of each person enrolled thereon to vote at that election.

5. Subregulation (2) of regulation 7 of the principal regulations is revoked.

6. Appendix 1 of the principal regulations is amended by substituting for Form No. 1 a new Form No. 1 as follows:—

MARKETING OF BARLEY ACT, 1946.

Form No. 1.

(Regulation 6A).

The Returning Officer,

The Western Australian Barley Marketing Board,
62 Barrack Street, Perth.

I, of
in the State of Western Australia declare that I am a producer *
within the meaning of the Marketing of Barley Act, 1946 and make
application for my name to be enrolled in the roll of producers pre-
pared in accordance with regulation 6 of the Marketing of Barley
regulations.

I make this statement with the full knowledge of the fact that if
it is wilfully false in any particular I am liable to a penalty under the
regulations not exceeding the sum of twenty pounds (£20).

Dated the day of 19.....

* "Producer" means a person by whom or on whose behalf barley is
actually grown or produced for sale; and where barley is grown
or produced pursuant to any share-farming or partnership agree-
ment (whether express or implied) includes any party or parties
to such agreement.

Approved by His Excellency the Governor in Executive Council, 27th
March, 1957.

R. H. DOIG,
Clerk of the Council.



