



# Government Gazette

## OF WESTERN AUSTRALIA

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No. 39 ]

PERTH : WEDNESDAY, 1st MAY

[ 1957.

### CONSTITUTION ACTS AMENDMENT ACT, 1899-1955.

Premier's Department,  
Perth, 17th April, 1957.

HIS Excellency the Governor in Executive Council, under the provisions of section 41A of the Constitution Acts Amendment Act, 1899-1955, has been pleased to make the regulations set out in the Schedule hereunder.

R. H. DOIG,  
Under Secretary.

#### Schedule.

#### Regulations.

1. THE regulations made pursuant to section 41A of the Constitution Acts Amendment Act, 1899-1955, published in the *Government Gazette* on the 3rd January, 1947, and amended by notices published in the *Government Gazette* on the 25th November, 1949, the 10th April, 1952, and the 19th July, 1956, are referred to in these regulations as the principal regulations.

2. Regulation 1 of the principal regulations is amended by inserting after the word "within" in line three of the definition "To reimburse" the words "or outside."

3. The principal regulations are amended by substituting for regulation 2 the following regulation:—

2. Subject as hereinafter provided a member shall be reimbursed in accordance with the following rates:—

	Per Day.
	£ s. d.
A.—While travelling within the State—	
The Chairman of a Committee or the Chairman of a Royal Commission (if such Royal Commission comprises of more than one member) or a Royal Commissioner (if the Royal Commission comprises a single Commissioner) ....	3 0 0
Any other member of a Committee or Royal Commission ....	2 7 6
B.—While travelling outside the State—	
The Chairman or other member of a Committee or of a Royal Commission ....	4 4 0

## MUNICIPAL CORPORATIONS ACT, 1906-1956.

## Municipality of Geraldton.

L.G. 2863/52.

A by-law of the Municipality of Geraldton made under section 180 of the Municipal Corporations Act, 1906-1956, and numbered 36 for regulating the Control and Management of the Geraldton Town Hall and Equipment and Property.

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

By-laws for the Control and Management of the Geraldton Town Hall and Equipment and Property.

1. Application for the hire of the Geraldton Town Hall or any equipment thereof or any property pertaining thereto, or any portion of the said Town Hall, equipment or property shall be made to the Geraldton Municipal Council not less than 24 hours before the hour at which hiring is desired.

2. Hiring of the hall building and property including furniture and equipment shall be at rates set out in the Schedule hereunder.

3. The hours for which hiring may be effected at morning rates shall be from 9 a.m. to 1 p.m. Afternoon rates shall be from 1 p.m. to 6 p.m. Evening rates shall be from 6 p.m. to 8 a.m. with an additional charge after 8 a.m.

4. The Council may at any time demand that the hirer shall prior to term of engagement, deposit with the Council an amount estimated to cover the hall hire and any damage which may occur during the term of engagement.

5. A deposit of 50 per cent. of the amount of hire shall be lodged with the Council at the time of application for hire of the hall and this deposit shall be forfeited to the Council if the booking is cancelled, but this clause shall not apply to any person or organisation having a regular contract of hiring.

6. The Council reserves the right to refuse to let the hall or any portion thereof to an applicant for hiring without assigning any reason for such refusal.

7. The hirer of the hall or any portion thereof shall comply with the provisions of the Health Act, Entertainment Tax Act, or any other Act in force for the time being, applicable to such hiring. If in the opinion of the Council all necessary actions have not been taken to comply with the requirements of the above and all other relevant Acts, the Council may, prior to, or during the term of engagement forbid and prevent the use of the hall or portion thereof.

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

9. No spirituous liquors, wines, ales, or spirits shall be brought into or consumed upon any portion of the hall except when permitted in writing by the Council.

10. No smoking of tobacco, cigarettes or cigars or other matter shall be permitted within the hall except by permission from the hirer or the Council.

11. The driving of nails, tacks or screws, etc., into any of the woodwork or walls of the hall is strictly forbidden.

No internal or external decorations are permitted to be erected without the approval of the Council.

12. No hirer or person shall be permitted to move any plant or furniture or effects from place to place within the hall building without the permission of the Council and under the supervision of the hall caretaker or other person appointed by the Council.

13. No person whilst intoxicated shall be permitted to enter or remain upon any portion of the hall property nor be guilty of misbehaviour whatsoever, nor be permitted to use profane or improper language, nor damage, mark or deface any wall or any other part of the hall or property. Any person who does, permits, or suffers any such damage shall be liable to pay cost of such damages in addition to any penalty imposed under these by-laws.

14. No act deemed likely to produce a disturbance, riot, or breach of peace shall be permitted within the hall building or property.

15. The hirer of any part or parts of the hall building shall maintain and keep good order and decent behaviour within the property and shall be solely and entirely responsible for the carrying out and compliance with the requirements of these by-laws and for any damage done to the buildings, fixtures, fittings, furniture, etc., and shall pay such damages as may be assessed by the Council.

16. Any officer representing the Geraldton Municipal Council or other person duly authorised by the Council shall at any time be permitted free ingress to the hall building and every part thereof and shall be given every facility for the enforcing of these by-laws.

17. Every person who does, permits, or suffers an act or matter or thing contrary to any of these by-laws or commits or permits any breach or neglects compliance therewith, shall be deemed guilty of an offence against these by-laws and shall be liable to a penalty not exceeding £20 for every such offence.

18. No hirer or person shall use or permit to be used, confetti or similar material unless the permission of the Council shall be first obtained and a fee of £1 in addition to the charge prescribed in the by-laws for the hiring of the hall shall have been paid.

19. No person shall take photographs or show films within the hall or property unless the permission of the hirer shall have been first obtained.

20. The hirer of the hall shall be liable for any fees, charges, etc., under the Performers Rights Act in respect of entertainment given in the hall.

#### Schedule of Charges.

##### A.—For Local Clubs, Societies, Groups and Similar Non-Commercial Bodies.

	Per Morning to 1 p.m.			Per Afternoon to 6 p.m.			Per Evening Excluding Saturday.		
	£	s.	d.	£	s.	d.	£	s.	d.
Annexe room, or stage area, or behind stage area ....	0	2	6	0	5	0	0	7	6
Total building with chairs in place	0	10	0	1	0	0	3	10	0
Total building without chairs but including charge for removal and replacement of chairs or major re-arrangement thereof ....	2	0	0	2	10	0	5	0	0

##### B.—For Local Commercial Concerns and Political Meetings, or Other Than as Above.

	Per Morning.			Per Afternoon.			Per Evening.		
	£	s.	d.	£	s.	d.	£	s.	d.
Annexe room, or stage area, or behind stage area ....	0	5	0	0	7	6	0	10	0
Total building with chairs in place	0	15	0	1	10	0	5	15	6
Total building without chairs but including charge for removal and replacement of chairs or major re-arrangement thereof ....	2	5	0	3	0	0	7	5	6

##### C.—For use for Placing of Decorations, Rehearsals, etc., for "A" as Above.

	Per Morning.			Per Afternoon.			Per Evening.		
	£	s.	d.	£	s.	d.	£	s.	d.
Annexe room, or stage area, or behind stage area ....	Nil			Nil			Nil		
Total building	Nil			0	2	6	0	5	0

##### D.—For use for Placing of Decorations, Rehearsals, etc., for "B" as Above.

	Per Morning.			Per Afternoon.			Per Evening.		
	£	s.	d.	£	s.	d.	£	s.	d.
Annexe room, or stage area, or behind stage area ....	Nil			Nil			0	2	6
Total building	0	2	6	0	5	0	0	7	6

"C" and "D" subject to payment of full fee "A" or "B" if carried out to exclusion of a normal booking or municipal use or alternatively "C" and "D" subject to cancellation without notice.

Extras—

Light Power.—Units used at the maximum rate charged for electricity as at date of hiring.

Upright Piano.—For approved use only—Nil.

Grand Piano and Stool.—For approved use only—per morning, afternoon or evening £2 2s.

Public Address System.—For approved use only—£2 10s. per morning, afternoon, or evening.

All fixtures, fittings, installations, furnishings, equipment, decorations, etc., introduced into the hall by hirers or their agents to be removed before 1 p.m., 6 p.m., or 9 a.m., following day respectively or a further hiring charge will be levied unless otherwise approved.

Passed this 13th day of March, 1957.

JAMES McALEER,  
Mayor.

L. V. CAUDWELL,  
Town Clerk.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 17th day of April, 1957.

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

MUNICIPAL CORPORATIONS ACT, 1906-1956.

Municipality of Albany.

By-law No. 35—Long Service Leave—Amendment.

L.G. 19/56.

IN pursuance of the powers contained in the Municipal Corporations Act, 1906-1954, the Mayor and Councillors of the Municipality of Albany hereby order that by-law No. 35 (Long Service Leave) which was published in the *Government Gazette* on 6th February, 1953, be amended by deleting clause 6 and substituting therefor the following clause:—

6. Employees shall not be entitled to long service leave until completion of their first 10 years of service. In the event of the resignation, retirement, or death of an employee after having completed his first 10 years of service, the Council shall pay to such employee (or in the case of death, to his personal representatives, or or if there be none, to his dependants) a sum of money equal to his wages or salary for the period of long service leave which the Council was empowered under this by-law to grant to such employee at the date of his resignation, retirement, or death, or if the Council, after consideration of all the circumstances, direct that the death of an employee be presumed, the Council may authorise the payment to the dependants of the employee a sum equivalent to the amount of wages or salary which would under this by-law have been granted the employee immediately prior to the date of his death, such date to be determined by the Council.

Passed by the Albany Municipal Council on the 25th day of February, 1957.

[L.S.]

J. A. BARNESBY,  
Mayor.

D. J. SULLIVAN,  
Town Clerk.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 17th day of April, 1957.

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

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TRAFFIC ACT, 1919-1956.

Manjimup Road Board.

Parking By-laws and Stands for Vehicles.

L.G. 947/52.

THE Manjimup Road Board pursuant to an Order-in-Council under section 49 of the Traffic Act, 1919-1956, published at page 2929 of the *Government Gazette* dated the 14th day of December, 1956, and in exercise of the powers thereby conferred, doth hereby make the following by-laws, prescribing rules to be observed in respect of any vehicle being driven or used on roads within the townsite of Manjimup in the Manjimup Road District.

1. The by-laws of the Manjimup Road Board relating to parking of vehicles and appearing at page 1612 of the *Government Gazette* of the 29th day of June, 1955, and at pages 637 and 638 of the *Government Gazette* of the 2nd day of March, 1956 are hereby revoked.

Stands for Vehicles.

2. A stand is appointed for taxi cars on the South-Eastern side of Giblett Street, Manjimup, commencing at a point 26 feet North-East of the junction of Brockman and Giblett Streets, Manjimup, and extending 100 feet in a North-Easterly direction from that point.

3. A person shall not park on the stand appointed for taxi cars as prescribed in paragraph 2 of these by-laws any vehicle other than a taxi car.

Giblett Street, Manjimup—Angle Parking.

4. No person shall park a vehicle on the South-Eastern side of Giblett Street between the intersection of Ipsen and Giblett Streets and the intersection of Brockman and Giblett Streets or between a point 126 feet North-East of the junction of Brockman and Giblett Streets, Manjimup, and the intersection of Mount and Giblett Streets, Manjimup, except at an angle of 45 degrees.

5. No person in charge of any vehicle which exceeds the length of 26 feet, measured from the extreme limits of the vehicle and/or any load carried thereon, shall permit any such vehicle to be parked on the South-Eastern side of Giblett Street.

6. No person in charge of any vehicle which has attached thereto any trailer or caravan, or in charge of any articulated motor vehicle, shall permit any such vehicle to be parked anywhere in Giblett Street.

Brockman Street, Manjimup.

7. No person in charge of any vehicle which has attached thereto any trailer or caravan, or in charge of any articulated motor vehicle, shall permit any such vehicle to be parked anywhere in Brockman Street between its junction with Giblett and Bath Streets, Manjimup.

## Penalties.

8. Any person committing a breach of these by-laws shall, on conviction, be liable to a penalty not exceeding £20 (twenty pounds).

Passed at a meeting of the Manjimup Road Board, held on the 14th day of March, 1957.

F. E. WISEMAN,  
Chairman.

M. DUNN,  
Secretary.

Recommended—

(Sgd.) H. E. GRAHAM,  
Minister for Traffic.

Approved by His Excellency the Governor in Executive Council this 17th day of April, 1957.

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

## DOG ACT, 1903-1948.

Tableland Road Board.

By-Laws Amendments.

L.G. 1923/52.

THE By-laws in respect of the Dog Act, 1903-1948, promulgated in the *Government Gazette*, 19th June, 1953, are hereby amended as follows:—

By-law 10 is revoked and the following is substituted in lieu thereof:—

A person having the control of a dog shall not permit that dog to be on the premises of the Hotel Fortescue, the Retail Store, the Cafe, the Picture Gardens, the Butchery, or the Bakery, in the Wittenoom Township or in any swimming pool situated within seven miles of the Wittenoom Townsite.

Made and passed this 16th day of March, 1957.

P. C. THOMAS,  
Chairman.

S. TAYLOR,  
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 17th day of April, 1957.

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

## ROAD DISTRICTS ACT, 1919-1956.

Gosnells Road Board.

## By-Laws Relating to Quarrying and Excavations.

L.G. 497/52.

WHEREAS by the Road Districts Act, 1919-1956, the Road Board of any district is empowered to make by-laws for all or any purposes in the said Act mentioned.

And whereas the said Gosnells Road Board on the 11th day of August, 1941 made and published certain by-laws relating to quarrying and excavations.

And whereas it is desirable to repeal the said by-laws and substitute new by-laws in lieu thereof: Now, therefore, the said Gosnells Road Board in pursuance of the powers aforesaid of the said Board under and by virtue of the said Act and of any other authority enabling it in that behalf doth hereby repeal the said by-laws relating to quarrying and excavations published in the *Government Gazette* on the 12th day of September, 1941 and doth hereby make and publish the following by-laws:—

1. No person without first obtaining the license of the said Board shall on any land other than Crown Land within the Gosnells Road District.

(a) Quarry for stone, gravel or other material; or

(b) carry on for the purpose of recovering any stone, gravel, sand, loam or other material, any operation whereby an excavation is made, created or enlarged.

2. All applications for a license must be accompanied by a plan of the area proposed to be excavated, such plan to show details of the levels, area of the proposed excavation, depth of the area to be excavated, and its distance from adjoining buildings and roads. Any other information required by the Board in connection with the site shall be supplied on request by the applicant.

3. The duration of any license which may be granted by the Board shall be one year.

4. No person for the purpose of recovering any stone, gravel, sand, loam or other material shall quarry or excavate on any land within 44 yards or such greater distance as the Board in any particular case may specify, measured at right angles from the boundary of any road, or of land owned by the Gosnells Road Board.

5. Any excavation made for the quarrying of stone, gravel, sand, loam or other material shall be drained and kept drained and the responsibility for the discharge and disposal of the water drained shall be upon the licensee.

6. The excavation shall be securely fenced and the gateways locked when not actually in use by the licensee so as to permit only authorised persons to enter the enclosed excavation.

7. The fee payable to the Board for any such license shall be £10 per annum provided that if the license is cancelled by the Board during its currency, a proportionate part shall be refunded.

8. The Board may, before granting any license, require an applicant for a license to enter into an agreement for the payment to the Board of a sum being the estimated extraordinary expense likely to be incurred by the Board in repairing damage to roads under the control of the Board in the neighbourhood of the proposed quarry or excavation, caused by heavy or extraordinary traffic conducted by the licensee or any person by or on the order of the licensee in the exercise of the license if it is granted. The due observance of such agreement shall be a condition of the license.

9. Before any license is issued for any quarrying or excavation, the applicant must deposit with the Board an amount not exceeding one hundred pounds (£100) such amount to be fixed by resolution of the Board and to be retained in trust by the Board until the requirements of the next succeeding paragraphs are complied with, and should any licensee fail to carry out such requirements it shall be competent for the Board to have the necessary work carried out and deduct the cost thereof from the deposit held.

10. When the removal of materials from any excavation is completed the floor of the excavated area shall be graded and levelled to an even surface and the sides be sloped down to a suitable batter to the satisfaction of the Board.

The removal of materials from an excavation shall be deemed to be completed:—

- (a) When the license has expired; or
- (b) When the area has been excavated to the extent of and in accordance with the area and depth shown on the plan accompanying the application for the license.

11. Persons holding licenses issued by the Board shall operate under the conditions set out in these by-laws and any non-compliance therewith shall render any such license null and void.

12. If any person, either by act or omission shall contravene these by-laws, or being the owner or occupier of property within the said Road District, shall knowingly permit any act or omission on any property owned or occupied by him in contravention of these by-laws, he shall be guilty of an offence under these by-laws and on conviction for such offence shall be liable to a penalty not exceeding twenty pounds (£20).

Made and passed by resolution of the Gosnells Road Board at a meeting held on the 11th day of March, 1957.

A. A. MILLS,  
Chairman.

H. W. WALKER,  
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 17th day of April, 1957.

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

#### ROAD DISTRICTS ACT, 1919.

Shark Bay Road Board.

Foreshore By-Laws.

L.G. 953/52.

PURSUANT to the powers conferred upon it by the Road Districts Act, 1919, and other powers enabling it, the Shark Bay Road Board doth hereby make and publish the following by-laws to have effect within the townsite of Denham, Shark Bay.

1. These by-laws shall apply to that portion of the foreshore of the Indian Ocean adjoining Knight Terrace in the townsite of Denham and lying between high water mark and low water mark.

The expression "foreshore" in these by-laws shall refer to that portion of the foreshore as mentioned.

2. A person shall not erect any building or any other structure of any nature on the foreshore except with the written permission of the Board and in accordance with any conditions or restrictions imposed by the Board when granting permission.

3. The Board, in granting permission for the erection of a building or other structure, may impose such conditions and restrictions as it deems desirable.

4. A person shall not moor a boat or other vessel to any portion of the foreshore except in a position approved by the Board in writing.

5. A person shall not erect or place a mooring post or other means of mooring on the foreshore unless it shall be of a type, and in a position, approved by the Board.

6. A person shall not place or break or permit to be placed or broken on the foreshore any glass, metal, bottle or utensil.



7. A person shall not deposit or leave or cause to be deposited or left on the foreshore any rubbish, refuse, papers, broken glass, china, litter, fish, fish offal, box, wood, timber, ropes, chains, or other fishing gear.

8. A person who has placed, broken, deposited or left on the foreshore or who has caused to be placed, broken, deposited or left on the foreshore any matter or thing, the placing, breaking, depositing or leaving of which is forbidden by the foregoing by-laws shall forthwith remove from the foreshore that matter or thing upon being ordered by the Board so to do. If such person fails or neglects to remove the matter or thing within a time specified by the Board, the Board may remove the matter or thing at his expense and may recover from him the cost of so doing.

9. A person shall not, without the written permission of the Board, allow any horse or other cattle, sheep, donkey, mule, camel, goat or pig to enter upon or remain upon the foreshore.

10. The fee prescribed for any licence under this by-law shall be five shillings per annum.

11. A person offending against any of the provisions of these by-laws shall be liable upon conviction to a penalty of not more than £20.

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Made and passed by the Commissioner of the Shark Bay Road Board this 21st day of March, 1957.

Shark Bay Road Board.  
(Sgd.) GEO. S. LINDSAY,  
Commissioner.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 17th day of April, 1957.

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

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#### ROAD DISTRICTS ACT, 1919-1956.

Melville Road District.

By-Law To Regulate Hawkers and Stalls.

L.G. 830/52.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919-1956, the Melville Road Board hereby repeals the by-law relating to hawkers published in the *Government Gazette* on the 30th day of October, 1931, and makes the following by-law to regulate hawkers and stalls.

1. In this by-law:—

“Board” means the Melville Road Board.

“District” means the Melville Road District.

“Hawker” has the meaning defined in section 201 (41) of the Road Districts Act, 1919-1956.

“Secretary” means the secretary or acting-secretary of the Board.

“Stall” means a movable or temporarily fixed stall for the sale of any meat, fish, poultry, game, fruit, vegetables, drink, eatables or articles of merchandise.

“Stall-keeper” means a person who conducts a stall.

2. No person shall act as a hawker within the District unless he holds a current license from the Board so to do.

3. Subject to clause 9 of this by-law no person shall conduct a stall in any street or way within the District.

4. No person shall conduct a stall near any street or way within the District unless he holds a current license from the Board so to do, and subject to clause 9 of this by-law no such license shall be granted for a stall on land which is zoned for residential purposes.

5. (1) A person who wishes to obtain a hawkers' license shall apply therefor in writing to the secretary stating the kind of merchandise in which he wishes to deal, the type of vehicle or other means of conveyance to be used for the transport of his merchandise and the period for which he desires the license.

(2) A person who wishes to obtain a stall-keeper's license shall apply therefor in writing to the secretary stating the kind of merchandise in which he wishes to deal, the type of stall which he wishes to use with particulars of the dimensions and construction thereof, the place or places where he wishes to conduct the stall and the period for which he desires the license.

6. (1) Licenses shall be in such one of the forms set out in Schedule A hereto as shall be applicable and subject to clause 9 of this by-law the fees set out in Schedule C hereto shall be paid by the licensee to the Board on the issuing thereof.

(2) No license shall be transferable.

(3) A license shall be valid only as to the merchandise described therein and in the case of the stall-keeper's license only as to the place or places described therein.

7. (1) The Board may refuse to issue a license or may cancel a license if in the opinion of the Board the applicant for a license or the holder of a license as the case may be is not a suitable person to hold a license.

(2) Upon the cancellation of a license the holder thereof shall return it to the secretary.

8. (1) The Board shall issue to every holder of a hawker's license a badge in the form set out in Schedule B hereto.

(2) Every hawker while plying his trade shall display his badge.

(3) No person shall display a hawker's badge issued under this by-law unless he is the holder of a current hawker's license issued under this by-law.

9. Notwithstanding the provisions of clause 3, clause 4 and clause 6 (1) of this by-law the Board may grant without fee licenses to conduct stalls in any street or way or on any land for any period specified in such a license if such stalls are conducted solely for the purpose of raising money for religious or charitable purposes.

10. No hawker shall ply his trade in Canning Highway within the District.

11. No hawker shall ply his trade

(a) between the hour of sunset on any day and the hour of sunrise on the next following day.

(b) on any Sunday.

12. No hawker or stall-keeper shall shout his wares or make or cause to be made any outcry, noise or disturbance likely to annoy persons in the vicinity.

13. No hawker shall remain stationary in any street or public place for a longer period than shall be necessary for the purpose of serving a customer who is then offering to buy.

14. No hawker shall loiter and no stall-keeper shall place his stall within two hundred yards of any shop which has for sale any merchandise similar to that being offered for sale by the hawker or stall-keeper.

15. Every hawker and stall-keeper shall whilst plying his trade carry with him his license and shall produce the same on demand to any officer of the Board.

16. Every hawker and stall-keeper shall whilst plying his trade have his name and the words "Licensed Hawker" or "Licensed Stall-keeper" as the case may be, legibly and conspicuously painted on some part of his vehicle, barrow, bag, tray or stall.

17. Any person committing a breach of this by-law shall be liable to a penalty not exceeding twenty pounds.

Schedule "A."  
Melville Road District.  
HAWKER'S LICENSE.

No..... of ..... is hereby licensed to hawk..... by the means described in his application dated the..... within the Melville Road District during the month of..... 19....., the year ending on the..... day of..... subject to the by-laws relating to hawkers from time to time in force in the said District.

Dated this..... day of..... 19.....  
Secretary, Melville Road Board.

Melville Road Board.  
STALL-KEEPER'S LICENSE.

No..... of ..... is hereby licensed to conduct a stall of the nature described in his application dated the..... 19..... at..... within the Melville Road District during the month of..... 19....., the year ending on the..... day of..... 19..... subject to the by-laws relating to stalls from time to time in force in the said District.

Dated this..... day of..... 19.....  
Secretary, Melville Road Board.

Schedule "B."  
Melville Road Board.  
HAWKER'S BADGE.

Issued to.....  
Year of Issue..... 19.....

Secretary.  
Date / /19.....

Schedule "C."  
FEES FOR HAWKER'S LICENSES.

- (a) With a vehicle drawn by an animal or mechanically propelled—ten shillings per month or five pounds per year.
- (b) With a vehicle not drawn by an animal or mechanically propelled—eight shillings per month or four pounds per year.
- (c) In any other case—five shillings per month or two pounds per year.

FEES FOR STALL LICENSES.

Ten shillings per month or five pounds per year.

Made and passed by the Melville Road Board on the 26th day of February, 1957.

W. R. BROWN,  
Chairman.  
J. E. ELLIS,  
Secretary of the Board.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 17th day of April, 1957.

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

## ROAD DISTRICTS ACT, 1919.

Darling Range Road Board.

Building Line By-law No. 1.

L.G. 118/57.

WHEREAS by virtue of Section 201 (59) of the Road Districts Act, 1919 and by virtue of the Town Planning and Development Act, 1928, a Road Board may make By-laws fixing building lines: Now therefore the Darling Range Road Board hereby makes a By-law to be numbered 1 as follows:—

1. A building line is fixed on the North-Eastern side of Welshpool Road starting from a point 34 ft. 6 in. North-East from South-West corner of Lesmurdie Lot 131, then running South-East in a straight line for a distance of 250 ft. to a point 15 ft. offset from the existing boundary line, thence continuing parallel to boundary line in a South-Easterly direction to join existing South-East boundary line of Lesmurdie Lot 131, as shown on Tracing No. 6—Plan M.R.D. W.A. 2549.

2. After coming into operation of this By-law, no building shall be erected between the building lines as defined in Paragraph 1, and Welshpool Road.

3. The Darling Range Road Board is the authority responsible for carrying this By-law into effect and forcing the observance thereof.

Passed by a resolution of the Darling Range Road Board at a meeting held on the 18th day of February, 1957.

R. C. OWEN,  
Chairman.

P. A. MORGAN,  
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 17th day of April, 1957.

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

## KELLERBERRIN ROAD BOARD.

General By-laws.

Road Districts Act, 1919.

PURSUANT to the powers conferred by the Road Districts Act, 1919, and all other powers thereto enabling it, the Kellerberrin Road Board doth hereby repeal all by-laws previously made by it under the Road Districts Act, and makes and publishes the following by-laws in lieu thereof:—

By-laws.

Meetings and Proceedings.

(1) Seven (7) days' notice in writing shall be given by the chairman or secretary, of ordinary regular meetings, and also of every meeting adjourned for a term exceeding six (6) days.

(2) Meetings of the Board shall be of two kinds, "ordinary" and "special." Ordinary meetings are those held regularly in pursuance of these by-laws for the transaction of the general business of the Board, including adjourned meetings, at which incompleting business shall be completed, together with other business considered necessary.

(3) Special meetings are those called under section 131 (2) and (3) of the Act, and the notices for such special meetings shall have such special business specified therein, and nothing shall be discussed at any special meeting, other than the special business specified on the notice of the meeting; provided, however, that any matter of emergency may be discussed on the ruling of the chairman, and with the consent of a majority of those present.

(4) The ratepayers' meeting shall consist of one called under section 144 of the Act, and the Standing Orders so far as the Act allows, shall apply to the proceedings, but the provisions of the Act shall be first observed.

(5) Ordinary meetings shall be held at the offices of the Board, or at some other convenient place, at 11 a.m. on the second Tuesday of each month, or on such a day and at such an hour as may be appointed from time to time by the resolution of the Board, passed at the previous ordinary meeting of the Board.

(6) No business shall be transacted at any ordinary meeting or special meeting unless a quorum, as specified by the Act, shall be present.

(7) At all meetings of the Board, when there is not a quorum present, such circumstances, together with the names of the members then present, shall be recorded in the minute book.

(8) The minute book, prescribed by the Act, shall be kept, in which any item of business transacted by the Board at meetings, shall be entered by the secretary; provided that pasting or permanently affixing the minutes of the meeting of the Board to the leaves of a book shall be equivalent to entry therein. Minutes of both the special and ordinary meetings shall be confirmed at the next ordinary meeting of the Board.

(9) Each member (including the chairman) shall have one vote, and, in the case of an equality of votes, the question shall pass in the negative.

(10) No resolution of any meeting of the Board shall be revoked, rescinded or altered except in the manner provided by section 136 of the Act.

(11) The Common Seal of the Board shall be kept in the Board's safe. It shall not be used except by Board resolution.

#### Standing Orders.

(12) The order of business at all ordinary meetings of the Board shall be as follows:—

- (a) Reading of minutes of the last ordinary meeting, also any special meetings, and confirmation thereof; but the minutes may be taken as read, if circulated to members at least three days before the meeting.

No discussion shall take place upon the minutes of the proceedings, except as to their accuracy or for rectification of a clerical error.

- (b) Consideration of business arising out of the minutes. The secretary will briefly describe action taken on each resolution or direction. Questions may be asked by members on the progress of such matters.

(c) Reports—

(i) Chairman.—The chairman shall have the right of directing attention at any meeting, to any matter or subject within the jurisdiction or official cognisance of the Board. He shall also report to the Board on any functions he has attended, as a representative of the Board.

(ii) Secretary.—On all matters which his duties require him to bring before the Board, not mentioned in correspondence, matters of information which require Board attention, and other matters requested by the Board.

(iii) Engineer.—On all works carried out during the previous month, works programme for the future month, and other matters requested by the Board.

(iv) Finance Committee.—Recommending payments, adopting financial statements, and any comment considered necessary on the overall financial position of the Board.

(v) Other Committees.—As required by the Board.

- (d) Questions on which notice of motion has been given, at the previous meeting.
  - (e) Business arising from correspondence.
  - (f) Rates.—All matters pertaining to general, loan, health and vermin rates.
  - (g) Health.—All matters pertaining to the administration of the Health Act, 1911.
  - (h) Vermin.—All matters pertaining to the administration of the Vermin Act, 1919.
  - (i) General Board business.
- (13) Deputations.—Arrangements must be made at one meeting, by resolution of the Board, for a deputation to be received at the following meeting. In an emergency, the chairman may ask the Board to receive a deputation immediately, and the Board will, by resolution, agree or disagree.
- (b) Deputations shall be under the control of the chairman and shall speak only on the subject matter upon which the Board agreed to receive such deputation. Board members may ask questions, but no discussion involving Board policy will take place in the presence of the deputation.
  - (c) Upon the deputation retiring, the Board will proceed immediately to discuss the matter presented, and instruct the secretary as to what Board decision is to be forwarded to the deputation.
- (14) All correspondence to the Board shall be addressed to the secretary, and submitted to the Board. No letter addressed to the Board shall be presented or read by a member.
- (15) Committees—
- (a) If, in a report of a committee, distinct recommendations are made, the decision of the Board may be taken separately on each recommendation.
  - (b) Any report of a committee or any portion of such report may be amended by the Board in any manner it may think fit, or may be referred back to the committee for further consideration.
  - (c) The recommendation of any committee when adopted by the Board, shall become a resolution of the Board.
- (16) When the chairman rises in his place during the progress of a debate, any member then speaking or offering to speak, shall immediately resume his seat and every member shall preserve strict silence so that the chairman may be heard without interruption, but the member who was speaking may resume when the chairman takes his seat.
- (17) A member, when speaking, shall not digress from the subject of debate.
- (18) In the absence of any member who has placed a notice of motion on the business paper for any meeting, any other member may, at such meeting, move the same, or such motion may be deferred until the next ordinary meeting of the Board.
- (19) No motion shall be discussed unless or until it has been seconded.
- (20) When a motion has been proposed and seconded, it shall become subject to the control of the Board, and shall not be withdrawn without the consent of the Board.
- (21) When a motion has been proposed and seconded, any member shall be at liberty to move an amendment thereon, but no such amendment shall be debated unless or until it has been seconded. After an amendment has been moved and seconded, any member desirous of moving a further amendment may give notice of his intention so to do, and may briefly state his proposed amendment and the effect thereof.
- (22) No motion or amendment shall be debated unless or until it has been reduced to writing, if the chairman so directs.
- (23) In submitting a motion or amendment the chairman shall put the question first in the affirmative and then in the negative.
- (24) If the amendment has been carried, the question as amended shall itself become the question before the Board, whereupon any further amendments upon such questions may be moved.

(25) If an amendment, whether upon an original question or amended as aforesaid, has been negatived, then a further amendment may be moved to the question to which such firstmentioned amendment was moved, and so on until there are no further amendments, and the question is then decided by the final vote in the affirmative or in the negative; provided that no more than one motion and one proposed amendment thereof shall be before the Board at any one time.

(26) No discussion shall be permitted upon any motion for the adjournment of the Board. If, upon the question being put on any such motion the same is negatived, the subject then under consideration or the next on the business paper shall be discussed, and it shall not be competent for any member to again move for adjournment until half an hour has elapsed from the time of moving the one that has been negatived.

(27) On resuming any discussion that has been adjourned, the mover of such adjournment shall be entitled, if he has not already spoken on the subject under discussion, to speak first.

(28) Every such question shall be put categorically and without argument.

(29) No discussion shall be permitted respecting any reply or refusal to reply to any question.

(30) Members shall on all occasions, when at a meeting, address the chairman and secretary and members by their official designations such as chairman or secretary or member, as the case may be.

(31) The mover of an original motion shall have the right of general reply to all observations which have been made in reference to such motion or to any amendment moved thereon, as well as the right to speak upon every such amendment.

(32) Upon a vote being taken all members present within the Board room, unless disqualified from voting, shall, upon the question being put, record their respective votes in the affirmative or negative, as each shall deem desirable, but if a member neglects or refuses to vote, except when disqualified from voting, his vote shall be counted for the negative.

(33) (a) All questions shall, if not otherwise decided by law, be determined thus:—Upon a question being put, those in favour shall say "Aye" and those against "No," and the chairman shall declare whether the "Ayes" or "Noes" have determined the question; or, if the chairman prefers, he may call for a show of hands for and against the question. The decision of the chairman shall be final and conclusive unless such decision be immediately challenged and two members rise and demand a division.

(b) Where there is only one dissentient, he may request that his name be recorded in the minutes as opposed to the motion, and it shall be so recorded.

(34) Upon a division being called for, the question shall be put in the affirmative first and then in the negative, and the chairman and all members present shall vote by show of hands, and the names and the votes of the chairman and members present shall be recorded in the minutes by the secretary. Any member of the Board present when a division is called for who does not in the manner above indicated vote on such motion, not being disqualified by law from voting, shall have his vote counted in the negative.

(35) The chairman shall be at liberty to put any question as often as may be necessary, to enable him to form his opinion as to the result of voting, and declare the same.

#### Damage to Board Property.

(36) No person shall place any placard or other document on, write or print on, or otherwise deface any house or building abutting or contiguous to a public road or on any wall, fence, gate or lamp post, without the consent of the owner or occupier thereof.

(37) No person shall make or leave a fire near any road or truck or reserve under the jurisdiction of the Board, without taking proper precautions against such fire spreading.

(38) No person shall set fire to any standing tree upon or near any road or track, without the permission of the Board.

(39) No person shall light a fire, or place any rushes, bushes, or other inflammable substance, under, near, or against any bridge or culvert in the district.

(40) No person, without having first obtained the permission of the Board, shall break up, cut down, damage or destroy or injure any footpath, gutter, drain, culvert, bridge, road, public way, tree, plant, gate, fence, post, lantern, lamp post, implement, material, building or other property under the control of or owned by the Board.

(41) No person shall carelessly, wilfully or wantonly, injure, destroy, carry away, or remove from its place any tree, shrub, or plant, standing in any of the roads, enclosures, public places, of or belonging to, or under the control of the Board, or shall carelessly, wilfully, or wantonly, injure, destroy, carry away or remove out of its place, or ride or drive against any of the tree-guards, fences, or other protection to any such trees, shrubs or plants as aforesaid.

#### De-pasturing of Cattle, etc.

(42) No person shall turn loose or suffer any kind of animal belonging to him or under his control, to stray or go about or to be tethered or de-pastured in or upon any road, recreation ground or reserve.

(43) Any person owning or in control of any animal found wandering at large on any road, recreation ground or reserve, shall, upon the direction of any Board officer, remove such animal immediately.

#### Sand, Timber and Gravel, etc.

(44) No person shall remove any timber, sand, gravel, soil or other material, from any land belonging to or in charge of or under the control of the Board, without the written permission of the Board; any person contravening this by-law shall, upon conviction, be also liable to pay to the Board the value of the materials removed.

#### Depositing Waste Material.

(45) No person shall deposit soil, rubble, building waste, trade waste, garden trash, or any material whatsoever, in or upon any road, reserve, gravel pit, recreation ground or other property under the control of the Board, without written authorisation by the Board.

(46) Any person contravening this by-law, shall, upon conviction, be liable to a Court order to remove such deposits forthwith, or pay the cost of the Board removing same.

#### Blasting.

(47) No person shall blast any rock, stone or timber, or use explosives for other purposes, in or near any roadway, street, or townsite without obtaining the permission of the Board, and attending to such directions in regard thereto, given in conjunction with such permission, or subsequently given by the secretary.

#### Fencing.

(48) The Board may require the owner of land within any townsite or prescribed area within the district, to fence the boundary thereof, abutting on any road, right-of-way, or footpath. No fence containing bush posts, barbed wire, or fowl netting will be permitted.

(49) The Board may require the owner of land within any townsite or prescribed area within the district, to carry out repairs as prescribed, on any fence abutting on any road, right-of-way or footpath.

#### Removal of Encroachments, Obstructions and Undergrowth.

(50) The Board may direct the removal, within fourteen (14) days, of any building, fence, or other obstruction or encroachment in or upon any street, road, lane or public place under the control of the Board. In any case of failure to comply with such direction, it shall be lawful for an officer appointed by the Board, to remove same at the cost of the person so offending, and to proceed against the offender for a breach of this by-law.

(51) The owners of vacant townsite lands within the district shall, when required by the Board, clear such lots of trees, shrubs, and undergrowth, wholly or partially, and within such time as may be directed by the Board.

(52) The Board may direct the removal, within fourteen (14) days, of any portions of trees, shrubs, or other growth, overhanging a fence, on to a footpath, road, right-of-way, lane or public place under the control of the Board. In any case of failure to comply with such direction, it shall be lawful for an officer appointed by the Board to remove same at the cost of the person so offending, and to proceed against the offender for a breach of this by-law.



## Street Stalls, Collections, etc.

(53) No person or body of persons shall conduct a street stall, collection, raffle, sale or exhibition, without the permission of the Board.

(54) Applications must be lodged in writing in time to be considered by the Board.

## Appointment of Employees.

(55) The secretary or foreman of the Board is hereby authorised, acting for and on behalf of the Board, to employ any casual or weekly servant required by the Board in connection with any works, but shall report the fact of the employment of any such servant to the Board at its meeting next following such employment and the Board shall be deemed to have ratified the employment of any such servant, and such employment may be continued unless at such meeting the Board, by resolution directs that the employment of the servant shall be discontinued.

(56) The authority given by this by-law shall be supplementary to and shall not derogate from the power of the chairman of the Board under section 211 (3), of the Road Districts Act, 1919.

## Management and Use of Reserves.

(57) These by-laws shall apply to all public reserves, parklands, gardens and recreation grounds under the management or control of the Board and hereinafter called the reserves.

(58) Under such conditions and stipulations as shall be determined by the Board, and upon payment of such fees as described herein, the Board may grant to any responsible person, or association of persons, the exclusive right to use and occupy any reserve or portion of a reserve for the purpose of conducting thereon any games, sports, racing, trotting, amusements or entertainments but the public shall have the right to enter upon such reserve or portion thereof on payment to the person or association of persons so using and occupying as aforesaid such sum as such person or association of persons shall have determined to be payable for admission to such reserve or portion thereof.

	Per Annum.		
	£	s.	d.
Kellerberrin—			
Agricultural Society	21	0	0
Trotting Club	15	15	0
Tennis Club	9	9	0
Football Club	8	8	0
Cricket Club	3	3	0
Hockey Club	1	1	0
Basket Ball Club	1	1	0
Police Boys' Club	1	1	0
Doodlakine—			
Tennis Club	6	6	0
Football Club	1	1	0
Baandee—			
Tennis Club	3	3	0
Football Club	1	1	0

Provided that the Board may, by an absolute majority, reduce or waive such fees in circumstances which it considers necessary.

(59) No person except the officers or servants of the Board acting in the discharge of their duty, or unless authorised by the person or association of persons to whom an exclusive right has been granted under clause (58) of these by-laws, shall enter a reserve on such days as may be set apart for games, sports, racing, trotting, amusements or entertainments, except through the proper entrance for such purpose and upon payment of the fee chargeable for admission at the time, but on such days as are not set apart as aforesaid, the reserves shall be open to the public free of charge.

(60) No person except a bona fide member of a club or association authorised in that behalf shall play or carry on any games, sports, racing, trotting, amusements or entertainments, upon reserve No. 12245, greater sports ground, comprising lots 260 and 327 in the Kellerberrin Townsite; Recreation Reserve No. 6967 as a cricket ground in the Kellerberrin Townsite; Recreation

Reserve No. 13712 as a football ground in the townsite of Doodlakine; Recreation Reserve No. 18333 as tennis courts in the townsite of Doodlakine; Recreation Reserve No. 13701 as tennis courts and football ground, adjacent to Baandee Townsite.

(61) No person shall bring or take any horse on to the reserves for the purpose of training or exercising such horse without having first obtained from the Board a training or exercising permit nor train or exercise such horse contrary to any restrictions, conditions, or stipulation that such permit may impose upon the holder thereof.

(62) No person shall damage or interfere with any property placed or used in or belonging to the reserves, nor break, pull up, damage or injure any tree, shrub or plant, nor commit any nuisance in any reserve, nor stand on or climb or jump over the seats, trees, or fences, or leave in any reserve any bottles, paper, cast-off clothing or any litter or rubbish of any kind.

(63) No person, unless authorised by the Board, shall bring into any reserve any horse, cow or other animal, or pasture stock therein.

(64) No person shall camp, lodge or tarry overnight or frequent for the purpose of camping or lodging on any reserve, unless authorised by the Board.

(65) No person shall drive any vehicle in or through any reserve except on such portions as are reserved or set apart for such purpose.

(66) No person shall light any fire within a reserve without the written consent of the Board, except in a fireplace or stove provided within a building for the purpose.

(67) No person other than a person who is the holder of a special or temporary license under the Licensing Act, 1911, to sell intoxicating or spirituous liquors, shall take into or upon any reserve any intoxicating liquor, except with the written consent of the Board.

(68) No person shall consume any intoxicating liquor on any reserve except at a booth or stall set apart for such purpose and under the control and management of a person who is the holder of a special or temporary license as aforesaid.

(69) Notwithstanding anything contained in clauses (67) and (68) of these by-laws, the Board may, upon application, grant to any sporting club or other responsible association of persons, a permit authorising the serving and consumption of intoxicating liquor at any properly organised social gathering under the control of such club or association otherwise than in accordance with clauses (67) and (68) of these by-laws but subject to such other conditions and restrictions as the Board may see fit to impose.

(70) Any person found in a state of intoxication in a reserve or behaving in a disorderly manner, or creating or taking part in any disturbance or using any profane, indecent or obscene language or committing any act of indecency or misconducting himself or committing any breach of these by-laws therein may be removed forthwith from the reserve by any officer, servant or member of the Board or any member of the committee of any club or association or other authorised body having the right to use and occupy the reserve at the time, or by any member of the Police Force, without affecting such person's liability to prosecution for an offence against these by-laws.

(71) Any person who obtains keys to unlock any locked building on reserves shall sign for such keys and return same to the Road Board Office as soon as possible.

#### Damage or Injury to Roads by Sand Drift.

(72) Whenever it appears to the Board that sand or soil is drifting or is likely to drift from lands adjacent to a road so as to damage or injure the road the Board may serve notice requiring the owner or occupier of the said land to refrain from ploughing or otherwise disturbing the surface of the said land within a distance of ten chains from the boundary of the land nearest to the road or to do or refrain from doing any act, whereby the Board considers sand drift from such land on to a road will be prevented.

(73) Any notice under this by-law may be served (a) by delivering it to the person upon whom same is to be served personally; or (b) by forwarding to by post in a prepaid letter addressed to him at his last known place of abode or business.

#### Hawking.

(74) In the construction of these by-laws, subject to the context, "Board" shall mean the Kellerberrin Road Board.

(75) No person shall hawk any goods, wares, or merchandise in the district, unless he holds a current license issued to him by the Board under this by-law.

(76) Provided that nothing contained in this section shall apply to any person or persons paying rates, or liable to pay rates, for any shop or store carrying on the usual business, trade, and delivery trade or delivery of goods therefrom.

(77) A hawker's license shall be in the Form No. 3 in Schedule "A" attached hereto.

(78) The fees to be paid for licenses issued to hawkers shall be as set forth in Schedule "B" attached hereto.

(79) Every application for a hawker's license shall be made during the currency of the financial year in which the license is to have effect, and every such license shall have effect for and during that year, or the unexpired portion thereof, and no longer.

(80) Every hawker, while employed in hawking, must produce his license upon being required to do so by any police officer or officer of the Board.

(81) Every hawker shall rigidly affix to some conspicuous part of his cart, barrow, or other vehicle or basket, and at all times maintain thereon, a board or placard bearing his name and the words "Licensed Hawker" legibly written thereon, in letters not less than one inch in height and of corresponding width.

(82) No person to whom a hawker's license shall have been granted shall lend, transfer, or assign his license, and no person shall borrow or make use of such license granted to a person other than himself.

(83) No hawker shall leave any residence or farm gate other than as he finds it, that is to say, an open gateway shall be left open, and a closed gateway shall be left closed.

Schedule "A."

Form No. 3.

Kellerberrin Road Board.

HAWKER'S LICENSE.

Kellerberrin.....19.....

Amount of fee paid £.....

General receipt No.....

Mr.....of....., is hereby licensed, under the provisions of the Board's by-laws, to hawk goods, with a ..... within the Kellerberrin Road Board District and for which he has paid the prescribed fee for the year ending 30th June, 19.....

.....  
Secretary.

Schedule "B."

Kellerberrin Road Board.

HAWKER'S LICENSE FEE.

Annual Fees for Hawkers' Licenses—Combines Town and Rural License—£10 per annum. Rural only—£6 per annum.

Long Service Leave.

(84) In the interpretation of the by-laws the following words shall have the meanings assigned to them hereunder:—

(a) "Board" means the Kellerberrin Road Board.

(b) "Continuous Service" means service in the employment of this Board during which an employee has not been absent from the service of the Board for a continuous period of more than two days or an aggregate period of more than ten days without leave of absence being granted by the Board, provided that an employee who was employed by the Board on a permanent basis immediately prior to entering continuous full-time service with the Armed Forces of the Commonwealth of Australia, or who was directed by the Manpower Directorate to serve elsewhere, between the 3rd day of September, 1939, and the 3rd day of March, 1947, shall have such service counted as continuous service with this Board, provided the requisite proof is produced.

(85) All employees of the Board shall after each period of ten years' continuous service as permanent full-time employees thereof commencing from 30th June, 1936, be entitled to three months' long service leave. Long service leave shall be taken at the convenience of the Board, who will, as far as possible, meet with the wishes of the employee, but the Board may require the employee to take leave by giving not less than three months' notice.

(86) Absence on account of sickness shall not be deemed to be a break in continuity of service, providing the period of absence shall not exceed three months in any year, unless otherwise decided by the Board.

(87) Employees due to take long service leave shall be paid

(a) their salary or wage for the period thereof at the rate equivalent to the rate of pay which the employee was entitled to receive at the date on which he commenced his leave;

(b) The Board may at its discretion either—

(i) pay to an employee his wages or salary periodically during long service leave, or

(ii) pay to the employee in advance a sum representing the amount of his wages or salary for the period of this long service leave.

(88) Employees shall not be entitled to long service leave until the completion of 10 years' service. After the completion of the first ten years, employees will then be entitled to a pro rata payment if they leave the service of the Board or are retrenched by the Board before the next period is completed.

(89) Long service leave shall be considered as a special period of recuperation after a lengthy term of service, with a view to fitting the employee for a further term, and during such leave no employee shall undertake any form of employment for hire or reward, unless by special permission of the Board. Any contravention of this By-Law shall entitle the Board to dismiss the employee from its service, and to cease paying or to recover any amounts paid in advance on account of long service leave.

#### Footpath Crossings.

(90) No person shall construct a vehicle crossing place over any made footpath without first obtaining a permit from the Board.

(91) Such permit shall be granted by the Board, provided:

(a) Material used is substantially to same as the footpath, that is, a crossing over a concrete footpath shall be of concrete, and a crossing over a gravel footpath shall be gravel.

(b) Depth of material and method of construction shall be to the satisfaction of the Board, and capable of carrying the heaviest vehicle likely to use the crossing.

#### Pipelines Under Roads and Footpaths.

(92) No person shall put a water pipe or other service pipe or conduit under any road or footpath without a permit from the Board.

(93) Any damage done will be made good by the applicant, or by the Board at the applicant's expense.

(94) The Board may require, in the permit, an outer or larger pipe or covering through which such water pipe or conduit may be withdrawn for repairs or replacement without further damage to road or pavement.

#### Poisonous Plants.

(95) Any owner or occupier of land abutting on roads, streets or footpaths which have been cleared of poisonous plants by the Board, shall keep such roads, streets or footpaths clear of such poisonous plants.

#### Verandahs.

(96) No person shall construct a verandah over the footpath of any street in the townsite of Kellerberrin, unless it be of the cantilever type with no supporting verandah posts.

#### Penalty.

(97) Any person offending against any of the provisions of these by-laws shall be liable on conviction to a penalty not exceeding £20.

(98) Section 206 of the Road Districts Act shall apply to all By-Laws, that is to say:— Nothing in any by-law shall relieve any person from any penalty, punishment, or action to which he would otherwise be liable in respect of anything done by him in breach of any by-law made under this Act; and the Board may sue any person for any damage done to any road, public place, vessel, building, structure, work, appliance, apparatus, or thing in addition to recovering the amount of any penalty for the breach of any by-law.

Passed at a meeting of the Kellerberrin Road Board, held on the 11th day of March, 1957.

J. G. CARGER,  
Chairman.  
T. R. BENNETT,  
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 17th day of April, 1957.

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

#### MINES REGULATION ACT, 1946-1956.

Department of Mines,  
Perth, 17th April, 1957.

HIS Excellency the Governor in Executive Council acting under the provisions of the Mines Regulation Act, 1946-1956, has been pleased to make the regulations set out in the Schedule hereunder.

A. H. TELFER,  
Under Secretary.

#### Schedule.

#### Regulations.

1. In these regulations the Mines Regulation Act Regulations made under the Mines Regulation Act, 1946, reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 25th July, 1956, with all amendments up to and including the 29th June, 1955, and further amended by notices published in the *Government Gazette* on the 8th June, 1956; the 29th June, 1956 and the 22nd February, 1957, are referred to in these regulations as the principal regulations.

2. (1) Paragraph (g) of regulation 16 of the principal regulations is amended—

- (a) by adding after the word "Officer" in line nine the words "or a Presiding Officer";
- (b) by adding after the word "Officer" in line ten the words "or Presiding Officer."

(2) Paragraph (h) of regulation 16 of the principal regulations is amended—

- (a) by substituting for the words "or his deputy" in line two the words "or a Presiding Officer."
- (b) by substituting for the words "his deputy" in line three the words "Presiding Officer";
- (c) by adding after the word "Officer" in line seven the words "or Presiding Officer."
- (d) by substituting for the words "his deputy" in line nine the words "Presiding Officer."

(3) Paragraph (i) of regulation 16 of the principal regulations is amended by substituting for the words "his deputy" in line two the words "a Presiding Officer."

(4) Paragraph (j) of regulation 16 of the principal regulations is revoked.

(5) Paragraph (k) of regulation 16 of the principal regulations is amended by substituting for the words "his deputy" in line two the words "a Presiding Officer."

3. The principal regulations are amended by substituting for regulation 21 the following regulation—

21. (1) The fees payable to Returning Officers, Assistant Returning Officers, Presiding Officers, Assistant Presiding Officers and Poll Clerks for their services in connection with the election of Workmen's Inspectors of Mines shall be as follows:—

- (a) Returning Officers shall be paid 50 per cent. of the fee prescribed for a Returning Officer for State Parliamentary Elections in the Regulations made under the Electoral Act, 1907-1953 which are in force at the time of the holding of an election.
- (b) Assistant Returning Officers—including fee for presiding—shall be paid the fee prescribed for a Presiding Officer plus twenty shillings (20s.).
- (c) Presiding Officers, Assistant Presiding Officers and Poll Clerks shall be paid the appropriate fee prescribed for State Parliamentary Elections in the Regulations made under the Electoral Act, 1907-1953 which are in force at the time of the holding of an election.

(2) Where more than twenty (20) Polling Places have been appointed the Returning Officer shall be paid in addition to the fee prescribed in subregulation (1) of this Regulation a further fee of 5s. for every Polling Place in excess of twenty.

(3) A fee of 3d. for each certificate shall be paid to Mines Officials for the preparation of Voters' Certificates.

(4) Persons appointed under the provisions of the Public Services Act, 1904-1956 are authorised to receive and retain such fees as are provided for their use under this Regulation.

4. Regulation 22 of the principal regulations is revoked.